

I Mina'trentai Sietta Na Liheslaturan Guåhan
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	FISCAL NOTES	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	NOTES
355-37 (COR) As amended; substituted; and further amended in the Committee of the Whole	Joe S. San Agustin Roy A. B. Quintana Tina Rose Muña Barnes William A. Parkinson Dwayne T.D. San Nicolas Amanda L. Shelton Christopher M. Dueñas Jesse A. Lujan Thomas J. Fisher Therese M. Terlaje Frank Blas, Jr. Chris Barnett Sabina Flores Perez Telo T. Taitague Joanne M. Brown	AN ACT TO APPROPRIATE REVENUES IN EXCESS OF ADOPTED REVENUES IN PUBLIC LAW 37-42, THE FISCAL YEAR 2024 BUDGET LAW, AS ENUMERATED IN THE CONSOLIDATED REVENUE EXPENDITURE REPORT OF AUGUST 2024.	9/13/24 3:55 p.m.	9/17/24	Committee on General Government Operations and Appropriations	Request: 9/17/24 9/25/24	10/3/24 9:00 a.m.	10/11/24 3:51 p.m.	Addendum 10/21/24
	SESSION DATE	TITLE	DATE PASSED	TRANSMITTED	DUE DATE	PUBLIC LAW NO.	DATE SIGNED	NOTES	
10/22/24	AN ACT TO APPROPRIATE REVENUES IN EXCESS OF THE ADOPTED REVENUES IN PUBLIC LAW 37-42, AS AMENDED (THE "GENERAL APPROPRIATIONS ACT OF 2024"), AS ENUMERATED IN THE CONSOLIDATED REVENUE EXPENDITURE REPORT OF AUGUST 2024; AND TO APPROPRIATE FIFTEEN MILLION EIGHT HUNDRED TWENTY-EIGHT THOUSAND DOLLARS (\$15,828,000) TO THE GPA <i>PRUGRAMAN AYUDA PARA I TAOTAO-TA</i> ENERGY CREDIT PROGRAM FROM THE FUNDS COLLECTED IN EXCESS OF THE ADOPTED REVENUE LEVELS ENUMERATED IN PUBLIC LAW 37-125.	10/24/24	10/25/24	11/6/24	37-135	11/6/24	Received: 11/6/24 Messages and Communications Doc. No. 37GL-24-2975		

LOURDES A. LEON GUERRERO
GOVERNOR



JOSHUA F. TENORIO
LT. GOVERNOR

UFISINAN I MAGA'HÅGAN GUÅHAN
OFFICE OF THE GOVERNOR OF GUAM

Transmitted via Email to: speaker@guamlegislature.org

November 6, 2024

THE HON. THERESE M. TERLAJE, *Speaker*
I Mina'trentai Siette Na Liheslaturan Guåhan
37th Guam Legislature
Guam Congress Building
163 Chalan Santo Papa
Hagåtña, Guam 96910

37GL-24-2975
OFFICE OF THE SPEAKER
THERESE M. TERLAJE

NOV 06 2024

Time: 6:22 pm
Received: *[Signature]*

RECEIVED
11/12/24 3:05 p.m.
[Signature]

RE: Bill No. 355-37 (COR), “AN ACT TO APPROPRIATE REVENUES IN EXCESS OF THE ADOPTED REVENUES IN PUBLIC LAW 37-42, AS AMENDED (THE ‘GENERAL APPROPRIATIONS ACT OF 2024’), AS ENUMERATED IN THE CONSOLIDATED REVENUE EXPENDITURE REPORT OF AUGUST 2024; AND TO APPROPRIATE FIFTEEN MILLION EIGHT HUNDRED TWENTY-EIGHT THOUSAND DOLLARS (\$15,828,000) TO THE GPA PRUGRÅMAN AYUDA PARA I TAOTAO-TA ENERGY CREDIT PROGRAM FROM THE FUNDS COLLECTED IN EXCESS OF THE ADOPTED REVENUE LEVELS ENUMERATED IN PUBLIC LAW 37-125”

Håfa Adai Madam Speaker,

Bill No. 355-37 (COR), the Supplemental Budget Bill, provides additional appropriations for Fiscal Year 2025 (“FY25”). The appropriations enumerated in Section 1 of the Bill, which total \$50,834,474, are made from revenues collected in excess of adopted revenues in Public Law No. 37-42, the General Appropriations Act of 2024. These appropriations will fund a number of critical needs, including additional Cost of Living Allowance (COLA) payments for retirees; funding to support police officer trainees, firefighter recruits, and corrections officer recruits; funding for Guam Memorial Hospital Authority’s FY25 operations; DOA payments for individual credit card fees for individuals; and urgent funding for the Guam Cancer Trust Fund.

