



Office of the Governor of Guam

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Felix Perez Camacho
Governor

Kaleo Scott Moylan
Lieutenant Governor

04 OCT 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. 1114 (EC), "AN ACT MAKING APPROPRIATIONS FOR THE OPERATIONS OF THE EXECUTIVE BRANCH OF THE GOVERNMENT OF GUAM FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2006 AND MAKING OTHER APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS ADMINISTRATIVE PROVISIONS" which I signed into law on September 30, 2005, as Public Law 28-68.

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

Senator Edward J.B. Calvo
SECRETARY OF THE LEGISLATURE
ACKNOWLEDGEMENT RECEIPT
Rcv'd by: [Signature]
Print Name & Initial
Time: 4:02 Date: 10-4-05

Office of the Speaker

MARK FORBES

Date: 10/04/05
Time: 11:52
Rec'd by: [Signature]
Print Name: [Signature]
28-05-0382

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 Bill No. 114 (EC), "AN ACT MAKING APPROPRIATIONS FOR THE OPERATIONS OF THE EXECUTIVE BRANCH OF THE GOVERNMENT OF GUAM FOR FISCAL YEAR ENDING SEPTEMBER 30, 2006, AND MAKING OTHER APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS," was on the 30th day of September, 2005 duly and regularly passed.



MARK FORBES

Speaker

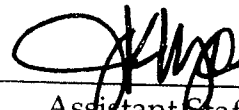
Attested:



Edward J.B. Calvo

Senator and Secretary of the Legislature

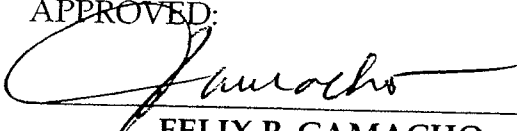
This Act was received by *I Maga'lahaen Guåhan* this 30th day of September, 2005,
at 1:35 o'clock P.M.



Assistant Staff Officer

Maga'lahaen's Office

APPROVED:



FELIX P. CAMACHO

I Maga'lahaen Guåhan

Date: 9/30/05

Public Law No. 28-68

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

Bill No. 114 (EC)
As amended in the
Committee of the Whole.

Introduced by:

Committee on Calendar
by request of *I Maga'lahaen Guåhan*,
the Governor of Guam, in accordance
with the Organic Act of Guam, as amended

AN ACT MAKING APPROPRIATIONS FOR THE OPERATIONS
OF THE EXECUTIVE BRANCH OF THE GOVERNMENT OF
GUAM FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2006
AND MAKING OTHER APPROPRIATIONS, AND
ESTABLISHING MISCELLANEOUS ADMINISTRATIVE
PROVISIONS.

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 CHAPTER I.

3 GENERAL PROVISIONS.

4 Section 1. Short Title. This Act shall be known as the "*General*
5 *Appropriations Act of Fiscal Year 2006*". Except as otherwise provided by this Act,
6 the appropriations made herein shall be available to pay for obligations incurred on or
7 after October 1, 2005, *but no later* than September 30, 2006 for Fiscal Year 2006. In
8 the event that any appropriation of this Act is found contrary to Federal law, all portions
9 not so found shall remain valid.

10 Section 2. Estimated Revenues for Fiscal Year 2006. *I Liheslaturan*
11 *Guåhan*, the Guam Legislature, adopts the following revenue estimate for Fiscal Year
12 2006, which shall be utilized for appropriations contained in this act.

13 I. GENERAL FUND REVENUES

1	A. TAXES	
2	Income Tax	
3	Corporate	\$48,434,332
4	Individual	\$41,425,453
5		
6	Withholding Taxes, Interest	
7	and Penalties	\$192,324,954
8		
9	Provision for Tax Refund	(\$72,000,000)
10		
11	TOTAL INCOME TAXES	\$210,184,739
12		
13	Gross Receipts Tax	\$168,114,291
14		
15	Other Taxes	\$2,170,590
16		
17	TOTAL TAXES	\$380,469,620
18		
19	B. FEDERAL SOURCES	
20	Federal Income Tax Collection	
21	(Section 30 Funds), Immigration	
22	Fees and Indirect Cost	\$51,055,201
23		
24	C. USE OF MONEY AND PROPERTY	\$129,510
25	D. LICENSES, FEES, AND PERMITS	\$1,382,588
26	E. DEPARTMENT CHARGES	\$2,055,979

1	F. TOTAL GENERAL FUND REVENUE	\$435,092,898
2		
3	II. SPECIAL FUND REVENUES	
4	A. Air Pollution Control Special Fund	\$214,129
5		
6	B. Chamorro Land Trust Operations Fund	\$492,266
7	C. Corrections Revolving Fund	\$1,304,907
8		
9	D. Customs, Agriculture and Quarantine Inspection Services Fund	\$7,760,418
10	E. Enhanced 911 Emergency System Reporting Fund	\$2,082,787
11		
12		
13	F. Environmental Health Fund	\$233,872
14	G. Guam Board of Accountancy Fund	\$455,224
15		
16	H. Guam Contractors License Board Fund	\$334,901
17		
18	I. Guam Environmental Trust Fund	\$141,476
19		
20	J. Guam Highway Fund	\$14,345,779
21	K. Guam Plant Inspection and Permit Fund	\$40,000
22	L. Guam Telephone Authority Privatization Proceeds Fund	\$2,246,947
23		
24		

1	M.	Healthy Futures Fund	\$10,665,466
2			
3	N.	Judicial Building Fund	\$20,000
4	O.	Land Survey Revolving Fund	\$950,000
5			
6	P.	Police Services Fund	\$339,116
7			
8	Q.	Professional Engineers, Architects	
9		and Land Surveyors Board Fund	\$201,825
10			
11	R.	Public Recreation Services Fund	\$154,717
12			
13	S.	Safe Streets Fund	\$196,000
14			
15	T.	School Lunch/SAE/Child Nutritional Meal	
16		Reimbursement Fund	\$5,500,000
17			
18			
19	U.	Solid Waste Operations Fund (Tipping Fee)	\$5,822,582
20			
21	V.	Street Light Fund	\$3,912,927
22			
23	W.	Territorial Education Facilities Fund	\$19,318,360
24			
25	X.	Tourist Attraction Fund	\$22,990,000
26	Y.	Water Protection Fund	\$52,340
27			

1	Z.	Water Research & Development Fund	\$61,054
2		TOTAL SPECIAL FUND REVENUE	\$99,837,093
3			
4	III.	FEDERAL MATCHING GRANTS-IN-AID REVENUES	
5	A.	Agriculture	\$517,800
6			
7	B.	Guam Council on the Arts and	
8		Humanities Agency	\$240,000
9			
10	C.	Guam Election Commission	\$1,000,000
11			
12	D.	Guam Environmental Protection	
13		Agency	\$181,221
14			
15	E.	Integrated Services for Individuals	
16		with Disabilities	\$1,942,602
17			
18	F.	Judiciary of Guam	\$463,657
19			
20	G.	Labor	\$33,500
21			
22	H.	Law	\$4,205,679
23			
24	I.	Military Affairs	\$568,092
25			
26	J.	Public Health and Social Services	\$18,014,395
27			

1	K. University of Guam	\$1,508,000
2		
3	L. Youth Affairs	\$305,600
4		
5	TOTAL FEDERAL MATCHING	
6	GRANTS-IN-AID REVENUE	\$28,980,546
7		
8	REVENUE SUMMARY:	
9	TOTAL GENERAL FUND REVENUE	\$435,092,898
10		
11	TOTAL SPECIAL FUND REVENUE	\$99,837,093
12		
13	TOTAL FEDERAL MATCHING	
14	GRANTS-IN-AID REVENUE	\$28,980,546
15		
16	GRAND TOTAL	\$563,910,537

1 **Section 3. Debt Service Continuing Appropriations.** The following are
2 continuing appropriations for debt service requirements:

3 A. GENERAL OBLIGATION

4 BONDS 1993 SERIES A

5 *(For education capital projects; Real*
6 *Property Taxes pledged; due FY 2018*
7 *as final year; P.L. 22-19 and P.L. 22-24,*
8 *net of UOG Bond Payment Obligation \$2,027,302)*

9 **Territorial Education Facilities Fund**

\$10,610,318

10
11 B. GENERAL OBLIGATION BONDS 1995 SERIES

12 A

13 *(For tax refunds, supplemental Retirement and*
14 *vendor payments; P.L. No. 23-14; due FY 2006*
15 *as final year)*

16 **Territorial Education Facilities Fund**

\$2,210,100

17 C. LIMITED OBLIGATION HIGHWAY

18 REFUNDING BONDS 2001 SERIES A (P.L.

19 *NO. 24-70; due FY 2012 as the final year; source*
20 *of payment from Liquid Fuel Taxes)*

21 **Guam Highway Fund**

\$6,029,294

22 D. LIMITED OBLIGATION (SECTION 30)

23 BONDS, 2001 SERIES A

24 *(Water System Revenue Bond;*
25 *P.L. No. 26-58, amended by P.L. No.*

1	<i>25-59; Section 30 funds pledged; due FY 2012 as</i>	
2	<i>final year)</i>	
3	Section 30 Funds	\$9,826,287
4	E. 2002 SHORT TERM FINANCING	
5	<i>(Line of Credit; P.L. 26-84 amended by P.L. 26-</i>	
6	<i>122 and P.L. 26-130; due</i>	
7	<i>FY 2012 as the Final Year; source of payment</i>	
8	<i>Section 30 Funds)</i>	\$ 1,281,819
9	F. LIMITED OBLIGATION	
10	INFRASTRUCTURE IMPROVEMENT	
11	BONDS, 1997 SERIES A	
12	<i>(Tumon Redevelopment; payment from</i>	
13	<i>the Tourist Attraction Fund, pursuant to</i>	
14	<i>P.L. 24-111)</i>	
15	Tourist Attraction Fund	\$ 7,279,888
	TOTAL DEBT SERVICE	\$37,237,706

1 three point two percent (83.2%) of the prior month's collections for withholding
2 taxes, interest and penalties. The Director of Administration shall, on the first
3 (1st) day of each month, transfer to the Guam Public School System all funds held
4 in the Guam Public School System Operations Fund, *except* that for the first (1st)
5 month of Fiscal Year 2006, on October 15, 2005, the Director of Administration
6 shall transfer all funds contained in the Guam Public School System Operations
7 Fund to the Guam Public School System. Nothing herein shall be construed as
8 preventing *I Liheslaturan Guåhan* from making additional appropriations to the
9 Guam Public School System. *I Maga'lahaen Guåhan*'s transfer authority shall *not*
10 apply to this or any other appropriation to the Guam Public School System,
11 *except* that *I Maga'lahaen Guåhan* may transfer funds into the Guam Public
12 School System to the extent permitted by law.

