

**I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN
RESOLUTIONS**

Resolution No.	Sponsor	Title	Date Intro	Date of Presentation	Date Adopted	Date Referred	Referred to	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	NOTES
42-36 (COR)	Telena Cruz Nelson Therese M. Terlaje Amanda L. Shelton Mary C. Torres Clynton E. Ridgell V. Anthony Ada Joe S. San Agustin Tina Muña Barnes Joanne M. Brown Jose "Pedro" Terlaje James C. Moylan	Relative to expressing the support of <i>I Mina'trentai Sais na Liheslaturan Guahan</i> for the passage of H.R. 265, the "Insular Area Medicaid Parity Act," introduced by the Honorable Delegate Gregorio Kilili Camacho Sablan and the Honorable Delegate Michael F.Q. San Nicolas, which eliminates the general Medicaid funding limitations for U.S. territories; and to further support the protection of access to healthcare and the federal funding that ensures the necessary resources for Medicaid programs benefiting the People of Guam and all U.S. Territories;	3/18/21 9:08 a.m.			4/14/21 5:21 p.m.	Author	4/21/21 5:00 p.m.	4/26/21 11:00 a.m. As amended by the Author	



THE OFFICE OF SENATOR TELENA CRUZ NELSON

I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN | 36th GUAM LEGISLATURE

COMMITTEE ON
EDUCATION,
SELF DETERMINATION
AND HISTORIC
PRESERVATION,
INFRASTRUCTURE,
BORDER SAFETY,
FEDERAL AND
FOREIGN AFFAIRS,
AND
MARITIME
TRANSPORTATION

April 22, 2021

The Honorable Therese M. Terlaje
Speaker
I Mina'trentai Sais na Liheslaturan Guåhan
163 Chalan Santo Papa
Hagåtña Guam, 96910

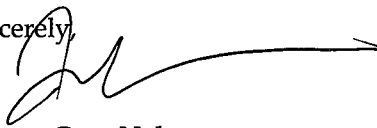
VIA: The Honorable Tina Rose Muña Barnes
Chairperson, Committee on Rules

RE: Author's Report on Resolution No. 42-36 (COR)

Håfa Adai Speaker Barnes:

Transmitted herewith is the Author's Report on Resolution No. 42-36, As introduced by the Author – Telena Cruz Nelson - "Relative to expressing the support of *I Mina'trentai Sais na Liheslaturan Guahan* for the passage of H.R. 265, the 'Insular Area Medicaid Parity Act,' introduced by the Honorable Delegate Gregorio Kilili Camacho Sablan and the Honorable Delegate Michael F.Q. San Nicolas, which eliminates the general Medicaid funding limitations for U.S. territories; and to further support the protection of access to healthcare and the federal funding that ensures the necessary resources for Medicaid programs benefiting the People of Guam and all U.S. Territories."

Sincerely,


Telena Cruz Nelson
Author

COMMITTEE ON RULES

RECEIVED:

April 26, 2021

9:25 A.M.





THE OFFICE OF SENATOR TELENA CRUZ NELSON

I MINA'TRENTAI SAIS NA LIHESLATURAN GUÁHAN | 36th GUAM LEGISLATURE

COMMITTEE ON
EDUCATION,
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FOREIGN AFFAIRS,
AND
MARITIME
TRANSPORTATION

AUTHOR'S REPORT

Resolution No. 42-36 (COR)

“Relative to expressing the support of *I Mina'trentai Sais na Liheslaturan Guahan* for the passage of H.R. 265, the “Insular Area Medicaid Parity Act,” introduced by the Honorable Delegate Gregorio Kilili Camacho Sablan and the Honorable Delegate Michael F.Q. San Nicolas, which eliminates the general Medicaid funding limitations for U.S. territories; and to further support the protection of access to healthcare and the federal funding that ensures the necessary resources for Medicaid programs benefiting the People of Guam and all U.S. Territories.”

Introduced by
Telena Cruz Nelson



Vice Speaker

TINA ROSE MUÑA BARNES

CHAIRPERSON, COMMITTEE ON RULES

I Mina'trentai Sais Na Liheslaturan Guåhan

GUAM CONGRESS BUILDING
163 CHALAN SANTO PAPA
HAGÁTÑA, GUAM 96910
TEL 671-472-2461
COR@GUAMLEGISLATURE.ORG

April 14, 2021

MEMO

To: **Rennae Meno**
Clerk of the Legislature

Attorney Ana Won Pat-Borja
Legislative Legal Counsel

From: **Vice Speaker Tina Rose Muña Barnes**
Chairperson, Committee on Rules

Re: **Referral of Resolution No. 42-36 (COR)**

Buenas yan Håfa adai,

As per my authority as Chairperson of the Committee on Rules, I am forwarding the referral of **Resolution No. 42-36 (COR)** – Telen Cruz Nelson, Therese M. Terlaje, Amanda L. Shelton, Mary Camacho Torres, Clynton E. Ridgell, V. Anthony Ada, Joe S. San Agustin, Tina Muña Barnes, Joanne M. Brown, Jose “Pedo” Terlaje, and James C. Moylan – “Relative to expressing the support of *I Mina'trentai Sais na Liheslaturan Guåhan* for the passage of H.R. 265, the “Insular Area Medicaid Parity Act,” introduced by the Honorable Delegate Gregorio Kili Camacho Sablan and the Honorable Delegate Michael F.Q. San Nicolas, which eliminates the general Medicaid funding limitations for U.S. territories; and to further support the protection of access to healthcare and the federal funding that ensures the necessary resources for Medicaid programs benefiting the People of Guam and all U.S. Territories.”

Please ensure that the subject resolution is referred to **Senator Telen Cruz Nelson, author of Resolution No. 42-36 (COR)**.

If you have any questions or concerns, please feel free to contact Mary Maravilla, Committee on Rules Director at 472-2461.

Thank you for your attention to this matter.

Respectfully,

Vice Speaker Tina Rose Muña Barnes
Chairperson, Committee on Rules



**I MINA'TRENTAI SAIS NA LIHESLATURAN GUÁHAN
RESOLUTIONS**

Resolution No.	Sponsor	Title	Date Intro	Date of Presentation	Date Adopted	Date Referred	Referred to	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	NOTES
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Telena Cruz Nelson <senatortcnelson@guamlegislature.org>

FIRST NOTICE of Public Hearing on Wednesday, April 21, 2021 at 3:30 P.M. and 5:00 P.M.

Office of Senator Telena Cruz Nelson <senatortcnelson@guamlegislature.org>

Wed, Apr 14, 2021 at 1:25 PM

To: phnotice@guamlegislature.org

Cc: Ed Pocaigue <sgtarms@guamlegislature.org>, mis <mis@guamlegislature.org>, Audio / Video <av@guamlegislature.org>

Bcc: "San Nicolas, Michael" <michael.sannicolas@mail.house.gov>, gregorio.sablan@mail.house.gov, Theresa.Arcangel@dphss.guam.gov, lillian.perez-posadas@gmha.org, "Senator Louise B. Muna" <senatorlouise@██████████>, "Arthur U. San Agustin" <arthur.sanagustin@dphss.guam.gov>, Tihu Lujan <tihualujan@██████████>

April 14, 2021

MEMORANDUM

To: All Honorable Senators, Stakeholders and Media
 From: Senator Telena Cruz Nelson
 Subject: **FIRST NOTICE of PUBLIC Hearing on Wednesday, April 21, 2021 at 5:00 p.m.**

Buenas yan Håfa Adai! Please be advised that the Committee on Education, Self-Determination and Historic Preservation, Infrastructure, Border Safety, Federal and Foreign Affairs, and Maritime Transportation will convene a Public Hearing on Wednesday, April 21, 2021 at 5:00 p.m., via Zoom. The agenda includes the following:

Wednesday, April 21, 2021 at 5:00 P.M.

Res. 42-36 (COR) - Telena Cruz Nelson / Therese M. Terlaje / Amanda L. Shelton / Mary C. Torres / Clynton E. Ridgell / V. Anthony Ada / Joe S. San Agustin / Tina Muña Barnes / Joanne M. Brown / Jose "Pedo" Terlaje / James C. Moylan **Relative to expressing the support of *I Mina'trentai Sais na Liheslaturan Guahan* for the passage of H.R. 265, the "Insular Area Medicaid Parity Act," introduced by the Honorable Delegate Gregorio Kilili Camacho Sablan and the Honorable Delegate Michael F.Q. San Nicolas, which eliminates the general Medicaid funding limitations for U.S. territories; and to further support the protection of access to healthcare and the federal funding that ensures the necessary resources for Medicaid programs benefiting the People of Guam and all U.S. Territories.**

Written testimonies may be delivered to the Office of Senator Telena Cruz Nelson at 173 Aspinall Avenue, Suite 202A, Ada Plaza Center, *Hagåtña*, Guam 96910 or via email to senatortcnelson@guamlegislature.org. The Committee requests that testimonies be submitted at least forty-eight (48) hours prior to the scheduled hearing. In compliance with the Americans with Disabilities Act (ADA), individuals requiring assistance or accommodations should contact the Office of Senator Telena Cruz Nelson via phone call at 671-989-7696 or via email at senatortcnelson@guamlegislature.org.

The hearing will broadcast on local television, GTA Channel 21, Docomo Channel 117/60.4 or Channel 112-4, and stream online via *I Liheslaturan Guahan's* live feed on YouTube. A recording of the hearing will be available online via Guam Legislature Media on YouTube after the hearing. We look forward to your participation! *Si Yu'os Ma'åse'!*

--

The Office of Senator Telena Cruz Nelson



Committee on Education, Self-Determination and Historic Preservation, Infrastructure, Border Safety, Federal and Foreign Affairs, and Maritime Transportation

I Mina'trentai Sais na Liheslaturan Guahan | 36th Guam Legislature


173 Aspinall Avenue, Suite 202A Ada Plaza Center, Hagåtña, Guam 96910

Phone: (671) 989-7696/4678

Email: senatortcnelson@guamlegislature.org

2 attachments

 **4.21.21 36GL FIRST Notice Public Hearing.pdf**
441K

 **Res. No. 42-36 (COR).pdf**
5080K



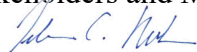
THE OFFICE OF SENATOR TELENA CRUZ NELSON

I MINA'TRENTAI SAIS NA LIHESLATURAN GUÁHAN | 36th GUAM LEGISLATURE

COMMITTEE ON
EDUCATION,
SELF DETERMINATION
AND HISTORIC
PRESERVATION,
INFRASTRUCTURE,
BORDER SAFETY,
FEDERAL AND
FOREIGN AFFAIRS,
AND
MARITIME
TRANSPORTATION

April 14, 2021

MEMORANDUM

To: All Honorable Senators, Stakeholders and Media
From: Senator Telena Cruz Nelson 
Subject: **FIRST NOTICE of PUBLIC Hearing on Wednesday, April 21, 2021 at 5:00 p.m.**

Buenas yan Håfa Adai! Please be advised that the Committee on Education, Self-Determination and Historic Preservation, Infrastructure, Border Safety, Federal and Foreign Affairs, and Maritime Transportation will convene a Public Hearing on Wednesday, April 21, 2021 at 5:00 p.m., via Zoom. The agenda includes the following:

Wednesday, April 21, 2021 at 5:00 P.M.

