

I Mina'Trentai Kuåttro Na Liheslaturan  
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES	NOTES
323-34 (COR) As amended by the Committee on Appropriations and Adjudication; substituted on the Floor; amended and further amended in the Committee of the Whole.	B. J.F. Cruz	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, 2019, MAKING OTHER APPROPRIATIONS AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS.	7/12/18 12:02 p.m.	7/12/18	Committee on Appropriations and Adjudication		7/26/18 11:33 a.m.  As amended by the Committee on Appropriations and Adjudication.  Addendum to Bill No. 323-34 (COR), As Amended by the Committee.	Fiscal Note Request 7/17/18  Fiscal Note Waiver 7/25/18	Supplemental Committee Report 7/27/18 4:56 p.m.  Supplemental Committee Report 8/9/18 9:28 a.m.
	SESSION DATE	TITLE	DATE PASSED	TRANSMITTED	DUE DATE	PUBLIC LAW NO.	DATE LAPSED	NOTES	
	7/30/18	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, 2019, MAKING OTHER APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS.	8/11/18	8/11/2018 9:20 p.m.	8/23/18	34-116	8/24/2018	Received: 8/24/18 Mess and Comm. Doc. No. 34GL-18-2255.	
				RE-TRANSMITTED	DUE DATE				
				8/14/18 6:10 p.m.	8/25/18				



**EDDIE BAZA CALVO**  
Governor

**RAY TENORIO**  
Lieutenant Governor

*Office of the Governor of Guam*

August 24, 2018

The Honorable Benjamin J. F. Cruz  
*I Mina'trentai Kuattro Na Liheslaturan Guahan*  
Guam Congress Building  
163 Chalan Santo Papa, Hagåtña, Guam 96910

*GL# 34-KB-2255*  
Speaker Benjamin J.F. Cruz

AUG 24 2018

Time: 2:35 [ ] AM [ ] PM File No. 34-3021  
Received By: [Signature]

*Hafa Adai* Speaker Cruz,

It is with a heavy heart, that I must allow this unbalanced budget Bill 323-34 to lapse into law without my signature, for the sake of avoiding chaos. It is now **Public Law 34-116**.

The inability of Sens. Mike San Nicolas, Regine Biscoe Lee, Telena Nelson and several others to understand the situation and the gravity of their actions, leaves me with very little confidence that the Legislature is equipped to fix the problems of a bill if vetoed and sent back to you. There are, however, **SERIOUS** flaws with this bill that require you and your colleagues to convene in session and immediately correct.

My administration has always worked towards stability for our government, our people and the future of this island. Over the last eight years, we have worked extremely hard to get us to where we are today. We have reduced the island's deficit from \$336 million to \$73 million whilst continuing to meet all of the Government of Guam's obligations to include paying our people their tax refunds on time. Our economy is thriving, and our unemployment rate has moved from 13% in 2011 down to around 4.4% as of March 2018.

In the last several months, your Legislature has showed a penchant for chaos. In all of my years, I have never seen a legislative turmoil of this magnitude. Earlier this year, we hammered out a compromise funding plan to address the General Fund shortfall caused by federal tax reductions. We had a plan going into the Fiscal Year 2019 budget session. It was not perfect, but it was sound. And it provided us with a foundational basis that we could work with as we strived to ensure stability long beyond our time in elected office.

But Sen. San Nicolas and a troop of senators were allowed, under your watch, to repeal that compromise legislation as they kowtowed to special interest groups. They provided NO solution and failed to understand the ramifications of their actions.

2018 AUG 24 PM 2:50 C-S



As warned, we are now in a budget scenario that fails to address the General Fund shortage and ensure that government operations continue smoothly into the new fiscal year. We need to fix these shortfalls:

- Access to medical care is reduced as a result of the \$13 million cut to Medicaid, and consequentially, by \$28 million after the federal matching is included.
- The Section 30 revenues will not be the \$78 million that Senators referenced in the budget; it will more likely be \$68 million, which means we're looking at a \$10 million shortfall.
- No funding is made for the third branch of government, and the Judiciary of Guam's operations will be shut down.
- By October 1, 2018, over 1,000 autonomous agency employees will fail to receive their salary increments even though their agencies and positions are not funded by the General Fund.
- By September 1, 2018, ALL Government of Guam agencies will be restricted in the hiring of unclassified employees to fill CRITICAL positions such as teachers, nurses, doctors, social workers, and more.

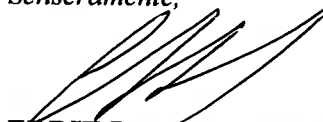
Since presenting this broken budget bill to my office, you have said that you are not going to entertain discussions on how to fix the bill. And you sent a 2011 opinion from the Attorney General that concludes a shutdown of this government is imminent if the bill is vetoed. However, the actions of immature and inexperienced senators — such as Sens. San Nicolas, Lee, and Nelson, and other senators who have prioritized politics over problem solving — offer no confidence that the Democratic majority would actually be able to fix the issues should the bill be vetoed.

I am willing to help, and my team stands ready to work, with the Legislature to fix the problems enumerated above to create a balanced budget and ensure we have a path to stability. This way, with teamwork and cooperation, we can avoid another failure.

I implore you to call the Legislature into session with all haste so that the Government of Guam can avoid chaos and the island does not go without critical services.

I look forward to working with the Legislature and holding its hand through this process.

*Senseramente,*



**EDDIE BAZA CALVO**  
Governor of Guam

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Office of the Governor of Guam • 513 West Marine Drive • Ricardo J. Bordallo Complex • Hagåtña, Guam 96910  
Tel: (671) 472-8931 • Fax: (671) 477-4826 • [governor.guam.gov](http://governor.guam.gov) • [calendar.guam.gov](http://calendar.guam.gov)



Eddie Baza Calvo



@eddiebazacalvo



@governorcalvo



governorofguam



***I MINA'TRENTAI KUÅTTRO NA LIHESLATURAN GUÅHAN***  
**Thirty-Fourth Guam Legislature**


August 11, 2018

The Honorable Edward J.B. Calvo  
*I Maga'låhen Guåhan*  
*Ufisinan I Maga'låhi*  
*Hagåtña, Guam*

Dear *Maga'lahi* Calvo:

Transmitted herewith is Substitute Bill No. 323-34 (COR) which was passed by *I Mina'Trentai Kuåttro Na Liheslaturan Guåhan* on August 11, 2018.

Sincerely,

  
RÉGINE BISCOE LEE  
Legislative Secretary

Enclosure (1)

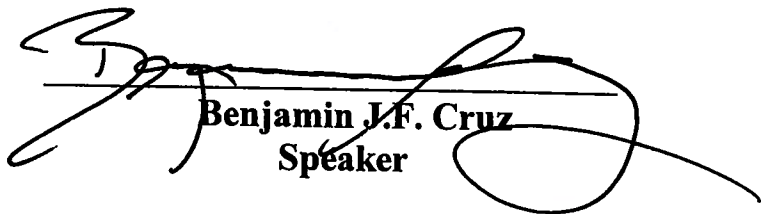


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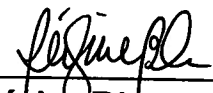
***I MINA'TRENTAI KUÁTTRO NA LIHESLATURAN GUÅHAN***  
**2018 (SECOND) Regular Session**

**CERTIFICATION OF PASSAGE OF AN ACT TO *I MAGA'LÅHEN GUÅHAN***

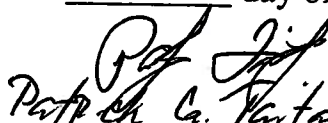
This is to certify that Substitute Bill No. 323-34 (COR), "AN ACT MAKING APPROPRIATIONS FOR THE OPERATIONS OF THE EXECUTIVE, LEGISLATIVE, AND JUDICIAL BRANCHES OF THE GOVERNMENT OF GUAM FOR FISCAL YEAR ENDING SEPTEMBER 30, 2019, MAKING OTHER APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS," was on the 11<sup>TH</sup> day of August 2018, duly and regularly passed.

  
Benjamin J.F. Cruz  
Speaker

Attested:

  
Régine Biscoe Lee  
Legislative Secretary

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This Act was received by *I Maga'låhen Guåhan* this 11<sup>th</sup> day of August,  
2018, at 9:20p o'clock 9.M.

  
Patrick C. Vartag Sr. P.O. 111  
Assistant Staff Officer  
~~Maga'låhi's Office~~

APPROVED:

\_\_\_\_\_  
EDWARD J.B. CALVO  
*I Maga'låhen Guåhan*

Date: AUG 24 2018

Public Law No. 34-116

***I MINA'TRENTAI KUATTRO NA LIHESLATURAN GUÅHAN***  
**2018 (SECOND) Regular Session**

**Bill No. 323-34 (COR)**

As amended by the Committee on Appropriations  
and Adjudication; substituted on the Floor; amended and  
further amended in the Committee of the Whole.

Introduced by:

B. J.F. Cruz  
Thomas C. Ada  
FRANK B. AGUON, JR.  
William M. Castro  
James V. Espaldon  
Fernando Barcinas Esteves  
Régine Biscoe Lee  
Tommy Morrison  
Louise B. Muña  
Telen Cruz Nelson  
Dennis G. Rodriguez, Jr.  
Joe S. San Agustin  
Therese M. Terlaje  
Mary Camacho Torres

**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, 2019, 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 2019.**” *Except* as otherwise provided by this Act, the  
appropriations made by this Act *shall* be available to pay for Fiscal Year 2019  
obligations incurred on or after October 1, 2018 but *not later than* September 30,

1 2019. If any appropriation in this Act is found contrary to federal law, all other  
2 portions of this Act *shall* remain valid.

3 **Section 2. Business Privilege Tax Increase.** Notwithstanding any other  
4 provision of law, rule, or regulation, beginning on October 1, 2018, the business  
5 privilege tax rate *shall* be five percent (5%).

6 **Section 3. Real Property Tax Increase.** 11 GCA § 24103 is *amended* to  
7 read:

8 **“§ 24103. Levy.**

9 (a) There is hereby levied on all land property in Guam a yearly tax  
10 at the rate of seven seventy-seconds percent (7/72%) of the value thereof and  
11 seven eighteenths percent (7/18%) of the value of the improvements thereon.  
12 Such tax shall be assessed and collected in the manner prescribed in this  
13 Chapter. All proceeds derived by the government under any provision of this  
14 Chapter shall be deposited in the Territorial Educational Facilities Fund.

15 (b) In addition to the levy in Subsection (a), there is hereby levied  
16 on improvements on all land property in Guam with a value of One Million  
17 Dollars (\$1,000,000) a yearly tax at the rate of seven eighteenths percent  
18 (7/18%) of the value thereon. Such tax shall be assessed and collected in the  
19 manner prescribed in this Chapter. All proceeds derived by the government  
20 under any provision of this Chapter shall be deposited in the Territorial  
21 Educational Facilities Fund.”

22 **Section 4. Tobacco Tax Increase.** Subsections (a), (b), and (c) of § 26603,  
23 Article 6, Chapter 26, Title 11, Guam Code Annotated, are hereby *amended* to read:

24 **“§ 26603. Rates.**

25 The following rates *shall* apply in computing, assessing, and collecting  
26 the tobacco tax:

1 (a) Cigarettes. A tax at the rate of Twenty Dollars (\$20.00) per one  
2 hundred (100) cigarettes to be prorated in accordance with the number of  
3 cigarettes contained in the individual package taxed.

4 (b) Cigars. The tax rates for cigars *shall* be based on the following  
5 sizes:

6 (1) Mini Cigars: Fifty-three Cents (\$0.53) Per Cigar. Mini  
7 Cigars are defined as cigars with a ring size of forty (40) or less, or a  
8 length of less than four and one-half inches (4.5”), regardless of ring  
9 size as specified by the manufacturer’s label.

10 (2) Standard Cigars: Fifty-eight Cents (\$0.58) Per Cigar.  
11 Standard Cigars are defined as cigars with a ring size of more than forty  
12 (40), but less than sixty-four (64) as specified by the manufacturer’s  
13 label.

14 (3) Large Cigars: Sixty-six Cents (\$0.66) Per Cigar. Large  
15 Cigars are defined as cigars with a ring size of more than sixty-four  
16 (64), or a length of more than eight inches (8”), regardless of the ring  
17 size as specified by the manufacturer’s label.

18 (4) Where no ring size or length is specified by the  
19 manufacturer’s label, the tax *shall* be Fifty-eight Cents (\$0.58) per  
20 cigar. For purposes of this Section, ring size *shall* be defined as the  
21 usually accepted measure used by cigar manufacturers for determining  
22 the diameter of cigar at its widest point. A ring size of one (1) is equal  
23 to one sixty-fourth (1/64) of an inch.

24 (c) Other Tobacco Products. A tax at the rate of Fifty-three Dollars  
25 (\$53.00) per pound for all other tobacco products to be prorated in accordance  
26 with the size of the package to be taxed.”



**Section 5. Estimated Revenues for Fiscal Year 2019.** Notwithstanding § 22436, Chapter 22, Title 5 GCA, *I Liheslaturan Guåhan* adopts the following revenue estimates for Fiscal Year 2019 as the basis for the appropriations contained in this Act.

**I. GENERAL FUND REVENUES AMOUNT**

<b>TOTAL GENERAL FUND REVENUE</b>	<b>\$775,628,968</b>
<b>PROVISION FOR TAX REFUND PAYMENTS</b>	<b>(\$125,000,000)</b>
<b>TOTAL GENERAL FUND REVENUE AVAILABLE FOR OPERATIONS</b>	<b>\$650,628,968</b>

**A. TAXES**

**Income Tax**

Individual ( <i>not</i> including the Additional Child Tax Credit)	\$66,411,501
Corporate	\$83,723,858
Withholding Taxes, Interest, and Penalties	\$223,751,011
Provision for Tax Refund Payments (net of the Additional Child Tax Credit)	(\$125,000,000)

<b>TOTAL INCOME TAXES</b>	<b>\$248,886,370</b>
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Business Privilege Tax	\$311,528,514
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Business Privilege Tax (GMHA Pharmaceuticals Fund)	(\$19,283,615)
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Tax Credit (Rehabilitation and Improvements – Harmon Industrial Park Roadway)	(\$250,000)
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Other Taxes	\$3,102,098
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<b>TOTAL TAXES</b>	<b>\$543,983,367</b>
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**B. FEDERAL SOURCES**

Federal Income Tax Collection – Section 30 Funds	\$78,000,000
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Immigration and Passport Fees	\$2,006,165
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<b>TOTAL FEDERAL SOURCES</b>	<b>\$80,006,165</b>
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1	C.	USE OF MONEY AND PROPERTY	\$190,944
2	D.	LICENSES, FEES, AND PERMITS	
3		Licenses, Fees, and Permits	\$5,743,159
4		Licenses, Fees, and Permits (Better Public Service Fund)	(\$574,316)
5		<b>TOTAL LICENSES, FEES, AND PERMITS</b>	<b>\$5,168,843</b>
6	E.	DEPARTMENT CHARGES	\$1,171,718
7		<b>TOTAL GENERAL FUND REVENUE AVAILABLE FOR APPROPRIATION</b>	
8			<b>\$630,521,037</b>
9	<b>II.</b>	<b>SPECIAL FUND REVENUES AMOUNT</b>	
10	A.	Air Pollution Control Special Fund	\$230,673
11	B.	Banking and Insurance Enforcement Fund	\$474,403
12	C.	Better Public Service Fund	\$1,564,374
13	D.	Chamorro Land Trust Operations Fund	\$1,027,963
14	E.	Department of Corrections Inmate Revolving Fund	\$1,495,582
15	F.	Customs, Agriculture, and Quarantine Inspection Services Fund	\$14,378,999
16	G.	Enhanced 911 Emergency Reporting System Fund	\$2,245,507
17	H.	Environmental Health Fund	\$1,400,306
18	I.	Fire, Life, and Medical Emergency Fund	\$734,262
19	J.	GMHA Pharmaceuticals Fund	\$19,283,615
20	K.	Guam Ancestral Lands Commission Survey, Infrastructure, and Development	
21		Fund	\$290,599
22	L.	Guam Board of Accountancy Fund	\$789,780
23	M.	Guam Contractors License Board Fund	\$780,670
24	N.	Guam Environmental Trust Fund	\$409,266
25	O.	Guam Highway Fund	\$24,255,118
26		Guam Highway Fund (Better Public Service Fund)	(\$990,058)
27		Guam Highway Fund (Public Transit Fund)	(\$456,392)

1	Total Guam Highway Fund	\$22,808,668
2	P. Guam Invasive Species Inspection Fee Fund	\$463,478
3	Q. Guam Museum Fund	\$968,836
4	R. Guam Plant Inspection and Permit Fund	\$99,491
5	S. Health Professional Licensing Office Revolving Fund	\$256,382
6	T. Healthy Futures Fund	\$41,419,667
7	U. Host Community Fund	\$300,000
8	V. Indirect Cost Fund	\$1,554,578
9	W. Land Survey Revolving Fund	\$3,276,567
10	X. Limited Gaming Fund	\$1,657,618
11	Y. Manpower Development Fund	\$1,355,554
12	Z. Office of Vital Statistics Revolving Fund	\$254,505
13	AA. Pesticide Management Fund	\$133,038
14	AB. Police Patrol Vehicle and Equipment Revolving Fund	\$320,037
15	AC. Police Services Fund	\$1,001,803
16	AD. Professional Engineers, Architects, and Land Surveyors Board Fund	
17		\$312,818
18	AE. Public Recreation Services Fund	\$174,907
19	AF. Public School Library Resources Fund	\$978,236
20	AG. Public Transit Fund	\$456,392
21	AH. Rabies Prevention Fund	\$43,076
22	AI. Recycling Revolving Fund	\$2,895,965
23	AJ. Safe Streets Fund	\$260,211
24	AK. Sanitary Inspection Revolving Fund	\$137,280
25	AL. School Lunch/Child Nutritional Meal Reimbursement Fund Federal Sources	
26	(100% Federal Grant)/Cash Collections	\$12,504,000
27	AM. Section 2718 Fund	\$1,100,000

1	AN. Solid Waste Operations Fund	\$19,834,344
2	Solid Waste Operations Fund (Host Community Fund)	(\$300,000)
3	Total Solid Waste Operations Fund	\$19,534,344
4	AO. Street Light Fund	\$4,357,090
5	AP. Tax Collection Enhancement Fund	\$975,577
6	AQ. Territorial Educational Facilities Fund	\$38,301,107
7	AR. Tourist Attraction Fund	\$44,746,562
8	AS. Water Protection Fund	\$61,844
9	AT. Water Research and Development Fund	\$67,811
10	<b>TOTAL SPECIAL FUND REVENUE</b>	<b>\$247,883,441</b>
11	<b>III. FEDERAL MATCHING GRANTS-IN-AID</b>	
12	Federal Grants-in-Aid Requiring Local Match:	
13	A. Guam Community College	\$1,074,535
14	B. Guam Council on the Arts and Humanities Agency	\$294,000
15	C. Guam Police Department	\$683,372
16	D. Department of Integrated Services for Individuals with Disabilities	
17		\$1,901,606
18	E. Department of Labor	\$47,000
19	F. Office of the Attorney General	\$4,013,648
20	G. Department of Military Affairs	\$2,306,518
21	H. Department of Public Health and Social Services	\$63,085,325
22	I. University of Guam	\$4,518,681
23	<b>TOTAL FEDERAL MATCHING GRANTS-IN-AID REVENUES</b>	<b>\$77,924,685</b>
24	<b>IV. REVENUE AVAILABLE FOR OPERATIONS SUMMARY:</b>	
25	<b>TOTAL GENERAL FUND REVENUE</b>	<b>\$755,521,037</b>
26	<b>PROVISION FOR TAX REFUNDS</b>	<b>(\$125,000,000)</b>
27	<b>TOTAL GENERAL FUND REVENUE AVAILABLE FOR APPROPRIATION</b>	

1		\$630,521,037
2	<b>TOTAL SPECIAL FUND REVENUE</b>	<b>\$247,883,441</b>
3	<b>TOTAL FEDERAL MATCHING GRANTS-IN-AID REVENUE</b>	<b>\$77,924,685</b>
4	<b>GRAND TOTAL</b>	<b>\$956,329,163</b>

5       **Section 6. Authorization to Pay and Prioritize the Payment of Tax**  
6 **Refunds.** *I Maga'låhen Guåhan shall* prioritize tax refunds for tax year 2018 and  
7 prior years A-Status Returns *no less than* One Hundred Twenty-five Million Dollars  
8 **(\$125,000,000).**

9       **Section 7. Revenue Collections in Excess of Quarterly Collections.**

10       (a) For Fiscal Year 2019, the Director of the Bureau of Budget and  
11 Management Research (BBMR) *shall* create a General Fund twelve (12) month  
12 revenue budget based on the revenue estimates in Section 5 of this Chapter, relative  
13 to statistical weighing of historical collections by month, by collection category in  
14 the General Fund Combined Comparative Statement of Revenues report. The report  
15 *shall* be submitted to *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan*  
16 *Guåhan* within thirty (30) days upon the enactment of this Act.

17       (b) For Fiscal Year 2019, the Director of the Department of Administration  
18 (DOA) *shall* report to the Speaker of *I Liheslatura* and the Office of Finance and  
19 Budget (OFB) the amount of quarterly revenue collections pursuant to Subsection  
20 (a) of this Section on the twentieth (20th) day after the end of each quarter.

21       **Section 8. Additional Child Tax Credit (ACTC) Reimbursements.**

22       (a) *No less than* ninety percent (90%) of all ACTC reimbursements  
23 received by the government of Guam *shall* be deposited directly into the Income Tax  
24 Refund Efficient Payment Trust Fund of Chapter 51, Title 11 GCA and applied to  
25 "A" Status Returns. Interest earned in the Fund may be used to hire seasonal  
26 employees to assist with income tax processing.

(b) *No more than* ten percent (10%) of all ACTC reimbursements received by the government of Guam *shall* be deposited into the General Fund, and such funds may be expended for vacancies and overtime for the Department of Revenue and Taxation (DRT) Income Tax Processing and Income Tax Enforcement Divisions and the Motor Vehicle Division for driver's license and vehicle registration issuance.

**Section 9. Debt Service Continuing Appropriations.** The following are continuing appropriations for debt service requirements:

**A. GENERAL OBLIGATION BOND, SERIES 2009 A** **\$5,544,600<sup>1/</sup>**

(To finance certain expenses affecting the General Fund deficit; P.L. 29-113, as amended by P.L. 30-7; due FY 2040 as final year)

<sup>1/</sup>**General Fund**

**B. GUAM DEPARTMENT OF EDUCATION, SERIES 2010A CERTIFICATES OF PARTICIPATION (JOHN F. KENNEDY HIGH SCHOOL PROJECT)** **\$6,699,900<sup>2/</sup>**

(P.L. 30-178; Chapter 58A of Title 5 GCA)

<sup>2/</sup>**General Fund (\$5,131,900) and Territorial Educational Facilities Fund (\$1,568,000)**

**C. LIMITED OBLIGATION (LO) HOTEL OCCUPANCY TAX (HOT) REVENUE BONDS, SERIES 2011A** **\$6,994,750<sup>3/</sup>**

(Refunding of LO Infrastructure Improvement Bonds, 1997 Series A, to acquire, construct, or equip a new Guam Museum and projects that benefit the tourism industry)

<sup>3/</sup>**Tourist Attraction Fund**

**D. BUSINESS PRIVILEGE TAX BONDS, SERIES 2011A** **\$16,351,388<sup>4/</sup>**

(To finance unpaid income tax refunds for 2010; prior year obligations; COLA)

<sup>4/</sup>**General Fund**

1 **E. BUSINESS PRIVILEGE TAX BONDS, SERIES 2012B** **\$7,507,320<sup>5/</sup>**

2 (To finance unpaid income tax refunds for 2011; health insurance premiums  
3 for FY 2012; GMHA & GDOE retirement contribution payments to GGRF;  
4 rehabilitation of school facilities)

5 <sup>5/</sup>**General Fund**

6 **F. GENERAL OBLIGATION BOND BUSINESS PRIVILEGE TAX 2013**  
7 **SERIES C** **\$2,764,088<sup>6/</sup>**

8 (For education capital projects; due FY 2019 as final year; P.L. 29-19, P.L.  
9 29-21, and P.L. 31-276; net of UOG bond payment obligation of \$2,027,787)

10 <sup>6/</sup>**General Fund**

11 **G. GUAM DEPARTMENT OF EDUCATION (GDOE) SERIES 2013A**  
12 **CERTIFICATES OF PARTICIPATION (OKKODO HIGH SCHOOL**  
13 **PROJECT)** **\$3,588,960<sup>7/</sup>**

14 (Chapter 58B of Title 5 GCA; § 50103, Chapter 50, Title 12 GCA; and Title  
15 13 GCA; due FY 2030 as final year; to include additional rent [Insurance and  
16 Maintenance to be reimbursed by the GDOE])

17 <sup>7/</sup>**General Fund (P&I: \$2,938,960) and Territorial Educational Facilities**  
18 **Fund (Insurance & Maintenance: \$650,000)**

19 **H. LIMITED OBLIGATION BONDS BUSINESS PRIVILEGE TAX 2015**  
20 **SERIES D** **\$21,906,550<sup>8/</sup>**

21 (Refunding of GOB, 2007 Series A, and a portion of GOB, 2009 Series A;  
22 final maturity FY 2040)

23 <sup>8/</sup>**General Fund**

24 **I. LIMITED OBLIGATION (SECTION 30) BONDS, SERIES**  
25 **2016A** **\$16,904,500<sup>9/</sup>**

26 (Refunding of LO [Section 30] Bonds, Series 2009A; refinancing of Series  
27 2013B Guam Education Financing Foundation II, Inc. Certificates of

1	Participation [Okkodo High School Expansion Project]; financing certain	
2	working capital costs of the Guam Memorial Hospital Authority, including	
3	the refinancing of an outstanding loan from the Bank of Guam)	
4	<sup>9/</sup> <b>General Fund</b>	
5	<b>GRAND TOTAL</b>	<b>\$88,262,056</b>



1 **CHAPTER II**

2 **EDUCATION**

3 **PART I – GUAM DEPARTMENT OF EDUCATION**

4 **Section 1. Appropriation.** It is the intent of *I Liheslaturan Guåhan* to  
5 provide a lump sum appropriation to the Guam Department of Education (GDOE)  
6 for Fiscal Year 2019. Pursuant to §§ 52101 and 52102, Chapter 52, Division 2, Title  
7 11 GCA, the sum of Two Hundred Thirty Million Three Hundred Sixty-eight  
8 Thousand Nine Hundred Forty-one Dollars (**\$230,368,941**) is appropriated to the  
9 Guam Department of Education (GDOE) Operations Fund for Fiscal Year 2019.  
10 This sum is composed of Two Hundred One Million Six Hundred Seventy-two  
11 Thousand Four Thirty Dollars (**\$201,672,430**) from the General Fund (including  
12 advanced appropriations from P.L. 34-42) and Twenty-eight Million Eight Hundred  
13 Seventy-eight Thousand Five Hundred Eleven Dollars (**\$28,878,511**) from the  
14 Public School Library Resources Fund, the Territorial Educational Facilities Fund  
15 (including the continuing appropriation in P.L. 32-63, as amended by P.L. 32-120),  
16 the Healthy Futures Fund, the Limited Gaming Fund, and the School Lunch/Child  
17 Nutritional Meal Reimbursement Fund. This appropriation *shall* be expended in  
18 accordance with the cash disbursement schedules required by § 52101(b), Chapter  
19 52, Title 11 GCA.

20 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

21	GENERAL FUND	\$201,672,430
22	HEALTHY FUTURES FUND	\$891,754
23	LIMITED GAMING FUND	\$524,913
24	PUBLIC SCHOOL LIBRARY RESOURCES FUND	\$978,236
25	SCHOOL LUNCH/CHILD NUTRI. MEAL REIMB. FUND	\$12,504,000
26	TERRITORIAL EDUCATIONAL FACILITIES FUND	\$13,797,608
27	<b>TOTAL</b>	<b>\$230,368,941</b>

**Section 2. Guam Academy Charter Schools.** Notwithstanding any other provision of law, pursuant to § 12116(e), Chapter 12, Title 17 GCA, the Department of Administration (DOA) is hereby authorized and directed to deduct, in proportion to the ratio of cash received from the total Fiscal Year 2019 General and Special Fund appropriations in Section 1 of this Part of this Chapter to the GDOE, Six Thousand Eighty-eight Dollars (\$6,088) per enrollee of the Academy Charter Schools chartered by the Guam Academy Charter Schools Council *not to exceed* six hundred twenty (620) students for the iLearn Academy Charter School, seven hundred forty (740) students for the Guåhan Academy Charter School, and three hundred fifty (350) students for the Science Is Fun and Awesome Academy Charter School from the total Fiscal Year 2019 General and Special Fund appropriations in Section 1 of this Part of this Chapter to GDOE based on the actual enrollment at the time multiplied by the per pupil cost as established by this Section. Each Academy Charter School *shall* submit a monthly invoice to DOA which *shall* be remitted to GDOE. Upon receipt of remitted invoice, GDOE *shall* verify accuracy of the invoice and report its findings within ten (10) days of receipt of said invoice by the GDOE prior to the release of funds. If GDOE fails to report its findings, the invoiced amount received by DOA *shall* be automatically transmitted to each Academy Charter School.

**Section 3. Simon Sanchez Procurement.** The sum of *up to* One Million Dollars (\$1,000,000) *shall* be allocated from the General Fund appropriation in Section 1 of this Part of this Chapter for the procurement of an Owner's Agent Engineer (OAE), architectural and engineering (A&E) services, and other related services for the construction of a new Simon Sanchez High School pursuant to § 58D105, Chapter 58D, Title 5 GCA for Fiscal Year 2019. The sums unallotted, unencumbered, or unexpended by June 30, 2019 may be expended for the operations of the GDOE in Fiscal Year 2019.

**Section 4. Chamoru Studies Division.** *Up to the sum of Four Hundred One Thousand Two Hundred Seven Dollars (\$401,207) shall be allocated from the Fiscal Year 2019 General Fund appropriation in Section 1 of this Part of this Chapter for the Chamoru Studies Division administered by GDOE for Fiscal Year 2019.*

Funds allocated in this Section are to be expended for personnel salaries and benefits, contractual services, professional development and training, supplies and materials, and equipment for the support and the implementation of the Content Standards and Performance Indicators for the course syllabi for the emphasis of fluency and for the promotion of the proficiency skills in the areas of listening, speaking, reading, and writing in the *Chamoru* language.

**Section 5. Limited Gaming Fund.** The sum of Five Hundred Twenty-four Thousand Nine Hundred Thirteen Dollars (\$524,913) *shall be allocated from the Limited Gaming Fund appropriation in Section 1 of this Part of this Chapter pursuant to § 5204(d)(3), Chapter 5, Title 11 GCA for Fiscal Year 2019.*

**Section 6. GDOE Miscellaneous Healthy Futures Fund Allocations.**

(a) Interscholastic Sports Fund. The sum of Six Hundred Twelve Thousand Dollars (\$612,000) *shall be allocated from the Healthy Futures Fund appropriation in Section 1 of this Part of this Chapter for the Interscholastic Sports Fund administered by GDOE to be expended pursuant to § 7108, Chapter 7, Title 17 GCA for Fiscal Year 2019. The allocations made herein shall be available to fund sports programs, to include the payment of head coaches, assistant coaches, league fees, busing services, and other expenses normally associated with interscholastic sports.*

(b) Health and Physical Education Activities. The sum of Two Hundred Seventy-nine Thousand Seven Hundred Fifty-four Dollars (\$279,754) *shall be allocated from the Healthy Futures Fund appropriation in Section 1 of this Part of this Chapter for GDOE Health and Physical Education programs, intramural sports, and similar activities in Fiscal Year 2019.*

1       **Section 7. Textbooks and Collateral Materials.** For Fiscal Year 2019, the  
2 following are appropriations to GDOE for the purchase or development and  
3 production of textbooks and instructional materials related to specific content areas  
4 in accordance with the following terms and conditions:

5           (a) Notwithstanding any other provision of law, the sum of One  
6 Million Five Hundred Thousand Dollars (**\$1,500,000**) is appropriated from  
7 the General Fund from Fiscal Year 2020 revenues for Fiscal Year 2019 to  
8 GDOE for the purchase or development and production of textbooks and  
9 instructional materials related to specific content areas. The Superintendent of  
10 GDOE may, if necessary, through agreements with textbook vendors, defer  
11 payment for said materials until after October 1, 2019 but *no later than*  
12 December 31, 2019 with the full faith and credit of the government of Guam.

13           (b) The Superintendent of GDOE *shall* order materials funded by  
14 this Section for Fiscal Year 2019 *no later than* March 1, 2019. The Bureau of  
15 Budget and Management Research *shall* release such allotments as are  
16 necessary to ensure that said materials are ordered by March 1, 2019. The  
17 Superintendent of GDOE *shall* receive said materials and distribute them to  
18 schools *no later than* thirty (30) days before the start of the school calendar  
19 established pursuant to § 4111, Chapter 4, Title 17 GCA. All funds  
20 appropriated for said materials *shall not* be used for any other purpose.

21           (c) On the first (1st) day of each fiscal quarter, the Superintendent  
22 of GDOE *shall* provide to *I Maga'låhen Guåhan* and the Speaker of *I*  
23 *Liheslaturan Guåhan* and post on the GDOE website, a detailed report  
24 regarding all receipts, purchase orders, and expenditures for textbooks and  
25 instructional materials. Said report *shall* be accompanied by the certified list  
26 of textbooks approved by the Guam Education Board and a list or copies of  
27 all purchase orders issued related to this Section. The report *shall* summarize:

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

7                   (2) instructional materials adopted in accordance with § 4104,  
8 Chapter 4, Title 17 GCA; and

9                   (3) other information that may be useful or that is requested  
10 by *I Liheslaturan Guåhan* regarding the funds appropriated and  
11 authorized herein.

