

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2013 (FIRST) REGULAR SESSION

2013 APR -5 AM 11:16



Bill No. 80-02 (COR)

Introduced by:

v.c. pangelinan 

AN ACT TO ADD A NEW SUBSECTION (f) to SECTION 2, PART III, CHAPTER II OF PUBLIC LAW 31-233, RELATIVE TO THE APPROPRIATION TO THE GUAM COMMUNITY COLLEGE APPRENTICESHIP PROGRAM.

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that the sum of One Million Six Hundred Eighty-Eight Thousand Four Hundred
4 Forty-Eight Dollars (**\$1,688,448**) was appropriated from the Manpower
5 Development Fund (MDF) to the Guam Community College (GCC) for its
6 Apprenticeship Program pursuant to the *Annual Appropriations Act of Fiscal Year*
7 2013 (Section 2(d), Part III, Chapter II, Public Law 31-233).

8 *I Liheslatura* finds that according to the FY 2012 audited financial
9 statements for GCC, funds appropriated from the MDF for the GCC
10 Apprenticeship Program have not been received by GCC as of February 14, 2013.
11 This, according to the audit, has resulted in cuts to funding contractual services,
12 supplies, and other operational costs across the entire College.

13 *I Liheslatura* finds that GCC continues to receive less funding from the
14 MDF each Fiscal Year. In Fiscal Year 2010, GCC received Two Million Two
15 Hundred Five Thousand Dollars (\$2,205,000.00) or Ninety percent (90%) of its
16 appropriation; in Fiscal Year 2011, GCC received One Million Eight Hundred

1 Eighty One Thousand Three Hundred Ninety Nine Dollars (\$1,881,399.00) or
2 Sixty Two percent (62%) of its appropriation; in Fiscal Year 2012 GCC received
3 Seven Hundred Eight Seven Thousand Seven Hundred Twelve Dollars
4 (\$787,712.00) or Forty Seven percent (47%) of its appropriation. The pattern of
5 reduced funding to the GCC is forcing the Board of Trustees and its Administrators
6 to choose to cancel important programs that are needed to provide workforce
7 development to our community.

8 *I Liheslatura* finds that revenue estimates for the Tourist Attraction Fund
9 (TAF) for Fiscal Year 2013 are tracking at Twenty-Five Million Five Hundred
10 Ninety-Six Thousand Six Hundred Eighty-Eight Dollars (\$25,596,688), of which
11 Twenty-Three Million Eight Hundred Eighty-Eight Thousand Two Hundred
12 Dollars (\$23,888,200) is appropriated.

13 *I Liheslatura* finds the TAF revenues for Fiscal Year 2013 are projected to
14 exceed appropriations by One Million Seven Hundred Eight Thousand Four
15 Hundred Eighty-Eight Dollars (\$1,708,488), *in addition to* the Fiscal Year 2012
16 ending cumulative fund balance of Four Million Sixty Five Thousand Fifteen
17 Dollars (\$4,065,015), and is available for appropriation.

18 It is, therefore, the intent of *I Liheslaturan Guåhan* to amend Section 2(d) of
19 Part III, Chapter III, of Public Law 31-233 to amend the funding source for the
20 GCC Apprenticeship Program and operational needs of the College from the MDF
21 to the unreserved fund balance of the TAF.

22 **Section 2. A new subsection (f) is added to Section 2, Part III, Chapter**
23 **II, of Public Law 31-233 to read:**

24 **“(f) Appropriation to the GCC Apprenticeship Program.** The sum of
25 Two Million Dollars (\$2,000,000) is appropriated from the fund balance of the
26 Tourist Attraction Fund to the GCC for the GCC Apprenticeship Program for
27 Fiscal Year 2013. In addition to the authorization contained in §7120 of Chapter 7,

1 Title 22 GCA, this appropriation herein *shall* be available and authorized to be
2 used by the GCC to fund the operations of other programs at GCC, as approved by
3 the Board and Administration of the College, after all Apprenticeship program
4 requirements and obligations have been fully funded.”

5 **Section 3. Severability.** If any provision of this Act or its application to any
6 person or circumstance is held invalid, the invalidity *shall not* affect other
7 provisions or applications of this Act which can be given effect without the invalid
8 provision or application and to this end the provisions of this Act are severable.