

I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN
2022 (SECOND) Regular Session
LEGISLATIVE SESSION AGENDA

Speaker Antonio R. Unpingco Legislative Session Hall

May 27, 31, June 2, 3, 2022

- (i) **Call to Order;**
- (ii) **Prayer;**
- (iii) **Recognition of a Recipient of *I Milåyan Mås Takhilo 'Na Sakrafisu*;**
- (iv) **Reciting of *Inifresi*;**
- (v) **Singing of the Guam Hymn in *CHamoru*;**
- (vi) **Singing of the National Anthem;**
- (vii) **Roll Call;**
- (viii) **Call for Approval of the Legislative Journal;**
 - April 22, 2022
- (ix) **Communications and Petitions;**
- (x) **Messages from *I Maga'hågan Guåhan*;**
- (xi) **Reports of Standing Committees;**
- (xii) **Reports of Select Committees;**
- (xiii) **Introduction and First Reading of Bills and Resolutions;**
 - Bill Nos. 292-36 (LS); 293-36 (COR) and 294-36 (COR); 295-36 (LS) through 301-36 (LS); and 302-36 (COR) through 304-36 (COR).
 - Resolution Nos. 321-36 (LS) through 324-36 (LS); 325-36 (COR) through 331-36 (COR); 332-36 (LS) through 339-36 (LS); and 340-36 (COR) through 348-36 (COR).
- (xiv) **Motions;**
 1. **VETOED BILL NO. 11-36 (COR)** - AN ACT TO *AMEND* § 19405(b) AND (c) OF ARTICLE 4, CHAPTER 19, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO REQUIRING LEGISLATIVE AUTHORIZATION TO EXTEND A DECLARATION OF A STATE OF PUBLIC HEALTH EMERGENCY AND TO BE KNOWN AS “THE RESTORATION OF SEPARATION OF POWERS ACT.” (Doc. No. 36GL-21-0257)
 2. **VETOED BILL NO. 38-36 (COR)** - AN ACT TO *AMEND* § 61106(b) OF ARTICLE 1, CHAPTER 61, DIVISION 2, TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO ESTABLISHING EXTENSIONS OF DEADLINES TO SUBMIT REPORTS OR POSITIONS STATEMENTS TO THE APPLICATION REVIEW COMMITTEE, AND AN ADMINISTRATIVE FINE FOR THE DIRECTOR OF A MEMBER-AGENCY OF THE APPLICATION REVIEW COMMITTEE WHO FAILS TO PROVIDE REQUIRED REPORTS OR POSITION STATEMENTS ON LAND USE APPLICATIONS. (Doc. No. 36GL-21-0258)
 3. **VETOED BILL NO. 164-36 (COR)** - AN ACT TO *AMEND* SECTIONS 4, 5, 6, AND 7, AND *ADD* A NEW SECTION 8, AND *REPEAL* “EXHIBIT A,” ALL OF PUBLIC LAW 35-136 THE *RECOVERY INCOME SUPPORT AND EMPOWERMENT (RISE) ACT OF 2020*, RELATIVE TO REMOVING IMPEDIMENTS TO THE ISSUANCE OF PAYMENTS TO ELIGIBLE GUAM RESIDENTS DURING THE STATE OF PUBLIC HEALTH EMERGENCY DUE TO THE COVID-19 PANDEMIC. (Doc. No. 36GL-21-0989)
 4. **VETOED BILL NO. 73-36 (COR)**- AN ACT TO *AMEND* §§ 60102 AND 60103 OF CHAPTER 60, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO REMOVING THE RESTRICTIONS ON OWNERSHIP OF SUPPRESSORS AND SILENCERS FROM GUAM LAW; AND TO BE KNOWN AS THE “HEARING PROTECTION ACT OF 2021”. (Doc. No. 36GL-21-1444)
 5. **VETOED S.BILL NO. 179-36 (LS)**- AN ACT TO *ADD* NEW §§ 13510 AND 13503(h) TO ARTICLE 5 OF CHAPTER 13, TITLE 19, GUAM CODE ANNOTATED, RELATIVE TO REQUIRING RULES AND REGULATIONS FOR THE LICENSURE OF ADOPTION AGENCIES, AND TO *ADD* THE DEFINITION OF AN ADOPTION AGENCY. (Doc. No. 36GL-21-1462)
 6. **VETOED S.BILL NO. 173-36 (LS)**- AN ACT TO *AMEND* § 9112 OF CHAPTER 9, § 117 OF CHAPTER 1, § 14105 OF CHAPTER 14, AND § 13103 OF CHAPTER 13; AND TO *ADD* A NEW § 15110 TO ARTICLE 1 OF CHAPTER 15, AND TO A NEW § 1124 TO CHAPTER 1, ALL OF TITLE 3, GUAM CODE ANNOTATED, RELATIVE TO ADDRESSING AND MODERNIZING ELECTION-RELATED ISSUES, TO INCLUDE THE COUNTING OF PROVISIONAL BALLOTS, ELECTIONEERING AT POLLING PLACES, THE CANCELLATION OF THE PRIMARY ELECTION IN CERTAIN CIRCUMSTANCES, AND VACANCIES. (Doc. No. 36GL-22-1660)