12           **Section 8. First Generation Trust Fund Initiative.** Notwithstanding any  
13 other provision of law, the sum of One Hundred Thousand Dollars (\$100,000) *shall*  
14 be allocated from the Territorial Educational Facilities Fund appropriation in Section  
15 1 to GDOE for transfer and deposit into the First Generation Trust Fund created  
16 pursuant to Article 2, Chapter 14, Division 3, Title 17 GCA for Fiscal Year 2019.

17           **Section 9. JROTC Fund.** The GDOE is hereby authorized to expend funds  
18 from the JROTC Fund for the *sole* purpose of expenditures related to the operations  
19 of the JROTC program for Fiscal Year 2019.

20           **Section 10. Summer School Fund.** Pursuant to § 6119, Article 1, Chapter 6,  
21 Division 2, Title 17 GCA which established the Summer School Fund, such sums as  
22 are necessary to fund the operations of the 2019 Summer School Program are hereby  
23 appropriated to GDOE.

24           The Superintendent of GDOE *shall* submit a detailed report to *I Maga'låhen*  
25 *Guåhan* and the Speaker of *I Liheslaturan Guåhan* regarding the receipt and  
26 expenditure of said funds *no later than* thirty (30) days after the close of summer

1 school and post the same on the GDOE website. Such report *shall* include the  
2 following:

3 (a) total revenues received, including identification of each revenue  
4 source;

5 (b) total expenditures and encumbrance by object classification and  
6 by school; and

7 (c) the fund balance.

8 **Section 11. Website Posting.** The Superintendent of GDOE *shall* submit to  
9 the Speaker of *I Liheslaturan Guåhan* and post and maintain on the GDOE website:

10 (a) all payments for prior year obligations to be paid by current  
11 appropriations when authorized, including the funding source to be used, by  
12 month;

13 (b) salary adjustments by position, effective date of adjustment, and  
14 the funding source for each, by month;

15 (c) mandated cash disbursement schedules; and

16 (d) number of FTEs, costs, and funding sources by school and  
17 division, by month.

18 **Section 12. Reports.** The Superintendent of GDOE *shall* electronically  
19 report the following to *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan*  
20 *Guåhan*:

21 (a) Within fifteen (15) days after the start of Fiscal Year 2019, the  
22 Superintendent of GDOE *shall* provide a copy of the GG-1 or contract of employees  
23 hired for School Year 2018-2019.

24 (b) Thirty (30) days after the start of Fiscal Year 2019 and monthly  
25 thereafter, the Superintendent of GDOE *shall* provide a copy of the GG-1 or contract  
26 of each employee hired to fill any vacancy or new position.



1       **Section 13. Utilities Reduction Incentive.** Each school principal of GDOE  
2 is encouraged to practice energy conservation within their respective schools. Any  
3 school whose principal and staff is able to reduce annual utility consumption by at  
4 least fifteen percent (15%) of the school's prior annual billing measured each quarter  
5 for each utility type *shall* have that dollar value of savings transferred from the utility  
6 pool to their respective school to supplement the needs of that school and *shall* be  
7 available to be spent to support school activities for students and staff. The savings  
8 *shall* be available to the school within thirty (30) days of the close of each quarter.

9       **Section 14. Cost Savings Incentive.** The Superintendent of the GDOE is  
10 encouraged to implement a Cost Savings Plan to include, but *not* be limited to,  
11 consolidation of programs and entities, maximizing on student-teacher ratios, and  
12 practicing energy conservation. If the Superintendent is able to implement any cost  
13 savings within the GDOE authorized appropriations level, the Superintendent *shall*  
14 have that dollar value of savings available for the payment of prior year obligations  
15 and the purchase of supplies and materials.

16       **Section 15. Local Funds Reimbursement.** Funds appropriated to the  
17 GDOE in accordance with the appropriations to the GDOE in this Act *shall not* be  
18 used to pay for federally-funded program activities and expenditures, unless such  
19 payment is specifically authorized by Guam statute or unless such payment is made  
20 pursuant to grants that require that local expenditures be made prior to receiving  
21 federal reimbursement. The Superintendent of GDOE *shall* submit a quarterly report  
22 within thirty (30) days after each quarter to the Speaker of *I Liheslaturan Guåhan*, *I*  
23 *Maga'låhen Guåhan*, and the Office of Public Accountability, in a Microsoft Excel  
24 file and written report, of all local funds expended in Fiscal Year 2019 for federally-  
25 funded programs. The report *shall* contain the details of such expenditures by object  
26 class, the number of FTEs working in said programs, the amounts reimbursed by  
27 federal funds, and the amounts that *have not* or *will not* be reimbursed by federal

1 funds. Said report *shall* cite the authority to expend local funds for federal programs,  
2 *shall* name the certifying office, and *shall* give the date of every expenditure.

3 **Section 16. Exemption from BBMR Allotment Release Control.** § 1303,  
4 Article 3, Chapter 1, Title 5 GCA *shall not* apply to the appropriations and  
5 allocations to the GDOE in this Act. The GDOE may draw against their respective  
6 appropriations as needed to meet their obligations in accordance with a drawdown  
7 schedule that the GDOE *shall* submit to the Director of Administration and the  
8 Speaker of *I Liheslaturan Guåhan* no later than October 31, 2018. Such drawdown  
9 schedule *shall* be detailed by fund.

10 Within ten (10) days after the end of every quarter, the Superintendent of  
11 Education *shall* report to the Speaker of *I Liheslaturan Guåhan* a written report  
12 detailing the amount of cash received by the Guam Department of Education  
13 provided by the Department of Administration for the preceding quarter, compared  
14 to the quarterly drawdown schedule identified in this Section for Fiscal Year 2019  
15 detailed by fund.

16 **Section 17. Budgetary Transfer Authority for GDOE.** The Superintendent  
17 of GDOE may transfer funds from the appropriations made to GDOE among object  
18 categories. If a surplus in funding exists within the appropriation for increments and  
19 promotions and reclassifications, such amount may be used to support the payment  
20 of prior year obligations.



1                                   **CHAPTER II**

2                                   **EDUCATION**

3                                   **PART II – UNIVERSITY OF GUAM**

4           **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to  
5 provide a lump sum appropriation to the University of Guam (UOG) for Fiscal Year  
6 2019. The funds *shall* be expended in accordance with the budget request submitted  
7 and the priorities stipulated by the University of Guam Board of Regents.

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

14           **Section 2. Appropriation.** The amounts in the Subsections below are  
15 appropriated from the respective Funds and for the following purposes to UOG for  
16 Fiscal Year 2019.

17           (a) Appropriations for Operations. The sum of Twenty-seven Million Four  
18 Hundred Fifty-six Thousand Six Hundred Fifty-five Dollars (\$27,456,655) is  
19 appropriated from the General Fund to the UOG for its operations in Fiscal Year  
20 2019.

21           (b) Federal Matching Grants-in-Aid. The sum of Four Million Five  
22 Hundred Eighteen Thousand Six Hundred Eighty-one Dollars (\$4,518,681) is  
23 authorized from the Fiscal Year 2019 General Fund or Special Funds to the UOG as  
24 the local matching requirement for Federal Matching Grants-in-Aid for its  
25 operations in Fiscal Year 2019.

26           **Section 3. Appropriations to the UOG for Scholarships and Training**  
27 **Programs.**

(a) The sum of Three Million Two Hundred Eighty-seven Thousand Five Hundred Twenty-four Dollars (\$3,287,524) is appropriated from the General Fund to the UOG for Fiscal Year 2019 for student scholarships, financial assistance programs, and program administration.

(b) The appropriation in this Section is for: Merit Awards, Student Loans, the Nursing Training Program, Jesus U. Torres Professional and Technical Awards, the Reserve Officer Training Corps (ROTC), Regent Scholarships, Marine Lab Graduate Assistance Programs, Early High School Admission Programs, the Pedro “Doc” Sanchez Scholarship, and the administration of all student financial assistance programs for Fiscal Year 2019. The President of the UOG *shall* allocate this appropriation in order to fund said student scholarships, financial assistance programs, and program administration. *No more than* ten percent (10%) of the total appropriation in this Section *shall* be used for the administration of these programs. The President of the UOG *shall* post on the UOG website all reports mandated by this Act and existing law regarding the Dr. Antonio C. Yamashita Educator Corps, the student scholarships, and financial assistance programs.

**Section 4. Appropriations for Aquaculture Development and Training Center.** The sum of One Hundred Fourteen Thousand Four Hundred Two Dollars (\$114,402) is appropriated from the General Fund to the UOG for Fiscal Year 2019 for the *sole* purpose of funding the continued operations of the Aquaculture Development and Training Center, and the acquisition of additional real estate for expansion. Said funds *shall not* be transferred or used for any other purpose.

**Section 5. Appropriations for WERI’s Guam Hydrologic Survey.** The sum of One Hundred Sixty-six Thousand Eight Hundred Sixty-six Dollars (\$166,866) is appropriated from the General Fund to the UOG for Fiscal Year 2019 for the *sole* purpose of funding the Guam Hydrologic Survey (GHS) administered by the Water and Environmental Research Institute of the Western Pacific (WERI).

1 WERI *shall* continue to administer the GHS for those purposes previously  
2 established by Guam law. Such funds *shall not* be transferred or used for any other  
3 purpose.

4 **Section 6. Appropriations for WERI's Comprehensive Water Resource**  
5 **Monitoring Program.** The sum of One Hundred Forty-two Thousand One Hundred  
6 Forty-three Dollars (\$142,143) is appropriated from the General Fund to the UOG  
7 for Fiscal Year 2019 to fund the Water and Environmental Research Institute of the  
8 Western Pacific (WERI) for Fiscal Year 2019.

9 Such funds identified in this Section *shall* be used for the *sole* purpose of  
10 matching the federal funding for the Comprehensive Water Resource Monitoring  
11 Program. WERI *shall* continue to administer the Comprehensive Water Resource  
12 Monitoring Program for those purposes previously established by Guam law. Such  
13 funds *shall not* be transferred or used for any other purpose.

14 **Section 7. Appropriations to the University of Guam for the Northern**  
15 **and Southern Soil and Water Conservation Districts (SWCD) Program.** The  
16 sum of One Hundred Thirty-six Thousand Four Hundred Forty-two Dollars  
17 (\$136,442) is appropriated from the General Fund to the UOG for the operations and  
18 activities of the Northern and Southern Soil and Water Conservation Districts  
19 (SWCD) Program for Fiscal Year 2019 and *shall* be equally divided between the  
20 SWCDs. Such sums appropriated in this Section are authorized for use as the local  
21 matching requirement for Federal Grants-in-Aid.

22 Expenditures from this appropriation *shall* be made upon the approval of the  
23 District Directors with the consent of the SWCD Board and *shall not* require further  
24 approval by the UOG or any other government entity. Such funds *shall not* be  
25 transferred or used for any other purpose.

26 **Section 8. Appropriations to the UOG for KPRG (Public Radio).** The  
27 sum of One Hundred Fourteen Thousand One Hundred Seventy Dollars (\$114,170)

1 is appropriated from the General Fund to the UOG for the KPRG Fiscal Year 2019  
2 operations. The President of the UOG *shall* disburse the funds to KPRG. The sum  
3 of One Hundred Fourteen Thousand One Hundred Seventy Dollars (\$114,170)  
4 appropriated in this Section is authorized for use as a local matching requirement for  
5 Federal Grants-in-Aid.

6 *No later than thirty (30) days after the close of each fiscal quarter, the General*  
7 *Manager of KPRG shall submit to the President of the UOG and post on KPRG's*  
8 *website all reports mandated by this Act.*

9 **Section 9. Appropriations to the Guampedia Foundation.** The sum of  
10 Two Hundred Thousand Dollars (\$200,000) is appropriated from the Tourist  
11 Attraction Fund to the UOG for the Fiscal Year 2019 operations of the Guampedia  
12 Foundation. The sum of Two Hundred Thousand Dollars (\$200,000) appropriated  
13 in this Section is authorized for use as a local matching requirement for Federal  
14 Grants-in-Aid.

15 **Section 10. UOG Capital Improvements Fund Continuing**  
16 **Appropriations.** The sum of Five Hundred Thousand Dollars (\$500,000) is  
17 appropriated from the Territorial Educational Facilities Fund to the UOG Capital  
18 Improvements Fund for Fiscal Year 2019 for the purpose of paying for the debt  
19 service pursuant to § 16132, Chapter 16, Title 17 GCA.

20 **Section 11. UOG Capital Improvements Fund Appropriations.** The sum  
21 of Eight Hundred Seventy-four Thousand Fifty-six Dollars (\$874,056) is  
22 appropriated from the Territorial Educational Facilities Fund to the UOG Capital  
23 Improvements Fund for Fiscal Year 2019 for the purpose of paying rental payments  
24 due under the lease-back agreement pursuant to Public Law 31-229:18, as repealed  
25 and reenacted by Public Law 31-277.

26 **Section 12. Guam Cancer Trust Fund.** Notwithstanding 11 GCA § 26603  
27 (e)(1), the Guam Cancer Trust Fund fund balance available as of September 30, 2018

1 is authorized to be expended for the administration of the Guam Cancer Trust Fund  
2 for Fiscal Year 2019. The expenditures authorized in this Section *shall* be used to  
3 fund cancer screening, treatment, educational outreach programs, and support  
4 services. Any grant to organizations pursuant to § 26603(e)(2), Article 6, Chapter  
5 26, Title 11 GCA, *shall only* be used by such organizations for direct services to  
6 individuals for cancer screening, treatment, and support services. Notwithstanding  
7 any other provision of law, *no more than* five percent (5%) of the funds authorized  
8 in this Section *shall* be expended for the purposes of administration of the Guam  
9 Cancer Trust Fund, to include accounting and reporting of the revenues and  
10 expenditures of the Fund. The President of the UOG *shall* submit a monthly report  
11 of all expenditures of the Fund to the Speaker of *I Liheslaturan Guåhan*.

12       **Section 13. First Generation Trust Fund Initiative.** Notwithstanding any  
13 other provision of law, the sum of Two Hundred Fifty Thousand Dollars (\$250,000)  
14 is appropriated from the Territorial Educational Facilities Fund to the UOG for  
15 transfer and deposit to the First Generation Trust Fund created pursuant to Article 2,  
16 Chapter 14, Division 3, Title 17 GCA, for the *sole* purpose of supporting the First  
17 Generation Trust Fund Initiative for Fiscal Year 2019.

18       **Section 14. Program Revenue and Expenditure Report.** *No later than*  
19 thirty (30) days after the end of each fiscal quarter, the President of the UOG *shall*  
20 post on the UOG website and submit to *I Maga'låhen Guåhan* and the Speaker of *I*  
21 *Liheslaturan Guåhan* in a Microsoft Excel file and written report, quarterly program  
22 revenue and expenditure reports for the Aquaculture Development and Training  
23 Center, the WERI Guam Hydrologic Survey, the WERI Comprehensive Water  
24 Resource Monitoring Program, the Northern and Southern Soil and Water  
25 Conservation Districts Programs, and KPRG. Said reports *shall* be in the format of  
26 basic financial statements or such format as may be prescribed by *I Liheslaturan*  
27 *Guåhan*.

1       **Section 15. Program Annual Reports.** The President of the UOG *shall* post  
2 on the UOG's website and *shall* submit to *I Maga'låhen Guåhan* and the Speaker of  
3 *I Liheslaturan Guåhan*, in a Microsoft Excel file and written report, annual reports  
4 for the Aquaculture Development and Training Center, the WERI Guam Hydrologic  
5 Survey, the WERI Comprehensive Water Resource Monitoring Program, the  
6 Northern and Southern Soil and Water Conservation Districts Programs, and KPRG.  
7 At a minimum, said reports *shall* include: program mission statements, objectives,  
8 sources of revenue, expenditures by budget classification, number of employees, and  
9 contracts; and *shall* describe program accomplishments in the fiscal year reported.

10       **Section 16. Scholarships, Financial Assistance, and Other Reports.** Sixty  
11 (60) days after the end of Fiscal Year 2019, the President of the UOG *shall* submit  
12 to *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan*, in a Microsoft  
13 Excel file and written report and post on the UOG's website, a report of expenditures  
14 from appropriations made in this Act for student scholarships, student financial  
15 assistance, and the Dr. Antonio C. Yamashita Educator Corps. Said report *shall*  
16 include each program's name, the number of scholarships or loans issued by each  
17 program, the names of the recipients awarded by each program, the university or  
18 college each award recipient is attending by each program, the date the scholarship  
19 or loan was awarded by each program, the anticipated date of cohort graduation by  
20 each program, the total amount of awards or loans, the total amount of loans repaid  
21 to date by each program, the balance of the outstanding awards or loans by each  
22 program, the amount of collections to date for outstanding loans and repayments due  
23 by each program, the number of awards for each field of study by each program, and  
24 the number of recipients working to complete their academic and financial  
25 obligations by each program.

26       **Section 17. Transfer Authority for the UOG.** Appropriations for the  
27 operations of the UOG, contained in Section 2 of this Part of this Chapter, may be

1 transferred by the President of UOG out of operations and into the appropriation for  
2 statutorily mandated scholarship programs, exclusive of administrative costs,  
3 contained in Section 3 of this Part of this Chapter.

4       **Section 18. Reporting Requirements.** The University of Guam *shall* submit  
5 the drawdown schedule submitted to the Department of Administration pursuant to  
6 § 1303.1, Article 3, Chapter 1, Title 5 GCA, *no later than* October 31, 2018. Within  
7 ten (10) days after the end of every quarter, the President of the University of Guam  
8 *shall* submit to the Speaker of *I Liheslaturan Guåhan* a written report detailing the  
9 amount of cash received by the University of Guam provided by the Department of  
10 Administration for the preceding quarter, compared to the quarterly drawdown  
11 schedule submitted pursuant to § 1303.1, Article 3, Chapter 1, Title 5 GCA for Fiscal  
12 Year 2019 detailed by fund.







1 (\$24,154) is appropriated from the Tourist Attraction Fund to the GCC for Fiscal  
2 Year 2019 for the Lodging Management Program/ProStart Program.

3 (d) Appropriations to the GCC Apprenticeship Program. The sum of One  
4 Hundred Eighty-six Thousand Nine Hundred Eighteen Dollars (\$186,918) is  
5 appropriated from the General Fund, and Nine Hundred Forty-eight Thousand Eight  
6 Hundred Eighty-eight Dollars (\$948,888) is appropriated from the Manpower  
7 Development Fund to the GCC for the GCC Apprenticeship Program for Fiscal Year  
8 2019. In addition to the authorization contained in § 7120, Chapter 7, Title 22 GCA,  
9 this appropriation herein *shall* be available and authorized to be used by the GCC to  
10 fund the operations of other programs at GCC, as approved by the Board and  
11 Administration of the College, after all the Apprenticeship Program requirements  
12 and obligations have been fully funded.

13 (e) Federal Matching Grants-in-Aid. The sum of One Million Seventy-four  
14 Thousand Five Hundred Thirty-five Dollars (\$1,074,535) is authorized from Federal  
15 Matching Grants-in-Aid to the GCC for its operations in Fiscal Year 2019.

16 **Section 3. GCC Capital Improvements Fund Appropriations.** The sum  
17 of Two Hundred Thousand Four Hundred Dollars (\$200,400) is appropriated from  
18 the Territorial Educational Facilities Fund to the GCC Capital Improvements Fund  
19 in Fiscal Year 2019 for the purpose of paying rental payments due under the lease-  
20 back agreement, pursuant to Section 22 of P.L. 31-229.

21 **Section 4. First Generation Trust Fund Initiative.** Notwithstanding any  
22 other provision of law, the sum of Two Hundred Thousand Dollars (\$200,000) is  
23 hereby appropriated from the Territorial Educational Facilities Fund to GCC for  
24 transfer and deposit into the First Generation Trust Fund created pursuant to Article  
25 2, Chapter 14, Division 3, Title 17 GCA, for the *sole* purpose of supporting the First  
26 Generation Trust Fund Initiative in Fiscal Year 2019.

1       **Section 5. Reports.** The President of the GCC *shall* submit quarterly  
2 reports to *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan*, in a  
3 Microsoft Excel file and written report, thirty (30) days after the end of each fiscal  
4 quarter, and post said report on the GCC website. Said reports *shall* include, but are  
5 *not* limited to, the number of participants in each GCC program, the amounts  
6 expended from appropriations in this Act by object classification, a description of  
7 each program, the academic courses offered, and the requirements for participation  
8 in each program.

9       **Section 6. Reporting Requirements.** The Guam Community College *shall*  
10 submit the drawdown schedule submitted to the Department of Administration  
11 pursuant to § 1303.1, Article 3, Chapter 1, Title 5 GCA, *no later than* October 31,  
12 2018. Within ten (10) days after the end of every quarter, the President of the Guam  
13 Community College *shall* submit to the Speaker of *I Liheslaturan Guåhan* a written  
14 report detailing the amount of cash received by the Guam Community College  
15 provided by the Department of Administration for the preceding quarter, compared  
16 to the quarterly drawdown schedule submitted pursuant to § 1303.1, Article 3,  
17 Chapter 1, Title 5 GCA for Fiscal Year 2019 detailed by fund.

**CHAPTER II**  
**EDUCATION**

**PART IV – GUAM COMMISSION FOR EDUCATOR CERTIFICATION**

**Section 1. Appropriation.** The sum of Two Hundred Sixty-three Thousand Two Hundred Eleven Dollars (\$263,211) is appropriated from the Territorial Educational Facilities Fund to the Guam Commission for Educator Certification (GCEC) for its operations in Fiscal Year 2019 to provide administrative support to the GCEC pursuant to Chapter 27 of Title 17 GCA, to the Guam Academy Charter Schools Council pursuant to § 12111(e), Chapter 12, Title 17 GCA, and to the Council on Post-Secondary Institution Certification pursuant to § 44104(e), Chapter 44, Title 17 GCA.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

TERRITORIAL EDUCATIONAL FACILITIES FUND	\$263,211
<b>TOTAL</b>	<b>\$263,211</b>

For information purposes only:

FEDERAL MATCHING GRANTS-IN-AID	\$0
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**SUMMARY OF BASE OPERATIONAL APPROPRIATION**

PERSONNEL OBJECT CATEGORIES (111-113)	\$212,611
OPERATIONS OBJECT CATEGORIES (220-290)	\$45,800
UTILITIES OBJECT CATEGORIES (361-363)	\$4,800
CAPITAL OUTLAY (450)	\$0
<b>TOTAL</b>	<b>\$263,211</b>



- 1 General Fund to the GMHA to pay for principal, interest, and debt service reserve
- 2 deposits for the GMHA Labor and Delivery Ward renovations for Fiscal Year 2019.
- 3 Any funds *not* required for the purposes herein *shall* be expended for GMHA
- 4 operational expenses in Fiscal Year 2019.

1 **CHAPTER III**

2 **HEALTH**

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

4 **Section 1. Appropriation.** The sum of Sixty-two Million Five Hundred  
5 Forty-seven Thousand Ninety-nine Dollars (**\$62,547,099**) is appropriated to the  
6 Department of Public Health and Social Services (DPHSS) for its operations for  
7 Fiscal Year 2019. This sum is composed of Fifty-one Million Two Hundred Thirty-  
8 six Thousand Four Hundred Eighty-six Dollars (**\$51,236,486**) from the General  
9 Fund and Nine Million Two Hundred Sixty-two Thousand One Hundred Forty-one  
10 Dollars (\$9,262,141) from the Healthy Futures Fund, the Environmental Health  
11 Fund, the Health Professional Licensing Office Revolving Fund, the Office of Vital  
12 Statistics Revolving Fund, and the Sanitary Inspection Revolving Fund.

13 The sum of *up to* Sixty-three Million Eighty-five Thousand Three Hundred  
14 Twenty-five Dollars (**\$63,085,325**) appropriated from the General Fund in this  
15 Section is authorized as the local matching requirement for Federal Grants-in-Aid.

16 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

17	GENERAL FUND	<b>\$51,236,486</b>
18	ENVIRONMENTAL HEALTH FUND	\$1,400,306
19	HEALTHY FUTURES FUND	\$9,262,141
20	HEALTH PROFESSIONAL LICENSING OFFICE REVOLVING FUND	
21		\$256,382
22	OFFICE OF VITAL STATISTICS REVOLVING FUND	\$254,505
23	SANITARY INSPECTION REVOLVING FUND	\$137,280
24	<b>TOTAL</b>	<b>\$62,547,099</b>

25 For information purposes only:

26	FEDERAL MATCHING GRANTS-IN-AID	\$63,085,325
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27 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

PERSONNEL OBJECT CATEGORIES (111-113)	\$10,884,648
OPERATIONS OBJECT CATEGORIES (220-290)	\$50,418,822
UTILITIES OBJECT CATEGORIES (361-363)	\$1,158,162
CAPITAL OUTLAY (450)	\$85,466
<b>TOTAL</b>	<b>\$62,547,099</b>

Environmental Health Fund - \$946,044 (111-113); \$454,262 (220-290); \$0 (361-363); \$0 (450); Healthy Futures Fund - \$8,278,753 (111-113); \$983,388 (220-290); \$0 (361-363); \$0 (450); Health Professional Licensing Office Revolving Fund - \$47,993 (111-113); \$208,389 (220-290); \$0 (361-363); \$0 (450); Office of Vital Statistics Revolving Fund - \$60,586 (111-113); \$193,919 (220-290); \$0 (361-363); \$0 (450); Sanitary Inspection Revolving Fund - \$57,345 (111-113); \$44,469 (220-290); \$0 (361-363); \$35,466 (450)

## **Section 2. Medically Indigent Program (MIP) Appropriations.**

(a) The sum of Thirteen Million Nine Hundred Thirty-nine Thousand One Hundred Twenty-nine Dollars (**\$13,939,129**) *shall* be allocated from the General Fund appropriation in Section 1 of this Part of this Chapter to the Medically Indigent Program Payment Revolving Fund (MIPPR) for the MIP for Fiscal Year 2019. *No more than* fifteen percent (15%) of the appropriations from local fund sources in this Section is authorized to pay for the Fiscal Year 2018 obligations of the MIP.

(b) The sum of Eight Hundred Thousand Dollars (**\$800,000**) from the General Fund and the sum of Two Hundred Thousand Dollars (**\$200,000**) from the Healthy Futures Fund *shall* be allocated from the appropriations in Section 1 of this Part of this Chapter to the MIPPR for the MIP to fund cancer screening, treatment, educational outreach programs, and support services for Fiscal Year 2019.

**Section 3. Medicaid Program.** The sum of Thirteen Million One Hundred Fifty-two Thousand Seven Hundred Ten Dollars (**\$13,152,710**) *shall* be allocated and authorized from the General Fund appropriation in Section 1 of this Part of this Chapter as the local matching requirement for the Medicaid Program. The sum of Fifteen Million Six Hundred Forty-nine Thousand Eight Hundred Fourteen Dollars

1 (\$15,649,814) is authorized from Federal Matching Grants-in-Aid to DPHSS for  
2 said purpose for Fiscal Year 2019.

3 *No more than* thirty percent (30%) of the appropriation from local fund  
4 sources in this Section is authorized to pay for the Fiscal Year 2018 obligations of  
5 the Medicaid Program. The funds allocated and authorized in this Section are *not*  
6 subject to *I Maga'låhen Guåhan's* transfer authority.

7 **Section 4. Children's Health Insurance Program (CHIP).** The sum of  
8 Two Million Ninety-four Thousand Eight Hundred Seventy Dollars (\$2,094,870)  
9 *shall* be allocated and authorized from the General Fund appropriation in Section 1  
10 of this Part of this Chapter as the local matching requirement for the Children's  
11 Health Insurance Program, and Twenty-two Million Five Hundred Fifty Thousand  
12 Six Hundred Sixty Dollars (\$22,550,660) is authorized from Federal Matching  
13 Grants-in-Aid to DPHSS for said purpose for Fiscal Year 2019.

14 **Section 5. Program Authorizations.** The sum of Five Hundred Forty-three  
15 Thousand Seven Hundred Ninety-four Dollars (\$543,794) *shall* be allocated and  
16 authorized from the General Fund appropriation in Section 1 of this Part of this  
17 Chapter as the local matching requirement for the programs of the Division of Senior  
18 Citizens, and Two Million Nine Hundred Twelve Thousand Twenty-nine Dollars  
19 (\$2,912,029) is authorized from Federal Matching Grants-in-Aid to DPHSS for the  
20 operations of the Division of Senior Citizen programs, to include the State Office of  
21 Aging, Support Services, Congregate Meals, Home-Delivered Meals, Preventive  
22 Health, Medication Management, and the National Family Caregiver Support  
23 Program for Fiscal Year 2019.

24 **Section 6. Public Assistance Program Payments.** Up to the sum of Three  
25 Million Eight Hundred Four Thousand Two Hundred Thirty-six Dollars  
26 (\$3,804,236) *shall* be allocated and authorized from the General Fund appropriation  
27 in Section 1 of this Part of this Chapter to DPHSS as the local matching requirement



1 for Federal Matching Grants-in-Aid for public assistance program payments and  
2 administration for Fiscal Year 2019. Four Million Two Hundred Eight Thousand  
3 Two Hundred Eleven Dollars (\$4,208,211) is authorized from the Federal Matching  
4 Grants-in-Aid.

5 **Section 7. Medicines and Vacant Positions for DPHSS Community**  
6 **Health Centers.** The sum of Three Hundred Seventy-nine Thousand Two Hundred  
7 Twenty-six Dollars (\$379,226) *shall* be allocated from the Healthy Futures Fund  
8 appropriation in Section 1 of this Part of this Chapter to DPHSS Community Health  
9 Centers for Fiscal Year 2019.

10 **Section 8. Enhanced Allotment Plan.** The sum of Seven Hundred Forty-  
11 three Thousand One Hundred Twenty-four Dollars (\$743,124) *shall* be allocated and  
12 authorized from the General Fund appropriation in Section 1 of this Part of this  
13 Chapter as the local matching requirement for the Enhanced Allotment Plan  
14 (Medicaid Part D) Program, and Eight Hundred Ninety-six Thousand Three  
15 Hundred Twenty-nine Dollars (\$896,329) is authorized from Federal Matching  
16 Grants-in-Aid to DPHSS for said purpose for Fiscal Year 2019.

17 **Section 9. DPHSS Continuing Appropriation Authorization for MIP**  
18 **and Medicaid.** The unexpended balance of appropriations from the General Fund  
19 and Special Funds to DPHSS for MIP and Medicaid in Fiscal Year 2018 *shall not*  
20 revert to the General Fund and *shall* be available until fully expended for the original  
21 purposes of said appropriations. The Director of DPHSS *shall* submit a report to the  
22 Speaker of *I Liheslaturan Guåhan* regarding the allocation, demographics, and  
23 expenditures of the appropriations contained herein *no later than* thirty (30) days  
24 after the end of each quarter and post the same on the DPHSS website. The Director  
25 of Administration *shall* pay MIP and Medicaid vendors on a first-in, first-out basis.

26 **Section 10. Appropriation to the Guam Cancer Registry.**  
27 Notwithstanding 11 GCA § 26603(d)(4), the sum of Three Hundred Twenty

1 Thousand Seven Hundred Nine Dollars (\$320,709) is appropriated from the Healthy  
2 Futures Fund to DPHSS to maintain the Guam Cancer Registry, pursuant to §  
3 3201.1, Article 2, Chapter 3, Title 10 GCA in Fiscal Year 2019. The DPHSS *shall*  
4 provide funding to the University of Guam (UOG) for services, supplies, and/or  
5 materials in executing the Memorandum of Agreement between the UOG and  
6 DPHSS regarding the collection of data and the maintenance of the Guam Cancer  
7 Registry. Any funds pursuant to this Section *not* expended in Fiscal Year 2019 *shall*  
8 revert to the Guam Cancer Trust Fund.

9 **Section 11. Prompt Payment of MIP Patient Claims Generated at the**  
10 **Guam Memorial Hospital Authority.** The DPHSS *shall* process all MIP patient  
11 claims generated by the Guam Memorial Hospital Authority *no later than* forty-five  
12 (45) days from receipt of said claim as required by § 9902, Article 9, Chapter 9, Title  
13 10 GCA.

14 **Section 12. Appropriations for Insurance Premiums for Foster**  
15 **Children.** The sum of Five Hundred Forty-nine Thousand Dollars (\$549,000) is  
16 appropriated from the General Fund to DPHSS for the purpose of paying the  
17 premiums for health insurance. The DPHSS Bureau of Social Services  
18 Administration *shall* be the subscriber for foster children covered under Public Law  
19 32-189 and *shall* remit payments to the Department of Administration or to the  
20 insurance provider for the purpose of paying premiums.

21 **Section 13. Guam Board of Medical Examiners.** The sum of Two Hundred  
22 Fifty-six Thousand Three Hundred Eighty-two Dollars (\$256,382) *shall* be allocated  
23 from the Health Professional Licensing Office Revolving Fund appropriation in  
24 Section 1 of this Part of this Chapter to DPHSS for the purposes pursuant to Article  
25 2, Chapter 12, Title 10 GCA in Fiscal Year 2019.

26 **Section 14. Office of Vital Statistics.** The sum of Two Hundred Fifty-four  
27 Thousand Five Hundred Five Dollars (\$254,505) *shall* be allocated from the Office

1 of Vital Statistics Revolving Fund appropriation in Section 1 of this Part of this  
2 Chapter to DPHSS for the purposes pursuant to § 3227.1, Article 2, Chapter 3, Title  
3 10 GCA in Fiscal Year 2019.

