


I MINA TRENTAI DOS NA LIHESLATURAN GUÅHAN
2013 (FIRST) Regular Session

Bill No. 243-32 (AR)

Introduced by:

Michael F.Q. San Nicolas 

AN ACT TO IMPLEMENT THE LAW ENFORCEMENT PAY ADJUSTMENT FOR EMPLOYEES OF THE UNIFIED JUDICIARY OF GUAM, FUND CAPITAL IMPROVEMENTS TO THE MUNICIPAL MARKET OF MANGILAO AND TO CREATE THE RESPONSIBLE NON-PROFIT ENDOWMENT FUND, BY AMENDING §2 OF CHAPTER I AND ADDING §§ 13, 14 AND 15 TO CHAPTER XI, EACH OF PUBLIC LAW 32-68.

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1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. Estimated Revenues for Fiscal Year 2014. Section 2 of
3 Chapter I of Public Law 32-68 is hereby *amended*, to read:

4 "Section 2. Estimated Revenues for Fiscal Year 2014. *I Liheslaturan*
5 *Guåhan* adopts the following revenue estimates for Fiscal Year 2014 as the
6 basis for the appropriations contained in this Act.

7 I. GENERAL FUND REVENUES AMOUNT

8 TOTAL GENERAL FUND REVENUE \$724,371,989 ~~722,871,989~~

9 PROVISION FOR TAX REFUND PAYMENTS (\$120,000,000)

10 TOTAL GENERAL FUND REVENUE AVAILABLE

1	FOR OPERATIONS	<u>\$604,371,989</u> 602,871,989
2	A. TAXES	
3	Income Tax	
4	Corporate	\$104,887,419
5	Individual	<u>\$86,482,063</u> 84,982,063
6	Withholding Taxes, Interest and Penalties	\$222,255,762
7	Provision for Tax Refund Payments	(\$120,000,000)
8	TOTAL INCOME TAXES	<u>\$293,625,244</u> 292,125,244
9	Business Privilege Tax	\$232,826,385
10	Business Privilege Tax (GMHA Pharmaceuticals Fund)	(\$9,313,055)
11	Other Taxes	\$2,632,132
12	TOTAL TAXES	<u>\$519,770,706</u> 518,270,706
13	B. FEDERAL SOURCES	
14	Federal Income Tax Collection - Section 30 Funds	\$65,287,000
15	Overpayment reconciliation of Section 30 (3 of 5)	(\$2,000,000)
16	Immigration and Passport Fees	\$1,849,872
17	TOTAL FEDERAL SOURCES	\$65,136,872
18	C. USE OF MONEY AND PROPERTY	\$1,627,655
19	D. LICENSES, FEES, AND PERMITS	
20	Licenses, Fees, and Permits	\$4,711,185
21	Licenses, Fees, and Permits (Better Public Service Fund)	(\$471,119)
22	TOTAL LICENSES, FEES, AND PERMITS	\$4,240,066
23	E. DEPARTMENT CHARGES	\$1,812,516

1	TOTAL GENERAL FUND REVENUE	
2	AVAILABLE FOR APPROPRIATION	<u>\$592,587,815</u> 591,087,815
3	II. SPECIAL FUND REVENUES AMOUNT	
4	A. Air Pollution Control Special Fund	\$185,344
5	B. Better Public Service Fund	\$1,620,468
6	C. Chamorro Land Trust Operations Fund	\$1,028,714
7	D. Department of Corrections Inmate Revolving Fund	\$1,297,678
8	E. Customs, Agriculture and Quarantine Inspection Services Fund	\$13,548,846
9	F. DPW Building and Design Fund	\$597,019
10	G. Enhanced 911 Emergency Reporting System Fund	\$1,658,883
11	H. Environmental Health Fund	\$828,614
12	I. Fire, Life and Medical Emergency Fund	\$318,742
13	J. GMHA Pharmaceuticals Fund	\$9,313,055
14	K. Guam Board of Accountancy Fund	\$426,600
15	L. Guam Contractors License Board Fund	\$866,762
16	M. Guam Environmental Trust Fund	\$350,978
17	N. Guam Highway Fund	\$18,514,731
18	Guam Highway Fund (Better Public Service Fund)	(\$1,149,349)
19	Guam Highway Fund (Public Transit Fund)	(\$350,956)
20	Total Guam Highway Fund	\$17,014,426
21	O. Guam Plant Inspection and Permit Fund	\$85,839
22	P. Healthy Futures Fund	\$16,207,946
23	Q. Host Community Fund	\$300,000

1	R. Indirect Cost Fund	\$1,836,028
2	S. Land Survey Revolving Fund	\$3,243,903
3	T. Manpower Development Fund	\$2,122,182
4	U. Police Services Fund	\$658,784
5	V. Professional Engineers, Architects and Land Surveyors Board Fund	\$309,937
6	W. Public Recreation Services Fund	\$187,028
7	X. Public School Library Resources Fund	\$796,323
8	Y. Public Transit Fund	\$350,956
9	Z. Safe Streets Fund	\$242,205
10	AA. School Lunch/Child Nutritional Meal Reimbursement Fund	
11	Federal Sources (100% Federal Grant)	\$10,069,218
12	Cash Collection (Department of Education)	\$1,095,091
13	Total School Lunch/Child Nutritional Meal	
14	Reimbursement Fund	\$11,164,309
15	AB. Section 2718 Fund	\$3,371,990
16	AC. Solid Waste Operations Fund	\$18,962,407
17	Solid Waste Operations Fund (Host Community Fund)	(\$300,000)
18	Total Solid Waste Operations Fund	\$18,662,407
19	AD. Street Light Fund	\$3,608,212
20	AE. Tax Collection Enhancement Fund	\$821,435
21	AF. Territorial Educational Facilities Fund	\$27,207,890
22	AG. Tourist Attraction Fund	\$28,500,000
23	AH. Water Protection Fund	\$72,790