13 **§52102. Appropriation to the Guam Public School System Operations**
14 **Fund.** The contents of the Guam Public School System Operations Fund are
15 appropriated to the Guam Public School System for the operations of the Guam
16 Public School System and for purposes directly associated with its operation, for
17 the implementation of the compensation study provided for in P.L. 28-36 and
18 P.L. 28-49, provided that the GPSS shall seek further appropriation from *I*
19 *Liheslaturan Guåhan* for implementation, if needed, said implementation to be
20 effective for School Year 2006-2007, and for improvement of the Guam Public
21 School System, inclusive of capital improvements, as may be found necessary by
22 the Superintendent of Education. This appropriation is continuous, and
23 contingent on the annual submission of a detailed budget, in accordance with
24 Chapter 3 of Title 17 of the Guam Code Annotated, to *I Liheslaturan Guåhan*,
25 notwithstanding any other provision of law. Nothing herein shall prohibit *I*
26 *Liheslaturan Guåhan* from appropriating supplemental amounts to the Guam
27 Public School System. All appropriations to the Guam Public School System are

1 not subject to the allotment process administered by the Bureau of Budget and
2 Management Research (BBMR), nor to any budget reserve administered by
3 BBMR. The Superintendent of Education and the Director of Administration
4 shall submit a detailed quarterly report to *I Liheslaturan Guåhan* on the receipt
5 and expenditure of said funds *no later than* thirty (30) days after the close of each
6 quarter and post the same on the GPSS website.”

7 **Section 2. Guam Public School System (GPSS) Various Operational**
8 **Requirements for FY 2006.** The following appropriations for specific expenditure
9 items totaling Three Hundred Seven Thousand Four Hundred Dollars (**\$307,400**) are
10 made to the Guam Public School System for Fiscal Year 2006:

11 (1) The sum of One Hundred Six Thousand Dollars (**\$106,000**) is
12 appropriated from the Territorial Education Facilities Fund to the Guam Public
13 School System to fund rodent control and insect treatment in schools.

14 (2) The sum of One Hundred Twenty Six Thousand Four Hundred
15 Dollars (**\$126,400**) is appropriated from the Territorial Education Facilities Fund
16 to the Guam Public School System for security services in schools.

17 (3) The sum of Seventy Five Thousand Dollars (**\$75,000**) is
18 appropriated from the Territorial Education Facilities Fund to the Guam Public
19 School System for the Financial, Student and Administrative Information
20 System.

21 **Section 3. Interscholastic Sports Program.** For Fiscal Year 2006, the sum
22 of Five Hundred Nine Thousand Two Hundred Forty-six Dollars (**\$509,246**) is
23 appropriated from the Healthy Futures Fund to the Interscholastic Sports Fund within
24 the Guam Public School System to fund Interscholastic Sports Programs. Expenditure
25 of these funds will be in accordance with Title 17 GCA §7108.

1 The Superintendent of Education shall submit a detailed quarterly report to *I*
2 *Liheslaturan Guåhan* on the receipt and expenditure of said funds *no later than* thirty
3 (30) days after the close of each quarter and post the same on the GPSS website.

4 **Section 4. Health/ Physical Education Program and Activities.** For Fiscal
5 Year 2006, the sum of Three Hundred Twenty Four Thousand Four Hundred Sixteen
6 Dollars (**\$324,416**) is appropriated from the Healthy Futures Fund to the Guam Public
7 School System for Health/Physical Education programs, intramural sports, and similar
8 activities.

9 The Superintendent of Education shall submit a detailed quarterly report to *I*
10 *Liheslaturan Guåhan* on the receipt and expenditure of said funds *no later than* thirty
11 (30) days after the close of each quarter and post the same on the GPSS website.

12 **Section 5. *Y Kuantan Salappe' Prinsepat (Principal's Fund).***

13 (a) The sum of Five Hundred Fifty Five Thousand Dollars (**\$555,000**)
14 is hereby appropriated from the General Fund to the Guam Public School System for
15 the Principal's Fund for Fiscal Year 2006. The amount appropriated herein shall be
16 allocated per student to each school, based on the student population of each school at
17 the end of the prior school year; provided that no school shall receive less than Five
18 Thousand Dollars (**\$5,000**).

19 The Superintendent of Education shall submit a detailed quarterly report to *I*
20 *Liheslaturan Guåhan* on the receipt and expenditure of said funds *no later than* thirty
21 (30) days after the close of each quarter and post the same on the GPSS website.

22 (b) The authorization to expend any unreleased and unexpended
23 appropriations pursuant to Section 5 of Public Law 27-107 shall be continued for Fiscal
24 Year 2006.

25 **Section 6. Non-Personnel Operating Expenses.** Up to Five Million Five
26 Hundred Thousand Dollars (**\$5,500,000**) is appropriated from the School
27 Lunch/SAE/Child Nutritional Meal Reimbursement Fund to the Guam Public School

1 System for non-personnel operating expenses incurred in accordance with established
2 guidelines for said programs.

3 The Superintendent of Education shall submit a detailed quarterly report to *I*
4 *Liheslaturan Guåhan* on the receipt and expenditure of said funds *no later than* thirty
5 (30) days after the close of each quarter and post the same on the GPSS website.

6 **Section 7. Appropriation to the GPSS for Summer School.**

7 (a) For Fiscal Year 2006, there is hereby appropriated such sums as are
8 necessary from the Summer School Fund established pursuant to §6119 of Article 1, of
9 Chapter 6 of Division 1 of Title 17, Guam Code Annotated, to the Guam Public School
10 System to fund the operations of the 2006 Summer School Program.

11 (b) The Superintendent of Education shall submit a detailed report to
12 *I Liheslaturan Guåhan* on the receipt and expenditure of said funds *no later than* thirty
13 (30) days after the close of summer school and post the same on the GPSS website.
14 Such report shall include the following:

- 15 (i) total revenues received, including identification of each revenue
16 source;
- 17 (ii) total expenditures and encumbrance by object classification and by
18 school; and
- 19 (iii) the fund balance.

20 **Section 8. Appropriation for Textbooks.** The following are appropriations to
21 the Guam Public School System for the purchase of textbooks, e-book readers and
22 collateral materials in accordance with the conditions and terms expressed in the
23 following Subsections:

24 (a) **Fiscal Year 2006.** For Fiscal Year 2006, the sum of Three Million
25 Five Hundred Thousand Dollars (**\$3,500,000**) is appropriated from the General Fund
26 from Fiscal Year 2007 revenues to the Guam Public School System (GPSS) for the
27 purchase of textbooks, e-book readers and collateral classroom instructional materials.

1 GPSS may, *if necessary*, in agreements with textbook vendors, defer payment until *after*
2 October 1, 2006, but *not later than* December 31, 2006, with the full faith and credit of
3 the government of Guam.

4 (b) GPSS shall order all textbooks, e-book readers and collateral
5 classroom instructional materials funded by this Section *no later than* March 1, 2006
6 for Fiscal Year 2007, and the Bureau of Budget and Management Research shall release
7 such allotments as are required to ensure such textbooks, e-book readers and collateral
8 classroom instructional materials are ordered by this deadline. All textbooks and
9 collateral classroom instructional materials shall be received and distributed to schools
10 *no later than* thirty (30) days prior to the start of the Guam Educational Policy Board's
11 adopted school calendar. All funds appropriated for textbooks, e-book readers and
12 collateral classroom instructional materials shall *not* be used for any other purpose.

13 (c) For Fiscal Year 2006, on the first (1st) day of each quarter, the
14 Superintendent of Education shall provide a detailed report to *I Liheslaturan Guåhan* on
15 all receipts and expenditures for textbooks, e-book readers and collateral classroom
16 instructional materials purchased with these funds. The report shall be accompanied by
17 the certified list of textbooks approved by the Guam Education Policy Board and all
18 purchase orders issued. The report shall be posted on the GPSS website. The report
19 shall include summaries reflecting the following information:

- 20 (i) purchases by allotment account number, unit cost and total cost of
21 books charged against appropriation account, vendor, quantity, title,
22 copyright date and ISBN number of books ordered, and allocation of
23 such books by school and grade;
- 24 (ii) the number of textbooks and e-book readers lost and/or damaged,
25 the amount of collections for such lost or damaged items and the
26 amount of receivables due for such lost or damaged items; and

1 (iii) other information that may be useful, or requested by *I Liheslaturan*
2 *Guåhan*, regarding the accountability of funds appropriated for such
3 purposes.