7. The Committee on Public Safety, Emergency Response, Military and Veteran Affairs, Mayors' Council, and Public Transit hereby reports out the nomination of Julian C. Janssen to serve as a Member of the Guam Regional Transit Authority Board of Directors, with the recommendation to do confirm.
8. **VETOED S.BILL NO. 236-36 (COR)**– AN ACT TO *AMEND* § 5213 OF SUBARTICLE B, ARTICLE 3, CHAPTER 5, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO STRENGTHENING THE REQUIREMENTS OF SMALL PURCHASES. (Doc. No. 36GL-22-1909)
9. **VETOED BILL NO. 123-36 (COR)**– AN ACT TO *AMEND* § 2108 OF CHAPTER 2, TITLE 4, GUAM CODE ANNOTATED, RELATIVE TO REQUIRING EMPLOYEES WHO RESIGN FROM GOVERNMENT OF GUAM EMPLOYMENT TO SUBMIT TO DRUG TESTING TO RETAIN RE-EMPLOYMENT RIGHTS IF SAID RESIGNATION WAS TENDERED SUBSEQUENT TO THE EMPLOYER'S ANNOUNCEMENT OF DRUG TESTING. (Doc. No. 36GL-22-1910)
10. **VETOED BILL NO. 239-36 (COR)**– AN ACT TO *ADD* A NEW § 76206 TO ARTICLE 2 OF CHAPTER 76, DIVISION 3, TITLE 11, GUAM CODE ANNOTATED; AND TO ADD A NEW § 13510 TO ARTICLE 5 OF CHAPTER 13, TITLE 19, GUAM CODE ANNOTATED, RELATIVE TO BUSINESS LICENSE REQUIREMENTS FOR ENTITIES ENGAGING IN CHILD PLACEMENT SERVICES. (Doc. No. 36GL-22-1911). Failed to Place on Voting File 5/27/22.
11. Motion to place items on the Agenda from the potential items listing.

(xv) Legislative Concurrence;

1. The Committee on Environment, Revenue and Taxation, Labor, Procurement, and Statistics, Research, and Planning hereby reports out the nomination of Lola E. Leon Guerrero to serve as Director of the Bureau of Statistics and Plans, with the recommendation to do confirm. **Moved to the Voting File 5/27/22.**
2. The Committee on Education, Self-Determination and Historic Preservation, Infrastructure, Border Safety, Federal and Foreign Affairs, and Maritime Transportation, hereby reports out the nomination of Conchita S.N. Taitano to serve as a Member of the Port Authority of Guam Board of Directors, with the recommendation to do confirm. Placed on Session Agenda 5/27/22. **Moved to the Voting File 5/27/22.**

(xvi) Consent Calendar;

(xvii) Second Reading File;

