

I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN

2021 (FIRST) Regular Session

VOTING RECORD

Bill No. 100-36 (COR) As amended by the Committee on Air Transportation, Parks, Tourism, Higher Education, and the Advancement of Women, Youth, and Senior Citizens; and further amended on the Floor.	Speaker Antonio R. Unpingco Legislative Session Hall Guam Congress Building April 30, 2021
--	---

NAME	Aye	Nay	Not Voting/ Abstained	Out During Roll Call	Absent	Excused
Senator V. Anthony Ada	√					
Senator Frank Blas Jr.	√					
Senator Joanne Brown	√					
Senator Christopher M. Dueñas	√					
Senator James C. Moylan	√					
Vice Speaker Tina Rose Muña Barnes	√					
Senator Telen Cruz Nelson	√					
Senator Sabina Flores Perez	√					
Senator Clynton E. Ridgell	√					
Senator Joe S. San Agustin	√					
Senator Amanda L. Shelton	√					
Senator Telo T. Taitague	√					
Senator Jose "Pedo" Terlaje	√					
Speaker Therese M. Terlaje	√					
Senator Mary Camacho Torres	√					

TOTAL

15

0

Aye

Nay

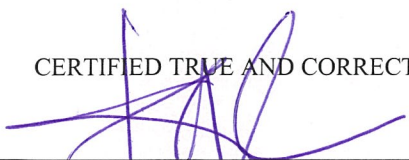
Not
Voting/
Abstained

Out
During
Roll Call

Absent

Excused

CERTIFIED TRUE AND CORRECT:



 RENNAE W.C. MENO
 Clerk of the Legislature

I = Pass

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

Bill No. 100-36 (COR)

As amended by the Committee on Air Transportation,
Parks, Tourism, Higher Education and the
Advancement of Women, Youth and Senior Citizens;
and further amended on the Floor.

*

Introduced by:

Amanda L. Shelton
Tina Rose Muña Barnes
Telena Cruz Nelson
Joe S. San Agustin
Mary Camacho Torres
V. Anthony Ada
Telo T. Taitague

**AN ACT TO *AMEND* § 11105 OF CHAPTER 11, TITLE 12,
GUAM CODE ANNOTATED, RELATIVE TO
ALLOWING THE PUBLIC DEFENDER SERVICE
CORPORATION TO RECEIVE AND ADMINISTER
GRANTS AND ENTER INTO INTRAGOVERNMENTAL
AND INTERGOVERNMENTAL AGREEMENTS, AND
TO ESTABLISH AN ELDER LAW CENTER WITHIN
THE CORPORATION TO PROVIDE LEGAL SERVICES
TO GUAM'S ELDERLY POPULATION.**

1 **BE IT ENACTED BY THE PEOPLE OF GUAM:**

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that there is a need to provide avenues for civil legal aid and other services to assist
4 Guam's elderly population. Local resources to fund these programs are limited, but
5 federal grants to support them may be available. *I Liheslatura* finds that the Public
6 Defender Service Corporation (Corporation), if allowed to apply, receive, and

1 administer federal grants reserved for those populations, will be uniquely situated to
2 fill the gaps in legal services for the vulnerable, underserved, and under-represented
3 members of our community who need them the most.

4 *I Liheslatura* further finds that the Corporation, the Department of Public
5 Health and Social Services (DPHSS), and the Guam Legal Services Corporation
6 have been in talks to establish an Elder Law Center (Center) within the auspices of
7 the Corporation. The Center would be funded by an existing One Hundred Ninety
8 Thousand Dollar (\$190,000) federal grant meant to provide legal services to the
9 elderly. The DPHSS reports that there are over four hundred (400) *manâmkok*
10 (elderly) who are currently awaiting legal services that this grant could provide; and
11 *I Liheslatura* finds that governmental and non-profit corporations, including the
12 Corporation, the Guam Legal Services Corporation, and the Micronesian Legal
13 Services Corporation, are ready, willing, and able to provide services to qualified
14 individuals with funding from this grant.

15 *I Liheslatura* further finds that to effectuate this service, the enabling language
16 of the Corporation must be amended to clarify that, notwithstanding any existing
17 moratoriums or existing law, the Corporation is able to apply for, receive, and
18 administer grants and subgrants, and enter into intragovernmental and
19 intergovernmental agreements, including, but not limited to, grants to provide
20 protective orders and legal services for the elderly. *I Liheslatura* finds that our
21 *manâmkok* (elderly), the bedrock of our community, deserve quality legal services
22 that could be duly provided by the hard-working and diligent staff of the
23 Corporation, whose express mission already includes the representation of people
24 who are unable to afford an attorney in private practice.

25 Therefore, it is the intent of *I Liheslaturan Guåhan* to amend § 11105 of
26 Chapter 11, Title 12, Guam Code Annotated, to allow the Public Defender Service
27 Corporation to receive and administer grants and enter into intragovernmental and

1 intergovernmental agreements to provide legal services to Guam’s elderly
2 population.

3 **Section 2.** § 11105 of Chapter 11, Title 12, Guam Code Annotated, is
4 hereby *amended* to read:

5 **“§ 11105. Same: Civil Matters.**

6 The Corporation shall render legal aid and assistance to those persons
7 in Guam, who, under rules established by the Corporation, are in the greatest
8 economic and social need of legal assistance and representation. The
9 Corporation shall not accept fee-generating cases and shall give legal
10 assistance in civil matters only to those who would otherwise not receive such
11 assistance. The Corporation may apply for, receive, and administer grants,
12 subgrants or enter into intragovernmental and intergovernmental agreements
13 to provide legal services to elderly individuals, as defined pursuant to local or
14 federal laws, regulations, or guidelines. The Corporation is authorized to
15 comply with the requirements of federal grants, subgrants, and
16 intragovernmental and intergovernmental agreements, to include
17 representation of individuals who may qualify for services pursuant to the
18 terms of federal grants, subgrants, and intragovernmental and
19 intergovernmental agreements.”

20 **Section 3. Effective Date.** This Act shall be effective upon enactment.