



*Territory of Guam
Territorio Guam*

OFFICE OF THE GOVERNOR
TERRITORIO DE GUAM
AGANA, GUAM 96910 U.S.A.

AUG 22 1990

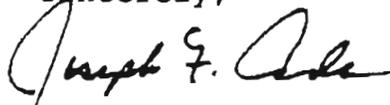


The Honorable Joe T. San Agustin
Speaker, Twentieth Guam Legislature
155 Herman Cortez Street
Agana, Guam 96910

Dear Mr. Speaker:

Transmitted herewith is Bill No. 1486, which I have signed
into law this date as Public Law 20-215.

Sincerely,

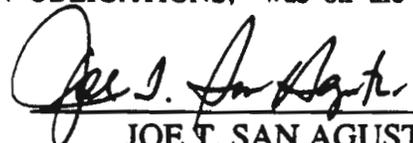

JOSEPH F. ADA
Governor

Attachment

TWENTIETH GUAM LEGISLATURE
1990 (SECOND) Regular Session

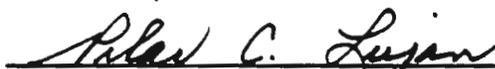
CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This is to certify that Substitute Bill No. 1486 (COR), "AN ACT TO REPROGRAM AND AMEND APPROPRIATIONS MADE IN PUBLIC LAW 20-41 FOR THE SUPERIOR COURT OF GUAM, TO APPROPRIATE EIGHT THOUSAND FIVE HUNDRED AND TWO DOLLARS TO THE DEPARTMENT OF EDUCATION FOR THE SIMON SANCHEZ GIRLS' BASKETBALL TEAM, SEVEN THOUSAND DOLLARS TO THE DEPARTMENT OF PARKS AND RECREATION FOR THE PARTICIPATION OF THE GUAM BOWLING CONGRESS IN THE 4TH ASIAN INTER-CITY BOWLING CHAMPIONSHIP, FIFTY-FIVE THOUSAND DOLLARS TO THE DEPARTMENT OF EDUCATION TO CONSTRUCT A STAGE AT YIGO ELEMENTARY SCHOOL, TO ADD A NEW SUBSECTION (d) TO §4006.2 OF THE GOVERNMENT CODE ON ANNUAL LEAVE CREDITS, TO ADD A NEW §26013.6 TO THE GOVERNMENT CODE TO AUTHORIZE PARK VENDOR PERMITS FOR SERVICES WHICH ENHANCE LOCAL CULTURE, TO AUTHORIZE THE USE OF THE DEDEDO BUFFER STRIP BY VENDORS FOR THE SALE OF AGRICULTURAL PRODUCE AND OTHER GOODS, AND TO APPROPRIATE FUNDS TO THE DEPARTMENT OF CORRECTIONS TO PAY CERTAIN OBLIGATIONS," was on the 1st day of August, 1990, duly and regularly passed.



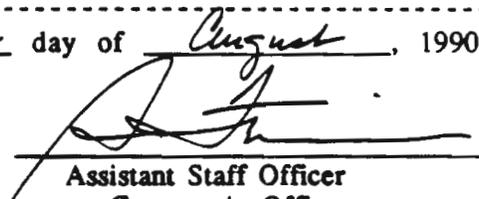
JOE T. SAN AGUSTIN
Speaker

Attested:



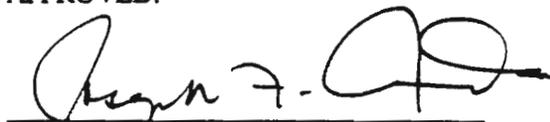
PILAR C. LUJAN
Senator and Legislative Secretary

This Act was received by the Governor this 10th day of August, 1990, at
11:25 o'clock A.m.



