

I Mina'trentai Siette Na Liheslaturan Gu àhan
APPOINTMENTS

DOCUMENT NO.	APPOINTEE	POSITION	AGENCY	APPT. DATE	TERM LENGTH	DATE REFERRED	COMMITTEE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	SESSION DATE	DATE CONFIRMED	NOTES
37GL-23-0881	Edgar T. Aguilar	Member	Guam Memorial Hospital Authority (GMHA) Board of Trustees	8/15/23	Six (6) Years; March 22, 2019 to March 21, 2025 To fill an unexpired term of Byron Evaristo	8/23/23	Committee on Health, Land, Justice, and Culture	9/28/23 1:00 p.m.	11/9/23 2:31 p.m.			



Office of the Speaker
THERESE M. TERLAJE

I Mina'trentai Siette na Liheslaturan Guåhan | 37th Guam Legislature
Committee on Health, Land, Justice and Culture

November 8, 2023

The Honorable Chris Barnett

DUB

Chairperson, Committee on Rules

I Mina'trentai Siette na Liheslaturan Guåhan

163 Chalan Santo Papa

Hagåtña Guam, 96910

RE: Committee Report on the Appointment of Edgar T. Aguilar to serve as a member of the Guam Memorial Hospital Authority (GMHA) Board of Trustees from March 22, 2019, to March 21, 2025, to fill an unexpired term of Byron Evaristo.

Håfa Adai Chairperson Barnett:

Transmitted herewith is the Committee Report on the Appointment of Edgar T. Aguilar to serve as a member of the Guam Memorial Hospital Authority (GMHA) Board of Trustees from March 22, 2019, to March 21, 2025, to fill an unexpired term of Byron Evaristo.

Committee votes are as follows:

- 5 TO DO CONFIRM
- _____ TO NOT CONFIRM
- 1 TO REPORT OUT ONLY
- _____ TO ABSTAIN
- _____ TO PLACE IN INACTIVE FILE

Sincerely,

Therese M. Terlaje

Speaker Therese M. Terlaje



COMMITTEE ON RULES

Received:

November 8, 2023 2:11 p.m.

Beatrice Cruz

Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910

Tel: (671) 472-3586 | Email: senatorterlajeguam@gmail.com | www.senatorterlaje.com

**For transmittal of official Messages & Communications to the Guam Legislature to be distributed to all Senators, please send to: speaker@guamlegislature.org*



Office of the Speaker
THERESE M. TERLAJE
I Mina'trentai Siette na Liheslaturan Guåhan | 37th Guam Legislature
Committee on Health, Land, Justice and Culture

COMMITTEE REPORT

APPOINTMENT OF Edgar T. Aguilar to
serve as a member of the Guam
Memorial Hospital Authority (GMHA)
Board of Trustees from March 22, 2019,
to March 21, 2025, to fill an unexpired
term of Byron Evaristo.

Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910

Tel: (671) 472-3586 | Email: senatorterlajeguam@gmail.com | www.senatorterlaje.com

**For transmittal of official Messages & Communications to the Guam Legislature to be distributed to all Senators,
please send to: speaker@guamlegislature.org*



Office of the Speaker
THERESE M. TERLAJE

I Mina'trentai Siette na Liheslaturan Guåhan | 37th Guam Legislature
Committee on Health, Land, Justice and Culture

November 8, 2023

MEMORANDUM

To: All Members
Committee on Health, Land, Justice, and Culture

From: Speaker Therese M. Terlaje *TMT*
Committee Chairperson

Subject: Committee Report on the Appointment of Edgar T. Aguilar to serve as a member of the Guam Memorial Hospital Authority (GMHA) Board of Trustees from March 22, 2019, to March 21, 2025, to fill an unexpired term of Byron Evaristo.

Transmitted herewith for your consideration is the Committee Report on the appointment of Edgar T. Aguilar to serve as a member of the Guam Memorial Hospital Authority (GMHA) Board of Trustees from March 22, 2019, to March 21, 2025, to fill an unexpired term of Byron Evaristo.

This report includes the following:

- Copy of COR Referral of the Appointment
- Copy of the Appointment Letter to the Speaker
- Copy of the Appointment Packet & Supporting Documents
- Notices of Public Hearing & Other Correspondence
- Copy of the Public Hearing Agenda
- Public Hearing Sign-in Sheet
- Submitted Written Testimonies & Supporting Documents
- Committee Vote Sheet
- Committee Report Digest

Please take the appropriate action on the attached vote sheet. Your attention to this matter is greatly appreciated. Should you have any questions or concerns, please do not hesitate to contact me.

Si Yu'os Ma'åse'!

Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910

Tel: (671) 472-3586 | Email: senatorterlajeguam@gmail.com | www.senatorterlaje.com

**For transmittal of official Messages & Communications to the Guam Legislature to be distributed to all Senators, please send to: speaker@guamlegislature.org*

From: committeerules@guamlegislature.org
Sent: Tuesday, August 22, 2023 2:28 PM
To: clerks@guamlegislature.org
Cc: 'Speaker Therese M. Terlaje'
Subject: Messages & Communications Doc. No. 37GL-23-0880 and 0881.
Attachments: 082223 COMM Doc. No. 37GL-23-0880.pdf; 082223 COMM Doc. No. 37GL-23-0881.pdf

Håfa Adai Clerk's Office,

Please see attached, **Messages & Communications Doc. No. 37GL-23-0880 and 0881** for processing:

37GL-23-0880	Port Authority of Guam	Revenues and Expenses Report for the month ending May 31, 2023*
37GL-23-0881	Office of the Governor of Guam	Board Appointment and Supporting Documents for Board Appointment, Edgar T. Aguilar, Member, Board of Trustees, Guam Memorial Hospital Authority.* Board Appointment and Supporting Documents for Edgar T. Aguilar, Guam Memorial Hospital Authority, Member, Board of Trustees.*

Kindly reply to this email.



si Yu'os ma'åse',
Beatrice Cruz
Committee on Rules Assistant
COMMITTEE ON RULES
Senator Chris Barnett, Chairperson
I Mina'trentai Siette Na Liheslaturan Guåhan
37th Guam Legislature

Disclaimer: The content of this email is intended for the person or entity to which it is addressed only. This email may contain confidential information. If you are not the person to whom this message is addressed, be aware that any use, reproduction, or distribution of this message is strictly prohibited. If you received this in error, please contact the sender at committeerules@guamlegislature.org and immediately delete this email and any attachments.

Note that the Legislature has taken steps to ensure that any protected personal identifying information has been redacted or excluded in whole or in part in order to protect the privacy of any individual(s) whose information has been included as part of this transmittal.



(HARD COPY) Messages and Communications for 37GL-23-0881

2 messages

Speaker Therese M. Terlaje <speaker@guamlegislature.org>
To: 37th Committee On Rules <committeerules@guamlegislature.org>, Legislative Secretary Amanda Shelton <officeofsenatorshelton@guamlegislature.org>

Tue, Aug 22, 2023 at 2:03 PM

Håfa Adai,

Please see attached M&C Doc. No. 37GL-23-0881.

37GL-23-0881	Office of the Governor	Board Appointment and Supporting Documents for Board Appointment, Edgar T. Aguilar, Member, Board of Trustees, Guam Memorial Hospital Authority.
--------------	------------------------	--

Si Yu'os Ma'åse',

Marie Cruz
Community Relations Liaison



Office of Speaker Therese M. Terlaje
 Committee on Health, Land, Justice, and Culture
 I Mina'trentai Siette na Liheslaturan Guåhan 37th Guam Legislature
 Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910
 ☎ (671) 472-3586
 ✉ senatorterlajeguam@gmail.com
 🌐 www.senatorterlaje.com

Electronic Privacy Notice: This e-mail and any attachment(s), contains information that is, or may be, covered by electronic communications privacy laws and legal privileges, and is also confidential and proprietary in nature. If you are not the intended recipient, please be advised that you are legally prohibited from retaining, using, copying, distributing, or otherwise disclosing the information in this e-mail or any attachment in any manner. Instead, please reply to the sender that you have received this communication in error, and then immediately delete it. Thank you in advance for your cooperation.

37GL-23-0881.pdf
395K

committeerules@guamlegislature.org <committeerules@guamlegislature.org>
To: "Speaker Therese M. Terlaje" <speaker@guamlegislature.org>

Tue, Aug 22, 2023 at 2:06 PM

Håfa Adai!

Received and thank you.



si Yu'os ma'åse',

Beatrice Cruz

Committee on Rules Assistant

COMMITTEE ON RULES

Senator Chris Barnett, Chairperson

I Mina'trentai Siette Na Liheslaturan Guåhan

37th Guam Legislature

Disclaimer: The content of this email is intended for the person or entity to which it is addressed only. This email may contain confidential information. If you are not the person to whom this message is addressed, be aware that any use, reproduction, or distribution of this message is strictly prohibited. If you received this in error, please contact the sender at committeerules@guamlegislature.org and immediately delete this email and any attachments.

From: Speaker Therese M. Terlaje <speaker@guamlegislature.org>
Sent: Tuesday, August 22, 2023 2:04 PM
To: 37th Committee On Rules <committeerules@guamlegislature.org>; Legislative Secretary Amanda Shelton <officeofsenatorshelton@guamlegislature.org>
Subject: (HARD COPY) Messages and Communications for 37GL-23-0881

Håfa Adai,

Please see attached M&C Doc. No. 37GL-23-0881.

37GL-23-0881	Office of the Governor	Board Appointment and Supporting Documents for Board Appointment, Edgar T. Aguilar, Member, Board of Trustees, Guam Memorial Hospital Authority.
--------------	------------------------	--

Si Yu'os Ma'åse',

Marie Cruz
Community Relations Liaison

Note that the Legislature has taken steps to ensure that any protected personal identifying information has been redacted or excluded in whole or in part in order to protect the privacy of any individual(s) whose information has been included as part of this transmittal.



Committee on Health, Land, Justice, and Culture
I Mina'trentai Siette na Liheslaturan Guåhan 37th Guam Legislature
Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910
☎ (671) 472-3586
✉ senatorterlajeguam@gmail.com
🌐 www.senatorterlaje.com

[Quoted text hidden]



image001.png
97K



LOURDES A. LEON GUERRERO
GOVERNOR

JOSHUA F. TENORIO
LT. GOVERNOR

UFISINAN I MAGA'HĀGAN GUĀHAN
OFFICE OF THE GOVERNOR OF GUAM

August 15, 2023

Honorable Therese M. Terlaje
Speaker
I Mina'trentai Siette Na Liheslaturan Guåhan
37th Guam Legislature
Guam Congress Building
163 Chalan Santo Papa
Hagåtña, Guam 96932

37GL-23-0881
OFFICE OF THE SPEAKER
THERESE M. TERLAJE

~~08~~ 21 2023

Time: 10:25am
Received: *[Signature]*

RE: Board Appointment

Hafa Adai Madame Speaker:

By virtue of the authority vested in me pursuant to the Organic Act of Guam and the applicable local laws, 10 GCA § 80105, I am pleased to transmit the following appointment and supporting documents for:

APPOINTEE: Edgar T. Aguilar
POSITION: Member, Board of Trustees
Guam Memorial Hospital Authority (GMHA)
TERM LENGTH: **Six (6) Years; March 22, 2019, to March 21, 2025**
To fill the unexpired term of Byron Evaristo

The appointment is subject to the advice and consent of *I Liheslaturan Guåhan*. Please schedule a hearing at your earliest convenience.

Senseramente,

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

 **37GL-23-0881**
Messages and Communications
RECEIVED
Committee on Rules
August 22, 2023
2:04 p.m.
Beatrice Cruz

cc: *Honorable* Joshua F. Tenorio, Lt. Governor of Guam

LOURDES A. LEON GUERRERO
Governor



JOSHUA F. TENORIO
Lieutenant Governor

OFFICE OF THE GOVERNOR OF GUAM Nomination and Appointment Information Sheet

The following information is required for submission to the
Speaker of *I Liheslaturan Guåhan* in accordance with Title 4, Guam Code Annotated Section 2103

NOMINEE INFORMATION

Last Name Edgar	First Name Aguilar	Middle Initial T.
Mailing Address [REDACTED]		Apartment/Unit #
City [REDACTED]	State [REDACTED]	Zip Code [REDACTED]
Phone Cellphone: [REDACTED]	E-mail Address [REDACTED]	
Position to which Appointment is Made Member, Guam Memorial Hospital Administration Board of Trustees		
Are you a citizen of the United States? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		
If no, are you authorized to work in the United States? Yes <input type="checkbox"/> No <input type="checkbox"/>		

EDUCATION

SCHOOL (Name, City and State)	DATES OF ATTENDANCE	TYPE OF DEGREE	YEAR EARNED
High School Simon Sanchez, Yigo, Guam	August 1984 - June 1987	H.S. Diploma	1987
College University of Guam	September 1987- June 1992	B.A. Accounting	1992
Graduate School			
Other Degree			

EMPLOYMENT HISTORY

Name of Present/Last Employer and Mailing Address Triple J Enterprises, Inc. 470 North Marine Corps Drive Tamuning, Guam 96913	Position Title Director of Tax & Compliance
	Dates Held June 8, 2017 - Present

Previous Employer and Mailing Address Triple J Enterprises, Inc. 470 North Marine Corps Drive Tamuning, Guam 96913	Position Title Corporate Controller
	Dates Held May 11, 2015 - June 7, 2017

Previous Employer and Mailing Address Deloitte & Touche LLP 361 South Marine Corps Drive Tamuning, Guam 96913-3911	Position Title Tax Manager
	Dates Held August 1, 2004 - May 10, 2015

Previous Employer and Mailing Address Deloitte & Touche LLC / Deloitte & Touche LLP P.O. Box 500308 / 361 South Marine Corps Drive Saipan, MP 96950 / Tamuning, Guam 96913-3911	Position Title Senior Tax Accountant
	Dates Held June 1, 1997 - July 31, 2004

Previous Employer and Mailing Address Deloitte & Touche LLP / Deloitte & Touche LLC 361 S. Marine Corps Dr. / P.O. Box 500308 Tamuning, Guam 96913-3911 / Saipan, MP 96950	Position Title Auditor / Tax Accountant
	Dates Held May 1, 1992 - May 31, 1997

PRIOR GOVERNMENT OF GUAM SERVICE

Agency or Department Name N / A	Position Title	
Address	Phone No.	Dates Held

Agency or Department Name	Position Title	
Address	Phone No.	Dates Held

PRIOR GOVERNMENT SERVICE (EXCLUDING GOVERNMENT OF GUAM)

<i>Agency or Department Name</i>		<i>Position Title</i>	
N / A			
<i>Address</i>	<i>Phone No.</i>	<i>Dates Held</i>	

<i>Agency or Department Name</i>		<i>Position Title</i>	
<i>Address</i>	<i>Phone No.</i>	<i>Dates Held</i>	

TRAINING

<i>INSTITUTE/SEMINARS/ON-THE-JOB TRAINING</i>	<i>DATE</i>
Continuing Professional Education sponsored by Deloitte & Touche LLP and administered by the American Institute of Certified Public Accountants - Various Seminars and Online Instructional Courses	July 1992 - December 2014

AWARDS

<i>List all educational, professional, civic awards, and recognition for public service:</i>
Guam Board of Accountancy, Certified Public Accountant - December 26, 2000, Certificate #441 (Current Status: Non Active)

PROFESSIONAL INVOLVEMENT

<i>List involvement on a local/national/international level. List organizations, activities participated in, and offices held:</i>
Guam Society of CPAs (Current Status: Non Active Member) Association of Government Accountants (Current Status: Non Active Member)

COMMUNITY / CIVIC INVOLVEMENT

<i>List organizations, activities participated in, and offices held:</i>
Latte Jaycees, Member August 1992 - April 1993 Rotary Club of Northern Guam, Member June 2015 - July 2020

PUBLICATIONS AND PRESENTATIONS

<i>List any published articles, papers delivered at professional meetings, etc.:</i>
N / A

MILITARY SERVICE (Please attach Form DD-214)

BRANCH	DATES OF SERVICE	RANK AT DISCHARGE	TYPE OF DISCHARGE
N / A			

OTHER INFORMATION

(1) Have you ever been found guilty of a felony in any court, whether within or without the United States?

Yes No If so, please specify in detail: _____

Address of the Court: _____

Date(s) of Conviction: _____

Specific Infraction Committed: _____

(2) Have you ever been declared mentally incompetent by any court, whether within or without the United States?

Yes No If so, please specify in detail the reasons and facts related to such declaration:

(3) Have you ever been found not guilty or not punishable in any criminal proceedings by reason of insanity?

Yes No

(4) Have you ever been confined to a mental institution for any reason?

Yes No If so, please specify in why the appointing authority believes you that you are not suffering from any mental illness or affliction:

LOURDES A. LEON GUERRERO
Governor



JOSHUA F. TENORIO
Lieutenant Governor

OFFICE OF THE GOVERNOR OF GUAM

Statement of Financial Interests

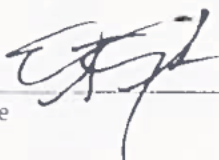
(Required by 4 G.C.A. §13104.1)

TO: The Honorable Lourdes A. Leon Guerrero
Governor of Guam
Ricardo J. Bordallo Governor's Complex
Adelup, Guam 96910

FROM: Edgar T. Aguilar

- I have no financial interest in any business
- I do have interest(s) in the following business(es):

NAME AND ADDRESS OF BUSINESS INTEREST	TYPE AND AMOUNT OF INTEREST


Signature 

Date 7/2/2023

AFFIDAVIT / DECLARATION UNDER PENALTY OF PERJURY

I, the undersigned, do hereby depose and say that: (1) I have read and reviewed the information contained in the attached Appointment/Nomination letter from the Governor of Guam; (2) that the matters contained in the Appointment/Nomination letter, together with all attachments thereto, are true and correct and that I am competent to testify to said matters; and (3) that this Declaration is made for the purpose of complying with the requirements of 4 G.C.A. Section 2103.5.

I declare under penalty of perjury under the laws of Guam (4 G.C.A. Section 4308) that the foregoing is true and correct.



Print Name and Signature

Edgar T. Aguilar

7/3/2023
Date



SUPERIOR COURT OF GUAM

Guam Judicial Center | 120 West O'Brien Drive | Hagåtña, Guam 96910 | (671) 475-3370 | Fax: (671) 475-0078

Name: **EDGAR T AGUILAR**

Driver's License ID #: [REDACTED]

DOB: [REDACTED]

CERTIFICATE OF SEARCH

The undersigned Clerk hereby certifies the following results of a diligent search of the records of this Court:

Criminal Cases:
No Cases Found

Civil Cases:
No Cases Found

Request for further information may be addressed at the Records Division of the Superior Court of Guam, Guam Judicial Center, 120 West O'Brien Drive, Hagåtña, Guam. Hours of operation are Monday - Friday, 9:00 a.m. to 4:00 p.m. Closed Saturdays, Sundays and local/federal holidays. **Court Clearances are Non-Refundable.**

Dated: 08/11/2023

Sophia Santos Diaz
Clerk of Court

By: 
Antonio J. Cruz, Deputy Clerk III



The absence of an
Original Court Seal
Invalidates this
document. 2555402



SUPERIOR COURT OF GUAM

Guam Judicial Center | 120 West O'Brien Drive | Hagåtña, Guam 96910 | (671) 475-3370 | Fax: (671) 475-0078

Name: **EDGAR T AGUILAR**

Driver's License ID #: [REDACTED]

DOB: [REDACTED]

CERTIFICATE OF SEARCH

The undersigned Clerk hereby certifies the following results of a diligent search of the records of this Court:


Criminal Cases:
No Cases Found

Civil Cases:
No Cases Found

Request for further information may be addressed at the Records Division of the Superior Court of Guam, Guam Judicial Center, 120 West O'Brien Drive, Hagåtña, Guam. Hours of operation are Monday - Friday, 9:00 a.m. to 4:00 p.m. Closed Saturdays, Sundays and local/federal holidays. **Court Clearances are Non-Refundable.**

Dated:08/11/2023

Sophia Santos Diaz
Clerk of Court

By: 
Antonio J. Cruz, Deputy Clerk III



The absence of an
Original Court Seal
invalidates this
document. 2555402



Speaker Therese M. Terlaje <senatorterlajeguam@gmail.com>

FIRST NOTICE of Public Hearings –Thursday, September 28, 2023 at starting at 9:00 AM

2 messages

Speaker Therese M. Terlaje <senatorterlajeguam@gmail.com>

Thu, Sep 21, 2023 at 8:00 AM

To: phnotice@guamlegislature.org

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

Bcc: The Post Editor in Chief <editor@postguam.com>, John Oconnor <john@postguam.com>, reporters@postguam.com, Mar-Vic

Cagurangan <publisher@pacificislandtimes.com>, Pacific Island Times <pacificislandtimes@gmail.com>, Maureen Maratita

<publisher@glimpsesofofguam.com>, bryan@mvariety.com, emmanuel@mvariety.com, guam@pstripes.osd.mil,

carlsonc@pstripes.osd.mil, mabuhaynews@yahoo.com, editor@saipantribune.com, Bruce Hill <pacificjournalist@gmail.com>, Jason

Salas <jason@kuam.com>, Nestor Licanto <nestor@kuam.com>, reporters@kuam.com, K57 <news@k57.com>,

pattiontheradio@yahoo.com, Sorensen Pacific Broadcasting <news@spbgum.com>, raygibsonshow@gmail.com,

<[REDACTED]@yahoo.com, KISH <[REDACTED]@gmail.com>, Manuel Cruz <[REDACTED]>, Troy Torres

<troy@kanditnews.com>, Maria Louella Losinio <[REDACTED]@gmail.com>, Jolene Toves <jolene@postguam.com>,

nick@kuam.com, Oyaol Ngirairiki <managingeditor@glimpsesofofguam.com>, jsantotoma@guampdn.com <[REDACTED]>,

"Mayors' Council of Guam - Admin." <mcogadmin@teleguam.net>, "Mayor Paul M. McDonald" <mayor.mcdonald671@gmail.com>,

agatmayor@yahoo.com, agatvice.chrisfejeran@yahoo.com, "Mayor Frankie A. Salas" <asanmainamayor@gmail.com>, June Blas

<mayorbarrigada@gmail.com>, Jessie Bautista <[REDACTED]@gmail.com>, Jessy Gogue <ocp.mayor@gmail.com>, MELISSA

SAVARES <melissa.savares@gmail.com>, "Vice Mayor Peter John S. Benavente" <onedededo@gmail.com>,

hagatnamayor@hotmail.com, Mayor Anthony Chargualaf <inalahanmayor@gmail.com>, Allan Ungacta

<mayorallan.ungacta@yahoo.com>, Vice Mayor Kevin AN Delgado <mangilao.vicemayor@gmail.com>, mayorernestc@yahoo.com,

mtmmayorpaco17@gmail.com, Jesse Alig <jesse.alig@pitiguam.com>, Dale Alvarez <[REDACTED]@gmail.com>, Robert Hofmann

<guammayor@gmail.com>, rudy iriarte <[REDACTED]@gmail.com>, Mayor Taitague <talofomayor@gmail.com>, "Mayor Louise C.