- **Res. 42-36 (COR)** - Telena Cruz Nelson / Therese M. Terlaje / Amanda L. Shelton / Mary C. Torres / Clynton E. Ridgell / V. Anthony Ada / Joe S. San Agustin / Tina Muña Barnes / Joanne M. Brown / Jose "Pedo" Terlaje / James C. Moylan **Relative to expressing the support of *I Mina'trentai Sais na Liheslaturan Guahan* for the passage of H.R. 265, the "Insular Area Medicaid Parity Act," introduced by the Honorable Delegate Gregorio Kilili Camacho Sablan and the Honorable Delegate Michael F.Q. San Nicolas, which eliminates the general Medicaid funding limitations for U.S. territories; and to further support the protection of access to healthcare and the federal funding that ensures the necessary resources for Medicaid programs benefiting the People of Guam and all U.S. Territories.**

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The hearing will broadcast on local television, GTA Channel 21, Docomo Channel 117/60.4 or Channel 112-4, and stream online via *I Liheslaturan Guáhan's* live feed on YouTube. A recording of the hearing will be available online via Guam Legislature Media on YouTube after the hearing. We look forward to your participation! *Si Yu'os Ma'åse'!*



Telena Cruz Nelson <senatortcnelson@guamlegislature.org>

RESCIND AND REPLACE: FIRST NOTICE of Public Hearing on Wednesday, April 21, 2021 at 5:00 P.M.

Office of Senator Telena Cruz Nelson <senatortcnelson@guamlegislature.org>

Thu, Apr 15, 2021 at 12:42 PM

To: phnotice@guamlegislature.org

Cc: Ed Pocaigue <sgtarms@guamlegislature.org>, mis <mis@guamlegislature.org>, Audio / Video <av@guamlegislature.org>

Bcc: Tihu Lujan <tihualujan@██████████>, cor@guamlegislature.org

April 15, 2021

MEMORANDUM

To: All Honorable Senators, Stakeholders and Media
 From: Senator Telena Cruz Nelson
 Subject: **RESCIND AND REPLACE** FIRST NOTICE of PUBLIC Hearing on Wednesday, April 21, 2021 at 5:00 p.m.

Buenas yan Håfa Adai! Please be advised that ~~the Committee on Education, Self-Determination and Historic Preservation, Infrastructure, Border Safety, Federal and Foreign Affairs, and Maritime Transportation~~ Senator Telena Cruz Nelson, author of Resolution No. 42-36 (COR), will convene a Public Hearing on Wednesday, April 21, 2021 at 5:00 p.m., via Zoom. The agenda includes the following:

Wednesday, April 21, 2021 at 5:00 P.M.

- **Res. 42-36 (COR)** - Telena Cruz Nelson / Therese M. Terlaje / Amanda L. Shelton / Mary C. Torres / Clynton E. Ridgell / V. Anthony Ada / Joe S. San Agustin / Tina Muña Barnes / Joanne M. Brown / Jose "Pedo" Terlaje / James C. Moylan **Relative to expressing the support of *I Mina'trentai Sais na Liheslaturan Guahan* for the passage of H.R. 265, the "Insular Area Medicaid Parity Act," introduced by the Honorable Delegate Gregorio Kili Camacho Sablan and the Honorable Delegate Michael F.Q. San Nicolas, which eliminates the general Medicaid funding limitations for U.S. territories; and to further support the protection of access to healthcare and the federal funding that ensures the necessary resources for Medicaid programs benefiting the People of Guam and all U.S. Territories.**

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The Office of Senator Telena Cruz Nelson



Committee on Education, Self-Determination and Historic Preservation, Infrastructure, Border Safety, Federal and Foreign Affairs, and Maritime Transportation

I Mina'trentai Sais na Liheslaturan Guahan | 36th Guam Legislature

173 Aspinall Avenue, Suite 202A Ada Plaza Center, Hagåtña, Guam 96910

Phone: (671) 989-7696/4678

Email: senatortcnelson@guamlegislature.org

 **4.21.21 36GL FIRST NOTICE Public Hearing (RR).pdf**
442K



THE OFFICE OF SENATOR TELENA CRUZ NELSON

I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN | 36th GUAM LEGISLATURE

COMMITTEE ON
EDUCATION,
SELF DETERMINATION
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PRESERVATION,
INFRASTRUCTURE,
BORDER SAFETY,
FEDERAL AND
FOREIGN AFFAIRS,
AND
MARITIME
TRANSPORTATION

April 15, 2021

MEMORANDUM

To: All Honorable Senators, Stakeholders and Media
From: Senator Telena Cruz Nelson 
Subject: **RESCIND AND REPLACE** FIRST NOTICE of PUBLIC Hearing on
Wednesday, April 21, 2021 at 5:00 p.m.

Buenas yan Håfa Adai! Please be advised that ~~the Committee on Education, Self-Determination and Historic Preservation, Infrastructure, Border Safety, Federal and Foreign Affairs, and Maritime Transportation~~ **Senator Telena Cruz Nelson, author of Resolution No. 42-36 (COR)**, will convene a Public Hearing on Wednesday, April 21, 2021 at 5:00 p.m., via Zoom. The agenda includes the following:

Wednesday, April 21, 2021 at 5:00 P.M.

- **Res. 42-36 (COR)** - Telena Cruz Nelson / Therese M. Terlaje / Amanda L. Shelton / Mary C. Torres / Clynton E. Ridgell / V. Anthony Ada / Joe S. San Agustin / Tina Muña Barnes / Joanne M. Brown / Jose "Pedo" Terlaje / James C. Moylan **Relative to expressing the support of *I Mina'trentai Sais na Liheslaturan Guåhan* for the passage of H.R. 265, the "Insular Area Medicaid Parity Act," introduced by the Honorable Delegate Gregorio Kilili Camacho Sablan and the Honorable Delegate Michael F.Q. San Nicolas, which eliminates the general Medicaid funding limitations for U.S. territories; and to further support the protection of access to healthcare and the federal funding that ensures the necessary resources for Medicaid programs benefiting the People of Guam and all U.S. Territories.**

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Telena Cruz Nelson <senatortcnelson@guamlegislature.org>

SECOND NOTICE of Public Hearing on Wednesday, April 21, 2021 at 5:00 P.M

Office of Senator Telena Cruz Nelson <senatortcnelson@guamlegislature.org>

Mon, Apr 19, 2021 at 9:00 AM

To: phnotice@guamlegislature.org

Cc: Ed Pocaigue <sgtarms@guamlegislature.org>, mis <mis@guamlegislature.org>, Audio / Video <av@guamlegislature.org>

Bcc: Tihu Lujan <tihualujan@██████████>, gregorio.sablan@mail.house.gov, "San Nicolas, Michael" <michael.sannicolas@mail.house.gov>, Theresa.Arcangel@dphss.guam.gov, "Arthur U. San Agustin" <arthur.sanagustin@dphss.guam.gov>, lillian.perez-posadas@gmha.org, "Senator Louise B. Muna" <senatorlouise@██████████>

April 19, 2021

MEMORANDUM

To: All Honorable Senators, Stakeholders and Media
 From: Senator Telena Cruz Nelson
 Subject: **SECOND NOTICE of PUBLIC Hearing on Wednesday, April 21, 2021 at 5:00 p.m.**

Buenas yan Håfa Adai! Please be advised that Senator Telena Cruz Nelson, author of Resolution No. 42-36 (COR), will convene a Public Hearing on Wednesday, April 21, 2021 at 5:00 p.m., via Zoom. The agenda includes the following:

Wednesday, April 21, 2021 at 5:00 P.M.

Res. 42-36 (COR) - Telena Cruz Nelson / Therese M. Terlaje / Amanda L. Shelton / Mary C. Torres / Clynton E. Ridgell / V. Anthony Ada / Joe S. San Agustin / Tina Muña Barnes / Joanne M. Brown / Jose "Pedro" Terlaje / James C. Moylan **Relative to expressing the support of *I Mina'trentai Sais na Liheslaturan Guahan* for the passage of H.R. 265, the "Insular Area Medicaid Parity Act," introduced by the Honorable Delegate Gregorio Kili Camacho Sablan and the Honorable Delegate Michael F.Q. San Nicolas, which eliminates the general Medicaid funding limitations for U.S. territories; and to further support the protection of access to healthcare and the federal funding that ensures the necessary resources for Medicaid programs benefiting the People of Guam and all U.S. Territories.**

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The Office of Senator Telena Cruz Nelson



Committee on Education, Self-Determination and Historic Preservation, Infrastructure, Border Safety, Federal and Foreign Affairs, and Maritime Transportation

I Mina'trentai Sais na Liheslaturan Guåhan | 36th Guam Legislature

173 Aspinall Avenue, Suite 202A Ada Plaza Center, Hagåtña, Guam 96910

Phone: (671) 989-7696/4678

Email: senatortcnelson@guamlegislature.org

 **4.21.21 36GL SECOND NOTICE Public Hearing.pdf**
441K



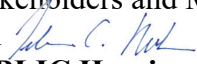
THE OFFICE OF SENATOR TELENA CRUZ NELSON

I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN | 36th GUAM LEGISLATURE

COMMITTEE ON
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TRANSPORTATION

April 19, 2021

MEMORANDUM

To: All Honorable Senators, Stakeholders and Media
From: Senator Telena Cruz Nelson 
Subject: **SECOND NOTICE of PUBLIC Hearing on Wednesday, April 21, 2021 at 5:00 p.m.**

Buenas yan Håfa Adai! Please be advised that Senator Telena Cruz Nelson, author of Resolution No. 42-36 (COR), will convene a Public Hearing on Wednesday, April 21, 2021 at 5:00 p.m., via Zoom. The agenda includes the following:

Wednesday, April 21, 2021 at 5:00 P.M.

- **Res. 42-36 (COR)** - Telena Cruz Nelson / Therese M. Terlaje / Amanda L. Shelton / Mary C. Torres / Clynton E. Ridgell / V. Anthony Ada / Joe S. San Agustin / Tina Muña Barnes / Joanne M. Brown / Jose "Pedo" Terlaje / James C. Moylan **Relative to expressing the support of *I Mina'trentai Sais na Liheslaturan Guåhan* for the passage of H.R. 265, the "Insular Area Medicaid Parity Act," introduced by the Honorable Delegate Gregorio Kilili Camacho Sablan and the Honorable Delegate Michael F.Q. San Nicolas, which eliminates the general Medicaid funding limitations for U.S. territories; and to further support the protection of access to healthcare and the federal funding that ensures the necessary resources for Medicaid programs benefiting the People of Guam and all U.S. Territories.**

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Telena Cruz Nelson <senatortcnelson@guamlegislature.org>

Invitation to Participate: Wednesday, April 21, 2021, 5:00 P.M. Hybrid Public Hearing on Medicaid for the Territories

Office of Senator Telena Cruz Nelson <senatortcnelson@guamlegislature.org>
To: gregorio.sablan@mail.house.gov

Wed, Apr 14, 2021 at 12:45 PM

Buenas yan Hâfa Adai Honorable Delegate Sablan,

Senator Nelson is inviting and encouraging your participation in a Virtual Public Hearing to be held at 2:00 P.M. Wednesday, April 21, 2021 via Zoom.

