

I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN

2024 (SECOND) Regular Session

VOTING RECORD

Bill No. 234-37 (COR)	Speaker Antonio R. Unpingco Legislative Session Hall Guam Congress Building April 26, 2024					
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NAME	Aye	Nay	Not Voting/ Abstained	Out During Roll Call	Absent	Excused
Senator Chris Barnett	✓					
Senator Frank Blas, Jr.		✓				
Senator Joanne Brown		✓				
Senator Christopher M. Dueñas	✓					
Senator Thomas J. Fisher	✓					
Senator Jesse A. Lujan	✓					
Vice Speaker Tina Rose Muña Barnes	✓					
Senator William A. Parkinson	✓					
Senator Sabina Flores Perez	✓					
Senator Roy A. B. Quinata	✓					
Senator Joe S. San Agustin	✓					
Senator Dwayne T. D. San Nicolas	✓					
Senator Amanda L. Shelton	✓					
Senator Telo T. Taitague		✓				
Speaker Therese M. Terlaje	✓					

TOTAL

12

3

0

0

Aye

Nay

Not
Voting/
Abstained

Out
During
Roll Call

Absent

Excused

CERTIFIED TRUE AND CORRECT:



JOAQUIN R. TAITAGUE
Clerk of the Legislature

I = Pass

I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN
2024 (SECOND) Regular Session

Bill No. 234-37 (COR)

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Introduced by:

Joe S. San Agustin
Tina Rose Muña Barnes
Roy A. B. Quinata
Dwayne T.D. San Nicolas

AN ACT TO *AMEND* § 90.308 OF ARTICLE 7, CHAPTER 90, TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO INCREASING THE PLEDGE OR RESERVATION OF REVENUES OF “THE DEPARTMENT OF CORRECTIONS MODERNIZATION ACT OF 2021.”

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. § 90.308 of Article 7, Chapter 90, Title 9, Guam Code Annotated, is hereby *amended* to read as follows:

“§ 90.308. Pledge or Reservation of Revenues.

(a) Rental payments under the lease and the lease-back may be secured by a pledge or other reservation of revenues collected by the government of Guam from the following:

(1) The sum of no more than Five Million Dollars (\$5,000,000) from the revenues received pursuant to 11 GCA Chapter 42, Earned Income Tax Credit will be available for Fiscal Year 2022 only.

1 (2) The sum of no more than Fifteen Million Dollars
2 (\$15,000,000) from the General Fund shall be appropriated
3 annually thereafter.

4 (3) The Governor of Guam may use federal funds that
5 are made available to the government of Guam by the United
6 States federal government for the financing, design,
7 construction, and maintenance of the new Department of
8 Corrections facility.

9 (4) The use of other financing options is authorized for
10 the purpose of this Act, including, but not limited to, loans,
11 grants, bond financing, and other alternate funding options,
12 subject to legislative approval.

13 (b) Any amounts reserved or pledged as provided in this
14 Section shall be subject to annual appropriations for the purpose of
15 making lease-back payments. The revenues pledged or reserved and
16 thereafter received by the government of Guam or by any trustee,
17 depository, or custodian shall be deposited in a separate account and
18 shall be immediately subject to such reservation or the lien of such
19 pledge without any physical delivery thereof or further action, and such
20 reservation or the lien of such pledge shall be valid and binding against
21 all parties having claims of any kind in tort, contract or otherwise
22 against the government of Guam or such trustee, depository or
23 custodian, irrespective of whether the parties have notice thereof. The
24 instrument by which such pledge or reservation is created need be
25 recorded.”

26 **Section 2. Effective Date.** This Act shall be effective upon enactment.

27 **Section 3. Severability.** If any provision of this Act or its application to any

1 person or circumstance is found to be invalid or inorganic, such invalidity shall not
2 affect other provisions or applications of this Act that can be given effect without
3 the invalid provision or application, and to this end the provisions of this Act are
4 severable.