EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Office of the Governor Of Guam

MAY 12 2017

GL#34-17-510
Speaker Benjamin J.F. Cruz

Time: 8:4 [ ] AM [ ] PM File No.
Received By:

Honorable Benjamin J.F. Cruz
Speaker
I Mina'trentai Kuåttro Na Liheslaturan Guåhan
Guam Congress Building
163 Chalan Santo Papa
Hagåtña, Guam 96910

2017 MAY 15 AM 8:17

Dear Mr. Speaker:

Transmitted herewith is Bill No. 10-34 (COR), **"AN ACT TO *AMEND* § 26603(e) OF ARTICLE 6, CHAPTER 26, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO PROHIBITING THE AUTHORIZATION OF ANY WITHDRAWAL OR TRANSFER OF CASH OR FUNDS FROM THE GUAM CANCER TRUST FUND FOR ANY NON-PRESCRIBED PURPOSE, AND TO MAKE SUCH ACT A MISDEMEANOR,"** which was signed into law on May 10, 2017, as **Public Law 34-04.**

Senseramente,

RAY TENORIO
I Maga'låhen Guåhan, para pa'go
Acting Governor of Guam

I MINA'TRENTAI KUÅTTRO NA LIHESLATURAN GUÅHAN
2017 (FIRST) Regular Session

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

This is to certify that **Bill No. 10-34 (COR), "AN ACT TO *AMEND* § 26603(e) OF ARTICLE 6, CHAPTER 26, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO PROHIBITING THE AUTHORIZATION OF ANY WITHDRAWAL OR TRANSFER OF CASH OR FUNDS FROM THE GUAM CANCER TRUST FUND FOR ANY NON-PRESCRIBED PURPOSE, AND TO MAKE SUCH ACT A MISDEMEANOR,"** was on the 27th day of April 2017, duly and regularly passed.

Benjamin J.F. Cruz
Speaker

Attested:

Régine Biscoe Lee
Legislative Secretary

This Act was received by *I Maga'låhen Guåhan* this 28 day of APRIL, 2017, at 4:02 o'clock P.M.

P01 J. PECHMUK #735

Assistant Staff Officer
Maga'låhi's Office

APPROVED:

RAYMOND S. TENORIO
Acting Governor of Guam

Date: MAY 10 2017

Public Law No. 34-04

I MINA'TRENTAI KUÅTTRO NA LIHESLATURAN GUÅHAN
2017 (FIRST) Regular Session

Bill No. 10-34 (COR)
As amended on the Floor.

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
Telena Cruz Nelson
Dennis G. Rodriguez, Jr.
Joe S. San Agustin
Michael F.Q. San Nicolas
Therese M. Terlaje
Mary Camacho Torres

AN ACT TO *AMEND* § 26603(e) OF ARTICLE 6, CHAPTER 26, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO PROHIBITING THE AUTHORIZATION OF ANY WITHDRAWAL OR TRANSFER OF CASH OR FUNDS FROM THE GUAM CANCER TRUST FUND FOR ANY NON-PRESCRIBED PURPOSE, AND TO MAKE SUCH ACT A MISDEMEANOR.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. § 26603(e) of Article 6, Chapter 26, Title 11, Guam Code Annotated, is hereby *amended* to read:

"(e) Creation of the Guam Cancer Trust Fund. There is hereby created the Guam Cancer Trust Fund, which *shall* be used to provide financial assistance to organizations that provide patient directed services for the prevention of cancers, its treatment, diagnosis, and other services that may be required to access treatment, including, but not limited to, off-island transportation and temporary housing. The Guam Cancer Trust Fund *shall* be subject to the following:

(1) Fifteen percent (15%) of the Healthy Futures Fund into the Guam Cancer Trust Fund, which *shall* be held in an account at a Guam financial institution separate and apart from all other accounts and funds of the government of Guam and *shall not* be subject to the transfer authority of *I Maga'låhen Guåhan*.

(2) The University of Guam, for each fiscal year, may allocate up to seventy-five percent (75%) of the Guam Cancer Trust Fund's balance to non-profit and charitable organizations providing cancer screenings, treatment, support services, cancer education, and outreach programs; provided, however, no more than ten percent (10%) of the available funds shall be utilized for cancer education and outreach programs. The University of Guam *shall* promulgate rules and regulations pursuant to 5 GCA Chapter 9 regarding the administration of the Guam Cancer Trust Fund, as well as the application, distribution, review and investigation of such funds. Such rules and regulations *shall* be posted on the University's website.

(A) The initial rules and regulations governing the Guam Cancer Trust Fund *shall* be submitted to *I Liheslatura* within ninety (90) days from the effective date of this Act.

(3) The Guam Cancer Trust Fund may receive additional appropriations, contributions, endowments, or gifts in cash or otherwise from any source, including the Territory of Guam, corporations or other businesses, individuals, and interested parties.

(4) The aggregate principal sum deposited in the Guam Cancer Trust Fund *shall* be invested by the University of Guam, subject to its investment policy as established by the Board of Regents.

(5) No authorization for the withdrawal or transfer of cash or funds *shall* be made from the Guam Cancer Trust Fund account created pursuant to § 26603(e)(1) for purposes other than those enumerated in § 26603(e)(2) and § 26603(e)(4), and not in accordance with the rules and regulations governing the Guam Cancer Trust Fund. Any person in violation of this Subsection *shall* be guilty of a misdemeanor.

(6) If the Guam Cancer Trust Fund is terminated, the monies remaining in the Trust Fund *shall* revert to the Healthy Futures Fund.

(7) The President of the University of Guam *shall* submit a report on a quarterly basis to the Speaker of *I Liheslaturan Guåhan* of the revenues collected, gained, and expended from the Guam Cancer Trust Fund, the balance sheet or equivalent thereof, and monthly bank statements and bank reconciliations (if any) over the three (3) months of each quarter; and, *shall* post such reports on the University's website."

Section 2. Severability. If any provision of this act or its application to any person or circumstance is held invalid, the invalidity *shall not* affect other provisions or applications of this act that can be given effect without the invalid provision or application, and to this end the provisions of this act are severable.