Rivera" <Mayorlrivera.tatuha@gmail.com>, "Vice Mayor Albert M. Toves" <atoves.tatuha@gmail.com>, Umatac Mayor

<umatacmo@gmail.com>, "Mayor Anthony P. Sanchez" <[REDACTED]@gmail.com>, "Vice Mayor Loreto V. Leones"

<[REDACTED]@gmail.com>, "Mayor Bill A. Quenga" <[REDACTED]@gmail.com>, Douglas Moylan <dbmoylan@oagguam.org>,

Robert Klitzkie <[REDACTED]@hotmail.com>, <[REDACTED]@yahoo.com> <cubi_e@yahoo.com>, Joe Taitano <joe@postguam.com>, Althea

Engman <reporter2@glimpsesofofguam.com>, Reporter1@glimpsesofofguam.com, matsuki@kuam.com, lillian perez-posadas

<lillian.perez-posadas@gmha.org>, Marilyn Manibusan <[REDACTED]@gmail.com>

September 21, 2023

MEMORANDUM

To: All Senators, Stakeholders and Media

From: Speaker Therese M. Terlaje, Chairperson

Committee on Health, Land, Justice, and Culture

Subject: **FIRST NOTICE of Public Hearings –Thursday, September 28, 2023 at starting at 9:00 AM**

Buenas yan Håfa Adai,

Please be advised that the Committee on Health, Land, Justice, and Culture will convene public hearings **Thursday, September 28, 2023 starting at 9:00 AM**, in the Guam Congress Building Public Hearing room, for the following agenda items:

9:00AM:

- **Bill No. 121-37(COR)**-Amanda L. Shelton / Tina Rose Muña Barnes / Jesse A. Lujan / Roy A.B. Quinata / Dwayne T.D. San Nicolas / William A. Parkinson / Joe S. San

Agustin-AN ACT TO AUTHORIZE THE PORT AUTHORITY OF GUAM TO ENTER INTO A THIRTY (30) – YEAR LEASE AGREEMENT WITH THE MARIANAS YACHT CLUB.

1:00PM:

- [Appointment of Edgar T. Aguilar](#)- TO SERVE AS A MEMBER OF THE GUAM MEMORIAL HOSPITAL AUTHORITY BOARD OF TRUSTEES FROM MARCH 22, 2019 TO MARCH 21, 2025 TO FILL AN UNEXPIRED TERM OF BYRON EVARISTO.

2:00 PM:

- Oversight of the Guam Memorial Hospital Authority to address community concerns including billing backlog; maintenance and repair of HVAC and other facility issues; patient care; status of previous appropriations for the hiring of specialists, renovation of labor and delivery ward, and other capital improvements.

The public is invited to provide oral or written testimony on the agenda items for the 9:00AM and 1:00PM hearings. Written testimony may be submitted to senatorterlajeguam@gmail.com or hand delivered to the Office of Speaker Therese M. Terlaje at the Guam Congress Building. In compliance with the Americans with Disabilities Act, individuals requiring special accommodations should contact the Office of Speaker Therese M. Terlaje at (671) 472-3586 or senatorterlajeguam@gmail.com . All hearings broadcast on GTA TV Channel 21, Docomo Channel 117 and livestream on the Guam Legislature YouTube: <https://www.youtube.com/c/GuamLegislatureMedia>.



Office of Speaker Therese M. Terlaje

Committee on Health, Land, Justice, and Culture

I Mina'trentai Siette na Liheslaturan Guåhan 37th Guam Legislature

Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910


☎ (671) 472-3586

✉ senatorterlajeguam@gmail.com

🌐 www.senatorterlaje.com

Electronic Privacy Notice: This e-mail and any attachment(s), contains information that is, or may be, covered by electronic communications privacy laws and legal privileges, and is also confidential and proprietary in nature. If you are not the intended recipient, please be advised that you are legally prohibited from retaining, using, copying, distributing, or otherwise disclosing the information in this e-mail or any attachment in any manner. Instead, please reply to the sender that you have received this communication in error, and then immediately delete it. Thank you in advance for your cooperation.

2 attachments

 **Bill No. 121-37 (COR).pdf**
3944K

 **FIRST Notice of Public Hearings on Thursday September 28, 2023 starting at 9AM .pdf**
238K

Ed Pocaigue <sgtarms@guamlegislature.org>
To: "Speaker Therese M. Terlaje" <senatorterlajeguam@gmail.com>

Thu, Sep 21, 2023 at 8:28 AM

Hafa Adai=)

Noted and Posted on Calendar.

[Quoted text hidden]



Si Yu'os Ma'åse'

Edward S. Pocaigue, Jr.
Sergeant at Arms

37th Guam Legislature
I Mina'trentai Siette na Liheslaturan Guåhan

Tel: (671) 969-3514

Email: sgtarms@guamlegislature.org

"Disclaimer: This message is intended only for the use of the individual or entity to which it is addressed and may contain information which is privileged, confidential, proprietary, or exempt from disclosure under applicable law. If you are not the intended recipient or the individual responsible for delivering the message to the intended recipient, you are strictly prohibited from disclosing, distributing, copying, or in any way using this message. If you have received this communication in error, please notify the sender and immediately delete any copies you may have received. Thank you."



Office of the Speaker
THERESE M. TERLAJE
I Mina'trentai Siette na Liheslaturan Guåhan | 37th Guam Legislature
Committee on Health, Land, Justice and Culture

September 21, 2023

MEMORANDUM

To: All Senators, Stakeholders and Media
From: Speaker Therese M. Terlaje, Chairperson *TMT*
Committee on Health, Land, Justice, and Culture

Subject: **FIRST NOTICE of Public Hearings –Thursday, September 28, 2023 at starting at 9:00 AM**

Buenas yan Håfa Adai,

Please be advised that the Committee on Health, Land, Justice, and Culture will convene public hearings **Thursday, September 28, 2023 starting at 9:00 AM**, in the Guam Congress Building Public Hearing room, for the following agenda items:

9:00AM:

- **Bill No. 121-37(COR)**-Amanda L. Shelton / Tina Rose Muña Barnes / Jesse A. Lujan / Roy A.B. Quinata / Dwayne T.D. San Nicolas / William A. Parkinson / Joe S. San Agustin-AN ACT TO AUTHORIZE THE PORT AUTHORITY OF GUAM TO ENTER INTO A THIRTY (30) – YEAR LEASE AGREEMENT WITH THE MARIANAS YACHT CLUB.

1:00PM:

- **Appointment of Edgar T. Aguilar**- TO SERVE AS A MEMBER OF THE GUAM MEMORIAL HOSPITAL AUTHORITY BOARD OF TRUSTEES FROM MARCH 22, 2019 TO MARCH 21, 2025 TO FILL AN UNEXPIRED TERM OF BYRON EVARISTO.

2:00 PM:

- Oversight of the Guam Memorial Hospital Authority to address community concerns including billing backlog; maintenance and repair of HVAC and other facility issues; patient care; status of previous appropriations for the hiring of specialists, renovation of labor and delivery ward, and other capital improvements.

The public is invited to provide oral or written testimony on the agenda items for the 9:00AM and 1:00PM hearings. Written testimony may be submitted to senatorterlajeguam@gmail.com or hand delivered to the Office of Speaker Therese M. Terlaje at the Guam Congress Building. In compliance with the Americans with Disabilities Act, individuals requiring special accommodations should contact the Office of Speaker Therese M. Terlaje at (671) 472-3586 or senatorterlajeguam@gmail.com . All hearings broadcast on GTA TV Channel 21, Docomo Channel 117 and livestream on the Guam Legislature YouTube: <https://www.youtube.com/c/GuamLegislatureMedia>.

Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910

Tel: (671) 472-3586 | Email: senatorterlajeguam@gmail.com | www.senatorterlaje.com

**For transmittal of official Messages & Communications to the Guam Legislature to be distributed to all Senators, please send to: speaker@guamlegislature.org*

APPLY NOW!!**3 - CARPENTER WITH 1 YEAR EXPERIENCE****\$15.58 PER HOUR**

Duties: Constructs, erects, installs and repairs structures and fixtures of wood, wallboard and plywood, including framework. Uses carpenter's hand tools and power tools conforming to local building codes. Reads blueprints, sketches, or building plans to determine type of work required and materials needed. Prepares layout, using ruler, framing square, and calipers. Erects framework for structure and lay subfloor board.

8 - CEMENT MASON WITH 1 YEAR EXPERIENCE**\$15.66 PER HOUR**

Duties: Smooths and finishes surfaces of poured concrete floors, walls, sidewalks, or curbs to specified textures using hand tools or power tools including floats, trowels, and screeds. Signals concrete deliverer to position truck to facilitate pouring concrete. Spreads concrete into inaccessible section of forms using rake or shovel. Levels concrete to specified depth and workable consistency using hand screed and floats to bring water to surface and produce soft topping. Lays concrete blocks and mixes cement using shovel or cement mixing machine.

Benefits: Round trip airfare for off-island hire; Meals and lodging at \$80.00/week; Local transportation to/from jobsite from the employer's designated housing facility.

The job offer meets all EEO requirements, and initiates a temporary placement. The recruitment associated with this job offer is closely monitored by the Department of Labor. Qualified, available and willing U.S. workers are highly encouraged to apply. Should you qualify for the job and are not hired, you may appeal with the Department of Labor who will independently review matter.

Apply in person at the American Job Center
414 W. Soledad Avenue, Suite 300 GCIC Building Hagatna, Guam
Or apply online at www.hireguam.com; Enter Keyword: 2023-095



GUAM ECONOMIC DEVELOPMENT AUTHORITY
590 S. MARINE CORPS, DR. SUITE 511 ITC BLD TAMUNING, GUAM 96913
TEL (671) 647-4332 FAX (671) 649-4146 www.investguam.com

REQUEST FOR PROPOSALS NO. 23-002**INDEPENDENT FINANCIAL AUDIT SERVICES**

The Guam Economic Development Authority ("GEDA"), CEO/Administrator and the Public Auditor is soliciting proposals from a U.S. Certified Public Accountant Firm for an audit of the Guam Economic Development Authority fiscal years 2023, 2024, and 2025, subject to the availability and certification of fund from fiscal year to fiscal year, and with an option to renew for one (1) additional fiscal year, with the approval of the Public Auditor. Required audit reports include a report on the financial statements and reports on internal control and compliance.

Request for Proposal (RFP) packages may be obtained at the GEDA Office in Tamuning, Guam anytime from Monday through Friday, excluding holidays, between 8:00 a.m. and 5:00 p.m. The RFP may also be downloaded on the Guam Economic Development Authority's website at www.investguam.com and on the Office of Public Accountability's website at www.opa.org. Deadline for submission for all proposals is 4:00 p.m. Chamorro Standard Time (Guam Time), Friday, October 6, 2023. All proposals must be submitted to the attention of: Melanie Mendiola, GEDA Chief Executive Officer (CEO)/Administrator.

GEDA with the written approval of the Public Auditor, reserves the right to reject any or all proposals, solicit new proposals, waive minor informalities or irregularities or award the Independent Auditor in whole or in part.

All questions regarding the proposal should be made in writing and directed to Antoinette Leon Guerrero via alg@investguam.com. Except to the persons named above, direct or indirect contact with the Guam Economic Development Authority, and the Office of Public Accountability Management or Staff, Board members, or any person participating in the selection process is prohibited.

Funding for this ad was paid by GEDA General Fund.

by MELANIE MENDIOLA,
GUAM ECONOMIC DEVELOPMENT AUTHORITY CEO/ADMINISTRATOR

**SPEAKER THERESE M. TERLAJE**

Committee on Health, Land, Justice & Culture
I Mina'trentai Siette na Liheslaturan Guahan

NOTICE OF PUBLIC HEARING • THURSDAY, SEPTEMBER 28, 2023
Guam Congress Building, Public Hearing Room

AGENDA**9:00AM:**

- **Bill No. 121-37(COR)**-Amanda L. Shelton / Tina Rose Muña Barnes / Jesse A. Lujan / Roy A.B. Quinata / Dwayne T.D. San Nicolas / William A. Parkinson / Joe S. San Agustin- AN ACT TO AUTHORIZE THE PORT AUTHORITY OF GUAM TO ENTER INTO A THIRTY (30) - YEAR LEASE AGREEMENT WITH THE MARIANAS YACHT CLUB.

1:00PM:

- **Appointment of Edgar T. Aguilar:** TO SERVE AS A MEMBER OF THE GUAM MEMORIAL HOSPITAL AUTHORITY BOARD OF TRUSTEES FROM MARCH 22, 2019 TO MARCH 21, 2025 TO FILL AN UNEXPIRED TERM OF BYRON EVARISTO.

2:00PM:

- Oversight of the Guam Memorial Hospital Authority to address community concerns including billing backlog; maintenance and repair of HVAC and other facility issues; patient care; status of previous appropriations for the hiring of specialists, renovation of labor and delivery ward, and other capital improvements.

The public is invited to provide oral testimony on the agenda items for the 9:00AM and 1:00PM hearings. Written testimony may be submitted to senatorterlaje@guam.gov or hand delivered to the Office of Speaker Therese M. Terlaje at the Guam Congress Building. In compliance with the Americans with Disabilities Act, individuals requiring special accommodations should contact the Office of Speaker Terlaje at (671) 472-3586 or senatorterlaje@guam.gov. All hearings broadcast on GTA TV Channel 21, Docomo Channel 117 and livestreamed on the Guam Legislature YouTube: <https://www.youtube.com/c/GuamLegislatureMedia>. This Ad was paid with Legislature Funds.



END ANIMAL CRUELTY

If you see something, say something.
It is a crime to abuse and neglect animals.

A message from Guahan Paws for Pets

WWW.GUAHANPAWS4PETS.COM




First Notice of Public Hearings- Thursday, September 28th, 2023 starting at 9:00AM

 PRINT


First Notice of Public Hearings- Thursday, September 28th, 2023 starting at 9:00AM

PUBLIC HEARING



 **Posted on:** 09/21/2023 08:01 AM

 **Posted by:** Joseph Madlangbayan

 **Department(s):**
GUAM LEGISLATURE (/notices?department_id=92)

 **Division(s):**
OFFICE OF SPEAKER THERESE M. TERLAJE (/notices?division_id=259)

 **Notice Topic(s):** PUBLIC HEARING (/notices?topic_id=74)

 **Types of Notice:** PUBLIC HEARING (/notices?type_id=7)

 **For Audience(s):** PUBLIC (/notices?public=1)

 **Share this notice**

September 21, 2023

MEMORANDUM

To: All Senators, Stakeholders and Media
From: Speaker Therese M. Terlaje, Chairperson
Committee on Health, Land, Justice, and Culture

Subject: **FIRST NOTICE of Public Hearings –Thursday, September 28, 2023 at starting at 9:00 AM**

Buenas yan Håfa Adai,

Please be advised that the Committee on Health, Land, Justice, and Culture will convene public hearings **Thursday, September 28, 2023 starting at 9:00 AM**, in the Guam Congress Building Public Hearing room, for the following agenda items:

9:00AM:

•

Bill No. 121-37(COR)

([https://www.guamlegislature.com/37th Guam Legislature/Bills_Introduced_37th/Bill%20No.%20121-37%20\(COR\).pdf](https://www.guamlegislature.com/37th%20Guam%20Legislature/Bills_Introduced_37th/Bill%20No.%20121-37%20(COR).pdf))-Amanda L. Shelton / Tina Rose Muña Barnes / Jesse A. Lujan / Roy A.B. Quinata / Dwayne T.D. San Nicolas / William A. Parkinson / Joe S. San Agustin-
AN ACT TO AUTHORIZE THE PORT AUTHORITY OF GUAM TO ENTER INTO A THIRTY (30) – YEAR LEASE AGREEMENT WITH THE MARIANAS YACHT CLUB.

1:00PM:

•

Appointment of Edgar T. Aguilar

([https://www.guamlegislature.com/37th Guam Legislature/Mess_Comms_37th/Doc.%20No.%2037GL-23-0881.pdf](https://www.guamlegislature.com/37th%20Guam%20Legislature/Mess_Comms_37th/Doc.%20No.%2037GL-23-0881.pdf))- TO SERVE AS A MEMBER OF THE GUAM MEMORIAL HOSPITAL AUTHORITY BOARD OF TRUSTEES FROM MARCH 22, 2019 TO MARCH 21, 2025 TO FILL AN UNEXPIRED TERM OF BYRON EVARISTO.

2:00 PM:

•

Oversight of the Guam Memorial Hospital
Authority to address community concerns including billing backlog; maintenance and repair of HVAC and other facility issues; patient care; status of previous appropriations for the hiring of specialists, renovation of labor and delivery ward, and other capital improvements.

The public is invited to provide oral or written testimony on the agenda items for the 9:00AM and 1:00PM hearings. Written testimony may be submitted to senatorterlajeguam@gmail.com (**<mailto:senatorterlajeguam@gmail.com>**) or hand delivered to the Office of Speaker Therese M. Terlaje at the Guam Congress Building. In compliance with the Americans with Disabilities Act, individuals requiring special accommodations should contact the Office of Speaker Therese M. Terlaje at (671) 472-3586 or senatorterlajeguam@gmail.com (**<mailto:senatorterlajeguam@gmail.com>**). All hearings broadcast on GTA TV Channel 21, Docomo Channel 117 and livestream on the Guam Legislature YouTube: <https://www.youtube.com/c/GuamLegislatureMedia> (**<https://www.youtube.com/c/GuamLegislatureMedia>**)

FIRST NOTICE OF PUBLIC HEARINGS -THURSDAY, SEPTEMBER 28,
2023 STARTING AT 9:00 AM

[\(/app/webroot/userfiles/files/FIRST%20Notice%20of%20Public%20Hearings%20on%20Thursday%20September%2028%2C%202023%20starting%20at%209AM%20.pdf\)](/app/webroot/userfiles/files/FIRST%20Notice%20of%20Public%20Hearings%20on%20Thursday%20September%2028%2C%202023%20starting%20at%209AM%20.pdf)



Office of the Speaker
THERESE M. TERLAJE
I Mina'trentai Siette na Liheslaturan Guåhan | 37th Guam Legislature
Committee on Health, Land, Justice and Culture

September 26, 2023

MEMORANDUM

To: All Senators, Stakeholders and Media
From: Speaker Therese M. Terlaje, Chairperson *TMT*
Committee on Health, Land, Justice, and Culture

Subject: **SECOND NOTICE of Public Hearings –Thursday, September 28, 2023 starting at 9:00 AM**

Buenas yan Håfa Adai,

Please be advised that the Committee on Health, Land, Justice, and Culture will convene public hearings **Thursday, September 28, 2023 starting at 9:00 AM**, in the Guam Congress Building Public Hearing room, for the following agenda items:

9:00AM:

- **Bill No. 121-37(COR)**-Amanda L. Shelton / Tina Rose Muña Barnes / Jesse A. Lujan / Roy A.B. Quinata / Dwayne T.D. San Nicolas / William A. Parkinson / Joe S. San Agustin-AN ACT TO AUTHORIZE THE PORT AUTHORITY OF GUAM TO ENTER INTO A THIRTY (30) – YEAR LEASE AGREEMENT WITH THE MARIANAS YACHT CLUB.

1:00PM:

- **Appointment of Edgar T. Aguilar**- TO SERVE AS A MEMBER OF THE GUAM MEMORIAL HOSPITAL AUTHORITY BOARD OF TRUSTEES FROM MARCH 22, 2019 TO MARCH 21, 2025 TO FILL AN UNEXPIRED TERM OF BYRON EVARISTO.

2:00 PM:

- Oversight of the Guam Memorial Hospital Authority to address community concerns including billing backlog; maintenance and repair of HVAC and other facility issues; patient care; status of previous appropriations for the hiring of specialists, renovation of labor and delivery ward, and other capital improvements.

The public is invited to provide oral or written testimony on the agenda items for the 9:00AM and 1:00PM hearings. Written testimony may be submitted to senatorterlajeguam@gmail.com or hand delivered to the Office of Speaker Therese M. Terlaje at the Guam Congress Building. In compliance with the Americans with Disabilities Act, individuals requiring special accommodations should contact the Office of Speaker Therese M. Terlaje at (671) 472-3586 or senatorterlajeguam@gmail.com . All hearings broadcast on GTA TV Channel 21, Docomo Channel 117 and livestream on the Guam Legislature YouTube: <https://www.youtube.com/c/GuamLegislatureMedia>.

Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910

Tel: (671) 472-3586 | Email: senatorterlajeguam@gmail.com | www.senatorterlaje.com

**For transmittal of official Messages & Communications to the Guam Legislature to be distributed to all Senators, please send to: speaker@guamlegislature.org*

Need to get your message out there?

Our sales team has new opportunities for you!

In print or online we have you covered at The Guam Daily Post!
email at krista@postguam.com for inquiries.

THE GUAM
DAILY POST

GUAM WATERWORKS AUTHORITY

"Better Water. Better Lives."
Gloria B. Nelson Public Service Building
688 Route 15, Mangilao, Guam 96913 • Telephone No.: (671) 300-6226/27 • Fax: (671) 649-3750

Sole Source

PUBLIC LAW 36-70
56CA55214

Vendor:	Description:	Contract Terms:	Amount:
MCS SALES AND SERVICES, INC	HACH CHLORINE ANALYZER CLF 10sc	ONE TIME PURCHASE	\$258,733.75

/s/ Miguel C. Bordallo, P.E.
General Manager

This Advertisement is Paid by Guam Waterworks Authority
Public Law 36-70

Sole Source awarded is posted on Guam Waterworks Authority Website:
www.guamwaterworks.org



The Honorable
LOURDES A. LEON GUERRERO
Mayor / Igoa / Governor

The Honorable
JOSHUA F. TENORIO
Siguiente Mayor / Lika / Lieutenant Governor



VINCENT P. ARRIOLA
Director
LINDA J. BANEZ
Deputy Director

REQUEST FOR PROPOSAL

The Honorable Lourdes A. Leon Guerrero, Governor of Guam and Honorable Joshua F. Tenorio, Lt. Governor of Guam, through the Director of Department of Public Works (DPW), Vincent P. Arriola, Announces the solicitation of sealed proposal for:

DEPARTMENT OF PUBLIC WORKS

DESIGN OF NEW FIRE SUPPRESSION SYSTEM FOR DEPARTMENT OF MILITARY AFFAIRS

Availability of Documents: September 25, 2023, Division of Capital Improvement Project (CIP) Ground Floor, TMC Building Conference Room, Upper Tumon

Pre-Bid Conference: October 2, 2023, @ 9:30 A.M. Division of Capital Improvement Project (CIP) Ground Floor, TMC Building Conference Room, Upper Tumon

RFP Submittal: October 17, 2023 @ 4:00 P.M. Division of Capital Improvement Project (CIP) Ground Floor, TMC Building Conference Room, Upper Tumon

Department of Public Works reserves the right to reject any or all proposals and to waive any imperfection in the proposals, which in its sole and absolute judgment will serve the Government of Guam interests.

