

I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN
THIRTY FIRST GUAM LEGISLATURE
2011 (SECOND) REGULAR SESSION

BILL NO. _____ (LS)

Introduced by:

at the request of *I Maga'lahen Guåhan*,
the Governor of Guam, in accordance
with the Organic Act of Guam.

**AN ACT TO PROVIDE SUPPLEMENTAL
APPROPRIATIONS FOR THE OPERATIONS OF
THE EXECUTIVE BRANCH OF THE
GOVERNMENT OF GUAM FOR FISCAL YEAR
ENDING SEPTEMBER 30, 2011; AND FOR OTHER
PURPOSES.**

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. Findings and Intent. *I Liheslaturan Guåhan* has been presented
3 with the Supplemental Appropriations Act of 2011 which is intended to relieve mounting
4 demands placed upon many of our essential government agencies. Budget shortfalls for
5 various programs and agencies are expected as the current budgeted levels are lower than
6 what had been requested for operational requirements. There is a projected shortfall for
7 Medical/Dental/Life insurance for both the retirees and line-agencies and this funding
8 deficiency was confirmed by the Department of Administration and the Bureau of Budget
9 and Management Research and further affirmed by the Office of Public Accountability.
10 The contract for health insurance had been approved and in effect providing coverage for
11 government of Guam employees. *I Liheslaturan Guåhan* further recognizes the fact that
12 the passage of the Fiscal Year 2011 Budget Act occurred in August, and prior to the

1 implementation of the newly negotiated rates, making it difficult to enact corresponding
2 budgetary adjustments into law as all projected revenues available for appropriations had
3 already been allocated. As such, it is necessary to supplement the existing health
4 insurance appropriation in order to continue providing health care coverage to retirees,
5 employees and their families. The provision of funds for this request will avert the
6 termination of medical coverage by mid-June.

7 The Department of Administration had reported the following monthly cash
8 positions:

9 October of this fiscal year began with a negative \$2.2M cash balance. In that
10 month, \$42M in General Fund and Special Funds were paid out for prior year payables.
11 In addition, \$1.7M was paid back to a restricted account and this ended the month with a
12 negative \$18.3M cash balance. November ended with a negative \$14.3M cash balance,
13 which prompted the financial institution to advise DOA to reduce its cash float.
14 December ended with a negative \$3.2M cash balance, which included \$8.4M in inter-
15 fund borrowings that, without the borrowing, would have increased the end balance to a
16 negative \$10.5M. As a result, the impact was reflected in the substantial non-payment of
17 subsidies to the autonomous and semi-autonomous agencies, limited vendor payables and
18 significantly reduced pay-outs for tax refunds. It should be noted that in December, tax
19 refunds ceased to be paid out two weeks before the end of the month.

20 January ended with a negative \$2.8M cash balance. From revenues collected in
21 this month, it afforded us the opportunity to embark on a new fiscal policy and to restore
22 the inter-fund borrowings of \$8.4M. Moreover, \$4.8M of prior year accounts payable
23 were also paid in order to decrease liabilities.

1 The major cash management challenges of the previous months and the increasing
2 deficit have limited the cash available for tax refunds. As a result, this government has
3 not been able to keep pace with the required payments for tax refunds. Consequently, it
4 is unfortunate that a limited amount of tax refunds could be paid out. However, this
5 administration recognized the need to resume the payments for refunds and directed DOA
6 to identify funds for payment of this obligation using our limited cash resources.

7 *I Liheslaturan Guåhan* notes that the September 30, 2010 draft financial
8 statements reflect an increase in the General Fund deficit of \$83M for FY 2010, thus
9 increasing the cumulative General Fund deficit to \$349M. *I Liheslaturan Guåhan* finds
10 that the current cash position dictates the need to find revenue sources with available cash
11 to pay for the additional funding requirements of this Act.

12 The current cash challenges dictated the need for the use of non-traditional
13 sources. The Bureau of Budget and Management Research, the Department of Revenue
14 and Taxation and the Department of Administration had explored all available funding
15 sources and identified the non-traditional revenue and funding options contained in this
16 Act.

17 **Section 2. Short Title.** This Act *shall* be known as the "***Supplemental***
18 ***Appropriations Act of 2011***". *Except* as otherwise provided by this Act, the
19 appropriations made by this Act shall be available to pay for obligations incurred on *or*
20 after October 1, 2010 but *no later than* September 30, 2011. *If* any appropriation in this
21 Act is found contrary to federal law, all other portions of this Act *shall* remain valid.

22 **Section 3. Overpayment of Interest Payment to Government of Guam**
23 **Retirement Fund (GGRF).** Pursuant to the Government of Guam Liabilities

1 Assessment October 2008 through March 2011 report from the Office of Public
2 Accountability, up to \$18.1M in interest payments had been overpaid to the GGRF for
3 outstanding and past due retirement contributions of Guam Memorial Hospital Authority
4 (GMHA) and Guam Department of Education (GDOE). As such, the following
5 appropriations are made from the General Fund, which shall be offset as provided in
6 subsection (c) of this section.

7 **a)** The sum of Eight Million One Hundred Forty Two Thousand Two Hundred
8 Sixty Seven Dollars (**\$8,142,267**) is appropriated to supplement the appropriation made
9 in Section 2(f) of Chapter XI of Public Law 30-196 for Retirees' Medical/Dental/Life
10 Premiums.

11 **b)** The sum of Seven Million Three Hundred Thousand Dollars (**\$7,300,000**) is
12 appropriated to the Guam Memorial Hospital Authority for payment of the
13 employee/employer contribution share of the Guam Memorial Hospital Authority to the
14 Government of Guam Retirement Fund.

15 **c)** The GGRF will not use its existing financial resources to make the payments
16 for the appropriations contained in Subsections (a) and (b) of this Section. Pursuant to
17 this Section, the General Fund will make the payments for the appropriations in this
18 Section and will offset its receivables, due from GGRF, with its liabilities to the GGRF
19 for current fiscal year government contributions of departments and agencies until the
20 sum of \$15,442,267 is fully realized. The government contributions for departments and
21 agencies shall be offset from the overpayments to the GGRF. The DOA and the GGRF
22 will document this offset in a formal manner.

