

# I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN

## 2023 (FIRST) Regular Session

### VOTING RECORD

|  |  |
|--|--|
| <b>Bill No. 32-37 (COR)</b><br>As amended in the Committee of the Whole. | Speaker Antonio R. Unpingco Legislative Session Hall<br>Guam Congress Building<br>March 21, 2023 |
|--|--|

| NAME                               | Aye | Nay | Not Voting/<br>Abstained | Out During<br>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**

**14**

**0**

**1**

**1**

Aye

Nay

Not  
Voting/  
Abstained

Out  
During  
Roll Call

Absent

Excused

CERTIFIED TRUE AND CORRECT:



JOAQUIN P. TAITAGUE

Substitute Clerk of the Legislature

I = Pass

***I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN***  
**2023 (FIRST) Regular Session**

**Bill No. 32-37 (COR)**

As amended in the Committee of the Whole.

\*

Introduced by:

Christopher M. Dueñas  
Jesse A. Lujan  
Chris Barnett  
Frank Blas, Jr.  
Telo T. Taitague  
Joanne Brown  
Thomas J. Fisher  
Therese M. Terlaje  
Sabina Flores Perez

**AN ACT TO APPROPRIATE THIRTY MILLION  
DOLLARS (\$30,000,000) TO THE GUAM DEPARTMENT  
OF EDUCATION FOR SCHOOL INFRASTRUCTURE  
REPAIRS AND MAINTENANCE.**

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

2           **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds  
3 that the Governor has ordered a 22% salary increase for government employees  
4 funded by the anticipated surplus projected for this current year, FY 2023, as  
5 indicated in the Governor's 2024 Executive Budget.

6           *I Liheslaturan Guåhan* further finds that American Rescue Plan funds  
7 earmarked for capital improvement projects were spent for a Twenty-Five Million  
8 Dollar (\$25,000,000) pay increase for teachers and administrators. At the same time  
9 there are numerous reports from the Director of Public Health and Social Services  
10 and various news stories of our schools being in gross disrepair.

1 *I Liheslaturan Guåhan* finds it necessary to restore ARP funding originally  
2 earmarked for school capital improvements. The same excess revenue projected for  
3 FY 2023 to be used for government salary increases is better spent on the schools.

4 **Section 2. Estimated Revenues for Fiscal Year 2023.** Notwithstanding §  
5 22436, Chapter 22, Title 5 GCA, *I Liheslaturan Guåhan* adopts the following  
6 revenue estimates for Fiscal Year 2023 as the basis for the appropriations contained  
7 in this Act.

8 **I. GENERAL FUND REVENUES AMOUNT**

|    |  |                       |
|----|--|-----------------------|
| 9  | <b>TOTAL GENERAL FUND REVENUE</b>            | <b>\$831,281,067</b>  |
| 10 | <b>GENERAL FUND PROVISION FOR TAX REFUND</b> |                       |
| 11 | <b>PAYMENTS</b>                              | <b>(\$62,884,123)</b> |
| 12 | <b>TOTAL GENERAL FUND REVENUE AVAILABLE</b>  |                       |
| 13 | <b>FOR OPERATIONS</b>                        | <b>\$768,396,944</b>  |

14 **A. TAXES**

15 Income Tax

16 Corporate \$85,716,966

17 Individual \$93,515,852

18 Withholding Taxes, Interest, and Penalties \$249,459,575

19 Provision for Tax Refunds:

20 Gross Provision for Tax Refund

21 Payments [Federal and  
22 General Funds] (\$175,604,534)

23 Earned Income Tax Credit

24 Federal Receipt \$52,389,766

25 Child Tax Credit (Advance  
26 and Regular) Federal

27 Receipts \$36,210,366

|    |  |                       |
|----|--|-----------------------|
| 1  | Additional Child Tax Credit                        |                       |
| 2  | Federal Receipt                                    | \$24,120,279          |
| 3  | General Fund Provision for Tax Refund Payments     | (\$62,884,123)        |
| 4  | <b>TOTAL INCOME TAXES</b>                          | <b>\$365,808,270</b>  |
| 5  | Business Privilege Tax                             |                       |
| 6  | Business Privilege Tax                             | \$317,475,042         |
| 7  | GMHA Pharmaceuticals Fund                          | (\$19,651,705)        |
| 8  | Tax Credit: Rehabilitation and Improvements –      |                       |
| 9  | Harmon Industrial Park Roadway [P.L. 33-191]       | (\$175,000)           |
| 10 | Other Taxes  | \$3,992,878           |
| 11 | <b>TOTAL BUSINESS PRIVILEGE TAXES</b>              | <b>\$301,641,215</b>  |
| 12 | <b>TOTAL TAXES</b>                                 | <b>\$667,449,485</b>  |
| 13 | <b>B. FEDERAL SOURCES</b>                          |                       |
| 14 | Federal Income Tax Collection – Section 30         |                       |
| 15 | Funds  | \$74,943,377          |
| 16 | Immigration and Passport Fees                      | \$1,277,844           |
| 17 | <b>TOTAL FEDERAL SOURCES</b>                       | <b>\$76,221,221</b>   |
| 18 | <b>C. USE OF MONEY AND PROPERTY</b>                | <b>\$197,481</b>      |
| 19 | <b>D. LICENSES, FEES, AND PERMITS</b>              |                       |
| 20 | Licenses, Fees, and Permits                        | \$3,496,755           |
| 21 | Better Public Service Fund                         | (\$349,676)           |
| 22 | <b>TOTAL LICENSES, FEES, AND PERMITS</b>           | <b>\$3,147,079</b>    |
| 23 | <b>E. DEPARTMENT CHARGES</b>                       | <b>\$1,205,297</b>    |
| 24 | <b>TOTAL GENERAL FUND REVENUE</b>                  | <b>\$748,220,563</b>  |
| 25 | <b>2% GENERAL FUND RESERVE (DEFICIT REDUCTION/</b> |                       |
| 26 | <b>RAINY DAY FUND)</b>                             | <b>(\$14,964,411)</b> |
| 27 | <b>TOTAL GENERAL FUND REVENUE</b>                  |                       |