/s/ VINCENT P. ARRIOLA
Director

This Ad Paid for with Government Funds

542 North Marine Corps Drive, Tamuning, Guam 96913 • (671) 646-3121 / 6475055 • Fax (671) 649-6178



The Honorable
LOURDES A. LEON GUERRERO
Mayor / Igoa / Governor

The Honorable
JOSHUA F. TENORIO
Siguiente Mayor / Lika / Lieutenant Governor



VINCENT P. ARRIOLA
Director
LINDA J. BANEZ
Deputy Director

INVITATION FOR BID

The Honorable Lourdes A. Leon Guerrero, Governor of Guam and Honorable Joshua F. Tenorio, Lt. Governor of Guam, through the Director of Department of Public Works (DPW), Vincent P. Arriola, Announces the solicitation of sealed proposal for:

DEPARTMENT OF PUBLIC WORKS

MITIGATION AND REPAIR OF THE VETERAN'S CEMETERY CHAPEL, ADMIN OFFICE AND MAINTENANCE BUILDING

Bid Security must accompany bid-15% of total bid amount and may be Bid Bond, Certified or Cashier's Check made payable to: Treasurer of Guam

Non-Refundable Fee: \$25.00 (Twenty Five Dollars) required as Payment for each set of Bid Documents. Please present receipt from the One Stop Cashier- Building A, DPW, Upper Tumon

Availability of Documents: September 26, 2023, Division of Capital Improvement Project (CIP) Ground Floor, TMC Building Conference Room, Upper Tumon

Pre-Bid Conference: October 3, 2023, @ 9:00 A.M. Division of Capital Improvement Project (CIP) Ground Floor, TMC Building Conference Room, Upper Tumon

RFP Submittal: October 20, 2023 @ 2:00 P.M. One (1) original and one (1) copy must be submitted, Division of Capital Improvement Project (CIP) Ground Floor, TMC Building Conference Room, Upper Tumon

Department of Public Works reserves the right to reject any or all proposals and to waive any imperfection in the proposals, which in its sole and absolute judgment will serve the Government of Guam interests.

/s/ VINCENT P. ARRIOLA
Director

This Ad Paid for with Government Funds

542 North Marine Corps Drive, Tamuning, Guam 96913 • (671) 646-3121 / 6475055 • Fax (671) 649-6178



SPEAKER THERESE M. TERLAJE Committee on Health, Land, Justice & Culture I Mina'trentai Siette na Liheslaturan Guåhan

NOTICE OF PUBLIC HEARING • THURSDAY, SEPTEMBER 28, 2023 Guam Congress Building, Public Hearing Room

AGENDA

9:00AM:

- **Bill No. 121-37(COR)**-Amanda L. Shelton / Tina Rose Muffa Barnes / Jesse A. Lujan / Roy A.B. Quinata / Dwayne T.D. San Nicolas / William A. Parkinson / Joe S. San Agustin- AN ACT TO AUTHORIZE THE PORT AUTHORITY OF GUAM TO ENTER INTO A THIRTY (30) – YEAR LEASE AGREEMENT WITH THE MARIANAS YACHT CLUB.

1:00PM:

- **Appointment of Edgar T. Aguilar**- TO SERVE AS A MEMBER OF THE GUAM MEMORIAL HOSPITAL AUTHORITY BOARD OF TRUSTEES FROM MARCH 22, 2019 TO MARCH 21, 2025 TO FILL AN UNEXPIRED TERM OF BYRON EVARISTO.

2:00PM:

- Oversight of the Guam Memorial Hospital Authority to address community concerns including billing backlog; maintenance and repair of HVAC and other facility issues; patient care; status of previous appropriations for the hiring of specialists, renovation of labor and delivery ward, and other capital improvements.

The public is invited to provide oral testimony on the agenda items for the 9:00AM and 1:00PM hearings. Written testimony may be submitted to senatorterlaje@guam.gov or hand delivered to the Office of Speaker Therese M. Terlaje at the Guam Congress Building. In compliance with the Americans with Disabilities Act, individuals requiring special accommodations should contact the Office of Speaker Terlaje at (671) 472-3586 or senatorterlaje@guam.gov. All hearings broadcast on GTA TV Channel 21, Docomo Channel 117 and livestreamed on the Guam Legislature YouTube: <https://www.youtube.com/c/GuamLegislatureMedia>. This Ad was paid with Legislature Funds.

CLASSIFIED ADVERTISING

Only \$14.00 a Day/Column Inch

Personal Ads

Yard Sale, Pets, Automotive, Events, Etc.

Hiring?

Reach potential employees through a classified ad. Employment ads
Customizable sizes

Real Estate

Sell, Rent, Buy Property through Real Estate ads. Ads can include photos,
company logos to meet you needs and help you get the sale!

For Advertising call us today • 671.649.1924
Monday - Friday: 8:00am - 5:00pm

THE GUAM
DAILY POST



Speaker Therese M. Terlaje <senatorterlajeguam@gmail.com>

SECOND NOTICE of Public Hearings –Thursday, September 28, 2023 starting at 9:00 AM

3 messages

Speaker Therese M. Terlaje <senatorterlajeguam@gmail.com>

Tue, Sep 26, 2023 at 8:05 AM

To: phnotice@guamlegislature.org

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

Bcc: The Post Editor in Chief <editor@postguam.com>, John Oconnor <john@postguam.com>, reporters@postguam.com, Mar-Vic

Cagurangan <publisher@pacificislandtimes.com>, Pacific Island Times <pacificislandtimes@gmail.com>, Maureen Maratita

<publisher@glimpsesofofguam.com>, bryan@mvariety.com, emmanuel@mvariety.com, guam@pstripes.osd.mil,

carlsonc@pstripes.osd.mil, mabuhaynews@yahoo.com, editor@saipantribune.com, Bruce Hill <pacificjournalist@gmail.com>, Jason

Salas <jason@kuam.com>, Nestor Licanto <nestor@kuam.com>, reporters@kuam.com, K57 <news@k57.com>,

pattiontheradio@yahoo.com, Sorensen Pacific Broadcasting <news@spbguam.com>, raygibsonshow@gmail.com,

<[redacted]@yahoo.com, KISH <[redacted]@gmail.com>, Manuel Cruz <[redacted]@gmail.com>, Troy Torres

<troy@kanditnews.com>, Maria Louella Losinio <[redacted]@gmail.com>, Jolene Toves <jolene@postguam.com>,

nick@kuam.com, Oyaol Ngrairiki <managingeditor@glimpsesofofguam.com>, jsantotoma@guampdn.com, [redacted],

"Mayors' Council of Guam - Admin." <mcogadmin@teleguam.net>, "Mayor Paul M. McDonald" <mayor.mcdonald671@gmail.com>,

agatmayor@yahoo.com, agatvice.chrisfejeran@yahoo.com, "Mayor Frankie A. Salas" <asanmainamayor@gmail.com>, June Blas

<mayorbarrigada@gmail.com>, Jessie Bautista <[redacted]@gmail.com>, Jessy Gogue <ocp.mayor@gmail.com>, MELISSA

SAVARES <melissa.savares@gmail.com>, "Vice Mayor Peter John S. Benavente" <onedededo@gmail.com>,

hagatnamayor@hotmail.com, Mayor Anthony Chargualaf <inalahanmayor@gmail.com>, Allan Ungacta

<mayorallan.ungacta@yahoo.com>, Vice Mayor Kevin AN Delgado <mangilao.vicemayor@gmail.com>, mayorernestc@yahoo.com,

mtmmayorpaco17@gmail.com, Jesse Alig <jesse.alig@pitiguam.com>, Dale Alvarez <[redacted]@gmail.com>, Robert Hofmann

<guammayor@gmail.com>, rudy iriarte <[redacted]@gmail.com>, Mayor Taitague <talofomayor@gmail.com>, "Mayor Louise C.

Rivera" <Mayorlcrivera.tatuha@gmail.com>, "Vice Mayor Albert M. Toves" <atoves.tatuha@gmail.com>, Umatac Mayor

<umatacmo@gmail.com>, "Mayor Anthony P. Sanchez" <ymayortony@gmail.com>, "Vice Mayor Loreto V. Leones"

<[redacted]@gmail.com>, "Mayor Bill A. Quenga" <[redacted]@gmail.com>, Douglas Moylan <dbmoylan@oagguam.org>,

Robert Klitzkie <[redacted]@hotmail.com>, [redacted]@yahoo.com" <[redacted]@yahoo.com>, Joe Taitano <joe@postguam.com>, Althea

Engman <reporter2@glimpsesofofguam.com>, Reporter1@glimpsesofofguam.com, matsuki@kuam.com, lillian perez-posadas

<lillian.perez-posadas@gmha.org>, Marilyn Manibusan <[redacted]@gmail.com>, Edgar Aguilar

<[redacted]@triplejguam.com>, rjrespicio@portofguam.com, [redacted]@marianasyachtclub.org, "Joseph M. Borja"

<joseph.borja@land.guam.gov>, "Dr. Anita Enriquez" <[redacted]@triton.uog.edu>, "Leilani R. Flores" <[redacted]@gmail.com>)"

<[redacted]@gmail.com>, Brian Artero <[redacted]@cravegroup.net>, Nonito Blas <[redacted]@hotmail.com>, Art Chan

<[redacted]@gmail.com>, [redacted]@marianasyachtclub.org, Lola Leon Guerrero <lolaig@bsp.guam.gov>, Matthew Santos

<matthew.santos.bsp@guam.gov>, Edwin Reyes <edwin.reyes.bsp@guam.gov>, [redacted]@exxonmobil.com"

<[redacted]@exxonmobil.com>, [redacted]@icloud.com, [redacted]@ite.net, [redacted]@marianasyachtclub.org,

[redacted]@marianasyachtclub.org [redacted]@marianasyachtclub.org [redacted]@marianasyachtclub.org,

[redacted]@marianasyachtclub.org

September 26, 2023

MEMORANDUM

To: All Senators, Stakeholders and Media

From: Speaker Therese M. Terlaje, Chairperson

Committee on Health, Land, Justice, and Culture

Subject: **SECOND NOTICE of Public Hearings –Thursday, September 28, 2023 starting at 9:00 AM**

Buenas yan Håfa Adai,

Please be advised that the Committee on Health, Land, Justice, and Culture will convene public hearings **Thursday, September 28, 2023 starting at 9:00 AM**, in the Guam Congress Building Public Hearing room, for the following agenda items:

9:00AM:

- **[Bill No. 121-37\(COR\)](#)**-Amanda L. Shelton / Tina Rose Muña Barnes / Jesse A. Lujan / Roy A.B. Quinata / Dwayne T.D. San Nicolas / William A. Parkinson / Joe S. San Agustin-AN ACT TO AUTHORIZE THE PORT AUTHORITY OF GUAM TO ENTER INTO A THIRTY (30) – YEAR LEASE AGREEMENT WITH THE MARIANAS YACHT CLUB.

1:00PM:

- **[Appointment of Edgar T. Aguilar](#)**- TO SERVE AS A MEMBER OF THE GUAM MEMORIAL HOSPITAL AUTHORITY BOARD OF TRUSTEES FROM MARCH 22, 2019 TO MARCH 21, 2025 TO FILL AN UNEXPIRED TERM OF BYRON EVARISTO.

2:00 PM:

- Oversight of the Guam Memorial Hospital Authority to address community concerns including billing backlog; maintenance and repair of HVAC and other facility issues; patient care; status of previous appropriations for the hiring of specialists, renovation of labor and delivery ward, and other capital improvements.

The public is invited to provide oral or written testimony on the agenda items for the 9:00AM and 1:00PM hearings. Written testimony may be submitted to senatorterlajeguam@gmail.com or hand delivered to the Office of Speaker Therese M. Terlaje at the Guam Congress Building. In compliance with the Americans with Disabilities Act, individuals requiring special accommodations should contact the Office of Speaker Therese M. Terlaje at (671) 472-3586 or senatorterlajeguam@gmail.com . All hearings broadcast on GTA TV Channel 21, Docomo Channel 117 and livestream on the Guam Legislature YouTube: <https://www.youtube.com/c/GuamLegislatureMedia>.



Office of Speaker Therese M. Terlaje

Committee on Health, Land, Justice, and Culture

I Mina'trentai Siette na Liheslaturan Guãhan 37th Guam Legislature

Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910


☎ (671) 472-3586


✉ senatorterlajeguam@gmail.com

🌐 www.senatorterlaje.com

Electronic Privacy Notice: This e-mail and any attachment(s), contains information that is, or may be, covered by electronic communications privacy laws and legal privileges, and is also confidential and proprietary in nature. If you are not the intended recipient, please be advised that you are legally prohibited from retaining, using, copying, distributing, or otherwise disclosing the information in this e-mail or any attachment in any manner. Instead, please reply to the sender that you have received this communication in error, and then immediately delete it. Thank you in advance for your cooperation.

2 attachments

 **Bill No. 121-37 (COR).pdf**
3944K

 **SECOND Notice of Public Hearings on Thursday September 28, 2023 starting at 9AM .pdf**
237K

postmaster@outlook.com <postmaster@outlook.com>
To: senatorterlajeguam@gmail.com

Tue, Sep 26, 2023 at 8:06 AM

00000000-0000-0000-0000-000000000000

X-MS-Exchange-Transport-CrossTenantHeadersStamped: TYZPR01MB3965

Final-Recipient: rfc822;hagatnamayor@hotmail.com

Action: failed

Status: 5.2.2

Diagnostic-Code: smtp;554 5.2.2 mailbox full; STOREDRV.Deliver.Exception:QuotaExceededException; Failed to process message due to a permanent exception with message [BeginDiagnosticData]Microsoft Unified Storage is full. QuotaExceededException: Microsoft Unified Storage is full.[EndDiagnosticData] [Stage: DeliverMessage]

----- Forwarded message -----

From: "Speaker Therese M. Terlaje" <senatorterlajeguam@gmail.com>

To: phnotice@guamlegislature.org

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

Bcc: hagatnamayor@hotmail.com

Date: Tue, 26 Sep 2023 08:05:59 +1000

Subject: SECOND NOTICE of Public Hearings –Thursday, September 28, 2023 starting at 9:00 AM

September 26, 2023

MEMORANDUM

To: All Senators, Stakeholders and Media
 From: Speaker Therese M. Terlaje, Chairperson
 Committee on Health, Land, Justice, and Culture

Subject: **SECOND NOTICE of Public Hearings –Thursday, September 28, 2023 starting at 9:00 AM**

Buenas yan Håfa Adai,

Please be advised that the Committee on Health, Land, Justice, and Culture will convene public hearings **Thursday, September 28, 2023 starting at 9:00 AM**, in the Guam Congress Building Public Hearing room, for the following agenda items:

9:00AM:

- **[Bill No. 121-37\(COR\)](#)**-Amanda L. Shelton / Tina Rose Muña Barnes / Jesse A. Lujan / Roy A.B. Quinata / Dwayne T.D. San Nicolas / William A. Parkinson / Joe S. San Agustin-AN ACT TO AUTHORIZE THE PORT AUTHORITY OF GUAM TO ENTER INTO A THIRTY (30) – YEAR LEASE AGREEMENT WITH THE MARIANAS YACHT CLUB.

1:00PM:

- **[Appointment of Edgar T. Aguilar](#)**- TO SERVE AS A MEMBER OF THE GUAM MEMORIAL HOSPITAL AUTHORITY BOARD OF TRUSTEES FROM MARCH 22, 2019 TO MARCH 21, 2025 TO FILL AN UNEXPIRED TERM OF BYRON EVARISTO.

2:00 PM:

- Oversight of the Guam Memorial Hospital Authority to address community concerns including billing backlog; maintenance and repair of HVAC and other facility issues;

patient care; status of previous appropriations for the hiring of specialists, renovation of labor and delivery ward, and other capital improvements.

The public is invited to provide oral or written testimony on the agenda items for the 9:00AM and 1:00PM hearings. Written testimony may be submitted to senatorterlajeguam@gmail.com or hand delivered to the Office of Speaker Therese M. Terlaje at the Guam Congress Building. In compliance with the Americans with Disabilities Act, individuals requiring special accommodations should contact the Office of Speaker Therese M. Terlaje at (671) 472-3586 or senatorterlajeguam@gmail.com. All hearings broadcast on GTA TV Channel 21, Docomo Channel 117 and livestream on the Guam Legislature YouTube: <https://www.youtube.com/c/GuamLegislatureMedia>.



Office of Speaker Therese M. Terlaje

Committee on Health, Land, Justice, and Culture

I Mina'trentai Siette na Liheslaturan Guåhan 37th Guam Legislature

Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910


☎ (671) 472-3586

✉ senatorterlajeguam@gmail.com

🌐 www.senatorterlaje.com

Electronic Privacy Notice: This e-mail and any attachment(s), contains information that is, or may be, covered by electronic communications privacy laws and legal privileges, and is also confidential and proprietary in nature. If you are not the intended recipient, please be advised that you are legally prohibited from retaining, using, copying, distributing, or otherwise disclosing the information in this e-mail or any attachment in any manner. Instead, please reply to the sender that you have received this communication in error, and then immediately delete it. Thank you in advance for your cooperation.

2 attachments

 **Bill No. 121-37 (COR).pdf**
3944K

 **SECOND Notice of Public Hearings on Thursday September 28, 2023 starting at 9AM .pdf**
237K

MYC Treasurer Elisa Anderson [REDACTED]
To: "senatorterlajeguam@gmail.com" <senatorterlajeguam@gmail.com>

Wed, Sep 27, 2023 at 7:19 PM

Dear Speak Terlaje,

Thank you for the opportunity to provide testimony and answer questions in regards with the 30- year lease with the Port Authority at the Public Hearing scheduled for September 28, 2023, at 9:00 AM.


I understand the importance of the event and the significance of the discussion that will take place. Regrettably, I must inform you that due to an unforeseen medical appointment, I will be unable to attend. Nonetheless, I am confident that our Commodore and the written statement from our Secretary will adequately represent our organization's views and support the discussions.

Thank you for your continued leadership and dedication to addressing the issues at hand.

Sincerely,
Elisa Anderson

Elisa Anderson
Interim Vice Commodore




vicecommodore@marianasyachtclub.org
learntosail@marianasyachtclub.org
www.marianasyachtclub.org

NOTICE OF CONFIDENTIALITY: The information transmitted by this email is intended only for the person or entity to which it is addressed. This email may contain proprietary, business-confidential and/or privileged material. If you are not the intended recipient of this message, be aware that any use, review, retransmission, distribution, reproduction or any action taken in reliance upon this message is strictly prohibited. If you received this in error, please contact the sender and delete the material from all computers.

From: Speaker Therese M. Terlaje <senatorterlajeguam@gmail.com>
Sent: Tuesday, September 26, 2023 8:05 AM
To: phnotice@guamlegislature.org <phnotice@guamlegislature.org>
Cc: Audio / Video <av@guamlegislature.org>; Guam MIS <mis@guamlegislature.org>; Ed Pocaigue <sgtarms@guamlegislature.org>
Subject: SECOND NOTICE of Public Hearings –Thursday, September 28, 2023 starting at 9:00 AM

[Quoted text hidden]


Second Notice of Public Hearings- Thursday, September 28th, 2023 starting at 9:00 AM

 PRINT

**Second Notice of Public Hearings- Thursday,
September 28th, 2023 starting at 9:00 AM**

PUBLIC HEARING



 **Posted on:** 09/26/2023 08:06 AM

 **Posted by:** Joseph Madlangbayan

 **Public Hearing Date:** 09/28/2023 09:00 AM

 **Department(s):**
GUAM LEGISLATURE (/notices?department_id=92)

 **Division(s):**
OFFICE OF SPEAKER THERESE M. TERLAJE (/notices?division_id=259)

 **Notice Topic(s):** PUBLIC HEARING (/notices?topic_id=74)

 **Types of Notice:** PUBLIC HEARING (/notices?type_id=7)

 **For Audience(s):** PUBLIC (/notices?public=1)

 **Share this notice**

September 26, 2023

MEMORANDUM

To: All Senators, Stakeholders and Media
 From: Speaker Therese M. Terlaje, Chairperson
 Committee on Health, Land, Justice, and Culture

Subject: **SECOND NOTICE of Public Hearings –Thursday, September 28, 2023 starting at 9:00 AM**

Buenas yan Håfa Adai,

Please be advised that the Committee on Health, Land, Justice, and Culture will convene public hearings **Thursday, September 28, 2023 starting at 9:00 AM**, in the Guam Congress Building Public Hearing room, for the following agenda items:

9:00AM:

•

Bill No. 121-37(COR)

([https://www.guamlegislature.com/37th_Guam_Legislature/Bills_Introduced_37th/Bill%20No.%20121-](https://www.guamlegislature.com/37th_Guam_Legislature/Bills_Introduced_37th/Bill%20No.%20121-37%20(COR).pdf)

[37%20\(COR\).pdf](https://www.guamlegislature.com/37th_Guam_Legislature/Bills_Introduced_37th/Bill%20No.%20121-37%20(COR).pdf))-Amanda L. Shelton / Tina Rose Muña Barnes / Jesse A. Lujan / Roy A.B. Quinata / Dwayne T.D.

San Nicolas / William A. Parkinson / Joe S. San Agustin

AN ACT TO AUTHORIZE THE PORT AUTHORITY OF

GUAM TO ENTER INTO A THIRTY (30) – YEAR

LEASE AGREEMENT WITH THE MARIANAS YACHT

CLUB.

1:00PM:

•

Appointment of Edgar T. Aguilar

([https://www.guamlegislature.com/37th_Guam_Legislature/Mess_Comms_37th/Doc.%20No.%2037GL-23-](https://www.guamlegislature.com/37th_Guam_Legislature/Mess_Comms_37th/Doc.%20No.%2037GL-23-0881.pdf)

[0881.pdf](https://www.guamlegislature.com/37th_Guam_Legislature/Mess_Comms_37th/Doc.%20No.%2037GL-23-0881.pdf))- TO SERVE AS A MEMBER OF THE GUAM MEMORIAL HOSPITAL AUTHORITY BOARD OF

TRUSTEES FROM MARCH 22, 2019 TO MARCH 21,

2025 TO FILL AN UNEXPIRED TERM OF BYRON

EVANGISTO

LEGISLATURE

2:00 PM:

•

Oversight of the Guam Memorial Hospital

Authority to address community concerns including billing backlog; maintenance and repair of HVAC and other facility issues; patient care; status of previous appropriations for the hiring of specialists, renovation of labor and delivery ward, and other capital improvements.