1	AI. Water Research and Development Fund	\$73,688
2	AJ. Sanitary Inspection Revolving Fund	\$115,000
3	TOTAL SPECIAL FUND REVENUE	\$168,994,981
4	III. FEDERAL MATCHING GRANTS-IN-AID	
5	Federal Grants-in-Aid Requiring Local Match:	
6	A. Department of Agriculture	\$288,500
7	B. Guam Community College	\$1,068,463
8	C. Guam Council on the Arts and Humanities Agency	\$307,500
9	D. Guam Police Department	\$665,609
10	E. Department of Integrated Services for Individuals with Disabilities	\$2,992,651
11	F. Department of Labor	\$43,800
12	G. Office of the Attorney General	\$4,950,000
13	H. Department of Military Affairs	\$1,609,985
14	I. Department of Public Health and Social Services	\$28,249,762
15	J. University of Guam	\$4,444,754
16	TOTAL FEDERAL MATCHING GRANTS-IN-AID REVENUES	\$44,621,024
17	IV. REVENUE AVAILABLE FOR OPERATIONS SUMMARY:	
18	TOTAL GENERAL FUND REVENUE	<u>\$712,587,815</u> 711,087,815
19	PROVISION FOR TAX REFUNDS	(\$120,000,000)
20	TOTAL GENERAL FUND REVENUE	
21	AVAILABLE FOR APPROPRIATION	<u>\$592,587,815</u> 591,087,815
22	TOTAL SPECIAL FUND REVENUE	\$168,994,981
23	TOTAL FEDERAL MATCHING GRANTS-IN-AID REVENUES	\$44,621,024

1 **GRAND TOTAL**

\$806,203,820 ~~804,703,820~~"

2 **Section 2. Unified Judiciary of Guam Law Enforcement Pay**

3 **Adjustment.** A *new* §13 is hereby *added* to Chapter XI, Public Law 32-68, to
4 read:

5 **"Section 13. Unified Judiciary of Guam Law Enforcement Pay**

6 **Adjustment.** The sum of nine hundred thousand dollars (\$900,000) is
7 hereby appropriated from the General Fund to the Unified Judiciary of
8 Guam to pay for the equitable implementation of the law enforcement pay
9 adjustments pursuant to Public Law 29-105."

10 **Section 3. Capital Improvements to the Mangilao Municipal**

11 **Market.** A *new* §14 is hereby *added* to Chapter XI, Public Law 32-68, to read:

12 **"Section 14. Capital Improvements to the Mangilao Municipal**

13 **Market.** Two hundred nine thousand four hundred fifty dollars (\$209,450)
14 is hereby appropriated from the General Fund to the Mayors' Council of
15 Guam for capital improvement projects, to be overseen by the mayor of
16 Mangilao, to the municipal market of Mangilao."

17 **Section 4. Responsible Non-Profit Endowment Fund.** A *new* §15 is

18 hereby *added* to Chapter XI, Public Law 32-68, to read:

19 **"Section 15. Responsible Non-profit Endowment Fund.** There is

20 hereby created a Responsible Non-Profit Endowment Fund, which shall be
21 separate and apart from the general fund and all other funds. Funds
22 deposited into the Responsible Non-profit Endowment Fund shall not be
23 transferred to any other fund or used for any other purpose, except as

1 outlined herein. The Fund *shall* be subject to the authority of *I Maga'laha*
2 *Guåhan* and *shall* be managed by the Lieutenant Governor, who is hereby
3 authorized to establish any depository or investment accounts as may be
4 necessary to generate a return from the corpus of the fund, in accordance
5 Guam's Procurement Law. The Lieutenant Governor *shall* promulgate rules
6 and regulations for the management of the fund and the awarding of grants
7 from the fund, pursuant to the Administrative Adjudication Law. Only the
8 earnings from the Fund shall be used to provide grant funding to non-
9 profits in accordance with this Section, with all corpus funds restricted to
10 the allowances provided in this Section. Grants may be provided only to
11 501(c)(3) non-profit organizations registered with the Department of
12 Revenue and Taxation. The Lieutenant Governor is authorized to pursue
13 501(c)(3) status for the Fund, in order that the Fund may receive charitable
14 donations. Three hundred ninety thousand five hundred fifty dollars
15 (\$390,550) is hereby appropriated from the General Fund to the Responsible
16 Non-Profit Endowment Fund to establish an initial fund corpus."

17 **Section 6. Severability.** If any provision of this Act or its application
18 to any person or circumstance is found to be invalid or contrary to law, such
19 invalidity shall not affect other provisions or applications of this Act which
20 can be given effect without the invalid provisions or application, and to this
21 end the provisions of this Act are severable.