

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

Bill No. 35 -35 (COR)

Introduced by:

Therese M. Terlaje

TRAJE

2019 FEB -5 PM 3:25

**AN ACT TO ADD A NEW SECTION 23 TO CHAPTER XII
OF PUBLIC LAW 34-116, RELATIVE TO
APPROPRIATING EXCESS TAX REVENUES TO
LOCAL MATCHING REQUIREMENTS FOR MEDICAID.**

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

2 **Section 1. Legislative Findings and Intent.**

3 *I Liheslaturan Guåhan* finds that the Department of Public Health and Social
4 Services (DPHSS) is in urgent need of approximately \$16 million dollars for local
5 matching requirements for Medicaid, Child Health Insurance Program (CHIP) and
6 Enhanced Allotment Program (EAP) in order to pay claims through the end of
7 Fiscal Year 2019. The estimated \$16 million dollars does not account for potential
8 medical claims that have not been submitted to DPHSS yet.

9 *I Liheslaturan Guåhan* further finds that every dollar spent as local matching
10 funds allows DPHSS to access unspent federal Affordable Care Act (ACA) grant
11 funds, currently estimated at \$61 Million Dollars still available for Guam. DPHSS
12 can potentially access additional unspent federal Affordable Care Act (ACA) grant
13 funds if additional local matching funds are made available.

14 *I Liheslaturan Guåhan* intends that local income tax and business privilege
15 tax revenue exceeding previously estimated and budgeted amounts for FY 2019
16 should be prioritized beginning March 1 for healthcare, and specifically dedicated

1 to maximizing the use of federal Medicaid grant money before it expires in
2 September 2019.

3 **Section 2.** A new Section 23 of Chapter XII of Public Law 34-116 is
4 hereby *added* to read:

5 **“Section 23. Income Taxes and Business Privilege Tax General**
6 **Fund Revenues Collected in Excess of Adopted Levels.**

7 (a) If individual taxes, corporation taxes, withholding taxes, interest,
8 and penalties revenues and business privilege tax revenues are collected in
9 excess of the amounts projected to be collected in the *General Fund Twelve*
10 *(12) Month Revenue Budget* created pursuant to section 7(a), Chapter I of this
11 Act, the sum collected monthly by the government of Guam in excess of such
12 projected amount is hereby appropriated monthly:

13 (1) Up to the total sum of Fifteen Million Dollars
14 (\$15,000,000) to the Department of Public Health and Social Services
15 for the local matching requirement for the Medicaid program in Fiscal
16 Year 2019; and

17 (b) The Director of Administration shall be required to report to the
18 Speaker of *I Liheslaturan Guåhan* such collections in excess of the amounts
19 projected to be collected in the *General Fund Twelve (12) Month Revenue*
20 *Budget* created pursuant to section 7(a), Chapter I of this Act for individual
21 taxes, corporation taxes, withholding taxes, interest, and penalties revenues
22 and business privilege tax revenues not later than five (5) days after receipt
23 of such funds.”