

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

Bill No. 431-32(COR)

Introduced by:

J. T. Won Pat, Ed.D. 

AN ACT TO AMEND SUBSECTIONS (a) AND (d) OF TITLE
17 GUAM CODE ANNOTATED; TO AMEND SUBSECTION (a)
OF §5008.2 OF TITLE 5 GUAM CODE ANNOTATED, RELATIVE
TO PROCUREMENT OF SOLAR ENERGY FOR GDOE SCHOOLS.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Subsection (a) of § 7116 of Title 17 Guam Code Annotated is hereby amended to read as follows:

“(a) The Guam Department of Education (GDOE) may enter into one or more power purchase agreements to purchase solar energy from qualified provider(s) which will be in the best financial interests of the government of Guam for a period of up to and not exceeding twenty-five (25) years. Such qualified PPA provider(s) shall be selected by a Multi-Step Bid conducted by GSA GDOE, in accordance with the procurement law and regulations of Guam. The qualified PPA provider(s) will be responsible for providing a PPA to cover no more than eighty percent (80%) of the school’s power needs, all GDOE owned schools, GDOE administrative, and GDOE ancillary buildings. For schools occupied under a lease agreement as of the enactment of this Section, GDOE may amend its lease agreements or otherwise directly enter into a PPA with a lessor for the purchase of solar power produced with renewable energy directly from the lessor and without application of the procurement law.”

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1 **Section 2. Subsection (d) of §7116 of Title 17 Guam Code Annotated is**
2 **hereby amended to read as follows:**

3 “(d) GDOE ~~and GSA~~ shall seek technical consultation from the Guam Power
4 Authority in implementing this Section, and the Guam Power Authority shall provide
5 the technical consultation upon request at no cost to GDOE ~~and GSA~~. GDOE and
6 ~~GSA~~ may further seek technical consultation from the Guam Energy Office, the
7 Department of Public Works, the Guam Renewable Energy Association, and/or a third
8 party renewable energy consultant in implementing this Section, and the consultation
9 shall be at no cost to GDOE ~~and GSA~~; any costs associated with a third party
10 consultant will be passed through in total to the qualified PPA provider(s) equally and
11 in full who is awarded the Multi-Step Bid.”

12 **Section 3. Subsection (a) of §5008.2 of Title 5 Guam Code Annotated is**
13 **hereby amended to read as follows:**

14 “(a) In procuring services as cited in § 7120 of Title 17, Guam Code Annotated,
15 ~~GSA~~ the Guam Department of Education shall, subject to the provisions of Title 5,
16 Chapter 5, GCA, grant a preference to a local business.”