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**From:** Speaker's Office <speaker@guamlegislature.org>
**Sent:** Wednesday, September 16, 2020 2:23 PM
**To:** Clerks Office
**Cc:** Rennae Meno
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**Attachments:** 35GL-20-2212.pdf

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|---|---|---|---|---|---|
| 09-16-20 | 2:03 PM | 09-16-20 | Override of Substitute Bill No.282-35 (LS), now known as Public Law No. 35-99. | Office of the Governor of Guam | 35GL-20-2212 |


*Sinseru yan Minagåhet,*

**Office of the Speaker • Tina Rose Muña Barnes**
Committee on Public Accountability, Human Resources & the Guam Buildup

35th Guam Legislature
*I Mina'trentai Singko na Liheslaturan Guåhan*

Guam Congress Building | 163 Chalan Santo Papa | Hagatna, GU 96910
T: (671) 477-2520/1
speaker@guamlegislature.org



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Gumai pribilehu yan konfedensia este siha na mensåhi. Solo espesiåtmente para hågu ma entensioña pat ma aturisa para unrisibi. Sen prubidu kumu ti un ma aturisa para manribisa, na'setbe, pat mandespåtcha. Yanggen lachi rinisibu-mu nu este na mensåhi , put fabot ago' guatu gi I numa'huyong gi as speaker@guamlegislature.org yan despues destrosa todu siha I kopian mensåhi. Si Yu'os ma'åse'.


--

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UFISINAN I MAGA'HÅGA
OFFICE OF THE GOVERNOR

LOURDES A. LEON GUERRERO
MAGA'HÅGA • GOVERNOR

JOSHUA F. TENORIO
SIGUNDO MAGA'LÅHI • LIEUTENANT GOVERNOR

September 16, 2020

35GL-20-2212
Speaker Tina Rose Muña Barnes

SEP 16 2020
Time 2:02 ( )AM PM
Received By: alen

**HONORABLE TINA ROSE MUÑA BARNES**
*Speaker*
*I Mina'trentai Singko Na Liheslaturan Guåhan*
Guam Congress Building
163 Chalan Santo Papa
Hagåtña, Guam 96910

**Re: OVERRIDE of Substitute Bill No. 282-35 (LS) nka Public Law No. 35-99 – 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, 2021, Making Other Appropriations, and Establishing Miscellaneous and Administrative Provisions**

Dear Madame Speaker:

Enclosed is Substitute Bill No. 282-35 (LS) – 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, 2021, Making Other Appropriations, and Establishing Miscellaneous and Administrative Provisions which is ***now known as Public Law No. 35-99***.

*Senseremente,*

**LESLIE A. TRAVIS**
*Legal Counsel*

Enclosure(s): Override of Substitute Bill No. 282-35 (LS) nka P.L. No. 35-99

cc via email: *Maga'hågan Guåhan*
*Sigundo Maga'låhen Guåhan*
Compiler of Laws

RICARDO J. BORDALLO GOVERNOR'S COMPLEX • HAGÅTÑA, GUAM 96910
P.O. BOX 2950 • HAGÅTÑA, GUAM 96932
671.472.8931 • 671.472.8932/6

*I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN*
**Thirty-Fifth Guam Legislature**

September 15, 2020

The Honorable Lourdes A. Leon Guerrero
*I Maga'hågan Guåhan*
*Ufisinan I Maga'håga*
*Hagåtña,* Guam 96910

Dear *Maga'håga* Leon Guerrero:

Transmitted herewith is **Substitute Bill No. 282-35 (LS)** which was overridden by *I Mina'trentai Singko Na Liheslaturan Guåhan* on September 15, 2020.

Sincerely,

AMANDA L. SHELTON
Legislative Secretary

Enclosure (1)

**OFFICE OF LEGAL COUNSEL**
*Ufisinan I Maga'hågan Guåhan, Office of the Governor*
Date: 09/15/20
Time: -
Received By:

3:07pm 9/15/2020

# *I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN*
## 2020 (SECOND) Regular Session

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

This is to certify that **Substitute Bill No. 282-35 (LS), "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, 2021, MAKING OTHER APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS,"** was reconsidered by *I Liheslaturan Guåhan* and after such consideration, did agree, on the 15th day of September 2020, to pass said bill notwithstanding the veto of *I Maga'hågan Guåhan* by a vote of 12 members.

**Tina Rose Muña Barnes**
**Speaker**

Attested:

**Amanda L. Shelton**
**Legislative Secretary**

This Act was received by *I Maga'hågan Guåhan* this 15th day of Sept., 2020, at 2:01 o'clock p.m.

Assistant Staff Officer
*Maga'hågan's* Office

Public Law No. 35-99

*I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN*
**2020 (SECOND) Regular Session**

**Bill No. 282-35 (LS)**
As substituted; and amended by the Committee on General Government Operations, Appropriations, and Housing; and further amended in the Committee of the Whole.

Introduced by: Committee on Rules
by request of *I Maga'hågan Guåhan*, the Governor of Guam, in accordance with the Organic Act of Guam

**AN ACT MAKING APPROPRIATIONS FOR THE OPERATIONS OF THE EXECUTIVE, LEGISLATIVE, AND JUDICIAL BRANCHES OF THE GOVERNMENT OF GUAM FOR FISCAL YEAR ENDING SEPTEMBER 30, 2021, 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 2021**." Except as otherwise provided by this Act, the appropriations made by this Act shall be available to pay for Fiscal Year 2021 obligations incurred on or after October 1, 2020 but not later than September 30, 2021. If any appropriation in this Act is found contrary to federal law, all other portions of this Act shall remain valid.

**Section 2. Estimated Revenues for Fiscal Year 2021.** Notwithstanding § 22436, Chapter 22, Title 5 GCA, *I Liheslaturan Guåhan* adopts the following

revenue estimates for Fiscal Year 2021 as the basis for the appropriations contained in this Act.

| | | |
|---|---|---|
| **I.** | **GENERAL FUND REVENUES AMOUNT** | |
| | **TOTAL GENERAL FUND REVENUE** | **$774,697,305** |
| | **PROVISION FOR TAX REFUND PAYMENTS** | **($125,000,000)** |
| | **TOTAL GENERAL FUND REVENUE AVAILABLE FOR OPERATIONS** | **$649,697,305** |
| | **A. TAXES** | |
| | Income Tax | |
| | Corporate | $85,402,002 |
| | Individual | $71,975,270 |
| | Withholding Taxes, Interest, and Penalties | $230,533,587 |
| | Provision for Tax Refund Payments | ($125,000,000) |
| | **TOTAL INCOME TAXES** | **$262,910,859** |
| | Business Privilege Tax | $304,439,509 |
| | Business Privilege Tax (GMHA Pharmaceuticals Fund) | ($18,844,806) |
| | (Tax Credit: Rehabilitation and Improvements – Harmon Industrial Park Roadway [P.L. 33-191]) | ($250,000) |
| | Other Taxes | $4,986,064 |
| | **TOTAL BUSINESS PRIVILEGE TAXES** | **$290,330,767** |
| | **TOTAL TAXES** | **$553,241,626** |
| | **B. FEDERAL SOURCES** | |
| | Federal Income Tax Collection – Section 30 Funds | $68,603,100 |
| | Immigration and Passport Fees | $1,606,706 |
| | **TOTAL FEDERAL SOURCES** | **$70,209,806** |
| | **C. USE OF MONEY AND PROPERTY** | **$1,044,912** |
| | **D. LICENSES, FEES, AND PERMITS** | |
| | Licenses, Fees, and Permits | $4,905,479 |

| | | | |
|---|---|---|---|
| | | Licenses, Fees, and Permits (Better Public Service Fund) | ($490,548) |
| | | **TOTAL LICENSES, FEES, AND PERMITS** | **$4,414,931** |
| | **E.** | **DEPARTMENT CHARGES** | **$1,200,676** |
| **TOTAL GENERAL FUND REVENUE** | | | **$630,111,951** |
| **2% GENERAL FUND RESERVE (DEFICIT REDUCTION/ RAINY DAY FUND)** | | | **($12,602,239)** |
| **SUSPENSION OF 2% GENERAL FUND RESERVE (DEFICIT REDUCTION/RAINY DAY FUND)** | | | **$12,602,239** |
| **TOTAL GENERAL FUND REVENUE AVAILABLE FOR APPROPRIATION** | | | **$630,111,951** |
| **II.** | **SPECIAL FUND REVENUES AMOUNT** | | |
| | A. | Air Pollution Control Special Fund | $162,292 |
| | B. | Banking Insurance Enforcement Fund | $479,765 |
| | C. | Better Public Service Fund | $1,410,919 |
| | D. | *Chamorro* Land Trust Operations Fund | $905,241 |
| | E. | CLTC Survey and Infrastructure Fund | $313,368 |
| | F. | Department of Corrections Inmate Revolving Fund | $904,117 |
| | G. | Customs, Agriculture, and Quarantine Inspection Services Fund | $4,105,776 |
| | H. | Enhanced 911 Emergency Reporting System Fund | $2,179,996 |
| | I. | Environmental Health Fund | $1,322,570 |
| | J. | Fire, Life, and Medical Emergency Fund | $908,862 |
| | K. | GMHA Pharmaceuticals Fund | $18,844,806 |
| | L. | Guam Ancestral Lands Commission Survey, Infrastructure, and Development Fund | $408,553 |
| | M. | Guam Board of Accountancy Fund | $789,780 |
| | N. | Guam Contractors License Board Fund | $725,252 |

| | | | |
|---|---|---|---|
| O. | Guam Environmental Trust Fund | $464,261 |
| P. | Guam Highway Fund | $22,894,794 |
| | Guam Highway Fund (Better Public Service Fund) | ($920,371) |
| | Guam Highway Fund (Public Transit Fund) | ($313,020) |
| | Total Guam Highway Fund | $21,661,403 |
| Q. | Guam Invasive Species Inspection Fund | $610,190 |
| R. | Guam Museum Fund | $409,997 |
| S. | Guam Plant Inspection and Permit Fund | $98,208 |
| T. | Health Professional Licensing Office Revolving Fund | $286,085 |
| U. | Healthy Futures Fund | $42,748,091 |
| V. | Host Community Fund | $300,000 |
| W. | Indirect Cost Fund | $1,407,619 |
| X. | Land Survey Revolving Fund | $3,158,566 |
| Y. | Limited Gaming Fund | $1,692,002 |
| Z. | Manpower Development Fund | $4,600,000 |
| AA. | Office of Vital Statistics Revolving Fund | $241,442 |
| AB. | Pesticide Management Fund | $94,989 |
| AC. | Police Patrol Vehicle and Equipment Revolving Fund | $329,366 |
| AD. | Police Services Fund | $989,915 |
| AE. | Professional Engineers, Architects, and Land Surveyors Board Fund | $288,182 |
| AF. | Public Recreation Services Fund | $116,456 |
| AG. | Public School Library Resources Fund | $915,082 |
| AH. | Public Transit Fund | $313,020 |
| AI. | Rabies Prevention Fund | $44,610 |
| AJ. | Recycling Revolving Fund | $2,865,523 |
| AK. | Safe Streets Fund | $168,061 |

| | | |
|---|---|---|
| AL. | Sanitary Inspection Revolving Fund | $85,425 |
| AM. | School Lunch/Child Nutritional Meal Reimbursement Fund Federal Sources (100% Federal Grant)/Cash Collections | $12,504,000 |
| AN. | Solid Waste Operations Fund | $19,394,267 |
| | Solid Waste Operations Fund (Host Community Fund) | ($300,000) |
| | Total Solid Waste Operations Fund | $19,094,267 |
| AO. | Street Light Fund | $4,302,419 |
| AP. | Tax Collection Enhancement Fund | $919,948 |
| AQ. | Territorial Educational Facilities Fund | $38,072,814 |
| AR. | Tourist Attraction Fund | $18,336,091 |
| AS. | Water Protection Fund | $71,950 |
| AT. | Water Research and Development Fund | $66,411 |
| **TOTAL SPECIAL FUND REVENUE** | | **$210,717,690** |
| **III.** | **FEDERAL MATCHING GRANTS-IN-AID** | |
| **Federal Grants-in-Aid Requiring Local Match:** | | |
| A. | Guam Community College | $503,982 |
| B. | Guam Council on the Arts and Humanities Agency | $309,300 |
| C. | Guam Police Department | $700,970 |
| D. | Department of Integrated Services for Individuals with Disabilities | $2,085,461 |
| E. | Department of Labor | $47,000 |
| F. | Office of the Attorney General | $4,524,130 |
| G. | Department of Military Affairs | $2,185,679 |
| H. | Department of Public Health and Social Services | $97,242,027 |
| I. | University of Guam | $2,354,665 |
| **TOTAL FEDERAL MATCHING GRANTS-IN-AID REVENUES** | | **$109,953,214** |
| **IV.** | **REVENUE SUMMARY:** | |

| | |
|---|---|
| **TOTAL GENERAL FUND REVENUE AVAILABLE FOR APPROPRIATION** | **$630,111,951** |
| **TOTAL SPECIAL FUND REVENUE** | **$210,717,690** |
| **TOTAL FEDERAL MATCHING GRANTS-IN-AID REVENUE** | **$109,953,214** |
| **GRAND TOTAL** | **$950,782,855** |

**Section 3. Authorization to Pay and Prioritize the Payment of Tax Refunds.** *I Maga'hågan Guåhan* shall prioritize tax refund payments for 'A-Status' returns for tax year 2021 and prior years in an amount no less than One Hundred Twenty-five Million Dollars (**$125,000,000**).

**Section 4. Suspension of Two Percent (2%) General Fund Reserve (Deficit Reduction/ Rainy Day Fund).** Notwithstanding any other provision of law, rule or regulation, the requirement to deposit two percent (2%) of General Fund revenues into the Rainy Day Fund pursuant to § 22436, Chapter 22, Title 5 GCA, is hereby suspended for Fiscal Year 2021.

Nothing herein shall prevent *I Maga'hågan Guåhan* from making such deposits into the Rainy Day Fund as deemed necessary.

**Section 5. Revenue Collections in Excess of Quarterly Collections.**

(a) For Fiscal Year 2021, the Director of the Bureau of Budget and Management Research shall create a General Fund twelve (12)-month revenue budget based on the revenue estimates in Section 2 of this Chapter, relative to statistical weighing of historical collections by month, by collection category in the General Fund Combined Comparative Statement of Revenues report. The report shall be submitted to *I Maga'hågan Guåhan* and the Speaker of *I Liheslaturan Guåhan* within thirty (30) days upon the enactment of this Act.

(b) For Fiscal Year 2021, the Director of the Department of Administration shall submit a report to the Speaker of *I Liheslaturan Guåhan* and the Office of Finance and Budget on the amount of quarterly revenue collections pursuant to

Subsection (a) of this Section on the twentieth (20th) day after the end of each quarter.

(c) Notwithstanding any other provision of law, all funds in excess of the adopted revenue levels enumerated in Section 2(II)(P) of this Chapter are hereby appropriated to the Department of Public Works for flood mitigation measures and the improvement of roadways, highways, roads, or streets.

**Section 6. Additional Child Tax Credit (ACTC) Reimbursements.**

(a) No less than ninety percent (90%) of all ACTC reimbursements received by the government of Guam shall be deposited directly into the Income Tax Refund Efficient Payment Trust Fund of Chapter 51, Title 11 GCA, and applied to 'A-Status' returns. Interest earned in the Fund may be used to hire seasonal 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 in the General Fund; such funds may be expended for personnel and overtime for the Department of Revenue and Taxation Taxpayer Services Division, Tax Enforcement Division, and the Motor Vehicle Division for driver's license and vehicle registration issuance.

**Section 7. Debt Service Continuing Appropriations.** The following are continuing appropriations for debt service requirements:

**A. GUAM DEPARTMENT OF EDUCATION, SERIES 2010A CERTIFICATES OF PARTICIPATION (JOHN F. KENNEDY HIGH SCHOOL PROJECT) $6,695,050[1/]**

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

**[1/]General Fund ($5,127,050) and Territorial Educational Facilities Fund (Insurance & Maintenance: $1,568,000)**

**B. LIMITED OBLIGATION (LO) HOTEL OCCUPANCY TAX (HOT) REVENUE BONDS, SERIES 2011A $6,996,200[2/]**

(refunding of LO Infrastructure Improvement Bonds, 1997 Series A, for acquiring, constructing, or equipping a new Guam Museum and projects that benefit the tourism industry)

**[2/]Tourist Attraction Fund**

C. **BUSINESS PRIVILEGE TAX BONDS, SERIES 2011A $16,347,138[3/]**

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

**[3/]General Fund**

D. **BUSINESS PRIVILEGE TAX BONDS, SERIES 2012B $7,495,249[4/]**

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

**[4/]General Fund**

E. **GUAM DEPARTMENT OF EDUCATION (GDOE) SERIES 2013A CERTIFICATES OF PARTICIPATION (OKKODO HIGH SCHOOL PROJECT) $2,938,635[5/]**

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

**[5/]General Fund (P&I: $2,288,635) and Territorial Educational Facilities Fund (Insurance & Maintenance: $650,000)**

F. **LIMITED OBLIGATION BONDS BUSINESS PRIVILEGE TAX 2015 SERIES D $31,540,000[6/]**

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

**[6/]General Fund**

| | | |
|---|---|---|
| **G.** | **LIMITED OBLIGATION (SECTION 30) BONDS, SERIES 2016A** | **$20,981,875[7/]** |
| | (refunding of LO [Section 30] Bonds, Series 2009A; refinancing of Series 2013B Guam Education Financing Foundation II, Inc. Certificates of Participation [Okkodo High School Expansion Project]; financing certain working capital costs of the Guam Memorial Hospital Authority, including the refinancing of an outstanding loan from the Bank of Guam) | |
| | **[7/]General Fund** | |
| **H.** | **GENERAL OBLIGATION BONDS 2019 SERIES A** | **$2,995,125[8/]** |
| | (to finance the expansion of the Layon Landfill) | |
| | **[8/]Solid Waste Operations Fund** | |
| **GRAND TOTAL** | | **$95,989,272** |

## CHAPTER II

## EDUCATION

## PART I – GUAM DEPARTMENT OF EDUCATION

**Section 1. Appropriation.** It is the intent of *I Liheslaturan Guåhan* to provide a lump sum appropriation to the Guam Department of Education (GDOE) for Fiscal Year 2021. Pursuant to §§ 52101 and 52102, Chapter 52, Division 2, Title 11 GCA, the sum of Two Hundred Six Million Nine Hundred Ninety-two Thousand Five Hundred Forty-five Dollars (**$206,992,545**) is appropriated to the Guam Department of Education (GDOE) Operations Fund for Fiscal Year 2021. This sum is composed of One Hundred Seventy-six Million Seven Hundred Twenty-four Thousand One Hundred Eighty-two Dollars (**$176,724,182**) from the General Fund, and Thirty Million Two Hundred Sixty-eight Thousand Three Hundred Sixty-three Dollars (**$30,268,363**) from the Public School Library Resources Fund, the Territorial Educational Facilities Fund, the Healthy Futures Fund, the Limited Gaming Fund, and the School Lunch/Child Nutritional Meal Reimbursement Fund. This appropriation shall be expended in accordance with the cash disbursement schedules required by § 52101(b), Chapter 52, Title 11 GCA.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

| | |
|---|---|
| GENERAL FUND | $176,724,182 |
| HEALTHY FUTURES FUND | $891,754 |
| LIMITED GAMING FUND | $535,801 |
| PUBLIC SCHOOL LIBRARY RESOURCES FUND | $915,082 |
| SCHOOL LUNCH/CHILD NUTRI. MEAL REIMB. FUND | $12,504,000 |
| TERRITORIAL EDUCATIONAL FACILITIES FUND | $15,421,726 |
| TOTAL | **$206,992,545** |

**Section 2. Simon Sanchez High School Construction.** The sum of up to Five Hundred Thousand Dollars (**$500,000**) shall be allocated from the General

Fund appropriation in Section 1 of this Part of this Chapter for the construction of a new Simon Sanchez High School pursuant to § 58D105, Chapter 58D, Title 5 GCA, for Fiscal Year 2021. Notwithstanding any other provision of law or this Act, this allocation shall not be subject to transfer.

**Section 3.** ***CHamoru*** **Studies Division.** Up to the sum of Five Hundred Thirteen Thousand Eight Hundred Twenty-four Dollars (**$513,824**) shall be allocated from the Fiscal Year 2021 General Fund appropriation in Section 1 of this Part of this Chapter for the *CHamoru* Studies Division administered by GDOE for Fiscal Year 2021.

Funds appropriated 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 4. Limited Gaming Fund.** The sum of Five Hundred Thirty-five Thousand Eight Hundred One Dollars (**$535,801**) shall be allocated from the Limited Gaming Fund appropriation in Section 1 of this Part of this Chapter for the purposes set forth in § 5204(d)(3), Chapter 5, Title 11 GCA, for Fiscal Year 2021.

**Section 5. Guam Department of Education Alternative Dispute Resolution/Mediation Services.** Notwithstanding any other provision of law, for Fiscal Year 2021, the sum of Forty Thousand Dollars (**$40,000**) is appropriated from the Territorial Educational Facilities Fund to the Guam Department of Education to obtain and provide Alternative Dispute Resolution/Mediation Services to all public schools on Guam.

**Section 6. Textbooks and Instructional Materials.** For Fiscal Year 2021, the following are appropriations to GDOE for the purchase or development and

production of textbooks and instructional materials related to specific content areas in accordance with the following terms and conditions:

(a) Notwithstanding any other provision of law, the sum of One Million Five Hundred Thousand Dollars (**$1,500,000**) is appropriated from the General Fund from Fiscal Year 2022 revenues for Fiscal Year 2021 to GDOE for the purchase or development and production of textbooks and instructional materials related to specific content areas. The Superintendent of GDOE may, if necessary, through agreements with textbook vendors, defer payment for said materials until after October 1, 2021 but no later than December 31, 2022, with the full faith and credit of the government of Guam.

(b) The Superintendent of GDOE shall order materials funded by this Section for Fiscal Year 2021 no later than March 1, 2021. The Bureau of Budget and Management Research shall release such allotments as are necessary to ensure that said materials are ordered by March 1, 2021. The Superintendent of GDOE shall receive said materials and distribute them to schools no later than thirty (30) days before the start of the school calendar established pursuant to § 4111, Chapter 4, Title 17 GCA. All funds appropriated for said materials shall not be used for any other purpose.

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

(1) purchases by allotment account number, unit cost, and the total cost of textbooks or instructional materials charged against an

appropriation account, the vendor, quantity, title, copyright date, and ISBN of textbooks or instructional materials ordered, the allocation of such books by school and grade, and whether the books are for teachers or students;

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

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

**Section 7. JROTC Fund.** The GDOE is hereby authorized to expend funds from the JROTC Fund for the sole purpose of expenditures related to the operations of the JROTC program for Fiscal Year 2021.

**Section 8. Summer School Fund.** Pursuant to § 6119, Article 1, Chapter 6, Division 2, Title 17 GCA, which established the Summer School Fund, such sums as are necessary to fund the operations of the 2021 Summer School Program are hereby appropriated to GDOE.

The Superintendent of GDOE shall submit a detailed report to *I Maga'hågan Guåhan* and the Speaker of *I Liheslaturan Guåhan* regarding the receipt and expenditure of said funds no later than thirty (30) days after the close of summer school and post the same on the GDOE website. Such report shall include the following:

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

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

(c) the fund balances.

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

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

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

(c) mandated cash disbursement schedules; and

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

**Section 10. Reports.** The Superintendent of GDOE shall electronically report the following to *I Maga'hågan Guåhan* and the Speaker of *I Liheslaturan Guåhan*:

(a) Within fifteen (15) days after the start of Fiscal Year 2021, the Superintendent of GDOE shall provide a copy of the GG-1 or contract of employees hired for School Year 2020-2021.

