

LOURDES A. LEON GUERRERO
GOVERNOR



JOSHUA F. TENORIO
LT. GOVERNOR

UFISINAN I MAGA'HÅGAN GUÅHAN
OFFICE OF THE GOVERNOR OF GUAM

Via Hand Delivery
and E-mail to: speaker@guamlegislature.org

August 31, 2023

HONORABLE THERESE M. TERLAJE

Speaker

I Mina'trentai Siette Na Liheslaturan Guåhan

37th Guam Legislature

Guam Congress Building

163 Chalan Santo Papa

Hagåtña, Guam 96910

RE: EXECUTIVE ORDER NO. 2023-09

Hafa Adai Madame Speaker:

Pursuant to Public Law 34-16, transmitted herewith is the following Executive Order:

EXECUTIVE ORDER NO. 2023-09: RELATIVE TO RESCINDING EXECUTIVE ORDER NO. 2002-12 AND ORDERING THE CLOSURE OF THE FINANCIAL MANAGEMENT DIVISION REVOLVING FUND

Thank you.

Senseramente,

JEFFREY A. MOOTS

Legal Counsel

Enclosure: Executive Order No. 2023-09

cc via email: *Maga'hågan Guåhan*
Sigundo Maga'låhen Guåhan
Hon. Robert J. Torres, Jr., Chief Justice of Guam
Compiler of Law
Central Files
Cabinet Members



ISLAND OF GUAM
OFFICE OF THE GOVERNOR
HAGATNA, GUAM 96932
U.S.A.

EXECUTIVE ORDER NO. 2023-09

**RELATIVE TO RESCINDING EXECUTIVE ORDER NO. 2002-12 AND
ORDERING THE CLOSURE OF THE FINANCIAL MANAGEMENT
DIVISION REVOLVING FUND**

WHEREAS, on April 11, 2002, in Executive Order No. 2002-12, Governor Carl T.C. Gutierrez authorized the Treasurer of Guam to charge for certain services provided by the Financial Management Division of the Department of Administration; and

WHEREAS, the services include collection of payments received by mail and over-the-counter, preparation and distribution of receipts, preparation and distribution of collections and deposits, costs for contractual services for printing of envelopes and checks, processing postage meter refills and delivery, and reporting, safekeeping, recording, distribution of checks and related functions for the operation of the Financial Management Division; and

WHEREAS, E.O. No. 2002-12 further ordered the creation of the Financial Management Division Revolving Fund (“the Fund”) to receive deposits for the authorized service charges, and directed the Department of Administration to administer and maintain the fund; and

WHEREAS, E.O. No. 2002-12 authorized expenditure of Fund monies for expenses incurred incidental to the services provided by the Treasurer of Guam that constitute administrative costs and supply or equipment costs associated with treasury functions related to the Financial Management Division; and

WHEREAS, since E.O. No. 2002-12 was issued, the Treasurer of Guam has been incorporated into the Accounting Division of the Department of Administration, and the Financial Management Division no longer performs the functions identified in E.O. No. 2002-12, which have been absorbed by other offices within the Department of Administration; and

WHEREAS, because the Financial Management Division no longer performs the tasks assigned under E.O. No. 2002-12, Fund monies are no longer expended to pay for administrative costs, supplies and equipment associated with the Financial Management Division’s performance of these duties. Consequently, the Fund has been largely dormant; and

WHEREAS, in light of the fact that the Financial Management Division no longer performs the services in E.O. No. 2002-12, it is timely and appropriate to rescind E.O. No. 2002-12, and direct the closure of the Fund, and

WHEREAS, because the Department of Administration has absorbed the duties originally assigned to the Financial Management Division in E.O. 2002-12, it is further appropriate to direct that any remaining Fund proceeds be deposited in the Department of Administration’s operating accounts.



ISLAND OF GUAM
OFFICE OF THE GOVERNOR
HAGATNA, GUAM 96932
U.S.A.

NOW THEREFORE, I, LOURDES A. LEON GUERRERO, *I Maga'hågan Guåhan*, Governor of Guam, by virtue of the authority vested in me by the Organic Act of Guam, as amended, do hereby order:

1. **RESCINDING EXECUTIVE ORDER NO. 2002-12.** Effective immediately, Executive Order No. 2002-12 is rescinded in its entirety.
 - a. The Director of the Department of Administration is directed to take all necessary steps to close the Financial Management Division Revolving Fund. Any amounts remaining in the Fund at the time of closure shall be deposited into the Department of Administration's operating account.
2. **SEVERABILITY.** If any provision of this Executive Order is held invalid, the invalidity shall not affect other provisions or applications of this Order that can be given effect without the invalid provision or application, and to this end, the provisions of this order are severable.
3. **PRIOR ORDERS REMAIN IN EFFECT.** All prior Executive Orders remain in full force and effect, except to the extent they conflict with this Order.

SIGNED AND PROMULGATED at Hagåtña, Guam, this 31 day of August, 2023.

LOURDES A. LEON GUERRERO
Maga'hågan Guåhan
Governor of Guam

Attested by:

JOSHUA F. TENORIO
Sigundo Maga'låhen Guåhan
Lt. Governor of Guam