Section 2 of Bill No. 355-37 seeks to appropriate more than \$15 million for a three-month extension of the *Prugrãman Ayuda Para I Taotao-ta* Energy Credit Program, and specifies that those funds shall come from *excess* revenues in the *new budget year*, which began only one month ago. “Excess” revenues are those the government collects above levels adopted in Public Law No. 37-125, the Budge Act. Months will pass before \$15 million in “excess” revenues are collected to fund the cost of the proposed extension, particularly since the Legislature has already appropriated these FY25 “excess” revenues for other budget priorities in P.L. 37-125.

To: The Hon. Therese M. Terlaje, Speaker
Fr: The Hon. Lourdes A. Leon Guerrero, Governor of Guam
Date: November 6, 2024
Re: Bill No. 355-37 (COR)

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Our Administration has been at the forefront of providing direct aid to our people, including through energy credits. As energy costs in Guam have soared, the energy credit program has been vital in helping all of us manage our household budgets. There are people for whom this program has kept the lights on and the refrigerator running.

However, our government cannot promise people assistance that may never come, and cannot write checks that may never be cashed.

Perhaps acknowledging the absence of sufficient funds to pay the proposed extension of the energy credit, the Bill is also notably silent as to which three months the phantom appropriation is supposed to cover, whether such months are consecutive or merely paid as amounts accumulate over a period of time, or whether funds shall be allowed to accumulate in full prior to implementing the three-month extension.

Despite the noble cause these provisions intend to support — a cause our Administration continues to support — the phantom appropriation cannot be implemented for the reasons noted. Pursuant to Section 1423i of the Organic Act of Guam, as amended, regrettably, I must exercise my authority to veto the amount identified in Section 2 of Bill No. 355-37.

Though we cannot afford to fund the Energy Credit at previous levels, it is possible that the Energy Credit may be extended for a limited time at a reduced amount. Preliminary tracking for the October 2024 Consolidated Revenue and Expenditure Reports (CRER) indicates anticipated collections approximately \$2.8 million above adopted revenues. This amount does not come close to funding the full 3-month extension contemplated in Bill No. 355-37. However, even a reduced credit will help carry our families through the upcoming holiday season, and enable our community to prepare as the program draws to a close. I urge the Legislature to introduce a measure to appropriate funds for this short-term, reduced credit.

I further ask the Legislature to address the apparent oversight of additional COLA payments due to eligible retirees of autonomous agencies. Bill No. 355-37 appropriates \$1,514,600 for additional payments of \$200 for each eligible retiree, which does not capture retirees from autonomous agencies. Ordinarily, these retirees are paid by their respective autonomous agencies directly, or paid by DOA, which is later reimbursed by the autonomous agencies. However, Bill No. 355-37 does not require the autonomous agencies to pay the additional \$200 payments to its retirees. Consistent with prior similar COLA appropriations, if the Legislature intends to extend the \$200 payments to these retirees, it will need to authorize and instruct the autonomous agencies to make such payments, or, if DOA makes such payments out of the General Fund, to reimburse the General Fund by a date certain.


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To: The Hon. Therese M. Terlaje, Speaker
Fr: The Hon. Lourdes A. Leon Guerrero, Governor of Guam
Date: November 6, 2024
Re: Bill No. 355-37 (COR)

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Noting my veto of the Fifteen Million Eight Hundred Twenty-eight Thousand Dollars (\$15,828,000) appropriation in Section 2 of Bill No. 355-37 and the other concerns noted herein, I hereby sign the remainder of the Bill into law as **Public Law No. 37-135**.

