

***I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN***  
**2011 (SECOND) Regular Session**

**Bill No. 145-31 (COR)**

As substituted by the Committee on Appropriations,  
Taxation, Banking, Insurance, Retirement, and Land,  
and amended in the Committee of the Whole.

Introduced by: Committee on Appropriations, Taxation, Public  
Debt,  
Banking, Insurance, Retirement, and Land  
by request of *I Maga'låhen Guåhan*,  
the Governor of Guam, in accordance  
with the Organic Act of Guam.

**AN ACT MAKING APPROPRIATIONS FOR THE  
OPERATIONS OF THE EXECUTIVE, LEGISLATIVE,  
AND JUDICIAL BRANCHES OF THE GOVERNMENT  
OF GUAM FOR FISCAL YEAR ENDING SEPTEMBER  
30, 2012, MAKING OTHER APPROPRIATIONS, AND  
ESTABLISHING MISCELLANEOUS AND  
ADMINISTRATIVE PROVISIONS.**

**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 2012.**” Except as otherwise provided by this Act, the  
appropriations made by this Act *shall* be available to pay for obligations incurred  
on or after October 1, 2011 but *no later than* September 30, 2012. *If* any

1 appropriation in this Act is found contrary to federal law, all other portions of this  
2 Act *shall* remain valid.

3 **Section 2. Estimated Revenues for Fiscal Year 2012.** *I Liheslaturan*  
4 *Guåhan* adopts the following revenue estimates for Fiscal Year 2012 as the basis  
5 for the appropriations contained in this Act.

<b>I. GENERAL FUND REVENUES</b>	<b>AMOUNT</b>
<b>TOTAL GENERAL FUND REVENUE</b>	\$671,256,014
<b>PROVISION FOR TAX REFUND PAYMENTS</b>	(\$105,000,000)
<b>TOTAL GENERAL FUND REVENUE AVAILABLE</b>	
<b>FOR OPERATIONS</b>	\$566,256,014
<b>A. TAXES</b>	
Income Tax	
Corporate	\$111,802,336
Individual	\$81,651,368
Withholding Taxes, Interest and Penalties	\$209,256,708
Provision for Tax Refund Payments	(\$105,000,000)
<b>TOTAL INCOME TAXES</b>	<b>\$297,710,412</b>
Business Privilege Tax	\$212,900,178
Business Privilege Tax (GMHA Pharmaceuticals Fund)	(\$8,636,007)
Expiration of JFK Rent Tax Credit	\$3,000,000
Other Taxes	<u>\$3,529,781</u>
<b>TOTAL TAXES</b>	<b>\$508,504,364</b>
<b>B. FEDERAL SOURCES</b>	
Federal Income Tax Collection - Section 30	\$56,037,150
Overpayment reconciliation of Section 30 (2 of 4)	(\$5,808,295)
Immigration Fees and Indirect Cost	\$0

1	<b>TOTAL FEDERAL SOURCES</b>	<b>\$50,228,855</b>
2	<b>C. USE OF MONEY AND PROPERTY</b>	<b>\$672,804</b>
3	<b>D. LICENSES, FEES, AND PERMITS</b>	
4	Licenses, Fees and Permits	\$5,547,355
5	Licenses, Fees and Permits (Better Public Service Fund)	(\$547,542)
6	<b>TOTAL LICENSES, FEES AND PERMITS</b>	<b>\$4,999,813</b>
7	<b>E. DEPARTMENT CHARGES</b>	<b>\$1,850,178</b>
8	<b>TOTAL GENERAL FUND NET REVENUE COLLECTIONS</b>	<b>\$671,256,014</b>
9	<b>2% GENERAL FUND RESERVE</b>	<b>(\$11,325,120)</b>
10	(Appropriations Cap of 98% of General Fund Revenue; §22436, Chapter 22 of	
11	Title 5 GCA)	
12	<b>TOTAL GENERAL FUND REVENUE</b>	
13	<b>AVAILABLE FOR APPROPRIATION</b>	<b>\$554,930,893</b>
14	<b>II. SPECIAL FUND REVENUES</b>	<b>AMOUNT</b>
15	A. Air Pollution Control Special Fund	\$192,020
16	B. Autonomous Agency Collections Fund	\$875,000
17	C. Better Public Service Fund	\$1,422,747
18	D. <i>Chamorro</i> Land Trust Operations Fund	\$735,657
19	E. Corrections Revolving Fund	\$915,203
20	F. Customs, Agriculture and Quarantine Inspection Services Fund	\$7,911,999
21	G. DPW Building and Design Fund	\$504,712
22	H. Enhanced 911 Emergency Reporting System Fund	\$1,608,278
23	I. Environmental Health Fund	\$738,655
24	J. Fire, Life and Medical Emergency Fund	\$600,000
25	K. GMHA Pharmaceuticals Fund	\$8,636,007
26	L. Guam Board of Accountancy Fund	\$421,600

1	M. Guam Contractors License Board Fund	\$852,725
2	N. Guam Environmental Trust Fund	\$375,356
3	O. Guam Highway Fund	\$18,459,079
4	Guam Highway Fund (Better Public Service Fund)	(\$875,205)
5	Guam Highway Fund (Public Transit Fund)	(\$431,092)
6	Total Guam Highway Fund	\$17,152,782
7	P. Guam Plant Inspection and Permit Fund	\$83,817
8	Q. Healthy Futures Fund	\$14,219,231
9	R. Indirect Cost Fund	\$1,826,894
10	S. Land Survey Revolving Fund	\$2,885,837
11	T. Manpower Development Fund	\$2,240,640
12	U. Police Services Fund	\$581,860
13	V. Professional Engineers, Architects and Land Surveyors Board Fund	\$244,062
14	W. Public Recreation Services Fund	\$193,304
15	X. Public School Library Resources Fund	\$652,440
16	Y. Public Transit Fund	\$431,092
17	Z. Safe Streets Fund	\$241,000
18	AA. School Lunch/ Child Nutritional Meal Reimbursement Fund	
19	Federal Sources (100% Federal Grant)	\$10,069,218
20	Cash Collection (Department of Education)	\$1,095,091
21	Total School Lunch/ Child Nutritional Meal Reimbursement Fund	\$11,164,309
22	AB. Solid Waste Operations Fund	\$13,781,645
23	AC. Street Light Fund	\$3,473,531
24	AD. Tax Collection Enhancement Fund	\$696,830
25	AE. Territorial Education Facilities Fund	\$21,619,104
26	AF. Tourist Attraction Fund	\$23,160,585

1	AG. Water Protection Fund	\$71,672
2	AH. Water Research and Development Fund	<u>\$76,975</u>
3	<b>TOTAL SPECIAL FUND REVENUE</b>	<b>\$140,587,569</b>
4	<b>III. FEDERAL MATCHING GRANTS-IN-AID</b>	
5	<b>Federal Grants-in-Aid Requiring Local Match:</b>	
6	A. Agriculture	\$279,000
7	B. Guam Community College	\$1,471,408
8	C. Guam Council on the Arts and Humanities Agency	\$300,000
9	D. Guam Fire Department	\$102,000
10	E. Guam Police Department	\$726,136
11	F. Department of Integrated Services for Individuals with Disabilities	\$2,052,208
12	G. Department of Labor	\$42,100
13	H. Office of the Attorney General	\$6,392,529
14	I. Department of Mental Health and Substance Abuse	\$225,862
15	J. Department of Military Affairs	\$1,547,700
16	K. Department of Public Health and Social Services	\$24,752,122
17	L. University of Guam	<u>\$2,943,706</u>
18	<b>TOTAL FEDERAL MATCHING GRANTS-IN-AID REVENUES</b>	<b>\$40,842,272</b>
19	<b>IV. REVENUE AVAILABLE FOR OPERATIONS SUMMARY:</b>	
20	TOTAL GENERAL FUND REVENUE	\$671,256,014
21	PROVISION FOR TAX REFUND PAYMENTS	(\$105,000,000)
22	2% GENERAL FUND RESERVE	<u>(\$11,325,120)</u>
23	<b>TOTAL GENERAL FUND REVENUE</b>	
24	<b>AVAILABLE FOR APPROPRIATION</b>	<b>\$554,930,894</b>
25	<b>TOTAL SPECIAL FUND REVENUE</b>	<b>\$140,587,569</b>
26	<b>TOTAL FEDERAL MATCHING GRANTS-IN-AID REVENUES</b>	<b><u>\$40,842,272</u></b>

1 **GRAND TOTAL**

**\$736,360,735**

2 **Section 3. Authorization to Pay and Prioritize the Payment of**  
3 **Tax Refunds by Enacting an Income Tax Payment System.**

4 (a) Prioritization of Additional Child Tax Credit (ACTC)  
5 Reimbursements. The Provisional Set Aside for tax refunds includes the  
6 Additional Child Tax Credit (ACTC), which is a refundable tax credit that is  
7 reimbursed to Guam by the Federal Government after refund payments are  
8 made to Guam taxpayers that claim the ACTC. Lack of prioritization of  
9 ACTC refund payments creates lost opportunity for Guam to receive  
10 reimbursed ACTC funds that can then be used to pay more refunds or  
11 support the operations of the government.

12 (b) Prioritization of Earned Income Tax Credit Data. For future  
13 planning purposes, by December 31, 2011, the Director of the Department of  
14 Revenue and Taxation shall provide a report to I Maga'låhen Guåhan and  
15 the Speaker of I Liheslaturan Guåhan certifying the total amount of EITC  
16 paid for each tax year and fiscal year dating back to Fiscal Year 2003. The  
17 report shall include the total number of EITC recipients categorized within  
18 the standard income brackets used by the IRS for reporting purposes.

19 (c) Prioritization of Tax Refund Payments and Status Report  
20 Requirement.

21 Emergency Refunds:

22 2010 and Prior                      Emergency A Status Returns                      \$10,000,000

23 (1) Emergency refunds may be paid at any time during the  
24 Fiscal Year 2012 and are subject to the prioritization of return status  
25 designation and amounts.

1                   (2) The Director of the Department of Revenue and Taxation  
2 shall submit a status report to I Maga'låhen Guåhan and the Speaker  
3 of I Liheslaturan Guåhan by the 20th of each month that contains the  
4 number of tax refunds paid and amounts by each return status  
5 designation group.

6                   **Section 4. Prioritization of Revenue Collections in Excess of**  
7 **Monthly Collections.**

8                   (a) Income Tax Refunds.

9                   (1) Within thirty (30) days upon enactment of this Act, the  
10 Department of Revenue and Taxation shall provide a full accounting  
11 of the total income tax liability of the government and shall be  
12 submitted to I Maga'låhen Guåhan and the Speaker of I Liheslaturan  
13 Guåhan.

14                   (2) The Director of the Bureau of Budget and Management  
15 Research shall create a General Fund twelve (12) month revenue  
16 budget based on the revenue estimates in Chapter I, Section 2, relative  
17 to a statistical weighting of historical collections by month by  
18 collection category in the General Fund Combined Comparative  
19 Statement of Revenues report. The report shall be submitted to I  
20 Maga'låhen Guåhan and the Speaker of I Liheslaturan Guåhan within  
21 thirty (30) days upon enactment of this Act.

22                   (3) Notwithstanding any other provision of law, monthly  
23 revenue collections in excess of the monthly revenue budget in  
24 Chapter I, Section 6(b)(2) of this Act from the categories defined in  
25 Chapter I, Section 6(b)(4) of this Act as Income Tax revenues are  
26 hereby appropriated for the payment of tax liabilities defined as: (A)

1 Individual Income Tax Refund and Interest payment; and (B)  
2 Corporate Income Tax Refund and Interest payment, and hereby  
3 prioritized according to Chapter I, Section 3(c) of this Act.

4 (4) Available excess General Fund tax revenues are available  
5 for expenditure when no third party claims, pledges, encumbrances,  
6 appropriations, or liens exist against such excess General Fund tax  
7 revenues. If any outside party asserts claims over such resources, the  
8 matter shall be resolved at the appropriate legal jurisdiction.

9 (5) The identification and recordation of available excess  
10 revenues shall be performed by the Department of Administration, in  
11 coordination with the Bureau of Budget and Management Research  
12 and the Department of Revenue and Taxation.

13 (6) Thirty (30) days after the close of the current fiscal year,  
14 the Department of Administration shall provide a detailed  
15 reconciliation of the payment of income tax refunds through available  
16 excess revenues for the current fiscal year to I Maga'lâhen Guåhan  
17 and the Speaker of I Liheslaturan Guåhan.

18 Section 5. Prior Year Obligations and Future Obligation Proposals.

19 (a) Excess Available General Fund Tax Revenue. Notwithstanding  
20 any other provision of law, monthly revenue collections in excess of the  
21 monthly revenue budget in Chapter I, Section 4(a)(2) of this Act from the  
22 categories defined in Chapter I, Section 5(b) of this Act as General Fund  
23 Tax revenues shall be appropriated for the payment of Prior Year  
24 Obligations and Future Obligation Proposals as defined and prioritized  
25 below:



1                   **(1)** Fifty percent (50%) of all excess collections identified in  
2 Chapter I, Section 5(c) of this Act shall be appropriated for payment  
3 of principal and interest obligations pursuant to Rios v. Camacho,  
4 Superior Court No. SP0206-93.

5                   **(2)** Forty percent (40%) of all excess collections identified in  
6 Chapter I, Section 5(c) of this Act shall be appropriated for payment  
7 of principal and interest obligations pursuant to Guam Federation of  
8 Teachers v. Government of Guam, et. al., Superior Court Case No. SP  
9 0009-07.

10                   **(3)** Five percent (5%) of all excess collections identified in  
11 Chapter I, Section 5(c) of this Act shall be appropriated for payment  
12 of principal interest of prior year obligations to any employees  
13 identified in the report outlines in Chapter I, Section 7(b) of this Act.

14                   **(4)** Five percent (5%) of all excess collections identified in  
15 Chapter I, Section 5(c) of this Act shall be appropriated for payment  
16 of principal and interest of prior year obligations to all other claimants  
17 identified in the report outlined in Chapter I, Section 7(b) of this Act

18                   **(b)** General Fund Tax Revenue revenues are defined as revenues  
19 reported by the Department of Administration on cash basis for the General  
20 Fund. Available revenues for the purpose of this Act represent cash or cash  
21 instruments with a maturity term of less than ninety (90) days that are  
22 available and earned by the government of Guam within the current fiscal  
23 year.

24                   **(c)** Excess General Fund tax revenues are available for expenditure  
25 when no third party claims, pledges, encumbrances, appropriations, or liens  
26 exist against such excess General Fund tax revenues. If any outside party

1 asserts claims over such resources, the matter shall be resolved at the  
2 appropriate legal jurisdiction.

3 (d) The identification and recordation of excess revenues shall be  
4 performed by the Department of Administration and shall provide any  
5 additional reports requested by the Office of Finance and Budget should the  
6 reporting requirements outlined in Chapter I, Section 4(a)(5) of this Act not  
7 provide adequate information to ascertain excess General Fund tax revenue.  
8 Excess revenues identified in Chapter I, Section 5(c) of this Act shall be  
9 disbursed the Department of Administration in accordance with the priorities  
10 outlined in Chapter I, Section 5(a) of this Act for payment of the prior year  
11 obligations.

12 (e) Thirty (30) days after the close of the current fiscal year, the  
13 Department of Administration shall provide a detailed reconciliation of the  
14 payment of the prior year obligations through excess General Fund revenues  
15 for the current fiscal year to I Maga'låhen Guåhan and the Speaker of I  
16 Liheslaturan Guåhan.

17 **Section 6. Debt Service Continuing Appropriation.** The following are  
18 continuing appropriations for debt service requirements:

19 **A. LIMITED OBLIGATION HIGHWAY REFUNDING**

20 **BOND 2001 SERIES A** **[\$6,024,425]1/**

21 (P.L. No. 24-70; due FY 2012 as the final year; source of payment from Liquid  
22 Fuel Taxes. L.O. Highway Bond 2001 A Bond Reserve and Bond Funds; not  
23 part of adopted revenues. Debt service matures in FY 2012).

24 **1/Guam Highway Fund**

25 **B. LIMITED OBLIGATION (SECTION 30) BONDS**

26 **SERIES A, 2001 (SECTION 30 FUNDS)** **\$9,825,6312/**

1 (Water System Revenue Bond; P.L. 26-58, amended by P.L. 26-59; Section 30  
2 fund pledged; due FY 2012 as final year)  
3 **2/Section 30 Funds (General Fund)**

4 **C. 2002 SHORT TERM FINANCING**

5 **(SECTION 30 FUNDS) \$1,281,8183/**  
6 (Line of Credit; P.L. 26-84 amended by P.L. 26-122 and P.L. 26-130; due FY  
7 2012 as the final year; source of payment Section 30 Funds)  
8 **3/Section 30 Funds (General Fund)**

9 **D. LIMITED OBLIGATION HOTEL OCCUPANCY TAX (HOT)**

10 **REVENUE BONDS, SERIES 2011A \$3,801,2874/**  
11 (Refunding of LO Infrastructure Improvement Bonds, 1997 Series A, acquire,  
12 construct, or equip a new Guam Museum, projects that benefit the tourism  
13 industry; payment from the Tourist Attraction Fund, pursuant to P.L. 30-228)  
14 **4/Tourist Attraction Fund**

15 **E. 2008 SHORT TERM FINANCING \$3,470,8405/**  
16 (Line of Credit; P.L. 29-69 amended by P.L. 29-82 & P.L. 29-87; due FY 2012  
17 as the final year; source of payment General Fund, secondary Section 30 Funds)  
18 **5/General Fund**

19 **F. GENERAL OBLIGATION BONDS, SERIES 2007 A \$7,874,7006/**  
20 (Partial refunding of GOB, 1993 Series A, funding capital projects and certain  
21 obligations of the Government of Guam; due FY 2037 as final year; P.L. 29-19,  
22 and P.L. 29-21)  
23 **6/General Fund**

24 **G. GENERAL OBLIGATION BONDS, SERIES 1993 A \$2,808,2147/**

1 (For education capital projects; Real Property Taxes pledged; due FY 2018 as  
2 final year; P.L. 29-19 and P.L. 29-21, net of UOG Bond Payment Obligation  
3 \$2,114,429)

4 **7/Tourist Attraction Fund**

5 **H. LIMITED OBLIGATION (SECTION 30)**

6 **BONDS, SERIES 2009A** **\$7,135,0198/**

7 (To finance cost for the new landfill and the closure of Ordot Dump; P.L. 30-1  
8 amended by P.L. 30-7; Due FY 2035 as final year).

9 **8/Solid Waste Operations Fund**

10 **I. GENERAL OBLIGATION BONDS, 2009 SERIES A** **\$21,534,0199/**

11 (To finance certain expenses affecting General Fund Deficit; P.L. 29-113  
12 amended by P.L. 30-7; Due FY 2040 as final year)

13 **9/General Fund**

14 **J. GUAM DEPARTMENT OF EDUCATION (GDOE)**

15 **SERIES 2010A, CERTIFICATES OF PARTICIPATION**

16 **(JOHN F. KENNEDY HIGH SCHOOL PROJECT)** **\$4,348,43310/**

17 (To finance certain expenses affecting General Fund Deficit; P.L. 29-113  
18 amended by P.L. 30-7; Due FY 2040 as final year)

19 **10/General Fund**

20 **GRAND TOTAL DEBT SERVICE** **\$62,079,961**

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**CHAPTER II**  
**EDUCATION**

**PART I – GUAM DEPARTMENT OF EDUCATION**

2           **Section 1. Legislative Intent.** *I Liheslaturan Guåhan* finds that the Guam  
3 Department of Education (GDOE) appropriations for FY 2012 have been duly  
4 passed by *I Liheslaturan Guåhan* and enacted into law as Public Law 31-75. The  
5 passage and enactment of Public Law 31-75 signifies *I Liheslaturan Guåhan's*  
6 intent in placing education as a priority through providing adequate funding to  
7 sustain the operations of the GDOE for FY 2012.

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## CHAPTER II

### PART II – UNIVERSITY OF GUAM

**Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to provide a lump sum appropriation to the University of Guam. The funds *shall* be expended in accordance to the budget request submitted and the priorities stipulated by the University of Guam’s Board of Regents.

It is the intent of *I Liheslaturan Guåhan* that external funds available to agencies and departments *shall* be taken into consideration to determine the current appropriation level needed. *I Liheslatura* further intends to maximize the use of these funds and that material external funds received *shall* be used to maximize services and programs of the agencies through pursuit of indirect cost reimbursements to reduce the local funding where applicable.

**Section 2. Appropriations to the University of Guam.** The amounts in the Subsections below are appropriated from the respective Funds, and for the following purposes, to the University of Guam for Fiscal Year 2012:

(a) **General Fund Appropriation for Operations.** The sum of Nineteen Million Nine Hundred Fifty-Four Thousand Six Hundred Ninety Dollars (**\$19,954,690**) is appropriated from the General Fund to the University of Guam for its operations in Fiscal Year 2012.

(b) **Federal Matching Grants-in-Aid.** The sum of Two Million Nine Hundred Forty-Three Thousand Seven Hundred Six Dollars (**\$2,943,706**) is authorized from Federal Matching Grants-in-Aid to the University of Guam for its operations in Fiscal Year 2012.

(c) **Guam Board of Accountancy Fund Appropriation for Operations.**

1                   (1) The sum of One Million Dollars (**\$1,000,000**) is  
2 appropriated from the Unreserved Fund Balance of the Guam Board  
3 of Accountancy Fund to the University of Guam for its operations in  
4 Fiscal Year 2012.

5                   (2) The University of Guam and the Guam Board of  
6 Accountancy (GBOA) *may* enter into a Memorandum of  
7 Understanding allowing the GBOA to make installment payments to  
8 the University of Guam over the course of FY 2012, in specific  
9 amounts to be agreed-upon by both parties.

10           **Section 3. University of Guam for Scholarships and Training**  
11 **Programs.** The following appropriations are made to the University of Guam:

12           (a)   **Student Scholarships, Financial Assistance Programs and**  
13 **Program Administration.** The sum of Two Million Four Hundred Twenty-  
14 Three Thousand One Hundred Thirty-Seven Dollars (**\$2,423,137**) is  
15 appropriated from the General Fund to the University of Guam for Fiscal  
16 Year 2012 for: Merit Awards, Student Loans, Nursing Training Program,  
17 Professional and Technical Awards, Reserve Officer Training Corps  
18 (ROTC), Regent Scholarships, Marine Lab Graduate Assistance Programs,  
19 Early High School Admission Program, Pedro ‘Doc’ Sanchez Scholarship  
20 Program, John F. Quan Memorial Scholarship Program and the  
21 administration of all student financial assistance programs. The President of  
22 the University of Guam *shall* allocate this appropriation in order to fund said  
23 student scholarships, financial assistance programs and program  
24 administration subject to §15113 of Chapter 15, Title 17, Guam Code  
25 Annotated. *Not more than* ten percent (10%) of the total appropriation  
26 herein *shall* be used for the administration of all student financial assistance

1 programs. The Nursing Training Program *shall* receive *no less than* Five  
2 Hundred Thousand Dollars (**\$500,000**) and the Pedro ‘Doc’ Sanchez  
3 Scholarship Program *shall* receive *no less than* Three Hundred Thousand  
4 Dollars (**\$300,000**) of the appropriation contained herein, except that *if* a  
5 surplus exists, such remaining funds *shall* be distributed to fund other  
6 scholarship programs contained in this Subsection.

7 For new recipients of the student financial assistance programs  
8 contained in this Subsection beginning Academic Year 2012-2013, the  
9 stipends awarded in the respective programs *shall* be as follows:

10 (1) **Merit Awards.** Award recipients are entitled to a  
11 monthly stipend to be disbursed in nine (9) monthly installments  
12 during the academic year, as follows: First- and Second-year Students:  
13 Two Hundred Dollars (**\$200**) per month; Third- and Fourth-year  
14 Students: Four Hundred Dollars (**\$400**) per month; and graduate  
15 students: Five Hundred Dollars (**\$500**) per month.

16 (2) **Nursing Training Program.** Award recipients are  
17 entitled to a monthly stipend to be disbursed in nine (9) monthly  
18 installments during the academic year, as follows: First- and Second-  
19 year Students: Two Hundred Dollars (**\$200**) per month; Third- and  
20 Fourth-year Students: Four Hundred Dollars (**\$400**) per month.

21 (b) **Dr. Antonio C. Yamashita Educator Corps.** The sum of One  
22 Million One Hundred Seventy Six Thousand Two Hundred Twenty One  
23 Dollars (**\$1,176,221**) is appropriated from the General Fund to the  
24 University of Guam for Fiscal Year 2012. The President of the University  
25 of Guam *shall* disburse, pursuant to the directives and policies of the  
26 Educator Corps Council, stipends for the Dr. Antonio C. Yamashita



1 Educator Corps, and funds for the administration of said program pursuant  
2 to Chapter 18, Title 17, Guam Code Annotated, and §15107 of Title 17 of  
3 the Guam Code Annotated, as amended. *Not more than* ten percent (10%)  
4 of the total appropriation herein *shall* be used for the administration of this  
5 program.

6 For new recipients of the Dr. Antonio C. Yamashita Educator Corps  
7 awarded beginning Academic Year 2012-2013, stipends *shall* be awarded as  
8 follows:

9 (1) **Teacher Corps.** Award recipients are entitled to a  
10 monthly stipend to be disbursed in nine (9) monthly installments  
11 during the academic year, as follows: First- and Second-year Students:  
12 Two Hundred Dollars (**\$200**) per month; Third- and Fourth-year  
13 Students: Four Hundred Dollars (**\$400**) per month.

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

17 **Section 4. Appropriation for Aquaculture Development and Training**  
18 **Center.** The sum of One Hundred Twenty Five Thousand Two Hundred Fifty  
19 Four Dollars (**\$125,254**) is appropriated from the General Fund to the University of  
20 Guam for Fiscal Year 2012 for the *sole* purpose of funding the continued  
21 operations of the Aquaculture Development and Training Center. Said funds *shall*  
22 *not* be transferred *or* used for any other purpose.

23 **Section 5. Appropriation for WERI's Guam Hydrologic Survey.** The  
24 sum of One Hundred Eighty-Two Thousand Six Hundred Ninety-Four Dollars  
25 (**\$182,694**) is appropriated from the General Fund to the University of Guam for  
26 Fiscal Year 2012 for the *sole* purpose of funding the Guam Hydrologic Survey

1 (GHS) administered by the Water and Environmental Research Institute of the  
2 Western Pacific (WERI). WERI *shall* continue to administer the GHS for those  
3 purposes previously established by Guam law. Such funds *shall not* be transferred  
4 *or* used for any other purpose.

5 **Section 6. Appropriation for WERI's Comprehensive Water Resource**  
6 **Monitoring Program.** The sum of One Hundred Fifty-Five Thousand Six  
7 Hundred Twenty-Six Dollars (**\$155,626**) is appropriated from the General Fund to  
8 the University of Guam for Fiscal Year 2012 to fund the Water and Environmental  
9 Research Institute of the Western Pacific (WERI). Such funds *shall* be used for the  
10 sole purpose of matching the Federal funding for the Comprehensive Water  
11 Resource Monitoring Program. WERI *shall* continue to administer the  
12 Comprehensive Water Resource Monitoring Program for those purposes  
13 previously established by Guam law. Such funds *shall not* be transferred *or* used  
14 for any other purpose.

15 **Section 7. University of Guam for the Northern and Southern Soil and**  
16 **Water Conservation District (SWCD) Program.** The sum of One Hundred  
17 Forty Nine Thousand Three Hundred Eighty Four Dollars (**\$149,384**) is  
18 appropriated from the General Fund to the University of Guam for the operations  
19 and activities of the Northern and Southern Soil and Water Conservation Districts  
20 (SWCD) Program for FY 2012, and *shall* be equally divided between the Northern  
21 and Southern Soil Conservation Districts. Expenditures from this appropriation  
22 *shall* be made upon the approval of the District Directors, with the consent of the  
23 SWCD Board and *shall not* require further approval by the University of Guam *or*  
24 any other government entity. Such funds *shall not* be transferred *or* used for any  
25 other purpose.

1           **Section 8. University of Guam for KPRG (Public Radio).** The sum of  
2 Eighty Nine Thousand Four Hundred Sixty Seven Dollars (**\$89,467**) is  
3 appropriated from the General Fund to the University of Guam for the KPRG  
4 Fiscal Year 2012 operations. The President of the University of Guam *shall*  
5 disburse the funds to KPRG. *No later than* thirty (30) days after the close of each  
6 fiscal quarter of FY 2012, the General Manager of KPRG *shall* submit to the  
7 President of the University of Guam, and post on KPRG’s website, all reports  
8 mandated by this Act.

