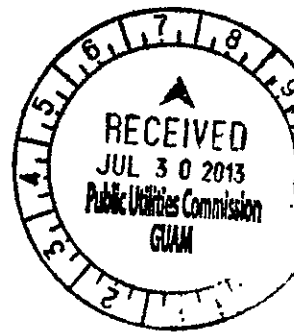


BEFORE THE GUAM PUBLIC UTILITIES COMMISSION

IN THE MATTER OF:

GSWA DOCKET 12-02

ESTABLISHMENT OF HOST  
COMMUNITY PREMIUM FEES  
PURSUANT TO PUBLIC LAW 30-165



**PROTOCOL OF THE GUAM PUBLIC UTILITIES COMMISSION  
GOVERNING THE ESTABLISHMENT OF HOST COMMUNITY  
PREMIUM FEES PURSUANT TO PUBLIC LAWS 30-165 AND 32-21**

On July 30, 2012, the Guam Public Utilities Commission ["PUC"] issued an Order in this Docket which created a Protocol governing the establishment of Host Community Fees pursuant to Public Law 30-165. Thereafter, on April 11, 2013, Public Law 32-21 was enacted into law. Said Public Law amended certain provisions relative to Host Community Fees, and the transfer, governance, and management of such fees. The PUC now adopts the following Protocol in accordance with the provisions of Public Laws 30-165 and 32-21. The PUC Order of July 30, 2012, remains in effect, except to the extent to which it is inconsistent with the new Protocol adopted herein, or this new Protocol changes or amends the provisions of the prior Protocol.

GSWA and the Village Mayors/Municipal Planning Councils of the Host Communities [Inarajan and Ordot-Chalan Pago] shall comply with their duties and responsibilities under this Protocol, as well as under Public Laws 30-165 and 32-21, in the establishment, assessment, transfer and expenditure of the Host Community Premium Fees:

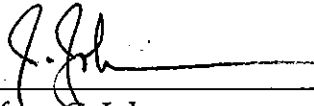
- a. The fees established herein shall appear on Commercial and Residential Customer Bills for trash/solid waste collection as the "Host Community Premium Surcharge".
- b. Such Surcharge shall be identified on each bill/invoice as a separate line item. The amount owed by each customer for such surcharge shall be clearly and separately identified on the bill/invoice.
- c. On each Bill/Invoice issued after October 1, 2012, a Host Premium Surcharge in the amount of \$3.57 per ton shall be assessed upon Commercial Customers (including Governmental Customers) to fund the Host Community Premium Benefit for the Villages of Inarajan and Ordot-Chalan Pago.
- d. On each Bill/Invoice issued after October 1, 2012, a Host Premium Surcharge in the amount of \$0.38 per month shall be assessed upon each Residential

Customer to fund the Host Community Premium Benefit for the Villages of Inarajan and Ordot-Chalan Pago.

- e. The Host Community Premium Surcharge provided for herein shall be utilized to provide a Host Community Benefit in the annual amount of \$150,000.00 each to the Villages of Inarajan and Ordot-Chalan Pago. The aggregate Host Community premium is One Hundred and Fifty Thousand Dollars (\$150,000.00) per year for the Village of Inarajan and One Hundred and Fifty Thousand Dollars (\$150,000.00) per year for the Village of Ordot-Chalan Pago.
- f. The Host Community premium shall be assessed from the opening of the Inarajan landfill until the closing of the Inarajan landfill. For the Village of Ordot-Chalan Pago, the Host Community premium shall be assessed through the duration of the post-closure period of the Ordot dump, as defined in 10 GCA §511005.
- g. GWSA should deposit all Host Community Premium Surcharge fees collected from Commercial and Residential Customers in an account separate and apart from all other accounts maintained by GSWA [the Host Community Fund]. Said fees should not be used for any purpose by GWSA. All such fees must be transferred by GSWA to the Host Community Municipal Planning Council Funds established by the Host Communities of Inarajan and Ordot-Chalan Pago. The funds shall be transferred in equal amounts to the MPC Funds Accounts of the Host Communities of Inarajan and Ordot-Chalan Pago.
- h. On a quarterly basis, GSWA shall transfer Host Community Premium Surcharge fees collected, in equal amounts, to the Host Community Municipal Planning Council Fund Accounts established by the Host Communities of Inarajan and Ordot-Chalan Pago.
- i. The Host Community MPC Funds shall be maintained separate and apart from all other government funds and shall be managed by the Mayor and the Municipal Planning Council. No expenditure shall be made from the Fund that is *not* approved by resolution of the respective Municipal Planning Councils of the Host Community. The funds deposited in the Host Community Fund *shall only* be used by the respective Host Community for the purposes of the Host Community Benefit projects as described in 10 GCA §511003: (a) Youth, Senior and Community Centers; (b) Recreation areas, to

- include parks, sports fields and public gathering areas; (c) Infrastructure to provide access to utilities, telecommunications, television and internet services to areas where providing such services are cost prohibitive; and (d) Village Beautification projects.
- j. GSWA shall provide a quarterly report to the PUC concerning the Host Community Premium Surcharge, which shall include the total amount of funds transferred to Host Community MPC Fund Accounts and a breakdown of the amounts collected from Commercial and Residential Customers, and the date(s) when such amounts were transferred.
- k. The Public Utilities Commission shall review the Host Community Premium at least once every five years, and may adjust said premium to account for factors such as inflation.

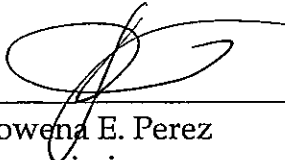
Dated this 30<sup>th</sup> day of July, 2013.



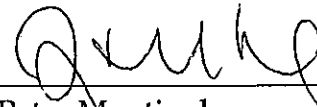
Jeffrey C. Johnson  
Chairman



Joseph M. McDonald  
Commissioner



Rowena E. Perez  
Commissioner



Peter Montinola  
Commissioner

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Michael A. Pangelinan  
Commissioner