(b) Thirty (30) days after the start of Fiscal Year 2021 and monthly thereafter, the Superintendent of GDOE shall provide a copy of the GG-1 or contract of each employee hired to fill any vacancy or new position.

(c) To the greatest extent possible, all procurement documents related to the construction of the new Simon Sanchez High School within ten (10) business days following the end of each quarter; provided, that all included documents are legally permitted to be made public in a manner that does not violate local or federal laws or procurement processes.

(d) A quarterly update of the Simon Sanchez High School rebuild, to include a listing of projects awarded, projects that have been put out for bid, a detailed ledger of the expenses for the rebuild, and the current status of the rebuild.

**Section 11. Utilities Reduction Incentive.** Each school principal of GDOE is encouraged to practice energy conservation within their respective schools to include use of solar energy. Principals are authorized to seek alternative energy use and shall seek guidance from the Superintendent of GDOE for the implementation of such. Any school whose principal and staff are able to reduce annual utility consumption by at least fifteen percent (15%) of the school's prior annual billing measured each quarter for each utility type shall have that dollar value of savings transferred from the utility pool to their respective school to supplement the needs of that school, which amount shall be available to be spent to support school activities for students and staff. The savings shall be available to the school within sixty (60) days of the close of each quarter.

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

**Section 13. Local Funds Reimbursement.** Funds appropriated to GDOE in accordance with the appropriations to GDOE in this Act shall not be used to pay for federally-funded program activities and expenditures, unless such payment is specifically authorized by Guam statute or unless such payment is made pursuant to grants that require that local expenditures be made prior to receiving federal reimbursement. The Superintendent of GDOE shall submit a quarterly report within thirty (30) days after each quarter to the Speaker of *I Liheslaturan Guåhan*, *I Maga'hågan Guåhan*, and the Office of Public Accountability, in a Microsoft Excel file and written report, of all local funds expended in Fiscal Year 2021 for federally-

funded programs. The report shall contain the details of such expenditures by object class, the number of FTEs working in said programs, the amounts reimbursed by federal funds, and the amounts that have not or will not be reimbursed by federal funds. Said report shall cite the authority to expend local funds for federal programs, shall name the certifying office, and shall give the date of every expenditure.

**Section 14. Exemption from BBMR Allotment Release Control.** § 1303 of Article 3, Chapter 1, Title 5 GCA shall not apply to the appropriations and allocations to GDOE in this Act. GDOE may draw against its respective appropriations as needed to meet its obligations in accordance with a drawdown schedule that GDOE shall submit to the Director of the Department of Administration and the Speaker of *I Liheslaturan Guåhan no later than* October 31, 2020. Such drawdown schedule shall be detailed by fund.

Within ten (10) days after the end of every quarter, the Superintendent of GDOE shall submit to the Speaker of *I Liheslaturan Guåhan* a written report detailing the amount of cash received by GDOE from the Department of Administration for the preceding quarter, compared to the quarterly drawdown schedule identified in this Section for Fiscal Year 2021 detailed by fund.

**Section 15. Budgetary Transfer Authority for GDOE.** The Superintendent of GDOE may transfer funds from the appropriations made to GDOE among object categories. If a surplus in funding exists within the appropriation for increments and promotions and reclassifications, such amount may be used to support the payment of prior year obligations.

**Section 16. Authorization for Prior Year Obligations.** The appropriation made in this Part of this Chapter may be used to support the payment of prior year obligations; provided, that it does not affect the operations for Fiscal Year 2021.

**Section 17. GDOE School Grounds Maintenance.** The sum of Three Hundred Eighty-five Thousand Twenty-two Dollars (**$385,022**) is allocated from the

Territorial Educational Facilities Fund appropriation in Section 1 of this Part of this Chapter to GDOE for school grounds maintenance for Fiscal Year 2021.

## CHAPTER II
## EDUCATION
### PART II – GUAM ACADEMY CHARTER SCHOOLS COUNCIL

**Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to provide a lump sum appropriation to the Guam Academy Charter School Fund for the purpose of Academy Charter Schools operations and administration.

**Section 2. Appropriation.** The sum of Ten Million Seven Hundred Ten Thousand Dollars **($10,710,000)** is appropriated to the Guam Academy Charter School Fund from the General Fund to support the operations of Guam Academy Charter Schools in Fiscal Year 2021.

**Section 3.** 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 2021 General Fund appropriations in Section 2 of this Part of this Chapter to the Guam Academy Charter School Fund, Six Thousand Dollars **($6,000)** per enrollee and up to One Hundred Fifty Dollars **($150)** per enrollee from carry over amounts from the unexpended balance of the Guam Academy Charter School Fund from Fiscal Year 2019 and Fiscal Year 2020 appropriations based on the actual enrollment at the time multiplied by the per pupil cost as established by this Section. The Guam Academy Charter Schools Council shall not exceed appropriations for six hundred twenty (620) students for the iLearn Academy Charter School, seven hundred forty (740) students for the Guåhan Academy Charter School, three hundred twenty-five (325) students for the Science Is Fun and Awesome Academy Charter School, and one hundred (100) students for the Career Tech High Academy Charter School. Each Academy Charter School shall submit monthly invoices to the Guam Academy Charter Schools Council and to the Department of Administration (DOA). Upon receipt of invoices, DOA shall verify

accuracy of the invoice and report its findings to the respective Academy Charter School and the Guam Academy Charter Schools Council within ten (10) working days of receipt of said invoice prior to the release of funds. If DOA fails to report its findings, the invoiced amount received by DOA *shall* be automatically transmitted to each Academy Charter School.

**Section 4.** All Fiscal Year 2019 and Fiscal Year 2020 unexpended funds may be used to support the payment of prior year obligations. All Fiscal Year 2021 funds appropriated to the Guam Academy Charter School Fund may be used to support the payment of prior year obligations.

**Section 5.** The funds appropriated to GDOE in Section 6 of Part I of this Chapter for the purchase or development and production of textbooks and instructional materials shall also be expended by GDOE for the Academy Charter Schools, as defined in 17 GCA § 12103(b), for the same purpose.

**Section 6. Suspension of Stipends.** Notwithstanding any other provision of law, or rule or regulation, no Charter School Board of Trustees member shall receive stipends for Fiscal Year 2021.

**Section 7.** The unexpended balance of appropriations to the Guam Academy Charter School Fund in Fiscal Year 2019 and Fiscal Year 2020 shall not revert to the General Fund and shall be available until fully expended for use in Fiscal Year 2021 in accordance with Section 3 of this Part of this Chapter. The Council shall submit a report to the Speaker of *I Liheslaturan Guåhan* regarding the expenditures of the appropriations contained herein no later than thirty (30) days after the end of each quarter.

**Section 8.** The Council shall be responsible for managing the unexpended balance of Fiscal Years 2019 and 2020 unexpended funds of the Guam Academy Charter School Fund. The Council shall prioritize expenditures in meeting the

additional costs of One Hundred Fifty Dollars **($150)** per student enrollee for Fiscal Year 2021 before any expenditure is made on prior year obligations.

## CHAPTER II
## EDUCATION
## PART III – UNIVERSITY OF GUAM

**Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to provide a lump sum appropriation to the University of Guam (UOG) for Fiscal Year 2021. The funds shall be expended in accordance with the budget request submitted and the priorities stipulated by the UOG Board of Regents.

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

**Section 2. Appropriation.** The amounts in the Subsections below are appropriated from the respective Funds and for the following purposes to UOG for Fiscal Year 2021:

(a) Appropriations for Operations. The sum of Twenty-six Million Fifty-six Thousand Seven Hundred Sixty-one Dollars (**$26,056,761**) is appropriated from the General Fund to UOG for its operations.

(b) Federal Matching Grants-in-Aid. The sum of Two Million Three Hundred Fifty-four Thousand Six Hundred Sixty-five Dollars (**$2,354,665**) is authorized from the Fiscal Year 2021 General Fund or Special Funds to UOG as the local matching requirement for Federal Matching Grants-in-Aid for its operations.

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

(a) The sum of Three Million Sixty-five Thousand Two Hundred Eighty-five Dollars (**$3,065,285**) is appropriated from the General Fund to UOG for Fiscal Year 2021 for student scholarships, financial assistance programs, and program administration. Two Hundred Fifty Thousand Dollars (**$250,000**) is appropriated from the General Fund to UOG for the First Generation Trust Fund Initiative, as outlined in Public Law 33-07.

(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 2021. The President of 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 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 the Aquaculture Development and Training Center.** The sum of One Hundred Nine Thousand Six Hundred Sixty-one Dollars (**$109,661**) is appropriated from the General Fund to UOG for Fiscal Year 2021 for the purposes of funding the continued operations of the Aquaculture Development and Training Center, aquaculture-related activities, 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 Fifty-nine Thousand Nine Hundred Fifty-six Dollars

(**$159,956**) is appropriated from the General Fund to UOG for Fiscal Year 2021 for the sole purpose of funding the Guam Hydrologic Survey (GHS) administered by the Water and Environmental Research Institute of the Western Pacific (WERI). WERI shall continue to administer the GHS for those purposes previously established by Guam law. Such funds shall not be transferred or used for any other purpose.

**Section 6. Appropriations for WERI's Comprehensive Water Resource Monitoring Program.** The sum of One Hundred Thirty-six Thousand Two Hundred Sixty-two Dollars (**$136,262**) is appropriated from the General Fund to UOG for Fiscal Year 2021 to fund WERI for Fiscal Year 2021.

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

**Section 7. Appropriations to the University of Guam for the Northern and Southern Soil and Water Conservation Districts (SWCD) Program.** The sum of One Hundred Thirty-three Thousand Four Hundred Sixty-six Dollars (**$133,466**) is appropriated from the General Fund to UOG for the operations and activities of the Northern and Southern Soil and Water Conservation Districts (SWCD) Program for Fiscal Year 2021 and shall be equally divided between the SWCDs. Such sums appropriated in this Section are authorized for use as the local matching requirement for Federal Grants-in-Aid.

The SWCD Board is authorized to use the services of another government of Guam agency to administer its accounting, procurement, payroll, and financial reporting requirements.

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

**Section 8. Appropriations to UOG for KPRG (Public Radio).** The sum of One Hundred Nine Thousand Four Hundred Forty-two Dollars **($109,442)** is appropriated from the General Fund to UOG for the Fiscal Year 2021 operations of KPRG. The President of UOG shall disburse the funds to KPRG. The sum of One Hundred Nine Thousand Four Hundred Forty-two Dollars **($109,442)** appropriated in this Section is authorized for use as a local matching requirement for Federal Grants-in-Aid.

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

**Section 9. Appropriations to the Guampedia Foundation.** The sum of One Hundred Fifty Thousand Dollars **($150,000)** is appropriated from the Tourist Attraction Fund to UOG for the Fiscal Year 2021 operations of the Guampedia Foundation. The sum of One Hundred Fifty Thousand Dollars **($150,000)** appropriated in this Section is authorized for use as a local matching requirement for Federal Grants-in-Aid.

**Section 10. UOG Capital Improvements Fund Continuing Appropriations.** The sum of Five Hundred Thousand Dollars **($500,000)** is appropriated from the Territorial Educational Facilities Fund to the UOG Capital Improvements Fund for Fiscal Year 2021 for the purpose of paying for the debt service pursuant to § 16132, Chapter 16, Title 17 GCA.

**Section 11. Guam Cancer Trust Fund.** Notwithstanding § 26603(e)(1) of Article 6, Chapter 26, Title 11 GCA, the sum of One Million Dollars **($1,000,000)**

is appropriated from the Healthy Futures Fund to the Guam Cancer Trust Fund for the administration of the Guam Cancer Trust Fund for Fiscal Year 2021. The expenditures authorized in this Section shall be used to fund cancer screening, treatment, educational outreach programs, and support services. Any grant to organizations pursuant to § 26603(e)(2) of Article 6, Chapter 26, Title 11 GCA, shall only be used by such organizations for direct services to individuals for cancer screening, treatment, and support services. Notwithstanding any other provision of law, no more than five percent (5%) of the funds authorized in this Section shall be expended for the purposes of administration of the Guam Cancer Trust Fund, to include accounting and reporting of the revenues and expenditures of the Fund. The President of UOG shall submit a monthly report of all expenditures of the Fund to the Speaker of *I Liheslaturan Guåhan*.

**Section 12. Guam Green Growth (G3) Initiative.** The sum of Five Hundred Thousand Dollars (**$500,000**) is appropriated from the Recycling Revolving Fund to the University of Guam to fund the Research Corporation of the University of Guam (RCUOG) for the sole purpose of supporting the Guam Green Growth (G3) Initiative administered by the UOG Center for Island Sustainability. Aligned with the seventeen (17) United Nations Sustainable Development Goals, G3 cultivates an ecosystem for transformative action to achieve a more sustainable, prosperous, and equitable future for Guam. Activities will stimulate island circular economy industries to contribute to a new green economy, reduce the production of waste, reduce reliance on imports, and promote sustainable actions throughout the community. The expenditures authorized in this Section shall be used for G3 initiative operations and administrative costs, supplies and equipment, membership in regional and global sustainability organizations, and to support educational and outreach activities. Said funds shall not be transferred or used for any other purpose. The sum appropriated herein is authorized for use as a local matching requirement

for Federal Grants-in-Aid and shall be prioritized for the local matching requirement of the UOG Sea Grant Program.

The UOG Center for Island Sustainability shall prepare and submit an expenditure plan for said use of these funds for the Guam Green Growth (G3) Initiative to the Guam Environmental Protection Agency (GEPA) Board of Directors, who shall review the expenditure plan no later than thirty (30) days upon receipt of the plan. The UOG Center for Island Sustainability shall not expend funds allocated herein prior to the approval of the expenditure plan and must meet all applicable rules and regulations.

**Section 13. Program Revenue and Expenditure Reports.** No later than thirty (30) days after the end of each fiscal quarter, the President of UOG shall post on the UOG website and submit to *I Maga'hågan Guåhan* and the Speaker of *I Liheslaturan Guåhan*, in a Microsoft Excel file and written report, quarterly program revenue and expenditure reports for the Aquaculture Development and Training Center, the WERI Guam Hydrologic Survey, the WERI Comprehensive Water Resource Monitoring Program, the Northern and Southern Soil and Water Conservation Districts Programs, and KPRG. Said reports shall be in the format of basic financial statements or such format as may be prescribed by *I Liheslaturan Guåhan*.

**Section 14. Program Annual Reports.** The President of UOG shall post on UOG's website and shall submit to *I Maga'hågan Guåhan* and the Speaker of *I Liheslaturan Guåhan*, in a Microsoft Excel file and written report, annual reports for the Aquaculture Development and Training Center, the WERI Guam Hydrologic Survey, the WERI Comprehensive Water Resource Monitoring Program, the Northern and Southern Soil and Water Conservation Districts Programs, and KPRG. At a minimum, said reports shall include: program mission statements, objectives,

sources of revenue, expenditures by budget classification, number of employees, and contracts; and shall describe program accomplishments in the fiscal year reported.

**Section 15. Scholarships, Financial Assistance, and Other Reports.** Sixty (60) days after the end of Fiscal Year 2021, the President of UOG shall submit to *I Maga'hågan Guåhan* and the Speaker of *I Liheslaturan Guåhan*, in a Microsoft Excel file and written report, and post on the UOG's website, a report of expenditures from appropriations made in this Act for student scholarships, student financial assistance, and the Dr. Antonio C. Yamashita Educator Corps. Said report shall include each program's name, the number of scholarships or loans issued by each program, the names of the recipients awarded by each program, the university or college each award recipient is attending by each program, the date the scholarship or loan was awarded by each program, the anticipated date of cohort graduation by each program, the total amount of awards or loans, the total amount of loans repaid to date by each program, the balance of the outstanding awards or loans by each program, the amount of collections to date for outstanding loans and repayments due by each program, the number of awards for each field of study by each program, and the number of recipients working to complete their academic and financial obligations by each program.

**Section 16. Transfer Authority for the UOG.** Appropriations for the operations of UOG, contained in Section 2 of this Part of this Chapter, may be transferred by the President of UOG out of operations and into the appropriation for statutorily mandated scholarship programs, exclusive of administrative costs, contained in Section 3 of this Part of this Chapter.

**Section 17. Reporting Requirements.** UOG shall submit a drawdown schedule to the Director of Administration pursuant to § 1303.1 of Article 3, Chapter 1, Title 5 GCA, no later than October 31, 2020. Within ten (10) days after the end of every quarter, the President of UOG shall submit to the Speaker of *I Liheslaturan*

*Guåhan* a written report detailing the amount of cash received by UOG from the Department of Administration for the preceding quarter, compared to the quarterly drawdown schedule submitted pursuant to § 1303.1 of Article 3, Chapter 1, Title 5 GCA, for Fiscal Year 2021, detailed by fund.

**Section 18. Exemption from BBMR Allotment Release Control and Appropriation Reserves.** Pursuant to § 1303.1 of Article 3, Chapter 1, Title 5 GCA, the management of allotments by the Bureau of Budget and Management Research (BBMR) *shall not* apply to UOG. BBMR shall fully release the allotments of all appropriations to UOG no later than October 15, 2020 and shall not be authorized to hold any appropriation reserves on any funds appropriated to UOG. The Department of Administration shall provide cash disbursements to UOG for all the General Fund and Special Fund appropriations made to UOG in this Act.

**Section 19. Continuing Appropriation Authorization.** Notwithstanding any other provision of law, the unexpended balance of funds appropriated to the University of Guam for Fiscal Year 2020 and prior shall not lapse and shall continue to be available until fully expended.

## CHAPTER II
## EDUCATION
## PART IV – GUAM COMMUNITY COLLEGE

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

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

**Section 2. Appropriation.** The amounts in the Subsections below are appropriated from the following Funds and for the following purposes to GCC for Fiscal Year 2021:

(a) General Fund Appropriations for Operations. The sum of Sixteen Million Seventy-four Thousand Nine Hundred Seventy-five Dollars **($16,074,975)** is appropriated from the General Fund to GCC for its operations in Fiscal Year 2021.

(b) Appropriations to the GCC Licensed Practical Nursing and Vocational Guidance Programs. The sum of Seven Hundred Twenty-seven Thousand Six Hundred Ninety-six Dollars **($727,696)** is appropriated from the General Fund to GCC for Fiscal Year 2021 to support the operations of the Licensed Practical Nursing Program and the Vocational Guidance Program.

(c) Appropriations to the GCC Apprenticeship Program. The sum of Three Million Two Hundred Twenty Thousand Dollars **($3,220,000)** is

appropriated from the Manpower Development Fund to GCC for the GCC Apprenticeship Program for Fiscal Year 2021. In addition to the authorization contained in § 7120, Chapter 7, Title 22 GCA, the appropriation in this Subsection (c) shall be available and authorized to be used by GCC to fund the operations of other programs at GCC, as approved by its Board and Administration, after all the Apprenticeship Program requirements and obligations have been fully funded.

(d) Federal Matching Grants-in-Aid. The sum of Five Hundred Three Thousand Nine Hundred Eighty-two Dollars (**$503,982**) is authorized from Federal Matching Grants-in-Aid to GCC for its operations in Fiscal Year 2021.

(e) Appropriations for the GCC Lodging Management Program/ProStart Program. The sum of Twenty-two Thousand Nine Hundred Sixty Dollars (**$22,960**) is appropriated from the General Fund for the GCC Lodging Management Program/ProStart Program for Fiscal Year 2021.

**Section 3. GCC Capital Improvements Fund Appropriations.** The sum of Two Hundred Thousand Four Hundred Dollars (**$200,400**) is appropriated from the Territorial Educational Facilities Fund to the GCC Capital Improvements Fund in Fiscal Year 2021 for the purpose of paying rental payments due under the lease-back agreement pursuant to Section 22 of Public Law 31-229.

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

**Section 5. Reporting Requirements.** GCC shall submit a drawdown schedule to the Director of Administration pursuant to § 1303.1 of Article 3, Chapter 1, Title 5 GCA, no later than October 31, 2020. Within ten (10) days after the end of every quarter, the President of GCC shall submit to the Speaker of *I Liheslaturan Guåhan* a written report detailing the amount of cash received by GCC from the Department of Administration for the preceding quarter, compared to the quarterly drawdown schedule submitted pursuant to § 1303.1 of Article 3, Chapter 1, Title 5 GCA, for Fiscal Year 2021, detailed by fund.

**Section 6. First Generation Trust Fund Initiative.** Pursuant to Public Law 33-07, Two Hundred Thousand Dollars (**$200,000**) is appropriated from the General Fund to GCC for the First Generation Trust Fund Initiative.

## CHAPTER II

## EDUCATION

### PART V – GUAM COMMISSION FOR EDUCATOR CERTIFICATION

**Section 1. Appropriation.** The sum of Two Hundred Twenty-eight Thousand Eight Hundred Fifty-six Dollars **($228,856)** is appropriated from the Territorial Educational Facilities Fund to the Guam Commission for Educator Certification (GCEC) for its operations in Fiscal Year 2021 to provide administrative support to the GCEC pursuant to Chapter 27, 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 | $228,856 |
| **TOTAL** | **$228,856** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $0 |

## CHAPTER III

## HEALTH

### PART I – GUAM MEMORIAL HOSPITAL AUTHORITY

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

**Section 2. GMHA Pharmaceuticals Fund Appropriation.** Pursuant to §§ 26208 and 26208.1 of Article 2, Chapter 26, Title 11 GCA, the sum of Eighteen Million Eight Hundred Forty-four Thousand Eight Hundred Six Dollars **($18,844,806)** is appropriated from the GMHA Pharmaceuticals Fund to GMHA for Fiscal Year 2021. Notwithstanding §§ 26208.2 and 26208.3 of Article 2, Chapter 26, Title 11 GCA, *I Maga'hågan Guåhan* is authorized to determine that one hundred percent (100%) of the appropriation in this Section can be expended for GMHA in FY 2021 as a direct subsidy; this determination shall be made via Executive Order, issued *no later than* September 1, 2021.

**Section 3. Healthy Futures Fund Appropriation.** Notwithstanding § 26603(d)(3) of Article 6, Chapter 26, Title 11 GCA, the sum of One Million Seven Hundred Twenty-nine Thousand Five Hundred Ninety-seven Dollars **($1,729,597)** is appropriated from the Healthy Futures Fund to GMHA for Fiscal Year 2021.

**Section 4. General Fund Appropriation.** The sum of Eight Million Two Hundred Eight Thousand Seven Hundred Ninety-five Dollars **($8,208,795)** is appropriated from the General Fund to GMHA for Fiscal Year 2021 operational expenses.

## CHAPTER III

## HEALTH

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

**Section 1. Appropriation.** The sum of Fifty-three Million Eight Hundred Thirty-one Thousand One Hundred Thirty-five Dollars (**$53,831,135**) is appropriated to the Department of Public Health and Social Services (DPHSS) for its operations for Fiscal Year 2021. This sum is composed of Thirty-seven Million Five Hundred Seven Thousand One Hundred Ten Dollars (**$37,507,110**) from the General Fund, and Sixteen Million Three Hundred Twenty-four Thousand Twenty-five Dollars (**$16,324,025**) from the Healthy Futures Fund, the Environmental Health Fund, the Health Professional Licensing Office Revolving Fund, the Office of Vital Statistics Revolving Fund, and the Sanitary Inspection Revolving Fund.

