

I Mina'Trentai Dos Na Liheslaturan Guahan
Bill Log Sheet

| BILL NO. | SPONSOR | TITLE | DATE INTRODUCED | DATE REFERRED | 120 DAY DEADLINE | CMTE REFERRED | PUBLIC HEARING DATE | DATE COMMITTEE REPORT FILED | STATUS |
|--------------------|---|---|---------------------|---------------|------------------|--|---------------------|-----------------------------|--------|
| 38-32 (COR) | The Committee on Rules, Federal, Foreign & Micronesian Affairs, Human & Natural Resources, and Election Reform, by request of I Maga'lahaen Guåhan, the Governor of Guam, in accordance with the Organic Act of Guam. | AN ACT MAKING APPROPRIATIONS FOR THE OPERATIONS OF THE EXECUTIVE BRANCH OF THE GOVERNMENT OF GUAM FOR FISCAL YEAR ENDING SEPTEMBER 30, 2014, MAKING OTHER APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS. | 2/6/2013 11:13 A.M. | 2/6/13 | | Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land | | | |



COMMITTEE ON RULES

I Mina'trentai Dos na Liheslaturan Guåhan • The 32nd Guam Legislature
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Rory J. Respicio
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MAJORITY LEADER

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Thomas C. Ada
VICE CHAIRPERSON
ASSISTANT MAJORITY LEADER

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MINORITY LEADER

Senator
Aline Yamashita
Member

February 6, 2013

MEMORANDUM

To: **Rennae Meno**
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: **Senator Rory J. Respicio** 
Majority Leader & Rules Chair

Subject: **Referral of Bill No. 38-32(COR)**

As the Chairperson of the Committee on Rules, I am forwarding my referral of Bill No. 38-32(COR).

Please ensure that the subject bill is referred, in my name, to the respective committee, as shown on the attachment. I also request that the same be forwarded to all members of *I Mina'trentai Dos na Liheslaturan Guåhan*.

Should you have any questions, please feel free to contact our office at 472-7679.


Si Yu'os Ma'åse!

Attachment

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
THIRTY SECOND GUAM LEGISLATURE
2013 (FIRST) REGULAR SESSION

BILL NO. 38-32 (COR)

Introduced by:


Committee on Rules, Federal, Foreign &
Micronesia Affairs, Human & Natural
Resources and Election Reform

by request of *I Maga'lahaen Guåhan*,
the Governor of Guam, in accordance
with the Organic Act of Guam.

**AN ACT MAKING APPROPRIATIONS FOR THE OPERATIONS
OF THE EXECUTIVE BRANCH OF THE GOVERNMENT OF
GUAM FOR FISCAL YEAR ENDING SEPTEMBER 30, 2014,
MAKING OTHER APPROPRIATIONS, AND ESTABLISHING
MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS.**

67
2013 FEB - 6 AM 11:13

BE IT ENACTED BY THE PEOPLE OF GUAM:

CHAPTER I

GENERAL PROVISIONS

Section 1. Short Title. This Act shall be known as the "*General Appropriations Act of 2014*". Except as otherwise provided by this Act, the appropriations made by this Act identifying Fiscal Year 2014 shall be available to pay for obligations incurred on or after October 1, 2013 but no later than September 30, 2014. If any appropriation in this Act is found contrary to federal law, all other portions of this Act shall remain valid.

Section 2. Estimated Revenues for Fiscal Year 2014. *I Liheslaturan Guåhan*, the Guam Legislature, adopts the following revenue estimates for Fiscal Year 2014 as the basis for the appropriations contained in this Act.

| | | |
|----|---|------------------------|
| 1 | | |
| 2 | I. GENERAL FUND REVENUES | AMOUNT |
| 3 | A. TAXES | |
| 4 | Income Tax | |
| 5 | Corporate | \$101,850,453 |
| 6 | Individual | \$82,479,081 |
| 7 | Withholding Taxes, Interest and Penalties | \$220,255,762 |
| 8 | Provision for Tax Refund Payments | <u>(\$113,000,000)</u> |
| 9 | TOTAL INCOME TAXES | \$291,585,296 |
| 10 | Business Privilege Tax | \$229,385,601 |
| 11 | GMHA Pharmaceutical Fund | |
| 12 | (\$26208 of 11 GCA) | (\$9,175,424) |
| 13 | Maeda Pacific Corporation Tax Credit (P.L.31-282) | (\$583,000) |
| 14 | Other Taxes | <u>\$2,457,496</u> |
| 15 | TOTAL BUSINESS PRIVILEGE TAX | \$222,084,673 |
| 16 | TOTAL TAXES | \$513,669,969 |
| 17 | B. FEDERAL SOURCES | |
| 18 | Federal Income Tax Collection | |
| 19 | Section 30 Funds | \$55,941,374 |
| 20 | Immigration Fees | \$1,849,872 |
| 21 | Overpayment Reconciliation of Section 30 (3 of 5) | (\$2,000,000) |
| 22 | TOTAL FEDERAL SOURCES | \$55,791,246 |
| 23 | C. USE OF MONEY AND PROPERTY | \$1,627,655 |

| | | |
|----|--|-----------------------|
| 1 | D. LICENSES, FEES AND PERMITS | |
| 2 | Licenses, Fees and Permits | \$4,711,185 |
| 3 | Licenses, Fees and Permits (Better Public | |
| 4 | Service Fund) (Ch. 161 of 11 GCA) | <u>(\$471,119)</u> |
| 5 | TOTAL LICENSES, FEES, AND PERMITS | \$4,240,066 |
| 6 | E. DEPARTMENT CHARGES | \$1,812,516 |
| 7 | TOTAL GENERAL FUND REVENUE | \$577,141,452 |
| 8 | 2% GENERAL FUND RESERVE | |
| 9 | (Appropriations Cap of 98% of General Fund | |
| 10 | Revenue; §22436, Chapter 22 of Title 5 GCA) | <u>(\$11,542,829)</u> |
| 11 | TOTAL GENERAL FUND REVENUE | |
| 12 | AVAILABLE FOR APPROPRIATION | \$565,598,623 |
| 13 | II. SPECIAL FUND REVENUES | |
| 14 | A. Air Pollution Control Special Fund | \$185,344 |
| 15 | B. Better Public Service Fund | 1,620,468 |
| 16 | C. Chamorro Land Trust Operations Fund | 1,028,714 |
| 17 | D. Corrections Revolving Fund | 859,939 |
| 18 | E. Customs, Agriculture and Quarantine | |
| 19 | Inspection Services Fund | 13,548,846 |
| 20 | F. DPW Building and Design Fund | 597,019 |
| 21 | G. Enhanced 911 Emergency Reporting System Fund | 1,658,883 |
| 22 | H. Environmental Health Fund | 787,569 |
| 23 | I. Fire, Life and Medical Emergency Fund | 318,742 |

| | | | |
|----|-----------|---|-------------|
| 1 | J. | Guam Contractors License Board Fund | 866,762 |
| 2 | K. | Guam Environmental Trust Fund | 350,978 |
| 3 | L. | Guam Highway Fund (GHF) | 18,514,731 |
| 4 | | (a) GHF (Better Public Service Fund; | |
| 5 | | Ch. 161 of 11 GCA) | (1,149,349) |
| 6 | | (b) GHF (Public Transit Fund; | |
| 7 | | §26503 of 11 GCA) | (350,956) |
| 8 | | Total Guam Highway Fund | 17,014,426 |
| 9 | M. | GMHA Pharmaceuticals Fund | 9,175,424 |
| 10 | N. | Guam Plant Inspection & Permit Fund | 85,839 |
| 11 | O. | Healthy Futures Fund | 14,674,694 |
| 12 | P. | Host Community Fund | 300,000 |
| 13 | Q. | Indirect Cost Fund | 1,836,028 |
| 14 | R. | Land Survey Revolving Fund | 3,243,903 |
| 15 | S. | Manpower Development Fund | 2,122,182 |
| 16 | T. | Police Services Fund | 541,552 |
| 17 | U. | Professional Engineers, Architects, and | |
| 18 | | Land Surveyors Board Fund | 309,937 |
| 19 | V. | Public School Library Resources Fund | 705,458 |
| 20 | W. | Public Recreation Services Fund | 187,028 |
| 21 | X. | Public Transit Fund | 350,956 |
| 22 | Y. | Safe Streets Fund | 242,205 |
| 23 | Z. | School Lunch/Child Nutritional | |

| | | |
|----|--|----------------------|
| 1 | Meal Reimbursement Fund – Federal | |
| 2 | Sources (100% Federal Grant) / Cash Collections | 11,164,309 |
| 3 | AA. Section 2718 Fund | 3,371,990 |
| 4 | AB. Solid Waste Operations Fund | 20,039,298 |
| 5 | (a) Host Community Fund (\$511005 of 10 GCA) | (300,000) |
| 6 | Total Solid Waste Operations Fund | 19,739,298 |
| 7 | AC. Street Light Fund | 3,608,212 |
| 8 | AD. Tax Collection Enhancement Fund | 721,185 |
| 9 | AE. Territorial Education Facilities Fund | 27,207,890 |
| 10 | AF. Tourist Attraction Fund | 26,132,727 |
| 11 | AG. Water Protection Fund | 72,790 |
| 12 | AH. Water Research and Development Fund | <u>73,688</u> |
| 13 | TOTAL SPECIAL FUND REVENUE | \$164,704,985 |
| 14 | III. FEDERAL MATCHING GRANTS-IN-AID REVENUES | |
| 15 | Federal Grants-In-Aid Requiring Local Match: | |
| 16 | A. Agriculture | \$288,500 |
| 17 | B. Guam Community College | 1,068,463 |
| 18 | C. Guam Council on the Arts & Humanities Agency | 307,500 |
| 19 | D. Guam Police | 726,136 |
| 20 | E. Integrated Services for Individuals | |
| 21 | with Disabilities | 2,992,651 |
| 22 | F. Labor | 43,800 |
| 23 | G. Military Affairs | 1,708,485 |

| | | |
|----|--|----------------------------|
| 1 | H. Office of Attorney General | 4,950,000 |
| 2 | I. Public Health and Social Services | 27,135,228 |
| 3 | J. University of Guam | <u>4,444,754</u> |
| 4 | TOTAL FEDERAL MATCHING GRANTS- | |
| 5 | IN-AID REVENUE | \$43,665,517 |
| 6 | REVENUE SUMMARY: | |
| 7 | TOTAL GENERAL FUND REVENUE | \$565,598,623 |
| 8 | TOTAL SPECIAL FUND REVENUE | \$164,704,985 |
| 9 | TOTAL FEDERAL MATCHING GRANTS- | |
| 10 | IN-AID REVENUE | <u>\$43,665,517</u> |
| 11 | GRAND TOTAL | \$773,969,125 |
| 12 | Section 3. Debt Service Continuing Appropriations for Fiscal Year 2014. The | |
| 13 | following are continuing appropriations for debt service requirements: | |
| 14 | A. GENERAL OBLIGATION BONDS, SERIES 2007A | |
| 15 | (Partial refunding of GOB, 1993 Series A; funding | |
| 16 | capital projects and certain obligations of the | |
| 17 | Government of Guam; due FY2037 as final year; | |
| 18 | P.L. 29-19 and P.L. 29-21) | \$7,874,700 3/ |
| 19 | 3/ Territorial Education Facilities Fund | |
| 20 | B. LIMITED OBLIGATION (SECTION 30) | |
| 21 | BONDS, SERIES 2009A | |
| 22 | (To finance cost for the new landfill and | |
| 23 | the closure of Ordot Dump; P.L. 30-1 amended | |