RESOLUTION

Relative to expressing the support of *I Mina'trentai Sais na Liheslaturan Guahan* for the passage of H.R. 265, the "Insular Area Medicaid Parity Act," introduced by the Honorable Delegate Gregorio Kilili Camacho Sablan and the Honorable Delegate Michael F.Q. San Nicolas, which eliminates the general Medicaid funding limitations for U.S. territories; and to further support the protection of access to healthcare and the federal funding that ensures the necessary resources for Medicaid programs benefiting the People of Guam and all U.S. Territories;

The public notice and Zoom link for this hearing is forthcoming. Attached for your reference is Res. 42-36. Should you have any questions or concerns, please do not hesitate to contact our office via email or phone at +1(671)989-7696.

We kindly ask that you confirm receipt of this email.

Si Yu'us Ma'âse'!
Via De Fant
Research Analyst



The Office of Senator Telena Cruz Nelson


Committee on Education, Self-Determination and Historic Preservation, Infrastructure, Border Safety, Federal and Foreign Affairs, and Maritime Transportation

I Mina'trentai Sais na Liheslaturan Guahan | 36th Guam Legislature

173 Aspinall Avenue, Suite 202A Ada Plaza Center, Hagåtña, Guam 96910

Phone: (671) 989-7696/4678

Email: senatortcnelson@guamlegislature.org

 **Res. No. 42-36 (COR).pdf**
5080K



Telena Cruz Nelson <senatortcnelson@guamlegislature.org>

Invitation to Participate: Wednesday, April 21, 2021, 5:00 P.M. Hybrid Public Hearing on Medicaid for the Territories

Office of Senator Telena Cruz Nelson <senatortcnelson@guamlegislature.org>
To: lillian.perez-posadas@gmha.org

Wed, Apr 14, 2021 at 12:38 PM

Buenas yan Håfa Adai Ms. Perez-Posadas

Senator Nelson is inviting and encouraging your participation in a Virtual Public Hearing to be held at 2:00 P.M. Wednesday, April 21, 2021 via Zoom.

RESOLUTION

Relative to expressing the support of *I Mina'trentai Sais na Liheslaturan Guahan* for the passage of H.R. 265, the "Insular Area Medicaid Parity Act," introduced by the Honorable Delegate Gregorio Kilili Camacho Sablan and the Honorable Delegate Michael F.Q. San Nicolas, which eliminates the general Medicaid funding limitations for U.S. territories; and to further support the protection of access to healthcare and the federal funding that ensures the necessary resources for Medicaid programs benefiting the People of Guam and all U.S. Territories;


The public notice and Zoom link for this hearing is forthcoming. Attached for your reference is Res. 42-36 an H.R. 265. Should you have any questions or concerns, please do not hesitate to contact our office.

We kindly ask that you confirm receipt of this email.

Si Yu'us Ma'åse'!
Via De Fant
Research Analyst

2 attachments

 **H.R. 265- Medicaid Parity.pdf**
269K

 **Res. No. 42-36 (COR).pdf**
5080K



Telena Cruz Nelson <senatortcnelson@guamlegislature.org>

Invitation to Participate: Wednesday, April 21, 2021, 5:00 P.M. Hybrid Public Hearing on Medicaid for the Territories

Office of Senator Telena Cruz Nelson <senatortcnelson@guamlegislature.org>
To: Theresa.Arcangel@dphss.guam.gov

Wed, Apr 14, 2021 at 12:34 PM

Buenas yan Håfa Adai Chief Administrator Arcangel

Senator Nelson is inviting and encouraging your participation in a Virtual Public Hearing to be held at 2:00 P.M. Wednesday, April 21, 2021 via Zoom.

RESOLUTION

Relative to expressing the support of *I Mina'trentai Sais na Liheslaturan Guahan* for the passage of H.R. 265, the "Insular Area Medicaid Parity Act," introduced by the Honorable Delegate Gregorio Kilili Camacho Sablan and the Honorable Delegate Michael F.Q. San Nicolas, which eliminates the general Medicaid funding limitations for U.S. territories; and to further support the protection of access to healthcare and the federal funding that ensures the necessary resources for Medicaid programs benefiting the People of Guam and all U.S. Territories;

The public notice and Zoom link for this hearing is forthcoming. Attached for your reference is Res. 42-36 an H.R. 265. Should you have any questions or concerns, please do not hesitate to contact our office.

Si Yu'us Ma'åse'!

Via De Fant

Research Analyst

--



The Office of Senator Telena Cruz Nelson

Committee on Education, Self-Determination and Historic Preservation, Infrastructure, Border Safety, Federal and Foreign Affairs, and Maritime Transportation


I Mina'trentai Sais na Liheslaturan Guahan | 36th Guam Legislature

173 Aspinnall Avenue, Suite 202A Ada Plaza Center, Hagåtña, Guam 96910

Phone: (671) 989-7696/4678

Email: senatortcnelson@guamlegislature.org

2 attachments

 **Res. No. 42-36 (COR).pdf**
5080K

 **H.R. 265- Medicaid Parity.pdf**
269K



Telena Cruz Nelson <senatortcnelson@guamlegislature.org>

Invitation to Public Hearing

Office of Senator Telena Cruz Nelson <senatortcnelson@guamlegislature.org>
To: gmdcguam@ [REDACTED] rtajalle12 [REDACTED]

Wed, Apr 21, 2021 at 2:11 PM

Buenas yan Hafa Adai!

On behalf of Senator Nelson, we would like to invite members of the Guam Board of Allied Health Examiners to attend and provide testimony at a Virtual Public Hearing Today at 5:00 p.m. via Zoom for Res. 42-36 relative to Medicaid. Please see below for Resolution 42-36 and H.R. 265, the "Insular Area Medicaid Parity Act" for your reference along with the Zoom information.

Res. 42-36 (COR) - Relative to expressing the support of *I Mina'trentai Sais na Liheslaturan Guahan* for the passage of H.R. 265, the "Insular Area Medicaid Parity Act," introduced by the Honorable Delegate Gregorio Kilihi Camacho Sablan and the Honorable Delegate Michael F.Q. San Nicolas, which eliminates the general Medicaid funding limitations for U.S. territories; and to further support the protection of access to healthcare and the federal funding that ensures the necessary resources for Medicaid programs benefiting the People of Guam and all U.S. Territories.

We kindly ask that you confirm receipt of this email, and we look forward to hearing from you. Should you have any questions, please do not hesitate to contact our office via email or phone at (671)989-7696.

Respectfully,
Via De Fant
Research Analyst



The Office of Senator Telena Cruz Nelson

Committee on Education, Self-Determination and Historic Preservation, Infrastructure, Border Safety, Federal and Foreign Affairs, and Maritime Transportation

I Mina'trentai Sais na Liheslaturan Guahan | 36th Guam Legislature

173 Aspinall Avenue, Suite 202A Ada Plaza Center, Hagåtña, Guam 96910

Phone: (671) 989-7696/4678

Email: senatortcnelson@guamlegislature.org



Telena Cruz Nelson <senatortcnelson@guamlegislature.org>

Invitation to Participate: Wednesday, April 21, 2021, 5:00 P.M. Hybrid Public Hearing on Medicaid for the Territories

Office of Senator Telena Cruz Nelson <senatortcnelson@guamlegislature.org>
To: "San Nicolas, Michael" <michael.sannicolas@mail.house.gov>

Wed, Apr 14, 2021 at 12:40 PM

Buenas yan Håfa Adai Honorable Delegate San Nicolas

Senator Nelson is inviting and encouraging your participation in a Virtual Public Hearing to be held at 2:00 P.M. Wednesday, April 21, 2021 via Zoom.

RESOLUTION

Relative to expressing the support of *I Mina'trentai Sais na Liheslaturan Guahan* for the passage of H.R. 265, the "Insular Area Medicaid Parity Act," introduced by the Honorable Delegate Gregorio Kilili Camacho Sablan and the Honorable Delegate Michael F.Q. San Nicolas, which eliminates the general Medicaid funding limitations for U.S. territories; and to further support the protection of access to healthcare and the federal funding that ensures the necessary resources for Medicaid programs benefiting the People of Guam and all U.S. Territories;

The public notice and Zoom link for this hearing is forthcoming. Attached for your reference is Res. 42-36 an H.R. 265. Should you have any questions or concerns, please do not hesitate to contact our office.

We kindly ask that you confirm receipt of this email.

Si Yu'us Ma'åse'!
Via De Fant
Research Analyst



The Office of Senator Telena Cruz Nelson

Committee on Education, Self-Determination and Historic Preservation, Infrastructure, Border Safety, Federal and Foreign Affairs, and Maritime Transportation

I Mina'trentai Sais na Liheslaturan Guåhan | 36th Guam Legislature

173 Aspinall Avenue, Suite 202A Ada Plaza Center, Hagåtña, Guam 96910

Phone: (671) 989-7696/4678

Email: senatortcnelson@guamlegislature.org



Telena Cruz Nelson <senatortcnelson@guamlegislature.org>

Invitation to Participate: Wednesday, April 21, 2021, 5:00 P.M. Hybrid Public Hearing on Medicaid for the Territories

Office of Senator Telena Cruz Nelson <senatortcnelson@guamlegislature.org>
To: "San Nicolas, Michael" <michael.sannicolas@mail.house.gov>


Wed, Apr 14, 2021 at 12:44 PM

My sincerest apologies. Here are the attachments referenced in the previous email.

[Quoted text hidden]

2 attachments

 **H.R. 265 Insular Area Medicaid Parity Act.pdf**
269K

 **Res. No. 42-36 (COR).pdf**
5080K



Telena Cruz Nelson <senatortcnelson@guamlegislature.org>

Notice of Virtual Public Hearing Relative to Medicaid

Office of Senator Telena Cruz Nelson <senatortcnelson@guamlegislature.org>

Mon, Apr 19, 2021 at 4:11 PM

To: Mae.Pangelinan@dphss.guam.gov

Buenas yan Hafa Adai Ms. Pangelinan,

On behalf of Senator Nelson, we kindly request your aid in procuring testimony for our virtual public hearing on Wednesday at 5:00 p.m. relative to Medicaid in the territories. We would greatly appreciate it if you or any members of the Guam Board of Allied Health Examiners are available to attend and provide testimony on Wednesday via Zoom. Please see below for Resolution 42-36 and H.R. 265, the "Insular Area Medicaid Parity Act."

