I Mina'trentai Sais Na Liheslaturan Guåhan
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES	NOTES
276-36 (COR) As substituted by the Committee on General Government Operations, Appropriations, and Housing; and amended in the Committee of the Whole	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, 2023, MAKING OTHER APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS.	3/15/22 9:11 a.m.	3/15/22	Committee on General Government Operations, Appropriations, and Housing		8/31/22 7:28 p.m. As substituted by the Committee on General Government Operations, Appropriations, and Housing.		Accepted by the Committee on Rules on August 9, 2022. Processed, and posted per the instructions of COR.
SESSION DATE		**TITLE**	**DATE PASSED**	**TRANSMITTED**	**DUE DATE**	**PUBLIC LAW NO.**	**DATE SIGNED**	**NOTES**	
8/9/22		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, 2023, MAKING OTHER APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS.	8/31/22	8/31/22	9/12/22	36-107	9/12/22	Received: 9/13/22 Mess and Comm. Doc. No. 36GL-22-2482	

LOURDES A. LEON GUERRERO
GOVERNOR

JOSHUA F. TENORIO
LT. GOVERNOR

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

September 12, 2022

Doc. 36GL-22-2482
OFFICE OF THE SPEAKER
THERESE M. TERLAJE
-09- 12 2022
Time: 5:53pm
Received:

HONORABLE THERESE M. TERLAJE
Speaker
I Mina'trentai Sais Na Liheslaturan Guåhan
36th Guam Legislature
Guam Congress Building
163 Chalan Santo Papa
Hagåtña, Guam 96910

Re: SUBSTITUTE BILL NO. 276-36 (COR) - 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, 2023, MAKING OTHER APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS

Hafa Adai Madame Speaker,

Transmitted herewith is Substitute Bill No. 276-36 (COR) ("the Budget Bill"), which I am signing into law as ***Public Law 36-107***.

Though my administration is committed to implementing the Budget Bill, I must express concern about several provisions in the bill that continue the Legislature's recently adopted practice of appropriating so-called "excess revenues." Government financial management involves principles and protocols that address complex accounting and cash management realities. This includes the common circumstance wherein payables may not accrue in the year expenses have been incurred, which occurs frequently in the ordinary course of government accounting. These delayed accruals occur for a variety of reasons and in diverse circumstances – federal fund write-offs, belated payables submitted by agencies over which the administration has no direct authority or oversight, or canceled and reissued solicitations. The government pays government obligations daily for authorizations and appropriations made over time, including present payables for expenses incurred in prior years.

By the same token, some revenues are received in subsequent years than the fiscal year in which they are reported, resulting in limited cash flow despite reported "excess" collections. It is for this reason that, time and again, I have cautioned the Legislature against appropriating so-called "excess revenues," which remain fluid until such time an audit is completed for the period and actual earned revenues are identified. This practice by the Legislature, which continues in several appropriations in this Budget Bill, relies on a budgetary fund balance, which reflects simply the total amount accumulated from prior years, instead of the generally accepted accounting principles ("GAAP") fund balance, which accounts for the complex timing of recognition of revenues and

COMMITTEE ON RULES
RECEIVED:
September 13, 2022
8:00 A.M.

expenditures. Ignoring our administration's fiscal policy based on GAAP carries the risk of blind spending before financials are audited, and threatens the resurgence of the decades-old deficit our administration worked hard to retire. Though our Administration will work to implement this Budget Bill, it is important for the Legislature to observe sound accounting principles in its appropriations, and to refrain from continuing to appropriate from "excess revenues" prior to the audit.

Despite the imprecision in the Budget Bill's approach to government financial management, I applaud the senators who passed this Budget Bill for funding the Educator Pay Plan implemented by the Department of Administration ("DOA") with my approval in May 2022. While the Budget Bill reflects that the Legislature "adopted" the 2022 Educator Pay Plan, formal adoption of the plan by the Legislature was not necessary.

For thirty years, Guam law has delegated the responsibility to assess and update government pay schedules to the DOA. In Public Law 21-42 Part V Section 13, the Guam Legislature adopted and implemented a unified pay schedule, a uniform system of position classification, and salary administration for public employees through the Hay System, a broadly accepted job evaluation technique used in determining the pay structure in organizations. In adopting the Hay System, the Legislature further provided that the internal equity and external competitiveness of the plan should be reviewed at least every three (3) years, and that ongoing communication and training was a critical component of administering the compensation policy. 4 GCA § 6301 (c) and (f). Administration of the pay plan based on Hay methodology was assigned to the Director of Administration, who, along with the Judicial Council, was further charged with the responsibility to establish policies and procedures for implementation of the compensation policy in their respective jurisdictions. 4 GCA § 6302 (a) and (c).

The Legislature further authorized the Director of Administration, at his discretion, to delegate the responsibility for assessment and updating of the employee pay schedules to certain agencies, and to coordinate training and resources to support such delegation. Specifically, Section 4101.1 provides in relevant part as follows:

> § 4101.1. Responsibilities of the Director of Administration Regarding Personnel Policy of the Government. The Director of Administration shall perform the following functions:
>
> . . . .
>
> (h) Coordinate the fielding of necessary computer software and the training of personnel to allow the agencies, departments and public corporations listed in § 4105(a) of this Title to assess and update the unified pay schedule required by § 6302(a) of this Title;
>
> (i) Delegate, at the Director's discretion, such authority under such terms as are appropriate, to the agencies, departments and public corporations listed in § 4105(a) of this Title to assess and update the unified pay schedule required by § 6302(a) of this Title[.]

The Guam Education Policy Board is among the government entities designated in 4 GCA § 4105(a), to which the Director of Administration may, at his discretion, delegate the authority to update its own pay plan. However, no such delegation has been made.

Though the Legislature adopted the unified pay schedule created utilizing the Hay System in 1992, Title 4 authorizes DOA to assess and update government pay schedules administratively, and does not otherwise require legislative approval of such updates through the Administrative Adjudication Law or otherwise. The delegation of authority to the DOA has never been repealed or amended, including by the FY22 Budget Act. Therefore, the DOA retains its authority to assess and update government pay schedules as provided in statute.

Lt. Governor Josh Tenorio and I believe that proper compensation is a critical component of employee recruitment and retention. More importantly, it is just. Paying our government employees decent and fair wages contributes to their quality of life, their employment satisfaction, and, ultimately, their dignity. Our teachers have waited for too long to see this increase in their wages. This update is not a gratuity – it is based on accepted methodology for calculating employee compensation. It is what our teachers deserve.

It is disheartening that some of the senators who voted against this Budget Bill vocally opposed our administration's May 2022 implementation of the Educator Pay Plan. Some further suggested the rate of the implemented increases should have been lower than those approved. The lack of support for our teachers from these senators is deplorable. It demonstrates a fundamental lack of respect and compassion for our teachers. I am encouraged by the actions of the senators who passed this Budget Bill, disregarding the political circus stirred up by its detractors, and carrying funding for the Educator Pay Plan forward into the next fiscal year. While adoption of the plan was not necessary, assuring funding of the plan was crucial. For this, you have my thanks, and the thanks of our island's educators.

Notwithstanding the noted concerns, we are committed to make this budget work as we have done with other budgets since taking office. Accordingly, I sign Substitute Bill No. 276-36 (COR) into law as ***Public Law No. 36-107***.

Senseremente,

Lou Leon Guerrero

LOURDES A. LEON GUERRERO
Maga'hågan Guåhan
Governor of Guam

Enclosure: Substitute Bill No. 276-36 (COR) *nka P.L. No. 36-107*

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

I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN
2022 (SECOND) Regular Session

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

This is to certify that **Substitute Bill No. 276-36 (COR), "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, 2023, MAKING OTHER APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS,"** was on the 31st day of August 2022, duly and regularly passed.

Therese M. Terlaje

Therese M. Terlaje
Speaker

Attested:

Amanda L. Shelton

Amanda L. Shelton
Legislative Secretary

This Act was received by *I Maga'hågan Guåhan* this 31 day of Aug, 2022, at 10:34 o'clock P .M.

POS MA Staff - Lizanne NBB

Assistant Staff Officer
Maga'håga's Office

APPROVED:

Lou Leon Guerrero

Lourdes A. Leon Guerrero
I Maga'hågan Guåhan

Date: 9/12/2022

Public Law No. 36-107

RCVD AT CENTRAL FILES
SEP 1 '22 AM9:20
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I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN
2022 (SECOND) Regular Session

Bill No. 276-36 (COR)
As substituted by the Committee on General Government Operations, Appropriations, and Housing; and 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, 2023, 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 2023.**" Except as otherwise provided by this Act, the appropriations made by this Act shall be available to pay for Fiscal Year 2023 obligations incurred on or after October 1, 2022 but not later than September 30, 2023. 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 2023. Notwithstanding § 22436, Chapter 22, Title 5 GCA, *I Liheslaturan Guåhan* adopts the following revenue estimates for Fiscal Year 2023 as the basis for the appropriations contained in this Act.

I.	**GENERAL FUND REVENUES AMOUNT**		
	TOTAL GENERAL FUND REVENUE		**$809,922,190**
	GENERAL FUND PROVISION FOR TAX REFUND PAYMENTS		**($62,884,123)**
	TOTAL GENERAL FUND REVENUE AVAILABLE FOR OPERATIONS		**$747,038,067**
	A. TAXES		
	Income Tax		
	Corporate		$85,716,966
	Individual		$93,515,852
	Withholding Taxes, Interest, and Penalties		$243,459,575
	Provision for Tax Refunds:		
	Gross Provision for Tax Refund Payments [Federal and General Funds]	($175,604,534)	
	Earned Income Tax Credit Federal Receipt	$52,389,766	
	Child Tax Credit (Advance and Regular) Federal Receipts	$36,210,366	
	Additional Child Tax Credit Federal Receipt	$24,120,279	
	General Fund Provision for Tax Refund Payments		($62,884,123)

TOTAL INCOME TAXES		**$359,808,270**
Business Privilege Tax		
Business Privilege Tax	$302,116,165	
GMHA Pharmaceuticals Fund	($18,700,991)	
Tax Credit: Rehabilitation and Improvements – Harmon Industrial Park Roadway [P.L. 33-191]	($175,000)	
Other Taxes	$3,992,878	
TOTAL BUSINESS PRIVILEGE TAXES		**$287,233,052**
TOTAL TAXES		**$647,041,322**
B. FEDERAL SOURCES		
Federal Income Tax Collection – Section 30 Funds	$74,943,377	
Immigration and Passport Fees	$1,277,844	
TOTAL FEDERAL SOURCES		**$76,221,221**
C. USE OF MONEY AND PROPERTY		**$197,481**
D. LICENSES, FEES, AND PERMITS		
Licenses, Fees, and Permits	$3,496,755	
Better Public Service Fund	($349,676)	
TOTAL LICENSES, FEES, AND PERMITS		**$3,147,079**
E. DEPARTMENT CHARGES		**$1,205,297**
TOTAL GENERAL FUND REVENUE		**$727,812,400**
2% GENERAL FUND RESERVE (DEFICIT REDUCTION/ RAINY DAY FUND)		**($14,556,248)**
TOTAL GENERAL FUND REVENUE AVAILABLE FOR APPROPRIATION		**$713,256,152**
II. SPECIAL FUND REVENUES AMOUNT		
A. Banking and Insurance Enforcement Fund	$433,783	

B.	Better Public Service Fund	$1,250,802
C.	*Chamorro* Land Trust Operations Fund	$854,963
D.	*Chamorro* Land Trust Survey and Infrastructure Fund	$128,099
E.	Contractors License Board Fund	$737,262
F.	Corrections Revolving Fund	$1,546,392
G.	Customs, Agriculture, and Quarantine Inspection Services Fund	$2,067,005
H.	DPHSS Sanitary Inspection Revolving Fund	$158,878
I.	Enhanced 911 Emergency Reporting System Fund	$2,173,500
J.	Environmental Health Fund	$1,302,065
K.	Fire, Life and Medical Emergency Fund	$1,129,368
L.	GMHA Pharmaceuticals Fund	$18,700,991
M.	Guam Ancestral Lands Commission Survey, Infrastructure, and Development Fund	$408,553
N.	Guam Board of Accountancy Fund	$789,780
O.	Guam Educational Facilities Fund	$35,758,107
P.	Guam Environmental Trust Fund	$435,837
Q.	Guam Highway Fund	$19,197,264
	Better Public Service Fund	($901,126)
	Public Transit Fund	($215,823)
	Total Guam Highway Fund	$18,080,315
R.	Guam Invasive Species Inspection Fee Fund	$641,466
S.	Guam Museum Fund	$285,997
T.	Guam Plant Inspection and Permit Fund	$96,880
U.	Health Professional Licensing Office Revolving Fund	$300,975
V.	Healthy Futures Fund	$40,116,775
W.	Host Community Fund	$300,000

X.	Indirect Cost Fund	$1,331,459
Y.	Land Survey Revolving Fund	$3,378,351
Z.	Limited Gaming Fund	$1,200,711
AA.	Manpower Development Fund	$7,905,600
AB.	Mental Health and Substance Abuse Services Fund	$402,117
AC.	Office of Vital Statistics Revolving Fund	$230,705
AD.	Police Patrol Vehicle and Equipment Revolving Fund	$320,924
AE.	Police Services Fund	$983,826
AF.	Professional Engineers, Architects and Land Surveyors Board Fund	$273,064
AG.	Public Recreation Services Fund	$65,675
AH.	Public School Library Resources Fund	$686,994
AI.	Public Transit Fund	$215,823
AJ.	Rabies Prevention Fund	$41,696
AK.	Recycling Revolving Fund	$2,776,824
AL.	Safe Streets Fund	$85,697
AM.	School Lunch/SAE/Child Nutritional Meal Reimbursement Fund - Federal Sources (100% Federal Grant)/Cash Collections	$12,504,000
AN.	Solid Waste Operations Fund	$18,750,860
	Host Community Fund	($300,000)
	Total Solid Waste Operations Fund	$18,450,860
AO.	Street Light Fund	$4,185,868
AP.	Tax Collection Enhancement Fund	$704,824
AQ.	Tourist Attraction Fund	$16,083,004
AR.	Water Research and Development Fund	$68,336
TOTAL SPECIAL FUND REVENUE		**$199,594,151**

III.	**FEDERAL MATCHING GRANTS-IN-AID**		
Federal Grants-in-Aid Requiring Local Match:			
	A.	Guam Community College	$543,354
	B.	Guam Council on the Arts and Humanities Agency	$321,300
	C.	Guam Police Department	$2,269,479
	D.	Department of Agriculture	$545,398
	E.	Department of Integrated Services for Individuals with Disabilities	$2,085,461
	F.	Department of Labor	$47,000
	G.	Office of the Attorney General	$4,833,849
	H.	Department of Military Affairs	$2,496,615
	I.	Department of Public Health and Social Services	$93,665,833
	J.	University of Guam	$2,659,997
TOTAL FEDERAL MATCHING GRANTS-IN-AID REVENUE			**$109,468,286**
IV.	**REVENUE SUMMARY:**		
TOTAL GENERAL FUND REVENUE AVAILABLE FOR APPROPRIATION			**$713,256,152**
TOTAL SPECIAL FUND REVENUE			**$199,594,151**
TOTAL FEDERAL MATCHING GRANTS-IN-AID REVENUE			**$109,468,286**
GRAND TOTAL			**$1,022,318,589**

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 2023 and prior years in an amount no less than Sixty-two Million Eight Hundred Eighty-four Thousand One Hundred Twenty-three Dollars (**$62,884,123**).

Section 4. Unappropriated Annual General Fund Revenues Collected in Excess of Appropriations and Rainy Day Fund Expenditures.

(a) Notwithstanding any other provision of law, rule, or regulation, the authorization relative to the expenditure of unappropriated annual General Fund revenues collected in excess of appropriations to liquidate obligations for refunds, earned income tax credits and prior years' vendor payables contained in the first paragraph of § 22436(a) of Article 4, Chapter 22, Title 5, Guam Code Annotated is hereby suspended. Unappropriated Annual General Fund Revenues collected in Excess of Appropriations shall only be authorized by an appropriation or appropriations by *I Liheslaturan Guåhan*.

(b) Expenditures from the Rainy Day Fund shall only be authorized by an appropriation or appropriations by *I Liheslaturan Guåhan* pursuant to § 22904 of Article 9, Chapter 22, Title 5, Guam Code Annotated.

Section 5. Revenue Collections in Excess of Quarterly Collections.

(a) For Fiscal Year 2023, 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 2023, 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)(Q) 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. Revenue Collections in Excess of Federal Income Tax Collections - Section 30 Funds.

(a) Notwithstanding any other provision of law, funds in excess of the adopted revenue levels enumerated in Section 2(I)(B) of this Chapter, in the amount of Nine Hundred Sixty-two Thousand Five Hundred Dollars **($962,500)**, shall be appropriated to the Guam Charter Schools Council Fund for the purpose of increasing the per pupil cost by Five Hundred Dollars ($500.00) per pupil.

(b) Notwithstanding any other provision of law, funds in excess of the adopted revenue levels enumerated in Section 2(I)(B) of this Chapter, in the amount of One Million Four Hundred Eighty-two Thousand Two Hundred Dollars **($1,482,200)**, shall be appropriated to the Department of Administration for the purpose of increasing the Cost of Living Allowance by Two Hundred Dollars ($200.00) per retiree.