4 Non-compliance with reporting requirements by the Superintendent of Education shall
5 result in sanctions/penalties imposed pursuant to this Act.

6 **Section 9. Liberation Day Carnival Repeal and Reenactment.** Section
7 1013.1(c) of Chapter 10 of Title 10 of the Guam Code Annotated, is *repealed* and
8 *reenacted* to read:

9 **“§1013.1. Liberation Day Carnival.**

10 (c) The net proceeds from the Liberation Day Carnival shall be divided in
11 the following manner:

12 (1) The sponsoring organization shall be entitled to retain fifty percent
13 (50%) of the net proceeds and may convey any interest or portion thereof to any
14 charitable organization; and

15 (2) Fifty percent (50%) of the net proceeds shall be deposited into the
16 ‘Public School Library Resources Fund’ and used *solely* for the purchase of public
17 school library resources.

18 The sponsoring organization shall be subjected to an audit by the
19 Public Auditor in calculating the net proceeds.”

20 **Section 10. Continuation of a Portion of the Tax Collection Enhancement**
21 **Fund Revenue Proceeds towards the Public School Library Resources Fund.** Title
22 11 GCA §1111 is hereby *amended* to read:

23
24 **“§1111. Creation of Tax Collection Enhancement Fund: No**
25 **Commingling.** There is hereby created, separate and apart from other funds of the
26 government of Guam, a reserve fund known as the ‘Tax Collection Enhancement Fund
27 (the ‘Fund’)’. The Fund shall *not* be commingled with any other fund of the

1 government of Guam. Expenditures from the Fund shall be pursuant to 11 GCA
2 §1107(e).”

3 **Section 11. Creation of Every Child is Entitled to an Adequate Public**
4 **Education Act Fund.** A new §7115 is *added* to Chapter 7 of Title 17 of the Guam
5 Code Annotated to read:

6 **“§7115. Every Child is Entitled to an Adequate Public Education**
7 **Fund.** There is hereby created, separate and apart from other funds of the
8 government of Guam, a fund known as the ‘Every Child is Entitled to an
9 Adequate Public Education Fund (‘Fund’).’ The Fund shall *not* be commingled
10 with any other fund, and shall be kept in a separate bank account and
11 administered by the Superintendent of Education in accordance with policies
12 adopted by the Education Policy Board which shall require that all checks issued
13 from the Fund bear the signatures of at least two (2) employees. All monies
14 deposited into the Fund shall be expended by the Superintendent, in accordance
15 with the small purchase procedures set out at 5 GCA §5213, and regulations
16 enacted thereunder, in amounts up to Five Thousand Dollars (**\$5,000**) for
17 providing an Adequate Public Education as that term is defined at 1 GCA
18 §715.12 (f), (g), (h), (i) and (l). The Superintendent may appoint an advisory
19 committee to advise him on expenditures from the Fund.”

20 **Section 12. Gifts to the Every Child is Entitled to an Adequate Public**
21 **Education Act Fund.** A new §7116 is *added* to Chapter 7 of Title 17 of the Guam
22 Code Annotated to read:

23 **“§7116. Donations to the Fund.** The Treasurer of Guam is authorized to
24 accept monetary donations from any individual or organization which the
25 Treasurer shall deposit in the Every Child is Entitled to an Adequate Public
26 Education Fund and promptly report to the Superintendent of Education. The

1 provisions of 5 GCA, Article 11, **Ethics in Public Contracting** are applicable to
2 donors to the Fund.”

3 **Section 13. Transparency.** A new §7117 is *added* to Chapter 7 of Title 17 of
4 the Guam Code Annotated to read:

5 “§7117. **Restrictions on Expenditures from the Fund.** No expenditure
6 may be made from the Every Child is Entitled to an Adequate Public Education
7 Fund until the essential details of the expenditure are published on the website
8 maintained by the Guam Public School System pursuant to 5 GCA §10305. The
9 Superintendent of Education and the Treasurer of Guam shall make quarterly
10 reports showing the names of donors and the amounts of the donations to *I*
11 *Maga’lahi* and the Speaker of *I Liheslaturan Guåhan* and publish the reports on
12 the Guam Public School System website.”

13 **Section 14. Deappropriation and Reappropriation.**

14 The sum of up to One Hundred Sixty Thousand Dollars (**\$160,000**) is deappropriated
15 from the sums appropriated to *I Liheslatura* and reappropriated to the Every Child is
16 Entitled to an Adequate Public Education Fund. Notwithstanding any other law or rule,
17 the Fiscal Officer of *I Liheslatura* shall reduce the allotment to the Office of Senator
18 Robert Klitzkie by an amount equal to the sum deappropriated by this Section.

19 **Section 15.** The Superintendent of Education is hereby authorized to expend,
20 from the Every Child is Entitled to an Adequate Public Education Fund, up to Sixty
21 Thousand Dollars (**\$60,000**) for the repair and renovation of the Southern High School
22 gymnasium. The Superintendent’s authority to expend said funds shall expire on
23 December 31, 2005.

24 **Section 16. Standards for Air Conditioning Systems Funded Herein.**

25 The air conditioning system purchased with funds appropriated by this Act shall comply
26 with the following provisions:

1 (1) The system shall comply with the comfort and air quality standards
2 set forth for Heating, Ventilation and Air Conditioning (HVAC) equipment as provided
3 for by Chapter 5 of the Federal GSA's Facilities Standards For Public Buildings Service
4 (PBS-P100).

5 (2) Repair and Replacement Parts must be readily available (*not more*
6 *than* five (5) working days).

7 (3) A warranty and maintenance agreement that guarantees the working
8 life system for a period of *not less than* five (5) years.

9 **Section 17.** A new §7118 is *added* to Chapter 7 of Title 17 of the Guam Code
10 Annotated to read:

11 **“§7118. Donations in Kind.** The Superintendent is authorized to accept
12 in kind contributions from any individual or organization. In kind contribution is
13 defined as a contribution of services, materials or equipment for the benefit of the
14 GPSS. Upon acceptance of said in kind contribution, the Superintendent shall
15 provide the individual or organization with a written statement acknowledging
16 said contribution and assessing its fair market value.

17 (a) The Superintendent of Education or his designee shall physically
18 receive such donations on behalf of GPSS.

19 (b) The Superintendent shall publish a quarterly report of all such
20 donations on the GPSS website, which shall include the names of the donors and
21 the items donated.

22 (c) The provisions of Title 5 GCA Sections 5601 through 5677 and any
23 other Guam laws which create ethical standards of conduct shall apply to all
24 officers and employees of the government of Guam who receive or possess such
25 donations, the donors, and the donations made pursuant to this Section.

26 (d) The Guam Education Policy Board shall enact rules and regulations
27 regarding the making and acceptance of donations by the GPSS.”

1 **Section 18. A new Chapter 49 is added to 17 GCA to read:**

2 **“Chapter 49**

3 **School Financing**

4 **§49001. 2005 Revenue School Improvement Bonds.**

5 **(a) Authorization of Issuance of Revenue School Improvement Bonds.**

6 *I Maga'lahaen Guåhan* is authorized to issue new bonds of the government of
7 Guam in an aggregate principal amount not to exceed Seventeen Million Dollars
8 **(\$17,000,000)** to fund all or a portion of the capital outlay and capital
9 improvement projects described herein, and paying expenses incurred in
10 connection with the issuance of such new bonds; provided, however, that the
11 issuance of the new bonds shall not violate the debt limitation provisions of 48
12 U.S.C. §1423a.

13 **(b) Terms and Conditions Determined by Indenture.** The terms and

14 conditions of the bonds shall be as determined by *I Maga'lahi* by the execution
15 of an indenture securing the bonds upon or before the issuance of the bonds. The
16 indenture shall contain such terms and conditions as are consistent with this
17 Section.

18 **(c) Valid and Binding Obligation.** To the extent that the debt limitation

19 provisions of 48 U.S.C. §1423a are not violated, any bonds authorized by this
20 Section shall constitute the valid and legally binding limited obligations of the
21 government of Guam payable solely from and secured by a pledge of the
22 revenues pledged pursuant to Subsection (d) of this Section.

23 **(d) Pledge of Revenues; Not a General Obligation.** There is hereby

24 established the School Improvement Fund, hereinafter known as the 'SIF'. Any
25 and all revenues derived from the issuance of new and renewal licenses issued by
26 the Business License Branch of the Department of Revenue and Taxation in
27 Guam, and all fees and penalties collected by the Guam Public School System,

1 except as restricted by federal law, shall be deposited in the SIF. All funds held
2 in the SIF may be pledged to secure the repayment of any bonds issued under this
3 Section and to pay costs incurred in the issuance or administration of the bonds.
4 Any pledge made to secure the bonds shall be valid and binding from the time the
5 pledge is made. The revenues pledged and thereafter received by the government
6 of Guam or by any trustee, depository or custodian shall be deposited in a
7 separate account and shall be immediately subject to the lien of such pledge
8 without any physical delivery thereof or further act, and the lien of such pledge
9 shall be valid and binding against all parties having claims of any kind in tort,
10 contract or otherwise against the government of Guam or such trustee, depository
11 or custodian, regardless of whether the parties have notice thereof. The indenture
12 or agreement by which such pledge is created need not be recorded. All such
13 fees and penalties, to the extent so pledged, are hereby continuously appropriated
14 for such purpose. The bonds shall not be, and shall state on their face that they
15 are not, general obligations of the government of Guam.