| | | | |
|----|--|--------------|----|
| 1 | by P.L. 30-7; Due FY2035 as final year) | \$15,672,332 | 4/ |
| 2 | 4/ General Fund (\$3,692,124) and Solid Waste Operations Fund (\$11,980,208) | | |
| 3 | C. GENERAL OBLIGATION BONDS 2009 SERIES A | | |
| 4 | (To finance certain expenses affecting General Fund | | |
| 5 | Deficit; P.L. 29-113 amended by P.L. 30-7; | | |
| 6 | Due FY2040 as final year) | \$21,532,898 | 5/ |
| 7 | 5/ General Fund | | |
| 8 | D. GUAM DEPARTMENT OF EDUCATION (GDOE) | | |
| 9 | SERIES 2010A CERTIFICATES OF PARTICIPATION | | |
| 10 | (JOHN F. KENNEDY HIGH SCHOOL PROJECT) | | |
| 11 | (Inclusive of additional Rent of \$1,568,000) | | |
| 12 | (P.L. 30-178; 5 GCA, Chapter 58A) | \$6,699,013 | 6/ |
| 13 | 6/ General Fund | | |
| 14 | E. LIMITED OBLIGATION HOTEL | | |
| 15 | OCCUPANCY TAX (HOT), REVENUE | | |
| 16 | BONDS, SERIES 2011A | | |
| 17 | (Refunding of LO Infrastructure | | |
| 18 | Improvement Bonds, 1997 Series A; | | |
| 19 | To acquire, construct, or equip a new | | |
| 20 | Guam Museum, and projects that benefit | | |
| 21 | the tourism industry) | \$6,999,188 | 7/ |
| 22 | 7/ Tourist Attraction Fund | | |
| 23 | F. BUSINESS PRIVILEGE TAX BONDS, SERIES 2011A | | |
| 24 | (To finance unpaid Income Tax Refunds | | |

| | | | |
|----|---|---------------------|---------|
| 1 | for 2010; Prior Year Obligations; COLA) | \$5,974,007 | 8/ |
| 2 | 8/ General Fund | | |
| 3 | G. BUSINESS PRIVILEGE TAX BONDS, SERIES 2012B | | |
| 4 | (To finance unpaid Income Tax Refunds for 2011; | | |
| 5 | Health Insurance Premiums for FY2012; GMHA & | | |
| 6 | GDOE Retirement Contribution Payments to GGRF; | | |
| 7 | Rehabilitation of School Facilities) | \$2,623,024 | 9/ |
| 8 | 9/ General Fund | | |
| 9 | H. GENERAL OBLIGATION BOND BUSINESS | | |
| 10 | PRIVILEGE TAX 2013 SERIES C | | |
| 11 | (For education capital projects; due FY2019 as final | | |
| 12 | year; P.L. 29-19, P.L. 29-21 and P.L. 31-276; net of | | |
| 13 | UOG Bond Payment Obligation \$2,027,424) | \$2,796,838 | 1/ & 2/ |
| 14 | 1/ General Fund (BPT); 2/ Per P.L. 31-276, Section 5, | | |
| 15 | \$1,470,000 in estimated annual savings shall go to UOG for | | |
| 16 | tuition relief and the remaining balance of savings to be | | |
| 17 | allocated equally to the Mayors Council of Guam (MCOG) | | |
| 18 | and for Income Tax refunds. | | |
| 19 | GRAND TOTAL | \$70,172,000 | |

1

2 **CHAPTER II**

3 **APPROPRIATIONS FOR EXECUTIVE BRANCH OPERATIONS**

4 **Section1. Executive Branch Appropriations for Fiscal Year 2014.** Two
5 Hundred Seventy-four Million One Hundred Ten Thousand Three Hundred Thirty-four
6 Dollars (**\$274,110,334**) are appropriated for the operations of the Executive Branch for
7 fiscal year ending September 30, 2014. This sum is composed of One Hundred Ninety-
8 three Million Six Hundred Fifteen Thousand Eight Hundred Ninety-six Dollars
9 (**\$193,615,896**) from the General Fund; Forty-seven Million Two Hundred Ninety-two
10 Thousand One Hundred Thirty-eight Dollars (**\$47,292,138**) from Special Funds; and
11 Thirty-three Million Two Hundred Two Thousand Three Hundred Dollars (**\$33,202,300**)
12 from Federal Matching Grants-in-Aid. The appropriations shall be expended as follows:

| | General | Special | Federal | Total |
|---------------------------------|----------------|----------------|-------------------|--------------|
| | Fund | Fund | Fund Match | |
| I. EXECUTIVE DIRECTION | | | | |
| A. Office of I Maga'laha | | | | |
| Guåhan and I Segundu | | | | |
| Na Maga'laha | | | | |
| Guåhan | \$6,466,652 | \$309,826 | 1/ | \$6,776,478 |
| B. Commission on | | | | |
| Decolonization | 231,970 | | | 231,970 |
| C. Civil Service | | | | |
| Commission | 817,953 | | | 817,953 |

| | | | | | | |
|----|----------------------------|---------------------|--------------------|----|--------------------|---------------------|
| 1 | | | | | | |
| 2 | | General | Special | | Federal | Total |
| 3 | | Fund | Fund | | Fund Match | |
| 4 | D. Guam Election | | | | | |
| 5 | Commission | 731,913 | | | | 731,913 |
| 6 | E. Bureau of Budget | | | | | |
| 7 | and Management | | | | | |
| 8 | Research | 1,024,564 | 312,018 | 1/ | | 1,336,582 |
| 9 | F. Military Affairs | 723,748 | | | 1,708,485 | 2,432,233 |
| 10 | G. Veterans Affairs | 311,951 | | | | 311,951 |
| 11 | H. Bureau of | | | | | |
| 12 | Statistics and Plans | 1,118,783 | | | | 1,118,783 |
| 13 | TOTAL EXECUTIVE | | | | | |
| 14 | DIRECTION | \$11,427,534 | \$621,844 | | \$1,708,485 | \$13,757,863 |
| 15 | II. PUBLIC SAFETY | | | | | |
| 16 | A. Guam Police | \$26,974,988 | \$541,552 | 2/ | \$726,136 | \$28,242,676 |
| 17 | B. Guam Fire | 28,335,870 | 1,977,625 | 3/ | | 30,313,495 |
| 18 | C. Corrections | 19,216,100 | 956,821 | 4/ | | 20,172,921 |
| 19 | D. Youth Affairs | 4,498,200 | | | | 4,498,200 |
| 20 | E. Chief Medical | | | | | |
| 21 | Examiner | 412,992 | | | | 412,992 |
| 22 | TOTAL PUBLIC | | | | | |
| 23 | SAFETY | \$79,438,150 | \$3,475,998 | | \$726,136 | \$83,640,284 |

| | | | | | | |
|----|-----------------------------------|---------------------|---------------------|-------------------|---------------------|----------------------|
| 1 | | | | | | |
| 2 | | General | Special | Federal | Total | |
| 3 | | Fund | Fund | Fund Match | | |
| 4 | III. HOMELAND SECURITY | | | | | |
| 5 | A. Customs and | | | | | |
| 6 | Quarantine | | \$13,548,846 | 5/ | | \$13,548,846 |
| 7 | TOTAL HOMELAND | | | | | |
| 8 | SECURITY | \$0 | \$13,548,846 | | \$0 | \$13,548,846 |
| 9 | IV. HEALTH | | | | | |
| 10 | A. Public Health and | | | | | |
| 11 | Social Services | \$49,985,233 | \$6,087,060 | 6/ | \$27,135,228 | \$83,207,521 |
| 12 | B. Integrated Services for | | | | | |
| 13 | Individuals with | | | | | |
| 14 | Disabilities | 1,196,354 | | | 2,992,651 | 4,189,005 |
| 15 | C. Mental Health and | | | | | |
| 16 | Substance Abuse | 13,731,522 | 3,654,535 | 7/ | | 17,386,057 |
| 17 | TOTAL HEALTH | \$64,913,109 | \$9,741,595 | | \$30,127,879 | \$104,782,583 |
| 18 | V. EDUCATION | | | | | |
| 19 | A. Guam Public | | | | | |
| 20 | Library System | 1,215,676 | | | | 1,215,676 |
| 21 | B. Guam Educational | | | | | |
| 22 | Telecommunications | | | | | |
| 23 | Corp. (PBS Guam) | 616,752 | | | | 616,752 |

| | | | | | | |
|----|---------------------------------------|--------------------|--------------------|-----|-------------------|---------------------|
| 1 | | | | | | |
| 2 | | General | Special | | Federal | Total |
| 3 | | Fund | Fund | | Fund Match | |
| 4 | TOTAL | | | | | |
| 5 | EDUCATION | \$1,832,428 | \$0 | | \$0 | \$1,832,428 |
| 6 | VI. FINANCE AND ADMINISTRATION | | | | | |
| 7 | A. Administration | \$8,584,768 | \$1,214,184 | 1/ | | \$9,798,952 |
| 8 | TOTAL FINANCE AND | | | | | |
| 9 | ADMINISTRATION | \$8,584,768 | \$1,214,184 | | \$0 | \$9,798,952 |
| 10 | VII. NATURAL RESOURCES | | | | | |
| 11 | A. Agriculture | \$2,607,888 | \$85,839 | 8/ | \$288,500 | \$2,982,227 |
| 12 | B. Land Management | 493,515 | 4,272,617 | 9/ | | 4,766,132 |
| 13 | C. Guam Environmental | | | | | |
| 14 | Protection Agency | | 682,800 | 10/ | | 682,800 |
| 15 | D. Parks and Recreation | 3,160,577 | 187,028 | 11/ | | 3,347,605 |
| 16 | TOTAL NATURAL | | | | | |
| 17 | RESOURCES | \$6,261,980 | \$5,228,284 | | \$288,500 | \$11,778,764 |
| 18 | VIII. LABOR | | | | | |
| 19 | A. Labor | \$1,021,723 | \$636,655 | 12/ | \$43,800 | \$1,702,178 |
| 20 | B. Board of Registration for | | | | | |
| 21 | Professional Engineers, Architects | | | | | |
| 22 | and Land Surveyors (PEALS) | | 309,937 | 13/ | | 309,937 |
| 23 | C. Contractors License | | | | | |
| 24 | Board | | 866,762 | 14/ | | 866,762 |

| | | | | | |
|----|--|----------------------|---------------------|---------------------|----------------------|
| 1 | | General | Special | Federal | Total |
| 2 | | Fund | Fund | Fund Match | |
| 3 | TOTAL LABOR | \$1,021,723 | \$1,813,354 | \$43,800 | \$2,878,877 |
| 4 | IX. TOURISM AND CULTURE | | | | |
| 5 | A. Chamorro Affairs | \$960,118 | | | \$960,118 |
| 6 | B. Guam Council on the Arts | | | | |
| 7 | & Humanities Agency | \$307,500 | | \$307,500 | \$615,000 |
| 8 | TOTAL TOURISM AND | | | | |
| 9 | CULTURE | \$1,267,618 | \$0 | \$307,500 | \$1,575,118 |
| 10 | X. TRANSPORTATION | | | | |
| 11 | A. Public Works | \$9,395,977 | \$9,306,380 | 15/ | \$18,702,357 |
| 12 | TOTAL | | | | |
| 13 | TRANSPORTATION | \$9,395,977 | \$9,306,380 | \$0 | \$18,702,357 |
| 14 | XI. REVENUE AND TAXATION | | | | |
| 15 | A. Revenue & | | | | |
| 16 | Taxation | \$9,472,609 | \$2,341,653 | 16/ | \$11,814,262 |
| 17 | TOTAL REVENUE AND | | | | |
| 18 | TAXATION | \$9,472,609 | \$2,341,653 | \$0 | \$11,814,262 |
| 19 | GRAND TOTAL | \$193,615,896 | \$47,292,138 | \$33,202,300 | \$274,110,334 |
| 20 | <u>NOTES:</u> | | | | |
| 21 | 1/ Indirect Cost Fund | | | | |
| 22 | 2/ Police Services Fund | | | | |
| 23 | 3/ Enhanced 911 Emergency Reporting System Fund (\$1,658,883) and Fire, Life, and | | | | |
| 24 | Medical Emergency Fund (\$318,742) | | | | |