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

A. BUSINESS PRIVILEGE TAX BONDS, SERIES 2012B **$3,415,172[1/]**

(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)

[1/]General Fund

B. GUAM DEPARTMENT OF EDUCATION (GDOE) SERIES 2013A CERTIFICATES OF PARTICIPATION (OKKODO HIGH SCHOOL PROJECT) **$2,936,260[2/]**

(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])

[2/]General Fund (P&I: $2,286,260) and Guam Educational Facilities Fund (Insurance & Maintenance: $650,000)

C. LIMITED OBLIGATION BONDS BUSINESS PRIVILEGE TAX 2015 SERIES D $19,336,500[3/]

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

[3/]General Fund

D. LIMITED OBLIGATION (SECTION 30) BONDS, SERIES 2016A $20,989,875[4/]

(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)

[4/]General Fund

E. GENERAL OBLIGATION BONDS 2019 SERIES A $2,997,625[5/]

(To finance the expansion of the Layon Landfill)

[5/]Solid Waste Operations Fund

F. GUAM DEPARTMENT OF EDUCATION, SERIES 2020A CERTIFICATES OF PARTICIPATION (JOHN F. KENNEDY HIGH SCHOOL PROJECT) $6,764,797[6/]

(To refinance the GDOE Series 2010A, Certificates of Participation for JFK High School)

[6/]General Fund (P&I: $4,614,507) and Guam Educational Facilities Fund (Insurance & Maintenance: $2,150,290)

G. LIMITED OBLIGATION BONDS BUSINESS PRIVILEGE TAX 2021 SERIES E and SERIES F **$11,438,175[7/]**

(Series E: refunding of a portion of BPT Bonds, Series 2015D; final maturity FY 2027; and Series F: refunding of all or a portion of BPT Bonds, Series 2011A and Series 2012B-1; final maturity FY 2042)

[7/]General Fund

H. LIMITED OBLIGATION HOTEL OCCUPANCY TAX (HOT) REFUNDING REVENUE BONDS, SERIES 2021A **$2,943,250[8/]**

(Refunding of LO Infrastructure Improvement Bonds, Series 2011 A, for acquiring, constructing, or equipping a new Guam Museum and projects that benefit the tourism industry; final maturity FY 2041)

[8/]Tourist Attraction Fund

GRAND TOTAL **$70,821,654**

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 2023. Pursuant to §§ 52101 and 52102, Chapter 52, Division 2, Title 11 GCA, the sum of Two Hundred Thirty-one Million One Hundred Twenty Thousand Three Hundred Fifteen Dollars (**$231,120,315**) is appropriated to the Guam Department of Education (GDOE) Operations Fund for Fiscal Year 2023. This sum is composed of Two Hundred Three Million Eight Hundred Eighteen Thousand Eight Hundred Fifty-five Dollars (**$203,818,855**) from the General Fund, and Twenty-seven Million Three Hundred One Thousand Four Hundred Sixty Dollars (**$27,301,460**) from the Public School Library Resources Fund, the Guam Educational Facilities Fund, the Healthy Futures Fund, the Limited Gaming Fund, and the School Lunch/SAE/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	$203,818,855
HEALTHY FUTURES FUND	$891,754
LIMITED GAMING FUND	$380,225
PUBLIC SCHOOL LIBRARY RESOURCES FUND	$686,994
SCHOOL LUNCH/CHILD NUTRI. MEAL REIMB. FUND	$12,504,000
GUAM EDUCATIONAL FACILITIES FUND	$12,838,487
TOTAL	**$231,120,315**

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 to GDOE for the construction of a new Simon Sanchez High School pursuant to § 58D105, Chapter 58D, Title 5 GCA, for Fiscal Year 2023. 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 2023 General Fund appropriation in Section 1 of this Part of this Chapter to GDOE for the *CHamoru* Studies Division administered by GDOE for Fiscal Year 2023.

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 Three Hundred Eighty Thousand Two Hundred Twenty-five Dollars (**$380,225**) 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 2023.

Section 5. GDOE Miscellaneous Healthy Futures Fund Allocations.

(a) Interscholastic Sports Fund. The sum of Six Hundred Fourteen Thousand One Hundred Sixty-five Dollars (**$614,165**) shall be allocated from the Healthy Futures Fund appropriation in Section 1 of this Part of this Chapter to GDOE for the Interscholastic Sports Fund to be expended pursuant to § 7108, Chapter 7, Title 17 GCA, for Fiscal Year 2023. The allocations made herein shall be available to fund sports programs, to include the payment of head coaches, assistant coaches,

league fees, busing services, and other expenses normally associated with interscholastic sports.

(b) Health and Physical Education Activities. The sum of Two Hundred Seventy-seven Thousand Five Hundred Eighty-nine Dollars **($277,589)** shall be allocated from the Healthy Futures Fund appropriation in Section 1 of this Part of this Chapter to GDOE for health and physical education programs, intramural sports, and similar activities in Fiscal Year 2023.

Section 6. Guam Department of Education Alternative Dispute Resolution/Mediation Services. Notwithstanding any other provision of law, for Fiscal Year 2023, the sum of Forty Thousand Dollars **($40,000)** is allocated from the Guam Educational Facilities Fund appropriation in Section 1 of this Part of this Chapter to GDOE to obtain and provide Alternative Dispute Resolution/Mediation Services to all public schools on Guam.

Section 7. Textbooks and Instructional Materials. For Fiscal Year 2023, the following are appropriations to GDOE for the purchase of textbooks, e-book readers and collateral materials, to include software, sheet music, and music books, 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 2024 revenues for Fiscal Year 2023 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, 2023 but no later than December 31, 2023, 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 2023 no later than March 1, 2023. The Bureau of

Budget and Management Research shall release such allotments as are necessary to ensure that said materials are ordered by March 1, 2023. 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 of Fiscal Year 2023, 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 International Standard Book Number (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. Non-compliance with these reporting requirements by the Superintendent of GDOE shall result in the sanctions and penalties imposed by this Act.

Section 8. 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 2023.

Section 9. 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 2023 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 10. 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 11. 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 2023, the Superintendent of GDOE shall provide a copy of the GG-1 or contract of employees hired for School Year 2022-2023.

(b) Thirty (30) days after the start of Fiscal Year 2023 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 12. 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 13. 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 14. 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 2023 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 15. 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, 2022. 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 2023 detailed by fund.

Section 16. 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 17. Authorization for Prior Year Obligations. The appropriation made in Section 1 of 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 2023.

Section 18. GDOE School Grounds Maintenance. The sum of Three Hundred Eighty-five Thousand Twenty-two Dollars (**$385,022**) is allocated from the Guam Educational Facilities Fund appropriation in Section 1 of this Part of this Chapter to GDOE for school grounds maintenance for Fiscal Year 2023.

Section 19. Payout of Bonuses, Rewards, and Incentives Program. The sum of One Million Dollars (**$1,000,000**) is allocated from the Fiscal Year 2023 General Fund appropriation in Section 1 of this Part of this Chapter for the payout to the teachers, school administrators, licensed healthcare professionals, and employees in critical positions under Special Education employed with the

Department of Education who are eligible under the *Bonuses, Rewards and Incentives Program* pursuant to § 5121, Chapter 5, Title 17 GCA.

Section 20. Merit Bonus. The sum of Three Million One Hundred Thousand Dollars (**$3,100,000**) is allocated from the Fiscal Year 2023 General Fund appropriation in Section 1 of this Part of this Chapter for the sole purpose of funding the payout to Guam Department of Education employees who are eligible to receive their Merit Bonus pursuant to § 6203 of Article 2, Chapter 6, Title 4 GCA.

Section 21. Salary Increase. The sum of Five Hundred Thousand Dollars (**$500,000**) is allocated from the Fiscal Year 2023 General Fund appropriation in Section 1 of this Part of this Chapter for the sole purpose of funding the payout to Guam Department of Education employees for salary increments.

Section 22. Menstrual Hygiene Products for Guam Public Schools. The sum of One Hundred Thousand Dollars (**$100,000**) shall be allocated from the General Fund appropriation in Section 1 of this Part of this Chapter to GDOE for the purchase of menstrual hygiene products for Guam public schools. All public schools on Guam that serve students in grades five (5) through twelve (12) shall provide menstrual hygiene products, such as tampons and sanitary pads, in the nursing or counselor's offices of such schools; and, such products shall be provided to students at no charge to them.

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 Guam Academy Charter Schools' operations and administration.

Section 2. Appropriation. The sum of Thirteen Million Four Hundred Seventy-five Thousand Dollars (**$13,475,000**) is appropriated to the Guam Academy Charter School Fund from the General Fund to support the operations of the Guam Academy Charter Schools in Fiscal Year 2023.

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 to remit to the Guam Academy Charter School Fund, based on cash received from the total Fiscal Year 2023 General Fund appropriations in Section 2 of this Part of this Chapter, Seven Thousand Dollars (**$7,000**) per enrollee based on the authorized charter school capacity multiplied by the per pupil cost as established by this Section.

The Guam Academy Charter Schools Council shall not exceed appropriations for seven hundred forty (740) students for the iLearn Academy Charter School, seven hundred sixty-five (765) students for the *Guåhan* Academy Charter School, three hundred fifty (350) students for the Science Is Fun and Awesome Academy Charter School, and seventy (70) 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 the 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. The funds appropriated to GDOE in Section 7 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, Chapter 12, § 12103(b), for the same purpose.

Section 5. Board Stipends. Notwithstanding any other provision of law, rule, or regulation, all Academy Charter School Board of Trustees members shall be compensated for no more than two (2) board meetings per month for Fiscal Year 2023, irrespective of the number of meetings that a member attends in any given month. Any compensation or stipend owed to a board member for attending any board meeting shall be paid from the appropriations in Section 2 of this Part of this Chapter.

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 2023. 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 2023:

(a) Appropriations for Operations. The sum of Twenty-four Million Seven Hundred Eighty-nine Thousand One Hundred Eighty-five Dollars (**$24,789,185**) is appropriated from the General Fund to UOG for its operations.

(b) Federal Matching Grants-in-Aid. The sum of Two Million Six Hundred Fifty-nine Thousand Nine Hundred Ninety-seven Dollars (**$2,659,997**) is authorized from the Fiscal Year 2023 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 Five Hundred Sixty-five Thousand Two Hundred Eighty-five Dollars (**$3,565,285**) is appropriated from the General Fund to UOG for Fiscal Year 2023 for student scholarships and financial assistance programs. 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 (Health Professions Training Scholarship), Jesus U. Torres Professional and Technical (PROTECH) Awards, the Access to Higher Education Financial Assistance Program, the Pedro "Doc" Sanchez Scholarship, John F. Quan Memorial Scholarship Program, the Dr. Antonio C. Yamashita Teacher Corps, and the Every Child is Entitled to a Higher Education Scholarship Program, for Fiscal Year 2023. The President of UOG shall allocate this appropriation to fund said student scholarships and financial assistance programs. 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 UOG's 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.

(c) UOG may submit to *I Liheslatura* a proposed realignment plan or recommendations to amend statutory student scholarships and financial assistance programs consistent with community, workforce, and economic recovery needs.

(d) UOG may allocate from the General Fund appropriation in Section 2 of this Part of this Chapter any additional sums toward any other types of scholarships or financial assistance programs that it deems necessary, including, but not limited

to, Regent Scholarships, the Reserve Officer Training Corps (ROTC), Marine Lab Graduate Assistance Programs, and Early High School Admission Programs.

(e) Nothing in this Section shall affect any multi-year scholarship awarded prior to enactment of this Act.

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 2023 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 Three Hundred Ninety-eight Thousand Nine Hundred Fifty-nine Dollars (**$398,959**) is appropriated from the General Fund to UOG for Fiscal Year 2023 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 Sixty-four Thousand Seven Hundred Thirty-seven Dollars (**$164,737**) is appropriated from the General Fund to UOG for Fiscal Year 2023 to fund WERI for Fiscal Year 2023.

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 2023 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 Two Hundred Thousand Dollars (**$200,000**) is appropriated from the General Fund to UOG for the Fiscal Year 2023 operations of KPRG. Such sums 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 General

Fund to UOG for the Fiscal Year 2023 operations of the Guampedia Foundation. Such sums 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 Guam Educational Facilities Fund to the UOG Capital Improvements Fund for Fiscal Year 2023 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 Three Million Dollars (**$3,000,000**) 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 2023. 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*.

All unexpended and unallotted funds appropriated to the Guam Cancer Trust Fund in prior fiscal years are available to the Guam Cancer Trust Fund in Fiscal Year 2023 and shall remain in the Guam Cancer Trust Fund and shall be expended by the end of Fiscal Year 2023.

Section 12. Guam Green Growth (G3) Initiative. The sum of Five Hundred Thousand Dollars (**$500,000**) is appropriated from the General Fund to the University of Guam for Fiscal Year 2023 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, and with over ninety-nine (99) members from all sectors of society appointed by *Maga'hågan Guåhan* to its working group, G3 facilitates Guam's most comprehensive public-private partnership ever created to achieve a sustainable future. Through implementation of the G3 Action Framework, the G3 initiative cultivates an ecosystem for transformative action to achieve a more sustainable, prosperous, and equitable future for Guam. G3 activities support the emerging green economy and a green growth recovery. G3 places Guam at the global forefront of leadership in island sustainability, stimulates island circular economy industries, reduces the production of waste, reduces reliance on imports, promotes sustainable actions throughout the community, and conducts workforce development for the green economy. The expenditures authorized in this Section shall be used for G3 initiative operations, administration of the G3 Conservation Corps, 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 National Science Foundation Guam Established Program to Stimulate Competitive Research (EPSCoR) Program and other grants.

The UOG Center for Island Sustainability shall prepare and submit to *Maga'hågan Guåhan* and the Speaker of *I Liheslaturan Guåhan*, in a Microsoft Excel file and written report, annual reports for the Guam Green Growth Initiative.

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 13. UOG Capital Improvements Fund. The sum of One Million One Hundred Fifty-eight Thousand Two Hundred Eighty-three Dollars **($1,158,283)** shall be allocated from the General Fund appropriation in Section 2 of this Part of this Chapter to the UOG Capital Improvements Fund for the purpose of paying rental payments due under the lease-back agreement pursuant to Public Law 31-229:18, as repealed and reenacted by Public Law 31-277.

Section 14. 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 15. 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 16. Scholarships, Financial Assistance, and Other Reports. Sixty (60) days after the end of Fiscal Year 2023, 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 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 17. 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 18. 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, 2022. 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 2023, detailed by fund.

Section 19. Sea Grant Institute. The sum of Five Hundred Thousand Dollars (**$500,000**) is appropriated from the General Fund to the University of Guam Sea Grant Special Fund (established by Public Law 35-114) for Fiscal Year 2023 to fund the Sea Grant Institute for the sole purpose of supporting the Sea Grant program administered by the University of Guam Center for Island Sustainability. UOG has been a Land Grant institution since 1972, and the status has brought significant opportunities for UOG, Guam, and the region in agriculture, terrestrial resources management, and development of the community. Having received a formal notice from the National Sea Grant Director, UOG now has achieved "Sea Grant Institute Status" and brings strengthened opportunities to Guam and the region in marine resource management, environmental stewardship, and the community development of coastal communities. The National Sea Grant College Program is a partnership between universities and the federal government's National Oceanic and Atmospheric Administration (NOAA), an agency within the U.S. Department of Commerce. The UOG Sea Grant Institute applies research, extension, and educational activities that sustain and develop island environments while integrating the knowledge and culture of island people. The UOG Sea Grant Institute provides local workforce development training in marine and environmental sciences through research funding, internships, fellowships, and grants; funds research competitions among faculty, colleges, and nonprofit organizations to promote understanding and better management of coastal resources in Guam and Micronesia; and perpetuates traditional local knowledge in navigation and fisheries through teaching, research, outreach, and apprenticeships. The expenditures authorized in this Section shall be

used for UOG Sea Grant operations and administrative costs, hiring of faculty and administrative staff, facility improvement, and supplies and equipment. The sum appropriated herein is authorized for use as a local matching requirement for Federal Grants-in-Aid and shall be prioritized for use as the local matching requirement to maintain Sea Grant Institutional Status, which has the potential to garner a 1:2 federal contribution of up to One Million Dollars ($1,000,000) in federal funds to UOG per year.

The President of the University of Guam 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 UOG Sea Grant Special Fund. 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.

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 2023:

(a) General Fund Appropriations for Operations, GCC Licensed Practical Nursing and Vocational Guidance Programs, and GCC Lodging Management Program/ProStart Program. The sum of Sixteen Million Seventy-six Thousand Four Hundred Twelve Dollars (**$16,076,412**) is appropriated from the General Fund to GCC for its operations in Fiscal Year 2023, and to support the operations of the GCC Licensed Practical Nursing Program and the Vocational Guidance Program, and the GCC Lodging Management Program/ProStart Program for Fiscal Year 2023.

(b) Appropriations to the GCC Apprenticeship Program. The sum of Five Million Five Hundred Thirty-three Thousand Nine Hundred Twenty Dollars (**$5,533,920**) is appropriated from the Manpower Development Fund to GCC for the GCC Apprenticeship Program for Fiscal Year 2023. In addition to the authorization contained in § 7120, Chapter 7, Title 22 GCA, the appropriation in this Subsection

(b) 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.

(c) Federal Matching Grants-in-Aid. The sum of Five Hundred Forty-three Thousand Three Hundred Fifty-four Dollars (**$543,354**) is authorized from Federal Matching Grants-in-Aid to GCC for its operations in Fiscal Year 2023.

Section 3. GCC Capital Improvements Fund Appropriations. The sum of Two Hundred Thousand Four Hundred Dollars (**$200,400**) is appropriated from the Guam Educational Facilities Fund to the GCC Capital Improvements Fund in Fiscal Year 2023 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, 2022. 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 2023, 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.

Section 7. Peace Officer Standards and Training Commission. The sum of up to Seventy-two Thousand One Hundred Twenty-one Dollars (**$72,121**) may be allocated from the General Fund appropriation in Section 2(a) of this Part of this Chapter to GCC for Fiscal Year 2023 for the purpose of funding a Program Specialist to establish a Standardized and Uniformed Law Enforcement Officer General Force Leadership Structure Tier and General Pay Scale Plan for Category 1 Peace Officers.

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 Guam Educational Facilities Fund to the Guam Commission for Educator Certification (GCEC) for its operations in Fiscal Year 2023 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

GUAM 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 Seven Hundred Thousand Nine Hundred Ninety-one Dollars **($18,700,991)** is appropriated from the GMHA Pharmaceuticals Fund to GMHA for Fiscal Year 2023. 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 2023 as a direct subsidy; this determination shall be made via Executive Order, issued no later than September 1, 2023.

Section 3. General Fund Appropriation. The sum of Three Million Five Hundred Two Thousand Seven Hundred Nine Dollars (**$3,502,709**) is appropriated from the General Fund to GMHA for Fiscal Year 2023 operational expenses.