The public is invited to provide oral or written testimony on the agenda items for the 9:00AM and 1:00PM hearings. Written testimony may be submitted to senatorterlajeguam@gmail.com (<mailto:senatorterlajeguam@gmail.com>) or hand delivered to the Office of Speaker Therese M. Terlaje at the Guam Congress Building. In compliance with the Americans with Disabilities Act, individuals requiring special accommodations should contact the Office of Speaker Therese M. Terlaje at (671) 472 3586 or senatorterlajeguam@gmail.com (<mailto:senatorterlajeguam@gmail.com>). All hearings broadcast on GTA TV Channel 21, Docomo Channel 117 and livestream on the Guam Legislature YouTube <https://www.youtube.com/c/GuamLegislatureMedia> (<https://www.youtube.com/c/GuamLegislatureMedia>).

**SECOND NOTICE OF PUBLIC HEARINGS –THURSDAY,
SEPTEMBER 28, 2023 STARTING AT 9:00 AM**

(/app/webroot/userfiles/files/SECOND%20Notice%20of%20Public%20Hearings%20on%20Thursday%20September%2028%20C%202023%20starting%20at%209AM%20.pdf)



Office of the Speaker THERESE M. TERLAJE

I Mina'trentai Siette na Liheslaturan Guåhan 37th Guam Legislature
Committee on Health, Land, Justice and Culture

PUBLIC HEARING AGENDA

Thursday, September 28, 2023, beginning at 9:00 AM
Guam Congress Building, Public Hearing Room

9:00AM:

- **Bill No. 121-37(COR)**-Amanda L. Shelton / Tina Rose Muña Barnes / Jesse A. Lujan / Roy A.B. Quinata / Dwayne T.D. San Nicolas / William A. Parkinson / Joe S. San Agustin AN ACT TO AUTHORIZE THE PORT AUTHORITY OF GUAM TO ENTER INTO A THIRTY (30) YEAR LEASE AGREEMENT WITH THE MARIANAS YACHT CLUB.

1:00PM:

- **Appointment of Edgar T. Aguilar**- TO SERVE AS A MEMBER OF THE GUAM MEMORIAL HOSPITAL AUTHORITY BOARD OF TRUSTEES FROM MARCH 22, 2019 TO MARCH 21, 2025 TO FILL AN UNEXPIRED TERM OF BYRON EVARISTO.

2:00 PM:

- Oversight of the Guam Memorial Hospital Authority to address community concerns including billing backlog; maintenance and repair of HVAC and other facility issues; patient care; status of previous appropriations for the hiring of specialists, renovation of labor and delivery ward, and other capital improvements.

The public is invited to provide oral testimony on the agenda item. Written testimony may also be submitted via email senatorterlajeguam@gmail.com or hand delivered to the Office of Speaker Therese M. Terlaje at the Guam Congress Building. In compliance with the Americans with Disabilities Act, individuals requiring special accommodations should contact the Office of Speaker Therese M. Terlaje at (671) 472-3586 or senatorterlajeguam@gmail.com . All hearings broadcast on GTA TV Channel 21, Docomo Channel 117/112.4, and livestream on the Guam Legislature YouTube: <https://www.youtube.com/c/GuamLegislatureMedia> .

Address: Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910

Tel: (671) 472-3586 | Email: senatorterlajeguam@gmail.com | www.senatorterlaje.com

**For transmittal of official Messages & Communications to the Guam Legislature to be distributed to all Senators, please send to: speaker@guamlegislature.org*



I Mina'trentai Siette na Liheslaturan Guahan | 37th Guam Legislature
Office of Speaker Therese M. Terlaje

Committee on Health, Land, Justice and Culture

Date: Thursday, September 28, 2023

Time: 1:00 PM

Appointment of Edgar T. Aguilar - TO SERVE AS A MEMBER OF THE GUAM MEMORIAL HOSPITAL AUTHORITY BOARD OF TRUSTEES FROM MARCH 22, 2019 TO MARCH 21, 2025 TO FILL AN UNEXPIRED TERM OF BYRON EVARISTO.

	NAME	AGENCY/ADDRESS	CONTACT NO.	E-MAIL	Type of Testimony		Support	
					WRITTEN	ORAL	Yes	No
1	Volanda Padrones	Triple J. Ent Accounting	671- [REDACTED]	[REDACTED]@triplejguam.com		X	X	
2	Dustin Prins	GMH	671- [REDACTED]	[REDACTED]@gmh.gu				X
3	MARLYN AGUILAR	DPHSS	[REDACTED]	[REDACTED]@dp[REDACTED].gu		X		
4	Jordan Pauluhn	GMH	671- [REDACTED]	dp[REDACTED].guam.gu				
5	EDGAR AGUILAR	TRIPLE J	[REDACTED]	[REDACTED]@triplejguam.com				
6	Manicel Aguilar	GMHA	[REDACTED]	[REDACTED]@gmha.gu				
7	Lillian Perez-Posadas	GMHA	(671) [REDACTED]	lillianperezposadas@gmha.org				✓
8	Yuka Hechanan	GMHA	671- [REDACTED]	[REDACTED]@gmha.org				✓
9								
10								

Jennie L. Chiu
P. O. Box [REDACTED]
[REDACTED]

September 23, 2023

Speaker Therese M. Terlaje, Chairperson
Committee on Health, Land, Justice, and Culture
37th Guam Legislature

Dear Speaker Terlaje and committee members:

I am writing this letter in support of Mr. Edgar Aguilar to be a member of the Board of Trustees for the Guam Memorial Hospital Authority.

I have known and worked with Mr. Aguilar since I joined Deloitte & Touche LLP in 1994. Over the past 29 years, I have known Mr. Aguilar both professionally and personally.

Professionally, he has dedicated his life to his work in finance and tax accounting initially with Deloitte & Touche LLP and currently with Triple J Enterprises, Inc. Mr. Aguilar always demonstrated his technical knowledge without fail in dealing with all aspects of his work.

Personally, Mr. Aguilar is loyal, dependable and a man of integrity. Mr. Aguilar can be counted upon to always take the extra step and self-sacrifice in matters related to his principles and beliefs.

The Board of Trustees will most definitely benefit by having such a person sitting on its board. Mr. Aguilar's knowledge in finance and accounting will be a great asset and his objectivity will help the entire board in reaching crucial decisions facing Guam Memorial Hospital during these trying times.

Sincerely,

Jennie L. Chiu, CPA

37th Guam Legislature
Committee on Health, Land, Justice, and Culture
Hagatna, Guam

September 25, 2023

Hafa Adai, Speaker Terlaje and members of the 37th Guam Legislature Committee on Health, Land, Justice, and Culture:

My name is Chris Duenas and I am writing to express my support for the appointment of Mr. Edgar Aguilar to the board of trustees of the Guam Memorial Hospital Authority (GMHA). As the CFO at Triple J, I have had the distinct pleasure of collaborating closely with Edgar in his capacity as our Director of Tax and Compliance over the past eight years.

Edgar's knowledge of local tax issues and regulatory compliance has been pivotal to our company's stability and growth. Additionally, Edgar possesses an extensive understanding of tax regimes throughout the Micronesia region. His experience with Deloitte took him to the CNMI, Federated States of Micronesia, and the Republic of the Marshall Islands equipping him with a diverse regional perspective. It's paramount for the hospital to fully grasp financial dynamics, and Edgar's regional and local expertise positions him exceptionally well for this challenge.

Edgar's approach to work is rooted in collaboration and inclusivity. He listens, evaluates, and acts with careful consideration. In a government-run hospital board environment, these qualities are essential to harmoniously bring together diverse perspectives for the collective goal of better healthcare outcomes for our island's constituents.

In conclusion, I endorse the appointment of Mr. Edgar Aguilar to the board of GMHA. His involvement will significantly benefit the hospital, its patients, and our broader community.

Thank you for considering my testimony.

Senseramente,



Chris Duenas
CFO, Triple J Enterprises, Inc.
[REDACTED]@triplejHQ.com



September 25, 2023

Speaker Therese M. Terlaje
Chairperson
Committee on Health, Land, Justice, and Culture
37th Guam Legislature

RE: Appointment of Edgar T. Aguilar to the Guam Memorial Hospital
Authority Board of Trustees

Dear Madame Speaker,

I am writing to express my wholehearted support for the appointment of Mr. Edgar T. Aguilar as a member of the Guam Memorial Hospital Authority Board of Trustees. It is with great pleasure and confidence that I provide this testimony on his behalf.

I have had the distinct privilege of knowing Mr. Aguilar for several years, both personally and professionally and I can attest to his commitment to the betterment of our community and, in particular, his desire to advance healthcare services in Guam. Mr. Aguilar's professional background and dedication makes him exceptionally qualified for this important role.

His extensive experience in tax, finance, and accounting has equipped him with the knowledge and skills needed to address the complex challenges that the Guam Memorial Hospital Authority faces on a daily basis. He has consistently shown his ability to collaborate effectively with stakeholders, fostering partnerships that drive positive change. His inclusive and transparent approach to decision-making ensures that the interests of all members of our community are considered and respected.

In addition to his professional accomplishments, Mr. Aguilar's personal qualities further endorses his suitability for this role. He is a person of high integrity, who always places the interests of others above all else. His dedication to his tireless work ethic are exemplary and inspire those around him to strive for excellence.

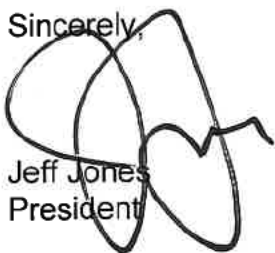
I firmly believe that appointing Mr. Edgar T. Aguilar as a member of the Guam Memorial Hospital Authority Board of Trustees would be an astute and beneficial decision for our community. His wealth of knowledge, his desire for healthcare improvement, and his dedication to serve makes him an outstanding candidate for this position.

In conclusion, I wholeheartedly support Mr. Aguilar's appointment to the Guam Memorial Hospital Authority Board of Trustees and have the utmost confidence in his ability to contribute positively to the healthcare landscape in Guam. I kindly urge this committee to recognize the tremendous value he would bring to this esteemed board.

Thank you for considering my testimony, and I trust that you will make the best choice for the future of healthcare in our community by confirming the appointment of Mr. Edgar T. Aguilar.

Sincerely,

Jeff Jones
President

A handwritten signature in black ink, appearing to be 'Jeff Jones', written over the typed name and title.

**10 GCA HEALTH AND SAFETY
CH. 80 GUAM MEMORIAL HOSPITAL AUTHORITY**

**DIVISION 4
GUAM HEALTH ACT**

- Chapter 80. Guam Memorial Hospital Authority.
- Chapter 81. Post-Mortem Examination Act.
- Chapter 82. Mentally Ill Persons.
- Chapter 83. Guam Uniform Anatomical Gift Act.
- Chapter 83A. Guam Organ Donor Registry Program.
- Chapter 83B. Uniform Determination of Death (Cessation of Life).
- Chapter 83C. Medical Standard for Determination of Cerebral Death
- Chapter 84. Emergency Medical Services.
- Chapter 85. Guam Memorial Health Plan.
- Chapter 86. Guam Behavioral Health and Wellness Center.
- Chapter 87. Occupational Safety and Health Code.
- Chapter 88. Child Protective Act. Omitted.
- Chapter 89. [Left Blank Intentionally]
- Chapter 90. Natasha Protection Act of 2005.
- Chapter 90A. Importation and Sale of Ingestible Tobacco.
- Chapter 91. Natural Death Act.
- Chapter 91A. The Partial-Birth Abortion Ban Act of 2008.
- Chapter 92. Maternity Stay Act.
- Chapter 93. Guam System of Care Council for Children with Serious Emotional Disturbance.
- Chapter 95. Coordination of Benefits.
- Chapter 96. The Public Access to Automated External Defibrillation Act of 2000.
- Chapter 97. GMHA Healthcare Trust and Development Fund.

**CHAPTER 80
GUAM MEMORIAL HOSPITAL AUTHORITY**

SOURCE: Entire chapter added as Title XLVII of the Government Code by P.L. 7-101:6 (Feb. 26, 1964). Entire chapter repealed and reenacted by P.L. 14-029:1 (May 27, 1977), and P.L. 30-190:1 (Aug. 28, 2010).

- § 80101. Short Title.
- § 80102. Establishment.
- § 80103. Definitions.
- § 80104. Prohibition Against Discrimination.
- § 80105. Board of Trustees.

10 GCA HEALTH AND SAFETY
CH. 80 GUAM MEMORIAL HOSPITAL AUTHORITY

- § 80105.1. Duties of the Board of Trustees.
- § 80105.2. Meetings.
- § 80105.3. Term of Office.
- § 80105.4. Qualifications of Members of the Board of Trustees.
- § 80105.5. Trustees Nominating Council; Establishment. [Repealed.]
- § 80105.6. Tenure of Members Currently Serving as Trustees.
- § 80106. Board Members Not Deemed Officers or Employees of the Government of Guam.
- § 80107. Removal from Office. [Repealed.]
- § 80108. Officers.
- § 80109. Powers.
- § 80110. Administrator and Chief Executive Officer.
- § 80111. Chief Financial Officer.
- § 80112. Construction With Other Laws.
- § 80113. Employment Practices.
- § 80114. Attorney.
- § 80115. Exemption From Taxation.
- § 80116. Fiscal Authority; Accounting and Expenditures.
- § 80117. Irreversible Renal Failure.
- § 80117.1. [Vacant.]
- § 80118. Patients' Records Confidential.
- § 80119. Mandatory Annual Budget.
- § 80120. Solicitation, Acceptance, Utilization and Administration of Donations, Contributions, Gifts, and Bequests for Specific Purposes.
- § 80121. Receiving of Revenues from Vending Machines.
- § 80122. Net Pay Not Permitted.
- § 80123. Urgent Healthcare Center, Established.
- § 80124. Cancer Data Collection.
- § 80125. Authorization of One or More Series of Limited Obligation (Section 30) Bonds.

§ 80101. Short Title.

This Chapter may be cited as the Guam Health Act of 2010.

SOURCE: Added by P.L. 14-029:1 (May 27, 1977) as GC § 49000. Codified as 10 GCA § 80101. Repealed and added by P.L. 30-190:1 (Aug. 28, 2010).

§ 80102. Establishment.

10 GCA HEALTH AND SAFETY
CH. 80 GUAM MEMORIAL HOSPITAL AUTHORITY

There is established within the government of Guam a public corporation and an autonomous instrumentality called the Guam Memorial Hospital Authority. It shall have title to all real and personal property now or hereafter set aside for or conveyed to it. Its property shall be administered and disposed of according to law. All the rights, immunities, franchises and endowments heretofore granted thereto by Guam are hereby perpetuated unto the said Authority.

SOURCE: Added by P.L. 14-029:1 (May 27, 1977) as GC § 49002. Codified as 10 GCA § 80103. Repealed and added as 10 GCA § 80102 by P.L. 30-190:1 (Aug. 28, 2010).

2013 NOTE: This section was originally entitled, "*Definitions.*" Repealed and added to this section P.L. 30-190:1 (Aug. 28, 2010).

§ 80103. Definitions.

As used in this Chapter, unless otherwise indicated:

(a) Board means the Board of Trustees of the Guam Memorial Hospital Authority.

(b) Administrator means the Administrator of the Guam Memorial Hospital Authority.

(c) Hospital means the Guam Memorial Hospital Authority.

(d) Health Professionals means those persons licensed or certified to practice the healing art within Guam.

SOURCE: Added by P.L. 14-029:1 (May 27, 1977) as GC § 49001. Codified as 10 GCA § 80102. Repealed and added as 10 GCA § 80103 by P.L. 30-190:1 (Aug. 28, 2010).

2013 NOTE: This section was originally entitled, "*Establishment.*" Repealed and added to this section by P.L. 30-190:1 (Aug. 28, 2010).

§ 80104. Prohibition Against Discrimination.

It shall be the policy of the Guam Memorial Hospital Authority that discrimination against any individual or group for reasons of age, race, color, sex, national origin, religious belief, marital status, physical/mental disability, political affiliation and retaliation is specifically prohibited under any program, employment or activity for which the Board of Trustees is responsible.

SOURCE: Added by P.L. 30-0190:1 (Aug. 28, 2010).

10 GCA HEALTH AND SAFETY
CH. 80 GUAM MEMORIAL HOSPITAL AUTHORITY

2013 NOTE: This section was originally entitled, "*Powers.*" Repealed and added as 10 GCA § 80109 by P.L. 30-190:1 (Aug. 28, 2010).

§ 80105. Board of Trustees.

(a) The governance and control of the Guam Memorial Hospital Authority are vested in a Board of Trustees (Board). The Board *shall* be composed of ten (10) members: four (4) members representing the general public, who *shall* possess a background and experience in healthcare, management, finance or any other business-related field; one (1) member representing the Allied Health Professions; two (2) members representing the Guam Nursing Association; and two (2) members representing the Guam Medical Community, appointed by *I Maga'lahaen Guåhan* as provided herein, with the advice and consent of *I Liheslaturan Guåhan*. In addition, one (1) member who *shall* be the President, or designee, of the Guam Memorial Hospital Volunteers Association, who *shall* be an ex-officio member with full participatory rights and privileges, but without the right of voting. The GMH Volunteers Association President or designee *shall* have been a member of the GMH Volunteers Association for a minimum of five (5) years prior to assuming a position on the Board.

(b) Each Trustee shall be entitled to receive the sum of One Hundred Dollars (\$100.00) for his/her attendance at any meeting of the Board, but such compensation shall not apply to more than four (4) meetings or exceed Four Hundred Dollars (\$400) in any one (1) calendar month. No Trustee shall receive any other compensation, but shall be reimbursed for actual travel, subsistence and out-of-pocket expenses incurred in the discharge of his or her responsibilities, including authorized attendance at meetings held away from Guam.

SOURCE: Added by P.L. 14-029:1(May 27, 1977) as GC § 49004. Subsection (a) amended by P.L. 15-041:1 (June 21, 1979). Subsection (b) amended by P.L. 15-055:6 (Aug. 10, 1979). Codified as 10 GCA § 80106. Subsection (d) amended by P.L. 19-004:16 (May 21, 1987). Subsection (f) added by P.L. 19-004:17 (May 21, 1987). Subsection (a) amended by P.L. 25-150:9 (July 7, 2000). Subsection (b) amended by P.L. 25-150:10 (July 7, 2000). Subsections (g) added by P.L. 25-150:11 (July 7, 2000). Subsection (h) added by P.L. 25-150:12 (July 7, 2000). Subsection (i) added by P.L. 28-068:II:III:35 (Sept. 30, 2005). Repealed and added by P.L. 30-190:1 (Aug. 28, 2010). Subsection (a) amended by P.L. 32-154:2 (May 21, 2014).

2013 NOTE: This section was originally entitled, "*Hospital Rates.*" Added by P.L. 14-148:3 (Sept. 30, 1978). Repealed and added by P.L. 18-026:8 (Dec. 31, 1985) and P.L. 25-005:7 (May 10, 1999). Repealed by P.L. 30-190 (Aug. 28, 2010).

§ 80105.1. Duties of the Board of Trustees.

(a) The Board shall be liable for the negligent act of any hospital employee or officer, if the Board knew or had notice that said employee or officer was inefficient and incompetent to perform the services for which he was hired, or said Board retained such inefficient or incompetent person after knowledge or notice of such inefficiency or incompetency.

(b) No Trustee shall be liable for any decision made in the good faith, non-malicious fulfillment of his duties.

(c) The Board shall be liable as fiduciaries in the execution of their duties.

(d) No Trustee shall be actively engaged in the selling of services or goods to the Hospital without the express approval of the Board of Trustees.

The form of approval shall be by the adoption of a Board Resolution confirming said approval. This restriction shall not apply to health care professionals who provide direct patient care services to the Hospital.

(e) No Trustee shall act when a conflict of interest occurs. The Trustee shall disclose the nature of the conflict of interest to the members present and abstain from any discussion or voting on the issue until it has been disposed of by action of the remaining members present. If a Trustee knowingly fails to disclose a conflict of interest in the manner listed herein and subsequently votes on an action to be taken by the Board, then the vote of the conflicted Trustee shall not be counted for purposes of constituting official Board action. Any Trustee who knowingly fails to disclose a conflict of interest in the manner listed herein shall be subject to removal from the Board, pursuant to § 80107 of this Chapter.

(f) [Repealed.]

SOURCE: Added by P.L. 30-190:1 (Aug. 28, 2010). Subsection (f) repealed by P.L. 31-014:4 (Apr. 4, 2011).

2013 NOTE: This section, originally entitled "*Fees*," was apparently added as untitled and uncodified law by P.L. 19-005:55 (Aug. 21, 1987), and codified as § 80105.1 by the Compiler. Repealed and added by P.L. 23-22:2 (May 30, 1995), and repealed by P.L. 25-005:8 (May 10, 1999). The authority to set fees is found in § 80109 of this Chapter.

§ 80105.2. Meetings.

**10 GCA HEALTH AND SAFETY
CH. 80 GUAM MEMORIAL HOSPITAL AUTHORITY**

Meetings of the Board shall be held at a regular time and place as determined by the Board. Special meetings may be called by the Chairman or by a majority of the members, as often as may be necessary. Meetings of the Board, regular or special, shall be subject to the Open Government Law of Guam. A majority of the members shall constitute a quorum and an affirmative vote of five (5) members is required for any action to be valid.

SOURCE: Added by P.L. 30-190:1 (Aug. 28, 2010).

2013 NOTE: This section was originally entitled, "*Health Care Professional Fees Schedule.*" Added by P.L. 24-032:3 (May 19, 1997). Repealed by P.L. 30-190:1 (Aug. 28, 2010).

§ 80105.3. Term of Office.

The members of the Board of Trustees shall serve staggered terms of six (6) years. On the expiration of the term of any member, or in the event of a vacancy on the Board due to resignation, death or any other cause, *I Maga'lahi* shall, in the manner provided herein and with the advice and consent of *I Liheslatura*, appoint another member for a full term in the first instance, or for the remainder of the unexpired term. When there is a change of administration of the government of Guam after a gubernatorial election, no courtesy resignation shall be requested by the new administration nor offered by any member of the Board.

SOURCE: Added by P.L. 30-190:1 (Aug. 28, 2010).

§ 80105.4. Qualifications of Members of the Board of Trustees.

The composition of the members of the Board shall be broadly based in terms of its members' personal expertise and shall strive for a balanced representation of the general population. Trustees, and Trustee candidates, must be United States citizens or permanent resident aliens domiciled in Guam for at least three (3) years prior to appointment to the Board. No person shall sit on the Board as a member who is an employee of the Guam Memorial Hospital Authority.