9           **Section 9. Appropriation to the Guampedia Foundation.** The sum of  
10 One Hundred Forty Thousand Dollars (**\$140,000**) is appropriated from the Tourist  
11 Attraction Fund to the University of Guam for the operations of the Guampedia  
12 Foundation. Notwithstanding the general provisions of §30107.1 of Title 11,  
13 Guam Code Annotated, and this Act, this appropriation *shall* continue to be  
14 available until expended.

15           **Section 10. University of Guam Capital Improvements Fund**  
16 **Continuing Appropriation.** The sum of Five Hundred Thousand Dollars  
17 (**\$500,000**) is appropriated from the Guam Highway Fund to the University of  
18 Guam Capital Improvements Fund for the purpose of paying for the debt service  
19 pursuant to §16132, Chapter 16 of Title 17, Guam Code Annotated.

20           **Section 11. Program Revenue and Expenditure Reports.** *No later than*  
21 thirty (30) days after the end of each fiscal quarter, the President of the University  
22 of Guam *shall* post on the University of Guam’s website and submit to *I*  
23 *Maga’låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan* quarterly program  
24 revenue and expenditure reports, in a Microsoft Excel file and written report, for  
25 the Aquaculture Development and Training Center, WERI Guam Hydrologic  
26 Survey, WERI Comprehensive Water Resource Monitoring Program, Northern and

1 Southern Soil and Water Conservation District Programs, and KPRG. Said reports  
2 *shall* be in the format of basic financial statements *or* such format as may be  
3 prescribed by *I Liheslaturan Guåhan*.

4 **Section 12. Program Annual Reports.** The President of the University of  
5 Guam *shall* post on the University of Guam’s website and *shall* submit to *I*  
6 *Maga’låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan*, in a Microsoft  
7 Excel file and written report, annual reports for: the Aquaculture Development and  
8 Training Center, the WERI Guam Hydrologic Survey, the WERI Comprehensive  
9 Water Resource Monitoring Program, the Northern and Southern Soil and Water  
10 Conservation District Programs and KPRG. At a minimum, said reports *shall*  
11 include: program mission statements, objectives, sources of revenue, expenditures  
12 by budget classification, number of employees, contracts, and *shall* describe  
13 program accomplishments in the fiscal year reported.

14 **Section 13. Scholarships, Financial Assistance and Other Reports.**  
15 Sixty (60) days after the end of Fiscal Year 2012, the President of the University of  
16 Guam *shall* submit to *I Maga’låhen Guåhan* and the Speaker of *I Liheslaturan*  
17 *Guåhan*, in a Microsoft Excel file and written report, and post on the University of  
18 Guam’s website, a report of expenditures from appropriations made in this Act for  
19 student scholarships, student financial assistance, the Dr. Antonio C. Yamashita  
20 Educator Corps, and the Educator Corps Council. Said report *shall* include each  
21 program’s name, the number of scholarships *or* loans issued by each program, the  
22 name of the recipients awarded by each program, the university or college each  
23 award recipient is attending by each program, the date the scholarship *or* loan was  
24 awarded by each program, the anticipated date of cohort graduation by each  
25 program, the total amount of awards *or* loans, the total amount of loans repaid to  
26 date by each program, the balance of the outstanding awards *or* loans by each

1 program, the amount of collections to date for outstanding loans and repayments  
2 due by each program, the number of awards for each field of study by each  
3 program, and the number of recipients working to complete their academic and  
4 financial obligations by each program.

5 **Section 14. Appropriation to the Guam Cancer Trust Fund.** The sum of  
6 Seven Hundred Ten Thousand Nine Hundred Sixty-Two Dollars (**\$710,962**) is  
7 appropriated from the Healthy Futures Fund to the University of Guam for the  
8 administration of the Guam Cancer Trust Fund, pursuant to §26603 (d)(2) of  
9 Article 6, Chapter 26, Title 11, GCA. This appropriation *shall* be used to fund  
10 cancer screening, treatment and support services for Fiscal Year 2012.

11 **Section 15. Transfer Authority for the University Of Guam.**  
12 Appropriations for the operations of the University of Guam, contained in Section  
13 2 of Part II of Chapter II of this Act *or* for the prior years, may be transferred by  
14 the President of UOG out of operations and into the appropriation for statutorily  
15 mandated scholarship programs contained in Section 3, Part II, Chapter II of this  
16 Act.

17 **Section 16. Continuing Appropriation.** The appropriations made to the  
18 Student Financial Assistance Program, the Dr. Antonio C. Yamashita Educator  
19 Corps and the University of Guam for Fiscal Year 2011 *shall not* lapse and *shall*  
20 continue until fully expended, to include payment of prior year obligations.

## CHAPTER II

### PART III – GUAM COMMUNITY COLLEGE

1           **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to  
2 provide a lump sum appropriation to the Guam Community College (GCC). The  
3 funds *shall* be expended in accordance to the budget request submitted and the  
4 priorities stipulated by the GCC Board of Trustees.

5           It is the intent of *I Liheslaturan Guåhan* that external funds available to  
6 agencies and departments *shall* be taken into consideration to determine the current  
7 appropriation level needed. *I Liheslatura* further intends to maximize the use of  
8 these funds and that material external funds received *shall* be used to maximize  
9 services and programs of the agencies through pursuit of indirect cost  
10 reimbursements to reduce the local funding where applicable.

11           **Section 2. Appropriations to the Guam Community College.** The  
12 amounts in the Subsections below are appropriated from the following Funds, and  
13 for the following purposes, to the GCC for Fiscal Year 2012:

14           (a)   **General Fund Appropriation for Operations.** The sum of  
15 Eleven Million Two Hundred Ninety-Nine Thousand Eight Hundred Seven  
16 Dollars (**\$11,299,807**) is appropriated from the General Fund to GCC its  
17 operations in Fiscal Year 2012.

18           (b)   **Guam Community College LPN and Vocational Guidance**  
19 **Programs.** The sum of Seven Hundred Five Thousand Fifty-Eight Dollars  
20 (**\$705,058**) is appropriated from the General Fund to the GCC for Fiscal  
21 Year 2012 to support the operations of the Licensed Practical Nursing  
22 Program and the Vocational Guidance Program.

23           (c)   **Appropriation to the Guam Community College Lodging**  
24 **Management Program/ProStart Program.** The sum of Twenty Four

1 Thousand One Hundred Fifty Four Dollars (**\$24,154**) is appropriated from  
2 the Tourist Attraction Fund to the GCC for Fiscal Year 2012 for the Lodging  
3 Management Program/ProStart Program. Unexpended funds appropriated  
4 for the GCC Lodging Management Program/ProStart Program *shall not*  
5 lapse and *shall* remain available for use in succeeding fiscal years until all  
6 said sums are expended.

7 (d) **Appropriation to the Guam Community College**  
8 **Apprenticeship Program.** The sum of One Million Six Hundred Eighty-  
9 Eight Thousand Four Hundred Forty-Eight Dollars (**\$1,688,448**) is  
10 appropriated from the Manpower Development Fund to the GCC for the  
11 GCC Apprenticeship Program for Fiscal Year 2012. In addition to the  
12 authorization contained in §71720 of Chapter 7, Title 22, Guam Code  
13 Annotated, this appropriation herein *shall* be available and authorized to be  
14 used by the GCC to fund the operations of other programs at GCC, as  
15 approved by the Board and Administration of the College, after all program  
16 requirements and obligations have been fully funded.

17 **Section 3. Reports.** The President of GCC *shall* submit quarterly reports  
18 to *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan*, in a Microsoft  
19 Excel file and written report, thirty (30) days after the end of each fiscal quarter  
20 and post said report on the GCC website. Said reports *shall* include, but are *not*  
21 *limited to*, the number of participants in each GCC program, the amounts expended  
22 from appropriations in this Act by object classification, a description of each  
23 program, the academic courses offered, and the requirements for participation in  
24 each program.

**CHAPTER II**

**PART IV –GUAM CERTIFICATION OFFICE**

**Section 1. Guam Certification Office.** The amount below in this Subsection is appropriated from the General Fund to the Guam Certification Office for its operations in Fiscal Year 2012 in providing administrative support to the Guam Certification Office in accordance with Chapter 27 of 17GCA, the Guam Academy Charter School Council in accordance with §1211(e) of 17GCA, and the Council on Post-Secondary Institutions Certification in accordance with §44104(e) of 17GCA. This appropriation *shall* be expended in accordance with object class allocations outlined below:

**SUMMARY OF BASE OPERATIONAL APPROPRIATION**

APPROP. CLASS	OBJ. CLASS	GEN FUND	SPCL FUND	TOTAL
REG SALARIES	111	\$111,750	\$0	\$111,750
OT/SP	112	\$0	\$0	\$0
BENEFITS	113	\$34,794	\$0	\$34,794
TRAVEL/MILE	220	\$0	\$0	\$0
CONT. SERV.	230	\$10,750	\$0	\$10,750
OFF. RENTAL	233	\$6,000	\$0	\$6,000
SUP. & MAT.	240	\$391	\$0	\$391
EQUIPMENT	250	\$0	\$0	\$0
WORK. COMP.	270	\$0	\$0	\$0
DRUG TEST	271	\$0	\$0	\$0
SUBGRANT	280	\$0	\$0	\$0
MISC	290	\$4,200	\$0	\$4,200
POWER	361	\$0	\$0	\$0



1	WATER/SEWER	362	\$0	\$0	\$0
2	PHONE/TOLL	363	\$4,800	\$0	\$4,800
3	CAP. OUTLAY	450	\$0	\$0	\$,0
4	<b>GRAND TOTAL</b>		<b>\$172,685</b>	<b>\$0</b>	<b>\$172,685</b>

**SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING**

**SOURCE**

7	GENERAL FUND	\$172,685
8	FEDERAL MATCHING GRANTS-IN-AID	\$0
9	SPECIAL FUNDS	<u>\$0</u>
10	<b>TOTAL</b>	<b>\$172,685</b>

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## CHAPTER II

### Part V – MISCELLANEOUS EDUCATIONAL PROVISIONS

2       **Section 1. Purchasing in Economies of Scale.** All agencies receiving  
3 appropriations pursuant to this Chapter *shall* take all measures necessary to reduce  
4 costs by purchasing services, supplies and materials to realize economies of scale.

5       **Section 2. Local Funds Reimbursement.** Funds appropriated to the  
6 Guam Department of Education (GDOE) in accordance with the appropriations to  
7 the GDOE in this Act and with the appropriations set forth in Public Law 31-75 by  
8 *I Liheslaturan Guåhan shall not* be used to pay for federally-funded program  
9 activities and expenditures *unless* such payment is specifically authorized by Guam  
10 statute *or unless* such payment is made pursuant to grants that require that local  
11 expenditures be made prior to receiving federal reimbursement. The  
12 Superintendent of GDOE *shall* submit a report to *I Liheslaturan Guåhan, I*  
13 *Maga'låhen Guåhan* and the Office of Public Accountability, in a Microsoft Excel  
14 file and written report, of all local funds expended in Fiscal Year 2012 for  
15 federally-funded programs, the details of such expenditures by object class, the  
16 number of FTEs working in said programs, the amounts reimbursed by federal  
17 funds and the amounts that have *not or will not* be reimbursed by federal funds.  
18 Said report *shall* cite the authority to expend local funds for federal programs, *shall*  
19 name the certifying office, and *shall* give the date of every expenditure.

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## CHAPTER III

### HEALTH

#### PART I - GUAM MEMORIAL HOSPITAL AUTHORITY

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**Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to provide a lump sum appropriation to the Guam Memorial Hospital Authority (GMHA). The funds *shall* be expended in accordance to the budget request submitted and the priorities stipulated by the GMHA Board of Trustees (Board) and the GMHA's management.

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*I Liheslaturan Guåhan* is resolved to continue to support and establish policies which are in the best interest of the GMHA and its mission. The *I Liheslaturan Guåhan's* intent to reduce the credits applied against the appropriations to the GMHA Pharmaceuticals Fund towards the payment of bills for services incurred by qualified Medically Indigent Program (MIP) recipients will help increase GMHA revenues.

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Furthermore, *I Liheslaturan Guåhan* broadened the scope of borrowing options available to the GMHA through the passing and enactment of Public Law 30-200 as amended by Public Law 30-235. Through such efforts, the GMHA was able to borrow Twelve Million Dollars (**\$12,000,000**) in an effort to bring fiscal stability to the GMHA. *I Liheslaturan Guåhan* has provided its support to the GMHA from the Healthy Futures Funds with One Million Dollars (**\$1,000,000**) per year in accordance with Public Law 30-166, towards providing the GMHA the ability to utilize these funds for the debt service payment for the Government of Guam General Obligation: Guam Memorial Hospital Authority Loan 2011.

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**Section 2.** Guam Memorial Hospital Authority Pharmaceuticals Fund credit toward Medicaid payments *shall not exceed* the sum of Six Million Four

1 Hundred Seventy Seven Thousand and Five Dollars (**\$6,477,005**) in Fiscal Year  
2 2012. Billings in excess of the Seventy Five (75%) credit *shall* be paid by other  
3 appropriated funds. The Department of Public Health and Social Services *shall*  
4 remit all adjudicated claims for processing for MIP payments in accordance with §  
5 9902 of Chapter 9 of Title 10 of the Guam Code Annotated and Chapter III Part II  
6 Section 10 of this Act.

7 **Section 3. Guam Memorial Hospital Authority Pharmaceuticals Fund**  
8 **Appropriation.** Pursuant to §§26208 and 26208.1 of Chapter 26, Division 2 of  
9 Title 11, Guam Code Annotated, the sum of Eight Million Six Hundred Thirty-Six  
10 Thousand Seven Dollars (**\$8,636,007**) is appropriated from the Guam Memorial  
11 Hospital Authority Pharmaceuticals Fund to the GMHA for Fiscal Year 2012.

12 **Section 4. Guam Memorial Hospital Authority Healthy Futures Fund**  
13 **Appropriations.**

14 (a) Pursuant to §§26208 and 26208.1 of Chapter 26, Division 2 of  
15 Title 11, Guam Code Annotated, the sum of One Million Seven Hundred Six  
16 Thousand Three Hundred Eight Dollars (**\$1,706,308**) is appropriated from  
17 the Healthy Futures Fund to the GMHA for Fiscal Year 2012 Operational  
18 Expenses.

19 (b) Pursuant to §26603(d) of Article 6, Chapter 26, Title 11, Guam  
20 Code Annotated, the sum of One Million Dollars (**\$1,000,000**) is  
21 appropriated from the Healthy Futures Fund to the GMHA for Fiscal Year  
22 2012, for the line of credit pursuant to §80104 (t), Chapter 80 Division 4,  
23 Title 10, Guam Code Annotated.

**CHAPTER III**

**HEALTH**

**PART II – DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES**

1       **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* for  
2 the Department of Public Health & Social Services (DPHSS) to expend their funds  
3 in accordance with the object class appropriations.

4       **Section 2. Appropriation.** Funds provided in this Section are hereby  
5 appropriated and authorized out of the General Fund, Special Funds and Federal  
6 Matching Grants-in-Aid to the Department of Public Health and Social Services  
7 for its operations in Fiscal Year 2012. This appropriation *shall* be expended in  
8 accordance with object class allocations outlined below.

9 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

10	<b>APPROP. CLASS</b>	<b>OBJ. CLASS</b>	<b>GEN. FUND</b>	<b>SPCL. FUND</b>	<b>TOTAL</b>
11	REG. SALARIES	111	\$2,905,230	\$3,804,796	\$6,710,025
12	OT/SP	112	\$0	\$0	\$0
13	BENEFITS	113	\$1,020,902	\$1,098,056	\$2,118,959
14	TRAVEL	220	\$31,850	\$0	\$31,850
15	CONT. SERV.	230	\$10,980,947	\$82,205	\$11,063,152
16	OFF. RENTAL	233	\$511,192	\$0	\$511,192
17	SUP. & MAT.	240	\$321,034	\$3,500	\$324,534
18	EQUIPMENT	250	\$0	\$3,000	\$3,000
19	WRK. COMP.	270	\$3,000	\$0	\$3,000
20	DRUG TEST	271	\$600	\$75	\$675
21	SUBGRANT	280	\$113	\$0	\$113

1	MISC.	290	\$17,363,557	\$0	\$17,363,557
2	POWER	361	\$0	\$0	\$0
3	WATER/SEWER	362	\$0	\$0	\$0
4	PHONE/TOLL	363	\$458,977	\$0	\$458,977
5	CAP. OUTLAY	450	\$0	\$0	\$0
6	GRAND TOTAL		\$33,597,402	\$4,991,632	\$38,589,034

7 Healthy Futures Fund - \$4,265,795 (111-\$3,299,970, 113-\$968,825)  
8 Environmental Health Fund - \$722,837 (111-\$504,826,113-\$129,232,230-  
9 \$82,205,240-\$3,500,250-\$3,000,271-\$75)

10 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING**

11 **SOURCE**

12	GENERAL FUND	\$33,597,402
13	FEDERAL MATCHING GRANTS-IN-AID	\$24,752,122
14	SPECIAL FUNDS	\$4,991,632
15	<b>TOTAL</b>	<b>\$63,341,156</b>

16 **Section 3. Public Assistance Program Payments.** Up to the sum of Four  
17 Million Six Hundred Eighty-Six Thousand Nine Hundred Six Dollars (**\$4,686,906**)  
18 from the Base Operational Appropriation is authorized as the Local Match for  
19 Federal Matching Grants-In-Aid to the DPHSS for Public Assistance Program  
20 payments and administration for Fiscal Year 2012. Nine Million Eighty-Three  
21 Thousand Six Hundred Seventy-Two Dollars (**\$9,083,672**) is authorized from  
22 Federal Matching Grants-In-Aid.

23 **Section 4. Medically Indigent Program (MIP) Appropriations.**

24 (a) The sum of Fifteen Million Three Hundred Seventeen  
25 Thousand Five Hundred Fifty One Dollars (**\$15,317,551**) is appropriated

1 from the General Fund to the Medically Indigent Program Payment  
2 Revolving Fund (MIPPR) for the MIP for Fiscal Year 2012.

3 (b) The sum of One Million Two Hundred Sixty-Nine Thousand  
4 One Hundred Twenty-One Dollars (**\$1,269,121**) is appropriated from Guam  
5 Cancer Trust Fund to the MIPPR for the MIP to fund cancer screening,  
6 treatment and support services for Fiscal Year 2012.

7 (c) No more than fifteen percent (15%) of the appropriations from  
8 local fund sources in this Section are authorized to pay for FY 2011  
9 Obligations of the MIP program.

10 **Section 5. Medicaid Program.** The sum of Twelve Million Seventy  
11 Thousand Seven Dollars (**\$12,070,007**) from the Base Operational Appropriation is  
12 authorized as the local match requirement of the Medicaid Program and Fourteen  
13 Million Eight Hundred Ninety-Five Thousand Forty Dollars (**\$14,895,040**) is  
14 authorized from Federal Matching Grants-In-Aid to the DPHSS for said purpose  
15 for Fiscal Year 2012. No more than Fifteen Percent (15%) of the appropriations  
16 from local fund sources in this Section are authorized to pay for FY 2011  
17 Obligations of the Medicaid program.

18 **Section 6. Medicines and Vacant Positions for the DPHSS Community**  
19 **Health Centers.** The sum of Four Hundred Ninety Eight Thousand Nine Hundred  
20 Sixty One Dollars (**\$498,961**) is appropriated from the Healthy Futures Fund to the  
21 DPHSS Community Health Centers for Fiscal Year 2012.

22 **Section 7. Enhanced Allotment Plan.** The sum of Six Hundred Thirty-  
23 Nine Thousand Eight Hundred Two Dollars (**\$639,802**) from the Base Operational  
24 Appropriation is authorized as the local match requirement of the Enhanced  
25 Allotment Plan (Medicaid Part D) Program and Seven Hundred Seventy-Three

1 Thousand Four Hundred Ten Dollars (**\$773,410**) is authorized from Federal  
2 Matching Grants-In-Aid to the DPHSS for said purpose for Fiscal Year 2012.

3 **Section 8. Department of Public Health and Social Services Carry-**  
4 **Over Authorization.** The unexpended balance of appropriations from the General  
5 Fund and Special Funds to the DPHSS for Fiscal Year 2011 *shall not* revert to the  
6 General Fund and *shall* be available until fully expended for the original purposes  
7 of said appropriations. The Director of DPHSS *shall* submit a report to the Speaker  
8 of *I Liheslaturan Guåhan* regarding the allocation, demographics and expenditures  
9 of the appropriations contained herein *no later than* thirty (30) days after the end of  
10 each quarter and post the same on DPHSS's website. The Director of  
11 Administration *shall* pay MIP and Medicaid vendors on a first-in first-out basis.

12 **Section 9. Appropriation to the Guam Cancer Registry.** Pursuant to  
13 §26603(d)(4) of Title 11 of the Guam Code Annotated, the sum of One Hundred  
14 Forty Two Thousand Ninety Two Dollars (**\$142,092**) is appropriated from the  
15 Healthy Futures Fund to the DPHSS to maintain the Guam Cancer Registry  
16 pursuant to §3201.1 of Title 10 of the Guam Code Annotated. The DPHSS *shall*  
17 provide funding to the University of Guam for services, supplies and/or materials  
18 in executing the Memorandum of Agreement between the University of Guam and  
19 the Department of Public Health and Social Services regarding the collection of  
20 data and the maintenance of the Guam Cancer Registry. Any funds pursuant to this  
21 Section *not* expended in Fiscal Year 2011 *shall* revert to the Guam Cancer Trust  
22 Fund.

23 **Section 10. Prompt Payment of MIP Patient Claims Generated at the**  
24 **Guam Memorial Hospital Authority.** The DPHSS *shall* process all MIP patient  
25 claims generated at the Guam Memorial Hospital Authority no later than forty-five



- 1 (45) days from receipt of said claim as required by § 9902 of Chapter 9 of Title 10
- 2 of the Guam Code Annotated.



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**SUMMARY OF BASE OPERATIONAL APPROPRIATION**

<b>APPROP. CLASS</b>	<b>OBJ. CLASS</b>	<b>GEN FUND</b>	<b>SPCL FUND</b>	<b>TOTAL</b>
REG SALARIES	111	\$3,367,977	\$1,907,604	\$5,275,582
OT/SP	112	\$38,387	\$38,203	\$76,590
BENEFITS	113	\$1,040,949	\$598,852	\$1,639,801
TRAVEL/MILE	220	\$0	\$0	\$0
CONT. SERV.	230	\$4,605,831	\$0	\$4,605,831
OFF. RENTAL	233	\$194,600	\$0	\$194,600
SUP. & MAT.	240	\$1,067,500	\$11,000	\$1,078,500
EQUIPMENT	250	\$10,750	\$5,500	\$16,250
WORK. COMP.	270	\$0	\$0	\$0
DRUG TEST	271	\$0	\$0	\$0
SUBGRANT	280	\$0	\$0	\$0
MISC	290	\$64,397	\$0	\$64,397
POWER	361	\$0	\$0	\$0
WATER/SEWER	362	\$0	\$0	\$0
PHONE/TOLL	363	\$120,000	\$0	\$120,000
CAP. OUTLAY	450	\$0	\$0	\$0
<b>GRAND TOTAL</b>		<b>\$10,510,391</b>	<b>\$2,561,160</b>	<b>\$13,071,551</b>
Healthy	Futures	Fund		\$2,561,160

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**SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

GENERAL FUND	\$10,510,391
FEDERAL MATCHING GRANTS –IN-AID	\$225,862
SPECIAL FUNDS	<u>\$2,561,160</u>
<b>TOTAL</b>	<b>\$13,297,413</b>

**Section 3. Department of Mental Health and Substance Abuse – Detoxification & Rehabilitation Services.** The sum of Eight Hundred Thirty-Nine Thousand Forty Dollars (**\$839,040**) is appropriated from the General Fund to the DMHSA for Fiscal Year 2012 for outsourcing of drug and alcohol detoxification, rehabilitation, and prevention services, *provided* that the expenditure of such funds *shall* comply with Title 48 USC §1421b(p).

**Section 4. Oasis Empowerment Center for Women Alcohol Substance and Homeless Program.** For each Fiscal Year 2012 and 2013, the sum of Fifty Thousand Dollars (**\$50,000**) is appropriated from the General Fund to the DMHSA for the Oasis Empowerment Center for Women Alcohol Substance and Homeless Program.

**Section 5. Department of Mental Health and Substance for the Amended Permanent Injunction and Plan of Action.** Pursuant to Court Order No. CV 01-0041 CBM, the sum of Three Million Dollars (**\$3,000,000**) is hereby appropriated from the General Fund to the DMHSA for Fiscal Year 2012 for the payment of court ordered deposits that are due in Fiscal Year 2012 in accordance with the modified funding schedule, for the implementation of the Amended Permanent Injunction and Plan of Action.

1           **Section 6. Expenditures Related to the Federal Management Team**  
2 **(FMT) Plan of Action (POA).** Funds reimbursed to the government of Guam  
3 from the Federal Management Team Community First Guam Federal Credit Union  
4 DMHSA Amended Permanent Injunction Trustee Account *shall* be deposited into  
5 and recorded in the existing Permanent Injunction – DMHSA Fund. The sum of up  
6 to Ten Million Dollars (**\$10,000,000**) is authorized from the Federal Management  
7 Team Community First Guam Federal Credit Union DMHSA Amended Permanent  
8 Injunction Trustee Account funds reimbursed to the government of Guam *only* to  
9 fund personnel and operational expenditures identified by the FMT POA as filed in  
10 the District Court of Guam under Case No. CV 01-0041.

**CHAPTER III**  
**PART IV - DEPARTMENT OF INTEGRATED SERVICES FOR**  
**INDIVIDUALS WITH DISABILITIES**

**Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that the Department of Integrated Services for Individuals with Disabilities (DISID) *shall* retain its funding levels according to the maintenance of effort and according to its expenditure levels in Fiscal Year 2011.

**Section 2. Appropriation.** Funds provided in this Section are hereby appropriated and authorized out of the General Fund, Special Funds and Federal Matching Grants-in-Aid to the DISID for its operations in Fiscal Year 2012.

This appropriation *shall* be expended in accordance with object class allocations outlined below.

**SUMMARY OF BASE OPERATIONAL APPROPRIATION**

APPROP. CLASS	OBJ. CLASS	GEN FUND	SPCL FUND	TOTAL
REG SALARIES	111	\$372,766	\$0	\$372,766
OT/SP	112	\$0	\$0	\$0
BENEFITS	113	\$113,601	\$0	\$113,601
TRAVEL/MILE	220	\$0	\$0	\$0
CONT. SERV.	230	\$70,424	\$513,881	\$584,305
OFF. RENTAL	233	\$118,128	\$0	\$118,128
SUP. & MAT.	240	\$4,000	\$0	\$4,000
EQUIPMENT	250	\$0	\$0	\$0
WORK. COMP.	270	\$0	\$0	\$0
DRUG TEST	271	\$0	\$0	\$0
SUBGRANT	280	\$0	\$0	\$0

1	MISC	290	\$555,426	\$0	\$555,426
2	POWER	361	\$0	\$0	\$0
3	WATER/SEWER	362	\$0	\$0	\$0
4	PHONE/TOLL	363	\$16,000	\$0	\$16,000
5	CAP. OUTLAY	450	\$0	\$0	\$0
6	<b>GRAND TOTAL</b>		<b>\$1,250,344</b>	<b>\$513,881</b>	<b>\$1,764,225</b>

7 **Healthy Futures Fund \$513,881**

8 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING**

9 **SOURCE**

10	GENERAL FUND	\$1,250,344
11	FEDERAL MATCHING GRANTS-IN-AID	\$2,052,208
12	SPECIAL FUNDS	<u>\$513,881</u>
13	<b>TOTAL</b>	<b>\$3,816,433</b>

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**CHAPTER IV  
UNIFIED JUDICIARY**

2       **Section 1. Appropriation.** The amounts specified in this Section are  
3 appropriated and authorized from the General Fund and Federal Matching Grants-  
4 in-Aid to the Unified Judiciary for its operations in Fiscal Year 2012.

5       It is the intent of *I Liheslaturan Guåhan* that external funds available to  
6 agencies and departments *shall* be taken into consideration to determine the current  
7 appropriation level needed. *I Liheslaturan* further intends to maximize the use of  
8 these funds and that material external funds received *shall* be used to maximize  
9 services and programs of the agencies through pursuit of indirect cost  
10 reimbursements to reduce the local funding where applicable.