CHAPTER III

HEALTH

PART II – DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES

Section 1. Appropriation. The sum of Sixty-one Million Two Hundred Sixteen Thousand One Hundred Sixteen Dollars (**$61,216,116**) is appropriated to the Department of Public Health and Social Services (DPHSS) for its operations for Fiscal Year 2023. This sum is composed of Fifty Million One Thousand Four Hundred Seventy-four Dollars (**$50,001,474**) from the General Fund, and Eleven Million Two Hundred Fourteen Thousand Six Hundred Forty-two Dollars (**$11,214,642**) 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 DPHSS Sanitary Inspection Revolving Fund.

Such sums appropriated from the General Fund and Healthy Futures Fund in this Section is authorized for use as a local matching requirement for Federal Grants-in-Aid.

SUMMARY OF APPROPRIATION FUNDING SOURCE

GENERAL FUND	$50,001,474
ENVIRONMENTAL HEALTH FUND	$1,302,065
HEALTHY FUTURES FUND	$9,222,019
HEALTH PROFESSIONAL LICENSING OFFICE REVOLVING FUND	$300,975
OFFICE OF VITAL STATISTICS REVOLVING FUND	$230,705
DPHSS SANITARY INSPECTION REVOLVING FUND	$158,878
TOTAL	**$61,216,116**

For information purposes only:

FEDERAL MATCHING GRANTS-IN-AID	$93,665,833

Section 2. Medically Indigent Program (MIP) Appropriations.

(a) The sum of Five Million Six Hundred Sixty-two Thousand Seven Hundred Eighty-five Dollars (**$5,662,785**) shall be allocated from the General Fund and One Million Nine Hundred Thirty-one Thousand Seven Hundred Ten Dollars (**$1,931,710**) shall be allocated 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 2023.

(b) The sum of Eight Hundred Thousand Dollars (**$800,000**) 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 2023.

(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 2023, 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 Sixteen Million Five Hundred Ninety-seven Thousand Two Hundred Eighteen Dollars (**$16,597,218**) from the General Fund 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 Sixty Million Nine Hundred Fourteen Thousand Three Hundred Five Dollars (**$60,914,305**) is authorized from Federal Matching Grants-in-Aid to DPHSS for said purpose for Fiscal Year 2023. 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 2023, 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 Eight Hundred Ninety-seven Thousand Two Hundred Sixty-six Dollars (**$3,897,266**) 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 Eleven Million Seventy-two Thousand Eight Hundred Fifty-one Dollars (**$11,072,851**) is authorized from Federal Matching Grants-in-Aid to DPHSS for said purpose for Fiscal Year 2023.

Section 5. Program Authorizations. The sum of Seven Million Eight Hundred Twenty-six Thousand Ninety Dollars (**$7,826,090**) 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 Four Hundred Twenty-five Thousand Nine Hundred Ninety-four Dollars (**$3,425,994**) 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 2023.

Section 6. Public Assistance Program Payments. Up to the sum of Three Million Three Hundred Forty-two Thousand Four Hundred Dollars (**$3,342,400**) 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 2023. The sum of One Million Three Hundred Forty-seven Thousand

One Hundred Nineteen Dollars (**$1,347,119**) is authorized from the Federal Matching Grants-in-Aid to DPHSS for public assistance program payments and administration for Fiscal Year 2023.

Section 7. Enhanced Allotment Plan. The sum of One Million Two Hundred Seventy-eight Thousand Eight Hundred Forty-eight Dollars (**$1,278,848**) 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 2023. The sum of One Million Five Hundred Sixty-three Thousand Thirty-seven Dollars (**$1,563,037**) is authorized from the Federal Matching Grants-in-Aid to DPHSS for public assistance program payments and administration for Fiscal Year 2023.

Section 8. 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 2023. 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 2023 shall revert to the Guam Cancer Trust Fund.

Section 9. 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 10. 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 11. Health Professional Licensing Office (HPLO).

(a) The sum of Three Hundred Thousand Nine Hundred Seventy-five Dollars (**$300,975**) shall be allocated from the Health Professional Licensing Office Revolving Fund appropriation in Section 1 of this Part of this Chapter to the Health Professional Licensing Office of DPHSS for the purposes pursuant to § 12229 of Article 2, Chapter 12, Title 10 GCA, in Fiscal Year 2023.

(b) Notwithstanding any provision of law, the amount of Two Hundred Eighty-three Thousand Five Hundred Forty-one Dollars (**$283,541**) shall also be appropriated from the 2% General Fund Reserve in Section 2(I) of Chapter I, Public Law 36-54, as amended (Rainy Day Fund), to the Health Professional Licensing Office of DPHSS.

Section 12. Office of Vital Statistics. The sum of Two Hundred Thirty Thousand Seven Hundred Five Dollars (**$230,705**) 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 2023.

Section 13. Child Protective Services. The sum of Nine Hundred Eighty-one Thousand Nine Hundred Thirty-five Dollars (**$981,935**) is appropriated from

the General Fund to the Department of Public Health and Social Services for the Child Protective Services Program in Fiscal Year 2023.

Section 14. Medical Cannabis Program. The sum of Three Hundred Thousand Dollars (**$300,000**) 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 2023.

Section 15. 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 operations of *I Guma Mina'åse'* Sister Mary Brigid Perez, RSM, Group Child Care Home for Fiscal Year 2023.

Section 16. MIP and Medicaid Unexpended Funds. All unexpended appropriations to the Department of Public Health and Social Services for MIP and Medicaid in prior fiscal years are available to the Department of Public Health and Social Services in Fiscal Year 2023 and shall be expended by the end of Fiscal Year 2023. 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 17. Environmental Health Fund Continuing Appropriation Authorization. Notwithstanding any other provision of law, the unexpended balance of funds appropriated to DPHSS from the Environmental Health Fund in Public Law 35-99 and Public Law 36-54 shall not lapse and continue to be available until fully expended. Unexpended balances from prior appropriations shall be utilized for the recruitment of personnel and operational expenses for the Division

of Environmental Health. Funds in the Environmental Health Fund shall not be subject to the transfer authority of *I Maga'hågan Guåhan*. Notwithstanding any other provision of law, fees and fines collected and deposited into the Environmental Health Fund shall be deemed appropriated on a continuing basis and are not subject to lapsing and related appropriation restraints.

CHAPTER III

HEALTH

PART III – GUAM BEHAVIORAL HEALTH AND WELLNESS CENTER

Section 1. Appropriation. Notwithstanding any other provision of law, the sum of Fifteen Million Seven Hundred Forty-eight Thousand Eight Hundred Eighteen Dollars (**$15,748,818**) is appropriated from the Healthy Futures Fund to the Guam Behavioral Health and Wellness Center (GBHWC) for its operations for Fiscal Year 2023.

SUMMARY OF APPROPRIATION FUNDING SOURCE

HEALTHY FUTURES FUND	$15,748,818
TOTAL	**$15,748,818**

For information purposes only:

FEDERAL MATCHING GRANTS-IN-AID	$0

Section 2. Detoxification and Rehabilitation Services. Notwithstanding any provision of law, the sum Two Million Six Hundred Fifty-seven Thousand Two Hundred Twenty-six Dollars (**$2,657,226**) is appropriated from the Healthy Futures Fund, and Three Hundred Forty-two Thousand Seven Hundred Seventy-four Dollars (**$342,774**) is appropriated from the 2% General Fund Reserve in Section 2(I) of Chapter I, Public Law 36-54, as amended (Rainy Day Fund), to GBHWC for Fiscal Year 2023 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; provided, that 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 2023 to fund the Focus on Life Suicide Prevention Program.

Section 4. Inpatient Detoxification Program (New Beginnings). Notwithstanding any provision of law, the sum of Two Million Eleven Thousand Five Hundred Twenty-four Dollars **($2,011,524)** is appropriated from the Healthy Futures Fund, and Two Hundred One Thousand One Hundred Fifty-seven Dollars **($201,157)** is appropriated from the 2% General Fund Reserve in Section 2(I) of Chapter I, Public Law 36-54, as amended (Rainy Day Fund), to GBHWC to fund the inpatient services of drug and alcohol detoxification, rehabilitation, and prevention services programs.

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.

Section 6. Mental Health & Substance Abuse Service Fund. The sum of Four Hundred Two Thousand One Hundred Seventeen Dollars **($402,117)** is appropriated from the Mental Health & Substance Abuse Service Fund to GBHWC.

CHAPTER III

HEALTH

PART IV – DEPARTMENT OF INTEGRATED SERVICES FOR INDIVIDUALS WITH DISABILITIES

Section 1. Appropriation. The sum of Six Million Forty Thousand Seven Hundred Ninety Dollars (**$6,040,790**) is appropriated to the Department of Integrated Services for Individuals with Disabilities (DISID) for its operations for Fiscal Year 2023. This sum is composed of One Million Forty-nine Thousand Twenty-eight Dollars (**$1,049,028**) from the General Fund, and Four Million Nine Hundred Ninety-one Thousand Seven Hundred Sixty-two Dollars (**$4,991,762**) from the Healthy Futures Fund.

Such sums appropriated in this Section is authorized for use as a local matching requirement for Federal Grants-in-Aid.

SUMMARY OF APPROPRIATION FUNDING SOURCE

GENERAL FUND	$1,049,028
HEALTHY FUTURES FUND	$4,991,762
TOTAL	**$6,040,790**

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**) is appropriated to DISID from the Healthy Futures Fund for job coaches to assist individuals with disabilities to maintain gainful employment.

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 2023.

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	$33,695,731
SAFE STREETS FUND	$51,418
TOTAL	**$33,747,149**

Section 2. Drug and Therapeutic Courts. The sum of up to Eight Hundred Thirty-three Thousand Nine Hundred Twenty-eight Dollars (**$833,928**) 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 2023.

Section 3. Family Visitation Center. The sum of Fifty-one Thousand Four Hundred Eighteen Dollars (**$51,418**) shall be allocated from the Safe Streets Fund appropriation in Section 1 of this Chapter to the Unified Judiciary for Fiscal Year 2023 to pay for contractual services for the operations of the Family Visitation

Center; provided, that the Unified Judiciary must comply with § 8404.1 of Article 4, Chapter 8, Title 19 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 2023.

Section 5. Electronic Monitoring Program. The sum of Five Hundred Thousand Dollars (**$500,000**) is appropriated from the General Fund to the Unified Judiciary to fund the operations of the Electronic Monitoring Program for Guam's pretrial and criminal offender populations in Fiscal Year 2023.

Notwithstanding any provision of law, the amount of One Hundred Ninety Thousand Dollars (**$190,000**) is appropriated from the 2% General Fund Reserve in Section 2(I) of Chapter I, Public Law 36-54, as amended (Rainy Day Fund), to the Unified Judiciary to further fund the operations of the Electronic Monitoring Program for Guam's pretrial and criminal offender populations in Fiscal Year 2023.

Section 6. Pay Adjustments. The sum of One Million Six Hundred Fifty-five Thousand Eight Hundred Sixty-four Dollars (**$1,655,864**) is appropriated from the General Fund to the Unified Judiciary to fund a seven percent (7%) increase in compensation for law enforcement personnel, and a six percent (6%) increase in compensation for non-law enforcement personnel, excluding all Judicial Officers, in Fiscal Year 2023.

Section 7. Transfer Authority of the Unified Judiciary. The Unified Judiciary is authorized to transfer funds in Fiscal Year 2023 from the appropriations in Section 1 of this Chapter to fund the divisions and programs identified in Sections 2, 3, 4, and 5 of this Chapter.

Section 8. Judicial Building Fund Fiscal Year 2023 Budget. The Unified Judiciary shall report its Judicial Building Fund Fiscal Year 2023 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 2023 and post the same on its website.

Section 9. 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 10. Unified Judiciary Authorization to Fund Any Operational Shortfall. The Unified Judiciary is authorized to fund any operational shortfall for Fiscal Year 2023 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 11. Appropriation to the Unified Judiciary for an Additional Superior Court Judge. For Fiscal Year 2023, the sum of Four Hundred Thousand Dollars **($400,000)** is appropriated from the General Fund to the Unified Judiciary to fund an additional Superior Court Judge, pursuant to § 4101(b), Chapter 4, Title 7, Guam Code Annotated. The appropriation contained in this Section shall also be used to fund the following positions: Courtroom/Chamber Clerk, Court Bailiff, and Attorney I.

Section 12. Continuing Appropriation Authorization. Notwithstanding any other provision of law, the allotted but unexpended balance of funds

appropriated to the Unified Judiciary for Fiscal Year 2022 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 2023.

(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 2023. 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 Two Hundred Ninety-four Thousand Seven Hundred Forty-four Dollars (**$294,744**) is appropriated from the General Fund to the Commission on Decolonization (COD) for its operations in Fiscal Year 2023.

SUMMARY OF APPROPRIATION FUNDING SOURCE

GENERAL FUND	$294,744
TOTAL	**$294,744**

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 2023. 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 2023 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 2023.

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 Nine Hundred Sixty-eight Thousand Six Hundred Five Dollars (**$968,605**) is appropriated from the General Fund to the Guam Office of Veterans Affairs (OVA) for its operations for Fiscal Year 2023.

SUMMARY OF APPROPRIATION FUNDING SOURCE

GENERAL FUND	$968,605
TOTAL	**$968,605**

For information purposes only:

FEDERAL MATCHING GRANTS-IN-AID	$0

(2) Notwithstanding any other provision of law, the sum of One Hundred Four Thousand Three Hundred Eighty-eight Dollars (**$104,388**) is appropriated from the 2% General Fund Reserve in Section 2(I) of Chapter I, Public Law 36-54, as amended (Rainy Day Fund), to the Guam Office of Veterans Affairs for the purpose of costs of internment operations and maintenance in accordance with U.S. Public Law 117-103, the Consolidated Appropriations Act for Fiscal Year 2022 (Burial Equity for Guards and Reserves Act).

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

(1) Appropriation. The sum of One Million Three Hundred Seven Thousand Eight Hundred Ninety-one Dollars (**$1,307,891**) is appropriated to the Bureau of Budget and Management Research (BBMR) for its operations for Fiscal Year 2023. This sum is composed of Nine Hundred Eighty-two Thousand Two Hundred Eighty-eight Dollars (**$982,288**) from the General Fund, and Three Hundred Twenty-five Thousand Six Hundred Three Dollars (**$325,603**) from the Indirect Cost Fund.

SUMMARY OF APPROPRIATION FUNDING SOURCE

GENERAL FUND	$982,288
INDIRECT COST FUND	$325,603
TOTAL	**$1,307,891**

For information purposes only:

FEDERAL MATCHING GRANTS-IN-AID	$0

(f) CIVIL SERVICE COMMISSION (CSC)

(1) Appropriation. The sum of One Million One Hundred Fifty-two Thousand Two Hundred Forty-eight Dollars (**$1,152,248**) is appropriated from the General Fund to the Civil Service Commission (CSC) for its operations for Fiscal Year 2023.

SUMMARY OF APPROPRIATION FUNDING SOURCE

GENERAL FUND	$1,152,248
TOTAL	**$1,152,248**

For information purposes only:

FEDERAL MATCHING GRANTS-IN-AID	$0

(g) DEPARTMENT OF ADMINISTRATION (DOA)

(1) Appropriation. The sum of Eight Million Nine Hundred Sixty-eight Thousand Six Hundred Seventy-nine Dollars (**$8,968,679**) is appropriated to the Department of Administration (DOA) for its operations for Fiscal Year 2023. This sum is composed of Eight Million One Hundred Ninety-six Thousand Six Hundred Twelve Dollars (**$8,196,612**) from the General Fund, and Seven Hundred Seventy-two Thousand Sixty-seven Dollars (**$772,067**) from the Indirect Cost Fund and the Limited Gaming Fund.

SUMMARY OF APPROPRIATION FUNDING SOURCE

GENERAL FUND	$8,196,612
INDIRECT COST FUND	$712,031
LIMITED GAMING FUND	$60,036
TOTAL	**$8,968,679**

For information purposes only:

FEDERAL MATCHING GRANTS-IN-AID	$0

(2) Limited Gaming Fund. The sum of Sixty Thousand Thirty-six Dollars (**$60,036**) 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 2023. This allocation is not subject to transfer or use for any other purpose.

(3) Support of Child in Custody. The sum of Two Hundred Fifty Thousand Dollars (**$250,000**) is appropriated from the General Fund to DOA for Fiscal Year 2023 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 Five Hundred Thousand Dollars (**$2,500,000**) is appropriated from the General

Fund to DOA for Fiscal Year 2023 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 Seventy-five Thousand Dollars (**$75,000**) is appropriated from the General Fund to DOA for the Government of Guam Claims Fund for payment of approved government claims in Fiscal Year 2023.

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 Eighty-three Thousand Three Hundred Dollars (**$483,300**) is appropriated from the General Fund to DOA for the Fiscal Year 2022 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 2022 Audit of the Government of Guam's Tourist Attraction Fund Financial Statement and Single Audit Report in Fiscal Year 2023. The Public Auditor shall administer said funds and shall oversee the annual audit.

(8) Single Audit Report on the Healthy Futures Fund. The sum of Twenty Thousand Five Hundred Dollars (**$20,500**) is appropriated from the Healthy Futures Fund to DOA for the Fiscal Year 2022 Audit of the Government of Guam's Healthy Futures Fund Financial Statement and Single Audit Report in Fiscal Year 2023. The Public Auditor shall administer said funds and shall oversee the annual audit.

(9) Public Streetlights Appropriation. The sum of Four Million Nine Hundred Ninety-six Thousand Nine Hundred Forty-five Dollars (**$4,996,945**) is appropriated to DOA to pay the Guam Power Authority for the operation of public streetlights in Fiscal Year 2023. This sum is composed of Four Million One Hundred Eighty-five Thousand Eight Hundred Sixty-eight Dollars (**$4,185,868**) from the Street Light Fund, and Eight Hundred Eleven Thousand Seventy-seven Dollars (**$811,077**) from the Guam Highway Fund.

(10) Funding for WICHE Scholarship Office. The sum of Seventy-eight Thousand Five Hundred Dollars (**$78,500**) is appropriated from the General Fund to DOA to fund the Scholarship Office to administer the Western Interstate Commission for Higher Education (WICHE) Professional Student Exchange Program for qualified Guam residents.

(11) Guam Academy Charter Schools Council Administrative Support. The sum of Sixty-six Thousand Eight Hundred Ninety-four Dollars (**$66,894**) is appropriated from the General Fund to DOA for Fiscal Year 2023

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.