Res. 42-36 (COR) - Relative to expressing the support of *I Mina'trentai Sais na Liheslaturan Guahan* for the passage of H.R. 265, the "Insular Area Medicaid Parity Act," introduced by the Honorable Delegate Gregorio Kili Camacho Sablan and the Honorable Delegate Michael F.Q. San Nicolas, which eliminates the general Medicaid funding limitations for U.S. territories; and to further support the protection of access to healthcare and the federal funding that ensures the necessary resources for Medicaid programs benefiting the People of Guam and all U.S. Territories.

We kindly ask that you confirm receipt of this email. We look forward to hearing from you. Should you have any questions, please do not hesitate to contact our office via email or phone at (671)989-7696.

Respectfully,
Via De Fant
Research Analyst

--



The Office of Senator Telena Cruz Nelson

Committee on Education, Self-Determination and Historic Preservation, Infrastructure, Border Safety, Federal and Foreign Affairs, and Maritime Transportation

I Mina'trentai Sais na Liheslaturan Guahan | 36th Guam Legislature

173 Aspinall Avenue, Suite 202A Ada Plaza Center, Hagåtña, Guam 96910


Phone: (671) 989-7696/4678

Email: senatortcnelson@guamlegislature.org

3 attachments

 **H.R. 265 Insular Area Medicaid Parity Act.pdf**
269K

 **4.21.21 36GL SECOND NOTICE Public Hearing copy.pdf**
441K

 **Res. No. 42-36 (COR).pdf**
5080K



Telena Cruz Nelson <senatortcnelson@guamlegislature.org>

Notice of Virtual Public Hearing Relative to Medicaid

Office of Senator Telena Cruz Nelson <senatortcnelson@guamlegislature.org>

Tue, Apr 20, 2021 at 8:11 AM

To: Annabelle.estrada@dphss.guam.gov

Buenas yan Hafa Adai Ms. Pangelinan,

On behalf of Senator Nelson, we would like to invite you to to attend and provide testimony on Wednesday at 5:00 p.m. via Zoom for Res. 42-36 relative to Medicaid. I was informed by Ms. Mae Pangelinan that you have overseen the Medicaid program at DPHSS, and we believe your insight and testimony would be highly valuable. Please see below for Resolution 42-36 and H.R. 265, the "Insular Area Medicaid Parity Act" for your reference.

Res. 42-36 (COR) - Relative to expressing the support of *I Mina'trentai Sais na Liheslaturan Guahan* for the passage of H.R. 265, the "Insular Area Medicaid Parity Act," introduced by the Honorable Delegate Gregorio Kili Camacho Sablan and the Honorable Delegate Michael F.Q. San Nicolas, which eliminates the general Medicaid funding limitations for U.S. territories; and to further support the protection of access to healthcare and the federal funding that ensures the necessary resources for Medicaid programs benefiting the People of Guam and all U.S. Territories.

We kindly ask that you confirm receipt of this email, and we look forward to hearing from you. Should you have any questions, please do not hesitate to contact our office via email or phone at (671)989-7696.

Respectfully,
Via De Fant
Research Analyst



Telena Cruz Nelson <senatortcnelson@guamlegislature.org>

Notice of Virtual Public Hearing Relative to Medicaid

Office of Senator Telena Cruz Nelson <senatortcnelson@guamlegislature.org>

Tue, Apr 20, 2021 at 8:14 AM

To: Annabelle.estrada@dphss.guam.gov

My sincerest apologies, Ms. Estrada. Please disregard my opening. The previous email is addressed to you and we hope to hear from you soon.

Si Yu'os ma'åse for your time.

[Quoted text hidden]

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The Office of Senator Telena Cruz Nelson

Committee on Education, Self-Determination and Historic Preservation, Infrastructure, Border Safety, Federal and Foreign Affairs, and Maritime Transportation

I Mina'trentai Sais na Liheslaturan Guåhan | 36th Guam Legislature

173 Aspinall Avenue, Suite 202A Ada Plaza Center, Hagåtña, Guam 96910

Phone: (671) 989-7696/4678

Email: senatortcnelson@guamlegislature.org



Telena Cruz Nelson <senatortcnelson@guamlegislature.org>

ZOOM and GOOGLE Drive Links: Virtual Public Hearing on Wednesday, April 21, 2021 at 5:00 PM

Office of Senator Telena Cruz Nelson <senatortcnelson@guamlegislature.org> Wed, Apr 21, 2021 at 8:10 AM

To: "Speaker Therese M. Terlaje" <senatorterlajeguam@gmail.com>, "Office of Senator Amanda L. Shelton" <officeofsenatorshelton@guamlegislature.org>, Telena Cruz Nelson <senatortcnelson@guamlegislature.org>, Sabina Perez <sabina@senatorperez.org>, "Senator Joe S. San Agustin" <senatorjoessanagustin@gmail.com>, "Office of Senator Clynton E. Ridgell" <sen.cridgell@teleguam.net>, Senator Pedro Terlaje <senatorpedo@senatorjpterlaje.com>, Office of Senator Moylan Guam Legislature <officeofsenatormoylan@guamlegislature.org>, "Frank F. Blas Jr." <office@senatorfrankblas.com>, Mary Camacho Torres <senatormary@guamlegislature.org>, "Senator V. Anthony Ada" <senatorvanthonyada@gmail.com>, "Office Of Senator Telo T. Taitague" <senatortelot@gmail.com>, "Office of Senator Joanne M. Brown" <office@senatorjoannebrown.com>, Chris Duenas <senatorchrisduenas@gmail.com>, Vice Speaker Tina Rose Muña Barnes <senatormunabarnes@guamlegislature.org>

Cc: Ed Pocaigue <sgtarms@guamlegislature.org>, mis <mis@guamlegislature.org>, Audio / Video <av@guamlegislature.org>

Bcc: "Arthur U. San Agustin" <arthur.sanagustin@dphss.guam.gov>, Louise Muna <louise.b.muna@[REDACTED]>, lillian.perez-posadas@gmha.org, "San Nicolas, Michael" <michael.sannicolas@mail.house.gov>, Jennifer.Winn@mail.house.gov, "Theresa L. Arcangel" <Theresa.Arcangel@dphss.guam.gov>, Tihu Lujan <tihualujan@[REDACTED]>

Buenas yan Håfa Adai:

Please be advised that the Office of Senator Telena Cruz Nelson, author of Resolution No. 42-36 (COR) will convene for a Virtual Public Hearing Today, Wednesday, April 21, 2021 at 5:00 p.m., via Zoom Conference platform.

On the agenda is the following item:

Resolution No. 42-36 (COR) – Telena Cruz Nelson / Therese M. Terlaje / Amanda L. Shelton / Mary C. Torres / Clynton E. Ridgell / V. Anthony Ada / Joe S. San Agustin / Tina Muña Barnes / Joanne M. Brown / Jose “Pedo” Terlaje / James C. Moylan **Relative to expressing the support of I Mina’trentai Sais na Liheslaturan Guahan for the passage of H.R. 265, the “Insular Area Medicaid Parity Act,” introduced by the Honorable Delegate Gregorio Kilili Camacho Sablan and the Honorable Delegate Michael F.Q. San Nicolas, which eliminates the general Medicaid funding limitations for U.S. territories; and to further support the protection of access to healthcare and the federal funding that ensures the necessary resources for Medicaid programs benefiting the People of Guam and all U.S. Territories.**

We kindly ask that you do not share this following link with individuals who have not confirmed attendance with our office. Please advise them to contact us at (671) 989-7696 or senatortcnelson@guamlegislature.org

You can access files for this hearing at this shared link:

[REDACTED]

Topic: Virtual Public Hearing - Senator Telena Cruz Nelson

Time: Apr 21, 2021 05:00 PM Guam, Port Moresby

Join Zoom Meeting

[REDACTED]

Meeting ID: [REDACTED]

Passcode: [REDACTED]

We ask for your cooperation and assistance in order to ensure a smooth and productive hearing by following the virtual guidelines:

1. Please LOG IN **no later than 4:45 p.m.** We will go live at 5:00 p.m.;
2. Please ensure that your VIDEO remains ON and you are visible throughout the hearing;
3. Participants must be visible at all times and as much as possible, not engaged in other activity during the hearing;
4. As much as possible, log in from an area with good lighting and little to no background noise and good internet connectivity;
5. Please MUTE your AUDIO unless called upon to present, respond or to ask questions;
6. Further hearing protocol and decorum requirements will be announced at the beginning of the hearing;

7. If you are having technical difficulties, kindly log off and return using the same link, we will work toward reconnecting you.
8. You may contact the Guam Legislature MIS Division at mis@guamlegislature.org if you are having technical issues.
9. Further hearing protocol and decorum requirements will be announced at the beginning of the hearing.

Kindly confirm receipt of email.

The hearing will broadcast on local television, GTA Channel 21, Docomo Channel 117 or Channel 112-4, and stream online via *I Liheslaturan Guåhan*'s live feed on YouTube. A recording of the hearing will be available online via Guam Legislature Media on YouTube after the hearing. We look forward to your participation!

Si Yu'os Ma'åse'!

--



The Office of Senator Telena Cruz Nelson

Committee on Education, Self-Determination and Historic Preservation, Infrastructure, Border Safety, Federal and Foreign Affairs, and Maritime Transportation

I Mina'trentai Sais na Liheslaturan Guåhan | 36th Guam Legislature

173 Aspinall Avenue, Suite 202A Ada Plaza Center, Hagåtña, Guam 96910

Phone: (671) 989-7696/4678

Email: senatortnelson@guamlegislature.org



THE OFFICE OF SENATOR TELENA CRUZ NELSON

I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN | 36th GUAM LEGISLATURE

COMMITTEE ON
EDUCATION,
SELF DETERMINATION
AND HISTORIC
PRESERVATION,
INFRASTRUCTURE,
BORDER SAFETY,
FEDERAL AND
FOREIGN AFFAIRS,
AND
MARITIME
TRANSPORTATION

Virtual Public Hearing
Wednesday, April 21, 2021
5:00 P.M.

Agenda

- I. Call to Order at 5:00 p.m.
- II. Opening Remarks by Senator Telena C. Nelson, Author
- III. Items for discussion –
 - **Res. 42-36 (COR)** - Telena Cruz Nelson / Therese M. Terlaje / Amanda L. Shelton / Mary C. Torres / Clynton E. Ridgell / V. Anthony Ada / Joe S. San Agustin / Tina Muña Barnes / Joanne M. Brown / Jose “Pedro” Terlaje / James C. Moylan **Relative to expressing the support of *I Mina'trentai Sais na Liheslaturan Guahan* for the passage of H.R. 265, the “Insular Area Medicaid Parity Act,” introduced by the Honorable Delegate Gregorio Kili Camacho Sablan and the Honorable Delegate Michael F.Q. San Nicolas, which eliminates the general Medicaid funding limitations for U.S. territories; and to further support the protection of access to healthcare and the federal funding that ensures the necessary resources for Medicaid programs benefiting the People of Guam and all U.S. Territories.**
- IV. Closing Remarks
- V. Adjournment

The hearing will broadcast on local television, GTA Channel 21, Docomo Channel 117 or Channel 112-4, and stream online via *I Liheslaturan Guåhan*'s live feed on YouTube. A recording of the hearing will be available online via Guam Legislature Media on YouTube after the hearing. We look forward to your participation!