11 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING**  
12 **SOURCE**

13	GENERAL FUND	\$22,841,885
14	FEDERAL MATCHING GRANTS-IN-AID	\$0
15	SPECIAL FUNDS	\$0
16	TOTAL	\$22,841,885

17       **Section 2. Court-Appointed Attorney Fees.** The sum of Seven Hundred  
18 Forty-Five Thousand Four Hundred Thirty-Three Dollars (**\$745,433**) is  
19 appropriated from the General Fund for Fiscal Year 2012 to the Unified Judiciary  
20 for the sole purpose of paying court-appointed attorney fees arising from the  
21 defense of indigent clients. Said funds *shall* be deposited into the Judicial Client  
22 Services Fund account, as created by Title 7, Guam Code Annotated, Division 1,  
23 Chapter 9.6, and *shall not* be subject to any transfer authority. Any unexpended



1 funds appropriated herein *shall* be reverted to the General Fund at the end of FY  
2 2012.

3 **Section 3. Adult and Juvenile Drug Courts.** The sum of Six Hundred  
4 Fifty One Thousand Two Hundred Seventy Seven Dollars (**\$651,277**) is  
5 appropriated from the General Fund to the Unified Judiciary for the operations of  
6 the Adult and Juvenile Drug Courts for Fiscal Year 2012.

7 **Section 4. Family Visitation Center.** The sum of One Hundred Forty-five  
8 Thousand Dollars (**\$145,000**) is appropriated from the Safe Streets Fund, for Fiscal  
9 Year 2012, to the Unified Judiciary to pay for contractual services for the operation  
10 of the Family Visitation Center, *provided*, that the Judiciary must comply with  
11 §18125 (c) and (d) of Title 16, Guam Code Annotated, and §9211 (b) of Title 7,  
12 Guam Code Annotated.

13 **Section 5. Transfer Authority of the Judiciary of Guam.** The Unified  
14 Judiciary in FY 2012 is authorized to transfer funds from the appropriation made in  
15 Chapter IV Section 1 in to the appropriations made in Chapter IV Sections 2, 3,  
16 and 4 but *shall not* transfer appropriations out from the appropriations made in  
17 these Chapter IV Sections 2, 3, and 4 in to Chapter IV Section 1.

18 **Section 6. Judicial Building Fund FY 2012 Budget.** The Unified  
19 Judiciary of Guam *shall* report its Judicial Building Fund FY 2012 Budget to *I*  
20 *Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan*, in a Microsoft  
21 Excel file and a written report, on or before October 30, 2011 and post the same on  
22 its website.

23 **Section 7. Judicial Building Fund Revenues and Expenditures**  
24 **Reporting.** The Unified Judiciary of Guam *shall* report all revenues and  
25 expenditures for the Judicial Building Fund to *I Maga'låhen Guåhan* and the  
26 Speaker of *I Liheslaturan Guåhan*, in a Microsoft Excel file and a written report,

1 on a quarterly basis and post the same on its website. Each monthly report *shall* be  
2 due *no later than* thirty (30) days after the end of each quarter.

3 **Section 8. Continuing Appropriation to the Judiciary.** The unexpended  
4 balance of the funds appropriated to the Unified Judiciary for Fiscal Year 2011  
5 *shall not* lapse and is available to the Unified Judiciary for expenditures in Fiscal  
6 Year 2012.

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**CHAPTER V**  
**EXECUTIVE BRANCH**

2           **Section 1. Appropriation.** The amounts specified in the Summary of Base  
3 Operational Appropriation in Subsections (a) through (ee) are hereby appropriated  
4 and authorized out of the General Fund, Special Funds and Federal Matching  
5 Grants-in-Aid, specified in the respective Summary of Base Operational  
6 Appropriation Funding Source, to the agencies, departments and offices in each  
7 Subsection for its operations in Fiscal Year 2012. This appropriation *shall* be  
8 expended in accordance with object class allocations outlined below.

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1           **(a)   OFFICE OF I MAGA'LAHI**

2                           **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

3	APPROP. CLASS	OBJ. CLASS	GEN FUND	SPCL FUND	TOTAL
4	REG SALARIES	111	\$3,733,012	\$218,000	\$3,951,012
5	OT/SP	112	\$0	\$0	\$0
6	BENEFITS	113	\$1,148,769	\$67,355	\$1,216,124
7	TRAVEL/MILE	220	\$110,000	\$7,500	\$117,500
8	CONT. SERV.	230	\$910,000	\$10,000	\$920,000
9	OFF. RENTAL	233	\$35,000	\$0	\$35,000
10	SUP. & MAT.	240	\$91,000	\$1,002	\$92,002
11	EQUIPMENT	250	\$30,000	\$0	\$30,000
12	WORK. COMP.	270	\$0	\$0	\$0
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$52,500	\$7,500	\$60,000
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$93,472	\$0	\$93,472
19	CAP. OUTLAY	450	\$0	\$0	\$0
20	<b>GRAND TOTAL</b>		<b>\$6,203,753</b>	<b>\$311,357</b>	<b>\$6,515,110</b>
21	Indirect	Cost	Fund		\$311,357

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**SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING**

**SOURCE**

GENERAL FUND	\$6,203,753
FEDERAL MATCHING GRANTS-IN-AID	\$0
SPECIAL FUNDS	<u>\$311,357</u>
<b>TOTAL</b>	<b>\$6,515,110</b>

1           **(b) COMMISSION ON DECOLONIZATION**

2                   **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

3	APPROP. CLASS	OBJ. CLASS	GEN FUND	SPCL FUND	TOTAL
4	REG SALARIES	111	\$65,000	\$0	\$65,000
5	OT/SP	112	\$0	\$0	\$0
6	BENEFITS	113	\$19,898	\$0	\$19,898
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$4,840	\$0	\$4,840
9	OFF. RENTAL	233	\$0	\$0	\$0
10	SUP. & MAT.	240	\$4,170	\$0	\$4,170
11	EQUIPMENT	250	\$7,530	\$0	\$7,530
12	WORK. COMP.	270	\$0	\$0	\$0
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$0	\$0	\$0
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$3,000	\$0	\$3,000
19	CAP. OUTLAY	450	\$0	\$0	\$0
20	<b>GRAND TOTAL</b>		<b>\$104,438</b>	<b>\$0</b>	<b>\$104,438</b>

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**SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING**

**SOURCE**

GENERAL FUND	\$104,438
FEDERAL MATCHING GRANTS-IN-AID	\$0
SPECIAL FUNDS	<u>\$0</u>
<b>TOTAL</b>	<b>\$104,438</b>

1 (c) ANCESTRAL LANDS COMMISSION

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

3	APPROP. CLASS	OBJ. CLASS	GEN FUND	SPCL FUND	TOTAL
4	REG SALARIES	111	\$125,094	\$0	\$125,094
5	OT/SP	112	\$0	\$0	\$0
6	BENEFITS	113	\$38,096	\$0	\$38,096
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$3,040	\$0	\$3,040
9	OFF. RENTAL	233	\$0	\$0	\$0
10	SUP. & MAT.	240	\$8,066	\$0	\$8,066
11	EQUIPMENT	250	\$775	\$0	\$775
12	WORK. COMP.	270	\$0	\$0	\$0
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$0	\$0	\$0
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$3,400	\$0	\$3,400
19	CAP. OUTLAY	450	\$0	\$0	\$0
20	<b>GRAND TOTAL</b>		<b>\$178,471</b>	<b>\$0</b>	<b>\$178,471</b>



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**SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING**

**SOURCE**

GENERAL FUND	\$178,471
FEDERAL MATCHING GRANTS-IN-AID	\$0
SPECIAL FUNDS	<u>\$0</u>
<b>TOTAL</b>	<b>\$178,471</b>

1           **(d) VETERANS AFFAIRS OFFICE**

2                   **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

3	APPROP. CLASS	OBJ. CLASS	GEN FUND	SPCL FUND	TOTAL
4	REG SALARIES	111	\$205,407	\$0	\$205,407
5	OT/SP	112	\$0	\$0	\$0
6	BENEFITS	113	\$62,869	\$0	\$62,869
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$10,000	\$0	\$10,000
9	OFF. RENTAL	233	\$0	\$0	\$0
10	SUP. & MAT.	240	\$7,707	\$0	\$7,707
11	EQUIPMENT	250	\$0	\$0	\$0
12	WORK. COMP.	270	\$0	\$0	\$0
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$0	\$0	\$0
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$8,000	\$0	\$8,000
19	CAP. OUTLAY	450	\$0	\$0	\$0
20	<b>GRAND TOTAL</b>		<b>\$293,983</b>	<b>\$0</b>	<b>\$293,983</b>

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**SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING**

**SOURCE**

GENERAL FUND	\$293,983
FEDERAL MATCHING GRANTS-IN-AID	\$0
SPECIAL FUNDS	<u>\$0</u>
<b>TOTAL</b>	<b>\$293,983</b>

(e) **BUREAU OF BUDGET AND MANAGEMENT RESEARCH**  
**SUMMARY OF BASE OPERATIONAL APPROPRIATION**

APPROP. CLASS	OBJ. CLASS	GEN FUND	SPCL FUND	TOTAL
REG SALARIES	111	\$782,622	\$228,256	\$1,010,878
OT/SP	112	\$0	\$0	\$0
BENEFITS	113	\$231,330	\$71,510	\$302,840
TRAVEL/MILE	220	\$0	\$0	\$0
CONT. SERV.	230	\$0	\$14,813	\$14,813
OFF. RENTAL	233	\$0	\$0	\$0
SUP. & MAT.	240	\$5,640	\$0	\$5,640
EQUIPMENT	250	\$0	\$0	\$0
WORK. COMP.	270	\$0	\$0	\$0
DRUG TEST	271	\$0	\$150	\$150
SUBGRANT	280	\$0	\$0	\$0
MISC	290	\$0	\$0	\$0
POWER	361	\$0	\$0	\$0
WATER/SEWER	362	\$0	\$0	\$0
PHONE/TOLL	363	\$0	\$14,333	\$14,333
CAP. OUTLAY	450	\$0	\$0	\$0
<b>GRAND TOTAL</b>		<b>\$1,019,592</b>	<b>\$329,062</b>	<b>\$1,348,654</b>
Indirect	Cost	Fund		<b>\$329,062</b>

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**SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING**

**SOURCE**

GENERAL FUND	\$1,019,592
FEDERAL MATCHING GRANTS-IN-AID	\$0
SPECIAL FUNDS	<u>\$329,062</u>
<b>TOTAL</b>	<b>\$1,348,654</b>

1           **(f)    CIVIL SERVICE COMMISSION**

2                   **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

3	APPROP. CLASS	OBJ. CLASS	GEN FUND	SPCL FUND	TOTAL
4	REG SALARIES	111	\$502,895	\$0	\$502,895
5	OT/SP	112	\$0	\$0	\$0
6	BENEFITS	113	\$149,654	\$0	\$149,654
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$20,984	\$0	\$20,984
9	OFF. RENTAL	233	\$85,470	\$0	\$85,470
10	SUP. & MAT.	240	\$1,000	\$0	\$1,000
11	EQUIPMENT	250	\$0	\$0	\$0
12	WORK. COMP.	270	\$0	\$0	\$0
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$31,540	\$0	\$31,540
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$10,780	\$0	\$10,780
19	CAP. OUTLAY	450	\$0	\$0	\$0
20	<b>GRAND TOTAL</b>		<b>\$802,323</b>	<b>\$0</b>	<b>\$802,323</b>

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2	<b>SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING</b>	
3	<b>SOURCE</b>	
4	GENERAL FUND	\$802,323
5	FEDERAL MATCHING GRANTS-IN-AID	\$0
6	SPECIAL FUNDS	<u>\$0</u>
7	<b>TOTAL</b>	<b>\$802,323</b>

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2 **(g) DEPARTMENT OF ADMINISTRATION**

3 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

4	APPROP. CLASS	OBJ. CLASS	GEN FUND	SPCL FUND	TOTAL
5	REG SALARIES	111	\$4,907,716	\$622,717	\$5,530,433
6	OT/SP	112	\$0	\$0	\$0
7	BENEFITS	113	\$1,471,438	\$208,290	\$1,679,728
8	TRAVEL/MILE	220	\$0	\$0	\$0
9	CONT. SERV.	230	\$594,691	\$36,586	\$631,277
10	OFF. RENTAL	233	\$0	\$0	\$0
11	SUP. & MAT.	240	\$30,000	\$0	\$30,000
12	EQUIPMENT	250	\$0	\$0	\$0
13	WORK. COMP.	270	\$0	\$0	\$0
14	DRUG TEST	271	\$375	\$0	\$375
15	SUBGRANT	280	\$0	\$0	\$0
16	MISC	290	\$0	\$0	\$0
17	POWER	361	\$0	\$0	\$0
18	WATER/SEWER	362	\$0	\$0	\$0
19	PHONE/TOLL	363	\$375,000	\$0	\$375,000
20	CAP. OUTLAY	450	\$0	\$0	\$0
21	<b>GRAND TOTAL</b>		<b>\$7,379,220</b>	<b>\$867,593</b>	<b>\$8,246,813</b>
22	Indirect	Cost	Fund		<b>\$867,593</b>



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**SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

GENERAL FUND	\$7,379,220
FEDERAL MATCHING GRANTS-IN-AID	\$0
SPECIAL FUNDS	<u>\$867,593</u>
<b>TOTAL</b>	<b>\$8,246,813</b>

**(1) Support of Child in Custody (Title 19 GCA §5116).** The sum of Six Hundred Forty Nine Thousand Nine Hundred Sixty Two Dollars (**\$649,962**) is appropriated from the General Fund for Fiscal Year 2012 to the Department of Administration (DOA) for the *sole* purpose of paying orders of the court pursuant to §5116, Title 19, Guam Code Annotated.

**(2) Residential Treatment Fund.** The sum of One Million Two Hundred Thousand Dollars (**\$1,200,000**) is appropriated from the General Fund to the DOA in Fiscal Year 2012 to pay the expenses of persons under the jurisdiction of the Superior Court of Guam who require residential care because of physical, mental or emotional disabilities, or severe emotional disturbances. All such persons and their escorts referred off Guam for treatment and care *shall* submit to the Director of DOA appropriate documentation to justify and receive reimbursement of their travel expenses. The Director of Administration *shall* submit reports, in a Microsoft Excel file and written report to *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan* describing all expenditures made pursuant to this appropriation *no later than* thirty (30) days after the end of each quarter of Fiscal Year 2012 and post the same on the DOA website.

1           **(3) Government Claims Fund.** The sum of One Hundred  
2 Thousand Dollars (**\$100,000**) is appropriated from the General Fund to the  
3 DOA for the Government Claims Fund for payment of approved  
4 government claims in Fiscal Year 2012. The Director of DOA *shall, no*  
5 *later than* thirty (30) days after the close of each quarter of Fiscal Year 2012,  
6 submit a report, in a Microsoft Excel file and written report to the Speaker of  
7 *I Liheslaturan Guåhan* describing expenditures made pursuant to this  
8 appropriation, and post the same on the Department’s website.

9           **(4) Government of Guam’s General Purpose Financial**  
10 **Statement and Single Audit Report.** The sum of Three Hundred Seventy  
11 Seven Thousand Dollars (**\$377,000**) is appropriated from the General Fund  
12 to the DOA for the Fiscal Year 2011 Audit of the Government of Guam’s  
13 General Purpose Financial Statement and the Single Audit Report. The  
14 Public Auditor *shall* administer said funds and *shall* oversee the annual  
15 audit.

16           **(5) Single Audit Report on the Tourist Attraction Fund.** The  
17 sum of Eighteen Thousand Dollars (**\$18,000**) is appropriated from the  
18 Tourist Attraction Fund to the DOA for the Fiscal Year 2011 Audit of the  
19 Government of Guam’s Tourist Attraction Fund Financial Statement and  
20 Single Audit Report. The Public Auditor *shall* administer said funds and  
21 *shall* oversee the annual audit.

22           **(6) Single Audit Report on Guam Highway Fund.** The sum of  
23 Eighteen Thousand Dollars (**\$18,000**) is appropriated from the Guam  
24 Highway Fund to the DOA for the Fiscal Year 2011 Audit of the  
25 Government of Guam’s Highway Fund Financial Statement and Single

1           Audit Report. The Public Auditor *shall* administer said funds and *shall*  
2           oversee the annual audit.

3           **(7) Interest-Only Payments to the Government of Guam**  
4           **Retirement Fund Pursuant to Public Law 28-38.** The sum of One Million  
5           Two Hundred Ninety-One Thousand Thirteen Dollars **(\$1,291,013)** is  
6           appropriated from the General Fund to DOA for “interest only” payments  
7           for the GDOE and GMHA deficiency to the GGRF pursuant to this Section.  
8           Any balance remaining from this appropriation shall revert to the General  
9           Fund.

10           **(8) Guam Department of Education Promissory Note**  
11           **Appropriation.** For Fiscal Year 2012, the sum of One Million Five  
12           Hundred Twenty Five Thousand Dollars **(\$1,525,000)** is appropriated from  
13           the General Fund and the sum of Eight Hundred Seventy Five Thousand  
14           Dollars **(\$875,000)** is appropriated from the Autonomous Agency  
15           Collections Fund to the DOA to pay the Guam Power Authority for the  
16           Guam Department of Education Promissory Note (the agreement between  
17           the GDOE and the Guam Power Authority signed on July 20, 2004, and  
18           referred to as the “installation payment agreement for past due electrical  
19           service”).

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2 **(h) GUAM ELECTION COMMISSION**

3 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

4	APPROP. CLASS	OBJ. CLASS	GEN FUND	SPCL FUND	TOTAL
5	REG SALARIES	111	\$319,877	\$0	\$319,877
6	OT/SP	112	\$24,752	\$0	\$24,752
7	BENEFITS	113	\$111,151	\$0	\$111,151
8	TRAVEL/MILE	220	\$0	\$0	\$0
9	CONT. SERV.	230	\$200,000	\$0	\$200,000
10	OFF. RENTAL	233	\$117,960	\$0	\$117,960
11	SUP. & MAT.	240	\$6,000	\$0	\$6,000
12	EQUIPMENT	250	\$0	\$0	\$0
13	WORK. COMP.	270	\$0	\$0	\$0
14	DRUG-TEST	271	\$0	\$0	\$0
15	SUBGRANT	280	\$0	\$0	\$0
16	MISC	290	\$100,000	\$0	\$100,000
17	POWER	361	\$0	\$0	\$0
18	WATER/SEWER	362	\$0	\$0	\$0
19	PHONE/TOLL	363	\$12,850	\$0	\$12,850
20	CAP. OUTLAY	450	\$0	\$0	\$0
21	<b>GRAND TOTAL</b>		<b>\$892,590</b>	<b>\$0</b>	<b>\$892,590</b>

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**SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING**

**SOURCE**

GENERAL FUND	\$892,590
FEDERAL MATCHING GRANTS -IN-AID	\$0
SPECIAL FUNDS	<u>\$0</u>
<b>TOTAL</b>	<b>\$892,590</b>

1 **(i) DEPARTMENT OF REVENUE AND TAXATION**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

3	APPROP. CLASS	OBJ. CLASS	GEN FUND	SPCL FUND	TOTAL
4	REG SALARIES	111	\$5,900,873	\$273,807	\$6,174,680
5	OT/SP	112	\$0	\$0	\$0
6	BENEFITS	113	\$1,800,443	\$85,946	\$1,886,388
7	TRAVEL/MIL	220	\$0	\$9,500	\$9,500
8	CONT. SERV.	230	\$0	\$1,367,097	\$1,367,097
9	OFF. RENTAL	233	\$1,059,635	\$15,785	\$1,075,420
10	SUP. & MAT.	240	\$8,201	\$61,075	\$69,276
11	EQUIPMENT	250	\$0	\$0	\$0
12	WORK. COMP.	270	\$0	\$0	\$0
13	DRUG-TEST	271	\$1,500	\$0	\$1,500
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$0	\$0	\$0
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$0	\$101,400	\$101,400
19	CAP. OUTLAY	450	\$0	\$0	\$0
20	<b>GRAND TOTAL</b>		<b>\$8,770,652</b>	<b>\$1,914,609</b>	<b>\$10,685,262</b>

21 Better Public Service Fund \$1,422,747 (220 - \$9,500; 230 - \$1,367,097; 240  
22 - \$46,150)

23 Tax Collection Enhancement Fund \$491,863 (111 - \$273,807; 113 -  
24 \$85,946; 233 - \$15,785; 240 - \$14,925; 363 - \$101,400)

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING**

2 **SOURCE**

3	GENERAL FUND	\$8,770,652
4	FEDERAL MATCHING GRANTS-IN-AID	\$0
5	SPECIAL FUNDS	<u>\$1,914,609</u>
6	<b>TOTAL</b>	<b>\$10,685,262</b>

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1           **(j)    BUREAU OF STATISTICS AND PLANS**

2                   **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

3	APPROP. CLASS	OBJ. CLASS	GEN FUND	SPCL FUND	TOTAL
4	REG SALARIES	111	\$868,320	\$0	\$868,320
5	OT/SP	112	\$0	\$0	\$0
6	BENEFITS	113	\$257,702	\$0	\$257,702
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$0	\$0	\$0
9	OFF. RENTAL	233	\$21,000	\$0	\$21,000
10	SUP. & MAT.	240	\$6,391	\$0	\$6,391
11	EQUIPMENT	250	\$0	\$0	\$0
12	WORK. COMP.	270	\$0	\$0	\$0
13	DRUG-TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC.	290	\$0	\$0	\$0
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$9,000	\$0	\$9,000
19	CAP. OUTLAY	450	\$0	\$0	\$0
20	<b>GRAND TOTAL</b>		<b>\$1,162,413</b>	<b>\$0</b>	<b>\$1,162,413</b>



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**SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING**

**SOURCE**

GENERAL FUND	\$1,162,413
FEDERAL MATCHING GRANTS-IN-AID	\$0
SPECIAL FUNDS	<u>\$0</u>
<b>TOTAL</b>	<b>\$1,162,413</b>

1           **(k) DEPARTMENT OF PUBLIC WORKS**

2                   SUMMARY OF BASE OPERATIONAL APPROPRIATION

3	APPROP. CLASS	OBJ. CLASS	GEN FUND	SPCL FUND	TOTAL
4	REG SALARIES	111	\$6,490,836	\$3,715,036	\$10,205,872
5	OT/SP	112	\$0	\$40,653	\$40,653
6	BENEFITS	113	\$1,965,468	\$1,153,435	\$3,118,904
7	TRAVEL/MILE	220	\$0	\$21,777	\$21,777
8	CONT. SERV.	230	\$0	\$803,336	\$803,336
9	OFF. RENTAL	233	\$0	\$0	\$0
10	SUP. & MAT.	240	\$0	\$2,957,081	\$2,957,081
11	EQUIPMENT	250	\$0	\$95,632	\$95,632
12	WORK. COMP.	270	\$0	\$1,250	\$1,250
13	DRUG TEST	271	\$0	\$7,688	\$7,688
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$0	\$0	\$0
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$0	\$119,291	\$119,291
19	CAP. OUTLAY	450	\$0	\$67,000	\$67,000
20	<b>GRAND TOTAL</b>		<b>\$8,456,304</b>	<b>\$8,982,179</b>	<b>\$17,438,483</b>

21 DPW Building & Design Fund \$497,806 (111 - \$109,647; 113 - \$33,113;  
22 230 - \$83,051; 240 - \$97,634; 250 - \$50,232; 270 - \$500; 271 - \$1,875; 363  
23 - \$72,754; 450 - \$49,000)

1 Territorial Highway Fund \$8,484,373 (111 - \$3,605,389; 112 - \$40,653; 113  
2 - \$1,120,322; 220 - \$21,777; 230 - \$720,285; 240 - \$2,859,447; 250 -  
3 \$45,400; 270 - \$750; 271 - \$5,813; 363 - \$46,537; 450 - \$18,000)

4 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING**  
5 **SOURCE**

6	GENERAL FUND	\$8,456,304
7	FEDERAL MATCHING GRANTS-IN-AID	\$0
8	SPECIAL FUNDS	<u>\$8,982,179</u>
9	<b>TOTAL</b>	<b>\$17,438,483</b>

10 (1) **Guam Solid Waste Authority Appropriation.** The sum of  
11 Six Million Two Hundred Forty Six Thousand Six Hundred Twenty Six  
12 Dollars (**\$6,246,626**) is appropriated from the Solid Waste Operations Fund  
13 to the Guam Solid Waste Authority pursuant to Public Law 31-20 for its  
14 Fiscal Year 2012 operations.

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1           **(I)    CONTRACTORS LICENSE BOARD**

2                   **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

3	APPROP. CLASS	OBJ. CLASS	GEN FUND	SPCL FUND	TOTAL
4	REG SALARIES	111	\$0	\$383,393	\$383,393
5	OT/SP	112	\$0	\$0	\$0
6	BENEFITS	113	\$0	\$120,254	\$120,254
7	TRAVEL/MILE	220	\$0	\$16,000	\$16,000
8	CONT. SERV.	230	\$0	\$169,054	\$169,054
9	OFF. RENTAL	233	\$0	\$0	\$0
10	SUP. & MAT.	240	\$0	\$74,106	\$74,106
11	EQUIPMENT	250	\$0	\$35,620	\$35,620
12	WORK. COMP.	270	\$0	\$0	\$0
13	DRUG TEST	271	\$0	\$288	\$288
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$0	\$9,600	\$9,600
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$0	\$12,000	\$12,000
19	CAP. OUTLAY	450	\$0	\$0	\$0
20	<b>GRAND TOTAL</b>		<b>\$0</b>	<b>\$820,315</b>	<b>\$820,315</b>
21	Contractors	License	Board	Fund	\$820,315

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2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING**

3 **SOURCE**

4	GENERAL FUND	\$0
5	FEDERAL MATCHING GRANTS-IN-AID	\$0
6	SPECIAL FUNDS	<u>\$820,315</u>
7	<b>TOTAL</b>	<b>\$820,315</b>

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**(m) PEALS BOARD**

**SUMMARY OF BASE OPERATIONAL APPROPRIATION**

APPROP. CLASS	OBJ. CLASS	GEN FUND	SPCL FUND	TOTAL
REG SALARIES	111	\$0	\$25,810	\$25,810
OT/SP	112	\$0	\$0	\$0
BENEFITS	113	\$0	\$8,195	\$8,195
TRAVEL/MILE	220	\$0	\$3,800	\$3,800
CONT. SERV.	230	\$0	\$56,312	\$56,312
OFF. RENTAL	233	\$0	\$18,000	\$18,000
SUP. & MAT.	240	\$0	\$2,900	\$2,900
EQUIPMENT	250	\$0	\$4,600	\$4,600
WORK. COMP.	270	\$0	\$0	\$0
DRUG TEST	271	\$0	\$40	\$40
SUBGRANT	280	\$0	\$0	\$0
MISC	290	\$0	\$1,750	\$1,750
POWER	361	\$0	\$0	\$0
WATER/SEWER	362	\$0	\$0	\$0
PHONE/TOLL	363	\$0	\$2,900	\$2,900
CAP. OUTLAY	450	\$0	\$0	\$0
<b>GRAND TOTAL</b>		<b>\$0</b>	<b>\$124,307</b>	<b>\$124,307</b>
PEALS		Fund		\$124,307

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**SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING**

**SOURCE**

GENERAL FUND	\$0
FEDERAL MATCHING GRANTS-IN-AID	\$0
SPECIAL FUNDS	<u>\$124,307</u>
<b>TOTAL</b>	<b>\$124,307</b>

1           **(n)    GUAM POLICE DEPARTMENT**

2                   **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

3	APPROP. CLASS	OBJ. CLASS	GEN FUND	SPCL FUND	TOTAL
4	REG SALARIES	111	\$15,582,380	\$0	\$15,582,380
5	OT/SP	112	\$771,652	\$0	\$771,652
6	BENEFITS	113	\$5,444,446	\$0	\$5,444,446
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$0	\$464,719	\$464,719
9	OFF. RENTAL	233	\$232,200	\$0	\$232,200
10	SUP. & MAT.	240	\$215,000	\$35,000	\$250,000
11	EQUIPMENT	250	\$0	\$0	\$0
12	WORK. COMP.	270	\$20,000	\$0	\$20,000
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$44,559	\$82,141	\$126,700
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$52,929	\$0	\$52,929
19	CAP. OUTLAY	450	\$0	\$0	\$0
20	<b>GRAND TOTAL</b>		<b>\$22,363,165</b>	<b>\$581,860</b>	<b>\$22,945,025</b>
21	Police	Services	Fund		\$581,860



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**SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

GENERAL FUND	\$22,363,165
FEDERAL MATCHING GRANTS-IN-AID	\$726,136
SPECIAL FUNDS	<u>\$581,860</u>
<b>TOTAL</b>	<b>\$23,671,161</b>

**(1) Special Pay.** The amount below in this Subsection is appropriated from the General Fund to Object Class 111 and *shall* be used to fund all Special Pay, to include Holiday Pay, Night Differential Pay, Hazardous Pay ten percent (10%), Hazardous Pay four percent (4%), and Additional Pay six (6) hours, in Fiscal Year 2012 for eligible classified employees funded within this Subsection.