(12) Appropriation to the Department of Administration for the Guam Autism Center. For Fiscal Year 2023, 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.

(13) Appropriation to the Department of Administration for the Guam Basketball Confederation. For Fiscal Year 2023, the sum of Two Hundred Thousand Dollars **($200,000)** is appropriated from the General Fund to the Department of Administration for the Guam Basketball Confederation.

(14) Appropriation to the Department of Administration for the Sanctuary Incorporated of Guam. For Fiscal Year 2023, the sum of Two Hundred Fifty Thousand Dollars **($250,000)** is appropriated from the General Fund to the Department of Administration for the Sanctuary Incorporated of Guam for continuing programs and services in the COED Shelter, Strengthening Families Program, Parenting Support and Parenting Skills Groups, Adult Anger Management and Youth Anger Management, and Tobacco Cessation.

(15) Appropriation to the Department of Administration for the Guam Crime Stoppers. For Fiscal Year 2023, the sum of Fifty Thousand Dollars **($50,000)** is appropriated from the General Fund to the Department of Administration for the Guam Crime Stoppers.

(16) Appropriations to the Department of Administration for the *Tiyan* Lease. For Fiscal Year 2023, the following sums are hereby appropriated from the Guam 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 Eighty-seven Thousand One Hundred Seventy-two Dollars **($4,087,172)** for base rent, and Nine Hundred Twelve Thousand Eight Hundred Twenty-eight Dollars **($912,828)** for insurance and maintenance;

(B) GDOE Office Building - Two Hundred Seventy-five Thousand Forty Dollars **($275,040)** for base rent, and Eighty Thousand Five Hundred Thirty-two Dollars **($80,532)** for insurance and maintenance;

(C) GDOE Warehouse I – Seventy-seven Thousand Two Hundred Ninety-seven Dollars **($77,297)** for base rent, and Twenty-five Thousand Four Hundred Seventy Dollars **($25,470)** for insurance and maintenance;

(D) *Tiyan* High School Gymnasium - Four Hundred Sixty-two Thousand Seven Hundred Seven Dollars **($462,707)** for base rent, and One Hundred Thirteen Thousand Five Hundred Twelve Dollars **($113,512)** for insurance and maintenance;

(E) New GDOE Office Building - Two Million Two Hundred Ninety-four Thousand Eight Hundred Sixty-six Dollars **($2,294,866)** for base rent, and Five Hundred Forty-six Thousand One Hundred Twenty-seven Dollars **($546,127)** for insurance and maintenance;

(F) New GDOE Warehouse II - One Hundred Thirty Thousand Two Hundred Sixty-nine Dollars **($130,269)** for base rent, and Forty-two Thousand Three Hundred Sixty-four Dollars **($42,364)** for insurance and maintenance;

(G) GDOE Warehouse I Mezzanine - Fifty-one Thousand Three Hundred Eighteen Dollars (**$51,318**) for base rent, and Sixteen Thousand Six Hundred Eighty-nine Dollars (**$16,689**) 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 Fifty-two Thousand Seven Hundred Ninety-five Dollars (**$752,795**) for base rent, and Two Hundred Thousand Two Hundred Seventy-five Dollars (**$200,275**) for insurance and maintenance.

(h) DEPARTMENT OF REVENUE AND TAXATION (DRT)

(1) Appropriation. The sum of Fifteen Million Five Hundred Eleven Thousand Four Hundred Eighty-four Dollars (**$15,511,484**) is appropriated to the Department of Revenue and Taxation (DRT) for its operations for Fiscal Year 2023. This sum is composed of Thirteen Million Five Hundred Fifty-five Thousand Eight Hundred Fifty-eight Dollars (**$13,555,858**) from the General Fund, and One Million Nine Hundred Fifty-five Thousand Six Hundred Twenty-six Dollars (**$1,955,626**) from the Better Public Service Fund and the Tax Collection Enhancement Fund.

SUMMARY OF APPROPRIATION FUNDING SOURCE

GENERAL FUND	$13,555,858
BETTER PUBLIC SERVICE FUND	$1,250,802
TAX COLLECTION ENHANCEMENT FUND	$704,824
TOTAL	**$15,511,484**

For information purposes only:

FEDERAL MATCHING GRANTS-IN-AID	$0

(2) Banking and Insurance Enforcement Fund. The sum of Four Hundred Thirty-three Thousand Seven Hundred Eighty-three Dollars (**$433,783**) is appropriated from the Banking and Insurance Enforcement Fund to the Office of Commissioner of Banking and Insurance for Fiscal Year 2023, pursuant to § 103120, Chapter 103, Title 11 GCA.

(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.

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

(1) Appropriation. The sum of One Million Three Hundred Seven Thousand Two Hundred Fifty Dollars (**$1,307,250**) is appropriated from the General Fund to the Bureau of Statistics and Plans (BSP) for its operations for Fiscal Year 2023.

SUMMARY OF APPROPRIATION FUNDING SOURCE

GENERAL FUND	$1,307,250
TOTAL	**$1,307,250**

For information purposes only:

FEDERAL MATCHING GRANTS-IN-AID	$0

(2) Business and Economic Statistics Program. The sum of Two Hundred Seventy-nine Thousand Two Hundred Fifty-nine Dollars (**$279,259**) 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 2023. 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 Nineteen Million Two Hundred Ninety-four Thousand Six Hundred Thirty-seven Dollars (**$19,294,637**) is appropriated to the Department of Public Works (DPW) for its operations for Fiscal Year 2023. This sum is composed of Twelve Million Four Hundred Four Thousand Seven Hundred Nine Dollars (**$12,404,709**) from the Guam Highway Fund, and Six Million Eight Hundred Eighty-nine Thousand Nine Hundred Twenty-eight Dollars (**$6,889,928**) from the Guam Educational Facilities Fund.

SUMMARY OF APPROPRIATION FUNDING SOURCE

GUAM HIGHWAY FUND	$12,404,709
GUAM EDUCATIONAL FACILITIES FUND	$6,889,928
TOTAL	**$19,294,637**

For information purposes only:

FEDERAL MATCHING GRANTS-IN-AID	$0

(2) Village Streets and Roads Resurfacing and Repairs. The sum of Two Million Two Hundred Fifty Thousand Dollars (**$2,250,000**) 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 2023. 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, Repairs, and Maintenance. The balance of the Guam Highway Fund as of September 30, 2022 is appropriated to DPW for the purpose of funding additional village streets and roads resurfacing and repairs. Notwithstanding any other provision of law, rule, or regulation, Ten Million Six Hundred Twenty-eight Thousand Seven Hundred Forty-two Dollars (**$10,628,742**) is hereby appropriated from

the 2% General Fund Reserve in Section 2(I) of Chapter I, Public Law 36-54, as amended (Rainy Day Fund), to the Department of Public Works for additional village streets and roads resurfacing, repair, and maintenance projects, the storm water management and control of flood mitigation, and bicycle lane infrastructure. Such funds shall not be transferred or used for any other purpose. DPW shall submit a monthly status report as to all village streets repairs and maintenance undertaken in Fiscal Year 2023 utilizing appropriations authorized by this Act.

(4) Contractual Agreements of Road Maintenance. The sum of Two Million Dollars (**$2,000,000**) is allocated from the Fiscal Year 2023 Guam Highway Fund appropriation in Subsection (j)(1) of this Section for the sole purpose of funding bicycle lane infrastructure and village streets and roads resurfacing and repairs.

(k) GUAM CONTRACTORS LICENSE BOARD (CLB)

(1) Appropriation. The sum of Seven Hundred Thirty-seven Thousand Two Hundred Sixty-two Dollars (**$737,262**) is appropriated from the Contractors License Board Fund to the Guam Contractors License Board (CLB) for its operations for Fiscal Year 2023.

SUMMARY OF APPROPRIATION FUNDING SOURCE

GUAM CONTRACTORS LICENSE BOARD FUND	$737,262
TOTAL	**$737,262**

For information purposes only:

FEDERAL MATCHING GRANTS-IN-AID	$0

(2) Guam Building Code Council. No more than the sum of Thirty-five Thousand Twenty-six Dollars (**$35,026**) shall be allocated from the appropriation in Subsection (k)(1) of this Section for the Guam Building Code Council (GBCC) for Fiscal Year 2023.

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 Seventy-three Thousand Sixty-four Dollars (**$273,064**) 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 2023.

SUMMARY OF APPROPRIATION FUNDING SOURCE

PEALS FUND	$273,064
TOTAL	**$273,064**

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 Forty-five Million One Hundred Ninety-eight Thousand Three Hundred Eleven Dollars (**$45,198,311**) is appropriated to the Guam Police Department (GPD) for its operations for Fiscal Year 2023. This sum is composed of Thirty-nine Million Twenty-nine Thousand Thirty-two Dollars (**$39,029,032**) from the General Fund, and Six Million One Hundred Sixty-nine Thousand Two Hundred Seventy-nine Dollars (**$6,169,279**) from the Police Patrol Vehicle and Equipment Revolving Fund, the Police Services Fund, and the Guam Highway Fund.

Such sums appropriated in this Subsection is authorized for use as a local matching requirement for Federal Grants-in-Aid.

SUMMARY OF APPROPRIATION FUNDING SOURCE

GENERAL FUND	$39,029,032
GUAM HIGHWAY FUND	$4,864,529
POLICE PATROL VEHICLE AND EQUIPMENT REVOLVING FUND	$320,924
POLICE SERVICES FUND	$983,826
TOTAL	**$45,198,311**

For information purposes only:

FEDERAL MATCHING GRANTS-IN-AID	$2,269,479

(2) Police Patrol Vehicle and Equipment Revolving Fund. The sum of Three Hundred Twenty Thousand Nine Hundred Twenty-four Dollars (**$320,924**) 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 2023.

(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 2023, 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 One Hundred Forty-two Thousand Five Hundred Eighty-five Dollars (**$142,585**) is appropriated from the General Fund to GPD for its Safe Schools Initiative for Fiscal Year 2023.

(n) DEPARTMENT OF CORRECTIONS (DOC)

(1) Appropriation. The sum of Thirty-two Million Fifty-nine Thousand Eight Hundred Three Dollars (**$32,059,803**) is appropriated to the Department of Corrections (DOC) for its operations for Fiscal Year 2023. This sum is composed of Thirty Million Four Hundred Seventy-nine Thousand One Hundred Thirty-two Dollars (**$30,479,132**) from the General Fund, and One Million Five Hundred Eighty Thousand Six Hundred Seventy-one Dollars (**$1,580,671**) from the Department of Corrections Inmate Revolving Fund and the Safe Streets Fund.

SUMMARY OF APPROPRIATION FUNDING SOURCE

GENERAL FUND	$30,479,132
DEPARTMENT OF CORRECTIONS INMATE REVOLVING FUND	$1,546,392
SAFE STREETS FUND	$34,279
TOTAL	**$32,059,803**

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 Twenty Thousand Dollars (**$420,000**) is appropriated from the General Fund to DOC for the payment of Fiscal Year 2023 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 2023, 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 Four Hundred Thousand Dollars (**$2,400,000**) shall be allocated from the appropriation to DOC in Subsection (n)(1) of this Section 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 Four Million Two Hundred Twenty-two Thousand Three Dollars (**$4,222,003**) is appropriated to the Department of Agriculture (AGR) for its operations for Fiscal Year 2023. This sum is composed of Three Million Four Hundred Forty-one Thousand Nine Hundred Sixty-one Dollars (**$3,441,961**) from the General Fund, and Seven Hundred Eighty Thousand Forty-two Dollars (**$780,042**) from the Guam Invasive Species Inspection Fee Fund, the Guam Plant Inspection and Permit Fund, and the Rabies Prevention Fund.

Such sums appropriated in this Subsection is authorized for use as a local matching requirement for Federal Grants-in-Aid.

SUMMARY OF APPROPRIATION FUNDING SOURCE

GENERAL FUND	$3,441,961
GUAM INVASIVE SPECIES INSPECTION FEE FUND	$641,466
GUAM PLANT INSPECTION AND PERMIT FUND	$96,880
RABIES PREVENTION FUND	$41,696
TOTAL	**$4,222,003**

For information purposes only:

FEDERAL MATCHING GRANTS-IN-AID	$545,398

(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 2023 for the operations of the Guam Animals in Need (GAIN) Animal Shelter in *Yigo*, Guam.

(3) Rabies Prevention Funding. The sum of Forty-one Thousand Six Hundred Ninety-six Dollars (**$41,696**) 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 2023.

(4) Civilian Volunteer Conservation Officers. The sum of Two Hundred Thousand Dollars (**$200,000**) is appropriated from the General Fund to AGR for Fiscal Year 2023 to fund the needs of the Civilian Volunteer Conservation Officers Program, including procurement of critical equipment and supplies.

(5) GAIN Spay and Neuter Program. The sum of Four Hundred Fifty Thousand Dollars (**$450,000**) is appropriated from the General Fund to AGR for Fiscal Year 2023 to fund the Guam Animals In Need (GAIN) Spay and Neuter Program.

(p) GUAM PUBLIC LIBRARY SYSTEM (GPLS)

(1) Appropriation. The sum of One Million Two Hundred Forty Thousand Four Hundred Ninety-four Dollars (**$1,240,494**) is appropriated from the Guam Educational Facilities Fund to the Guam Public Library System (GPLS) for its operations for Fiscal Year 2023.

SUMMARY OF APPROPRIATION FUNDING SOURCE

GUAM EDUCATIONAL FACILITIES FUND	$1,240,494
TOTAL	**$1,240,494**

For information purposes only:

FEDERAL MATCHING GRANTS-IN-AID	$0

(q) DEPARTMENT OF YOUTH AFFAIRS (DYA)

(1) Appropriation. The sum of Five Million Five Hundred Sixty-three Thousand Two Hundred Seventy-seven Dollars (**$5,563,277**) is appropriated to the Department of Youth Affairs (DYA) for its operations for Fiscal Year 2023. This sum is composed of Four Million Five Hundred Ninety-seven Thousand Nine Hundred Eighty-seven Dollars (**$4,597,987**) from the General Fund, and Nine Hundred Sixty-five Thousand Two Hundred Ninety Dollars (**$965,290**) from the Healthy Futures Fund.

SUMMARY OF APPROPRIATION FUNDING SOURCE

GENERAL FUND	$4,597,987
HEALTHY FUTURES FUND	$965,290
TOTAL	**$5,563,277**

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 2023 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 Chapter 21 of Title 19 GCA.

(r) GUAM ENVIRONMENTAL PROTECTION AGENCY (GEPA)

(1) Appropriation. The sum of Five Hundred Four Thousand One Hundred Seventy-three Dollars (**$504,173**) is appropriated to the Guam Environmental Protection Agency (GEPA) for its operations for Fiscal Year 2023. This sum is composed of Four Hundred Thirty-five Thousand Eight Hundred Thirty-seven Dollars (**$435,837**) from the Guam Environmental Trust Fund, and Sixty-eight Thousand Three Hundred Thirty-six Dollars (**$68,336**) from the Water Research and Development Fund.

SUMMARY OF APPROPRIATION FUNDING SOURCE

GUAM ENVIRONMENTAL TRUST FUND	$435,837
WATER RESEARCH AND DEVELOPMENT FUND	$68,336
TOTAL	**$504,173**

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 2023. 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 General 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 2023. This appropriation is not subject to transfer or use for any other purpose.

(4) Recycling Revolving Fund. The sum of Two Million Seven Hundred Seventy-six Thousand Eight Hundred Twenty-four Dollars (**$2,776,824**) is appropriated from the Recycling Revolving Fund to GEPA for the purposes set forth in Article 3, Chapter 51, Title 10 GCA, for Fiscal Year 2023. The sum of One Million Five Hundred Thousand Dollars (**$1,500,000**) 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 2023.

(5) Notwithstanding any other provision of law, rule, or regulation, the amount of Four Hundred Seventy Thousand Five Hundred Seventy-four Dollars (**$470,574**) is hereby appropriated from the 2% General Fund Reserve in Section 2(I) of Chapter I, Public Law 36-54, as amended (Rainy Day Fund), to the Guam Environmental Protection Agency for the purpose of increasing regulatory capacity through hiring and retention, training, purchase of equipment and supplies and services to support enforcement actions, and for

increasing hazard protection. Such funds shall not be transferred or used for any other purpose.

(s) DEPARTMENT OF LABOR (DOL)

(1) Appropriation. The sum of Three Million Ninety-five Thousand Eight Hundred Sixty-three Dollars (**$3,095,863**) is appropriated to the Department of Labor (DOL) for its operations for Fiscal Year 2023. This sum is composed of Seven Hundred Twenty-four Thousand One Hundred Eighty-three Dollars (**$724,183**) from the General Fund, and Two Million Three Hundred Seventy-one Thousand Six Hundred Eighty Dollars (**$2,371,680**) from the Manpower Development Fund.

Such sums appropriated in this Subsection is authorized for use as a local matching requirement for Federal Grants-in-Aid.

SUMMARY OF APPROPRIATION FUNDING SOURCE

GENERAL FUND	$724,183
MANPOWER DEVELOPMENT FUND	$2,371,680
TOTAL	**$3,095,863**

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 2023 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.

(t) DEPARTMENT OF PARKS AND RECREATION (DPR)

(1) Appropriation. The sum of Three Million Seven Hundred Sixty-two Thousand Seven Hundred Ninety-one Dollars (**$3,762,791**) is appropriated to the Department of Parks and Recreation (DPR) for Fiscal Year 2023. This sum is composed of Three Million Three Hundred Sixteen Thousand Eight Hundred Ninety-one Dollars (**$3,316,891**) from the General Fund, and Four Hundred Forty-five Thousand Nine Hundred Dollars (**$445,900**) from the Limited Gaming Fund and the Public Recreation Services Fund.

SUMMARY OF APPROPRIATION FUNDING SOURCE

GENERAL FUND	$3,316,891
LIMITED GAMING FUND	$380,225
PUBLIC RECREATION SERVICES FUND	$65,675
TOTAL	**$3,762,791**

For information purposes only:

FEDERAL MATCHING GRANTS-IN-AID	$0

(2) Limited Gaming Fund. The sum of Three Hundred Eighty Thousand Two Hundred Twenty-five Dollars (**$380,225**) 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 2023.