|    |  |                      |
|----|--|----------------------|
| 1  | <b>AVAILABLE FOR APPROPRIATION</b>                           | <b>\$733,256,152</b> |
| 2  | <b>II. SPECIAL FUND REVENUES AMOUNT</b>                      |                      |
| 3  | A. Banking and Insurance Enforcement Fund                    | \$433,783            |
| 4  | B. Better Public Service Fund                                | \$1,250,802          |
| 5  | C. <i>Chamorro</i> Land Trust Operations Fund                | \$854,963            |
| 6  | D. <i>Chamorro</i> Land Trust Survey and Infrastructure Fund | \$128,099            |
| 7  | E. Contractors License Board Fund                            | \$737,262            |
| 8  | F. Corrections Revolving Fund                                | \$1,546,392          |
| 9  | G. Customs, Agriculture, and Quarantine Inspection           |                      |
| 10 | Services Fund  | \$2,067,005          |
| 11 | H. DPHSS Sanitary Inspection Revolving Fund                  | \$158,878            |
| 12 | I. Enhanced 911 Emergency Reporting System Fund              | \$2,173,500          |
| 13 | J. Environmental Health Fund                                 | \$1,302,065          |
| 14 | K. Fire, Life and Medical Emergency Fund                     | \$1,129,368          |
| 15 | L. GMHA Pharmaceuticals Fund                                 | \$19,651,705         |
| 16 | M. Guam Ancestral Lands Commission Survey,                   |                      |
| 17 | Infrastructure, and Development Fund                         | \$408,553            |
| 18 | N. Guam Board of Accountancy Fund                            | \$789,780            |
| 19 | O. Guam Educational Facilities Fund                          | \$35,758,107         |
| 20 | P. Guam Environmental Trust Fund                             | \$435,837            |
| 21 | Q. Guam Highway Fund   | \$19,197,264         |
| 22 | Better Public Service Fund                                   | (\$901,126)          |
| 23 | Public Transit Fund  | (\$215,823)          |
| 24 | Total Guam Highway Fund                                      | \$18,080,315         |
| 25 | R. Guam Invasive Species Inspection Fee Fund                 | \$641,466            |
| 26 | S. Guam Museum Fund  | \$285,997            |
| 27 | T. Guam Plant Inspection and Permit Fund                     | \$96,880             |

|    |     |   |              |
|----|-----|---|--------------|
| 1  | U.  | Health Professional Licensing Office Revolving Fund | \$300,975    |
| 2  | V.  | Healthy Futures Fund                                | \$40,116,775 |
| 3  | W.  | Host Community Fund                                 | \$300,000    |
| 4  | X.  | Indirect Cost Fund                                  | \$1,331,459  |
| 5  | Y.  | Land Survey Revolving Fund                          | \$3,378,351  |
| 6  | Z.  | Limited Gaming Fund                                 | \$1,200,711  |
| 7  | AA. | Manpower Development Fund                           | \$7,905,600  |
| 8  | AB. | Mental Health and Substance Abuse Services Fund     | \$402,117    |
| 9  | AC. | Office of Vital Statistics Revolving Fund           | \$230,705    |
| 10 | AD. | Police Patrol Vehicle and Equipment Revolving Fund  | \$320,924    |
| 11 | AE. | Police Services Fund                                | \$983,826    |
| 12 | AF. | Professional Engineers, Architects                  |              |
| 13 |     | and Land Surveyors Board Fund                       | \$273,064    |
| 14 | AG. | Public Recreation Services Fund                     | \$65,675     |
| 15 | AH. | Public School Library Resources Fund                | \$686,994    |
| 16 | AI. | Public Transit Fund                                 | \$215,823    |
| 17 | AJ. | Rabies Prevention Fund                              | \$41,696     |
| 18 | AK. | Recycling Revolving Fund                            | \$2,776,824  |
| 19 | AL. | Safe Streets Fund                                   | \$85,697     |
| 20 | AM. | School Lunch/SAE/Child Nutritional Meal             |              |
| 21 |     | Reimbursement Fund - Federal Sources                |              |
| 22 |     | (100% Federal Grant)/Cash Collections               | \$12,504,000 |
| 23 | AN. | Solid Waste Operations Fund                         | \$18,750,860 |
| 24 |     | Host Community Fund                                 | (\$300,000)  |
| 25 |     | Total Solid Waste Operations Fund                   | \$18,450,860 |
| 26 | AO. | Street Light Fund                                   | \$4,185,868  |
| 27 | AP. | Tax Collection Enhancement Fund                     | \$704,824    |