<b>SPECIAL PAY</b>	<b>111 Total</b>	<b>\$2,423,651</b>
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1 (o) DEPARTMENT OF CORRECTIONS

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

3	APPROP. CLASS	OBJ. CLASS	GEN FUND	SPCL FUND	TOTAL
4	REG SALARIES	111	\$8,877,024	\$0	\$8,877,024
5	OT/SP	112	\$856,527	\$0	\$856,527
6	BENEFITS	113	\$3,237,883	\$0	\$3,237,883
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$543,865	\$915,203	\$1,459,068
9	OFF. RENTAL	233	\$114,000	\$0	\$114,000
10	SUP. & MAT.	240	\$102,515	\$96,000	\$198,515
11	EQUIPMENT	250	\$12,925	\$0	\$12,925
12	WORK. COMP.	270	\$0	\$0	\$0
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$79,800	\$0	\$79,800
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$70,000	\$0	\$70,000
19	CAP. OUTLAY	450	\$80,000	\$0	\$80,000
20	<b>GRAND TOTAL</b>		<b>\$13,974,539</b>	<b>\$1,011,203</b>	<b>\$14,985,742</b>
21	DOC Revolving Fund \$915,203 (230)				
22	Safe	Streets	Fund	\$96,000	(240)

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**SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

GENERAL FUND	\$13,974,539
FEDERAL MATCHING GRANTS-IN-AID	\$0
SPECIAL FUNDS	<u>\$1,011,203</u>
<b>TOTAL</b>	<b>\$14,985,742</b>

**(1) Special Pay.** The amount below in this Subsection is appropriated from the General Fund to Object Class 111, and *shall* be used to fund all Special Pay, to include Night Differential Pay, ten percent (10%) Hazardous Pay in Fiscal Year 2012 for eligible classified employees funded within this Subsection.

<b>SPECIAL PAY</b>	<b>111 Total</b>	<b>\$854,496</b>
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**(2) Prior Years Cost of Care and Custody for Prisoners Confined in Federal Facilities.** The sum of Six Hundred Seventy Six Thousand Four Hundred Fifty Seven Dollars (**\$676,457**) is appropriated from the General Fund and Two Million Dollars (**\$2,000,000**) is appropriated from the Territorial Educational Facilities Fund to the Department of Corrections for Fiscal Year 2012 for the payment of prior and current year obligations for prisoners confined in federal facilities of the Federal Bureau of Prisons.

1           **(p) DEPARTMENT OF AGRICULTURE**

2                   SUMMARY OF BASE OPERATIONAL APPROPRIATION

3	APPROP. CLASS	OBJ. CLASS	GEN FUND	SPCL FUND	TOTAL	
4	REG SALARIES	111	\$1,789,789	\$0	\$1,789,789	
5	OT/SP	112	\$14,561	\$0	\$14,561	
6	BENEFITS	113	\$583,689	\$0	\$583,689	
7	TRAVEL/MILE	220	\$5,400	\$0	\$5,400	
8	CONT. SERV.	230	\$14,577	\$15,100	\$29,677	
9	OFF. RENTAL	233	\$0	\$0	\$0	
10	SUP. & MAT.	240	\$15,606	\$18,817	\$34,423	
11	EQUIPMENT	250	\$0	\$5,000	\$5,000	
12	WORK. COMP.	270	\$0	\$0	\$0	
13	DRUG TEST	271	\$0	\$0	\$0	
14	SUBGRANT	280	\$0	\$0	\$0	
15	MISC	290	\$0	\$3,400	\$3,400	
16	POWER	361	\$0	\$0	\$0	
17	WATER/SEWER	362	\$0	\$0	\$0	
18	PHONE/TOLL	363	\$18,000	\$6,000	\$24,000	
19	CAP. OUTLAY	450	\$0	\$0	\$0	
20	<b>GRAND TOTAL</b>		<b>\$2,441,622</b>	<b>\$48,317</b>	<b>\$2,489,939</b>	
21	Guam	Plant	Inspection	& Permit	Fund	\$48,317

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**SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

GENERAL FUND	\$2,441,622
FEDERAL MATCHING GRANTS-IN-AID	\$279,000
SPECIAL FUNDS	<u>\$48,317</u>
<b>TOTAL</b>	<b>\$2,768,939</b>

**(1) Ranking Structure for Conservation Law Enforcement Officers Appropriation.** The sum of Sixty Thousand Dollars (**\$60,000**) is appropriated from the General Fund to the Department of Agriculture for Fiscal Year 2012 *only* for personnel costs as a result of the implementation of the Ranking Structure for Conservation Law Enforcement Officers.

**(2) Animal Shelter.** The sum of Ninety Eight Thousand Eighty Three Dollars (**\$98,083**) is appropriated from the General Fund to the Department of Agriculture for Fiscal Year 2012 for the operations of the Guam Animals in Need (GAIN) animal shelter in *Yigo*, Guam.

1           **(q) GUAM PUBLIC LIBRARY SYSTEM**

2                   **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

3	APPROP. CLASS	OBJ. CLASS	GEN FUND	SPCL FUND	TOTAL
4	REG SALARIES	111	\$735,482	\$0	\$735,482
5	OT/SP	112	\$0	\$0	\$0
6	BENEFITS	113	\$229,996	\$0	\$229,996
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$104,678	\$0	\$104,678
9	OFF. RENTAL	233	\$0	\$0	\$0
10	SUP. & MAT.	240	\$30,000	\$0	\$30,000
11	EQUIPMENT	250	\$0	\$0	\$0
12	WORK. COMP.	270	\$0	\$0	\$0
13	DRUG TEST	271	\$200	\$0	\$200
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$0	\$0	\$0
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$36,000	\$0	\$36,000
19	CAP. OUTLAY	450	\$0	\$0	\$0
20	<b>GRAND TOTAL</b>		<b>\$1,136,356</b>	<b>\$0</b>	<b>\$1,136,356</b>

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**SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING**

**SOURCE**

GENERAL FUND	\$1,136,356
FEDERAL MATCHING GRANTS-IN-AID	\$0
SPECIAL FUNDS	<u>\$0</u>
<b>TOTAL</b>	<b>\$1,136,356</b>

1 (r) DEPARTMENT OF YOUTH AFFAIRS

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

3	APPROP. CLASS	OBJ. CLASS	GEN FUND	SPCL FUND	TOTAL
4	REG SALARIES	111	\$2,225,656	\$180,884	\$2,406,540
5	OT/SP	112	\$39,202	\$0	\$39,202
6	BENEFITS	113	\$809,441	\$59,683	\$869,123
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$40,104	\$26,122	\$66,226
9	OFF. RENTAL	233	\$0	\$0	\$0
10	SUP. & MAT.	240	\$99,516	\$25,939	\$125,455
11	EQUIPMENT	250	\$0	\$9,410	\$9,410
12	WORK. COMP.	270	\$0	\$0	\$0
13	DRUG TEST	271	\$225	\$0	\$225
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$0	\$0	\$0
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$43,500	\$0	\$43,500
19	CAP. OUTLAY	450	\$0	\$0	\$0
20	<b>GRAND TOTAL</b>		<b>\$3,257,644</b>	<b>\$302,037</b>	<b>\$3,559,681</b>
21	Healthy	Futures	Fund		\$302,037



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**SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

GENERAL FUND	\$3,257,644
FEDERAL MATCHING GRANTS-IN-AID	\$0
SPECIAL FUNDS	<u>\$302,037</u>
<b>TOTAL</b>	<b>\$3,559,681</b>

**(1) Special Pay.** The amount below in this Subsection is appropriated from the General Fund Object Class 111, and *shall* be used to fund all Special Pay, to include Holiday Pay, Night Differential Pay and ten percent (10%) Hazardous Pay, in Fiscal Year 2012 for eligible classified employees funded within this Subsection.

<b>SPECIAL PAY</b>	<b>111 Total</b>	<b>\$407,226</b>
General Fund - \$391,182; Healthy Futures Fund \$16,043		

**(2) Youth Program Appropriation.** The sum of Three Hundred Forty Six Thousand Three Hundred Twenty Five Dollars (**\$346,325**) is appropriated from the General Fund for Fiscal Year 2012 to the Department of Youth Affairs (DYA) to fund programs contracted out to non-governmental organizations for youths who are runaways, homeless, or victims of abuse.

1           **(s)    GUAM ENVIRONMENTAL PROTECTION AGENCY**  
2                           **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

3	APPROP. CLASS	OBJ. CLASS	GEN FUND	SPCL FUND	TOTAL
4	REG SALARIES	111	\$0	\$262,999	\$262,999
5	OT/SP	112	\$0	\$0	\$0
6	BENEFITS	113	\$0	\$80,738	\$80,738
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$0	\$117,724	\$117,724
9	OFF. RENTAL	233	\$0	\$0	\$0
10	SUP. & MAT.	240	\$0	\$25,606	\$25,606
11	EQUIPMENT	250	\$0	\$0	\$0
12	WORK. COMP.	270	\$0	\$0	\$0
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$0	\$76,182	\$76,182
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$0	\$39,542	\$39,542
19	CAP. OUTLAY	450	\$0	\$0	\$0
20	<b>GRAND TOTAL</b>		<b>\$0</b>	<b>\$602,791</b>	<b>\$602,791</b>

21    Guam Environmental Fund \$311,645 (111 - \$111,096; 113 - \$33,976; 230 -  
22    \$56,824; 240 - \$14,564; 290 - \$75,182; 363 - \$20,003)

23    Air Pollution Control Fund \$164,901 (111 - \$88,546; 113 - \$27,375; 230 -  
24    \$34,000; 240 - \$3,974; 290 - \$1,000; 363 - \$10,006)

1 Water Protection Fund \$61,520 (111 - \$29,421; 113 - \$9,270; 230 - \$13,710;  
2 240 - \$3,616; 363 - \$5,503)

3 Water Research and Development Fund \$64,726 (111 - \$33,936; 113 -  
4 \$10,118; 230 - \$13,190; 240 - \$3,452; 363 - \$4,030)

5 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING**  
6 **SOURCE**

7	GENERAL FUND	\$0
8	FEDERAL MATCHING GRANTS-IN-AID	\$0
9	SPECIAL FUNDS	<u>\$602,791</u>
10	<b>TOTAL</b>	<b>\$602,791</b>

11 **(1) Closure Monitoring and Opening of Island’s Landfills.** The  
12 sum of Two Hundred Thousand Dollars (**\$200,000**) is hereby appropriated  
13 from the Solid Waste Operations Fund to the Guam Environmental  
14 Protection Agency. The appropriation recognizes the duties and  
15 responsibilities of the Agency related to the closure, monitoring, and  
16 opening of the island’s landfills.

17 **(2) Beach Monitoring.** The sum of One Hundred Thousand  
18 Dollars (**\$100,000**) is hereby appropriated from the Tourist Attraction Fund  
19 to the Guam Environmental Protection Agency for the *sole* purpose of beach  
20 monitoring. The Tourist Attraction Fund *shall* provide resources to the  
21 Guam Environmental Protection Agency for tasks performed by the Agency  
22 related to the monitoring of the island’s beaches and any other tourist  
23 infrastructure. As tourism represents a major contributor to the island’s  
24 economy, the following appropriation ensures that the island’s beaches are  
25 safe for recreational and commercial use.

1                    This appropriation *shall* continue to be available until expended. This  
2 appropriation is *not* subject to transfer or use for any other purpose.

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1 (t) DEPARTMENT OF LABOR/AHRD

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

3	APPROP. CLASS	OBJ. CLASS	GEN FUND	SPCL FUND	TOTAL
4	REG SALARIES	111	\$692,532	\$276,648	\$969,180
5	OT/SP	112	\$0	\$0	\$0
6	BENEFITS	113	\$209,996	\$84,342	\$294,338
7	TRAVEL/MILE	220	\$0	\$5,388	\$5,388
8	CONT. SERV.	230	\$40,946	\$4,140	\$45,086
9	OFF. RENTAL	233	\$115,902	\$73,888	\$189,790
10	SUP. & MAT.	240	\$15,144	\$4,200	\$19,344
11	EQUIPMENT	250	\$0	\$0	\$0
12	WORK. COMP.	270	\$0	\$0	\$0
13	DRUG TEST	271	\$150	\$397	\$547
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$42,100	\$0	\$42,100
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$27,146	\$6,000	\$33,146
19	CAP. OUTLAY	450	\$0	\$0	\$0
20	<b>GRAND TOTAL</b>		<b>\$1,143,916</b>	<b>\$455,004</b>	<b>\$1,598,919</b>
21	Manpower	Development		Fund	\$455,004

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**SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

GENERAL FUND	\$1,143,916
FEDERAL MATCHING GRANTS-IN-AID	\$42,100
SPECIAL FUNDS	<u>\$455,004</u>
<b>TOTAL</b>	<b>\$1,641,020</b>

**(1) Appropriation to the Worker's Compensation Fund.** The sum of Seven Hundred Ninety Eight Thousand Five Hundred Ninety Three Dollars (**\$798,593**) is appropriated from the General Fund to the Department of Labor for the Worker's Compensation Fund for Fiscal Year 2012 for Worker's Compensation payments pursuant to §9144, Title 22, Guam Code Annotated to include obligations incurred in past years and in the future. Said appropriation may be used to pay for medical, surgical, and other treatment; nurses; hospital services; medical travel and per diem costs; medicine; crutches; and equipment required by a claimant for such period as the injury and recovery therefrom may require. Said appropriation *shall not* be expended for disability compensation payments for FTE's funded by this Act. The Director of Labor may use *no more than* Forty Thousand Dollars (**\$40,000**) from said appropriation to pay for legal services for Worker's Compensation hearings.

1           **(u) DEPARTMENT OF PARKS AND RECREATION**

2                   **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

3	APPROP. CLASS	OBJ. CLASS	GEN FUND	SPCL FUND	TOTAL
4	REG SALARIES	111	\$2,061,558	\$0	\$2,061,558
5	OT/SP	112	\$0	\$0	\$0
6	BENEFITS	113	\$624,011	\$0	\$624,011
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$0	\$81,652	\$81,652
9	OFF. RENTAL	233	\$0	\$0	\$0
10	SUP. & MAT.	240	\$0	\$81,652	\$81,652
11	EQUIPMENT	250	\$0	\$30,000	\$30,000
12	WORK. COMP.	270	\$0	\$0	\$0
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$0	\$0	\$0
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$30,000	\$0	\$30,000
19	CAP. OUTLAY	450	\$0	\$0	\$0
20	<b>GRAND TOTAL</b>		<b>\$2,715,569</b>	<b>\$193,304</b>	<b>\$2,908,873</b>
21	Public	Recreation	Services	Fund	\$193,304

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**SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

GENERAL FUND	\$2,715,569
FEDERAL MATCHING GRANTS-IN-AID	\$0
SPECIAL FUNDS	<u>\$193,304</u>
<b>TOTAL</b>	<b>\$2,908,873</b>

**(1) Maintenance and Repair of Public Restrooms.** The sum of Five Hundred Twenty Thousand One Hundred Sixty Six Dollars (**\$520,166**) is appropriated from the Tourist Attraction Fund to the Department of Parks and Recreation for the maintenance and repair of restroom facilities in public parks island-wide for Fiscal Year 2012. *No later than* thirty (30) days after the end of every fiscal quarter, the Director of the Department of Parks and Recreation *shall* submit a quarterly report, in a Microsoft Excel file and written report of the expenditures from this appropriation to the Public Auditor and the Speaker of *I Liheslaturan Guåhan*, and post the same on the Department’s website.

**(2) Maintenance of Pool Facilities.** The sum of Three Hundred Forty Nine Thousand Two Hundred Eleven Dollars (**\$349,211**) is appropriated from the Tourist Attraction Fund to the Department of Parks and Recreation for the maintenance of pool facilities for Fiscal Year 2012. These funds *shall* be used for the northern pool and the *Hagåtña* pool. *No later than* thirty (30) days after the end of every fiscal quarter, the Director of the Department of Parks and Recreation *shall* submit a quarterly report, in a Microsoft Excel file and written report of the expenditures from this



1 appropriation to the Public Auditor and the Speaker of *I Liheslaturan*  
2 *Guåhan*, and post the same on the Department's website.

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1 (v) DEPARTMENT OF LAND MANAGEMENT

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

3	APPROP. CLASS	OBJ. CLASS	GEN FUND	SPCL FUND	TOTAL
4	REG SALARIES	111	\$0	\$1,708,886	\$1,708,886
5	OT/SP	112	\$0	\$0	\$0
6	BENEFITS	113	\$0	\$510,239	\$510,239
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$83,826	\$356,201	\$440,027
9	OFF. RENTAL	233	\$557,106	\$0	\$557,106
10	SUP. & MAT.	240	\$0	\$28,000	\$28,000
11	EQUIPMENT	250	\$0	\$0	\$0
12	WORK. COMP.	270	\$0	\$0	\$0
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$0	\$7,200	\$7,200
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$0	\$23,198	\$23,198
19	CAP. OUTLAY	450	\$0	\$0	\$0
20	<b>GRAND TOTAL</b>		<b>\$640,932</b>	<b>\$2,633,724</b>	<b>\$3,274,656</b>
21	Land	Survey	Revolving	Fund	\$2,633,724

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**SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING**

**SOURCE**

GENERAL FUND	\$640,932
FEDERAL MATCHING GRANTS-IN-AID	\$0
SPECIAL FUNDS	<u>\$2,633,724</u>
<b>TOTAL</b>	<b>\$3,274,656</b>

1           **(w) CHIEF MEDICAL EXAMINER**

2                   **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

3	APPROP. CLASS	OBJ. CLASS	GEN FUND	SPCL FUND	TOTAL
4	REG SALARIES	111	\$258,360	\$0	\$258,360
5	OT/SP	112	\$0	\$0	\$0
6	BENEFITS	113	\$78,411	\$0	\$78,411
7	TRAVEL/MILE	220	\$8,440	\$0	\$8,440
8	CONT. SERV.	230	\$44,820	\$0	\$44,820
9	OFF. RENTAL	233	\$0	\$0	\$0
10	SUP. & MAT.	240	\$6,198	\$0	\$6,198
11	EQUIPMENT	250	\$0	\$0	\$0
12	WORK. COMP.	270	\$0	\$0	\$0
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$35	\$0	\$35
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$2,630	\$0	\$2,630
19	CAP. OUTLAY	450	\$0	\$0	\$0
20	<b>GRAND TOTAL</b>		<b>\$398,894</b>	<b>\$0</b>	<b>\$398,894</b>

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**SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING**

**SOURCE**

GENERAL FUND	\$398,894
FEDERAL MATCHING GRANTS-IN-AID	\$0
SPECIAL FUNDS	<u>\$0</u>
<b>TOTAL</b>	<b>\$398,894</b>

1           **(x) CUSTOMS AND QUARANTINE AGENCY**

2                   **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

3	APPROP. CLASS	OBJ. CLASS	GEN FUND	SPCL FUND	TOTAL
4	REG SALARIES	111	\$0	\$5,820,158	\$5,820,158
5	OT/SP	112	\$0	\$0	\$0
6	BENEFITS	113	\$0	\$1,436,320	\$1,436,320
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$0	\$95,746	\$95,746
9	OFF. RENTAL	233	\$0	\$5,391	\$5,391
10	SUP. & MAT.	240	\$0	\$59,212	\$59,212
11	EQUIPMENT	250	\$0	\$0	\$0
12	WORK. COMP.	270	\$0	\$0	\$0
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$0	\$0	\$0
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$0	\$38,500	\$38,500
19	CAP. OUTLAY	450	\$0	\$0	\$0
20	<b>GRAND TOTAL</b>		<b>\$0</b>	<b>\$7,455,327</b>	<b>\$7,455,327</b>

21 Customs, Agriculture, and Quarantine Inspection Services Fund \$7,455,327

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**SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING**

**SOURCE**

GENERAL FUND	\$0
FEDERAL MATCHING GRANTS-IN-AID	\$0
SPECIAL FUNDS	<u>\$7,455,327</u>
<b>TOTAL</b>	<b>\$7,455,327</b>

1           **(y) DEPARTMENT OF CHAMORRO AFFAIRS**

2                   **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

3	APPROP. CLASS	OBJ. CLASS	GEN FUND	SPCL FUND	TOTAL
4	REG SALARIES	111	\$510,555	\$0	\$510,555
5	OT/SP	112	\$0	\$0	\$0
6	BENEFITS	113	\$156,149	\$0	\$156,149
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$61,710	\$0	\$61,710
9	OFF. RENTAL	233	\$192,029	\$0	\$192,029
10	SUP. & MAT.	240	\$3,737	\$0	\$3,737
11	EQUIPMENT	250	\$0	\$0	\$0
12	WORK. COMP.	270	\$0	\$0	\$0
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$0	\$0	\$0
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$3,521	\$0	\$3,521
19	CAP. OUTLAY	450	\$0	\$0	\$0
20	<b>GRAND TOTAL</b>		<b>\$927,701</b>	<b>\$0</b>	<b>\$927,701</b>



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**SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING**

**SOURCE**

GENERAL FUND	\$927,701
FEDERAL MATCHING GRANTS-IN-AID	\$0
SPECIAL FUNDS	<u>\$0</u>
<b>TOTAL</b>	<b>\$927,701</b>

1           **(z) DEPARTMENT OF MILITARY AFFAIRS**

2                   **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

3	APPROP. CLASS	OBJ. CLASS	GEN FUND	SPCL FUND	TOTAL
4	REG SALARIES	111	\$219,709	\$0	\$219,709
5	OT/SP	112	\$0	\$0	\$0
6	BENEFITS	113	\$76,400	\$0	\$76,400
7	TRAVEL/MILE	220	\$5,750	\$0	\$5,750
8	CONT. SERV.	230	\$33,742	\$0	\$33,742
9	OFF. RENTAL	233	\$0	\$0	\$0
10	SUP. & MAT.	240	\$18,433	\$0	\$18,433
11	EQUIPMENT	250	\$0	\$0	\$0
12	WORK. COMP.	270	\$0	\$0	\$0
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$8,524	\$0	\$8,524
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$8,428	\$0	\$8,428
19	CAP. OUTLAY	450	\$0	\$0	\$0
20	<b>GRAND TOTAL</b>		<b>\$370,986</b>	<b>\$0</b>	<b>\$370,986</b>

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**SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING**

**SOURCE**

GENERAL FUND	\$370,986
FEDERAL MATCHING GRANTS-IN-AID	\$640,072
SPECIAL FUNDS	<u>\$0</u>
<b>TOTAL</b>	<b>\$1,011,058</b>

1           **(aa) COUNCIL ON THE ARTS AND HUMANITIES AGENCY**

2                   **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

3	APPROP. CLASS	OBJ. CLASS	GEN FUND	SPCL FUND	TOTAL
4	REG SALARIES	111	\$90,397	\$0	\$90,397
5	OT/SP	112	\$0	\$0	\$0
6	BENEFITS	113	\$37,768	\$0	\$37,768
7	TRAVEL/MILE	220	\$4,270	\$0	\$4,270
8	CONT. SERV.	230	\$19,302	\$0	\$19,302
9	OFF. RENTAL	233	\$33,500	\$0	\$33,500
10	SUP. & MAT.	240	\$2,000	\$0	\$2,000
11	EQUIPMENT	250	\$0	\$0	\$0
12	WORK. COMP.	270	\$15,531	\$0	\$15,531
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$94,362	\$0	\$94,362
15	MISC	290	\$0	\$0	\$0
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$2,870	\$0	\$2,870
19	CAP. OUTLAY	450	\$0	\$0	\$0
20	<b>GRAND TOTAL</b>		<b>\$300,000</b>	<b>\$0</b>	<b>\$300,000</b>

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**SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING**

**SOURCE**

GENERAL FUND	\$300,000
FEDERAL MATCHING GRANTS-IN-AID	\$300,000
SPECIAL FUNDS	<u>\$0</u>
<b>TOTAL</b>	<b>\$600,000</b>

**(1) Guam Territorial Band.** The sum of Forty Thousand Dollars **(\$40,000)** is appropriated from the Tourist Attraction Fund to the Guam Council on the Arts and Humanities Agency, and *shall* be used to fund the operations of the Guam Territorial Band in Fiscal Year 2012. Notwithstanding the general provisions of §30107.1, Title 11, Guam Code Annotated, and this Act, this appropriation *shall* continue to be available until expended.

1 **(bb) GUAM FIRE DEPARTMENT**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

3	APPROP. CLASS	OBJ. CLASS	GEN FUND	SPCL FUND	TOTAL
4	REG SALARIES	111	\$12,603,367	\$624,346	\$13,227,714
5	OT/SP	112	\$1,944,682	\$34,500	\$1,979,182
6	BENEFITS	113	\$6,116,615	\$204,833	\$6,321,447
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$197,700	\$195,318	\$393,018
9	OFF. RENTAL	233	\$95,857	\$0	\$95,857
10	SUP. & MAT.	240	\$200,329	\$381,627	\$581,956
11	EQUIPMENT	250	\$0	\$72,473	\$72,473
12	WORK. COMP.	270	\$20,000	\$0	\$20,000
13	DRUG TEST	271	\$5,145	\$1,225	\$6,370
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$103,250	\$531,302	\$634,552
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$45,000	\$48,000	\$93,000
19	CAP. OUTLAY	450	\$0	\$69,970	\$69,970
20	<b>GRAND TOTAL</b>		<b>\$21,331,945</b>	<b>\$2,163,594</b>	<b>\$23,495,539</b>

21 Enhanced 911 Emergency Reporting System Fund \$1,563,594 (111 -  
22 \$624,346; 112 - \$34,500; 113 - \$204,833; 230 - \$175,318; 240 - \$371,627;  
23 250 - \$57,000; 271 - \$1,225; 290 - \$8,775; 363 - \$48,000; 450 - \$37,970)

1 Fire, Life and Medical Emergency Fund \$600,000 (230 - \$20,000; 240 -  
2 \$10,000; 250 - \$15,473; 290 - \$522,527; 450 - \$32,000)

3 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING**  
4 **SOURCE**

5	GENERAL FUND	\$21,331,945
6	FEDERAL MATCHING GRANTS-IN-AID	\$102,000
7	SPECIAL FUNDS	<u>\$2,163,594</u>
8	<b>TOTAL</b>	<b>\$23,597,539</b>

9 (1) **Special Pay.** The amount below in this Subsection is  
10 appropriated from the General Fund to Object Class 111 and *shall* be used to  
11 fund all Special Pay, to include Holiday Pay, Night Differential Pay,  
12 Firefighter's 106 Hours Pay, and EMT-A Duty Pay in Fiscal Year 2012 for  
13 eligible classified employees funded within this Subsection.

