



# GUAM ETHICS COMMISSION

*Kumision Dinisiplina I Guåhan*

June 3, 2021

Hon. Therese M. Terlaje  
Speaker  
*Mina Trentai'sais Na Liheslaturan Guåhan*  
36th Guam Legislature  
Guam Congress Building  
163 Chalan Santo Papa  
Hagåtña, Guam 96910

Testimony for Resolution No. 93-36 (LS)

*Håfa Adai* Speaker Therese M. Terlaje and Members of the 36<sup>th</sup> Guam Legislature,

On behalf of the Guam Ethics Commission, I respectfully submit the following testimony for Resolution No. 93-36 (LS). We thank all members of the 36<sup>th</sup> Guam Legislature for including the Guam Ethics Commission in its priority listing transmitted to Governor Leon Guerrero. The Commission supports the \$200,000 in federal aid identified, which would supplement existing appropriations and support essential functions of the Commission.

The interim final rule from the U.S. Department of Treasury writes that jurisdictions may use the federal aid, provided that “eligible use must ‘respond to’ the identified negative economic impact” and further that “responses must be related and reasonably proportional to the extent and type of harm experienced;”

Shortly after being empaneled, the Ethics Commission developed a \$400,000 operational budget request that would, among other things, allow the recruitment of a full-time attorney and investigator to support hearings concerning ethics complaints as well as a budget for office supplies and equipment. Recognizing there would be a negative impact to the general revenue of the Government of Guam, the Guam Legislature adopted a fiscally conservative and responsible budget to ensure that the government could continue to provide for its basic services without compromising critical public health and safety agencies who were at the frontlines in responding to the pandemic. The Guam Ethics Commission, like most other GovGuam agencies received an appropriation amount less than what was requested in the Fiscal Year 2021 Budget Act. Appropriately, the Commission has had to defer on hiring, at least on a full-time schedule, an attorney and investigator.

The description below provides a breakdown of expenses which justify the request included in the Resolution No. 93-36 (LS) specifically for the Guam Ethics Commission. The interim final rule cites sections 602 [c][1] and 603 [c][1] of the American Rescue Plan Act, allowing “recipients



# GUAM ETHICS COMMISSION

*Kumision Dinisiplina I Guåhan*

facing budget shortfalls to use payments from the Fiscal Recovery Funds to avoid cuts to government services” and thus, “enable State, local, and Tribal governments to continue to provide valuable services and ensure that fiscal austerity measures do not hamper the broader economic recovery.”

**AUTHORITY:** 42 U.S.C. 802(f); 42 U.S.C. 803(f); 31 U.S.C. 321; Division N, Title V, Subtitle B, Pub. L. 116–260, 134 Stat. 1182; Section 104A, Pub. L. 103–325, 108 Stat. 2160, as amended (\* - denotes the citation of the U.S. Department of Treasury Interim Final Rule)

*Table 1: Personnel*

<i>Position</i>	<i>Salary + Benefits</i>	<i>Subtotal</i>
Staff Attorney	\$75,780 + \$30,570	\$106,350.00
Investigator	\$40,762 + \$19,238	\$60,000.00
<b>TOTAL</b>		<b>\$166,350.00</b>

*\*Part 35 - Subpart A; Section 35.6 (b)(3) “Hiring State and Local staff”; and (d) “Providing government services”*

*Table 2: Personal Protective Equipment*

<i>Item</i>	<i>Qty.</i>	<i>Unit Price</i>	<i>Subtotal</i>
16 Oz Hand Sanitizer Spray (case of 12)	5	\$80.00	\$400.00
Clear Guard/Sneeze Guard Protective Barrier	5	\$300.00	\$ 1,500.00
Disposal Protective Mask (50 pieces)	50	\$30.00	\$ 1,500.00
All Purpose Disinfecting Wipes (75 count, 2 pack)	50	\$10.00	\$ 500.00
Storage for PPE	2	\$500.00	\$ 1,000.00
Full Face shield (25 pack)	10	\$80.00	\$ 800.00
<b>TOTAL</b>			<b>\$5,700.00</b>

*\*Part 35 - Subpart A; Section 35.6 (b)(1)(x) “Expenses for acquisition and distribution of medical and protective supplies, including sanitizing products and personal protective equipment;”*

*Table 3: Disinfection of Public Areas and Other Facilities*

<i>Item</i>	<i>Qty.</i>	<i>Unit Price</i>	<i>Subtotal</i>
All Purpose Disinfecting Wipes (75 count, 2 pack)	25	\$10.00	\$ 250.00
Automatic Hand Sanitizer Stand w/ Temp Measure	2	\$300.00	\$ 600.00
Hand Sanitizer Refills (128 oz 12 pack)	5	\$300.00	\$ 1,500.00
Touchless Paper Towel Dispenser	2	\$300.00	\$ 600.00
Paper Towel Refill (2 ply, 16 pack)	20	\$40.00	\$ 800.00
Batteries (AA & AAA 60 pack)	10	\$20.00	\$ 200.00
<b>TOTAL</b>			<b>\$3,950.00</b>

*\*Part 35 - Subpart A; Section 35.6 (b)(1)(xi) “Expenses for disinfection of public areas and other facilities in response to the COVID-19 public health emergency”*



# GUAM ETHICS COMMISSION

*Kumision Dinisiplina I Guåhan*

*Table 4: Improvement of Ventilation Systems*

<i>Item</i>	<i>Qty.</i>	<i>Unit Price</i>	<i>Subtotal</i>
True Hepa Air Purifier	8	\$500.00	\$ 4,000.00
Replacement filter (every 3 mos)	50	\$50.00	\$ 2,500.00
Interview room rental; allowing for social distancing	40	\$405.00	\$ 17,500.00
TOTAL			\$ 24,000.00

*\*Part 35 - Subpart A; Section 35.6 (b)(1)(xvi) "Expenses for the improvement of ventilation systems in congregate settings, public health facilities, or other public facilities;"*

I thank you for allowing us the opportunity to provide this testimony. If I can provide further information, please feel free to contact me through email at [jesse.quenga@ethics.guam.gov](mailto:jesse.quenga@ethics.guam.gov).

*Si Yu'os Ma'ase!*

JESSE JOHN QUENGA, CM<sup>®</sup>  
Executive Director

Cc: Shannon J. Murphy, Chairwoman – Guam Ethics Commission  
Commissioners – Guam Ethics Commission