EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Office of the Governor Of Guam.

Vice Speaker Therese M. Terlaje
34GL-18-2315
SEP 14 2018
Time: 3:26
Received by:

September 14, 2018

Honorable Therese M. Terlaje
Acting Speaker
I Mina'trentai Kuåttro Na Liheslaturan Guåhan
Guam Congress Building
163 Chalan Santo Papa
Hagåtña, Guam 96910

Dear Madame Speaker:

Attached is Bill No. 1(10-S) entitled *"An Act to Appropriate Funds for Emergency Expenditures Resulting from Typhoon Mangkhut"* which I have signed into law today as Guam **Public Law No. 34-124.**

Sincerely,

EDDIE BAZA CALVO

2018 SEP 14 PM 3:35 C.S.

I MINA'TRENTAI KUÅTTRO NA LIHESLATURAN GUÅHAN
2018 (TENTH) Special Session

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

This is to certify that **Bill No. 1 (10-S), "AN ACT TO APPROPRIATE FUNDS FOR EMERGENCY EXPENDITURES RESULTING FROM TYPHOON MANGKHUT,"** was on the 13th day of September 2018, duly and regularly passed.

Therese M. Terlaje
Acting Speaker

Attested:

Régine Biscoe Lee
Legislative Secretary

This Act was received by *I Maga'låhen Guåhan* this 14th day of SEPT., 2018, at 12:35 o'clock P.M.

Assistant Staff Officer
Maga'låhi's Office

APPROVED:

EDWARD J.B. CALVO
I Maga'låhen Guåhan

Date: SEP 14 2018

Public Law No. 34-124

I MINA'TRENTAI KUÅTTRO NA LIHESLATURAN GUÅHAN
2018 (TENTH) Special Session

Bill No. 1 (10-S)
As amended in the Committee of the Whole.

Introduced by: Committee on Rules
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*.

BE IT ENACTED BY THE PEOPLE OF GUAM:

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

Section 2. Typhoon *Mangkhut* Emergency Appropriation and Authorization. Notwithstanding any other provision of law or this Act, the sum of up to One Million Five Hundred Thousand Dollars (**$1,500,000**) is appropriated from the unappropriated surplus in Fiscal Year 2018 Healthy Futures Fund (HFF) revenues, and up to Five Hundred Thousand Dollars (**$500,000**) is appropriated from

the unexpended and unencumbered Guam Highway Fund revenues in Fiscal Year 2018, for expenses for civil defense, public safety or health emergencies, or farmers' crop damages pursuant to Chapter 64A of Title 5, Guam Code Annotated, resulting from Typhoon *Mangkhut*. The appropriation contained herein *shall* be used for typhoon-related non-regular expenditures incurred on or after September 8, 2018.

Emergency procurement of any necessary goods, materials, and services funded for in this Section 2 *shall* be executed pursuant to § 5215 of Subarticle B, Article 3, Chapter 5, Title 5, Guam Code Annotated.

Section 3. Section 1(j)(1) of Chapter V, Public Law 34-42, is hereby *amended* to read:

"(1) **Appropriation.** The sum of Eighteen Million Eight Hundred Twelve Thousand Two Hundred Seven Dollars (**$18,812,207**) is appropriated to the Department of Public Works (DPW) for its operations for Fiscal Year 2018. This sum is composed of Ten Million Ninety-six Thousand Six Hundred Thirty-three Dollars (**$10,096,633**) from the Guam Highway Fund, Five Hundred Seventy-two Thousand Four Hundred Sixty-eight Dollars (**$572,468**) from the Guam Highway Fund Balance, and Eight Million One Hundred Forty-three Thousand One Hundred Six Dollars (**$8,143,106**) from the Territorial Educational Facilities Fund.

SUMMARY OF APPROPRIATION FUNDING SOURCE

GUAM HIGHWAY FUND	$10,096,633
GUAM HIGHWAY FUND BALANCE	$572,468
TERRITORIAL EDUCATIONAL FACILITIES FUND	$8,143,106
TOTAL	$18,812,207"

Section 4. Fund Reversion. Any appropriation authorized under this Act that has not been encumbered within thirty (30) days of enactment of this Act *shall* revert to the originating fund.

Section 5. Reporting Requirement. *I Maga'låhen Guåhan shall* prepare a detailed report on all transfers, expenditures and reimbursements by all and any agency or department, and the Mayors Council of Guam, directly related to Typhoon *Mangkhut* or the funds appropriated herein. All reports required herein *shall* be submitted to the Speaker of *I Liheslaturan Guåhan* within five (5) days of transfer, expenditure or reimbursement. A closeout report of the expenditures of the funds appropriated herein *shall* be filed within sixty (60) days of the enactment of this Act.

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

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

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

Section 7. Severability. If any provision of this Act 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 Act that can be given effect without the invalid provision or application, and to this end the provisions of this Act are severable.