Assistant Staff Officer
Governor's Office

APPROVED:



JOSEPH F. ADA
Governor of Guam

Date: August 22, 1990

Public Law No. 20-215

TWENTIETH GUAM LEGISLATURE
1990 (SECOND) Regular Session

Bill No. 1486 (COR)
As Substituted by the Committee
on Rules

Introduced by:

C. T. C. Gutierrez
H. D. Dierking
F. J. A. Quitugua
J. G. Bamba
M. C. Ruth
T. S. Nelson
M. D. A. Manibusan
J. T. San Agustin
J. P. Aguon
E. P. Arriola
M. Z. Bordallo
D. F. Brooks
E. R. Duenas
E. M. Espaldon
P. C. Lujan
G. Mailloux
D. Parkinson
E. D. Reyes
F. R. Santos
T. V. C. Tanaka
A. R. Unpingco

AN ACT TO REPROGRAM AND AMEND
APPROPRIATIONS MADE IN PUBLIC LAW 20-41 FOR
THE SUPERIOR COURT OF GUAM, TO APPROPRIATE
EIGHT THOUSAND FIVE HUNDRED AND TWO DOLLARS
TO THE DEPARTMENT OF EDUCATION FOR THE SIMON
SANCHEZ GIRLS' BASKETBALL TEAM, SEVEN
THOUSAND DOLLARS TO THE DEPARTMENT OF PARKS
AND RECREATION FOR THE PARTICIPATION OF THE
GUAM BOWLING CONGRESS IN THE 4TH ASIAN INTER-

CITY BOWLING CHAMPIONSHIP, FIFTY-FIVE THOUSAND DOLLARS TO THE DEPARTMENT OF EDUCATION TO CONSTRUCT A STAGE AT YIGO ELEMENTARY SCHOOL, TO ADD A NEW SUBSECTION (d) TO §4006.2 OF THE GOVERNMENT CODE ON ANNUAL LEAVE CREDITS, TO ADD A NEW §26013.6 TO THE GOVERNMENT CODE TO AUTHORIZE PARK VENDOR PERMITS FOR SERVICES WHICH ENHANCE LOCAL CULTURE, TO AUTHORIZE THE USE OF THE DEDEDO BUFFER STRIP BY VENDORS FOR THE SALE OF AGRICULTURAL PRODUCE AND OTHER GOODS, AND TO APPROPRIATE FUNDS TO THE DEPARTMENT OF CORRECTIONS TO PAY CERTAIN OBLIGATIONS.

BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:

Section 1. Subpart A of Part XLIV (Superior Court of Guam) of Section 1 of Chapter II of Public Law 20-41 (the "Act") is amended to read:

"A. For Administration

1. Personnel Services	\$ 969,371	\$ 944,613	\$ 969,371	\$ 944,613
		(29.0 FTE)		(29.0 FTE)
2. Operating Expenses	572,412	735,281	572,412	735,281
3. Lease of Office Space		193,416		193,416
4. Utilities				
a. Power		156,000		156,000
b. Water/Sewer		9,600		9,600
c. Telephone		26,831		26,831
d. Toll Calls		12,600		12,600
5. Capital Outlay	142,344	157,544	142,344	157,544
6. Miscellaneous				
a. Personnel Development		12,006		12,006
b. Contingency Fund		10,000		10,000
TOTAL	\$2,104,580	\$2,257,891	\$2,104,580	\$2,257,891."

Section 2. Subpart C of Part XLIV (Superior Court of Guam) of Section 1 of Chapter II of the Act is amended to read:

"C. For Courts/Ministerial Offices

1. Personnel Services	\$2,637,206	\$2,554,135	\$2,637,206	\$2,554,135
-----------------------	-------------	-------------	-------------	-------------

1			(78.0 FTE)		(78.0 FTE)
2	2. Operating Expenses		61,988		61,988
3	3. Contingency Fund		10,000		10,000
4	4. Jury Services		400,000		400,000
5	5. Court Appointed Legal Service		675,000		675,000
6	6. Personnel Development		6,000		6,000
7	TOTAL	\$3,786,194	\$3,703,123	\$3,786,194	\$3,703,123."

