



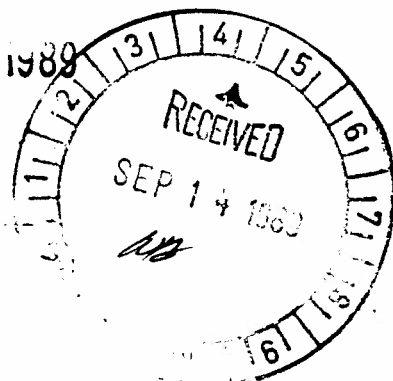
*Territory of Guam*

*Territorio Guam*

OFFICE OF THE GOVERNOR  
UFISINAN I MAGA'LAHI  
AGANA, GUAM 96910 U.S.A.

*Rec'd Sep.*

SEP 14 1989



The Honorable Joe T. San Agustin  
Speaker, Twentieth Guam Legislature  
Post Office Box CB-1  
Agana, Guam 96910

Dear Mr. Speaker:

Transmitted herewith is Substitute Bill No. 84, which I have signed into law this date as Public Law 20-62.

Renovation of the existing dormitory and construction of an additional dormitory are indeed necessary to provide safe yet secure facilities for Guam's troubled youth. In order to provide improved housing, I have directed the Department of Youth Affairs to plan improvements at the youth facility in Mangilao. Section 2 appropriates funds for design and construction of a new dormitory.

Since design of the new facility is anticipated to take one year I request that Section 2 be amended as follows:

"Section 2. Two Hundred Fifty Thousand Dollars (\$250,000) are appropriated from the fiscal year 1990 revenues of the General Fund to the Department of Youth Affairs and One Million Two Hundred Nine Thousand Two Hundred Seventy Five Dollars (\$1,209,275) are appropriated from the fiscal year 1991 revenues of the General Fund to the Department of Youth Affairs for the design and construction of a new dormitory and for the upgrading of the existing dormitory, and for collateral equipment to meet the present needs of Guam. The Department of Public Works shall administer the contracts for the design and construction of the new building as well as for the renovation of the existing building."

Sincerely yours,

*Joseph F. Ada*  
JOSEPH F. ADA  
Governor


Enclosure

200467

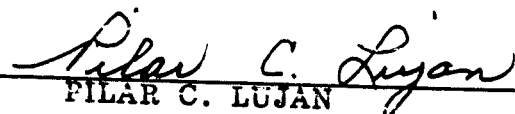
TWENTIETH GUAM LEGISLATURE  
1989 (FIRST) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This is to certify that Substitute Bill No. 84 (COR), "AN ACT TO APPROPRIATE FUNDS FOR DESIGN AND CONSTRUCTION OF A NEW DORMITORY FOR THE DEPARTMENT OF YOUTH AFFAIRS", was on the 29th day of August, 1989, duly and regularly passed.

  
JOE T. SAN AGUSTIN  
Speaker

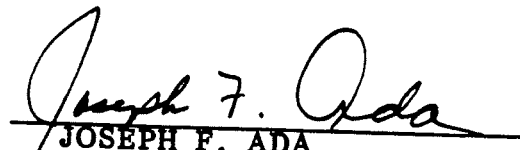
Attested:

  
PILAR C. LUJAN  
Senator and Legislative Secretary

-----  
This Act was received by the Governor this 2 day of Sep, 1989,  
at 1:35 o'clock p.m.

  
Assistant Staff Officer  
Governor's Office

APPROVED:

  
JOSEPH F. ADA  
Governor of Guam

Date: September 14, 1989

Public Law No. 20-62

TWENTIETH GUAM LEGISLATURE  
1989 (FIRST) Regular Session

Bill No. 84 (COR)  
As substituted by the Committee  
on Ways and Means

Introduced by:

E. P. Arriola  
C. T. C. Gutierrez  
F. J. A. Quitugua

---

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

AN ACT TO APPROPRIATE FUNDS FOR  
DESIGN AND CONSTRUCTION OF A NEW  
DORMITORY FOR THE DEPARTMENT OF  
YOUTH AFFAIRS.

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

2 Section 1. Legislative Intent. The Legislature finds that the present  
3 dormitory facility of the Department of Youth Affairs (the "Department")  
4 has become inadequate because of increasing use over the past years. The  
5 increasing island population and the constant changes of Guam's  
6 socio-economic life will continue to bring stress upon Guam's youth and will  
7 cause many to filter into the court system and eventually be confined in the  
8 Department's dormitory.

9 Section 2. Appropriation. One Million Four Hundred Fifty-Nine  
10 Thousand Two Hundred Seventy-Five Dollars (\$1,459,275) are appropriated

1 from the General Fund to the Department for the design and construction of  
2 a new dormitory and for the upgrading of the existing dormitory, and for  
3 collateral equipment to meet the present needs of Guam. The Department of  
4 Public Works shall administer the contract for the design and construction  
5 of the new building as well as for the renovation of the existing building.