- 1 **4/ Corrections Revolving Fund (\$859,939) and Safe Streets Fund (\$96,882)**
- 2 **5/ Customs, Agriculture and Quarantine Inspection Services Fund**
- 3 **6/ Environmental Health Fund (\$787,569) and Healthy Futures Fund (\$5,299,491)**
- 4 **7/ Healthy Futures Fund**
- 5 **8/ Guam Plant Inspection and Permit Fund**
- 6 **9/ Land Survey Revolving Fund (\$3,243,903) and Chamorro Land Trust Operations Fund**
7 **(\$1,028,714)**
- 8 **10/ Air Pollution Control Special Fund (\$185,344); Guam Environmental Trust Fund**
9 **(\$350,978); Water Research and Development Fund (\$73,688) and Water Protection**
10 **Fund (\$72,790)**
- 11 **11/ Public Recreation Services Fund**
- 12 **12/ Manpower Development Fund**
- 13 **13/ Professional Engineers, Architects and Land Surveyors Fund**
- 14 **14/ Guam Contractors License Board Fund**
- 15 **15/ DPW Building and Design Fund (\$597,019) and Guam Highway Fund (\$8,709,361)**
- 16 **16/ Tax Collection Enhancement Fund (\$721,185) and Better Public Service Fund**
17 **(\$1,620,468)**

1

2 **CHAPTER III**

3 **MISCELLANEOUS APPROPRIATIONS**

4 **Section 1. Appropriations to the University of Guam.** Notwithstanding any
5 other provision of law, for Fiscal Year 2014, the sum of Four Million Three Hundred-one
6 Thousand Seven Hundred Eighty-three Dollars (**\$4,301,783**) is appropriated from the
7 General Fund and the sum of Three Hundred Forty Thousand Dollars (**\$340,000**) is
8 appropriated from the Tourist Attraction Fund to the University of Guam for the following
9 purposes:

10 **(a) Student Scholarships, Financial Assistance Programs and Program**
11 **Administration.** Such appropriation in this Section is for: Merit Awards, Student Loans,
12 Nurse Training Programs, Professional and Technical Awards, Reserve Officer Training
13 Corps (ROTC), Regent Scholarships, Marine Lab Graduate Assistance Programs, Early
14 High School Admission Programs, Pedro “Doc” Sanchez Scholarship Programs, John F.
15 Quan Memorial Scholarship Program and the administration of all student financial
16 assistance programs. The President of the University of Guam *shall* allocate this
17 appropriation in order to fund said student scholarships, financial assistance programs
18 and program administration.

19 **(b) Dr. Antonio C. Yamashita Educator Corps.** Such appropriation in this
20 Section is for the Dr. Antonio C. Yamashita Educator Corps. The President of the
21 University of Guam *shall* disburse, pursuant to the directives and policies of the Educator
22 Corps Council, stipends for the Dr. Antonio C. Yamashita Educator Corps and funds for
23 the administration of said program pursuant to Chapter 18 of Title 17 of the Guam Code
24 Annotated and §15107, Chapter 15 of Title 17 of the Guam Code Annotated, as *amended*.

1 The President of the University of Guam *shall* post on the University of Guam's website
2 all reports mandated by this Act regarding the Dr. Antonio C. Yamashita Educator Corps.

3 (c) **Aquaculture Development and Training Center.** Such appropriation in
4 this Section is for the purpose of funding the continued operations of the Aquaculture
5 Development and Training Center.

6 (d) **WERI's Guam Hydrologic Survey.** Such appropriation in this Section is
7 for the purpose of funding the Guam Hydrologic Survey (GHS) administered by the
8 Water and Environmental Research Institute of the Western Pacific (WERI). WERI *shall*
9 continue to administer the GHS for those purposes previously established by Guam law.

10 (e) **WERI's Comprehensive Water Resource Monitoring Program.** Such
11 appropriation in this Section is to fund the Water and Environmental Research Institute of
12 the Western Pacific (WERI). Such funds *shall* be used for the purpose of matching the
13 Federal funding for the Comprehensive Water Resource Monitoring Program. WERI
14 *shall* continue to administer the Comprehensive Water Resource Monitoring Program for
15 those purposes previously established by Guam law.

16 (f) **Northern and Southern Soil and Water Conservation District**
17 **Program.** Such appropriation in this Section is for operations and activities of the
18 Northern and Southern Soil and Water Conservation District (SWCD) Program and *shall*
19 be equally divided between the Northern and Southern Soil Conservation Districts.
20 Expenditures from this appropriation *shall* be made upon the approval of the District
21 Directors, with the consent of the SWCD Board and *shall not* require further approval by
22 the University of Guam *or* any other government entity.

1 **(g) KPRG (Public Radio).** Such appropriation in this Section is for KPRG
2 (Public Radio) operations. The President of the University of Guam *shall* disburse the
3 funds to KPRG. *No later than* thirty (30) days after the close of each fiscal quarter of
4 Fiscal Year 2014, the General Manager of KPRG *shall* submit to the President of the
5 University of Guam, and post on KPRG's website, all reports mandated by this Act.

6 **(h) Guampedia Foundation.** Such appropriation in this Section is for the
7 operations of the Guampedia Foundation.

8 **(i) Rhinoceros Beetle Program.** Such appropriation in this Section is for the
9 operations of the Rhinoceros Beetle Program.

10 **Section 2. Appropriation to UOG for the Guam Cancer Trust Fund.** For
11 Fiscal Year 2014, the sum of Two Million Fifty-one Thousand Two Hundred Four
12 Dollars **(\$2,051,204)** is appropriated from the Healthy Futures Fund to the University of
13 Guam for the administration of the Guam Cancer Trust Fund, pursuant to §26603(d)(2) of
14 Article 6, Chapter 26 of Title 11 of the Guam Code Annotated. This appropriation shall
15 be used to fund cancer screening, treatment, and support services for qualified applicants.

16 **Section 3. University of Guam Capital Improvements Fund Continuing**
17 **Appropriation.** The sum of Five Hundred Thousand Dollars **(\$500,000)** is appropriated
18 from the Guam Highway Fund to the University of Guam Capital Improvements Fund for
19 the purpose of paying for the debt services pursuant to §16132, Chapter 16 of Title 17,
20 Guam Code Annotated.

21 **Section 4. Appropriation to the Guam Community College.**
22 Notwithstanding any other provision of law, for Fiscal Year 2014, the sum of Six
23 Hundred Eighty-two Thousand Five Hundred Seventy Dollars **(\$682,570)** is appropriated

1 from the General Fund, the sum of Twenty-four Thousand One Hundred Fifty-four
2 Dollars (**\$24,154**) is appropriated from the Tourist Attraction Fund, and the sum of One
3 Million Four Hundred Eighty-five Thousand Five Hundred Twenty-seven Dollars
4 (**\$1,485,527**) is appropriated from the Manpower Development Fund to the Guam
5 Community College for the following training programs

6 (a) **Licensed Practical Nursing and Vocational Guidance Programs.** Such
7 appropriation in this Section is to support the operations of the Licensed Practical
8 Nursing Program and Vocational Guidance Program.

9 (b) **Lodging Management Program / ProStart.** Such appropriation in this
10 Section is for the Lodging Management Program/ProStart Program.

11 (c) **Apprenticeship Program.** Such appropriation in this Section is for the
12 Guam Community College Apprenticeship Program. In addition to the authorization
13 continued in §7120, Chapter 7 of Title 22 of the Guam Code Annotated, the appropriation
14 herein shall be available and authorized to be used by the Guam Community College to
15 fund the operations of other programs at the College, as approved by the Board and
16 Administration of the College.

17 **Section 5. Guam Community College Capital Improvements Fund**
18 **Continuing Appropriation.** The sum of One Hundred Thousand Dollars (**\$100,000**) is
19 appropriated from the Guam Highway Fund to the Guam Community College Capital
20 Improvements Fund for the purpose of paying for debt service pursuant to P.L. 31-229,
21 Section 22(b).

22 **Section 6. Appropriation to the Guam Department of Education for**
23 **Education Programs.** Notwithstanding any other provision of law, for Fiscal Year 2014,

1 the sum of Three Hundred Sixty-eight Thousand Nine Hundred Sixty-four Dollars
2 (\$368,964) is appropriated from the General Fund and the sum of Eight Hundred Ninety-
3 one Thousand Seven Hundred Fifty-four Dollars (\$891,754) is appropriated from the
4 Healthy Futures Fund to the Guam Department of Education for the following education
5 programs:

6 (a) **Chamoru Studies.** Such appropriation in this Section to the *Chamoru*
7 Studies Division administered by the Guam Department of Education (GDOE) is to be
8 expended for personnel salaries and benefits, contractual services, supplies and materials,
9 and equipment for the support and the implementation of the Content Standards and
10 Performance Indicators of the course syllabi for the emphasis of fluency and for the
11 promotion of the proficiency skills in the areas of listening, speaking, reading, and
12 writing in the *Chamoru* language.

13 (b) **Interscholastic Sports Fund.** Such appropriation in this Section to the
14 Interscholastic Sports Fund administered by the Guam Department of Education is to be
15 expended pursuant to §7108 of Title 17 of the Guam Code Annotated. Appropriations
16 made herein *shall* be available to fund the Outrigger Canoe, Rugby, and other sports
17 programs, to include the payment of head coaches, assistant coaches, league fees, busing
18 services, and other expenses normally associated with a sport interscholastic program.

19 (c) **Health and Physical Education Activities.** Such Appropriation in this
20 Section to GDOE is for the Guam Department of Education for Health and Physical
21 Education programs, intramural sports, and similar activities.