16 **(e) Waiver of Immunity.** Notwithstanding any substantive or procedural
17 provision of Chapter 6 of Title 5 of the Guam Code Annotated, the government
18 of Guam waives immunity from any suit or action in contract on the bonds, but
19 does not waive sovereign immunity as to the personal liability of elected officials
20 and employees of the government of Guam.

21 **(f) Form of Bonds; Covenants; Appointment of Fiduciaries.** The
22 technical form and language of the bonds, including provisions for execution,
23 exchange, transfer, registration, paying agency, lost or mutilated bonds,
24 negotiability, cancellation and other terms or conditions not inconsistent with this
25 Section, including covenants relating to the maintenance of revenues, shall be as
26 specified in the indenture approved by *I Maga'lahi* authorizing the issuance of
27 the bonds. The indenture may appoint one or more trustees or other fiduciaries

1 authorized to receive and hold in trust the proceeds of the bonds and revenues
2 relating thereto, to protect the rights of bondholders and to perform such other
3 duties as may be specified in the indenture. *I Maga'lahi* is also authorized to
4 execute, on behalf of the government of Guam, any appropriate agreements,
5 certificates or other instruments relating to the bonds, the sale of the bonds and
6 payment of the bonds being refunded. The indenture shall be subject to the
7 approval of *I Liheslaturan Guåhan*.

8 **(g) Authorization for Credit Enhancement.** *I Maga'lahi* is authorized to
9 enter into such contracts or agreements with such banks, insurance companies or
10 other financial institutions as he determines are necessary or desirable to improve
11 the security and marketability of the bonds issued under this Section. Such
12 contracts or agreements may contain an obligation to reimburse, with interest,
13 any such banks, insurance companies or other financial institutions for advances
14 used to pay principal or interest on the bonds. Any such reimbursement
15 obligation shall be payable solely from, and may be secured by a pledge of, the
16 revenues described in Subsection (d) of this Section.

17 **(h) Use of Proceeds from the Sale of the Bonds.** Proceeds from the sale
18 of the bonds shall be used solely to fund all or a portion of the projects
19 enumerated in Subsection (j) of this Section, and to pay expenses relating to the
20 authorization, sale and issuance of the bonds and the payment of the bonds being
21 refunded, including, without limitation, printing costs, costs of reproducing
22 documents, bond insurance premiums, underwriting, legal and accounting fees
23 and charges, fees paid to banks or other financial institutions providing credit
24 enhancement, costs of credit ratings, fees and charges for execution,
25 transportation and safekeeping of bonds, escrow agent fees and other costs,
26 charges and fees in connection with the issuance, sale and delivery of the bonds
27 and the payment of the bonds being refunded.

1 except as restricted by federal law, shall be deposited in the SIF. All funds held
2 in the SIF may be pledged to secure the repayment of any bonds issued under this
3 Section and to pay costs incurred in the issuance or administration of the bonds.
4 Any pledge made to secure the bonds shall be valid and binding from the time the
5 pledge is made. The revenues pledged and thereafter received by the government
6 of Guam or by any trustee, depository or custodian shall be deposited in a
7 separate account and shall be immediately subject to the lien of such pledge
8 without any physical delivery thereof or further act, and the lien of such pledge
9 shall be valid and binding against all parties having claims of any kind in tort,
10 contract or otherwise against the government of Guam or such trustee, depository
11 or custodian, regardless of whether the parties have notice thereof. The indenture
12 or agreement by which such pledge is created need not be recorded. All such
13 fees and penalties, to the extent so pledged, are hereby continuously appropriated
14 for such purpose. The bonds shall not be, and shall state on their face that they
15 are not, general obligations of the government of Guam.

16 **(e) Waiver of Immunity.** Notwithstanding any substantive or procedural
17 provision of Chapter 6 of Title 5 of the Guam Code Annotated, the government
18 of Guam waives immunity from any suit or action in contract on the bonds, but
19 does not waive sovereign immunity as to the personal liability of elected officials
20 and employees of the government of Guam.

21 **(f) Form of Bonds; Covenants; Appointment of Fiduciaries.** The
22 technical form and language of the bonds, including provisions for execution,
23 exchange, transfer, registration, paying agency, lost or mutilated bonds,
24 negotiability, cancellation and other terms or conditions not inconsistent with this
25 Section, including covenants relating to the maintenance of revenues, shall be as
26 specified in the indenture approved by *I Maga'lahi* authorizing the issuance of
27 the bonds. The indenture may appoint one or more trustees or other fiduciaries

1 authorized to receive and hold in trust the proceeds of the bonds and revenues
2 relating thereto, to protect the rights of bondholders and to perform such other
3 duties as may be specified in the indenture. *I Maga'lahi* is also authorized to
4 execute, on behalf of the government of Guam, any appropriate agreements,
5 certificates or other instruments relating to the bonds, the sale of the bonds and
6 payment of the bonds being refunded. The indenture shall be subject to the
7 approval of *I Liheslaturan Guåhan*.

8 **(g) Authorization for Credit Enhancement.** *I Maga'lahi* is authorized to
9 enter into such contracts or agreements with such banks, insurance companies or
10 other financial institutions as he determines are necessary or desirable to improve
11 the security and marketability of the bonds issued under this Section. Such
12 contracts or agreements may contain an obligation to reimburse, with interest,
13 any such banks, insurance companies or other financial institutions for advances
14 used to pay principal or interest on the bonds. Any such reimbursement
15 obligation shall be payable solely from, and may be secured by a pledge of, the
16 revenues described in Subsection (d) of this Section.

17 **(h) Use of Proceeds from the Sale of the Bonds.** Proceeds from the sale
18 of the bonds shall be used solely to fund all or a portion of the projects
19 enumerated in Subsection (j) of this Section, and to pay expenses relating to the
20 authorization, sale and issuance of the bonds and the payment of the bonds being
21 refunded, including, without limitation, printing costs, costs of reproducing
22 documents, bond insurance premiums, underwriting, legal and accounting fees
23 and charges, fees paid to banks or other financial institutions providing credit
24 enhancement, costs of credit ratings, fees and charges for execution,
25 transportation and safekeeping of bonds, escrow agent fees and other costs,
26 charges and fees in connection with the issuance, sale and delivery of the bonds
27 and the payment of the bonds being refunded.

1 **(i) No Personal Liability Except for Failure to Perform Ministerial**
2 **Duty.** No employee or elected official of the government of Guam shall be
3 individually or personally liable for the payment of any amounts due on any
4 bonds issued under this Section, or for any other liability arising in connection
5 with the bonds; provided, however, that nothing in this Section shall relieve any
6 employee or elected official from the performance of any ministerial duty
7 required by law.

8 **(j) Proceeds.** The proceeds shall be expended for the following school
9 improvement projects:

10 (1) design, repair, renovation and reconstruction of facilities that are part of
11 public schools in Guam, inclusive of restrooms, classrooms, cafeterias,
12 labs and other such facilities as determined by the Superintendent of
13 Education, provided that no such work may be performed on a facility
14 that is not a school; and

15 (2) purchase and upgrading of school air conditioning systems, school fire
16 alarm and safety systems and classroom computers, as determined by
17 the Superintendent of Education.

18 **(k) Alternative Financing.** Should *I Maga'lahi* determine that an
19 alternative method of financing, including, but not limited to, a short term debt,
20 mortgage, loan, federally guaranteed loan or loan by an instrumentality of the
21 United States Federal Government will better serve the needs of the school
22 system and the people of Guam, *I Maga'lahi* is authorized to pursue such
23 financing by pledging the revenues detailed in this Section, provided that the
24 proceeds of such alternative financing shall be as authorized by this Section and
25 provided further that any instrument of such financing shall be subject to the
26 approval of *I Liheslaturan Guåhan* before execution.

1 **(l) Assistance by GEDCA.** The Guam Economic Development and
2 Commerce Authority shall provide such assistance as *I Maga'lahi* requires or
3 requests in fulfilling the purpose of this Section. Such assistance will be
4 provided without fee or compensation of any kind.”

5 **Section 19. School Improvement Fund (SIF).**

6 **(a)** The sum of Seventeen Million Dollars (\$17,000,000) is
7 appropriated from the School Improvement Fund to the Guam Public School System for
8 capital outlay and capital improvement projects.

9 **(b)** The Superintendent of Education shall submit a detailed quarterly
10 report to *I Liheslaturan Guåhan* on the expenditure of said funds *no later than* thirty
11 (30) days after the close of each quarter and post the same on the GPSS website.

12 **Section 20. Authorization to Develop School Facilities on the Marbo**
13 **Property Using the Municipal Lease Method.**

14 **(a) Authorization to Enter into Lease.** For the purpose of facilitating
15 the financing of the design, construction and maintenance of an Education Facility, as
16 defined in Title 5 GCA § 58103(e), an Education Agency, namely the Guam Public
17 School System, or the government of Guam, as the case may be, is authorized to lease, to
18 a Contractor, up to eighteen (18) acres of certain real property located on Guam better
19 described more particularly as that certain real property, located in Yigo, Guam, known
20 as Lot Marbo Base Command “B”-4, consisting of approximately eighty (80) acres, as
21 described in Exhibit “A” of the United States Quitclaim Deed, Instrument Number
22 479882, on which to construct an Education Facility, as defined in Title 5 GCA §
23 58103(e), pursuant to Chapter 58 of Title 5, also known as The Education Facilities
24 Construction Initiative Act of 2001, as amended.

