



TERRITORY OF GUAM
OFFICE OF THE GOVERNOR
AGAÑA, GUAM 96910
U. S. A.

EXECUTIVE ORDER NO. 2002-11

RELATIVE TO AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES TO ISSUE MEDICALLY INDIGENT PROGRAM CARDS FOR THE MONTHS OF APRIL, MAY, JUNE, JULY, AUGUST, AND SEPTEMBER, 2002.

WHEREAS, Public Law No. 26-35 restricts the heads of agencies from certifying funds in excess of any allotment assigned to that agency at any time during the execution of the approved budget; and

WHEREAS, Public Law No. 26-75, vetoed and overridden, purported to appropriate funds for the operations of the Medically Indigent Program (MIP) for each separate month from March through September, 2002; and

WHEREAS, the language of that public law restricts the agency head of the Department of Public Health and Social Services from authorizing the issuance of MIP cards to clients for the remainder of fiscal year, 2002; and

WHEREAS, Public Law No. 26-77 made corrective language to Public Law No. 26-75, however, did not appropriate enough money to cover MIP payments for the balance of the Fiscal Year, since the program requires an additional Fifteen Million Dollars (\$15,000,000) to operate; and

WHEREAS, the Governor authorized the payment of MIP for the month of March by certifying the last available funds; and

WHEREAS, Substitute Bill No. 288, which will go into law without the signature of the Governor on Wednesday, April 10, 2002, provides some ability to utilize some funds, and

WHEREAS, subsequent legal research has shown that the Governor has the authority to issue MIP cards, without the availability of underlying funding to pay all claims, as a method of verifying eligibility of the individuals to whom the cards are issued to participate in the MIP program; and

WHEREAS, under the power of the Governor to provide for the health of the people of Guam as cited in the Organic Act of Guam, it is necessary for the Governor to authorize the issuance of the MIP cards for the months of April, May, June, July, August, and September, 2002;

NOW, THEREFORE, I, CARL T.C. GUTIERREZ, I Maga'Lahen Guåhan, Governor of Guam, by virtue of the authority vested in me by the Organic Act of Guam, as amended, do order:



1. **Authorization of the issuance of Medically Indigent Program Cards for the months of April, May, June, July, August, and September, 2002.** Pursuant to the provisions of the Organic Act of Guam, the Governor of Guam authorizes the Department of Public Health and Social Services to issue Medically Indigent Program cards to the eligible clients of the program for the months of April, May, June, July, August, and September, 2002.

SIGNED AND PROMULGATED at Hagåtña, Guam this 5th day of April, 2002.

A handwritten signature in black ink, appearing to read "Carl T. C. Gutierrez".

CARL T. C. GUTIERREZ
I Maga'Lahen Guåhan
Governor of Guam