1 **Section 4. Base Operational Appropriations.** The following Base
 2 Operational Appropriations, as reflected below in sub-items (a) through (o), are hereby
 3 adjusted as follows:

4 **(a)** Section 2 of Part II of Chapter III of Public Law 30-196, as *amended* by Section
 5 3(f)(6) of Public Law 30-224, is hereby *repealed* and *reenacted* to read:

6 **“Section 2. Appropriation.** Funds provided in this Section are hereby
 7 appropriated and authorized out of the General Fund, Special Funds and Federal
 8 Matching Grants-in-Aid to the Department of Public Health and Social Services
 9 for its operations in Fiscal Year 2011. This appropriation *shall* be expended in
 10 accordance with the object class allocations outlined below.

11 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

12	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
13	REG SALARIES	111	\$2,741,052	\$3,973,319	\$6,714,371
14	OT/SP	112	\$0	\$0	\$0
15	BENEFITS	113	\$968,957	\$1,304,368	\$2,273,325
16	TRAVEL/MILE	220	\$42,156	\$12,750	\$54,906
17	CONT. SERV.	230	\$9,233,747	\$766,696	\$10,000,443
18	OFF. RENTAL	233	\$471,605	\$162,600	\$634,205
19	SUP. & MAT.	240	\$71,790	\$331,042	\$402,832
20	EQUIPMENT	250	\$9,899	\$0	\$9,899
21	WRK. COMP.	270	\$0	\$0	\$0
22	DRUG TEST	271	\$150	\$0	\$150
23	SUBGRANT	280	\$0	\$0	\$0
24	MISC	290	\$19,385,809	\$200,000	\$19,585,809
25	POWER	361	\$0	\$0	\$0
26	WATER/SEWER	362	\$0	\$0	\$0
27	PHONE/TOLL	363	\$428,951	\$20,412	\$449,363
28	CAP. OTLY.	450	\$0	\$0	\$0
29	GR. TOTAL		\$33,354,116	\$6,771,187	\$40,125,303

1 **Healthy Futures Fund - \$6,044,365 (111-\$3,614,831; 113-\$1,173,741; 230-**
 2 **\$544,189; 233-\$162,600; 240-\$328,592; 290-\$200,000; 363-\$20,412)**
 3 **Environmental Health Fund - \$726,822 (111-\$358,488; 113-\$130,627;**
 4 **220-\$12,750; 230-\$222,507; 240-\$2,450)**

5 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

6	GENERAL FUND	\$33,354,116
7	FEDERAL MATCHING GRANTS-IN-AID	\$25,914,601
8	SPECIAL FUNDS	<u>\$6,771,187</u>
9	TOTAL	\$66,039,904”

10 **(b)** Section 2 of Part III of Chapter III of Public Law 30-196, is hereby *repealed* and
 11 *reenacted* to read:

12 **“Section 2. Appropriation.** Funds provided in this Section are hereby
 13 appropriated and authorized out of the General Fund, Special Funds and Federal
 14 Matching Grants-in-Aid to the DMHSA for its operations in Fiscal Year 2011.
 15 This appropriation *shall* be expended in accordance with the object class
 16 allocations outlined below.

17 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

18	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
19	REG SALARIES	111	\$3,008,163	\$2,187,851	\$5,196,014
20	OT/SP	112	\$54,865	\$30,200	\$85,065
21	BENEFITS	113	\$940,058	\$670,304	\$1,610,362
22	TRAVEL/MILE	220	\$0	\$0	\$0
23	CONT. SERV.	230	\$4,290,374	\$254,075	\$4,544,449
24	OFF. RENTAL	233	\$96,660	\$0	\$96,660
25	SUP. & MAT.	240	\$3,016	\$1,041,169	\$1,044,185
26	EQUIPMENT	250	\$19,100	\$143,339	\$162,439
27	WRK. COMP.	270	\$0	\$0	\$0
28	DRUG TEST	271	\$0	\$0	\$0
29	SUBGRANT	280	\$0	\$0	\$0
30	MISC	290	\$79,260	\$509,000	\$588,260

1	POWER	361	\$0	\$0	\$0
2	WATER/SEWER	362	\$0	\$0	\$0
3	PHONE/TOLL	363	\$100,250	\$0	\$100,250
4	CAP. OTLY	450	\$0	\$165,000	\$165,000
5	<u>GR. TOTAL</u>		<u>\$8,591,746</u>	<u>\$5,000,938</u>	<u>\$13,592,684</u>

6 **Healthy Futures Fund \$5,000,938**

7 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

8	GENERAL FUND			\$8,591,746	
9	FEDERAL MATCHING GRANTS-IN-AID				\$0
10	SPECIAL FUNDS				<u>\$5,000,938</u>
11	TOTAL				<u>\$13,592,684</u>

12 (c) Section 2 of Part IV of Chapter III of Public Law 30-196, is hereby *repealed* and
13 *reenacted* to read:

14 “Section 2. **Appropriation.** Funds provided in this Section are hereby
15 appropriated and authorized out of General Fund, Special Funds and Federal
16 Matching Grants-in-Aid to the DISID for its operations in Fiscal Year 2011. This
17 appropriation *shall* be expended in accordance with object class allocations
18 outlined below.