The sum of up to Ninety-seven Million Two Hundred Forty-two Thousand Twenty-seven Dollars (**$97,242,027**) appropriated from the General Fund and the Healthy Futures Fund in this Section is authorized as the local matching requirement for Federal Grants-in-Aid.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

| | |
|---|---|
| GENERAL FUND | **$37,507,110** |
| ENVIRONMENTAL HEALTH FUND | $1,322,570 |
| HEALTHY FUTURES FUND | $14,388,503 |
| HEALTH PROFESSIONAL LICENSING OFFICE REVOLVING FUND | $286,085 |
| OFFICE OF VITAL STATISTICS REVOLVING FUND | $241,442 |
| SANITARY INSPECTION REVOLVING FUND | $85,425 |
| **TOTAL** | **$53,831,135** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $97,242,027 |

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

(a) The sum of Eleven Million Forty-seven Thousand Five Hundred Three Dollars **($11,047,503)** shall be allocated from the General Fund and Two Million Six Hundred Thirty Thousand One Hundred Dollars **($2,630,100)** from the Healthy Futures 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 2021.

(b) The sum of Seven Hundred Sixty Thousand Four Hundred Fifty-three Dollars **($760,453)** from the General 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 2021.

(c) Notwithstanding any other provision of law, all or any of the amounts appropriated in this Section may be authorized to pay for Medicaid for FY 2021, in addition to the authorization in Section 3 of this Part of this Chapter. The funds allocated and authorized in this Section are not subject to *I Maga'hågan Guåhan*'s transfer authority.

**Section 3. Medicaid Program.** The sum of Six Million Six Hundred Sixty-two Thousand Three Hundred Seventy-three Dollars **($6,662,373)** from the General Fund and Six Million Five Hundred Twenty-one Thousand Eight Hundred Twenty-four Dollars **($6,521,824)** from the Healthy Futures Funds shall be allocated and authorized from the appropriations in Section 1 of this Part of this Chapter as the local matching requirement for the Medicaid Program. The sum of Fifty-five Million Eight Hundred Fifty-six Thousand Five Hundred Thirty-nine Dollars **($55,856,539)** is authorized from Federal Matching Grants-in-Aid to DPHSS for said purpose for Fiscal Year 2021. The funds allocated and authorized in this Section are not subject to *I Maga'hågan Guåhan*'s transfer authority.

Notwithstanding any other provision of law, all or any of the amounts appropriated in this Section may be authorized to pay for MIP for Fiscal Year 2021, in addition to the authorization in Section 2 of this Part of this Chapter.

**Section 4. Children's Health Insurance Program (CHIP).** The sum of Three Million Seven Hundred Fifty Thousand Dollars **($3,750,000)** 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 Children's Health Insurance Program, and Twenty-nine Million Seven Hundred Ninety-five Thousand Six Hundred Twenty-eight Dollars **($29,795,628)** is authorized from Federal Matching Grants-in-Aid to DPHSS for said purpose for Fiscal Year 2021.

**Section 5. Program Authorizations.** The sum of Six Hundred Forty-one Thousand Three Hundred Fifty-two Dollars **($641,352)** 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 programs of the Division of Senior Citizens, and Three Million Eighty-eight Thousand Five Hundred Sixty-three Dollars **($3,088,563)** is authorized from Federal Matching Grants-in-Aid to DPHSS for the operations of the Division of Senior Citizen programs, to include the State Office of Aging, Support Services, Congregate Meals, Home-Delivered Meals, Preventive Health, Medication Management, and the National Family Caregiver Support Program for Fiscal Year 2021.

**Section 6. Public Assistance Program Payments.** Up to the sum of Three Million One Hundred Sixty Thousand One Hundred Twenty-five Dollars **($3,160,125)** shall be allocated and authorized from the General Fund appropriation in Section 1 of this Part of this Chapter to DPHSS as the local matching requirement for Federal Matching Grants-in-Aid for public assistance program payments and administration for Fiscal Year 2021. Three Million Nine Hundred Sixty-one

Thousand Four Hundred Thirty Dollars (**$3,961,430**) is authorized from the Federal Matching Grants-in-Aid.

**Section 7. Medicines and Vacant Positions for DPHSS Community Health Centers.** The sum of Five Hundred Thirty-five Thousand Ninety-nine Dollars (**$535,099**) shall be allocated from the Healthy Futures Fund appropriation in Section 1 of this Part of this Chapter to DPHSS Community Health Centers for Fiscal Year 2021.

**Section 8. Enhanced Allotment Plan.** The sum of One Million One Hundred Forty-nine Thousand Two Hundred Eighty-eight Dollars (**$1,149,288**) 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 Enhanced Allotment Plan (Medicaid Part D) Program, and One Million Four Hundred Four Thousand Six Hundred Eighty-five Dollars (**$1,404,685**) is authorized from Federal Matching Grants-in-Aid to DPHSS for said purpose for Fiscal Year 2021.

**Section 9. DPHSS Continuing Appropriation Authorization for MIP and Medicaid.** The unexpended balance of appropriations from the General Fund and Special Funds to DPHSS for MIP and Medicaid in Fiscal Year 2020 and Fiscal Year 2021 shall not revert to the General Fund and shall be available until fully expended for the original purposes of said appropriations. The Director of DPHSS shall submit a report to the Speaker of *I Liheslaturan Guåhan* regarding the allocation, demographics, and expenditures of the appropriations contained herein no later than thirty (30) days after the end of each quarter and post the same on the DPHSS website. The Director of Administration shall pay MIP and Medicaid vendors on a first-in, first-out basis.

**Section 10. Appropriation to the Guam Cancer Registry.** Notwithstanding § 26603(d) of Article 6, Chapter 26, Title 11 GCA, the sum of Three Hundred Eighty-nine Thousand One Hundred Forty-four Dollars (**$389,144**)

is appropriated from the Healthy Futures Fund to DPHSS to maintain the Guam Cancer Registry, pursuant to § 3201.1 of Article 2, Chapter 3, Title 10 GCA, in Fiscal Year 2021. DPHSS shall provide funding to the University of Guam (UOG) for services, supplies, and materials in executing the Memorandum of Agreement between UOG and DPHSS regarding the collection of data and the maintenance of the Guam Cancer Registry. Any funds pursuant to this Section not expended in Fiscal Year 2021 shall revert to the Guam Cancer Trust Fund.

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

**Section 12. Appropriations for Health Insurance Premiums for Foster Children.** The sum of Six Hundred Sixty-five Thousand Three Hundred Ninety-six Dollars (**$665,396**) is appropriated from the General Fund to DPHSS for the purpose of paying the premiums for health insurance for foster children. The DPHSS Bureau of Social Services Administration shall be the subscriber for foster children covered under Public Law 32-189 and shall remit payments to the Department of Administration or to the insurance provider for the purpose of paying the premiums.

**Section 13. Guam Board of Medical Examiners.** The sum of Two Hundred Eighty-six Thousand Eighty-five Dollars (**$286,085**) shall be allocated from the Health Professional Licensing Office Revolving Fund appropriation in Section 1 of this Part of this Chapter to DPHSS for the purposes pursuant to § 12229 of Article 2, Chapter 12, Title 10 GCA, in Fiscal Year 2021.

**Section 14. Office of Vital Statistics.** The sum of Two Hundred Forty-one Thousand Four Hundred Forty-two Dollars (**$241,442**) shall be allocated from the

Office of Vital Statistics Revolving Fund appropriation in Section 1 of this Part of this Chapter to DPHSS for the purposes pursuant to § 3227.1 of Article 2, Chapter 3, Title 10 GCA, in Fiscal Year 2021.

**Section 15. Child Protective Services.** The sum of One Hundred Fourteen Thousand Sixty-eight Dollars **($114,068)** is appropriated from the General Fund to the Department of Public Health and Social Services for the Child Protective Services Program in Fiscal Year 2021.

**Section 16. Medical Cannabis Program.** The sum of Four Hundred Fifty Thousand Dollars **($450,000)** shall be allocated from the General Fund appropriation in Section 1 of this Part of this Chapter for the Medical Cannabis Program for Fiscal Year 2021.

**Section 17. Foster Care Group Home.** The sum of Seven Hundred Sixty Thousand Four Hundred Fifty-three Dollars **($760,453)** shall be allocated from the General Fund appropriation in Section 1 of this Part of this Chapter to the Department of Public Health and Social Services for the operation of the *I Guma Mina'åse'* Sister Mary Brigid Perez, RSM, Group Child Care Home for Fiscal Year 2021.

**Section 18. Foster Care Group Home Continuing Appropriation.** Section 17 of Part II, Chapter III, Public Law 35-36 is *amended* to read:

"**Section 17. Foster Care Group Home.** The sum of Eight Hundred Thousand Dollars **($800,000)** is appropriated from the General Fund to the Department of Public Health and Social Services for the operation of the *I Guma Mina'åse'* Sister Mary Brigid Perez, RSM, Group Child Care Home. Notwithstanding any other provision of law, this appropriation shall continue to be available until September 30, 2021, and is not subject to transfer or use for any other purpose."

**Section 19.** Notwithstanding any other provision of law, eighty-five percent (85%) of the Fiscal Year 2020 fund balance of the Healthy Futures Fund that was not appropriated in Public Law 35-36 is hereby appropriated to the Department of Public Health and Social Services, and fifteen percent (15%) shall be appropriated to the Guam Cancer Trust Fund.

**Section 20. Transfer Authority of the Department of Public Health and Social Services.** The Department of Public Health and Social Services is authorized to transfer funds in Fiscal Year 2021 from the appropriations in Section 1 of this Part II of this Chapter to fund its divisions, and programs identified in all the Sections of this Part II of this Chapter. The amounts appropriated in Sections 2, 3, 9, and 15 of this Part II of this Chapter may not be transferred for any other purposes than what is set forth in said Sections.

## CHAPTER III

## HEALTH

### PART III – GUAM BEHAVIORAL HEALTH AND WELLNESS CENTER

**Section 1. Appropriation.** Notwithstanding any other provision of law, the sum of Twenty Million Two Hundred Twenty-nine Thousand Seven Dollars **($20,229,007)** is appropriated from the Healthy Futures Fund to the Guam Behavioral Health and Wellness Center (GBHWC) for its operations for Fiscal Year 2021.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

| | |
|---|---|
| HEALTHY FUTURES FUND | $20,229,007 |
| **TOTAL** | **$20,229,007** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $0 |

**Section 2. Detoxification and Rehabilitation Services.** The sum of One Million Nine Hundred Nine Thousand Nine Hundred Twenty-four Dollars **($1,909,924)** is appropriated from the Healthy Futures Fund to GBHWC for Fiscal Year 2021 to fund drug and alcohol detoxification, rehabilitation, and prevention services programs, which may be contracted out to non-governmental organizations to include the Salvation Army Lighthouse Recovery Center and the Oasis Empowerment Center; and the expenditure of such funds shall comply with 48 U.S.C. § 1421b(p).

**Section 3. Focus on Life Suicide Prevention Program.** The sum of Eighty-one Thousand Seven Hundred Forty-nine Dollars **($81,749)** is appropriated from the General Fund to GBHWC for Fiscal Year 2021 to fund the Focus on Life Suicide Prevention Program.

**Section 4. Inpatient Detoxification Program (New Beginnings).** The sum of Eight Hundred Thousand Dollars **($800,000)** is appropriated from the Healthy

Futures Fund to GBHWC to fund the Inpatient Detoxification Program (New Beginnings).

**Section 5. Youth Mental Health First Aid Program.** The sum of Two Hundred Eighty-five Thousand One Hundred Seventy Dollars **($285,170)** is appropriated from the General Fund to GBHWC to fund the Youth Mental Health First Aid Program.

## CHAPTER III

## HEALTH

## PART IV – DEPARTMENT OF INTEGRATED SERVICES FOR INDIVIDUALS WITH DISABILITIES

**Section 1. Appropriation.** The sum of Nine Hundred Ninety-nine Thousand Nine Hundred Fifty-four Dollars (**$999,954**) is appropriated to the Department of Integrated Services for Individuals with Disabilities (DISID) for its operations for Fiscal Year 2021. This sum is composed of Four Hundred Twenty-two Thousand Two Hundred Ninety-four Dollars (**$422,294**) from the General Fund, and Five Hundred Seventy-seven Thousand Six Hundred Sixty Dollars (**$577,660**) from the Healthy Futures Fund.

The sum of Three Hundred Sixty-four Thousand Four Hundred Twenty-six Dollars (**$364,426**) of General Fund and Special Fund appropriations in this Section is authorized as the local matching requirement for Federal Matching Grants-in-Aid.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

| | |
|---|---|
| GENERAL FUND | $422,294 |
| HEALTHY FUTURES FUND | $577,660 |
| **TOTAL** | **$999,954** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $2,085,461 |

**Section 2. Job Coaches.** The sum of Sixty-eight Thousand Seven Hundred Thirty-eight Dollars (**$68,738**) from the Healthy Futures Fund shall be allocated from the appropriation in Section 1 of this Part of this Chapter for job coaches to assist individuals with disabilities to maintain gainful employment. Notwithstanding any other provision of law, the unexpended balance of funds appropriated to the Department of Integrated Services for Individuals with Disabilities for job coaches

for Fiscal Year 2020 and prior shall not lapse and shall continue to be available until fully expended.

## CHAPTER IV

## UNIFIED JUDICIARY

**Section 1. Appropriation.** The amounts specified in this Section are appropriated from the General Fund to the Unified Judiciary for its operations in Fiscal Year 2021.

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

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

| | |
|---|---|
| GENERAL FUND | $29,444,760 |
| SAFE STREETS FUND | $100,837 |
| **TOTAL** | **$29,545,597** |

**Section 2. Drug and Therapeutic Courts.** The sum of up to One Million Eight Hundred Twenty-one Thousand Four Hundred Ninety-five Dollars (**$1,821,495**) shall be allocated from the General Fund appropriation in Section 1 of this Chapter to the Unified Judiciary for the operations of the Adult and Juvenile Drug Courts, the Mental Health Court, and any other therapeutic court programs approved by the Judicial Council for Fiscal Year 2021.

**Section 3. Family Visitation Center.** The sum of One Hundred Thousand Eight Hundred Thirty-seven Dollars (**$100,837**) shall be allocated from the Safe Streets Fund appropriation in Section 1 of this Chapter to the Unified Judiciary for Fiscal Year 2021 to pay for contractual services for the operations of the Family

Visitation Center; provided, that the Unified Judiciary must comply with § 92124 of Article 1, Chapter 92, Title 9 GCA.

**Section 4. Sex Offender Registry.** Such sums as deemed necessary by the Unified Judiciary may be allocated from the General Fund appropriation in Section 1 of this Chapter to the Unified Judiciary to administer the sex offender assessment, treatment, and rehabilitation program in accordance with Public Law 35-71 in Fiscal Year 2021.

**Section 5. Transfer Authority of the Unified Judiciary.** The Unified Judiciary is authorized to transfer funds in Fiscal Year 2021 from the appropriations in Section 1 of this Chapter to fund the divisions and programs identified in Sections 2, 3, and 4 of this Chapter.

**Section 6. Judicial Building Fund Fiscal Year 2021 Budget.** The Unified Judiciary shall report its Judicial Building Fund Fiscal Year 2021 Budget to *I Maga'hågan Guåhan* and the Speaker of *I Liheslaturan Guåhan*, in a Microsoft Excel file and written report, on or before May 1 of Fiscal Year 2021 and post the same on its website.

**Section 7. Judicial Building Fund Revenues and Expenditures Reporting.** The Unified Judiciary shall report all revenues and expenditures for the Judicial Building Fund to *I Maga'hågan Guåhan* and the Speaker of *I Liheslaturan Guåhan*, in a Microsoft Excel file and written report, on a quarterly basis and post the same on its website. Each quarterly report shall be due no later than thirty (30) days after the end of each quarter.

**Section 8. Unified Judiciary Authorization to Fund Any Operational Shortfall.** The Unified Judiciary is authorized to fund any operational shortfall for Fiscal Year 2021 from any fund sources under its control, excluding funds held in trust. Transfers from the Judicial Building Fund must be consistent with the

covenants and provisions of the loan documents between the Unified Judiciary and its lender.

**Section 9. Continuing Appropriation Authorization.** Notwithstanding any other provision of law, the allotted but unexpended balance of funds appropriated to the Unified Judiciary for Fiscal Year 2020 and prior shall not lapse and shall continue to be available until fully expended.

## CHAPTER V

## EXECUTIVE BRANCH

**Section 1. Authorization.** The amounts specified in Subsections (a) through (ll) of this Section are hereby authorized out of the General Fund, Special Funds, and Federal Matching Grants-in-Aid specified for the agencies, departments, and offices in each Subsection for Executive Branch operations in Fiscal Year 2021.

**(a) OFFICE OF *I MAGA'HÅGAN GUÅHAN***

(1) Appropriation. The sum of Six Million One Hundred Forty-five Thousand Two Hundred Forty-nine Dollars (**$6,145,249**) is appropriated to the Office of *I Maga'hågan Guåhan* for its operations for Fiscal Year 2021. This sum is composed of Five Million Eight Hundred Fifty-one Thousand Four Hundred Twenty-four Dollars (**$5,851,424**) from the General Fund, and Two Hundred Ninety-three Thousand Eight Hundred Twenty-five Dollars (**$293,825**) from the Indirect Cost Fund.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

| | |
|---|---|
| GENERAL FUND | $5,851,424 |
| INDIRECT COST FUND | $293,825 |
| **TOTAL** | **$6,145,249** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $0 |

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

(1) Appropriation. The sum of Three Hundred Eighty-three Thousand Two Hundred Thirty-three Dollars (**$383,233**) is appropriated from the General Fund to the Commission on Decolonization (COD) for its operations in Fiscal Year 2021.

SUMMARY OF APPROPRIATION FUNDING SOURCE

| | |
|---|---|
| GENERAL FUND | $383,233 |
| **TOTAL** | **$383,233** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $0 |

(2) Public Information Program. The sum of not less than One Hundred Sixty-five Thousand Dollars (**$165,000**) shall be allocated from the General Fund appropriation in Subsection (b)(1) of this Section for the sole purpose of conducting an extensive public education and information program by the COD and the Free Association, Independence, and Statehood Task Forces pursuant to § 2109, Chapter 21, Title 1 GCA. No funds allocated herein shall be expended for personnel or travel. The funds allocated in this Subsection shall be distributed in the amount of Fifty-five Thousand Dollars (**$55,000**) to each Task Force in Fiscal Year 2021. Notwithstanding Chapter 5, Title 5 GCA or any other provision of law, these funds shall be expended exclusively as advised by the Task Forces and approved by a vote of the COD. A complete record of procurement and expenditures shall be published on the COD's website within thirty (30) days after the end of each quarter. Any funds appropriated to the COD pursuant to this Subsection not expended in Fiscal Year 2021 shall not lapse and shall revert to the COD.

(3) The COD is authorized to use the services of another government of Guam agency to administer its accounting, procurement, payroll, and financial reporting requirements.

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

(1) Appropriation. The sum of Four Hundred Eight Thousand Five Hundred Fifty-three Dollars (**$408,553**) is appropriated from the GALC Survey, Infrastructure, and Development Fund to the Guam Ancestral Lands Commission (GALC) for its operations for Fiscal Year 2021.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

| | |
|---|---|
| GUAM ANCESTRAL LANDS COMMISSION SURVEY, INFRASTRUCTURE, AND DEVELOPMENT FUND | $408,553 |
| **TOTAL** | **$408,553** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $0 |

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

(1) Appropriation. The sum of Five Hundred Eighty-one Thousand Six Hundred Ninety-two Dollars (**$581,692**) is appropriated from the General Fund to the Guam Office of Veterans Affairs (OVA) for its operations for Fiscal Year 2021.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

| | |
|---|---|
| GENERAL FUND | $581,692 |
| **TOTAL** | **$581,692** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $0 |

(2) Transfer of Funds. *I Maga'hågan Guåhan* is hereby authorized to transfer funds from the Fiscal Year 2021 appropriations set forth in the Office of *I Maga'hågan Guåhan*, as provided in Subsection (a)(1) of this Section, to OVA in an amount not to exceed Three Hundred Thousand Dollars (**$300,000**) for operational requirements.

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

(1) Appropriation. The sum of One Million Three Hundred Eighteen Thousand Eight Hundred Forty- four Dollars (**$1,318,844**) is appropriated to the Bureau of Budget and Management Research (BBMR) for its operations for Fiscal Year 2021. This sum is composed of One Million Twenty Thousand Fifty-seven Dollars (**$1,020,057**) from the General Fund, and Two Hundred Ninety-eight Thousand Seven Hundred Eighty-seven Dollars (**$298,787**) from the Indirect Cost Fund.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

| | |
|---|---|
| GENERAL FUND | $1,020,057 |
| INDIRECT COST FUND | $298,787 |
| **TOTAL** | **$1,318,844** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $0 |

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

(1) Appropriation. The sum of Eight Hundred Ninety-seven Thousand Three Hundred Fifty-six Dollars (**$897,356**) is appropriated from the General Fund to the Civil Service Commission (CSC) for its operations for Fiscal Year 2021.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

| | |
|---|---|
| GENERAL FUND | $897,356 |
| **TOTAL** | **$897,356** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $0 |

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

(1) Appropriation. The sum of Seven Million Four Hundred Fifty-three Thousand Dollars (**$7,453,000**) is appropriated to the Department of Administration (DOA) for its operations for Fiscal Year 2021. This sum is composed of Six Million Five Hundred Fifty-three Thousand Three Hundred Ninety-four Dollars (**$6,553,394**) from the General Fund, and Eight Hundred Ninety-nine Thousand Six Hundred Six Dollars (**$899,606**) from the Indirect Cost Fund and the Limited Gaming Fund.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

| | |
|---|---|
| GENERAL FUND | $ 6,553,394 |
| INDIRECT COST FUND | $815,007 |
| LIMITED GAMING FUND | $ 84,599 |
| **TOTAL** | **$7,453,000** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $0 |

(2) Limited Gaming Fund. The sum of Eighty-four Thousand Five Hundred Ninety-nine Dollars (**$84,599**) shall be allocated from the Limited Gaming Fund appropriation in Subsection (g)(1) of this Section for the purposes set forth § 5204(b) of Article 2, Chapter 5, Title 11 GCA, for Fiscal Year 2021. This allocation is not subject to transfer or use for any other purpose.

(3) Support of Child in Custody. The sum of Five Hundred Fifty Thousand Dollars (**$550,000**) is appropriated from the General Fund to DOA for Fiscal Year 2021 for the sole purpose of paying orders of the court pursuant to § 5116 of Chapter 5, Title 19 GCA.

(4) Residential Treatment Fund. The sum of Two Million One Hundred Eighty-six Thousand Three Hundred One Dollars (**$2,186,301**) is

appropriated from the General Fund to DOA for Fiscal Year 2021 to pay for the expenses of persons under the jurisdiction of the Superior Court of Guam who require residential care because of physical, mental, or emotional disabilities or severe emotional disturbances.

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

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

(5) Government Claims Fund. The sum of Two Hundred Fifty Thousand Dollars (**$250,000**) is appropriated from the General Fund to DOA for the Government of Guam Claims Fund for payment of approved government claims in Fiscal Year 2021.

The Director of DOA shall, no later than thirty (30) days after the close of each quarter, submit a report to the Speaker of *I Liheslaturan Guåhan*, in a Microsoft Excel file and written report, describing expenditures made pursuant to this appropriation and post the same on the DOA website.

(6) Government of Guam's Basic Financial Statements and Single Audit Report. The sum of Four Hundred Thirty-nine Thousand Eight Hundred Dollars (**$439,800**) is appropriated from the General Fund to DOA for the Fiscal Year 2021 Audit of the Government of Guam's Basic Financial Statements and Single Audit Report. The Public Auditor shall administer said funds and shall oversee the annual audit.