14	<b>SPECIAL PAY</b>	<b>111 Total</b>	<b>\$5,913,607</b>
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1           **(cc) GUAM EDUCATIONAL TELECOMMUNICATIONS**  
2                           **CORPORATION**

3           **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

4	APPROP. CLASS	OBJ. CLASS	GEN FUND	SPCL FUND	TOTAL
5	REG SALARIES	111	\$381,043	\$0	\$381,043
6	OT/SP	112	\$0	\$0	\$0
7	BENEFITS	113	\$114,566	\$0	\$114,566
8	TRAVEL/MILE	220	\$0	\$0	\$0
9	CONT. SERV.	230	\$25,490	\$0	\$25,490
10	OFF. RENTAL	233	\$0	\$0	\$0
11	SUP. & MAT.	240	\$0	\$0	\$0
12	EQUIPMENT	250	\$0	\$0	\$0
13	WORK. COMP.	270	\$0	\$0	\$0
14	DRUG TEST	271	\$0	\$0	\$0
15	SUBGRANT	280	\$0	\$0	\$0
16	MISC	290	\$0	\$0	\$0
17	POWER	361	\$0	\$0	\$0
18	WATER/SEWER	362	\$0	\$0	\$0
19	PHONE/TOLL	363	\$0	\$0	\$0
20	CAP. OUTLAY	450	\$0	\$0	\$0
21	<b>GRAND TOTAL</b>		<b>\$521,099</b>	<b>\$0</b>	<b>\$521,099</b>



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**SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING**

**SOURCE**

GENERAL FUND	\$521,099
FEDERAL MATCHING GRANTS-IN-AID	\$0
SPECIAL FUNDS	<u>\$0</u>
<b>TOTAL</b>	<b>\$521,099</b>

1           **(dd) CHAMORRO LAND TRUST COMMISSION**

2                   **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

3	APPROP. CLASS	OBJ. CLASS	GEN FUND	SPCL FUND	TOTAL		
4	REG SALARIES	111	\$0	\$371,064	\$371,064		
5	OT/SP	112	\$0	\$0	\$0		
6	BENEFITS	113	\$0	\$111,819	\$111,819		
7	TRAVEL/MILE	220	\$0	\$0	\$0		
8	CONT. SERV.	230	\$0	\$124,570	\$124,570		
9	OFF. RENTAL	233	\$0	\$0	\$0		
10	SUP. & MAT.	240	\$0	\$29,571	\$29,571		
11	EQUIPMENT	250	\$0	\$0	\$0		
12	WORK. COMP.	270	\$0	\$0	\$0		
13	DRUG TEST	271	\$0	\$0	\$0		
14	SUBGRANT	280	\$0	\$0	\$0		
15	MISC	290	\$0	\$0	\$0		
16	POWER	361	\$0	\$0	\$0		
17	WATER/SEWER	362	\$0	\$0	\$0		
18	PHONE/TOLL	363	\$0	\$6,600	\$6,600		
19	CAP. OUTLAY	450	\$0	\$0	\$0		
20	<b>GRAND TOTAL</b>		<b>\$0</b>	<b>\$643,624</b>	<b>\$643,624</b>		
21	Chamorro	Land	Trust	Fund	Operations	Fund	\$643,624

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**SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING**

**SOURCE**

GENERAL FUND	\$0
FEDERAL MATCHING GRANTS-IN-AID	\$0
SPECIAL FUNDS	<u>\$643,624</u>
<b>TOTAL</b>	<b>\$643,624</b>

1 (ee) **GUAM REGIONAL TRANSIT AUTHORITY**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

3	APPROP. CLASS	OBJ. CLASS	GEN FUND	SPCL FUND	TOTAL
4	REG SALARIES	111	\$0	\$249,603	\$249,603
5	OT/SP	112	\$0	\$0	\$0
6	BENEFITS	113	\$0	\$66,204	\$66,204
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$0	\$2,777,854	\$2,777,854
9	OFF. RENTAL	233	\$0	\$0	\$0
10	SUP. & MAT.	240	\$0	\$2,500	\$2,500
11	EQUIPMENT	250	\$0	\$0	\$0
12	WORK. COMP.	270	\$0	\$0	\$0
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$0	\$8,400	\$8,400
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$0	\$6,000	\$6,000
19	CAP. OUTLAY	450	\$0	\$0	\$0
20	<b>GRAND TOTAL</b>		<b>\$0</b>	<b>\$3,110,561</b>	<b>\$3,110,561</b>

21 Guam Highway Fund \$2,679,469 (111 - \$249,603; 113 - \$66,204; 230 -  
22 \$2,346,762; 240 - \$2,500; 290 - \$8,400; 363 - \$6,000)

23 Public Transit Fund \$431,092 (230)

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**SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING**

**SOURCE**

GENERAL FUND	\$0
FEDERAL MATCHING GRANTS-IN-AID	\$0
SPECIAL FUNDS	<u>\$3,110,561</u>
<b>TOTAL</b>	<b>\$3,110,561</b>

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**CHAPTER VI**  
**LEGISLATIVE BRANCH**

**Section 1. Appropriation.** The sum of Seven Million Thirty Thousand Two Hundred Sixty Four Dollars (**\$7,030,264**) is appropriated from the General Fund to *I Liheslaturan Guåhan* for its operations, including personnel services, for Fiscal Year 2012.

**Section 2. Appropriation to the Office of Finance and Budget.** The sum of Three Hundred Seventy Eight Thousand Seven Hundred Thirty Seven Dollars (**\$378,737**) is appropriated from the General Fund to *I Liheslaturan Guåhan*, specifically for the Office of Finance and Budget (OFB) for its operations, including personnel services, for Fiscal Year 2012.

**Section 3. Continuing Appropriation for *I Liheslaturan Guåhan*.** The unexpended balance of funds appropriated to *I Liheslaturan Guåhan* for Fiscal Year 2011 *shall not* lapse and is available to *I Liheslaturan Guåhan* for expenditures in Fiscal Year 2012.

**Section 4. Continuing Appropriation for the Office of Finance and Budget.** The unexpended balance of funds appropriated to *I Liheslaturan Guåhan* for the Office of Finance and Budget (OFB) for Fiscal Year 2011 *shall not* lapse and is available to *I Liheslaturan Guåhan* for OFB for expenditures in Fiscal Year 2012.

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**CHAPTER VII  
LEGAL SERVICES**

**PART I - OFFICE OF THE ATTORNEY GENERAL**

2       **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan*  
3 that the Office of the Attorney General (OAG) *shall* expend the funds appropriated  
4 in accordance with the object class appropriation levels. *I Liheslaturan Guåhan*  
5 supports the efforts of the OAG to acquire the appropriate technology to replace its  
6 aging APASI system. The OAG *shall* expend up to Three Hundred Forty  
7 Thousand Dollars (**\$340,000**) from the Miscellaneous Object Category (290) for  
8 the preliminary work related to the APASI system upgrade. The funds *shall* be  
9 used during the Implementation of Advance Planning Document Phase (IAPD),  
10 which *shall* be submitted to the Speaker of *I Liheslaturan Guåhan* upon its  
11 completion. Along with the IAPD, the OAG *shall* submit to the Speaker of *I*  
12 *Liheslaturan Guåhan* a formal commitment letter from the respective grantor  
13 agency, pledging the total federal funds for the APASI system upgrade.

14       **Section 2. Appropriation.** The amounts below are appropriated and  
15 authorized from the General Fund to the OAG for its operations in Fiscal Year  
16 2012, to include office rental and local matching fund requirements. This  
17 appropriation *shall* be expended in accordance with object class allocations  
18 outlined below.

19 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

20	APPROP. CLASS	OBJ. CLASS	GEN FUND	SPCL FUND	TOTAL
21	REG SALARIES	111	\$6,067,827	\$0	\$6,067,827
22	OT/SP	112	\$0	\$0	\$0
23	BENEFITS	113	\$1,807,405	\$0	\$1,807,405

1	TRAVEL/MILE	220	\$20,000	\$0	\$20,000
2	CONT. SERV.	230	\$460,593	\$0	\$460,593
3	OFF. RENTAL	233	\$493,816	\$0	\$493,816
4	SUP. & MAT.	240	\$36,570	\$0	\$36,570
5	EQUIPMENT	250	\$35,253	\$0	\$35,253
6	WORK. COMP.	270	\$0	\$0	\$0
7	DRUG TEST	271	\$2,288	\$0	\$2,288
8	SUBGRANT	280	\$0	\$0	\$0
9	MISC	290	\$2,173,460	\$0	\$2,173,460
10	POWER	361	\$0	\$0	\$0
11	WATER/SEWER	362	\$0	\$0	\$0
12	PHONE/TOLL	363	\$42,000	\$0	\$42,000
13	CAP. OUTLAY	450	\$82,500	\$0	\$82,500
14	<b>GRAND TOTAL</b>		<b>\$11,221,712</b>	<b>\$0</b>	<b>\$11,221,712</b>

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16 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING**

17 **SOURCE**

18	GENERAL FUND	\$11,221,712
19	FEDERAL MATCHING GRANTS-IN-AID	\$6,392,529
20	SPECIAL FUNDS	<u>\$0</u>
21	<b>TOTAL</b>	<b>\$17,614,241</b>

22 **Section 3. Transfer Authority for the Office of the Attorney General**  
23 **(OAG).** The OAG may transfer funds between appropriations in this Act,  
24 *provided* that the OAG notifies *I Maga'låhen Guåhan* and the Speaker of *I*  
25 *Liheslaturan Guåhan* no later than fifteen (15) working days before the transfer is



- 1 made, *except* that *no* funds *shall* be transferred for regular salaries (Object Class
- 2 111) and benefits (Object Class 113).

## CHAPTER VII

### PART II – PUBLIC DEFENDER SERVICE CORPORATION

1       **Section 1. Appropriation.** Amounts specified in this Section are  
2 appropriated from the General Fund to the Public Defender Service Corporation  
3 for its operations in Fiscal Year 2012, to include office rental and local matching  
4 fund requirements. This appropriation *shall* be expended in accordance with object  
5 class allocations outlined below.

#### 6       **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

7	APPROP. CLASS	OBJ. CLASS	GEN FUND	SPCL FUND	TOTAL
8	REG SALARIES	111	\$2,346,542	\$0	\$2,346,542
9	OT/SP	112	\$0	\$0	\$0
10	BENEFITS	113	\$803,253	\$0	\$803,253
11	TRAVEL/MILE	220	\$0	\$0	\$0
12	CONT. SERV.	230	\$96,509	\$0	\$96,509
13	OFF. RENTAL	233	\$271,200	\$0	\$271,200
14	SUP. & MAT.	240	\$28,700	\$0	\$28,700
15	EQUIPMENT	250	\$23,100	\$0	\$23,100
16	WORK. COMP.	270	\$0	\$0	\$0
17	DRUG TEST	271	\$0	\$0	\$0
18	SUBGRANT	280	\$0	\$0	\$0
19	MISC	290	\$20,025	\$0	\$20,025
20	POWER	361	\$0	\$0	\$0
21	WATER/SEWER	362	\$0	\$0	\$0
22	PHONE/TOLL	363	\$31,920	\$0	\$31,920

1	CAP. OUTLAY	450	\$0	\$0	\$0
2	<b>GRAND TOTAL</b>		<b>\$3,621,249</b>	<b>\$0</b>	<b>\$3,621,249</b>

3 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING**

4 **SOURCE**

5	GENERAL FUND				\$3,621,249
6	FEDERAL MATCHING GRANTS-IN-AID				\$0
7	SPECIAL FUNDS				<u>\$0</u>
8	<b>TOTAL</b>				<b>\$3,621,249</b>

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**CHAPTER VIII**

**MAYORS' COUNCIL OF GUAM**

2

**Section 1. Appropriation.** The amounts below are appropriated from the

3

General Fund to the Mayors' Council of Guam (MCOG) for its operations in Fiscal

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Year 2012. This appropriation *shall* be expended in accordance with object class

5

allocations outlined below.

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**SUMMARY OF BASE OPERATIONAL APPROPRIATION**

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APPROP. CLASS	OBJ. CLASS	GEN FUND	SPCL FUND	TOTAL
REG SALARIES	111	\$5,036,956	\$0	\$5,036,956
OT/SP	112	\$0	\$0	\$0
BENEFITS	113	\$1,463,950	\$0	\$1,463,950
TRAVEL/MILE	220	\$0	\$0	\$0
CONT. SERV.	230	\$0	\$0	\$0
OFF. RENTAL	233	\$100,332	\$0	\$100,332
SUP. & MAT.	240	\$1,000	\$0	\$1,000
EQUIPMENT	250	\$0	\$0	\$0
WORK. COMP.	270	\$0	\$0	\$0
DRUG TEST	271	\$0	\$0	\$0
SUBGRANT	280	\$0	\$0	\$0
MISC	290	\$332,812	\$0	\$332,812
POWER	361	\$0	\$0	\$0
WATER/SEWER	362	\$0	\$0	\$0
PHONE/TOLL	363	\$88,187	\$0	\$88,187

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1	CAP. OUTLAY	450	\$0	\$0	\$0
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<b>GRAND TOTAL</b>	<b>\$7,023,237</b>	<b>\$0</b>	<b>\$7,023,237</b>
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**SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING**

**SOURCE**

GENERAL FUND			\$7,023,237
FEDERAL MATCHING GRANTS-IN-AID			\$0
SPECIAL FUNDS			<u>\$0</u>
<b>TOTAL</b>			<b>\$7,023,237</b>

**Section 2. Streets Maintenance and Beautification.** The sum of Four Hundred Seventy Thousand Nine Hundred Twenty-one Dollars (**\$470,921**) is appropriated from the Tourist Attraction Fund to the MCOG for Fiscal Year 2012 for the maintenance and beautification of village secondary and tertiary roads, and for the operations of the Mayors’ offices, but *not* for personnel costs. Said funds *shall not* be subject to any transfer authority of *I Maga’låhen Guåhan*, and *shall* be divided among the Village Mayors as follows:

- (a) Each Mayor *shall* receive the sum of Twenty Thousand Dollars (**\$20,000**); and
- (b) The remaining balance of the fund *shall* be distributed to each Mayor pro rata based on the total road mileage of the respective village as a percentage of Guam’s total road mileage in the most current report of Guam Roads Pavement Inventory of the Department of Public Works.

**Section 3. Island-Wide Village Beautification Projects.** The sum of One Million Thirty-six Thousand Twenty-six Dollars (**\$1,036,026**) is appropriated from the Tourist Attraction Fund to the MCOG for Island-Wide Village Beautification Projects to include:

1 (a) the maintenance and repair of village recreational facilities  
2 under the jurisdiction of the Mayor;

3 (b) the maintenance and repair of main roads in each village; and

4 (c) the planting and maintenance of the official flower in each  
5 village and other flowering plants, shrubs, and trees adjacent to the village's  
6 main roads, public restrooms and recreational facilities. A Mayor may  
7 contract with a private entity to provide the services authorized by this  
8 Section, subject to the Guam Procurement Law, Chapter 5, Title 5, Guam  
9 Code Annotated.

10 **Section 4. Grounds Maintenance for Schools.** Subject to approval and  
11 scheduling of the public school principals, the Mayors are responsible for regular  
12 ground maintenance of Guam Department of Education school grounds in their  
13 respective districts where ground maintenance is *not* already subject to an existing  
14 contract for a minimum of twice a month during a regular school calendar year.  
15 Subject to approval of scheduling with the public school principals, the Mayor may  
16 contract with a private entity to provide the services authorized by this Section.

17 The sum of Four Hundred Forty Seven Thousand Eight Hundred Sixty Three  
18 Dollars (**\$447,863**) is appropriated from the General Fund to the MCOG Revolving  
19 Fund for the grounds maintenance of specified schools of the Department of  
20 Education, to be allocated as follows:

VILLAGE	SCHOOL	AMOUNT
<b>Agana Heights</b>	Agana Heights Elementary	\$8,628
<b>Agat</b>	Marcial Sablan Elementary	\$11,402
	Oceanview Middle	\$16,749
<b>Barrigada</b>	P.C. Lujan Elementary	\$8,881
<b>Barrigada</b>	B.P. Carbullido Elementary	\$7,449

1		L.P. Untalan Middle	\$7,867
2	<b>Dededo</b>	M.A. Ulloa Elementary	\$13,049
3		Wettengel Elementary	\$17,103
4	<b>Dededo</b>	J.M. Guerrero Elementary	\$14,570
5		Liguan Elementary	\$0
6		Astumbo Elementary	\$8,235
7		Finegayan Elementary	\$19,004
8		V.S.A. Benavente Middle	\$26,605
9		Astumbo Middle	\$0
10		Okkodo High	\$0
11	<b>Inarajan</b>	Inarajan Elementary	\$5,866
12		Inarajan Middle	\$7,437
13	<b>Mangilao</b>	H.B. Price Elementary	\$7,158
14		George Washington High	\$46,114
15		Adacao Elementary	\$0
16	<b>Merizo</b>	Merizo Elementary	\$6,220
17	<b>MTM</b>	J.Q. San Miguel Elementary	\$3,864
18	<b>Ordot/Chalan Pago</b>	Ordot/Chalan Pago Elementary	\$8,932
19		Agueda Johnston Middle	\$14,583
20	<b>Piti</b>	Jose Rios Middle	\$7,132
21	<b>Santa Rita</b>	H.S. Truman Elementary	\$12,301
22		Southern High	\$39,275
23		Alternative School	\$4,206
24	<b>Sinajana</b>	C.L. Taitano Elementary	\$4,232
25	<b>Talofof</b>	Talofof Elementary	\$7,602
26	<b>Tamuning</b>	L.B. Johnson Elementary	\$3,801



1	<b>Tamuning</b>	Tamuning Elementary	\$4,434
2		Chief Brodie Elementary	\$7,602
3		JFK High School	\$0
4	<b>Umatac</b>	F.Q. Sanchez Elementary	\$1,267
5	<b>Yigo</b>	Upi Elementary	\$9,502
6		D.L. Perez Elementary	\$16,470
7		Machananao Elementary	\$8,742
8		F.B. Leon Guerrero Middle	\$16,470
9		Simon Sanchez High	\$17,357
10	<b>Yona</b>	M.U. Lujan Elementary	<u>\$7,754</u>
11	<b>TOTAL FOR ALL VILLAGES</b>		<b>\$427,863</b>

12 **Section 5. Authorization to Reallocate Funds.** Notwithstanding any  
13 other provision of Law, the MCOG is authorized to reallocate funds appropriated  
14 in Fiscal Year 2012 Miscellaneous (Object Class 290) into other categories, *except*  
15 personnel, within all Base Operational Appropriations, including the return of  
16 funds transferred from Object Class 290 back into Object Class 290.

17 **Section 6. Public Safety and Social Education Programs.** The sum of  
18 Four Hundred Sixteen Thousand Eight Hundred Sixty Dollars (**\$416,860**) is  
19 appropriated from the General Fund to the MCOG, with each village to receive  
20 Fifteen Thousand Dollars (**\$15,000**), and with the remaining funds to the MCOG,  
21 for Fiscal Year 2012, to be expended in accordance with plans approved by the  
22 MCOG or respective Village Municipal Planning Council and filed with the  
23 Director of Administration, to fund public safety and social education programs  
24 that enforce alcohol regulations, reduce underage drinking, support traffic safety,  
25 reduce drug-related violence and abuse, to support government of Guam substance  
26 abuse prevention programs, and to support organized sports programs in the

1 community.

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**CHAPTER IX**

**PUBLIC ACCOUNTABILITY, STANDARDS AND PRACTICES**

**PART I – OFFICE OF PUBLIC ACCOUNTABILITY**

2       **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan*  
3 that the Office of Public Accountability (OPA) *shall* expend the funds appropriated  
4 for the rent increase related to the office space utilized for the Procurement  
5 hearings.

6       **Section 2. Appropriations.** The amounts below are appropriated from the  
7 General Fund to the OPA for its operations in Fiscal Year 2012. This  
8 appropriation *shall* be expended in accordance with the object class allocations  
9 outlined below.

10 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

11	APPROP. CLASS	OBJ. CLASS	GEN FUND	SPCL FUND	TOTAL
12	REG SALARIES	111	\$681,473	\$0	\$681,473
13	OT/SP	112	\$0	\$0	\$0
14	BENEFITS	113	\$249,405	\$0	\$249,405
15	TRAVEL/MILE	220	\$0	\$0	\$0
16	CONT. SERV.	230	\$198,385	\$0	\$198,385
17	OFF. RENTAL	233	\$102,594	\$0	\$102,594
18	SUP. & MAT.	240	\$8,400	\$0	\$8,400
19	EQUIPMENT	250	\$9,450	\$0	\$9,450
20	WORK. COMP.	270	\$0	\$0	\$0
21	DRUG TEST	271	\$0	\$0	\$0
22	SUBGRANT	280	\$0	\$0	\$0

1	MISC	290	\$3,800	\$0	\$3,800
2	POWER	361	\$0	\$0	\$0
3	WATER/SEWER	362	\$0	\$0	\$0
4	PHONE/TOLL	363	\$7,000	\$0	\$7,000
5	CAP. OUTLAY	450	\$0	\$0	\$0
6	<b>GRAND TOTAL</b>		<b>\$1,260,507</b>	<b>\$0</b>	<b>\$1,260,507</b>

7 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING**

8 **SOURCE**

9	GENERAL FUND				\$1,260,507
10	FEDERAL MATCHING GRANTS-IN-AID				\$0
11	SPECIAL FUNDS				<u>\$0</u>
12	<b>TOTAL</b>				<b>\$1,260,507</b>

13 **Section 3. Transfer Authority for the Office of Public Accountability.**

14 The Public Auditor may transfer funds between appropriations made in this Act for  
 15 the OPA, provided that the Public Auditor notifies *I Maga'låhen Guåhan* and the  
 16 Speaker of *I Liheslaturan Guåhan* no later than fifteen (15) working days before  
 17 the transfer is made.

18 **Section 4. Continuing Appropriation for the Office of Public**

19 **Accountability.** The unexpended or unencumbered balance of funds appropriated  
 20 to the OPA for FY 2011, pursuant to Public Law 30-196, Public Law 30-224, and  
 21 Public Law 31-74, *shall not* lapse and *shall* be available to the OPA for  
 22 expenditures in FY 2012 for authorized FY 2012 expenses. Any FY 2012 expenses  
 23 paid by the continuing appropriations revenues shall reserve the FY 2012 revenues  
 24 appropriated which may be expended by Legislative appropriation.

**CHAPTER IX**

**PART II – GUAM BOARD OF ACCOUNTANCY**

1       **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to  
2 provide a lump sum appropriation to the Guam Board of Accountancy (GBA). The  
3 funds *shall* be expended in accordance to the budget request submitted and the  
4 priorities stipulated by the GBA.

5       **Section 2. Appropriation.** The amounts below are appropriated from the  
6 GBA Special Fund (P.L. 30-55) to the GBA for its operations in Fiscal Year 2012.  
7 This appropriation *shall* be expended in accordance with the object class  
8 allocations outlined below.

9       **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

10	APPROP. CLASS	OBJ. CLASS	GEN FUND	SPCL FUND	TOTAL
11	REG SALARIES	111	\$0	\$0	\$0
12	OT/SP	112	\$0	\$0	\$0
13	BENEFITS	113	\$0	\$0	\$0
14	TRAVEL/MILE	220	\$0	\$0	\$0
15	CONT. SERV.	230	\$0	\$367,500	\$367,500
16	OFF. RENTAL	233	\$0	\$26,000	\$26,000
17	SUP. & MAT.	240	\$0	\$6,000	\$6,000
18	EQUIPMENT	250	\$0	\$5,000	\$5,000
19	WORK. COMP.	270	\$0	\$0	\$0
20	DRUG TEST	271	\$0	\$0	\$0
21	SUBGRANT	280	\$0	\$0	\$0
22	MISC	290	\$0	\$17,100	\$17,100
23	POWER	361	\$0	\$0	\$0

1	WATER/SEWER	362	\$0	\$0	\$0
2	PHONE/TOLL	363	\$0	\$0	\$0
3	CAP. OUTLAY	450	\$0	\$0	\$0
4	<b>GRAND TOTAL</b>		<b>\$0</b>	<b>\$421,600</b>	<b>\$421,600</b>

**SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING**

**SOURCE**

7	GENERAL FUND	\$0
8	FEDERAL MATCHING GRANTS-IN-AID	\$0
9	SPECIAL FUNDS	<u>\$421,600</u>
10	<b>TOTAL</b>	<b>\$421,600</b>

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**CHAPTER X**

**GUAM VISITORS BUREAU**

2       **Section 1. Appropriation.** The amounts below are appropriated from the  
3 Tourist Attraction Fund (TAF), *not* otherwise appropriated, to the Guam Visitors  
4 Bureau (GVB) for its operations in Fiscal Year 2012. This appropriation *shall* be  
5 expended in accordance with the allocations outlined in this Section.

6 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

7	(a) GENERAL ADMINISTRATION	\$2,136,248
8	(b) MARKETING	\$8,091,538
9	(c) PRINTING, PROMOTIONAL	\$238,769
10	(d) RESEARCH	\$374,834
11	(e) DESTINATION DEVELOPMENT	\$1,349,790

12       **Section 2. Appropriation to GVB for Special Projects.** The sum of Nine  
13 Hundred Eighty Six Thousand Four Hundred Forty Six Dollars (**\$986,446**) is  
14 appropriated from the TAF to the GVB to fund the *Tumon* and *Hagåtña* Beach  
15 Cleaning, *Tumon* Landscaping, and Island-wide Roadways Maintenance projects  
16 in Fiscal Year 2012. Notwithstanding the general provisions of §30107.1, Title 11,  
17 Guam Code Annotated, and this Act, this appropriation *shall* continue to be  
18 available until expended.

19       **Section 3. Appropriation to GVB for Pã'å Taotao Tåno'.** The sum of  
20 Eighty Thousand Dollars (**\$80,000**) is appropriated from the TAF to the GVB for  
21 the Fiscal Year 2012 operations of *Pã'å Taotao Tano* to provide for the Local  
22 Match for the ANA Language Grant, the New *Pã'å* AmeriCorps, the *Guåhu*  
23 *Taotao Tåno'* Annual Pageant, and the Northern Cultural Arts Program.  
24 Notwithstanding the general provisions of §30107.1, Title 11, Guam Code

1 Annotated, and this Act, this appropriation *shall* continue to be available until  
2 expended.

3 **Section 4. Appropriation to GVB for the Historic *Inalåhan***  
4 **Foundation.** The sum of Thirty Thousand Dollars (**\$30,000**) is appropriated from  
5 the TAF to the GVB for the Fiscal Year 2012 operations of the Historic *Inalåhan*  
6 Foundation. Notwithstanding the general provisions of §30107.1, Title 11, Guam  
7 Code Annotated, and this Act, this appropriation *shall* continue to be available  
8 until expended.

9 **Section 5. Appropriation to GVB for the Traditions Affirming our**  
10 **Seafaring Ancestry (TASA).** The sum of Twenty Five Thousand Dollars  
11 (**\$25,000**) is appropriated from the TAF to the GVB for the Fiscal Year 2012  
12 operations of the TASA. Notwithstanding the general provisions of §30107.1, Title  
13 11, Guam Code Annotated, and this Act, this appropriation *shall* continue to be  
14 available until expended.

15 **Section 6. Appropriation to GVB for the Tourism Education Council.**  
16 The sum of Fifteen Thousand Dollars (**\$15,000**) is hereby appropriated from the  
17 TAF to the GVB for the Fiscal Year 2012 operations of the Tourism Education  
18 Council. Notwithstanding the general provisions of Title 11 GCA §30107.1, and  
19 this Act, this appropriation *shall* continue to be available until expended.

20 **Section 7. Appropriation to GVB for the *Håya* Cultural Preservation**  
21 **Foundation (*Sinangån-ta* Outreach).** The sum of Twelve Thousand Five  
22 Hundred Dollars (**\$12,500**) is hereby appropriated from the TAF to the GVB for  
23 the Fiscal Year 2012 for the operations of the *Håya* Cultural Preservation  
24 Foundation (*Sinangån-ta* Outreach). Notwithstanding the general provisions of  
25 Title 11 GCA §30107.1, and this Act, this appropriation *shall* continue to be  
26 available until expended.



1           **Section 8. Appropriation to the Festival of the Pacific Arts Revolving**  
2 **Fund.** The sum of One Hundred Thousand Dollars (**\$100,000**) is hereby  
3 appropriated from the TAF to the Festival of Pacific Arts Revolving Fund for the  
4 purposes of planning, conducting, and hosting the Twelfth (12<sup>th</sup>) Festival of Pacific  
5 Arts in 2016. The funds appropriated in this Section *shall not* be used to fund  
6 either administrative *or* contractual salaries.

7           **Section 9. Appropriation to the Guam Visitors Bureau Rainy Day**  
8 **Fund.** The sum of Two Hundred Thousand Dollars (**\$200,000**) is hereby  
9 appropriated from the TAF to the GVB for deposit in the Rainy Day Fund, in  
10 accordance with the provisions set forth in Section 1(b) of Public Law 30-116, for  
11 the purposes cited therein. Notwithstanding the general provisions of Title 11 GCA  
12 §30107.1, and this Act, this appropriation *shall* continue to be available until  
13 expended, and is *not* subject to transfer *or* use for any other purpose.

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**CHAPTER XI**  
**MISCELLANEOUS APPROPRIATIONS**

**Section 1. Public Streetlights Appropriations.**

(a) **Special Fund Appropriations.** The sum of Three Million Four Hundred Seventy Three Thousand Five Hundred Thirty One Dollars (**\$3,473,531**) is appropriated from the Streetlight Fund to the Utility Cost Account to pay the Guam Power Authority for the operation of public streetlights in Fiscal Year 2012.

(b) The sum of Two Million Five Hundred Thirty Five Thousand Six Hundred Seventy Two Dollars (**\$2,535,672**) is appropriated from the Guam Highway Fund to the Utility Cost Account to pay the Guam Power Authority for the operation of public streetlights in Fiscal Year 2012.