22 **Section 7. Appropriation to Guam Department of Education for**
23 **Textbooks and Collateral Material.** The following are appropriations to the Guam

1 Department of Education (GDOE) for the purchase of textbooks, e-book readers and
2 collateral materials, to include software, sheet music and music books, in accordance
3 with the following terms and conditions:

4 **(a)** For Fiscal Year 2014, the sum of One Million Five Hundred Thousand
5 Dollars **(\$1,500,000)** is appropriated from the General Fund from Fiscal Year 2015
6 revenues to the GDOE for the purchase of textbooks, e-book readers and related
7 classroom instructional materials, to include software, sheet music and music books. The
8 Superintendent of GDOE may, *if necessary*, through agreements with textbook vendors,
9 defer payment for said materials until after October 1, 2014, but *no later than* December
10 31, 2014, with the full faith and credit of the Government of Guam.

11 **(b)** The Superintendent of GDOE *shall* order materials funded by this Section
12 *no later than* March 1, 2014 for Fiscal Year 2015. The Bureau of Budget and
13 Management Research *shall* release such allotments as are necessary to ensure that said
14 materials are ordered by March 1, 2014. The Superintendent of GDOE *shall* receive said
15 materials and distribute them to schools *no later than* thirty (30) days before the start of
16 the school calendar established pursuant to §4111 of Title 17 of the Guam Code
17 Annotated. All funds appropriated for said materials *shall not* be used for any other
18 purpose.

19 **(c)** On the first (1st) day of each quarter of Fiscal Year 2014, the
20 Superintendent of GDOE *shall* provide to *I Maga'lahren Guåhan* and the Speaker of *I*
21 *Liheslaturan Guåhan*, and post on the GDOE website, a detailed report regarding all
22 receipts and expenditures for textbooks, e-book readers and collateral classroom
23 instructional materials, to include software, sheet music and music books. Said report

1 *shall* be accompanied by the certified list of textbooks approved by the Guam Education
2 Board (GEB) and all purchase orders issued. The report *shall* summarize:

3 (1) purchases by allotment account number, unit cost and the total cost
4 of books charged against an appropriation account, the vendor, quantity, title,
5 copyright date and International Standard Book Number (ISBN) of books
6 ordered, the allocation of such books by school and grade, whether books are for
7 teachers or students, and whether books are textbooks or e-books; and

8 (2) Other information that may be useful *or* that is requested by *I*
9 *Liheslaturan Guåhan* regarding the funds appropriated and authorized herein.

10 Non-compliance with these reporting requirements by the Superintendent of
11 GDOE *shall* result in the sanctions and penalties imposed by this Act.

12 **Section 8. Summer School Fund.** From the Summer School Fund
13 established pursuant to §6119 of Article 1, Chapter 6, Division 1 of Title 17 of the Guam
14 Code Annotated, such sums as are necessary to fund the operations of the Fiscal Year
15 2014 Summer School Programs are appropriated to the Guam Department of Education.
16 The Superintendent of Education *shall* submit a detailed report to *I Maga'lahaen Guåhan*
17 and the Speaker of *I Liheslaturan Guåhan* regarding the receipt and expenditure of said
18 funds *no later than* thirty (30) days after the close of summer school and post the same on
19 the Guam Department of Education website. Such report *shall* include the following:

- 20 (1) Total revenues received, including identification of each revenue source;
21 (2) Total expenditures and encumbrance by object classification and by
22 school; and
23 (3) The fund balance.

1 **Section 9. Appropriation to the Department of Mental Health and**
2 **Substance Abuse.** Notwithstanding any other provision of law, for Fiscal Year 2014, the
3 sum of Eight Hundred Sixty Thousand Six Hundred Eighty-three Dollars (**\$860,683**) is
4 appropriated from the General Fund to the Department of Mental Health and Substance
5 Abuse for the following programs:

6 **(a) Detoxification, Rehabilitation and Prevention Services.** Such
7 Appropriation in this Section is for outsourcing of drug and alcohol detoxification,
8 rehabilitation, and prevention services, *provided* that the expenditure of such funds shall
9 comply with §1421b (p) of Title 48 of the United States Code.

10 **(b) Oasis Empowerment Center for Women Alcohol Substance and**
11 **Homeless Program.** Such appropriation in this Section is for the Oasis Empowerment
12 Center for Women Alcohol Substance and Homeless Program.

13 **Section 10. Appropriations to the Guam Environmental Protection**
14 **Agency.** Notwithstanding any other provision of law, for Fiscal Year 2014, the sum of
15 Three Hundred Thousand (**\$300,000**) is appropriated as follows:

16 **(a) Beach Monitoring.** The sum of One Hundred Thousand Dollars
17 (**\$100,000**) is appropriated from the Tourist Attraction Fund to the Guam Environmental
18 Protection Agency for the *sole* purpose of beach monitoring. This appropriation is *not*
19 subject to transfer or use for any other purpose.

20 **(b) Landfill Costs.** The sum of Two Hundred Thousand Dollars (**\$200,000**)
21 is appropriated from the Solid Waste Operations Fund to the Guam Environmental
22 Protection Agency for costs in the closure, monitoring and opening of the island's
23 landfills.

1 **Section 11. Guam Cancer Registry.** Pursuant to §22603(d)(4), Article 6,
2 Chapter 26 of Title 11 of the Guam Code Annotated, for Fiscal Year 2014, the sum of
3 One Hundred Thirty-six Thousand Seven Hundred Forty-seven Dollars (**\$136,747**) is
4 appropriated from the Healthy Futures Fund to the Department of Public Health and
5 Social Services to maintain the Guam Cancer Registry pursuant to §3201.1, Article 2,
6 Chapter 3 of Title 10 of the Guam Code Annotated.

7 **Section 12. Appropriations to the Department of Parks and Recreation.**
8 Notwithstanding any other provision of law, for Fiscal Year 2014, the sum of Seven
9 Hundred Forty-nine Thousand Three Hundred Seventy-seven Dollars (**\$749,377**) is
10 appropriated from the Tourist Attraction Fund to the Department of Parks and Recreation
11 (DPR) for the following programs:

12 **(a) Maintenance and Repair of Public Restrooms.** Such appropriation in
13 this Section is for the maintenance and repair of restroom facilities in public parks island-
14 wide. *No later than* thirty (30) days after the end of every fiscal quarter, the Director of
15 DPR *shall* submit a quarterly report of the expenditures from this appropriation to the
16 Public Auditor and the Speaker of *I Liheslaturan Guåhan*, and post the same on DPR's
17 website.

18 **(b) Maintenance of Pool Facilities.** Such appropriation in this Section is for
19 the maintenance of pool facilities for Fiscal Year 2014. These funds *shall* be used for the
20 northern pool and the *Hagatña* pool. *No later than* thirty (30) days after the end of every
21 fiscal quarter, the Director of DPR *shall* submit a quarterly report of the expenditures
22 from this appropriation to the Public Auditor and the Speaker of *I Liheslaturan Guåhan*,
23 and post the same on DPR's website.

1 **Section 13. Retirees' Supplemental Annuity Benefits and Other Costs.**

2 **(a)** The sum of Eleven Million Nine Hundred Sixty-one Thousand Six
3 Hundred Dollars (**\$11,961,600**) is appropriated from the General Fund to the
4 Supplemental Annuity Benefits Special Fund for Fiscal Year 2014, for direct payments to
5 government of Guam retirees who retired *prior* to October 1, 1995, or their survivors, for
6 the continuing payment of Four Thousand Two Hundred Thirty-eight Dollars (\$4,238)
7 per year in supplemental annuity benefits, consisting of the sums of One Thousand Two
8 Hundred Dollars (\$1,200), One Thousand Five Hundred Dollars (\$1,500), Seven
9 Hundred Dollars (\$700), and Eight Hundred Thirty-eight Dollars (\$838) in annual
10 benefits authorized by various General Appropriation Acts.

11 **(b)** No retiree who is eligible for Retiree Supplemental Annuity Benefits
12 provided for in Subsection (a) hereof *shall* receive said Benefits *if* his annual retirement
13 annuity, *excluding* survivor benefits and excluding the Supplemental benefits authorized
14 herein, is *greater than* Forty Thousand Dollars (\$40,000). No retiree who is eligible for
15 Retiree Supplemental Annuity Benefits *shall* receive *more than* the sum of Forty
16 Thousand Dollars (\$40,000) in combined retirement annuities and Supplemental Annuity
17 Benefits in any one Fiscal Year.

18 **(c)** The Director of Administration *shall* disburse to the retirees *or* their
19 survivors, the supplemental annuity benefits provided for in Subsection (a) of this
20 Section. The Government of Guam Retirement Fund *shall* provide the Director of
21 Administration with the information he needs to effect disbursement.

22 **(d)** Funds held in the Supplemental Annuity Benefits Special Fund *shall not*
23 be commingled with the General Fund *or* any other fund, *shall* be held in a separate bank

1 account that *shall* continue to be administered by the Director of Administration and *shall*
2 *not* be subject to *I Maga'låhen Guåhan's* transfer authority.

3 (e) For Fiscal Year 2014, the Guam Power Authority, the A.B. Won Pat
4 International Airport Authority, the Guam Economic Development Authority, the Guam
5 Housing Corporation, the Government of Guam Retirement Fund, the Jose D. Leon
6 Guerrero Commercial Port, the Guam Waterworks Authority and the Guam Visitors
7 Bureau shall remit to DOA an amount equal to the number of retirees eligible pursuant to
8 Subsection (a) hereof who have retired from that entity multiplied by Four Thousand
9 Two Hundred Thirty-eight Dollars (\$4,238). Prior to DOA's remittance to the Guam
10 Retirement Fund, said remittances shall be paid from the entities listed above, to DOA on
11 or before October 10, 2013. Said remittances shall not be subject to *I Maga'låhen*
12 *Guåhan's* transfer authority.

13 (f) The sum of Twenty-one Million One Hundred Thirty-three Thousand Four
14 Hundred Thirty-one Dollars (**\$21,133,431**) is appropriated from the General Fund to the
15 Government of Guam Retirement Fund for Fiscal Year 2014, to pay the following two
16 (2) items for current retirees:

17 (1) Retiree group health, dental and life insurance premiums (to
18 continue existing programs currently contained in the semi-monthly payments);
19 and

20 (2) Retiree life insurance subsidy (to continue existing programs
21 currently contained in the semi-monthly payments).

22 (g) For Fiscal Year 2014, the Guam Power Authority, the A.B. Won Pat
23 International Airport Authority, the Guam Economic Development Authority, the Guam

1 Housing Corporation, the Government of Guam Retirement Fund, the Jose D. Leon
2 Guerrero Commercial Port, the Guam Waterworks Authority and the Guam Visitors
3 Bureau shall remit to the GGRF payments for medical, dental, and life insurance
4 payments for retirees who have retired from those respective agencies. Prior to DOA's
5 remittance to the Guam Retirement Fund, said remittances shall be paid from the entities
6 listed above, to DOA on or before October 10, 2013. The agencies' remittances for
7 medical, dental and life insurance mandated herein are ex gratia payments, and are for
8 Fiscal Year 2014 only.

9 **(h)** The sum of One Million One Hundred Forty Thousand Nine Hundred
10 Sixty-five Dollars (**\$1,140,965**) is appropriated from the General Fund to the Government
11 of Guam Retirement Fund for Fiscal Year 2014, to pay the cost of Medicare premiums
12 for Government of Guam retirees and their survivors who are eligible to receive Social
13 Security income benefits and who are required by the government of Guam Group Health
14 Insurance Program to pay said premiums to participate therein.