19 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

20	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
21	REG SALARIES	111	\$417,366	\$0	\$417,366
22	OT/SP	112	\$0	\$0	\$0
23	BENEFITS	113	\$129,869	\$0	\$129,869
24	TRAVEL/MILE	220	\$0	\$0	\$0
25	CONT. SERV.	230	\$68,040	\$513,881	\$581,921
26	OFF. RENTAL	233	\$118,128	\$0	\$118,128
27	SUP. & MAT.	240	\$4,000	\$0	\$4,000
28	EQUIPMENT	250	\$0	\$0	\$0
29	WRK. COMP.	270	\$0	\$0	\$0
30	DRUG TEST	271	\$0	\$0	\$0

1	SUBGRANT	280	\$0	\$0	\$0
2	MISC	290	\$609,955	\$0	\$609,955
3	POWER	361	\$0	\$0	\$0
4	WATER/SEWER	362	\$0	\$0	\$0
5	PHONE/TOLL	363	\$15,500	\$0	\$15,500
6	CAP. OTLY.	450	\$0	\$0	\$0
7	<u>GR. TOTAL</u>		<u>\$1,362,858</u>	<u>\$513,881</u>	<u>\$1,876,739</u>

8 **Healthy Futures Fund \$513,881**

9 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

10	GENERAL FUND	\$1,362,858
11	FEDERAL MATCHING GRANTS-IN-AID	\$2,992,651
12	SPECIAL FUNDS	<u>\$513,881</u>
13	TOTAL	\$4,869,390”

14 (d) Section 2(a) of Chapter V of Public Law 30-196, as *amended* by Section 3(d) iii
 15 of Public Law 30-224, is hereby *repealed* and *reenacted* to read:

16 **“(a) OFFICE OF *I M A G A ’ L A H I***

17 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

18	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
19	REG SALARIES	111	\$3,730,124	\$239,673	\$3,969,797
20	OT/SP	112	\$0	\$0	\$0
21	BENEFITS	113	\$1,317,651	\$79,930	\$1,397,581
22	TRAVEL/MILE	220	\$0	\$42,500	\$42,500
23	CONT. SERV.	230	\$920,000	\$7,500	\$927,500
24	OFF. RENTAL	233	\$35,000	\$0	\$35,000
25	SUP. & MAT.	240	\$70,633	\$3,500	\$74,133
26	EQUIPMENT	250	\$52,105	\$0	\$52,105
27	WRK. COMP.	270	\$0	\$0	\$0
28	DRUG TEST	271	\$3,750	\$0	\$3,750
29	SUBGRANT	280	\$0	\$0	\$0
30	MISC	290	\$71,993	\$7,500	\$79,493
31	POWER	361	\$0	\$0	\$0
32	WATER/SEWER	362	\$0	\$0	\$0
33	PHONE/TOLL	363	\$91,000	\$7,500	\$98,500

1	CAP. OTLY.	450	\$75,000	\$0	\$75,000
2	<u>GR. TOTAL</u>		<u>\$6,367,256</u>	<u>\$388,103</u>	<u>\$6,755,359</u>

3 **Indirect Cost Fund \$388,103**

4 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

5	GENERAL FUND			\$6,367,256	
6	FEDERAL MATCHING GRANTS-IN-AID			\$0	
7	SPECIAL FUNDS			<u>\$388,103</u>	
8	TOTAL			\$6,755,359	

9 (e) Section 2(b) of Chapter V of Public Law 30-196, is hereby *repealed* and
10 *reenacted* to read:

11 **“(b) ANCESTRAL LANDS COMMISSION**

12 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

13	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
14	REG SALARIES	111	\$139,565	\$0	\$139,565
15	OT/SP	112	\$0	\$0	\$0
16	BENEFITS	113	\$45,581	\$0	\$45,581
17	TRAVEL/MILE	220	\$0	\$0	\$0
18	CONT. SERV.	230	\$2,204	\$0	\$2,204
19	OFF. RENTAL	233	\$36,034	\$0	\$36,034
20	SUP. & MAT.	240	\$500	\$0	\$500
21	EQUIPMENT	250	\$0	\$0	\$0
22	WRK. COMP.	270	\$0	\$0	\$0
23	DRUG TEST	271	\$0	\$0	\$0
24	SUBGRANT	280	\$0	\$0	\$0
25	MISC	290	\$0	\$0	\$0
26	POWER	361	\$0	\$0	\$0
27	WATER/SEWER	362	\$0	\$0	\$0
28	PHONE/TOLL	363	\$3,000	\$0	\$3,000
29	CAP. OTLY.	450	\$0	\$0	\$0
30	<u>GR. TOTAL</u>		<u>\$226,884</u>	<u>\$0</u>	<u>\$226,884</u>

31 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

32	GENERAL FUND			\$226,884	
33	FEDERAL MATCHING GRANTS-IN-AID			\$0	

1	SPECIAL FUNDS	<u>\$0</u>
2	TOTAL	\$226,884”

3 (f) Section 2(c) of Chapter V of Public Law 30-196, is hereby *repealed* and
 4 *reenacted* to read:

5 **“(c) BUREAU OF BUDGET AND MANAGEMENT RESEARCH**
 6 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

7	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
8	REG SALARIES	111	\$222,878	\$324,754	\$547,632
9	OT/SP	112	\$0	\$0	\$0
10	BENEFITS	113	\$56,031	\$114,116	\$170,147
11	TRAVEL/MILE	220	\$0	\$0	\$0
12	CONT. SERV.	230	\$13,170	\$0	\$13,170
13	OFF. RENTAL	233	\$0	\$0	\$0
14	SUP. & MAT.	240	\$2,000	\$0	\$2,000
15	EQUIPMENT	250	\$0	\$0	\$0
16	WRK. COMP.	270	\$0	\$0	\$0
17	DRUG TEST	271	\$0	\$0	\$0
18	SUBGRANT	280	\$0	\$0	\$0
19	MISC	290	\$0	\$0	\$0
20	POWER	361	\$0	\$0	\$0
21	WATER/SEWER	362	\$0	\$0	\$0
22	PHONE/TOLL	363	\$14,334	\$0	\$14,334
23	CAP. OTLY.	450	\$0	\$0	\$0
24	GR. TOTAL		\$308,413	\$438,870	\$747,283

25 **Indirect Cost Fund \$438,870**

26 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

27	GENERAL FUND	\$308,413
28	FEDERAL MATCHING GRANTS-IN-AID	\$0
29	SPECIAL FUNDS	<u>\$438,870</u>
30	TOTAL	\$747,283”

1 (g) Section 2(e) of Chapter V of Public Law 30-196, is hereby *repealed* and
 2 *reenacted* to read:

3 **“(e) DEPARTMENT OF ADMINISTRATION**
 4 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