SOURCE: Added by P.L. 30-190:1 (Aug. 28, 2010).

§ 80105.5. Trustees Nominating Council; Establishment.

[Repealed.]

SOURCE: Added by P.L. 30-190:1 (Aug. 28, 2010). Repealed by P.L. 31-014:2 (Apr. 4, 2011).

§ 80105.6. Tenure of Members Currently Serving as Trustees.

The current members of the Board shall continue to serve until the expiration of their term as set out in § 80105.3 of this Chapter and in the event of a vacancy, said vacancy shall be filled in accordance with this Chapter.

SOURCE: Added by P.L. 30-190:1 (Aug. 28, 2010).

§ 80106. Board Members Not Deemed Officers or Employees of the Government of Guam.

The members of the Board shall not, by reason of such membership, be deemed employees of the government of Guam.

SOURCE: Added by P.L. 30-190:1 (Aug. 28, 2010).

CROSS-REFERENCE: *See also* 17 GCA § 16105.

2013 NOTE: This section was originally entitled, "*Board of Trustees.*" Repealed and added as 10 GCA § 80105 by P.L. 30-190 (Aug. 28, 2010).

§ 80107. Removal from Office.

[Repealed.]

SOURCE: Repealed by P.L. 31-014:3 (Apr. 4, 2011).

2013 NOTES: This section was originally entitled, "*Administrator.*" Subsection (b)(9) added by P.L. 15-112:3 (Mar. 14, 1980). Codified as 10 GCA § 80107. Repealed and added by P.L. 25-150:8 (July 7, 2000). Subsection (b) amended by P.L. 25-183:1 (July 8, 2001).

P.L. 28-068:42 (Sept. 30, 2005) transferred duties and responsibilities assigned to the Civil Service Commission to the Director of Administration, effective January 1, 2006 pursuant to P.L. 28-068:47 and 48.

§ 80108. Officers.

The Board shall elect a Chairman, a Vice-Chairman, a Secretary and a Treasurer from among its membership every two (2) years.

SOURCE: Added by P.L. 14-029:1 (May 27, 1977) as GC § 49006. Subsection (d) amended by P.L. 16-098:6 (July 2, 1982). Codified as 10 GCA § 80108. Repealed and added by P.L. 30-190:1 (Aug. 28, 2010).

§ 80109. Powers.

The Hospital shall have and exercise each and all of the following powers:

10 GCA HEALTH AND SAFETY
CH. 80 GUAM MEMORIAL HOSPITAL AUTHORITY

(a) Maintain and operate a facility providing acute, chronic and all other health care services, including those services specifically provided by contract for the Department of Mental Health and Substance Abuse, for the people of Guam.

(b) (1) Establish a schedule of fees, in accordance with Title 10 GCA § 80105, to be charged for care and services at or by the Hospital. The schedule of fees shall be sufficient to recover the operating costs and fixed costs and to generate such revenue as is necessary to enable the Hospital to meet its financial obligations, operating expenses and capital improvement needs. The Guam Public Utilities Commission shall not have any purview over the Authority rates. The rates established per fee schedule may be increased by the Board of Trustees up to five percent (5%) per year; provided, that the total revenues from all increases per fee schedule shall not exceed five percent (5%) of the total revenues adopted by the Board in the Authority's budget for that fiscal year, or decreased as necessary.

(2) Fees for new services, medications, or supplies, or rate increases of more than five percent (5%) annually shall be established by the Authority, approved and ratified by the Board of Trustees and forwarded to *I Liheslaturan Guåhan* for approval. Prior to the approval and ratification by the Board of Trustees, public hearings must be conducted by the Authority for any new fee or rate increase of more than five percent (5%).

(3) *I Liheslaturan Guåhan* shall have forty-five (45) days from the receipt of the proposed new fee or rate increase to conduct a public hearing and approve the increase or new fee. If *I Liheslaturan Guåhan* does not disapprove or amend the proposed new fee or increase in rates within the forty-five (45) days, the new fee or rate increase will immediately become effective.

(c) The Authority may establish interim fees for new, untariffed services, medication and supplies, without prior legislative approval and without compliance with the Administrative Adjudication Law; provided, that:

(1) the interim fees are consistent with the Authority's Net Revenue Enhancement Engagement Pricing Model, as prepared by

10 GCA HEALTH AND SAFETY
CH. 80 GUAM MEMORIAL HOSPITAL AUTHORITY

Deloitte & Touche, dated February 7, 1992, or such other protocol as may be approved by the Board of Trustees; and

(2) a petition for permanent approval of the interim fees is filed by the Authority with *I Liheslaturan Guåhan* within three (3) months of the Authority's establishment of the interim fee.

(d) Forward the billings for the cost of medical care and services rendered to any person under the Old Age Assistance for the Aged Program, Aid to the Blind Program, and Aid to the Permanently and Totally Disabled Program of the Social Security Act, as well as those persons considered medically indigent as the term is defined in Chapter 2 of this Title, of which shall be paid by the Department of Public Health and Social Services.

(e) Acquire, subject to the laws of Guam, by grant, purchase, gift, devise or lease, and hold and use any real property necessary or convenient or useful for the carrying on of any of its powers pursuant to the provisions of this Article; upon written certification of the Administrator, that specified and specialized medical equipment and related supplies are needed immediately for the health and welfare of the patients of the Hospital in particular, and the people of Guam in general, the Guam Memorial Hospital Authority shall be exempt from the provisions of §§ 5210 and 5211 of Title 5, Guam Code Annotated, in the acquisition of the medical equipment and related supplies specified in such written certification of the Administrator; provided, that the Hospital shall use its best judgment and efforts to secure the best equipment and supplies at the lowest cost, utilizing businesses licensed to do business on Guam whenever possible.

(f) Establish its internal organization and management;

(g) Perform such acts as may be reasonably necessary to accomplish the purpose for which it was formed;

(h) Adopt a seal;

(i) Sue or be sued in its own corporate name;

(j) Employ, retain or contract for the services of qualified managers, specialists or as individuals or as organizations;

(k) Adopt such rules and regulations pursuant to the Administrative Adjudication Act as may be necessary for the exercise

10 GCA HEALTH AND SAFETY
CH. 80 GUAM MEMORIAL HOSPITAL AUTHORITY

of the Hospital's powers, performance of its duties and administration of its operations;

(l) Adopt and maintain a uniform system of accounting;

(m) Adopt and maintain a travel authorization policy, notwithstanding any law to the contrary;

(n) Adopt rules and regulations governing selection, compensation, promotion, performance evaluation, disciplinary action and other terms and conditions of employment affecting personnel, subject to the provisions of the Administrative Adjudication Law. Such rules and regulations *shall* provide for the employment and retention of persons on the basis of merit, and *shall* include an orderly and systematic method of recruitment and the establishment of a list of qualified applicants for employment purposes, *except* that compensation for non-medical personnel *shall* remain consistent with compensation plans and pay scales as determined by the Civil Service Commission or its successor. Non-medical personnel are defined as personnel employed by the Authority who are *not* physicians, nurses, medical technicians or technologists, licensed or certificated therapists of any sort, laboratory technicians, personnel certificated in any medical or nursing field, nurse practitioners, pharmacists or other medical personnel. It is further provided:

(1) that the conduct of any GMHA Medical Peer Review proceeding *shall* be conducted in strict compliance with the Health Care Quality Improvement Act, as amended (HCQIA), of Title IV of Public Law 99-660 (42 U.S.C. 11101 et seq.) authorizing the Secretary of the U.S. Department of Health and Human Services to establish a National Practitioner Data Bank (NPDB) to collect and release certain information relating to the professional competence and conduct of physicians, dentists and other health care practitioners; and §1921 of the Social Security Act (42 U.S.C. 1396r-2) (§1921) requiring each state to adopt a system of reporting to the Secretary of adverse licensure actions taken against health care practitioners and entities;

(A) The Board *shall* provide for third-party peer review services for those peer review proceedings wherein the

10 GCA HEALTH AND SAFETY
CH. 80 GUAM MEMORIAL HOSPITAL AUTHORITY

physician who is the subject of a peer review asserts that an impartial proceeding cannot otherwise be achieved.

(2) A medical peer review *shall not* be overturned by the Board, *except* as strictly prescribed by the National Practitioner Data Bank, as provided pursuant to Title 45 – Public Welfare, Part 60, Code of Federal Regulations, and as the regulations and authorizing statutes may be revised;

(3) No “Void” or Reversal of Professional Peer Review Action by Board Without Successful Appeal; Mandatory. No GMHA medical peer review action that adversely affects the clinical privileges of physicians, dentists and other health care practitioners shall be reversed by the Board, nor shall a “void” be sought with the National Practitioners Data Bank:

(A) without the appellant having successfully appealed the initial action before a subsequent GMHA peer review committee duly conducted by medical professionals authorized to conduct the appeal proceeding; or

(B) without the finding(s) of the GMHA medical peer action having been reversed by the Guam Board of Medical Examiners, wherein the appellant successfully appealed the GMHA medical peer review action; or

(C) without the appellant having successfully appealed the GMHA medical peer review action before the Judiciary of Guam;

any one of which may be deemed satisfactory to reverse the initial GMHA medical peer review action and seek a “void” with the NPDB; *provided*, that the conduct of the appeal and action taken in granting the appeal is legally acceptable to the National Practitioner Data Bank pursuant to applicable federal law, rules and regulations.

(4) Personal Liability - No Waiver of Immunity. The members of the Board of Trustees, and the GMHA Legal Counsel, *shall not* be personally immune from legal and civil liability for a knowing violation of Items (1), (2) and (3) of this Subsection (n).

10 GCA HEALTH AND SAFETY
CH. 80 GUAM MEMORIAL HOSPITAL AUTHORITY

(o) Do any and all other things necessary to the full and convenient exercise of the above powers;

(p) Contract with a corporation to exercise any or all the powers of the Administrator, and of those officers authorized by § 80108 of this Chapter, if the Board so chooses;

(q) Acquire in accordance with the Procurement Law (5 GCA Chapter 5) and hold and use any personal property or construct any projects necessary or convenient or useful for carrying on of any of its powers pursuant to the provisions of this Chapter;

(r) (1) With the concurrence of *I Maga 'lahen Guahan* [Governor], negotiate with appropriate federal official (Secretary of Defense, officials of Tripler Army Hospital, etc.) for the implementation of § 105(k) of the Compact of Free Association Act of 1985 with the Freely Associated States of Micronesia.

(2) All terms of the agreement shall be negotiated by the Guam Memorial Hospital Authority in the best interests of the people of Guam. The agreement must be submitted to *I Maga 'lahi* for his review and approval.

(s) Arrange a line of credit, a revolving loan fund, and/or a direct loan, the total cumulative amount not to exceed Twenty-five Million Dollars (\$25,000,000), with banks or other lending institutions licensed to do business on Guam. All terms of the line of credit, a revolving loan fund, and/or a direct loan agreement shall be negotiated by the Authority and *I Maga 'lahen Guahan* [Governor] in the best interests of the people of Guam. The terms of the line of credit, a revolving loan fund, and/or a direct loan shall include the following:

(1) the line of credit, a revolving loan fund, and/or a direct loan shall be used by the Authority when a cash shortage threatens the operation of the Hospital, and provided that the loan shall not be used for the hiring of non-health care professionals not involved with providing direct patient care or patient care support;

(2) no charge shall be levied by a lender for making the loan;

(3) the interest rate shall be subjected to negotiation between the Authority or designee as authorized by the Board of

10 GCA HEALTH AND SAFETY
CH. 80 GUAM MEMORIAL HOSPITAL AUTHORITY

Trustees, *I Maga'lahaen Guåhan* and the lender; such interest rate shall be computed on a monthly average and based on the actual amount extended to the Authority; and

(4) interest earned by the lender shall be exempt from taxation by the government of Guam.

(5) *I Maga'lahaen Guåhan* is authorized to pledge funds which Guam shall receive from the State Attorneys General Tobacco Litigation, as provided by Public Law 24-174, or the General Fund, or both funds in any combination, as a security for repayment of the loan, in addition to any revenues which may be pledged by the Authority. *I Maga'lahaen Guåhan* and the Authority are hereby authorized to execute the loan agreement, a revolving loan fund, and/or a direct loan agreement and other necessary documentation.

(6) The line of credit authorized in this Act shall not be used in the calculation for rate relief in any rate methodology for any rate case before the Public Utilities Commission.

(7) The primary source of repayment for the line of credit, revolving loan fund, and/or a direct loan shall be as authorized in Public Law 30-196, Chapter III, Part I, Section 6(b) (the FY 2011 Budget Act). If required, the Authority may pledge, in addition, only its revenues as a security for repayment as determined by the negotiated agreement.

(8) Any money borrowed shall be repaid in accordance with the terms established in the negotiated agreement, but not to exceed an amortization period of more than twenty-five (25) years. In no case shall any amount borrowed be refinanced permitting repayment more than twenty-five (25) years after the loan is made.

(9) Notwithstanding the provisions of Chapter 6 of Title 5 of the Guam Code Annotated, the government of Guam hereby waives immunity from any suit or action in contract upon the loan and guaranty but *does not* waive sovereign immunity as to the personal liability of elected or appointed officials and employees of the government Guam. For the purposes of this provision only, immunity is also waived as to the award of attorney fees and related costs of the lender in connection with any suit brought by

10 GCA HEALTH AND SAFETY
CH. 80 GUAM MEMORIAL HOSPITAL AUTHORITY

the lender to enforce any right or obligation incurred under the loan authorized hereby or in connection with the enforcement of any agreement, note or pledge that arises directly from the indebtedness authorized hereby.

(10) This Guarantee is a general obligation of the government of Guam, subject to the full faith and credit of the government of Guam. The Guarantor consents to any and all extension of time and waiver or modification of obligations guaranteed hereunder.

(11) *I Maga'lahaen Guåhan*, the Governor of Guam, at his discretion and with his consent, may pledge Compact Impact Funds received from the Department of Interior as a source of funding to secure the balance of the Twenty-five Million Dollar line of credit, revolving loan fund, and/or a direct loan authorized in this Act to be used for the reduction of the Guam Memorial Hospital Authority's vendor payables.

(t) Notwithstanding any other provision of law, make, negotiate and enter into a commercial lease, or issue a permit or license for the use of its real property and other related facilities for a term not to exceed five (5) years.

(u) Retain or contract, in accordance with applicable procurement law, services relative to the providing of cafeteria and/or other food vendor services, in whole or in part as determined to be necessary and appropriate. This shall include, but not be limited to, the management and operation of services for cafeteria, snack bar, restaurant, and/or other food related services or activities as deemed appropriate for non-inpatient visitors, patrons and GMHA staff.

(1) The solicitation and contracting for food services may include, to the extent deemed practicable, appropriate and necessary, the use of assets, real property and/or facilities, and as further provided for in accordance with Subsection (t) of this § 80109.

(2) The authorization pursuant to this Subsection (u) to retain and contract services relative to the providing of cafeteria and/or other food services shall not apply or pertain to replacing, supplanting and/or eliminating GMHA's in-house Dietetic Services

10 GCA HEALTH AND SAFETY
CH. 80 GUAM MEMORIAL HOSPITAL AUTHORITY

department currently providing nutritional food services for inpatients.

(v) Notwithstanding Subsection (s) of this Section, to arrange a line of credit, a revolving loan fund, and/or a direct loan, the amount not to exceed Nine Million Two Hundred Thousand Dollars (\$9,200,000), to finance the Guam Memorial Hospital Authority Labor and Delivery Ward renovation Phases One through Four, and to include the “Arts In Public Buildings and Facilities” fee as required by § 852 of Article 2 of Chapter 8, Title 1, Guam Code Annotated, with banks or other lending institutions licensed to do business on Guam. All terms of the line of credit, a revolving loan fund, and/or a direct loan agreement shall be negotiated by the Guam Economic Development Authority and *I Maga'låhen Guåhan* (the Governor) in the best interests of the people of Guam. The terms of the line of credit, a revolving loan fund, and/or a direct loan shall include the following:

(1) (A) the line of credit, a revolving loan fund, and/or a direct loan shall be used by the Authority for the renovation of the Guam Memorial Hospital Labor and Delivery Ward (GMHA Maternal and Child Healthcare (MCH) Renovation Project);

(B) such line of credit shall not be authorized, nor shall any borrowing be initiated that incurs interest expenses until the architectural and engineering specifications are completed and approved by the Board of Trustees of the Guam Memorial Hospital Authority (GMHA), and the Request for Proposal or Invitation for Bid to commence renovation is pending funding;

(2) no charge shall be levied by a lender for making the loan;

(3) the interest rate shall be subject to negotiation between the Board of Directors of GEDA, *I Maga'låhen Guåhan*, and the lender; and such interest rate shall be computed on a monthly average and based on the actual amount extended for the Authority; and

(4) interest earned by the lender shall be exempt from taxation by the government of Guam.

10 GCA HEALTH AND SAFETY
CH. 80 GUAM MEMORIAL HOSPITAL AUTHORITY

(5) The line of credit, a revolving loan fund, municipal lease financing, and/or a direct loan may be secured by a pledge or other reservation of revenues collected by the government of Guam from the taxes collected under the “Business Privilege Tax Law” (namely, 11 GCA Chapter 25, excluding the alcoholic beverage taxes, liquid fuel taxes, automotive surcharges, tobacco taxes and real property taxes). The Business Privilege Tax pledged or reserved may only be pledged or reserved on a basis that is subordinate to the pledge of revenues from the Business Privilege Tax that secure the Government’s Business Privilege Tax Bonds (currently, the Business Privilege Tax Bonds, Series 2011A, 2012B-1, 2012B-2, 2013C and 2015D, as well as any future bonds (collectively, the “Business Privilege Tax Bonds”)) issued under the indenture relating to the Business Privilege Tax Bonds (the “Indenture”), as well as any parity obligations permitted to be issued under such Indenture, on a basis that is in accordance with and complies with such Indenture. The sum of Six Hundred Thousand Dollars (\$600,000) will be continuously appropriated annually to pay for the principal, interest, and debt reserve for the line of credit, a revolving loan fund, and/or a direct loan. *I Maga’láhen Guáhan* and the Guam Economic Development Authority are hereby authorized to execute the loan agreement, a revolving loan fund, and/or a direct loan agreement and other necessary documentation.

(6) Any money borrowed shall be repaid in accordance with the terms established in the negotiated agreement, but not to exceed an amortization period of more than twenty-five (25) years.

(7) Notwithstanding the provisions of Chapter 6 of Title 5 of the Guam Code Annotated, the government of Guam hereby waives immunity from any suit or action in contract upon the loan and guaranty, but does not waive sovereign immunity as to the personal liability of elected or appointed officials and employees of the government of Guam. For the purpose of this provision only, immunity is also waived as to the award of attorney fees and related costs in connection with any suit brought to enforce any right or obligation incurred under the loan authorized hereby or in connection with the enforcement of any agreement, note or pledge that arises directly from the indebtedness authorized hereby.

10 GCA HEALTH AND SAFETY
CH. 80 GUAM MEMORIAL HOSPITAL AUTHORITY

(8) This Guarantee is a general obligation of the government of Guam, subject to the full faith and credit of the government of Guam. The Guarantor consents to any and all extension of time and waiver or modification of obligations guaranteed hereunder.

(9) Alternative Financing. *I Maga'låhen Guåhan* and the Guam Economic Development Authority are authorized to utilize the following alternative financing if necessary:

(A) Federal Guaranteed Loan or Community Facilities Loan and Grants, instrumentalities of the United States Department of Agriculture, if such financing better serves the needs of the people of Guam; and/or

(B) Municipal Lease Financing. *I Maga'låhen Guåhan*, with the assistance of the Guam Economic Development Authority, is authorized to enter into a municipal lease financing as defined under Title 5, Guam Code Annotated, Division 5, Chapters 58, 58A, 58B, 58D and 58E.

(C) *I Maga'låhen Guåhan* is authorized to identify a fund source, except for funding sources that are already identified and earmarked for the Guam Memorial Hospital Authority, limited to the amounts in this Act, and utilize such source for the purposes of renovating the labor, delivery, recovery, postpartum ward where our babies are born. *I Maga'låhi* shall notify *I Liheslatura* (the Legislature) of the fund source(s) identified pursuant to this provision no later than ten (10) working days after identification of funds.

(10) The GMHA Board of Trustees shall cause an update of its facilities master plan that will guide the capital improvement of the Guam Memorial Hospital. The Trustees shall allocate sufficient funds from the amount obtained from the line of credit, revolving fund, and/or direct loan authorized by this Subsection for the purpose of completing a master plan update. Review and approval of the completed master plan update shall be in accordance with the AAL. Said master plan update shall be completed within one hundred eighty (180) days from the date of enactment of this statute.

10 GCA HEALTH AND SAFETY
CH. 80 GUAM MEMORIAL HOSPITAL AUTHORITY

(11) That, if the labor and delivery ward operations or facilities are privatized, to include any public-private partnership, then, as a condition of such privatization agreement, the party or parties which have assumed control or ownership of the operations or facilities shall assume any outstanding debt and provide compensation to the Guam Memorial Hospital Authority for any incurred expenses that were financed under this Subsection.

SOURCE: Added by P.L. 14-029:1 (May 27, 1977) as GC § 49003. Subsection (b) amended by P.L. 14-091:2 (Dec. 27, 1977). Subsection (l) repealed and reenacted by P.L. 14-140:28 (Aug. 31, 1978), repealed by P.L. 16-098:1 (July 2, 1982). Subsection (o) added by P.L. 15-135:11 (Aug. 22, 1980). Subsection (e) amended P.L. 16-007:10 (Apr. 24, 1981), repealed and reenacted by P.L. 16-098:4 (July 2, 1982). Subsection (n) amended by P.L. 16-098:5 (July 2, 1982). Subsection (c) amended by P.L. 16-124:21 (Dec. 29, 1982). Subsection (p) added by P.L. 16-124:22 (Dec. 29, 1982). Subsection (a) amended by P.L. 17-021:1 (Aug. 18, 1983). Subsection (b) amended by P.L. 17-083:1 (Dec. 21, 1984). Codified as 10 GCA § 80104. Subsection (b) repealed and reenacted by P.L. 18-026:7 (Dec. 31, 1985). Subsections (o) (1, 5 & 6) amended by P.L. 18-026:10 (Dec. 31, 1985). Subsection (q) added by P.L. 18-026:13 (Dec. 31, 1985). Subsection (c) amended by, P.L. 20-228:1 (Jan. 30, 1991), P.L. 29-014:2 (Sept. 7, 2007). Subsection (s) added by P.L. 25-150:2 (July 7, 2000), amended by P.L. 30-200:2 (Dec. 9, 2010). Subsections (s)(10) and (11) added by P.L. 32-043:2 (July 2, 2013). Subsection (s)(9) amended by P.L. 32-105:1 (Jan. 14, 2014). Subsection (u) added by P.L. 31-002:2 (Mar. 8, 2011). Subsection (n) amended by P.L. 32-158:2 (May 21, 2014). Subsection (v) added by P.L. 32-204:1 (Oct. 13, 2014), and P.L. 33-151:1 (May 13, 2016).