1 **CHAPTER III**

2 **HEALTH**

3 **PART III – GUAM BEHAVIORAL HEALTH AND WELLNESS CENTER**

4 **Section 1. Appropriation.** Notwithstanding any other provision of law, the  
5 sum of Nineteen Million Five Hundred Forty-eight Thousand Seventy-five Dollars  
6 (\$19,548,075) is appropriated from the Healthy Futures Fund to the Guam  
7 Behavioral Health and Wellness Center (GBHWC) for its operations for Fiscal Year  
8 2019.

9 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

10	HEALTHY FUTURES FUND	\$19,548,075
11	<b>TOTAL</b>	<b>\$19,548,075</b>

12 For information purposes only:

13	FEDERAL MATCHING GRANTS-IN-AID	\$0
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14 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

15	PERSONNEL OBJECT CATEGORIES (111-113)	\$12,915,870
16	OPERATIONS OBJECT CATEGORIES (220-290)	\$5,742,205
17	UTILITIES OBJECT CATEGORIES (361-363)	\$890,000
18	CAPITAL OUTLAY (450)	\$0
19	<b>TOTAL</b>	<b>\$19,548,075</b>

20 **Section 2. GBHWC – Detoxification and Rehabilitation Services.** The  
21 sum of Four Hundred Thirty-seven Thousand Four Hundred Twenty-nine Dollars  
22 (\$437,429) is appropriated from the General Fund, and One Million Ninety-five  
23 Thousand Three Hundred Thirty-three Dollars (\$1,095,333) is appropriated from the  
24 Healthy Futures Fund to GBHWC for Fiscal Year 2019 to fund drug and alcohol  
25 detoxification, rehabilitation, and prevention services programs, which may be  
26 contracted out to non-governmental organizations; provided, that the expenditure of  
27 such funds *shall* comply with 48 USC § 1421b(p).

1   **Section 3.   Focus on Life Suicide Prevention Program.** The sum of Eighty-six  
2   Thousand Dollars (**\$86,000**) is appropriated from the General Fund to GBHWC for  
3   Fiscal Year 2019 to fund the Focus on Life Suicide Prevention Program.

1 **CHAPTER III**

2 **HEALTH**

3 **PART IV – DEPARTMENT OF INTEGRATED SERVICES FOR**  
4 **INDIVIDUALS WITH DISABILITIES**

5 **Section 1. Appropriation.** The sum of Nine Hundred Nineteen Thousand  
6 Eighty-one Dollars (**\$919,081**) is appropriated to the Department of Integrated  
7 Services for Individuals with Disabilities (DISID) for its operations for Fiscal Year  
8 2019. This sum is composed of Three Hundred Sixty-four Thousand Six Hundred  
9 Twenty-five Dollars (**\$364,625**) from the General Fund and Five Hundred Fifty-four  
10 Thousand Four Hundred Fifty-six Dollars (**\$554,456**) from the Healthy Futures  
11 Fund.

12 The sum of One Million Nine Hundred One Thousand Six Hundred Six  
13 Dollars (**\$1,901,606**) of General Fund appropriations in this Section is authorized as  
14 the local matching requirement for Federal Matching Grants-in-Aid.

15 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

16	GENERAL FUND	\$364,625
17	HEALTHY FUTURES FUND	\$554,456
18	<b>TOTAL</b>	<b>\$919,081</b>

19 For information purposes only:

20	FEDERAL MATCHING GRANTS-IN-AID	\$1,901,606
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21 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

22	PERSONNEL OBJECT CATEGORIES (111-113)	\$364,625
23	OPERATIONS OBJECT CATEGORIES (220-290)	\$548,456
24	UTILITIES OBJECT CATEGORIES (361-363)	\$6,000
25	CAPITAL OUTLAY (450)	\$0
26	<b>TOTAL</b>	<b>\$919,081</b>

27 Healthy Futures Fund - \$0 (111-113); \$548,456 (220-290); \$6,000 (361-363); \$0 (450)

1 **CHAPTER IV**

2 **UNIFIED JUDICIARY**

3 **Section 1. Appropriation.** The amounts specified in this Section are  
4 appropriated from the General Fund to the Unified Judiciary for its operations in  
5 Fiscal Year 2019.

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

12 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

13 GENERAL FUND	\$30,515,917
14 SAFE STREETS FUND	\$156,127
15 <b>TOTAL</b>	<b>\$30,672,044</b>

16 **Section 2. Attorney Fees for Indigent Defense.** The sum of One Million  
17 One Hundred Ninety-three Thousand Two Hundred Eighty-four Dollars  
18 (\$1,193,284) *shall* be allocated from the General Fund appropriation in Section 1 of  
19 this Chapter to the Unified Judiciary for any expenses incurred related to indigent  
20 clients for Fiscal Year 2019. Said funds *shall* be deposited in the Judicial Client  
21 Services Fund account, as created by Chapter 9.6 of Title 7 GCA, and *shall not* be  
22 subject to any transfer authority.

23 **Section 3. Drug and Therapeutic Courts.** The sum of up to One Million  
24 Four Hundred Thirty-six Thousand Five Hundred Thirty-two Dollars (\$1,436,532)  
25 *shall* be allocated from the General Fund appropriation in Section 1 of this Chapter  
26 to the Unified Judiciary for the operations of the Adult and Juvenile Drug Courts,



1 the Mental Health Court, and other therapeutic court program(s) approved by the  
2 Judicial Council for Fiscal Year 2019.

3 **Section 4. Family Visitation Center.** The sum of One Hundred Fifty-six  
4 Thousand One Hundred Twenty-seven Dollars (\$156,127) *shall* be allocated from  
5 the Safe Streets Fund appropriation in Section 1 of this Chapter to the Unified  
6 Judiciary for Fiscal Year 2019 to pay for contractual services for the operations of  
7 the Family Visitation Center; provided, that the Unified Judiciary must comply with  
8 § 18125(c) and (d) of Article 1, Chapter 18, Title 16 GCA.

9 **Section 5. Electronic Monitoring Program.** Such sums as deemed  
10 necessary by the Unified Judiciary may be allocated from the General Fund  
11 appropriation in Section 1 of this Chapter to the Unified Judiciary to implement an  
12 Electronic Monitoring Program for Guam's pretrial and criminal offender  
13 populations in Fiscal Year 2019.

14 **Section 6. Transfer Authority of the Unified Judiciary.** The Unified  
15 Judiciary is authorized to transfer funds in Fiscal Year 2019 from the appropriations  
16 in Section 1 of this Chapter to fund the divisions and/or programs identified in  
17 Sections 2, 3, 4, and 5 of this Chapter.

18 **Section 7. Judicial Building Fund Fiscal Year 2019 Budget.** The Unified  
19 Judiciary *shall* report its Judicial Building Fund Fiscal Year 2019 Budget to *I*  
20 *Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan* in a Microsoft Excel  
21 file and written report on or before May 1 of Fiscal Year 2019 and post the same on  
22 its website.

23 **Section 8. Judicial Building Fund Revenues and Expenditures**  
24 **Reporting.** The Unified Judiciary *shall* report all revenues and expenditures for the  
25 Judicial Building Fund to *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan*  
26 *Guåhan* in a Microsoft Excel file and written report on a quarterly basis and post the

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

3 **Section 9. Unified Judiciary Authorization to Fund Any Operational**  
4 **Shortfall.** The Unified Judiciary is authorized to fund any operational shortfall for  
5 Fiscal Year 2019 from any fund sources under its control, excluding funds held in  
6 trust. Transfers from the Judicial Building Fund must be consistent with the  
7 covenants and provisions of the loan documents between the Unified Judiciary and  
8 its lender.

9 **Section 10. Continuing Appropriation.** Notwithstanding any other  
10 provision of law, the allotted but unexpended balance of funds appropriated to  
11 Unified Judiciary of Guam for Fiscal Year 2018 and prior *shall not* lapse and *shall*  
12 continue to be available until fully expended.

1 **CHAPTER V**

2 **EXECUTIVE BRANCH**

3 **Section 1. Authorization.** The amounts specified in Subsections (a)  
4 through (ii) are hereby authorized out of the General Fund, Special Funds, and  
5 Federal Matching Grants-in-Aid specified for the agencies, departments, and offices  
6 in each Subsection for Executive Branch operations in Fiscal Year 2019.

1           **(a) OFFICE OF *I MAGA'LÅHEN GUÅHAN***

2           (1) Appropriation. The sum of Seven Million Three Hundred Twelve  
3           Thousand Seven Hundred Three Dollars (**\$7,312,703**) is appropriated to the  
4           Office of *I Maga'låhen Guåhan* (Governor of Guam) for its operations for Fiscal  
5           Year 2019. This sum is composed of Seven Million Twelve Thousand Seven  
6           Hundred Thirty-one Dollars (**\$7,012,731**) from the General Fund, and Two  
7           Hundred Ninety-nine Thousand Nine Hundred Seventy-two Dollars (**\$299,972**)  
8           from the Indirect Cost Fund.

9           **SUMMARY OF APPROPRIATION FUNDING SOURCE**

10          GENERAL FUND	\$7,012,731
11          INDIRECT COST FUND	\$299,972
12 <b>TOTAL</b>	<b>\$7,312,703</b>

13          For information purposes only:

14          FEDERAL MATCHING GRANTS-IN-AID	\$0
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15          **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

16          PERSONNEL OBJECT CATEGORIES (111-113)	\$6,315,959
17          OPERATIONS OBJECT CATEGORIES (220-290)	\$538,569
18          UTILITIES OBJECT CATEGORIES (361-363)	\$458,175
19          CAPITAL OUTLAY (450)	\$0
20 <b>TOTAL</b>	<b>\$7,312,703</b>

21          Indirect Cost Fund - \$259,422 (111-113); \$40,550 (220-290); \$0 (361-363); \$0 (450); SAR Fund - \$4,514,341 (111-113) \$0 (220-  
22          290); \$0 (361-363); \$0 (450)

23               (2) No more than twenty-five percent (25%) of the appropriation in  
24               Personnel Object Categories (111-113) in Subsection (a)(1) shall be expended  
25               before January 1, 2019. No more than twenty-five percent (25%) of the total  
26               appropriation in Subsection (a)(1) shall be expended before January 1, 2019.  
27               No appropriations or funds shall be transferred to the Office of *I Maga'låhen*

1        *Guåhan* for its operations from any other fund sources appropriated in this  
2        Act during Fiscal Year 2019.

3            (3) Continuing Appropriations Authorized. Notwithstanding any  
4        other provision of law, the unexpended balance of funds appropriated to the  
5        Office of *I Maga'låhen Guåhan* for Fiscal Year 2018 *shall not* lapse and *shall*  
6        continue to be available until fully expended.

1           **(b) COMMISSION ON DECOLONIZATION (COD)**

2           (1) Appropriation. The sum of Three Hundred Forty Thousand Eight  
3           Hundred Forty-eight Dollars (**\$340,848**) is appropriated from the General  
4           Fund to the Commission on Decolonization (COD) for its operations in Fiscal  
5           Year 2019.

6           **SUMMARY OF APPROPRIATION FUNDING SOURCE**

7           GENERAL FUND	\$340,848
8 <b>TOTAL</b>	<b>\$340,848</b>

9           For information purposes only:

10          FEDERAL MATCHING GRANTS-IN-AID	\$0
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11          **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

12          PERSONNEL OBJECT CATEGORIES (111-113)	\$160,340
13          OPERATIONS OBJECT CATEGORIES (220-290)	\$180,000
14          UTILITIES OBJECT CATEGORIES (361-363)	\$508
15          CAPITAL OUTLAY (450)	\$0
16 <b>TOTAL</b>	<b>\$340,848</b>

17           (2) Public Information Program. The sum of *not less than* One  
18           Hundred Eighty Thousand Dollars (**\$180,000**) *shall* be allocated from the  
19           General Fund appropriation in Subsection (b)(1) for the *sole* purpose of  
20           conducting an extensive public education and information program by the  
21           COD and the Free Association, Independence, and Statehood Task Forces  
22           pursuant to § 2109, Chapter 21, Title 1 GCA. No funds allocated herein shall  
23           be expended for personnel or travel. The funds allocated in this Subsection  
24           *shall* be distributed as follows: Sixty Thousand Dollars (\$60,000) to each Task  
25           Force in Fiscal Year 2019. Notwithstanding Chapter 5, Title 5 GCA or any  
26           other law, these funds *shall* be expended exclusively as advised by the Task  
27           Forces and approved by vote of the COD. A complete record of procurement

1 and expenditures *shall* be published on the COD's website within thirty (30)  
2 days after the end of each quarter.

1           **(c) GUAM ANCESTRAL LANDS COMMISSION (GALC)**

2           (1) Appropriation. The sum of Three Hundred Eighty Thousand  
3           Sixty-one Dollars (**\$380,061**) is appropriated to the Guam Ancestral Lands  
4           Commission (GALC) for its operations for Fiscal Year 2019. This sum is  
5           composed of Eighty-nine Thousand Four Hundred Sixty-two Dollars  
6           (**\$89,462**) from the General Fund and Two Hundred Ninety Thousand Five  
7           Hundred Ninety-nine Dollars (**\$290,599**) from the Guam Ancestral Lands  
8           Commission Survey, Infrastructure, and Development Fund.

9           **SUMMARY OF APPROPRIATION FUNDING SOURCE**

10           GENERAL FUND	\$89,462
11           GUAM ANCESTRAL LANDS COMMISSION SURVEY, INFRASTRUCTURE,	
12           AND DEVELOPMENT FUND	\$290,599
13 <b>TOTAL</b>	<b>\$380,061</b>

14          For information purposes only:

15           FEDERAL MATCHING GRANTS-IN-AID	\$0
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16           **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

17           PERSONNEL OBJECT CATEGORIES (111-113)	\$59,181
18           OPERATIONS OBJECT CATEGORIES (220-290)	\$320,880
19           UTILITIES OBJECT CATEGORIES (361-363)	\$0
20           CAPITAL OUTLAY (450)	\$0
21 <b>TOTAL</b>	<b>\$380,061</b>

22          Guam Ancestral Lands Commission Survey, Infrastructure, and Development Fund - \$0 (111-113); \$290,599 (220-290); \$0 (361-  
23          363); \$0 (450)



1           **(d) GUAM OFFICE OF VETERANS AFFAIRS (OVA)**

2           (1) Appropriation. The sum of Four Hundred Nine Thousand Nine  
3           Hundred Thirty Dollars (**\$409,930**) is appropriated from the General Fund to  
4           the Office of Veterans Affairs (OVA) for its operations for Fiscal Year 2019.

5   **SUMMARY OF APPROPRIATION FUNDING SOURCE**

6           GENERAL FUND	\$409,930
7 <b>TOTAL</b>	<b>\$409,930</b>

8   For information purposes only:

9           FEDERAL MATCHING GRANTS-IN-AID	\$0
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10   **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

11           PERSONNEL OBJECT CATEGORIES (111-113)	\$326,681
12           OPERATIONS OBJECT CATEGORIES (220-290)	\$55,249
13           UTILITIES OBJECT CATEGORIES (361-363)	\$28,000
14           CAPITAL OUTLAY (450)	\$0
15 <b>TOTAL</b>	<b>\$409,930</b>

16           (2) Transfer of Funds. *I Maga'låhen Guåhan* is hereby authorized  
17           to transfer funds from the Fiscal Year 2019 appropriations set forth in the  
18           Office of *I Maga'låhen Guåhan*, as provided in Subsection (a)(1) of this  
19           Section, to the Guam Office of Veterans Affairs in an amount *not to exceed*  
20           Three Hundred Thousand Dollars (**\$300,000**) for operational requirements.

1           **(e) BUREAU OF BUDGET AND MANAGEMENT RESEARCH**  
2 **(BBMR)**

3           (1) Appropriation. The sum of One Million Three Hundred Ninety-  
4 six Thousand Forty-six Dollars (**\$1,396,046**) is appropriated to the Bureau of  
5 Budget and Management Research (BBMR) for its operations for Fiscal Year  
6 2019. This sum is composed of One Million One Hundred Twelve Thousand  
7 Five Hundred Seventy-four Dollars (**\$1,112,574**) from the General Fund and  
8 Two Hundred Eighty-three Thousand Four Hundred Seventy-two Dollars  
9 (**\$283,472**) from the Indirect Cost Fund.

10 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

11	GENERAL FUND	\$1,112,574
12	INDIRECT COST FUND	\$283,472
13	<b>TOTAL</b>	<b>\$1,396,046</b>

14 For information purposes only:

15	FEDERAL MATCHING GRANTS-IN-AID	\$0
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16 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

17	PERSONNEL OBJECT CATEGORIES (111-113)	\$1,353,559
18	OPERATIONS OBJECT CATEGORIES (220-290)	\$31,487
19	UTILITIES OBJECT CATEGORIES (361-363)	\$11,000
20	CAPITAL OUTLAY (450)	\$0
21	<b>TOTAL</b>	<b>\$1,396,046</b>

22 Indirect Cost Fund - \$241,454 (111-113); \$31,018 (220-290); \$11,000 (361-363); \$0 (450)

1       **(f) CIVIL SERVICE COMMISSION (CSC)**

2           (1) Appropriation. The sum of Nine Hundred Thirty-three Thousand  
3       One Hundred Sixty-nine Dollars (**\$933,169**) is appropriated from the General  
4       Fund to the Civil Service Commission (CSC) for its operations for Fiscal Year  
5       2019.

6       **SUMMARY OF APPROPRIATION FUNDING SOURCE**

7       GENERAL FUND	\$933,169
8 <b>TOTAL</b>	<b>\$933,169</b>

9       For information purposes only:

10      FEDERAL MATCHING GRANTS-IN-AID	\$0
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11      **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

12      PERSONNEL OBJECT CATEGORIES (111-113)	\$648,456
13      OPERATIONS OBJECT CATEGORIES (220-290)	\$271,837
14      UTILITIES OBJECT CATEGORIES (361-363)	\$12,876
15      CAPITAL OUTLAY (450)	\$0
16 <b>TOTAL</b>	<b>\$933,169</b>

17           (2) Administrative Law Judge. The sum of One Hundred Thirteen  
18       Thousand Seven Hundred Fifty Dollars (**\$113,750**) may be allocated from the  
19       General Fund Appropriation in Subsection (f)(1) for the purpose of employing  
20       or contracting a full-time or part-time Administrative Law Judge (ALJ) to  
21       assist CSC with adjudicatory responsibilities or to retain a private attorney or  
22       attorneys to serve as an ALJ on a case-by-case basis pursuant to Subsection  
23       (c) of § 4405, Article 4, Chapter 4, Title 4 GCA.

1           **(g) DEPARTMENT OF ADMINISTRATION (DOA)**

2           (1) Appropriation. The sum of Seven Million Six Hundred Ninety-  
3           six Thousand Four Hundred Two Dollars (**\$7,696,402**) is appropriated to the  
4           Department of Administration (DOA) for its operations for Fiscal Year 2019.  
5           This sum is composed of Six Million Six Hundred Forty-two Thousand Three  
6           Hundred Eighty-nine Dollars (**\$6,642,389**) from the General Fund, and One  
7           Million Fifty-four Thousand Thirteen Dollars (**\$1,054,013**) from the Indirect  
8           Cost Fund and the Limited Gaming Fund.

9           **SUMMARY OF APPROPRIATION FUNDING SOURCE**

10           GENERAL FUND	\$6,642,389
11           INDIRECT COST FUND	\$971,134
12           LIMITED GAMING FUND	\$82,879
13 <b>TOTAL</b>	<b>\$7,696,402</b>

14          For information purposes only:

15           FEDERAL MATCHING GRANTS-IN-AID	\$0
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16          **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

17           PERSONNEL OBJECT CATEGORIES (111-113)	\$6,919,316
18           OPERATIONS OBJECT CATEGORIES (220-290)	\$595,886
19           UTILITIES OBJECT CATEGORIES (361-363)	\$181,200
20           CAPITAL OUTLAY (450)	\$0
21 <b>TOTAL</b>	<b>\$7,696,402</b>

22          Indirect Cost Fund - \$914,523 (111-113); \$0 (220-290); \$56,611 (361-363); \$0 (450); Limited Gaming Fund - \$82,879 (111-113); \$0 (220-  
23          290); \$0 (361-363); \$0 (450)

24           (2) Limited Gaming Fund. The sum of Eighty-two Thousand Eight  
25           Hundred Seventy-nine Dollars (**\$82,879**) *shall* be allocated from the Limited  
26           Gaming Fund appropriation in Subsection (g)(1) pursuant to § 5204(b),

1 Article 2, Chapter 5, Title 11 GCA for Fiscal Year 2019. This allocation is *not*  
2 subject to transfer or use for any other purpose.

3 (3) Support of Child in Custody. The sum of Nine Hundred Forty-  
4 six Thousand Nine Hundred Sixty-nine Dollars (\$946,969) is appropriated  
5 from the General Fund to DOA for Fiscal Year 2019 for the *sole* purpose of  
6 paying orders of the court pursuant to § 5116, Chapter 5, Title 19 GCA.

7 (4) Residential Treatment Fund. The sum of Two Million Three  
8 Hundred Thousand Dollars (\$2,300,000) is appropriated from the General  
9 Fund to DOA for Fiscal Year 2019 to pay for the expenses of persons under  
10 the jurisdiction of the Superior Court of Guam who require residential care  
11 because of physical, mental, or emotional disabilities or severe emotional  
12 disturbances.

13 All such persons and their escorts referred off-Guam for treatment and  
14 care *shall* submit to the Director of DOA appropriate documentation to justify  
15 and receive reimbursement of their travel expenses.

16 The Director of DOA *shall* submit reports in a Microsoft Excel file and  
17 written report to *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan*  
18 *Guåhan* describing all expenditures made pursuant to this appropriation *no*  
19 *later than* thirty (30) days after the end of each quarter and post the same on  
20 the DOA website.

21 (5) Government Claims Fund. The sum of Two Hundred Fifty  
22 Thousand Dollars (\$250,000) is appropriated from the General Fund to DOA  
23 for the Government of Guam Claims Fund for payment of approved  
24 government claims in Fiscal Year 2019.

25 The Director of DOA *shall, no later than* thirty (30) days after the close  
26 of each quarter, submit a report to the Speaker of *I Liheslaturan Guåhan* in a

1 Microsoft Excel file and written report describing expenditures made pursuant  
2 to this appropriation and post the same on the DOA website.

3 (6) Government of Guam's General Purpose Financial Statement  
4 and Single Audit Report. The sum of Four Hundred One Thousand Dollars  
5 (\$401,000) is appropriated from the General Fund to DOA for the Fiscal Year  
6 2018 Audit of the Government of Guam's General Purpose Financial  
7 Statement and Single Audit Report in Fiscal Year 2019. The Public Auditor  
8 *shall* administer said funds and *shall* oversee the annual audit.

9 (7) Single Audit Report on the Tourist Attraction Fund. The sum of  
10 Twenty Thousand Five Hundred Dollars (\$20,500) is appropriated from the  
11 Tourist Attraction Fund to DOA for the Fiscal Year 2018 Audit of the  
12 Government of Guam's Tourist Attraction Fund Financial Statement and  
13 Single Audit Report in Fiscal Year 2019. The Public Auditor *shall* administer  
14 said funds and *shall* oversee the annual audit.

15 (8) Single Audit Report on the Guam Highway Fund. The sum of  
16 Eighteen Thousand Five Hundred Dollars (\$18,500) is appropriated from the  
17 Guam Highway Fund to DOA for the Fiscal Year 2018 Audit of the  
18 Government of Guam's Highway Fund Financial Statement and Single Audit  
19 Report in Fiscal Year 2019. The Public Auditor *shall* administer said funds  
20 and *shall* oversee the annual audit.

21 (9) Public Streetlights Appropriation. The sum of Four Million  
22 Three Hundred Fifty-seven Thousand Ninety Dollars (\$4,357,090) is  
23 appropriated from the Streetlight Fund and Eight Hundred Thirty-seven  
24 Thousand Seven Hundred Sixty-three Dollars (\$837,763) is appropriated from  
25 the Guam Highway Fund to DOA to pay the Guam Power Authority for the  
26 operation of public streetlights in Fiscal Year 2019.

1           (10)     Funding for Membership to WICHE. The sum of Seventy-six  
2     Thousand Five Hundred Dollars (\$76,500) *shall* be allocated from the DOA  
3     Fiscal Year 2019 appropriations to fund Guam's proportionate share of its  
4     annual dues to the Western Interstate Commission for Higher Education  
5     (WICHE) for School Year 2018-2019.

1           **(h) DEPARTMENT OF REVENUE AND TAXATION (DRT)**

2           (1) Appropriation. The sum of Eleven Million Four Hundred Fifty  
3           Thousand Two Hundred Thirty-three Dollars (**\$11,450,233**) is appropriated to  
4           the Department of Revenue and Taxation (DRT) for its operations for Fiscal  
5           Year 2019. This sum is composed of Eight Million Four Hundred Thirty-five  
6           Thousand Eight Hundred Seventy-nine Dollars (**\$8,435,879**) from the General  
7           Fund, and Three Million Fourteen Thousand Three Hundred Fifty-four  
8           Dollars (**\$3,014,354**) from the Banking and Insurance Enforcement Fund, the  
9           Better Public Service Fund, and the Tax Collection Enhancement Fund.

10       **SUMMARY OF APPROPRIATION FUNDING SOURCE**

11       GENERAL FUND	\$8,435,879
12       BANKING AND INSURANCE ENFORCEMENT FUND	\$474,403
13       BETTER PUBLIC SERVICE FUND	\$1,564,374
14       TAX COLLECTION ENHANCEMENT FUND	\$975,577
15 <b>TOTAL</b>	<b>\$11,450,233</b>

16   For information purposes only:

17       FEDERAL MATCHING GRANTS-IN-AID	\$0
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18       **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

19       PERSONNEL OBJECT CATEGORIES (111-113)	\$7,696,040
20       OPERATIONS OBJECT CATEGORIES (220-290)	\$3,629,193
21       UTILITIES OBJECT CATEGORIES (361-363)	\$125,000
22       CAPITAL OUTLAY (450)	\$0
23 <b>TOTAL</b>	<b>\$11,450,233</b>

24   Banking and Insurance Enforcement Fund - \$0 (111-113); \$474,403 (220-290); \$0 (361-363); \$0(450); Better Public Service Fund - \$0 (111-  
25   113); \$1,564,374 (220-290); \$0 (361-363); \$0 (450); Tax Collection Enhancement Fund - \$490,443 (111-113); \$360,134 (220-290); \$125,000  
26   (361-363); \$0 (450)



1           (2)    Banking and Insurance Enforcement Fund. The sum of Four  
2   Hundred Seventy-four Thousand Four Hundred Three Dollars (\$474,403)  
3   *shall* be allocated from the Banking and Insurance Enforcement Fund  
4   appropriation in Subsection (h)(1) for the purpose of enforcement within the  
5   purview of the Office of Commissioner of Banking and Insurance and the  
6   Banking and Insurance Board pursuant to § 103120, Chapter 103, Title 11  
7   GCA in Fiscal Year 2019.

1           **(i) BUREAU OF STATISTICS AND PLANS (BSP)**

2           (1) Appropriation. The sum of One Million One Hundred Thirty-  
3           seven Thousand Seven Hundred Ninety-five Dollars (\$1,137,795), is  
4           appropriated from the General Fund to the Bureau of Statistics and Plans  
5           (BSP) for its operations for Fiscal Year 2019.

6           **SUMMARY OF APPROPRIATION FUNDING SOURCE**

7           GENERAL FUND	\$1,137,795
8 <b>TOTAL</b>	<b>\$1,137,795</b>

9           For information purposes only:

10          FEDERAL MATCHING GRANTS-IN-AID	\$0
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11          **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

12          PERSONNEL OBJECT CATEGORIES (111-113)	\$1,074,925
13          OPERATIONS OBJECT CATEGORIES (220-290)	\$56,870
14          UTILITIES OBJECT CATEGORIES (361-363)	\$6,000
15          CAPITAL OUTLAY (450)	\$0
16 <b>TOTAL</b>	<b>\$1,137,795</b>

17           (2) Business and Economic Statistics Program. The sum of Four  
18           Hundred Thirty-three Thousand Two Hundred Ninety-two Dollars (\$433,292)  
19           *shall* be allocated from the appropriation in Subsection (i)(1) for the *sole*  
20           purpose of funding the Business and Economic Statistics Program in Fiscal  
21           Year 2019. Notwithstanding any other provision of law and this Act, *I*  
22           *Maga'låhen Guåhan* and the Bureau of Budget and Management Research  
23           *shall not* be authorized to transfer the allocation in this Subsection (i)(2) to  
24           any other division within the Bureau of Statistics and Plans, or any other  
25           department or agency of the government of Guam.

1           **(j) DEPARTMENT OF PUBLIC WORKS (DPW)**

2           (1) Appropriation. Notwithstanding any other provision of law, the  
3           sum of Sixteen Million Eight Hundred Fifty-three Thousand Six Hundred  
4           Forty-three Dollars (**\$16,853,643**) is appropriated to the Department of Public  
5           Works (DPW) for its operations for Fiscal Year 2019. This sum is composed  
6           of Nine Million Five Hundred Sixty-six Thousand Three Hundred Eighty-nine  
7           Dollars (**\$9,566,389**) from the Guam Highway Fund and Seven Million Two  
8           Hundred Eighty-seven Thousand Two Hundred Fifty-four Dollars  
9           (**\$7,287,254**) from the Territorial Educational Facilities Fund.

10       **SUMMARY OF APPROPRIATION FUNDING SOURCE**

11       GUAM HIGHWAY FUND	\$9,566,389
12       TERRITORIAL EDUCATIONAL FACILITIES FUND	\$7,287,254
13 <b>TOTAL</b>	<b>\$16,853,643</b>

14   For information purposes only:

15       FEDERAL MATCHING GRANTS-IN-AID	\$0
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16       **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

17       PERSONNEL OBJECT CATEGORIES (111-113)	\$13,753,474
18       OPERATIONS OBJECT CATEGORIES (220-290)	\$1,773,429
19       UTILITIES OBJECT CATEGORIES (361-363)	\$866,740
20       CAPITAL OUTLAY (450)	\$460,000
21 <b>TOTAL</b>	<b>\$16,853,643</b>

22   Guam Highway Fund - \$6,932,034 (111-113); \$1,313,015 (220-290); \$861,340 (361-363); \$460,000 (450); Territorial Educational Facilities  
23   Fund - \$6,821,440 (111-113); \$460,414 (220-290); \$5,400 (361-363); \$0 (450)

24           (2) Village Streets and Roads Resurfacing and Repairs. The sum of  
25           Two Million Nine Hundred Eighty Thousand Seven Hundred Three Dollars  
26           (**\$2,980,703**) is appropriated from the Guam Highway Fund to DPW for the  
27           purpose of funding village streets and roads resurfacing and repairs in Fiscal

1 Year 2019. The sums appropriated in the section *shall not* be subject to *I*  
2 *Maga'låhen Guåhan's* transfer authority.

3 **(3) Additional Village Streets and Roads Resurfacing and**  
4 **Repairs.** The balance of the Guam Highway Fund as of September 30, 2018  
5 shall be appropriated for the purpose of funding additional village streets and  
6 roads resurfacing and repairs. The Department of Public Works shall submit  
7 a monthly status report as to all village streets repairs undertaken in FY2019.

1           **(k)   GUAM CONTRACTORS LICENSE BOARD (CLB)**

2           (1)   Appropriation. The sum of Seven Hundred Eighty Thousand Six  
3           Hundred Seventy Dollars (**\$780,670**) is appropriated from the Contractors  
4           License Board Fund to the Guam Contractors License Board (CLB) for its  
5           operations for Fiscal Year 2019.

6   **SUMMARY OF APPROPRIATION FUNDING SOURCE**

7           GUAM CONTRACTORS LICENSE BOARD FUND	\$780,670
8 <b>TOTAL</b>	<b>\$780,670</b>

9   For information purposes only:

10          FEDERAL MATCHING GRANTS-IN-AID	\$0
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11   **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

12          PERSONNEL OBJECT CATEGORIES (111-113)	\$449,741
13          OPERATIONS OBJECT CATEGORIES (220-290)	\$296,929
14          UTILITIES OBJECT CATEGORIES (361-363)	\$34,000
15          CAPITAL OUTLAY (450)	\$0
16 <b>TOTAL</b>	<b>\$780,670</b>

17           (2)   Guam Building Code Council. *No more than* the sum of Ninety-  
18           seven Thousand Seventy-four Dollars (**\$97,074**) *shall* be allocated from the  
19           appropriation in Subsection (k)(1) for the Guam Building Code Council  
20           (GBCC) for Fiscal Year 2019, and funds *shall* be further allocated as follows:

21           Object Class 220	\$8,000
22           Object Class 230	\$67,279
23           Object Class 240	\$15,795
24           Object Class 290	\$6,000
25 <b>Total</b>	<b>\$97,074</b>

26           These funds may be re-categorized at the discretion and request of the  
27           GBCC into whichever object class where necessary.