6 Section 3. The new dormitory shall have separate areas for "status  
7 offenders" and "non-status offenders".

TWENTIETH GUAM LEGISLATURE  
1989 (FIRST) Regular Session

ROLL CALL SHEET

Bill No. 84

Date: 12/29/89

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

163 Chalan Santo Papa St.  
Agana, Guam U.S.A. 96910  
(671) 472-3407/8/9/10



CARL T. C. GUTIERREZ  
Senator

Chairman, Committee  
on Ways & Means  
Vice-Chairman, Committee  
on Tourism & Transportation

August 21, 1989

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

VIA: Chairman, Committee on Rules

Dear Mr. Speaker:

The Committee on Ways and Means and the Committee on Youth, Senior Citizens, Cultural Affairs and Human Resources, to which was referred Bill No. 84, "AN ACT TO APPROPRIATE FUNDS FOR DESIGN AND CONSTRUCTION OF A NEW DORMITORY FOR THE DEPARTMENT OF YOUTH AFFAIRS", has had the same under consideration and now wishes to report back its recommendation TO DO PASS AS SUBSTITUTED.

Committee votes received:

Committee on Ways and Means:

TO DO PASS	8
NOT TO PASS	0
REPORT OUT	0
INACTIVE FILE	0
ABSTAIN	0
OFF-ISLAND	3

Committee on Youth, Senior Citizens, Cultural Affairs and Human Resources:

TO DO PASS	11
NOT TO PASS	0
REPORT OUT	0
INACTIVE FILE	0
ABSTAIN	0
OFF-ISLAND	0

Attached herewith are the Committee Report and other pertinent documents for your perusal.

Sincerely,

  
CARL T.C. GUTIERREZ

  
ELIZABETH P. ARRIOLA

Attachments

\_\_\_\_\_

**On Bill No.84 (As substituted)**

Inactive File



✓

✓



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\_\_\_\_\_

✓

8/7/80

\_\_\_\_\_

**Joe T. San Agustin**

Twentieth Guam Legislature  
Committee on Ways & Means  
Voting Sheet

BILL NO: 84 (As Substituted)

AN ACT TO APPROPRIATE FUNDS FOR  
DESIGN AND CONSTRUCTION OF A NEW  
DORMITORY FOR THE DEPARTMENT OF  
YOUTH AFFAIRS.

	<u>TO</u> <u>PASS</u>	<u>NOT</u> <u>TO PASS</u>	<u>TO REPORT</u> <u>OUT ONLY</u>	<u>TO PLACE IN</u> <u>INACTIVE FILE</u>
<i>[Signature]</i> Senator Carl T. C. GUTIERREZ Chairman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>[Signature]</i> Senator Herminia D. DIERKING Vice-Chairman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>off - Island</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator John P. AGUON Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>[Signature]</i> Senator George BAMBA Member	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>off - Island</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator Doris BROOKS Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>[Signature]</i> Senator Ernesto ESPALDON Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>8/11/89</i> <i>[Signature]</i> Senator Marilyn MANIBUSAN Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>[Signature]</i> Senator Ted S. NELSON Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>off - Island</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator Don PARKINSON Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>[Signature]</i> Senator Franklin J. A. QUITOGUA Member	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>[Signature]</i> Senator Martha C. RUTH	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>8/7/89</i>				



Bill No. 84(COR) Date Received 1/23/89  
 Mandatory Bill Yes ☐ No ☒ Date Reviewed 1/30/89  
 Department/Agency Affected: Youth Affairs  
 Department/Agency Head: Lucia L.S. Topasna  
 Total Fiscal Year Appropriation: \$2,617,791  
 Bill Title (concise): AN ACT TO APPROPRIATE FUNDS FOR ARCHITECTURAL DESIGN AND CONSTRUCTION OF  
A NEW DORMITORY FOR THE DEPARTMENT OF YOUTH AFFAIRS.

Change in Law: None  
 Bill Attempts to: Bill is for:  
☒ Increase Program Funding ☐ Operations  
☐ Decrease Program Funding ☒ Capital Improvement  
☐ Reallocate Present Program Funding ☐ Other

FINANCIAL/PROGRAM IMPACT

<u>PROGRAM CATEGORIES</u>	<u>Minimum Estimated Required Funds (For Five Years)</u>		
	<u>GENERAL FUND</u>	<u>FEDERAL</u>	<u>OTHER</u>
<u>Public Safety</u>	<u>\$2,000,000</u>		
<u>GRAND TOTAL</u>	<u>\$2,000,000</u>		