(7) Single Audit Report on the Tourist Attraction Fund. The sum of Twenty Thousand Five Hundred Dollars (**$20,500**) is appropriated from the Tourist Attraction Fund to DOA for the Fiscal Year 2021 Audit of the Government of Guam's Tourist Attraction Fund Financial Statement and Single Audit Report in Fiscal Year 2021. The Public Auditor shall administer said funds and shall oversee the annual audit.

(8) Single Audit Report on the Guam Highway Fund. The sum of Eighteen Thousand Five Hundred Dollars (**$18,500**) is appropriated from the Guam Highway Fund to DOA for the Fiscal Year 2021 Audit of the Government of Guam's Highway Fund Financial Statement and Single Audit Report in Fiscal Year 2021. The Public Auditor shall administer said funds and shall oversee the annual audit.

(9) Public Streetlights Appropriation. The sum of Four Million Nine Hundred Fifty-one Thousand Seven Hundred Seven Dollars (**$4,951,707**) is appropriated to DOA to pay the Guam Power Authority for the operation of public streetlights in Fiscal Year 2021. This sum is composed of Four Million Three Hundred Two Thousand Four Hundred Nineteen Dollars (**$4,302,419**) from the Street Light Fund, and Six Hundred Forty-nine Thousand Two Hundred Eighty-eight Dollars (**$649,288**) from the Guam Highway Fund.

(10) Funding for Membership to WICHE. The sum of Seventy-eight Thousand Five Hundred Dollars (**$78,500**) is appropriated from the General Fund to DOA to fund Guam's proportionate share of its annual dues to the Western Interstate Commission for Higher Education (WICHE) for School Year 2020-2021.

(11) Guam Academy Charter Schools Council Administrative Support. The sum of One Hundred Forty-two Thousand Five Hundred Eighty-five Dollars (**$142,585**) is appropriated from the General Fund to DOA for

Fiscal Year 2021 to fund the clerical and administrative support provided by DOA, including, but not limited to, full-time staff to prioritize the Guam Academy Charter Schools Council's operational requirements, an administrative office, conference room, office equipment, furnishings, and supplies.

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

(1) Appropriation. The sum of Eleven Million Seven Hundred Fifty-five Thousand Nine Hundred Sixty-eight Dollars **($11,755,968)** is appropriated to the Department of Revenue and Taxation (DRT) for its operations for Fiscal Year 2021. This sum is composed of Eight Million Nine Hundred Forty-five Thousand Three Hundred Thirty-six Dollars **($8,945,336)** from the General Fund, and Two Million Eight Hundred Ten Thousand Six Hundred Thirty-two Dollars **($2,810,632)** from the Banking and Insurance Enforcement Fund, the Better Public Service Fund, and the Tax Collection Enhancement Fund.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

| | |
|---|---|
| GENERAL FUND | $8,945,336 |
| BANKING AND INSURANCE ENFORCEMENT FUND | $479,765 |
| BETTER PUBLIC SERVICE FUND | $1,410,919 |
| TAX COLLECTION ENHANCEMENT FUND | $919,948 |
| **TOTAL** | **$11,755,968** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $0 |

(2) Banking and Insurance Enforcement Fund. The sum of Four Hundred Seventy-nine Thousand Seven Hundred Sixty-five Dollars **($479,765)** shall be allocated from the Banking and Insurance Enforcement Fund appropriation in Subsection (h)(1) of this Section for the purpose of enforcement within the purview of the Office of Commissioner of Banking and Insurance and the Banking and Insurance Board, pursuant to § 103120, Chapter 103, Title 11 GCA, in Fiscal Year 2021.

(3) DRT Authorization to Utilize the Better Public Service Fund for Tax Collection. Notwithstanding any other provision of law, DRT is hereby

authorized to use its appropriation in Subsection (h)(1) of this Section from the Better Public Service Fund for the purpose of tax collection.

(4) Continuing Appropriation Authorization. Notwithstanding any other provision of law, the unexpended balance of funds appropriated to the Department of Revenue and Taxation for Fiscal Year 2020 and prior shall not lapse and shall continue to be available until fully expended. The unexpended balance from prior appropriations shall be utilized for technological upgrades and efforts to adapt automation by the Department of Revenue and Taxation.

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

(1) Appropriation. The sum of One Million One Hundred Six Thousand Seven Hundred Forty Dollars **($1,106,740)** is appropriated from the General Fund to the Bureau of Statistics and Plans (BSP) for its operations for Fiscal Year 2021.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

| | |
|---|---|
| GENERAL FUND | $1,106,740 |
| **TOTAL** | **$1,106,740** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $0 |

(2) Business and Economic Statistics Program. The sum of Three Hundred Thirty-one Thousand Six Hundred Ninety-three Dollars **($331,693)** shall be allocated from the appropriation in Subsection (i)(1) of this Section for the sole purpose of funding the Business and Economic Statistics Program in Fiscal Year 2021. Notwithstanding any other provision of law and this Act, *I Maga'hågan Guåhan* and the Bureau of Budget and Management Research shall not be authorized to transfer the allocation in this Subsection (i)(2) to any other division within BSP, or any other department or agency of the government of Guam.

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

(1) Appropriation. Notwithstanding any other provision of law, the sum of Eighteen Million Three Hundred Eight Thousand Five Hundred Seventy-one Dollars (**$18,308,571**) is appropriated to the Department of Public Works (DPW) for its operations for Fiscal Year 2021. This sum is composed of Eleven Million Fifty-four Thousand Three Hundred Nine Dollars (**$11,054,309**) from the Guam Highway Fund, and Seven Million Two Hundred Fifty-four Thousand Two Hundred Sixty-two Dollars (**$7,254,262**) from the Territorial Educational Facilities Fund.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

| | |
|---|---|
| GUAM HIGHWAY FUND | $11,054,309 |
| TERRITORIAL EDUCATIONAL FACILITIES FUND | $7,254,262 |
| **TOTAL** | **$18,308,571** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $0 |

(2) Village Streets and Roads Resurfacing and Repairs. The sum of Two Million Seven Hundred Eighty Thousand Seven Hundred Three Dollars (**$2,780,703**) shall be allocated from the Guam Highway Fund appropriation in Subsection (j)(1) of this Section to DPW for the purpose of funding village streets and roads resurfacing and repairs in Fiscal Year 2021. The sums appropriated in this Subsection shall not be subject to *I Maga'hågan Guåhan's* transfer authority.

(3) Additional Village Streets and Roads Resurfacing and Repairs. The balance of the Guam Highway Fund as of September 30, 2020, shall be appropriated for the purpose of funding additional village streets and roads resurfacing and repairs. DPW shall submit a monthly status report as to all village streets repairs undertaken in Fiscal Year 2021.

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

(1) Appropriation. The sum of Seven Hundred Twenty-five Thousand Two Hundred Fifty-two Dollars (**$725,252**) is appropriated from the Contractors License Board Fund to the Guam Contractors License Board (CLB) for its operations for Fiscal Year 2021.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

| | |
|---|---|
| GUAM CONTRACTORS LICENSE BOARD FUND | $725,252 |
| **TOTAL** | **$725,252** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $0 |

(2) Guam Building Code Council. No more than the sum of One Hundred Ten Thousand Dollars (**$110,000**) shall be allocated from the appropriation in Subsection (k)(1) of this Section for the Guam Building Code Council (GBCC) for Fiscal Year 2021.

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

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

(1) Appropriation. The sum of Two Hundred Eighty-eight Thousand One Hundred Eighty-two Dollars **($288,182)** 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 2021.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

| | |
|---|---|
| PEALS FUND | $288,182 |
| **TOTAL** | **$288,182** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $0 |

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

(1) Appropriation. Notwithstanding any other provision of law, the sum of Thirty-four Million Three Hundred Thirty-two Thousand Six Hundred Thirty-two Dollars **($34,332,632)** is appropriated to the Guam Police Department (GPD) for its operations for Fiscal Year 2021. This sum is composed of Twenty-nine Million Five Hundred Sixteen Thousand Thirty-seven Dollars **($29,516,037)** from the General Fund, and Four Million Eight Hundred Sixteen Thousand Five Hundred Ninety-five Dollars **($4,816,595)** from the Police Patrol Vehicle and Equipment Revolving Fund, the Police Services Fund, the Guam Highway Fund, and the Tourist Attraction Fund.

The sum of Seven Hundred Thousand Nine Hundred Seventy Dollars **($700,970)** appropriated from the General Fund or Special Funds in this Subsection is authorized as the local matching requirement for Federal Grants-in-Aid for Fiscal Year 2021.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

| | |
|---|---|
| GENERAL FUND | $29,516,037 |
| GUAM HIGHWAY FUND | $1,715,003 |
| POLICE PATROL VEHICLE AND EQUIPMENT REVOLVING FUND | $329,366 |
| POLICE SERVICES FUND | $989,915 |
| TOURIST ATTRACTION FUND | $1,782,311 |
| **TOTAL** | **$34,332,632** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $700,970 |

(2) Police Patrol Vehicle and Equipment Revolving Fund. The sum of Three Hundred Twenty-nine Thousand Three Hundred Sixty-six Dollars **($329,366)** shall be allocated from the Police Patrol Vehicle and Equipment

Revolving Fund appropriation in Subsection (m)(1) of this Section for the purpose of acquiring vehicles and requisite associated equipment, and supporting the repair and maintenance of GPD vehicles pursuant to § 77135 of Article 1, Chapter 77, Title 10 GCA, in Fiscal Year 2021.

(3) Cost-Sharing Initiative Related to the Criminal Justice Information System (CJIS) Integration Report. The sum of Eighty-one Thousand Six Hundred Three Dollars **($81,603)** is appropriated from the General Fund to GPD to pay the Unified Judiciary for GPD's share of twenty-five percent (25%) of the total annual cost of message switch maintenance, National Law Enforcement Telecommunications System (NLETS) membership, and other associated costs for Fiscal Year 2021, totaling Three Hundred Twenty-six Thousand Four Hundred Twelve Dollars **($326,412)** 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 the Department of Corrections, the Attorney General of Guam, and the Administrator of the Courts.

(4) Safe Schools Initiative. Notwithstanding any other provision of law, the sum of Two Hundred Eighty-five Thousand One Hundred Seventy Dollars **($285,170)** is appropriated from the General Fund to GPD for its Safe Schools Initiative.

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

(1) Appropriation. The sum of Twenty-six Million Nine Hundred Fifty-one Thousand Nine Hundred Sixty-four Dollars **($26,951,964)** is appropriated to the Department of Corrections (DOC) for its operations for Fiscal Year 2021. This sum is composed of Twenty-five Million Nine Hundred Eighty Thousand Six Hundred Twenty-three Dollars **($25,980,623)** from the General Fund, and Nine Hundred Seventy-one Thousand Three Hundred Forty-one Dollars **($971,341)** from the Department of Corrections Inmate Revolving Fund and the Safe Streets Fund.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

| | |
|---|---|
| GENERAL FUND | $25,980,623 |
| DEPARTMENT OF CORRECTIONS INMATE REVOLVING FUND | $904,117 |
| SAFE STREETS FUND | $67,224 |
| **TOTAL** | **$26,951,964** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $0 |

(2) Cost of Care and Custody for Prisoners Confined in Federal Facilities. The sum of Four Hundred Ninety-five Thousand Two Hundred Fifty-two Dollars **($495,252)** is appropriated from the General Fund to DOC for the payment of Fiscal Year 2021 obligations for prisoners confined in federal facilities of the Federal Bureau of Prisons.

(3) Cost-Sharing Initiative Related to the Criminal Justice Information System (CJIS) Integration Report. The sum of Eighty-one Thousand Six Hundred Three Dollars **($81,603)** is appropriated from the General Fund to DOC to pay the Unified Judiciary for DOC's share of twenty-five percent (25%) of the total annual cost of message switch maintenance, National Law Enforcement Telecommunications System (NLETS)

membership, and other associated costs for Fiscal Year 2021, totaling Three Hundred Twenty-six Thousand Four Hundred Twelve Dollars (**$326,412**) 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 the Department of Corrections, the Attorney General of Guam, and the Administrator of the Courts.

(4) The sum of Two Million Eight Hundred Ninety-six Thousand Nine Hundred Fifty-six Dollars (**$2,896,956**) shall be allocated from the appropriation from the General Fund in Subsection (n)(1) of this Section to DOC to pay the Guam Memorial Hospital Authority (GMHA) per the Memorandum of Understanding between DOC and GMHA for providing health services to inmates.

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

(1) Appropriation. Notwithstanding any other provision of law, the sum of Three Million Seven Hundred Ninety-one Thousand Fourteen Dollars **($3,791,014)** is appropriated to the Department of Agriculture (AGR) for its operations for Fiscal Year 2021. This sum is composed of Two Million Eight Hundred Ninety-seven Thousand Two Hundred Ninety-seven Dollars **($2,897,297)** from the General Fund, and Eight Hundred Ninety-three Thousand Seven Hundred Seventeen Dollars **($893,717)** from the Guam Invasive Species Inspection Fee Fund, the Guam Plant Inspection and Permit Fund, the Rabies Prevention Fund, and the Tourist Attraction Fund.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

| | |
|---|---|
| GENERAL FUND | $2,897,297 |
| GUAM INVASIVE SPECIES INSPECTION FEE FUND | $610,190 |
| GUAM PLANT INSPECTION AND PERMIT FUND | $98,208 |
| RABIES PREVENTION FUND | $44,610 |
| TOURIST ATTRACTION FUND | $140,709 |
| **TOTAL** | **$3,791,014** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $0 |

(2) Animal Shelter. The sum of One Hundred Forty-two Thousand Five Hundred Eighty-five Dollars **($142,585)** is appropriated from the General Fund to AGR for Fiscal Year 2021 for the operations of the Guam Animals in Need Animal Shelter in *Yigo*, Guam. Notwithstanding any other provision of law, the unexpended balance of funds appropriated to AGR in Fiscal Years 2019 and 2020 for the operations of the Animal Shelter shall not lapse and shall continue to be available until fully expended.

(3) Rabies Prevention Funding. The sum of Forty-four Thousand Six Hundred Ten Dollars (**$44,610**) shall be allocated from the Rabies Prevention Fund appropriation in Subsection (o)(1) of this Section for use pursuant to § 34307 of Article 3, Chapter 34, Title 10 GCA, in Fiscal Year 2021.

(4) Notwithstanding Chapter 70 of Division 7, Title 5 GCA, or any other provision of law, rule, or regulation, the AGR is authorized to expend revenues from the Guam Invasive Species Inspection Fee in excess of the amount estimated in Section 2 of Chapter I of this Act for Fiscal Year 2021.

(5) Notwithstanding any other provision of law, the allotted but unexpended balance of funds appropriated to the Department of Agriculture for Fiscal Years 2019 and 2020 shall not lapse and shall continue to be available until fully expended.

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

(1) Appropriation. The sum of One Million Two Hundred Seventeen Thousand Six Hundred Eighty-five Dollars (**$1,217,685**) is appropriated from the Territorial Educational Facilities Fund to the Guam Public Library System (GPLS) for its operations for Fiscal Year 2021.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

| | |
|---|---|
| TERRITORIAL EDUCATIONAL FACILITIES FUND | $1,217,685 |
| **TOTAL** | **$1,217,685** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $0 |

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

(1) Appropriation. The sum of Five Million Three Hundred Fifteen Thousand Five Hundred Fifty-eight Dollars **($5,315,558)** is appropriated to the Department of Youth Affairs (DYA) for its operations for Fiscal Year 2021. This sum is composed of Four Million Six Hundred Thirty-three Thousand Fifty-six Dollars **($4,633,056)** from the General Fund, and Six Hundred Eighty-two Thousand Five Hundred Two Dollars **($682,502)** from the Healthy Futures Fund.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

| | |
|---|---|
| GENERAL FUND | $4,633,056 |
| HEALTHY FUTURES FUND | $682,502 |
| **TOTAL** | **$5,315,558** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $0 |

(2) Youth Programs Appropriation. The sum of Two Hundred Thousand Dollars **($200,000)** is appropriated from the General Fund to DYA for Fiscal Year 2021 to fund programs contracted out to non-governmental organizations for services to youths who are runaways, homeless, or victims of abuse.

(3) Summer Employment and Youth Training Programs. Pursuant to § 21103 of Chapter 21, Title 19 GCA, the sum of Five Hundred Seventy Thousand Three Hundred Thirty-nine Dollars **($570,339)** is hereby appropriated from the General Fund to DYA to carry out the Summer Youth Employment Programs contained in 19 GCA, Chapter 21. Notwithstanding any other provision of law, or rule or regulation, the funds appropriated for the Summer Employment Youth Training Programs may be used for the operations of DYA in the event said Programs cannot be implemented or

continued due to the COVID-19 pandemic or a natural disaster, and such appropriation shall continue to be available to DYA for its operations until fully expended.

(4) Continuing Appropriation Authorization. Notwithstanding any other provision of law, the allotted but unexpended balance of funds appropriated to the Department of Youth Affairs for Fiscal Year 2020 and prior shall not lapse and shall continue to be available until fully expended to support the operations of the Department.

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

(1) Appropriation. The sum of Eight Hundred Fifty-nine Thousand Nine Hundred Three Dollars **($859,903)** is appropriated to the Guam Environmental Protection Agency (GEPA) for its operations for Fiscal Year 2021. This sum is composed of One Hundred Sixty-two Thousand Two Hundred Ninety-two Dollars **($162,292)** from the Air Pollution Control Fund, Four Hundred Sixty-four Thousand Two Hundred Sixty-one Dollars **($464,261)** from the Guam Environmental Trust Fund, Ninety-four Thousand Nine Hundred Eighty-nine Dollars **($94,989)** from the Pesticide Management Fund, Seventy-one Thousand Nine Hundred Fifty Dollars **($71,950)** from the Water Protection Fund, and Sixty-six Thousand Four Hundred Eleven Dollars **($66,411)** from the Water Research and Development Fund.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

| | |
|---|---|
| AIR POLLUTION CONTROL FUND | $162,292 |
| GUAM ENVIRONMENTAL TRUST FUND | $464,261 |
| PESTICIDE MANAGEMENT FUND | $94,989 |
| WATER PROTECTION FUND | $71,950 |
| WATER RESEARCH AND DEVELOPMENT FUND | $66,411 |
| **TOTAL** | **$859,903** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $0 |

(2) Closure, Monitoring, and Opening of the Island's Landfills. The sum of Two Hundred Two Thousand Nine Hundred Ninety-two Dollars **($202,992)** is appropriated from the Solid Waste Operations Fund to GEPA for Fiscal Year 2021. The allocation recognizes the duties and responsibilities of GEPA related to the closure, monitoring, and opening of the island's landfills. This allocation is not subject to transfer or use for any other purpose.

(3) Beach Monitoring. The sum of Forty-six Thousand Nine Hundred Three Dollars (**$46,903**) is appropriated from the Tourist Attraction Fund to GEPA for the sole purpose of beach monitoring and tasks related to the monitoring of the island's beaches and any other tourist infrastructure to ensure that the island's beaches are safe for recreational and commercial use for Fiscal Year 2021. This appropriation is not subject to transfer or use for any other purpose.

(4) Pesticide Management Fund. The sum of Ninety-four Thousand Nine Hundred Eighty-nine Dollars (**$94,989**) shall be allocated from the Pesticide Management Fund appropriation in Subsection (r)(1) of this Section to GEPA for use pursuant to § 50119, Chapter 50, Title 10 GCA, for Fiscal Year 2021.

(5) Recycling Revolving Fund. The sum of Two Million Three Hundred Sixty-five Thousand Five Hundred Twenty-three Dollars (**$2,365,523**) is appropriated from the Recycling Revolving Fund to GEPA for the purposes set forth Article 3, Chapter 51, Title 10 GCA, for Fiscal Year 2021. The sum of up to One Million Three Hundred Thousand Dollars (**$1,300,000**) is allocated from the appropriation in this Subsection to the Mayors Council of Guam (MCOG) for the purpose of the disposal and removal of materials in accordance with the purposes set forth in Article 3, Chapter 51, Title 10 GCA, and Article 3 of Chapter 24, Division 4, Title 22, Guam Administrative Rules and Regulations. The MCOG shall prepare and submit an expenditure plan for said disposal and removal in accordance with the purposes set forth in Article 3, Chapter 51, Title 10 GCA to the GEPA Board of Directors, who shall review the expenditure plan no later than thirty (30) days upon receipt of the plan, and amend as needed to abide by current statutes, and shall include requirements for proper invoicing, documentation,

and oversight to ensure procurement regulations are properly followed. The MCOG shall not expend funds allocated herein prior to the approval of the expenditure plan. This allocation is not subject to transfer or use for any other purpose for Fiscal Year 2021.

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

(1) Appropriation. The sum of Two Million Eight Hundred Ninety-six Thousand Eight Hundred Twenty-one Dollars **($2,896,821)** is appropriated to the Department of Labor (DOL) for its operations for Fiscal Year 2021. This sum is composed of One Million Five Hundred Sixteen Thousand Eight Hundred Twenty-one Dollars **($1,516,821)** from the General Fund, and One Million Three Hundred Eighty Thousand Dollars **($1,380,000)** from the Manpower Development Fund.

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

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

| | |
|---|---|
| GENERAL FUND | $1,516,821 |
| MANPOWER DEVELOPMENT FUND | $1,380,000 |
| **TOTAL** | **$2,896,821** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $47,000 |

(2) Appropriation to the Worker's Compensation Fund. The sum of Four Hundred Thousand Dollars **($400,000)** is appropriated from the General Fund to DOL for the Government of Guam Special Fund for Worker's Compensation payments in Fiscal Year 2021 pursuant to Chapter 9 of Title 22 GCA, including obligations incurred in past years and in the future.

The appropriation in this Subsection (s)(2) may be used to pay for medical, surgical, and other treatment; nurses; hospital services; medical travel and per diem costs; medicine; crutches; and equipment required by a claimant for such period as her/his injury and the recovery therefrom may

require during each corresponding fiscal year. The appropriation in this Subsection (s)(2) shall not be expended for disability compensation payments for FTEs funded by this Act. The Director of DOL may use no more than Forty Thousand Dollars **($40,000)** from the appropriation in this Subsection (s)(2) to pay for legal services for Worker's Compensation hearings during each corresponding fiscal year.

(3) Appropriation and Authorization for Legal Services for DOL. DOL may enter into a Memorandum of Understanding (MOU) to jointly fund an Assistant Attorney General to specifically provide legal services to DOL only. Funds for the MOU shall be funded from the appropriations made in Subsection (s)(1) of this Section.

(4) Continuing Appropriation Authorization. Notwithstanding any other provision of law, the allotted but unexpended balance of General Fund revenue appropriated to the Guam Department of Labor for Fiscal Year 2020 and prior shall not lapse and shall continue to be available until fully expended.

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

(1) Appropriation. The sum of Three Million Six Hundred Fifty-two Thousand Four Hundred Twenty-eight Dollars (**$3,652,428**) is appropriated to the Department of Parks and Recreation (DPR) for Fiscal Year 2021. This sum is composed of Two Million One Hundred Nine Thousand Sixteen Dollars (**$2,109,016**) from the General Fund, and One Million Five Hundred Forty-three Thousand Four Hundred Twelve Dollars (**$1,543,412**) from the Limited Gaming Fund, the Public Recreation Services Fund, and the Tourist Attraction Fund.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

| | |
|---|---|
| GENERAL FUND | $2,109,016 |
| LIMITED GAMING FUND | $535,801 |
| PUBLIC RECREATION SERVICES FUND | $116,456 |
| TOURIST ATTRACTION FUND | $891,155 |
| **TOTAL** | **$3,652,428** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $0 |

(2) Limited Gaming Fund. The sum of Five Hundred Thirty-five Thousand Eight Hundred One Dollars (**$535,801**) shall be allocated from the Limited Gaming Fund appropriation in Subsection (t)(1) of this Section to DPR for the purposes set forth § 5204(d)(2) of Article 2, Chapter 5, Title 11 GCA, for Fiscal Year 2021.