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| <ol style="list-style-type: none"> 1. Bill No. 243-36 (LS) As amended by the Committee on Health, Land, Justice, and Culture. Moved to Third Reading File 5/27/22. | <p>Mary Camacho Torres Therese M. Terlaje Tina Rose Muña Barnes Amanda L. Shelton James C. Moylan Jose “Pedo” Terlaje V. Anthony Ada Frank Blas Jr. Clynton E. Ridgell Joe S. San Agustin Christopher M. Dueñas Sabina F. Perez</p> | <p>AN ACT TO <i>AMEND</i> §25.10(a), §25.15(a)(4)-(7), §25.20(a)(4)-(7), §25.25(a)(3), AND §25.30(a)(2), ALL OF CHAPTER 25, TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO DEFINING “CONSENT,” REVISING THE LANGUAGE OF “MENTALLY DEFECTIVE” TO “MENTALLY IMPAIRED,” AND EXPANDING THE DEFINITION OF “MENTAL INCAPACITATION” AND “PHYSICALLY HELPLESS.”</p> |
| <ol style="list-style-type: none"> 2. Bill No. 244-36 (LS) As amended by the Committee on Health, Land, Justice, and Culture. Moved to Third Reading File 5/27/22. | <p>Mary Camacho Torres Therese M. Terlaje Tina Rose Muña Barnes Amanda L. Shelton James C. Moylan Jose “Pedo” Terlaje V. Anthony Ada Frank Blas Jr. Clynton E. Ridgell Joe S. San Agustin Christopher M. Dueñas Sabina F. Perez</p> | <p>AN ACT TO <i>ADD</i> A NEW CHAPTER 163 TO TITLE 8, GUAM CODE ANNOTATED, RELATIVE TO ESTABLISHING A BILL OF RIGHTS FOR VICTIMS OF SEXUAL ASSAULT; AND TO CITE THIS ACT AS THE “SURVIVOR’S BILL OF RIGHTS ACT OF 2022.”</p> |

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| <p>3. Bill No. 300-36 (LS) As amended by the Committee on Environment, Revenue and Taxation, Labor, Procurement, and Statistics, Research, and Planning.</p> <p>Moved to Third Reading File 5/27/22.</p> | <p>Sabina F. Perez</p> | <p>AN ACT TO REPEAL AND REENACT § 5213 OF SUBARTICLE B, ARTICLE 3, CHAPTER 5, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO STRENGTHENING THE REQUIREMENTS OF SMALL PURCHASES.</p> |
| <p>4. Resolution No. 290-36 (COR) Moved to Third Reading File 5/27/22.</p> | <p>V. Anthony Ada Frank Blas Jr. Christopher M. Dueñas Joe S. San Agustin Jose “Pedo” Terlaje Therese M. Terlaje Telo T. Taitague Amanda L. Shelton Tina Rose Muña Barnes James C. Moylan Sabina Flores Perez Joanne Brown Clynton E. Ridgell</p> | <p>Relative to expressing the support of <i>I Mina'trentai Sais Na Liheslaturan Guåhan</i> for the passage of H.R. 3512, the "Healthcare for Our Troops Act" which would provide access to zero-cost TRICARE Reserve Select and dental coverage to Reserve Component service members.</p> |
| <p>5. Resolution No. 315-36 (LS) As amended by the Author.</p> <p>Moved to Third Reading File 5/27/22.</p> | <p>Telena Cruz Nelson</p> | <p>Relative to expressing the utmost support of <i>I Mina'Trentai Sais Na Liheslaturan Guåhan</i> (the 36th Guam Legislature) for the passage of H.R. 6675, the “Independent VA Audit Act”, which seeks to direct the Secretary of Veterans Affairs to seek to enter into an agreement with a non-governmental entity to conduct an audit of the healthcare system of the Department of Veterans Affairs.</p> |
| <p>6. Bill No. 281-36 (COR) As amended by the Committee on General Government Operations, Appropriations, and Housing.</p> <p>Placed on Session Agenda 5/27/22.</p> <p>Set Aside 5/27/22.</p> <p>Committee of the Whole 5/31/22.</p> <p>Failed to place in the Third Reading File 5/31/22.</p> | <p>Joe S. San Agustin</p> | <p>AN ACT TO APPROPRIATE SIX HUNDRED NINE THOUSAND DOLLARS (\$609,000) FROM THE GENERAL FUND EXCESS REVENUES COLLECTED ABOVE THE ADOPTED LEVELS OF FISCAL YEAR 2022 TO THE GUAM ELECTION COMMISSION FOR THE PURPOSE OF CONDUCTING THE 2022 PRIMARY ELECTION AND EARLY IN-OFFICE VOTING.</p> |
| <p>7. Bill No. 242-36 (LS) As amended by the Committee on Health, Land, Justice, and Culture.</p> <p>Placed on Session Agenda 5/27/22.</p> <p>Moved to Third Reading File 5/27/22.</p> | <p>Mary Camacho Torres Therese M. Terlaje Tina Rose Muña Barnes Amanda L. Shelton James C. Moylan Jose “Pedo” Terlaje V. Anthony Ada Frank Blas Jr. Clynton E. Ridgell Joe S. San Agustin Christopher M. Dueñas</p> | <p>AN ACT TO ADD A NEW ARTICLE 2 TO CHAPTER 40, TITLE 7, GUAM CODE ANNOTATED, AND TO FURTHER ADD A NEW § 30.400 TO CHAPTER 30 OF TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO THE TRANSFER OR RELEASE OF FAMILY VIOLENCE, SEXUAL ASSAULT, AND STALKING VICTIMS FROM SHARED WIRELESS PLANS.</p> |

