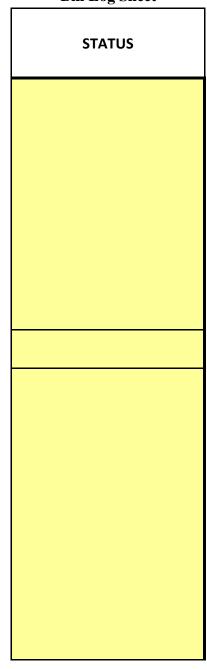
I Mina'Trentai Dos Na Liheslaturan Guahan Bill Log Sheet

BILL NOS.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	120 DAY DEADLINE	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED
359.32 (COR) 1 (7-S) P.L. 32-179	D.G. Rodriguez, Jr.	AN ACT TO PARTIALLY FUND THE BUDGETARY SHORTFALLS WITHIN THE GUAM MEDICAID PROGRAM OF THE DEPARTMENT OF PUBLIC HEALTH AND THE NON-COMMUNICABLE DISEASE CONSORTIUM UNDER DPHSS, BY REPROGRAMMING AND APPROPRIATING SEVEN MILLION DOLLARS (\$7,000,000) FROM THE TOBACCO ASSET BACKED BONDS 2001 SERIES B SUB-ACCOUNTS.	6/23/14 4:18 p.m.	6/25/14	Committee on Appropriatio ns, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land			Fiscal Note Request 06/30/14
	DATE PASSED	TITLE	TRANSI	MITTED	DUE DATE	DATE SIGNED BY I MAGA'LAHEN GUAHAN	PUBLIC LAW NO.	NOTES
	7/9/2014	AN ACT TO PARTIALLY FUND THE BUDGETARY SHORTFALLS WITHIN THE GUAM MEDICAID PROGRAM OF THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES (DPHSS), AND THE NON- COMMUNICABLE DISEASE CONSORTIUM UNDER DPHSS, BY REPROGRAMMING AND APPROPRIATING EIGHT MILLION EIGHT HUNDRED NINETY-FIVE THOUSAND EIGHT HUNDRED THIRTEEN DOLLARS AND SEVENTY-SEVEN CENTS (\$8,895,813.77) FROM THE TOBACCO ASSET BACKED BONDS 2001 SERIES B SUB-ACCOUNTS.	7/9/14		7/21/2014	7/9/2014	32-179	As amended in the Committee of the Whole.

I Mina'Trentai Dos Na Liheslaturan Guahan Bill Log Sheet





EDDIE BAZA CALVO Governor RAY TENORIO

Lieutenant Governor

JUL 1 5 2014

Honorable Judith T. Won Pat, Ed.D. Speaker I Mina'trentai Dos Na Liheslaturan Guåhan 155 Hesler Street Hagåtña, Guam 96910

Dear Madame Speaker:

Transmitted herewith is Bill No. 1 (7-S) "AN ACT TO PARTIALLY FUND THE BUDGETARY SHORTFALLS WITHIN THE GUAM MEDICAID PROGRAM OF THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES (DPHSS), AND THE NON-COMMUNICABLE DISEASE CONSORTIUM UNDER DPHSS, BY REPROGRAMMING AND APPROPRIATING EIGHT **MILLION EIGHT** HUNDRED NINETY-FIVE **THOUSAND** HUNDRED THIRTEEN **DOLLARS** AND SEVENTY-SEVEN CENTS (\$8,895,813.77) FROM THE TOBACCO ASSET BACKED BONDS 2001 SERIES B SUB-ACCOUNTS" which I signed into law on July 10, 2014 as Public Law 32-179.