15 **(i)** The sum of Two Hundred Fifty-one Thousand Dollars (**\$251,000**) is
16 appropriated from the General Fund to the Government of Guam Retirement Fund for
17 Fiscal Year 2014, for *I Maga'lahi* and *I Segundu na Maga'lahi/I Segundu na Maga'haga*
18 Pensions.

19 **(j)** The sum of Four Hundred Fifty-eight Thousand Four Hundred Forty-eight
20 Dollars (**\$458,448**) is appropriated from the General Fund to the Government of Guam
21 Retirement Fund for Fiscal Year 2014, for retirement annuities for former judges and
22 justices of the Superior Court and Supreme Court of Guam.

1 **(k)** The Government of Guam Retirement Fund Board of Trustees *shall* enact
2 and, *if* necessary, amend administrative regulations that establish procedures to ensure the
3 proper submission, receipt and accounting of all sums remitted pursuant to Subsections
4 (e) and (g) hereof.

5 **Section 14. Survivor Supplemental Annuity Additions.** §8135(d) (6) of Title
6 4 of the Guam Code Annotated is *amended* to read:

7 **“(6)** the prospective payment of supplemental benefits for the period of
8 ~~[October 1, 2012, through September 30, 2013]~~ October 1, 2013, through
9 September 30, 2014 for Fiscal Year 2014 for survivors of those employees who
10 retired *prior* to October 1, 1995, to be paid in the following manner:

11 (i) Four Thousand Two Hundred Thirty-eight Dollars (\$4,238.00) in
12 Retiree Supplemental Annuity Benefits, known as the sum of One Thousand Two
13 Hundred Dollars (\$1,200.00), One Thousand Five Hundred Dollars (\$1,500.00),
14 Seven Hundred Dollars (\$700.00), and Eight Hundred Thirty-eight Dollars
15 (\$838.00) in annual benefits formerly contained in various General Appropriation
16 Acts.

17 (ii) *No* person eligible for Retiree Supplemental Annuity Benefits
18 provided for in this Section *shall* receive such benefits *if* his regular annual
19 retirement annuity *exclusive* of the supplemental amounts authorized hereby
20 exceeds Forty Thousand Dollars (\$40,000.00). No persons eligible for Retiree
21 Supplemental Annuity Benefits *shall* receive more than the sum of Forty
22 Thousand Dollars (\$40,000.00) in combined retirement annuities and
23 supplemental retirement annuities.”

1 **Section 15. Disability Supplemental Annuity Additions.** §8129(g) of Title 4
2 of the Guam Code Annotated is *amended* to read:

3 “(g) Any disability retirement annuitant who commenced receiving a disability
4 retirement annuity *prior* to October 1, 1995, and who is entitled to disability
5 retirement benefits under this Chapter *shall* receive, during the period
6 commencing on [~~October 1, 2012, and ending on September 30, 2013~~] October 1,
7 2013, and ending on September 30, 2014 for Fiscal Year 2014, prospective non-
8 cumulative supplemental annuity benefits as follows:

9 (1) Four Thousand Two Hundred Thirty-eight Dollars (\$4,238.00) in
10 Retiree Supplemental Annuity Benefits, known as the sum of One Thousand Two
11 Hundred Dollars (\$1,200.00), One Thousand Five Hundred Dollars (\$1,500.00),
12 Seven Hundred Dollars (\$700.00), and Eight Hundred Thirty-eight Dollars
13 (\$838.00) in *annual* benefits formerly contained in various General Appropriation
14 Acts.

15 (2) *No* persons eligible for Retiree Supplemental Annuity Benefits
16 provided for in Paragraph (g) of this Section *shall* receive such benefit *if* their
17 regular annual retirement annuity, *excluding* survivor benefits, *prior* to the
18 supplemental amounts herein exceeds Forty Thousand Dollars (\$40,000.00). No
19 persons eligible for Retiree Supplemental Annuity Benefits shall receive more
20 than the sum of Forty Thousand Dollars (\$40,000.00) in combined retirement
21 annuities and supplemental retirement annuities.”

22 **Section 16. Retirees Supplemental Annuity Additions.** §8122(d) (6) of Title
23 4 of the Guam Code Annotated is hereby *amended* to read as follows:

1 “(6) Any retirement annuitant who commenced receiving a retirement annuity
2 *prior* to October 1, 1995, and who is entitled to retirement benefits under this
3 Chapter, shall receive, during the period commencing on [~~October 1, 2012, and~~
4 ~~ending on September 30, 2013~~] October 1, 2013, and ending on September 30,
5 2014 for Fiscal Year 2014, prospective, non-cumulative supplemental annuity
6 benefits as follows:

7 (i) Four Thousand Two Hundred Thirty-eight Dollars (\$4,238.00) in
8 Retiree Supplemental Annuity Benefits, known as the sum of One Thousand Two
9 Hundred Dollars (\$1,200.00), One Thousand Five Hundred Dollars (\$1,500.00),
10 Seven Hundred Dollars (\$700.00), and Eight Hundred Thirty-eight Dollars
11 (\$838.00) in annual benefits formerly contained in various General Appropriation
12 Acts.

13 (ii) *No* retiree who is eligible for Retiree Supplemental Annuity
14 Benefits provided for in this Section *shall* receive such benefit *if* his regular
15 annual retirement annuity, excluding the supplemental amounts authorized herein
16 and survivor benefits, exceeds Forty Thousand Dollars (\$40,000.00). A retiree
17 who is eligible for Retiree Supplemental Annuity Benefits shall receive no more
18 than Forty Thousand Dollars (\$40,000.00) in combined retirement annuities and
19 supplemental retirement annuities.”

20 **Section 17. Appropriation to Department of Administration for**
21 **Residential Treatment Fund.** The sum of One Million One Hundred Thousand Dollars
22 **(\$1,100,000)** is appropriated from the General Fund to the Department of Administration
23 (DOA) to pay the expenses of persons under the jurisdiction of the Superior Court of

1 Guam who require residential care because of physical, mental *or* emotional disabilities
2 *or* severe emotional disturbances for Fiscal Year 2014. All such persons and their escorts
3 referred off Guam for treatment and care *shall* submit to the Director of DOA appropriate
4 documentation to justify and receive reimbursement of their travel expenses. The
5 Director of DOA *shall* submit reports to *I Maga'lahaen Guåhan* and the Speaker of *I*
6 *LiheSlaturan Guåhan* describing all expenditures made pursuant to this appropriation *no*
7 *later than* thirty (30) days after the end of each quarter of Fiscal Year 2014 and post the
8 same on the DOA website.

9 **Section 18. Appropriation to Department of Administration for**
10 **Government Claims Fund.** The sum of One Hundred Thousand Dollars (\$100,000) is
11 appropriated from the General Fund to the Department of Administration (DOA) for the
12 Government Claims Fund for payment of approved government claims in Fiscal Year
13 2014. The Director of DOA shall, *no later than* thirty (30) days after the close of each
14 quarter of Fiscal Year 2014, submit to the Speaker of *I LiheSlaturan Guåhan*, in a
15 Microsoft Excel file and written report describing expenditures made pursuant to the
16 appropriations herein, and post the same on the Department's website.

17 **Section 19. Appropriation to Department of Administration for**
18 **Government of Guam's Single Audit Reports.**

19 (a) For Fiscal Year 2014, the sum of Three Hundred Seventy-seven Thousand
20 Dollars (\$377,000) is appropriated from the General Fund to the Department of
21 Administration for the Government of Guam's General Purpose Financial Statement and
22 the Single Audit Reports for Fiscal Year 2013 . The Public Auditor *shall* administer said
23 funds and *shall* oversee the annual audit.

1 **(b)** For Fiscal Year 2014, the sum of Eighteen Thousand Dollars **(\$18,000)** is
2 appropriated from the Tourist Attraction Fund to the Department of Administration for
3 the Government of Guam’s Tourist Attraction Fund Financial Statement and Single Audit
4 Reports for Fiscal Year 2013. The Public Auditor *shall* administer said funds and *shall*
5 oversee the annual audit.

6 **(c)** For Fiscal Year 2014, the sum of Eighteen Thousand Dollars **(\$18,000)** is
7 appropriated from the Guam Highway Fund to the Department of Administration for the
8 Government of Guam’s Highway Fund Financial Statement and Single Audit Reports for
9 Fiscal Year 2013. The Public Auditor *shall* administer said funds and *shall* oversee the
10 annual audit.

11 **Section 20. Cost of Living Allowance (COLA).**

12 **(a)** *I Maga’lahen Guåhan* shall provide a “Cost of Living Allowance”
13 (COLA) of One Thousand One Hundred Dollars (\$1,100) to each Government of Guam
14 Retirement Fund retiree, or his/her survivor, who has retired as of September 30, 2013 for
15 Fiscal Year 2014 to be prorated monthly. The sum of Six Million Seven Hundred
16 Eighty-one Thousand Five Hundred Dollars **(\$6,781,500)** is appropriated from the
17 General Fund to the Department of Administration for Fiscal Year 2014, to pay said
18 COLA.

19 **(b)** The Guam Power Authority, the A. B. Won Pat International Airport
20 Authority, the Guam Economic Development Authority, the Guam Housing Corporation,
21 the Government of Guam Retirement Fund, the Jose D. Leon Guerrero Commercial Port,
22 the Guam Waterworks Authority and the Guam Visitors Bureau shall pay a COLA in a
23 single payment of One Thousand One Hundred Dollars (\$1,100) to every Government of

1 Guam Retirement Fund retiree who retired from each respective aforementioned agency
2 as of September 30, 2013, or his survivor, no later than November 1, 2013, unless the
3 annuitant chooses in writing to receive bi-monthly payments from October 1, 2013
4 through September 30, 2014.

5 (c) Each agency mentioned in Subsection (b) shall remit to the General Fund
6 the amount required for the implementation of Subsection (b) above no later than October
7 15, 2014 by each respective entity. No payments shall be made for this purpose until
8 such time as these funds have been remitted.

9 **Section 21. Supplemental Retiree Group Health, Dental and Life**
10 **Insurance Premium Appropriation.** The sum of Three Million Three Hundred
11 Seventy-one Thousand Nine Hundred Ninety Dollars (**\$3,371,990**) is appropriated from
12 the Section 2718 Fund to the Government of Guam Retirement Fund for payment of
13 retiree group health, dental and life insurance premiums in Fiscal Year 2014.

14 **Section 22. Appropriation to Department of Administration for Support of**
15 **Child in Custody.** For Fiscal Year 2014, the sum of Six Hundred Forty-nine Thousand
16 Nine Hundred Sixty-two Dollars (**\$649,962**) is appropriated from the General Fund to the
17 Department of Administration for the sole purpose of paying orders of the court pursuant
18 to §5116 of Title 19 of the Guam Code Annotated.