ESTIMATED MULTI-YEAR FUND REQUIREMENTS

<u>SOURCES</u>	<u>1st</u>	<u>2nd</u>	<u>3rd</u>	<u>4th</u>	<u>5th</u>
<u>General Fund</u>	<u>\$2,000,000</u>				
<u>General Fund</u>					
<u>General Fund</u>					
<u>GRAND TOTAL</u>	<u>\$2,000,000</u>				

ESTIMATED MULTI-YEAR REALIZED REVENUES

<u>SOURCES</u>	<u>1st</u>	<u>2nd</u>	<u>3rd</u>	<u>4th</u>	<u>5th</u>
<u>General Fund</u>	<u>N/A</u>				
<u>General Fund</u>					
<u>General Fund</u>					
<u>GRAND TOTAL</u>					

William P. Taitingfong  
 PROGRAM ANALYST  
MICHAEL J. REIDY  
 DIRECTOR  
 Date Review Terminated: 1/30/89

TWENTIETH GUAM LEGISLATURE  
1989 (First) REGULAR SESSION

Introduced

JAN 04 '89

Bill No. 84 (COR)

Introduced By:

E.P. Arriola *epa*

*M. J. Boudell*

AN ACT TO APPROPRIATE FUNDS FOR  
ARCHITECTURAL DESIGN AND CONSTRUCTION  
OF A NEW DORMITORY FOR THE DEPARTMENT  
OF YOUTH AFFAIRS.

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

Section 1. Legislative Intent. The present dormitory facility of the Department of Youth Affairs has become severely inadequate because of constant surging population through the years. Our increasing island population and constant changes of our socio-economic life will continue to bring to bear stresses to our youths and will cause many to filter to our court system who will eventually be confined in the DYA Juvenile Hall.

Section 2. It is hereby appropriated Two Million Dollars from the General Fund to the Department of Youth Affairs for Architectural Design and construction of a new juvenile hall to meet the present and future need of our Territory.



## Department of Youth Affairs

GOVERNMENT OF GUAM  
P.O. BOX 23672  
GUAM MAIN FACILITY 96921  
734-3911/12,13,14,15

JOSEPH F. ADA  
Governor of Guam

FRANK F. BLAS  
Lieutenant Governor

LUCIA L.S. TOPASNA  
Director

VICTORINO F. BORJA  
Deputy Director

### TESTIMONY ON BILL 84

Legislative Bill 84 is a noble idea and I respect Senator Gutierrez' concern in wanting to provide a new facility to meet the overcrowding problems of clientele at the Youth Correctional Facility of the Department of Youth Affairs.

However, the cost for construction of a new facility is not known because design work has not been done. The administration will seek funds for construction from the U.S. Congress in the territory's Capital Improvement Project. At this time it is premature to support a fixed figure.

In the same vein, in August 1988, Governor Ada requested appropriations of \$100,000 from the General Fund for the purpose of expanding the existing dormitories and \$171,000 for the design of a new facility. I would like to request that this august body expedite measures to assist the Department of Youth Affairs in this immediate and pressing concern for an added wing or dormitory to the existing ones which is now expected to cost a total of \$300,000.

Furthermore, I would like to accentuate the need for renovating an existing structure for behaviorally and emotionally disturbed minors expressed in Bills No. 1013 and 1015 (identical ones but different sponsorships under the 19th Guam Legislature). The bills identify an appropriation of \$80,000 for the renovation of an existing structure, \$10,000 for equipment and \$250,000 for staffing. The latter figure needs to be adjusted to reflect \$389,044 as per the following analysis.

PERSONNEL

	<u>Pay Range</u>	<u>Salary</u>
1. Psychiatric Social Worker Supervisor (1)	50	\$ 34,078
2. Psychiatric Social Worker II (2)	47	62,896
3. Youth Service Worker II (4)	34	85,012
4. Youth Service Worker I (5)	30	94,604
5. Maintenance Specialist (1)	W32	25,334
6. Psychologist (1) (Contractual Basis - Part Time)		40,000

OTHERS:

1. Food Budget (16 clients + 6 staff per day x \$4 x 365)	32,120
2. Misc. Expenses: (Estimate Only)	15,000
a. Office Supplies and Materials	
b. Maintenance Supplies and Materials	
c. Medical Bills	

**TOTAL: \$389,044**

Since 1984, the number of admissions to the Department of Youth Affairs detention and rehabilitation facilities have been increasing dramatically. The table below outlines these increases.

**DEPARTMENT OF YOUTH AFFAIRS' ADMISSIONS**

Year	No. of Admissions	% Increase
1984	187	-
1985	225	17
1986	233	3
1987	380	39
1988	492	23

~~CONFIDENTIAL~~

The current capacity of the detention and rehabilitation facilities is 34 clients, 10 female beds and 24 male beds. With the figures presented above, one can see that on occasions, there have been as many as 40 clients over the stated capacity on a given day.