(3) Maintenance and Repair of Public Restrooms and Pool Facilities. The sum of One Hundred Fifty Thousand Seven Hundred Nine Dollars (**$150,709**) is appropriated from the General 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 2023.

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 Six Hundred Twenty-eight Thousand Five Hundred Twenty-one Dollars (**$628,521**) shall be allocated from the General Fund appropriation in Subsection (t)(1) of this Section to DPR for the Guam Historic Resources Division of DPR for Fiscal Year 2023.

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) Allowance for Civilian Volunteer Territorial Park Patrol Officer Reservists. The sum of Ninety Thousand Dollars (**$90,000**) shall be allocated from the General Fund appropriation in Subsection (t)(1) of this Section to DPR for the payment of allowances of Civilian Volunteer Territorial Park Patrol Officer Reservists to defray the costs of maintenance of their equipment and uniforms, as set forth in Public Law 36-3.

(u) DEPARTMENT OF LAND MANAGEMENT (DLM)

(1) Appropriation. The sum of Three Million Three Hundred Seventy-eight Thousand Three Hundred Fifty-one Dollars (**$3,378,351**) is appropriated from the Land Survey Revolving Fund to the Department of Land Management (DLM) for its operations for Fiscal Year 2023.

SUMMARY OF APPROPRIATION FUNDING SOURCE

LAND SURVEY REVOLVING FUND	$3,378,351
TOTAL	**$3,378,351**

For information purposes only:

FEDERAL MATCHING GRANTS-IN-AID	$0

(2) Notwithstanding any other provision of law, Forty Thousand One Hundred Ninety-seven Dollars (**$40,197**) is appropriated from the 2% General Fund Reserve in Section 2(I) of Chapter I, Public Law 36-54, as amended (Rainy Day Fund), to the Department of Land Management (DLM) for its operations for Fiscal Year 2023.

(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 2023.

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 Seventeen Million Fifty-nine Thousand Six Hundred Seven Dollars (**$17,059,607**) is appropriated to the Customs and Quarantine Agency (CQA) for its operations for Fiscal Year 2023. This sum is composed of Fourteen Million Nine Hundred Ninety-two Thousand Six Hundred Two Dollars (**$14,992,602**) from the General Fund, and Two Million Sixty-seven Thousand Five Dollars (**$2,067,005**) from the Customs, Agriculture and Quarantine Inspection Services Fund.

SUMMARY OF APPROPRIATION FUNDING SOURCE

GENERAL FUND	$14,992,602
CUSTOMS, AGRICULTURE AND QUARANTINE INSPECTION SERVICES FUND	$2,067,005
TOTAL	**$17,059,607**

For information purposes only:

FEDERAL MATCHING GRANTS-IN-AID	$0

(2) Notwithstanding any other provision of law, the sum of Five Hundred Sixty-nine Thousand Dollars (**$569,000**) is appropriated from the 2% General Fund Reserve in Section 2(I) of Chapter I, Public Law 36-54, as amended (Rainy Day Fund), to the Guam Customs and Quarantine Agency (CQA) for the sole purpose of further funding its operations for the duration of a full cycle.

(3) 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 2022 and 2023, 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 One Million Nine Hundred Seventy-five Thousand Three Hundred Fifty-nine Dollars (**$1,975,359**) is appropriated to the Department of *Chamorro* Affairs (DCA) for its operations for Fiscal Year 2023. This sum is composed of One Million Six Hundred Eighty-nine Thousand Three Hundred Sixty-two Dollars (**$1,689,362**) from the General Fund, and Two Hundred Eighty-five Thousand Nine Hundred Ninety-seven Dollars (**$285,997**) from the Guam Museum Fund.

SUMMARY OF APPROPRIATION FUNDING SOURCE

GENERAL FUND	$1,689,362
GUAM MUSEUM FUND	$285,997
TOTAL	**$1,975,359**

For information purposes only:

FEDERAL MATCHING GRANTS-IN-AID	$0

(y) DEPARTMENT OF MILITARY AFFAIRS (DMA)

(1) Appropriation. The sum of One Million One Hundred Seventy-six Thousand Six Hundred Forty-one Dollars (**$1,176,641**) is appropriated from the General Fund to the Department of Military Affairs (DMA) for its operations for Fiscal Year 2023.

Such sums appropriated in this Subsection is authorized for use as a local matching requirement for Federal Grants-in-Aid.

SUMMARY OF APPROPRIATION FUNDING SOURCE

GENERAL FUND	$1,176,641
TOTAL	**$1,176,641**

For information purposes only:

FEDERAL MATCHING GRANTS-IN-AID	$2,496,615

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

(1) Appropriation. The sum of Five Hundred Forty-one Thousand One Hundred Fifty-four Dollars (**$541,154**) is appropriated from the General Fund to CAHA for its operations for Fiscal Year 2023.

Such sums appropriated in this Subsection is authorized for use as a local matching requirement for Federal Grants-in-Aid.

SUMMARY OF APPROPRIATION FUNDING SOURCE

GENERAL FUND	$541,154
TOTAL	**$541,154**

For information purposes only:

FEDERAL MATCHING GRANTS-IN-AID	$321,300

(2) Guam Territorial Band. The sum of Forty-five Thousand Dollars (**$45,000**) is appropriated from the General Fund to CAHA for the Guam Territorial Band for Fiscal Year 2023.

(aa) GUAM FIRE DEPARTMENT (GFD)

(1) Appropriation. Notwithstanding any other provision of law, the sum of Thirty-eight Million Three Hundred Two Thousand Forty-nine Dollars (**$38,302,049**) is appropriated to the Guam Fire Department (GFD) for its operations for Fiscal Year 2023. This sum is composed of Thirty-four Million Nine Hundred Ninety-nine Thousand One Hundred Eighty-one Dollars (**$34,999,181**) from the General Fund, and Three Million Three Hundred Two Thousand Eight Hundred Sixty-eight Dollars (**$3,302,868**) from the Enhanced 911 Emergency Reporting System Fund and the Fire, Life and Medical Emergency (F.L.A.M.E.) Fund.

SUMMARY OF APPROPRIATION FUNDING SOURCE

GENERAL FUND	$34,999,181
ENHANCED 911 EMERGENCY REPORTING SYSTEM FUND	$2,173,500
F.L.A.M.E. FUND	$1,129,368
TOTAL	**$38,302,049**

For information purposes only:

FEDERAL MATCHING GRANTS-IN-AID	$0

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

(1) Appropriation. Notwithstanding any other provision of law, the sum of Six Hundred Thirty-eight Thousand Three Hundred Forty-nine Dollars (**$638,349**) is appropriated from the Guam Educational Facilities Fund to the Guam Educational Telecommunications Corporation (GETC/PBS Guam) for its operations for Fiscal Year 2023.

SUMMARY OF APPROPRIATION FUNDING SOURCE

GUAM EDUCATIONAL FACILITIES FUND	$638,349
TOTAL	**$638,349**

For information purposes only:

FEDERAL MATCHING GRANTS-IN-AID	$0

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

(1) Appropriation. The sum of One Million Four Hundred Seven Thousand Three Hundred Fifty-eight Dollars (**$1,407,358**) is appropriated to the *Chamorro* Land Trust Commission (CLTC) for Fiscal Year 2023. This sum is composed of Four Hundred Twenty-four Thousand Two Hundred Ninety-six Dollars (**$424,296**) from the General Fund for its operations, Eight Hundred Fifty-four Thousand Nine Hundred Sixty-three Dollars (**$854,963**) from the *Chamorro* Land Trust Operations Fund for its operations, and One Hundred Twenty-eight Thousand Ninety-nine Dollars (**$128,099**) 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

GENRAL FUND	$424,296
CHAMORRO LAND TRUST OPERATIONS FUND	$854,963
CLTC SURVEY AND INFASTRUCTURE FUND	$128,099
TOTAL	**$1,407,358**

For information purposes only:

FEDERAL MATCHING GRANTS-IN-AID	$0

(2) Notwithstanding any other provision of law, One Hundred Thirty-seven Thousand Five Hundred Eleven Dollars (**$137,511**) is appropriated from the 2% General Fund Reserve in Section 2(I) of Chapter I, Public Law 36-54, as amended (Rainy Day Fund), to the *Chamorro* Land Trust Commission for its operations for Fiscal Year 2023.

(dd) GUAM REGIONAL TRANSIT AUTHORITY (GRTA)

Appropriation. The sum of Two Million Five Hundred Seventy-three Thousand Three Hundred Eighty-four Dollars (**$2,573,384**) is appropriated to the Guam Regional Transit Authority (GRTA) for its operations for Fiscal Year 2023. This sum is composed of Two Million Three Hundred Fifty-seven Thousand Five Hundred Sixty-one Dollars (**$2,357,561**) from the General Fund, and Two Hundred Fifteen Thousand Eight Hundred Twenty-three Dollars (**$215,823**) from the Public Transit Fund.

SUMMARY OF APPROPRIATIONS FUNDING SOURCE

GENERAL FUND	$2,357,561
PUBLIC TRANSIT FUND	$215,823
TOTAL	**$2,573,384**

For information purposes only:

FEDERAL MATCHING GRANTS-IN-AID	$0

(ee) GUAM ELECTION COMMISSION (GEC)

(1) Appropriation. The sum of One Million Seven Hundred Twenty-four Thousand Thirty-six Dollars (**$1,724,036**) is appropriated from the General Fund to the Guam Election Commission (GEC) for its operations for Fiscal Year 2023 and the General Election.

SUMMARY OF APPROPRIATION FUNDING SOURCE

GENERAL FUND	$1,724,036
TOTAL	**$1,724,036**

For information purposes only:

FEDERAL MATCHING GRANTS-IN-AID	$0

(2) Notwithstanding any other provision of law, the sum of Six Hundred Two Thousand Six Hundred Ninety Dollars (**$602,690**) is appropriated from the 2% General Fund Reserve in Section 2(I) of Chapter I, Public Law 36-54, as amended (Rainy Day Fund), to the Guam Election Commission to further fund the operations of the 2022 Primary Election.

(ff) GUAM SOLID WASTE AUTHORITY (GSWA)

(1) Appropriation. The sum of Fifteen Million Two Hundred Fifty Thousand Two Hundred Forty-three Dollars (**$15,250,243**) is appropriated from the Solid Waste Operations Fund to the Guam Solid Waste Authority for its operations for Fiscal Year 2023.

SUMMARY OF APPROPRIATIONS FUNDING SOURCE

SOLID WASTE OPERATIONS FUND	$15,250,243
TOTAL	**$15,250,243**

For information purposes only:

FEDERAL MATCHING GRANTS-IN-AID	$0

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

(1) Appropriation. The sum of Three Hundred Twenty-nine Thousand Two Hundred Twenty-eight Dollars (**$329,228**) is appropriated from the General Fund to the *Hagåtña* Restoration and Redevelopment Authority for its operations for Fiscal Year 2023.

SUMMARY OF APPROPRIATIONS FUNDING SOURCE

GENERAL FUND	$329,228
TOTAL	**$329,228**

For information purposes only:

FEDERAL MATCHING GRANTS-IN-AID	$0

(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 from the General Fund 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 2023.

SUMMARY OF APPROPRIATIONS FUNDING SOURCE

GENERAL FUND	$454,534
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.

(ii) OFFICE OF TECHNOLOGY (OTECH)

(1) Appropriation. The sum of Two Million Five Hundred Eighty-three Thousand Six Hundred Forty-two Dollars (**$2,583,642**) is appropriated from the General Fund to the Department of Administration for the Office of Technology for its operations for Fiscal Year 2023.

SUMMARY OF APPROPRIATIONS FUNDING SOURCE

GENERAL FUND	$2,583,642
TOTAL	**$2,583,642**

For information purposes only:

FEDERAL MATCHING GRANTS-IN-AID	$0

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

(1) Appropriation. The sum of Ninety-eight Thousand Nine Hundred Ninety Dollars (**$98,990**) is appropriated from the General Fund to the Bureau of Women's Affairs for its operations for Fiscal Year 2023.

SUMMARY OF APPROPRIATIONS FUNDING SOURCE

GENERAL FUND	$98,990
TOTAL	**$98,990**

For information purposes only:

FEDERAL MATCHING GRANTS-IN-AID	$0

(kk) MEDICAL REFERRAL ASSISTANCE OFFICE (MRAO)

(1) Appropriation. The sum of Six Hundred Sixty-five Thousand Eight Hundred Forty-nine Dollars (**$665,849**) is appropriated from the General Fund to the Medical Referral Assistance Office for its operations for Fiscal Year 2023.

SUMMARY OF APPROPRIATIONS FUNDING SOURCE

GENERAL FUND	$665,849
TOTAL	**$665,849**

For information purposes only:

FEDERAL MATCHING GRANTS-IN-AID	$0

(ll) GUAM ETHICS COMMISSION

(1) Appropriation. The sum of Three Hundred Fifty-five Thousand Two Hundred Seventy-five Dollars **($355,275)** is appropriated from the General Fund to the Guam Ethics Commission for its operations for Fiscal Year 2023.

SUMMARY OF APPROPRIATIONS FUNDING SOURCE

GENERAL FUND	$355,275
TOTAL	**$355,275**

For information purposes only:

FEDERAL MATCHING GRANTS-IN-AID	$0

CHAPTER VI
LEGISLATIVE BRANCH

Section 1. Appropriation. The sum of Eight Million One Hundred Fourteen Thousand Nine Hundred Ninety-six Dollars (**$8,114,996**) is appropriated from the General Fund to *I Liheslaturan Guåhan* for its operations for Fiscal Year 2023.

Section 2. Appropriation to the Office of Finance and Budget. The sum of Four Hundred Seventy-eight Thousand Seven Hundred Forty Dollars (**$478,740**) is appropriated from the General Fund to *I Liheslaturan Guåhan* for the Office of Finance and Budget for its operations for Fiscal Year 2023.

Section 3. Guam Youth Congress. The sum of Fifteen Thousand Dollars (**$15,000**) shall be allocated from the appropriation in Section 1 of this Chapter for the Guam Youth Congress.

Section 4. Continuing Appropriation Authorization. Notwithstanding any other provision of law, the allotted but unexpended balance of funds appropriated to *I Liheslaturan Guåhan* for Fiscal Year 2022 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 Fifteen Million Seven Hundred Nineteen Thousand Eight Hundred Three Dollars (**$15,719,803**) is appropriated from the General Fund to OAG for Fiscal Year 2023.

Such sums appropriated in this Section is authorized for use as a local matching requirement for Federal Grants-in-Aid.

SUMMARY OF APPROPRIATION FUNDING SOURCE

GENERAL FUND	$15,719,803
TOTAL	**$15,719,803**

For information purposes only:

FEDERAL MATCHING GRANTS-IN-AID	$4,833,849

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 2023, 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 2023, the Office of the Attorney General of Guam in pursuit of the public interest is authorized to use up to five percent (5%) of its FY 2023 appropriation to procure consultants, experts and expert witnesses on a sole-source basis as necessary to pursue local and federal criminal cases and civil cases.

Section 5. Notwithstanding any other provision of law, the OAG is authorized to use funds within the following accounts for its Fiscal Year 2023 general operations: the Notary 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, 2023.

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 2023; provided, that 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 2022 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 2023.

Section 2. Appropriation. The sum of Six Million Four Hundred Eighty-one Thousand Ninety-two Dollars (**$6,481,092**) is appropriated from the General Fund to the Public Defender Service Corporation for its operations, including personnel services, for Fiscal Year 2023.

SUMMARY OF APPROPRIATION FUNDING SOURCE

GENERAL FUND	$6,481,092
TOTAL	**$6,481,092**

Section 3. Alternate Public Defender. The sum of One Million Three Hundred Twenty-three Thousand Six Hundred Fifty Dollars (**$1,323,650**) 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 2023.

Section 4. Pay Adjustments. The sum of Three Hundred Seventy Thousand One Hundred Eighty-four Dollars (**$370,184**) is appropriated from the General Fund to the Public Defender Service Corporation, of which Three Hundred Nine Thousand Four Hundred Thirty-two Dollars (**$309,432**) shall be allocated to the Public Defender Service Corporation and Sixty Thousand Seven Hundred Fifty-two Dollars (**$60,752**) shall be allocated to the Alternate Public Defender, to fund a seven percent (7%) increase in compensation for law enforcement personnel, and a six percent (6%) increase in compensation for non-law enforcement personnel in Fiscal Year 2023.

CHAPTER VIII

MAYORS COUNCIL OF GUAM

Section 1. Appropriation. Notwithstanding any other provision of law, the sum of Seven Million Four Hundred Sixty-eight Thousand Seven Hundred Ninety-four Dollars (**$7,468,794**) is appropriated from the General Fund to the Mayors Council of Guam (MCOG) for its operations, including personnel services, for Fiscal Year 2023.

SUMMARY OF APPROPRIATION FUNDING SOURCE

GENERAL FUND	$7,468,794
TOTAL	**$7,468,794**

Section 2. Limited Gaming Fund. The sum of Three Hundred Eighty Thousand Two Hundred Twenty-five Dollars (**$380,225**) 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 2023.

Section 3. Village Operations-Maintenance-Beautification-Public Safety Programs (VOMBPS). The sum of Four Hundred Twenty-two Thousand One Hundred Twenty-six Dollars (**$422,126**) is appropriated from the General Fund, and Three Hundred Seven Thousand Three Hundred Seventy-five Dollars (**$307,375**) is appropriated from the Guam Educational Facilities Fund to the MCOG for Fiscal Year 2023 for the operations, maintenance, beautification, and public safety programs of the Mayors' offices in consonance with its established mission and mandates and under the jurisdiction of the respective Mayor's office.

Said funds shall not be subject to any transfer authority of *I Maga'hågan Guåhan* and shall be divided among the village Mayors' offices as follows:

(a) each Mayor's office shall receive up to the sum of Twenty Thousand Dollars (**$20,000**) during Fiscal Year 2023; 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 2023.

Section 4. 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 *Inalåhan*, pursuant to Article 4, Chapter 51, Title 10 GCA, for Fiscal Year 2023.