Si Yu'os Ma'åse'



THE OFFICE OF SENATOR TELENA CRUZ NELSON

I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN | 36th GUAM LEGISLATURE

COMMITTEE ON
EDUCATION,
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BORDER SAFETY,
FEDERAL AND
FOREIGN AFFAIRS,
AND
MARITIME
TRANSPORTATION

Virtual Public Hearing Sign-In Sheet Wednesday, April 21, 2021 – 5:00 P.M. Resolution 42-36

NAME	AGENCY OR ORGANIZATION (IF ANY)	SUPPORT? OPPOSE?	WRITTEN TESTIMONY	ORAL TESTIMONY	CONTACT NUMBER	EMAIL ADDRESS
Arthur San Agustin	DPHSS The Director	Support	X	X		
Tess Arcangel	DPHSS Chief Administrator	Support	X	X		
Lilian Perez-Posadas	GMH Hospital Administrator	Support		X		
Louise Borja Muña	Private Consultant	Support	X			

Page 1 of 1



LOURDES A. LEON GUERRERO
GOVERNOR, MAGA' HAGA'

JOSHUA F. TENORIO
LT. GOVERNOR, SIGUNDO MAGA' LAHI

GOVERNMENT OF GUAM
DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES
DIPATTAMENTON SALUT PUPBLEKO YAN SETBISION SUSIAT



ARTHUR U. SAN AGUSTIN, MHR
DIRECTOR

LAURENT SF DUENAS, MPH, BSN
DEPUTY DIRECTOR

TERRY G. AGUON
DEPUTY DIRECTOR

APR 21 2021

Senator Telen Cruz Nelson
Vice-Speaker and Majority Leader
173 Aspinall Ave. STE 202A
Ada Plaza Center, Hagatna, Gu 96910

Re: Resolution 42-36 - Relative to expressing the support of I Mina'trentai Sais na Liheslaturan Guahan for the passage of H.R. 265, the "Insular Area Medicaid Parity Act," introduced by the Honorable Delegate Gregorio Kili Camacho Sablan and the Honorable Delegate Michael F.Q. San Nicolas, which eliminates the general Medicaid funding limitations for U.S. territories; and to further support the protection of access to healthcare and the federal funding that ensures the necessary resources for Medicaid programs benefiting the People of Guam and all U.S. Territories.

Dear Senator Nelson:

Buenas! The Department of Public Health and Social Services (DPHSS) supports H.R. 265 to amend Title XI of the Social Security Act to eliminate the general Medicaid funding limitations for territories of the United States, and for other purposes. However, removing the cap without increasing the Federal Medical Assistance Percentage (FMAP) of the Medicaid Program may not resolve or alleviate the funding shortfall in the succeeding fiscal years because of the 45 % local match requirement. Guam will not be able to drawdown the federal money without the corresponding local match.

Currently, the Federal Medical Assistance Percentage (FMAP) is 83% with an additional 6.2 % due to COVID-19 pandemic, a total of 89.2%. Guam's local match pre-COVID-19 is 17%. This FMAP will expire on September 30, 2021 and will revert to 55% in FY 2022. Based on the table, the Guam Medicaid expenditures for the past several years continued to grow due to increasing medical costs brought about by new drugs, advancing medical technology or new treatment modalities, and new health standards or policies, not to mention the increase on healthcare services utilization. Furthermore, the number of Guam Medicaid enrollees has also grown for the past several years, which will continue to increase with the inclusion of COFAS.

Fiscal Year	No. of Medicaid Eligibles	Medicaid, CHIP, EAP and MAPNEG Payments	Medicaid Admin Expenditure	TOTAL MEDICAID EXPENDITURES
2011	35,701	\$ 33,894,279	\$ 1,987,461	\$ 35,881,740
2012	40,433	\$ 46,877,383	\$ 2,069,609	\$ 48,946,992
2013	43,603	\$ 73,499,383	\$ 2,736,446	\$ 76,235,829
2014	44,528	\$ 86,846,732	\$ 3,026,042	\$ 89,872,774
2015	44,033	\$ 81,596,426	\$ 2,688,562	\$ 84,284,988
2016	43,673	\$ 95,382,705	\$ 2,636,618	\$ 98,019,323
2017	43,476	\$ 108,609,905	\$ 2,650,294	\$ 111,260,199
2018	43,549	\$ 110,876,286	\$ 2,348,585	\$ 113,224,871
2019	43,804	\$ 151,062,508	\$ 2,920,243	\$ 153,982,751
2020	43,387	\$ 157,256,853	\$ 3,499,583	\$ 160,756,436

Before the passage of Affordable Care Act, PL 116-20, and PL 116-94, the Guam Medicaid Program operated with an annual budget ceiling allotment based on Section 1108 of the Social Security Act. Although the funding allotment increased yearly based on the medical consumers price index, it was insufficient to support the healthcare needs of the Medicaid population.


If no action is taken to resolve this long-standing regulation, Guam will then revert to receiving fewer federal dollars which is approximately \$19 to \$20 million for fiscal year 2022. The inclusion of COFAS Citizens under Medicaid may alleviate some Guam financial hardships by shifting the healthcare cost of the existing MIP recipients to Medicaid. However, the inability to match the federal funds will continue to exist because Guam's Medicaid required local match is 45%. The shortage on local match may deter both on-island and off-island providers from accepting Medicaid patients risking the lives of the recipients that may result in more expensive medical treatment as patients tend to wait until their condition worsens and are forced to seek treatment at the hospital emergency room which may necessitate hospital inpatient admission.

PROJECTED FY 2022 MEDICAID PROGRAM EXPENDITURES			
Program Category	Projected Expenditures	Local Match Needed for FY 2022 for the same expenditure	FY 2022 FMAP
Medicaid	\$ 77,353,185.21	\$ 34,808,933.34	55/45
Medicaid Childless Adults	\$ 49,799,314.83	\$ 4,979,931.48	90/10
CHIP	\$ 28,743,521.24	\$ 9,054,209.19	68.5/31.5
EAP	\$ 1,360,832.00	\$ 612,374.40	55/45
Medicaid Admin	\$ 3,499,583.00	\$ 1,749,791.50	50/50
TOTAL	\$ 160,756,436.28	\$ 51,205,239.91	

Using FY 2020 expenditures as the basis for estimating FY 2022 expenditure, Guam Medicaid Program will need approximately \$51.2 million to match the federal funding. Therefore, it is also

imperative for the Medicaid FMAP to increase in order to resolve the funding shortfall, increase access to healthcare, and implement the Medicaid mandates effectively.

Thank you for the opportunity to share DPHSS concerns on Medicaid funding issues.


MARIA THERESA L. ARCANGEL
CHIEF ADMINISTRATOR
DIVISION OF PUBLIC WELFARE

CONCURRED BY:


ARTHUR U. SAN AGUSTIN, MHR
DIRECTOR

Louise Borja Muna

116 Gracia Lane
Dededo, Guam 96912
Louise.b.muna@gmail.com
Phone: (671) 688-5232

► **Senator Telena Cruz Nelson**

173 Aspinall Avenue, Suite 202A
Ada Plaza Center, Hagatna, Guam 96910
Phone: (671) 989-7696/4678

Hafa Adai Senator Nelson,

Thank you for allowing me to provide testimony in support of Resolution 42-36 (COR). I would like to start by thanking you, Speaker Terlaje, Vice Speaker Muna Barnes and the senators who co-sponsored this Resolution. As legislators, we understand the importance of showing support to the Honorable Delegate Gregorio Kilihi Camacho Sablan, Honorable Delegate Michael F.Q. San Nicolas and the 59 other Delegates. H.R. 265's introduction could not have come at a more optimal time when healthcare has been stretched to a breaking point.

Even before the pandemic, as I remember sitting in our annual budget sessions, having lack of funds had us contending with each other in which programs within agencies were more important than the others. Although we all knew that each budget item was just as important, it caused us to fight harder for the programs we were championing. We need a new hospital, we need more personnel, we need to care for our elderly, our children, our indigenous people, our COFA citizens, our underserved and our low-income families. Let us not forget that Guam is One People. What affects one, affects all. We sacrifice our own individual needs to care for those in need.

With the passage of H.R. 265, we can have comfort in knowing that beyond FY2021, we can make whole in our obligations, to include the Guam Cancer Trust Fund. It is no secret that I have spoken up loudly and passionately over and over to fulfill our obligation by law to our cancer patients. There should be no question about the support that should be given to the passage of this resolution. This will only prove to the United States Congress how important the elimination of the Medicaid funding limitations is for us and the US territories. In the 35th Guam Legislature, Senator Castro, Senator Taitague and at the time former Senator Tony Ada and myself had the opportunity to visit DC elected officials to show our support of Honorable Delegate Michael San Nicolas' H.R. 1365 Guam WWII Loyalty Recognition Act. We believed that this support helped in the passage of the bill. Because we are in the midst of a pandemic, it's obvious that travel to show support is not a good idea, but showing support with the passage of this resolution will display our strength as a people and the need to focus on the health of our people.

Louise Borja Muna

Public Citizen
4/23/2021



THE OFFICE OF SENATOR TELENA CRUZ NELSON

I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN | 36th GUAM LEGISLATURE

COMMITTEE ON
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INFRASTRUCTURE,
BORDER SAFETY,
FEDERAL AND
FOREIGN AFFAIRS,
AND
MARITIME
TRANSPORTATION

AUTHOR'S REPORT DIGEST

I. OVERVIEW

Resolution No. 42-36 (COR) was introduced on March 18, 2021 by Senator Telena Cruz Nelson and was subsequently referred by the Committee on Rules to Senator Telena Cruz Nelson, Author, on April 15, 2021. The Author convened a virtual public hearing on Wednesday, April 21, 2021 at 5:00 p.m. in *I Liheslaturan Guahan* Zoom Conference platform.

Public Notice Requirements

Public Hearing notices were disseminated via e-mail to all senators and all main media broadcasting outlets on Wednesday, April 14, 2021 (5-Day Notice), and again on Monday, April 19, 2021 (48-Hour Notice).

Senators Present

Senator Telena Cruz Nelson,
Speaker Therese Terlaje
Senator V. Anthony Ada
Senator Joanne Brown
Senator Telo Taitague

Author
Legislative Member
Legislative Member
Legislative Member
Legislative Member

II. SUMMARY OF TESTIMONY & DISCUSSION

The Public Hearing was called-to-order at 5:09 P.M.