**(I) GUAM BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS, ARCHITECTS, AND LAND SURVEYORS (PEALS)**

(1) Appropriation. The sum of Three Hundred Twelve Thousand Eight Hundred Eighteen Dollars (\$312,818) is appropriated from the PEALS Fund to the Guam Board of Registration for Professional Engineers, Architects and Land Surveyors (PEALS) for its operations for Fiscal Year 2019.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

PEALS FUND	\$312,818
<b>TOTAL</b>	<b>\$312,818</b>

For information purposes only:

FEDERAL MATCHING GRANTS-IN-AID	\$0
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**SUMMARY OF BASE OPERATIONAL APPROPRIATION**

PERSONNEL OBJECT CATEGORIES (111-113)	\$202,777
OPERATIONS OBJECT CATEGORIES (220-290)	\$107,541
UTILITIES OBJECT CATEGORIES (361-363)	\$2,500
CAPITAL OUTLAY (450)	\$0
<b>TOTAL</b>	<b>\$312,818</b>

1       **(m) GUAM POLICE DEPARTMENT (GPD)**

2           (1) Appropriation. Notwithstanding any other provision of law, the  
3       sum of Thirty-four Million One Hundred Twenty-eight Thousand Seven  
4       Hundred One Dollars (**\$34,128,701**) is appropriated to the Guam Police  
5       Department (GPD) for its operations for Fiscal Year 2019. This sum is  
6       composed of Twenty-five Million Seven Hundred Eighty-six Thousand Two  
7       Hundred Twenty-two Dollars (**\$25,786,222**) from the General Fund and Eight  
8       Million Three Hundred Forty-two Thousand Four Hundred Seventy-nine  
9       Dollars (**\$8,342,479**) from the Police Patrol Vehicle and Equipment  
10      Revolving Fund, the Police Services Fund, the Guam Highway Fund, and the  
11      Tourist Attraction Fund.

12           The sum of Six Hundred Eighty-three Thousand Three Hundred  
13      Seventy-two Dollars (**\$683,372**) appropriated from the General Fund or  
14      Special Funds in this Subsection is authorized as the local matching  
15      requirement for Federal Grants-in-Aid for Fiscal Year 2019.

16      **SUMMARY OF APPROPRIATION FUNDING SOURCE**

17      GENERAL FUND	\$25,786,222
18      GUAM HIGHWAY FUND	\$1,196,817
19      POLICE PATROL VEHICLE AND EQUIPMENT REVOLVING	
20          FUND	\$320,037
21      POLICE SERVICES FUND	\$1,001,803
22      TOURIST ATTRACTION FUND	\$5,823,822
23 <b>TOTAL</b>	<b>\$34,128,701</b>

24      For information purposes only:

25      FEDERAL MATCHING GRANTS-IN-AID	\$683,372
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26      **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

27      PERSONNEL OBJECT CATEGORIES (111-113)	\$29,511,441
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1	OPERATIONS OBJECT CATEGORIES (220-290)	\$3,457,146
2	UTILITIES OBJECT CATEGORIES (361-363)	\$1,160,114
3	CAPITAL OUTLAY (450)	\$0
4	<b>TOTAL</b>	<b>\$34,128,701</b>

5 Guam Highway Fund - \$1,196,817 (111-113); \$0 (220-290); \$0 (361-363); \$0 (450); Police Patrol Vehicle and Equipment Revolving Fund  
6 - \$0 (111-113); \$320,037 (220-290); \$0 (361-363); \$0 (450); Police Services Fund - \$169,550 (111-113); \$832,253 (220-290); \$0 (361-363);  
7 \$0 (450); Tourist Attraction Fund - \$2,358,852 (111-113); \$2,304,856 (220-290); \$1,160,114 (361-363); \$0 (450)

8 (2) Police Patrol Vehicle and Equipment Revolving Fund. The sum  
9 of Three Hundred Twenty Thousand Thirty-seven Dollars (\$320,037) *shall be*  
10 allocated from the Police Patrol Vehicle and Equipment Revolving Fund  
11 appropriation in Subsection (m)(1) for the purpose of acquiring vehicles and  
12 requisite associated equipment, and to support the repair and maintenance  
13 needs for vehicles of the Guam Police Department pursuant to § 77135,  
14 Article 1, Chapter 77, Title 10 GCA in Fiscal Year 2019.

15 (3) Cost-Sharing Initiative Related to the Criminal Justice  
16 Information System (CJIS) Integration Report. The sum of Eighty-nine  
17 Thousand Seven Hundred Thirty Dollars (\$89,730) is appropriated from the  
18 General Fund to the GPD to pay the Unified Judiciary for the GPD share of  
19 twenty-five percent (25%) of the total annual cost of message switch  
20 maintenance and National Law Enforcement Telecommunications System  
21 (NLETS) membership totaling Three Hundred Fifty-eight Thousand Nine  
22 Hundred Twenty Dollars (\$358,920) pursuant to the Multi-Agency  
23 Agreement to Facilitate a Cost Sharing Initiative of May 2013 entered into by  
24 the Chief of Police, the Director of Corrections, the Attorney General of  
25 Guam, and the Administrator of the Courts, and other associated costs for  
26 Fiscal Year 2019.



1        **(n) DEPARTMENT OF CORRECTIONS (DOC)**

2            (1) Appropriation. The sum of Twenty-six Million Two Hundred  
3        Forty-eight Thousand Eight Hundred Sixteen Dollars (**\$26,248,816**) is  
4        appropriated to the Department of Corrections (DOC) for its operations for  
5        Fiscal Year 2019. This sum is composed of Twenty-four Million Six Hundred  
6        Forty-nine Thousand One Hundred Fifty Dollars (**\$24,649,150**) from the  
7        General Fund and One Million Five Hundred Ninety-nine Thousand Six  
8        Hundred Sixty-six Dollars (**\$1,599,666**) from the Department of Corrections  
9        Inmate Revolving Fund and the Safe Streets Fund.

10   **SUMMARY OF APPROPRIATION FUNDING SOURCE**

11        GENERAL FUND	\$24,649,150
12        DEPARTMENT OF CORRECTIONS INMATE REVOLVING FUND	\$1,495,582
13        SAFE STREETS FUND	\$104,084
14 <b>TOTAL</b>	<b>\$26,248,816</b>

15   For information purposes only:

16        FEDERAL MATCHING GRANTS-IN-AID	\$0
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17   **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

18        PERSONNEL OBJECT CATEGORIES (111-113)	\$17,435,666
19        OPERATIONS OBJECT CATEGORIES (220-290)	\$6,753,448
20        UTILITIES OBJECT CATEGORIES (361-363)	\$2,012,211
21        CAPITAL OUTLAY (450)	\$47,491
22 <b>TOTAL</b>	<b>\$26,248,816</b>

23   Department of Corrections Inmate Revolving Fund - \$0 (111-113); \$1,495,582 (220-290); \$0 (361-363); \$0 (450); Safe Streets Fund - \$0  
24   (111-113); \$104,084 (220-290); \$0 (361-363); \$0 (450)

25            (2) Cost of Care and Custody for Prisoners Confined in Federal  
26        Facilities. The sum of Five Hundred One Thousand Dollars (**\$501,000**) is  
27        appropriated from the General Fund to DOC for the payment of Fiscal Year

1 2019 obligations for prisoners confined in federal facilities of the Federal  
2 Bureau of Prisons.

3 (3) Cost-Sharing Initiative Related to the Criminal Justice  
4 Information System (CJIS) Integration Report. The sum of Eighty-nine  
5 Thousand Seven Hundred Thirty Dollars (\$89,730) is appropriated from the  
6 General Fund to the DOC to pay the Unified Judiciary for the DOC share of  
7 twenty-five percent (25%) of the total annual cost of message switch  
8 maintenance and National Law Enforcement Telecommunications System  
9 (NLETS) membership totaling Three Hundred Fifty-eight Thousand Nine  
10 Hundred Twenty Dollars (\$358,920) pursuant to the Multi-Agency  
11 Agreement to Facilitate a Cost Sharing Initiative of May 2013 entered into by  
12 the Chief of Police, the Director of Corrections, the Attorney General of  
13 Guam, and the Administrator of the Courts, and other associated costs for  
14 Fiscal Year 2019.

1       **(o) DEPARTMENT OF AGRICULTURE (AGR)**

2           (1) Appropriation. Notwithstanding any other provision of law, the  
3       sum of Four Million Twenty-five Thousand Three Hundred Twenty-three  
4       Dollars (**\$4,025,323**) is appropriated to the Department of Agriculture (AGR)  
5       for its operations for Fiscal Year 2019. This sum is composed of Two Million  
6       Nine Hundred Eighty-seven Thousand Four Hundred Ten Dollars  
7       (**\$2,987,410**) from the General Fund and One Million Thirty-seven Thousand  
8       Nine Hundred Thirteen Dollars (**\$1,037,913**) from the Guam Invasive Species  
9       Inspection Fee Fund, the Guam Plant Inspection and Permit Fund, the Rabies  
10      Prevention Fund, and the Tourist Attraction Fund.

11   **SUMMARY OF APPROPRIATION FUNDING SOURCE**

12      GENERAL FUND	\$2,987,410
13      GUAM INVASIVE SPECIES INSPECTION FEE FUND	\$463,478
14      GUAM PLANT INSPECTION AND PERMIT FUND	\$99,491
15      RABIES PREVENTION FUND	\$43,076
16      TOURIST ATTRACTION FUND	\$431,868
17 <b>TOTAL</b>	<b>\$4,025,323</b>

18   For information purposes only:

19      FEDERAL MATCHING GRANTS-IN-AID	\$0
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20   **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

21      PERSONNEL OBJECT CATEGORIES (111-113)	\$3,155,955
22      OPERATIONS OBJECT CATEGORIES (220-290)	\$686,509
23      UTILITIES OBJECT CATEGORIES (361-363)	\$182,859
24      CAPITAL OUTLAY (450)	\$0
25 <b>TOTAL</b>	<b>\$4,025,323</b>

1 Guam Invasive Species Inspection Fee Fund - \$170,537 (111-113); \$292,941 (220-290); \$0 (361-363); \$0 (450); Guam Plant Inspection and  
2 Permit Fund - \$0 (111-113); \$34,891 (220-290); \$64,600 (361-363); \$0 (450); Rabies Prevention Fund \$0 (111-113); \$43,076 (220-290); \$0  
3 (361-363); \$0 (450); Tourist Attraction Fund \$286,416 (111-113); \$27,193 (220-290); \$118,259 (361-363); \$0 (450)

4 (2) Animal Shelter. The sum of One Hundred Fifty Thousand  
5 Dollars (**\$150,000**) is appropriated from the General Fund to AGR for Fiscal  
6 Year 2019 for the operations of the Guam Animals in Need animal shelter in  
7 Yigo, Guam.

8 (3) Rabies Prevention Funding. The sum of Forty-three Thousand  
9 Seventy-six Dollars (**\$43,076**) *shall* be allocated from the Rabies Prevention  
10 Fund appropriation in Subsection (o)(1) for use pursuant to § 34307, Article  
11 3, Chapter 34, Title 10 GCA in Fiscal Year 2019.

12 (4) Conservation Officers. The sum of Six Hundred Twenty-two  
13 Thousand Thirty-nine Dollars (**\$622,039**) *shall* be allocated for the purpose of  
14 personnel and the sum of One Hundred Eighteen Thousand Four Hundred  
15 Eight Dollars (**\$118,408**) *shall* be allocated for operational and equipment  
16 costs from the Fiscal Year 2019 General Fund appropriation in Subsection  
17 (o)(1) for the Conservation Officers in Fiscal Year 2019.

1       **(p)   GUAM PUBLIC LIBRARY SYSTEM (GPLS)**

2           (1)   Appropriation. The sum of One Million Two Hundred Seventeen  
3   Thousand Nine Hundred Dollars (**\$1,217,900**) is appropriated from the  
4   Territorial Educational Facilities Fund to the Guam Public Library System  
5   (GPLS) for its operations for Fiscal Year 2019.

6   **SUMMARY OF APPROPRIATION FUNDING SOURCE**

7       TERRITORIAL EDUCATIONAL FACILITIES FUND	\$1,217,900
8 <b>TOTAL</b>	<b>\$1,217,900</b>

9   For information purposes only:

10      FEDERAL MATCHING GRANTS-IN-AID	\$0
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11   **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

12      PERSONNEL OBJECT CATEGORIES (111-113)	\$949,703
13      OPERATIONS OBJECT CATEGORIES (220-290)	\$109,995
14      UTILITIES OBJECT CATEGORIES (361-363)	\$158,202
15      CAPITAL OUTLAY (450)	\$0
16 <b>TOTAL</b>	<b>\$1,217,900</b>

1           **(q) DEPARTMENT OF YOUTH AFFAIRS (DYA)**

2           (1) Appropriation. The sum of Five Million Four Hundred Thirty-  
3 two Thousand Seven Hundred Thirty-two Dollars (**\$5,432,732**) is  
4 appropriated to the Department of Youth Affairs (DYA) for its operations for  
5 Fiscal Year 2019. This sum is composed of Five Million Three Hundred Fifty  
6 Thousand Six Hundred Sixty-one Dollars (**\$5,350,661**) from the General Fund  
7 and Eighty-two Thousand Seventy Dollars (**\$82,070**) from the Healthy  
8 Futures Fund.

9           **SUMMARY OF APPROPRIATION FUNDING SOURCE**

10           GENERAL FUND	\$5,350,661
11           HEALTHY FUTURES FUND	\$82,070
12 <b>TOTAL</b>	<b>\$5,432,732</b>

13 For information purposes only:

14           FEDERAL MATCHING GRANTS-IN-AID	\$0
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15           **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

16           PERSONNEL OBJECT CATEGORIES (111-113)	\$4,845,855
17           OPERATIONS OBJECT CATEGORIES (220-290)	\$375,992
18           UTILITIES OBJECT CATEGORIES (361-363)	\$210,885
19           CAPITAL OUTLAY (450)	\$0
20 <b>TOTAL</b>	<b>\$5,432,732</b>

21 Healthy Futures Fund - \$82,070 (111-113); \$0 (220-290); \$0 (361-363); \$0 (450)

22           (2) Youth Programs Appropriation. The sum of Three Hundred  
23 Thirty-two Thousand One Hundred Fifty Dollars (**\$332,150**) is appropriated  
24 from the General Fund to DYA for Fiscal Year 2019 to fund programs  
25 contracted out to non-governmental organizations for services to youths who  
26 are runaways, homeless, or victims of abuse.

1           (3) Authorization to Pay Prior Year Hazardous Pay.  
2   Notwithstanding any other provision of law, the Department of Youth Affairs  
3   may use up to Thirty-nine Thousand Dollars (\$39,000) of the sum  
4   appropriated to it in the Fiscal Year 2018 Appropriations Act for the payment  
5   of hazardous pay accrued in Fiscal Year 2016.

**(r) GUAM ENVIRONMENTAL PROTECTION AGENCY (GEPA)**

(1) Appropriation. The sum of Nine Hundred Two Thousand Six Hundred Thirty-three Dollars (\$902,633) is appropriated to the Guam Environmental Protection Agency (GEPA) for its operations for Fiscal Year 2019. This sum is composed of Two Hundred Thirty Thousand Six Hundred Seventy-three Dollars (\$230,673) from the Air Pollution Control Fund, Four Hundred Nine Thousand Two Hundred Sixty-six Dollars (\$409,266) from the Guam Environmental Trust Fund, One Hundred Thirty-three Thousand Thirty-eight Dollars (\$133,038) from the Pesticide Management Fund, Sixty-one Thousand Eight Hundred Forty-four Dollars (\$61,844) from the Water Protection Fund, and Sixty-seven Thousand Eight Hundred Eleven Dollars (\$67,811) from the Water Research and Development Fund.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

AIR POLLUTION CONTROL FUND	\$230,673
GUAM ENVIRONMENTAL TRUST FUND	\$409,266
PESTICIDE MANAGEMENT FUND	\$133,038
WATER PROTECTION FUND	\$61,844
WATER RESEARCH AND DEVELOPMENT FUND	\$67,811
<b>TOTAL</b>	<b>\$902,633</b>

For information purposes only:

FEDERAL MATCHING GRANTS-IN-AID	\$0
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**SUMMARY OF BASE OPERATIONAL APPROPRIATION**

PERSONNEL OBJECT CATEGORIES (111-113)	\$589,434
OPERATIONS OBJECT CATEGORIES (220-290)	\$253,199
UTILITIES OBJECT CATEGORIES (361-363)	\$60,000
CAPITAL OUTLAY (450)	\$0
<b>TOTAL</b>	<b>\$902,633</b>



1 Air Pollution Control Fund - \$200,025 (111-113); \$25,648 (220-290); \$5,000 (361-363); \$0 (450); Guam Environmental Trust Fund -  
2 \$166,959 (111-113); \$187,307 (220-290); \$55,000 (361-363); \$0 (450); Pesticide Management Fund - \$127,702 (111-113); \$5,336 (220-  
3 290); \$0 (361-363); \$0 (450); Water Protection Fund - \$40,444 (111-113); \$21,400 (220-290); \$0 (361-363); \$0 (450); Water Research and  
4 Development Fund - \$54,303 (111-113); \$13,508 (220-290); \$0 (361-363); \$0 (450)

5 (2) Closure, Monitoring, and Opening of the Island's Landfills. The  
6 sum of Two Hundred Two Thousand Nine Hundred Ninety-two Dollars  
7 (\$202,992) is appropriated from the Solid Waste Operations Fund to the  
8 GEPA for Fiscal Year 2019. The allocation recognizes the duties and  
9 responsibilities of the Agency related to the closure, monitoring, and opening  
10 of the island's landfills. This allocation is *not* subject to transfer or use for any  
11 other purpose.

12 (3) Beach Monitoring. The sum of One Hundred Eight Thousand  
13 Two Hundred Eighty-nine Dollars (\$108,289) is appropriated from the  
14 Tourist Attraction Fund to the GEPA for the *sole* purpose of beach monitoring  
15 and tasks performed by the Agency related to the monitoring of the island's  
16 beaches and any other tourist infrastructure to ensure that the island's beaches  
17 are safe for recreational and commercial use for Fiscal Year 2019. The  
18 allocation is *not* subject to transfer or use for any other purpose.

19 (4) Pesticide Management Fund. The sum of One Hundred Thirty-  
20 three Thousand Thirty-eight Dollars (\$133,038) *shall* be allocated from the  
21 Pesticide Management Fund appropriation in Subsection (r)(1) to the GEPA  
22 for use pursuant to § 50119, Chapter 50, Title 10 GCA for Fiscal Year 2019.

23 (5) Recycling Revolving Fund. The sum of Two Million Eight  
24 Hundred Ninety-five Thousand Nine Hundred Sixty-five Dollars  
25 (\$2,895,965) is appropriated from the Recycling Revolving Fund to the GEPA  
26 for the *sole* purpose pursuant to Article 3, Chapter 51, Title 10 GCA for Fiscal  
27 Year 2019.

1           **(s) DEPARTMENT OF LABOR (DOL)**

2           (1) Appropriation. The sum of Two Million Ninety-three Thousand  
3           Nine Hundred Eighteen Dollars (**\$2,093,918**) is appropriated to the  
4           Department of Labor (DOL) for its operations for Fiscal Year 2019. This sum  
5           is composed of One Million Six Hundred Eighty-seven Thousand Two  
6           Hundred Fifty-two Dollars (**\$1,687,252**) from the General Fund and Four  
7           Hundred Six Thousand Six Hundred Sixty-six Dollars (**\$406,666**) from the  
8           Manpower Development Fund.

9           The sum of Forty-seven Thousand Dollars (**\$47,000**) appropriated from  
10          the General Fund or Special Funds in this Subsection is authorized as the local  
11          matching requirement for Federal Grants-in-Aid.

12       **SUMMARY OF APPROPRIATION FUNDING SOURCE**

13       GENERAL FUND	\$1,687,252
14       MANPOWER DEVELOPMENT FUND	\$406,666
15 <b>TOTAL</b>	<b>\$2,093,918</b>

16   For information purposes only:

17       FEDERAL MATCHING GRANTS-IN-AID	\$47,000
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18       **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

19       PERSONNEL OBJECT CATEGORIES (111-113)	\$1,515,863
20       OPERATIONS OBJECT CATEGORIES (220-290)	\$553,055
21       UTILITIES OBJECT CATEGORIES (361-363)	\$25,000
22       CAPITAL OUTLAY (450)	\$0
23 <b>TOTAL</b>	<b>\$2,093,918</b>

24   Manpower Development Fund - \$173,096 (111-113); \$233,570 (220-290); \$0 (361-363); \$0 (450)

25          (2) Appropriation to the Worker's Compensation Fund. The sum of  
26          Six Hundred Ninety-eight Thousand Five Hundred Ninety-three Dollars  
27          (**\$698,593**) is appropriated from the General Fund to the DOL for the

1 Government of Guam Special Fund for Worker's Compensation payments in  
2 Fiscal Year 2019 pursuant to Chapter 9 of Title 22 GCA, including obligations  
3 incurred in past years and in the future.

4 The appropriation in this Subsection (s)(2) may be used to pay for  
5 medical, surgical, and other treatment; nurses; hospital services; medical  
6 travel and per diem costs; medicine; crutches; and equipment required by a  
7 claimant for such period as her/his injury and the recovery therefrom may  
8 require during each corresponding fiscal year. The appropriation in this  
9 Subsection (s)(2) *shall not* be expended for disability compensation payments  
10 for FTEs funded by this Act. The Director of DOL may use *no more than*  
11 Forty Thousand Dollars (\$40,000) from the appropriation in this Subsection  
12 (s)(2) to pay for legal services for Worker's Compensation hearings during  
13 each corresponding fiscal year.

1           **(t) DEPARTMENT OF PARKS AND RECREATION (DPR)**

2           (1) Appropriation. The sum of Three Million Four Hundred Sixty-  
3 two Thousand Three Hundred One Dollars (**\$3,462,301**) is appropriated to the  
4 Department of Parks and Recreation (DPR) for Fiscal Year 2019. This sum is  
5 composed of Five Hundred Twenty-four Thousand Nine Hundred Thirteen  
6 Dollars (**\$524,913**) from the Limited Gaming Fund, One Hundred Seventy-  
7 four Thousand Nine Hundred Seven Dollars (**\$174,907**) from the Public  
8 Recreation Services Fund, and Two Million Seven Hundred Sixty-two  
9 Thousand Four Hundred Eighty-one Dollars (**\$2,762,481**) from the Tourist  
10 Attraction Fund.

11 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

12	LIMITED GAMING FUND	\$524,913
13	PUBLIC RECREATION SERVICES FUND	\$174,907
14	TOURIST ATTRACTION FUND	\$2,762,481
15	<b>TOTAL</b>	<b>\$3,462,301</b>

16 For information purposes only:

17	FEDERAL MATCHING GRANTS-IN-AID	\$0
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18 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

19	PERSONNEL OBJECT CATEGORIES (111-113)	\$2,433,320
20	OPERATIONS OBJECT CATEGORIES (220-290)	\$733,120
21	UTILITIES OBJECT CATEGORIES (361-363)	\$295,861
22	CAPITAL OUTLAY (450)	\$0
23	<b>TOTAL</b>	<b>\$3,462,301</b>

24 Limited Gaming Fund - \$0 (111-113); \$524,913 (220-290); \$0 (361-363); \$0 (450); Public Recreation Services Fund - \$0 (111-113); \$74,907  
25 (220-290); \$100,000 (361-363); \$0 (450); Tourist Attraction Fund - \$2,433,320 (111-113); \$133,300 (220-290); \$195,861 (361-363); \$0  
26 (450)

1           (2) Limited Gaming Fund. The sum of Five Hundred Twenty-four  
2 Thousand Nine Hundred Thirteen Dollars (**\$524,913**) *shall* be allocated from  
3 the Limited Gaming Fund appropriation in Subsection (t)(1) to DPR pursuant  
4 to § 5204(d)(2), Chapter 5, Title 11 GCA for Fiscal Year 2019.

5           (3) Maintenance and Repair of Public Restrooms and Pool Facilities.  
6 The sum of Five Hundred Forty-nine Thousand Three Hundred Seventy-seven  
7 Dollars (**\$549,377**) is appropriated from the Tourist Attraction Fund to DPR  
8 for the maintenance and repair of restroom facilities in public parks island-  
9 wide and the maintenance of the Northern Region Pool and Complex and the  
10 *Hagåtña* Pool facilities for Fiscal Year 2019.

11           *No later than* thirty (30) days after the end of every fiscal quarter, the  
12 Director of DPR *shall* submit a quarterly report to the Public Auditor and the  
13 Speaker of *I Liheslaturan Guåhan* in a Microsoft Excel file and written report  
14 of the expenditures from the appropriation in this Subsection (t)(3) and post  
15 the same on the Department's website.

16           (4) Guam Historic Resources Division. The sum of Three Hundred  
17 Ninety-four Thousand Eight Hundred Sixty-eight Dollars (**\$394,868**) *shall* be  
18 allocated from the Tourist Attraction Fund appropriation in Subsection (t)(1)  
19 to DPR for the Guam Historic Resources Division of DPR for Fiscal Year  
20 2019.

21           Funds allocated in this Subsection (t)(4) *shall* be expended exclusively  
22 for historic preservation positions and projects as advised by the Guam State  
23 Historic Preservation Officer and approved by the DPR Director.  
24 Notwithstanding any other provision of law and this Act, *I Maga'låhen*  
25 *Guåhan* and the Bureau of Budget and Management Research *shall not* be  
26 authorized to transfer the allocations in this Subsection (t)(4) to any other

1 division within the Department of Parks and Recreation or any other  
2 department or agency of the government of Guam.

1        **(u) DEPARTMENT OF LAND MANAGEMENT (DLM)**

2            (1) Appropriation. The sum of Three Million Two Hundred Seventy-  
3        six Thousand Five Hundred Sixty-seven Dollars (**\$3,276,567**) is appropriated  
4        from the Land Survey Revolving Fund to the Department of Land  
5        Management (DLM) for its operations for Fiscal Year 2019.

6        **SUMMARY OF APPROPRIATION FUNDING SOURCE**

7        LAND SURVEY REVOLVING FUND	\$3,276,567
8 <b>TOTAL</b>	<b>\$3,276,567</b>

9        For information purposes only:

10       FEDERAL MATCHING GRANTS-IN-AID	\$0
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11       **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

12       PERSONNEL OBJECT CATEGORIES (111-113)	\$2,614,598
13       OPERATIONS OBJECT CATEGORIES (220-290)	\$643,629
14       UTILITIES OBJECT CATEGORIES (361-363)	\$18,340
15       CAPITAL OUTLAY (450)	\$0
16 <b>TOTAL</b>	<b>\$3,276,567</b>

1        **(v) OFFICE OF THE CHIEF MEDICAL EXAMINER (CME)**

2            (1) Appropriation. The sum of Four Hundred Thirty-one Thousand  
3        One Hundred Sixty Dollars (**\$431,160**) is appropriated from the General Fund  
4        to the Office of the Chief Medical Examiner (CME) for its operations for  
5        Fiscal Year 2019.

6        **SUMMARY OF APPROPRIATION FUNDING SOURCE**

7        GENERAL FUND	\$431,160
8 <b>TOTAL</b>	<b>\$431,160</b>

9        For information purposes only:

10       FEDERAL MATCHING GRANTS-IN-AID	\$0
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11       **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

12       PERSONNEL OBJECT CATEGORIES (111-113)	\$374,588
13       OPERATIONS OBJECT CATEGORIES (220-290)	\$53,485
14       UTILITIES OBJECT CATEGORIES (361-363)	\$3,087
15       CAPITAL OUTLAY (450)	\$0
16 <b>TOTAL</b>	<b>\$431,160</b>



1        **(w) CUSTOMS AND QUARANTINE AGENCY (CQA)**

2            (1) Appropriation. The sum of Fourteen Million Three Hundred  
3        Seventy-eight Thousand Nine Hundred Ninety-nine Dollars (**\$14,378,999**) is  
4        appropriated from the Customs, Agriculture and Quarantine Inspection  
5        Services Fund to the Customs and Quarantine Agency (CQA) for its  
6        operations for Fiscal Year 2019.

7        **SUMMARY OF APPROPRIATION FUNDING SOURCE**

8        CUSTOMS, AGRICULTURE AND QUARANTINE INSPECTION SERVICES	
9        FUND	\$14,378,999
10 <b>TOTAL</b>	<b>\$14,378,999</b>

11       For information purposes only:

12       FEDERAL MATCHING GRANTS-IN-AID	\$0
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13       **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

14       PERSONNEL OBJECT CATEGORIES (111-113)	\$10,621,157
15       OPERATIONS OBJECT CATEGORIES (220-290)	\$3,671,342
16       UTILITIES OBJECT CATEGORIES (361-363)	\$86,500
17       CAPITAL OUTLAY (450)	\$0
18 <b>TOTAL</b>	<b>\$14,378,999</b>

1       **(x) DEPARTMENT OF *CHAMORRO* AFFAIRS (DCA)**

2           (1) Appropriation. The sum of Two Million Two Hundred Eighty-  
3       three Thousand Five Hundred Twenty-six Dollars (**\$2,283,526**) is  
4       appropriated to the Department of *Chamorro* Affairs (DCA) for its operations  
5       for Fiscal Year 2019. This sum is composed of One Million Three Hundred  
6       Fourteen Thousand Six Hundred Ninety Dollars (**\$1,314,690**) from the  
7       Tourist Attraction Fund and Nine Hundred Sixty-eight Thousand Eight  
8       Hundred Thirty-six Dollars (**\$968,836**) from the Guam Museum Fund.

9       **SUMMARY OF APPROPRIATION FUNDING SOURCE**

10       TOURIST ATTRACTION FUND	\$1,314,690
11       GUAM MUSEUM FUND	\$968,836
12 <b>TOTAL</b>	<b>\$2,283,526</b>

13   For information purposes only:

14       FEDERAL MATCHING GRANTS-IN-AID	\$0
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15       **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

16       PERSONNEL OBJECT CATEGORIES (111-113)	\$618,128
17       OPERATIONS OBJECT CATEGORIES (220-290)	\$1,425,398
18       UTILITIES OBJECT CATEGORIES (361-363)	\$240,000
19       CAPITAL OUTLAY (450)	\$0
20 <b>TOTAL</b>	<b>\$2,283,526</b>

21   Guam Museum Fund - \$0 (111-113); \$728,836 (220-290); \$240,000 (361-363); \$0 (450); Tourist Attraction Fund - \$618,128 (111-113);  
22   \$696,562 (220-290); \$0 (361-363); \$0 (450)

1        **(y) DEPARTMENT OF MILITARY AFFAIRS (DMA)**

2            (1) Appropriation. The sum of Seven Hundred Sixty-four Thousand  
3        One Hundred Seventy-eight Dollars (**\$764,178**) is appropriated from the  
4        General Fund to the Department of Military Affairs (DMA) for its operations  
5        for Fiscal Year 2019.

6            The sum of Two Million Three Hundred Six Thousand Five Hundred  
7        Eighteen Dollars (**\$2,306,518**) appropriated from the General Fund is  
8        authorized as the local matching requirement for Federal Matching Grants-in-  
9        Aid.

10    **SUMMARY OF APPROPRIATION FUNDING SOURCE**

11        GENERAL FUND	\$764,178
12 <b>TOTAL</b>	<b>\$764,178</b>

13    For information purposes only:

14        FEDERAL MATCHING GRANTS-IN-AID	\$2,306,518
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15    **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

16        PERSONNEL OBJECT CATEGORIES (111-113)	\$293,848
17        OPERATIONS OBJECT CATEGORIES (220-290)	\$118,033
18        UTILITIES OBJECT CATEGORIES (361-363)	\$344,047
19        CAPITAL OUTLAY (450)	\$8,250
20 <b>TOTAL</b>	<b>\$764,178</b>

**(z) GUAM COUNCIL ON THE ARTS AND HUMANITIES  
AGENCY (CAHA)**

(1) Appropriation. The sum of Three Hundred Twenty Thousand Seven Hundred Fifty-three Dollars (**\$320,753**) is appropriated to the Guam Council on the Arts and Humanities Agency (CAHA) for its operations for Fiscal Year 2019. This sum is composed of One Hundred Fifty-eight Thousand Five Hundred Ten Dollars (**\$158,510**) from the General Fund and One Hundred Sixty-two Thousand Two Hundred Forty-three Dollars (**\$162,243**) from the Tourist Attraction Fund.

The sum of Two Hundred Ninety-four Thousand Dollars (**\$294,000**) appropriated from the General Fund and Special Fund in this Subsection is authorized as the local matching requirement for Federal Matching Grants-in-Aid.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

GENERAL FUND	\$158,510
TOURIST ATTRACTION FUND	\$162,243
<b>TOTAL</b>	<b>\$320,753</b>

For information purposes only:

FEDERAL MATCHING GRANTS-IN-AID	\$294,000
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**SUMMARY OF BASE OPERATIONAL APPROPRIATION**

PERSONNEL OBJECT CATEGORIES (111-113)	\$228,787
OPERATIONS OBJECT CATEGORIES (220-290)	\$90,166
UTILITIES OBJECT CATEGORIES (361-363)	\$1,800
CAPITAL OUTLAY (450)	\$0
<b>TOTAL</b>	<b>\$320,753</b>

Tourist Attraction Fund - \$70,277 (111-113); \$90,166 (220-290); \$1,800 (361-363); \$0 (450)

1                   (2)   Guam Territorial Band. The sum of Forty Thousand Dollars  
2   (\$40,000) is appropriated from the Tourist Attraction Fund to the CAHA for  
3   the Guam Territorial Band for Fiscal Year 2019.

1       **(aa) GUAM FIRE DEPARTMENT (GFD)**

2           (1) Appropriation. Notwithstanding any other provision of law, the  
3       sum of Thirty-two Million Two Hundred Thirty-one Thousand Five Hundred  
4       Seventy-four Dollars (**\$32,231,574**) is appropriated to the Guam Fire  
5       Department (GFD) for its operations for Fiscal Year 2019. This sum is  
6       composed of Twenty-eight Million Four Hundred Twenty-four Thousand  
7       Seven Hundred Thirty-one Dollars (**\$28,424,731**) from the General Fund and  
8       Three Million Eight Hundred Six Thousand Eight Hundred Forty-three  
9       Dollars (**\$3,806,843**) from the Enhanced 911 Emergency Reporting System  
10      Fund, the Fire, Life, and Medical Emergency (F.L.A.M.E.) Fund, and the  
11      Tourist Attraction Fund.