Section 5. Authorization to Waive Statutory Procurement Limit for Recycling Revolving Funds Appropriated or Allotted to MCOG. Notwithstanding any other provision of law, the MCOG is authorized to issue purchase orders of up to Seventy-five Thousand Dollars (**$75,000**) per village per recyclable item as permitted under the Fiscal Year 2022 to Fiscal Year 2023 GEPA-MCOG Island-wide Clean Up Program for Fiscal Year 2023.

CHAPTER IX

PUBLIC ACCOUNTABILITY, STANDARDS, AND PRACTICES

PART I – OFFICE OF PUBLIC ACCOUNTABILITY

Section 1. Appropriation. The sum of One Million Six Hundred Fifty-three Thousand Two Hundred Three Dollars (**$1,653,203**) is appropriated from the General Fund to the Office of Public Accountability (OPA) for its operations in Fiscal Year 2023.

SUMMARY OF APPROPRIATION FUNDING SOURCE

GENERAL FUND	$1,653,203
TOTAL	**$1,653,203**

For information purposes only:

FEDERAL MATCHING GRANTS-IN-AID	$0

Section 2. Notwithstanding any other provision of law, rule, or regulation, an additional sum of Three Hundred Seventy-One Thousand Six Hundred Two Dollars (**$371,602**) is hereby appropriated from the unappropriated General Fund balance of Fiscal Year 2022 to the OPA for its operations in Fiscal Year 2023. *I Maga'hågan Guåhan* shall not impound nor transfer funds appropriated to the OPA.

Section 3. Autonomous agencies or instrumentalities of the government of Guam shall deposit an amount equal to the cost of their respective audit into an account created by the Department of Administration for the purpose of funding the annual audit pursuant to date(s) set forth by the Public Auditor. The Public Auditor shall administer said funds and shall oversee the annual audit.

Section 4. Effective beginning in Fiscal Year 2024, the Office of Public Accountability (OPA) shall receive a continuing annual budget of not less than one-quarter of one percent (0.25%) of the annual total General Fund gross revenues of the government of Guam.

The Department of Administration (DOA) shall release no less than one-twelfth (1/12) of the OPA's appropriated budget on the first day of every month of each fiscal year. When more than two (2) pay periods occur in any one (1) month, the DOA shall release the funds required for the purpose of meeting the operational needs of the OPA for such month.

The OPA's appropriated budget shall be exempt from the management of allotments as generally provided in § 1303 of Article 3, Chapter 1, 5 GCA.

Section 5. Continuing Appropriation Authorization. Notwithstanding any other provision of law, the allotted but unexpended balance of funds appropriated to the Office of Public Accountability for Fiscal Year 2022 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 2023.

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 Eighteen Million Nine Hundred Thirty-three Thousand Five Hundred Forty-seven Dollars (**$18,933,547**) is appropriated to the Guam Visitors Bureau (GVB) for its operations in Fiscal Year 2023. This sum is composed of Thirteen Million One Hundred Nineteen Thousand Two Hundred Fifty-four Dollars (**$13,119,254**) from the Tourist Attraction Fund, and Five Million Eight Hundred Fourteen Thousand Two Hundred Ninety-three Dollars (**$5,814,293**) from the General Fund.

SUMMARY OF APPROPRIATION FUNDING SOURCE

TOURIST ATTRACTION FUND	$13,119,254
GENERAL FUND	$5,814,293
TOTAL	**$18,933,547**

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 Guam Visitors Bureau 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 of Chapter 9, Title 12, Guam Code Annotated, in Fiscal Year 2023.

CHAPTER XI

MISCELLANEOUS APPROPRIATIONS

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

(a) The sum of Six Million Two Hundred Fifty-five Thousand Thirty-three Dollars (**$6,255,033**) is appropriated from the General Fund to the Supplemental Annuity Benefits Special Fund for Fiscal Year 2023 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/her 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 2023, 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, 2022, and April 15, 2023. Said remittances shall not be subject to *I Maga'hågan Guåhan*'s transfer authority.

(f) For Fiscal Year 2023, 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, 2022, and on or before April 15, 2023, respectively. The agencies' remittances for

medical, dental, and life insurance benefits mandated herein are ex gratia payments and are for Fiscal Year 2023.

(g) For Fiscal Year 2023, the sum of Four Million Seven Hundred Fifteen Thousand Two Hundred Eighty Dollars (**$4,715,280**) 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 A, 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 2023, the sum of Three Hundred Twenty-one Thousand Six Hundred Forty-three Dollars (**$321,643**) is appropriated from the General Fund to the Government of Guam Retirement Fund for *I Maga'håga/I Maga'låhi* and *I Sigundo Maga'håga/I Sigundo Maga'låhi* pensions.

(i) For Fiscal Year 2023, 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, 2022 through September 30, 2023 for Fiscal Year 2023 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, 2022 and ending on September 30, 2023, for Fiscal Year 2023, 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, 2022 and ending on September 30, 2023, for Fiscal Year 2023, 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, 2022, or his/her survivor, no later than November 1, 2022. 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 Twenty-two Thousand Dollars (**$14,822,000**) is appropriated from the General Fund to the Department of Administration for Fiscal Year 2023, 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, 2022, or his/her survivor, no later than November 1, 2022 for Fiscal Year 2023.

(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 2023 to retirees who have retired from that agency and their survivors no later than December 31, 2022.

(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 2023, the sum of Thirty-five Million Nine Hundred Sixty-nine Thousand Five Hundred Sixty-three Dollars (**$35,969,563**) 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. 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 8. Appropriation to the Guam Waterworks Authority Sewer Loan Revolving Fund. Notwithstanding any other provision of law, Fiscal Year 2022 unappropriated General Fund revenues collected in excess of the adopted revenue levels enumerated in Public Law 36-54 as amended, in the amount of Two Million Dollars (**$2,000,000**) is appropriated to the Guam Waterworks Authority Sewer Loan Revolving Fund for the purpose of assisting customers with the cost of sewer connections.

Section 9. Additional Appropriation for the Northern and Southern Soil and Water Conservation Districts. Notwithstanding any other provision of law, funds in excess of the adopted revenue levels enumerated in 1B of Section 2, Chapter I of this Act in the amount of One Hundred Thousand Dollars (**$100,000**) is hereby appropriated to the Northern and Southern Soil and Water Conservation Districts and shall be equally divided between the two (2) districts.

Section 10. Excess Revenues Appropriated to the Guam Ancestral Lands Commission. Notwithstanding any other provision of law, Fiscal Year 2022 unappropriated General Fund revenues collected in excess of the adopted revenue levels enumerated in Public Law 36-54 as amended, in the amount of Ninety Thousand Dollars (**$90,000**) is appropriated to the Guam Ancestral Lands Commission for Fiscal Year 2023 for the purposes pursuant to 21 GCA, Chapter 80, § 80104(h).

Section 11. Appropriation to the Department of Agriculture for Enhanced Monitoring of Cannabis Growers and Other Agricultural Programs. The sum of Four Hundred Thousand Dollars (**$400,000**) is appropriated from the audited surplus fund balance of Fiscal Year 2022 to the Department of Agriculture to carry out its mission for enhanced monitoring of cannabis growers and other agricultural programs under its purview.

Section 12. Appropriation to the Department of Agriculture for a Slaughterhouse. The sum of Six Hundred Thousand Dollars (**$600,000**) is appropriated from the audited surplus fund balance of Fiscal Year 2022 to the Department of Agriculture for a slaughterhouse. The funds provided herein are available up to the end of Fiscal Year 2023.

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. 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 only be eligible to enroll in the Government of Guam Health Insurance Program as an active employee.

Section 3. 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 1, 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. Any employee hired under this Section shall only be eligible to enroll in the Government of Guam Health Insurance Program as an active employee. The DOC Director shall submit a report to *I Liheslaturan Guåhan* on July 1, 2023, 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 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 1, 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. Any employee hired under this Section shall only be eligible to enroll in the Government of Guam Health Insurance Program as an active employee. The Chief of Police shall submit a report to *I Liheslaturan Guåhan* on July 1, 2023, 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 5. Temporary Employment of Retired Guam Firefighters. The Guam Fire Department (GFD) may hire retired GFD 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 1, 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. Any employee hired under this Section shall only be eligible to enroll in the Government of Guam Health Insurance Program as an active employee. The Fire Chief of GFD shall submit a report to *I Liheslaturan Guåhan* on July 1, 2023, 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 6. 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, or when vacancies cannot be filled within six (6) months because of the lack of qualified applicants. 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 or when a fully-qualified applicant is available. Retired officers may be hired only in the ranks of Customs Officer III and below, only at Step 1, 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. Any employee hired under this Section shall only be eligible to enroll in the Government of Guam Health Insurance Program as an active employee. The Director of CQA shall submit a report to *I Liheslaturan Guåhan* on July 1, 2023, 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 7. 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. Examples of a critical need may include temporary staff shortages due to challenges with recruitment due

to a limited pool of qualified individuals, military activation of DRT employees, or absence due to a long-term disability status which has been certified by a medical doctor, and instances where additional programs or mandates are required to be executed. The DRT may exercise this hiring authority in the following divisions: Taxpayer Services Division, Tax Enforcement Division, Real Property Tax Division, Director's Office (Executive Direction), Regulatory Division, and Motor Vehicle Division, 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, when there is successful recruitment for the position, or within a reasonable time after the additional program or mandate for which the employee was hired is completed. Said retirees shall be hired at a minimum of Step 1 for the position in question and shall not receive sick and annual leave benefits. Notwithstanding § 8121(a) of Article 1, Chapter 8, Title 4 GCA, retirees hired temporarily pursuant to this Section may continue to receive retirement benefits. Any employee hired under this Section shall only be eligible to enroll in the Government of Guam Health Insurance Program as an active employee. The DRT Director shall submit a report to *I Liheslaturan Guåhan* on July 1, 2023, 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 Government of Guam Social Workers. The Department of Public Health and Social Services (DPHSS) may hire retired government of 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 1 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. Any employee hired under this Section shall only be eligible to enroll in the Government of Guam Health Insurance Program as an active employee. The Director of DPHSS shall submit a report to *I Liheslaturan Guåhan* on July 1, 2023, 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 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 1 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, 2023, 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 10. 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. Any attorney hired under this Section shall only be eligible to enroll in the Government of Guam Health Insurance Program as an active employee. Such employment shall not close vacancies to qualified applicants. Each entity shall report to *I Liheslaturan Guåhan* on July 1, 2023, and again thirty (30) days after the end of the fiscal year, of 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 11. 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 Section shall fill such 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, 2023, 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 12. 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 13. 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 14. 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 15. 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 2023 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, 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 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 16. 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 17. 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 2023 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. 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 18. 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 2023.

(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 and the Director of Administration together with a written certification stating why it is impracticable to handle the matter within the instrumentality as otherwise constituted.

Section 19. Program Reporting Requirements for Employment, Employment Placement, and Job Training Programs at the University of Guam, the Guam Community College, 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 20. 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 Building Code Council (GBCC), the Guam Contractors License Board (GCLB), and the Guam Board of Professional Engineers, Architects, and Land Surveyors (PEALS) may enter into a Memorandum of Understanding (MOU) to jointly fund an Assistant Attorney General to specifically provide legal services to DPW, GBCC, GCLB, and the PEALS Board only.

Section 21. 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 for the preceding month contrasted with the same month for the prior fiscal year;

(b) comparison of year-to-date revenues 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 22. 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 2023 budget of the respective agency to which such action is directed.

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. 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, 2022, 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) senior law clerks (7 GCA §9A106.1(a)(2)) with a pay grade M of the Competitive Wage Act of 2014, General Pay Plan, and law clerks (7 GCA §9A106.1(a)(1)) with pay grade K of the Competitive Wage Act of 2014, General Pay Plan; and

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

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

Section 25. 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 26. 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 June 30, 2023. Nothing herein shall affect GMHA's authority to regularly adopt or increase fees.

Section 27. Re-employment of Former Classified Employees in Education, Health, and Public Safety. Notwithstanding any other provision of law, for Fiscal Year 2023, 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 28. Competitive Wage Act Study. *I Maga'hågan Guåhan* is hereby authorized to expend such funds necessary to procure the services of a consulting expert on classification and compensation in public employment to conduct a study of all government of Guam positions, to include positions covered under the Nurse and Educator Pay Plans. The scope of work provisions of the contract shall include the conducting of compensation training for the human resources staff throughout the government of Guam.

Section 29. Real Property Tax Triennial Revaluation. *I Maga'hågan Guåhan* is hereby authorized to expend such funds necessary to procure the services for the real property tax triennial revaluation.

Section 30. Excess Annual Leave for Nurses, Employees Working in Nursing Services, and Peace Officers. 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) of Chapter 51, Title 17, Guam Code Annotated, who have accumulated annual leave in excess of three hundred twenty (320) hours as of September 30, 2022, 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 31. Inclusion of Guam Memorial Hospital Authority in Certification Pay Differential for Certified Professionals.

(a) Subsection (a) of § 6235, Article 2, Chapter 6, Title 4, Guam Code Annotated, is hereby *amended* to read:

"**§ 6235. Certification Pay Differential for Certified Public Accountant, Certified Government Financial Manager, Certified Fraud Examiner, and Certified Internal Auditor.**

(a) The Director of the Department of Administration shall ensure the following classified and/or unclassified accounting, auditing, budgeting, and management professional positions within government of Guam line agencies, the Office of Public Accountability, the University of Guam, the Guam Community College, the Guam Memorial Hospital Authority, and the Guam Department of Education shall be given a one-time incentive pay compensation as provided pursuant to this Section, to include, as follows:

POSITION COMPENSATION

Certified Public Accountant (CPA)

Certified Government Financial Manager (CGFM)

Certified Fraud Examiner (CFE)

Certified Internal Auditor (CIA)"

(b) Subsection (b)(2) of § 6235, Article 2, Chapter 6, Title 4, Guam Code Annotated, is hereby *amended* to read:

"(2) *Accounting*, *Auditing*, *Budgeting*, and *Management Professional* means any employee in the government of Guam line agencies, the Office of Public Accountability, the University of Guam, the Guam Community College, the Guam Memorial Hospital Authority, or the Guam Department of Education who are essential for the delivery, maintenance, and preparation of the financial statements and fiscal management of the government of Guam."

(c) Subsection (d)(1) of § 6235, Article 2, Chapter 6, Title 4, Guam Code Annotated, is hereby *amended* to read:

"(1) All government of Guam line employees, the Office of Public Accountability, the University of Guam, the Guam Community College, the Guam Memorial Hospital Authority, and the Guam Department of Education employees who have obtained a nationally recognized certification as a Certified Public Accountant (CPA), Certified Government Financial Manager (CGFM), Certified Fraud Examiner (CFE), or Certified Internal Auditor (CIA) shall be entitled to receive a single certification pay differential."

(d) Subsection (d)(5) of § 6235, Article 2, Chapter 6, Title 4, Guam Code Annotated, is hereby *amended* to read:

"(5) The Director of Administration, the President of the Guam Community College, and the President of the University of Guam shall implement a single certification pay differential for all the CPA, CGFM, CFE, and CIA who are active in their area of certification. Accounting, auditing, budgeting, and management professionals who have a national or Guam board certification shall be entitled to the certification pay differential provided in Item (1) of this Subsection, calculated at the rates above, added to the base pay to rectify an inequity in certification pay."

(e) Subsections (e) and (f) of § 6235, Article 2, Chapter 6, Title 4, Guam Code Annotated, are hereby *amended* to read:

"(e) Developmental Promotions (KPP) Designation. Government of Guam line agencies, the Office of Public Accountability, the University of Guam, the Guam Community College, the Guam Memorial Hospital Authority, and the Guam Department of Education who recruit professionals in accounting, auditing, budgeting, or management shall be authorized to hire such professionals as 'known-promotional-potential' on the basis of CPA,

CGFM, CIA, or CFE certifications, as provided in the Government of Guam Personnel Rules and Regulations and Operations Procedure Manual. A KPP qualified employee shall be entitled to the pay differential provided in one (1) initial certification pay increase based on Subsection (c)."

"(f) Implementation. The Director of Administration, the President of the Guam Community College, and the President of the University of Guam shall transmit a status report to the Speaker of *I Liheslaturan Guåhan* every quarter after the enactment of this Act, and upon the implementation of the provisions within this Act."

Section 32. Authority of the Guam Memorial Hospital Authority to Recruit and Hire Long-term Specialty Doctors. The sum of Five Million Dollars **($5,000,000)** from the audited surplus fund balance of Fiscal Year 2022 is hereby appropriated to the Guam Memorial Hospital Authority for the purposes of the recruitment and hiring of specialty care physicians that provide qualified advanced care for diagnoses and treatment that shall include, but not be limited to: gynecologic oncologist, autoimmune specialists, urogynecologist, gastroenterologist, and maternal fetal medicine specialist.

Section 33. Authorization for the Public Defender Service Corporation's Board of Trustees to Adopt Rules with Respect to Personnel Matters.

(a) Subsection (a) of § 4105, Article 1, Chapter 4, Title 4, Guam Code Annotated, is hereby *amended* to read:

"**§ 4105. Departmental Rules.**

(a) Rules subject to criteria established by this Chapter governing the selection, promotion, performance, evaluation, demotion, suspension and other disciplinary action of classified employees shall be adopted by the Board of Directors of the Antonio B. Won Pat International Airport Authority, Guam; the Board of Directors of the Guam Economic Development

Authority; the Board of Directors of the Guam Housing Corporation; the Board of Commissioners of the Guam Housing and Urban Renewal Authority; the Guam Judicial Council; the Board of Directors of the Jose D. Leon Guerrero Commercial Port; the Guam Education Board; the Board of Regents of the University of Guam; the Guam Community College Board of Trustees; the Board of Trustees of the Guam Memorial Hospital Authority; the Board of Directors of the Guam Visitors Bureau; the Consolidated Commission on Utilities on behalf of the Guam Waterworks Authority and the Guam Power Authority; and the Board of Trustees of the Public Defender Service Corporation, with respect to personnel matters within their respective branches, agencies, public corporations or departments, and by the Director of Administration as to all other Executive Branch employment."

§ 6302, Article 3, Chapter 6, Title 4, Guam Code Annotated, is hereby *amended* to read:

"**§ 6302. Administration.**

(a) The Director of Administration shall adopt and apply the currently used unified pay schedule based on the Hay methodology or any other classification methods and salary administration to the extent he deems appropriate. The unified pay schedule, either by the Hay Group or any other experts in classification and pay, shall be administered by the Director of Administration, by the Judicial Council for the Judicial Branch, and by the Board of Trustees for the Public Defender Service Corporation.