Senator Telena Cruz Nelson, Author: *Buenas yan Håfa Adai.* Thank you everyone for being here. The Committee on Education, Self-Determination and Historic Preservation, Infrastructure, Border Safety, Federal and Foreign Affairs, and Maritime Transportation will now convene for this Public Hearing.

Today is Wednesday, April 21, 2021 and it is currently 5:09 P.M

For the record and in accordance with the Open Government Law, public notices were sent out via email to all senators, stakeholders, and all main media broadcasting outlets on Wednesday, April 14, 2021, and the second notice on Monday, April 19, 2021. Notice of today's hearing was also sent, was also available on the Guam Legislature's website.

Joining us today is Senator Tony Ada, Senator Telo Taitague, Senator Joanne Brown, and I'd like to also acknowledge Ms. Theresa Arcangel for being here today. Thank you.

General rules of conduct. All must abide by the rules of conduct and quality assurance standards. Please keep video on at all times and ensure you are in a room with little interruptions and adequate lighting, specifically to make sure the participants face is visible at all times.

1. The host of this hearing will mute participants until called upon by the chair.
2. When called to speak, please ensure that you are “un-muted” and that you are speaking into your microphone.
3. Members of the Committee wishing to speak may indicate via the in-app feature chatbox.
4. Individuals testifying shall first be recognized by the Chair before speaking and shall state their name for record-keeping purposes.
5. The order of questioning will begin with the panel of Senators, who shall complete their lines of questioning for each respective item on the agenda. Upon completion of the panel’s line of questioning, the Chair will pose questions.
6. Each member will be allowed to pose a question to an individual testifying for a round and will be provided another round, if needed.
7. Questions and testimony shall be confined to the substance or nature of the agenda. Personal inference as to the character or the motive of any Senator, or any individual testifying, is NOT permitted.

I’d like to also acknowledge that Director San Agustin is also present here today. From Department of Public Health and Social Services. Thank you, Director for being present.

Håfa adai and good afternoon everyone.

I’ve called for this Public Hearing to discuss Resolution 42-36, relative to Medicaid for the territories. Medicaid is the largest source of public health insurance in the nation. It covers a broad range of health concerns which **can** include x-ray services, physical therapy, inpatient and outpatient hospital services, midwife services, dental care, and home health care, which many citizens would not otherwise have the means to pay for or access. Currently, the elderly, and adults with incomes below 133 percent of the local poverty level, and citizens from the Compact of Free Association nations are eligible for Medicaid. In addition, the Medicaid expansion program known as the Children’s Health Insurance Program, which is also known as CHIP, provides health coverage for enrolled children. Nearly one-fifth of our island’s population benefits from Medicaid, but Guam, along with other territories, only have access to federal dollars that are not to exceed the annual, mandatory ceiling amount provided in the Social Security Act. For further context, funds allocated to the States are not subject to a fixed amount but are provided funds based on their respective per capita incomes, allowing them to reach a Federal Medical Assistance Percentage of up to 83%. Guam and the territories percentage is statutorily set at 55%, which is inadequate to the unique issues we face due to our geographic location.

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To address this federal funding inequity to the territories, Honorable Delegate Gregorio Sablan of the CNMI introduced H.R. 265, which is known as the “Insular Area Medicaid Parity Act,” which was further supported by our Honorable Delegate Michael San Nicolas. The bill would eliminate the federal funding cap for Medicaid in the Territories, and if passed, could provide monumental contributions to Guam’s health community. Our island could begin to address pressing issues like rising patient debt, our crumbling infrastructure, and our growing shortage in physicians and to include specialty nurses.

I’d like to thank the Director for being present today and also Tess Arcangel. And I believe, Tess, you’re going to give a testimony at this time? Is that correct, Director?

Arthur San Agustin, Director of DPHSS: Yes, you are madam. Senator Nelson, I was wondering though if I could just make some brief comments? Tess has our official testimony written for us and I just wanted to make a few comments to what’s going on this afternoon.

Senator Telen Cruz Nelson, Author: Yes. Thank you, Director.

Arthur San Agustin, Director of DPHSS: Sure. Well, let me know when I can make a few comments next.

Senator Telen Cruz Nelson, Author: Yes. Please proceed. Thank you.

Arthur San Agustin, Director of DPHSS: Sure. Senator Nelson, Senator Taitague, Senator Joanne Brown, and Senator Tony Ada, I’m Art San Agustin. I’m the Director of Public Health and Social Services.

So definitely, first and foremost I’d want to thank all of you for joining in the rally and the support for the passage of this measure in terms of the delegates who have put this forth for consideration at our Nation’s Capital. Definitely Delegate Sablan, [Delegate] San Nicolas should be thanked and commended for this but also all of you for taking stock in what is before us.

So, really, I’d like to officially share with you that Tess will provide a statement that really has a lot of the details in terms of our fundings and our... and our costs. What I would like to do is just kind of give you an overview of what the Department’s perspective is on this as well. This measure which is before... to be considered is long overdue. It will eliminate a structural legislative inequity that has severely restricted the ability of our limited-resource health care systems to provide an adequate level of comprehensive and quality care appropriate to the needs of our American Pacific Islander communities. All our U.S. territories are facing the same Medicaid cliff for which a band-

aid solution was made in 2019. Yet, a long-term solution is needed. Simply put, eliminate the cap and increase the Federal Medical Assistance Percentage, referred to as FMAP.

Medicaid should be structured for U.S. territories to be able to fiscally plan year after year and not be subject to variables that may or may not support the current level of service. It is not sound practice to provide health care services at an increased level and then decrease the level of services or the number of participants due to funding decisions that are made for us and decisions that clearly do not take into account the real-life health concerns and challenges of Guam's people and its neighboring island nations who avail of Medicaid.

Medicaid should be funded in a manner that supports a sustainable health care system. This way, the health departments and providers can properly plan a health care system that serves a community based on sound fiscal reliance resulting in proper health care planning. Medicaid funding should be responsive to meet the changing needs of its communities, the communities it serves. There needs to be flexibility due to natural and other challenges that threaten the health of our community. Medicaid provides access and affordability to thousands of Guam residents, over forty (40) thousand residents in 2021. These two factors, access and affordability, are key factors to our community's health. Access to care and being able to afford health care are concerns families have, and for the forty thousand (40,000) plus members on Medicaid, Medicaid has been their means to access affordable health care. However, this is our time for us to rally our support, to press for the passage of the measure that will address the disparity of funding to Guam, to territories. Not to put a band-aid on a legislative measure, but to make a change that is lasting for the health of our community, our Guam community.

Thank you so much Senator Nelson and members of the 36th Guam Legislature. Ms. Tess Arcangel will have more detail and I just really wanted to share the sentiment of the Department; and of course, as many of you know, Tess has been a longtime advocate and person who has employed the department, who has managed the Medicaid [and] MIP program. So, I'd like to hand it over to her at this time and thank you so much.

Senator Telena Cruz Nelson, Author: Thank you, Director. Tess, you may go ahead and proceed.

Theresa Arcangel, Chief Administrator: Okay. Good afternoon senators. On behalf of the Department of Public Health and Social Services, we also support your Resolution 42-36.

Please see attached testimony.

Senator Telena Cruz Nelson, Author: Thank you, Tess. And I'd like to acknowledge that we have Speaker Therese Terlaje and then we also have the Administrator for Guam Memorial Hospital, Mrs. Lilian Posadas. Mrs. Posadas, would you like to give a testimony at this time.

Lilian Posadas, GMH Administrator: Yes, sure. I apologize. I just came out of a meeting, and so I apologize for being late. But thank you. Thank you for this opportunity Senator Telena Nelson, and Speaker... Senator Therese Terlaje, Senator Amanda Shelton, Senator Mary Torres, Senator Clynton Ridgell, Senator Anthony Ada, Vice Speaker Tina Barnes, Senator Joanne Brown, Senator Pedro Terlaje, and Senator James Moylan.

As the administrator and CEO [*inaudible*], it is with a grateful heart to then be invited to this legislative forum and to provide testimony that I hope will strengthen this legislative leadership in its commitment and effort to ensure health care access and affordability is sustained for those enrolled in the Medicaid program. This congressional H.R. Bill No. 265 is definitely needed to avert a crisis that will occur if the FMAP and the Medicaid funding for Guam is reverted to how it was originally operationalized. From the hospital's perspective, should the FMAP and the Medicaid funding revert to the 55 percent (55%) reimbursement cap for the services it provides to those enrolled in the Guam Medicaid program, the hospital will, without any doubt, be in extreme financial hardship again. So, on behalf of the GMH leadership, management, medical staff, and employees, we are in absolute support of this resolution as it will, [*inaudible*] without any doubt, assist the hospital's revenue and reimbursement for the services provided to those covered under the Medicaid program.

Thank you. I know it's kind of short, but you know, to the point. And if it's something that, you know, I think all of us have been clamoring about and concerned [about] because it is going to be very, very devastating financially for our health care system and for the people of Guam who are enrolled in this Medicaid program. So, thank you. Thank you for this opportunity.

Senator Telena Cruz Nelson, Author: Thank you so much, Mrs. Posadas, and you're right on time. You're not late. The hearing is still going on and so that the... I think that's one of the things... is the convenience of Zoom. We're able to just move quicker.

Lilian Posadas, GMH Administrator: Correct.

Senator Telena Cruz Nelson, Author: So, at this time I'd like to open up for questions... that if there're Senators that have any questions. We'll start with Speaker Terlaje. Speaker, do you have any questions at this time?

Speaker Therese Terlaje: I don't have any questions. I do want to commend Representative Kilili, and of course our own Congressman for being sponsors of this and introducing this legislation to Congress.

I also, very much, want to commend the Department of Public Health and Social Services— our Director and Ms. Arcangel, who's been there for many years and has actually been to Congress to advocate for exactly this type of treatment for Guam, in particular Medicaid. Because of her and all of our concerns regarding, you know, covering as many people as possible. And so, I think we've been very consistent. It's something I think we all agree on.

Thank you, Lilian for your testimony as well. And I am very proud to be part of this team. I don't know if you've ever watched Tess testify to Congress. I just... I just am so proud of her and all her work in this division and her expertise in this regard and her ability to make this fund kind of go as far as it absolutely can. And we've seen that prior to the pandemic. We've seen it again during the pandemic. She's thinking all the time about ways to stretch it, you know? To make it reach the people who she knows it really needs to reach. And so, if I could just take this opportunity to say that and again urge Congress to support this resolution.

Thank you, Madam Chair.

Senator Telen Cruz Nelson, Author: Thank you, Speaker. Senator Ada, is there... do you have any questions or comments at this time?

Senator V. Anthony Ada: Just comments, Madam Chair. Thank you for introducing this resolution and having the hearing on it. And it just goes to show that when we all come together as a people that, you know, we need to come out and support, not only Congressman Kilili, but our own Congressman as well so that we'd be able to get as much as we can... federal assistance from the federal government for our people and for the Marianas as a whole. But again, Madam Chair, thank you for making me a co-sponsor on this resolution and anything we can do out of our offices to move this forward and, you know, advocate for parity in this Medicaid issue, we're there with you, Madam Chair, to move it forward. Thank you again.