With the increased population and increased problems brought about by a rapidly changing society, juvenile delinquency will continue to be a major problem on Guam. This, coupled with the pressures citizens are exerting on the courts for more stern punishment of both adults and youth offenders, points to the need for expanded and improved corrections programming on the island.

Another area of concern is possible lawsuits stemming from the overcrowding. As a result of the overcrowding, incidents of violence and sexual abuse in the present facility have increased. Incidents of this nature increase the likelihood that lawsuits will be brought against the government for not providing safe detention facilities.

Thank you for your time and attention.

  
LUCIA L.S. TOPASNA

TWENTIETH GUAM LEGISLATURE  
1989 (FIRST) Regular Session

Bill No. 84

as Substituted by the Committee on Ways and Means

Introduced by:

E. P. Arriola  
C. T. C. Gutierrez  
F. J. A. Quitugua  
H. D. Dierking  
D. Parkinson  
T. S. Nelson  
J. P. Aguon  
J. T. San Agustin  
J. G. Bamba  
D. F. Brooks  
E. M. Espaldon  
M. D. Manibusan  
M. C. Ruth

AN ACT TO APPROPRIATE FUNDS FOR  
DESIGN AND CONSTRUCTION OF A NEW  
DORMITORY FOR THE DEPARTMENT OF  
YOUTH AFFAIRS.

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

1       Section 1. Legislative Intent. The present dormitory facility of  
2 the Department of Youth Affairs has become severely inadequate  
3 because of increasing need over the past years. Our increasing island  
4 population and the constant changes of our socio-economic life will  
5 continue to bring stresses upon our youth and will cause many to  
6 filter into the court system and eventually be confined in the  
7 Department of Youth Affairs' Juvenile Hall.

8       Section 2. There is hereby appropriated the sum of One Million  
9 Four Hundred Fifty Nine Thousand Two Hundred Seventy Five  
10 Dollars (\$1,459,275) from the General Fund to the Department of  
11 Youth Affairs for design and construction of a new juvenile hall to  
12 meet the present and future needs of the Territory.

~~CONFIDENTIAL 21 SEPTEMBER 1989~~

**COMMITTEE REPORT  
COMMITTEE ON WAYS & MEANS  
BILL NO. 84**

AN ACT TO APPROPRIATE FUNDS FOR ARCHITECTURAL  
DESIGN AND CONSTRUCTION OF A NEW DORMITORY  
FOR THE DEPARTMENT OF YOUTH AFFAIRS.

The Committee on Ways & Means held a public hearing on February 8, 1989, to gather testimony on Bill 84. Committee Chair Senator Carl T.C. Gutierrez conducted the hearing, being joined by Senators Herminia D. Dierking, Franklin J.A. Quitugua, George M. Bamba, and Martha C. Ruth.

**BACKGROUND**

There has been a growing number of youths in need of the residential services of the Department of Youth Affairs. In 1988, the total number of youths admitted there was 492, with the capacity of the present facility at 34 clients. The present dormitory facility is inadequate to meet the current needs and what is available is in need of upgrading.

**TESTIMONY**

Ms. Lucia Topasna, Director of the Department of Youth Affairs, testified regarding Bill 85. She stated that providing a new facility was a 'noble idea', but she cannot support a specific amount of money as needed at the present time since there has been no design work done. She said that a more immediate solution would be to add a wing to the existing facility, estimated to cost about \$300,000. Ms. Topasna also took the opportunity to point out the need for renovating an existing structure to provide residence for behaviorally and emotionally disturbed minors. This project, including equipment and staffing, would cost \$479,044 according to her estimates.

Ms. Topasna stated that, although the capacity of the present facility is 34 youths (24 males and 10 females), the population pressures have meant that "there have been as many as 40 clients over the stated capacity on a given day." This increased need for service is not expected to abate. She also indicated a concern over

1-3-89  
8:40

TWENTIETH GUAM LEGISLATURE  
1989 (First) REGULAR SESSION

Introduced

JAN 04 '89

Bill No. 84 (COR)

Introduced By:

E.P. Arriola *epa*

AN ACT TO APPROPRIATE FUNDS FOR  
ARCHITECTURAL DESIGN AND CONSTRUCTION  
OF A NEW DORMITORY FOR THE DEPARTMENT  
OF YOUTH AFFAIRS.

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

Section 1. Legislative Intent. The present dormitory facility of the Department of Youth Affairs has become severely inadequate because of constant surging population through the years. Our increasing island population and constant changes of our socio-economic life will continue to bring to bear stresses to our youths and will cause many to filter to our court system who will eventually be confined in the DYA Juvenile Hall.

Section 2. It is hereby appropriated Two Million Dollars from the General Fund to the Department of Youth Affairs for Architectural Design and construction of a new juvenile hall to meet the present and future need of our Territory.