

*I Mina'trentai Singko 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
192-35 (COR)	James C. Moylan	AN ACT TO ADD § 7120 TO CHAPTER 7, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO RESTRICTIONS ON EXPENDING GOVERNMENT FUNDS ON WIRELESS COMMUNICATIONS.	8/5/19 1:56 p.m.						

***I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN***  
**2019 (FIRST) Regular Session**

Bill No. *192-35 (COR)*

Introduced by:

James C. Moylan *[Signature]*

**AN ACT TO ADD § 7120 TO CHAPTER 7, TITLE 5,  
GUAM CODE ANNOTATED, RELATIVE TO  
RESTRICTIONS ON EXPENDING GOVERNMENT  
FUNDS ON WIRELESS COMMUNICATIONS.**

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

**Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds that in the efforts of identifying cost cutting measures, it is vital to establish restrictions from the utilization of any government funds (unless they are to be reimbursed from federal funds or grants) to purchase cellular telephones, cellular telephone services or other wireless telephone services. There are however critical positions or programs that are associated with public safety and public health that would need the services, hence a statute with specific exemptions is paramount. This mandate shall also be extended to autonomous agencies of the Government of Guam. In times of emergencies, nothing would prevent the Office of Civil Defense and the Guam Homeland Security Office, both of which attain federal funds, from providing additional first responders, such as the Mayor's Council of Guam from such services as needed.

The recommendation to restrict Wireless Communications, such as what this legislation intends, is not a new concept, and has been included in previous budget laws. However what this legislation intends on accomplishing is eliminating

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positions such as the Governor, Lt. Governor, Speaker, Chief Justice and Presiding Judge, Mayors and elected offices from attaining such benefits. Secondly, the legislation would place this as a permanent mandate under a provision of Chapter 7 of Title 5, Guam Code Annotated, and appropriately titled "Enforcement of Proper Government Spending". Finally, the legislation makes a strong statement in terms of establishing fiscally responsible policies, which focus on "needs" versus "wants".

**Section 2.** § 7120 is hereby *added* to Chapter 7, Title 5, Guam Code Annotated to read as follows:

**“§ 7101. Wireless Communications Restrictions.**

No government of Guam funds, regardless of source and including funds expended by autonomous agencies, shall be expended for the use of cellular telephones, cellular telephone services, and other wireless telephone services, unless the government of Guam will be reimbursed from federal funds or other grants. This subsection shall not apply to law enforcement officials; official use of the Crisis Hotline Program of the Guam Behavioral Health and Wellness Center; on-call attorneys of the Office of the Attorney General and the Office of the Public Defender Service Corporation; on-call health professionals of the Guam Memorial Hospital, the Guam Behavioral Health and Wellness Center, and the Department of Public Health and Social Services; and the Guam Fire Department and EMS officials. The restrictions in this sub-section shall not apply to wireless internet services, stationary (non-mobile) wireless telephone, and wireless voice over internet (VOIP) services.”

**Section 3. 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.

**Section 4. Effective Date.** The Act *shall* become effective on October 1, 2019.