
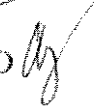


I MINA' TRENTAI DOS NA LIHESLATURAN GUÁHAN
2014 (SECOND) Regular Session

Bill No. 290-32 (WP)

Introduced by:

T.A. Morrison 
B.T. McCreadie
A.A. Yamashita, Ph.D. 

**AN ACT TO AMEND §§77114 & 77116 RELATIVE TO
DEDICATING THE RECREATION SERVICES FUND
OF THE DEPARTMENT OF PARKS AND
RECREATION EXCLUSIVELY FOR RECREATIONAL
ACTIVITIES AND TO AUTHORIZE THE
DEPARTMENT TO SOLICIT AND ACCEPT
DONATIONS.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Section 77114 of Chapter 77 of 21GCA is *amended* to read as follows:

§77114. Public Recreation Services Fund.

(a) Notwithstanding any other provision of law, there is hereby created, within the Department of Parks and Recreation, the 'Public Recreation Services Fund', which shall be a fund separate and apart from the General Fund and from any other special funds of the government of Guam. Any and all funds generated through department fees, fines and assessments by the Department of Parks and Recreation shall be deposited into the Public Recreation Services Fund. The Director of the Department shall administer said funds independently from the General Fund, with a minimum requirement of dual signatures for the expenditure of any funds within the authorized guidelines.

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Expenditures of the Public Recreation Services Fund shall be restricted to expenditures in the following areas, and for the following purposes:

(1) the maintenance, upgrade and upkeep of all ~~parks and~~ sports/recreational facilities within the jurisdiction of the Department;

(2) the purchase of supplies, materials and equipment to support the activities outlined in Subsection (i) ~~(1) above~~ supra; and

(3) the creation or continuance of existing community related programs and activities for the benefit of the island.

(4) to pay for stipends for coaches/instructors of sports/recreational competitive activities exclusively under the jurisdiction of the Department of Parks and Recreation.

Funds from the Public Recreation Services Fund shall *not* be expended for personnel services, but used *solely* for operations as highlighted above. ~~The expenditure of all funds in the Public Recreation Services Fund shall be subject to legislative appropriation. Beginning in fiscal year 2015, all revenues of the Public Recreation Services Fund are continually appropriated to Department of Parks and Recreation and shall remain in the fund until the Commission authorizes its expenditure consistent with this Section.~~ Department of Parks and Recreation The Director of the Department of Parks and Recreation shall provide a monthly financial report on the funds generated each month, within ~~ten~~ (10) twenty (20) days following the preceding month.

(b) The establishment of the Public Recreation Services Fund shall replace all funds previously identified in Chapter 77 of Title 21, Guam Code Annotated, including the 'Parks Fund', 'Parks and Recreation Revolving Fund', and the 'Recreation Revolving Fund', with said funds to be closed immediately. The balances of all the funds following reconciliation of the respective accounts

shall be included in a written report to be provided to the Speaker of *Liheslaturan Guåhan*, no later than ten (10) days after such transaction.

(c) Notwithstanding any other provision of law, the Parks and Recreation Services Fund is exempt any transfer authority unless expressly authorized by *Liheslatura*. Notwithstanding any other provision of law, the Parks and Recreation Services Fund shall not be comingled with any other funds of the Government of Guam and shall not be used for any other purposes other than those authorized by this Chapter.

Section 2. Section 77116 of Chapter 77 of 21GCA is *amended* to read as follows:

§77116. ~~Same: Donations: Provide~~ Solicitation and acceptance.

~~Money or the proceeds of any property donated, granted or bequeathed generally for the benefit of the Guam Territorial Park System shall be deposited in the Parks Fund; provided, however, that money or property donated, granted or bequeathed for specific purposes, concerning the System or any part thereof shall be held in trust by the Director, and may be used for such purposes only upon authorization by the Legislature. The Department is authorized to solicit for donations of money, supplies, equipment and services that are consistent with the mission of the Department. Such donations has be used in a manner consistent with the purposes for which they were solicited. The Department is authorized to accept donations of money, supplies, equipment and services that are consistent with the mission of the Department. Such donations has be used in a manner consistent with the purposes for which they were donated. Absent any expressed intentions by a donor, the Department shall use such donations consistent with the policies of the Commission.~~

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