Senseramente

EDDIE BAZÁ CALVO

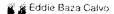
32-14-1840

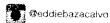
Office of the Speaker

1840

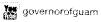
P.O. Box 2950 • Hagatna, Guam 96932

Tel: (671) 472-8931 • Fax: (671) 477-4826 • governor.guarn.gov • calendar.guarn.gov









I MINA'TRENTAI DOS NA LIHESLATURAN GUÂHAN 2014 (SEVENTH) Special Session

CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÂHAN

This is to certify that Bill No. 1 (7-S), "AN ACT TO PARTIALLY FUND THE BUDGETARY SHORTFALLS WITHIN THE GUAM MEDICAID PROGRAM OF THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES (DPHSS), AND THE NON-COMMUNICABLE DISEASE CONSORTIUM UNDER DPHSS, BY REPROGRAMMING AND APPROPRIATING EIGHT MILLION EIGHT HUNDRED NINETY-FIVE THOUSAND EIGHT HUNDRED THIRTEEN DOLLARS AND SEVENTY-SEVEN CENTS (\$8,895,813.77) FROM THE TOBACCO ASSET BACKED BONDS 2001 SERIES B SUB-ACCOUNTS," was on the 9th day of July, 2014, duly and regularly passed.

	Judith T. Won Pat, Ed.D. Speaker		
Attested: Tina Rose Muña Barnes Legislative Secretary			
This Act was received by <i>I Maga'lahen Guåha</i> at 5.55 o'clock <u>P</u> .M.	an this day of July, 2014,		
APPROVED:	Assistant Staff Officer Maga'lahi's Office		
BOWARD J.B. CALVO I Maga'lahen Guåhan Date: 1 0 2014			

Public Law No. 32–179

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN 2014 (SEVENTH) Special Session

Bill No. 1 (7-S)

As amended in the Committee of the Whole.

Introduced by:

Ĭ

Dennis G. Rodriguez, Jr.
FRANK B. AGUON, JR.
Chris M. Dueñas
Aline A. Yamashita, Ph.D.
V. Anthony Ada
T. R. Muña Barnes
T. C. Ada
B. J.F. Cruz
Michael T. Limtiaco
Brant T. McCreadie
Tommy Morrison
R. J. Respicio
Judith T. Won Pat, Ed.D.

AN ACT TO PARTIALLY FUND THE BUDGETARY SHORTFALLS WITHIN THE GUAM MEDICAID PROGRAM OF THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES (DPHSS), AND THE **NON-COMMUNICABLE** DISEASE CONSORTIUM UNDER DPHSS. \mathbf{BY} REPROGRAMMING APPROPRIATING EIGHT MILLION EIGHT HUNDRED NINETY-FIVE **THOUSAND EIGHT** HUNDRED THIRTEEN DOLLARS AND SEVENTY-SEVEN CENTS (\$8,895,813.77) FROM THE TOBACCO ASSET BACKED BONDS 2001 SERIES B SUB-ACCOUNTS.

BE IT ENACTED BY THE PEOPLE OF GUAM:

- 2 Section 1. Legislative Findings and Intent. I Liheslaturan Guåhan finds
- 3 that the current budget shortfall being experienced by the Medicaid program of the
- 4 Department of Public Health & Social Services (DPHSS) is directly due to the

increasing indigent population, resulting in DPHSS being unable to fulfill their
 mandated responsibilities.

* * * * *

I Liheslaturan Guåhan further finds that the dire fiscal situation of the Medicaid program is exacerbating the burden being imposed upon the Guam Memorial Hospital Authority (GMHA), and throughout the already limited pool of private healthcare providers who accept Medicaid patients.

Therefore, it is the intent of *I Liheslaturan Guåhan* to provide supplemental funding for the Medicaid program from the Tobacco Asset Backed Bonds 2001 Series B. It is further the intent of *I Liheslaturan Guåhan* to develop a financial incentive program that will improve the health and well-being of Medicaid beneficiaries and reduce expenditures associated with preventable conditions.

Section 2. Reprogramming and Appropriation of Available Funds from the Tobacco Asset Backed Bonds 2001 Series B Sub-Accounts.

(a) Notwithstanding any other provision of law, up to but not to exceed the aggregate sum of Eight Million Eight Hundred Ninety-Five Thousand Eight Hundred Thirteen Dollars and Seventy-Seven Cents (\$8,895,813.77) from the Tobacco Asset Backed Bonds 2001 Series B Sub-Accounts is hereby reprogrammed from the following account numbers, and in the amounts listed: #71 02 3000 3 01 (Health Security Trust Fund) - Five Million Nine Hundred Fifteen Thousand Nine Hundred Seventy-Eight Dollars and Fifty-Eight Cents (\$5,915,978.58); #71 04 3000 3 01 (Youth Tobacco Education and Prevention Trust Fund) - One Million Four Hundred Fifty-Three Thousand Two Hundred Fifty-One Dollars and Fourty-Eight Cents (\$1,453,251.48); and #71 06 3000 3 01 (Health and Human Services Fund,) One Million Five Hundred Twenty-Six Thousand Five Hundred Eighty-Three Dollars and Seventy-One Cents (\$1,526,583.71) and is hereby

appropriated, as specifically provided for in the following distribution and authorized expenditure schedule:

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- (1) The sum of Seven Million Dollars (\$7,000,000) is hereby allocated to the Guam Medicaid Program of the Department of Public Health and Social Services for financial obligations incurred for FY 2014 to be used as local matching requirements with available and authorized federal matching grants-in-aid, provided, however, the expenditure of a portion of the allocation pursuant to this Subsection 1 is hereby authorized and may be *solely* utilized to supplement the Guam Cancer Assistance and Treatment Fund program.
- The sum of Seven Hundred Thousand Dollars (\$700,000) (2)is hereby allocated to the Department of Public Health and Social Services to fund and facilitate the implementation of a "Getting Guam Healthy Incentive Program" (GGHIP) that encourages Medicaid beneficiaries to practice healthy behaviors, and to use the health care system wisely. This initiative shall include prenatal development classes, to include training modules that address healthy lifestyle habits, discipline, stress management, diversity, and developmentally appropriate practices in social, emotional, physical, and cognitive development for the growing child into adulthood. These training modules shall be required for those Medicaid recipients who are pregnant, and for those Medicaid recipients who are raising children who wish to avail of any GGHIP incentives. The GGHIP shall be managed by the Non-Communicable Diseases Consortium under the Bureau of Community Health Services, DPHSS, in collaboration with the Bureau of Healthcare Financing. Funds allocated for this program can only be utilized to provide monetary and/or in-kind proceeds to

eligible Medicaid beneficiaries. The funds allocated for this purpose can be accessed only through a dollar-for-dollar match, which may include in-kind items or services. Matching funds and/or in-kind items or services can be from grants or private businesses that promote healthy lifestyles. The Bureau of Healthcare Financing and the Bureau of Community Health Services *shall* work collaboratively with the Non-Communicable Diseases Consortium and *shall*, within ninety (90) days of the enactment of the Act, submit to the Director of DPHSS for final approval, the proposed terms and conditions of the Program.

1 1 1 1

- (3) The sum of Three Hundred Thousand Dollars (\$300,000) is hereby allocated to the Department of Public Health and Social Services (DPHSS) to specifically fund the Physical Activity Action Team of the Non-Communicable Diseases Consortium. Funds allocated for this purpose *shall* be used to promote health and wellness, and physical activity for programs at the Guam Department of Education, during and after school, to include the Guam Special Olympics. The Bureau of Healthcare Financing and the Bureau of Community Health Services *shall* work collaboratively with the Physical Activity Action Team of the Non-Communicable Diseases Consortium and shall, within ninety (90) days of the enactment of the Act, submit to the Director of DPHSS for final approval, the proposed terms and conditions of the Program.
- (4) The sum of Eight Hundred Ninety-Five Thousand Eight Hundred Thirteen Dollars and Seventy-Seven Cents (\$895,813.77), and any interest accrued as of 7/1/14 forward, is hereby allocated to the Guam Memorial Hospital Authority to specifically fund the

renovation of the OB/Maternity Ward. The Guam Memorial Hospital Authority *shall* submit a detailed report to *I Maga'lahen Guåhan* and the Speaker of *I Liheslaturan Guåhan* regarding the expenditure of said funds.

(b) The Non-Communicable Diseases Consortium under the Bureau of Community Health Services, DPHSS, *shall* conduct an evaluation as to the effect of the programs funded by Subsections (2) and (3) of Section 2(a) of this Act on the health and wellness of Medicaid recipients, and on the healthy behavior and wise use of the health care system of Medicaid recipients. The Consortium *shall* submit its evaluation and report to *I Liheslaturan Guåhan* (the Guam Legislature) on July 1st of each year.