2013 NOTE: This section was originally codified as GC § 49007, entitled "*Employment Practices.*" Repealed and added as 10 GCA § 80113 by P.L. 30-190:1 (Aug. 28, 2010).

Numbers and/or letters were added or altered to adhere to the Compiler's alphanumeric scheme in accordance to 1 GCA § 1606.

NOTE: P.L. 20-228:1 (Jan. 30, 1991) amended 10 GCA § 80103(c). This appeared to be a manifest error. The correct section is § 80104(e).

NOTE: The authority to establish fees was also found in § 80105.1 of this Chapter, which was apparently added as untitled and uncodified law by P.L. 19-005:55 (Aug. 21, 1987), repealed and added by P.L. 23-22:2 (May 30, 1995), and repealed by P.L. 25-005:8 (May 10, 1999).

§ 80110. Administrator and Chief Executive Officer.

(a) The Board shall hire or contract an Administrator, who shall be its Chief Executive Officer. The Administrator's duties and compensation, salary and endowments, shall be determined by the Board. The Administrator shall meet the following minimum qualifications:

10 GCA HEALTH AND SAFETY
CH. 80 GUAM MEMORIAL HOSPITAL AUTHORITY

(1) shall have graduated from a recognized college or university with a Master's Degree in hospital administration, health services management or a related field, plus six (6) years of experience in hospital administration or healthcare services management, of which three (3) years must have been experience as an administrator in a hospital setting; or

(2) shall have graduated from a recognized college or university with a Bachelor's Degree in hospital administration, health services management, or a related field, plus eight (8) years of experience in hospital administration or healthcare services management, of which five (5) years must have been experience as an administrator in a hospital setting;

(3) shall have experience in negotiating and directing activities related to obtaining reimbursement from government programs, such as Medicare, Medicaid or the Medically Indigent Program of the government of Guam; and

(4) shall have experience in negotiating contracts with external parties, including third party payers, vendors, insurance carriers and other contracting parties.

(b) The Board shall set the tenure of office for the Administrator of the Guam Memorial Hospital Authority. The Board may hire the Hospital Administrator by direct employment as an unclassified employee of the government of Guam, or by personal services contract, as the Board deems necessary to attract and retain a qualified Administrator. However, the term of employment for the position of Administrator shall not end six (6) months prior to nor six (6) months after an election for Senators, and Governor and Lt. Governor. The Board by an affirmative vote of at least five (5) members may renew the contract of the Administrator. Similarly, the affirmative vote of at least five (5) members may terminate the services of the Administrator for cause in the same manner and procedure as a Trustee may be removed pursuant to § 80107 of this Chapter. Upon a change of administration of the government of Guam after a gubernatorial election, no courtesy resignation shall be requested by the new administration nor offered by the Administrator of the Hospital.

10 GCA HEALTH AND SAFETY
CH. 80 GUAM MEMORIAL HOSPITAL AUTHORITY

(c) The Administrator shall have full charge and control of the operations and maintenance of the Hospital. The powers of the Administrator shall include:

(1) to recommend rules and regulations for adoption by the Board of Trustees, and to see that all rules and regulations of the Hospital are enforced;

(2) to ensure compliance with all federal and local regulations;

(3) to act as liaison to the governing body for the medical, nursing, and other professional staff and all facility departments;

(4) to attend, unless excused by the Board, all meetings of the Board and to submit written reports on the affairs of the Hospital each month;

(5) to keep the Board advised on the needs of the Hospital and approve demands for payment of obligations within the purposes and amounts authorized by the Board;

(6) to prepare and cause to be prepared all plans and specifications for purchased services and the construction and repair of equipment and facilities operated by the Hospital and serve as the Hospital's Chief Procurement Officer;

(7) to devote that person's time to the business of the Hospital, to select and appoint the employees of the Hospital, except as otherwise provided in this Chapter, and to plan, organize, coordinate and control the services of such employees in the exercise of the powers of the Hospital under the general direction of the Board;

(8) to prepare, within one hundred twenty (120) days from the end of each fiscal year, an annual report of the results of the operations for the preceding fiscal year and the financial status of the Hospital on the last day thereof;

(9) to perform and issue such other additional duties as the Board may require; and

(10) to arrange for the burial of any fetus not claimed by its mother or father within thirty (30) days.

SOURCE: Added by P.L. 14-029:1 (May 27, 1977) as GC § 49005. Subsection (b)(9) added by P.L. 15-112:3 (Mar. 14, 1980). Codified as 10 GCA § 80107.

**10 GCA HEALTH AND SAFETY
CH. 80 GUAM MEMORIAL HOSPITAL AUTHORITY**

Repealed and added by P.L. 25-150:8 (July 7, 2000). Repealed and added by P.L. 30-190:1 (Aug. 28, 2010).

2013 NOTE: This section was originally codified as GC § 49008, entitled, "*Exemption from Taxation.*" Codified as 10 GCA § 80110. Repealed and reenacted as 10 GCA § 80115 by P.L. 30-190 (Aug. 28, 2010).

§ 80111. Chief Financial Officer.

(a) The position of Chief Financial Officer is established within the Guam Memorial Hospital Authority. The Chief Financial Officer shall meet the following minimum qualifications:

(1) possession of a Certified Public Accountant (CPA) certificate in the United States and a Bachelor's Degree in Health Services Management (HSM) or health related work experience, plus one (1) year supervisory experience; or

(2) graduation from a recognized college or university with a Master's Degree in accounting, finance, economics, business administration or a related field, plus four (4) years experience as an administrator for general accounting and fiscal services of which one (1) year must be management-level fiscal experience in a hospital or health care facility; or

(3) graduation from a recognized college or university with a Bachelor's Degree in accounting finance, economics, business administration or a related field, plus five (5) years as an administrator responsible for general accounting and fiscal services of which two (2) years must be management-level fiscal experience in a hospital or health care facility; and

(4) shall have experience in negotiating contracts with external parties, including third party payers, vendors, insurance carriers and other contracting parties.

(b) The Chief Financial Officer shall report directly to the Hospital Administrator. The Hospital Administrator shall hire the Chief Financial Officer by direct employment as an unclassified employee of the government of Guam, or by personal services contract, as is deemed necessary by the Hospital Administrator to attract and retain a qualified Chief Financial Officer. The Chief Financial Officer's duties and compensation shall be determined by the Hospital Administrator, in consultation with the Board of Trustees.

10 GCA HEALTH AND SAFETY
CH. 80 GUAM MEMORIAL HOSPITAL AUTHORITY

SOURCE: Added as uncodified law by P.L. 25-150:13 (July 7, 2000). Codified by Compiler as 10 GCA § 80107.1. Amended by 29-014:3 (Sept. 7, 2007). Repealed and added by P.L. 30-190:1 (Aug. 28, 2010).

2013 NOTE: This section was originally codified from GC § 49009, entitled, “*Contracts and Purchases.*” Subsection (d) amended by P.L. 16-098:7 (July 2, 1982). Codified as 10 GCA § 80111. Repealed by P.L. 16-124:23 (Dec. 29, 1982).

NOTE: P.L. 28-068:42 (Sept. 30, 2005) transferred duties and responsibilities assigned to the Civil Service Commission to the Director of Administration, effective January 1, 2006 pursuant to P.L. 28-068:47 and 48.

§ 80112. Construction With Other Laws.

Insofar as the provisions of this Chapter are inconsistent with the provisions of any other law, the provisions of this Chapter shall be controlling; and in particular but not by way of limitation, except as may be provided in this Chapter, no provision of any law with respect to employment of personnel, shall be applicable to the Guam Memorial Hospital Authority unless *LIHESLATURA* shall specifically so state; provided, however, that the Guam Memorial Hospital Authority may utilize in its operations the procedures and facilities provided by any such law or by the executive agencies of the government of Guam.

SOURCE: Added by P.L. 30-190:1 (Aug. 28, 2010).

2013 NOTE: This section was originally codified from GC § 49010, entitled, “*Fiscal Authority; Accounting and Expenditures.*” Codified as 10 GCA § 80112. Repealed and added as 10 GCA § 80115 by P.L. 30-190 (Aug. 28, 2010).

§ 80113. Employment Practices.

(a) The Board shall establish and administer rules and regulations governing the compensation and classification of health professionals of the hospital.

(b) All employees of the hospital, *except* physicians and healthcare administrators, the Hospital Administrator, Associate Administrators for Clinical, Operations and Medical Services, and the Chief Financial Officer, *shall* be members of the classified service of the government of Guam.

(1) This Subsection *shall* include Allied Health providers, as defined pursuant to Chapter 12, Part 1 and Part 2, of Title 10, Guam Code Annotated, practicing in their specialty and employed as Health Care Administrators (HCA) for their department who *shall* be members of the classified service of the government of Guam. These positions

10 GCA HEALTH AND SAFETY
CH. 80 GUAM MEMORIAL HOSPITAL AUTHORITY

are herein referenced, but not limited to, as follows: Chief Respiratory Therapist (HCA), Chief Hospital Radiology Technologist (HCA), Chief Hospital Pharmacist (HCA), Administrator of Laboratory Services (HCA), Chief of Rehabilitative Services (HCA), and Administrator of Hospital Food Services (HCA).

(c) Each hospital employee shall be eligible to continue to be or to become a member of the government of Guam Retirement Fund pursuant to Chapter 8 of Title 4 of the Guam Code Annotated. The hospital shall pay for the employer's contribution to the Retirement Fund that is assessed by the Fund's Board of Trustees for the benefit of hospital employees who are members of the Fund.

(d) Each hospital employee shall be eligible to participate in any government of Guam health and life insurance plan or prepaid health plan.

SOURCE: Added by P.L. 14-029:1 (May 27, 1977) as GC § 49007. Subsection (b) amended by P.L. 16-023:13 (Aug. 11, 1981), and P.L. 16-041:5 (Sept. 28, 1981) (amending P.L.16-023:13). Codified as 10 GCA § 80109. Repealed and added by by P.L. 30-190:1 (Aug. 28, 2010). Subsection (b) amended by P.L. 33-023:1 (May 7, 2015). Subsection (b)(1) added by P.L. 33-023:1 (May 7, 2015).

2015 NOTE: Pursuant to P.L. 33-023:2:

Section 2. Classification Without Loss or Reduction in Salary, Status or Benefits. As provided pursuant to Section 1 of this Act, and notwithstanding any provision of law, rule, or regulation, the personnel in the positions identified in Item (1) of § 80113(b) of Chapter 80 of Division 4, Title 10, Guam Code Annotated, *shall* have their admission as members in the classified service of the government of Guam occur without a disruption in service, or loss or reduction in salary, status or benefits.

2013 NOTE: This section was originally codified from GC § 49010, entitled, "*Fiscal Authority; Accounting and Expenditures.*" Codified as 10 GCA § 80112. Repealed and added as 10 GCA § 80116 by P.L. 30-190:1 (Aug. 28, 2010).

§ 80114. Attorney.

(a) The Guam Memorial Hospital Authority may employ an attorney to assist and represent the Hospital and to advise the Board in all civil matters in which the Hospital is a party or in which the Hospital is legally interested; provided that the Attorney General shall represent the Hospital in litigation concerning the affairs of the Authority, unless he or she delegates this duty to the Attorney of the Hospital, with respect to any such litigation.

10 GCA HEALTH AND SAFETY
CH. 80 GUAM MEMORIAL HOSPITAL AUTHORITY

(b) The Guam Memorial Hospital Authority may set the terms and conditions of employment for the attorney, his or her compensation, and whether he or she will be appointed as a full-time employee, or an independent consultant. In the alternative, the Hospital may utilize the services of a law firm.

(c) The Attorney so employed or engaged shall be admitted to practice before the courts of Guam under the same conditions as are attorneys employed by the government pursuant to 7 GCA Section 9A114 and 9A114A.

SOURCE: Added by P.L. 30-190:1 (Aug. 28, 2010).

2013 NOTE: This section was originally codified from GC § 49011, entitled, “*Patients’ Records.*” Codified as 10 GCA § 80114, entitled, “*Patients’ Records Confidential.*” Repealed and added as 10 GCA § 80118 by P.L. 30-190:1 (Aug. 28, 2010).

§ 80115. Exemption From Taxation.

As an instrumentality of the government of Guam, the Hospital and all property acquired by or for the Hospital, and all revenues and income therefrom are exempt from taxation by the government of Guam, or by any political subdivision or public corporation thereof, and from all taxes of Guam imposed under the authority of *I Liheslatura*, or with respect to which *I Liheslatura* is authorized to grant exemption.

SOURCE: Added by P.L. 14-029:1 (May 27, 1977) as GC § 49008. Codified as 10 GCA § 80110. Repealed and added to this section by P.L. 30-190:1 (Aug. 28, 2010).

2013 NOTE: This section was originally entitled “*Mandatory Annual Budget.*” Repealed and reenacted as 10 GCA § 80119 by P.L. 30-190:1 (Aug. 28, 2010).

§ 80116. Fiscal Authority; Accounting and Expenditures.

(a) There is hereby established a fund to be known as the “Hospital Operations Fund” (Fund), which shall be maintained separate and apart from other funds of the government of Guam and independent records and accounts shall be maintained in connection therewith;

(b) All moneys received by the Hospital from whatever source derived shall be deposited in said Fund and eligible banks as defined in Title 5 GCA § 21112.

10 GCA HEALTH AND SAFETY
CH. 80 GUAM MEMORIAL HOSPITAL AUTHORITY

(c) All appropriations, if any, by *I Liheslaturan Guåhan* from the General Fund to the Hospital shall be transferred to the Fund on a quarterly basis upon certification by the Hospital of the need therefore;

(d) All expenditures, including payments into sinking or other special accounts and debts, liabilities, obligations and operational expenses of the Hospital shall be paid from the Fund;

(e) The Hospital shall report to *I Maga'lahi* and *I Liheslatura* concerning administration of the affairs of the Hospital. The annual report shall be presented within one hundred twenty (120) days after the end of each fiscal year and special reports, if any, shall be presented within thirty (30) days after the end of each intervening quarter. The financial information presented in the reports shall be in accordance with the uniform system of accounting adopted by the Hospital.

(f) Bi-weekly Receivables Updates. The Hospital shall post on its official website, and shall update such postings on a bi-weekly basis, a complete listing of each of its accounts receivable, aged according to established accounting practices, and further defined as follows:

(1) Government receivables, billings and payments, which include amounts due and paid from the U.S. Government (Medicare), from the Government of Guam (Medicaid, Medically Indigent Program, Worker's Compensation), and from other governments, including the various Freely Associated States. Receivables from each entity shall be individually labeled and entered.

(2) Health insurance receivables, billings and payments, which include all amounts due and paid from individual private sector health insurance providers. Receivables from each entity shall be individually labeled and entered when the total amount due from each entity amounts to Ten Thousand Dollars (\$10,000) or more. Receivables from entities in this category amounting to less than Ten Thousand Dollars (\$10,000) shall be entered as a lump sum.

(3) Self-payer receivables, billings and payments, which include amounts due and paid from entities, including individuals, corporations, organizations, or other business entities without any reference to specific names of such entities. Receivables from entities in this category shall be labeled as "Self-payer Receivables", "Self-payer

10 GCA HEALTH AND SAFETY
CH. 80 GUAM MEMORIAL HOSPITAL AUTHORITY

Billings”, and “Self-payer Payments”, each of which shall be entered as a lump sum.

(4) All discounts granted to all payers in the reports under this Subsection (f) shall be made a part of the report.

(5) Nothing in this reporting mandate shall authorize the Hospital to violate the federal Health Insurance Portability and Accountability Act (HIPAA) Law.

SOURCE: Added by 14-029:1 (May 27, 1977) as GC § 49010, entitled, “*Fiscal Authority; Accounting and Expenditures.*” Codified as 10 GCA § 80112. Subsection (f) added by P.L. 31-036:2 (Apr. 18, 2011). Repealed and added as 10 GCA § 80116 by P.L. 30-190:1 (Aug. 28, 2010).

2013 NOTE: This section was originally entitled “*Insurance Coverage.*” Added by P.L. 20-017:8 (June 9, 1989). Repealed by P.L. 24-011:2 (Mar. 21, 1997).

§ 80117. Irreversible Renal Failure.

Citizens of Guam afflicted with irreversible renal failure who are medically indigent, as determined by the Department of Public Health and Social Services by regulations, shall receive hospitalization, medical treatment and drugs for the treatment of irreversible renal failure, and any conditions directly or indirectly caused thereby, without charge, provided, however, that this Section shall not apply to those persons whose treatments are chargeable to health and medical insurance programs or medical assistance programs. Nothing in this Section shall be construed or used as a basis for the exclusion or limitation of any private or government third party health or medical insurance coverage, or benefits for hospitalization, medical treatment and drugs for the treatment of irreversible renal failure and any condition directly or indirectly caused thereby.

SOURCE: Added by P.L. 30-190:1 (Aug. 28, 2010).

2013 NOTE: Added by P.L. 24-176:4 (April 17, 1998), entitled, “*Solicitation, Acceptance, Utilization and Administration of Donations, Contributions, Gifts, and Requests for Specific Purposes.*” Repealed and added as 10 GCA § 80120 by P.L. 30-190:1 (Aug. 28, 2010).

This section was originally entitled, “*Insurance Payments. Agreements. Deposits. Patient Treatment Costs.*” Added by P.L. 23-128:27 (Dec. 12, 1996). Repealed by P.L. 24-011:2 (Mar. 21, 1997).

§ 80117.1. [Vacant.]

**10 GCA HEALTH AND SAFETY
CH. 80 GUAM MEMORIAL HOSPITAL AUTHORITY**

2013 NOTE: Formerly entitled “Cancer Data Collection,” this section was codified to § 80124 by the Compiler pursuant to the authority granted by 1 GCA § 1606.

§ 80118. Patients’ Records Confidential.

Patients’ medical records are confidential, and copies thereof may be released only upon the written consent of the patient involved or by written order of the Superior Court of Guam; provided, however, that any information, data or reports with respect to cases of malignant diseases may be furnished to, or procured by, the Guam Tumor Registry-Tumor Clinic, Guam Memorial Hospital for statistical, scientific and medical research, and no physician, surgeon, dentist, institution or hospital, furnishing such information, data or reports to the Guam Tumor Registry-Tumor Clinic, Guam Memorial Hospital, shall by reason of such furnishing be deemed to have violated the provisions of this Section, or have violated any confidential relationship or be held liable therefore.

SOURCE: Added by 14-029:1 (May 27, 1977) as GC § 49011, entitled, “*Patient Records Confidential.*” Codified as 10 GCA § 80114. Repealed and added as 10 GCA § 80118 by P.L. 30-190:1 (Aug. 28, 2010).

2013 NOTE: This section was originally entitled, “*Receiving of Revenues from Vending Machines.*” Added by P.L. 24-0176:5 (April 17, 1998). Repealed and added as 10 GCA § 80121 by P.L. 30-190:1 (Aug. 28, 2010).

§ 80119. Mandatory Annual Budget.

On March 30, 2010 for Fiscal Year 2011, and March 30 for the succeeding fiscal years, the Board shall submit a comprehensive program and financial plan to *I Liheslaturan Guåhan* in a budget format utilized by the Bureau of Budget and Management Research for the Executive Branch. If *I Liheslaturan Guåhan* does not reject the comprehensive program and financial plan by September 30, the program and plan is deemed approved.

SOURCE: Added by P.L. 19-005-54 (Aug. 21, 1987) as 10 GCA § 80115. Amended by P.L. 19-010:XI:35 (Nov. 17, 1987). Amended by P.L. 28-068:27 (Sept. 30, 2005). Repealed and reenacted to this section by P.L. 30-190:1 (Aug. 28, 2010).

§ 80120. Solicitation, Acceptance, Utilization and Administration of Donations, Contributions, Gifts, and Bequests for Specific Purposes.

(a) The Administrator of the Guam Memorial Hospital Authority (GMHA), with the concurrence of the GMHA Board of Trustees, shall be authorized to solicit, accept, utilize and administer on behalf of GMHA, donations, contributions, gifts and bequests for any specific purpose relative

10 GCA HEALTH AND SAFETY
CH. 80 GUAM MEMORIAL HOSPITAL AUTHORITY

to medical care, and may expend any sums so received for the purposes intended by the giver, or donor, in addition to the regular appropriations made for such purposes. Such donations, contributions, gifts and bequests received, or income accrued on a continuing basis, shall, as a matter of policy, be reflected in the annual budget of the receiving agency as credit to offset the expense budget request for that agency for the fiscal year under consideration.

(b) GMHA shall promulgate rules and regulations to reflect the purpose of this Act, and shall biannually report contributions, donations, gifts and bequests actually received to *I Maga'lahi* and the Speaker of *I Liheslaturan Guåhan* for proper acknowledgment purposes.

SOURCE: Added by P.L. 24-176:4 (April 17, 1998) as 10 GCA § 80117. Repealed and added as 10 GCA § 80120 by P.L. 30-190:1 (Aug. 28, 2010).

§ 80121. Receiving of Revenues from Vending Machines.

GMHA is hereby authorized to install vending machines or similar machines, which can be contractual, for the purpose of serving the Hospital and its employees, and shall be entitled to all revenues from such activities. The Hospital Administrator shall use such revenues for the Hospital employees' health or other services for the benefit of its employees.

SOURCE: Added as 10 GCA § 80118 by P.L. 24-176:5 (April 17, 1998). Repealed and added as 10 GCA § 80121 by P.L. 30-190:1 (Aug. 28, 2010).

§ 80122. Net Pay Not Permitted.

Notwithstanding any other provisions of law, rule, or regulation, no certifying officer, administrator, or employee of the Guam Memorial Hospital Authority shall authorize the issuance of net pay at the authority. For the purpose of this Section, "net pay" shall mean the remaining amount after deductions from the gross salary, where net means ultimate and an amount is issued to an employee without the full payment of all payroll deductions due to each employee at the Authority. The issuance of net pay by any certifying officer, administrator, or employee of the Guam Memorial Hospital Authority shall be grounds for termination.

SOURCE: Added as uncodified law by P.L. 32-043:3 (July 1, 2013). Codified to this section by the Compiler pursuant to the authority granted by 1 GCA § 1606.

§ 80123. Urgent Healthcare Center, Established.

10 GCA HEALTH AND SAFETY
CH. 80 GUAM MEMORIAL HOSPITAL AUTHORITY

(a) The Guam Memorial Hospital Authority shall establish, within the premises of the hospital facility, an urgent healthcare medical services center for non-emergency outpatient medical services. The urgent care center shall serve as a center to treat patients who have an injury or illness that requires immediate care, but are not apparently serious enough to require emergency room attention.