Senator Telen Cruz Nelson, Author: Thank you, Senator Ada. Senator Taitague, do you have any questions at this time? Or comments you'd like to share?

Senator Telo Taitague: Thank you, Madam Chair, for the opportunity, and thank you for introducing this legislation. I hope you can also include me as a co-sponsor on this as well. I think it's most needed. Thank you, Lilian for being here, too. You're never too late when you come aboard. I mean, you're so busy and it's a great surprise that we can

actually have you here, that you took some time out. And [we] greatly appreciate it. Thank you for all your hard work.

As well as... the Speaker mentioned about Tess and how amazing she is. I really rely a whole lot on her when it comes to questions with regards to anything, even, you know, MIP as well as Medicaid, Medicare. She's the encyclopedia to go to when you need to know that information, and she's helped me many times. And I want to thank you so much for all you've done, Tess. Thank you so much.

And Mr. Director, you know, she's a gem over there. So please give her all the support she needs because I truly believe she's really for the best interest of the people of Guam, that she works this hard for and I greatly appreciate it. And to the Congressmen and also... both Congressmen, kudos and thank you for your advocacy; and let us know what else we can do to help assist you in this endeavor. Thank you so much.

Senator Telena Cruz Nelson, Author: Thank you Senator Taitague. Senator Brown, do you have any questions or comments at this time?

Senator Joanne Brown: Thank you very much, Madam Chair. Just a... just a very short comment. I think, pretty much, we're all on the same page and, certainly, thank you for sponsoring this resolution. We're certainly in line very much with our Delegate from the CNMI, Congressman Kilibi Sablan as well as, certainly, our Congressman Mike San Nicolas in supporting this initiative.

I think if we're able, certainly, to get more federal resources into the Medicaid program on Guam, it's going to alleviate a lot of the pressure that we have with regards to funding the treatment and medical needs of our people. And, certainly, will improve the overall healthcare that's provided to our community. I don't have much more to add than what's already been put forth, but thank you to everyone who's participated—

[technical difficulty and inaudible dialogue]

Senator Telena Cruz Nelson, Author: Okay, I think we lost Senator Brown, but we can come back to her.

Tess, I do have a question or two. I want to thank you for your very thorough testimony. Can you just please tell the people of Guam why it's important to also address the FMAP, the Federal Matching Aid [Assistance] Percentage and can you just describe, also... well when you're done, but just describe the work that you had to do to ensure that Guam received this portion that we are receiving for 2020.

Theresa Arcangel, Chief Administrator: *[inaudible]*

Senator Telena Cruz Nelson, Author: Oh, you have to unmute.

Theresa Arcangel, Chief Administrator: It's very important to increase the FMAP, with the reason being it's because of the local match required. If the FMAP is not increased, the Government of Guam would have to put up a huge amount of funding, and which we know, based on our economic situation right now and because of [the] pandemic, let's face it... we don't have that local match.

You cannot use a federal funding to match a federal grant. It has to be coming from local funding. So with that, based on the analysis, based on the expenditure, historical expenditure, we would need forty million (\$40,000,000) to fifty one or to fifty five million (\$51,000,000 or \$55,000,000) in order to drawdown that federal funding. Without that local match, we cannot drawdown the federal funding. It has to be matched.

So, to me, it will not... though we want to remove the cap, it will not be much of a benefit for Guam because we won't be able to spend it even if they gave us one hundred thirty million (\$130,000,000) or two hundred million (\$200,000,000). If there's no equivalent local match, then we won't be able to pay for those services. Those clients won't be able to be treated. There would be no smooth access to services in order to provide the treatment that they need. So in summation, in reality, we would need that FMAP to be increased, which is the maximum FMAP that the federal right now can give is eighty three percent (83%).

Senator Telena Cruz Nelson, Author: And can you just speak historically in FY 19 and 18, was the local government able to match the federal—

Theresa Arcangel, Chief Administrator: Yes.

Senator Telena Cruz Nelson, Author: Okay.

Theresa Arcangel, Chief Administrator: Yes, we were able to match that as what we have done. We testified to Congress. We showed them our expenditure. We showed the historical utilization of services, and we told them about the difficulty, and we told them about the disparity— this long-standing regulation that it's not... to me, it should not be there because the people in Guam are also U.S. citizens. There's no difference wherever they go, they're all U.S. citizens, and U.S. citizens should be treated equally.

Senator Telena Cruz Nelson, Author: Thank you and would you happen to know how the formula is utilized or where the data that they utilize the formula for to determine the FMAP for our territory, for Guam?

Theresa Arcangel, Chief Administrator: That's based on Congress' formula, actually. We have been talking about that. It's not necessarily per capita [*inaudible*].

Senator Telena Cruz Nelson, Author: Do you feel that the formula needs to be addressed and, perhaps, reviewed to meet the needs of the island of Guam and the other territories? Do you feel there's a disparity in the formula when it's compared to the States?

Theresa Arcangel, Chief Administrator: Yes, definitely. There is a big disparity because U.S. citizens are U.S. citizens wherever they go. They have to receive the same services, the same benefits, wherever they are.

Senator Telena Cruz Nelson, Author: Okay. Thank you, Tess. Speaker, I see you raising your hand.

Speaker Therese Terlaje: I just wanted to add. Tess, if you can clarify... and the reason why this disparity is very pronounced is because when they're using poverty levels and the amount of your population that are in those poverty levels... you know, Guam's poverty levels are higher than many, many of the states and so we are affected very directly by that disparity in the formula. Yes. So, for them they get people in poverty levels covered to a much higher extent than we are able to cover them under this formula.

Thank you.

Senator Telena Cruz Nelson, Author: Okay. Thank you. Tess, I want to thank you again for your testimony. I'm hoping that we can, perhaps, make an amendment to also advocate for the formula to, perhaps, maybe be looked at and reengaged; and, perhaps even adjusting the FMAP and, perhaps, keeping it consistent with the amount that... the eighty three percent (83%) that we received for this year. And so, I want to thank you. I think you... were you accompanied with anyone when you went to Congress to advocate for this?

Theresa Arcangel, Chief Administrator: Yes, the previous Director, Ms. Linda DeNorcey. she was there.

Senator Telena Cruz Nelson, Author: Okay, great. So, I just want to thank Ms. DeNorcey and you for the hard work that you've done. And I also understand that you... that Guam also submitted testimony during one of the roundtable discussions addressing Medicaid, is that correct?

Theresa Arcangel, Chief Administrator: Yes. Yes, Senator.

Senator Telena Cruz Nelson, Author: Okay. Thank you. And so thank you for that and thank you for being in the loop with a lot of things that are happening on the federalist side that impacts our island and I'd like to thank again Mrs. Posadas. Thank you so much for taking time out of your busy schedule. And Director San Agustin, I know I've been messaging you guys and asking you to be present. And Tess, thank you for being available for the many questions that we had to resolve, some of the issues that we foresee in the future. And hopefully we can continue to advocate, especially as we look forward to the unknowns that we'll be facing in the upcoming years as a result of this pandemic.

So, with that being said, I'd like to thank my colleagues for being present, and thank you everyone for being here today. And we will now adjourn this public hearing.

It is 5:37 in the afternoon. Thank you everyone. Have a good evening and God Bless you. Thank you. Bye-bye.

The Public Hearing was adjourned at 5:37 PM

III. FINDINGS AND RECOMMENDATIONS

Ms. Tess Arcangel, Chief Administrator for DPHSS, emphasized that eliminating the federal funding cap will not resolve or eliminate the funding shortfall if Guam's FMAP is not increased. Senator Telena Nelson acknowledged this statement and will amend the Resolution to propose that the FMAP score be readjusted to fit the needs of Guam and the territories.

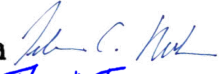








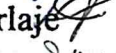
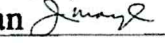
Speaker Therese Terlaje, Senator V. Anthony Ada, Senator Telo Taitague, and Senator Joanne Brown further expressed their support of the Resolution and commended Director San Agustin, Ms. Arcangel, and Mrs. Posadas for their efforts in the medical community. Senator Taitague further requested to become a co-sponsor of the Resolution.

Senator Telena Cruz Nelson hereby reports out Resolution No. 42-36 (COR), "Relative to expressing the support of *I Mina'trentai Sais na Liheslaturan Guahan* for the passage of H.R. 265, the "Insular Area Medicaid Parity Act," introduced by the Honorable Delegate Gregorio Kilili Camacho Sablan and the Honorable Delegate Michael F.Q. San Nicolas, which eliminates the general Medicaid funding limitations for U.S. territories; and to further support the protection of access to healthcare and the federal funding that ensures the necessary resources for Medicaid programs benefiting the People of Guam and all U.S. Territories." With the recommendation **TO DO ADOPT.**

I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN
2021 (FIRST) Regular Session

Resolution No. 42-36 (COR)

Introduced by:

Telena Cruz Nelson 
Therese M. Terlaje 
Amanda L. Shelton 
Mary C. Torres 
Clynton E. Ridgell 
V. Anthony Ada 
Joe S. San Agustin 
Tina Muña Barnes 
Joanne M. Brown 
Jose "Pedo" Terlaje 
James C. Moylan 

Relative to expressing the support of *I Mina'trentai Sais na Liheslaturan Guahan* for the passage of H.R. 265, the "Insular Area Medicaid Parity Act," introduced by the Honorable Delegate Gregorio Kili Camacho Sablan and the Honorable Delegate Michael F.Q. San Nicolas, which eliminates the general Medicaid funding limitations for U.S. territories; and to further support the protection of access to healthcare and the federal funding that ensures the necessary resources for Medicaid programs benefiting the People of Guam and all U.S. Territories;

1 **BE IT RESOLVED BY THE COMMITTEE ON RULES OF *I***
2 ***MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN*:**

3 **WHEREAS, the Medicaid program was established in 1965 pursuant to U.S.**
4 **Public Law 89-97 and is authorized under Title XIX of the Social Security Act (SSA).**

1 The program serves as the largest source of public health insurance in the nation.
2 Mandatory benefits include but are not limited to lab and X-ray services, inpatient
3 hospital services, home health services, and freestanding birth centers, along with
4 other optional benefits for states and certain territories; and

5 **WHEREAS**, from its establishment, Medicaid worked in service of the elderly
6 and certain low-income individuals. Since then, it has welcomed steady population
7 growth and now covers a wider demographic. Under the Patient Protection and
8 Affordable Care Act (ACA, P.L. 111-148, as amended), Medicaid expanded its
9 programs to a new adult group with incomes below 133 percent of the poverty level.
10 The provision covers low-income adults 65 years and younger, including parents and
11 adults without dependent children; and

12 **WHEREAS**, the Medicaid expansion program known as the Children's Health
13 Insurance Program (CHIP), provides health coverage for enrolled children through
14 both Medicaid and separate CHIP programs. Similar to Medicaid, it is jointly funded
15 by local and federal governments; and