|    |  |                        |
|----|--|------------------------|
| 1  | AQ. Tourist Attraction Fund                          | \$16,083,004           |
| 2  | AR. Water Research and Development Fund              | \$68,336               |
| 3  | <b>TOTAL SPECIAL FUND REVENUE</b>                    | <b>\$200,544,865</b>   |
| 4  | <b>III. FEDERAL MATCHING GRANTS-IN-AID</b>           |                        |
| 5  | <b>Federal Grants-in-Aid Requiring Local Match:</b>  |                        |
| 6  | A. Guam Community College                            | \$543,354              |
| 7  | B. Guam Council on the Arts and Humanities Agency    | \$321,300              |
| 8  | C. Guam Police Department                            | \$2,269,479            |
| 9  | D. Department of Agriculture                         | \$545,398              |
| 10 | E. Department of Integrated Services for Individuals |                        |
| 11 | with Disabilities                                    | \$2,085,461            |
| 12 | F. Department of Labor                               | \$47,000               |
| 13 | G. Office of the Attorney General                    | \$4,833,849            |
| 14 | H. Department of Military Affairs                    | \$2,496,615            |
| 15 | I. Department of Public Health and Social Services   | \$93,665,833           |
| 16 | J. University of Guam                                | \$2,659,997            |
| 17 | <b>TOTAL FEDERAL MATCHING GRANTS-IN-AID REVENUE</b>  | <b>\$109,468,286</b>   |
| 18 | <b>IV. REVENUE SUMMARY:</b>                          |                        |
| 19 | <b>TOTAL GENERAL FUND REVENUE</b>                    |                        |
| 20 | <b>AVAILABLE FOR APPROPRIATION</b>                   | <b>\$733,256,152</b>   |
| 21 | <b>TOTAL SPECIAL FUND REVENUE</b>                    | <b>\$200,544,865</b>   |
| 22 | <b>TOTAL FEDERAL MATCHING GRANTS-IN-AID</b>          |                        |
| 23 | <b>REVENUE</b>                                       | <b>\$109,468,286</b>   |
| 24 | <b>GRAND TOTAL</b>                                   | <b>\$1,043,269,303</b> |

25       **Section 3.** Section 2 of Chapter III, Part 1 (Health) of Public Law  
26 36-107 (The General Appropriations Act of 2023) is *amended* to read as  
27 follows:

1           **“Section 2. GMHA Pharmaceuticals Fund Appropriation.** Pursuant to §§  
2 26208 and 26208.1 of Article 2, Chapter 26, Title 11 GCA, the sum of Nineteen  
3 Million Six Hundred Fifty-One Thousand Seven Hundred Five Dollars  
4 **(\$19,651,705)** is appropriated from the GMHA Pharmaceuticals Fund to GMHA for  
5 Fiscal Year 2023. Notwithstanding §§ 26208.2 and 26208.3 of Article 2, Chapter  
6 26, Title 11 GCA, *I Maga'hågan Guåhan* is authorized to determine that one hundred  
7 percent (100%) of the appropriation in this Section can be expended for GMHA in  
8 FY 2023 as a direct subsidy; this determination shall be made via Executive Order,  
9 issued no later than September 1, 2023.”

10           **Section 4.** A new section 23 is hereby *added* to Chapter II, Part I  
11 (Guam Department of Education) Public Law 36-107 (The General  
12 Appropriations Act of 2023) to read as follows:

13           **“Section 23. Appropriation for Repairs and Maintenance** The sum of  
14 Twenty Million Dollars (\$20,000,000) is appropriated from the General Fund to the  
15 Guam Department of Education for the purpose of repairs and maintenance of school  
16 infrastructure and grounds, to meet safety, sanitation, and education requirements  
17 including but not limited to the purchase of equipment, materials and supplies, and  
18 the hiring of skilled workers.”

19           **Section 5.** A new section 24 is hereby *added* to Chapter 11, Part I (Guam  
20 Department of Education) Public Law 36-107 (The General Appropriations Act of  
21 2023) to read as follows:

22           **“Section 24. Appropriation for Repairs and Maintenance from Fiscal**  
23 **Year 2024 General Fund Revenue.** The sum of Ten Million Dollars (\$10,000,000)  
24 is appropriated from the General Fund from Fiscal Year 2024 revenues for Fiscal  
25 Year 2023 to the Guam Department of Education for the purpose of repairs and  
26 maintenance of school infrastructure and grounds, to meet safety, sanitation, and



- 1 education requirements including but not limited to the purchase of equipment,
- 2 materials and supplies, and the hiring of skilled workers.”