5	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
6	REG SALARIES	111	\$4,359,597	\$247,653	\$4,607,250
7	OT/SP	112	\$3,392	\$0	\$3,392
8	BENEFITS	113	\$1,476,544	\$86,643	\$1,563,187
9	TRAVEL/MILE	220	\$0	\$0	\$0
10	CONT. SERV.	230	\$813,247	\$0	\$813,247
11	OFF. RENTAL	233	\$0	\$0	\$0
12	SUP. & MAT.	240	\$44,237	\$4,073	\$48,310
13	EQUIPMENT	250	\$5,000	\$0	\$5,000
14	WRK. COMP.	270	\$0	\$0	\$0
15	DRUG TEST	271	\$0	\$0	\$0
16	SUBGRANT	280	\$0	\$0	\$0
17	MISC	290	\$0	\$0	\$0
18	POWER	361	\$0	\$0	\$0
19	WATER/SEWER	362	\$0	\$0	\$0
20	PHONE/TOLL	363	\$539,000	\$0	\$539,000
21	CAP. OTLY.	450	\$0	\$0	\$0
22	GR. TOTAL		\$7,241,017	\$338,369	\$7,579,386

23 **Indirect Cost Fund \$338,369**

24 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

25	GENERAL FUND	\$7,241,017
26	FEDERAL MATCHING GRANTS-IN-AID	\$0
27	SPECIAL FUNDS	<u>\$338,369</u>
28	TOTAL	\$7,579,386”

29 (h) Section 2(e)(11) of Chapter V of Public Law 30-196, as amended by Section 3 (f)
 30 (9) of Public Law 30-224, is hereby *repealed* and *reenacted* to read:

1 **“(11) Appropriation for Bank Fees and the Department of**
2 **Administration.** The sum of Two Million Eight Hundred Twenty Seven
3 Thousand Nine Hundred Thirty Nine Dollars **(\$2,827,939)** is hereby
4 appropriated from the General Fund to the Department of Administration
5 for payments of projected annual bank fees.

6 The government of Guam through the Department of Administration
7 *shall* contract with a third party provider whereby collections of non-cash
8 payments received are processed. The third party service provider *shall*
9 remit the full value of the liability owed by the payer to the government of
10 Guam. The third party service provider *shall* have the ability to accept
11 non-cash payments received and charge necessary fees related to the
12 processing of the payments.

13 The Director of the Department of Administration shall provide a
14 report to *I Maga’lahen Guåhan* and the Speaker of *I Liheslaturan Guåhan*
15 by July 15, 2011 on the status of the bank fees paid to date and the
16 remaining balance to be paid at year end and the mandate with respect to
17 the third party provider set forth in this Section.”

18 (i) Section 2(i) of Chapter V of Public Law 30-196, is hereby *repealed* and *reenacted*
19 to read:

20 **“(i) DEPARTMENT OF PUBLIC WORKS**

21 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

22	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
23	REG SALARIES	111	\$5,811,315	\$6,329,923	\$12,141,238
24	OT/SP	112	\$0	\$59,712	\$59,712
25	BENEFITS	113	\$1,826,129	\$2,140,856	\$3,966,985

1	TRAVEL/MILE	220	\$0	\$0	\$0
2	CONT. SERV.	230	\$101,971	\$2,718,851	\$2,820,822
3	OFF. RENTAL	233	\$0	\$0	\$0
4	SUP. & MAT.	240	\$907,140	\$1,704,435	\$2,611,575
5	EQUIPMENT	250	\$0	\$635,070	\$635,070
6	WRK. COMP.	270	\$0	\$6,000	\$6,000
7	DRUG TEST	271	\$0	\$0	\$0
8	SUBGRANT	280	\$0	\$0	\$0
9	MISC	290	\$0	\$5,250	\$5,250
10	POWER	361	\$0	\$0	\$0
11	WATER/SEWER	362	\$0	\$0	\$0
12	PHONE/TOLL	363	\$45,741	\$72,135	\$117,876
13	CAP. OTLY.	450	\$18,000	\$510,000	\$528,000
14	<u>GR. TOTAL</u>		<u>\$8,710,296</u>	<u>\$14,182,232</u>	<u>\$22,892,528</u>

15 **DPW Building & Design Fund \$541,175 (111-\$293,980; 113-\$88,777; 230-\$60,664;**
16 **240-\$7,684; 250-\$40,070; 450-\$50,000)**

17 **Solid Waste Operations Fund \$6,211,816 (111-\$1,384,680; 112-\$59,712; 113-**
18 **\$496,767; 230-\$2,215,236; 240-\$1,003,380; 250-\$575,000; 270-\$5,000; 363-\$12,041;**
19 **450-\$460,000)**

20 **Guam Highway Fund \$7,429,241 (111-\$4,651,263; 113-\$1,555,312; 230-**
21 **\$442,951; 240-\$693,371; 250-\$20,000; 270-\$1,000; 290-\$5,250; 363-\$60,094)**

22 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

23	GENERAL FUND	\$8,710,296
24	FEDERAL MATCHING GRANTS-IN-AID	\$0
25	SPECIAL FUNDS	<u>\$14,182,232</u>
26	TOTAL	\$22,892,528"

27 **(j)** Section 2(l) of Chapter V of Public Law 30-196, is hereby *repealed* and *reenacted*
28 to read:

29 **“(l) GUAM POLICE DEPARTMENT**

30 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

31	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
32	REG SALARIES	111	\$15,261,846	\$0	\$15,261,846

1	OT/SP	112	\$1,383,791	\$0	\$1,383,791
2	BENEFITS	113	\$4,605,895	\$0	\$4,605,895
3	TRAVEL/MILE	220	\$0	\$0	\$0
4	CONT. SERV.	230	\$232,200	\$511,790	\$743,990
5	OFF. RENTAL	233	\$91,876	\$0	\$91,876
6	SUP. & MAT.	240	\$306,849	\$58,320	\$365,169
7	EQUIPMENT	250	\$0	\$0	\$0
8	WRK. COMP.	270	\$17,017	\$0	\$17,017
9	DRUG TEST	271	\$0	\$0	\$0
10	SUBGRANT	280	\$0	\$0	\$0
11	MISC	290	\$147,300	\$0	\$147,300
12	POWER	361	\$0	\$0	\$0
13	WATER/SEWER	362	\$0	\$0	\$0
14	PHONE/TOLL	363	\$273,166	\$0	\$273,166
15	CAP. OTLY.	450	\$0	\$0	\$0
16	<u>GR. TOTAL</u>		<u>\$22,319,940</u>	<u>\$570,110</u>	<u>\$22,890,050</u>