12   **SUMMARY OF APPROPRIATION FUNDING SOURCE**

13      GENERAL FUND	\$28,424,731
14      ENHANCED 911 EMERGENCY REPORTING SYSTEM FUND	\$2,245,507
15      F.L.A.M.E.	\$734,262
16      TOURIST ATTRACTION FUND	\$827,074
17 <b>TOTAL</b>	<b>\$32,231,574</b>

18   For information purposes only:

19      FEDERAL MATCHING GRANTS-IN-AID	\$0
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20   **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

21      PERSONNEL OBJECT CATEGORIES (111-113)	\$29,731,973
22      OPERATIONS OBJECT CATEGORIES (220-290)	\$1,806,160
23      UTILITIES OBJECT CATEGORIES (361-363)	\$637,441
24      CAPITAL OUTLAY (450)	\$56,000
25 <b>TOTAL</b>	<b>\$32,231,574</b>

- 1 Enhanced 911 Emergency Reporting System Fund - \$1,307,242 (111-113); \$775,175 (220-290); \$163,090 (361-363); \$0 (450);
- 2 F.L.A.M.E. - \$678,262 (111-113); \$0 (220-290); \$0 (361-363); \$56,000 (450); Tourist Attraction Fund - \$0 (111-113); \$352,723
- 3 (220-290); \$474,351 (361-363); \$0 (450)

1           **(bb) GUAM            EDUCATIONAL            TELECOMMUNICATIONS**  
2 **CORPORATION (GETC)**

3           (1)   Appropriation. Notwithstanding any other provision of law, the  
4           sum of Five Hundred Sixty-nine Thousand Eight Hundred Fourteen Dollars  
5           (\$569,814) is appropriated from the Territorial Educational Facilities Fund to  
6           the Guam Educational Telecommunications Corporation (PBS Guam) for its  
7           operations for Fiscal Year 2019.

8 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

9           TERRITORIAL EDUCATIONAL FACILITIES FUND	\$569,814
10 <b>TOTAL</b>	<b>\$569,814</b>

11 For information purposes only:

12          FEDERAL MATCHING GRANTS-IN-AID	\$0
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13 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

14          PERSONNEL OBJECT CATEGORIES (111-113)	\$464,957
15          OPERATIONS OBJECT CATEGORIES (220-290)	\$29,857
16          UTILITIES OBJECT CATEGORIES (361-363)	\$75,000
17          CAPITAL OUTLAY (450)	\$0
18 <b>TOTAL</b>	<b>\$569,814</b>



1        **(cc) CHAMORRO LAND TRUST COMMISSION (CLTC)**

2            (1) Appropriation. The sum of One Million Twenty-seven Thousand  
3        Nine Hundred Sixty-three Dollars (**\$1,027,963**) is appropriated from the  
4        *Chamorro* Land Trust Operations Fund to the *Chamorro* Land Trust  
5        Commission (CLTC) for its operations for Fiscal Year 2019.

6        **SUMMARY OF APPROPRIATION FUNDING SOURCE**

7 <i>CHAMORRO</i> LAND TRUST OPERATIONS FUND	\$1,027,963
8 <b>TOTAL</b>	<b>\$1,027,963</b>

9        For information purposes only:

10        FEDERAL MATCHING GRANTS-IN-AID	\$0
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11        **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

12        PERSONNEL OBJECT CATEGORIES (111-113)	\$677,921
13        OPERATIONS OBJECT CATEGORIES (220-290)	\$350,042
14        UTILITIES OBJECT CATEGORIES (361-363)	\$0
15        CAPITAL OUTLAY (450)	\$0
16 <b>TOTAL</b>	<b>\$1,027,963</b>

17            (2) Appropriation of Chamorro Land Trust Survey and  
18        Infrastructure Fund Balance. The sum of Thirty-four Thousand Seven  
19        Hundred Twenty-five Dollars (**\$34,725**) is hereby appropriated from the  
20        unappropriated fund balance of the Chamorro Land Trust Commission Survey  
21        and Infrastructure Fund to the CLTC to be expended pursuant to § 75124(b),  
22        Chapter 75, Title 21 GCA.

1        **(dd) GUAM REGIONAL TRANSIT AUTHORITY (GRTA)**

2            (1)    Appropriation. The sum of Three Million Two Hundred Twenty-  
3            one Thousand One Hundred Eighty-eight Dollars (**\$3,221,188**) is  
4            appropriated to the Guam Regional Transit Authority (GRTA) for its  
5            operations for Fiscal Year 2019. This sum is composed of Two Million Seven  
6            Hundred Sixty-four Thousand Seven Hundred Ninety-six Dollars  
7            (**\$2,764,796**) from the Guam Highway Fund and Four Hundred Fifty-six  
8            Thousand Three Hundred Ninety-two Dollars (**\$456,392**) from the Public  
9            Transit Fund.

10   **SUMMARY OF APPROPRIATIONS FUNDING SOURCE**

11        GUAM HIGHWAY FUND	\$2,764,796
12        PUBLIC TRANSIT FUND	\$456,392
13 <b>TOTAL</b>	<b>\$3,221,188</b>

14   For information purposes only:

15        FEDERAL MATCHING GRANTS-IN-AID	\$0
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16   **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

17        PERSONNEL OBJECT CATEGORIES (111-113)	\$549,350
18        OPERATIONS OBJECT CATEGORIES (220-290)	\$2,665,838
19        UTILITIES OBJECT CATEGORIES (361-363)	\$6,000
20        CAPITAL OUTLAY (450)	\$0
21 <b>TOTAL</b>	<b>\$3,221,188</b>

22   Guam Highway Fund- \$549,350 (111-113); \$2,209,446 (220-290); \$6,000 (361-363); \$0 (450); Public Transit Fund - \$0 (111-  
23   113); \$456,392 (220-290); \$0 (361-363); \$0 (450)

1        **(ee) GUAM ELECTION COMMISSION (GEC)**

2            (1)    Appropriation. The sum of One Million Three Hundred Ninety-  
3            nine Thousand Four Hundred Fourteen Dollars (**\$1,399,414**) is appropriated  
4            from the General Fund to the Guam Election Commission for its operations  
5            for Fiscal Year 2019.

6    **SUMMARY OF APPROPRIATION FUNDING SOURCE**

7            GENERAL FUND	\$1,399,414
8 <b>TOTAL</b>	<b>\$1,399,414</b>

9    For information purposes only:

10           FEDERAL MATCHING GRANTS-IN-AID	\$0
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11   **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

12           PERSONNEL OBJECT CATEGORIES (111-113)	\$891,354
13           OPERATIONS OBJECT CATEGORIES (220-290)	\$508,060
14           UTILITIES OBJECT CATEGORIES (361-363)	\$0
15           CAPITAL OUTLAY (450)	\$0
16 <b>TOTAL</b>	<b>\$1,399,414</b>

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(1) Appropriation. The sum of Nineteen Million Three Hundred and one Thousand Three Hundred Fifty-two Dollars (\$19,331,352) is appropriated from the Solid Waste Operations Fund to the Guam Solid Waste Authority for its operations for Fiscal Year 2019.

## SUMMARY OF APPROPRIATIONS FUNDING SOURCE

SOLID WASTE OPERATIONS FUND	\$19,331,352
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<b>TOTAL</b>	<b>\$19,331,352</b>
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For information purposes only:

FEDERAL MATCHING GRANTS-IN-AID	\$0
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1           **(gg) HAGÁTÑA RESTORATION AND REDEVELOPMENT**  
2 **AUTHORITY (HRRA)**

3           (1) Appropriation. The sum of One Hundred Thirty-two Thousand  
4 Three Hundred Fifty-seven Dollars (\$132,357) is appropriated from the  
5 Tourist Attraction Fund to the *Hagåtña* Restoration and Redevelopment  
6 Authority for its operations for Fiscal Year 2019.

7 **SUMMARY OF APPROPRIATIONS FUNDING SOURCE**

8	TOURIST ATTRACTION FUND	\$132,357
9	<b>TOTAL</b>	<b>\$132,357</b>

10 For information purposes only:

11	FEDERAL MATCHING GRANTS-IN-AID	\$0
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12 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

13	PERSONNEL OBJECT CATEGORIES (111-113)	\$91,731
14	OPERATIONS OBJECT CATEGORIES (220-290)	\$40,626
15	UTILITIES OBJECT CATEGORIES (361-363)	\$0
16	CAPITAL OUTLAY (450)	\$0
17	<b>TOTAL</b>	<b>\$132,357</b>

18           (2) Restrictions on Transfers to HRRA. *Except* as provided in  
19 Subsection (gg)(1), no appropriations or funds shall be transferred to the  
20 HRRA for its operations from any other fund sources appropriated in this Act  
21 during Fiscal Year 2019.

22 **(hh) I KUMISION I FINO' CHAMORU YAN I FINA'NÁ'GUEN**  
23 **HISTORIA YAN I LINA'LA' TAOTAO TÁNO' (KUMISION)**

24           (1) Appropriation. The sum of Two Hundred Two Thousand Two  
25 Hundred Dollars (\$202,200) is appropriated from the Tourist Attraction Fund  
26 to the Department of Administration for *I Kumision* for its operations for  
27 Fiscal Year 2019.

1	<b>SUMMARY OF APPROPRIATIONS FUNDING SOURCE</b>	
2	TOURIST ATTRACTION FUND	\$202,200
3	<b>TOTAL</b>	<b>\$202,200</b>
4	For information purposes only:	
5	FEDERAL MATCHING GRANTS-IN-AID	\$0
6		

1        **(ii) OFFICE OF TECHNOLOGY (OTECH)**

2            (1) Appropriation. The sum of Three Million One Hundred Thirty-  
3        nine Thousand Four Hundred Thirty-four Dollars (**\$3,139,434**) is  
4        appropriated from the General Fund to the Department of Administration for  
5        the Office of Technology for its operations for Fiscal Year 2019.

6        **SUMMARY OF APPROPRIATIONS FUNDING SOURCE**

7        GENERAL FUND	\$3,139,434
8 <b>TOTAL</b>	<b>\$3,139,434</b>

9        For information purposes only:

10       FEDERAL MATCHING GRANTS-IN-AID	\$0
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11       **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

12       PERSONNEL OBJECT CATEGORIES (111-113)	\$1,129,718
13       OPERATIONS OBJECT CATEGORIES (220-290)	\$1,732,488
14       UTILITIES OBJECT CATEGORIES (361-363)	\$277,228
15       CAPITAL OUTLAY (450)	\$0
16 <b>TOTAL</b>	<b>\$3,139,434</b>





**CHAPTER VII**  
**LEGAL SERVICES**

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

**Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that the Office of the Attorney General (OAG) expends its funds in accordance with the appropriation in Section 2 of this Part of this Chapter.

**Section 2. Appropriation.** The sum of Fourteen Million Seven Hundred Thirty-nine Thousand Sixty-three Dollars (\$14,739,063) is appropriated from the General Fund to OAG for Fiscal Year 2019.

The sum of Two Million Sixty-seven Thousand Six Hundred Thirty-seven Dollars (\$2,067,637) appropriated from the General Fund to OAG in this Section is authorized as the local matching requirement for Federal Grants-in-Aid.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

GENERAL FUND	\$14,739,063
<b>TOTAL</b>	<b>\$14,739,063</b>

For information purposes only:

FEDERAL MATCHING GRANTS-IN-AID	\$4,013,648
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**Section 3. Cost-Sharing Initiative Related to the Criminal Justice Information System (CJIS) Integration Project.** The OAG *shall* pay the Unified Judiciary the sum of Eighty-nine Thousand Seven Hundred Thirty Dollars (\$89,730) from the General Fund appropriation in Section 2 for OAG's share of twenty-five percent (25%) of the total annual cost of message switch maintenance and National Law Enforcement Telecommunications System (NLETS) membership totaling Three Hundred Fifty-eight Thousand Nine Hundred Twenty Dollars (\$358,920) pursuant to the Multi-Agency Agreement to Facilitate a Cost-Sharing Initiative of May 2013 entered into by the Chief of the Guam Police Department, the Director of

1 the Department of Corrections, the Attorney General of Guam, and the  
2 Administrator of the Courts, and other associated costs for Fiscal Year 2019.

3 **Section 4.** Notwithstanding any other provision of law, for Fiscal Year  
4 2019, the Attorney General in pursuit of the public interest is authorized to use *up to*  
5 five percent (5%) of the FY 2019 appropriation to procure consultants and expert  
6 witnesses on a sole-source basis as necessary to pursue all federal litigation for or  
7 against Guam.

8 **Section 5. Tax Collection.** The sum of Three Hundred Thousand Dollars  
9 (\$300,000) is appropriated from the General Fund to OAG for the purpose of  
10 assisting the Department of Revenue and Taxation in the collection of taxes.

11 **Section 6.** Notwithstanding any other provision of law, the OAG is  
12 authorized to use funds within the following accounts for its Fiscal Year 2019  
13 general operations: the Notary Fund, the Consumer Protection Fund, the  
14 Victim/Witness Housing/Travel Fund, and the Office of the Attorney General  
15 Operations Fund. Any unexpended funds from these accounts will revert to their  
16 intended uses on September 30, 2019.



1 **CHAPTER VIII**

2 **MAYORS COUNCIL OF GUAM**

3 **Section 1. Appropriation.** Notwithstanding any other provision of law, the  
4 sum of Ten Million One Hundred Seven Thousand Nine Hundred Seventy-two  
5 Dollars (**\$10,107,972**) is appropriated to the Mayors Council of Guam (MCOG) for  
6 its operations, including personnel services, for Fiscal Year 2019. This sum is  
7 composed of Two Million Six Hundred Seventy-eight Thousand Seventy Dollars  
8 (**\$2,678,070**) from the General Fund and Seven Million Four Hundred Twenty-nine  
9 Thousand Nine Hundred Two Dollars (**\$7,429,902**) from the Guam Highway Fund,  
10 the Limited Gaming Fund, and the Tourist Attraction Fund.

11 *No more than* Eight Million Three Hundred Eighty-six Thousand Eighty-three  
12 Dollars (**\$8,386,083**) *shall* be expended for Personnel Object Categories (111  
13 through 115).

14 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

15	GENERAL FUND	\$2,678,070
16	GUAM HIGHWAY FUND	\$5,443,701
17	LIMITED GAMING FUND	\$524,913
18	TOURIST ATTRACTION FUND	\$1,461,288
19	<b>TOTAL</b>	<b>\$10,107,972</b>

20 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

21	PERSONNEL OBJECT CATEGORIES (111-115)	\$8,386,083
22	OPERATIONS OBJECT CATEGORIES (220-290)	\$622,689
23	UTILITIES OBJECT CATEGORIES (361-363)	\$1,099,200
24	CAPITAL OUTLAY (450)	\$0
25	<b>TOTAL</b>	<b>\$10,107,972</b>

Guam Highway Fund - \$5,443,701 (111-113); \$0 (220-290); \$0 (361-363); \$0 (450); Tourist Attraction Fund - \$362,088 (111-113); \$0 (220-290); \$1,099,200 (361-363); \$0 (450); Limited Gaming Fund - \$0 (111-113); \$524,913 (220-290); \$0 (361-363); \$0 (450)

**Section 2. Limited Gaming Fund.** The sum of Five Hundred Twenty-four Thousand Nine Hundred Thirteen Dollars (**\$524,913**) *shall* be allocated from the Fiscal Year 2019 Limited Gaming Fund appropriation in Section 1 of this Chapter to the MCOG pursuant to § 5204(d)(1), Chapter 5, Title 11 GCA. This allocation is *not* subject to transfer or use for any other purpose for Fiscal Year 2019.

**Section 3. Streets Maintenance and Beautification.** The sum of Nine Hundred Thirty-two Thousand Four Hundred Twenty-three Dollars (**\$932,423**) is appropriated from the Tourist Attraction Fund to the MCOG for Fiscal Year 2019 for the maintenance and beautification of non-routed public roads and for the operations of the Mayors' offices, but *not* for travel.

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**) during Fiscal Year 2019; and

(b) the remaining balance of the fund *shall* be distributed to each Mayor *pro rata* based on the total road mileage of their respective village as a percentage of Guam's total road mileage in the most current report of the Guam Roads Pavement Inventory of the Department of Public Works during Fiscal Year 2019.

An expenditure report *shall* be filed quarterly with *I Liheslaturan Guåhan* inclusive of the specified road that was maintained or improved.

**Section 4. Island-Wide Village Beautification Projects.**

(a) The sum of Four Hundred Twenty-three Thousand Eight Hundred Twenty-nine Dollars (**\$423,829**) is appropriated from the Tourist Attraction Fund to the MCOG for Island-Wide Village Beautification Projects in Fiscal Year 2019.

(b) During Fiscal Year 2019, the Island-Wide Village Beautification Projects include:

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

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

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

(c) An Island-Wide Village Beautification Projects expenditure report *shall* be filed quarterly with *I Liheslaturan Guåhan*.

**Section 5. Grounds Maintenance for Schools.** Subject to approval and scheduling of public school principals, the Mayors are responsible for regular grounds maintenance of Guam Department of Education school grounds in their respective districts where grounds maintenance is *not* already subject to an existing contract for a minimum of twice a month during a regular school calendar year. Subject to approval of and scheduling by public school principals, a Mayor may contract with a private entity or assign to another Mayor the services authorized by this Section.

The sum of Four Hundred Thirty-three Thousand Seven Hundred Sixty-one Dollars (\$433,761) is appropriated from the Territorial Educational Facilities Fund to the MCOG Revolving Fund for the grounds maintenance of specified schools of the Department of Education in Fiscal Year 2019.

**Section 6. Public Safety and Social Education Programs.** The sum of Three Hundred Seventy-five Thousand One Hundred Seventy-four Dollars (\$375,174) is appropriated from the Territorial Educational Facilities Fund to the

1 MCOG with each village to receive Fifteen Thousand Dollars (\$15,000) for Fiscal  
2 Year 2019.

3 After each municipality receives Fifteen Thousand Dollars (\$15,000), any  
4 remaining funds are to be expended in accordance with plans approved by the  
5 MCOG or the respective village municipal planning council and filed with the  
6 Director of Administration to fund public safety and social education programs that  
7 enforce alcohol regulations, reduce underage drinking, support traffic safety, reduce  
8 drug-related violence and abuse, to support government of Guam substance abuse  
9 prevention programs, and to support organized sports programs in the community.

10 A Public Safety and Social Education Programs expenditure report *shall* be  
11 filed quarterly with *I Liheslaturan Guåhan*.

12 **Section 7. Host Community Premiums Appropriation.** The sum of Three  
13 Hundred Thousand Dollars (\$300,000) is appropriated from the Host Community  
14 Fund to the Municipal Planning Council Fund of the villages of *Ordot* and *Inarajan*,  
15 pursuant to Article 4, Chapter 51, Title 10 GCA, for Fiscal Year 2019.

16 **Section 8. Restriction on Use of General or Special Funds for Travel.**  
17 Any General or Special Funds appropriated in this Chapter *shall not* be expended  
18 for off-island travel or per diem expenses by any Mayor, Vice Mayor, or any MCOG  
19 employees and/or officials.

20 **Section 9. Continuing Appropriation.** Notwithstanding any other  
21 provision of law, the allotted but unexpended balance of funds appropriated to the  
22 MCOG for Fiscal Year 2018 and prior *shall not* lapse and *shall* continue to be  
23 available until fully expended.

1 **CHAPTER IX**

2 **PUBLIC ACCOUNTABILITY, STANDARDS, AND PRACTICES**

3 **PART I – OFFICE OF PUBLIC ACCOUNTABILITY**

4 **Section 1. Appropriation.** The sum of One Million Two Hundred Fifty-  
5 eight Thousand Three Hundred Sixty-five Dollars (**\$1,258,365**) is appropriated from  
6 the General Fund to the Office of Public Accountability (OPA) for its operations for  
7 Fiscal Year 2019.

8 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

9 GENERAL FUND \$1,258,365

10 **TOTAL** **\$1,258,365**

11 For information purposes only:

12 FEDERAL MATCHING GRANTS-IN-AID \$0

13 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

14 PERSONNEL OBJECT CATEGORIES (111-113) \$1,157,112

15 OPERATIONS OBJECT CATEGORIES (220-290) \$97,328

16 UTILITIES OBJECT CATEGORIES (361-363) \$3,925

17 CAPITAL OUTLAY (450) \$0

18 **TOTAL** **\$1,258,365**



1 **CHAPTER IX**

2 **PUBLIC ACCOUNTABILITY, STANDARDS, AND PRACTICES**

3 **PART II – GUAM BOARD OF ACCOUNTANCY**

4 **Section 1. Appropriation.** The sum of Seven Hundred Eighty-nine  
5 Thousand Seven Hundred Eighty Dollars (\$789,780) is appropriated from the Guam  
6 Board of Accountancy Fund to the Guam Board of Accountancy (GBOA) for its  
7 operations in Fiscal Year 2019.

8 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

9	GUAM BOARD OF ACCOUNTANCY FUND	\$789,780
10	<b>TOTAL</b>	<b>\$789,780</b>

11 For information purposes only:

12	FEDERAL MATCHING GRANTS-IN-AID	\$0
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13 **Section 2. Appropriation to the University of Guam Endowment**  
14 **Foundation, Inc.** The sum of One Hundred Thousand Dollars (\$100,000) is hereby  
15 appropriated from the unappropriated fund balance of the Guam Board of  
16 Accountancy Fund in Fiscal Year 2019 to the University of Guam Endowment  
17 Foundation, Inc. for the Guam Accountancy Endowment Fund created pursuant to  
18 Public Law 32-191 for the “Senator Herminia Dierking and John Phillips Visiting  
19 Accounting Professor and Lecturer Program” for Fiscal Year 2019.

1 **CHAPTER X**

2 **GUAM VISITORS BUREAU**

3 **Section 1. Appropriation.** The sum of Twenty-two Million Three Hundred  
4 Thirty-five Thousand Two Hundred Sixteen Dollars (**\$22,335,216**) is appropriated  
5 from the Tourist Attraction Fund (TAF) to the Guam Visitors Bureau (GVB) for its  
6 operations in Fiscal Year 2019. These appropriations *shall* be expended in  
7 accordance with the allocations outlined in this Section.

8 **SUMMARY OF APPROPRIATIONS**

9	(1) GENERAL ADMINISTRATION	\$3,600,000
10	(2) MARKETING	\$14,500,216
11	(3) SPORTS & EVENTS	\$850,000
12	(4) RESEARCH	\$600,000
13	(5) CULTURAL, HERITAGE & COMMUNITY OUTREACH	\$750,000
14	(6) VISITOR SAFETY & SATISFACTION	\$950,000
15	(7) DESTINATION DEVELOPMENT	\$1,085,000
16	<b>TOTAL</b>	<b>\$22,335,216</b>

17 **Section 2. GVB Rainy Day Fund.** Notwithstanding any other provision of  
18 law, the sum of up to Six Hundred Fifty Thousand Dollars (**\$650,000**) may be  
19 allocated by the GVB Board of Directors from the Tourist Attraction Fund  
20 appropriation in Section 1 of this Chapter for deposit in the GVB Rainy Day Fund  
21 for the purposes cited in Article 3, Chapter 9, Title 12 GCA in Fiscal Year 2019.

22 **Section 3. Authority to Allocate to Organizations.** For Fiscal Year 2019,  
23 the Board of Directors of the Guam Visitors Bureau may allocate *not more than* the  
24 sums appropriated or allocated in Fiscal Year 2018 from the appropriation in Section  
25 1 of this Chapter, to any or all of the following organizations:

- 26 (a) *På'å Taotao Tåno*’;
- 27 (b) Historic *Inalåhan* Foundation;

- (c) Pacific War Museum Foundation;
- (d) *Håya* Cultural Preservation Foundation;
- (e) Guam International Film Festival;
- (f) *Humåtak* Foundation
- (g) *Åmot Taotao Tåno*’;
- (h) *Huråo* Academy, Inc.;
- (i) *Inetnon Gefpa’go* Cultural Arts Program, Inc.;
- (j) Humanities *Guåhan*;
- (k) Guam Symphony Society;
- (l) Guam Unique Merchandise and Arts (GUMA);
- (m) *Duk Duk* Goose, Inc.;
- (n) *Ayuda* Foundation;
- (o) Traditions Affirming our Seafaring Ancestry (TASA);
- (p) Traditions About Seafaring Islands (TASI);
- (q) *Guåfi*, Inc.;
- (r) University of Guam Press;
- (s) *Ulitao*; or
- (t) Micronesian Conservation Trust.

**Section 4. Authority to Transfer.** For Fiscal Year 2019, the Board of Directors of the Guam Visitors Bureau may transfer funds from the appropriations made to GVB in Section 1 of this Chapter, *except* that no funds shall be transferred into General Administration.



1 (MOU) with the GGRF in which the Director of DOA remits the supplemental  
2 annuity payments to the GGRF for disbursement to the retirees at the same time the  
3 regular annuity check is issued or by including the supplemental annuity in the  
4 regular annuity check issued by the GGRF.

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

9 (e) For Fiscal Year 2019, 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 D.  
12 Leon Guerrero Commercial Port, the Guam Waterworks Authority, and the Guam  
13 Visitors Bureau *shall* remit to DOA an amount equal to the number of retirees  
14 eligible pursuant to Subsection (a) of this Section who have retired from that entity  
15 multiplied by Four Thousand Two Hundred Thirty-eight Dollars (\$4,238). Said  
16 remittances *shall* be paid in two (2) equal installments on or before October 10, 2018  
17 and on or before April 15, 2019, respectively. Said remittances *shall not* be subject  
18 to *I Maga'låhen Guåhan*'s transfer authority.

19 (f) For Fiscal Year 2019, the Guam Power Authority, the A.B. Won Pat  
20 International Airport Authority, the Guam Economic Development Authority, the  
21 Guam Housing Corporation, the Government of Guam Retirement Fund, the Jose D.  
22 Leon Guerrero Commercial Port, the Guam Waterworks Authority, and the Guam  
23 Visitors Bureau *shall* remit to the GGRF payments for medical, dental, and life  
24 insurance benefits for retirees who have retired from those respective agencies. Said  
25 remittance *shall* be paid in two (2) equal installments on or before October 10, 2018  
26 and on or before April 15, 2019, respectively, for Fiscal Year 2019. The agencies'

1 remittances for medical, dental, and life insurance benefits mandated herein are *ex*  
2 *gratia* payments and are for Fiscal Year 2019.

3 (g) The sum of Three Million Four Hundred Thousand Dollars  
4 (\$3,400,000) is appropriated from the General Fund to the GGRF to pay the cost of  
5 Medicare premiums, inclusive of premiums for Medicare Parts B and D, for  
6 government of Guam retirees and their survivors domiciled on Guam who are  
7 eligible to receive Social Security income benefits, and who are eligible to enroll in  
8 the Government of Guam Group Health Insurance Program. No government of  
9 Guam retiree or their survivor shall be required to enroll in the Government of Guam  
10 Health Insurance Program in order to receive the reimbursement. For those  
11 government of Guam retired employees and their survivors who do participate in the  
12 Government of Guam Group Health Insurance Program and are enrolled in Medicare  
13 Parts A and B, and elect either Class I or Class II coverage, reimbursement *shall*  
14 *only* be made to those who opt for the Retiree Supplemental Plan.

15 (h) The sum of Two Hundred Ninety-eight Thousand Dollars (\$298,000)  
16 is appropriated from the General Fund to the GGRF for *I Maga'låhi and I Segundu*  
17 *na Maga'låhi/I Segundu na Maga'håga* pensions.

18 (i) The sum of Three Hundred Thirty-six Thousand Dollars (\$336,000) is  
19 appropriated from the General Fund to the GGRF for retirement annuities for former  
20 judges and justices of the Superior Court and Supreme Court of Guam.

21 (j) The GGRF Board of Trustees *shall* enact and if necessary, amend  
22 administrative regulations that establish procedures to ensure the proper submission,  
23 receipt, and accounting of all sums remitted pursuant to Subsections (e) and (f) of  
24 this Section.

25 **Section 2. Survivor Supplemental Annuity Additions.** § 8135(d)(6),  
26 Article 1, Chapter 8, Title 4 GCA is hereby *amended* to read:

1 “(6) the prospective payment of supplemental benefits for the period  
2 of October 1, 2018 through September 30, 2019 for survivors of those  
3 employees who retired prior to October 1, 1995, to be paid in the following  
4 manner:

5 (A) Four Thousand Two Hundred Thirty-eight Dollars  
6 (\$4,238) in retiree supplemental annuity benefits, known as the sum of  
7 One Thousand Two Hundred Dollars (\$1,200), One Thousand Five  
8 Hundred Dollars (\$1,500), Seven Hundred Dollars (\$700), and Eight  
9 Hundred Thirty-eight Dollars (\$838) in annual benefits formerly  
10 contained in various General Appropriations Acts.

11 (B) No person eligible for retiree supplemental annuity  
12 benefits provided for in this Subsection shall receive such benefits if  
13 her/his regular annual retirement annuity, exclusive of the supplemental  
14 amounts authorized hereby, exceeds Forty Thousand Dollars (\$40,000).  
15 No persons eligible for retiree supplemental annuity benefits shall  
16 receive more than the sum of Forty Thousand Dollars (\$40,000) in  
17 combined retirement annuities and supplemental retirement annuities.

18 (C) Any retiree or survivor eligible to receive the  
19 supplemental annuity may waive their supplemental annuity payment  
20 authorized herein by the filing of a notarized affidavit waiving such  
21 payment with the Retirement Fund.”

22 **Section 3. Disability Supplemental Annuity Additions.** § 8129(g),  
23 Article 1, Chapter 8, Title 4 GCA is hereby *amended* to read:

24 “(g) Any disability retirement annuitant who commenced receiving a  
25 disability retirement annuity prior to October 1, 1995 and who is entitled to  
26 disability retirement benefits under this Chapter *shall* receive during the

1 period commencing on October 1, 2018 through September 30, 2019,  
2 prospective non-cumulative supplemental annuity benefits as follows:

3 (1) Four Thousand Two Hundred Thirty-eight Dollars  
4 (\$4,238) in retiree supplemental annuity benefits, known as the sum of  
5 One Thousand Two Hundred Dollars (\$1,200), One Thousand Five  
6 Hundred Dollars (\$1,500), Seven Hundred Dollars (\$700), and Eight  
7 Hundred Thirty-eight Dollars (\$838) in annual benefits formerly  
8 contained in various General Appropriation Acts.

9 (2) No persons eligible for retiree supplemental annuity  
10 benefits provided for in this Subsection shall receive such benefit if  
11 their regular annual retirement annuity, excluding survivor benefits,  
12 prior to the supplemental amounts herein exceeds Forty Thousand  
13 Dollars (\$40,000). No persons eligible for retiree supplemental annuity  
14 benefits shall receive more than the sum of Forty Thousand Dollars  
15 (\$40,000) in combined retirement annuities and supplemental  
16 retirement annuities.

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

21 **Section 4. Retirees Supplemental Annuity Additions.** § 8122(d)(6),  
22 Article 1, Chapter 8, Title 4 GCA is hereby *amended* to read as follows:

23 “(6) Any retirement annuitant who commenced receiving a retirement  
24 annuity prior to October 1, 1995 and who is entitled to retirement benefits  
25 under this Chapter *shall* receive during the period commencing on October 1,  
26 2018 through September 30, 2019, prospective, non-cumulative supplemental  
27 annuity benefits as follows:



1 (A) Four Thousand Two Hundred Thirty-eight Dollars  
2 (\$4,238) in retiree supplemental annuity benefits, known as the sum of  
3 One Thousand Two Hundred Dollars (\$1,200), One Thousand Five  
4 Hundred Dollars (\$1,500), Seven Hundred Dollars (\$700), and Eight  
5 Hundred Thirty-eight Dollars (\$838) in annual benefits formerly  
6 contained in various General Appropriation Acts.

7 (B) No retiree who is eligible for retiree supplemental annuity  
8 benefits provided for in this Subsection shall receive such benefit if  
9 her/his regular annual retirement annuity, excluding the supplemental  
10 amounts authorized herein and survivor benefits, exceeds Forty  
11 Thousand Dollars (\$40,000). A retiree who is eligible for retiree  
12 supplemental annuity benefits shall receive no more than Forty  
13 Thousand Dollars (\$40,000) in combined retirement annuities and  
14 supplemental retirement annuities.

15 (C) Any retiree or survivor eligible to receive the  
16 supplemental annuity may waive their supplemental annuity payment  
17 authorized herein by the filing of a notarized affidavit waiving such  
18 payment with the Retirement Fund.”

19 **Section 5. Appropriation for Cost of Living Allowance (COLA).**

20 (a) *I Maga'låhen Guåhan* shall provide by a single lump sum payment a  
21 Cost of Living Allowance (COLA) of Two Thousand Dollars (\$2,000) to each  
22 retiree of the GGRF who is retired as of September 30, 2018, or her/his survivor, *no*  
23 *later than* November 1, 2018. The sum of Fourteen Million One Hundred Four  
24 Thousand Dollars (\$14,104,000) is appropriated from the General Fund to the DOA  
25 to pay said COLA.

26 (b) The Guam Power Authority, the A.B. Won Pat International Airport  
27 Authority, the Guam Economic Development Authority, the Guam Housing

1 Corporation, the Government of Guam Retirement Fund, the Jose D. Leon Guerrero  
2 Commercial Port, the Guam Waterworks Authority, and the Guam Visitors Bureau  
3 *shall* pay a COLA in a single payment of Two Thousand Dollars (\$2,000) to every  
4 Government of Guam Retirement Fund retiree who retired from each respective  
5 aforementioned agency as of September 30, 2018, or her/his survivor, *no later than*  
6 November 1, 2018 for Fiscal Year 2019.

7 (c) Each agency mentioned in Subsection (b) *shall* reimburse the General  
8 Fund for any COLA paid by the General Fund in Fiscal Year 2019 to retirees who  
9 have retired from that agency and their survivors, *no later than* December 31, 2018.

