

I Mina'trentai Siette 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 |
|---|---|---|----------------------|--------------------|-----------------|-----------------------|---------------------|---|-------|
| 137-37 (COR) As amended on the Floor | Therese M. Terlaje Tina Rose Muña Barnes Amanda L. Shelton Joe S. San Agustin Frank Blas, Jr. Chris Barnett William A. Parkinson Dwayne T.D. San Nicolas Thomas J. Fisher Jesse A. Lujan | AN ACT TO AMEND PUBLIC LAW 36-54 TO SUPPORT THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES (DPHSS) IN THEIR EFFORTS TO PROVIDE GRANTS TO LOCAL ORGANIZATIONS FOR EMERGENCY FOOD AND COMMODITY ASSISTANCE TO INDIVIDUALS AND FAMILIES WHO WERE AFFECTED BY TYPHOON MAWAR. | 6/19/23 1:54 p.m. | | | | | | |
| | SESSION DATE | TITLE | DATE PASSED | TRANSMITTED | DUE DATE | PUBLIC LAW NO. | DATE SIGNED | NOTES | |
| | 6/19/23 | AN ACT TO AMEND SECTION 18 OF PART II, CHAPTER III OF PUBLIC LAW 36-54 TO SUPPORT THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES IN THEIR EFFORTS TO PROVIDE GRANTS TO LOCAL ORGANIZATIONS FOR EMERGENCY FOOD AND COMMODITY ASSISTANCE TO INDIVIDUALS AND FAMILIES WHO WERE AFFECTED BY TYPHOON MAWAR. | 6/19/23 | 6/20/23 | 7/1/23 | 37-20 | 6/30/23 | Received: 6/30/23 Messages and Communications Doc. No. 37GL-23-0634 | |

LOURDES A. LEON GUERRERO
GOVERNOR



JOSHUA F. TENORIO
LT. GOVERNOR

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

3791-23-0634
OFFICE OF THE SPEAKER
THERESE M. TERLAJE

Transmitted via email to: speaker@guamlegislature.org

June 30, 2023

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

-06 30 2023

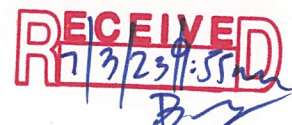
Time: 6:35pm
Received: [Signature]

Re: Bill No. 137-37 (COR) - AN ACT TO AMEND SECTION 18 OF PART II, CHAPTER III OF PUBLIC LAW 36-54 TO SUPPORT THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES IN THEIR EFFORTS TO PROVIDE GRANTS TO LOCAL ORGANIZATIONS FOR EMERGENCY FOOD AND COMMODITY ASSISTANCE TO INDIVIDUALS AND FAMILIES WHO WERE AFFECTED BY TYPHOON MAWAR

Håfa Adai Madame Speaker,

In Public Law 36-54, the Fiscal Year 2022 Budget Act, the 36th Guam Legislature directed that Five Million Dollars (\$5,000,000) appropriated in Public Law 36-9 to the Department of Public Health and Social Services (“DPHSS”) would be available to provide grants to local non-profits that provide food and commodities for homeless individuals, unemployed individuals, children, and low-income families. However, the appropriation contained in Public Law 36-9 was for up to Five Million Dollars (\$5,000,000) in revenues from the refinance of government bonds authorized in Public Law 36-9. The actual revenues realized in the refinance amounted to approximately \$3.1 Million, which would have been allotted to the grants program, had the appropriation taken effect.

However, Public Law 36-9 provides that the appropriation *shall not take effect* “if federal funds, to include funds from the American Rescue Plan Act of 2021, are expended for substantially similar purposes...by the end of FY 2021.” Federal funds were in fact expended for distribution to non-profit organizations providing food and commodities to the groups identified in Public Law 36-9. Specifically, non-profit organizations, including the Catholic Social Services and the Salvation Army, received funds in FY 2021 to provide food commodities pursuant to The Emergency Food Assistance Program (“TEFAP”) programs for low or no income individuals, food banks, and senior citizen meals. Accordingly, the appropriation provided in Public Law 36-9 did not take effect.



To: Therese M. Terlaje, *Speaker*, 37th Guam Legislature
Fr: Lourdes A. Leon Guerrero, *Governor of Guam*
Date: June 30, 2023
Re: Bill No. 137-37 (COR)

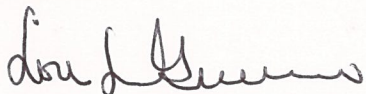
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Bill No. 137-37 seeks to amend the use of the Public Law 36-9 appropriation to provide food and commodities to individuals and families impacted by Typhoon Mawar. However, because the appropriation never took effect, it is not available to be redirected as provided in Bill No. 137-37.

Though Bill No. 137-37 has no effect because the appropriation provided in Bill No. 36-9 did not take effect, the bill's intent is laudable. Without question, many in our community still struggle to recover from the effects of Typhoon Mawar. Our administration continues to work alongside our local non-profits during this period of recovery to provide food and shelter to our community and has already utilized a portion of the funds authorized by Public Law 36-54 for these purposes. To date, we have distributed approximately 24,000 bags of commodities to villages, and separately stocked food directly at shelters, an estimated total of 750,000 pounds of food. Additionally, we have distributed approximately 2,250 cases of water.