(b) The sum of Two Hundred Twelve Thousand Four Hundred Eighty Two Dollars (**\$212,482**) is appropriated from the Tourist Attraction Fund to the Utility Cost Account to pay the Guam Power Authority for the operation of public streetlights in Fiscal Year 2012.

**Section 2. Appropriations to Retirees for Supplemental Annuity Benefits and for Other Costs.**

(a) The sum of Eleven Million Six Hundred Ninety Six Thousand Three Hundred Three Dollars (**\$11,696,303**) is appropriated from the General Fund to the Supplemental Annuity Benefits Special Fund for Fiscal Year 2012 for direct payments to government of Guam retirees who retired prior to October 1, 1995, or their survivors, for the continuing payment of Four Thousand Two Hundred Thirty-Eight Dollars (**\$4,238**) per year in supplemental annuity benefits, consisting of the sums of One Thousand Two Hundred Dollars (**\$1,200**), One Thousand Five Hundred Dollars (**\$1,500**), Seven Hundred Dollars (**\$700**), and Eight Hundred

1 Thirty-Eight Dollars (**\$838**) in annual benefits authorized by various General  
2 Appropriation Acts.

3 (b) No retiree who is eligible for Retiree Supplemental Annuity Benefits  
4 provided for in Subsection (a) hereof *shall* receive said benefits if her or his annual  
5 retirement annuity, excluding survivor benefits and excluding the supplemental  
6 benefits authorized herein, is *greater than* Forty Thousand Dollars (**\$40,000**). No  
7 retiree who is eligible for Retiree Supplemental Annuity Benefits *shall* receive  
8 more than the sum of Forty Thousand Dollars (**\$40,000**) in combined retirement  
9 annuities and Supplemental Annuity Benefits in any one (1) fiscal year.

10 (c) The Director of DOA *shall* coordinate with the Director of the  
11 Government of Guam Retirement Fund (GGRF) and *shall* disburse to the retirees  
12 or their survivors, the supplemental annuity benefits provided for in Subsection (a)  
13 of this Section. The GGRF *shall* provide the Director of DOA with the information  
14 needed to affect disbursement. To realize savings associated with the cost of  
15 preparing separate checks and mailing separate checks for the supplemental  
16 annuity for retirees, the Director of DOA may enter into a Memorandum of  
17 Understanding (MOU) with the GGRF in which the Director of DOA remits the  
18 supplemental annuity payments to the GGRF for disbursement to the retiree at the  
19 same time the regular annuity check is issued, *or* by including the supplemental  
20 annuity in the regular annuity check issued by the GGRF.

21 (d) Funds held in the Supplemental Annuity Benefits Special Fund *shall*  
22 *not* be commingled with the General Fund or any other fund, *shall* be held in a  
23 separate bank account that *shall* continue to be administered by the Director of  
24 DOA, and *shall not* be subject to *I Maga'låhen Guåhan's* transfer authority.

25 (e) For Fiscal Year 2012, the Guam Power Authority, the A.B. Won Pat  
26 International Airport Authority, the Guam Economic Development Authority, the

1 Guam Housing Corporation, the Government of Guam Retirement Fund, the Jose  
2 D. Leon Guerrero Commercial Port, the Guam Waterworks Authority and the  
3 Guam Visitors Bureau *shall* remit to DOA an amount equal to the number of  
4 retirees eligible pursuant to Subsection (a) hereof who have retired from that entity  
5 multiplied by Four Thousand Two Hundred Thirty-eight Dollars (**\$4,238**). Said  
6 remittances *shall* be paid in two (2) equal installments on or before October 10,  
7 2011, and April 15, 2012, respectively. Said remittances *shall not* be subject to *I*  
8 *Maga'låhen Guåhan's* transfer authority.

9 (f) For Fiscal Year 2012, the Guam Power Authority, the A.B. Won Pat  
10 International Airport Authority, the Guam Economic Development Authority, the  
11 Guam Housing Corporation, the Government of Guam Retirement Fund, the Jose  
12 D. Leon Guerrero Commercial Port, the Guam Waterworks Authority and the  
13 Guam Visitors Bureau *shall* remit to the GGRF payments for medical, dental, and  
14 life insurance payments for retirees who have retired from those respective  
15 agencies. Said remittances *shall* be paid in two (2) equal installments on or before  
16 October 10, 2011, and on or before April 1, 2012, respectively. The agencies'  
17 remittances for medical, dental and life insurance mandated herein are *ex gratia*  
18 payments, and are for Fiscal Year 2012 *only*.

19 (g) For Fiscal Year 2012, the sum of Nine Hundred Eighty Seven  
20 Thousand Dollars (**\$987,000**) is appropriated from the General Fund to the GGRF  
21 to pay the cost of Medicare premiums for government of Guam retirees and their  
22 survivors domiciled on Guam, and who are eligible to receive Social Security  
23 income benefits, and who are eligible to enroll in the government of Guam Group  
24 Health Insurance Program. No government of Guam retiree or their survivor *shall*  
25 be required to enroll in the Government of Guam Health Insurance Program in  
26 order to receive the reimbursement.

1 (h) For Fiscal Year 2012, the sum of Two Hundred Thirty Two Thousand  
2 Five Hundred Fifteen Dollars (**\$232,515**) is appropriated from the General Fund to  
3 the GGRF for *I Maga 'låhi* and *I Segundo na Maga 'låhi/I Segundo na Maga 'håga*  
4 pensions.

5 (i) For Fiscal Year 2012, the sum of Four Hundred Sixty Six Thousand  
6 Four Hundred Twenty Nine Dollars (**\$466,429**) is appropriated from the General  
7 Fund to the GGRF for retirement annuities for former judges and justices of the  
8 Superior Court and Supreme Court of Guam.

9 (j) The GGRF Board of Trustees *shall* enact and, if necessary, amend  
10 administrative regulations that establish procedures to ensure the proper  
11 submission, receipt and accounting of all sums remitted pursuant to Subsections (e)  
12 and (g) hereof.

13 **Section 3. Survivor Supplemental Annuity Additions.** Title 4 GCA  
14 §8135(d)(6) is *amended* to read:

15 “(6) the prospective payment of supplemental benefits for the period  
16 of October 1, 2011, through September 30, 2012, for survivors of those  
17 employees who retired prior to October 1, 1995, to be paid in the following  
18 manner:

19 (i) Four Thousand Two Hundred Thirty-eight Dollars  
20 (**\$4,238**) in Retiree Supplemental Annuity Benefits, known as the sum  
21 of One Thousand Two Hundred Dollars (**\$1,200**), One Thousand Five  
22 Hundred Dollars (**\$1,500**), Seven Hundred Dollars (**\$700**), and Eight  
23 Hundred Thirty-eight Dollars (**\$838**) in annual benefits formerly  
24 contained in various General Appropriation Acts.

25 (ii) No person eligible for Retiree Supplemental Annuity  
26 Benefits provided for in this Section *shall* receive such benefits if his

1 regular annual retirement annuity exclusive of the supplemental  
2 amounts authorized hereby *exceeds* Forty Thousand Dollars  
3 **(\$40,000)**. No persons eligible for Retiree Supplemental Annuity  
4 Benefits *shall* receive more than the sum of Forty Thousand Dollars  
5 **(\$40,000)** in combined retirement annuities and supplemental  
6 retirement annuities.

7 (iii) Any retiree or survivor eligible to receive the  
8 supplemental annuity may waive their supplemental annuity payment  
9 authorized herein by the filing of a notarized affidavit waiving such  
10 payment with the Retirement Fund.”

11 **Section 4. Disability Supplemental Annuity Additions.** §8129(g), Title  
12 4, Guam Code Annotated, is *amended* to read:

13 “(g) Any disability retirement annuitant who commenced receiving  
14 a disability retirement annuity prior to October 1, 1995, and who is entitled  
15 to disability retirement benefits under this Chapter *shall* receive, during the  
16 period commencing on October 1, 2011 and ending on September 30, 2012,  
17 prospective non-cumulative supplemental annuity benefits as follows:

18 (1) Four Thousand Two Hundred Thirty-eight Dollars  
19 **(\$4,238)** in Retiree Supplemental Annuity Benefits, known as the sum  
20 of One Thousand Two Hundred Dollars **(\$1,200)**, One Thousand Five  
21 Hundred Dollars **(\$1,500)**, Seven Hundred Dollars **(\$700)**, and Eight  
22 Hundred Thirty-eight Dollars **(\$838)** in annual benefits formerly  
23 contained in various General Appropriation Acts.

24 (2) No persons eligible for Retiree Supplemental Annuity  
25 Benefits provided for in Paragraph (g) of this Section *shall* receive  
26 such benefit if their regular annual retirement annuity, excluding

1 survivor benefits, prior to the supplemental amounts herein *exceeds*  
2 Forty Thousand Dollars (**\$40,000**). No persons eligible for Retiree  
3 Supplemental Annuity Benefits *shall* receive more than the sum of  
4 Forty Thousand Dollars (**\$40,000**) in combined retirement annuities  
5 and supplemental retirement annuities.

6 (3) Any disability retirement annuitant eligible to receive the  
7 supplemental annuity may waive their supplemental annuity payment  
8 authorized herein by the filing of a notarized affidavit waiving such  
9 payment with the Retirement Fund.”

10 **Section 5. Retirees Supplemental Annuity Additions.** §8122(d)(6),  
11 Title 4, Guam Code Annotated, is hereby *amended* to read as follows:

12 “(6) Any retirement annuitant who commenced receiving a  
13 retirement annuity prior to October 1, 1995, and who is entitled to retirement  
14 benefits under this Chapter, *shall* receive, during the period commencing on  
15 October 1, 2011 and ending on September 30, 2012, prospective, non-  
16 cumulative supplemental annuity benefits as follows:

17 (i) Four Thousand Two Hundred Thirty-eight Dollars  
18 (**\$4,238**) in Retiree Supplemental Annuity Benefits, known as the sum  
19 of One Thousand Two Hundred Dollars (**\$1,200**), One Thousand Five  
20 Hundred Dollars (**\$1,500**), Seven Hundred Dollars (**\$700**), and Eight  
21 Hundred Thirty-eight Dollars (**\$838**) in annual benefits formerly  
22 contained in various General Appropriation Acts.

23 (ii) No retiree who is eligible for Retiree Supplemental  
24 Annuity Benefits provided for in this Section *shall* receive such  
25 benefit if her/his regular annual retirement annuity, excluding the  
26 supplemental amounts authorized herein and survivor benefits,

1           *exceeds* Forty Thousand Dollars (**\$40,000**). A retiree who is eligible  
2           for Retiree Supplemental Annuity Benefits *shall* receive *no more than*  
3           Forty Thousand Dollars (**\$40,000**) in combined retirement annuities  
4           and supplemental retirement annuities.

5           (iii) Any retiree or survivor eligible to receive the  
6           supplemental annuity may waive their supplemental annuity payment  
7           authorized herein by the filing of a notarized affidavit waiving such  
8           payment with the Retirement Fund.”

9           **Section 6. Appropriation for Cost of Living Allowance (COLA).**

10          (a) *I Maga'låhen Guåhan shall* provide, by a single lump sum payment, a  
11          Cost of Living Allowance (COLA) of One Thousand One Hundred Dollars  
12          (**\$1,100**) to each retiree of the GGRF who is retired as of September 30, 2011, or  
13          his survivor, *no later than* November 1, 2011, *unless* the annuitant chooses in  
14          writing to receive bi-monthly payments from October 1, 2011 through September  
15          30, 2012. The sum of Six Million Seven Hundred Seventy Thousand Five  
16          Hundred Dollars (**\$6,770,500**) is appropriated from the General Fund to the DOA  
17          to pay said COLA.

18          (b) The Guam Power Authority, the A. B. Won Pat International Airport  
19          Authority, the Guam Economic Development Authority, the Guam Housing  
20          Corporation, the Government of Guam Retirement Fund, the Jose D. Leon  
21          Guerrero Commercial Port, the Guam Waterworks Authority and the Guam  
22          Visitors Bureau *shall* pay a COLA in a single payment of One Thousand One  
23          Hundred Dollars (**\$1,100**) to every Government of Guam Retirement Fund retiree  
24          who retired from each respective aforementioned agency as of September 30,  
25          2011, or his survivor, *no later than* November 1, 2011, *unless* the annuitant



1 chooses in writing to receive bi-monthly payments from October 1, 2011 through  
2 September 30, 2012.

3 (c) Each agency mentioned in Subsection (b) *shall* reimburse the General  
4 Fund for any COLA paid by the Fund in Fiscal Year 2012 to retirees who have  
5 retired from that agency and their survivors, *no later than* December 31, 2011.

6 (d) Any retiree or survivor eligible to receive the COLA may waive their  
7 payment authorized herein by filing a notarized affidavit waiving such payment  
8 with the entity responsible for the Retirement Fund.

9 (e) *If* a retiree is both a Defined Benefit and a Defined Contribution  
10 Retiree, her or his survivor *shall only* be entitled to a single COLA payment.

1

## CHAPTER XII

### MISCELLANEOUS PROVISIONS

2           **Section 1. Deficit Reduction.** All unpaid prior year obligations, including  
3 obligations for tax refunds; vendor payables; back pay for employees or other  
4 obligations resulting from judgments or awards approved prior to FY 2012 by any  
5 regulatory body, court or administrative authority, which remain unpaid at the  
6 beginning of FY 2012, *unless* otherwise authorized, *shall* be paid from the un-  
7 appropriated General Fund revenues collected in excess of appropriations and  
8 reserved for deficit reduction pursuant to §22436 of Article 4, Chapter 22 of Title  
9 5, Guam Code Annotated. The obligations *shall* be paid in the order of when they  
10 were incurred, with the longest outstanding obligation being paid first and so forth.  
11 The Department of Administration *shall* transmit a copy of the cumulative prior  
12 year obligations on a quarterly basis to *I Maga'låhen Guåhan*, the Speaker of *I*  
13 *Liheslaturan Guåhan*, and the Office of Finance and Budget. If the Governor  
14 declares that the non-payment of prior year's obligation will disrupt essential  
15 services to a department or agency, he may utilize FY 2012 appropriations for the  
16 agency provided Bureau of Budget and Management Research imposes a  
17 corresponding reserve and reduces the Department's current year allotment by the  
18 same amount.

19           **Section 2. Retirement Option for Government of Guam Employees.** A  
20 member of the Government of Guam Retirement Fund (GGRF) who is eligible for  
21 retirement may retire upon the complete remittance of her or his outstanding  
22 individual contributions to the GGRF, including the employee and employer  
23 retirement contributions. Any and all fees, interest at actuarial set assumed rate of  
24 return for fund investments rates, and penalties required by the GGRF *shall* be paid

1 by the government. This Section *shall not* restrict the continuing remittance of  
2 existing GGRF contributions as required by law or by the GGRF. By the fifteenth  
3 (15th) day of each month, the Director of the GGRF *shall* provide a detailed report  
4 to the Speaker of *I Liheslaturan Guåhan* regarding said remittances and the  
5 number of retirements pursuant to this Section during the previous month. Nothing  
6 herein *shall* be construed to abrogate any provision of Public Law 28-38.

7 **Section 3. Volunteers and Donations for Skinner Plaza, Plaza De**  
8 **España and Guam Congress Building.** The Executive Director of *I Liheslaturan*  
9 *Guåhan* may receive donations, including, but *not* restricted to, donations of goods,  
10 materials and services, for the purpose of maintaining and renovating Skinner  
11 Plaza, the *Plaza De España*, and the Guam Congress Building (also known as the  
12 Old Legislative Building).

13 **Section 4. Temporary Employment of Retired Corrections Officers.**  
14 The Department of Corrections (DOC) may hire retired Guam Corrections Officers  
15 if a critical need arises. Retired corrections officers hired under this Section may  
16 receive their retirement annuity while employed on this temporary basis. Officers  
17 may *only* be hired under this Section to fill positions left vacant because of military  
18 activation of corrections officers or absence due to a long term disability status  
19 which has been certified by a medical doctor. The DOC may exercise this hiring  
20 authority provided its authorized budget for personnel is *not* exceeded in filling  
21 those positions and *shall* be terminated when the incumbent returns from military  
22 service or long-term disability. Retired officers may be hired *only* in the ranks of  
23 Corrections Officers Supervisor I and below, *only* at Step I, and *shall not* receive  
24 sick and annual leave. Officers hired under this Section *shall* meet requirements for  
25 the position in question, except for written examinations, and the Director of DOC  
26 *shall* certify that every retiree hired is fit for duty. Notwithstanding §8121(a),

1 Chapter 8 of Title 4, Guam Code Annotated, retirees hired temporarily pursuant to  
2 this Section may continue to receive retirement benefits. Any employee hired  
3 under this Section *shall* only be eligible to enroll in the Government of Guam  
4 Health Insurance Program as an active employee.

5 **Section 5. Temporary Employment of Retired Guam Police Officers.**

6 The Guam Police Department (GPD) may hire retired Guam Police Officers if a  
7 critical need arises because of military activation of police officers or absence due  
8 to a long term disability status which has been certified by a medical doctor.  
9 Retired police officers hired under this Section may receive their retirement  
10 annuity while employed under this temporary basis. The GPD may exercise this  
11 hiring authority provided its authorized budget for personnel is *not* exceeded. The  
12 retiree hired *shall* fill such a vacant position and *shall* be terminated when the  
13 incumbent returns from military service or long-term disability. Retired officers  
14 may be hired *only* at the ranks of Sergeant I and below, *only* at Step I, and *shall not*  
15 receive sick and annual leave. Officers hired under this Section *shall* first meet the  
16 requirements for the position in question, except for written examinations, and the  
17 Chief of Police of GPD *shall* certify that every retiree hired is fit for duty.  
18 Notwithstanding §8121(a), Title 4, Guam Code Annotated, retirees hired  
19 temporarily pursuant to this Section may continue to receive retirement benefits.  
20 The GPD may pay for Civilian Volunteer Police Reserve stipends to the Police  
21 Reserve Officer to provide temporary services in the absence of the regular police  
22 officer. Any employee hired under this Section *shall* only be eligible to enroll in  
23 the Government of Guam Health Insurance Program as an active employee.

24 **Section 6. Temporary Employment of Retired Guam Firefighters.** The

25 Guam Fire Department (GFD) may hire retired GFD firefighters if a critical need  
26 arises because of military activation of GFD firefighters or absence due to a long

1 term disability status which has been certified by a medical doctor. Retired GFD  
2 firefighters hired under this Section may receive their retirement annuity while  
3 employed under this temporary basis. The GFD may exercise this hiring authority  
4 provided its authorized budget for personnel is *not* exceeded. The retirees hired  
5 *shall* fill such a vacant position and *shall* be terminated when the incumbent  
6 returns from military service or long-term disability. Retired fire personnel may be  
7 hired *only* at the ranks of Fire Specialist and below, *only* at Step I, and *shall not*  
8 receive sick and annual leave. Retired firefighters hired under this Section *shall*  
9 first meet the requirements for the position in question, except for written  
10 examinations, and the Fire Chief of GFD *shall* certify that every retiree hired is fit  
11 for duty. Notwithstanding §8121(a), Title 4, Guam Code Annotated, retirees hired  
12 temporarily pursuant to this Section may continue to receive retirement benefits.  
13 Any employee hired under this Section *shall* only be eligible to enroll in the  
14 Government of Guam Health Insurance Program as an active employee.

15 **Section 7. Temporary Employment of Retired Customs and**  
16 **Quarantine Officers.** The Customs and Quarantine Agency (CQA) may hire  
17 retired Customs and Quarantine Officers if a critical need arises as a result of  
18 military activation of Customs officers or absence due to a long term disability  
19 status which has been certified by a medical doctor or when vacancies cannot be  
20 filled within six (6) months because of the lack of qualified applicants. The CQA  
21 officers hired under this Section may receive their retirement annuity while  
22 employed under this temporary basis. The CQA may exercise this hiring authority  
23 provided its authorized budget for personnel is *not* exceeded. The retired officer  
24 *shall* fill such a vacant position and *shall* be terminated when the incumbent  
25 returns from military service or long-term disability or when a fully-qualified  
26 applicant is available. Retired officers may be hired *only* in the ranks of Customs

1 Officer III and below, *only* at Step I, and *shall not* receive sick and annual leave.  
2 Retirees hired pursuant to this Section *shall* meet requirements for the position in  
3 question, except for written examinations, and the Director of CQA *shall* certify  
4 that every retiree hired is fit for duty. The requirements of Title 17, Article 3,  
5 Chapter 32 are waived for employment pursuant hereto except for §32304(b)(4).  
6 Notwithstanding §8121(a), Title 4, Guam Code Annotated, retirees hired  
7 temporarily pursuant to this Section may continue to receive retirement benefits.  
8 Any employee hired under this Section *shall* only be eligible to enroll in the  
9 Government of Guam Health Insurance Program as an active employee.

10 **Section 8. Temporary Employment of Retired Department of Revenue**  
11 **and Taxation Employees.** The Department of Revenue & Taxation (DRT) may  
12 hire retired employees of the DRT when a critical need arises or absence due to a  
13 long term disability status which has been certified by a medical doctor. The DRT  
14 may exercise this hiring authority provided its authorized budget for personnel is  
15 *not* exceeded in the areas of Tax Collection, Taxpayer Assistance, Tax  
16 Investigation, Auditing, and Tax Processing. Said retirees *shall* be hired at Step I  
17 for the position in question and *shall not* receive sick and annual leave.  
18 Notwithstanding §8121(a), Title 4, Guam Code Annotated, retirees hired  
19 temporarily pursuant to this Section may continue to receive retirement benefits.  
20 Any employee hired under this Section *shall* only be eligible to enroll in the  
21 Government of Guam Health Insurance Program as an active employee.

22 **Section 9. Government of Guam Health Insurance Program**  
23 **Enrollment for Employment Pursuant to Public Law 31-01.** Any employee  
24 hired pursuant to Public Law 31-01 *shall only* be eligible to enroll in the  
25 Government of Guam Health Insurance Program as an active employee.

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

6           **Section 11. Advance Payments for Medical Services.** In order to expedite  
7 acceptance of Medically Indigent Program (MIP) clients at the Joint Commission  
8 accredited facilities for medical treatment approved by the MIP, the Director of  
9 Public Health and Social Services (DPHSS) may advance payments for said  
10 medical treatment or air ambulance program established by Section 33, Chapter V  
11 of Public Law 28-150, and may establish escrow accounts for immediate and  
12 advance payment of medical treatment at hospitals and other medical facilities  
13 accredited by the Joint Commission determined by the Director of DPHSS to be  
14 best able to serve Medically Indigent Program clients.

15           **Section 12. Transfer of Employees.** (a) Notwithstanding any other  
16 provision of law and in recognition of personnel shortages in certain areas, *I*  
17 *Maga'låhen Guåhan* is authorized to transfer employees within or between any  
18 line department or agency of the government of Guam, *except* that:

19                   (1) This Section *shall not* apply to any employee of the Legislative  
20 or Judicial Branches of government;

21                   (2) The transfer of an employee *shall not* result in a loss of pay or  
22 salary;

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

1 (4) Notwithstanding any other provision of law or regulation, no  
2 employee of an autonomous agency may be transferred to a line department  
3 or agency;

4 (5) *I Maga'låhen Guåhan shall* transfer the funding authorized for  
5 that employee's position from the transferor agency to the transferee agency,  
6 including GMHA, DPHSS, DMHSA, *unless* the transfer is from a line  
7 agency to an autonomous agency;

8 (6) This Section *shall not* be used to transfer employees acting in  
9 good faith who report or expose bad business practices, illegal activities, or  
10 inappropriate conduct by public officials; and

11 (7) *No* employee occupying a classified position created by statute  
12 within an agency *shall* be transferred out of an agency nor *shall* such  
13 employee and position be transferred out of such agency. Any employee  
14 whose classified position is created by statute within a specific department  
15 or agency, and has been transferred out of such agency or whose classified  
16 position has been transferred out of such agency *shall* be immediately  
17 transferred back to such agency.

18 (b) *I Maga'låhen Guåhan shall* submit a report to the Speaker of *I*  
19 *Liheslatura* of the transfer of each employee pursuant to this authorization, with  
20 the name and position of the employee being transferred, the line department or  
21 agency the employee is being transferred from, the line department or agency the  
22 employee is being transferred to, the time duration of the transfer, and whether the  
23 transfer is permanent.

24 **Section 13. Contracts Exceeding Funds Restriction.** No agency *shall*  
25 contract or agree to spend any money for goods or services or in settlement of a  
26 lawsuit or claim in excess of the amount appropriated by the Legislature to that



1 Agency for such goods, services, claim, or settlement, and BBMR *shall* not allot  
2 funds to that agency for the payment of any amount towards such goods, services,  
3 claim, or settlement if the total amount of the goods, services, claim, or settlement  
4 is more than the amount appropriated or amount allotted by BBMR. Any contract  
5 or agreement made in violation hereof shall be void. Any agency head or certifying  
6 officer who knowingly contracts or agrees to spend any money in excess of said  
7 allotments shall be guilty of a misdemeanor.

8 **Section 14. Restrictions on Executive Branch Hiring of Unclassified**  
9 **Employees.** *No* government funds of any kind or description may be expended for  
10 the employment or hiring of unclassified employees in the Executive Branch of the  
11 government of Guam, *except* for the following:

12 (a) Certified persons in the Guam Department of Education, as  
13 identified in Subsection (12) of §715 of Chapter 7 of Title 1 of the Guam  
14 Code Annotated;

15 (b) Any academic teaching positions at the University of Guam and  
16 the Guam Community College;

17 (c) Nurses, doctors, licensed health professionals and ancillary  
18 health employees necessary for clinical purposes at the Department of Public  
19 Health and Social Services, the Department of Mental Health and Substance  
20 Abuse, the Office of the Chief Medical Examiner, the Guam Memorial  
21 Hospital Authority, the Guam Police Department, and the Department of  
22 Integrated Services for Individuals with Disabilities;

23 (d) Department of Labor Survey Workers;

24 (e) Systems and Programming Administrator, Junior Systems  
25 Programmer, Senior Programmer Analyst, Junior Application Analyst,  
26 Junior Programmer Analyst and Junior Application Programmer and

1 positions dealing with tax audits, tax investigations, tax collections and  
2 processing of taxes at the Department of Revenue and Taxation;

3 (f) Federally-funded positions (matching and up to 100%);

4 (g) Persons filling temporary vacancies created by the call to active  
5 military duty of employees who are members of the reserve components of  
6 the Department of Defense and the Department of Transportation, including,  
7 but *not* limited to, the United States Army, United States Navy, United  
8 States Marine Corps, United States Air Force, the Army National Guard, the  
9 Air National Guard, and the United States Coast Guard, *or* created by  
10 absence due to a long term disability status which has been certified by a  
11 medical doctor. Departments may exercise this hiring authority provided its  
12 authorized budget for personnel is *not* exceeded;

13 (h) Positions within the Office of *I Maga'låhen Guåhan*, the Office  
14 of *I Segundo Na Maga'låhen Guåhan* and the Guam State Clearinghouse,  
15 and department or agency heads, deputies and private secretaries;

16 (i) Positions within the Mayors Council of Guam;

17 (j) Positions within the Guam Election Commission;

18 (k) Limited-term, part time substitute teachers of the Guam  
19 Department of Education;

20 (l) All persons employed pursuant to this Section, effective  
21 October 1, 2011, *shall* meet the minimum Knowledge, Abilities and Skills  
22 (KAS) associated with such position; and

23 (m) professional engineers required to fill Chief Engineer positions.

24 **Section 15. Board and Commission Meeting Stipends.** Any  
25 compensation or stipend owed to a Board or Commission member for attending a  
26 regular or special meeting in FY 2012 *shall* be paid from the budget of the

1 department or agency responsible for the administrative support and operations of  
2 such Boards or Commissions. Any Board member who has served on a Board  
3 continuously—for ten (10) years or more—may receive a stipend totaling *no more*  
4 *than* Two Hundred Fifty Dollars (**\$250**) per month for meetings attended; however,  
5 Board and Commission members may elect to not receive said compensation.

6 **Section 16. Contracts.** Positions in the classified and unclassified service  
7 *shall not* be filled pursuant to a contractual arrangement, *except* as provided in this  
8 Section for FY 2012.

9 (a) Subject to Chapter 5, Title 5, Guam Code Annotated,  
10 government of Guam departments and agencies may contract with  
11 independent contractors, provided that no agency may contract for services  
12 customarily provided by employees in the classified service, except as  
13 provided by law.