Senseramente,



LOURDES A. LEON GUERRERO

I Maga'hågan Guåhan

Governor of Guam

Enclosure(s): Bill No. 355-37 (COR) nka P.L. 37-135

cc via email: *Honorable* Joshua F. Tenorio, *Sigundo Maga'låhen Guåhan*, Lt. Governor of Guam
Compiler of Laws

I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN
2024 (SECOND) Regular Session

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

This is to certify that **Substitute Bill No. 355-37 (COR)**, “AN ACT TO APPROPRIATE REVENUES IN EXCESS OF THE ADOPTED REVENUES IN PUBLIC LAW 37-42, AS AMENDED (THE ‘GENERAL APPROPRIATIONS ACT OF 2024’), AS ENUMERATED IN THE CONSOLIDATED REVENUE EXPENDITURE REPORT OF AUGUST 2024; AND TO APPROPRIATE FIFTEEN MILLION EIGHT HUNDRED TWENTY-EIGHT THOUSAND DOLLARS (\$15,828,000) TO THE GPA *PRUGRÅMAN AYUDA PARA I TAOTAO-TA* ENERGY CREDIT PROGRAM FROM THE FUNDS COLLECTED IN EXCESS OF THE ADOPTED REVENUE LEVELS ENUMERATED IN PUBLIC LAW 37-125,” was on the 24th day of October 2024, duly and regularly passed.

Therese M. Terlaje
Speaker

Attested:

Amanda L. Shelton
Legislative Secretary

This Act was received by *I Maga'hågan Guåhan* this 25th day of October, 2024, at 11:42 o'clock A.M.

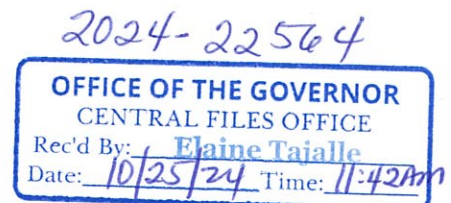
Assistant Staff Officer
***Maga'håga's* Office**

APPROVED:

Lourdes A. Leon Guerrero
I Maga'hågan Guåhan

Date: November 06, 2024

Public Law No. 37-135



I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN
2024 (SECOND) Regular Session

Bill No. 355-37 (COR)

As amended; substituted; and further
amended in the Committee of the Whole.

Introduced by:

Joe S. San Agustin
Roy A.B. Quinata
Tina Rose Muña Barnes
William A. Parkinson
Dwayne T.D. San Nicolas
Amanda L. Shelton
Christopher M. Dueñas
Jesse A. Lujan
Thomas J. Fisher
Therese M. Terlaje
Frank Blas Jr.
Chris Barnett
Sabina Flores Perez
Telo T. Taitague
Joanne M. Brown

AN ACT TO APPROPRIATE REVENUES IN EXCESS OF THE ADOPTED REVENUES IN PUBLIC LAW 37-42, AS AMENDED (THE “GENERAL APPROPRIATIONS ACT OF 2024”), AS ENUMERATED IN THE CONSOLIDATED REVENUE EXPENDITURE REPORT OF AUGUST 2024; AND TO APPROPRIATE FIFTEEN MILLION EIGHT HUNDRED TWENTY-EIGHT THOUSAND DOLLARS (\$15,828,000) TO THE GPA *PRUGRAMAN AYUDA PARA I TAOTAO-TA* ENERGY CREDIT PROGRAM FROM THE FUNDS COLLECTED IN EXCESS OF THE ADOPTED REVENUE LEVELS ENUMERATED IN PUBLIC LAW 37-125.

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

2 **Section 1. Appropriation of Fiscal Year 2024 Excess Revenues.**

3 Notwithstanding any other provision of law, the sum of Fifty Million Eight Hundred

1 Thirty-four Thousand Four Hundred Seventy-four Dollars (**\$50,834,474**) from the
2 revenues collected in excess of the adopted revenues in Public Law 37-42, as
3 amended (the “General Appropriations Act of 2024”) is hereby appropriated as
4 follows:

5 (a) The sum of One Million Five Hundred Fourteen Thousand Six
6 Hundred Dollars (**\$1,514,600**) to the Department of Administration to pay an
7 additional Two Hundred Dollars (\$200) per retiree who qualifies for the Cost
8 of Living Allowance (COLA) payment.

9 (b) The sum of Ten Million Dollars (**\$10,000,000**) to the Guam
10 Department of Education (GDOE) for the operations, maintenance, and repair
11 of GDOE schools.

12 (c) The sum of Three Hundred Sixty-one Thousand Seven Hundred
13 Seventy Dollars (**\$361,770**) to the Guam Police Department to add additional
14 support for their Fiscal Year 2025 cycle of twenty (20) police officer trainees.

15 (d) The sum of Seven Hundred Ninety-four Thousand Sixty-one
16 Dollars (**\$794,061**) to the Guam Fire Department for additional support for
17 their Fiscal Year 2025 cycle of twenty (20) firefighter recruits.