(3) Maintenance and Repair of Public Restrooms and Pool Facilities. The sum of One Hundred Ninety Thousand Seven Hundred Nine Dollars (**$190,709**) is appropriated from the Tourist Attraction Fund to DPR for the maintenance and repair of restroom facilities at public parks island-wide and

the maintenance of the Northern Region Pool and Complex and the *Hagåtña* Pool facilities for Fiscal Year 2021.

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

(4) Guam Historic Resources Division. The sum of Four Hundred Seventy-one Thousand One Hundred Thirty-two Dollars **($471,132)** shall be allocated from the Tourist Attraction Fund appropriation in Subsection (t)(1) of this Section to DPR for the Guam Historic Resources Division of DPR for Fiscal Year 2021.

Funds allocated in this Subsection (t)(4) shall be expended exclusively for historic preservation positions and projects as advised by the Guam State Historic Preservation Officer and approved by the DPR Director. Notwithstanding any other provision of law and this Act, *I Maga'hågan Guåhan* and the Bureau of Budget and Management Research shall not be authorized to transfer the allocations in this Subsection (t)(4) to any other division within DPR or any other department or agency of the government of Guam.

(5) Appropriation of Excess TAF Revenues. Twenty percent (20%) of all TAF revenues for Fiscal Year 2021 exceeding the amount estimated in Section 2 of Chapter I of this Act shall be appropriated to the Department of Parks and Recreation for the maintenance and repair of restroom facilities at public parks island-wide and its operations in Fiscal Year 2021. Two Hundred Thousand Dollars **($200,000)** of this appropriation shall be allocated to the

Guam Historic Resources Division for increased enforcement and surveillance of historic preservation laws of Guam.

(6) Notwithstanding any other provision of law, the unexpended balance of funds appropriated to the Department of Parks and Recreation in Fiscal Year 2020 shall not lapse and shall continue to be available until fully expended.

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

(1) Appropriation. The sum of Three Million One Hundred Fifty-eight Thousand Five Hundred Sixty-six Dollars **($3,158,566)** is appropriated from the Land Survey Revolving Fund to the Department of Land Management (DLM) for its operations for Fiscal Year 2021.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

| | |
|---|---|
| LAND SURVEY REVOLVING FUND | $3,158,566 |
| **TOTAL** | **$3,158,566** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $0 |

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

(1) Appropriation. The sum of Four Hundred Thirty-two Thousand One Hundred Thirty-five Dollars (**$432,135**) is appropriated from the General Fund to the Office of the Chief Medical Examiner (CME) for its operations for Fiscal Year 2021.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

| | |
|---|---|
| GENERAL FUND | $432,135 |
| **TOTAL** | **$432,135** |
| For information purposes only: | |
| FEDERAL MATCHING GRANTS-IN-AID | $0 |

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

(1) Appropriation. The sum of Eleven Million Four Hundred Forty-one Thousand Six Hundred Eleven Dollars **($11,441,611)** is appropriated to the Customs and Quarantine Agency (CQA) for its operations for Fiscal Year 2021. This sum is composed of Seven Million Three Hundred Thirty-five Thousand Eight Hundred Thirty-five Dollars **($7,335,835)** from the General Fund, and Four Million One Hundred Five Thousand Seven Hundred Seventy-six Dollars **($4,105,776)** from the Customs, Agriculture and Quarantine Inspection Services Fund.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

| | |
|---|---|
| GENERAL FUND | $7,335,835 |
| CUSTOMS, AGRICULTURE AND QUARANTINE INSPECTION SERVICES FUND | $4,105,776 |
| **TOTAL** | **$11,441,611** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $0 |

(2) Authorization to Use Fines Collected in the Customs Inspection Fund. Pursuant to § 73143 of Chapter 73, Title 5, Guam Code Annotated, any fines collected by the Customs and Quarantine Agency, in the enforcement of container seal violations during Fiscal Years 2020 and 2021, shall be appropriated to the Customs and Quarantine Agency. Notwithstanding any other provision of law, this sum shall be used for the operations of the Customs and Quarantine Agency, subject to the Director's approval. Funds transferred to the Customs and Quarantine Agency shall not be subject to *I Maga'hågan Guåhan*'s transfer authority.

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

(1) Appropriation. The sum of Two Million Forty-eight Thousand Six Hundred Fifty-four Dollars **($2,048,654)** is appropriated to the Department of *Chamorro* Affairs (DCA) for its operations for Fiscal Year 2021. This sum is composed of One Million Seventy-five Thousand Eight Hundred Twenty-two Dollars **($1,075,822)** from the General Fund, Five Hundred Sixty-two Thousand Eight Hundred Thirty-five Dollars **($562,835)** from the Tourist Attraction Fund, and Four Hundred Nine Thousand Nine Hundred Ninety-seven Dollars **($409,997)** from the Guam Museum Fund.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

| | |
|---|---|
| GENERAL FUND | $1,075,822 |
| TOURIST ATTRACTION FUND | $562,835 |
| GUAM MUSEUM FUND | $409,997 |
| **TOTAL** | **$2,048,654** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $0 |

(2) Notwithstanding any other provision of law, the unexpended balance of funds appropriated to the Department of *Chamorro* Affairs in Fiscal Year 2020 shall not lapse and shall continue to be available until fully expended.

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

(1) Appropriation. The sum of Seven Hundred Sixty-four Thousand One Hundred Seventy-eight Dollars (**$764,178**) is appropriated from the General Fund to the Department of Military Affairs (DMA) for its operations for Fiscal Year 2021.

The sum of Seven Hundred Sixty-four Thousand One Hundred Seventy-eight Dollars (**$764,178**) appropriated from the General Fund is authorized as the local matching requirement for Federal Matching Grants-in-Aid.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

| | |
|---|---|
| GENERAL FUND | $764,178 |
| **TOTAL** | **$764,178** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $2,185,679 |

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

(1) Appropriation. The sum of One Hundred Eighty-eight Thousand Eight Hundred Fifty-nine Dollars (**$188,859**) is appropriated to CAHA for its operations for Fiscal Year 2021. This sum is composed of One Hundred Twenty-six Thousand Fourteen Dollars (**$126,014**) from the General Fund, and Sixty-two Thousand Eight Hundred Forty-five Dollars (**$62,845**) from the Tourist Attraction Fund.

The sum of One Hundred Eighty-eight Thousand Eight Hundred Fifty-nine Dollars (**$188,859**) 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 | $126,014 |
| TOURIST ATTRACTION FUND | $62,845 |
| **TOTAL** | **$188,859** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $309,000 |

(2) Guam Territorial Band.

(A) The sum of Forty-five Thousand Dollars (**$45,000**) is appropriated from the Tourist Attraction Fund to CAHA for the Guam Territorial Band for Fiscal Year 2021.

(B) Notwithstanding any other provision of law, the unexpended balance of funds appropriated to the Guam Territorial Band in Fiscal Year 2020 shall not lapse and shall continue to be available until fully expended.

(3) Notwithstanding any other provision of law, the unexpended balance of funds appropriated to CAHA in Fiscal Year 2020 shall not lapse and shall continue to be available until fully expended.

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

(1) Appropriation. Notwithstanding any other provision of law, the sum of Thirty-one Million Five Hundred Twenty-eight Thousand Four Hundred Seventy-eight Dollars (**$31,528,478**) is appropriated to the Guam Fire Department (GFD) for its operations for Fiscal Year 2021. This sum is composed of Twenty-eight Million Two Hundred Five Thousand One Hundred Six Dollars (**$28,205,106**) from the General Fund, and Three Million Three Hundred Twenty-three Thousand Three Hundred Seventy-two Dollars (**$3,323,372**) from the Enhanced 911 Emergency Reporting System Fund, the Fire, Life, and Medical Emergency (F.L.A.M.E.) Fund, and the Tourist Attraction Fund.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

| | |
|---|---|
| GENERAL FUND | $28,205,106 |
| ENHANCED 911 EMERGENCY REPORTING SYSTEM FUND | $2,179,996 |
| F.L.A.M.E. | $908,862 |
| TOURIST ATTRACTION FUND | $234,514 |
| **TOTAL** | **$31,528,478** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $0 |

(2) Notwithstanding any other provision of law, the allotted but unexpended balance of funds appropriated to the Guam Fire Department for Fiscal Years 2019 and 2020 shall not lapse and shall continue to be available until fully expended.

**(bb) GUAM EDUCATIONAL TELECOMMUNICATIONS CORPORATION (GETC/PBS GUAM)**

(1) Appropriation. Notwithstanding any other provision of law, the sum of Five Hundred Seventy Thousand Five Hundred Eighty-two Dollars **($570,582)** is appropriated from the Territorial Educational Facilities Fund to the Guam Educational Telecommunications Corporation (GETC/PBS Guam) for its operations for Fiscal Year 2021.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

| | |
|---|---|
| TERRITORIAL EDUCATIONAL FACILITIES FUND | $570,582 |
| **TOTAL** | **$570,582** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $0 |

(2) Notwithstanding any other provision of law, the unexpended balance of funds appropriated to the Guam Educational Telecommunications Corporation (GETC/PBS Guam) in Fiscal Year 2020 shall not lapse and shall continue to be available until fully expended.

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

(1) Appropriation. The sum of One Million Two Hundred Eighteen Thousand Six Hundred Nine Dollars (**$1,218,609**) is appropriated to the *Chamorro* Land Trust Commission (CLTC) for Fiscal Year 2021. This sum is composed of Nine Hundred Five Thousand Two Hundred Forty-One Dollars (**$905,241**) from the *Chamorro* Land Trust Operations Fund for its operations, and Three Hundred Thirteen Thousand Three Hundred Sixty-eight Dollars (**$313,368**) from the CLTC Survey and Infrastructure Fund for the purposes set forth in § 75124 of Chapter 75, Title 21, Guam Code Annotated.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

| | |
|---|---|
| *CHAMORRO* LAND TRUST OPERATIONS FUND | $905,241 |
| CLTC SURVEY AND INFASTRUCTURE FUND | $313,368 |
| **TOTAL** | **$1,218,609** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $0 |

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

(1) Appropriation. The sum of Two Million Nine Hundred Ten Thousand One Hundred Sixty-eight Dollars (**$2,910,168**) is appropriated to the Guam Regional Transit Authority (GRTA) for its operations for Fiscal Year 2021. This sum is composed of Two Million Five Hundred Ninety-seven Thousand One Hundred Forty-eight Dollars (**$2,597,148**) from the Guam Highway Fund, and Three Hundred Thirteen Thousand Twenty Dollars (**$313,020**) from the Public Transit Fund.

**SUMMARY OF APPROPRIATIONS FUNDING SOURCE**

| | |
|---|---|
| GUAM HIGHWAY FUND | $2,597,148 |
| PUBLIC TRANSIT FUND | $313,020 |
| **TOTAL** | **$2,910,168** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $0 |

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

(1) Appropriation. The sum of One Million Six Hundred Thirty Thousand Two Hundred Thirty-five Dollars **($1,630,235)** is appropriated from the General Fund to the Guam Election Commission (GEC) for its operations for Fiscal Year 2021 and the General Election.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

| | |
|---|---|
| GENERAL FUND | $1,630,235 |
| **TOTAL** | **$1,630,235** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $0 |

**(ff) GUAM SOLID WASTE AUTHORITY (GSWA)**

(1) Appropriation. The sum of Fifteen Million Eight Hundred Ninety-six Thousand One Hundred Fifty Dollars (**$15,896,150**) is appropriated from the Solid Waste Operations Fund to the Guam Solid Waste Authority for its operations for Fiscal Year 2021.

**SUMMARY OF APPROPRIATIONS FUNDING SOURCE**

| | |
|---|---|
| SOLID WASTE OPERATIONS FUND | $15,896,150 |
| **TOTAL** | **$15,896,150** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $0 |

**(gg) *HAGÅTÑA* RESTORATION AND REDEVELOPMENT AUTHORITY (HRRA)**

(1) Appropriation. The sum of Two Hundred Eighty-two Thousand Four Hundred Seventy-seven Dollars (**$282,477**) is appropriated to the *Hagåtña* Restoration and Redevelopment Authority for its operations for Fiscal Year 2021. This sum is composed of One Hundred Seventy-two Thousand Ninety-two Dollars (**$172,092**) from the General Fund, and One Hundred Ten Thousand Three Hundred Eighty-five Dollars (**$110,385**) from the Tourist Attraction Fund.

**SUMMARY OF APPROPRIATIONS FUNDING SOURCE**

| | |
|---|---|
| GENERAL FUND | $172,092 |
| TOURIST ATTRACTION FUND | $110,385 |
| **TOTAL** | **$282,477** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $0 |

(2) Notwithstanding any other provision of law, the unexpended balance of funds appropriated to the *Hagåtña* Restoration and Redevelopment Authority in Fiscal Year 2020 shall not lapse and shall continue to be available until fully expended.

**(hh)** ***I KUMISION I FINO' CHAMORU YAN I FINA'NÅ'GUEN HISTORIA YAN I LINA'LA' TAOTAO TÅNO'*** **(*I KUMISION*)**

(1) Appropriation. The sum of Four Hundred Fifty-four Thousand Five Hundred Thirty-four Dollars (**$454,534**) is appropriated to *I Kumision I Fino' CHamoru Yan I Fina'nå'guen Historia Yan I Lina'la' Taotao Tåno'* (*I Kumision*) for its operations for Fiscal Year 2021.This sum is composed of Two Hundred Fifty-seven Thousand Five Hundred Forty Dollars (**$257,540**) from the General Fund, and One Hundred Ninety-six Thousand Nine Hundred Ninety-four Dollars (**$196,994**) from the Tourist Attraction Fund for Fiscal Year 2021.

**SUMMARY OF APPROPRIATIONS FUNDING SOURCE**

| | |
|---|---|
| GENERAL FUND | $257,540 |
| TOURIST ATTRACTION FUND | $196,994 |
| **TOTAL** | **$454,534** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $0 |

(2) *I Kumision* is authorized to use the services of another government of Guam agency to administer its accounting, procurement, payroll, and financial reporting requirements.

(3) Notwithstanding any other provision of law, the unexpended balance of funds appropriated to *I Kumision* in Fiscal Year 2020 shall not lapse and shall continue to be available until fully expended.

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

(1) Appropriation. The sum of Two Million Four Hundred Fifty-nine Thousand Seven Hundred One Dollars **($2,459,701)** is appropriated from the General Fund to the Department of Administration for the Office of Technology for its operations for Fiscal Year 2021.

**SUMMARY OF APPROPRIATIONS FUNDING SOURCE**

| | |
|---|---|
| GENERAL FUND | $2,459,701 |
| **TOTAL** | **$2,459,701** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $0 |

(2) Continuing Appropriation Authorization. Notwithstanding any other provision of law, the allotted but unexpended balance of funds appropriated to the Office of Technology for Fiscal Year 2020 and prior shall not lapse and shall continue to be available until fully expended.

**(jj) BUREAU OF WOMEN'S AFFAIRS (BWA)**

(1) Appropriation. The sum of Ninety-three Thousand One Hundred Sixty-four Dollars (**$93,164**) is appropriated from the General Fund to the Bureau of Women's Affairs for its operations for Fiscal Year 2021.

**SUMMARY OF APPROPRIATIONS FUNDING SOURCE**

| | |
|---|---|
| GENERAL FUND | $93,164 |
| **TOTAL** | **$93,164** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $0 |

**(kk) MEDICAL REFERRAL ASSISTANCE OFFICE (MRAO)**

(1) Appropriation. The sum of Six Hundred Twenty-three Thousand Sixty-four Dollars (**$623,064**) is appropriated from the General Fund to the Medical Referral Assistance Office for its operations for Fiscal Year 2021.

**SUMMARY OF APPROPRIATIONS FUNDING SOURCE**

| | |
|---|---|
| GENERAL FUND | $623,064 |
| **TOTAL** | **$623,064** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $0 |

**(ll) GUAM ETHICS COMMISSION**

(1) Appropriation. The sum of One Hundred Ninety-four Thousand Dollars (**$194,000**) is appropriated from the General Fund to the Guam Ethics Commission for its operations for Fiscal Year 2021.

**SUMMARY OF APPROPRIATIONS FUNDING SOURCE**

| | |
|---|---|
| GENERAL FUND | $194,000 |
| **TOTAL** | **$194,000** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $0 |

## CHAPTER VI

## LEGISLATIVE BRANCH

**Section 1. Appropriation.** The sum of Seven Million Six Hundred Thirty-two Thousand Three Hundred Thirty-six Dollars **($7,632,336)** is appropriated from the General Fund to *I Liheslaturan Guåhan* for its operations for Fiscal Year 2021.

**Section 2. Appropriation to the Office of Finance and Budget.** The sum of Four Hundred Thirty-nine Thousand One Hundred Sixty-one Dollars **($439,161)** is appropriated from the General Fund to *I Liheslaturan Guåhan* for the Office of Finance and Budget for its operations for Fiscal Year 2021.

**Section 3. Guam Youth Congress.** The sum of Fourteen Thousand Two Hundred Fifty-eight Dollars **($14,258)** from the appropriation in Section 1 of this Chapter is allocated for the Guam Youth Congress.

**Section 4. Continuing Appropriation.** Notwithstanding any other provision of law, the unexpended balance of funds appropriated to *I Liheslaturan Guåhan* for Fiscal Year 2020 and prior shall not lapse and shall continue to be available until fully expended.

## 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) expend its funds in accordance with the appropriation in Section 2 of this Part of this Chapter.

**Section 2. Appropriation.** The sum of Fourteen Million Two Hundred Fifty-three Thousand Seven Hundred Sixty-one Dollars **($14,253,761)** is appropriated from the General Fund to OAG for Fiscal Year 2021.

The sum of Two Million One Hundred Fourteen Thousand Two Hundred Thirty-one Dollars **($2,114,231)** 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 | $14,253,761 |
| **TOTAL** | **$14,253,761** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $4,524,130 |

**Section 3. Cost-Sharing Initiative Related to the Criminal Justice Information System (CJIS) Integration Project.** The sum of Eighty-one Thousand Six Hundred Three Dollars **($81,603)** is appropriated from the General Fund to OAG to pay the Unified Judiciary for OAG's share of twenty five percent (25%) of the total annual cost of message switch maintenance, National Law Enforcement Telecommunications System (NLETS) membership, and other associated costs for Fiscal Year 2021, totaling Three Hundred Twenty-six Thousand Four Hundred Twelve Dollars **($326,412)** 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 the Department of Corrections, the Attorney General of Guam, and the Administrator of the Courts.

**Section 4.** Notwithstanding any other provision of law, for Fiscal Year 2021, the Attorney General in pursuit of the public interest is authorized to use up to five percent (5%) of its FY 2021 appropriation to procure consultants, experts and expert witnesses on a sole-source basis as necessary to pursue criminal cases and federal litigation.

**Section 5.** Notwithstanding any other provision of law, the OAG is authorized to use funds within the following accounts for its Fiscal Year 2021 general operations: the Notary Public Revolving Fund, the Consumer Protection Fund, and the Office of the Attorney General Operations Fund. Any unexpended funds from these accounts will revert to their intended uses on September 30, 2021.

**Section 6.** Notwithstanding any other provision of law, the Office of the Attorney General of Guam shall advise and represent the *Chamorro* Land Trust Commission without charge in non-litigation and land registration matters during Fiscal Year 2021, provided it is requested in writing with a resolution adopted by the *Chamorro* Land Trust Commission.

**Section 7. Continuing Appropriation Authorization.** Notwithstanding any other provision of law, the allotted but unexpended balance of funds appropriated to the Office of the Attorney General for Fiscal Year 2020 shall not lapse and shall continue to be available until fully expended.

## CHAPTER VII

## LEGAL SERVICES

### PART II – PUBLIC DEFENDER SERVICE CORPORATION

**Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to provide a lump sum appropriation to the Public Defender Service Corporation (PDSC) for Fiscal Year 2021.

**Section 2. Appropriation.** The sum of Five Million Eight Hundred Thirty-four Thousand Two Hundred Ten Dollars **($5,834,210)** is appropriated to the Public Defender Service Corporation for its operations, including personnel services, for Fiscal Year 2021.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

| | |
|---|---|
| GENERAL FUND | $5,834,210 |
| **TOTAL** | **$5,834,210** |

**Section 3. Alternate Public Defender.** The sum of One Million Three Hundred Eight Thousand Two Hundred Twenty-eight Dollars **($1,308,228)** shall be allocated from the General Fund appropriation in Section 2 of this Part of this Chapter to the Alternate Public Defender for its operations, including personnel services, for Fiscal Year 2021.

**Section 4.** The unexpended balance of the appropriation in Section 2 of Chapter IV of Public Law 35-36 in Fiscal Year 2020 shall continue to be available to the Public Defender Service Corporation and the Alternate Public Defender until fully expended.

## CHAPTER VIII

## MAYORS COUNCIL OF GUAM

**Section 1. Appropriation.** Notwithstanding any other provision of law, the sum of Nine Million Two Hundred Sixty-seven Thousand Two Hundred Seventy Dollars (**$9,267,270**) is appropriated to the Mayors Council of Guam (MCOG) for its operations, including personnel services, for Fiscal Year 2021. This sum is composed of Three Million Five Hundred Forty-six Thousand Three Hundred Nine Dollars (**$3,546,309**) from the General Fund, and Five Million Seven Hundred Twenty Thousand Nine Hundred Sixty-one Dollars (**$5,720,961**) from the Guam Highway Fund and the Tourist Attraction Fund.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

| | |
|---|---|
| GENERAL FUND | $3,546,309 |
| GUAM HIGHWAY FUND | $5,627,155 |
| TOURIST ATTRACTION FUND | $93,806 |
| **TOTAL** | **$9,267,270** |

**Section 2. Limited Gaming Fund.** The sum of Five Hundred Thirty-five Thousand Eight Hundred One Dollars (**$535,801**) is appropriated from the Limited Gaming Fund to the MCOG pursuant to § 5204(d)(1) of Article 2, Chapter 5, Title 11 GCA. This appropriation is not subject to transfer or use for any other purpose for Fiscal Year 2021.

**Section 3. Street Maintenance and Beautification.** The sum of Two Hundred Eighty-one Thousand Four Hundred Seventeen Dollars (**$281,417**) is appropriated from the Tourist Attraction Fund to the MCOG for Fiscal Year 2021 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'hågan Guåhan* and shall be divided among the village Mayor's offices as follows:

(a) each Mayor's office may receive up to the sum of Twenty Thousand Dollars (**$20,000**) during Fiscal Year 2021; and

(b) the remaining balance of the funds shall be distributed to each Mayor's office 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 2021.

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 One Hundred Forty Thousand Seven Hundred Nine Dollars (**$140,709**) is appropriated from the Tourist Attraction Fund to the MCOG for Island-wide Village Beautification Projects in Fiscal Year 2021.

(b) During Fiscal Year 2021, the Island-wide Village Beautification Projects shall include:

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

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

(3) the planting and maintenance of the village's 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. Public Safety and Social Education Programs.** The sum of Three Hundred Seven Thousand Three Hundred Seventy-five Dollars (**$307,375**) is

appropriated from the Territorial Educational Facilities Fund to the MCOG with each Mayor's office to receive Fifteen Thousand Dollars (**$15,000**) for Fiscal Year 2021.

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

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

**Section 6. Host Community Premiums Appropriation.** The sum of Three Hundred Thousand Dollars (**$300,000**) is appropriated from the Host Community Fund to the Municipal Planning Council Fund of the villages of *Ordot* and *Inarajan*, pursuant to Article 4, Chapter 51, Title 10 GCA, for Fiscal Year 2021.