17 **Police Services Fund \$570,110**

18 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

19	GENERAL FUND	\$22,319,940
20	FEDERAL MATCHING GRANTS-IN-AID	\$0
21	SPECIAL FUNDS	<u>\$570,110</u>
22	TOTAL	\$22,890,050"

23 **(k)** Section 2(m) of Chapter V of Public Law 30-196, is hereby *repealed* and
24 *reenacted* to read:

25 **“(m) DEPARTMENT OF CORRECTIONS**

26 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

27	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
28	REG SALARIES	111	\$8,263,985	\$0	\$8,263,985
29	OT/SP	112	\$1,173,908	\$0	\$1,173,908
30	BENEFITS	113	\$2,469,881	\$0	\$2,469,881
31	TRAVEL/MILE	220	\$0	\$0	\$0
32	CONT. SERV.	230	\$2,056,504	\$1,063,662	\$3,120,166

1	OFF. RENTAL	233	\$114,000	\$0	\$114,000
2	SUP. & MAT.	240	\$102,515	\$96,000	\$198,515
3	EQUIPMENT	250	\$0	\$0	\$0
4	WRK. COMP.	270	\$0	\$0	\$0
5	DRUG TEST	271	\$0	\$0	\$0
6	SUBGRANT	280	\$0	\$0	\$0
7	MISC	290	\$79,800	\$0	\$79,800
8	POWER	361	\$0	\$0	\$0
9	WATER/SEWER	362	\$0	\$0	\$0
10	PHONE/TOLL	363	\$70,000	\$0	\$70,000
11	CAP. OTLY.	450	\$0	\$0	\$0
12	GR. TOTAL		\$14,330,593	\$1,159,662	\$15,490,255

13 **DOC Revolving Fund \$1,063,662 (230-\$1,063,662)**

14 **Safe Streets Fund \$96,000 (\$240-\$96,000)**

15 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

16	GENERAL FUND			\$14,330,593	
17	FEDERAL MATCHING GRANTS-IN-AID			\$0	
18	SPECIAL FUNDS			<u>\$1,159,662</u>	
19	TOTAL			\$15,490,255	

20 **(l)** Section 2(p) of Chapter V of Public Law 30-196, is hereby *repealed* and
 21 *reenacted* to read:

22 **“(p) DEPARTMENT OF YOUTH AFFAIRS**

23 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

24	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
25	REG SALARIES	111	\$2,606,539	\$103,902	\$2,710,441
26	OT/SP	112	\$138,418	\$0	\$138,418
27	BENEFITS	113	\$713,319	\$38,185	\$751,504
28	TRAVEL/MILE	220	\$0	\$0	\$0
29	CONT. SERV.	230	\$555,488	\$26,122	\$581,610
30	OFF. RENTAL	233	\$0	\$0	\$0
31	SUP. & MAT.	240	\$82,870	\$21,590	\$104,460
32	EQUIPMENT	250	\$0	\$9,410	\$9,410

1	WRK. COMP.	270	\$0	\$0	\$0
2	DRUG TEST	271	\$0	\$0	\$0
3	SUBGRANT	280	\$0	\$0	\$0
4	MISC	290	\$0	\$0	\$0
5	POWER	361	\$0	\$0	\$0
6	WATER/SEWER	362	\$0	\$0	\$0
7	PHONE/TOLL	363	\$66,205	\$0	\$66,205
8	CAP. OTLY.	450	\$0	\$0	\$0
9	<u>GR. TOTAL</u>		<u>\$4,162,839</u>	<u>\$199,209</u>	<u>\$4,362,048</u>

10 **Healthy Futures Fund \$199,209**

11 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

12	GENERAL FUND			\$4,162,839
13	FEDERAL MATCHING GRANTS-IN-AID			\$0
14	SPECIAL FUNDS			<u>\$199,209</u>
15	TOTAL			\$4,362,048”

16 **(m)**Section 2(t) of Chapter V of Public Law 30-196, is hereby *repealed* and *reenacted*

17 to read:

18 **“(s) DEPARTMENT OF LAND MANAGEMENT**

19 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

20	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
21	REG SALARIES	111	\$0	\$1,877,352	\$1,877,352
22	OT/SP	112	\$0	\$0	\$0
23	BENEFITS	113	\$0	\$644,094	\$644,094
24	TRAVEL/MILE	220	\$0	\$0	\$0
25	CONT. SERV.	230	\$0	\$340,277	\$340,277
26	OFF. RENTAL	233	\$243,223	\$376,460	\$619,683
27	SUP. & MAT.	240	\$0	\$27,972	\$27,972
28	EQUIPMENT	250	\$0	\$0	\$0
29	WRK. COMP.	270	\$0	\$0	\$0
30	DRUG TEST	271	\$0	\$0	\$0
31	SUBGRANT	280	\$0	\$0	\$0
32	MISC	290	\$0	\$7,200	\$7,200

1	POWER	361	\$0	\$0	\$0
2	WATER/SEWER	362	\$0	\$0	\$0
3	PHONE/TOLL	363	\$0	\$22,693	\$22,693
4	CAP. OTLY.	450	\$0	\$0	\$0
5	<u>GR. TOTAL</u>		<u>\$243,223</u>	<u>\$3,296,048</u>	<u>\$3,539,271</u>

6 **Land Survey Revolving Fund \$3,296,048**

7 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

8	GENERAL FUND			\$243,223	
9	FEDERAL MATCHING GRANTS-IN-AID			\$0	
10	SPECIAL FUNDS			\$3,296,048	
11	TOTAL			\$3,539,271	

12 **(n) Section 2(u) of Chapter V of Public Law 30-196, is hereby *repealed* and**
 13 ***reenacted* to read:**