19 **Section 23. Appropriation to Department of Labor for Workers**
20 **Compensation Fund.** The sum of Seven Hundred Ninety-eight Thousand Five Hundred
21 Ninety-three Dollars (**\$798,593**) is appropriated from the General Fund to the Department
22 of Labor for the Workers Compensation Fund for Fiscal Year 2014, for the Workers
23 Compensation payments pursuant to §9144 of Title 22 of the Guam Code Annotated,

1 including obligations incurred in past years and in the future. Said appropriations may be
2 used to pay for medical, surgical, and other treatment; nurses; hospital services; medical
3 travel and per diem costs; medicine; crutches; and equipment required by a claimant for
4 such period as his injury and the recovery there from may require. Said appropriations
5 *shall not* be expended for disability compensation payments for Full-Time Equivalents
6 (FTEs) funded by this Act. The Director of Labor may use *no more than* Forty Thousand
7 Dollars (\$40,000) from said appropriations to pay for legal services for Workers
8 Compensation hearings.

9 **Section 24. Appropriation to Department of Public Works for Public**
10 **Streetlights.** Notwithstanding any other provisions of law, the sum of Three Million Six
11 Hundred Eight Thousand Two Hundred Twelve Dollars (**\$3,608,212**) is appropriated
12 from the Street Light Fund and the sum of Three Million Seven Hundred Nine Thousand
13 Seven Hundred Thirty-nine Dollars (**\$3,709,739**) is appropriated from the Guam
14 Highway Fund and the sum of Five Hundred Eleven Thousand Eight Hundred Twenty-
15 two Dollars (**\$511,822**) is appropriated from the Tourist Attraction Fund to the
16 Department of Administration for Fiscal Year 2014, to pay the Guam Power Authority
17 for the operation of public streetlights.

18 **Section 25. Appropriation to Department of Corrections for Cost of Care**
19 **and Custody for Prisoners Confined in Federal Facilities.** The sum of Six Hundred
20 Ninety-six Thousand Dollars (**\$696,000**) is appropriated from the General Fund to the
21 Department of Corrections for Fiscal Year 2014, for the payment of current year
22 obligations for prisoners confined in federal facilities of the Federal Bureau of Prisons.

1 **Section 26. Appropriation to Unified Judiciary.** Notwithstanding any other
2 provision of law, for Fiscal Year 2014, the sum of One Million Four Hundred Forty-eight
3 Thousand Nine Hundred Seventy-one Dollars (**\$1,448,971**) is appropriated from the
4 General Fund and the sum of One Hundred Forty-five Thousand Three Hundred Twenty-
5 three Dollars (**\$145,323**) is appropriated from the Safe Streets Fund to the Unified
6 Judiciary for the following programs:

7 **(a) Court-Appointed Attorney Fees.** Such appropriation in this Section is
8 for the purpose of paying court-appointed attorney fees arising from the defense of
9 indigent peoples for Fiscal Year 2014. Said funds *shall* be deposited into the Judicial
10 Client Services Fund account, as created by Chapter 9.6, Division 1 of Title 7 of the
11 Guam Code Annotated and *shall not* be subject to any transfer authority. Any
12 unexpended funds appropriated herein *shall* be reverted to the General Fund at the end of
13 Fiscal Year 2014.

14 **(b) Adult and Juvenile Drug Courts.** Such appropriation in this Section is
15 for the operations of the Adult and Juvenile Drug Courts.

16 **(c) Family Visitation Center.** Such appropriation in this Section is to pay for
17 contractual services for the operation of the Family Visitation Center, *provided*, that the
18 Judiciary must comply with §18125(c) and (d) of Title 16 of the Guam Code Annotated,
19 and §9211(b) of Title 7 of the Guam Code Annotated.

20 **(d) Mental Health Court.** Such appropriation in this Section is to pay for the
21 operations of the Mental Health Court for Fiscal Year 2014.

22 **Section 27. Appropriations to the Mayors' Council of Guam.**
23 Notwithstanding any other provision of law, for Fiscal Year 2014, the sum of Eight

1 Hundred Thirty-seven Thousand One Hundred Forty-two Dollars (**\$837,142**) is
2 appropriated from the General Fund and the sum of One Million Five Hundred Six
3 Thousand Nine Hundred Forty-seven Dollars (**\$1,506,947**) is appropriated from the
4 Tourist Attraction Fund to the Mayors' Council of Guam for the following programs:

5 **(a) Streets Maintenance and Beautification.** Such appropriation in this
6 Section is for the maintenance and beautification of village secondary and tertiary roads,
7 and for the operations of Mayors' offices, but *not* for personnel costs. Said funds *shall*
8 *not* be subject to any transfer authority of *I Maga'lahren Guåhan* and *shall* be divided
9 among the Village Mayors as follows:

10 (1) Each Mayor *shall* receive the sum of Twenty Thousand Dollars
11 (**\$20,000**); and

12 (2) The remaining balance of the fund *shall* be distributed to each
13 Mayor *pro rata* based on the total road mileage in his village as a percentage of
14 Guam's total road mileage in the 2006 Guam Roads Pavement Inventory of the
15 Department of Public Works.

16 **(b) Island-wide Village Beautification Projects.** Such appropriation in this
17 Section is for Island-wide Village Beautification Projects to include:

18 (1) The maintenance and repair of the village's recreational facilities
19 under the jurisdiction of the Mayor;

20 (2) The maintenance and repair of each village's main roads; and

21 (3) The planting and maintenance of each village's official flower and
22 other flowering plants, shrubs and trees adjacent to the village's main
23 roads, public restrooms and recreational facilities. A Mayor may contract

1 with a private entity to provide the services authorized by this Section
2 subject to the Guam Procurement Law, Chapter 5 of Title 5 of the Guam
3 Code Annotated.

4 (c) **Grounds Maintenance for Schools.** Such appropriation in this Section is
5 for the grounds maintenance of Guam Department of Education schools. Subject to
6 approval and scheduling of the public school principals, the Mayors are responsible for
7 regular ground maintenance of Guam Department of Education school grounds in their
8 respective districts where ground maintenance is *not* already subject to an existing
9 contract for a minimum of twice a month during a regular school calendar year. Subject
10 to approval of scheduling with the public school principals, the Mayor may contract with
11 a private entity to provide the services authorized by this Section.

12 (d) **Public Safety and Social Education Programs.** Such appropriation in
13 this Section is for the public safety and social education programs.

14 **Section 28. Appropriation to the Mayors' Council of Guam for Host**
15 **Communities.** The sum of Three Hundred Thousand (\$300,000) is appropriated from
16 the Host Community Fund to the Municipal Planning Council Funds of the Villages of
17 Ordot and Inarajan pursuant to Article 10 of Chapter 51 of Title 10 Guam Code
18 Annotated, as added by P.L. 30-165.

19 **Section 29. Appropriations to the Guam Memorial Hospital Authority.**
20 Notwithstanding any other provision of law, the sum of Thirteen Million One Hundred
21 Fifty-two Thousand Nine Hundred Two Dollars (\$13,152,902) is appropriated for Fiscal
22 Year 2014 as follows:

1 (a) Two Million Three Hundred Thirty-six Thousand Five Hundred Fifteen
2 Dollars **(\$2,336,515)** is appropriated from the General Fund to the Guam Memorial
3 Hospital Authority to supplement its operations.

4 (b) Pursuant to §§26208 and 26208.1 of Chapter 26, Division 2 of Title 11 of
5 the Guam Code Annotated, Nine Million One Hundred Seventy-five Thousand Four
6 Hundred Twenty-four Dollars **(\$9,175,424)** is appropriated from the Guam Memorial
7 Hospital Authority Pharmaceuticals Fund to the Guam Memorial Hospital Authority.

8 c) Pursuant to §26603(d)(3) of Chapter 26 of Title 11 of the Guam Code
9 Annotated, One Million Six Hundred Forty Thousand Nine Hundred Sixty-three Dollars
10 **(\$1,640,963)** is appropriated from the Healthy Futures Fund to the Guam Memorial
11 Hospital Authority for its operations.

12 **Section 30. Appropriation to the Guam Memorial Hospital Authority for**
13 **Line of Credit.** Pursuant to §22603(d), Article 6, Chapter 26 of Title 11 of the Guam
14 Code Annotated, One Million Dollars **(\$1,000,000)** is appropriated from the Healthy
15 Futures Fund to the Guam Memorial Hospital Authority for the line of credit pursuant to
16 §80104(t), Chapter 80 Division 4 of Title 10 of the Guam Code Annotated.

17 **Section 31. Appropriations to the Guam Regional Transit Authority.**
18 Notwithstanding any other provision of law, the sum of Three Million Five Hundred
19 Sixty-two Thousand Two Hundred Sixty-nine Dollars **(\$3,562,269)** is appropriated for
20 Fiscal Year 2014 as follows:

21 a) Three Hundred Fifty Thousand Nine Hundred Fifty-six Dollars **(\$350,956)**
22 is appropriated from the Public Transit Fund to the Guam Regional Transit Authority

1 Fund for the operations of the Guam Regional Transit Authority pursuant to §26503(b),
2 Chapter 26 of Title 11 of the Guam Code Annotated.

3 **b)** Three Million Two Hundred Eleven Thousand Three Hundred Thirteen
4 Dollars (**\$3,211,313**) is appropriated from the Guam Highway Fund to the Guam
5 Regional Transit Authority Fund for the operations of the Guam Regional Transit
6 Authority.

7 **Section 32. Guam Solid Waste Authority Appropriation.** For Fiscal Year
8 2014, the sum of Seven Million Five Hundred Fifty-nine Thousand Ninety Dollars
9 (**\$7,559,090**) is appropriated from the Solid Waste Operations Fund to the Guam Solid
10 Waste Authority pursuant to Public Law 31-20.

11 **Section 33. Appropriation to the Department of Agriculture for Yigo**
12 **Animal Shelter Operations.** The sum of Ninety-four Thousand Nine Hundred Fifty-five
13 Dollars (**\$94,955**) is appropriated from the General Fund to the Department of
14 Agriculture to fund the operations of the Guam Animals In Need (GAIN) animal shelter
15 in Yigo, Guam in Fiscal Year 2014.

16 **Section 34. Appropriation to Department of Youth Affairs for Youth**
17 **Programs.** The sum of Three Hundred Twenty-one Thousand Five Hundred Fifty-six
18 Dollars (**\$321,556**) is appropriated from the General Fund to the Department of Youth
19 Affairs for Fiscal Year 2014 to fund programs contracted out to non-governmental
20 organizations for services to youths who are runaways, homeless, or victims of abuse.

21 **Section 35. Appropriation to Guam Council on the Arts and Humanities**
22 **Agency for the Guam Territorial Band.** The sum of Forty Thousand Dollars (**\$40,000**)

1 is appropriated from the Tourist Attraction Fund to the Guam Council on the Arts and
2 Humanities Agency for the Guam Territorial Band in Fiscal Year 2014.

3 **Section 36. Appropriation to Department of Corrections for Prior Year**
4 **Obligations to the GMHA.** The sum of Eight Hundred Ninety-eight Thousand One
5 Hundred Eighty-seven Dollars (**\$898,187**) is appropriated from the General Fund to the
6 Department of Corrections for the payment of outstanding prior year obligations to the
7 Guam Memorial Hospital Authority (GMHA) in Fiscal Year 2014.

8 **Section 37. Appropriation to Department of Public Works for Tiyan**
9 **Parkway.** The sum of One Million Dollars (**\$1,000,000**) is appropriated from the
10 General Fund to the Department of Public Works for the acquisition of real property for
11 the construction and development of the Tiyan Parkway.