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

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

15 **Section 6. Retiree Medical, Dental, and Life Insurance Expenses**  
16 **Appropriated to the Government of Guam Retirement Fund (GGRF).** The sum  
17 of Thirty-two Million Forty-four Thousand Seven Hundred Forty-one Dollars  
18 (\$32,044,741) is appropriated from the General Fund, and One Million One Hundred  
19 Thousand Dollars (\$1,100,000) is appropriated from the Section 2718 Fund to the  
20 GGRF to pay for retiree group medical and dental insurance premiums and life  
21 insurance subsidy, including retiree group medical and dental insurance premiums  
22 and coverage and life insurance subsidy for Judiciary of Guam retirees to continue  
23 existing programs currently contained in the semi-monthly payments.

24 **Section 7. Appropriations for the *Tiyan* Lease.** The following sums are  
25 hereby appropriated from the Territorial Educational Facilities Fund to the  
26 Department of Administration for the Guam Department of Education (GDOE) lease  
27 of *Tiyan* facilities:

1 (a) *Tiyan* High School – Four Million One Hundred Seventy Thousand  
2 One Hundred Fifty-five Dollars and Ninety-seven Cents (\$4,170,155.97) for base  
3 rent and Eight Hundred Twenty-nine Thousand Eight Hundred Forty-four Dollars  
4 and Three Cents (\$829,844.03) for insurance and maintenance;

5 (b) GDOE Office Building – Two Hundred Eighty-two Thousand Three  
6 Hundred Sixty-one Dollars and Forty-two Cents (\$282,361.42) for base rent and  
7 Seventy-three Thousand Two Hundred Eleven Dollars and Twenty-eight Cents  
8 (\$73,211.28) for insurance and maintenance;

9 (c) GDOE Warehouse I – Seventy-nine Thousand Six Hundred Twelve  
10 Dollars and Seventy-three Cents (\$79,612.73) for base rent and Twenty-three  
11 Thousand One Hundred Fifty-four Dollars and Forty-one Cents (\$23,154.41) for  
12 insurance and maintenance;

13 (d) *Tiyan* High School Gymnasium – Four Hundred Seventy-three  
14 Thousand Twenty-six Dollars and Twenty Cents (\$473,026.20) for base rent and  
15 One Hundred Three Thousand One Hundred Ninety-two Dollars and Forty-one  
16 Cents (\$103,192.41) for insurance and maintenance;

17 (e) New GDOE Office Building – Two Million Three Hundred Forty-four  
18 Thousand Five Hundred Thirteen Dollars and Seventy-one Cents (\$2,344,513.71)  
19 for base rent and Four Hundred Ninety-six Thousand Four Hundred Seventy-eight  
20 Dollars and Thirty-five Cents (\$496,478.35) for insurance and maintenance;

21 (f) New GDOE Warehouse II – One Hundred Thirty-four Thousand One  
22 Hundred Twenty Dollars and Twenty-one Cents (\$134,120.21) for base rent and  
23 Thirty-eight Thousand Five Hundred Twelve Dollars and Eighty-eight Cents  
24 (\$38,512.88) for insurance and maintenance;

25 (g) GDOE Warehouse I Mezzanine – Fifty-two Thousand Eight Hundred  
26 Thirty-five Dollars and Twenty-three Cents (\$52,835.23) for base rent and Fifteen

1 Thousand One Hundred Seventy-one Dollars and Seventy-four Cents (\$15,171.74)  
2 for insurance and maintenance;

3 (h) Lot for New GDOE Office and Warehouse II – Forty-four Thousand  
4 Six Hundred Sixty-six Dollars and Sixty-three Cents (\$44,666.63) for base rent; and

5 (i) *Tiyan* 3 Building and Facilities – Seven Hundred Seventy-one  
6 Thousand One Dollars and Eighty-seven Cents (\$771,001.87) for base rent and One  
7 Hundred Eighty-two Thousand Sixty-eight Dollars and Twenty-seven Cents  
8 (\$182,068.27) for insurance and maintenance.

9 **Section 8. Guam Retirement Security Plan.** The sum of Five Hundred  
10 Thousand Dollars (\$500,000) is hereby appropriated from the General Fund to fund  
11 the Guam Retirement Security Plan established by Public Law 33-186.

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## CHAPTER XII

### MISCELLANEOUS PROVISIONS

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

This Section *shall not* restrict the continuing remittance of existing GGRF contributions as required by law or by the GGRF. By the fifteenth (15th) day of each month, the Director of the GGRF *shall* provide a detailed report to the Speaker of *Liheslaturan Guåhan* regarding said remittances and the number of retirements pursuant to this Section during the previous month. Nothing herein shall be construed to abrogate any provision of § 8137(h), Article 1, Chapter 8, Title 4, GCA.

**Section 2. Temporary Employment of Retired Corrections Officers.** The Department of Corrections (DOC) may hire retired Guam corrections officers if a critical need arises because of military activation of corrections officers or absence due to a long-term disability status which has been certified by a medical doctor. Retired corrections officers hired under this Section may receive their retirement annuity while employed on this temporary basis. The DOC may exercise this hiring authority provided it *does not* exceed its budget for filling these positions. Positions *shall* be terminated when the incumbent returns from military service. Retired corrections officers may be hired only in the ranks of Corrections Officers Supervisor I and below, only at Step I, and *shall not* receive sick and annual leave. Officers hired under this Section *shall* meet the requirements for the position in question *except* for written examinations. The Director of DOC *shall* certify that every retiree hired is fit for duty. Notwithstanding § 8121(a), Article 1, Chapter 8,

1 Title 4 GCA, retirees hired temporarily pursuant to this Section may continue to  
2 receive retirement benefits. Any employee hired under this Section *shall only* be  
3 eligible to enroll in the Government of Guam Health Insurance Program as an active  
4 employee. The DOC Director *shall* report to *I Liheslaturan Guåhan* on July 1, 2019  
5 and again thirty (30) days after the end of the fiscal year, the number of retired  
6 officers hired pursuant to this Section, the positions filled, the length of employment,  
7 the cost of said hiring, and the nature of the critical need that was filled.

8 **Section 3. Temporary Employment of Retired Guam Police Officers.**

9 The Guam Police Department (GPD) may hire retired Guam police officers if a  
10 critical need arises because of military activation of police officers or absence due  
11 to a long-term disability status which has been certified by a medical doctor. The  
12 GPD may exercise this hiring authority provided its authorized budget for personnel  
13 is *not* exceeded. The retiree hired *shall* fill such a vacant position and *shall* be  
14 terminated when the incumbent returns from military service. Retired officers may  
15 be hired only at the ranks of Sergeant I and below, only at Step I, and *shall not*  
16 receive sick and annual leave. Officers hired under this Section *shall* first meet the  
17 requirements for the position in question, expect for written examinations, and the  
18 Chief of Police of GPD *shall* certify that every retiree hired is fit for duty.  
19 Notwithstanding § 8121(a), Article 1, Chapter 8, Title 4 GCA, retirees hired  
20 temporarily pursuant to this Section may continue to receive retirement benefits. The  
21 GPD may pay for Civilian Volunteer Police Reserve stipends to a Police Reserve  
22 Officer to provide temporary services of a regular police officer. Any employee  
23 hired under this Section *shall only* be eligible to enroll in the Government of Guam  
24 Health Insurance Program as an active employee. The Chief of Police *shall* report to  
25 *I Liheslaturan Guåhan* on July 1, 2019 and again thirty (30) days after the end of the  
26 fiscal year, the number of retired officers hired pursuant to this Section, the positions

1 filled, the length of employment, the cost of said hiring, and the nature of the critical  
2 need that was filled.

3       **Section 4. Temporary Employment of Retired Guam Firefighters.** The  
4 Guam Fire Department (GFD) may hire retired GFD firefighters if a critical need  
5 arises because of military activation of GFD firefighters or absence due to a long-  
6 term disability status which has been certified by a medical doctor. The GFD may  
7 exercise this hiring authority provided its authorized budget for personnel is *not*  
8 exceeded. The retirees hired *shall* fill such a vacant position and *shall* be terminated  
9 when the incumbent returns from military service. Retired firefighters may be hired  
10 only at the ranks of Fire Specialist and below, only at Step I, and *shall not* receive  
11 sick and annual leave. Retired firefighters hired under this Section *shall* meet the  
12 requirements for the position in question, *except* for written examinations, and the  
13 Fire Chief of GFD *shall* certify that every retiree hired is fit for duty.  
14 Notwithstanding § 8121(a), Article 1, Chapter 8, Title 4 GCA, retirees hired  
15 temporarily pursuant to this Section may continue to receive retirement benefits.  
16 Any employee hired under this Section *shall only* be eligible to enroll in the  
17 Government of Guam Health Insurance Program as an active employee. The Fire  
18 Chief of GFD *shall* report to *I Liheslaturan Guåhan* on July 1, 2019 and again thirty  
19 (30) days after the end of the fiscal year, of the number of retired firefighters hired  
20 pursuant to this Section, the positions filled, the length of employment, the cost of  
21 said hiring, and the nature of the critical need that was filled.

22       **Section 5. Temporary Employment of Retired Customs and**  
23 **Quarantine Officers.** The Customs and Quarantine Agency (CQA) may hire retired  
24 customs and quarantine officers if a critical need arises as a result of military  
25 activation of customs officers or absence due to a long-term disability status which  
26 has been certified by a medical doctor. The CQA may exercise this hiring authority  
27 provided its authorized budget for personnel is *not* exceeded. The retired officer



1 *shall* fill such a vacant position and *shall* be terminated when the incumbent returns  
2 from military service. Retired officers may be hired *only* in the ranks of Customs  
3 Officer III and below, only at Step I, and *shall not* receive sick and annual leave.  
4 Retirees hired pursuant to this Section *shall* meet the requirements for the position  
5 in question, *except* for written examinations, and the Director of the CQA *shall*  
6 certify that every retiree hired is fit for duty. The requirements of Chapter 51 of Title  
7 17 GCA are waived for employment pursuant hereto, *except* for § 51104(b)(4).  
8 Notwithstanding § 8121(a), Article 1, Chapter 8, Title 4 GCA, retirees hired  
9 temporarily pursuant to this Section may continue to receive retirement benefits.  
10 Any employee hired under this Section may continue to receive retirement benefits.  
11 Any employee hired under this Section *shall only* be eligible to enroll in the  
12 Government of Guam Health Insurance Program as an active employee. The  
13 Director of CQA *shall* report to *I Liheslaturan Guåhan* on July 1, 2019 and again  
14 thirty (30) days after the end of the fiscal year, the number of retired officers hired  
15 pursuant to this Section, the positions filled, the length of employment, the cost of  
16 said hiring, and the nature of the critical need that was filled.

17 **Section 6. Temporary Employment or Retired Department of Revenue**  
18 **and Taxation Employees.** The Department of Revenue and Taxation (DRT) may  
19 hire retired employees of the DRT when a critical need arises or in the absence of a  
20 DRT employee due to a long-term disability status which has been certified by a  
21 medical doctor. The DRT may exercise this hiring authority in the areas of tax  
22 collection, taxpayer assistance, tax investigation, auditing, and tax processing  
23 provided its authorized budget for personnel is *not* exceeded. Said retirees *shall* be  
24 hired at Step I for the position in question, and *shall not* receive sick and annual  
25 leave. Notwithstanding § 8121(a), Article 1, Chapter 8, Title 4 GCA, retirees hired  
26 temporarily pursuant to this Section may continue to receive retirement benefits.  
27 Any employee hired under this Section *shall only* be eligible to enroll in the



1 Government of Guam Health Insurance Program as an active employee. The DRT  
2 Director *shall* report to *I Liheslaturan Guåhan* on July 1, 2019 and again thirty (30)  
3 days after the end of the fiscal year, the number of retired employees hired pursuant  
4 to this Section, the positions filled, the length of employment, the cost of said hiring,  
5 and the nature of the critical need that was filled.

6 **Section 7. Temporary Employment of Retired Government of Guam**  
7 **Social Workers.** The Department of Public Health and Social Services (DPHSS)  
8 may hire retired social workers of the government of Guam if a critical need arises.  
9 DPHSS may exercise this hiring authority for social workers in the Child Protective  
10 Service, provided its authorized budget for personnel is *not exceeded*. Said retirees  
11 *shall* be hired at a minimum of Step I for the position in question, and *shall not*  
12 receive sick and annual leave. Notwithstanding § 8121(a) of Article 1, Chapter 8,  
13 Title 4 GCA, retirees hired temporarily pursuant to this Section may continue to  
14 receive retirement benefits. Any employee hired under this Section *shall only* be  
15 eligible to enroll in the Government of Guam Health Insurance Program as an active  
16 employee. The Director of DPHSS *shall* report to *I Liheslaturan Guåhan* on July 1,  
17 2019 and again thirty (30) days after the end of the fiscal year, of the number of  
18 retired employees hired pursuant to this Section, the positions filled, the length of  
19 employment, the cost of said hiring, and the nature of the critical need that was filled.

20 **Section 8. Government of Guam Health Insurance Program**  
21 **Enrollment for Employment Pursuant to § 8121(a), Chapter 8, Title 4 GCA.**  
22 Any employee hired pursuant to § 8121(a), Article 1, Chapter 8, Title 4 GCA, *shall*  
23 *only* be eligible to enroll in the Government of Guam Health Insurance Program as  
24 an active employee.

25 **Section 9. Locum Tenens Exemption During the Absence of the Chief**  
26 **Medical Examiner.** The Office of the Chief Medical Examiner is exempt from the  
27 government of Guam procurement law in contracting for the professional services

1 of a qualified medical examiner to be provided when the Chief Medical Examiner is  
2 absent from work.

3 **Section 10. Advance Payments for Medical Services.** In order to expedite  
4 acceptance of Medically Indigent Program (MIP) clients by facilities in California,  
5 Hawaii, or Manila for medical treatment approved by the MIP, the Director of Public  
6 Health and Social Services may advance payments for said medical treatment and  
7 may establish escrow accounts for immediate and advance payment of medical  
8 treatment at those Joint Commission Accredited hospitals determined by the  
9 Director to be best able to service Medically Indigent Program clients.

10 **Section 11. Transfer of Employees.**

11 (a) Notwithstanding any other provision of law and in recognition of  
12 personnel shortages in certain areas, *I Maga'låhen Guåhan* is authorized to transfer  
13 employees during Fiscal Year 2019 within or between any line department or agency  
14 of the government of Guam, *except* that:

15 (1) this Section *shall not* apply to any employee of the Legislative or  
16 Judicial Branches or any employee within the Mayors Council of Guam and  
17 village mayors' offices;

18 (2) the transfer of an employee *shall not* result in a loss of pay or  
19 salary;

20 (3) no employee shall be transferred if the employee has filed a  
21 viable grievance with the Civil Service Commission for harassment, unless  
22 the employee consents to such transfer;

23 (4) notwithstanding any other provision of law or regulation, no  
24 employee of an autonomous agency may be transferred to a line department  
25 or agency;

26 (5) *I Maga'låhen Guåhan shall* transfer the funding authorized for  
27 that employee's position from the transferor agency to the transferee agency,

1 including GMHA, DPHSS, and GBHWC, *unless* the transfer is from a line  
2 agency to an autonomous agency;

3 (6) this Section *shall not* be used to transfer employees acting in  
4 good faith who report or expose bad business practices, illegal activities, or  
5 inappropriate conduct by public officials;

6 (7) no employee occupying a classified position created by statute  
7 within an agency shall be transferred out of an agency nor shall such employee  
8 and position be transferred out of such agency. Any employee whose  
9 classified position is created by statute within a specific department or agency  
10 and has been transferred out of such agency or whose classified position has  
11 been transferred out of such agency *shall* be immediately transferred back to  
12 such agency; and

13 (8) no employee who has filed a whistleblower complaint as  
14 provided for in statute shall be transferred unless the employee consents to  
15 such transfer.

16 (b) *I Maga'låhen Guåhan* shall submit a report to the Speaker of *I*  
17 *Liheslaturan Guåhan* of the transfer of each employee pursuant to this authorization  
18 with the name and position of the employee being transferred, the line department  
19 or agency the employee is being transferred from, the line department or agency the  
20 employee is being transferred to, the time duration of the transfer, and whether the  
21 transfer is permanent, by the twentieth (20th) day after each month of the fiscal year.

22 **Section 12. Restrictions on Hiring of Unclassified Employees.** Unless  
23 otherwise authorized by this Chapter, government funds of any kind or description  
24 may be expended for the employment or hiring of unclassified employees in the  
25 Executive Branch of the government of Guam, *except* for the following:

26 (a) certified persons at the Guam Department of Education as identified in  
27 § 715(1), Chapter 7, Title 1 GCA;

1 (b) any academic teaching positions at the University of Guam and the  
2 Guam Community College;

3 (c) nurses, doctors, licensed health professionals, and ancillary health  
4 employees necessary for clinical purposes at the Department of Public Health and  
5 Social Services, the Guam Behavioral Health and Wellness Center, the Office of the  
6 Chief Medical Examiner, the Guam Memorial Hospital Authority, the Guam Police  
7 Department, and the Department of Integrated Services for Individuals with  
8 Disabilities;

9 (d) Department of Labor Survey Workers;

10 (e) Systems and Programming Administrator, Junior Systems  
11 Programmer, Senior Programmer Analyst, Junior Application Analyst, Junior  
12 Programmer Analyst, and Junior Application Programmer; and positions dealing  
13 with reporting, tax audits, tax investigations, tax collections, and processing of taxes  
14 at the Department of Revenue and Taxation;

15 (f) federally-funded positions (matching and up to 100%);

16 (g) persons filling temporary vacancies created by the call to active military  
17 duty of employees who are members of the reserve components of the Department  
18 of Defense and the Department of Transportation, including, but *not* limited to, the  
19 United States Army, United States Navy, United States Marine Corps, United States  
20 Air Force, the Guam Army National Guard, the Guam Air National Guard, and the  
21 United States Coast Guard, or created by absence due to a long-term disability status  
22 which has been certified by a medical doctor. Departments may exercise this hiring  
23 authority provided its authorized budget for personnel is *not* exceeded;

24 (h) positions within the Office of *I Maga'låhen Guåhan*, the Office of *I*  
25 *Segundu na Maga'låhen Guåhan* and the Guam State Clearinghouse, and department  
26 or agency heads, and private secretaries;

27 (i) positions within the Mayors Council of Guam;

- 1 (j) positions within the Guam Election Commission;
- 2 (k) limited-term, part-time substitute teachers of the Guam Department of  
3 Education;
- 4 (l) all persons employed pursuant to this Section, effective October 1,  
5 2018, *shall* meet the minimum Knowledge, Abilities, and Skills (KAS) associated  
6 with such position;
- 7 (m) professional engineers required to fill Chief Engineer positions;
- 8 (n) positions within the Business Office of the Guam Memorial Hospital  
9 Authority (GMHA) which *shall* consist of certified coders and billers;
- 10 (o) Victim Advocates within the Office of the Attorney General;
- 11 (p) the Executive Director and staff positions of *I Kumision i Fino'*  
12 *CHamoru yan i Fina'nå'guen i Historia yan Lina'la' i Taotao Tåno'* (the Commission  
13 on *CHamoru* Language and the Teaching of the History and Culture of the  
14 Indigenous People of Guam);
- 15 (q) Child Protective Service social workers at the Department of Public  
16 Health and Social Services; and
- 17 (r) Labor Law Enforcement Specialists.

18 **Section 13. Board and Commission Stipends.** Any compensation or  
19 stipend owed to a board or commission member for attending a regular or special  
20 meeting in Fiscal Year 2019 *shall* be paid from appropriations in this Act by the  
21 department or agency responsible for the administrative support and operations of  
22 such board or commission. *Except* for Commissioners of the Civil Service  
23 Commission, any board member who has served on a board continuously for ten  
24 (10) years or more may receive a stipend totaling *no more than* Two Hundred Fifty  
25 Dollars (\$250) per month for meetings attended; however, board and commission  
26 members may elect to *not* receive said compensation. *I Maga'låhen Guåhan* may,

1 by Executive Order, waive the payment of meeting stipends owed to any board or  
2 commission member.

3       **Section 14. Contracts.** Positions in the classified and unclassified service  
4 *shall not* be filled pursuant to a contractual arrangement *except* as provided in this  
5 Section for Fiscal Year 2019.

6       (a) Subject to Chapter 5 of Title 5 GCA, government of Guam departments  
7 and agencies may contract with independent contractors; provided, that no agency  
8 may contract for services customarily provided by employees in the classified  
9 service, *except* as provided by law.

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

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

(d) This Section *shall not* apply to the Guam Department of Education; the University of Guam; the Guam Community College; the Unified Judiciary when filling positions of justices and judges *pro tem*, law clerks, and legal interns; the Department of Revenue and Taxation when filling the position of legal counsel; *I Liheslaturan Guåhan*; the Guam Memorial Hospital Authority; and the Department of Public Health and Social Services and the Guam Behavioral Health and Wellness Center when filling positions of licensed health professionals.

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

**Section 15. Program Reporting Requirements for Employment, Employment Placement, and Job Training Programs at the Guam Community College, the University of Guam, and the Guam Department of Labor.**

(a) The President of the University of Guam, the President of the Guam Community College, and the Director of the Guam Department of Labor *shall* transmit a report to *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan* *no later than* June 30 of each year of the actual number of programs completed and/or certificates issued for each employment, employment placement, and job training program; and employment data for said program completer for the two (2) years following completion of their respective programs, to include salary levels, job location, or whether the job is in the same field as the program.

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

**Section 16. Authorization for Legal Services for the Department of Public Works, the Guam Building Code Council, the Contractors License**



1 **Board, and the PEALS Board.** The Department of Public Works (DPW), the Guam  
2 Board of Professional Engineers, Architects, and Land Surveyors (PEALS), the  
3 Contractors License Board (CLB), and the Guam Building Code Council (GBCC)  
4 may enter into a Memorandum of Understanding (MOU) to jointly fund an Assistant  
5 Attorney General to specifically provide legal services to DPW, GBCC, CLB, and  
6 the PEALS Board only.

7 **Section 17. Consolidated Revenue and Expenditure Reporting**

8 **Requirement.** Notwithstanding § 4109(c)(3), Chapter 4, Title 5 GCA, § 4105(f),  
9 Chapter 4, Title 5 GCA, and § 13109(a)(1), Chapter 13, Title 2 GCA, relative to  
10 General Fund revenue reporting, the Director of the Bureau of Budget and  
11 Management Research, in collaboration with the Director of Revenue and Taxation  
12 and the Director of Administration, *shall* prepare a monthly Consolidated Revenue  
13 and Expenditure Report (CRER) which *shall* report and recognize revenues on a  
14 cash basis with the exception of Section 30 revenues, which *shall* be reported as  
15 collected in full in October of each year; and *shall* for each month, identify and note  
16 any and all non-recurring revenues by General Fund revenue category, by month  
17 collected, and by amount; and *shall* compare the budgeted and actual departmental  
18 program appropriations with expenditures and encumbrances. The Director of the  
19 Bureau of Budget and Management Research, the Director of Administration, and  
20 the Director of Revenue and Taxation *shall* certify said reports, which *shall* be  
21 transmitted to *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan* no  
22 *later than* twenty (20) days after the end of each month. The reports *shall* include,  
23 at a minimum, the following components relative to General Fund revenues:

24 (a) comparison of revenues for the preceding month contrasted with the  
25 same month for the prior fiscal year;

26 (b) comparison of year-to-date revenues for the preceding month  
27 contrasted with the same period for the prior fiscal year;



1 (c) comparison of adopted revenues allocated for the preceding month  
2 contrasted with the actual revenues collected for the month;

3 (d) comparison of quarterly adopted revenues allocated for the preceding  
4 quarter contrasted with actual quarterly revenues collected;

5 (e) comparison of year-to-date adopted revenues contrasted with actual  
6 year-to-date revenues collected; and

7 (f) comparison of adopted revenues for the fiscal year contrasted with  
8 actual year-to-date revenues collected plus the remaining projected revenues to be  
9 collected for the remainder of the fiscal year.

10 **Section 18.** A new § 7716(u) is *added* to Chapter 7 of Title 17, Guam Code  
11 Annotated, to read:

12 “(u) Pursuant to its authority under 17 GCA §7116, The Guam  
13 Department of Education *shall* submit a report on the status of its progress to  
14 enter into power purchase agreements to the Speaker of *I Liheslatura* within  
15 thirty (30) days of enactment of this Act.”

16 **Section 19. Temporary Employment of Retired Attorneys.**

17 The Attorney General of Guam may hire retired government attorneys when  
18 a critical need arises. The Attorney General may exercise this hiring authority in the  
19 areas of tax collection and criminal prosecution, provided the authorized budget for  
20 personnel of the Office of the Attorney General is *not* exceeded. Said attorneys *shall*  
21 be hired at a maximum salary of Attorney Level-I, Step 1, and *shall not* receive sick  
22 and annual leave. Notwithstanding § 8121(a), Article 1, Chapter 8, Title 4 GCA,  
23 retirees hired temporarily pursuant to this Section may continue to receive retirement  
24 benefits. Any attorney hired under this Section *shall only* be eligible to enroll in the  
25 Government of Guam Health Insurance Program as an active employee. Such  
26 employment *shall not* close vacancies to qualified applicants. The Attorney General  
27 *shall* report to *I Liheslaturan Guåhan* on July 1, 2019 and again thirty (30) days after

1 the end of the fiscal year, the number of retired attorneys hired pursuant to this  
2 Section, the positions filled, the length of employment, the cost of said hiring, and  
3 the nature of the critical need that was filled.

4 **Section 20. False Claims and Whistleblower Act.** A new Chapter 37 is  
5 hereby *added* to Title 5, Guam Code Annotated, to read:

6 **“CHAPTER 37**

7 **FALSE CLAIMS AND WHISTLEBLOWER ACT**

8 Article 1. False Claims and Whistleblowing.

9 Article 2. Civil Actions for False Claims and Whistleblowing.

10 Article 3. False Claims and Whistleblowing Procedure.

11 Article 4. Civil Investigative Demands.

12 **ARTICLE 1**

13 **FALSE CLAIMS AND WHISTLEBLOWING**

14 § 37101. Definitions.

15 § 37102. Liability for Certain Acts.

16 § 37103. Whistleblower Awards to Individuals Who Report  
17 Underpayments of Taxes Levied Under the Laws of Guam.

18 § 37104. Exemption from Disclosure.

19 § 37105. Severability.

20 **§ 37101. Definitions.**

21 As used in this Chapter, unless the context in which they are used  
22 requires a different meaning, or unless a different definition is prescribed for  
23 a particular provision:

24 (a) the term ‘claim’

25 (1) means any request or demand, whether under a contract or  
26 otherwise, for money or property and whether or not the government of  
27 Guam has title to the money or property, that:

1 (A) is presented to an officer, employee, or agent of the  
2 government of Guam; or

3 (B) is made to a contractor, grantee, or other recipient,  
4 if the money or property is to be spent or used on the government  
5 of Guam's behalf or to advance a government of Guam program  
6 or interest, and if the government of Guam:

7 (i) provides or has provided any portion of the  
8 money or property requested or demanded; or

9 (ii) will reimburse such contractor, grantee, or  
10 other recipient for any portion of the money or property  
11 which is requested or demanded; and

12 (2) does not include requests or demands for money or  
13 property that the government of Guam has paid to an individual as  
14 compensation for employment or as an income subsidy with no  
15 restrictions on that individual's use of the money or property;

16 (b) the terms 'knowing' and 'knowingly'

17 (1) mean that a person, with respect to information:

18 (A) has actual knowledge of the information;

19 (B) acts in deliberate ignorance of the truth or falsity of  
20 the information; or

21 (C) acts in reckless disregard of the truth or falsity of  
22 the information; and

23 (2) require no proof of specific intent to defraud;

24 (c) the term 'material' means having a natural tendency to influence,  
25 or be capable of influencing, the payment or receipt of money or property; and

26 (d) the term 'obligation' means an established duty, whether or not  
27 fixed, arising from an express or implied contractual, grantor-grantee, or

1       licensor-licensee relationship, from a fee-based or similar relationship, from  
2       statute or regulation, or from the retention of any overpayment.

3       **§ 37102.     Liability for Certain Acts.**

4           (a)     Subject to Subsection (b) of this Section, any person who:

5                   (1)     knowingly presents, or causes to be presented, a false or  
6                   fraudulent claim for payment or approval;

7                   (2)     knowingly makes, uses, or causes to be made or used, a  
8                   false record or statement material to a false or fraudulent claim;

9                   (3)     conspires to commit a violation of items (1), (2), (4), (5),  
10                  (6), or (7);

11                  (4)     has possession, custody, or control of property or money  
12                  used, or to be used, by the government of Guam and knowingly  
13                  delivers, or causes to be delivered, less than all of that money or  
14                  property;

15                  (5)     is authorized to make or deliver a document certifying  
16                  receipt of property used, or to be used, by the government of Guam and,  
17                  intending to defraud the government of Guam, makes or delivers the  
18                  receipt without completely knowing that the information on the receipt  
19                  is true;

20                  (6)     knowingly buys, or receives as a pledge of an obligation  
21                  or debt, public property from an officer or employee of the government  
22                  of Guam, who lawfully may not sell or pledge property; or

23                  (7)     knowingly makes, uses, or causes to be made or used, a  
24                  false record or statement material to an obligation to pay or transmit  
25                  money or property to the government of Guam, or knowingly conceals  
26                  or knowingly and improperly avoids or decreases an obligation to pay  
27                  or transmit money or property to the government of Guam, is liable to

1 the government of Guam for a civil penalty of not less than Five  
2 Thousand Dollars (\$5,000) and not more than Ten Thousand Dollars  
3 (\$10,000), plus three (3) times the amount of damages which the  
4 government of Guam sustains because of the act of that person.

5 (b) Reduced Damages. If the court finds that:

6 (1) the person committing the violation of this Section  
7 furnished officials of Guam responsible for investigating false claims  
8 violations with all information known to such person about the  
9 violation within thirty (30) days after the date on which the defendant  
10 first obtained the information;

11 (2) such person fully cooperated with any government of  
12 Guam investigation of such violation; and

13 (3) at the time such person furnished the government of Guam  
14 with the information about the violation, no criminal prosecution, civil  
15 action, or administrative action had commenced under this title with  
16 respect to such violation, and the person did not have actual knowledge  
17 of the existence of an investigation into such violation, the court may  
18 assess not less than two (2) times the amount of damages which the  
19 government sustains because of the act of that person.

20 (c) Costs of Civil Actions. A person violating this Chapter *shall* also  
21 be liable to the government of Guam for the costs of a civil action brought to  
22 recover any such penalty or damages.

23 (d) Jurisdiction. The Unified Judiciary of Guam *shall* have  
24 jurisdiction over such matters cited in this Chapter.

25 **§ 37103. Whistleblower Awards to Individuals Who Report**  
26 **Underpayments of Taxes Levied Under the Laws of Guam.**

1           (a) The Director of Revenue and Taxation, under regulations  
2 prescribed by the Director, is authorized to pay, from the monies appropriated  
3 to the Department of Revenue and Taxation in any fiscal year, such sums as  
4 he deems necessary for:

5                 (1) detecting underpayments of tax levied under the laws  
6 enacted in Guam, or

7                 (2) detecting and bringing to trial and punishment persons  
8 guilty of violating the tax laws enacted in Guam or conniving at the  
9 same, in cases where such expenses are not otherwise provided for by  
10 law. Any amount payable under the preceding sentence *shall* be paid  
11 from the proceeds of amounts collected by reason of the information  
12 provided, and any amount so collected *shall* be available for such  
13 payments.

14           (b) Awards to Whistleblowers.

15                 (1) If the Director proceeds with any administrative or judicial  
16 action described in Subsection (a) based on information brought to the  
17 Director's attention by an individual, such individual *shall*, subject to  
18 Paragraph (2), receive as an award at least fifteen percent (15%), but  
19 not more than thirty percent (30%), of the collected proceeds (including  
20 penalties, interest, additions to tax, and additional amounts) resulting  
21 from the action (including any related actions) or from any settlement  
22 in response to such action. The determination of the amount of such  
23 award by the Tax Enforcement Division of the Department of Revenue  
24 and Taxation *shall* depend upon the extent to which the individual  
25 substantially contributed to such action within the ranges as prescribed  
26 in this Section.

27                 (2) Award in Case of Less Substantial Contribution.

1 (A) In the event the action described in Paragraph (1) is  
2 one which the Tax Enforcement Division determines to be based  
3 principally on disclosures of specific allegations (other than  
4 information provided by the individual described in Paragraph  
5 (1)) resulting from a judicial or administrative hearing, from a  
6 governmental report, hearing, audit, or investigation, or from the  
7 news media, the Tax Enforcement Division may award such  
8 sums as it considers appropriate, but in no case more than ten  
9 percent (10%) of the collected proceeds (including penalties,  
10 interest, additions to tax, and additional amounts) resulting from  
11 the action (including any related actions) or from any settlement  
12 in response to such action, taking into account the significance  
13 of the individual's information and the role of such individual  
14 and any legal representative of such individual in contributing to  
15 such action.

16 (B) Nonapplication of Paragraph Where Individual is  
17 Original Source of Information. Subparagraph (A) *shall not*  
18 apply if the information resulting in the initiation of the action  
19 described in Paragraph (1) was originally provided by the  
20 individual described in Paragraph (1).

21 (3) Reduction in or Denial of Award. If the Tax Enforcement  
22 Division determines that the claim for an award under Paragraph (1) or  
23 (2) is brought by an individual who planned and initiated the actions  
24 that led to the underpayment of tax or actions described in Subsection  
25 (a)(2), then the Tax Enforcement Division may appropriately reduce  
26 such award. If such individual is convicted of criminal conduct arising

1 from the role described in the preceding sentence, the Tax Enforcement  
2 Division *shall* deny any award.