14 **“(u) CHIEF MEDICAL EXAMINER**

15 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

16	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
17	REG SALARIES	111	\$286,685	\$0	\$286,685
18	OT/SP	112	\$0	\$0	\$0
19	BENEFITS	113	\$84,041	\$0	\$84,041
20	TRAVEL/MILE	220	\$4,500	\$0	\$4,500
21	CONT. SERV.	230	\$44,820	\$0	\$44,820
22	OFF. RENTAL	233	\$0	\$0	\$0
23	SUP. & MAT.	240	\$4,780	\$0	\$4,780
24	EQUIPMENT	250	\$0	\$0	\$0
25	WRK. COMP.	270	\$0	\$0	\$0
26	DRUG TEST	271	\$0	\$0	\$0
27	SUBGRANT	280	\$0	\$0	\$0
28	MISC	290	\$35	\$0	\$35
29	POWER	361	\$0	\$0	\$0
30	WATER/SEWER	362	\$0	\$0	\$0
31	PHONE/TOLL	363	\$2,574	\$0	\$2,574
32	CAP. OTLY.	450	\$0	\$0	\$0

1	<u>GR. TOTAL</u>	<u>\$427,435</u>	<u>\$0</u>	<u>\$427,435</u>
2	SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE			
3	GENERAL FUND			\$427,435
4	FEDERAL MATCHING GRANTS-IN-AID			\$0
5	SPECIAL FUNDS			<u>\$0</u>
6	TOTAL			\$427,435”

7 (o) Section 2(aa) of Chapter V of Public Law 30-196, as *amended* by Section 3(f)(4)
8 of Public Law 30-224, is hereby *repealed* and *reenacted* to read:

9 **“(aa) GUAM FIRE DEPARTMENT**

10 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

11	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
12	REG SALARIES	111	\$14,645,452	\$1,009,830	\$15,655,282
13	OT/SP	112	\$2,582,139	\$56,105	\$2,638,244
14	BENEFITS	113	\$5,290,353	\$335,329	\$5,625,682
15	TRAVEL/MILE	220	\$0	\$0	\$0
16	CONT. SERV.	230	\$296,154	\$160,000	\$456,154
17	OFF. RENTAL	233	\$115,000	\$0	\$115,000
18	SUP. & MAT.	240	\$244,959	\$92,296	\$337,255
19	EQUIPMENT	250	\$0	\$257,024	\$257,024
20	WRK. COMP.	270	\$8,786	\$0	\$8,786
21	DRUG TEST	271	\$0	\$0	\$0
22	SUBGRANT	280	\$0	\$0	\$0
23	MISC	290	\$96,000	\$10,050	\$106,050
24	POWER	361	\$0	\$0	\$0
25	WATER/SEWER	362	\$0	\$0	\$0
26	PHONE/TOLL	363	\$45,000	\$48,000	\$93,000
27	CAP. OTLY.	450	\$0	\$112,890	\$112,890
28	<u>GR. TOTAL</u>		<u>\$23,323,843</u>	<u>\$2,081,524</u>	<u>\$25,405,367</u>

29 **Enhanced 911 Emergency Reporting System Fund \$1,428,500 (111-\$547,830; 112-**
30 **\$56,105; 113-\$197,329; 230-\$150,000; 240-\$82,296; 250-\$224,000; 290-\$10,050; 363-**
31 **\$48,000; 450-\$112,890)**

32 **Fire, Life and Medical Emergency Fund \$653,024 (111-\$462,000; 113-\$138,000;**

1 **230-\$10,000; 240-\$10,000; 250-\$33,024)**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

3 GENERAL FUND	\$23,323,843
4 FEDERAL MATCHING GRANTS-IN-AID	\$0
5 SPECIAL FUNDS	<u>\$2,081,524</u>
6 TOTAL	\$25,405,367”

7 **Section 5. Appropriations to Retirees for Supplemental Annuity Benefits**

8 **and for Other Costs.** Section 2 (a) of Chapter XI of Public Law 30-196, is hereby
9 *amended* to read:

10 “(a) The sum of ~~Eleven Million Three Hundred Seventy Five Thousand Dollars~~
11 ~~(\$11,375,000)~~ Eleven Million Six Hundred Ninety Six Thousand Three Hundred
12 Three Dollars (\$11,696,303) is appropriated from the General Fund to the
13 Supplemental Annuity Benefits Special Fund for Fiscal Year 2011 for direct
14 payments to government of Guam retirees who retired *prior* to October 1, 1995,
15 or their survivors, for the continuing payment of Four Thousand Two Hundred
16 Thirty Eight Dollars (\$4,238) per year in supplemental annuity benefits,
17 consisting of the sums of One Thousand Two Hundred Dollars (\$1,200), One
18 Thousand Five Hundred Dollars (\$1,500), Seven Hundred Dollars (\$700), and
19 Eight Hundred Thirty Eight Dollars (\$838) in annual benefits authorized by
20 various General Appropriation Acts.”

21 **Section 6. Appropriation for Retirees’ Medicare Premiums.** Section 2 (h)

22 of Chapter XI of Public Law 30-196, is hereby *amended* to read:

23 “(h) For Fiscal Year 2011, the sum of ~~Seven Hundred Two Thousand Dollars~~
24 ~~(\$702,000)~~ Nine Hundred Eighty Seven Thousand Dollars (\$987,000) is
25 appropriated from the General Fund to the GGRF to pay the cost of Medicare

1 premiums for government of Guam retirees and their survivors domiciled on
2 Guam, and who are eligible to receive Social Security income benefits, and who
3 are eligible to enroll in the Government of Guam Group Health Insurance
4 Program. No government of Guam retiree or their survivor *shall* be required to
5 enroll in the Government of Guam Health Insurance Program in order to receive
6 the reimbursement.”

7 **Section 7. Appropriation for *I Maga’lahi* and *I Segundu na Maga’lahi* / *I***
8 ***Segundu na Maga’haga* Pensions.** Section 2 (i) of Chapter XI of Public Law 30-196, is
9 hereby *amended* to read:

10 “(i) For Fiscal Year 2011, the sum of ~~One Hundred Forty Five Thousand Dollars~~
11 ~~(\$145,000)~~ Two Hundred Ten Thousand Six Hundred Thirty Six Dollars
12 (\$210,636) is appropriated from the General Fund to the GGRF for *I Maga’lahi*
13 and *I Segundu na Maga’lahi*/*I Segundu na Maga’haga* Pensions.”