12 **Section 38. Appropriation to Guam Police Department for a Police Officer**
13 **Trainee Cycle.** The sum of Eight Hundred Thousand Dollars (**\$800,000**) is appropriated
14 from the General Fund to the Guam Police Department to conduct a Police Officer
15 Trainee Cycle in Fiscal Year 2014.

16 **Section 39.** Section 1 of Public Law 28-38 as amended is hereby further
17 *amended* to read as follows:

18 **“Section 1.** Special Retirement Provisions for the Guam Department of
19 Education (GDOE) and Guam Memorial Hospital Authority (GMHA). On the
20 first day of the first month following the enactment hereof and on every first day
21 of every month thereafter, the Department of Administration (DOA) *shall*
22 compute and recognize interest owed for both the GDOE and GMHA retirement
23 liabilities to the Government of Guam Retirement Fund (GGRF) equal to

1 outstanding liability multiplied by the one twelfth (1/12) of the most recent
2 historical five (5) year average annual rate of return of the defined benefit
3 investment portfolio, inclusive of performance which yielded negative returns.
4 Liability payments made by the GDOE or GMHA *shall* be credited to the
5 respective liability balance prior to the next month's interest calculations. The
6 GGRF *shall not* be entitled to any additional interest for liabilities identified in
7 this Section beyond what the DOA calculates on the first day of each month. The
8 GGRF *shall* accept and approve for retirement any eligible employee of the
9 GDOE or the GMHA upon condition that the respective agency's employer and
10 employee contributions to the GGRF for the applicable fiscal year are current and
11 paid in full as provided in Section 13, Chapter VI of Public Law 27-106. If the
12 GDOE or GMHA fails to make current payments for the applicable fiscal year,
13 the GGRF *shall* cease processing applications from employees of that agency
14 until payment is made in full.

15 The GGRF and the DOA *shall* reconcile the annualized interest paid during the
16 current fiscal year upon release of the GGRF rate of return performance report for
17 Quarter ending September 30 for the same twelve (12) month period. The GGRF
18 *shall* invoice the DOA for any underpayment of interest computed by subtracting
19 actual interest payments from interest calculated using the current fiscal year
20 monthly principal balances outlined in Section 1 and the twelve (12) month
21 average rate of return for the same period.

22 On the first day of the first month following the enactment hereof and on every
23 first day of every month thereafter, with a grace period of *no more than* ten (10)

1 days, the Treasurer of Guam *shall* pay “interest only” payments for the GDOE
2 deficiency to the GGRF and the Treasurer of Guam *shall* pay “interest only”
3 payments for the GMHA deficiency to the GGRF on the first day of the first
4 month following the enactment hereof and on every first day of every month
5 thereafter. The GGRF *shall* accept and approve for retirement any eligible
6 employee of the GDOE or the GMHA upon the condition that the respective
7 agency’s employer and employee contributions to the GGRF for the applicable
8 fiscal year are current and paid in full as provided in Section 13, Chapter VI of
9 Public Law 27-106, including interest and penalties pursuant to § 8137 (c) of Title
10 4 of the Guam Code Annotated and interest at the actuarial rate determined in the
11 latest completed actuarial valuation prepared for the Board of Trustees by the
12 actuary appointed by the Board, which is seven and one-half (7.5%). If the
13 Treasurer of Guam fails to make current payments as required by this Section or if
14 GDOE or GMH fails to make current payments for the applicable fiscal year, the
15 GGRF *shall* cease processing applications from employees of that agency until
16 payment is made in full.”

1 **CHAPTER IV**

2 **MISCELLANEOUS PROVISIONS**

3 **Section 1. Retirement Option for Government of Guam Employees.** A
4 member of the Government of Guam Retirement Fund who is eligible for retirement may
5 retire upon the complete remittance of his outstanding individual contributions to the
6 Fund, including the employee and employer retirement contributions. Any and all fees,
7 interest at actuarial rates, and penalties required by the Government of Guam Retirement
8 Fund *shall* be paid by the Government.

9 This Section *shall not* restrict the continuing remittance of existing Retirement
10 Fund contributions as required by law *or* by the Government of Guam Retirement Fund.
11 By the fifteenth (15th) day of each month, the Director of the Government of Guam
12 Retirement Fund *shall* provide a detailed report to the Speaker of *I Liheslaturan Guåhan*
13 regarding said remittances and the number of retirements pursuant to this Section during
14 the previous month. Nothing herein *shall* be construed to abrogate any provision of
15 Public Law 28-38.

16 **Section 2. Volunteers and Donations for Skinner Plaza, Plaza De Espana**
17 **and Guam Congress Building.** The Executive Director of *I Liheslaturan Guåhan* may
18 receive donations, including, but *not* restricted to, donations of goods, materials and
19 services, for the purpose of maintaining and renovating Skinner Plaza, the Plaza De
20 Espana, and the Guam Congress Building (also known as the Old Legislative Building).

21 **Section 3. Temporary Employment of Retired Corrections Officers.** The
22 Department of Corrections may hire retired Guam Corrections Officers *if* a critical need
23 arises. Retired corrections officers hired under this Section may receive their retirement

1 annuity while employed on this temporary basis. Officers may *only* be hired under this
2 section only to fill positions left vacant because of military activation of corrections
3 officers filling those positions and *shall* be terminated when the incumbent returns from
4 military service. Retired officers may be hired *only* in the ranks of Corrections Officers
5 Supervisor I, at Step 1 only, and *shall not* receive sick and annual leave. Officers hired
6 under this section *shall* meet requirements for the position in question *except* for written
7 examinations and the Director of Corrections *shall* certify that every retiree hired is fit for
8 duty. Notwithstanding §8121(a) of Title 4 of the Guam Code Annotated, a retiree hired
9 pursuant to this Section may continue to receive his annuity.

10 **Section 4. Temporary Employment of Retired Guam Police Officers.** The
11 Guam Police Department may hire retired Guam Police Officers *if* a critical need arises
12 because of military activation of police officers. The retiree hired *shall* fill such a vacant
13 position and shall be terminated when the incumbent returns from military service.
14 Retired officers may be hired only at the ranks of Sergeant I and below, only at Step 1,
15 and shall not receive sick and annual leave. Officers hired under this Section shall first
16 meet the requirements, except for written examinations, for the position in question and
17 the Chief of Police shall certify that every retiree hired is fit for duty. Notwithstanding
18 §8121(a) of Title 4 of the Guam Code Annotated, retirees hired temporarily pursuant to
19 this Section hereto may continue to receive retirement benefits.

20 **Section 5. Temporary Employment of Retired Guam Fire Fighters.** The
21 Guam Fire Department (GFD) may hire retired GFD firefighters *if* a critical need arises
22 because of military activation of GFD firefighters. The retirees hired *shall* fill such a
23 vacant position and shall be terminated when the incumbent returns from military service.

1 Retired fire personnel may be hired only at the ranks of Fire Specialist and below, only at
2 Step 1, and shall not receive sick and annual leave. Retired firefighters hired under this
3 Section shall first meet the requirements, except for written examinations, for the position
4 in question and the Fire Chief shall certify that every retiree hired is fit for duty.
5 Notwithstanding §8121(a) of Title 4 of the Guam Code Annotated, retirees hired
6 temporarily pursuant to this Section hereto may continue to receive retirement benefits.

7 **Section 6. Temporary Employment of Retired Customs and Quarantine**
8 **Officers.** The Customs and Quarantine Agency may hire retired Customs and
9 Quarantine Officers when a critical need arises as a result of military activation of
10 Customs officers *or* when vacancies cannot be filled within six (6) months because of the
11 lack of qualified applicants. The retired officer *shall* fill such a vacant position and *shall*
12 be terminated when the incumbent returns from military service *or* when a fully-qualified
13 applicant is available. Retired officers may be hired *only* in the ranks of Customs Officer
14 III and below, only at Step 1, and *shall* not receive sick and annual leave. Retirees hired
15 pursuant to this Section *shall* meet requirements for the position in question, *except* for
16 written examinations, and the Director of Customs *shall* certify that every retiree hired is
17 fit for duty. The requirements of Article 3, Chapter 32 of Title 17 of the Guam Code
18 Annotated, are waived for employment pursuant hereto *except* for §32304(b)(4).
19 Notwithstanding §8121(a) of Title 4 of the Guam Code Annotated, retirees hired
20 temporarily pursuant hereto may continue to receive their retirement benefits.

21 **Section 7. Temporary Employment of Retired Department of Revenue**
22 **and Taxation Employees.** The Department of Revenue & Taxation may hire retired
23 employees of the Department of Revenue & Taxation when a critical need arises in the

1 areas of Tax Collection, Taxpayer Assistance, Tax Investigation, Auditing, and Tax
2 Processing. Said retirees *shall* be hired at Step 1 for the position in question and *shall* not
3 receive sick and annual leave. Notwithstanding §8121(a), Chapter 8 of Title 4 of the
4 Guam Code Annotated, retirees hired temporarily pursuant hereto may continue to
5 receive their retirement benefits.

6 **Section 8. Locum Tenens Exemption during the Absence of the Chief**
7 **Medical Examiner.** The Office of the Chief Medical Examiner is exempt from the
8 government of Guam Procurement Law in contracting for the professional services of a
9 qualified medical examiner to be provided when the Chief Medical Examiner is absent
10 from work.

11 **Section 9. Advance Payments for Medical Services.** In order to expedite
12 acceptance of Medically Indigent Program (MIP) clients by facilities in California,
13 Hawaii or Manila for medical treatment approved by the MIP, the Director of Public
14 Health and Social Services may advance payments for said medical treatment, and may
15 establish escrow accounts for immediate and advance payment of medical treatment at
16 those Joint Commission Accredited hospitals determined by the Director to be best able
17 to serve Medically Indigent Program clients.

18 **Section 10. Transfer of Employees.** Notwithstanding any other provision of
19 law, and in recognition of personnel shortages in certain areas, *I Maga'lahaen Guåhan* is
20 authorized to transfer employees within *or* between any department *or* agency of the
21 government of Guam, *except* that:

22 (a) This Section shall *not* apply to any employee of the Legislative *or* Judicial
23 Branches of government;

1 **(b)** The transfer of an employee shall *not* result in a loss of pay *or* salary;

2 **(c)** *No* employee *shall* be transferred if the employee has filed a viable
3 grievance with the Civil Service Commission for discrimination based on political
4 affiliation, gender, *or* sexual harassment, *unless* the employee consents to said transfer;

5 **(d)** No employee of an autonomous agency may be transferred to a line
6 department *or* agency;

7 **(e)** *I Maga'lahi shall* transfer the funding authorized for that employee's
8 position from the transferor agency to the transferee agency, including the Guam
9 Memorial Hospital Authority, Department of Public Health and Social Services, and
10 Department of Mental Health and Substance Abuse, unless the transfer is from a line
11 agency to an autonomous agency; and

12 **(f)** This Section *shall not* be used to transfer employees acting in good faith
13 who report *or* expose bad business practices, illegal activities, *or* inappropriate conduct
14 by public officials.

15 **Section 11. Moratorium on Compensation for Boards and Commissions.**
16 Notwithstanding any other provision of law, rule, or regulation, except for the Civil
17 Service Commission, the Guam Education Policy Board, and the Consolidated
18 Commission on Utilities, a moratorium is hereby placed on the compensation of all
19 members of government boards and commissions for their attendance at hearings or
20 meetings, through the end of Fiscal Year 2014.