The Bureau of Healthcare Financing *shall* also submit an evaluation as to the financial impact of the programs funded by Subsections (2) and (3) of Section 2(a) of this Act on the overall Medicaid program. The Bureau *shall* submit its evaluation and report to *I Liheslaturan Guåhan* (the Guam Legislature) on July 1st of each year.

- (c) The funds reprogrammed and appropriated pursuant to this Section 2 *shall* be deemed a continuing appropriation and *shall* remain available for expenditures, as authorized pursuant to this Act, until fully expended.
- Section 3. The Reprogramming and Appropriation in Section 2 of this Act is conditional upon (1) *I Maga'lahen Guåhan's* written notification to the Speaker of *I Liheslaturan Guåhan* of adherence to the "proceeds-spent-last-rule"; and (2) the written concurrence of the government of Guam's bond counsel as to the legality of such reprogramming and appropriation, relative to the same rule. Such written concurrence *shall not* be deemed valid unless it is transmitted to the Speaker of *I Liheslaturan Guåhan*.

Section 4. Funds Not Subject to Governor's Transfer Authority. The funds reprogrammed and appropriated pursuant to Section 2 of this Act shall not be subject to the Governor's transfer authority, and shall only be expended pursuant to the provisions of this Act.

Section 5. Severability. *If* any provision of this Act or its application to any person or circumstance is found to be invalid or contrary to law, such invalidity *shall* not affect other provisions or applications of this Act which can be given effect without the invalid provisions or application, and to this end the provisions of this Act are severable.

Section 6. Effective Date. This Act shall become effective upon enactment.



FILE COPY

I MINA'TRENTAI DOS NA LIHESLATURAN GUÂHAN

THIRTY-SECOND GUAM LEGISLATURE 155 Hesler Place, Hagåtña, Guam 96910

July 9, 2014

The Honorable Edward J.B. Calvo I Maga'lahen Guåhan Ufisinan I Maga'lahi Hagåtña, Guam 96910

Dear Maga'lahi Calvo:

Transmitted herewith is Bill No. 1 (7-S), which was passed by *I Mina'Trentai Dos Na Liheslaturan Guåhan* on July 9, 2014.

Sincerely

TINA ROSE MUÑA BARNES

Legislative Secretary

Enclosures (1)

I MINA'TRENTAI DOS NA LIHESLATURAN GUÂHAN 2014 (SEVENTH) Special Session

CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

This is to certify that Bill No. 1 (7-S), "AN ACT TO PARTIALLY FUND THE BUDGETARY SHORTFALLS WITHIN THE GUAM MEDICAID PROGRAM OF THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES (DPHSS), AND THE NON-COMMUNICABLE DISEASE CONSORTIUM UNDER DPHSS, BY REPROGRAMMING AND APPROPRIATING EIGHT MILLION EIGHT HUNDRED NINETY-FIVE THOUSAND EIGHT HUNDRED THIRTEEN DOLLARS AND SEVENTY-SEVEN CENTS (\$8,895,813.77) FROM THE TOBACCO ASSET BACKED BONDS 2001 SERIES B SUB-ACCOUNTS," was on the 9th day of July, 2014, duly and regularly passed.

Attested: Tipa Rose Muña Barnes Legislative Secretary	Judith T. Won Pat, Ed.D. Speaker			
This Act was received by I Maga'lahen Guat5.55 o'clockM.	uåhan this day of, 2014,			
APPROVED:	Assistant Staff Officer Maga'lahi's Office			
EDWARD J.B. CALVO I Maga'lahen Guåhan				
Date:				
Public Law No.				

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN 2014 (SEVENTH) Special Session

Bill No. 1 (7-S)

As amended in the Committee of the Whole.

Introduced by:

1

Dennis G. Rodriguez, Jr.
FRANK B. AGUON, JR.
Chris M. Dueñas
Aline A. Yamashita, Ph.D.
V. Anthony Ada
T. R. Muña Barnes
T. C. Ada
B. J.F. Cruz
Michael T. Limtiaco
Brant T. McCreadie
Tommy Morrison
R. J. Respicio
Judith T. Won Pat, Ed.D.