**Section 7. Restriction on the Use of General Fund or Special Fund Appropriations for Travel.** Any General Fund or Special Fund appropriations in this Chapter shall not be expended for off-island travel or per diem expenses by any Mayor, Vice Mayor, or MCOG employee or official.

**Section 8. Continuing Appropriation Authorization.** Notwithstanding any other provision of law, the allotted but unexpended balance of funds appropriated to the Mayors Council of Guam for Fiscal Year 2020 shall not lapse and shall continue to be available until fully expended.

## CHAPTER IX

## PUBLIC ACCOUNTABILITY, STANDARDS, AND PRACTICES

### PART I – OFFICE OF PUBLIC ACCOUNTABILITY

**Section 1. Appropriation.** The sum of One Million Three Hundred Eleven Thousand Eight Hundred Twenty-eight Dollars (**$1,311,828**) is appropriated from the General Fund to the Office of Public Accountability (OPA) for its operations in Fiscal Year 2021.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

| | |
|---|---|
| GENERAL FUND | $1,311,828 |
| **TOTAL** | **$1,311,828** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $0 |

**Section 2. Continuing Appropriation.** Notwithstanding any other provision of law, the allotted but unexpended balance of funds appropriated to the Office of Public Accountability for Fiscal Year 2020 and prior shall not lapse and shall continue to be available until fully expended.

## CHAPTER IX

## PUBLIC ACCOUNTABILITY, STANDARDS, AND PRACTICES

## PART II – GUAM BOARD OF ACCOUNTANCY

**Section 1. Appropriation.** The sum of Seven Hundred Eighty-nine Thousand Seven Hundred Eighty Dollars (**$789,780**) is appropriated from the Guam Board of Accountancy Fund to the Guam Board of Accountancy (GBOA) for its operations in Fiscal Year 2021.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

| | |
|---|---|
| GUAM BOARD OF ACCOUNTANCY FUND | $789,780 |
| **TOTAL** | **$789,780** |

For information purposes only:

| | |
|---|---|
| FEDERAL MATCHING GRANTS-IN-AID | $0 |

## CHAPTER X

## GUAM VISITORS BUREAU

**Section 1. Appropriation.** The sum of Six Million Three Hundred Eighty-nine Thousand Ninety-nine Dollars **($6,389,099)** is appropriated from the Tourist Attraction Fund (TAF) to the Guam Visitors Bureau (GVB) for its operations in Fiscal Year 2021.

**SUMMARY OF APPROPRIATION FUNDING SOURCE**

| | |
|---|---|
| TOURIST ATTRACTION FUND | $6,389,099 |
| **TOTAL** | **$6,389,099** |

**Section 2. GVB Rainy Day Fund.** Notwithstanding any other provision of law, the sum of up to Six Hundred Fifty Thousand Dollars **($650,000)** may be allocated by the GVB Board of Directors from the Tourist Attraction Fund appropriation in Section 1 of this Chapter for deposit in the GVB Rainy Day Fund for the purposes cited in Article 3, Chapter 9, Title 12 GCA in Fiscal Year 2021.

**Section 3. Appropriation of Excess TAF Revenues.** Eighty percent (80%) of all TAF revenues for Fiscal Year 2021 exceeding the amount estimated in Section 2 of Chapter I of this Act *shall* be appropriated to GVB.

**Section 4. Continuing Appropriation.** Notwithstanding any other provision of law, the unexpended balance of funds appropriated to the Guam Visitors Bureau for Fiscal Year 2020 and prior shall not lapse and shall continue to be available until fully expended.

## CHAPTER XI

## MISCELLANEOUS APPROPRIATIONS

**Section 1. Appropriations to Retirees for Supplemental Annuity Benefits and for Other Costs.**

(a) The sum of Seven Million Eighty-one Thousand Six Hundred Ninety-eight Dollars (**$7,081,698**) is appropriated from the General Fund to the Supplemental Annuity Benefits Special Fund for Fiscal Year 2021 for direct payments to government of Guam retirees who retired prior to October 1, 1995, or their survivors, for the continuing payment of Four Thousand Two Hundred Thirty-eight Dollars (**$4,238**) per year in supplemental annuity benefits, consisting of the sums of One Thousand Two Hundred Dollars (**$1,200**), One Thousand Five Hundred Dollars (**$1,500**), Seven Hundred Dollars (**$700**), and Eight Hundred Thirty-eight Dollars (**$838**) in annual benefits authorized by various General Appropriations Acts.

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

(c) The Director of the Department of Administration (DOA) shall coordinate with the Director of the Government of Guam Retirement Fund (GGRF) and shall disburse to the retirees, or their survivors, the supplemental annuity benefits provided for in Subsection (a) of this Section. The GGRF shall provide the Director of DOA with the information needed to affect disbursement. To realize savings associated with the cost of preparing separate checks and mailing separate

checks for the supplemental annuity for retirees, the Director of DOA may enter into a Memorandum of Understanding (MOU) with the GGRF in which the Director of DOA remits the supplemental annuity payments to the GGRF for disbursement to the retiree at the same time the regular annuity check is issued, or by including the supplemental annuity in the regular annuity check issued by the GGRF.

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

(e) For Fiscal Year 2021, the Guam Power Authority, the A.B. Won Pat International Airport Authority, the Guam Economic Development Authority, the Guam Housing Corporation, the Government of Guam Retirement Fund, the Jose D. Leon Guerrero Commercial Port, the Guam Waterworks Authority, and the Guam Visitors Bureau shall remit to DOA an amount equal to the number of retirees eligible pursuant to Subsection (a) hereof who have retired from that entity multiplied by Four Thousand Two Hundred Thirty-eight Dollars (**$4,238**). Said remittances shall be paid in two (2) equal installments on or before October 10, 2020, and April 15, 2021. Said remittances shall not be subject to *I Maga'hågan Guåhan*'s transfer authority.

(f) For Fiscal Year 2021, the Guam Power Authority, the A.B. Won Pat International Airport Authority, the Guam Economic Development Authority, the Guam Housing Corporation, the Government of Guam Retirement Fund, the Jose D. Leon Guerrero Commercial Port, the Guam Waterworks Authority, and the Guam Visitors Bureau shall remit to the GGRF payments for medical, dental, and life insurance payments for retirees who have retired from those respective agencies. Said remittances shall be paid in two (2) equal installments on or before October 10, 2020, and on or before April 15, 2021, respectively. The agencies' remittances for

medical, dental, and life insurance benefits mandated herein are ex gratia payments and are for Fiscal Year 2021.

(g) For Fiscal Year 2021, the sum of Three Million Five Hundred Forty Thousand Dollars (**$3,540,000**) is appropriated from the General Fund to the Government of Guam Retirement Fund, to pay the cost of Medicare premiums, inclusive of premiums for Medicare Parts B and D, for government of Guam retirees and their survivors domiciled on Guam who are eligible to receive Social Security income benefits, and who are eligible to enroll in the Government of Guam Group Health Insurance Program. No government of Guam retiree or their survivor shall be required to enroll in the Government of Guam Health Insurance Program in order to receive the reimbursement. For those government of Guam retired employees and their survivors who do participate in the Government of Guam Group Health Insurance Program and are enrolled in Medicare Parts A and B, and elect either Class I, Class II, Class III, or Class IV coverage, reimbursement shall only be made to those who opt for the Retiree Supplemental Plan.

(h) For Fiscal Year 2021, the sum of Three Hundred Twenty-one Thousand Six Hundred Seventy-six Dollars (**$321,676**) is appropriated from the General Fund to the Government of Guam Retirement Fund for *I Maga'låhi/I Maga'håga* and *I Sigundo Maga'låhi/I Sigundo Maga'håga* pensions.

(i) For Fiscal Year 2021, the sum of Two Hundred Twenty-eight Thousand Nine Hundred Seventy-two Dollars (**$228,972**) is appropriated from the General Fund to the Government of Guam Retirement Fund for retirement annuities for former judges and justices of the Superior Court and Supreme Court of Guam.

(j) The Government of Guam Retirement Fund Board of Trustees shall enact and, if necessary, amend administrative regulations that establish procedures to ensure the proper submission, receipt, and accounting of all sums remitted pursuant to Subsections (e) and (f) hereof.

**Section 2. Survivor Supplemental Annuity Additions.** § 8135(d)(6) of Article 1, Chapter 8, Title 4, Guam Code Annotated, is *amended* to read:

"(6) the prospective payment of supplemental benefits for the period of October 1, 2020 through September 30, 2021 for Fiscal Year 2021 for survivors of those employees who retired prior to October 1, 1995, to be paid in the following manner:

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

(B) No person eligible for Retiree Supplemental Annuity Benefits provided for in this Section shall receive such benefits if her/his regular annual retirement annuity, exclusive of the supplemental amounts authorized hereby, exceeds Forty Thousand Dollars ($40,000). No persons eligible for Retiree Supplemental Annuity Benefits shall receive more than the sum of Forty Thousand Dollars ($40,000) in combined retirement annuities and supplemental retirement annuities.

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

**Section 3. Disability Supplemental Annuity Additions.** § 8129(g) of Article 1, Chapter 8, Title 4, Guam Code Annotated, is *amended* to read:

"(g) Any disability retirement annuitant who commenced receiving a disability retirement annuity prior to October 1, 1995, and who is entitled to

disability retirement benefits under this Chapter shall receive, during the period commencing on October 1, 2020 and ending on September 30, 2021, for Fiscal Year 2021, prospective non-cumulative supplemental annuity benefits as follows:

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

(2) (A) No persons eligible for Retiree Supplemental Annuity Benefits provided for in this Subsection shall receive such benefit if their regular annual retirement annuity, excluding survivor benefits, prior to the supplemental amounts herein, exceeds Forty Thousand Dollars ($40,000).

(B) No persons eligible for Retiree Supplemental Annuity Benefits shall receive more than the sum of Forty Thousand Dollars ($40,000) in combined retirement annuities and supplemental retirement annuities.

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

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

"(6) Any retirement annuitant who commenced receiving a retirement annuity prior to October 1, 1995, and who is entitled to retirement benefits under this Chapter, shall receive, during the period commencing on October 1, 2020 and ending on September 30, 2021, for Fiscal Year 2021, prospective, non-cumulative supplemental annuity benefits as follows:

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

(B) No retiree who is eligible for Retiree Supplemental Annuity Benefits provided for in this Subsection shall receive such benefit if her/his regular annual retirement annuity, excluding the supplemental amounts authorized herein and survivor benefits, exceeds Forty Thousand Dollars ($40,000). A retiree who is eligible for Retiree Supplemental Annuity Benefits shall receive no more than Forty Thousand Dollars ($40,000) in combined retirement annuities and supplemental retirement annuities.

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

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

(a) *I Maga'hågan Guåhan* shall provide by a single lump sum payment, a Cost of Living Allowance (COLA) of Two Thousand Dollars ($2,000) to each retiree of the Government of Guam Retirement Fund (GGRF) who is retired as of

September 30, 2020, or his/her survivor, no later than November 1, 2020. If a retiree is a Defined Benefit and a Defined Contribution retiree, the retiree or his/her survivor shall only be entitled to a single COLA payment. The sum of Fourteen Million Eight Hundred Ninety-eight Thousand Dollars **($14,898,000)** is appropriated from the General Fund to the Department of Administration for Fiscal Year 2021, to pay said COLA.

(b) The Guam Power Authority, the A.B. Won Pat International Airport Authority, the Guam Economic Development Authority, the Guam Housing Corporation, the Government of Guam Retirement Fund, the Jose D. Leon Guerrero Commercial Port, the Guam Waterworks Authority, and the Guam Visitors Bureau shall pay a COLA in a single payment of Two Thousand Dollars ($2,000) to every Government of Guam Retirement Fund retiree who retired from each respective aforementioned agency as of September 30, 2020, or his/her survivor, no later than November 1, 2020 for Fiscal Year 2021.

(c) Each agency mentioned in Subsection (b) of this Section shall reimburse the General Fund for any COLA paid by the General Fund in Fiscal Year 2021 to retirees who have retired from that agency and their survivors no later than December 31, 2020.

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

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

**Section 6. Retiree Medical, Dental, and Life Insurance Expenses Appropriated to the Government of Guam Retirement Fund.** For Fiscal Year 2021, the sum of Thirty-three Million One Hundred Eighty-seven Thousand Seven

Hundred Fifty-six Dollars **($33,187,756)** is appropriated from the General Fund to pay the following items for current retirees:

(a) Retiree group medical, dental, and life insurance premiums, including premiums and coverage for Judiciary of Guam retirees, to continue existing programs currently contained in the semi-monthly payments.

(b) Retiree life insurance subsidy, including subsidy for Judiciary of Guam retirees, to continue existing programs currently contained in the semi-monthly payments.

**Section 7. Appropriations for the *Tiyan* Lease.** For Fiscal Year 2021, the following sums are hereby appropriated from the Territorial Educational Facilities Fund to the Department of Administration for the Guam Department of Education (GDOE) lease of *Tiyan* facilities:

(a) *Tiyan* High School - Four Million One Hundred Seventy Thousand One Hundred Fifty-six Dollars **($4,170,156)** for base rent, and Eight Hundred Twenty-nine Thousand Eight Hundred Forty-five Dollars **($829,845)** for insurance and maintenance;

(b) GDOE Office Building - Two Hundred Eighty-two Thousand Three Hundred Sixty-two Dollars **($282,362)** for base rent, and Seventy-three Thousand Two Hundred Eleven Dollars **($73,211)** for insurance and maintenance;

(c) GDOE Warehouse I – Seventy-nine Thousand Six Hundred Thirteen Dollars **($79,613)** for base rent, and Twenty-three Thousand One Hundred Fifty-four Dollars **($23,154)** for insurance and maintenance;

(d) *Tiyan* High School Gymnasium - Four Hundred Seventy-three Thousand Twenty-six Dollars **($473,026)** for base rent, and One Hundred Three Thousand One Hundred Ninety-two Dollars **($103,192)** for insurance and maintenance;

(e) New GDOE Office Building - Two Million Three Hundred Forty-four Thousand Five Hundred Fourteen Dollars **($2,344,514)** for base rent, and Four Hundred Ninety-six Thousand Four Hundred Seventy-eight Dollars **($496,478)** for insurance and maintenance;

(f) New GDOE Warehouse II - One Hundred Thirty-four Thousand One Hundred Twenty Dollars **($134,120)** for base rent, and Thirty-eight Thousand Five Hundred Thirteen Dollars **($38,513)** for insurance and maintenance;

(g) GDOE Warehouse I Mezzanine - Fifty-two Thousand Eight Hundred Thirty-five Dollars **($52,835)** for base rent, and Fifteen Thousand One Hundred Seventy-two Dollars **($15,172)** for insurance and maintenance;

(h) Lot for New GDOE Office and Warehouse II – Forty-four Thousand Six Hundred Sixty-seven Dollars **($44,667)** for base rent; and

(i) *Tiyan* 3 Building and Facilities - Seven Hundred Seventy-one Thousand Two Dollars **($771,002)** for base rent, and One Hundred Eighty-two Thousand Sixty-eight Dollars **($182,068)** for insurance and maintenance.

**Section 8. Appropriation to the Department of Administration for the Guam Autism Center.** For Fiscal Year 2021, the sum of One Hundred Fifty Thousand Dollars **($150,000)** is appropriated from the Healthy Futures Fund to the Department of Administration for the Guam Autism Center.

**Section 9. Pacific Islands Development Bank.** *I Maga'hågan Guåhan* is hereby authorized to deposit such funds necessary into the Pacific Islands Development Bank as authorized under Public Law 22-148.

**Section 10. GDOE Capital Improvement Projects.** The sum of One Million Dollars **($1,000,000)** is appropriated from the annual Capital Improvement Projects allotment to the Guam Department of Education (GDOE) per the Memorandum of Understanding for the Insular Assessment of Buildings and

Classrooms (ABCs) Initiative for the needed capital improvement projects at the public schools. Said funds shall not be used or transferred for any other purposes.

**Section 11. Appropriation to the Guam Cancer Trust Fund.** The sum of One Million Six Hundred Thousand Dollars (**$1,600,000**) is appropriated from the General Fund to the Guam Cancer Trust Fund from any or all of the surpluses that may occur in any of the General Fund categories in Section 2 of Chapter I, Public Law 35-36, on or prior to September 30, 2020. In the event that the surplus, supra, is less than One Million Six Hundred Thousand Dollars ($1,600,000), the appropriation is reduced to the amount of the surplus.

## 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/her 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 of Guam.

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 *I 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) of 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 DOC 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 its authorized budget for personnel is not exceeded. The retiree hired shall fill such a vacant position and shall be terminated when the incumbent returns from military service or absence. 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) of Article 1, Chapter 8, Title 4 GCA, retirees hired temporarily pursuant to this Section may continue to receive retirement benefits. The DOC Director shall submit a report to *I Liheslaturan Guåhan* on July 1, 2021, and again thirty (30) days after the end of the fiscal year, of the number of retired officers hired pursuant to this Section, the positions filled, the length of employment, the cost of said hiring, and the nature of the critical need that was filled.

**Section 3. Temporary Employment of Retired Guam Police Officers.** The Guam Police Department (GPD) may hire retired Guam police officers if a critical need arises because of military activation of GPD police officers or absence due to a long-term disability status which has been certified by a medical doctor. The GPD may exercise this hiring authority provided its authorized budget for personnel is not exceeded. The retiree hired shall fill such a vacant position and shall be terminated when the incumbent returns from military service or absence. Retired officers may be hired only at the ranks of Sergeant I and below, only at Step I, and shall not receive sick and annual leave. Officers hired under this Section shall first meet the requirements for the position in question, except for written examinations, and the Chief of Police of GPD shall certify that every retiree hired is fit for duty. Notwithstanding § 8121(a) of Article 1, Chapter 8, Title 4 GCA, retirees hired temporarily pursuant to this Section may continue to receive retirement benefits. The GPD may pay Civilian Volunteer Police Reserve stipends to a Police Reserve Officer to provide temporary services of a regular police officer. The Chief of Police shall submit a report to *I Liheslaturan Guåhan* on July 1, 2021, and again thirty (30) days after the end of the fiscal year, of the number of retired officers hired pursuant to this Section, the positions filled, the length of employment, the cost of said hiring, and the nature of the critical need that was filled.

**Section 4. Temporary Employment of Retired Guam Firefighters.** The Guam Fire Department (GFD) may hire retired Guam firefighters if a critical need arises because of military activation of GFD firefighters or absence due to a long-term disability status which has been certified by a medical doctor. The GFD may exercise this hiring authority provided its authorized budget for personnel is not exceeded. The retiree hired shall fill such a vacant position and shall be terminated when the incumbent returns from military service or absence. Retired firefighters may be hired only at the ranks of Fire Specialist and below, only at Step I, and shall *not* receive sick and annual leave. Retired firefighters hired under this Section shall meet the requirements for the position in question, except for written examinations, and the Fire Chief of GFD shall certify that every retiree hired is fit for duty. Notwithstanding § 8121(a) of Article 1, Chapter 8, Title 4 GCA, retirees hired temporarily pursuant to this Section may continue to receive retirement benefits. The Fire Chief of GFD shall submit a report to *I Liheslaturan Guåhan* on July 1, 2021, and again thirty (30) days after the end of the fiscal year, of the number of retired firefighters hired pursuant to this Section, the positions filled, the length of employment, the cost of said hiring, and the nature of the critical need that was filled.

**Section 5. Temporary Employment of Retired Customs and Quarantine Officers.** The Customs and Quarantine Agency (CQA) may hire retired customs and quarantine officers if a critical need arises because of military activation of CQA customs officers or absence due to a long-term disability status which has been certified by a medical doctor. The CQA may exercise this hiring authority provided its authorized budget for personnel is not exceeded. The retiree hired shall fill such a vacant position and shall be terminated when the incumbent returns from military service or absence. Retired officers may be hired only in the ranks of Customs Officer III and below, only at Step I, and shall not receive sick and annual leave. Retirees hired pursuant to this Section shall meet the requirements for the

position in question, except for written examinations, and the Director of the CQA shall certify that every retiree hired is fit for duty. The requirements of Chapter 51 of Title 17 GCA are waived for employment pursuant hereto, except for § 51104(b)(4). Notwithstanding § 8121(a) of Article 1, Chapter 8, Title 4 GCA, retirees hired temporarily pursuant to this Section may continue to receive retirement benefits. The Director of CQA shall submit a report to *I Liheslaturan Guåhan* on July 1, 2021, and again thirty (30) days after the end of the fiscal year, of the number of retired officers hired pursuant to this Section, the positions filled, the length of employment, the cost of said hiring, and the nature of the critical need that was filled.

**Section 6. Temporary Employment of Retired Department of Revenue and Taxation Employees.** The Department of Revenue and Taxation (DRT) may hire retired Guam DRT employees when a critical need arises because of military activation of DRT employees or absence due to a long-term disability status which has been certified by a medical doctor. The DRT may exercise this hiring authority in the areas of tax collection, taxpayer assistance, tax investigation, auditing, and tax processing provided its authorized budget for personnel is not exceeded. The retiree hired shall fill such a vacant position and shall be terminated when the incumbent returns from military service or absence. Said retirees shall be hired at Step I for the position in question and shall not receive sick and annual leave. Notwithstanding § 8121(a) of Article 1, Chapter 8, Title 4 GCA, retirees hired temporarily pursuant to this Section may continue to receive retirement benefits. The DRT Director shall submit a report to *I Liheslaturan Guåhan* on July 1, 2021, and again thirty (30) days after the end of the fiscal year, of the number of retired employees hired pursuant to this Section, the positions filled, the length of employment, the cost of said hiring, and the nature of the critical need that was filled.

**Section 7. Temporary Employment of Retired Government of Guam Social Workers.** The Department of Public Health and Social Services (DPHSS)

may hire retired Guam social workers if a critical need arises. DPHSS may exercise this hiring authority for social workers in Child Protective Services provided its authorized budget for personnel is not exceeded. Said retirees shall be hired at a minimum of Step I for the position in question and shall not receive sick and annual leave. Notwithstanding § 8121(a) of Article 1, Chapter 8, Title 4 GCA, retirees hired temporarily pursuant to this Section may continue to receive retirement benefits. The Director of DPHSS shall submit a report to *I Liheslaturan Guåhan* on July 1, 2021, and again thirty (30) days after the end of the fiscal year, of the number of retired employees hired pursuant to this Section, the positions filled, the length of employment, the cost of said hiring, and the nature of the critical need that was filled.

**Section 8. Temporary Employment of Retired GDOE Teachers.** The Guam Department of Education (GDOE) may hire retired GDOE teachers who are not eligible for Medicare Parts A and B, and who shall remain covered under the Government of Guam Group Health Insurance Program as a retired person, if a critical need arises as a result of military activation of GDOE teachers or absence due to a long-term disability status which has been certified by a medical doctor. The GDOE may exercise this hiring authority provided its authorized budget for personnel is not exceeded. The retiree hired shall fill such a vacant position and shall be terminated when the incumbent returns from military service or absence. Retirees shall be hired at a minimum of Step I for the position in question and shall not receive sick and annual leave. Notwithstanding § 8121(a) of Article 1, Chapter 8, Title 4 GCA, retirees hired temporarily pursuant to this Section may continue to receive retirement benefits. The Superintendent of GDOE shall submit a report to *I Liheslaturan Guåhan* on July 1, 2021, and again thirty (30) days after the end of the fiscal year, of the number of retired employees hired pursuant to this Section, the positions filled, the length of employment, the cost of said hiring, and the nature of the critical need that was filled.