(b) Criteria for Urgent Healthcare Center. The Urgent Healthcare Center shall seek to develop and maintain a standard of medical care that meets the minimum criteria and requirements for primary care or urgent care services, as set forth by the Joint Commission and the CMS.

(c) The Guam Memorial Hospital Authority (GMHA) shall within thirty (30) days of enactment of this Act: establish a working group comprised of the necessary expertise, including the Chairperson of the GMHA Emergency Medicine Department or his designee to develop:

- (1) Urgent Healthcare Center operational criteria;
- (2) identify adequate, available space for the establishment of the Urgent Healthcare Center; and,
- (3) a plan of action, inclusive of the financial requirements to commence the requisite processes necessary for GMHA to establish an Urgent Healthcare Center.

(d) Within ninety days of the establishment of the working group, the Administrator shall present a report addressing items (1), (2) and (3) of Subsection (c) to the GMHA Board of Trustees for their approval of the execution to establish the Urgent Healthcare Center.

(e) The Administrator shall, upon approval of the plan of action by the GMHA Board of Trustees, submit to *I Liheslaturan Guåhan* a copy of the final report.

SOURCE: Added as § 80122 by P.L. 32-060:5 (July 9, 2013), recodified to this section by the Compiler pursuant to the authority granted by 1 GCA § 1606.

§ 80124. Cancer Data Collection.

The Guam Memorial Hospital Authority (GMHA) and the GMHA Medical Staff shall continue to collect information regarding cancer cases with relevant data for the Cancer Registry, as established by the Department

10 GCA HEALTH AND SAFETY
CH. 80 GUAM MEMORIAL HOSPITAL AUTHORITY

of Public Health and Social Services (DPHSS). GMHA shall provide DPHSS cancer information semiannually.

SOURCE: Repealed and reenacted as 10 GCA 80113.1 by P.L. 24-198:3 (May 6, 1998), and P.L. 30-190:1 (Aug. 28, 2010). Renumbered by the Compiler to this section pursuant to authority granted by 1 GCA § 1606.

§ 80125. Authorization of One or More Series of Limited Obligation (Section 30) Bonds.

(a) *I Liheslaturan Guåhan*, pursuant to § 50103(k) of Article 1, Chapter 50 of Title 12, Guam Code Annotated, hereby authorizes *I Maga'låhen Guåhan* to issue one or more additional series of tax-exempt and/or taxable Limited Obligation (Section 30) Bonds of the government of Guam, as provided in this Section, in an aggregate principal amount not to exceed

(1) Forty-five Million Dollars (\$45,000,000) for the following:

(A) up to Thirty Million Dollars (\$30,000,000) for the express authorization of paying off Guam Memorial Hospital Authority account payables; and

(B) Fifteen Million Dollars (\$15,000,000) for Guam Memorial Hospital Authority Fiscal Year 2017 account payables subject to legislative authorization and appropriation in the General Appropriations Act of FY 2017;

(2) the principal amount necessary in order to provide for one or more of the following purposes:

(A) to finance a reserve fund;

(B) to refund all of the 2009A Bonds with a final maturity that does not exceed the existing final maturity of the 2009A Bonds;

(C) to refinance the outstanding loan of the Bank of Guam to the Guam Memorial Hospital Authority currently outstanding in the approximate principal amount of 20.1 Million Dollars, with a final maturity that does not exceed the existing final maturity of the outstanding loan of the Bank of Guam to the Guam Memorial Hospital;

10 GCA HEALTH AND SAFETY
CH. 80 GUAM MEMORIAL HOSPITAL AUTHORITY

(D) to refinance all of the Government's obligations with respect to the Series 2013B Guam Education Financing Foundation II, Inc. Certificates of Participation (Okkodo High School Expansion Project) (the 2013 Certificates), with a final maturity that does not exceed the existing final maturity of the 2013B Certificates; and

(E) to pay expenses relating to the authorization, sale and issuance of the bonds, including without limitation, printing costs, costs of reproducing documents, credit enhancement fees, underwriting, legal, feasibility, financial advisory and accounting fees and charges, fees paid to banks or other financial institutions providing credit enhancement, costs of credit ratings and other costs, charges and fees in connection with the issuance, sale and delivery of the bonds, not to exceed 1.5% of the PAR and subject to the following additional conditions:

(i) The terms and conditions of the bonds shall be as determined by *I Maga'låhen Guåhan* by the execution of a certificate or indenture authorizing the issuance of the bonds, prior to the issuance of the bonds and shall be issued under the master indenture pursuant to which the 2009A Bonds were issued (including any amendments thereto) or under a new master indenture; provided, however, that such terms and conditions shall be consistent with this Section, that the bonds shall mature not later than thirty-one (31) years after their date of issuance, shall bear interest at such rates and be sold for such price or prices as shall result in a yield to the bondholders that does not exceed five percent (5%) per annum; and that the combined present value of debt service on the bonds issued to refund the 2009A Bonds, the above-referenced Bank of Guam loan and the 2013B Certificates shall be at least two percent (2%) less than the present value of debt service on the bonds and loan being refunded or refinanced.

(ii) The proceeds from such bonds shall be used and are hereby appropriated

(aa) to finance the payment of the Guam Memorial Hospital Authority outstanding vendor payables;

10 GCA HEALTH AND SAFETY
CH. 80 GUAM MEMORIAL HOSPITAL AUTHORITY

(bb) to fund a reserve fund;

(cc) to refund all of the 2009A Bonds and the 2013B Certificates;

(dd) to refinance the outstanding loan of the Bank of Guam to the Guam Memorial Hospital Authority, currently outstanding in the approximate principal amount of 20.1 Million Dollars; and

(ee) to pay expenses relating to the authorization, sale and issuance of the bonds including, without limitation, printing costs, costs of reproducing documents, credit enhancement fees, underwriting, legal, feasibility, financial advisory and accounting fees and charges, fees paid to banks or other financial institutions providing credit enhancement, costs of credit ratings and other costs, charges and fees in connection with the issuance, sale and delivery of the bonds.

(iii) No bonds authorized by this Section shall be sold until the Board of Directors of Guam Economic Development Authority has approved the sale by resolution.

(iv) The issuance of bonds pursuant to this Section shall not be subject to the approval of the voters of Guam.

(b) All bonds issued pursuant to this Section shall be secured by a statutory lien on all revenues derived by the government of Guam under Section 30 of the Organic Act (Section 30 revenues). This lien shall arise automatically without the need for any action or authorization by *I Maga'låhen Guåhan*, the government of Guam, or any other person or entity. Such lien shall be valid and binding from the time such bonds are issued. The Section 30 revenues shall immediately be subject to such lien, and the lien shall automatically attach to the Section 30 revenues and be effective, binding, and enforceable against *I Maga'låhen Guåhan*, the government of Guam, their successors, assignees, and creditors, and all others asserting the rights therein, irrespective of whether those parties have notice of the lien and without the need for any physical delivery, recordation, filing, or further Act. Section 30 revenues that are not required to make payments on the bonds shall automatically, and without the need for any

10 GCA HEALTH AND SAFETY
CH. 80 GUAM MEMORIAL HOSPITAL AUTHORITY

further action, be released from such lien and shall be available for appropriation for any other lawful purpose of the government. The statutory lien described in this Subsection shall not be subject to Division 9 of Title 13, Guam Code Annotated, or any successor statute. The Section 30 revenues received by the government of Guam or by any trustee, depository or custodian shall be deposited in accordance with the provisions of the applicable indenture.

(c) In addition to the statutory lien provided for above, all or any part of the Section 30 revenues may be pledged, if and to the extent determined by *I Maga'låhen Guåhan*, to secure the payment of any bonds issued pursuant to this Section. Any such pledge shall be valid and binding against all parties in accordance with its terms and have priority against all parties in accordance with its terms from the time the pledge is made, and property so pledged shall immediately be subject to the lien of the pledge without the need for physical delivery, recordation, filing, or other further Act. The pledge shall not be subject to Division 9 of Title 13, Guam Code Annotated, or any successor statute. The indenture by which such pledge is created need not be recorded. All Section 30 revenue so pledged is hereby appropriated for the purpose for which it has been pledged. Indebtedness issued by the government pursuant to this Section and that is payable from Section 30 revenue may not be issued in an amount that would cause a violation of the debt limitation provisions of Section 11 of the Organic Act.

SOURCE: Added by P.L. 33-183:1 (July 22, 2016).

2016 NOTE: P.L. 33-183 stated further:

Section 3. All elements contained in Section 2 of this Act shall be included in the indenture pursuant to this Act. Additionally, the trustee shall not release the Fifteen Million Dollars (\$15,000,000) until such authorization and appropriation in the General Appropriation Act of FY 2017 is duly passed by *I Liheslaturan Guåhan*.

Section 4. Any fee(s) to be paid to the Guam Economic Development Authority for their assistance in refinancing the Series 2009 A Limited Obligation (Section 30) Bonds, the Series 2013B Guam Education Financing Foundation II, Inc. Certificates of Participation (Okkodo High School Expansion Project), and the Guam Memorial Hospital Authority Bank of Guam Loan shall be from the source of debt service for these bonds, certificates and loan.



Office of the Speaker
THERESE M. TERLAJE

I Mina'trentai Siette na Liheslaturan Guåhan | 37th Guam Legislature
 Committee on Health, Land, Justice and Culture

COMMITTEE VOTE SHEET

Appointment of Edgar T. Aguilar to serve as a member of the Guam Memorial Hospital Authority (GMHA) Board of Trustees from March 22, 2019, to March 21, 2025, to fill an unexpired term of Byron Evaristo.

	SIGNATURE	TO DO CONFIRM	TO DO NOT CONFIRM	TO REPORT OUT ONLY	TO ABSTAIN	TO PLACE IN INACTIVE FILE
Speaker Therese M. Terlaje Chairperson	<i>Therese M. Terlaje</i> November 7, 2023	✓				
Senator Joanne M. Brown Vice Chairperson of Health, Land and Culture						
Senator Sabina F. Perez Member	E-vote 11/7/23	✓				
Senator Chris Barnett Member	E-vote 11/8/23			✓		
Senator Amanda L. Shelton Member	E-vote 11/8/23	✓				
Senator William A. Parkinson Member	E-vote 11/8/23	✓				
Senator Dwayne San Nicolas Member						
Senator Telo T. Taitague, Member	E-vote 11/7/23	✓				

Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910

Tel: (671) 472-3586 | Email: senatorterlajeguam@gmail.com | www.senatorterlaje.com

**For transmittal of official Messages & Communications to the Guam Legislature to be distributed to all Senators, please send to: speaker@guamlegislature.org*

REQUEST FOR E-VOTE: Edgar T. Aguilar, to serve as a member of the GMHA Board of Trustees

6 messages

Speaker Therese M. Terlaje <senatorterlajeguam@gmail.com>

Tue, Nov 7, 2023 at 2:47 PM

To: "Honorable Joanne M. Brown" <office@senatorjoannebrown.com>, Senator Sabina Perez <office@senatorperez.org>, Senator Darrel Christopher Barnett <malafunkshun@guamlegislature.org>, Office of Senator Shelton Guam Legislature <officeofsenatorshelton@guamlegislature.org>, Senator Dwayne San Nicolas <senatorsannicolas@guamlegislature.org>, Senator Will Parkinson <senatorparkinson@guamlegislature.org>, Senator Telo Taitague <senortelot@gmail.com>

Hafa Adai Committee Members,

The Committee on Health, Land, Justice and Culture hereby reports out the appointment of Edgar T. Aguilar to serve as a member of the Guam Memorial Hospital Authority (GMHA) Board of Trustees from March 22, 2019, to March 21, 2025, to fill an unexpired term of Byron Evaristo.

Please indicate your preferred action from the following:

- TO DO CONFIRM
- TO DO NOT CONFIRM
- TO REPORT OUT ONLY
- TO ABSTAIN;
- TO PLACE IN INACTIVE FILE

Si yu'os ma'åse'.

**Office of Speaker Therese M. Terlaje**

Committee on Health, Land, Justice, and Culture

I Mina'trentai Siette na Liheslaturan Guåhan 37th Guam Legislature

Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910

☎ (671) 472-3586

✉ senatorterlajeguam@gmail.com

🌐 www.senatorterlaje.com

Electronic Privacy Notice: This e-mail and any attachment(s), contains information that is, or may be, covered by electronic communications privacy laws and legal privileges, and is also confidential and proprietary in nature. If you are not the intended recipient, please be advised that you are legally prohibited from retaining, using, copying, distributing, or otherwise disclosing the information in this e-mail or any attachment in any manner. Instead, please reply to the sender that you have received this communication in error, and then immediately delete it. Thank you in advance for your cooperation.

**11.07.23 Committee Report for Appointment of Edgar T. Aguilar, Member, GMHA Board of Trustees (1).pdf**
10544K

Office of Senator Sabina Perez <office@senatorperez.org>
To: "Speaker Therese M. Terlaje" <senatorterlajeguam@gmail.com>

Tue, Nov 7, 2023 at 3:03 PM

To do confirm.

[Quoted text hidden]

--

Si Yu'os Ma'åse,



Office of

Senator Sabina Flores Perez

37th Guam Legislature • *I Mina'Trentai Siette na Liheslaturan Guåhan*

Committee on Environment, Revenue and Taxation, Labor, Procurement, and Statistics, Research, and Planning

Tel: (671) 989-2968 | (671) 472-3499

Location: 163 Guam Congress Building, 2nd Floor *Hagåtña*, Guam 96910

Website: www.senatorperez.org

Social Media : [Senator Sabina Flores Perez](#)

Senator Telo Taitague <senatortelot@gmail.com>
To: "Speaker Therese M. Terlaje" <senatorterlajeguam@gmail.com>

Tue, Nov 7, 2023 at 3:40 PM

To do confirm.

Si Yu'os Ma'åse,

Create a Great Day!

Senator Telo T. Taitague

37th Guam Legislature

Republican Minority Whip

Vice Chair on General Government

Operations & Appropriations

Suite 309 DNA Building

238 Archbishop Flores St.

Hagatna, Guam 96910

Tel: (671) 989-8356

Email: senatortelot@gmail.com

[Quoted text hidden]

Office of Senator Amanda L. Shelton <officeofsenatorshelton@guamlegislature.org>

Wed, Nov 8, 2023 at 8:28 AM

To: "Speaker Therese M. Terlaje" <senatorterlajeguam@gmail.com>

Cc: "Honorable Joanne M. Brown" <office@senatorjoannebrown.com>, Senator Sabina Perez <office@senatorperez.org>, Senator Darrel Christopher Barnett <malafunkshun@guamlegislature.org>, Senator Dwayne San Nicolas <senatorsannicolas@guamlegislature.org>, Senator Will Parkinson <senatorparkinson@guamlegislature.org>, Senator Telo Taitague <senatortelot@gmail.com>

Hafa Adai,

To do confirm.

Respectfully,



Jay Milan | *Policy Analyst*

Office of the People • Senator Amanda L. Shelton

Majority Leader, Legislative Secretary, &

Chairwoman, Committee on Maritime

Transportation, Air Transportation, Parks, Tourism,

Higher Education, and the Advancement of Women,

Youth, and Senior Citizens

37th Guam Legislature

163 Chalan Santo Papa, *Hagåtña*, Guam 96910

T +1 (671) 969-2574 • (671) 989-2572

E officeofsenatorshelton@guamlegislature.org

[Quoted text hidden]

Senator Will Parkinson <senatorparkinson@guamlegislature.org>

Wed, Nov 8, 2023 at 12:29 PM

To: "Office of Senator Amanda L. Shelton" <officeofsenatorshelton@guamlegislature.org>

Cc: "Speaker Therese M. Terlaje" <senatorterlajeguam@gmail.com>, "Honorable Joanne M. Brown"


<office@senatorjoannebrown.com>, Senator Sabina Perez <office@senatorperez.org>, Senator Darrel Christopher Barnett <malafunkshun@guamlegislature.org>, Senator Dwayne San Nicolas <senatorsannicolas@guamlegislature.org>, Senator Telo Taitague <senortelot@gmail.com>

To do confirm.

[Quoted text hidden]

--

Respectfully,

	<p>Office of Senator William A. Parkinson 37th Guam Legislature <i>Chairperson, Committee on Fire, Agriculture, Power and Energy Utilities, Public Transit, Unemployment Insurance, and Universal Health Insurance</i></p> <p>–</p> <p>Suite 905, DNA Building, 238 Archbishop FC Flores St, Hagåtña, 96910, Guam 671-989-1101 senatorparkinson@guamlegislature.org</p>
---	--

Senator Darrel Christopher Barnett <malafunkshun@guamlegislature.org>

Wed, Nov 8, 2023 at 12:31 PM

To: Senator Will Parkinson <senatorparkinson@guamlegislature.org>

Cc: "Office of Senator Amanda L. Shelton" <officeofsenatorshelton@guamlegislature.org>, "Speaker Therese M. Terlaje"

<senatorterlajeguam@gmail.com>, "Honorable Joanne M. Brown" <office@senatorjoannebrown.com>, Senator Sabina Perez <office@senatorperez.org>, Senator Dwayne San Nicolas <senatorsannicolas@guamlegislature.org>, Senator Telo Taitague <senortelot@gmail.com>

To Report Out Only

[Quoted text hidden]



Office of the Speaker **THERESE M. TERLAJE**

I Mina'trentai Siette na Liheslaturan Guåhan | 37th Guam Legislature
Committee on Health, Land, Justice and Culture

COMMITTEE REPORT DIGEST

I. OVERVIEW

The Committee on Health, Land, Justice and Culture convened a public hearing on Thursday, September 28, 2023, at 1:00 PM in I *Lihselatura*'s Public Hearing Room. The item on the agenda was the appointment of Edgar T. Aguilar to serve as a member of the Guam Memorial Hospital Authority (GMHA) Board of Trustees from March 22, 2019, to March 21, 2025, to fill an unexpired term of Byron Evaristo.

Public Notice Requirements

In compliance with Open Government Law, notices for this Public Hearing were published in the Guam Daily Post and the Government of Guam Public Notice Portal on Thursday, September 21, 2023 (5-Day Notice), and again on Tuesday, September 26, 2023 (48-Hour Notice); and livestreamed on the Guam Legislature's YouTube Channel. Notices were also sent via email to all senators and all main media broadcasting outlets on Thursday, September 21, 2023, and again on Tuesday, September 26, 2023.

Senators Present

Speaker Therese M. Terlaje, Chairperson
Senator Joanne M. Brown, Vice Chairperson
Senator Telo T. Taitague, Committee Member
Senator Thomas J. Fisher
Senator Roy A.B. Quinata

Appearing before the Committee

Yolanda Padrones, Director of Human Resources, Triple J. Enterprises, Inc.
Dr. Dustin Prins, GMHA
Marilyn Aguilar
Jordan Pauluhn
Edgar Aguilar, Appointee
Maricel Aguilar, GMHA
Lillian Perez-Posadas, Administrator/CEO, GMHA

Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910

Tel: (671) 472-3586 | Email: senatorterlajeguam@gmail.com | www.senatorterlaje.com

**For transmittal of official Messages & Communications to the Guam Legislature to be distributed to all Senators,
please send to: speaker@guamlegislature.org*

Yuka Hechanova

Written Testimony Submitted:

Jennie Chiu, CPA

Jeff Jones, President, Triple J. Enterprises, Inc.

Chris Duenas, CFO, Triple J. Enterprises, Inc.

II. SUMMARY OF TESTIMONY & DISCUSSION

The Public Hearing was Called-to-Order at **1:02 p.m.** The Appointment of Edgar T. Aguilar to serve as a member of the Guam Memorial Hospital Board of Trustees for Six (6) years; March 22, 2019, to March 21, 2025, to fill the unexpired term of Byron Evaristo was the first item on the agenda.

SPEAKER THERESE M. TERLAJE, CHAIRPERSON: Welcome to the Guam Congress building, everyone, and good afternoon. The Committee on Health, Land, Justice, and Culture is now called to order. Today is Thursday, September 28, 2023. The time is about 1:02 p.m. and in compliance with the Open Government Law, notices for this public hearing were published in the Guam Daily Post and posted to the Government of Guam Public Notice Portal on Thursday, September 21st, and Tuesday, September 26, 2023. Notices were also sent by email to all senators and all main media broadcasting outlets. This hearing is being live streamed on the Guam Legislature's YouTube channel. Individuals testifying shall first be recognized by the chair before speaking and begin by stating their name for record keeping purposes. In an effort to minimize distractions while someone is testifying, the committee asked that those present please be quiet if you can and refrain from moving around within the public hearing room. And we've also asked protocol to keep the door as quiet as possible. Individuals presenting testimony are invited to submit written testimony afterwards in order to ensure that their input is accurately transcribed. After testifying, panelists will only be allowed to speak again in direct response to questioning or invitation by a senator who has the floor or at the discretion of the committee chair. After all, have testified, senators will be recognized for questioning of the panel or comments on the bill and shall not interrupt any other

2

Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910

Tel: (671) 472-3586 | Email: senatorterlajeguam@gmail.com | www.senatorterlaje.com

**For transmittal of official Messages & Communications to the Guam Legislature to be distributed to all Senators, please send to: speaker@guamlegislature.org*

senators, any other person testifying. Personal inference about the character or motive of any senator is not permitted or of any individual testifying is not permitted. This hearing is to collect testimony, not to debate or to engage in back-and-forth arguments with the participants. Berating of any of the witnesses will not be allowed, and if you ask a question, please allow them to answer. So, we have one agenda item this afternoon, this is the appointment of Edgar T. Aguilar to serve as a member of the Guam Memorial Hospital Authority Board of Trustees from March 22, 2019, to March 21, 2025, to fill an unexpired term of Byron Evaristo. I'd like to acknowledge the presence of my colleagues beginning with the Vice Chair of my Committee on Health, Senator Joanne Brown, Senator Telo Taitague has also joined us, and Senator Tom Fisher and Senator Roy Quinata. Thank you colleagues for being here. All right, so this is an appointment as a trustee of the Board of Trustees for GMH. And our statutes require that the Board of Trustees shall have the governance and control of the GMH.

This shall be composed of ten members. Four members representing the general public who shall possess a background and experience in healthcare, management, finance, or any other business-related field, and one member representing the Allied Health Professions. Two members representing the Guam Nursing Association and two members representing the Guam Medical Community appointed by the Governor with the advice and consent of the Legislature. One member who shall be the President or designee of the GMH Hospital Volunteers Association, who shall be ex-officio. Each trustee is entitled to receive a stipend for their attendance at meetings and there's a cap on that. The duties of the trustees are, they shall be liable for the negligent act of any hospital employee or officer. If the board knew or had noticed that said employee or officer was inefficient and incompetent to perform the services for which he was hired. Or said board retained such inefficient or incompetent persons after knowledge or notice of such inefficiency or incompetency. No trustee shall be liable for decisions made in the good faith, non-malicious fulfillment of his duties. The board shall be liable as fiduciaries in the execution of their duties.