14 (b) Government of Guam departments and agencies that do not  
15 customarily obtain professional services, such as licensed health  
16 professionals, licensed architects, licensed engineers, legal services, actuarial  
17 services and auditing services through an employee in the classified service  
18 in that department or agency may contract to obtain such services.

19 (c) The Office of the Attorney General and the Public Defender  
20 Service Corporation are authorized to contract with attorneys as independent  
21 contractors to provide services in areas in which it is impracticable or  
22 impossible for the office to proceed. Such contracts *shall* be let in  
23 accordance with the procurement laws of Guam. No such independent  
24 contractor hired pursuant to this Section may receive from the government  
25 of Guam any remuneration in any form other than in payment for the  
26 position into which such person is hired. The Office of the Attorney General

1 and the Executive Director of the Public Defender Service Corporation *shall*  
2 file a copy of every such contract with the Chief Procurement Officer and  
3 the Director of DOA together with a written certification stating why it is  
4 impracticable to handle the matter within the office as otherwise constituted.

5 (d) This Section *shall not* apply to the Guam Department of  
6 Education; the University of Guam; the Guam Community College; the  
7 Unified Judiciary when filling positions of justices and judges pro tem, law  
8 clerks, and legal interns; the Department of Revenue and Taxation when  
9 filling the position of legal counsel; *I Liheslaturan Guåhan*; the Guam  
10 Memorial Hospital; and the Department of Public Health and Social  
11 Services and the Department of Mental Health and Substance Abuse when  
12 filling positions of licensed health professionals.

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

19 **Section 17. Wireless Communications Restrictions.** *No* government of  
20 Guam funds, regardless of source and including funds expended by autonomous  
21 agencies, *shall* be expended for the use of cellular telephones, cellular telephone  
22 services and other wireless telephone services, *unless* the government of Guam  
23 will be reimbursed from Federal funds or other grants. This Section *shall not*  
24 apply to *I Maga'låhen Guåhan*; *I Segundo Na Maga'låhen Guåhan* ; the Speaker  
25 of *I Liheslaturan Guåhan*; the Chief Justice of the Supreme Court of Guam; the  
26 Presiding Judge of the Superior Court of Guam; official use of the Crisis Hotline

1 Program of the Department of Mental Health and Substance Abuse; law  
2 enforcement officials; on-call health professionals at the Guam Memorial Hospital  
3 Authority, the Department of Mental Health and Substance Abuse, and the  
4 Department of Public Health and Social Services; Village Mayors and Vice  
5 Mayors; the Guam Fire Department and EMS officials; on-call emergency  
6 management personnel; the Chief Medical Examiner, and the Guam Visitors  
7 Bureau.

8 **Section 18. Deposit for Random Drug Testing for Testing Designated**  
9 **Positions.** The sum of Twenty Thousand Three Hundred Forty-Six Dollars  
10 **(\$20,346)** is authorized from the General Fund and Special Fund appropriations in  
11 this Act and identified in Appendix IV, representing the total of all appropriations  
12 in this Act to individual agencies for random drug testing of employees in Testing  
13 Designated Positions (TDP) delineated in the Department of Administration Drug  
14 Free Workplace Program (DFWP Operating Procedures), and *shall* be deposited  
15 into an account with the Department of Administration. This Fund *shall not* be  
16 subject to *I Maga'låhen Guåhan*'s transfer authority.

17 **Section 19. Program Reporting Requirements for Employment,**  
18 **Employment Placement, and Job Training Programs at the Guam**  
19 **Community College, the University of Guam, and the Guam Department of**  
20 **Labor.**

21 (a) The President of the University of Guam, the President of the  
22 Guam Community College, and the Director of the Guam Department of  
23 Labor *shall* transmit a report to *I Maga'låhen Guåhan* and to the Speaker of  
24 *I Liheslaturan Guåhan*, *no later than* June 30 of each year, the actual  
25 number of program completers and/or certificates issued for each program,  
26 and employment data for said program completer for the two (2) years

1 following completion of their respective programs, to include salary levels,  
2 job location, or whether the job is in the same field as the program.

3 (b) The report mandated in Subsection (a) *shall* also be posted on  
4 each agency's respective website.

5 **Section 20.** If any Cost Accounts created by this Act require existing  
6 automated postings within the Government of Guam Financial Management  
7 System to be manually duplicated to conform to the requirements in this Act the  
8 Department of Administration may instead report the details of the Cost Account  
9 outside the Financial Management System.

10 **Section 21. Authorization for Payment of Prior Year Obligation.** The  
11 sum of One Hundred Thirty Six Thousand Fifty Four Dollars and Thirty Eight  
12 Cents (\$136,054.38) is hereby authorized to be expended by the Department of  
13 Public Works from its Base Operational Appropriations in Section 1(k) of Chapter  
14 V of this Act, to satisfy the outstanding debt balance owed for the completion of  
15 the Guam Public Market Redevelopment Project, Phase II-Department of  
16 Commerce Project No. 320-5-1008-L-AGN, which was completed in 1995 in full  
17 accordance with all Project Contract requirements, including Change Orders #1  
18 and #2. *I Maga'låhen Guåhan* is also authorized to transfer up to One Hundred  
19 Thirty Six Thousand Fifty Four Dollars and Thirty Eight Cents (\$136,054.38) from  
20 any agency's appropriation in Chapter V, to the Department of Public Works, to  
21 satisfy the outstanding debt balance herein.

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**CHAPTER XIII**  
**ADMINISTRATIVE PROVISIONS**

**Section 1.** Chapter 53 of Title 11 of the Guam Code Annotated is hereby *added* to read:

**“Guaranteed Payment of Income Tax Refund Payment System**

**§ 53101. Short Title.**

**§ 53102. Definitions.**

**§ 53103. Income Tax Refund Payment as a Proportion of Revenue Collections.**

**§ 53104. Ministerial Duty No Discretion.**

**§ 53101. Short Title.**

This Chapter *shall* be known and may be cited as the “Guaranteed Payment of Income Tax Refund Payment Mechanism.”

**§ 53102. Definitions.**

For purposes of this section, except as otherwise specifically provided, the following words and phrases, together with all of the common derivatives thereof (i.e. verbs, plurals, feminine, gender, etc.) *shall* have the meaning ascribed to them in this Section.

- (a) “taxpayer” means an individual person and not a legal entity such as corporations, partnerships, etc that pays taxes or is subject to taxation;
- (b) “provision” means the annual provision for income tax refunds stipulated in the annual budget act; “refunds” means taxes due to taxpayer for excess payments to assessment;
- (c) “revenues” means cash collections of the Government of Guam that have been earned prior to the close of the fiscal year;

1 (d) “revenue projection” means the adopted revenues by the Guam  
2 Legislature for the fiscal year;

3 (e) “return” means an income tax return form along with necessary schedules  
4 and addendums;

5 (f) “A-status returns” means an income tax return that certified by the  
6 Department of Revenue and Taxation as ready for payment

7 **§ 53103. Income Tax Refund Payment as a Proportion of Revenue Collections**

8 Within ten (10) days of the end of each month, the Director of the  
9 Department of Administration in conjunction with the Director of the Department  
10 of Revenue and Taxation *shall* transmit a status report to the Speaker of *I*  
11 *Liheslaturan Guåhan* on actual Business Privilege Tax revenues collected from the  
12 month just ended versus the projected revenues for the same month. The status  
13 report *shall* note any variances between projected revenues and actual revenue  
14 collections. The same report *shall* provide the total amount of income tax refunds  
15 paid for in the previous month.

16 The following actions *shall* be taken within three (3) days of the report’s  
17 transmittal by the Director of the Department of Revenue and Taxation based on  
18 the variance noted in the status report:

19 (a) If actual revenue collections are equal to projected revenues, the Director  
20 of the Department of Administration *shall* pay the full value of the provision  
21 apportioned for the month;

22 (b) If actual revenue collections exceed projected revenues, the Director of  
23 the Department of Administration *shall* pay the full value of the provision  
24 apportioned for the month; actual revenue collections in excess of revenue  
25 projections *shall* be handled according to the *Annual Appropriations Act* or  
26 through an appropriation by *I Liheslaturan Guåhan*;



1 (c) If actual revenue collections are below projected revenues, the Director  
2 of the Department of Administration *shall* pay a proportional value of the  
3 provision commensurate with revenue collections.

4 **§ 53104. Ministerial Duty No Discretion.** All actions required of all public  
5 officials pursuant to this Act *shall* be ministerial duty and no public official *shall*  
6 have any discretion not to perform as required by this Act. All public officials who  
7 fail to act pursuant to this act *shall* be punishable under all applicable laws, rules  
8 and regulations of Guam.”

9 **Section 2.** §51102, Chapter 51, Title 11 of the Guam Code Annotated is  
10 hereby *amended* to read:

11 **“§ 51102. Deposit of Funds.**

12 The Director of the Department of Administration (DOA) *shall*  
13 directly deposit, upon receipt of the business privilege taxes levied pursuant  
14 to Article 2 of Chapter 26 of Title 11 of the Guam Code Annotated, or any  
15 successor thereto, and any payment of income tax, including, but *not* limited  
16 to, individual, corporate and withholding taxes, interest and penalties, to the  
17 Trust Fund, fifty percent (50%) of the business privilege taxes levied  
18 pursuant to Article 2 of Chapter 26 of Title 11 of the Guam Code Annotated,  
19 or any successor thereto, plus a portion of the income tax payment received  
20 that is necessary to achieve the Required Calculated Deposit (RCD). The  
21 RCD is to be calculated by multiplying the amount of the income tax  
22 payments received by the quotient derived by the provision for tax refunds  
23 (the dividend) divided by the total income taxes, including, but *not* limited  
24 to, individual, corporate and withholding taxes, interest and penalties, (the  
25 divisor) amounts adopted in the pertinent government of Guam fiscal year  
26 budget. ~~so that, a~~At the end of the fiscal year, the total amount set aside in

1 said budget for income tax refunds, the earned income tax credit and  
2 advanced child tax credits *shall* have been deposited in said Fund consistent  
3 with the RCD. The funds deposited in the Trust Fund by the Director of  
4 Administration *shall* immediately be transferred to the Income Tax Reserve  
5 Fund upon the written request of the Tax Commissioner for payments made  
6 pursuant to § 50105 of Chapter 50, Division 2 of Title 11 of the Guam Code  
7 Annotated. The interest earned by money in the Trust Fund *shall* be held in  
8 the Fund.”

9 **Section 3. Authorization for Matching Requirements for Federal**  
10 **Grants-in-Aid.** All departments are authorized to expend funds appropriated in  
11 this Act for matching requirements of Federal grants.

12 **Section 4. Carryover of Local and Federal Matching Program Funds**  
13 **for Grants.** The Local and Federal Matching Funds for programs whose expiration  
14 dates extend beyond September 30, 2012 *shall not* lapse and may be expended  
15 throughout the period of the grant award.

16 **Section 5. Government of Guam Retirement Fund Rate of**  
17 **Contribution.** In accordance with §8137(e) of Article 1, Chapter 8 of Title 4 of  
18 the Guam Code Annotated, the government rate of contribution to the Government  
19 of Guam Retirement Fund throughout Fiscal Year 2012 *shall* be twenty eight and  
20 thirty hundredths percent (28.30%).

21 **Section 6. Autonomous Agency Revenues and Expenditures Reported**  
22 **to *I Maga'låhen Guåhan* and *I Liheslaturan Guåhan*.** Notwithstanding any other  
23 provision of law, every autonomous and semi-autonomous agency or public  
24 corporation in the government of Guam *shall* report all revenues and expenditures  
25 for all funds under its purview and administration to *I Maga'låhen Guåhan* and the  
26 Speaker of *I Liheslaturan Guåhan*, in a Microsoft Excel file and a written report,

1 on a monthly basis and post the same on its website. Each monthly report *shall* be  
2 due *no later than* thirty (30) days after the end of each month.

3 **Section 7. Revenue Tracking Report.** The Director of BBMR, in  
4 collaboration with the Director of DRT and the Director of DOA, *shall* determine,  
5 after the end of each month of the fiscal year, the revenue tracking for the balance  
6 of the fiscal year, based upon the actual collections of the preceding month, and  
7 prepare a statement comparing “actual” and “projected” revenues. Said statement  
8 *shall* be certified as to its accuracy by each of the aforementioned Directors, and  
9 submitted to the Speaker of *I Liheslaturan Guåhan*, in a Microsoft Excel file and a  
10 written report, *no later than* thirty (30) days after the end of each month of the  
11 fiscal year. Said statements *shall* be posted quarterly on BBMR’s website. The  
12 Director of BBMR, the Executive Director of *I Liheslaturan Guåhan*, and the  
13 Director of the Office of Finance and Budget *shall* meet from time to time to  
14 revise, approve, and implement changes to the format of the report.

15 **Section 8. Prior Year Appropriations Report.** *I Liheslaturan Guåhan*  
16 finds that in order to work effectively to reduce and manage the deficit of the  
17 government of Guam, it will need to repeal or de-appropriate past appropriations,  
18 which remain outstanding but *not* expended. To assist in this effort, the  
19 Department of Administration, in collaboration with the Office of Finance and  
20 Budget, *shall* submit a report to the Speaker of *I Liheslaturan Guåhan* on January  
21 1, 2012 delineating any appropriation from *all* fiscal years prior to 2012, which  
22 have *not* been encumbered or fully expended as of the date of the report. The  
23 report *shall* also delineate those appropriations from FY 2011 and prior fiscal years  
24 which have been carried forward to Fiscal Year 2012 pursuant to law or this Act  
25 and the expenditures thereon. Thereafter, monthly updates to the report *shall* be

1 submitted until unexpended appropriations from prior fiscal years are eliminated  
2 by repeal or other operation of law.

3       **Section 9. Exemption from BBMR Allotment Release Control.** §1303,  
4 Title 5, Guam Code Annotated, *shall not* apply to the Mayors' Council of Guam,  
5 the Office of Public Accountability, the Office of Finance and Budget, *I*  
6 *Liheslaturan Guåhan*, the Public Defender Service Corporation, and the Unified  
7 Judiciary of Guam. Said entities may draw against their respective appropriations  
8 as needed to meet their obligations in accordance with a drawdown schedule that  
9 said entities *shall* submit the schedule to the Director of DOA, *no later than*  
10 October 31, 2011. Failure to submit such drawdown schedule *shall* subject such  
11 entity to the allotment release control by BBMR.

12       **Section 10. Special Fund Transfer.** Unless specified in this Act, *I*  
13 *Maga'låhen Guåhan* is authorized to transfer to the General Fund any cash  
14 available from any appropriated Special Fund to fund the appropriations authorized  
15 by this Act. All cash amounts from Special Funds transferred to cover the  
16 appropriations authorized by this Act or any other Act or Law authorizing  
17 appropriations *shall* be promptly reimbursed to the Special Fund from which it was  
18 withdrawn within sixty (60) days after receipt of said funds. *I Maga'låhen*  
19 *Guåhan shall* submit a report to the Speaker of *I Liheslaturan Guåhan* on the fifth  
20 (5th) day of every month on all transfers made pursuant to this Section. Said  
21 report *shall* enumerate the amount of each transfer, identify the funds to and from  
22 which the transfer was made and state the purpose of each transfer. Unless  
23 otherwise restricted or specifically allowed by this Act, for FY 2012 *I Maga'låhen*  
24 *Guåhan* is authorized to transfer *up to* fifteen percent (15%) between agencies'  
25 Fiscal Year 2012 Special Fund base operational (*except* the utility funds)  
26 appropriations contained in Chapter V and in Parts II, III and IV of Chapter III of

1 this Act; provided that notice of each transfer and justification therefore are  
2 delivered within fifteen (15) working days after the transfer is made to the Speaker  
3 of *I Liheslaturan Guåhan* and the Office of Finance and Budget.

4 **Section 11. Secondary and Tertiary Road Projects.** *I Maga'låhen*  
5 *Guåhan*, after consultation with the Village Mayors, may delete and add secondary  
6 and tertiary road repair projects to the list in Part IV of Chapter II of Public Law  
7 28-68, if such amendment is necessitated by changes in cost estimates, availability  
8 of funds or critical needs, provided that the repair of potholes on primary and  
9 secondary roads *shall* remain a high priority and *shall* commence as soon as  
10 practicable. The Directors of the Bureau of Budget and Management Research and  
11 the Department of Public Works *shall* report to *I Liheslaturan Guåhan* the status  
12 and balance of the appropriations made to fund the repair of such road projects  
13 pursuant to PL 28-68.

14 **Section 12. Facilities Insurance Requirements.** Every department and  
15 agency of the government of Guam, through the Department of Administration,  
16 may expend such sums as necessary from the department or agency's  
17 appropriations for operations contained in this Act, for insurance of government-  
18 owned facilities, built or repaired with FEMA grant funds, where such insurance is  
19 required by FEMA.

20 **Section 13. Reporting Requirements for Non-Profit Organizations.** All  
21 non-profit organizations that receive funds pursuant to this Act *shall* maintain  
22 financial records that accurately account for said funds and *shall* provide a  
23 budgetary breakdown by object category to the department or agency that oversees  
24 the appropriation. The non-profit organization *shall* be provided a copy of this  
25 Section by the department or agency overseeing such appropriation, but this duty  
26 *shall not* prevent any non-profit organization from carrying out its responsibilities

1 under this Section. The non-profit organization *shall* also provide to said  
2 department:

3 (a) A quarterly report describing its activities during the reporting  
4 period and the results it achieved *no later than* twenty (20) days after the end  
5 of each quarter;

6 (b) Notification of all procurement of equipment and services of  
7 Five Thousand Dollars (**\$5,000**) or more prior to awarding the contract  
8 therefore;

9 (c) Access to the overseeing department or agency's duly  
10 authorized representative, and government of Guam auditors, to appropriate  
11 records for the purpose of audit and examination of books, documents,  
12 papers and records of funds expended under the appropriation;

13 (d) Submission of a detailed inventory listing of each year's  
14 purchases, as certified by its certifying officer; and

15 (e) A final report to the overseeing department or agency for  
16 submission to *I Liheslaturan Guåhan* containing a full disclosure of all  
17 expenditures of funds appropriated by this Act *no later than* November 15,  
18 2012. The overseeing department or agency *shall* post the same on its  
19 website.

20 (f) Non-compliance with these reporting requirements will subject  
21 the non-profit organization to a three percent (3%) reduction of its  
22 appropriation(s) and the overseeing agency's contract with the organization  
23 *shall* so provide.

24 **Section 14. Fund Reversions.** *Unless* otherwise specified in this Act:

1 (a) General Fund Reversion. All unexpended or unencumbered  
2 appropriations made from the General Fund pursuant to this Act *shall* revert  
3 to the General Fund on the last day of Fiscal Year 2012.

4 (b) Tourist Attraction Fund Reversion. All unexpended or  
5 unencumbered appropriations made from the Tourist Attraction Fund  
6 pursuant to this Act *shall* revert to the Tourist Attraction Fund on the last  
7 day of Fiscal Year 2012.

8 (c) Healthy Futures Fund Reversion. All unexpended or  
9 unencumbered appropriations made from the Healthy Futures Fund pursuant  
10 to this Act *shall* revert to the Healthy Futures Fund on the last day of Fiscal  
11 Year 2012.

12 (d) Territorial Education Facilities Fund Reversion. All  
13 unexpended or unencumbered appropriations made from the Territorial  
14 Education Facilities Fund pursuant to this Act *shall* revert to the Territorial  
15 Education Facilities Fund on the last day of Fiscal Year 2012.

16 (e) Guam Highway Fund Reversion. All unexpended or  
17 unencumbered appropriations made from the Guam Highway Fund pursuant  
18 to this Act *shall* revert to the Guam Highway Fund on the last day of Fiscal  
19 Year 2012.

20 **Section 15. Restriction on the Home Use of Government of Guam**  
21 **Vehicles.** *Except* when expressly permitted by §1103(c) of Chapter 1, Title 4,  
22 Guam Code Annotated, or any other law, *no* government of Guam owned, leased  
23 or rented vehicles may be driven home by an employee *unless* such employee is on  
24 call as an emergency first responder.

25 **Section 16. Transfer Authority of *I Maga'låhen Guåhan*.** Unless  
26 otherwise restricted or specifically allowed by this Act for FY 2012 *I Maga'låhen*

1 *Guåhan* is authorized to transfer *up to* fifteen percent (15%) between Fiscal Year  
2 2012 General Fund Executive Branch base operational (*except* the utility funds)  
3 appropriations contained in Chapter V and in Parts II, III and IV of Chapter III of  
4 this Act; *provided* that notice of each transfer and justification therefore are  
5 delivered within fifteen (15) working days before the transfer is made to the  
6 Speaker of *I Liheslaturan Guåhan* and the Office of Finance and Budget.  
7 Notwithstanding any other provision of law, no funds *shall* be transferred out of  
8 the Guam Department of Education Operations Fund or Fiscal Year 2012 General  
9 Fund appropriations made to the Guam Department of Education, the Unified  
10 Judiciary, *I Liheslaturan Guåhan*, the Office of Finance and Budget, the Mayors  
11 Council, the Public Defender Service Corporation, and the Office of Public  
12 Accountability.

13 **Section 17. Email Addresses Paid for with Government of Guam**  
14 **Funds.** The Office of *I Maga'låhen Guåhan* *shall* create a list of all email  
15 addresses paid for by any funds appropriated by this Act and *shall* post said list on  
16 the respective agency's or branch's website and the Office of *I Maga'låhen*  
17 *Guåhan*'s website.

18 **Section 18. Combined Purchase of Textbooks.** The Guam Department of  
19 Education, the University of Guam, and the Guam Community College *shall*  
20 together develop a more cost-effective method of purchasing textbooks for the  
21 government of Guam, in which the government would benefit from the economies  
22 of scale and combined purchasing power of the three (3) institutions. The joint  
23 proposal *shall* target implementation for School Year 2011-2012 and *shall* be  
24 submitted to *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan* *no*  
25 *later than* January 15, 2012.



1           **Section 19. Uniform Allowances.** Uniform allowances authorized in this  
2 Act *shall not* be less than One Hundred Fifty Dollars (**\$150**) for the Fiscal Year,  
3 and *shall* be issued to the employees *no later than* the end of the first quarter of FY  
4 2012.

5           **Section 20. Administration of Deficit Reduction.** The Department of  
6 Administration is hereby designated the authority to receive and process claims  
7 submitted pursuant to Section 1 of Chapter XII of this Act.

8           **Section 21. Government Staffing Pattern**

9           (a) Staffing Pattern. *No later than* thirty (30) days after the end of each  
10 quarter of Fiscal Year 2012, every director, administrator or head of a government  
11 of Guam agency, excluding line agencies, *shall* submit to the Speaker of *I*  
12 *Liheslaturan Guåhan*, in a Microsoft Excel file and written report, and post the  
13 same on the agency website a current staffing pattern in the format of the  
14 Executive Branch FY 2012 Budget Call, as of the close of the previous quarter.  
15 The agencies required to submit are all autonomous and semi-autonomous  
16 agencies, public corporations, the Mayors' Council of Guam, and the Unified  
17 Judiciary. Said staffing pattern *shall* include, at a minimum, the name of every  
18 current employee and her or his position title, most recent hire date, salary,  
19 increment costs and benefit costs, the funding source for her or his salary and  
20 benefits, and the gross salary and benefits paid for during the quarter.

21           (b) *No later than* thirty (30) days after the end of each quarter of Fiscal  
22 Year 2012, the Director of the DOA *shall* post the government wide line agency  
23 staffing pattern on the bit.guam.gov portal on the budget website, in a Microsoft  
24 Excel file and written report. The format of the report *shall* be the current staffing  
25 pattern in the format of the Executive Branch FY 2012 Budget Call, as of the close  
26 of the previous quarter. Said staffing pattern *shall* include, at a minimum, the name

1 of every current employee and her or his position title, most recent hire date,  
2 salary, increment costs and benefit costs, the funding source for her or his salary  
3 and benefits, and the gross salary and benefits paid for during the quarter.

4       **Section 22. Monthly Statement of Revenues, Expenditures and Changes**  
5 **in Fund Balance Report.** The Director of the Department of Administration *shall*  
6 submit a Monthly Statement of Revenues, Expenditures and Changes in Fund  
7 Balance Report to *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan*  
8 *Guåhan*, in a Microsoft Excel file and written report *no later than* twenty (20) days  
9 after the end of each month. Each monthly report *shall* itemize (a) the Revenues by  
10 (1) Individual Income Taxes, (2) Corporate Taxes, (3) Withholding Taxes, (4)  
11 Interest and Penalties, (5) Gross Receipts Taxes, (6) Federal Sources, (7) Use of  
12 Money and Property, (8) Licenses, Fees and Permits, (9) Department Charges, and  
13 (10) Other Revenues; (b) the Expenditures by Department by Object Class; and (c)  
14 Other Sources (Uses) by Transfers In, Transfers Out, Other Sources, and Other  
15 Uses. The Transfers In *shall* be itemized by Fund transferred from and Transfers  
16 Out *shall* be itemized by Fund transferred to. Each monthly report *shall* be posted  
17 on the Department of Administration's website as a Microsoft Excel file *no later*  
18 *than* twenty (20) days after the end of each month.

19       **Section 23. Monthly Cash Balance Reports for General and Special**  
20 **Funds.** The Director of the Department of Administration *shall* submit a monthly  
21 report of beginning cash balances, cash deposits, cash withdrawals, and ending  
22 cash balances of the government of Guam General, Special Funds and Trust Funds  
23 and Accounts to *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan*,  
24 in a Microsoft Excel file and written report *no later than* twenty (20) days after the  
25 end of each month. The Director *shall* prepare the report in the format prescribed  
26 and prepared by the Office of Finance and Budget for reporting purposes. Said

1 format *shall* be prepared by the Office of Finance and Budget by October 31, 2011.  
2 Each monthly report *shall* itemize *all* General Fund and Special Fund cash  
3 balances by bank, by bank account name, by bank account number, and by fund  
4 name.

5 **Section 24. Reporting Requirements for Boards and Commissions.**

6 The governing Boards and Commissions of *all* agencies, public  
7 corporations, and departments of the government of Guam that are not  
8 appropriated funds from the General Fund pursuant to this Act *shall* provide  
9 electronic copies of the monthly Board and Commission meeting agendas,  
10 approved minutes, and other attachments and addendums as discussed in each  
11 monthly meeting, to *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan*  
12 *Guåhan* no later than fifteen (15) days after the end of said meeting and post the  
13 same on its website or the agency, public corporation, or department to which it  
14 governs.

15 **Section 25. Severability.** If any provision of this Act or its application to  
16 any person or circumstance is held invalid, the invalidity *shall not* affect other  
17 provisions or applications of this Act which can be given effect without the invalid  
18 provision or application and to this end the provisions of this Act are severable.

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**CHAPTER XIV  
COST ACCOUNTS**

**PART I – GOVERNMENT OF GUAM EMPLOYEE  
MEDICAL, DENTAL, AND LIFE INSURANCE**

2           **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan*  
3 that the Medical, Dental and Life Insurance Appropriations for Fiscal Year 2012  
4 maintain funding levels according to the maintenance of effort and according to its  
5 expenditure levels in Fiscal Year 2011 less any negotiated decreases to FY 2011  
6 premiums and maintaining the FY 2011 ratios for Employer/Employee and  
7 Employer/Retiree contributions with the exception of a \$2000 deductible Health  
8 Savings Account medical insurance plan which shall have a \$0 employee  
9 contribution.

10           **Section 2. Health Benefit Cost Account.**

11           (a) There is hereby created a Health Benefit Cost Account. All  
12 appropriations to the Health Benefit Cost Account in this Act and subsequent Acts  
13 for the health, life and dental premiums of departments or agencies *shall only* be  
14 used by the Department of Administration to pay for health, life and dental  
15 insurance premiums for the specified department or agency. This Cost Account  
16 *shall not* be subject to *I Maga'låhen Guåhan's* transfer authority.

17           (b) All health insurance carriers for the government of Guam *shall* file a  
18 monthly written report with the Department of Administration aggregating the:

19           (1) Enrollees, both subscribers and dependents, by active employee  
20 and retiree subscriber counts by plan by class by groups supported/paid by  
21 the General Fund, detailed by agency/department; and enrollees, both  
22 subscribers and dependents, by active employee and retiree subscriber

1 counts by plan by class by groups supported/paid by autonomous agencies of  
2 the government of Guam, detailed by autonomous agency.

3 (2) Autonomous agencies within this Subsection *shall* include the  
4 Guam Power Authority, the Guam Waterworks Authority, the Jose D. Leon  
5 Guerrero Commercial Port, the A.B. Won Pat International Airport  
6 Authority, the Guam Housing Corporation, the Guam Housing and Urban  
7 Renewal Authority, the Guam Economic Development Authority, the  
8 Government of Guam Retirement Fund, and the Guam Visitors Bureau.