**Section 9. Temporary Employment of Retired Attorneys.** The Attorney General of Guam, the Unified Judiciary, the Public Defender Service Corporation, and the Alternate Public Defender may hire retired government of Guam attorneys on a full or part-time basis when a critical need arises. These entities may exercise this hiring authority for attorneys, provided that the authorized budget for personnel for the entity is not exceeded. Said attorneys shall be hired up to Step 5 of the Attorney 4 pay scale, and shall not receive sick and annual leave. Notwithstanding § 8121(a) of Article 1, Chapter 8, Title 4 GCA, retirees hired temporarily pursuant to this Section may continue to receive retirement benefits. Such employment shall not close vacancies to qualified applicants. Each entity shall report to *I Liheslaturan Guåhan* on July 1, 2021, and again thirty (30) days after the end of the fiscal year, the number of retired attorneys hired pursuant to this Section, the positions filled, the length of employment, the cost of said hiring, and the nature of the critical need that was filled.

**Section 10. Temporary Employment or Detail, Absence Due to Military Service or Long-Term Disability.** Notwithstanding the provisions of § 4117 of Article 1, Chapter 4, Title 4 GCA, in the event a classified employee will be absent from work in excess of thirty (30) consecutive work days due to active military service or a long-term disability certified in writing by a medical doctor, the appointing authority for an agency may temporarily assign or detail another employee to assume the responsibilities of the absent employee. Such detail or assignment may be in effect for up to the same number of days of the consecutive absence due to active military service or medical disability. The appointing authority may also fill such vacancies by limited term appointment, and any such appointment may be in effect for up to the same number of days of the consecutive absence due to active military service or medical disability.

**Section 11. Government of Guam Health Insurance Program Enrollment for Employment Pursuant to § 8121(a), Article 1, Chapter 8, Title 4 GCA.** Any employee hired pursuant to § 8121(a), Article 1, Chapter 8, Title 4 GCA, may be eligible to enroll in the Government of Guam Health Insurance Program as an active employee.

**Section 12. Locum Tenens Exemption During the Absence of the Chief Medical Examiner.** The Office of Post-Mortem Examinations is exempt from the government of Guam procurement law in contracting for the professional services of a qualified medical examiner to be provided when the Chief Medical Examiner is absent from work.

**Section 13. Advance Payments for Medical Services.** In order to expedite acceptance of Medically Indigent Program (MIP) clients by facilities in California, Hawaii, or Manila for medical treatment approved by the MIP, the Director of Public Health and Social Services may advance payments for said medical treatment and may establish escrow accounts for immediate and advance payment of medical treatment at those Joint Commission Accredited hospitals determined by the Director to be best able to service Medically Indigent Program clients.

**Section 14. Transfer of Employees.** (a) Notwithstanding any other provision of law and in recognition of personnel shortages in certain areas, *I Maga'hågan Guåhan* is authorized to transfer employees during Fiscal Year 2021 within or between any line department or agency of the government of Guam, except that:

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

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

(3) no employee shall be transferred if the employee has filed a viable grievance with the Civil Service Commission for discrimination based on political affiliation, gender, or sexual harassment, unless the employee consents to such transfer;

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

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

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

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

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

(b) *I Maga'hågan Guåhan* shall submit a report to the Speaker of *I Liheslaturan Guåhan* of the transfer of each employee pursuant to this authorization with the name and position of the employee being transferred, the line department

or agency the employee is being transferred from, the line department or agency the employee is being transferred to, the time duration of the transfer, and whether the transfer is permanent, by the twentieth (20th) day after each month of the fiscal year.

**Section 15. Competitive Wage Act Employee Appeals Pay.** Pursuant to the authority under § 6218.1 of Article 2, Chapter 6, Title 4, Guam Code Annotated, relative to allowing retroactive pay adjustments, all executive branch departments and agencies are hereby authorized to utilize their entity's operational budgets to make retroactive pay adjustments for employees whose appeals were adjudicated and affirmed by the Competitive Wage Act appeals process conducted by the Department of Administration; provided, that it does not negatively impact current operational needs. This authorization shall be applied retroactively to January 26, 2014 for affected employees.

**Section 16. Board and Commission Stipends.** Any compensation or stipend owed to a board or commission member for attending a regular or special meeting in Fiscal Year 2021 shall be paid from appropriations in this Act by the department or agency responsible for the administrative support and operations of such board or commission. Except for Commissioners of the Civil Service Commission, any board member who has served on a board continuously for ten (10) years or more may receive a stipend totaling no more than Two Hundred Fifty Dollars ($250) per month for meetings attended; however, board and commission members may elect to not receive said compensation. *I Maga'hågan Guåhan* may, by Executive Order, waive the payment of meeting stipends owed to any board or commission member.

Notwithstanding any other provision of law, each member of the Guam Parole Board shall be compensated Two Hundred Fifty Dollars ($250) for every meeting the member attends. No member shall be compensated more than One Thousand

Dollars ($1,000) per month, irrespective of the number of meetings that a member attends in any given month.

**Section 17. Contracts.** Positions in the classified and unclassified service of the government of Guam shall not be filled pursuant to a contractual arrangement, except as provided in this Section, for Fiscal Year 2021.

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

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

(c) The Office of the Attorney General, the Public Defender Service Corporation, and the Alternate Public Defender are authorized to contract with attorneys as independent contractors to provide services in areas in which it is impracticable or impossible for the office to proceed. Such contracts shall be in accordance with the procurement laws of Guam. No such independent contractor hired pursuant to this Section may receive from the government of Guam any remuneration in any form other than in payment for the position into which such person is hired. The Office of the Attorney General, the Executive Director of the Public Defender Service Corporation, and the Executive Director of the Alternate Public Defender shall file a copy of every such contract with the Chief Procurement Officer and the Director of Administration together with a written certification stating why it is impracticable to handle the matter within the office as otherwise 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 18. 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'hågan 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) of this Section shall also be posted on each agency's respective website.

**Section 19. Authorization for Legal Services for the Department of Public Works, the Guam Building Code Council, the Contractors License Board, and the PEALS Board.** The Department of Public Works (DPW), the Guam Board of Professional Engineers, Architects, and Land Surveyors (PEALS), the Contractors License Board (CLB), and the Guam Building Code Council (GBCC) may enter into a Memorandum of Understanding (MOU) to jointly fund an Assistant Attorney General to specifically provide legal services to DPW, GBCC, CLB, and the PEALS Board only.

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

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

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

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

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

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

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

**Section 21. Payment of Civil Service Commission Settlements or Judgements and Decisions by the Judiciary of Guam.** Any obligations of back pay owed to compensate employees by a judgment or by a settlement agreement action of the Civil Service Commission or judgement and decision of the Judiciary of Guam is hereby appropriated from the Fiscal Year 2021 budget of the respective agency to which such action is directed.

**Section 22. Authorization to Utilize Lapsed Funds From Fiscal Year 2020.** Notwithstanding any other provision of law, *I Maga'hågan Guåhan* is hereby authorized to recruit and hire public safety personnel for the Guam Police Department and the Department of Corrections, or nurses, public health personnel, and respiratory therapists for the Department of Public Health and Social Services and the Guam Memorial Hospital Authority using lapsed funds from Fiscal Year 2020; provided, that (a) notice is given to the Speaker of *I Liheslaturan Guåhan* of all unaudited potential lapsed funds by agency, program, or other by October 30; and (b) notice is given to the Speaker of *I Liheslaturan Guåhan* of the amount, source, and intended use of those lapsed funds, five (5) days prior to use.

**Section 23. Prevention of Disproportionate Reductions in Allotments.** The Department of Administration and the Bureau of Budget and Management Research shall not disproportionately reduce the budget allotments to the University of Guam and the Guam Community College from other units of the government of Guam.

**Section 24. Independence of the Guam Election Commission from Budgetary Controls of the Department of Administration and the Bureau of Budget and Management Research.**

(a) § 2110 of Chapter 2, Title 3, Guam Code Annotated, is *repealed* and *reenacted* to read as follows:

"**§ 2110. Annual Budgetary Appropriations.**

(a) The Executive Director of GEC shall submit an annual fiscal year budget to the Guam Election Commission for review and approval no later than January 31 of each calendar year.

(b) The Guam Election Commission shall review and approve a fiscal year budget necessary to meet all of the GEC's statutory requirements and abide by all policies and procedures set forth in this Title, and its rules and regulations.

(c) GEC's Executive Director shall submit the approved annual budget for each fiscal year, no later than a date prescribed by *I Liheslaturan Guåhan*, and shall include a detailed breakdown of the funding level necessary to meet all of its statutory requirements and abide by all policies and procedures set forth in its rules and regulations.

(d) The annual Guam Election Commission budgetary appropriation approved by *I Liheslaturan Guåhan*, and signed into law by the Governor of Guam, shall be exempt from the Bureau of Budget and Management Research

budgetary allotment control as generally provided in § 1303 of Article 3, Chapter 1, Title 5, Guam Code Annotated.

(e) The GEC may draw against its respective appropriations as needed to meet its obligations in accordance with a drawdown schedule that the GEC shall submit to the Director of Administration no later than October 31 of each fiscal year. If the GEC fails to submit its drawdown schedule by October 31, the Director of Administration may withhold a drawdown request for the current fiscal year until such time the GEC submits its drawdown schedule for the entire fiscal year. The Director of Administration shall not, for any reason, withhold any amount appropriated by *I Liheslaturan Guåhan* to the Guam Election Commission."

(b) § 1303.1 of Article 3, Chapter 1, Title 5, Guam Code Annotated, is hereby *amended* to read as follows:

"**§ 1303.1. Exemption from BBMR Allotment Release Control.**

§ 1303 of this Chapter shall not apply to *I Liheslaturan Guåhan* (including the Office of Finance and Budget), the Public Defender Service Corporation, the Unified Judiciary of Guam, the Mayors Council of Guam, the Office of Public Accountability, the Office of the Attorney General, the Guam Memorial Hospital Authority, the Guam Visitors Bureau, the University of Guam, the Guam Community College, and the Guam Election Commission. Said entities may draw against their respective appropriations as needed to meet their obligations in accordance with a drawdown schedule that said entities shall submit to the Director of Administration no later than October 31 of each fiscal year. If an entity fails to submit such drawdown schedule by October 31 of each fiscal year the Director of Administration may withhold a drawdown request for the current fiscal year until such time the entity submits its drawdown schedule for the entire fiscal year. The Director

of Administration shall not, for any reason, withhold any amount appropriated by *I Liheslaturan Guåhan* to the Guam Election Commission."

**Section 25. Requirement of Electronic Filing of Monthly Business Privilege Tax Returns.** § 26110.1 of Article 1, Chapter 26, Title 11, Guam Code Annotated, is hereby *amended* to read:

"**§ 26110.1. Electronic Filing of Monthly Returns Required.**

(a) Monthly business privilege tax returns filed pursuant to § 26110(b) of this Article shall be electronically filed with the Department of Revenue and Taxation. Exemptions to this Section due to extreme hardship shall be made at the discretion of the Director of the Department of Revenue and Taxation.

(b) The Department of Revenue and Taxation shall publish for three (3) consecutive weeks in a newspaper of general circulation within Guam, notices informing the public of the date of implementation of mandatory electronic filing of monthly business privilege tax returns. Additionally, the Department shall provide other notices to adequately inform taxpayers of mandatory electronic filing of monthly returns, through dissemination of notices to each business privilege taxpayer, at the time of filing their monthly return, and by posting notices in no fewer than nineteen (19) public places. For the purposes of this Section, notice shall be provided no later than fourteen (14) calendar days prior to the implementation of this Section and contain the following:

(1) the date of implementation of the mandatory electronic filing of monthly business privilege tax returns;

(2) the web address for electronic filing of monthly returns; and

(3) the acceptable methods of payment and any corresponding convenience fees for payments made electronically.

(c) The Department of Revenue and Taxation shall provide computer kiosks at its main office location to allow for business privilege taxpayers to electronically file monthly returns.

(d) Effective Date. The provisions in this Section shall become effective on February 1, 2021."

**Section 26. Temporary Employment of Retired Department of Public Works Employees.**

(a) The Department of Public Works (DPW) may hire retired Guam DPW employees when a critical need arises because of *I Maga'hågan Guåhan*'s declaration of a state of public health emergency to respond to the novel coronavirus (COVID-19) pandemic on Guam.

(1) Identified Areas. The DPW may exercise this hiring authority in the areas of engineering and construction, building permits and inspection, construction quality control, design and analysis, project coordination and quality control, highway planning, highway programming, coordination and control, highway maintenance and construction, and building construction and facilities maintenance.

(2) Special Rules for Hiring of Retired Employees. Any retiree hired pursuant to this Act shall fill a vacant position and shall be terminated upon the lifting of the declaration of a state of public health emergency. Such retirees shall be hired at Step I for the position in question and shall not receive sick and annual leave. Notwithstanding § 8121(a) of Article 1, Chapter 8, Title 4 GCA, retirees hired pursuant to this Section may continue to receive retirement benefits.

(b) The DPW Director shall submit a report to *I Liheslaturan Guåhan* on July 1, 2021, and again thirty (30) days after the end of the current fiscal year, of the number of retired employees hired pursuant to this Section, the positions filled, the length of employment, the cost of said hiring, and the nature of the critical need that was filled.

**Section 27. Restrictions on Hiring of Unclassified Employees.** Unless otherwise authorized by this Chapter, no government funds of any kind or description may be expended for the employment or hiring of unclassified employees in the Executive Branch of the government of Guam, except for the following:

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

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

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

(d) Department of Labor Survey Workers;

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

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

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

(h) positions within the Office of *I Maga'hågan Guåhan*, the Office of *I Sigundo Maga'låhen Guåhan* and the Guam State Clearinghouse, and department or agency heads, and private secretaries;

(i) positions within the Mayors Council of Guam;

(j) positions within the Guam Election Commission;

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

(l) all persons employed pursuant to this Section, effective October 1, 2020, shall meet the minimum Knowledge, Abilities, and Skills (KAS) associated with such position;

(m) professional engineers required to fill Chief Engineer positions;

(n) positions within the Business Office of the Guam Memorial Hospital Authority (GMHA) which shall consist of certified coders and billers;

(o) Victim Advocates within the Office of the Attorney General;

(p) the Executive Director and staff positions of *I Kumision i Fino' CHamoru yan i Fina'nå'guen i Historia yan Lina'la' i Taotao Tåno'* (the

Commission on *CHamoru* Language and the Teaching of the History and Culture of the Indigenous People of Guam);

(q) Child Protective Services social workers at the Department of Public Health and Social Services;

(r) labor law enforcement specialists;

(s) census enumerators;

(t) senior law clerks;

(u) the chief financial officer for the Department of Administration; and

(v) customer service representatives at the Guam Department of Labor.

**Section 28. Consolidated Expenditure Report Requirement.** Within thirty (30) days following each fiscal quarter, the Superintendent of GDOE shall provide to *I Liheslaturan Guåhan*, and post on the GDOE website, a consolidated expenditure report which shall include the authorized spending levels, encumbrances, and expenditures (quarterly and year-to-date) of GDOE, enumerated by school or division within the department. Such report shall also be transmitted, by hand-delivery or electronically, to each school principal.

**Section 29. Alignment of Hospital Rates and Fees.** Notwithstanding any other provision of law, the Guam Memorial Hospital Authority (GMHA) is authorized to formulate a fee and rate schedule of applicable hospital fees and rates. Upon the completion of a fee study, GMHA shall submit the adjusted fee and rate schedule to *I Liheslaturan Guåhan* by January 30, 2021. Nothing herein shall affect GMHA's authority to regularly adopt or increase fees.

**Section 30. Re-employment of Former Classified Employees in Education, Health, and Public Safety.** Notwithstanding any other provision of law, for Fiscal Year 2021, former classified teachers, nurses, and public safety first

responders of the government of Guam who were in good standing at the time of resignation may be re-employed at not less than the salary they earned at their former position if they apply for the same or comparable job in the same department regardless of the timespan that the employee left their position. The employee may waive this privilege.

**Section 31.** Notwithstanding any other provision of law, the unexpended balance of funds appropriated to the Guam Public Library System in Fiscal Year 2020 shall not lapse and shall continue to be available until fully expended.

**Section 32. *Kumision I Fino CHamoru* Foundation Non-profit Corporation.** A new § 88105(p) is *added* to Chapter 88, Title 5, Guam Code Annotated, to read as follows:

"(p) is hereby authorized to establish a public not for profit corporation that shall be separate and apart from the government of Guam and the Commission for the purpose of being able to accept private gifts, donations, endowments, grants, and other monies which may be offered to the Commission. Such gifts, donations, endowments, or grants, supra, shall be in accordance with the laws of Guam and subject to reasonable conditions. Such funds received shall be deposited into a fund controlled by the corporation, supra, and shall be known as the *Kumision I Fino CHamoru* Foundation."

**Section 33. Creation of the Guam Council on the Arts and Humanities Foundation Non-profit Corporation.** A new § 85113.1 is *added* to Chapter 85, Title 5, Guam Code Annotated, to read as follows:

"**§ 85113.1. Creation of the Guam Council on the Arts and Humanities Foundation Non-Profit Corporation.** CAHA is hereby authorized to establish a public not for profit corporation that shall be separate and apart from the government of Guam and CAHA for the purpose of being able to accept private gifts, donations, endowments, grants, and other monies

which may be offered to the CAHA. Such gifts, donations, endowments, or grants, supra, shall be in accordance with the laws of Guam and subject to reasonable conditions. Such funds received shall be deposited into a fund controlled by the corporation, supra, and shall be known as the Guam Council on the Arts and Humanities Foundation."

**Section 34. Creation of the Civilian Territorial Park Patrol Officer Reserve.** A new § 77208 is hereby *added* to Article 2, Chapter 77, Title 21, Guam Code Annotated, to read:

"**§ 77208. Civilian Territorial Park Patrol Officer Reserve.**

(a) Creation. There is hereby created within the Department of Parks and Recreation the Territorial Park Patrol Officer Reserve, which shall be headed by the Director. The Director, subject to the advice and direction of the Commission, shall be responsible for carrying out the purpose of this Section and shall have such duties as authorized by rules and regulations, or as may be prescribed by the Commission.

(b) Rules and Regulations. The Director shall have the authority to amend and create rules and regulations to implement and maintain the Territorial Park Patrol Officer Reserve in accordance with the Administrative Adjudication Law."

**Section 35. Creation of the Beautification and Maintenance Volunteer Reserve.** A new § 77209 is hereby *added* to Article 2, Chapter 77, Title 21, Guam Code Annotated, to read:

"**§ 77209. Beautification and Maintenance Volunteer Reserve.**

(a) Creation. There is hereby created within the Department of Parks and Recreation the Beautification and Maintenance Volunteer Reserve, which shall be headed by the Director. The Director, subject to the advice and control of the Commission, shall be responsible for carrying out the purpose of this

Section and shall have such duties as authorized by rules and regulations, or as may be prescribed by the Commission.

(b) Rules and Regulations. The Director shall have the authority to amend and create rules and regulations to implement and maintain the Beautification and Maintenance Volunteer Reserve in accordance with the Administrative Adjudication Law."

**Section 36.** Notwithstanding § 4109(c) of Chapter 4, Title 4, Guam Code Annotated, employees working in nursing services at the Guam Memorial Hospital Authority, nurses employed at the Department of Public Health and Social Services, and Peace Officers, as defined in § 51101(b), Chapter 51, Title 17, Guam Code Annotated, who have accumulated annual leave in excess of three hundred twenty (320) hours as of September 30, 2020, may carry over their excess and shall use the excess amount of leave, prior to retirement or termination from service. At the time of retirement or termination of service, that portion permitted to be credited to sick leave shall be so credited and the remainder of the excess leave, if any, shall be lost. Nothing herein shall allow lump sum compensation or retirement credit for annual leave in excess of three hundred twenty (320) hours. Nothing herein shall limit registered nurses from accruing leave in accordance with § 4109.1, Chapter 4, Title 4, Guam Code Annotated.

**Section 37. Authorization for Charter Schools to Utilize Unexpended Balances.** The unexpended balances of appropriations from the General Fund to the Department of Administration in support of the Guam Academy Charter Schools Council in Fiscal Year 2020 shall not revert to the General Fund and shall continue to be available until fully expended for the original purposes of said appropriations.

**Section 38. Carryover of the Appropriation to the Guam Memorial Hospital Authority (GMHA) Pursuant to Public Law 35-36.** The appropriation in Public Law 35-36 (the Fiscal Year 2020 Budget Act) of Ten Million Dollars

($10,000,000) to the GMHA Capital Improvement Fund shall carryover until fully expended.

**Section 39. Use of FestPac Funds by CAHA.** A new § 852(a)(2)(E) is hereby *added* to Article 2 of Chapter 8, Title 1, Guam Code Annotated, to read as follows:

"(E) Notwithstanding any other provision of law, rule or regulation, CAHA is authorized to expend up to Two Hundred Thousand Dollars ($200,000) of the amount in Subsection (a)(2)(C) of this Section for its operations in Fiscal Year 2021."

**Section 40. *Kumision I Fino' CHamoru* Authorizations.** A new § 88105(o) is *added* to Chapter 88, Title 5, Guam Code Annotated, to read as follows:

"(o) is hereby authorized to apply for and receive grants, charge fees for translation services, and publication of products."

**Section 41.** § 9111 of Article 1, Chapter 9, Title 12, Guam Code Annotated, is hereby *amended* to read as follows:

"**§ 9111. Contracts and Purchases.**

The Bureau will always seek the most reasonable prices for services and products needed, giving due consideration to the urgency of the requirement. Purchase orders or letters of authorization will be executed by the General Manager for needed products or provisions, pursuant to the current budget. Such purchase orders or letters of authorization for expenditures in excess of Twenty-four Thousand Nine Hundred Ninety-nine Dollars ($24,999), except salaries, shall require prior approval by the Board of Directors."

**Section 42. Authorization for the Department of Public Health and Social Services to Utilize Unexpended Balances.** The unexpended balances of

appropriations to the Department of Public Health and Social Services in Fiscal Year 2020 shall not lapse and shall continue to be available until fully expended.

**Section 43. Continuing Appropriation Authorization for the Department of Administration.** Notwithstanding any other provision of law, the unexpended balance of funds appropriated to the Department of Administration for Fiscal Year 2020 and prior shall not lapse and shall continue to be available until fully expended. The unexpended balance from prior appropriations shall be utilized to fund additional buyer positions for the General Services Agency (GSA) that have been vacant for prior fiscal years.

## CHAPTER XIII

## ADMINISTRATIVE PROVISIONS

### PART I – SPENDING CONTROLS ADMINISTRATIVE PROVISIONS

**Section 1. Government-Funded Travel Prohibited.** Funds appropriated by this Act shall not be expended for off-island travel or per diem expenses by government employees and officials, except for:

(a) travel that is federally-funded;

(b) travel that is specifically required to administer or secure federal grants;

(c) travel to promote tourism on Guam; provided, that such travel is paid for by the Tourist Attraction Fund and is restricted to the GVB General Manager or his/her designee, and appropriate GVB staff and cultural performers as are identified by the Board of Directors as necessary to accomplish the goal of the travel;

(d) travel by law enforcement personnel conducting an official investigation and law enforcement personnel providing escort services for criminal suspects, detainees, and convicted felons being returned to Guam for judicial proceedings or being transferred to off-island correctional facilities;

(e) travel by medical personnel providing escort services for patients requiring off-island medical treatment and other escorts as specifically authorized by the Department of Public Health and Social Services pursuant to Guam law;

(f) travel necessary for the enforcement of court orders;

(g) travel under the Residential Treatment Fund;

(h) travel required for witnesses testifying on behalf of, and government attorneys representing the government or the people of Guam in a criminal or civil case;

(i) travel to attend conferences and official meetings with national and regional government officials or national and regional organizations of which the entity is an official member where attendance is necessary to advancing Guam's interests during Fiscal Year 2021 and as approved by governing board or Director;

(j) Executive Security functions under the Guam Police Department for the purpose of providing Executive Security to *I Maga'hågan Guåhan* and *I Sigundo Maga'låhen Guåhan* when traveling off-island to represent the people of Guam at meetings and functions determined critical to the welfare of Guam;

(k) travel to testify on issues related to Guam's political status; or

(l) travel to testify at the invitation of the U.S. Congress on legislation that is supported by the Guam Legislature as indicated by a legislative resolution.