8. Bill No. 301-36 (LS)

As amended by the Committee on Health, Land, Justice, and Culture.

Placed on Session Agenda 5/31/22.

Moved to Third Reading File 5/31/22.

Joe S. San Agustin

AN ACT TO APPROVE THE LAND LEASE AGREEMENT AS LENDERS' CONDITION TO FUND THE CONSTRUCTION OF A 198 MW POWER PLANT AND BESS FACILITY LOCATED ON LOT NOS. 5010-1NEW-NEW-1 AND 5010-1NEW-NEW-R1, DEDEDO, AND A RELATED RESERVE FACILITY LOCATED ON LOT NO. 261-2, PITI, GUAM, AND TO AUTHORIZE THE USE OF THOSE PROPERTIES FOR SUCH PURPOSES.

(xviii) Consideration of the Daily File;

(1) Third Reading File:

1. Bill No. 243-36 (LS)

As amended by the Committee on Health, Land, Justice, and Culture; and further amended on the Floor.

Passed 6/2/22.

Mary Camacho Torres
Therese M. Terlaje
Tina Rose Muña Barnes
Amanda L. Shelton
James C. Moylan
Jose "Pedo" Terlaje
V. Anthony Ada
Frank Blas Jr.
Clynton E. Ridgell
Joe S. San Agustin
Christopher M. Dueñas
Sabina F. Perez
Telena Cruz Nelson

AN ACT TO AMEND §§ 25.10(a), 25.15(a)(4)-(7), 25.20(a)(4)-(7), 25.25(a)(3), AND 25.30(a)(2) OF CHAPTER 25, TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO DEFINING "CONSENT," REVISING THE LANGUAGE OF "MENTALLY DEFECTIVE" TO "MENTALLY IMPAIRED," AND EXPANDING THE DEFINITION OF "MENTAL INCAPACITATION" AND "PHYSICALLY HELPLESS."

2. Bill No. 244-36 (LS)

As amended by the Committee on Health, Land, Justice, and Culture; and further amended on the Floor.

Passed 6/2/22.

Mary Camacho Torres
Therese M. Terlaje
Tina Rose Muña Barnes
Amanda L. Shelton
James C. Moylan
Jose "Pedo" Terlaje
V. Anthony Ada
Frank Blas Jr.
Clynton E. Ridgell
Joe S. San Agustin
Christopher M. Dueñas
Sabina F. Perez
Telena Cruz Nelson

AN ACT TO ADD A NEW CHAPTER 163 TO TITLE 8, GUAM CODE ANNOTATED, RELATIVE TO ESTABLISHING A BILL OF RIGHTS FOR VICTIMS OF SEXUAL ASSAULT; AND TO CITE THIS ACT AS THE "SURVIVOR'S BILL OF RIGHTS ACT OF 2022."

3. Bill No. 300-36 (LS)

As amended by the Committee on Environment, Revenue and Taxation, Labor, Procurement, and Statistics, Research, and Planning; and further amended on the Floor.

Passed 6/2/22.

Sabina F. Perez
Therese M. Terlaje
Telo T. Taitague
Tina Rose Muña Barnes
Joanne Brown
Frank Blas Jr.
V. Anthony Ada
Christopher M. Dueñas
James C. Moylan
Telena Cruz Nelson
Clynton E. Ridgell
Joe S. San Agustin
Amanda L. Shelton
Jose "Pedo" Terlaje
Mary Camacho Torres

AN ACT TO REPEAL AND REENACT § 5213 OF SUBARTICLE B, ARTICLE 3, CHAPTER 5, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO STRENGTHENING THE REQUIREMENTS OF SMALL PURCHASES.