3 (4) Appeal of Award Determination. Any determination  
4 regarding an award under Paragraph (1), (2), or (3) may, within thirty  
5 (30) days of such determination, be appealed to the Unified Judiciary  
6 of Guam (and the Unified Judiciary of Guam *shall* have jurisdiction  
7 with respect to such matter).

8 (5) Application of this Subsection. This Subsection *shall*  
9 apply with respect to any action:

10 (A) against any taxpayer, but in the case of any  
11 individual, only if such individual's gross income exceeds Two  
12 Hundred Thousand Dollars (\$200,000) for any taxable year  
13 subject to such action, and

14 (B) if the tax, penalties, interest, additions to tax, and  
15 additional amounts in dispute exceed Two Million Dollars  
16 (\$2,000,000).

17 (6) Additional rules.

18 (A) No Contract Necessary. No contract with the  
19 Department of Revenue and Taxation is necessary for any  
20 individual to receive an award under this Subsection.

21 (B) Representation. Any individual described in  
22 Paragraph (1) or (2) may be represented by counsel.

23 (C) Submission of Information. No award may be made  
24 under this Subsection based on information submitted to the  
25 Director unless such information is submitted under penalty of  
26 perjury.



(7) If the government of Guam elects not to proceed with the action pursuant to § 37203(c) of this Chapter, the Tax Enforcement Division *shall* award *not less than* thirty percent (30%) of the collected proceeds (including penalties, interest, additions to tax, and additional amounts) resulting from the action (including any related actions) or from any settlement in response to such action. Such person *shall* also receive an amount for reasonable expenses which the court finds to have been necessarily incurred, plus reasonable attorneys' fees and costs. All such expenses, fees, and costs *shall* be awarded against the defendant.

**§ 37104. Exemption from Disclosure.**

Any information furnished pursuant to §§ 37102(b) and 37103 *shall* be exempt from disclosure under Chapter 10 of Title 5, Guam Code Annotated.

**§ 37105. Severability.**

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

**ARTICLE 2**

**CIVIL ACTIONS FOR FALSE CLAIMS AND WHISTLEBLOWING**

§ 37201. Responsibilities of the Attorney General.

§ 37202. Actions by Private Persons.

§ 37203. Right of the Parties to Qui Tam Actions.

§ 37204. Award to Qui Tam Plaintiff.

§ 37205. Certain Actions Barred.

§ 37206. Government of Guam Not Liable for Certain Expenses.

1       § 37207.   Fees and Expenses to Prevailing Defendant.

2       § 37208.   Relief from Retaliatory Actions

3       **§ 37201.   Responsibilities of the Attorney General.**

4           The Attorney General *shall* diligently investigate a violation under §§  
5       37102 and 37103. If the Attorney General finds that a person has violated or  
6       is violating §§ 37102 or 37103, the Attorney General may bring a civil action  
7       under this Section against the person.

8       **§ 37202.   Actions by Private Persons.**

9           (a)   A person may bring a civil action for a violation of §§ 37102 and  
10       37103 for the person and for the government of Guam. The action *shall* be  
11       brought in the name of the government. The action may be dismissed only if  
12       the court and the Attorney General give written consent to the dismissal and  
13       their reasons for consenting.

14          (b)   A copy of the complaint and written disclosure of substantially  
15       all material evidence and information the person possesses *shall* be served on  
16       the government of Guam, to include the Attorney General's Office and the  
17       Tax Commissioner, for violations of § 37103. The complaint *shall* be filed in  
18       camera, *shall* remain under seal for at least sixty (60) days, and *shall not* be  
19       served on the defendant until the court so orders. The government of Guam  
20       may elect to intervene and proceed with the action within sixty (60) days after  
21       it receives both the complaint and the material evidence and information.

22          (c)   The government of Guam may, for good cause shown, move the  
23       court for extensions of the time during which the complaint remains under  
24       seal under Subsection (b). Any such motions may be supported by affidavits  
25       or other submissions in camera. The defendant *shall not* be required to  
26       respond to any complaint filed under this Section until twenty (20) days after  
27       the complaint is unsealed and served upon the defendant.

1 (d) Before the expiration of the sixty (60)-day period or any  
2 extensions obtained under Subsection (b), the government of Guam *shall*:

3 (1) proceed with the action, in which case the action *shall* be  
4 conducted by the government of Guam; or

5 (2) notify the court that it declines to take over the action, in  
6 which case the person bringing the action *shall* have the right to conduct  
7 the action.

8 (e) When a person brings an action under this Subsection, no person  
9 other than the government of Guam may intervene or bring a related action  
10 based on the facts underlying the pending action.

11 **§ 37203. Right of the Parties to Qui Tam Actions.**

12 (a) If the government of Guam proceeds with the action, it *shall* have  
13 the primary responsibility for prosecuting the action, *shall not* be bound by an  
14 act of the person who had brought the action, and any such private party *shall*  
15 withdraw from such action, while receiving compensation as provided under  
16 this Chapter for any contributions made prior to withdrawal from such action.

17 (b) (1) The government of Guam may dismiss the action  
18 notwithstanding the objections of the person initiating the action if the  
19 person has been notified by the government of Guam of the filing of the  
20 motion and the court has provided the person with an opportunity for a  
21 hearing on the motion.

22 (2) The government of Guam may settle the action with the  
23 defendant notwithstanding the objections of the person initiating the  
24 action if the court determines, after a hearing, that the proposed  
25 settlement is fair, adequate, and reasonable under all the circumstances.  
26 Upon a showing of good cause, such hearing may be held in camera. If  
27 any such settlement is achieved, the person initiating the action *shall*

1           have the same rights in such proceedings as such person would have  
2           had pursuant to § 37103 if the action had continued.

3           (c)   If the government of Guam elects not to proceed with the action,  
4           the person who initiated the action *shall* have the right to conduct the action.  
5           If the government of Guam so requests, it *shall* be served with copies of all  
6           pleadings filed in the action and *shall* be supplied with copies of all deposition  
7           transcripts (at the government of Guam's expense). When a person proceeds  
8           with the action, the court, without limiting the status and rights of the person  
9           initiating the action, *shall not* permit the government of Guam to intervene at  
10          a later date.

11          (d)   Whether or not the government of Guam proceeds with the  
12          action, upon a showing by the government of Guam that certain actions of  
13          discovery by the person initiating the action would interfere with the  
14          government of Guam's investigation or prosecution of a criminal or civil  
15          matter arising out of the same facts, the court may stay such discovery for a  
16          period of not more than sixty (60) days. Such a showing *shall* be conducted  
17          in camera. The court may extend the sixty (60)-day period upon a further  
18          showing in camera that the government of Guam has pursued the criminal or  
19          civil investigation or proceedings with reasonable diligence and any proposed  
20          discovery in the civil action will interfere with the ongoing criminal or civil  
21          investigation or proceedings.

22          (e)   Notwithstanding § 37202, the government of Guam may elect to  
23          pursue its claim through any alternate remedy available to the government of  
24          Guam, including any administrative proceeding to determine a civil money  
25          penalty. If any such alternate remedy is pursued in another proceeding, the  
26          person initiating the action *shall* have the same rights in such proceeding as  
27          such person would have had if the action had continued under this Section.

1 Any finding of fact or conclusion of law made in such other proceeding that  
2 has become final *shall* be conclusive on all parties to an action under this  
3 Section. For purposes of the preceding sentence, a finding or conclusion is  
4 final if it has been finally determined on appeal to the appropriate court of  
5 Guam, if all time for filing such an appeal with respect to the finding or  
6 conclusion has expired, or if the finding or conclusion is not subject to judicial  
7 review.

8 **§ 37204. Award to Qui Tam Plaintiff.**

9 (a) Except as otherwise provided under § 37103, if the government  
10 of Guam proceeds with an action brought by a person under § 37202, such  
11 person *shall*, subject to the second sentence of this Subsection, receive at least  
12 fifteen percent (15%), but not more than twenty-five percent (25%), of the  
13 proceeds of the action or settlement of the claim, depending upon the extent  
14 to which the person substantially contributed to the prosecution of the action.  
15 Where the action is one which the court finds to be based primarily on  
16 disclosures of specific information (other than information provided by the  
17 person bringing the action) relating to allegations or transactions in a criminal,  
18 civil, or administrative hearing, in a congressional, administrative, or  
19 government of Guam report, hearing, audit, or investigation, or from the news  
20 media, the court may award such sums as it considers appropriate, but in no  
21 case more than ten percent (10%) of the proceeds, taking into account the  
22 significance of the information and the role of the person bringing the action  
23 in advancing the case to litigation. Any payment to a person under the first or  
24 second sentence of this Subsection *shall* be made from the proceeds. Any such  
25 person *shall* also receive an amount for reasonable expenses which the court  
26 finds to have been necessarily incurred, plus reasonable attorneys' fees and

1 costs. All such expenses, fees, and costs *shall* be awarded against the  
2 defendant.

3 (b) If the government of Guam does not proceed with an action  
4 under this Section, the person bringing the action or settling the claim *shall*  
5 receive an amount which the court decides is reasonable for collecting the  
6 civil penalty and damages. The amount *shall* be not less than twenty-five  
7 percent (25%) and not more than thirty percent (30%) of the proceeds of the  
8 action or settlement and *shall* be paid out of such proceeds. Such person *shall*  
9 also receive an amount for reasonable expenses which the court finds to have  
10 been necessarily incurred, plus reasonable attorneys' fees and costs. All such  
11 expenses, fees, and costs *shall* be awarded against the defendant.

12 (c) Whether or not the government of Guam proceeds with the  
13 action, if the court finds that the action was brought by a person who planned  
14 and initiated the violation of § 37102 upon which the action was brought, then  
15 the court may, to the extent the court considers appropriate, reduce the share  
16 of the proceeds of the action which the person would otherwise receive under  
17 Subsection (a) or (b), taking into account the role of that person in advancing  
18 the case to litigation and any relevant circumstances pertaining to the  
19 violation. If the person bringing the action is convicted of criminal conduct  
20 arising from his or her role in the violation of § 37102, that person *shall* be  
21 dismissed from the civil action and *shall not* receive any share of the proceeds  
22 of the action. Such dismissal *shall not* prejudice the right of the government  
23 of Guam to continue the action, represented by the Attorney General.

24 (d) If the government of Guam does not proceed with the action and  
25 the person bringing the action conducts the action, the court may award to the  
26 defendant its reasonable attorneys' fees and expenses if the defendant prevails  
27 in the action and the court finds that the claim of the person bringing the action

1 was clearly frivolous, clearly vexatious, or brought primarily for purposes of  
2 harassment.

3 (e) Whether or not the government of Guam proceeds with an action  
4 under § 37203(a), all civil penalties and fines awarded by the court, in excess  
5 of the amount awarded by the court as provided in this Chapter to any private  
6 individual(s) who bring a private enforcement action under this law, *shall* be  
7 remitted to the Department of Revenue and Taxation for remittance to the  
8 respective general fund or special fund to which such proceeds would be  
9 credited less any actual expenses incurred by the Office of the Attorney  
10 General pursuant to the investigation or arising from such action, which *shall*  
11 be transferred to the Office of the Attorney General.

12 **§ 37205. Certain Actions Barred.**

13 (a) No court shall have jurisdiction over an action brought by a  
14 former or present member of the armed forces under § 37202 against a  
15 member of the armed forces arising out of such person's service in the armed  
16 forces.

17 (b) In no event may a person bring an action under § 37202 which is  
18 based upon allegations or transactions which are the subject of a civil suit or  
19 an administrative civil money penalty proceeding in which the government of  
20 Guam is already a party.

21 **§ 37206. Government of Guam Not Liable for Certain Expenses.**

22 The government of Guam is not liable for expenses which a person  
23 incurs in bringing an action under this Article.

24 **§ 37207. Fees and Expenses to Prevailing Defendant.**

25 Only in civil actions brought under this Article by the government of  
26 Guam, the following *shall* apply:



1 (a) (1) A court *shall* award to a prevailing party other than the  
2 government of Guam fees and other expenses, in addition to any costs  
3 awarded, incurred by that party in any civil action (other than cases  
4 sounding in tort), including proceedings for judicial review of agency  
5 action, brought by or against the government of Guam in the Unified  
6 Judiciary of Guam, unless the court finds that the position of the  
7 government of Guam was substantially justified or that special  
8 circumstances make an award unjust.

9 (2) A party seeking an award of fees and other expenses *shall*,  
10 within thirty (30) days of final judgment in the action, submit to the  
11 court an application for fees and other expenses which shows that the  
12 party is a prevailing party and is eligible to receive an award under this  
13 Section, and the amount sought, including an itemized statement from  
14 any attorney or expert witness representing or appearing in behalf of  
15 the party stating the actual time expended and the rate at which fees and  
16 other expenses were computed. The party *shall* also allege that the  
17 position of the government of Guam was not substantially justified.  
18 Whether or not the position of the government of Guam was  
19 substantially justified *shall* be determined on the basis of the record  
20 (including the record with respect to the action or failure to act by the  
21 agency upon which the civil action is based) which is made in the civil  
22 action for which fees and other expenses are sought.

23 (3) The court, in its discretion, may reduce the amount to be  
24 awarded pursuant to this Subsection, or deny an award, to the extent  
25 that the prevailing party during the course of the proceedings engaged  
26 in conduct which unduly and unreasonably protracted the final  
27 resolution of the matter in controversy.



1           (4) If, in a civil action brought by the government of Guam  
2 under this Article, the demand by the government of Guam is  
3 substantially in excess of the judgment finally obtained by the  
4 government of Guam and is unreasonable when compared with such  
5 judgment, under the facts and circumstances of the case, the court *shall*  
6 award to the party the fees and other expenses related to defending  
7 against the excessive demand, unless the party has committed a willful  
8 violation of law or otherwise acted in bad faith, or special  
9 circumstances make an award unjust. Fees and expenses awarded under  
10 this Subparagraph *shall* be paid only as a consequence of appropriations  
11 provided in advance.

12       (b) For the purposes of this Section:

13           (1) ‘fees and other expenses’ includes the reasonable expenses  
14 of expert witnesses, the reasonable cost of any study, analysis,  
15 engineering report, test, or project which is found by the court to be  
16 necessary for the preparation of the party’s case, and reasonable  
17 attorney fees (the amount of fees awarded under this Subsection *shall*  
18 be based upon prevailing market rates for the kind and quality of the  
19 services furnished, except that no expert witness shall be compensated  
20 at a rate in excess of the highest rate of compensation for expert  
21 witnesses paid by the Government of Guam);

22           (2) ‘government of Guam’ includes any agency and any  
23 official of the government of Guam acting in his or her official capacity;

24           (3) ‘position of the government of Guam’ means, in addition  
25 to the position taken by the government of Guam in the civil action, the  
26 action or failure to act by the agency upon which the civil action is  
27 based; except that fees and expenses may not be awarded to a party for

1 any portion of the litigation in which the party has unreasonably  
2 protracted the proceedings; and

3 (4) 'final judgment' means a judgment that is final and not  
4 appealable, and includes an order of settlement.

5 (c) Fees and other expenses awarded under this Subsection to a party  
6 *shall* be paid by any agency over which the party prevails from any funds  
7 made available to the agency by appropriation or otherwise.

8 **§ 37208. Relief from Retaliatory Actions.**

9 (a) In General. Any employee, contractor, or agent *shall* be entitled  
10 to all relief necessary to make that employee, contractor, or agent whole, if  
11 that employee, contractor, or agent is discharged, demoted, suspended,  
12 threatened, harassed, or in any other manner discriminated against in the terms  
13 and conditions of employment because of lawful acts done by the employee,  
14 contractor, agent or associated others in furtherance of an action under this  
15 section or other efforts to stop one (1) or more violations of this Chapter.

16 (b) Relief. Relief under Subsection (a) *shall* include reinstatement  
17 with the same seniority status that employee, contractor, or agent would have  
18 had but for the discrimination, two (2) times the amount of back pay, interest  
19 on the back pay, and compensation for any special damages sustained as a  
20 result of the discrimination, including litigation costs and reasonable  
21 attorneys' fees. An action under this Subsection may be brought in the Unified  
22 Judiciary of Guam for the relief provided in this Subsection.

23 (c) Limitation on Bringing Civil Action. A civil action under this  
24 Subsection may not be brought more than three (3) years after the date when  
25 the retaliation occurred.

26 **ARTICLE 3**

27 **FALSE CLAIMS AND WHISTLEBLOWING PROCEDURE**

1       § 37301.     Statute of Limitations for Civil Actions.

2       § 37302.     Clarification or Addition of Detail to Claims in Which the  
3                     Government of Guam Intervenes.

4       § 37303.     Government to Prove Elements of the Cause of Action.

5       **§ 37301.     Statute of Limitations for Civil Actions.**

6             A civil action under Article 2 may not be brought more than ten (10)  
7     years after the date on which the violation is committed.

8       **§ 37302.     Clarification or Addition of Detail to Claims in Which the**  
9     **Government of Guam Intervenes.**

10            If the government of Guam elects to intervene and proceed with an  
11     action brought under § 37202, the government of Guam may file its own  
12     complaint or amend the complaint of a person who has brought an action  
13     under § 37202 to clarify or add detail to the claims in which the government  
14     of Guam is intervening and to add any additional claims with respect to which  
15     the government contends it is entitled to relief. For statute of limitations  
16     purposes, any such government of Guam pleading *shall* relate back to the  
17     filing date of the complaint of the person who originally brought the action,  
18     to the extent that the claim of the government of Guam arises out of the  
19     conduct, transactions, or occurrences set forth, or attempted to be set forth, in  
20     the prior complaint of that person.

21       **§ 37303.     Government to Prove Elements of the Cause of Action.**

22            (a)     In any action brought under Article 2, the government of Guam  
23     *shall* be required to prove all essential elements of the cause of action,  
24     including damages, by a preponderance of the evidence.

25            (b)     Notwithstanding any other provision of law, a final judgment  
26     rendered in favor of the government of Guam in any criminal proceeding  
27     charging fraud or false statements, whether upon a verdict after trial or upon

1 a plea of guilty or nolo contendere, *shall* estop the defendant from denying  
2 the essential elements of the offense in any action which involves the same  
3 transaction as in the criminal proceeding and which is brought under §§ 37201  
4 or 37202.

#### 5 **ARTICLE 4**

#### 6 **CIVIL INVESTIGATIVE DEMANDS**

7 § 37401. In General.

8 § 37402. Protected Material of Information.

9 § 37403. Service; Jurisdiction.

10 § 37404. Service Upon Legal Entities and Natural Persons.

11 § 37405. Proof of Service.

12 § 37406. Documentary Material.

13 § 37407. Interrogatories.

14 § 37408. Oral Examinations.

15 § 37409. Custodians of Documents, Answers, and Transcripts.

16 § 37410. Judicial Proceedings.

17 § 37411. Disclosure Exemption.

18 § 37412. Definitions.

19 **§ 37401. In General.**

20 (a) Issuance and Service. Whenever the Attorney General, or a  
21 designee (for purposes of this Section), has reason to believe that any person  
22 may be in possession, custody, or control of any documentary material or  
23 information relevant to a false claims law investigation, the Attorney General,  
24 or a designee, may, before commencing a civil proceeding under § 37201 or  
25 other false claims law, or making an election under § 37202, issue in writing  
26 and cause to be served upon such person, a civil investigative demand  
27 requiring such person:

1                   (1) to produce such documentary material for inspection and  
2 copying;

3                   (2) to answer in writing written interrogatories with respect to  
4 such documentary material or information;

5                   (3) to give oral testimony concerning such documentary  
6 material or information; or

7                   (4) to furnish any combination of such material, answers, or  
8 testimony.

9           The Attorney General may delegate the authority to issue civil  
10 investigative demands under this Subsection. Whenever a civil investigative  
11 demand is an express demand for any product of discovery, the Attorney  
12 General, the Deputy Attorney General, or an Assistant Attorney General *shall*  
13 cause to be served, in any manner authorized by this Section, a copy of such  
14 demand upon the person from whom the discovery was obtained and *shall*  
15 notify the person to whom such demand is issued of the date on which such  
16 copy was served. Any information obtained by the Attorney General or a  
17 designee of the Attorney General under this Section may be shared with any  
18 qui tam relator if the Attorney General or designee determine it is necessary  
19 as part of any false claims act investigation.

20           (b) Contents and Deadlines.

21                   (1) Each civil investigative demand issued under Subsection  
22 (a) *shall* state the nature of the conduct constituting the alleged violation  
23 of a false claims law which is under investigation, and the applicable  
24 provision of law alleged to be violated.

25                   (2) If such demand is for the production of documentary  
26 material, the demand *shall*:

1 (A) describe each class of documentary material to be  
2 produced with such definiteness and certainty as to permit such  
3 material to be fairly identified;

4 (B) prescribe a return date for each such class which  
5 will provide a reasonable period of time within which the  
6 material so demanded may be assembled and made available for  
7 inspection and copying; and

8 (C) identify the false claims law investigator to whom  
9 such material *shall* be made available.

10 (3) If such demand is for answers to written interrogatories,  
11 the demand *shall*:

12 (A) set forth with specificity the written interrogatories  
13 to be answered;

14 (B) prescribe dates at which time answers to written  
15 interrogatories *shall* be submitted; and

16 (C) identify the false claims law investigator to whom  
17 such answers *shall* be submitted.

18 (4) If such demand is for the giving of oral testimony, the  
19 demand *shall*:

20 (A) prescribe a date, time, and place at which oral  
21 testimony *shall* be commenced;

22 (B) identify a false claims law investigator who *shall*  
23 conduct the examination, and the custodian to whom the  
24 transcript of such examination *shall* be submitted;

25 (C) specify that such attendance and testimony are  
26 necessary to the conduct of the investigation;

1 (D) notify the person receiving the demand of the right  
2 to be accompanied by an attorney and any other representative;  
3 and

4 (E) describe the general purpose for which the demand  
5 is being issued and the general nature of the testimony, including  
6 the primary areas of inquiry, which will be taken pursuant to the  
7 demand.

8 (5) Any civil investigative demand issued under this Section  
9 which is an express demand for any product of discovery *shall not* be  
10 returned or returnable until twenty (20) days after a copy of such  
11 demand has been served upon the person from whom the discovery was  
12 obtained.

13 (6) The date prescribed for the commencement of oral  
14 testimony pursuant to a civil investigative demand issued under this  
15 Section *shall* be a date which is not less than seven (7) days after the  
16 date on which demand is received, unless the Attorney General or an  
17 Assistant Attorney General designated by the Attorney General  
18 determines that exceptional circumstances are present which warrant  
19 the commencement of such testimony within a lesser period of time.

20 (7) The Attorney General *shall not* authorize the issuance  
21 under this Section of more than one (1) civil investigative demand for  
22 oral testimony by the same person unless the person requests otherwise  
23 or unless the Attorney General, after investigation, notifies that person  
24 in writing that an additional demand for oral testimony is necessary.

25 **§ 37402. Protected Material of Information.**

26 (a) In General. A civil investigative demand issued under § 37401  
27 may not require the production of any documentary material, the submission

1 of any answers to written interrogatories, or the giving of any oral testimony  
2 if such material, answers, or testimony would be protected from disclosure  
3 under:

4 (1) the standards applicable to subpoenas or subpoenas *duces*  
5 *tecum* issued by a court of the Unified Judiciary of Guam to aid in a  
6 grand jury investigation; or

7 (2) the standards applicable to discovery requests under Guam  
8 law, to the extent that the application of such standards to any such  
9 demand is appropriate and consistent with the provisions and purposes  
10 of this Article.

11 (b) Effect on Other Orders, Rules, and Laws. Any such demand  
12 which is an express demand for any product of discovery supersedes any  
13 inconsistent order, rule, or provision of law (other than this Section)  
14 preventing or restraining disclosure of such product of discovery to any  
15 person. Disclosure of any product of discovery pursuant to any such express  
16 demand does not constitute a waiver of any right or privilege which the person  
17 making such disclosure may be entitled to invoke to resist discovery of trial  
18 preparation materials.

19 **§ 37403. Service; Jurisdiction.**

20 Any civil investigative demand issued under § 37401 may be served by  
21 a false claims law investigator, or by a law enforcement officer of the  
22 government of Guam, at any place within the territorial jurisdiction of the  
23 Unified Judiciary of Guam.

24 **§ 37404. Service Upon Legal Entities and Natural Persons.**

25 (a) Legal Entities. Service of any civil investigative demand issued  
26 under § 37401 or of any petition filed under § 37410 may be made upon a  
27 partnership, corporation, association, or other legal entity by:



1 (1) delivering an executed copy of such demand or petition to  
2 any partner, executive officer, managing agent, or general agent of the  
3 partnership, corporation, association, or entity, or to any agent  
4 authorized by appointment or by law to receive service of process on  
5 behalf of such partnership, corporation, association, or entity;

6 (2) delivering an executed copy of such demand or petition to  
7 the principal office or place of business of the partnership, corporation,  
8 association, or entity; or

9 (3) depositing an executed copy of such demand or petition in  
10 the United States mails by registered or certified mail, with a return  
11 receipt requested, addressed to such partnership, corporation,  
12 association, or entity at its principal office or place of business.

13 (b) Natural Persons. Service of any such demand or petition may be  
14 made upon any natural person by:

15 (1) delivering an executed copy of such demand or petition to  
16 the person; or

17 (2) depositing an executed copy of such demand or petition in  
18 the United States mails by registered or certified mail, with a return  
19 receipt requested, addressed to the person at the person's residence or  
20 principal office or place of business.

21 **§ 37405. Proof of Service.**

22 A verified return by the individual serving any civil investigative  
23 demand issued under § 37401 or any petition filed under § 37410 setting forth  
24 the manner of such service *shall* be proof of such service. In the case of service  
25 by registered or certified mail, such return *shall* be accompanied by the return  
26 post office receipt of delivery of such demand.

27 **§ 37406. Documentary Material.**

1 (a) Sworn Certificates. The production of documentary material in  
2 response to a civil investigative demand served under this Section *shall* be  
3 made under a sworn certificate, in such form as the demand designates, by:

4 (1) in the case of a natural person, the person to whom the  
5 demand is directed; or

6 (2) in the case of a person other than a natural person, a person  
7 having knowledge of the facts and circumstances relating to such  
8 production and authorized to act on behalf of such person.

9 The certificate *shall* state that all of the documentary material required  
10 by the demand and in the possession, custody, or control of the person to  
11 whom the demand is directed has been produced and made available to the  
12 false claims law investigator identified in the demand.

13 (b) Production of Materials. Any person upon whom any civil  
14 investigative demand for the production of documentary material has been  
15 served under this Section *shall* make such material available for inspection  
16 and copying to the false claims law investigator identified in such demand at  
17 the principal place of business of such person, or at such other place as the  
18 false claims law investigator and the person thereafter may agree and  
19 prescribe in writing, or as the court may direct under § 37410(a). Such  
20 material *shall* be made so available on the return date specified in such  
21 demand, or on such later date as the false claims law investigator may  
22 prescribe in writing. Such person may, upon written agreement between the  
23 person and the false claims law investigator, substitute copies for originals of  
24 all or any part of such material.

25 **§ 37407. Interrogatories.**

26 Each interrogatory in a civil investigative demand served under this  
27 Section *shall* be answered separately and fully in writing under oath, and *shall*

1 be submitted under a sworn certificate, in such form as the demand designates,  
2 by:

3 (a) in the case of a natural person, the person to whom the demand  
4 is directed; or

5 (b) in the case of a person other than a natural person, the person or  
6 persons responsible for answering each interrogatory.

7 If any interrogatory is objected to, the reasons for the objection *shall* be stated  
8 in the certificate instead of an answer. The certificate *shall* state that all  
9 information required by the demand and in the possession, custody, control,  
10 or knowledge of the person to whom the demand is directed has been  
11 submitted. To the extent that any information is not furnished, the information  
12 *shall* be identified and reasons set forth with particularity regarding the  
13 reasons why the information was not furnished.

14 **§ 37408. Oral Examinations.**

15 (a) Procedures. The examination of any person pursuant to a civil  
16 investigative demand for oral testimony served under this Section *shall* be  
17 taken before an officer authorized to administer oaths and affirmations by the  
18 laws of Guam. The officer before whom the testimony is to be taken *shall* put  
19 the witness on oath or affirmation and *shall*, personally or by someone acting  
20 under the direction of the officer and in the officer's presence, record the  
21 testimony of the witness. The testimony *shall* be taken stenographically and  
22 *shall* be transcribed. When the testimony is fully transcribed, the officer  
23 before whom the testimony is taken *shall* promptly transmit a copy of the  
24 transcript of the testimony to the custodian. This Subsection *shall not* preclude  
25 the taking of testimony by any means authorized by, and in a manner  
26 consistent with, the laws of Guam.

1           (b)   Persons Present. The false claims law investigator conducting the  
2 examination *shall* exclude from the place where the examination is held all  
3 persons except the person giving the testimony, the attorney for and any other  
4 representative of the person giving the testimony, the attorney for the  
5 government, any person who may be agreed upon by the attorney for the  
6 government and the person giving the testimony, the officer before whom the  
7 testimony is to be taken, and any stenographer taking such testimony.

8           (c)   Transcript of Testimony. When the testimony is fully  
9 transcribed, the false claims law investigator or the officer before whom the  
10 testimony is taken *shall* afford the witness, who may be accompanied by  
11 counsel, a reasonable opportunity to examine and read the transcript, unless  
12 such examination and reading are waived by the witness. Any changes in form  
13 or substance which the witness desires to make *shall* be entered and identified  
14 upon the transcript by the officer or the false claims law investigator, with a  
15 statement of the reasons given by the witness for making such changes. The  
16 transcript *shall* then be signed by the witness, unless the witness in writing  
17 waives the signing, is ill, cannot be found, or refuses to sign. If the transcript  
18 is not signed by the witness within thirty (30) days after being afforded a  
19 reasonable opportunity to examine it, the officer or the false claims law  
20 investigator *shall* sign it and state on the record the fact of the waiver, illness,  
21 absence of the witness, or the refusal to sign, together with the reasons, if any,  
22 given therefor.

23           (d)   Certification and Delivery to Custodian. The officer before  
24 whom the testimony is taken *shall* certify on the transcript that the witness  
25 was sworn by the officer and that the transcript is a true record of the  
26 testimony given by the witness, and the officer or false claims law investigator

1       *shall* promptly deliver the transcript, or send the transcript by registered or  
2       certified mail, to the custodian.

3           (e)   Furnishing or Inspection of Transcript by Witness. Upon  
4       payment of reasonable charges therefor, the false claims law investigator *shall*  
5       furnish a copy of the transcript to the witness only, except that the Attorney  
6       General, the Deputy Attorney General, or an Assistant Attorney General may,  
7       for good cause, limit such witness to inspection of the official transcript of the  
8       witness' testimony.

9           (f)   Conduct of Oral Testimony.

10          (1)   Any person compelled to appear for oral testimony under  
11       a civil investigative demand issued under § 37401 may be  
12       accompanied, represented, and advised by counsel. Counsel may advise  
13       such person, in confidence, with respect to any question asked of such  
14       person. Such person or counsel may object on the record to any  
15       question, in whole or in part, and *shall* briefly state for the record the  
16       reason for the objection. An objection may be made, received, and  
17       entered upon the record when it is claimed that such person is entitled  
18       to refuse to answer the question on the grounds of any constitutional or  
19       other legal right or privilege, including the privilege against self-  
20       incrimination. Such person may not otherwise object to or refuse to  
21       answer any question, and may not directly or through counsel otherwise  
22       interrupt the oral examination. If such person refuses to answer any  
23       question, a petition may be filed in the Unified Judiciary of Guam under  
24       § 37410(a) for an order compelling such person to answer such  
25       question.

1           (2) If such person refuses to answer any question on the  
2 grounds of the privilege against self-incrimination, the testimony of  
3 such person may be compelled, in a manner consistent with Guam law.

4           (g) Witness Fees and Allowances. Any person appearing for oral  
5 testimony under a civil investigative demand issued under § 37401 *shall* be  
6 entitled to the same fees and allowances which are paid to witnesses in the  
7 Unified Judiciary of Guam.

8       **§ 37409. Custodians of Documents, Answers, and Transcripts.**

9           (a) Designation. The Attorney General *shall* designate a false claims  
10 law investigator to serve as custodian of documentary material, answers to  
11 interrogatories, and transcripts of oral testimony received under this Section,  
12 and *shall* designate such additional false claims law investigators as the  
13 Attorney General determines from time to time to be necessary to serve as  
14 deputies to the custodian.

15          (b) Responsibility for Materials; Disclosure.

16           (1) A false claims law investigator who receives any  
17 documentary material, answers to interrogatories, or transcripts of oral  
18 testimony under this Section *shall* transmit them to the custodian. The  
19 custodian *shall* take physical possession of such material, answers, or  
20 transcripts and *shall* be responsible for the use made of them and for  
21 the return of documentary material under Subsection (d).

22           (2) The custodian may cause the preparation of such copies of  
23 such documentary material, answers to interrogatories, or transcripts of  
24 oral testimony as may be required for official use by any false claims  
25 law investigator, or other officer or employee of the Office of the  
26 Attorney General. Such material, answers, and transcripts may be used  
27 by any such authorized false claims law investigator or other officer or

1 employee in connection with the taking of oral testimony under this  
2 Section.