21 **Section 12. Contracts.** Positions in the classified and unclassified service
22 *shall not* be filled pursuant to a contractual arrangement, *except* as provided in this
23 Section for Fiscal Year 2014:

1 **(a)** Subject to Chapter 5 of Title 5 of the Guam Code Annotated, government
2 of Guam departments and agencies may contract with independent contractors, provided
3 that no agency may contract for services customarily provided by employees in the
4 classified service, except as provided by law.

5 **(b)** Government of Guam departments and agencies that do not customarily
6 obtain professional services, such as licensed health professionals, licensed architects,
7 licensed engineers, legal services, actuarial services and auditing services through an
8 employee in the classified service in that department or agency may contract to obtain
9 such services.

10 **(c)** The Office of the Attorney General and the Public Defender Service
11 Corporation are authorized to contract with attorneys as independent contractors to
12 provide services in areas in which it is impracticable or impossible for the office to
13 proceed. Such contracts *shall* be in accordance with the procurement laws of Guam. No
14 such independent contractor hired pursuant to this Section may receive from the
15 government of Guam any remuneration in any form other than in payment for the
16 position into which such person is hired. The Office of the Attorney General and the
17 Executive Director of the Public Defender Service Corporation *shall* file a copy of every
18 such contract with the Chief Procurement Officer and the Director of Administration
19 together with a written certification stating why it is impracticable to handle the matter
20 within the office as otherwise constituted.

21 **(d)** This Section *shall not* apply to the Guam Department of Education; the
22 University of Guam; the Guam Community College; the Unified Judiciary when filling
23 positions of justices and judges pro tem, law clerks, and legal interns; the Department of

1 Revenue and Taxation when filling the position of legal counsel; *I Liheslaturan Guåhan*;
2 the Guam Memorial Hospital Authority; and the Department of Public Health and Social
3 Services and the Department of Mental Health and Substance Abuse when filling
4 positions of licensed health professionals.

5 (e) Any instrumentality of the government of Guam that fills any classified or
6 unclassified positions by contractual arrangement in accordance with this Section *shall*
7 file a copy of every such contract with the Chief Procurement Officer together with a
8 written certification stating why it is impracticable to handle the matter within the
9 instrumentality as otherwise constituted.

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CHAPTER V

ADMINISTRATIVE PROVISIONS

Section 1. Authorization for Matching Requirements for Federal Grants-

In-Aid. Notwithstanding any other provision of law, all departments are authorized to expend funds appropriated in this Act for matching requirements of Federal grants for Fiscal Year 2014.

Section 2. Carryover of Local and Federal Matching Program Funds for

Grants. The Local and Federal Matching Funds for programs, whose expiration dates extend *beyond* September 30, 2014, *shall* not lapse and may be expended throughout the period of the grant award.

Section 3. Government of Guam Retirement Fund Rate of Contribution.

In accordance with §8137(e), Article 1, Chapter 8 of Title 4 of the Guam Code Annotated, the government rate of contribution to the Retirement Fund throughout Fiscal Year 2014 *shall* be thirty-one and two hundredths percent (**31.02%**).

Section 4. Autonomous Agency Revenues and Expenditures Reported to I

Maga’lahen Guåhan and I Liheslaturan Guåhan. Notwithstanding any other provision of law, every autonomous and semi-autonomous agency *or* public corporation in the government of Guam *shall* report all revenues and expenditures for all funds under its purview and administration to the *I Maga’lahen Guåhan* and the Speaker of *I Liheslaturan Guåhan* on a monthly basis and post the same on its website. Each monthly report *shall* be due *no later than* thirty (30) days after the end of each month.

1 **Section 5. Special Fund Transfer.** *I Maga'lahaen Guåhan* is authorized to
2 transfer to the General Fund any cash available from any appropriated Special Fund *or*
3 Revolving Fund to fund the appropriations authorized by this Act.

4 All cash from Special funds *or* Revolving funds transferred to cover the
5 appropriations authorized by this Act *shall* be promptly reimbursed to the Special *or*
6 Revolving Fund from which it was withdrawn as cash becomes available.

7 **Section 6. Transfer Authority of I Maga'lahaen Guåhan.** *I Maga'lahaen*
8 *Guåhan* is authorized to transfer funds between Fiscal Year 2014 General Fund
9 Executive Branch appropriations, and within departments and agencies Special Fund
10 Executive Branch appropriations for Fiscal Year 2014. This section does not apply to
11 appropriations made to the Judiciary, *I Liheslaturan Guåhan*, and the Office of Finance
12 and Budget.

13 **Section 7. Independent Contractors.** The Office of *I Maga'lahi*, the Office
14 of *I Segundu Na Maga'lahaen Guåhan* and the Guam State Clearinghouse may enter into
15 agreements with independent contractors pursuant to Guam procurement laws.

16 **Section 8. Facilities Insurance Requirements.** Every department and
17 agency of the government of Guam, as part of its appropriations for operations contained
18 in this Act, may expend such sums as necessary for facilities insurance requirements.

19 **Section 9. Reporting Requirements for Non-Profit Organizations.** All
20 non-profit organizations that receive funds pursuant to this Act *shall* maintain financial
21 records that accurately account for said funds and *shall* provide a budgetary breakdown
22 by object category to the department *or* agency that oversees the appropriation. The non-
23 profit organization *shall* also provide to said department:

- 1 **(a)** A quarterly report describing its activities during the reporting period and
2 the results it achieved *no later than* twenty (20) days after the end of each
3 quarter;
- 4 **(b)** Notification of all procurement of equipment and services of Five
5 Thousand Dollars (\$5,000) *or* more prior to awarding the contract
6 therefore;
- 7 **(c)** Access to the overseeing department *or* agency's duly authorized
8 representative, and Government of Guam auditors, to appropriate records
9 for the purpose of audit and examination of books, documents, papers and
10 records of funds expended under the appropriation;
- 11 **(d)** Submission of a detailed inventory listing of each year's purchases, as
12 certified by its certifying officer; and
- 13 **(e)** A Final Report to the overseeing department *or* agency for submission to *I*
14 *Liheslaturan Guåhan* containing a full disclosure of all expenditures of
15 funds appropriated by this Act *no later than* November 15, 2014, for
16 Fiscal Year 2014. The overseeing department *or* agency *shall* post the
17 same on its website.
- 18 **(f)** Non-compliance with these reporting requirements will subject the non-
19 profit organization to a three percent (3%) reduction of its appropriation(s)
20 and the overseeing agency's contract with the organization *shall* so
21 provide.

1 **Section 10.** *Unless* otherwise specified in this Act:

2 **(a) General Fund Reversion.** All unexpended *or* unencumbered
3 appropriations made from the General Fund pursuant to this Act *shall* revert to the
4 General Fund on the last day of Fiscal Year 2014.

5 **(b) Tourist Attraction Fund Reversion.** All unexpended *or* unencumbered
6 appropriations made from the Tourist Attraction Fund pursuant to this Act *shall* revert to
7 the Tourist Attraction Fund on the last day of Fiscal Year 2014.

8 **(c) Healthy Futures Fund Reversion.** All unexpended *or* unencumbered
9 appropriations made from the Healthy Futures Fund pursuant to this Act *shall* revert to
10 the Healthy Futures Fund on the last day of Fiscal Year 2014.

11 **Section 11. Authorization for Payment of Prior Years' Obligations.**
12 Appropriations made in this Act may be expended for the payment of prior years'
13 obligations, provided it does not negatively impact the current operational needs of the
14 department or agency requesting such prior years' payment.

15 **Section 12. Funding Source.** The following departments are authorized to
16 expend up to the level of revenues collected for their respective special revenue funds for
17 Fiscal Year 2014:

18 **(a)** Guam Police Department - Police Services Fund

19 **(b)** Department of Corrections - Corrections Revolving Fund

20 **(c)** Customs and Quarantine Agency - Customs, Agriculture and Quarantine
21 Inspection Services Fund

22 **(d)** Guam Environmental Protection Agency - Guam Environmental
23 Protection Agency Funds: Air Pollution Control Special Fund, Guam

- 1 Environmental Trust Fund, the Water Protection Fund and the Water,
2 Research and Development Fund
- 3 (e) Department of Land Management - Land Survey Revolving Fund and
4 Chamorro Land Trust Operations Fund
- 5 (f) Department of Agriculture - Guam Plant Inspection and Permit Fund
- 6 (g) Board of Registration for Professional Engineers, Architects and Land
7 Surveyors - Professional Engineers, Architects and Land Surveyors
8 (PEALS) Board Fund
- 9 (h) Guam Fire Department - Enhanced 911 Emergency Reporting System
10 Fund and the Fire, Life and Medical Emergency Fund
- 11 (i) Guam Regional Transit Authority - Guam Regional Transit Authority
12 Fund
- 13 (j) Department of Public Works - DPW Building and Design Fund
- 14 (k) Guam Contractors License Board - Guam Contractors License Board Fund
- 15 (l) Department of Revenue and Taxation - Tax Collection Enhancement Fund
- 16 (m) Department of Public Health and Social Services - Guam Environmental
17 Health Fund
- 18 (n) Department of Parks and Recreation - Public Recreation Services Fund
- 19 (o) Guam Department of Education - Public Library Resources Fund
- 20 (p) Department of Labor and the Guam Community College - Manpower
21 Development Fund

1 **Section 13. Guam Department of Education Plan Review.** Section 26 of
2 Chapter 2, Part I of Public Law 28-68, as *repealed* and *reenacted* by Section 20 of
3 Chapter VI of Public law 29-02, is further *repealed* and *reenacted* to read as follows:

4 **“Section 26. GDOE Compensation Plan Review.** Section 2 of Public
5 Law 28-036 is hereby *amended* to read as follows:

6 **Section 2. GDOE Compensation Plan Review.** The Director of
7 Administration, in consultation with the Guam Department of Education
8 (GDOE), immediately upon the enactment hereof, and every three (3)
9 years thereafter, *shall* review and upgrade as needed the Compensation
10 Plans of certificated teachers, guidance counselors, and school librarians
11 of GDOE, to be competitive with the U.S. national average. Only full-
12 time certificated teachers, full-time guidance counselors, and full-time
13 school librarians of GDOE shall be entitled to additional compensation
14 pursuant to this Section or the Director of Administration’s review of the
15 GDOE Compensation Plan. The Director of Administration *shall* enact
16 the upgraded Compensation Plans of full-time certificated teachers,
17 guidance counselors, and school librarians of GDOE after the
18 commencement of its review.”

19 **Section 14. Department of Revenue and Taxation Authorization to Utilize**
20 **Special Funds for Tax Collection.** Notwithstanding any other provision of law, the
21 Department of Revenue and Taxation (DRT) is hereby authorized to use appropriations
22 authorized in this Act from the Better Public Service Fund, the Tax Collection

1 Enhancement Fund and the Additional Child Tax Credit (ACTC) Account earmarked for
2 DRT vacancies for the purpose of tax collection.

3 **Section 15. Severability.** *If* any provision of this Act or its application to any
4 person or circumstances is held invalid, the invalidity shall *not* affect other provisions or
5 applications of this Act which can be given effect without the invalid provision or
6 application, and to this end the provisions of this Act are severable.