4. Resolution No. 290-36 (COR)

As amended on the Floor.

Adopted 6/2/22.

V. Anthony Ada
Frank Blas Jr.
Christopher M. Dueñas
Joe S. San Agustin
Jose “Pedro” Terlaje
Therese M. Terlaje
Telo T. Taitague
Amanda L. Shelton
Tina Rose Muña Barnes
James C. Moylan
Sabina Flores Perez
Joanne Brown
Clynton E. Ridgell
Mary Camacho Torres
Telena Cruz Nelson

Relative to expressing the support of *I Mina'trentai Sais Na Liheslaturan Guåhan* for the passage of H.R. 3512, the “Healthcare for Our Troops Act,” which would provide access to zero-cost TRICARE Reserve Select and dental coverage healthcare to Reserve Component service members.

5. Resolution No. 315-36 (LS)

As amended by the Author; and further amended on the Floor.

Adopted 6/2/22.

Telena Cruz Nelson
V. Anthony Ada
Frank Blas Jr.
Joanne Brown
Christopher M. Dueñas
James C. Moylan
Tina Rose Muña Barnes
Sabina Flores Perez
Clynton E. Ridgell
Joe S. San Agustin
Amanda L. Shelton
Telo T. Taitague
Jose “Pedro” Terlaje
Therese M. Terlaje
Mary Camacho Torres

Relative to expressing the utmost support of *I Mina'trentai Sais Na Liheslaturan Guåhan* (the 36th Guam Legislature) for the passage of H.R. 6675, the “Independent VA Audit Act,” which directs the U.S. Secretary of Veterans Affairs to enter into an agreement with a non-governmental entity to conduct an audit of the healthcare system of the Department of Veterans Affairs.

6. Bill No. 242-36 (LS)

As amended by the Committee on Health, Land, Justice, and Culture; and further amended on the Floor.

Passed 6/2/22.

Mary Camacho Torres
Therese M. Terlaje
Tina Rose Muña Barnes
Amanda L. Shelton
James C. Moylan
Jose “Pedro” Terlaje
V. Anthony Ada
Frank Blas Jr.
Clynton E. Ridgell
Joe S. San Agustin
Christopher M. Dueñas
Telena Cruz Nelson

AN ACT TO ADD A NEW ARTICLE 2 TO CHAPTER 40 OF TITLE 7, GUAM CODE ANNOTATED, AND A NEW § 30.400 TO CHAPTER 30 OF TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO TRANSFERRING OR RELEASING VICTIMS OF FAMILY VIOLENCE, SEXUAL ASSAULT, AND STALKING FROM SHARED WIRELESS PLANS.

7. Bill No. 301-36 (LS)

As amended by the Committee on Health, Land, Justice, and Culture; and further amended on the Floor.

Passed 6/2/22.

Joe S. San Agustin

AN ACT TO APPROVE THE SECOND AMENDED AND RESTATED LAND LEASE AGREEMENT BETWEEN THE GUAM POWER AUTHORITY AND GUAM UKUDU POWER LLC, AS LENDERS’ CONDITION TO FUND THE CONSTRUCTION OF A 198 MW POWER PLANT AND BATTERY ENERGY STORAGE SYSTEM FACILITY LOCATED ON LOT NOS. 5010-1NEW-NEW-1 AND 5010-1NEW-NEW-R1, DEDEDO, AND A RELATED RESERVE FACILITY LOCATED ON LOT NO. 261-2, PITI, GUAM, AND TO AUTHORIZE THE USE OF THOSE PROPERTIES FOR SUCH PURPOSES.

(2) Voting File:

1. The nomination of Lola E. Leon Guerrero to serve as Director of the Bureau of Statistics and Plans. **Confirmed 6/2/22.**
2. The nomination of Conchita S.N. Taitano to serve as a Member of the Port Authority of Guam Board of Directors. **Confirmed 6/2/22.**

(xix) Brief Extension of Remarks;

(xx) Announcements; and

(xxi) Adjournment.