AN ACT TO PARTIALLY FUND THE BUDGETARY **SHORTFALLS** WITHIN THE **GUAM** MEDICAID PROGRAM OF THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES (DPHSS), AND THE NON-COMMUNICABLE DISEASE **CONSORTIUM** UNDER DPHSS. BY REPROGRAMMING **AND** APPROPRIATING EIGHT MILLION EIGHT HUNDRED NINETY-FIVE **THOUSAND EIGHT** HUNDRED THIRTEEN DOLLARS AND SEVENTY-SEVEN CENTS (\$8,895,813.77) FROM THE TOBACCO ASSET BACKED BONDS 2001 SERIES B SUB-ACCOUNTS.

BE IT ENACTED BY THE PEOPLE OF GUAM:

- 2 Section 1. Legislative Findings and Intent. I Liheslaturan Guåhan finds
- 3 that the current budget shortfall being experienced by the Medicaid program of the
- 4 Department of Public Health & Social Services (DPHSS) is directly due to the

increasing indigent population, resulting in DPHSS being unable to fulfill their
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I Liheslaturan Guåhan further finds that the dire fiscal situation of the Medicaid program is exacerbating the burden being imposed upon the Guam Memorial Hospital Authority (GMHA), and throughout the already limited pool of private healthcare providers who accept Medicaid patients.

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The Bureau of Healthcare Financing *shall* also submit an evaluation as to the financial impact of the programs funded by Subsections (2) and (3) of Section 2(a) of this Act on the overall Medicaid program. The Bureau *shall* submit its evaluation and report to *I Liheslaturan Guåhan* (the Guam Legislature) on July 1st of each year.

- (c) The funds reprogrammed and appropriated pursuant to this Section 2 *shall* be deemed a continuing appropriation and *shall* remain available for expenditures, as authorized pursuant to this Act, until fully expended.
- **Section 3.** The Reprogramming and Appropriation in Section 2 of this Act is conditional upon (1) *I Maga'lahen Guåhan's* written notification to the Speaker of *I Liheslaturan Guåhan* of adherence to the "proceeds-spent-last-rule"; and (2) the written concurrence of the government of Guam's bond counsel as to the legality of such reprogramming and appropriation, relative to the same rule. Such written concurrence *shall not* be deemed valid unless it is transmitted to the Speaker of *I Liheslaturan Guåhan*.

- Section 4. Funds Not Subject to Governor's Transfer Authority. The funds reprogrammed and appropriated pursuant to Section 2 of this Act shall not be subject to the Governor's transfer authority, and shall only be expended pursuant to the provisions of this Act.
- Section 5. Severability. If any provision of this Act or its application to any person or circumstance is found to be invalid or contrary to law, such invalidity shall not affect other provisions or applications of this Act which can be given effect without the invalid provisions or application, and to this end the provisions of this Act are severable.
- Section 6. Effective Date. This Act shall become effective upon enactment.

LEGISLATIVE SESSION

I MINA'TRENTAI DOS NA LIHESLATURAN

2014 (SEVENTH) Special Session Voting Sheet

Bill No. 1 (7-S)

Speaker Antonio R. Unipingco Legislative Session Hall July 9, 2014

As amended in the Committee of the Whole.

CERTIFIED TRUE AND CORRECT:

Clerk of the Legislature

NAME	Yea	Nay	Not Voting/ Abstained	Out During Roll Call	Absent
Senator Thomas "Tom" C. ADA					
Senator V. Anthony "Tony" ADA					
Senator Frank Blas AGUON Jr.					
Vice-Speaker Benjamin J.F. CRUZ					
Senator Christopher M. DUENAS					
Senator Michael LIMTIACO					
Senator Brant McCREADIE					VEX
Senator Thomas "Tommy" MORRISON					······································
Senator Tina Rose MUÑA BARNES					
Senator Rory J. RESPICIO					Ey.
Senator Dennis G. RODRIGUEZ, Jr.					
Senator Michael F. Q.SAN NICOLAS	Ž.				
Speaker Judith T. WON PAT, Ed.D.					
Senator Aline A. YAMASHITA, Ph.D.					***************************************
TOTAL	**************************************	A COLUMN TO THE TAXABLE PROPERTY.			2 Ex.
A A	Yea	Nay	Not Voting/ Abstained	Out During Roll Call	Absent

I = Pass