25 **(b) Approval of the Request for Proposal.** *I Liheslaturan Guåhan*
26 hereby approves the Request for Proposal (‘RFP’) attached hereto as “Exhibit B.” Such
27 RFP shall be issued by the government of Guam through the Department of Public

1 Works, in compliance with the Guam Procurement Law, for the financing, design and
2 construction of the Education Facility, together with maintenance of the Education
3 Facility over the term of the Lease-Back, according to the needs of the Education
4 Facility, and consistent with Chapter 58 of Title 5.

5 (c) **Reservation of Funds.** Beginning Fiscal Year 2007, the sum of One
6 Million Dollars (\$1,000,000) shall be reserved from the General Fund debt service
7 savings resulting from the payoff of the government of Guam's 1995 General Obligation
8 Bond pursuant to Public Law 28-49 for the RFP approved herein. Upon acceptance of
9 the terms and conditions resulting from the RFP, approved herein, *I Maga'lahi* shall
10 submit a request to *I Liheslatura* for a continuing appropriation from such reserved funds
11 to carry out the intent of this Act.

12 (d) **Zoning of Lot.** Lot Marbo Base Command "B"-4, consisting of
13 approximately eighty (80) acres, is hereby zoned as S-1 (School Zone).

14 **Section 21.** A new Section 61312 is *added* to Title 21 GCA to read:

15 "§61312. S-1 (School Zone). (a) Use permitted:
16 (1) public schools and school related facilities."

17 **Section 22. Approval of Ground Leases as Required by Public Law 28-47.**

18 (a) **Findings and Intent.** *I Liheslaturan Guåhan* hereby declares that
19 the intent of *I Mina'Bente Ocho Na Liheslaturan Guåhan* in enacting Bill No. 101, now
20 Public Law 28-47, was, and continues to be, that the amendments made by Public Law
21 28-47 shall apply to any transaction consummated pursuant to the Notice of Award
22 issued by the Department of Public Works on February 2, 2005 for the Construction of
23 New-Schools-Finance, Design, Build and Leaseback in various locations, except that the
24 requirement in Title 5 GCA § 58105 for the approval of *I Liheslaturan Guåhan* prior to
25 the solicitation of requests for proposals shall apply only to requests for proposals made
26 after the date of enactment of Public Law 28-47.

1 **(b) Approval of the Ground Lease.** *I Liheslaturan Guåhan* hereby
2 approves, pursuant to Title 5 GCA § 58104, the lease of the following parcels for use in
3 the following order of priority for the purposes of Chapter 58 of Title 5, also known as
4 The Education Facilities Construction Initiative Act of 2001, as amended:

5 Adacao Mangilao Elementary School Site – Lot 5402-R5New-6, Municipality of
6 Mangilao;

7 Liguan Terrace Dededo Elementary School Site – Lot 264, Block 4, Tract 100,
8 Municipality of Dededo;

9 Astumbo Dededo Middle School Site – Block 26-1NEW, Tract 240, Municipality
10 of Dededo;

11 Wettengel (Ukudu) High School Site – Tract 11406, Municipality of Dededo; and

12 J.M. Guerrero Elementary School Conversion to Middle School – Lot No. 10126-
13 R2, Harmon, Municipality of Dededo.

14 **(c) Rezoning of Lots.** The following lots are hereby rezoned to S-1
15 (School Zone):

16 Lot No. 5402-R5NEW-6, Municipality of Mangilao containing an area of
17 16.98 acres as shown on Land Management Drawing No. I4-05T691 LM
18 Check No. 238 FY2005 is rezoned from A to S-1 (School Zone);

19 Lot No. 264, Block 4, Tract 100, Municipality of Dededo containing an
20 area of 24.7 acres as shown on Land Management Drawing No. I4-05T692
21 LM Check No. 085 FY2005 is rezoned from R-1 to S-1 (School Zone);

22 Block 26-1NEW, Tract 240, Municipality of Dededo containing an area of
23 15 +/- acres as shown on Land Management Drawing No. I4-05T693 LM
24 Check No. 253 FY2005 is rezoned from R-1 to S-1 (School Zone);

1 Tract 11406, Municipality of Dededo containing an area of 87 +/- acres as
2 shown on Land Management Drawing No. I4-05T694 LM Check No. 254
3 FY2005 is rezoned from A to S-1 (School Zone); and
4 Lot No. 10126-R2, Municipality of Dededo containing an area of 15.36
5 acres as described as shown on Land Management Drawing No. I4-05T695
6 LM Check No. 255 FY2005 is rezoned from R-1 to S-1 (School Zone).

7 **Section 23. GPSS Budget.** §3121, Chapter 3, Title 17 of the Guam Code
8 Annotated is amended to read:

9 “§3121. **Budget.** The Superintendent of Education shall prepare the GPSS
10 fiscal year budget. When formulating the fiscal year budget for the GPSS, the
11 Superintendent shall recommend spending priorities for Board approval with top
12 priority given to those budgetary items that directly impact teaching and learning.
13 The budget shall include a Board resolution indicating its approval of the budget
14 submission and its funding priorities. The budget request for the non-personnel
15 categories of each decentralized school shall be submitted as a separate line-item,
16 by school, of the GPSS. The Superintendent shall submit the GPSS fiscal year
17 budget, approved by the Board, to *I Liheslaturan Guåhan* no later than March
18 30, 2006 for Fiscal Year 2007. Every year thereafter the submission shall be on
19 the thirtieth (30th) day of January.”

20 **Section 24. Chief Financial Officer.** §3125 of Chapter 3, Article 1 of Division
21 2, Title 17, Guam Code Annotated is hereby *amended* to read:

22 “§3125. **Chief Financial Officer.**

23 (a) The position of Chief Financial Officer is hereby established within the
24 Guam Public School System. The Chief Financial Officer shall meet the
25 following minimum qualifications:

26 i)

27 shall have graduated from a college or university with a Master’s

1 degree in accounting, finance, economics, business administration or a
2 related field or a Bachelor's degree in accounting, finance, economics,
3 business administration or a related field plus possession of nationally
4 recognized professional designation in accounting or finance; or

5 ii) shall have at least seven (7) years experience as a Chief
6 Financial Officer or Controller responsible for general accounting and
7 fiscal services;

8 iii) shall have knowledge and experience in negotiating and directing
9 activities related to obtaining financial reimbursement from federal
10 government programs; and

11 iv) shall have experience in negotiating contracts with external parties,
12 including third party payers, vendors, insurance carriers and other
13 contracting parties.

14 (b) The Chief Financial Officer shall report directly to the Superintendent of
15 Education. The Superintendent of Education shall hire the Chief Financial
16 Officer by direct employment as an unclassified employee of the government of
17 Guam, or by personal services contract, as is deemed necessary by the
18 Superintendent of Education to attract and retain a qualified Chief Financial
19 Officer. Notwithstanding the provisions of §6206.1 of Title 4 of the Guam
20 Code Annotated, the salary of the Chief Financial Officer shall be established
21 by the Guam Education Policy Board ('The Board'). The Board shall consider
22 income levels of private and government practitioners on Guam and worldwide.
23 Implementation of the salary structure is *subject to* the approval of the Board.

24 (c) The Chief Financial Officer shall provide the Guam
25 Education Policy Board, *I Maga'lahaen Guåhan* and *I Liheslaturan Guåhan* with
26 monthly financial reports on the receipt, allocation and expenditure of all funds
27 provided to the GPSS, to include General Funds, Federal funds, and non-

1 appropriated funds. Said financial reports shall be transmitted to said offices *no*
2 *later than* thirty (30) days after the close of each month, and an annual financial
3 report shall be submitted *no later than* sixty (60) days after the close of each
4 fiscal year. Said financial reports shall be provided at no cost to the respective
5 offices. Failure to provide timely reports shall constitute ‘cause’ for termination
6 purpose.”

7 **Section 25. Amend 17 GCA §3117 to read:**

8 **“§3117. Same: Vacancies.**

9 Any vacancies of elected member positions occurring on the Board shall be filled
10 within ninety (90) days by appointment of *I Maga’lahen Guåhan* (the Governor of
11 Guam) for the remaining term of the vacating member, subject to the advice and
12 consent of *I Liheslaturan Guåhan* (the Guam Legislature). Such vacancies shall be
13 filled by appointment of a member from the same district represented by the vacating
14 member.”

15 **Section 26. GPSS Compensation Plan Review.** Section 2 of Public Law 28-
16 036 is hereby *amended* to read as follows:

17 **“Section 2. GPSS Compensation Plan Review.** The Civil Service
18 Commission (‘Commission’), in consultation with the Guam Public School
19 System (GPSS), immediately upon the enactment of the Act and every three (3)
20 years thereafter, shall review and upgrade, as needed, the Compensation Plans of
21 Certificated Personnel, Certificated Healthcare Professionals and Attendance
22 Officers of GPSS, to be competitive with the U.S. national average. The
23 Commission shall implement the upgraded Compensation Plans of Certificated
24 Personnel, Certificated Healthcare Professionals and Attendance Officers of
25 GPSS within a period of sixty (60) days upon commencement of the review.”

26 **University of Guam**

1 **Section 27. University of Guam.**

2 **(a)** The sum of Twenty-five Million Eight Hundred Seventy-seven
3 Thousand Six Hundred Forty-five Dollars (**\$25,877,645**) is appropriated from the
4 General Fund to the University of Guam for its operations in Fiscal Year 2006.