(b) The Director of Administration, the Judicial Council, and the Board of Trustees of the Public Defender Service Corporation may reassign pay grades as they deem necessary. Reassignment shall be based upon the calculation of Hay points or points established by other experts and shall be performed by technical staff trained in the classification and compensation

evaluation system for the sake of consistency and uniformity of results. The technical staffs of the Human Resources Division in the Executive Branch, the Judiciary Human Resources Office, and the Public Defender Service Corporation Human Resources Office shall coordinate their efforts in implementing the Hay methodology or any other classification and pay system.

(c) The Director of Administration, the Judicial Council, and the Board of Trustees of the Public Defender Service Corporation shall establish appropriate policies and procedures for implementing the provisions of this Article for their respective jurisdictions."

Section 34. Community Maintenance Workers. *I Maga'hågan Guåhan* is hereby authorized to fund Two Million Eight Hundred Thirteen Thousand Five Hundred Seventy-eight Dollars (**$2,813,578**) to the Mayors Council of Guam for one hundred (100) community maintenance workers that are currently employed.

Section 35. Fiscal Authority for the Guam Visitors Bureau. For Fiscal Year 2023, the authority and responsibility found in §§ 9113(b) and 9110 of Chapter 9, Title 12, Guam Code Annotated, as well as § 4105(a) of Chapter 4, Title 4, Guam Code Annotated, shall fall under the authority and responsibility of the General Manager over the Guam Visitors Bureau's business affairs.

Section 36. Financing of a New Simon A. Sanchez High School.

Subsection (d) of § 58D103 of Chapter 58D, Title 5, Guam Code Annotated, is *repealed* and *reenacted* to read as follows:

"(d) Contractor shall mean the authorized entity, and which shall include Guam Economic Development Authority (GEDA) solely for purposes of entering into financing agreement contracts including, but not limited to, any lease, which shall be the signatory on the Contract and shall be fully responsible for carrying out the design, renovation or construction, financing

and maintenance of the education facility. The contractor may cooperate with another entity or entities in any manner the contractor deems appropriate to provide for the financing, design, renovation, construction or maintenance of the education facility envisioned by this Act."

Subsection (b) of § 58D104 of Chapter 58D, Title 5, Guam Code Annotated, is *repealed* and *reenacted* to read as follows:

"(b) The education agency is also authorized to lease back from the contractor the property for a period mutually agreed upon between the education agency and the contractor as may be reasonably necessary to amortize over the lease-back period the costs associated with the financing, design, renovation or construction of the education facility.

(1) In no event shall the end of such lease-back period be later than the date thirty (30) years from the scheduled date of completion of the education facility.

(2) Rental payments under the lease shall be payable from any lawfully available moneys of the government of Guam. The lease-back may be structured as an annually renewable lease with provision for automatic renewals to the extent that such lawfully available moneys are available.

(3) The lease-back shall not be construed as a debt under any applicable debt limitation under the Guam Organic Act or Guam law."

§ 58D108 of Chapter 58D, Title 5, Guam Code Annotated, is *repealed* and *reenacted* to read as follows:

"**§ 58D108. Financing.**

To minimize the financing cost to the government of Guam, to fund the design, renovation, or construction of an education facility may be through tax-exempt obligations or other financial instruments. *I Liheslaturan Guåhan*,

pursuant to §50103(k) of Title 12 of the Guam Code Annotated, hereby approves the issuance and sale by the Guam Economic Development Authority (GEDA) of one or more series of tax-exempt and/or taxable Lease Revenue Bonds, as provided in this Section, in an aggregate principal amount not to exceed One Hundred Sixty Six Million Three Hundred Sixty-five Thousand Dollars (**$166,365,000**), for one or more of the following purposes: (1) financing the design, renovation or construction and maintenance of an education facility, (2) financing any capitalized interest relating to the bonds, (3) funding a reserve fund with respect to the bonds, and (4) to paying expenses relating to the authorization, sale and issuance of the bonds, including without limitation, printing costs, costs of reproducing documents, credit enhancement fees, underwriting, legal, feasibility, financial advisory and accounting fees and charges, fees paid to banks or other financial institutions providing credit enhancement, costs of credit ratings and other costs, charges and fees in connection with the issuance, sale and delivery of the bonds, subject to the following additional conditions:

(a) The terms and conditions of the bonds shall be as determined by *I Maga'hågan Guåhan* by the execution of a certificate or indenture authorizing the issuance of the bonds; provided, however, that the bonds shall mature not later than thirty (30) years after their date of issuance, shall bear interest at such rates and be sold for such price or prices as shall result in a yield to the bondholders that does not exceed seven and one-half percent (7.50%) per annum;

(b) Any such pledge or reservation authorized hereunder shall be valid and binding from the time the pledge or reservation is made; and

(c) that the bonds will not be "public indebtedness," as that term is defined in 48 USC § 1423a, §11 of the Organic Act of Guam.

Such bonds may be supported by a lease-back authorized by § 58D104, including, but not limited to, a lease-back between the government of Guam or an education agency and GEDA.

In addition, *I Maga'hågan Guåhan* shall undertake her best efforts to cause a portion of any bonds issued pursuant to this § 58D108 of Chapter 58D, Title 5, Guam Code Annotated, to be offered for sale in Guam, as well as in other jurisdictions, if and to the extent that such offer and any sales resulting from such offer do not increase the cost to the government of Guam of issuing and repaying such bonds.

GEDA may use an alternative method of financing, including, but not limited to, a short-term debt, mortgage, loan, federally guaranteed loan, or loan by an instrumentality of the United States of America, if such financing will better serve the needs of the people of Guam. The purpose for this Section is to assure the government of Guam pays the lowest possible interest rate so that the cost to the government of Guam of financing the design, renovation or construction of an education facility, amortized through the lease-back payments from the government of Guam to the contractor, will be lower than regular commercial rates."

§ 58D109 of Chapter 58D, Title 5, Guam Code Annotated, is *repealed* and *reenacted* to read as follows:

"**§ 58D109. Rental Payments Under the Lease Payable from Lawfully Available Moneys.**

Rental payments under the lease and the lease-back, as well as funding required to support the activities set forth in § 58D105(a) of this Chapter, shall be reserved and payable from any lawfully available moneys of the

government of Guam, and may be secured by a pledge or other reservation of such moneys.

(a) Any amounts reserved as provided in this Section and subsequently appropriated for the purpose of making lease-back payments may thereafter be pledged toward making lease-back payments; provided, however, that any amounts reserved as provided in this Section shall be subject to an annual appropriation for the purpose of funding the activities set forth in § 58D105(a) of this Chapter, and making lease-back payments.

(b) Any such pledge or reservation authorized hereunder shall be valid and binding from the time the pledge or reservation is made and shall be limited to the sum of Sixteen Million Three Hundred Seventy-seven Thousand One Hundred Twenty-five Dollars **($16,377,125)** per year during the pre-development, construction, and lease-back period. The revenues pledged or reserved and thereafter received by the government of Guam or by any trustee, depository or custodian shall be deposited in a separate account and shall be immediately subject to such reservation or the lien of such pledge without any physical delivery thereof or further act, and such reservation or the lien of such pledge shall be valid and binding against all parties having claims of any kind in tort, contract or otherwise against the government of Guam or such trustee, depository or custodian, irrespective of whether the parties have notice thereof. The instrument by which such pledge or reservation is created need not be recorded.

(c) Rental payments under the lease and the lease-backs may be applied towards the purposes described in this Act, as well as to pay

periodic costs of GEDA in connection with its ongoing responsibilities relating to the Lease Revenue Bonds authorized under § 58D108 hereof, including, but not limited to, costs relating to continuing disclosure compliance, tax compliance, investor outreach, rating agency compliance and outreach, and any other compliance or outreach costs."

Section 37. Inclusion of Renovations to the Special Qualifying Certificate for Hotel Room Development.

(a) § 58202 of Article 2, Chapter 58, Title 12, Guam Code Annotated, is hereby *repealed* and *reenacted* to read as follows:

"**§ 58202. Definitions.** For purposes of this Article 2, the following definitions will apply:

(a) Authority: The Guam Economic Development Authority (GEDA).

(b) Hotel: For purposes of this Article and unless the context otherwise requires, hotel means a building facility that contains guest rooms held out to the public as a place where all transient persons, including, but not limited to, tourists, who come will be accommodated and entertained as guests for compensation based on daily or weekly rates.

(c) Construction Cost: Expenses incurred by a developer for the construction of any new hotel or for the expansion of any existing hotel in Guam. Such costs include land acquisition, building and site improvements, A&E and FF&E.

(d) Hotel Expansion or Renovation: Existing Guam hotels may be eligible for this Special Hotel QC if new capital investment is to be made that will either add to the hotel's room inventory or significantly renovate the property.

(e) Renovation Cost: Expenses incurred from modernizing the elements within a structural part of real property, whose total costs are no less than ten percent (10%) of the property value, and that either:

(1) materially increases the value of the property;

(2) substantially prolongs the useful life of the property; or

(3) adapts the property to a new or better use.

(f) Property Value: The current appraised value of the land and improvements. The cost of such appraisal shall be borne by the hotel developer. An applicant may provide a previously completed appraisal, granted that such appraisal was performed within one hundred eighty (180) days of the date of application filing.

(g) Business Privilege Tax (BPT): The tax that is levied on business revenues as imposed by § 26201 of Article 2, Chapter 26, Title 11, GCA.

(h) Use Tax: The tax that is levied on the landed value of or consumption of all property as defined by Chapter 28 of Title 11 GCA."

(b) § 58203 of Article 2, Chapter 58, Title 12 Guam Code Annotated, is hereby *repealed* and *reenacted* to read as follows:

"**§ 58203. Special Hotel Qualifying Certificate Defined.**

The Special Hotel Qualifying Certificate (QC) is a contract valid for a given period, executed by *I Maga'hågan Guåhan* (the Governor of Guam) upon the recommendation of the Authority. The QC, once issued and unless suspended, rescinded, or revoked, shall constitute conclusive evidence of entitlement to the tax rebates, abatements, or exemptions set forth on its face.

(a) New Hotel Construction Tax Rebate and Abatement. There shall be allowed to each developer a tax rebate, exemption, and abatement in an amount equal to ten percent (10%) of their total construction cost, which can be applied by the developer at their discretion to the following taxes:

(1) Fifty percent (50%) Business Privilege Tax (BPT) for twenty (20) years as long as the tax credits are available at the point they are taken.

This BPT exemption shall not apply to the levy of three percentage points (3%), out of the total percentage points levied from time to time, of the BPT, the revenues from which are pledged to the government of Guam Business Privilege Tax Bonds;

(2) Seventy-five percent (75%) Income Tax Rebate for twenty (20) years;

(3) One hundred percent (100%) Real Property Tax Abatement for ten (10) years; provided, the fee simple owner taxpayer is the Qualifying Certificate beneficiary and that the real property on which the tax is assessed is only utilized by the beneficiary for activities identified in their Qualifying Certificate;

(4) One hundred percent (100%) of Use Tax Exemption with respect to the property used to construct, furnish, and equip the new facility construction or substantial expansion of an existing building. The exemption must be claimed no later than one (1) year of issuance of the facility's occupancy permit.

(b) Hotel Renovation and Expansion Tax Rebate and Abatement. There shall be allowed to each developer a tax rebate, exemption, and abatement in an amount equal to twenty percent (20%) of their total construction cost, which can be applied by the developer at their discretion to the following taxes:

(1) Fifty percent (50%) Business Privilege Tax (BPT) for twenty (20) years as long as the tax credits are available at the point they are taken.

This BPT exemption shall not apply to the levy of three percentage points (3%), out of the total percentage points levied from time to time, of the BPT, the revenues from which are pledged to the government of Guam Business Privilege Tax Bonds;

(2) Seventy-five percent (75%) Income Tax Rebate for twenty (20) years;

(3) One hundred percent (100%) Real Property Tax Abatement for ten (10) years; provided, the fee simple owner taxpayer is the Qualifying Certificate beneficiary and that the real property on which the tax is assessed is only utilized by the beneficiary for activities identified in their Qualifying Certificate;

(4) One hundred percent (100%) of Use Tax Exemption with respect to the property used to construct, furnish, and equip the expanded and/or renovated building. The exemption must be claimed no later than one (1) year of issuance of the facility's occupancy permit.

(c) Application Period. Eligible developers for this Special QC pursuant to § 58203(a) shall file their application prior to issuance of the hotel project building permit. Eligible developers for this Special QC pursuant to § 58203(b) shall be able to apply at any time, granted that for the purposes of calculating their twenty percent (20%) tax benefit amount, any construction costs invoiced prior to the official application submission date shall be deemed ineligible.

(d) Benefit Negotiations. The Authority has the sole authority to negotiate the terms of the QC. Negotiations shall be completed prior to issuance of the hotel project's building permit, if applicable."

Section 38. Reporting Requirement for Funding Received from the American Rescue Plan Act of 2021 and the Infrastructure Investment and Jobs Act.

Notwithstanding any other provision of law, rule, or regulation, the Director of the Bureau of Budget and Management Research and the Director of Administration shall submit a written report to the Speaker of *I Liheslaturan Guåhan* no later than five (5) working days after the end of each month beginning in Fiscal Year 2023 and throughout the federal funding period, which shall reflect the total amount of funds earmarked to Guam and received by the Governor of Guam through the American Rescue Plan Act of 2021 and the Infrastructure Investment and Jobs Act. The report shall detail the allocation of funds by the Governor and the total expenditure of funds by purpose and project description. Failure to submit said report after the end of each month shall result in a fine of Two Hundred Fifty Dollars ($250.00) per missed deadline for each director identified herein, which shall be deposited in the Rainy Day Fund established pursuant to Article 9 of Chapter 22, Title 5, Guam Code Annotated.

Section 39. Guam Preservation Trust Fund Income.

§ 76602(a) of Article 6, Chapter 76, Title 21, Guam Code Annotated, is *amended* to read:

"**§ 76602. Guam Preservation Trust Income.**

(a) Notwithstanding any other provision of law, one hundred percent (100%) of all fees collected pursuant to § 66408 of Division 2 of Title 21 of the Guam Code Annotated, shall be deposited in the Guam Preservation Trust Fund. Fines collected under § 76211 of Division 2 of Title 21 of the Guam Code Annotated, shall be deposited into the Guam Preservation Trust Fund. Guam Preservation Trust funds shall be maintained separate and apart from all other

government funds. The Department of Administration, as custodian for the fees and fines collected pursuant to this Section, shall transfer all such funds to the Trust no less than on a quarterly basis. Any and all interest accrued on such funds shall also be transferred to the Trust. The amounts within the Guam Preservation Trust Fund shall be used by the Trust only for the purposes expressed in this Article 6, and shall not be subject to any transfer authority of *I Maga'hågan Guåhan* (the Governor)."

Section 40. Public School Library Resources Fund.

§ 4120.1 of Chapter 4, Title 17, Guam Code Annotated, is hereby *amended* to read as follows:

"**§ 4120.1. Public School Library Resources Fund.** There is hereby created, separate and apart from other funds of the government of Guam, a non-lapsing, revolving fund known as the Public School Library Resources Fund (Fund). The Fund shall not be commingled with the General Fund and shall be kept in a separate bank account and administered by the Guam Education Board. Seventy percent (70%) of monies deposited into the Fund shall be appropriated to the public school libraries and thirty percent (30%) to the Guam Public Library System. Monies appropriated from the Fund shall be exclusively used for enhancement of learning resources and technology within the public school libraries and Guam public libraries, including, but not limited to, the purchase of computer equipment for the direct use of students, resources, subscriptions, periodical materials and other library supplies and materials that directly benefit the students."

Section 41. Transfer Authorization for the Guam Public Library Resources Fund. Notwithstanding any other provision of law, rule, or regulation, the Guam Department of Education is authorized to transfer up to Two Hundred

Thousand Dollars (**$200,000**) from their appropriation from the Public School Library Resources Fund to the Guam Public Library System.

Section 42. Pay Adjustment for Non-law Enforcement Personnel for the Office of the Attorney General. Any pay adjustment for non-law enforcement personnel authorized under Part II of Chapter VII (for the Public Defender Service Corporation and Alternate Public Defender) shall be applicable to attorneys in the Office of the Attorney General for Fiscal Year 2023, and shall be paid utilizing their Fiscal Year 2023 appropriations.

Section 43. § 9109 of Chapter 9, Title 11, Guam Code Annotated, is *amended* to read:

"**§ 9109. Cannabis Control Fund, Created.** There is hereby created, separate and apart from all other funds of the government of Guam, the Cannabis Control Fund (Fund). All fees, fines, penalties, and other charges resulting from the licensing and enforcement of adult cannabis use on Guam shall be deposited in this Fund.

(a) Expenditures of the Fund shall be by appropriation from *I Liheslaturan Guåhan*, except that sixty percent (60%) of all funds shall be appropriated to the Guam Behavioral Health and Wellness Center for the following purposes:

(1) Twenty percent (20%) of the sixty percent (60%) appropriation to GBHWC shall be used for cannabis prevention and education programs for those under twenty-one (21) years of age;

(2) Forty percent (40%) of the sixty percent (60%) appropriation to GBHWC shall be used for substance abuse, treatment, prevention and education programs; and

(b) The remaining forty percent (40%) of all funds deposited in the Fund shall be appropriated to the Department of Revenue and Taxation for

carrying out enforcement and regulation of adult use cannabis and to support its responsibilities as set out in this Chapter."

Section 44. Inclusion of Survivors of Deceased Compensable Guam Victims as Eligible Claimants in the Guam War Claims Implementation Plan. § 13.302 of Article 13.2, Chapter 1, Title 5, Guam Code Annotated, is *amended* to read:

"**§ 13.302. Payments for Certified Guam World War II Claims.**

(a) Payments for Death, Personal Injury, Forced Labor, Forced March, and Internment. After the Director of the Department of Administration (Director) receives the certification from the Chairperson of the Adjudication Committee as required under § 13.304(f), the Director shall make payments, subject to the availability of funds, to compensable Guam victims, survivors of deceased compensable Guam victims, and survivors of compensable Guam decedents as follows:

(1) Compensable Guam victims and survivors of deceased compensable Guam victims. The Director shall make payments to compensable Guam victims and survivors of deceased compensable Guam victims as follows:

(A) In the case of a victim who has suffered an injury described in § 13.301(b)(1), Fifteen Thousand Dollars ($15,000).

