

I Mina'Trentai Kuåttro Na Liheslaturan Guahan
SPECIAL SESSION BILL LOG SHEET

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	NOTES
1 (10-5)	<u>Committee on Rules</u> By request of <i>I Maga'låhen Guåhan</i> , the Governor of Guam, in accordance with the Organic Act of Guam.	AN ACT TO APPROPRIATE FUNDS FOR EMERGENCY EXPENDITURES RESULTING FROM TYPHOON MANGKHUT.	9/13/18 6:01 p.m.					

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

Bill No. 1(10-5) 34

Introduced by:

COMMITTEE ON RULES PBL

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

AN ACT TO APPROPRIATE FUNDS FOR EMERGENCY EXPENDITURES RESULTING FROM TYPHOON MANGKHUT.

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan*
3 finds that Typhoon Mangkhut struck Guam on Monday, September 10, 2018, with
4 devastating winds and rain. It is the intent of *I Liheslaturan Guåhan* to
5 immediately address this emergency situation that has caused widespread and
6 severe disruption and property damage, and which threatens the lives, health,
7 safety, and welfare of the people of Guam, by providing relief in the form of
8 emergency funding to be utilized to secure services and procure materials as
9 necessary to return stability and safety to the island.

10 **Section 2. Typhoon Mangkhut Emergency Appropriation and**
11 **Authorization.** Notwithstanding any other provisions of law or this Act, *I*

S: 01 9/13/18 PBL

1 *Maga'låhen Guåhan* is authorized to utilize any part or portion, not to *exceed* One
2 Million Dollars (\$1,000,000.00), of the General Fund of the Government of Guam,
3 for expenses for civil defense, public safety or health emergencies resulting from
4 Typhoon Mangkhut. The appropriation contained herein shall be used for typhoon-
5 related non-regular expenditures incurred on or after September 8, 2018.

6 Notwithstanding the Guam Procurement Law, expedited procurement is
7 authorized to purchase any necessary goods, materials, and services funded for in
8 this Section 2; *provided* that at least three (3) informal price quotations are
9 solicited and that procurement must be awarded to the firm with the best offer as
10 determined by evaluating cost and delivery time.

11 **Section 3.** *I Maga'låhi* is authorized to transfer any cash available in all
12 special funds of the Executive Branch to the General Fund to fund the
13 appropriation authorized in Section 2 of this Act.

14 **Section 4. Reversion.** Any appropriation authorized under this Act that
15 has not been encumbered or expended within sixty (60) days of enactment of this
16 Act shall revert back to the General Fund.

17 **Section 5. Reporting Requirement.** *I Maga'låhen Guåhan* shall prepare
18 a detailed report on all transfers, expenditures and reimbursements by all and any
19 agency or department, and the Mayors' Council of Guam, directly related to
20 Typhoon Mangkhut or the funds appropriated herein. All reports required herein

1 shall be submitted to the Speaker of *I Liheslaturan Guåhan* within five (5) days of
2 transfer, expenditure or reimbursement. A closeout report of the expenditures of
3 the funds appropriated herein shall be filed within sixty (60) days of the enactment
4 of this Act.

5 **Section 6. FEMA Reimbursement.** Reimbursement of any funds
6 expended under this Act from federal sources, including the Federal Emergency
7 Management Authority (“FEMA”), and other sources, including insurance policies,
8 shall be reimbursed to the source from which the funds originated, to the extent
9 that Federal laws permit.

10 The Administrator of Guam Homeland Security and Civil Defense
11 (GHS/OCD) shall maintain detailed accounting records pertaining to the
12 expenditures under this Act.

13 Within thirty (30) days from the receipt of the initial reimbursement from
14 FEMA, and thirty (30) days after each subsequent reimbursement from FEMA, the
15 Administrator of GHS/OCD submit a detailed report of such expenditures and
16 reimbursements authorized under this Act to the Speaker of *I Liheslaturan*
17 *Guåhan*.

18 **Section 7. Expenses Beyond Emergency Appropriation.** Any additional
19 funding necessary for the recovery of Typhoon Mangkhut shall require *I*

1 *Maga'låhen Guåhan* to submit a detailed assessment of projected expenses to the
2 Speaker of *I Liheslaturan Guåhan* for appropriation by *I Liheslaturan Guåhan*.

3 **Section 8.** Contracts entered into pursuant to this Act shall not exceed a
4 term of thirty (30) days.

5 **Section 9. Severability.** *If* any provision of this Act or its application to
6 any person or circumstance is found to be invalid or contrary to law, such
7 invalidity *shall not* affect other provisions or applications of this Act that can be
8 given effect without the invalid provision or application, and to this end the
9 provisions of this Act are severable.