8 Section 3. Subpart D of Part XLIV (Superior Court of Guam) of Section 1
9 of Chapter II of the Act is amended to read:

10 "D. For Marshal's Office

11	1. Personnel Services	\$1,134,710	\$1,103,710	\$1,134,710	\$1,103,710
12			(35.0 FTE)		(35.0 FTE)
13	2. Operating Expenses		8,555		8,555
14	3. Miscellaneous				
15	a. Personnel Development		2,680		2,680
16	TOTAL	\$1,145,945	\$1,114,945	\$1,145,945	\$1,114,945."

17 Section 4. Subpart E of Part XLIV (Superior Court of Guam) of Section 1
18 of Chapter II of the Act is amended to read:

19 "E. For Probation Services

20	1. Personnel Services	\$1,347,481	\$1,302,481	\$1,347,481	\$1,302,481
21			(41.0 FTE)		(41.0 FTE)
22	2. Operating Expenses	9,746	15,506	9,746	15,506
23	TOTAL	\$1,357,227	\$1,317,987	\$1,357,227	\$1,317,987."

24 Section 5. Eight Thousand Five Hundred and Two Dollars (\$8,502) are
25 hereby appropriated from the General Fund to the Director's Office of the
26 Department of Education to reimburse the funds already expended for the
27 participation of the Simon Sanchez Girls' Basketball team in the 1990 Far East
28 Tournament.

29 Section 6. Seven Thousand Dollars (\$7,000) are hereby appropriated
30 from the General Fund to the Department of Parks and Recreation for the
31 participation of the Guam Bowling Congress in the 4th Asian Inter-city
32 Bowling Championship to be held on November 26th through November 30th,
33 1990 in Taipei, Taiwan. Within sixty (60) days after November 1, 1990, the
34 Director of Parks and Recreation shall submit to the Legislature a report of all

TWENTIETH GUAM LEGISLATURE
1989 (FIRST) Regular Session

ROLL CALL SHEET

Bill No. 1486

Date: 8/1/90

Resolution No. _____

QUESTION: _____

	<u>AYE</u>	<u>NAY</u>	<u>NOT VOTING</u>	<u>ABSENT</u>
J. P. Aguon	✓			
E. P. Arriola	✓			
J. G. Bamba	✓			
M. Z. Bordallo	✓			
D. F. Brooks	✓			
H. D. Dierking	✓			
E. R. Duenas	✓			
E. M. Espaldon				✓
C. T. C. Gutierrez	✓			
P. C. Lujan	✓			
G. Mailloux	✓			
M. D. A. Manibusan	✓			
T. S. Nelson	✓			
D. Parkinson	✓			
F. J. A. Quitugua	✓			
E. D. Reyes	✓			
M. C. Ruth	✓			
J. T. San Agustin	✓			
F. R. Santos	✓			
T. V. C. Tanaka	✓			
A. R. Unpingco	✓			

(20)

(1)

Twentieth Guam Legislature

155 Hernan Cortez
Pacific Arcade
Agana, Guam 96910
Telephone: (671) 472-3407/8/9
FAX: (671) 477-3161



Chairman, Committee
on Ways & Means

Vice-Chairman, Committee
on Tourism & Transportation

CARL T. C. GUTIERREZ
Senator

July 11, 1990

Honorable Speaker Joe T. San Agustin
Speaker, Twentieth Guam Legislature
163 Chalan Santo Papa
Agana, Guam 96910

Dear Mr. Speaker:

The Committee on Ways & Means wishes to report out its findings on **BILL NO. 1486**, to the full Legislature with the recommendation to **Do Pass**.

The Committee Voting Record is as follows:

TO PASS:	<u>9</u>
NOT TO PASS:	<u>1</u>
ABSTENTIONS:	<u>0</u>
REPORT OUT ONLY:	<u>0</u>
OFF-ISLAND:	<u>1</u>

Copies of the Committee Report and all pertinent documents are attached for your information.