14 **Section 8. Appropriation for Retirement Annuities for Judges & Justices.**
15 Section 2 (j) of Chapter XI of Public Law 30-196, is hereby *amended* to read:

16 “(j) For Fiscal Year 2011, the sum of ~~Four Hundred Fifty Eight Thousand Four~~
17 ~~Hundred Forty Eight Dollars (\$458,448)~~ Four Hundred Sixty Six Thousand Four
18 Hundred Twenty Nine Dollars (\$466,429) is appropriated from the General Fund
19 to the GGRF for retirement annuities for former judges and justices of the
20 Superior Court and Supreme Court of Guam.”

21 **Section 9. Appropriation to the Department of Administration for the**
22 **Health, Life and Dental Insurance Premiums.** The sum of Three Million Three
23 Hundred Three Thousand Four Hundred Thirty One Dollars (\$3,303,431) is appropriated

1 from the General Fund to the Health Benefit Fund administered by the Department of
2 Administration. This appropriation shall supplement the cost of the government of
3 Guam's contribution for Health, Life and Dental Insurance premiums under the
4 Government of Guam's Health Insurance Plan for Fiscal Year 2011, pursuant to the
5 appropriations made under the respective departments'/agencies' Central Cost Accounts
6 provided in Public Law 30-196, as amended by Public Law 30-224.

7 **Section 10. Appropriation to Utility Bank Fund.** The sum of One Million
8 Three Hundred Ten Thousand Dollars (**\$1,310,000**) is appropriated from the General
9 Fund to the Utility Bank Fund as administered by the Department of Administration.
10 This appropriation shall supplement the funding provided for Water/Sewer requirements,
11 made under the respective departments'/agencies' Central Cost Accounts provided in
12 Public Law 30-196, as amended by Public Law 30-224.

13 **Section 11. Appropriation to Guam Police Department for Payment of**
14 **Prior Year Overtime.** Notwithstanding any other provision of law, the sum of Three
15 Hundred Thirty Eight Thousand Four Hundred Ninety Three Dollars (**\$338,493**) is
16 appropriated from the General Fund to the Guam Police Department for the payment of
17 prior year overtime incurred and owed to police officers in Fiscal Year 2010.

18 **Section 12. Appropriation to Department of Corrections for Payment of**
19 **Prior Year Overtime.** Notwithstanding any other provision of law, the sum of One
20 Million Six Hundred Eighty Five Thousand Eight Hundred Thirty Five Dollars
21 (**\$1,685,835**) is appropriated from the General Fund to the Department of Corrections for
22 the payment of prior year overtime incurred and owed to correction officers in Fiscal
23 Year 2010.

1 **Section 13. Appropriation to the Bureau of Information Technology.** The
2 sum of Three Hundred Forty Thousand Dollars (**\$340,000**) is appropriated from the
3 General Fund to the Bureau of Information Technology for the purpose of funding the
4 following:

5 **(a)** The sum of Two Hundred Thousand Dollars (**\$200,000**) for the purpose of
6 contracting services to manage the government of Guam's Consolidated
7 Information Technology (IT) environment, to include server and storage
8 consolidation; and

9 **(b)** The sum of One Hundred Forty Thousand Dollars (**\$140,000**) for the purchase
10 of a three (3)-year license for government of Guam enterprise-wide antivirus
11 protection.

12 **(c)** The unexpended balance of the appropriation made under this Section *shall*
13 *not* revert to the General Fund and *shall* be available until fully expended for
14 the original purposes of said appropriation.

15 **Section 14. Appropriation to the Bureau of Statistics and Plans.** The sum
16 of Two Hundred Thousand Dollars (**\$200,000**) is appropriated from the General Fund to
17 the Bureau of Statistics and Plans for the purpose of funding the following two (2)
18 projects:

19 **a)** The sum of One Hundred Thousand Dollars (**\$100,000**) for the E-Library
20 Project Management that will enable the establishment of electronic web-
21 based search and document retrieval through a document scanning and
22 archival program; and

1 b) The sum of One Hundred Thousand Dollars (\$100,000) for Improving
2 Statistical Data Management through Information Technology Project which
3 will address Guam’s current fragmented data management and information
4 systems by developing an integrated data framework and strategic plan that
5 will lead toward the establishment of the Guam data bank.

6 c) The unexpended balance of the appropriation made under this Section *shall*
7 *not* revert to the General Fund and *shall* be available until fully expended for
8 the original purposes of said appropriation.

9 **Section 15. Appropriation to the Department of Revenue and Taxation for**
10 **E-Filing.** The sum of Four Hundred Thousand Dollars (\$400,000) is appropriated from
11 the General Fund to the Department of Revenue and Taxation for the implementation of
12 the Electronic Filing Program. The unexpended balance of the appropriation made under
13 this Section *shall not* revert to the General Fund and *shall* be available until fully
14 expended for the original purposes of said appropriation.

15 **Section 16. Appropriation to the Department of Education.** The sum of
16 One Million Three Hundred Thousand Dollars (\$1,300,000) is appropriated from the
17 General Fund to the Department of Education to supplement its operations for Fiscal
18 Year 2011.

19 **Section 17. Appropriation for COLA Interest Payments.** The sum of One
20 Million Dollars (\$1,000,000) is appropriated from the General Fund to the Government
21 of Guam Retirement Fund for partial payment of the Cost of Living Allowance (COLA)
22 judgment interest liability to retirees pursuant to *Rios vs. Camacho*, SP0206-93.

1 **Section 18.** Notwithstanding any other provision of law, the sum of Seven
2 Million Six Hundred Thousand Dollars (**\$7,600,000**) from the balance of the
3 appropriation made in Section 7 Subsection (b) of Chapter XI of Public Law 30-196 shall
4 be de-appropriated and re-appropriated for the appropriations contained in this Act.