3 (3) Except as otherwise provided in this Subsection, no  
4 documentary material, answers to interrogatories, or transcripts of oral  
5 testimony, or copies thereof, while in the possession of the custodian,  
6 shall be available for examination by any individual other than a false  
7 claims law investigator or other officer or employee of the Office of the  
8 Attorney General authorized under Item (2). The prohibition in the  
9 preceding sentence on the availability of material, answers, or  
10 transcripts *shall not* apply if consent is given by the person who  
11 produced such material, answers, or transcripts, or, in the case of any  
12 product of discovery produced pursuant to an express demand for such  
13 material, consent is given by the person from whom the discovery was  
14 obtained. Nothing in this Subparagraph is intended to prevent  
15 disclosure to *I Liheslaturan Guåhan*, including any committee or  
16 subcommittee of *I Liheslaturan Guåhan*, or to any other agency of the  
17 government of Guam for use by such agency in furtherance of its  
18 statutory responsibilities.

19 (4) While in the possession of the custodian and under such  
20 reasonable terms and conditions as the Attorney General *shall*  
21 prescribe:

22 (A) documentary material and answers to  
23 interrogatories *shall* be available for examination by the person  
24 who produced such material or answers, or by a representative of  
25 that person authorized by that person to examine such material  
26 and answers; and



1 (B) transcripts of oral testimony *shall* be available for  
2 examination by the person who produced such testimony, or by  
3 a representative of that person authorized by that person to  
4 examine such transcripts.

5 (c) Use of Material, Answers, or Transcripts in Other Proceedings.  
6 Whenever any attorney of the Office of the Attorney General has been  
7 designated to appear before any court, grand jury, or agency in any case or  
8 proceeding, the custodian of any documentary material, answers to  
9 interrogatories, or transcripts of oral testimony received under this Section  
10 may deliver to such attorney such material, answers, or transcripts for official  
11 use in connection with any such case or proceeding as such attorney  
12 determines to be required. Upon the completion of any such case or  
13 proceeding, such attorney *shall* return to the custodian any such material,  
14 answers, or transcripts so delivered which have not passed into the control of  
15 such court, grand jury, or agency through introduction into the record of such  
16 case or proceeding.

17 (d) Conditions for Return of Material. If any documentary material  
18 has been produced by any person in the course of any false claims law  
19 investigation pursuant to a civil investigative demand under this Section, and

20 (1) any case or proceeding before the court or grand jury  
21 arising out of such investigation, or any proceeding before any federal  
22 agency involving such material, has been completed, or

23 (2) no case or proceeding in which such material may be used  
24 has been commenced within a reasonable time after completion of the  
25 examination and analysis of all documentary material and other  
26 information assembled in the course of such investigation, the  
27 custodian *shall*, upon written request of the person who produced such



1 material, return to such person any such material (other than copies  
2 furnished to the false claims law investigator under § 37408(b) or made  
3 for the Office of the Attorney General under Subsection (b)(2) which  
4 has not passed into the control of any court, grand jury, or agency  
5 through introduction into the record of such case or proceeding.

6 (e) Appointment of Successor Custodians. In the event of the death,  
7 disability, or separation from service in the Office of the Attorney General of  
8 the custodian of any documentary material, answers to interrogatories, or  
9 transcripts of oral testimony produced pursuant to a civil investigative demand  
10 under this Section, or in the event of the official relief of such custodian from  
11 responsibility for the custody and control of such material, answers, or  
12 transcripts, the Attorney General *shall* promptly:

13 (1) designate another false claims law investigator to serve as  
14 custodian of such material, answers, or transcripts; and

15 (2) transmit in writing to the person who produced such  
16 material, answers, or testimony notice of the identity and address of the  
17 successor so designated.

18 Any person who is designated to be a successor under this Paragraph *shall*  
19 have, with regard to such material, answers, or transcripts, the same duties and  
20 responsibilities as were imposed by this Section upon that person's  
21 predecessor in office, except that the successor *shall not* be held responsible  
22 for any default or dereliction which occurred before that designation.

23 **§ 37410. Judicial Proceedings.**

24 (a) Petition for Enforcement. Whenever any person fails to comply  
25 with any civil investigative demand issued under § 37401, or whenever  
26 satisfactory copying or reproduction of any material requested in such demand  
27 cannot be done and such person refuses to surrender such material, the

1 Attorney General may file, in the Unified Judiciary of Guam, and serve upon  
2 such person a petition for an order of such court for the enforcement of the  
3 civil investigative demand.

4 (b) Petition to Modify or Set Aside Demand.

5 (1) Any person who has received a civil investigative demand  
6 issued under § 37401 may file, in the Unified Judiciary of Guam, is  
7 found, or transacts business, and serve upon the false claims law  
8 investigator identified in such demand a petition for an order of the  
9 court to modify or set aside such demand. In the case of a petition  
10 addressed to an express demand for any product of discovery, a petition  
11 to modify or set aside such demand may be brought only in the Unified  
12 Judiciary of Guam. Any petition under this item must be filed:

13 (A) within twenty (20) days after the date of service of  
14 the civil investigative demand, or at any time before the return  
15 date specified in the demand, whichever date is earlier; or

16 (B) within such longer period as may be prescribed in  
17 writing by any false claims law investigator identified in the  
18 demand.

19 (2) The petition *shall* specify each ground upon which the  
20 petitioner relies in seeking relief under Item (1), and may be based upon  
21 any failure of the demand to comply with the provisions of this Section  
22 or upon any constitutional or other legal right or privilege of such  
23 person. During the pendency of the petition in the court, the court may  
24 stay, as it deems proper, the running of the time allowed for compliance  
25 with the demand, in whole or in part, except that the person filing the  
26 petition *shall* comply with any portions of the demand not sought to be  
27 modified or set aside.

1           (c) Petition to Modify or Set Aside Demand for Product of  
2       Discovery.

3           (1) In the case of any civil investigative demand issued under  
4       § 37401, which is an express demand for any product of discovery, the  
5       person from whom such discovery was obtained may file, in the Unified  
6       Judiciary of Guam, and serve upon any false claims law investigator  
7       identified in the demand and upon the recipient of the demand, a  
8       petition for an order of such court to modify or set aside those portions  
9       of the demand requiring production of any such product of discovery.  
10      Any petition under this Subparagraph must be filed:

11           (A) within twenty (20) days after the date of service of  
12      the civil investigative demand, or at any time before the return  
13      date specified in the demand, whichever date is earlier; or

14           (B) within such longer period as may be prescribed in  
15      writing by any false claims law investigator identified in the  
16      demand.

17           (2) The petition *shall* specify each ground upon which the  
18      petitioner relies in seeking relief under Item (1), and may be based upon  
19      any failure of the portions of the demand from which relief is sought to  
20      comply with the provisions of this Section, or upon any constitutional  
21      or other legal right or privilege of the petitioner. During the pendency  
22      of the petition, the court may stay, as it deems proper, compliance with  
23      the demand and the running of the time allowed for compliance with  
24      the demand.

25           (d) Petition to Require Performance by Custodian of Duties. At any  
26      time during which any custodian is in custody or control of any documentary  
27      material or answers to interrogatories produced, or transcripts of oral

1 testimony given, by any person in compliance with any civil investigative  
2 demand issued under § 37401, such person, and in the case of an express  
3 demand for any product of discovery, the person from whom such discovery  
4 was obtained, may file, in the Unified Judiciary of Guam, and serve upon such  
5 custodian, a petition for an order of such court to require the performance by  
6 the custodian of any duty imposed upon the custodian by this Section.

7 (e) Jurisdiction. Whenever any petition is filed in the Unified  
8 Judiciary of Guam under this Section, such court *shall* have jurisdiction to  
9 hear and determine the matter so presented, and to enter such order or orders  
10 as may be required to carry out the provisions of this Section. Any final order  
11 so entered *shall* be subject to appeal to the Supreme Court of Guam. Any  
12 disobedience of any final order entered under this Section by any court *shall*  
13 be punished as a contempt of the court.

14 (f) Applicability of Federal Rules of Civil Procedure. The Guam  
15 Rules of Civil Procedure *shall* apply to any petition under this Subsection, to  
16 the extent that such rules are not inconsistent with the provisions of this  
17 Section.

18 **§ 37411. Disclosure Exemption.**

19 Any documentary material, answers to written interrogatories, or oral  
20 testimony provided under any civil investigative demand issued under §  
21 37401 *shall* be exempt from disclosure under Chapter 10 of Title 5, Guam  
22 Code Annotated.

23 **§ 37412. Definitions.**

24 For purposes of this Article:

- 25 (a) the term ‘false claims law’ means this Chapter;  
26 (b) the term ‘false claims law investigation’ means any inquiry  
27 conducted by any false claims law investigator for the purpose of ascertaining

1 whether any person is or has been engaged in any violation of the false claims  
2 law;

3 (c) the term 'false claims law investigator' means any attorney or  
4 investigator employed by the Office of the Attorney General who is charged  
5 with the duty of enforcing or carrying into effect any false claims law, or any  
6 officer or employee of the government of Guam acting under the direction and  
7 supervision of such attorney or investigator in connection with a false claims  
8 law investigation;

9 (d) the term 'person' means any natural person, partnership,  
10 corporation, association, or other legal entity, including any state or political  
11 subdivision of a state;

12 (e) the term 'documentary material' includes the original or any  
13 copy of any book, record, report, memorandum, paper, communication,  
14 tabulation, chart, or other document, or data compilations stored in or  
15 accessible through computer or other information retrieval systems, together  
16 with instructions and all other materials necessary to use or interpret such data  
17 compilations, and any product of discovery;

18 (f) the term 'custodian' means the custodian, or any deputy  
19 custodian, designated by the Attorney General under § 37409(a);

20 (g) the term 'product of discovery' includes:

21 (1) the original or duplicate of any deposition, interrogatory,  
22 document, thing, result of the inspection of land or other property,  
23 examination, or admission, which is obtained by any method of  
24 discovery in any judicial or administrative proceeding of an adversarial  
25 nature;

26 (2) any digest, analysis, selection, compilation, or derivation  
27 of any item listed in Item (1); and

1                   (3) any index or other manner of access to any item listed in  
2                   Item (1); and

3                   (h) the term ‘official use’ means any use that is consistent with the  
4                   law, and the regulations and policies of the Office of the Attorney General,  
5                   including use in connection with internal Office of the Attorney General  
6                   memoranda and reports; communications between the Office of the Attorney  
7                   General and a government of Guam agency, or a contractor of a government  
8                   of Guam agency, undertaken in furtherance of an Office of the Attorney  
9                   General investigation or prosecution of a case; interviews of any qui tam  
10                  relator or other witness; oral examinations; depositions; preparation for and  
11                  response to civil discovery requests; introduction into the record of a case or  
12                  proceeding; applications, motions, memoranda and briefs submitted to a court  
13                  or other tribunal; and communications with government investigators,  
14                  auditors, consultants and experts, the counsel of other parties, arbitrators and  
15                  mediators, concerning an investigation, case or proceeding.”

16                  **Section 21.** § 50104 of Title 11, Guam Code Annotated, is hereby *amended*  
17                  to read:

18                  **“§ 50104. Revenues Reserved for Income Tax Refunds, Earned Income**  
19                  **Tax Credits and Child Tax Credits.**

20                  In accordance with the formula provided for in § 50103 of this Chapter,  
21                  the Director of Administration *shall*, as a ministerial duty, set aside all money  
22                  reserved for income tax refunds, and *shall* set aside earned income tax credits  
23                  and child tax credits from income tax receipts.”

24                  **Section 22.** The unexpended balance of the Fiscal Year 2018 appropriation  
25                  to the Guam Historic Resources Division of the Department of Parks and Recreation  
26                  from the Guam Visitors Bureau Cultural and Sports Ambassadors Fund *shall not*  
27                  lapse and *shall* continue to be available until fully expended.





1 personnel may be renewed to reflect the new grant year and job order pursuant to  
2 the agreement between the Division of Senior Citizens, DPHSS, and the MCOG.

3 **Section 2. Government-Funded Travel Prohibited.** Funds appropriated  
4 by this Act *shall not* be expended for off-island travel or per diem expenses by  
5 government employees and officials, *except* for:

6 (a) travel that is federally-funded;

7 (b) travel that is specifically required to administer or secure federal  
8 grants;

9 (c) travel to promote tourism on Guam; provided, that such travel is  
10 paid for by the Tourist Attraction Fund and is restricted to the GVB General  
11 Manager or his designee, and appropriate GVB staff and cultural performers  
12 as are identified by the Board of Directors as necessary to accomplish the goal  
13 of the travel;

14 (d) travel by law enforcement personnel conducting an official  
15 investigation and law enforcement personnel providing escort services for  
16 criminal suspects, detainees, and convicted felons being returned to Guam for  
17 judicial proceedings or being transferred to off-island correctional facilities;

18 (e) travel by medical personnel providing escort services for patients  
19 requiring off-island medical treatment and other escorts as specifically  
20 authorized by the Department of Public Health and Social Services pursuant  
21 to Guam law;

22 (f) travel necessary for the enforcement of court orders;

23 (g) travel under the Residential Treatment Fund; or

24 (h) travel required for witnesses testifying on behalf of, and  
25 government attorneys representing the government or the people of Guam in  
26 a criminal or civil case.



1 (i) travel to attend conferences and official meetings with national  
2 and regional government officials or national and regional organizations of  
3 which the entity is an official member.

4 **Section 3. Salary Increments Freeze.** Notwithstanding any other  
5 provision of law, rule or regulation, there *shall* be a freeze on all salary increments,  
6 promotions, reclassifications, merit bonuses, and any other upward pay adjustment,  
7 which *shall* take effect October 1, 2018 and *shall* remain in effect through September  
8 30, 2019; and *shall* be applicable to all positions in the Executive, Legislative, and  
9 Judicial branches, to include all government of Guam departments and agencies,  
10 public corporation, bureaus, instrumentalities, entities, and sub-entities. Upon the  
11 lifting of such salary increments and merit bonus freeze, the payment of increments  
12 or merit bonuses *shall not* be retroactively applied and *shall only* be prospectively  
13 paid.

14 **Section 4. Funding of Unclassified Deputy Director and Similar Positions**  
15 **Prohibited.** Notwithstanding any other provision of law, rule, regulation, pay scale,  
16 or otherwise, beginning on January 7, 2019, Executive Branch departments and  
17 agencies receiving appropriations in Part IV of Chapter II, Parts II, III and IV of  
18 Chapter III, Chapter V, and Chapter X of this Act *shall not* be authorized to expend  
19 any government funds for the purposes of employing unclassified positions with the  
20 titles of Deputy Director, Deputy Administrator, Deputy General Manager, Assistant  
21 General Manager, Deputy Executive Manager, Vice President, and Deputy Executive  
22 Director.

23 **Section 5. Wireless Communications Restrictions.**

24 (a) No government of Guam funds, regardless of source and including  
25 funds expended by autonomous agencies, shall be expended for the use of cellular  
26 telephones, cellular telephone services, and other wireless telephone services, *unless*  
27 the government of Guam will be reimbursed from federal funds or other grants. This

1 Section *shall not* apply to *I Maga 'låhen Guåhan; I Segundu na Maga 'låhen Guåhan;*  
2 the Speaker of *I Liheslaturan Guåhan;* the Chief Justice of the Supreme Court of  
3 Guam; the Presiding Judge of the Superior Court of Guam; official use of the Crisis  
4 Hotline Program of the Guam Behavioral Health and Wellness Center; law  
5 enforcement officials; on-call attorneys of the Office of the Attorney General and  
6 the Office of the Public Defender Service Corporation; on-call health professionals  
7 of the Guam Memorial Hospital Authority, the Guam Behavioral Health and  
8 Wellness Center, and the Department of Public Health and Social Services; village  
9 Mayors and Vice Mayors; Guam Fire Department and EMS officials; on-call  
10 emergency management personnel; the Chief Medical Examiner; and the Guam  
11 Election Commission. The restrictions in this Section *shall not* apply to wireless  
12 internet services, stationary (non-mobile) wireless telephone, and wireless voice  
13 over internet protocol (VOiP) services.

14 (b) No appointing authority, manager, supervisor, or public officer in any  
15 branch of the government of Guam shall require or exert undue influence on any  
16 classified or unclassified employee of any branch of the government of Guam to  
17 maintain or utilize for employment-related duties, at such employee's personal  
18 expense, any form of wireless and/or internet communications, phone, tablet, or  
19 desktop or laptop computer. Nothing herein, *however*, shall be construed to prevent  
20 an employer from calling an employee at a wireless phone/radio if the employee  
21 designates such wireless phone/radio as a personal contact number. Nothing herein  
22 shall be construed as to prevent an employee, voluntarily and on his own accord,  
23 from using personal funds or resources for wireless telephone services. An employee  
24 in violation of this Subsection (b) is subject to a fine *not to exceed* Fifty Dollars  
25 (\$50.00) for the first violation, and One Hundred Dollars (\$100.00) for subsequent  
26 violations.

1       **Section 6. Certification Pay Differential Suspended.** Notwithstanding  
2 any other provision of law, rule, or regulation, the Certification Pay Differential  
3 authorized pursuant to § 6235, Article 2, Chapter 6, Title 4 GCA *shall* be suspended,  
4 and *shall* take effect October 1, 2018 and *shall* remain in effect through September  
5 30, 2019. Upon the lifting of certification pay differential suspension, the payment  
6 of certification pay differential *shall not* be retroactively applied and *shall only* be  
7 prospectively paid.

8       **Section 7. Executive Branch Limitation on Expenditures.** Except for  
9 Section 1(a), (g), and (h) of Chapter V, notwithstanding the appropriations in  
10 Chapters II, III, V, VII, IX, and X of this Act, *only* twenty-five percent (25%) of  
11 such appropriations *shall* be expended during the first quarter of Fiscal Year 2019,  
12 with the *exception* of appropriations under Object Category 230 for continuing  
13 contractual obligations.

14       **Section 8. Suspension of Renewals or Extensions of Qualifying**  
15 **Certificates.** Notwithstanding any other provision of law, rule, or regulation, there  
16 *shall* be a suspension of all renewals and/or extensions of Qualifying Certificates.  
17 The Guam Economic Development Authority *shall not* issue, approve, or grant any  
18 renewals or extensions of any Qualifying Certificates. Nothing herein shall affect  
19 the consideration of new first-time applications for a Qualifying Certificate that are  
20 duly submitted pursuant to applicable Guam laws and regulations. Notwithstanding  
21 any other provision of law, rule, or regulation, any new first-time applications for  
22 Qualifying Certificates *shall* first be approved by *I Liheslaturan Guåhan* prior to the  
23 approval by *I Maga'låhen Guåhan*.

24       **Section 9. Restriction on the Home Use of Government of Guam**  
25 **Vehicles.** *Except* as expressly permitted by § 1103(c), Chapter 1, Title 4 GCA, or  
26 any other law, no government of Guam owned, leased, or rented vehicles may be

- 1 driven home by an employee *unless* such employee is on call as an emergency first
- 2 responder.



1       **Section 5. Facilities Insurance Requirements.** Every department and  
2 agency of the government of Guam through the Department of Administration *shall*  
3 *only* expend such sums as necessary from the department's or agency's  
4 appropriations for operations contained in this Act for insurance of government-  
5 owned facilities built or repaired with FEMA grant funds where such insurance is  
6 required by FEMA.

7       **Section 6. Reporting Requirements for Non-Profit Organizations.** All  
8 non-profit organizations that receive funds pursuant to this Act *shall* maintain  
9 financial records that accurately account for said funds and *shall* provide a budgetary  
10 breakdown by object category to the department or agency that oversees the  
11 appropriation. The non-profit organization *shall* be provided a copy of this Section  
12 by the department or agency overseeing such appropriation, but this duty *shall not*  
13 prevent any non-profit organization from carrying out its responsibilities under this  
14 Section. The non-profit organization *shall* also provide to said department:

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

18           (b) notification of all procurement of equipment and services of  
19 Twenty-five Thousand Dollars (\$25,000) or more prior to awarding the  
20 contract therefore;

21           (c) access to the overseeing department's or agency's duly  
22 authorized representative and government of Guam auditors to appropriate  
23 records for the purpose of audit and examination of books, documents, papers,  
24 and records of funds expended under the appropriation;

25           (d) submission of a detailed inventory listing of each year's  
26 purchases, as certified by its certifying officer; and

1 (e) a final report to the overseeing department or agency for  
2 submission to *I Liheslaturan Guåhan* containing a full disclosure of all  
3 expenditures of funds appropriated by this Act *no later than* November 15,  
4 2019, and the overseeing department or agency *shall* post the same on its  
5 website.

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

10 **Section 7. Fund Reversions.** Unless otherwise specified in this Act:

11 (a) General Fund Reversion. All unexpended or unencumbered  
12 appropriations made from the General Fund by a GG1, purchase order, or contract  
13 pursuant to this Act *shall* revert to the General Fund on the last day of Fiscal Year  
14 2019.

15 (b) Tourist Attraction Fund Reversion. All unexpended or unencumbered  
16 appropriations made from the Tourist Attraction Fund by a GG1, purchase order, or  
17 contract pursuant to this Act *shall* revert to the Tourist Attraction Fund on the last  
18 day of Fiscal Year 2019.

19 (c) Healthy Futures Fund Reversion. All unexpended or unencumbered  
20 appropriations made from the Healthy Futures Fund by a GG1, purchase order, or  
21 contract pursuant to this Act *shall* revert to the Healthy Futures Fund on the last day  
22 of Fiscal Year 2019.

23 (d) Territorial Educational Facilities Fund Reversion. All unexpended or  
24 unencumbered appropriations made from the Territorial Educational Facilities Fund  
25 by a GG1, purchase order, or contract pursuant to this Act *shall* revert to the  
26 Territorial Educational Facilities Fund on the last day of Fiscal Year 2019.



1 (e) Guam Highway Fund Reversion. All unexpended or unencumbered  
2 appropriations made from the Guam Highway Fund by a GG1, purchase order, or  
3 contract pursuant to this Act *shall* revert to the Guam Highway Fund on the last day  
4 of Fiscal Year 2019.

5 **Section 8. General Fund Transfer Authority of *I Maga'låhen Guåhan*.**

6 Unless otherwise restricted or specifically allowed by this Act for Fiscal Year 2019,  
7 *I Maga'låhen Guåhan* is authorized to transfer up to fifteen percent (15%) between  
8 Fiscal Year 2019 General Fund Executive Branch appropriations as directed in this  
9 Section. No transfer shall be authorized *unless* the Appropriations Allocation Report  
10 required in Section 13 of this Chapter is submitted pursuant to that Section. Any  
11 transfer between object categories and object groups or agencies after the submission  
12 of the Appropriation Allocation Report in Section 13 of this Chapter *shall* be  
13 required to be reported to the Speaker of *I Liheslaturan Guåhan* and the Office of  
14 Finance and Budget five (5) working days after the transfer is made. Failure to  
15 submit any reports by the required deadline in this Section *shall* result in a Two  
16 Hundred Fifty Dollar (\$250.00) fine per missed deadline for the Director of the  
17 Bureau of Budget and Management Research, which *shall* be deposited in the GDOE  
18 Interscholastic Sports Fund. For the purposes of this Section, object groups are  
19 defined as follows: Personnel Object Categories: 111 – 113; Operations Object  
20 Categories: 220 – 290; Utilities Object Categories: 361 – 363; and Capital Outlay:  
21 450.

22 Notwithstanding any other provision of law, no funds shall be transferred out  
23 of the Guam Department of Education Operations Fund or the Fiscal Year 2019  
24 General and Special Fund appropriations made to the Guam Department of  
25 Education, the Unified Judiciary, *I Liheslaturan Guåhan*, the Office of Finance and  
26 Budget, the Mayors Council of Guam, the Public Defender Service Corporation, the



1 Guam Ancestral Lands Commission, the *Chamorro* Land Trust Commission, the  
2 Office of the Attorney General, and the Office of Public Accountability.

3 **Section 9. E-mail Addresses Paid for with Government of Guam Funds.**

4 The Office of *I Maga'låhen Guåhan* shall create a list of all e-mail addresses paid  
5 for by any funds appropriated by this Act, and shall post said list on the respective  
6 agency's or branch's website and the Office of *I Maga'låhen Guåhan*'s website.

7 **Section 10. Uniform Allowances.** Uniform allowances authorized in this  
8 Act shall not be less than One Hundred Fifty Dollars (\$150.00) for the fiscal year  
9 and shall be issued to the employees no later than the end of the first quarter of  
10 Fiscal Year 2019.

11 **Section 11. Government Staffing Pattern.**

12 (a) Staffing Pattern. No later than thirty (30) days after the end of each  
13 quarter of Fiscal Year 2019, every director, administrator, or head of a government  
14 of Guam agency, excluding line agencies, shall submit to the Speaker of *I*  
15 *Liheslaturan Guåhan* in a Microsoft Excel file and written report and post the same  
16 on the agency website, a current staffing pattern in the format of the Executive  
17 Branch Fiscal Year 2019 Budget Call as of the previous quarter's ending. The  
18 agencies required to submit are all autonomous and semi-autonomous agencies,  
19 public corporations, the Mayors Council of Guam, and the Unified Judiciary. Said  
20 staffing pattern shall include, at a minimum, the name of every current employee  
21 and his position title, most recent hire date, salary, increment costs and benefit costs,  
22 the funding source for his/her salary and benefits, and the gross salary and benefits  
23 paid for during the quarter.

24 (b) No later than thirty (30) days after the end of each quarter of Fiscal  
25 Year 2019, the Director of the Department of Administration shall post the  
26 government-wide line agency staffing pattern on the designated budget website in a  
27 Microsoft Excel file and written report. The format of the report shall be the current

1 staffing pattern in the format of the Executive Branch Fiscal Year 2019 Budget Call  
2 as of the previous quarter's ending. Said staffing pattern *shall* include, at a minimum,  
3 the name of every current employee and his position title, most recent hire date,  
4 salary, increment costs and benefit costs, the funding source for his/her salary and  
5 benefits, and the gross salary and benefits paid for during the quarter.

6 **Section 12. Funding Source.** The following departments are authorized to  
7 expend up to the level of revenues collected for their respective special revenue  
8 funds for Fiscal Year 2019 and unexpended carryovers in revolving funds authorized  
9 by law only for the purposes authorized by statute for those funds:

10 (a) Guam Police Department – Police Services Fund; and Police  
11 Patrol Vehicle and Equipment Revolving Fund;

12 (b) Department of Corrections – Corrections Inmate Revolving  
13 Fund;

14 (c) Customs and Quarantine Agency – Customs, Agriculture and  
15 Quarantine Inspection Services Fund;

16 (d) Guam Environmental Protection Agency – Guam Environmental  
17 Protection Agency Funds: Recycling Revolving Fund; Air Pollution Control  
18 Special Fund; Guam Environmental Trust Fund; Pesticide Management Fund;  
19 Water Protection Fund; and Water, Research and Development Fund;

20 (e) Department of Land Management – Land Survey Revolving  
21 Fund;

22 (f) Department of Agriculture – Guam Plant Inspection and Permit  
23 Fund; Guam Invasive Species Inspection Fee Fund; and Rabies Prevention  
24 Fund;

25 (g) Board of Registration for Professional Engineers, Architects and  
26 Land Surveyors – Professional Engineers, Architects and Land Surveyors  
27 (PEALS) Board Fund;

1 (h) Guam Fire Department –Enhanced 911 Emergency Reporting  
2 System Fund; and Fire, Life and Medical Emergency Fund;

3 (i) Guam Regional Transit Authority – Guam Regional Transit  
4 Authority Fund;

5 (j) Guam Contractors License Board – Guam Contractors License  
6 Board Fund Collections;

7 (k) Department of Revenue and Taxation – Tax Collection  
8 Enhancement Fund; Banking and Insurance Enforcement Fund; and  
9 Alcoholic Beverage Compliance Fees and Fines Fund;

10 (l) Department of Public Health and Social Services – Guam  
11 Environmental Health Fund; Health Professional Licensing Office Revolving  
12 Fund; Office of Vital Statistics Revolving Fund; and Sanitary Inspection  
13 Revolving Fund;

14 (m) Department of Parks and Recreation – Public Recreation  
15 Services Fund;

16 (n) Guam Department of Education – Public Library Resources  
17 Fund;

18 (o) Department of Labor and the Guam Community College –  
19 Manpower Development Fund; and

20 (p) Office of the Attorney General – Victim/Witness Travel-  
21 Housing Fund; Consumer Protection Fund; Criminal Injuries Compensation  
22 Fund; and Notary Fund.

23 **Section 13. Appropriation Allocation Report.** The Director of the Bureau  
24 of Budget and Management Research *shall* submit a written Appropriation  
25 Allocation Report and a Microsoft Excel electronic file for all the departments and  
26 agencies in Part IV of Chapter II, Parts II, III and IV of Chapter III, and Chapter V  
27 of this Act, identifying the amount of the appropriations in Part IV of Chapter II,

1 Parts II, III and IV of Chapter III, and Chapter V of this Act, by AS400 account  
2 number, by appropriation type, by appropriation year, by fund code, by agency code,  
3 by division code, by program code, by object category, and by amount *no later than*  
4 October 15, 2018, to the Speaker of *I Liheslaturan Guåhan* and the Office of Finance  
5 and Budget. Failure to submit any reports by the required deadline in this Section  
6 *shall* result in a Two Hundred Fifty Dollar (\$250.00) fine per missed deadline for  
7 the Director of the Bureau of Budget and Management Research, which *shall* be  
8 deposited in the GDOE Interscholastic Sports Fund.

9 **Section 14. Government of Guam Health Insurance Program Reporting.**

10 (a) All health insurance carriers for the government of Guam *shall* submit  
11 a monthly written report and corresponding Microsoft Excel file of said report to the  
12 Department of Administration and the Office of Finance and Budget aggregating  
13 the:

14 (1) Enrollees, both subscribers and dependents, by active employee  
15 and retiree subscriber counts, by plan, by class, by groups, supported/paid by  
16 the General Fund, detailed by agency/department; and enrollees, both  
17 subscribers and dependents, by active employee and retiree subscriber counts,  
18 by plan, by class, by groups, supported/paid by autonomous agencies of the  
19 government of Guam, detailed by autonomous agency.

20 (2) Autonomous agencies within this Subsection *shall* include the  
21 Guam Power Authority, the Guam Waterworks Authority, the Jose D. Leon  
22 Guerrero Commercial Port, the A.B. Won Pat International Airport Authority,  
23 the Guam Housing Corporation, the Guam Economic Development  
24 Authority, the Government of Guam Retirement Fund, and the Guam Visitors  
25 Bureau.

1           (3) This report and corresponding Microsoft Excel file *shall* be filed  
2           with *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan* no later  
3           than twenty (20) days after the end of each month of Fiscal Year 2019.

4           (b) All health insurance carriers for the government of Guam *shall* file a  
5           monthly written report detailing each individual health insurance premium payment  
6           received by the government of Guam health insurance carrier from the government  
7           of Guam, by date and by agency, to the Speaker of *I Liheslaturan Guåhan* no later  
8           than twenty (20) days after the end of each month of Fiscal Year 2019.

9           **Section 15. Appropriations Reserve Report.** The Director of the Bureau of  
10          Budget and Management Research *shall* submit a quarterly report within thirty (30)  
11          days after each quarter to the Speaker of *I Liheslaturan Guåhan* in a Microsoft Excel  
12          file and written report of the reserves held on any appropriations in this Act, detailed  
13          by amount, by AS400 account number.

14          **Section 16. Quarterly Reports of Medical Referral Offices.** Each of the  
15          Medical Referral Offices funded by this Act *shall* provide quarterly reports on its  
16          activities and expenditures, to include, but *not* be limited to:

- 17          (a) number of referred patients served;
- 18          (b) number of patient escorts or accompanying family members served;
- 19          (c) average cost per patient referral incurred during that quarter;
- 20          (d) actual office expenditures for the quarter, including fuel costs; and
- 21          (e) a description of services provided during the quarter.

22          The quarterly reports required by this Section *shall* be submitted to *I*  
23          *Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan* thirty (30) days after  
24          the end of each quarter of the fiscal year and *shall* be posted on the Offices' websites.

25          **Section 17. Audited Financial Statements Supplementary Information.**  
26          The Public Auditor and the Director of Administration *shall* ensure that the Fiscal

1 Year 2018 audit of the government of Guam financial statements contains the  
2 following supplementary information:

3 (a) a schedule of personnel count indicating the number of filled positions  
4 by department, fund source, and amount expended as of September 30, 2018; and

5 (b) a combined schedule of expenditures, encumbrances, and continuing  
6 appropriations by department, fund source, and object classification as of September  
7 30, 2018.

8 **Section 18. Reporting Requirements for Travel.** All off-island  
9 government travel that is publicly funded during Fiscal Year 2019 *shall* be reported  
10 quarterly to the Speaker of *I Liheslaturan Guåhan*. This Section *shall* apply to all  
11 governmental entities and *shall* include the traveler, the source of funds, the purpose  
12 of the travel, and the cost of the travel.

13 **Section 19. Guam Police Department (GPD) and Department of**  
14 **Corrections (DOC) Overtime Reporting Requirements.** The GPD and DOC *shall*  
15 submit a written report to the Speaker of *I Liheslaturan Guåhan* *no later than* twenty  
16 (20) days after the end of each quarter in Fiscal Year 2019 which *shall* include the  
17 amount of overtime owed to each employee at each respective agency, by fiscal year  
18 in which such overtime was incurred, by division, by employee name, for the  
19 previous quarter. Failure to submit said report *no later than* twenty (20) days after  
20 the end of each quarter in Fiscal Year 2019 *shall* result in a fine of Two Hundred  
21 Fifty Dollars (\$250.00) per missed deadline for either the Chief of Police or the  
22 Director of the Department of Corrections, which *shall* be deposited in the GDOE  
23 Interscholastic Sports Fund.

24 **Section 20. Severability.** If any provision of this Act or its application to any  
25 person or circumstance is found to be invalid or contrary to law, such invalidity *shall*  
26 *not* affect other provisions or applications of this Act that can be given effect without

1 the invalid provision or application, and to this end the provisions of this Act are  
2 severable.