16 **WHEREAS**, an omnibus COVID relief bill signed into law on December 28,
17 2020 extended Medicaid services to Compact of Free Association (COFA) citizens.
18 The law serves an estimated 100,000 COFA migrants who live in the 50 U.S. states
19 and District of Columbia, and who meet all Medicaid eligibility rules; and

20 **WHEREAS**, Medicaid is offered in all U.S. territories, including Guam,
21 American Samoa, the Commonwealth of the Northern Mariana Islands (CNMI), the
22 Commonwealth of Puerto Rico, and the United States Virgin Islands (USVI).
23 Medicaid was established on Guam in 1975 and is administered by the Department of
24 Public Health and Social Services (DPHSS); and

25 **WHEREAS**, the program operates on a fee-for-service (FFS) basis, and nearly
26 21 percent of Guam residents are enrolled in Medicaid. While Guam, Puerto Rico, and
27 the USVI are required to provide mandatory Medicaid benefits, Guam is the only

1 territory to do so, providing also the optional benefits of dental and prescription
2 services; and

3 **WHEREAS**, an increase in Medicaid funding aided one-fifth of the island's
4 population during the unprecedented effects of the COVID-19 pandemic. Guam's
5 primary public hospital, Guam Memorial Hospital (GMH), reported that its Medicaid
6 collections for Fiscal Year (FY) 2020 increased to 26,999,457, which is 9.4 million
7 more than the FY 2019 collections set at 17,579,613. The recent FY 2020
8 appropriations package (P.L. 116-94) and the Families First Coronavirus Response
9 Act (FFCRA, P.L. 116-127) increased Guam's federal Medicaid allotment from \$18.4
10 million to \$130.9 million. The FY 2021 allotment raised from approximately \$18.8
11 million to \$129.7 million; and

12 **WHEREAS**, while Congress has provided limited supplemental federal
13 Medicaid funds to Guam and other territories on several occasions, the territories only
14 have access to federal dollars that are not to exceed the annual, mandatory ceiling
15 amount provided in Section 1108(c)(4) of the SSA. If federal dollars are exhausted,
16 local funds are used to fund the program. This is unlike the states where federal
17 Medicaid spending is open ended; and

18 **WHEREAS**, the Federal Medical Assistance Percentage (FMAP) for Guam
19 and the territories is statutorily set at 55 percent (§1905(b) of the SSA), unlike that of
20 the states, where the FMAP is set using a formula based on state per capita income.
21 For FYs 2020 and 2021, Guam has a temporary FMAP of 83 percent. During the
22 national public health emergency declared in response to the COVID-19 outbreak,
23 Guam received the 6.2 percentage point increase provided by the FFCRA to all states
24 and territories, which went into effect January 1, 2020. This increase brought Guam's
25 FMAP to 89.2 percent. Guam also received a 100 percent CHIP enhanced FMAP
26 during the emergency period. Like the states and other territories, Guam's matching

1 rate for almost all program administrations is set at 50 percent (§ 1903(a)(7) of the
2 SSA); and

3 **WHEREAS**, while Medicaid administered a funding increase for FY 2020 and
4 FY 2021, the annual allotment for the fiscal years succeeding FY 2021 will revert
5 back to a 55 percent federal matching rate. This means that if Guam were to spend
6 \$10 million in local funds for Medicaid services, the federal government would
7 provide 12.2 million, or 55 percent, only 5 percent above the statutory minimum; and

8 **WHEREAS**, H.R. 265 recognizes the need to address the inequitable
9 distribution of federal funds to the territories as they face a unique set of challenges
10 due to their geographic locations. The U.S. Department of Health and Human Services
11 designated Guam as a Health Professional Shortage Area (HPSA) and a Medically
12 Underserved Area (MUA). These designations demonstrate a need for more health
13 care providers, practitioners, and health-related resources. The shortage in certain
14 physician specialists and specialty care nurses is only expected to increase in the
15 succeeding years; and

16 **WHEREAS**, architects and engineers from the Army Corps of Engineers
17 (ACOE) deemed the Guam Memorial Hospital to be in an overall state of failure,
18 citing pre-existing issues that include unsafe infrastructure, an outdated HVAC
19 (heating, ventilation, and air conditioning) system, and a lack of financial resources
20 available to adequately address these pressing issues. The cost of repairs
21 recommended by ACOE is estimated to be \$21 million and would go towards
22 replacing the existing facility and immediately repairing critical life safety items; and

23 **WHEREAS**, adding to the financial strains on the Hospital, Guam Memorial
24 Hospital Authority (GMHA) reported up to \$145.5 million in uncollectable debt for
25 the ending of FY 2019. The average debt acquired from patient receivables is
26 estimated to be \$16.5 million annually, meaning GMHA receives 27 cents per dollar

1 for self-pay patients. With the \$658K decrease in federal grants for FY 2019, the
2 Hospital is further burdened by its negatively operating cash flow; and

3 **WHEREAS**, recognizing the need for additional federal funding for territories,
4 the Honorable Delegate Gregorio Kilili Camacho Sablan from the Commonwealth of
5 Northern Mariana Islands introduced H.R. 265, titled the “Insular Area Medicaid
6 Parity Act.” The bill is further supported by several U.S. state representatives and the
7 Honorable Guam Delegate Michael F.Q. San Nicolas. The Act provides that Section
8 1108, Section 1902, and Section 1903 of the SSA, relative to the allocation of federal
9 funds to territories, be amended to eliminate the cap on Medicaid funding provided by
10 the federal government; and

11 **WHEREAS**, the additional funds would increase the capacity of the medical
12 community to provide a steadier allocation of resources and programs geared toward
13 improving health services. These financial resources could go towards several capital
14 projects that are currently unfunded and address GMH’s dire need for personnel,
15 which would help stabilize the Hospital’s financial health further; and

16 **WHEREAS**, increasing funding that goes towards health care should not be
17 contingent on a pandemic but should be a matter discussed for communities in need
18 even beyond the impacts of COVID-19. The “Insular Area Medicaid Parity Act,”
19 would provide a more equitable distribution of federal funds to territories and ensure
20 that Guam’s FMAP is proportionate to the financial needs of our island. H.R. 265
21 would aid not only the health of low-income individuals, but the wider community as
22 a whole; and

23 **WHEREAS**, despite the persisting challenges to our island’s medical
24 community, the joint efforts of local and federal entities have done much in service to
25 the People of Guam. However, more can and should be done. The continued efforts
26 and support of local and state representatives is crucial to protecting the public’s
27 access to Medicaid and health care; now therefore, be it

1 **RESOLVED**, that the Committee on Rules of *I Mina'trentai Sais Na*
2 *Liheslaturan Guåhan* does hereby, on behalf of the people of Guam, stand in support
3 of H.R. 265, the “Insular Area Medicaid Parity Act,” and of protecting access to
4 healthcare and federal assistance that ensures the necessary resources for Medicaid
5 programs benefiting the People of Guam and all U.S. Territories; and be it further

6 **RESOLVED**, that the Speaker and the Chairperson of the Committee on Rules
7 certify, and the Legislative Secretary attest to, the adoption hereof, and that copies of
8 the same be thereafter transmitted to the U.S. Senate Majority Leader Senator Chuck
9 Schumer, U.S. Senate Minority Leader Senator Mitch McConnell, Speaker of the
10 House Nancy Pelosi, Committee on Energy and Commerce Chairman Congressman
11 Frank Pallone, Jr., Health Subcommittee Chairwoman Congresswoman Anna G.
12 Eshoo, the Honorable Delegate from the Commonwealth of the Northern Mariana
13 Islands Gregorio Kilili Camacho Sablan, the Honorable Delegate from Guam Michael
14 F.Q. San Nicolas; and to the Honorable Lourdes A. Leon Guerrero, *I Maga'hågan*
15 *Guåhan*.

**DULY AND REGULARLY ADOPTED BY THE COMMITTEE ON RULES OF
I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN ON THE DAY
OF MONTH YYYY.**

THERESE M. TERLAJE
Speaker

TINA ROSE MUÑA BARNES
Chairperson, Committee on Rules

AMANDA L. SHELTON
Legislative Secretary

117TH CONGRESS
1ST SESSION

H. R. 265

To amend title XI of the Social Security Act to eliminate the general Medicaid funding limitations for territories of the United States, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 11, 2021

Mr. SABLAN (for himself, Mr. CLEAVER, Mrs. RADEWAGEN, Mr. SAN NICOLAS, Mr. ESPAILLAT, Ms. LEE of California, Ms. MOORE of Wisconsin, Mr. CÁRDENAS, Ms. BONAMICI, Mr. MCGOVERN, Mr. SIRES, Ms. VELÁZQUEZ, Ms. BARRAGÁN, Mr. GARCÍA of Illinois, Ms. DELAURO, Mr. HASTINGS, Mr. CARSON, Mr. CASE, Ms. CLARKE of New York, Ms. JACKSON LEE, Mrs. NAPOLITANO, Ms. NORTON, Ms. MENG, Mr. TRONE, Mr. CASTRO of Texas, Mr. BUTTERFIELD, Mr. NADLER, Ms. OCASIO-CORTEZ, Miss GONZÁLEZ-COLÓN, Ms. KELLY of Illinois, and Ms. CHU) introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To amend title XI of the Social Security Act to eliminate the general Medicaid funding limitations for territories of the United States, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Insular Area Medicaid
5 Parity Act”.

1 **SEC. 2. ELIMINATION OF GENERAL MEDICAID FUNDING**
2 **LIMITATIONS (“CAP”) FOR TERRITORIES.**

3 (a) IN GENERAL.—Section 1108 of the Social Secu-
4 rity Act (42 U.S.C. 1308) is amended—

5 (1) in subsection (f), in the matter preceding
6 paragraph (1), by striking “subsection (g)” and in-
7 serting “subsections (g) and (h)”;

8 (2) in subsection (g)(2), in the matter pre-
9 ceding subparagraph (A), by striking “and para-
10 graphs (3) and (5)” and inserting “, paragraphs (3)
11 and (5), and subsection (h)”;

12 (3) by adding at the end the following new sub-
13 section:

14 “(h) SUNSET OF MEDICAID FUNDING LIMITA-
15 TIONS.—Subsections (f) and (g) shall not apply to Puerto
16 Rico, the Virgin Islands, Guam, the Northern Mariana Is-
17 lands, and American Samoa beginning with fiscal year
18 2021.”.

19 (b) CONFORMING AMENDMENTS.—

20 (1) Section 1902(j) of the Social Security Act
21 (42 U.S.C. 1396a(j)) is amended by striking “, the
22 limitation in section 1108(f),”.

23 (2) Section 1903(u) of the Social Security Act
24 (42 U.S.C. 1396b(u)) is amended by striking para-
25 graph (4).

1 (c) EFFECTIVE DATE.—The amendments made by
2 this section shall apply beginning with fiscal year 2021.

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