Sincerely,


CARL T. C. GUTIERREZ
Chairman

Attachments

**Twentieth Guam Legislature
Committee on Ways & Means
VOTING SHEET**

**BILL NO.
1486**

**AN ACT TO AMEND THE APPROPRIATIONS MADE IN PUBLIC LAW
20-41, MAKING REPROGRAMMING APPROPRIATIONS WITHIN
THE SUPERIOR COURT OF GUAM.**

	<u>TO PASS</u>	<u>NOT TO PASS</u>	<u>TO REPORT OUT ONLY</u>	<u>TO PLACE IN INACTIVE FILE</u>
<i>[Signature]</i> Senator Carl T. C. GUTIERREZ Chairman	✓			
<i>[Signature]</i> Senator Herminia D. DIERKING Vice-Chairman	✓			
<i>[Signature]</i> Senator John P. AGUON Member	✓			
<i>[Signature]</i> Senator George BAMBA Member	✓			
<i>[Signature]</i> Senator Doris BROOKS Member	✓			
OFF-ISLAND				
Senator Ernesto ESPALDON Member				
<i>[Signature]</i> Senator Marilyn MANIPUSAN Member	✓			
<i>[Signature]</i> Senator Ted S. NELSON Member				
Senator Don PARKINSON Member				
<i>[Signature]</i> Senator Franklin J. A. QUITUGUA Member	✓			
<i>[Signature]</i> Senator Martha C. RUTH Member	✓			

7/18/90
MAM

7/12/90

**COMMITTEE ON WAYS & MEANS
COMMITTEE REPORT
ON**

**BILL NO. 1486: AN ACT TO AMEND THE
APPROPRIATIONS MADE IN PUBLIC LAW 20-41,
MAKING REPROGRAMMING APPROPRIATIONS WITHIN
THE SUPERIOR COURT OF GUAM.**

The Committee on Ways & Means held a public hearing on Friday, June 29, 1990 beginning at 9:00 a.m. at the Legislative Conference Room to gather testimony on Bill No. 1486. Senator Carl T. C. Gutierrez, Chairman of the Committee conducted the hearing, being joined by Senator Martha C. Ruth.

TESTIMONY

Ms. R. Arlene Santos and Ms. Patricia Yamashita, both representing the Superior Court of Guam, read the letter from the Presiding Judge Alberto C. Lamorena III to the Chairman dated April 4, 1990 (Attachment "A").

The overtime amount needed is \$15,242 inclusive of night differential and personnel benefits. This overtime will enable the Financial Management Division to process the upsurge in support payments resulting, in part, from Child Support Enforcement efforts, in a timely manner and for closing of books at the end of the fiscal year. It is additionally needed to cover the unanticipated overtime incurred in the processing of Option I retroactive payments. The Probation Division needed the overtime to conduct court-ordered parenting sessions and DWI classes after hours. Mock trials and high risk trials require manpower which in turn, necessitated the serving of pleadings by marshals after hours.

The passage of Public Law 20-30 increased per diem rates by an average of 160%. This shortfall of \$47,505 is needed to fully implement the intent of this program category as approved by the Legislature.

The request under the contractual services category are in three (3) areas totaling \$115,364. 1) \$90,005 will be needed to compensate the National Center for State Courts for technical assistance service towards the development of a fully integrated judicial automated system; 2) \$3,000 for in-service consultation and training of Family Counselors by psychiatrist and psychologist; and 3) \$22,359 for the conversion of Traffic records or (TRIMS) from the Department of Administration's DL-1 Computer System to the Department of Revenue and Taxation's VSAM.

The supplies and materials amount needed is \$5,760 for instructional materials used by Family Counselors; games, video library, tapes and slide shows and instructional audio cassettes.

The capital outlay amount needed is \$15,200 for the purchase of Personal Typing Systems for the judges' chambers to improve the present system in use.

RECOMMENDATION

The Committee on Ways & Means recommends that Bill No. 1486 be passed by the Twentieth Guam Legislature.

TWENTIETH GUAM LEGISLATURE
1990 (SECOND) Regular Session

Bill No. 1484

Introduced by:

90 JUN 11 11:43

C. T. C. GUTIERREZ

[Handwritten signatures and initials]
M. Mambusan

AN ACT TO AMEND THE APPROPRIATIONS
MADE IN PUBLIC LAW 20-41, MAKING
REPROGRAMMING APPROPRIATIONS WITHIN
THE SUPERIOR COURT OF GUAM.

BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:

Section 1. Subpart A of Part XLII (Superior Court of Guam) of Section 1 of Chapter II of the Act is amended to read:

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1. Personnel Services	[\$ 969,371]	<u>\$ 944,613</u>	[\$ 969,371]	<u>\$ 944,613</u>
		(29.0 FTE)		(29.0 FTE)
2. Operating Expenses	{ 572,412}	<u>735,281</u>	{ 572,412}	<u>735,281</u>
3. Lease of Office Space		193,416		193,416
4. Utilities				
a. Power		156,000		156,000
b. Water/Sewer		9,600		9,600
c. Telephone		26,831		26,831
d. Toll Calls		12,600		12,600
5. Capital Outlay	[142,344]	<u>157,544</u>	[142,344]	<u>157,544</u>
6. Miscellaneous				
a. Personnel Development		12,006		12,006
b. Contingency Fund		10,000		10,000
TOTAL	[\$2,104,580]	<u>\$2,257,891</u>	[\$2,104,580]	<u>\$2,257,891.</u>

1 **Section 2.** Subpart C of Part XLIV (Superior Court of Guam) of Section 1 of
2 Chapter II of the Act is amended to read:

3 **"C. For Courts/Ministerial Offices**

4	1. Personnel Services	[\$2,637,206]	\$2,554,135	[\$2,637,206]	<u>\$2,554,135</u>
5			(78.0 FTE)		(78.0 FTE)
6	2. Operating Expenses		61,988		61,988
7	3. Contingency Fund		10,000		10,000
8	4. Jury Services		400,000		400,000
9	5. Court Appointed Legal Service		675,000		675,000
10	6. Personnel Development		6,000		6,000
11	TOTAL	[\$3,786,194]	<u>\$3,703,123</u>	[\$3,786,194]	<u>\$3,703,123."</u>

12 **Section 3.** Subpart D of Part XLIV(Superior Court of Guam) of Section 1 of
13 Chapter II of the Act is amended to read:

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15	1. Personnel Services	[\$1,134,710]	\$1,103,710	[\$1,134,710]	\$1,103,710
16			(35.0 FTE)		(35.0 FTE)
17	2. Operating Expenses		8,555		8,555
18	3. Miscellaneous				
19	a. Personnel Development		2,680		2,680
20	TOTAL	[\$1,145,945]	<u>\$1,114,945</u>	[\$1,145,945]	<u>\$1,114,945."</u>

21 **Section 4.** Subpart E of Part XLIV (Superior Court of Guam) of Section 1 of
22 Chapter II of the Act is amended to read:

23 **"E. For Probation Services**

24	1. Personnel Services	[\$1,347,481]	\$1,302,481	[\$1,347,481]	\$1,302,481
25			(41.0 FTE)		(41.0 FTE)
26	2. Operating Expenses	[9,746]	15,506	[9,746]	15,506
27	TOTAL	[\$1,357,227]	<u>\$1,317,987</u>	[\$1,357,227]	<u>\$1,317,987."</u>



Superior Court of Guam

Judiciary Building
110 West O'Brien Drive
Agana, Guam 96910

Telephone: (671) 472-8961/6
(671) 472-8956/9



Hon. Alberto C. Tamorena III
Presiding Judge

April 4, 1990

Fred F. Frances
[Signature]
Take care
[Signature]

Honorable Carl T. C. Gutierrez
Chairman, Committee on Ways & Means
Twentieth Guam Legislature
163 Chalan Santo Papa
Agana, Guam 96910

Dear Senator Gutierrez:

Enclosed for legislative consideration is the Superior Court's **RE-APPROPRIATION REQUEST** for Fiscal Year 1990, in the amount of \$199,071.00 as approved by the Judicial Council during its regular meeting held on March 30, 1990.