(B) In the case of a victim who is not described in Subsection (a)(1)(A) of this Section, but who has suffered an injury described in § 13.301(b)(2), Twelve Thousand Dollars ($12,000).

(C) In the case of a victim who is not described in Subsection (a)(1)(A) or Subsection (a)(1)(B) of this Section, but

who has suffered an injury described in § 13.301(b)(3), Ten Thousand Dollars ($10,000).

(2) Survivors of Compensable Guam Decedents. In the case of a compensable Guam decedent, the Director shall pay Twenty-five Thousand Dollars ($25,000) for distribution to survivors of the decedent in accordance with Subsection (b) of this Section.

(b) Distribution of Survivor Payments. A payment made under Subsection (a)(1) or (a)(2) of this Section to the survivors of a compensable Guam decedent or survivors of deceased compensable Guam victims shall be distributed as follows:

(1) In the case of a compensable Guam decedent or a deceased compensable Guam victim whose spouse is living as of the date of the enactment of the Guam World War II Loyalty Recognition Act, U.S. Public Law 114-328, but who had no living children as of such date, the payment shall be made to such spouse.

(2) In the case of a compensable Guam decedent or a deceased compensable Guam victim whose spouse is living as of the date of the enactment of the Guam World War II Loyalty Recognition Act, U.S. Public Law 114-328, and who had one (1) or more living children as of such date, fifty percent (50%) of the payment shall be made to the spouse and fifty percent (50%) shall be made to such children, to be divided among such children to the greatest extent possible into equal shares.

(3) In the case of a compensable Guam decedent or a deceased compensable Guam victim whose spouse is not living as of the date of the enactment of the Guam World War II Loyalty

Recognition Act, U.S. Public Law 114-328, and who had one (1) or more living children as of such date, the payment shall be made to such children, to be divided among such children to the greatest extent possible into equal shares.

(4) In the case of a compensable Guam decedent or a deceased compensable Guam victim whose spouse is not living as of the date of the enactment of the Guam World War II Loyalty Recognition Act, U.S. Public Law 114-328, and who had no living children as of such date, but who:

(A) had a parent who is living as of such date, the payment shall be made to the parent; or

(B) had two (2) parents who are living as of such date, the payment shall be divided equally between the parents.

(5) In the case of a compensable Guam decedent or a deceased compensable Guam victim whose spouse is not living as of the date of the enactment of the Guam World War II Loyalty Recognition Act, U.S. Public Law 114-328, who had no living children as of such date, and who had no parents who are living as of such date, no payment shall be made."

Section 45. Memorandum of Agreement between the Office of Public Accountability and the Office of the Attorney General for Legal Services Authorized.

The Office of Public Accountability is authorized to enter into a Memorandum of Agreement with the Office of the Attorney General to provide legal assistance to the Public Auditor. The cost of such legal assistance shall be at the expense of the Office of Public Accountability. The Memorandum of Agreement shall include,

among other provisions, the recruitment of one (1) Assistant Attorney General, one (1) Legal Secretary, and one (1) Investigator whose primary responsibility shall be to provide legal services to the Office of Public Accountability. Should the workload allow, they shall also provide legal services to the Office of the Attorney General.

Section 46. § 1907(d) of Chapter 19, Title 1, Guam Code Annotated, is hereby *amended* to read:

"(d) Persons who are employed by the Office of Public Accountability, but who are not within the ranks of the professional staff, shall be compensated in accordance with the Government of Guam Competitive Wage Act of 2014. Persons who are employed by the Office of Public Accountability and are within the ranks of the professional staff shall be compensated in accordance with the Position Paper – OPA Current Positions and Wage Structure: Competitive Analysis and Research Report with Findings and Recommended Reviews of 2014, conducted by Leading Edge Consulting Group (see APPENDIX A), until such time when a new wage structure is established, adopted, and implemented, pursuant to 4 GCA, § 6235(d)(6)."

Section 47. Prosecutor Pay Differential. A new § 30104.1 is hereby *added* to Article 1 of Chapter 30, Title 5, Guam Code Annotated, to read as follows:

"**§ 30104.1. Special Pay for Prosecutors.**

Notwithstanding any other provision of law, attorneys serving as prosecutors shall be entitled to special pay, calculated at the rate of their regular wage plus fifteen percent (15%). The Office of the Attorney General shall provide special pay to all attorneys serving as prosecutors in the Office of the Attorney General."

For Fiscal Year 2023, the special pay for prosecutors pursuant to this Section shall be paid utilizing the appropriations to the Office of the Attorney General in the General Appropriations Act of 2023.

Section 48. Guam Fishermen's Co-op. *I Maga'hågan Guåhan* is hereby authorized to fund Two Hundred Thousand Dollars **($200,000)** to the Guam Fishermen's Co-op to fund part of the reconstruction and renovation of the Guam Fishermen's Co-op facility, and the operational costs of the transition from the current facility to the temporary facility.

Section 49. Continuing Appropriation Authorization for Education. Notwithstanding any other provision of law, the allotted but unexpended balance of funds appropriated to the University of Guam, the Guam Community College, and the Guam Department of Education for Fiscal Year 2022 and prior shall not lapse and shall be expended by the end of Fiscal Year 2023.

Section 50. Continuing Appropriation Authorization for the Department of Youth Affairs. Notwithstanding any other provision of law, the allotted but unexpended balance of funds appropriated to the Department of Youth Affairs for Fiscal Year 2022 and prior shall not lapse and shall be expended by the end of Fiscal Year 2023.

Section 51. Funding for Department of Education Facilities. Notwithstanding the provisions of Section 18 of Chapter XI of Public Law 36-54, *as amended*, the appropriations therein shall be utilized for the maintenance and repair of Guam Department of Education facilities.

Section 52. Adoption and Effective Date of the Guam Department of Education Competitive Wage Act (CWA) Educator Pay Plan. Notwithstanding any other provision of law, rule, or regulation, the Guam Department of Education Competitive Wage Act (CWA) Educator Pay Plan (EDU) as submitted to *I*

Liheslaturan Guåhan on Thursday, August 18, 2022, is hereby adopted and shall be effective on October 1, 2022.

Section 53. Deposit to the Hospital Capital Improvement Fund for Priority Capital Improvement Projects or Renovations of the Guam Memorial Hospital's Labor and Delivery Ward.

No more than Fifteen Million Dollars (**$15,000,000**) from the audited surplus fund balance of Fiscal Year 2022 shall be deposited in the Hospital Capital Improvement Fund and may be used for priority capital improvement projects authorized in Public Law 35-73 or for the purposes of the renovations of the Guam Memorial Hospital Labor and Delivery Ward (GMHA Maternal and Child Healthcare (MCH) Renovation Project).

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 2023 and as approved by a 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 by 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. 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 4. Annual Procurement Plan Requirement. Pursuant to § 5010 of Chapter 5, Title 5, Guam Code Annotated, departments and 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.

Section 5. Purchasing First Class or Business Class Airfare Prohibited. Notwithstanding any other provision of law, rule, or regulation to the contrary, the government of Guam shall not purchase first class or business class airfare. They shall be authorized to purchase only coach or economy airfare. Any employee electing to upgrade their airline seat shall be required to either use their personal mileage or pay the incremental difference in the cost.

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 2023. *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, 2023 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-eight and forty-three hundredths percent (28.43%).

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 to the overseeing department or agency for submission to *I Liheslaturan Guåhan* containing a full disclosure of all expenditures of funds appropriated by this Act no later than November 15, 2023, for Fiscal Year 2023. 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 2023.

(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 2023.

(c) Guam Educational Facilities Fund Reversion. All unexpended or unencumbered appropriations made from the Guam Educational Facilities Fund by a GG1, purchase order, or contract pursuant to this Act shall revert to the Guam Educational Facilities Fund on the last day of Fiscal Year 2023.

(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 2023.

Section 8. General Fund Transfer Authority of *I Maga'hågan Guåhan*. Unless otherwise restricted or specifically allowed by this Act for Fiscal Year 2023, *I Maga'hågan Guåhan* is authorized to transfer up to fifteen percent (15%) between Fiscal Year 2023 General Fund Executive Branch appropriations as directed in this Section. No transfer shall be authorized unless the Appropriation Allocation Report required in Section 12 of 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 of 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 2023 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 other 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 (1st) quarter of Fiscal Year 2023.

Section 10. Government Staffing Pattern.

(a) Staffing Pattern. No later than thirty (30) days after the end of each quarter of Fiscal Year 2023, 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 2023 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 2023, 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 2023 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 2023 and unexpended carryovers in revolving funds authorized by law only for the purposes authorized by statute for those funds. Notwithstanding

any other provision of law, revenues collected for the respective special revenue funds shall not lapse and not be subject to related appropriation restraints:

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

(b) Department of Corrections – Corrections Revolving Fund;

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

(d) Guam Environmental Protection Agency – Guam Environmental Trust Fund; Water Research and Development Fund; and Recycling Revolving 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) Guam Board of Registration for Professional Engineers, Architects and Land Surveyors (PEALS) - 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 – Public Transit 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 School 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;

(q) CHamoru Land Trust Commission – Chamorro Land Trust Operations Fund/ Chamorro Land Trust Commission Survey and Infrastructure Fund.

(r) Department of Chamorro Affairs - Guam Museum Fund;

(s) Guam Behavioral Health and Wellness Center - Mental Health and Substance Abuse Services Fund;

(t) Guam Ethics Commission – Government Ethics Fund

(u) Guam Solid Waste Authority – Guam Solid Waste Operations Fund;

(v) Guam Visitors Bureau – Tourist Attraction Fund; and

(w) Guam Ancestral Lands Commission – Guam Ancestral Lands Commission Survey, Infrastructure, and Development Fund.

Section 12. Appropriation Allocation Report. No later than October 15, 2022, 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 2023.

(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 2023.

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 2022 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, 2022; and

(b) a combined schedule of expenditures, encumbrances, and continuing appropriations by department, fund source, and object classification as of September 30, 2022.

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 2023. This report shall be submitted to the Speaker of *I Liheslaturan Guåhan* and shall include:

the name of the traveler;

the source of funds;

the purpose of the travel;

the cost of the travel; and

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 2023 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 2023 shall result in a fine of Two Hundred Fifty Dollars ($250.00) per missed deadline for either the Chief of Police, the Fire Chief, the 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. Increase of Guam Charter Schools Per Pupil Cost. *I Maga'hågan Guåhan* is authorized to expend Nine Hundred Sixty-two Thousand Five Hundred Dollars (**$962,500**) from the unappropriated excess General Fund revenues of Fiscal Year 2022 to pay an additional Five Hundred Dollars (**$500**) per pupil pursuant to Section 3, Part II of Chapter II of this Act. This Section shall only be effective should the provision in Section 6(a) of Chapter I of this Act not be fulfilled.

Section 21. 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 22. Department of Revenue and Taxation 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 23. *I Maga'hågan Guåhan* Prohibited from Expending Excess Fiscal Year 2022 and Fiscal Year 2023 Revenues. Notwithstanding any other provision of law, rule, or regulation, and consistent with Section 4 of Chapter I of this Act, *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 36-54 and this Act without a legislative appropriation authorizing the expenditure of such excess funds.

Section 24. Funds Available to the Guam Cancer Trust Fund.

(a) Notwithstanding the provisions of 11 GCA, Chapter 26, Article 6, § 26603(e)(2)(B), all funds available to the Guam Cancer Trust Fund in Fiscal Year 2023 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, Article 6, § 26603(e)(2)(B), including the ten percent (10%) limitation on education and outreach, are not waived and continue to apply.

(b) All funds of the Guam Cancer Trust Fund, including funds appropriated by this Act, are not subject to any transfer authority provided for in this Act or any other provision of law.

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

Section 25. Off-island Travel by Executive Security of the Guam Police Department. The Guam Police Department is authorized to expend from its appropriation in this Act for off-island travel and per diem expenses for Police Officers assigned to Executive Security functions under the Guam Police Department for the purpose of providing executive security to *I Maga'hågan*

Guåhan, the First Gentleman, 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.

Section 26. Access to the AS400 Financial Management System. Notwithstanding any other provision of law, rule, or regulation, the Department of Administration shall provide Senators of the 36th and 37th Guam Legislature and the Office of Finance and Budget with read-only access to accounting and budget modules and expenditures and encumbrances of the AS400 Financial Management System for all government of Guam agencies.

Section 27. Environmental Health Revolving Fund Established. (a) § 22107 of Chapter 22, Title 10, Guam Code Annotated, is hereby *amended* to read as follows:

"§ 22107. Environmental Health Revolving Fund.

There is hereby created, separate and apart from other funds of the government of Guam, a fund known as the Environmental Health Revolving Fund. The Fund shall not be commingled with any other fund and shall be deposited into a separate account. All proceeds from fees and fines collected pursuant to this Subchapter shall be deposited into the Fund, and shall not lapse at the end of a fiscal year but shall roll-over until used by the Division of Environmental Health of the Department of Public Health and Social Services solely in support of the functions of the Division of Environmental Health of the Department of Public Health and Social Services, to include the recruitment of personnel for the Division of Environmental Health. Funds in the Environmental Health Revolving Fund shall not be subject to the transfer authority of *I Maga'hågan Guåhan*.

Section 28. Notification of Temporary Assignment or Detail.

Notwithstanding any other provision of law, every agency of the government of Guam must give notice to *I Maga'hågan Guåhan* and the Speaker of *I*

Liheslaturan Guåhan of every temporary assignment or detail that has surpassed thirty (30) days. This notice must be submitted within forty-eight (48) hours.

Section 29. Cost of Living Allowance. *I Maga'hågan Guåhan* is authorized to expend One Million Four Hundred Eighty-two Thousand Two Hundred Dollars **($1,482,200)** from the unappropriated excess General Fund revenues of Fiscal Year 2022 to pay an additional Two Hundred Dollars ($200) per retiree who qualifies for the Cost of Living Allowance payment pursuant to Section 5(a) of Chapter XI of this Act. This Section shall only be effective should the provision in Section 6(b) of Chapter I of this Act not be fulfilled.

Section 30. § 1418(a) of Article 4, Chapter 1, Title 29, Guam Administrative Rules and Regulations, is hereby *amended* to read as follows:

"**§1418. Fees and Refunds: Disposition of Fees and Refunds.**

(a) All fees received by the Contractors License Board under this Chapter shall be deposited by the appointed agent of the Treasurer of Guam with the Treasurer of Guam. Annually, when the amount paid into the 'CONTRACTORS LICENSE BOARD FUND' equals the amount appropriated to the Board, any additional receipts during the remainder of the fiscal year shall remain and roll over into the 'CONTRACTORS LICENSE BOARD FUND'."

Section 31. § 70119(a) of Chapter 70, Title 21, Guam Code Annotated, is hereby *amended* to read as follows:

"**§ 70119. Disposition of Fees, Refunds.**

(a) Notwithstanding the Central Accounting Act, all fees and money collected under the provisions of this Chapter shall be deposited in a special fund known as the *Contractors License Board Fund*. This Fund shall be kept in a bank licensed to do business on Guam and funds shall be paid out only upon request for payment or requisition submitted by the Executive Director

or its personnel and countersigned by the Chairman of the Board. With approval from the Bureau of Budget and Management Research, the Contractors License Board may have the authority to use funds as deemed necessary to sustain daily operations within the agency."

Section 32. Reporting Requirements for Continuing Appropriation of Lapsed Funds. Notwithstanding any other provision of law, rule, or regulation, entities with continuing appropriation authorization set forth in this Act, shall, no later than the fifth (5th) day following the end of each quarter beginning January 1, 2023, submit a report to the Speaker of *I Liheslaturan Guahan* detailing information regarding the amount of lapsed funds available to the entity in Fiscal Year 2022 and prior, the intended use(s) of such lapsed funds, what such lapsed funds were used for, and whether such lapsed funds have been obligated or expended.

CHAPTER XIV

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.

APPENDIX A - PROPOSED PAY SCALE

Old Title	New Title	Duties	Pay Grade	Pay Range	Qualifications
Public Auditor	Public Auditor	Public Auditor	(Elected)	Equivalent to Superior Court Judge	-
Deputy Public	Deputy Public Auditor	Deputy	(Unclassified)	Executive Pay Plan	-
Chief Auditor	Assistant Deputy Accountability Auditor	Operations Manager	U	$81,522 - $143,682	Master's degree plus CPA OR Master's degree plus two other certifications OR Law degree plus one certification; AND 12 yrs. experience (of which 4 yrs. are in supervisory capacity)
Chief Auditor	Accountability Director	Assistant Operations Manager	T	$76,188 - $134,281	Bachelor's degree w/ CPA plus one other certification OR Master's degree plus CPA OR Law degree plus CPA; AND 11 yrs. experience (of which 3 yrs. are in supervisory capacity)
MA IV/ Auditor III	Managing Accountability Auditor	Audit Manager	S	$70,873 - $124,913	Bachelor's degree plus two certifications OR Master's degree plus one certification OR Law degree plus one certification AND 10 yrs. experience (of which 2 yrs. of supervisory capacity)
MA IV/ Auditor III	Supervising Accountability Auditor	Audit Supervisor	R	$65,623 - $115,661	Bachelor's degree plus one certification OR Master's degree; AND 8 yrs. experience
Auditor III/ MA III	Accountability Auditor III	Auditor in Charge	P	$55,488 - $97,798	Bachelor's degree plus one certification OR Master's degree; AND 6 yrs. experience
Auditor II/ MA II	Accountability Auditor II	Staff Auditor	N	$45,014 - $79,338	Bachelor's degree AND 4 yrs. experience
Auditor I/ MA I	Accountability Auditor I	Staff Auditor	M	$40,762 - $71,844	Bachelor's degree AND 2 yrs. experience
None	Accountability Auditor Intern	Trainee	K	$33,911 - $59,768	Bachelor's degree AND Passage of Pre-screening test (no experience)

Acceptable Certifications: CPA, CGFM, CIA, CFE, CISA, (and others TBD)