



TERRITORY OF GUAM
OFFICE OF THE GOVERNOR
AGAÑA, GUAM 96910
U. S. A.
EXECUTIVE ORDER NO. 98-32

**RELATIVE TO AMENDING EXECUTIVE ORDER NO.
98-12 RELATIVE TO THE PUBLIC SERVICE RECOVERY
FUND.**

WHEREAS, Executive Order No. 98-12 provides for the creation of a Public Service Recovery Fund, however, the unexpended balances of prior years' Department of Defense funds and the remaining unexpended account balances of current and prior years' accumulated investment earnings credited to the DOD/DOE Fund as of December 31, 1998 are to be placed in the fund; and

WHEREAS, the projects to be completed with these amounts will be completed by September 30, 1999, which is the close of the fiscal year, and therefore it is desirable to extend the date for these items; and

WHEREAS, line agencies as well as autonomous agencies are to be reimbursed from this fund,


NOW, THEREFORE, I, CARL T. C. GUTIERREZ, Governor of Guam, by virtue of the authority vested in me by the Organic Act of Guam, as amended, and the laws of Guam, do order:

1. Paragraphs 2 and 3 of the directives contained in Executive Order No. 98-12 are rescinded and in their place new Paragraphs 2 and 3 are directed instead:
 - "2. **Contents of Public Service Recovery Fund.** The Public Service Recovery Fund shall contain the following:
 - a) as of the date of this Executive Order, the unexpended or unobligated balance of Fiscal Year 1997 Department of Defense funds, based on account balances maintained by the Department of Administration. This balance shall be transferred immediately upon execution of this Executive Order;
 - b) as of the close of business on September 30, 1999, the unexpended balances of prior years' Department of Defense funds, based on account balances maintained by the Department of Administration;
 - c) as of the close of business on September 30, 1999, the remaining unexpended account balances of current and prior years' accumulated investment earnings credited to the DOD/DOE Fund, based on those account balances maintained by the Department of Administration;
 - d) earnings from investments made on funds deposited and credited to the Public Service Recovery Fund;



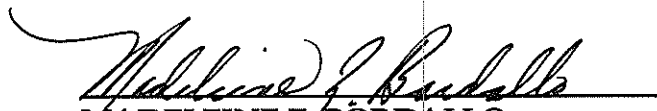
- e) remainder of funds from all future contracts with the Governor of Guam and another governmental entity;
 - f) all monetary gifts, bequests, donations, and contributions received by the Governor of Guam from individuals, corporations, or governments that are unrestricted;
3. **Expenditures from the Public Service Recovery Fund.** The Public Service Recovery Fund shall be expended for the following purposes:
- a) for equipment, related directly to public service;
 - b) for contracts, directly related to public service;
 - c) for facilities and infrastructure repair, improvement and development that are for the public's use and benefit, whether or not a facility or infrastructure repair is subject to user fees or rates;
 - d) for reimbursement to government agencies for costs incurred from Fiscal Year 1994 and thereafter; and"
2. All other paragraphs of Executive Order No. 98-12 shall remain the same.

SIGNED AND PROMULGATED at Agana, Guam this 15th day of December, 1998.



CARL T. C. GUTIERREZ
Governor of Guam

COUNTERSIGNED:



MADELEINE Z. BORDALLO
Lieutenant Governor of Guam