These efforts, along with broader emergency response measures, have been funded through appropriations the Legislature made in Public Law 37-17. While Bill No. 137-37 is consistent with our Administration's dedication of resources during this recovery, because it relies on an appropriation that, by its own terms, did not take effect, Bill No. 137-37 (COR) itself is not effective. It shall lapse into law as ***Public Law No. 37-20***.

Senseramente,



LOURDES A. LEON GUERRERO

Maga'hågan Guåhan

Governor of Guam

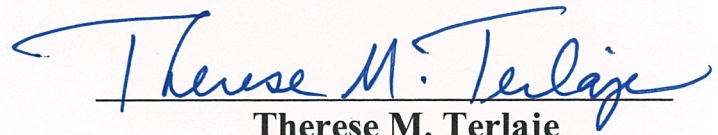
Enclosure: Bill No. 137-37 (COR) nka P.L. 37-20

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
2023 (FIRST) Regular Session

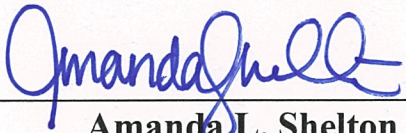
CERTIFICATION OF PASSAGE OF AN ACT TO *I MAGA'HÅGAN GUÅHAN*

This is to certify that **Bill No. 137-37 (COR)**, “AN ACT TO *AMEND* SECTION 18 OF PART II, CHAPTER III OF PUBLIC LAW 36-54 TO SUPPORT THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES IN THEIR EFFORTS TO PROVIDE GRANTS TO LOCAL ORGANIZATIONS FOR EMERGENCY FOOD AND COMMODITY ASSISTANCE TO INDIVIDUALS AND FAMILIES WHO WERE AFFECTED BY TYPHOON MAWAR,” was on the 19th day of June 2023, duly and regularly passed.



Therese M. Terlaje
Speaker

Attested:



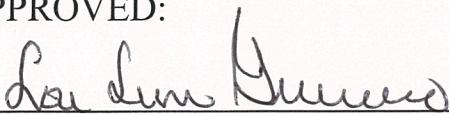
Amanda L. Shelton
Legislative Secretary

This Act was received by *I Maga'hågan Guåhan* this 20 day of JUNE,
2023, at 6:20 o'clock P.M.



Assistant Staff Officer
Maga'håga's Office

APPROVED:



Lourdes A. Leon Guerrero
I Maga'hågan Guåhan

Date: 6/30/23

Public Law No. 37-20

2023-19431
RCVD AT CENTRAL FILES
JUN 22 '23 AMB:5B

Elaine Tajalle

I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN
2023 (FIRST) Regular Session

Bill No. 137-37 (COR)

As amended on the Floor.

Introduced by:

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

AN ACT TO *AMEND* SECTION 18 OF PART II, CHAPTER III OF PUBLIC LAW 36-54 TO SUPPORT THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES IN THEIR EFFORTS TO PROVIDE GRANTS TO LOCAL ORGANIZATIONS FOR EMERGENCY FOOD AND COMMODITY ASSISTANCE TO INDIVIDUALS AND FAMILIES WHO WERE AFFECTED BY TYPHOON MAWAR.

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that the effects of Typhoon Mawar extend past damages to the island's infrastructure
4 and industries, as the typhoon has affected the personal property, food security, and

1 overall well-being of the people of Guam, especially those individuals and families
2 who were already experiencing hardships before the typhoon.

3 Therefore, it is the intent of *I Liheslaturan Guåhan* to alleviate these hardships
4 so that our island’s recovery from Typhoon Mawar can occur expeditiously.

5 Public Law 36-54, the Fiscal Year 2022 budget law, authorizes the
6 Department of Public Health and Social Services (DPHSS) to use Five Million
7 Dollars (\$5,000,000) of revenues in Fiscal Year 2021 and Fiscal Year 2022
8 appropriations for the purposes of issuing grants to local organizations who can
9 provide food and commodities to those populations who are most in need of such
10 assistance. *I Liheslaturan Guåhan* believes that this specific DPHSS authority is
11 necessary, especially now after Typhoon Mawar, and intends to strengthen this
12 authority so that DPHSS can effectively provide, through local organizations, post-
13 typhoon emergency food and commodity assistance.

14 **Section 2. Amendment to Section 18 of Part II, Chapter III of Public**
15 **Law 36-54.** Section 18 of Part II, Chapter III of Public Law 36-54 is *amended* to
16 read as follows:

17 **“Section 18. Continuing Appropriation Authorization.** Notwithstanding
18 any other provision of law, Five Million Dollars (\$5,000,000) of revenues in Fiscal
19 Year 2021 and Fiscal Year 2022 appropriated to DPHSS pursuant to Section 1(f) of
20 Public Law 36-9 (§ 1512.5(f), Article 5, Chapter 1, 5 GCA) shall not lapse and shall
21 continue to be available for the sole purpose of providing emergency food and
22 commodities to individuals in need, which shall be distributed in whole or part as
23 grants at the discretion of the Director, notwithstanding 5 GCA Chapter 5, to
24 Catholic Social Service Guam, the Salvation Army Guam, or other local non-profit
25 organizations that provide food and commodities for individuals and families in need
26 until fully expended.”

27 **Section 3. Effective Date.** This Act shall be effective immediately.