This reprogramming request addresses five (5) object categories of appropriation as follows:

PERSONNEL SERVICES

The overtime amount needed is \$15,242.00 inclusive of night differential and personnel benefits. This overtime will enable the Financial Management Division to process the upsurge in support payments resulting, in part, from Child Support Enforcement efforts, in a timely manner and for closing of books at the end of the fiscal year. It is additionally needed to cover the unanticipated overtime incurred in the processing of Option I retroactive payments. The Probation Division needed the overtime to conduct court-ordered parenting sessions and DWI classes after hours. Mock trials and high risk trials require manpower which in turn, necessitated the serving of pleadings by marshals after hours.

TRAVEL

The passage of Public Law 20-30 increased per diem rates by an average of 160%. This shortfall of \$47,505.00 is needed to fully implement the intent of this program category as approved by the Legislature.

RECEIVED
4-5-90
10:20 Fred

Ltr. to Hon. Carl T.C. Gutierrez
RE: Reappropriation Request
Page Two - 4/04/90

CONTRACTUAL SERVICES

The request under this category are in three (3) areas totaling \$115,364.00. Briefly,

1. The amount of \$90,005.00 will be needed to compensate the National Center for State Courts for technical assistance service towards the development of a fully integrated judicial automated system.
2. In-service consultation and training of Family Counselors by psychiatrist and psychologist, and
3. The conversion of Traffic records or (TRIMS) from the Department of Administration's DL-1 Computer System to the Department of Revenue and Taxation's VSAM. The quoted amount is \$22,359.00.

SUPPLIES AND MATERIALS

Instructional materials used by Family Counselors; games, video library, tapes and slide shows and instructional audio cassettes at a cost of approximately \$5,760.00 is requested.

CAPITAL OUTLAY

The amount of \$15,200.00 is for the purchase of Personal Typing Systems for the judges' chambers to improve the present system in use.

Attachment A consolidates the funding requirements and identifies the source of the lapse funds within the Budget.

Attachment B formats our request in consonant with Part XLIV of Public Law 20-41, which outlines the Judicial appropriation.

Your favorable consideration to this request is greatly appreciated.

Sincerely


ALBERTO C. LAMORENA, III
Presiding Judge

Attachments



BUREAU OF BUDGET & MANAGEMENT RESEARCH
OFFICE OF THE GOVERNOR, Post Office Box 2950, Agaña, Guam 96910



MICHAEL J. REIDY
Director

JUN 25 1990

The Bureau requests that Bill Nos. 1486 be granted a waiver pursuant to Public Law 12-229 for the following reason(s).

Enactment of the proposed legislation will not entail a fiscal impact because funds are being reprogrammed between divisions and will not increase the current appropriation level.

Michael J. Reidy
MICHAEL J. REIDY

JUN 23 1980

Senator Carl T.C. Gutierrez
Chairperson
Committee on Ways and Means
Twentieth Guam Legislature
Post Office Box CB-1
Agana, Guam 96910

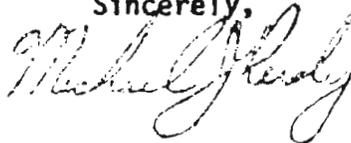
Dear Senator Gutierrez:

Pursuant to Section 1903 of Chapter X of the Government Code of Guam,
transmitted herewith are fiscal note on the following bills.

Bill Nos. 1362, 1388, 1412, 1435, 1437, 1448, 1449,
1481, 1485 and a Waiver Request on Bill
No. 1486.

Should I be of any assistance, please contact my office.

Sincerely,



MICHAEL J. REIDY

Enclosure

Bill No. 1486 (COR)

Introduced by:


C. T. C. GUTIERREZ

**AN ACT TO AMEND THE APPROPRIATIONS
MADE IN PUBLIC LAW 20-41, MAKING
REPROGRAMMING APPROPRIATIONS WITHIN
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26	2. Operating Expenses	[9,746]	15,506	[9,746]	15,506
27	TOTAL	[\$1,357,227]	<u>\$1,317,987</u>	[\$1,357,227]	<u>\$1,317,987."</u>