5 **Section 19.** Notwithstanding any other provision of law, the following sums
6 received as reimbursements from the United States Internal Revenue Service in Fiscal
7 Year 2011 are hereby transferred into the General Fund and are hereby available for the
8 appropriations contained in this Act:

9	a. State of Legal Residence – Section 30	\$2,300,000
10	b. American Opportunity Credit	\$2,300,000
11	c. Rebate Reimbursement	<u>\$600,000</u>
12	Total	\$5,200,000

13 **Section 20.** Notwithstanding any other provision of law, the unexpended
14 balance in the amount of One Million Dollars (**\$1,000,000**) from the Year 2010 Census
15 contract, between the United States Census Bureau and the government of Guam, shall be
16 deposited into the General Fund for the appropriations contained in this Act.

17 **Section 21.** Notwithstanding any other provision of law, the balance of Four
18 Million Three Hundred Thousand Dollars (**\$4,300,000**) to be reimbursed to the
19 government of Guam for the capital costs incurred by the government of Guam for the
20 construction of the Layon landfill and the closure of the Ordot dump, subject to the
21 approval of the U.S. District Court of Guam for the use of bond funds secured through
22 the issuance of the Government of Guam Limited Obligation (Section 30) Series 2009A

1 bonds, shall be deposited into the General Fund and shall be made available for the
2 appropriations contained in this Act.

3 **Section 22.** Notwithstanding any other provision of law, upon receipt of the
4 reimbursement of One Million Dollars (**\$1,000,000**) from the Bond Reserve Fund for the
5 Limited Obligation Infrastructure Improvement Bonds, 1997 Series A, such funds shall
6 be deposited into the General Fund and shall be made available for the appropriations
7 contained in this Act.

8 **Section 23.** Notwithstanding any other provision of law, the sum of Two
9 Million One Hundred Thousand Dollars (**\$2,100,000**) is hereby appropriated from the
10 Autonomous Agency Collections Fund to the General Fund for the appropriations made
11 in this Act.

12 **Section 24. Authorization for Payment of Prior Year Obligation to Guam**
13 **Memorial Hospital Authority (GMHA).** Notwithstanding any other provision of law,
14 the following line departments and agencies are hereby authorized to pay its prior year
15 obligations to GMHA from its Fiscal Year 2011 appropriations as follows:

16	a. Department of Corrections	\$2,382,272
17	b. Guam Department of Education	\$17,009
18	c. Department of Labor	\$139,928
19	d. Department of Youth Affairs	\$16,807
20	e. Customs and Quarantine Agency	\$2,689
21	f. Guam Fire Department	<u>\$88,697</u>
22	Total	\$2,647,402

1 **Section 25. Authorization for Guam Police Department and Department**
2 **of Corrections to Pay Prior Year Obligations for Overtime.** Notwithstanding any
3 other provision of law, the Department of Corrections and the Guam Police Department
4 are authorized to utilize its Base Operational Appropriations for Fiscal Year 2011 to pay
5 any prior years overtime incurred and owed to its correction and police officers
6 respectively.

7 **Section 26. Authorization to Make Payments of Prior Year Obligations.**
8 Notwithstanding any other provision of law, all government of Guam agencies in
9 Chapters II, III and V of Public Law 30-196, are authorized to utilize its Fiscal Year 2011
10 Base Operational Appropriations to pay for prior years obligations.

11 **Section 27. Transfer Authority of *I Maga'lahaen Guåhan*.** Section 14 of
12 Chapter XIII of Public Law 30-196, is hereby *repealed* and *reenacted* to read:

13 **“Section 14. Transfer Authority of *I Maga'lahaen Guåhan*.** *I Maga'lahaen*
14 *Guåhan* is authorized to transfer funds between Fiscal Year 2011 General Fund
15 Executive Branch appropriations.”

16 **Section 28. Special Fund Transfer.** Section 8 of Chapter XIII of Public Law
17 30-196, is hereby *amended* to read:

18 **“Section 8. Special Fund Transfer.** Unless specified in this Act, *I*
19 *Maga'lahaen Guåhan* is authorized to transfer to the General Fund any cash
20 available from any appropriated Special Fund or Revolving Fund to fund the
21 appropriations authorized by this Act. All cash from Special Funds or Revolving
22 Funds transferred to cover the appropriations authorized by this Act *shall* be
23 promptly reimbursed to the Special or Revolving Fund from which it was

1 withdrawn as cash becomes available. *I Maga'lahaen Guåhan shall submit a*
2 report to the Speaker of *I Liheslaturan Guåhan* on the fifth (5th) day of every
3 month on all transfers made pursuant to this Section. Said report *shall* enumerate
4 the amount of each transfer, identify the funds to and from which the transfer was
5 made and state the purpose of each transfer. Unless otherwise restricted or
6 specifically allowed by this Act, for FY 2011 *I Maga'lahaen Guåhan* is authorized
7 to transfer ~~up to fifteen percent (15%)~~ between object categories within an agency
8 Fiscal Year 2011 Special Fund base operational (*except* the utility funds)
9 appropriations contained in Chapter V and in Parts II, III and IV of Chapter III of
10 this Act; provided that notice of each transfer and justification therefore are
11 delivered within fifteen (15) working days after the transfer is made to the
12 Speaker of *I Liheslaturan Guåhan* and the Office of Finance and Budget.”

13 **Section 29.** Section 3 (c) (5) of Chapter I of Public Law 30-196, is hereby
14 *amended* to read:

15 “(5) *No less than* fifty percent (50%) of all ACTC reimbursements *shall* be
16 deposited directly into the Income Tax Refund Efficient Payment Trust Fund (Fund), of
17 Chapter 51, Title 11, Guam Code Annotated, and applied to 2008 and prior A Status
18 returns. Interest earned in the Fund may be used to hire seasonal employees to assist with
19 income tax processing; and to hire employees in revenue generating programs.”

20 **Section 30. Severability.** *If* any provisions of this Act or its application to any
21 person or circumstances is held invalid, the invalidity shall *not* affect other provisions or
22 applications of this Act which can be given effect without the invalid provision or
23 application, and to this end the provisions of this Act are severable.