5 **(b)** The sum of Eighty-Four Thousand Three Hundred Ninety-eight
6 Dollars (**\$84,398**) is appropriated from the interest earned on the UOG Endowment
7 Fund- Series B to the University of Guam for its operations in Fiscal Year 2006.

8 **(c)** The sum of One Million Five Hundred Eight Thousand Dollars
9 (**\$1,508,000**) is appropriated from the Federal Matching Grant-in-Aid to the University
10 of Guam for its operations in Fiscal Year 2006.

11 **(d)** The University of Guam is authorized to transfer up to Six Hundred
12 Thousand Dollars (**\$600,000**) from the *Yamashita Educator Corps Fund* to the
13 University of Guam for the salaries and benefits of full-time faculty based on student
14 course demand.

15 **Section 28. University of Guam for Scholarships and Training Programs.**

16 The following appropriations are made to the University of Guam for Fiscal Year 2006.

17 **(a) Student Scholarships, Financial Assistance Programs and**
18 **Program Administration.** The sum of Two Million Five Hundred Thirty-five
19 Thousand Six Hundred Seventy Dollars (**\$2,535,670**) is appropriated from the General
20 Fund to the University of Guam for Fiscal Year 2006 to be expended for the following
21 student scholarships, financial assistance programs and program administrations: Merit
22 Awards, Student Loans, Nurse Training Programs, Professional and Technical Awards,
23 Reserve Officer Training Corps (“ROTC”), Regent Scholarships, Marine Lab
24 Graduates Assistance Programs, Early High School Admission Programs, Pedro “Doc”
25 Sanchez Scholarship Programs, John F. Quan Memorial Scholarship Program and
26 administration of all student financial assistance programs. The University of Guam

1 shall allocate this appropriation in order to fund student scholarships, financial
2 assistance programs and program administration.

3 **(b) Dr. Antonio C. Yamashita Educator Corps.** The sum of One
4 Million Three Hundred Fourteen Thousand Six Hundred Ninety-six Dollars
5 **(\$1,314,696)** is appropriated from the General Fund to the University of Guam for
6 Fiscal Year 2006, which shall disburse the funds pursuant to the directives and policies
7 of the Educator Corps Council, for stipends for the Dr. Antonio C. Yamashita Educator
8 Corps and for the administration of the Educator Corps Council, in accordance with the
9 provisions of Public Law 24-231, and §15107 of Title 17 of the Guam Code Annotated,
10 *as amended.*

11 **Section 29. Appropriation for Aquaculture Development and Training**
12 **Center.** The sum of One Hundred Forty Thousand Dollars **(\$140,000)** is appropriated
13 from the General Fund to the University of Guam (“UOG”) for Fiscal Year 2006 for the
14 *sole* purpose of funding the continued operations of the Aquaculture Development and
15 Training Center. Such funds shall *not* be transferred or used for any other purpose.

16 **Section 30. WERI’s GHS.** The sum of Two Hundred Four Thousand Two
17 Hundred Dollars **(\$204,200)** is appropriated for Fiscal Year 2006 from the General
18 Fund to the University of Guam (“UOG”) to fund the Water and Environmental
19 Research Institute of the Western Pacific (“WERI”) for the *sole* purpose of funding the
20 Guam Hydrologic Survey (“GHS”). WERI shall continue to administer the GHS for
21 the same purposes that have previously been established by the laws of Guam. Such
22 funds shall *not* be transferred or used for any other purpose.

23 **Section 31. Appropriation for WERI’s Comprehensive Water Resource**
24 **Monitoring Program.** The sum of One Hundred Seventy-three Thousand Nine
25 Hundred Forty-eight Dollars **(\$173,948)** is appropriated for Fiscal Year 2006 from the
26 General Fund to the University of Guam (“UOG”) to fund the Water and
27 Environmental Research Institute of the Western Pacific (“WERI”). Such funds shall

1 be used for the *sole* purpose of matching the Federal funding for the Comprehensive
2 Water Resource Monitoring Program. WERI shall continue to administer the
3 Comprehensive Water Resource Monitoring Program for the same purposes that have
4 previously been established by the laws of Guam. Such funds shall *not* be transferred
5 or used for any other purpose.

6 **Section 32. University of Guam for the College of Natural and Applied**
7 **Sciences.** The sum of Ninety Thousand Dollars (\$90,000) is appropriated from the
8 General Fund for Fiscal Year 2006 to the University of Guam for the College of Natural
9 and Applied Sciences which shall be divided equally between the Northern and
10 Southern Soil and Water Conservation Districts Programs. Such funds shall *not* be
11 transferred or used for any other purpose.

12 **Section 33. University of Guam for KPRG (Public Radio).** The sum of One
13 Hundred Thousand Dollars (\$100,000) is appropriated from the General Fund to the
14 University of Guam for KPRG (Public Radio) operations for Fiscal Year 2006

15 **Section 34. University of Guam for Hero Scholarship Program.** The sum
16 of Twenty Thousand Dollars (\$20,000) is appropriated from the Judicial Building Fund
17 to the University of Guam to be expended for the Hero Scholarship Program for Fiscal
18 Year 2006. Said funds shall *not* be transferred or used for any other purpose.

19 **Section 35. Continuing Appropriation for University of Guam.** The
20 appropriation made to the University of Guam pursuant to Section 6 of Chapter IV of
21 Public Law 27-106 shall continue until all sums appropriated therein are expended.

22 **Guam Community College**

23 **Section 36. Guam Community College.**

24 (a) The sum of Six Million Nine Hundred Thirteen Thousand Three
25 Hundred Sixty-one Dollars (\$6,913,361) is appropriated from the General Fund to the
26 Guam Community College for its operations in Fiscal Year 2006.

1 (b) The sum of Six Million One Hundred Ninety Thousand Five
2 Hundred Forty-two Dollars (**\$6,190,542**) is appropriated from the Territorial Education
3 Facilities Fund to the Guam Community College for its operations in Fiscal Year 2006.

4 **Section 37. Guam Community College LPN and Vocational Guidance**
5 **Programs.** The appropriations in the Subsections below, totaling Six Hundred Eighty
6 Three Thousand One Hundred Thirty Dollars (**\$683,130**), are made to the Guam
7 Community College for the operations of the Licensed Practical Nursing Program and
8 Vocational Guidance Program for Fiscal Year 2006.

9 (a) There is hereby appropriated Five Hundred Forty-one Thousand
10 Five Hundred Sixty-five Dollars (**\$541,565**) from the General Fund to the Guam
11 Community College to support the operational requirements of the Licensed Practical
12 Nursing Program and Vocational Guidance Program in Fiscal Year 2006.

13 (b) The sum of Fifty-Seven Thousand One Hundred Sixty-seven Dollars
14 (**\$57,167**) from the interest earned on the Government of Guam Youth Tobacco
15 Education and Prevention Fund, Series B, is appropriated to the Guam Community
16 College to supplement the operational requirements of the Licensed Practical Nursing
17 Program and Vocational Guidance Program in Fiscal Year 2006.

18 (c) The sum of Eighty-Four Thousand Three Hundred Ninety-eight
19 Dollars (**\$84,398**) from the interest earned on the GCC Endowment Fund, Series B, is
20 appropriated to the Guam Community College to fund the operational requirements of
21 the Licensed Practical Nursing Program and Vocational Guidance Program in Fiscal
22 Year 2006.

23 **Section 38. Continuing Appropriation for Guam Community College.** The
24 appropriation made to the Guam Community College pursuant to Section 7 of Chapter
25 IV of Public Law 27-106 shall continue until all sums appropriated therein are
26 expended.

1 **Section 39. Territorial Education Facilities Fund Amendment.** Sub-item (2)
2 of Subsection (1) of Section 22425 of Chapter 22 of Title 5 of the Guam Code
3 Annotated is hereby *amended* to read:

4 “(2) On the dates on which monies are transferred to the General Fund
5 pursuant to paragraph (1) of this Subsection (1) of this Section, if such transfer is
6 sufficient to fully reimburse the General Fund, (with interest, if required), the
7 balance remaining in the TEF Fund shall remain in the TEF Fund and shall *only*
8 be appropriated by *I Liheslatura* for the purpose of constructing, refurbishing,
9 replacing and funding educational facilities and to fund the operations of the
10 Guam Community College.

11 Such tax collections shall *not* be pledged to the payment of amounts due on the
12 bonds, and this Subsection (1) may be amended at any time by subsequent act of *I*
13 *Liheslatura*. Nothing in this Section shall be construed to prevent the government of
14 Guam from issuing, after appropriate enabling legislation, for the benefit of the
15 government of Guam other general obligations or revenue obligations of the
16 government secured by such real estate tax revenues on a parity with the bonds
17 authorized by this Section.”

18 **Guam Educational Telecommunication Corporation (KGTF)**

19 **Section 40. Guam Educational Telecommunication Corporation (KGTF).**
20 The sum of Five Hundred Fourteen Thousand Four Hundred Seventy-seven Dollars
21 **(\$514,477)** is appropriated from the General Fund to the Guam Educational
22 Telecommunication Corporation (KGTF) for its operations in Fiscal Year 2006.

23 **Guam Public Library System**

24 **Section 41. Guam Public Library System.** The sum of One Million One
25 Hundred Eighty-four Thousand Three Hundred Sixty-five Dollars **(\$1,184,365)** is

1 appropriated from the General Fund to the Guam Public Library System for its
2 operations in Fiscal Year 2006.