9 (3) This report *shall* be filed with *I Maga'låhen Guåhan* and the  
10 Speaker of *I Liheslaturan Guåhan* no later than twenty (20) days after the  
11 end of each month of Fiscal Year 2012.

12 (c) All health insurance carriers for the government of Guam *shall* file a  
13 monthly written report detailing each individual health insurance premium  
14 payment received by the government of Guam health insurance carrier from the  
15 government of Guam, by date and by agency to *I Liheslaturan Guåhan* no later  
16 than twenty (20) days after the end of each month of Fiscal Year 2012.

17 (d) The Office of Public Accountability *shall* conduct a quarterly audit of  
18 all reports submitted by insurance carriers by obtaining supporting documents from  
19 all agencies and departments, autonomous or otherwise, of the government of  
20 Guam to confirm and substantiate reported premium payments.

21 **Section 3. Chapter VI of Public Law 31-74 is hereby repealed in its**  
22 **entirety. Section 1.**

23 ~~“CHAPTER VI~~

24 ~~DEFICIT REDUCTION AND COMPASSION FOR PEOPLE FIRST ACT~~

25 ~~OF 2011~~

1           ~~Section 1. Legislative Statement and Intent. I Liheslaturan Guåhan finds~~  
2 ~~that the payment to retirees who were eligible to be part of the class action suit,~~  
3 ~~Rios v. Camacho, Superior Court No. SP0206-93 has yet to be paid in full by the~~  
4 ~~government of Guam. I Liheslaturan Guåhan wishes to work toward the~~  
5 ~~completion of the payment of the Cost of Living Allowance (COLA) awards to~~  
6 ~~bring finality to this injustice the manåmko' and their heirs have endured. These~~  
7 ~~retired dedicated public servants struggle every day find the resources for the most~~  
8 ~~basic needs, such as medical care, maintenance medications, and providing daily~~  
9 ~~nutrition needs, and sometimes forgo such needs due to lack of financial resources.~~

10           ~~I Liheslaturan Guåhan further finds that the current non-payment of income~~  
11 ~~tax refunds to the people of Guam imparts undeserved financial burdens and~~  
12 ~~hardships on the taxpayers of Guam and that the prioritization of the payments of~~  
13 ~~tax refunds is of utmost importance to I Liheslaturan Guåhan. These emergency~~  
14 ~~tax refunds are needed to help family members with needed life saving medical~~  
15 ~~care, both on-island and off-island, save family homes, work transportation and~~  
16 ~~even burying loved ones who are not able to get the medical care on time due to~~  
17 ~~lack of financial resources.~~

18           ~~I Liheslaturan Guåhan further finds that the Committee on Appropriations,~~  
19 ~~Taxation, Public Debt, Banking, Insurance, Retirement, and Land (Committee) has~~  
20 ~~diligently worked toward the reimbursement of the funds from the Guam~~  
21 ~~Waterworks Authority (GWA) in accordance with Public Law 30-145, which~~  
22 ~~requires that Twenty Million Dollars (\$20,000,000) of the principal amount of the~~  
23 ~~GWA's Series Bond be used to pay the balance of the government of Guam~~  
24 ~~Limited Obligation (Section 30) Series 2001A bond and any other portions of~~  
25 ~~Bonds or Loans paid for by General Fund revenues for which the GWA has~~  
26 ~~received proceeds.~~

1 ~~I Liheslaturan Guåhan understands that the Committee had to work~~  
2 ~~diligently in order to uphold the spirit and letter of Public Law 30-145, due to the~~  
3 ~~incessant disregard of Public Law 30-145 by the Consolidated Commission on~~  
4 ~~Utilities (CCU) and the GWA. On June 2, 2011, the Public Utilities Commission~~  
5 ~~(PUC) dutifully and rightfully upheld and ordered that the CCU and the GWA~~  
6 ~~reimburse the government of Guam in the amount of Eighteen Million Three~~  
7 ~~Hundred Thirty Three Thousand Three Hundred Thirty Three Dollars~~  
8 ~~(\$18,333,333).~~

9 ~~I Liheslaturan Guåhan further finds that the use of such reimbursed funds~~  
10 ~~from the GWA will not only decrease the government of Guam's deficit by the~~  
11 ~~cash infusion of Eighteen Million Three Hundred Thirty Three Thousand Three~~  
12 ~~Hundred Thirty Three Dollars (\$18,333,333), but will provide a stimulus to our~~  
13 ~~fragile economy. Therefore, it is the intent of I Liheslaturan Guåhan to appropriate~~  
14 ~~these reimbursed funds for the purposes of COLA payments for retirees in~~  
15 ~~accordance with the judgment rendered in Rios v. Camacho, Superior Court No.~~  
16 ~~SP0206-93 and paying emergency income tax refunds.~~

17 ~~Section 2.—Appropriation of Reimbursed Funds from the GWA. The sum~~  
18 ~~of Eighteen Million Three Hundred Thirty Three Thousand Three Hundred Thirty~~  
19 ~~Three Dollars (\$18,333,333) reimbursed and received from the Guam Waterworks~~  
20 ~~Authority by the government of Guam in accordance with Public Law 30-145 is~~  
21 ~~hereby authorized for the following:~~

22 ~~(a) Fifty percent (50%) of the funds appropriated herein is hereby~~  
23 ~~appropriated to pay for income tax refunds for Tax Year 2009 and prior for~~  
24 ~~“A-status returns” and approved requests for emergency tax refunds~~  
25 ~~payments filed with the Department of Revenue and Taxation and shall be~~  
26 ~~deposited by the bond trustee of the Guam Waterworks Authority, or any~~

1 ~~other entity from which such reimbursed funds are held, directly into the~~  
2 ~~Income Tax Refund Efficient Payment Trust Fund. For the purposes of this~~  
3 ~~Section, an A-status return means income tax returns that are certified by the~~  
4 ~~Department of Revenue and Taxation and ready for payment.~~

5 ~~(b) Fifty percent (50%) of the funds appropriated herein is hereby~~  
6 ~~appropriated to the Government of Guam Retirement Fund (GGRF) for the~~  
7 ~~payment of principal and interest that is owed to qualified retirees pursuant~~  
8 ~~to Rios v. Camacho, Superior Court No. SP0206-93, and shall be deposited~~  
9 ~~by the bond trustee of the Guam Waterworks Authority, or any other entity~~  
10 ~~from which such reimbursed funds are held, to the GGRF. Such payment of~~  
11 ~~principal and interest shall be prepared and disbursed in accordance with~~  
12 ~~Section 3 of this Law.~~

13 ~~Section 3. Cost of Living Allowance (COLA) Preparation and~~  
14 ~~Disbursement Provisions.~~

15 ~~(a) The Government of Guam Retirement Fund and the~~  
16 ~~Department of Administration (DOA) shall perform the preparation of~~  
17 ~~payments to COLA recipients according to Section 2(b) of this Chapter.~~  
18 ~~Upon preparing COLA payments, the DOA shall request from the~~  
19 ~~Government of Guam Retirement Fund, the funds required to prepare COLA~~  
20 ~~payments and shall be paid out from the bank account set forth in Section~~  
21 ~~3(c) of this Chapter.~~

22 ~~(b) The disbursement provisions for the appropriation in Section~~  
23 ~~2(b) are principal or interest from principal owed to claimants set forth in~~  
24 ~~Title 5, Guam Code Annotated, Chapter 6, Article 4, §6404(d)(1) starting~~  
25 ~~with the claimant with the lowest initial award from the class settlement,~~  
26 ~~followed by the next lowest initial award from the class settlement, followed~~



1 by the next lowest initial award and repeating this disbursement  
2 methodology until all the funds appropriated in Section 2(b) of this Chapter  
3 are exhausted.

4 (c) — The funds requested and received by the DOA in accordance  
5 with Section 3(a) shall be deposited into a bank account, separate and apart  
6 from the General Fund, and shall only be withdrawn or expended for the  
7 payment of principal and interest that is owed to qualified retirees pursuant  
8 to *Rios v. Camacho*, Superior Court No. SP0206-93. Any funds transferred  
9 to the bank account set forth in this Section, shall not be subject to the  
10 transfer authority of I Maga`lahen Guåhan.

11 Section 4. — Reporting. The DOA shall submit a written report regarding the  
12 reimbursed funds from the Guam Waterworks Authority as indicated in Section  
13 2(a) and (b) as follows:

14 (a) — A detailed, written report of the actual expenditure of the  
15 appropriation and the total amount deposited into the Income Tax Refund  
16 Efficient Payment Trust Fund as outlined in Section 2(a) of this Act shall be  
17 reported to I Liheslaturan Guåhan no later than September 30, 2011.

18 (b) — A detailed written report of the total amount requested from the  
19 Government of Guam Retirement Fund, the total amount received from the  
20 Government of Guam Retirement Fund, the total amount disbursed and paid  
21 to for the purposes set forth in Section 2(b), and a reconciliation and  
22 explanation if there is/are any differences between such totals to I  
23 Liheslaturan Guåhan within forty-five (45) days after being reimbursed by  
24 the Guam Waterworks Authority.

25 No portion of this appropriation shall be used for purposes other than  
26 that which are specifically authorized in Section 2 of this Chapter.

1       ~~Section 5. Severability. If any provisions of this Law or the application~~  
2 ~~thereof to any person or circumstance is held invalid, such invalidity shall not~~  
3 ~~affect any other provision or application of this Law which can be given effect~~  
4 ~~without the invalid provision or application, and to this end the provisions of this~~  
5 ~~Law are severable.”~~

6       **Section 4. Appropriation of Reimbursed Funds from the Guam**  
7 **Waterworks Authority.**

8       The sum of Eighteen Million Three Hundred Thirty Three Thousand Three  
9 Hundred Thirty Three Dollars (**\$18,333,333**) reimbursed and received from the  
10 Guam Waterworks Authority (GWA) by the government of Guam in accordance  
11 with Public Law 30-145 is hereby authorized for the following:

12       **(a)**   The sum of Three Million Five Hundred Eleven Thousand  
13 Nineteen Dollars (**\$3,511,019**) of the funds are authorized to pay for  
14 Medical, Dental and Life Insurance premiums for government of Guam  
15 employees during Fiscal Year 2012 pay periods fourteen (14) through  
16 twenty six (26) as delineated in Subsection (d) of this Section and Section 5,  
17 Chapter XIV, Part I of this Act and Appendix I.

18       **(b)**   The sum of Four Million Six Hundred Forty Six Thousand Two  
19 Hundred Two Dollars (**\$4,646,202**) of the funds are authorized to pay for  
20 Medical, Dental and Life Insurance premiums for government of Guam  
21 employees during Fiscal Year 2012 pay periods fourteen (14) through  
22 twenty six (26) as delineated in Subsection (d) and Section 6, Chapter XIV,  
23 Part I of this Act.

24       **(c)**   The sum of Ten Million One Hundred Seventy Six Thousand  
25 One Hundred Seventy Six Two Hundred Twelve Dollars (**\$10,176,112**) of  
26 the funds are authorized to pay for Medical, Dental and Life Insurance

1 premiums for government of Guam retirees during Fiscal Year 2012 for the  
2 months of May, June, July, August and September as delineated in  
3 Subsection (d), Chapter XIV, Part I of this Act.

4 (d) The following sums represent the allotments due for  
5 appropriations of reimbursed funds from the GWA in Sections 5, 6 and 7(c),  
6 Chapter XIV, Part I of this Act:

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Pay Period	Date	Section 5 DOA	Section 6 SEMI-AUTO	Section 7	Total RETIREES
14	4/7/2012	\$270,078	\$65,326		\$335,404
15	4/21/2012	\$270,078	\$381,740		\$651,818
16	5/5/2012	\$270,078	\$381,740	\$1,017,611	\$1,669,429
17	5/19/2012	\$270,078	\$381,740	\$1,017,611	\$1,669,429
18	6/2/2012	\$270,078	\$381,740	\$1,017,611	\$1,669,429
19	6/16/2012	\$270,078	\$381,740		\$651,818
20	6/30/2012	\$270,078	\$381,740	\$1,017,611	\$1,669,429
21	7/14/2012	\$270,078	\$381,740	\$1,017,611	\$1,669,429
22	7/28/2012	\$270,078	\$381,740	\$1,017,611	\$1,669,429
23	8/11/2012	\$270,078	\$381,740	\$1,017,611	\$1,669,429
24	8/25/2012	\$270,078	\$381,740	\$1,017,611	\$1,669,429
25	9/8/2012	\$270,078	\$381,740	\$1,017,611	\$1,669,429
26	9/22/2012	\$270,078	<u>\$381,740</u>	<u>\$1,017,611</u>	<u>\$1,669,429</u>
		\$3,511,019	\$4,646,202	\$10,176,112	\$18,333,333

**Section 5. Agency Expenses Appropriated to Health Benefit Cost Account Administered by the Department of Administration.** Funds provided in this Section are hereby appropriated from the General Fund, Special Funds Federal Matching Grants-in-Aid and the GWA Reimbursement to the Health Benefit Cost Account administered by the Department of Administration as outlined in this section for government of Guam Employees medical, dental and life insurance premiums in Fiscal Year 2012. The break-down of fund sources by agencies is allocated in Appendix I. Medical, dental and life insurance premiums for 100% federally funded positions are not appropriated in this section but shall be

1 deposited into the Health Benefit Cost Account. The appropriations and deposits to  
 2 the Health Benefit Cost Account shall apply to the following departments and  
 3 agencies for Fiscal Year 2012:

	Gen. & Spec. Funds	Gen. Fund	GWA Reimburs.
	M/D Insur.	Life Insur.	M/D/L Insur.
6 Office of the Governor	\$29,383	\$9,751	\$54,025
7 Commission on Decolonization	\$739	\$152	\$1,358
8 Ancestral Lands Commission	\$1,765	\$457	\$3,246
9 Medical Referral Office	\$676	\$152	\$1,242
10 Veteran's Affairs Office	\$2,359	\$914	\$4,338
11 Office of Lt. Gov.	\$12,786	\$2,133	\$23,510
12 Guam State Clearinghouse	\$5,012	\$762	\$9,215
13 BBMR	\$26,039	\$3,047	\$23,703
14 Civil Service Commission	\$10,609	\$1,524	\$19,507
15 Department of Administration	\$119,386	\$21,026	\$151,314
16 Guam Election Commission	\$6,096	\$914	\$11,209
17 Dept. of Revenue and Taxation	\$114,876	\$23,921	\$187,649
18 Bureau of Statistics and Plans	\$18,520	\$3,047	\$34,053
19 Department of Public Works	\$388,655	\$44,946	\$345,428
20 Contractors License Board	\$15,581	\$1,828	
21 PEALS Board		\$152	
22 Attorney General	\$85,789	\$14,322	\$157,737
23 Guam Police Department	\$347,448	\$55,764	\$638,836
24 Department of Corrections	\$244,523	\$34,586	\$449,592
25 Department of Agriculture	\$38,330	\$6,094	\$70,476
26 Public Health & Social Services	\$238,767	\$21,635	\$73,258

1	Guam Public Library	\$21,115	\$4,418	\$38,823
2	Department of Youth Affairs	\$74,812	\$11,275	\$113,755
3	Guam Environ. Protection Agency	\$19,369	\$1,067	
4	Mental Health & Substance Abuse	\$171,512	\$19,502	\$128,168
5	Department of Labor / AHRD	\$38,101	\$4,114	\$23,914
6	Department of Parks and Recreation	\$55,480	\$10,665	\$102,008
7	Dept. of Integrated Services for			
8	Individuals with Disabilities	\$7,369	\$1,828	\$13,549
9	Mayor's Council of Guam	\$128,591	\$31,234	\$236,433
10	Department of Land Management	\$135,317	\$7,466	
11	Chief Medical Examiner	\$4,077	\$457	\$7,497
12	Customs and Quarantine Agency	\$324,560	\$22,549	
13	Department of Chamorro Affairs	\$10,881	\$2,133	\$20,006
14	Department of Military Affairs		\$305	
15	Guam Fire Department	\$315,136	\$44,489	\$511,835
16	PBS Guam	\$11,776	\$1,524	\$21,653
17	Guam Comm. for Ed. Cert.	\$4,426	\$457	\$8,137
18	Office of Public Accountability	\$13,895	\$2,438	\$25,548
19	Chamorro Land Trust Commission	\$26,116	\$1,676	
20	Guam Regional Transit Authority	<u>\$27,045</u>	<u>\$1,067</u>	
21	<b>Total</b>	<b>\$3,096,922<sup>/1</sup></b>	<b>\$415,791<sup>/2</sup></b>	<b>\$3,511,019<sup>/3</sup></b>

22 Funding Sources:

23 <sup>/1</sup> General Fund and Special Funds as outlined in Appendix I

24 <sup>/2</sup> General Fund

25 <sup>/3</sup> GWA Reimbursement

1           **Section 6. Agency Medical, Dental and Life Insurance Expenses**  
 2 **Appropriated to Branches and Agencies.** Funds provided in this Section are  
 3 hereby appropriated from the General Fund, Federal Matching Grants-in-Aid and  
 4 the GWA Reimbursement to the branches and agencies as outlined in this section  
 5 for Government of Guam Employees medical, dental, and life insurance premiums  
 6 in Fiscal Year 2012.

	Gen. & Spec. Funds	Gen. Fund	GWA Reimburs.
	M/D Insur.	Life Insur.	M/D/L Insur.
9 Unified Judiciary of Guam	\$417,125	\$64,601	\$423,978
10 Guam Legislature	\$96,243	\$15,236	\$98,226
11 Department of Education	\$3,043,337	\$413,657	\$3,042,584
12 University of Guam	\$770,821	\$72,980	\$742,650
13 Guam Community College	\$283,350	\$33,214	\$278,615
14 Public Defender Service Corporation	<u>\$60,239</u>	<u>\$8,227</u>	<u>\$60,259</u>
15 Total	<b>\$4,671,115 <sup>/2</sup></b>	<b>\$607,915 <sup>/2</sup></b>	<b>\$4,646,202 <sup>/3</sup></b>

16 Funding Sources:

17 <sup>/2</sup> General Fund

18 <sup>/3</sup> GWA Reimbursement

19           **Section 7. Retiree Medical, Dental and Life Insurance Expenses**  
 20 **Appropriated to the Government of Guam Retirement Fund (GGRF).** The  
 21 sum of Thirteen Million Two Hundred Seventy Four Thousand Forty Two Dollars  
 22 **(\$13,274,042)** is appropriated from the General Fund to the GGRF to pay for  
 23 retiree benefits outlined in subsection (a) for Fiscal Year 2012. The sum of Nine  
 24 Hundred Seventy Two Thousand Five Hundred Fourteen Dollars (\$972,514) is  
 25 appropriated from the General Fund to the GGRF to pay for retiree benefits  
 26 outlined in subsection (b) for Fiscal Year 2012: Ten Million One Hundred Seventy

1 Six Thousand One Hundred Twelve Dollars \$10,176,112 is appropriated from the  
2 GWA reimbursement to the GGRF to pay for retiree benefits outlined in  
3 subsection (a) for Fiscal Year 2012 for the months of May, June, July, August and  
4 September.

5           **(a)** Retiree group medical and dental insurance premiums to  
6 continue existing programs currently contained in the semi-monthly  
7 payments; and

8           **(b)** Retiree life insurance subsidy to continue existing programs  
9 currently contained in the semi-monthly payments.



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**CHAPTER XIV**  
**COST ACCOUNTS**  
**PART II – GOVERNMENT OF GUAM AGENCIES’**  
**UTILITY COST ACCOUNTS**

**Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that the Power and Water Costs Appropriations for Fiscal Year 2012 cover the reasonably expected increases or decreases in power and water rates utilizing the actual costs, by agency, as submitted by the Guam Power Authority and the Guam Waterworks Authority.

**Section 2. Utility Cost Account.** There is hereby created a Utility Cost Account. All appropriations to the Utility Cost Account in this Act and subsequent Acts for power, water/sewer of departments or agencies *shall* be released from the Utility Cost Account monthly at the rate of one-twelfth (1/12) of the total appropriation and used exclusively by the Department of Administration for payments of utility charges for the specified departments or agencies. The Utility Cost Account *shall not* be subject to *I Maga’låhen Guåhan’s* transfer authority.

**Section 3. Agency Expenses Appropriated to Utility Cost Account Administered by the Department of Administration.** Funds provided in this Section are hereby appropriated from the General Fund and Special Funds to the Utility Cost Account administered by the Department of Administration as outlined in this section and further delineated by fund source in Appendix II for each government of Guam agency in Fiscal Year 2012. The appropriations and deposits to the Utility Cost Account shall apply to the following departments and agencies for Fiscal Year 2012:

	<u>Power</u>	<u>Water</u>
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1	Ancestral Lands Commission	\$4,700	\$600
2	Veteran's Affairs Office	\$11,000	\$1,032
3		<u>Power</u>	<u>Water</u>
4	Department of Administration	\$6,274,203	\$33,000
5	Department of Public Works	\$1,099,729	\$206,486
6	Contractors License Board	\$15,000	\$0
7	PEALS Board	\$5,700	\$0
8	Guam Police Department	\$165,297	\$42,315
9	Department of Corrections	\$160,225	\$118,140
10	Department of Agriculture	\$142,000	\$36,500
11	Department of Public Health & Social Services	\$503,110	\$34,666
12	Guam Public Library	\$128,980	\$6,000
13	Department of Youth Affairs	\$56,275	\$26,118
14	Guam Environmental Protection Agency	\$81,406	\$11,387
15	Guam Solid Waste Authority	\$120,000	\$80,000
16	Department of Mental Health & Substance	\$600,000	\$25,000
17	Department of Parks and Recreation	\$295,717	\$444,111
18	Mayor's Council of Guam	\$766,013	\$159,266
19	Department of Military Affairs	\$296,432	\$6,111
20	Guam Fire Department	\$357,206	\$77,493
21	PBS Guam	\$65,000	\$0
22	Chamorro Land Trust Commission	<u>\$21,750</u>	<u>\$0</u>
23	<b>Total</b>	<b>\$11,169,743</b>	<b>\$1,308,225</b>

24           **Section 4. Agency Utility Costs Appropriated to Branches and**  
25 **Agencies.** Funds provided in this Section are hereby appropriated from the

1 General Fund to the Branches and Agencies as outlined in this section for power,  
2 water/sewer in Fiscal Year 2012.

3		<u>Power</u>	<u>Water</u>
4	Unified Judiciary of Guam	\$1,046,236	\$37,733
5	Guam Legislature	\$198,177	\$8,599
6	University of Guam	\$4,024,457	\$121,423
7	Guam Community College	\$1,264,336	\$39,872
8	Public Defender Service Corporation	<u>\$48,000</u>	<u>\$0</u>
9	<b>Total</b>	<b>\$6,581,206</b>	<b>\$207,627</b>

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**CHAPTER XIV**  
**COST ACCOUNTS**

**PART III - VACANCY POOL COST ACCOUNT**

2           **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds  
3 that in reviewing the submittal of the Bill 145-31 (COR), the Executive Branch’s  
4 Budget Request for Fiscal Year 2012, the sum of Eleven Million Six Hundred Fifty  
5 Four Thousand Nine Hundred Twenty Seven Dollars (**\$11,654,927**) was requested  
6 to fill Three Hundred Fifty Six (356) vacancies under the direction of *I*  
7 *Maga’låhen Guåhan*.

8           *I Liheslatura* further finds that funding level for the Guam Department of  
9 Education (GDOE), included with *I Maga’låhi*’s request, was underfunded by over  
10 Ten Million Dollars (**\$10,000,000**) below the adjusted authorized levels for Fiscal  
11 Year 2011 and trended for organic growth.

12           *I Liheslatura* recognizes that funding these vacancies as requested by *I*  
13 *Maga’låhi* and allowing appropriation levels for GDOE to fall below its current  
14 requirements, also as proposed by the Executive Branch, is tantamount to an  
15 egregious sacrifice in the quality of education for the children of Guåhan who  
16 already experience the downfall of financial disturbances at their school campuses  
17 and in the classrooms.

18           It is the intent of *I Liheslaturan Guåhan*, therefore, that vacancies in Fiscal  
19 Year 2012 that are funded by the General Fund *shall* not be included in  
20 appropriations in this Act.

21           **Section 2. Hiring Freeze.** All branches, departments, and agencies are  
22 prohibited from filling vacant positions with appropriations in this Act, except as  
23 provided for herein and in Chapter XIV, Part III, Section 3 of this Act. This

1 prohibition applies to appointments of any persons not currently employed by the  
2 government of Guam, including permissive reinstatements, limited-term  
3 appointments, temporary-authorization appointments, and retired-annuitant  
4 appointments beginning October 1, 2011 to September 30, 2012.

5 The Department of Education, University of Guam, Guam Community  
6 College, Guam Fire Department, Guam Police Department, Department of  
7 Corrections, Law Enforcement Divisions of DYA and the Department of  
8 Agriculture, Customs and Quarantine, Department of Public Health and Social  
9 Services, Department of Mental Health and Substance Abuse and the Department  
10 of Revenue and Taxation may hire positions vacated due to retirement, termination  
11 or resignation at or below the grade-step level of the vacated position.

12 The DOA shall publish a list on a web site of all funded positions for which  
13 a salary payment was issued or leave without pay was approved as of the 22<sup>nd</sup> pay  
14 period of Fiscal Year 2011 and *shall* transmit a Microsoft Excel file and written  
15 report to *I Maga'låhen Guåhan* and to the Speaker of *I Liheslaturan Guåhan*, *no*  
16 *later than* October 31, 2011. The list shall include all branches, departments, and  
17 agencies of the government of Guam, most recent hire date, official position  
18 number, fund source, grade-step and total salary (Object Class 111) and total  
19 benefits (Object Class 113). The list shall serve as the position inventory of the  
20 government of Guam and official authorized positions allowable under the  
21 provisions of this Act.

22 Positions funded from the Community First Guam Federal Credit Union  
23 DMHSA Amended Permanent Injunction Trustee Account are allowable and  
24 exempt from the hiring freeze provisions in this Section.

25 **Section 3. Vacancy Pool Cost Account Funded by Special Funds.** There  
26 is hereby created a Vacancy Pool Cost Account for which all appropriations from

1 specified Special Funds listed in Section 3, Part III of this Chapter to the Vacancy  
2 Pool Cost Account in this Act and subsequent Acts for vacant positions of the  
3 Executive Branch departments, unless otherwise stated, *shall* be deposited in to the  
4 Vacancy Pool Cost Account. This Cost Account *shall only* be used to pay salaries  
5 of new hires, funded by Special Funds, after October 1, 2011 for positions unfilled  
6 at the beginning of FY 2012 for the specified agency.

7 This Cost Account *shall* not be subject to *I Maga'låhen Guåhan's* transfer  
8 authority, but corresponding amounts *shall* be transferred by the Bureau of Budget  
9 and Management Research (BBMR) to an agency or department to be used for  
10 payroll upon the filling of an authorized position.

11 The Cost Account *shall* be available to pay the salaries of employees who  
12 are returning to their government positions from military deployment, who were  
13 *not* in the previous fiscal year staffing pattern, drawing a salary. Certification of the  
14 availability of funds for the recruitment GG1s for all vacancies to be filled using  
15 the Vacancy Pool Cost Account *shall* be processed by BBMR.

16 **Section 4. Agency Expenses Appropriated to Vacancy Pool Cost**  
17 **Account Administered by the Department of Administration.** Funds provided  
18 in this Section are hereby appropriated from the General Fund and Special Funds  
19 as specified below and further delineated by fund source in Appendix III to the  
20 Vacancy Pool Cost Account administered by the Department of Administration  
21 and as outlined in this Section for Fiscal Year 2012. The appropriations and  
22 deposits to the Vacancy Pool Cost Account *shall* be allotted to the departments or  
23 agencies upon hiring not to exceed the projected remaining salary and benefits for  
24 Fiscal Year 2012:

25 Commission on Decolonization	\$132,926
26 Veteran's Affairs Office	\$31,092

1	Department of Revenue & Taxation	\$390,253
2	PEALS Board	\$113,903
3	Department of Agriculture	\$18,874
4	Department of Labor/AHRD	\$70,874
5	Department of Integrated Services for Individual with Disabilities	\$22,556
6	Department of Land Management	\$109,330
7	Customs and Quarantine Agency	\$109,563
8	Chamorro Land Trust Commission	\$42,490
9	Guam Regional Transit Authority	<u>\$101,972</u>
10	<b>Total</b>	<b>\$1,143,833</b>