**Section 2. Wireless Communications Restrictions.**

(a) No government of Guam funds, regardless of source and including funds expended by autonomous agencies, shall be expended for the use of cellular telephones, cellular telephone services, and other wireless telephone services, unless the government of Guam will be reimbursed from federal funds or other grants. This Section shall not apply to *I Maga'hågan Guåhan*; *I Sigundo Maga'låhen Guåhan*; the Speaker of *I Liheslaturan Guåhan*; the Chief Justice of the Supreme Court of Guam; the Presiding Judge of the Superior Court of Guam; the Crisis Hotline Program of the Guam Behavioral Health and Wellness Center; law enforcement officials; on-call attorneys of the Office of the Attorney General and the Public Defender Service Corporation; on-call health professionals of the Guam Memorial Hospital Authority, the Guam Behavioral Health and Wellness Center, and the Department of Public Health and Social Services; village Mayors and Vice Mayors;

Guam Fire Department and EMS officials; on-call emergency management personnel; the Chief Medical Examiner; the Guam Election Commission; and the Guam Visitors Bureau. The restrictions in this Section shall not apply to wireless internet services, stationary (non-mobile) wireless telephone, and wireless voice over internet protocol (VOIP) services.

(b) No appointing authority, manager, supervisor, or public officer in any branch of the government of Guam shall require or exert undue influence on any classified or unclassified employee of any branch of the government of Guam to maintain or utilize for employment-related duties, at such employee's personal expense, any form of wireless and/or internet communications, phone, tablet, or desktop or laptop computer. Nothing herein, however, shall be construed to prevent an employer from calling an employee at a wireless phone/radio if the employee designates such wireless phone/radio as a personal contact number. Nothing herein shall be construed as to prevent an employee, voluntarily and on his own accord, from using personal funds or resources for wireless telephone services. An employee in violation of this Subsection is subject to a fine not to exceed Fifty Dollars ($50.00) for the first violation, and One Hundred Dollars ($100.00) for subsequent violations.

**Section 3. Suspension of Renewals or Extensions of Qualifying Certificates.** Notwithstanding any other provision of law, rule, or regulation, there shall be a suspension of all renewals and extensions of Qualifying Certificates. The Guam Economic Development Authority shall not issue, approve, or grant any renewals or extensions of any Qualifying Certificates. Nothing herein shall affect the consideration of new first-time applications for a Qualifying Certificate that are duly submitted pursuant to applicable Guam laws and regulations. Notwithstanding any other provision of law, rule, or regulation, any new first-time applications for Qualifying Certificates shall be approved by *I Liheslaturan Guåhan* prior to approval by *I Maga'hågan Guåhan.*

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

**Section 5.** Pursuant to § 5010 of Chapter 5, Title 5, Guam Code Annotated, agencies shall submit to the General Services Agency (GSA) a projected annual procurement plan at the start of each fiscal year. Plans shall include equipment, services, and supplies (e.g. vehicles, copiers, computers, heavy equipment, security, ground maintenance, janitorial and construction supplies, food supplies, etc.), by category, together with appropriate specifications or scope of work.

## CHAPTER XIII

## ADMINISTRATIVE PROVISIONS

## PART II – GENERAL ADMINISTRATIVE PROVISIONS

**Section 1. Authorization for Matching Requirements for Federal Grants-In-Aid.** Notwithstanding any other provision of law, all departments are authorized to expend funds appropriated in this Act for matching requirements of federal grants for Fiscal Year 2021. *I Maga'hågan Guåhan* is authorized to transfer from any appropriations in Section 1(a)(1) of Chapter V of this Act not restricted from transfer authority to the Guam Homeland Security for matching funds for federal grants.

**Section 2. Carryover of Local and Federal Matching Program Funds for Grants.** The local and federal matching funds for programs with which expiration dates extend beyond September 30, 2021 shall not lapse and may be expended throughout the period of the grant award.

**Section 3. Government of Guam Retirement Fund Rate of Contribution.** In accordance with § 8137(e) of Article 1, Chapter 8, Title 4 GCA, the government rate of contribution to the Government of Guam Retirement Fund shall be twenty-six and ninety-seventh hundredths percent (26.97%).

**Section 4. Autonomous Agency Revenues and Expenditures Report to *I Maga'hågan Guåhan* and *I Liheslaturan Guåhan*.** Notwithstanding any other provision of law, every autonomous and semi-autonomous agency or public corporation of the government of Guam shall submit a report of all revenues and expenditures for all funds under its purview and administration to *I Maga'hågan Guåhan* and the Speaker of *I Liheslaturan Guåhan*, in a Microsoft Excel electronic file and a written report, on a monthly basis and post the same on its website. Each monthly report shall be due no later than thirty (30) days after the end of each month.

**Section 5. Facilities Insurance Requirements.** Every department and agency of the government of Guam through the Department of Administration shall only expend such sums as necessary from the department's or agency's appropriation for operations contained in this Act for insurance of government-owned facilities built or repaired with FEMA grant funds where such insurance is required by FEMA.

**Section 6. Reporting Requirements for Non-Profit Organizations.** All non-profit organizations that receive funds pursuant to this Act shall maintain financial records that accurately account for said funds and shall provide a budgetary breakdown by object category to the department or agency that oversees the appropriation. The non-profit organization shall be provided a copy of this Section by the department or agency overseeing such appropriation, but failure of the department or agency to fulfill this duty shall not prevent any non-profit organization from carrying out its responsibilities under this Section. The non-profit organization shall also provide to said department or agency:

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

(b) notice of all procurement of equipment and services of Five Thousand Dollars ($5,000) or more prior to awarding any such contract;

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

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

(e) a final report containing a full disclosure of all expenditures of funds appropriated by this Act no later than November 15, 2021, for Fiscal Year 2021. The overseeing department or agency shall submit said report to *I Liheslaturan Guåhan* and shall post the same on its website.

Non-compliance with these reporting requirements shall subject the non-profit organization to a three percent (3%) reduction of its appropriation; and the overseeing department's or agency's contract with the organization shall so provide.

**Section 7. Fund Reversions.** Unless otherwise specified in this Act:

(a) General Fund Reversion. All unexpended or unencumbered appropriations made from the General Fund by a GG1, purchase order, or contract pursuant to this Act shall revert to the General Fund on the last day of Fiscal Year 2021.

(b) Healthy Futures Fund Reversion. All unexpended or unencumbered appropriations made from the Healthy Futures Fund by a GG1, purchase order, or contract pursuant to this Act shall revert to the Healthy Futures Fund on the last day of Fiscal Year 2021.

(c) Territorial Educational Facilities Fund Reversion. All unexpended or unencumbered appropriations made from the Territorial Educational Facilities Fund by a GG1, purchase order, or contract pursuant to this Act shall revert to the Territorial Educational Facilities Fund on the last day of Fiscal Year 2021.

(d) Guam Highway Fund Reversion. All unexpended or unencumbered appropriations made from the Guam Highway Fund by a GG1, purchase order, or contract pursuant to this Act shall revert to the Guam Highway Fund on the last day of Fiscal Year 2021.

**Section 8. General Fund Transfer Authority of *I Maga'hågan Guåhan*.** Unless otherwise restricted or specifically allowed by this Act for Fiscal Year 2021,

*I Maga'hågan Guåhan* is authorized to transfer up to fifteen percent (15%) between Fiscal Year 2021 General Fund Executive Branch appropriations as directed in this Section. No transfer shall be authorized unless the Appropriation Allocation Report required in Section 12, Part II of this Chapter is submitted pursuant to that Section. Any transfer between object categories and object groups or agencies after the submission of the Appropriation Allocation Report in Section 12, Part II of this Chapter shall be required to be reported to the Speaker of *I Liheslaturan Guåhan* and the Office of Finance and Budget no later than five (5) working days after the transfer is made. Failure to submit any reports by the required deadline in this Section shall result in a Two Hundred Fifty Dollar ($250.00) fine per missed deadline for the Director of the Bureau of Budget and Management Research, which shall be deposited in the GDOE Interscholastic Sports Fund.

Notwithstanding any other provision of law, no funds shall be transferred out of the Guam Department of Education Operations Fund or the Fiscal Year 2021 General and Special Fund appropriations made to the Guam Department of Education, the Unified Judiciary, *I Liheslaturan Guåhan*, the Office of Finance and Budget, the Mayors Council of Guam, the Public Defender Service Corporation, the Guam Ancestral Lands Commission, the *Chamorro* Land Trust Commission, the Office of the Attorney General, the Guam Election Commission, and the Office of Public Accountability.

**Section 9. Uniform Allowances.** Notwithstanding any provision of law, uniform allowances authorized in this Act shall not be less than One Hundred Fifty Dollars ($150.00) for the fiscal year and shall be issued to the employees no later than the end of the first quarter of Fiscal Year 2021.

**Section 10. Government Staffing Pattern.** (a) Staffing Pattern. No later than thirty (30) days after the end of each quarter of Fiscal Year 2021, every director, administrator, or head of a government of Guam agency, excluding line agencies,

shall submit to the Speaker of *I Liheslaturan Guåhan* in a Microsoft Excel file and written report, and post the same on the agency website, a current staffing pattern in the format of the Executive Branch Fiscal Year 2021 Budget Call as of the previous quarter's ending. The agencies required to submit are autonomous and semi-autonomous agencies, public corporations, the Mayors Council of Guam, and the Unified Judiciary. Said staffing pattern shall include, at minimum, the name of every current employee and his/her position title, most recent hire date, salary, increment costs and benefit costs, the funding source for his/her salary and benefits, and the gross salary and benefits paid for during the quarter.

(b) No later than thirty (30) days after the end of each quarter of Fiscal Year 2021, the Director of the Department of Administration shall post the government-wide line agency staffing pattern on the designated budget website in a Microsoft Excel file and written report. The format of the report shall be the current staffing pattern in the format of the Executive Branch Fiscal Year 2021 Budget Call as of the previous quarter's ending. Said staffing pattern shall include, at minimum, the name of every current employee and his/her position title, most recent hire date, salary, increment costs and benefit costs, the funding source for his/her salary and benefits, and the gross salary and benefits paid for during the quarter.

**Section 11. Funding Source.** The following departments are authorized to expend up to the level of revenues collected for their respective special revenue funds for Fiscal Year 2021 and unexpended carryovers in revolving funds authorized by law only for the purposes authorized by statute for those funds:

(a) Guam Police Department – Police Services Fund; and Police Patrol Vehicle and Equipment Revolving Fund;

(b) Department of Corrections – Corrections Inmate Revolving Fund;

(c) Customs and Quarantine Agency – Customs, Agriculture and Quarantine Inspection Services Fund;

(d) Guam Environmental Protection Agency – Guam Environmental Protection Agency Funds: Recycling Revolving Fund; Air Pollution Control Special Fund; Guam Environmental Trust Fund; Pesticide Management Fund; Water Protection Fund; and Water Research and Development Fund;

(e) Department of Land Management – Land Survey Revolving Fund;

(f) Department of Agriculture – Guam Plant Inspection and Permit Fund; Guam Invasive Species Inspection Fee Fund; and Rabies Prevention Fund;

(g) Board of Registration for Professional Engineers, Architects and Land Surveyors – Professional Engineers, Architects and Land Surveyors (PEALS) Board Fund;

(h) Guam Fire Department – Enhanced 911 Emergency Reporting System Fund; and Fire, Life and Medical Emergency Fund;

(i) Guam Regional Transit Authority – Guam Regional Transit Authority Fund;

(j) Guam Contractors License Board – Contractors License Board Fund;

(k) Department of Revenue and Taxation – Tax Collection Enhancement Fund; Banking and Insurance Enforcement Fund; and Alcoholic Beverage Compliance Fees and Fines Fund;

(l) Department of Public Health and Social Services – Guam Environmental Health Fund; Health Professional Licensing Office Revolving Fund; Office of Vital Statistics Revolving Fund; and Sanitary Inspection Revolving Fund;

(m) Department of Parks and Recreation – Public Recreation Services Fund;

(n) Guam Department of Education – Public Library Resources Fund;

(o) Department of Labor and the Guam Community College – Manpower Development Fund;

(p) Office of the Attorney General – Victim/Witness Travel-Housing Fund; Consumer Protection Fund; Criminal Injuries Compensation Fund; and Notary Public Revolving Fund; and

(q) Chamorro Land Trust Commission - Chamorro Land Trust Commission Survey and Infrastructure Fund.

**Section 12. Appropriation Allocation Report.** No later than October 15, 2020, the Director of the Bureau of Budget and Management Research shall submit, to the Speaker of *I Liheslaturan Guåhan* and the Office of Finance and Budget, a written Appropriation Allocation Report and Microsoft Excel file, identifying the amount of the appropriations in Chapter II-Part V; Chapter III-Parts II, III and IV; and Chapter V of this Act; by AS400 account number, appropriation type, appropriation year, fund code, agency code, division code, program code, and object category. This Report shall include this information for all the departments and agencies in Chapter II-Part V; Chapter III-Parts II, III and IV; and Chapter V of this Act. Failure to submit this report by the deadline shall result in a Two Hundred Fifty Dollar ($250.00) fine for the Director of the Bureau of Budget and Management Research, which shall be deposited in the GDOE Interscholastic Sports Fund.

**Section 13. Government of Guam Health Insurance Program Reporting.**

(a) All health insurance carriers for the government of Guam shall submit a monthly written report, and corresponding Microsoft Excel file of said report, aggregating the data relative to (1) enrollees, both subscribers and dependents, by

active employee and retiree subscriber counts, by plan, by class, by groups, supported/paid by the General Fund, detailed by agency/department; and (2) enrollees, both subscribers and dependents, by active employee and retiree subscriber counts, by plan, by class, by groups, supported/paid by autonomous agencies of the government of Guam, detailed by autonomous agency.

For purposes of this Subsection, autonomous agencies shall include the Guam Power Authority, the Guam Waterworks Authority, the Port Authority of Guam, the A.B. Won Pat International Airport Authority, the Guam Housing Corporation, the Guam Economic Development Authority, the Government of Guam Retirement Fund, and the Guam Visitors Bureau.

This report and corresponding Microsoft Excel file shall be submitted to the Department of Administration, the Office of Finance and Budget, *I Maga'hågan Guåhan* and the Speaker of *I Liheslaturan Guåhan no later than* twenty (20) days after the end of each month of Fiscal Year 2021.

(b) All health insurance carriers for the government of Guam shall submit a monthly written report detailing each individual health insurance premium payment received by the government of Guam health insurance carrier from the government of Guam, by date and by agency, to the Speaker of *I Liheslaturan Guåhan* no later than twenty (20) days after the end of each month of Fiscal Year 2021.

**Section 14. Appropriations Reserve Report.** The Director of the Bureau of Budget and Management Research shall submit a quarterly report within thirty (30) days after each quarter to the Speaker of *I Liheslaturan Guåhan*, in a Microsoft Excel file and written report, of the reserves held on any appropriations in this Act, detailed by amount and by AS400 account number.

**Section 15. Quarterly Reports of Medical Referral Offices.** Each of the Medical Referral Offices funded by this Act shall provide quarterly reports on its activities and expenditures, to include, but not be limited to:

(a) number of referred patients served;

(b) number of patient escorts or accompanying family members served;

(c) average cost per patient referral incurred during that quarter;

(d) actual office expenditures for the quarter, including fuel costs; and

(e) a description of services provided during the quarter.

The quarterly reports required by this Section shall be submitted to *I Maga'hågan Guåhan* and the Speaker of *I Liheslaturan Guåhan* no later than thirty (30) days after the end of each quarter of the fiscal year and shall be posted on the Offices' websites.

**Section 16. Audited Financial Statements Supplementary Information.** The Public Auditor and the Director of the Department of Administration shall ensure that the Fiscal Year 2020 audit of the government of Guam financial statements contains the following supplementary information:

(a) a schedule of personnel count indicating the number of filled positions by department, fund source, and amount expended as of September 30, 2020; and

(b) a combined schedule of expenditures, encumbrances, and continuing appropriations by department, fund source, and object classification as of September 30, 2020.

**Section 17. Reporting Requirements for Travel.** All governmental entities (including line and autonomous agencies), instrumentalities, and public corporations shall submit a quarterly report of all off-island government travel that is publicly funded during Fiscal Year 2021. This report shall be submitted to the Speaker of *I Liheslaturan Guåhan* and shall include:

(1) the name of the traveler;

(2) the source of funds;

(3) the purpose of the travel;

(4) the cost of the travel; and

(5) individual or group reports from the travelers highlighting the impact the information gathered at the conference or meeting has on the agency, and how the information acquired will be beneficial to the agency's function.

A presentation of the information obtained from the meetings and conferences may be required at the discretion of the agency's director.

**Section 18. Guam Police Department (GPD), Guam Fire Department (GFD), Customs and Quarantine Agency (CQA), and Department of Corrections (DOC) Overtime Reporting Requirements.** The GPD, GFD, CQA and DOC shall submit a written report to the Speaker of *I Liheslaturan Guåhan* no later than twenty (20) days after the end of each quarter in Fiscal Year 2021 which shall include the amount of overtime owed to each employee at each respective agency, by fiscal year in which such overtime was incurred, by division, and by employee name, for the previous quarter. Failure to submit said report no later than twenty (20) days after the end of each quarter in Fiscal Year 2021 shall result in a fine of Two Hundred Fifty Dollars ($250.00) per missed deadline for either the Chief of Police, Fire Chief, Director of the Customs and Quarantine Agency, or the Director of the Department of Corrections, which shall be deposited in the GDOE Interscholastic Sports Fund.

**Section 19. Independent Contractors.** The Office of *I Maga'hågan Guåhan,* the Office of *I Sigundo Maga'låhen Guåhan,* and the Guam State Clearinghouse may enter into agreements with independent contractors pursuant to Guam procurement laws.

**Section 20. Authorization for Payment of Prior Years' Obligations.** Appropriations made in this Act may be expended for the payment of prior years' obligations; provided, that it does not negatively impact the current operational needs of the department or agency requesting such prior years' payment, and that five (5) days prior to payment, written notice is given to the Speaker of *I Liheslaturan Guåhan* with the total amount, funding source, and the prior years' obligation to be paid for by the department or agency.

**Section 21. Department of Revenue and Taxation (DRT) Authorization to Utilize the Better Public Service Fund for Tax Collection.** Notwithstanding any other provision of law, the Department of Revenue and Taxation is hereby authorized to use its appropriation in this Act from the Better Public Service Fund for the purpose of tax collection.

**Section 22. *I Maga'hågan Guåhan* Prohibited from Expending Excess Fiscal Year 2020 and Fiscal Year 2021 Revenues.** Notwithstanding any other provision of law, or rule or regulation, *I Maga'hågan Guåhan* shall not expend General Fund revenues collected in excess of the adopted revenues as the basis for the appropriations contained in Public Law 35-36 and this Act without a legislative appropriation authorizing the expenditure of such excess funds.

**Section 23. Funds Available to Guam Cancer Trust Fund.**

(a) All funds available to the Guam Cancer Trust Fund in Fiscal Year 2020 and prior fiscal years shall not lapse and shall continue to be available to the Guam Cancer Trust Fund in Fiscal Year 2021.

(b) Notwithstanding the provisions of 11 GCA, Chapter 26, § 26603(e)(2)(b), all funds available to the Guam Cancer Trust Fund in Fiscal Year 2021 are not subject to the seventy-five percent (75%) allocation limitation imposed by said Section, and may be expended for the purposes provided therein. All other provisions in 11 GCA, Chapter 26, §

26603(e)(2)(b), including the ten percent (10%) limitation on education and outreach, are not waived and continue to apply.

(c) All funds of the Guam Cancer Trust Fund, including funds appropriated by this Act, and inclusive of those appropriated in Section 11 of Chapter XI, are not subject to any transfer authority provided for in this Act or any other provision of law.

(d) The provisions of 11 GCA, Chapter 26, Article 6, § 26603(e)(6) are not waived.

## CHAPTER XIV

## AUTHORIZATION TO REFINANCE CERTIFICATES OF PARTICIPATION (JOHN F. KENNEDY HIGH SCHOOL PROJECT) SERIES 2010A AND FINANCE CERTAIN ADDITIONAL CAPITAL IMPROVEMENTS TO EDUCATION FACILITIES.

**Section 1.** A new § 58A114 is *added* to Chapter 58A, Division 5, Title 5, Guam Code Annotated, to read as follows:

"**§ 58A114. Approval of 2020 Certificates.**

*I Liheslaturan Guåhan*, pursuant to § 50103(k) of Title 12, Guam Code Annotated, hereby approves the terms and conditions of the execution and delivery of the 2020 Certificates of Participation (John F Kennedy High School Project) (2020 Certificates) for the purpose of (a) refunding all or a portion of the 2010A Certificates of Participation (John F. Kennedy High School Project) (prior certificates); (b) financing costs of issuance; (c) financing any debt service reserve funds, or other reserves, if applicable; (d) financing capitalized interest, if applicable, in accordance with the following requirements, limitations, terms and conditions; and (e) financing additional capital improvements to an Education Facility, including, but not limited to, solar installations, in accordance with the following requirements, limitations, terms and conditions:

(1) all obligations of the government to pay debt service with respect to, and the prepayment price of, the prior certificates refunded shall be discharged concurrently with the execution and delivery of the 2020 Certificates. Thereafter, such prior certificates shall be payable solely from and secured solely by an escrow established for such purpose in accordance with the existing trust agreement relating to the prior certificates;

(2) the sale of the 2020 Certificates shall be approved by the Board of Directors of the Guam Economic Development Authority (GEDA) as provided in Chapter 50, Title 12, Guam Code Annotated;

(3) solely with respect to the portion of the debt service relating to the refunding of the prior certificates, the present value in the aggregate of debt service of the government's obligations with respect to such new leases or amendments to leases shall be at least two percent (2%) less than the present value in the aggregate of debt service on the prior certificates, using the yield on the 2020 Certificates as the discount rate; and

(4) no increase in the amount of outstanding "public indebtedness" as that term is used in 48 U.S.C. § 1423a (§ 11 of the Organic Act of Guam) shall result from the execution of any such new leases or amendments to leases."

**Section 2. Additional Funds Appropriated to the Guam Department of Education (GDOE) for the Fiscal Year Ending September 30, 2021.** In addition to any other funds appropriated to the GDOE for the Fiscal Year ending September 30, 2021, *I Liheslaturan Guåhan* hereby appropriates to the GDOE for the Fiscal Year ending September 30, 2021 the sum that corresponds to the dollar amount of debt service savings that the government of Guam's General Fund realizes in the Fiscal Year ending September 30, 2021 that results from the refunding of the prior certificates.

**Section 3. Local Sale of Bonds.** Best efforts shall be undertaken to cause a portion of the 2020 Certificates executed and delivered pursuant to the provisions of Section 1 hereof to be offered for sale in Guam, as well as in other jurisdictions, to the extent that such offer and any sales resulting from such offer do not increase the

cost to the government of Guam relating to the execution and delivery of such 2020 Certificates.

**Section 4. Effective Date.** This Chapter shall be effective upon enactment of the "General Appropriations Act of 2021."

## CHAPTER XV

## SEVERABILITY

**Section 1. 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.