3 **Section 42. Continuing Appropriation for the Guam Public Library System.**

4 The appropriation made to the Guam Public Library System pursuant to Appendix B of
5 Public Law 27-106 shall continue until all sums appropriated therein are expended.

1 subject of overtime requirements for Fiscal Year 2006 within thirty (30) days of the
2 effective date of this Act.

3 **Section 5. Appropriation for New Sidearms.** The sum of Two Hundred Ten
4 Thousand Dollars (\$210,000) is appropriated from the General Fund to GPD for the
5 purchase of new sidearms for the Guam Police Department (GPD) uniformed
6 personnel.

7 **Section 6. The "Unreserved Fund Balance Fund".** There is hereby created
8 the "Unreserved Fund Balance Fund" which shall be maintained separate and apart
9 from any other funds of the government of Guam and shall *not* be subject to any
10 transfer authority of *I Maga'lahaen Guåhan*. Upon enactment of this Act, the Director
11 of Administration shall transfer sums equal to the amounts in the unreserved fund
12 balances of the Special Funds identified in Section 7, Part II of this Chapter.

13 **Section 7. Transfer of Unreserved Fund Balances.** The unreserved fund
14 balances from the following funds, as reported in the Government of Guam Basic
15 Financial Statements for the year ended September 30, 2004, shall be transferred to the
16 "Unreserved Fund Balance Fund".

17	Corrections Revolving Fund	\$125,176
18	Dededo Buffer Strip Revolving Fund	\$101,267
19	DPW Building and Design Fee Account Fund	\$1,149,336
20	Enhanced 911 Emergency Reporting System Fund	\$1,574,228
21	Guam Plant Inspection and Permit Fund	\$49,000
22	Healthy Futures Fund	\$427,969
23	Housing Revolving Fund	\$1,043,467
24	Police Services Fund	\$67,216
25	Parks & Recreation Services Fund	\$70,169

26 **Section 8. Repeal of the Housing Revolving Fund.** Section 12104 of Chapter
27 12 of Title 4 of the Guam Code Annotated is hereby *repealed*.

1 **Section 9. Repeal of the Department of Public Works Building and Design**
2 **Fee Account Fund.** Section 66409(c) of Chapter 66 of Title 21 of the Guam Code
3 Annotated is hereby *repealed*.

4 **Section 10. Appropriation for Guam Police Department.** The sum of Sixty-
5 seven Thousand Two Hundred Sixteen Dollars (\$67,216) is appropriated from the
6 Unreserved Fund Balance *Fund* to the Guam Police Department to support the
7 operations of the Department in Fiscal Year 2006.

8 **Section 11. Continuing Appropriation for Guam Police Department**
9 **Recruits.** The appropriation made to the Guam Police Department pursuant to Section
10 12(a), (b) and (c) of Chapter IV of Public Law 27-106 for the personnel, supplies and
11 equipment costs associated with the recruitment and hiring of sixty-eight (68) recruits
12 shall continue until all sums appropriated are expended.

13 **Section 12. Legal Counsel.** The sum of Ninety Thousand Seven Hundred
14 Twenty Dollars (\$90,720) is appropriated from the General Fund to employ the services
15 of Legal Counsel for the Guam Police Department.

16 **Section 13. Temporary Employment of Retired Police Officers.**
17 Notwithstanding the provisions of Section 8121(a) of Chapter 8 of Title 4 of the Guam
18 Code Annotated, the Guam Police Department may hire retired Guam Police Officers
19 when a critical need arises. Retired police officers hired under this Section may
20 continue to receive their retirement annuity while employed on this temporary basis.
21 Officers may *only* be hired under this Section to fill positions left vacant as a result of
22 military activation of police officers filling those positions and shall be terminated when
23 the incumbent returns from military service. Retired officers may be hired only in the
24 ranks of Sergeant I and below at Step I and shall *not* be entitled to sick and annual
25 leave. Officers hired under this Section shall first meet requirements, *except* for written
26 examinations, for the position for which they are being considered and the Chief of
27 Police shall certify that every retiree hired is fit for duty.

1 (c) The sum of Six Hundred Two Thousand Three Hundred Seventy-eight
2 Dollars (\$602,378) is appropriated from the Unreserved Fund Balance Fund to the
3 Guam Fire Department for its operations in Fiscal Year 2006.

4 **Section 16. Guam Fire Department Fire Stations.** The sum of One Hundred
5 Fifty Thousand Dollars (\$150,000) is appropriated from the General Fund to the Guam
6 Fire Department for maintenance, repairs and upgrade of Fire Stations in Fiscal Year
7 2006.

8 **Section 17. Guam Fire Department Office Space Rental.** The sum of Ninety-
9 six Thousand Dollars (\$96,000) is appropriated from the General Fund to the Guam
10 Fire Department for office space rental in Fiscal Year 2006.

11 **Section 18. Advanced Life Support Program.**

12 (a) The sum of One Hundred Twenty-six Thousand Eight Hundred Seventy-
13 three Dollars (\$126,873) is appropriated from the Unreserved Fund Balance *Fund* to the
14 Guam Fire Department for its Advanced Life Support Program to fund two (2) (each)
15 vehicles and equipment in Fiscal Year 2006.

16 (b) The sum of Twelve Thousand Dollars (\$12,000) is appropriated from the
17 Unreserved Fund Balance *Fund* to the Guam Fire Department for its Advanced Life
18 Support Program to fund Vehicle Preventive Maintenance Contracts in Fiscal Year
19 2006.

20 (c) The sum of Ten Thousand Dollars (\$10,000) is appropriated from the
21 Unreserved Fund Balance *Fund* to the Guam Fire Department for its Advanced Life
22 Support Program for Office Equipment and Supplies in Fiscal Year 2006.

23 (d) The sum of Six Hundred Ninety-five Thousand Two Hundred Seventy-
24 three Dollars (\$695,273) is appropriated to the Guam Fire Department of which Eighty-
25 nine Thousand Four Hundred Dollars (\$89,400) is from the General Fund and Six
26 Hundred Five Thousand Eight Hundred Seventy-three Dollars (\$605,873) is from the

1 Unreserved Fund Balance *Fund* to restore incentive pay for the purposes of Section
2 6223 of Article 2 of Chapter 6 of Title 4.

3 (e) **Repeal of Section 5 of Public Law 28-62.** Section 5 of Public Law 28-62
4 is hereby *repealed*. Section 6223 of Article 2 of Title 4, Guam Code Annotated, is
5 hereby *restored* in the form and language existing *prior* to the enactment of Section 5 of
6 Public Law 28-62.

7 **Section 19. Appropriation to the Guam Fire Department for Equipment**
8 **and Supplies.** The sum of Two Hundred Seventeen Thousand One Hundred Four
9 Dollars (**\$217,104**) is appropriated from the Unreserved Fund Balance *Fund* to the
10 Guam Fire Department for vehicle parts, fuel charges, ambulance supplies, firefighting
11 supplies and station supplies in Fiscal Year 2006.

12 **Section 20. Fire, Life and Medical Emergency Fund ('FLAME').** Section
13 72106 of Chapter 72 of Title 10 of the Guam Code Annotated is hereby *amended* to
14 read:

15 **"§72106. Fire, Life and Medical Emergency Fund ('FLAME').**

16 **(a) Creation of Fire, Life and Medical Emergency Fund ('FLAME').**

17 There is hereby created the Fire, Life and Medical Emergency Fund ('FLAME'). Sixty
18 percent (60%) of all monies deposited within the Fund shall be used to purchase
19 essential emergency rescue and firefighting vehicles, emergency life support and
20 medical equipment, and training for Emergency Medical Technician and Paramedic
21 certifications. Forty percent (40%) of all monies deposited within the Fund shall be
22 used to pay for emergency medical and paramedic certified firefighter salary
23 adjustments required by 4 GCA §6223 and §6231 and 10 GCA §72105.3. The Fund
24 shall be under the control of the Guam Fire Department and the Director of
25 Administration (the Director). The Director shall administer the Fund and release the
26 necessary monies upon request by the Fire Chief for expenditures authorized by this
27 Section. The Director shall report on a quarterly basis to the Speaker of *I Liheslaturan*

1 *Guåhan* the revenues collected and expended from this Fund and post the same on the
2 Department's website.

3 **(b) Authorization to Collect Fees for Services and Fines.** The Guam
4 Fire Department shall establish, in accordance with the Administrative Adjudication
5 Law, *no later than* August 1, 2006, a schedule of (i) fees for the following services:
6 non-emergency use of an ambulance primarily for transportation as opposed to
7 emergency medical care under circumstances where the person ordering the same does
8 *not* reasonably believe that a *bona fide* medical emergency condition exists, making
9 building inspections, or issuing burning permits; and (ii) fines for creating fire hazards,
10 disobeying permit conditions, failing to correct hazardous conditions reported as a
11 result of building inspections, or non-compliance with the Fire Code. All fees and fines
12 collected under such approved schedule shall be deposited in the Fund.

13 **(c) No Transfer Authority by *I Maga'lahren Guåhan*.** *I Maga'lahren Guåhan*
14 may *not* use his transfer authority to utilize any monies deposited in the Fund."