18 (e) The sum of Two Hundred Seventy Thousand Six Hundred
19 Dollars (**\$270,600**) to the Department of Corrections to add additional support
20 for their Fiscal Year 2025 cycle of twenty (20) corrections officer recruits.

21 (f) The sum of Two Million Eight Hundred Eight Thousand Dollars
22 (**\$2,808,000**) to the Guam Academy Charter Schools Council to fund the per
23 pupil cost of Seven Thousand Eight Hundred Dollars (\$7,800) for the student
24 cap increase of an additional fifteen (15) students to Guåhan Academy Charter
25 School, an additional one hundred thirty-five (135) students to Science Is Fun
26 and Awesome (SIFA) Academy Charter School, an additional sixty (60)

1 students to Career Tech High Academy Charter School, and an additional one
2 hundred fifty (150) students to Mount Carmel Academy Charter School.

3 (g) The sum of Five Hundred Thousand Dollars (**\$500,000**) to the
4 Guam Fisherman's Co-op for the support of their temporary facility and
5 operations.

6 (h) The sum of Two Hundred Five Thousand Dollars (**\$205,000**) to
7 the Guam Department of Education (GDOE) for the Parent Teacher
8 Organization (PTO) of each school. The amount of Five Thousand Dollars
9 (\$5,000) is allocated from said appropriation, *supra*, to each school and shall
10 be used in a manner determined by the PTO for support of the school and
11 school programs.

12 (i) The sum of One Million Five Hundred Thousand Dollars
13 (**\$1,500,000**) to the Guam Police Department (GPD) for School Resource
14 Officers pursuant to their authority under § 77119(b) of Chapter 77, 10 GCA.

15 (j) The sum of Twenty-five Thousand Dollars (**\$25,000**) to the
16 Guam Department of Education (GDOE) for the purchase of Opioid
17 Antagonists.

18 (k) The sum of One Hundred Thousand Dollars (**\$100,000**) to the
19 Guam Customs and Quarantine Agency for the May 2025 Annual Oceania
20 Customs Organization Conference.

21 (l) The sum of Two Million Five Hundred Thousand Dollars
22 (**\$2,500,000**) to the Guam Cancer Trust Fund.

23 (m) The sum of One Million Dollars (**\$1,000,000**) to the Guam
24 Housing Corporation Housing Trust Fund for the Program authorized under §
25 41003 of the Housing Trust Fund Act, which may include rental and utility
26 assistance.

1 (n) The sum of Forty-five Thousand Dollars (**\$45,000**) to the Guam
2 Community College to fund scholarships for the Western Interstate
3 Commission for Higher Education (WICHE) Professional Student Exchange
4 Program (PSEP) for qualified residents for Fiscal Year 2024 and Fiscal Year
5 2025.

6 (o) The sum of Four Million Seven Hundred Ten Thousand Four
7 Hundred Forty-three Dollars (**\$4,710,443**) to the Department of
8 Administration for the sole purpose of paying credit card fees for individual
9 payors in Fiscal Year 2025.

10 (p) The sum of Twenty Million Dollars (**\$20,000,000**) to the Guam
11 Memorial Hospital Authority for their operations for Fiscal Year 2025.

12 (q) The sum of Four Million Five Hundred Thousand Dollars
13 (**\$4,500,000**) to the Mayors Council of Guam for their operations for Fiscal
14 Year 2025.

15 **Section 2. GPA *Prugrãman Ayuda Para I Taotao-ta Energy Credit***
16 **Program.** Notwithstanding any other provision of law, ~~Fifteen Million Eight~~
17 ~~Hundred Twenty-eight Thousand Dollars (\$15,828,000)~~ ^{zero (0) DHS 11/6/2024} collected in excess of the
18 adopted revenue levels enumerated in Public Law 37-125, as reported in the
19 Consolidated Revenue Expenditure Report (CRER), is hereby appropriated to the
20 Guam Power Authority for a three (3) month extension to the *Prugrãman Ayuda*
21 *Para I Taotao-ta Energy Credit Program*.

22 **Section 3. Restrictions.** The appropriations contained in this Act shall not
23 lapse and shall continue to be available until fully expended; and are not subject to *I*
24 *Maga'hågan Guåhan's* transfer authority.

25 **Section 4. Effective Date.** This Act shall be effective upon enactment.

26 **Section 5. Severability.** If any provision of this Act or its application to any
27 person or circumstance is found to be invalid or inorganic, such invalidity shall not

1 affect other provisions or applications of this Act that can be given effect without
2 the invalid provision or application, and to this end the provisions of this Act are
3 severable.