15 **Section 21. Title 4 Guam Code Annotated §6219 is hereby amended**
16 **to read: "§6219. Firemen: Compensation: Annual and Sick Leave.**

17 **(a)** Notwithstanding any other law, rule, or regulation, firefighters within the
18 Guam Fire Department, *except* the Fire Chief, shall be compensated at the regular
19 hourly rate of pay at one hundred six (106) hours, and shall be compensated at one and
20 one-half (1½) times the regular hourly rate for hours worked in *excess* of one hundred
21 six (106) hours per pay period. Firefighters who are working administrative duty shall
22 work eighty (80) hours per pay period at their regular rate of pay in the same manner as
23 other government of Guam employees and at one and one-half (1½) times their regular
24 hourly rate only in the event that they work in *excess* of one hundred six (106) hours in
25 a pay period."

26 **Section 22.** The sum of Four Hundred Forty-five Thousand Dollars (**\$445,000**)
27 is appropriated from unexpended and unencumbered Fiscal Year 2005 Executive

1 Branch appropriations to the Guam Fire Department for the purpose of funding
2 promotions of uniformed personnel in Fiscal Year 2006.

3 **Section 23.** A new §72107 is *added* to Chapter 72, Title 10 Guam Code
4 Annotated to read as follows:

5 **“§72107. Rendering Appointments Permanent.** A Guam Fire Department
6 employee who has occupied the position of Firefighter II or Fire Service Specialist on a
7 temporary basis for more than five (5) years shall be deemed to be promoted to and
8 occupy said position on a permanent basis. The Director of Administration shall
9 execute the necessary personnel actions to document such promotions.”

10 **Department of Corrections**

11 **Section 24. Department of Corrections.** The sum of Thirteen Million One
12 Hundred Seventy-four Thousand Five Hundred Eleven Dollars (**\$13,174,511**) is
13 appropriated from the General Fund to the Department of Corrections for its operations
14 in Fiscal Year 2006, which shall be allocated as follows:

15	Personnel	\$10,277,622
16	Operations	\$ 2,896,889

17 **Section 25. Department of Corrections Operations.**

18 **(a)** The sum of One Million Three Hundred Four Thousand Nine Hundred
19 Seven Dollars (**\$1,304,907**) is appropriated from the Corrections Revolving Fund to the
20 Department of Corrections to support its operations in Fiscal Year 2006.

21 **(b)** The sum of One Hundred Twenty-five Thousand One Hundred Seventy-
22 six Dollars (**\$125,176**) is appropriated from the Unreserved Fund Balance *Fund* to the
23 Department of Corrections to support its operations in Fiscal Year 2006.

24 **Section 26. Department of Corrections Appropriation for Legal Research.**

25 The sum of Seven Thousand Five Hundred Dollars (**\$7,500**) is appropriated from the

1 General Fund to the Department of Corrections for digital legal research capabilities for
2 incarcerated persons in Fiscal Year 2006.

3 **Section 27. Department of Corrections Office Space Rental.** The sum of
4 Eighty-two Thousand Eight Hundred Eighty Dollars (**\$82,880**) is appropriated from the
5 General Fund to the Department of Corrections for office space rental in Fiscal Year
6 2006 as a result of relocation from its *Tiyan* facilities.

7 **Section 28. Department of Corrections Compensation for Housing**
8 **Incarcerated Persons.** The sum of Ninety-six Thousand Dollars (**\$96,000**) is
9 appropriated from the Safe Streets Fund to the Department of Corrections in Fiscal
10 Year 2006 to fund compensation for housing incarcerated persons.

11 **Department of Youth Affairs**

12 **Section 29. Department of Youth Affairs.**

13 (a) The sum of Three Million One Hundred Fifty-six Thousand Five Hundred
14 Fifty-one Dollars (**\$3,156,551**) is appropriated from the General Fund to the
15 Department of Youth Affairs for its operations in Fiscal Year 2006.

16 (b) The sum of Three Hundred Five Thousand Six Hundred Dollars (**\$305,600**) is
17 appropriated from the Federal Matching Grants-in-Aid to the Department of Youth
18 Affairs for its operations in Fiscal Year 2006.

19 **Section 30. Appropriation to the Department of Youth Affairs for**
20 **Sanctuary, Inc.**

21 (a) The sum of Two Hundred Forty-one Thousand Nine Hundred Forty-four
22 Dollars (**\$241,944**) is appropriated from the General Fund for Fiscal Year 2006 to the
23 Department of Youth Affairs ('DYA') for Sanctuary, Inc. for its operations.

24 (b) DY A shall submit a report to *I Maga'lahren Guãhan* and the Speaker of *I*
25 *Liheslaturan Guãhan* containing a full disclosure of all expenditures of said funds from

1 this appropriation *no later than* forty-five (45) days after the close of each quarter of the
2 fiscal year and post the same on DYA's website.

3 **Section 31. Appropriation to the Department of Youth Affairs.**

4 (a) The sum of Three Hundred Thousand Dollars (**\$300,000**) is appropriated
5 from the Healthy Futures Fund to the Department of Youth Affairs consistent with
6 §26302 (d) of Title 11 GCA for Fiscal Year 2006.

7 (b) DYA shall submit a report to *I Maga'lahaen Guåhan* and the Speaker of *I*
8 *Liheslaturan Guåhan* containing a full disclosure of all expenditures of said funds from
9 this appropriation, *no later than* forty-five (45) days after the close of each quarter of
10 the fiscal year and post the same on DYA's website.

11 **Office of the Chief Medical Examiner**

12 **Section 32. Office of the Chief Medical Examiner.** The sum of Four Hundred
13 Eight Thousand Five Hundred Fifty-nine Dollars (**\$408,559**) is appropriated from the
14 General Fund to the Office of the Chief Medical Examiner for its operations in Fiscal
15 Year 2006.

16 **Customs and Quarantine Agency**

17 **Section 33. Customs and Quarantine Agency.** The sum of Seven Million
18 Seven Hundred Sixty Thousand Four Hundred Eighteen Dollars (**\$7,760,418**) is
19 appropriated from the Customs, Agriculture, and Quarantine Inspection Fund to the
20 Customs and Quarantine Agency for its operations in Fiscal Year 2006.

21 **Office of the Attorney General, Department of Law**

22 **Section 34. Office of the Attorney General, Department of Law.**

23 (a) The sum of Five Million Eight Hundred Sixty-one Thousand Five Hundred
24 Twenty Dollars (**\$5,861,520**) is appropriated from the General Fund to the Office of the

1 Attorney General, Department of Law, for its operations, inclusive of its Personnel
2 Services, for Fiscal Year 2006.

3 (b) The sum of Four Million Two Hundred Five Thousand Six Hundred
4 Seventy-nine Dollars (\$4,205,679) is appropriated from the Federal Matching Grants-
5 in-Aid to the Office of the Attorney General, Department of Law, for its operations in
6 Fiscal Year 2006.

7 **Section 35. Office of the Attorney General, Department of Law Office**
8 **Space Rental.** The sum of Three Hundred Seventy-three Thousand Three Hundred
9 Eighty Dollars (\$373,380) is appropriated from the General Fund to the Office of the
10 Attorney General, Department of Law for office space rental in Fiscal Year 2006.

11 **Section 36. Continuing Appropriation for Office of the Attorney General,**
12 **Department of Law.** The appropriation made to the Office of the Attorney General,
13 Department of Law pursuant to Section 19 of Chapter IV of Public Law 27-106 shall
14 continue until all sums appropriated are expended.

15 **Section 37. Prohibition of Personal Services Contracts.** *Except* for positions
16 filled in accordance with the merit system at the University of Guam, the Guam
17 Community College, the Guam Public School System, the Unified Judiciary of Guam,
18 the Guam Police Department, *I Liheslaturan Guahan*, the Department of Law, and
19 licensed health professionals at the Guam Memorial Hospital, the Department of Public
20 Health and Social Services, and the Department of Mental Health and Substance Abuse,
21 positions in the classified and unclassified service shall *not* be filled pursuant to a
22 contractual agreement. Pursuant to the procurement law, government of Guam
23 departments and agencies may enter into agreements with independent contractors
24 provided that no such agreement may contract for services ordinarily provided by the
25 positions defined in the classified services, unless permitted by the organic statute of an
26 agency. It is *not* the intention of this Section to prohibit the use of independent
27 contracts for obtaining commonly recognized professional services, such as licensed

1 health professionals, licensed architects, licensed engineers, legal services, actuarial
2 services and auditing services (to include the Government of Guam Annual Single
3 Financial Audit) in those agencies that don't otherwise regularly provide such services
4 by appointment or a regular employee.

5 **Department of Parks and Recreation**

6 **Section 38. Appropriation for Territorial Park Patrol Officers.**

7 (a) There is hereby appropriated from the General Fund to the Department of
8 Parks and Recreation the sum of One Hundred Fifty-one Thousand
9 Fifteen Dollars (**\$151,015**) for the compensation and benefits of
10 Territorial Park Patrol Officers in the Parks Division to be allocated as
11 follows:

12 Personnel and Benefits	\$138,515
13 Overtime	\$ 8,000
14 Uniforms/Supplies/Equipment	\$ 4,500
15 Total	\$151,015

16 **Department of Agriculture**

17 **Section 39. Appropriation for Conservation Officers.** There is hereby
18 appropriated from the General Fund to the Department of Agriculture the sum of
19 Five Hundred Ninety-six Thousand Three Hundred Sixty-seven Dollars
20 (**\$596,367**) for the compensation and benefits of Conservation Officers in the
21 Division of Aquatic & Wildlife Resources to be allocated as follows:

22 Personnel and Benefits	\$556,367
23 Overtime	\$ 20,000
24 Uniforms/Supplies/Equipment	\$ 20,000
25 Total	\$596,367