No trustee shall be actively engaged in the selling of services or goods to the hospital without the express approval of the board of trustees. This restriction shall not apply to healthcare professionals who provide direct patient care services to the hospital. No trustee shall act when a conflict of interest occurs. Trustees shall disclose the nature of

the conflict of interest to the members and abstain from any discussion or voting on the issue until it's disposed of. Failure to disclose a conflict shall be subject to removal from the board. Meetings are held regularly; special meetings may also be called and they're all subject to the open government law. The term is for six years. These are staggered terms, and this is a filling an unexpired term. So, it will be for a little less than six years. The board members must be U. S. citizens or permanent resident aliens domiciled in Guam for three years prior to the appointment. Cannot be an employee of the Guam Memorial Hospital Authority. All right, we'll now receive testimony again on the appointment of Edgar T. Aguilar. So, I have signed up Yolanda Padrones, you may begin.

YOLANDA PADRONES, DIRECTOR OF HUMAN RESOURCES, TRIPLE J.

ENTERPRISES: *Håfa Adai*, my name is Yolanda Padrones, I am the Director of Human Resources for Triple J Enterprises. I am here to read the testimonies of both Mr. Christopher Duenas, our CFO, and Mr. Jeff Jones, our President and COO. *Håfa Adai*, Speaker Terlaje, and members of the 37th Guam Legislature Committee on Health, Land, Justice, and Culture. My name is Chris Dueñas, and I am writing to express my support for the appointment of Mr. Edgar Aguilar to the Board of Trustees of the Guam Memorial Hospital Authority. As the CFO at Triple J, I have had the distinct pleasure of collaborating closely with Edgar in his capacity as our Director of Tax and Compliance over the past eight years. Edgar's knowledge of local tax issues and regulatory compliance has been pivotal to our company's stability and growth. Additionally, Edgar possesses an extensive understanding of tax regimens throughout the Micronesia region. His experience with Deloitte took him to the CNMI, Federated States of Micronesia, and the Republic of the Marshall Islands, equipping him with a diverse regional perspective. It's paramount for the hospital to fully grasp financial dynamics, and Edgar's regional and local expertise positions him exceptionally well for this challenge. Edgar's approach to work is rooted in collaboration and inclusivity. He listens, evaluates, and acts with careful consideration. In a government run hospital board environment, these qualities are essential to harmoniously bring together diverse perspectives for the collective goal of better healthcare outcomes for our island's constituents. In conclusion, I endorse the appointment of Mr. Edgar Aguilar to the board of GMHA. His involvement will significantly benefit the hospital, its patients, and our broader community. Thank you for considering my testimony, Chris Duenas. This is the testimony of Jeff Jones.

Dear Madam Speaker, I am writing to express my wholehearted support for the appointment of Mr. Edgar Aguilar as a member of the Guam Memorial Hospital Authority Board of Trustees. It is with great pleasure and confidence that I provide this testimony on his behalf. I've had the distinct privilege of knowing Mr. Edgar Aguilar for several years, both personally and professionally, and I can attest to his commitment to the betterment of our community and, in particular, his desire to advance healthcare services in Guam. Mr. Aguilar's professional background and dedication makes him exceptionally qualified for this important role. His extensive experience in tax, finance, and accounting has equipped him with the knowledge and skills needed to address the complex challenges that the Guam Memorial Hospital Authority faces on a daily basis. He has consistently shown his ability to collaborate effectively with stakeholders, fostering partnerships that drive positive change. His inclusive and transparent approach to decision making ensures that the interests of all members of our community are considered and respected. In addition to his professional accomplishments, Mr. Aguilar's personal qualities further endorse his suitability for this role.

He is a person of high integrity who always places the interests of others above all else. His dedication to his tireless work ethic are exemplary and inspire those around him to strive for excellence. I firmly believe that appointing Mr. T. Aguilar as a member of the Guam Memorial Hospital Authority Board of Trustees would be an astute and beneficial decision for our community. His wealth of knowledge and desire for healthcare improvement and his dedication to serve makes him an outstanding candidate for this position. In conclusion, I wholeheartedly support Mr. Aguilar's appointment to the Guam Memorial Hospital Authority Board of Trustees and have the utmost confidence in his ability to contribute positively to the healthcare landscape in Guam. I kindly urge this committee to recognize the tremendous value he would bring to this esteemed board. Thank you for considering my testimony and I trust that you will make the best choice for the future of healthcare in our community, by confirming the appointment of Mr. Edgar Aguilar, sincerely, Jeff Jones.

SPEAKER THERESE M. TERLAJE, CHAIRPERSON: Thank you very much, Ms. Padrones. Again, Ms. Padrones was reading testimony on behalf of Chris Dueñas and Jeff Jones. Thank you. We also have Marilyn Aguilar.

MARILYN AGUILAR: Good afternoon, Speaker Terlaje, Vice Chair Brown, Senator Taitague, Senator Fisher, and Senator Quinata. I'm here to offer testimony for my brother, Edgar Aguilar. He is my older brother and also the recipient of one of my kidneys and I feel that, you know, we've always been close, but I feel like now we have this real connection and, you know, we had to do this surgery off island and I think that my brother, even though his specialty is finance, I think he is committed to improving the health care system on Guam. And it starts with GMH, and I feel like he would make a wonderful addition, his expertise, and even just his knowledge would be beneficial to both GMH and also the island of Guam. Unfortunately, you know, we had a brother that passed away, and we also had our father, who died 35 years ago to the day, and both of them had to seek care off island. So, it's my hope that my brother's role being on the GMH board will be to, you know, improve healthcare, and also allow people to stay on island rather than have to go off island and miss their families. So, that's all. I'd love to just...Please vote for my brother, but please support my brother. Thank you.

SPEAKER THERESE M. TERLAJE, CHAIRPERSON: Thank you very much, Ms. Aguilar, and thank you as well for your work at the Department of Public Health and helping our healthcare system that way. All right, our CEO of the Guam Memorial Hospital, Lillian Perez-Posadas.

LILLIAN PEREZ-POSADAS, ADMINISTRATOR/CEO, GUAM MEMORIAL HOSPITAL: Thank you, Speaker and Chairwoman of the Committee on Health, Land, Justice, and Preservation. Senator Fischer and Vice Speaker, I mean, Vice Chair Joanne Brown and Senator Telo, and Senator Roy. Thank you for this opportunity on behalf of the Board of Trustees, the management, the staff, and medical staff and of course, the patients that we serve. We are very excited, and we really welcome Mr. Edgar Aguilar. When I spoke with him a couple of months ago about his nomination to the Board of Trustees, he was so excited. He was very happy and, you know, really committed to coming to GMH as a trustee member to help the hospital. So, we are just very, we're well, sorry. Okay. We're really looking forward to having him join our GMH team at the governance level. So, with this knowledge and his expertise as a financial guru, we certainly welcome that and we really do need that expertise. So, thank you.

SPEAKER THERESE M. TERLAJE, CHAIRPERSON: Thank you very much. Is there anyone else who would like to testify verbally? If not, we will ask Mr. Aguilar to testify.

EDGAR AGUILAR, APPOINTEE: Thank you. *Bueñas and háfa adai*, Madam Chairperson and Senatorial Members of the 37th Guam Legislature's Committee on Health, Land, Justice, and Culture. Thank you for your time today. I would like to thank the members of the Guam Memorial Hospital Administration who are here in support of my nomination. I would also like to thank my wife, Marie Aguilar, who is a registered nurse at the Guam Memorial Hospital, and my sister, Marilyn, who is the current Chief Public Health Officer at the Department of Public Health and Social Services. And my friend and colleague, Ms. Yolanda Padrones, who's the current Director for Human Resource at Triple J. Enterprises, for being here to provide their support and to have offered their testimony on my behalf.

My name is Edgar Aguilar. I was born and raised on Guam. I attended high school at Simon Sanchez and later earned a Bachelor of Arts degree in Accounting at the University of Guam. I was granted my license to practice as a Certified Public Accountant in December 2000. I'm a father of two who are currently attending high school. I currently serve as a Director of Tax Compliance at Triple J. Enterprises for the past six years, after serving as the company's corporate controller for two years. Our company has numerous business operations located in Guam, the CNMI, the Republic of Palau, the Republic of the Marshall Islands, and California. Prior to coming to Triple J, I had worked at Deloitte Touche LLP. Both in their Guam and CMI offices for the past 23 years, as an auditor and tax accountant before leaving the firm as a tax manager. Beyond my employment background, I'm a current member of Bayview Baptist Church and involved in their small group ministry. I am humbled to be nominated to serve as a member of the Board of Trustees at Guam Memorial Hospital. My decision to accept this nomination did not come easy, as I and was due to a personal journey that I would like to briefly share. As my sister had mentioned, in early 2020, I was diagnosed with end stage renal disease. This condition has afflicted several members of my family, including my brother, who in 2018 passed away at the age of 50 from complications arising from this disease. I knew that I had to come to terms with this after I was diagnosed and took full responsibility for not taking care of my health growing up. For over two and a half years,

7

I underwent dialysis treatment three times a week. During each of the three and a half hour sessions I endured, it allowed me a lot of time to reflect. Do I let this affliction take control of me for the rest of my life? Or do I instead trudge along, continue to provide for my family and cherish every minute with them as long as I'm able to. Fortunately, through the kindness of my loving sister, Marilyn, her donation, I was able to undergo a successful kidney transplant over a year ago in the Philippines. This renewed lease on my life has given me a clearer perspective for the future.

Our health insurance provider even asked my sister and me to become advocates for kidney transplant so that many others in Guam would consider this alternative lifesaving procedure. I wholeheartedly believe that being at this hearing today has always been one of God's plans for me on this earth. To use my gift and acquire, my gift and acquired knowledge to serve our community in this capacity. I understand from the news that there are several issues affecting the Guam Memorial Hospital that cannot be quickly resolved. If confirmed, I hope to lend my professional experience in accounting, finance, and compliance to serve on this board of trustees effectively. As it tackles these issues, which in turn helps the Guam Memorial Hospital Authority achieve its strategic goal, quote, to improve the health well-being of the people of Guam by providing advanced outpatient, inpatient, and post-acute health care services. *Si yu'os ma'ase.*

SPEAKER THERESE M. TERLAJE, CHAIRPERSON: *Si yu'os ma'ase*, Mr. Aguilar, for accepting nomination and being willing to serve and also for your testimony today and for sharing that very personal experience, which I believe is very relevant to your potential service as a board of trustee member. For the record, we also received written testimony from Jenny Chu, CPA, formerly of Deloitte and Touche. I read earlier the criteria to be on the board of trustees that's in the statutes, the laws. Do you have any issues with that or any conflict that you see?

EDGAR AGUILAR, APPOINTEE: Well as I mentioned earlier senator, my wife is a current employee of GMH. She's a registered nurse there, about 15 years, 14 years. And I know that there will be come times when the board will have to act on personnel issues that would affect my wife and I would, you know, happily recuse myself from any of those proceedings, and even from voting when needed.

SPEAKER THERESE M. TERLAJE, CHAIRPERSON: Alright. Do you have any business interests outside of Triple J? Or does Triple J do business with the hospital?

EDGAR AGUILAR, APPOINTEE: Not that I know of, except that, you know, one of the Triple J family members, Jeff Jones' sister, Julie Murrell, is part of the Guam Memorial Hospital Volunteer Association. That was the legacy of their mom, Margaret Jones.

SPEAKER THERESE M. TERLAJE, CHAIRPERSON: Yes, of course.

EDGAR AGUILAR, APPOINTEE: So, I think that's the only connection that we have to the hospital.

SPEAKER THERESE M. TERLAJE, CHAIRPERSON: Alright. As you stated in your testimony, GMH is facing some pretty serious issues. I invite you to stay after this if you are able. At two o'clock., we're going to be having an oversight hearing on GMH to follow up on some of those critical issues. And, I think, for me, I think the board of trustees always. But what I am guessing, it's a guess, based on other testimonies of other nominees that have come since my terms here, that they know what they're told. But sometimes I think I'm going to urge nominees from here on that they have to learn much more than they are just, than what is reported during the meetings. That's because the public is learning much more than maybe what is discussed at the meetings. And the public wants to hear answers to those things. It's the public when they walk into an ER or they walk into the hospital and they see with their own eyes, certain conditions. We need the board of trustees to be experiencing the same issues or to be familiar with those issues so that they can address that. So that if, for example, management just doesn't report on that during that meeting because, you know, in their minds they've got a million things that are going on. I still think the board of trustees has to do a little more to bring it up and to. It's less technical approach as a commonsense approach. Kind of like, yes, we're talking about all our big plans, but in the meantime, we've got mold on the walls. What's going on, right? Or what are we going to do about it? And if you walk the hospitals and people start complaining, what are you going to do about that, right?

And so, your wife's a nurse, thank you by the way for your service. Very critical field. Critical shortage of nurses. You're going to hear from the nurses all the time, right? What their issues are. We're hearing in our offices all kinds of things, short on supplies, right, the HVAC system. That's a whole thing we're going to talk about later at the oversight hearing, but I guess I'm just looking to you, do you... I find some people when they come into these government boards, they're not used to these government boards. So, they're very nice and they're very compliant and they go along with whatever is reported to them. But I guess I really think we need to change that a little bit. And when we serve on a government board, you're going to have to be willing to ask questions that might not be popular, ask questions that no one else is asking. I guess I would just say use your newness there, to just say I want to know everything and ask everything. Because, I don't know, I just feel like when it comes to GMH, particularly, we've got to do things differently. Many, many years, you know, we've talked about many similar issues. So, I guess, I would ask that you represent or try to get answers that you can go out to the public and feel very confident about. You know, because that's the issue that I am having as a public servant, chairperson of oversight over the hospital.

We've had so many oversight hearings to talk about these questions, GMH comes up with many, many plans and has worked very hard, but we still have some very serious issues. So, I just think it's going to take all of us to be as bold and questioning as possible and not to your detriment, but hopefully for improvement, right? That for me, that's the only way we're going to get improvement. You're going to have to be willing to talk about things. So, I'll tell you what we've talked about in other hearings. We talked about hiring above steps like public information officers. That was one of the controversies we talked about in our last confirmation hearing or one of the earlier confirmation hearings for another board member. We talked about of course finances, right, and hopefully your expertise is going to make you completely confident to question them about their finances, their long-term goals. How are they going to resolve this? We have, I don't know... They talk about vendors are not being paid, right? So that's a combination of finances and maybe other decisions that have been made. So, management, right? So, I guess I just want to ask you, how comfortable are you in questioning those people at GMH?

EDGAR AGUILAR, APPOINTEE: Thank you, Speaker. I don't intend to be a fly on the wall. That's my, because as an accountant, I've always been, I like to take things in

10

detail. I like to take all the information before making a decision on a question. And I am, I don't believe I'm afraid to speak out if I do see an issue or some act of malfeasance in any way and I know that I will have to build relationships with the board and administrator and administration, but I still have my duty as a trustee to be objective in what I see and how I vote and what needs to be done in terms of policy making.

SPEAKER THERESE M. TERLAJE, CHAIRPERSON: Thank you. I also understand that GMH divides the board members up into committees. So, you maybe become an expert on one committee, right? Because you go to the working meetings and you know every single detail and on the other committees, maybe not so much. So, I think, they naturally just, you know, agree with those who were serving on the other committee. But I guess I'm going to ask you to do that as well, right? To become an expert in all fields regarding GMH. If you can, I urge you to do that, to go outside of the committee that you're assigned and really to become expert in every committee there because you'll see the crisis that we're in, I think, soon. All right, I'm going to give it to the Vice Chair, Senator Joanne Brown.

SENATOR JOANNE M. BROWN, VICE CHAIRPERSON: Thank you very much, Madam Speaker. Certainly, a good afternoon to you, Mr. Aguilar. I mean, you've taken on, you're choosing to take on quite a challenge. I sense from, even before you spoke, there's some emotion involved and certainly once you elaborated what you've been through with regards to your own health issues, and certainly to have your sister here, that says a lot of wanting to ensure that we have good, safe health care. But I have to tell you, you know, the hospitals, like the Department of Education, it never quite gets there. No matter how much money we pour into it, no matter how many, as the Speaker said, oversight hearings, we're still never quite getting off the ground and this current administration has put a lot of emphasis on the building of a new hospital, and yet we're seeing the existing one... and I'm sure we'll hear more this afternoon at the oversight hearing. You know, we're hearing that vendors are not being paid. And I'm sure in the private sector, if you don't get your vendors paid, then you don't get the supplies and the support and the services that you need.

It's in such a critical area and of course, people might not think it's as important unless they're a patient there or they have a loved one there. A lot of us, though, maybe we have

11

Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910

Tel: (671) 472-3586 | Email: senatorterlajeguam@gmail.com | www.senatorterlaje.com

**For transmittal of official Messages & Communications to the Guam Legislature to be distributed to all Senators, please send to: speaker@guamlegislature.org*

the luxury of going off island and getting medical care, but there might be circumstances where we don't have that luxury and we actually have to depend on our hospital that's here, and it's like how do we ever get out of the gear that we're in that's going nowhere? How do we ever get to a point that the quality of services are being provided, the maintenance of the hospital, the priorities of the hospital? We always hear about the hiring, the immense size of the hospital and are most of the people being hired, are they direct healthcare to the patients? Because the hospital's always been politicized. How do you break past that? Because culturally here, we like to be nice to each other on the surface and underneath each other, we're not so nice. And when you raise questions, it's uncomfortable. People don't like that. They go, oh well I'm glad you raised that question Senator, but they themselves would never ask it because we just don't want to rock the boat.

We don't want to make anybody upset, particularly people in power that might not be so happy with what we have to say. And yet the quality of where we're at, when we hear the story, it doesn't matter what administration, we still hear the same old problems. So how do you think you're going to make a difference to that walking in as you do with a very direct awareness of the need to have good basic health care for our people, because I look at the hospital physically, the infrastructure and this whole idea that well we're just going to build a new one and abandon that, and that's somehow going to ensure we have better health care when we can't even afford. Obviously right now if you owe 22 plus million, we'll find out what the numbers are today. If you can't even pay that now, taking care of current patients now that need the health care, how are we going to do better down the road with a building that hasn't been built? So, I wanted to ask you, what are your thoughts on that?

EDGAR AGUILAR, APPOINTEE: Thank you, Senator Brown. Yes, I understand that the infrastructure currently at the Guam Memorial is an old hospital. It's been there since, what, 1976, if I'm not mistaken. And most buildings don't last that long, you know, without building a new one. But I understand that the need for a new building would be necessary because it would promote a better facility, better equipment, access, but given the condition that we have now, the best thing that we can do is basically just make the repairs and improvements as much as we can. And I know that to do that, funding is most important. And how do we get that funding? I know appropriations done by the

legislature can be difficult, to obtain all those funds. And getting the taxes from the Department of Administration. How do you, how do you collect on those to fund the hospital's necessities for workforce challenges, for improvement challenges? It's going to be something that you, I cannot determine at this time, because until I understand the process of how they're collecting revenues, how they're paying vendors off, and how often do we get funding paid for these expenses. And I know there's probably a challenge as well in many hospitals around the country. So, we're not unique to that issue, and hopefully we can find ideas that could help find those funding sources, and I think funding is probably the biggest obstacle right now.

SENATOR JOANNE M. BROWN, VICE CHAIRPERSON: Well, and I would add also that I think the managing of the funds are also critical, because the Speaker mentioned, I mean, you know, a year and a half ago we had a board member that came up for confirmation, and we asked this issue because we were a little concerned. How do you prioritize a PIO above step versus other critical positions at the hospital? I could be a PIO. You could be a PIO. Anybody here could be a PIO. That's not that tough a job. I could do that job any day of the week and yet the hospital prioritized above step hiring for a PIO. I don't care what marketing they do. I mean it, you know, really? I'm going to the market for the hospital. When you see those types of things happen, you don't see the priority. Earlier this year the hospital had a breach, and I wasn't happy with the hospital, I was quite direct about the inaccurate information that was provided to the public to justify why people couldn't call into the hospital. And I understand, you know, they might have been doing their investigation, I mentioned it at the time, I understand that. But I think to a certain degree you also must be upfront and honest and let people know what's going on and not affect your investigation. But when misinformation is formally provided to the public, then you kind of step back and really wonder what's going on if information isn't being truthful.

Then you find out down the road there's total misinformation being provided to the public. When you see stuff like that going on, it raises your eyebrow. One of the other nominees, we had asked the question, to what degree were they involved in planning for a new hospital? And they're like, oh, we're not involved, and this board member had been sitting on the board for quite some time, since the previous Calvo administration. We're like, why not? So, who's running the show? So, when things like that happen, and the

politics runs thick, very thick and when the right decisions need to get made, sometimes they don't. Because we don't want to offend, we don't want to upset the powers that be and yet, the governor came in with her plan and her agenda. She was a nurse. She was going to make healthcare better. We're five years down the road, three years, barely three and a half years left. And ask us, are we better? And so I hope, I mean it's quite a task, I mean this is not a glamor board, this is not GVB, this is not GEDA, I mean this is GMH with all the problems, the warts and everything else that come with it, and I hope you can make a difference, I think you have a very earnest interest in wanting to see that. But I think you also need to realize the challenges that you're up against and why haven't the previous board members been able to break that ceiling?

EDGAR AGUILAR, APPOINTEE: It's an interesting question, Senator, and it is a very difficult answer to, I mean question to answer. But given, you know, culturally that it's going to take a lot of convincing of other board members, not just for me, to come in to have the same mindset that we really need to work towards one goal, and that's providing quality service for the hospital and considering its cost to operate it. I understand that it is really, hard. I've seen, I know that right now the payables are over 27 million currently. And it's like how do you prioritize payments? How do you effectively collect on revenues and just convince the board that... Where do you cut the fat? How do you save on cost, operating costs without compromising the quality of service? And until we can find those avenues of doing so, then I think it must be a consensus of the whole board. Not just from myself, but hopefully my inputs will be taken with a grain of salt, and that they're willing to make the changes that are recommended to them. Hopefully I know that it is, again, culturally, it's going to be difficult, and it's just getting them to be more objective. I know it's hard for them because they let emotions get in the way. They're more subjective in their decision making, and it's going to be a difficult task. But I hope that at least I can make some headway in my participation in that board.

SENATOR JOANNE M. BROWN, VICE CHAIRPERSON: Well, I certainly hope with your financial background, that you'll be able to scrutinize because, like I said, I nod my head, and just like DOE, my eyes glaze over every time I hear the responses. I'm bothered by it because I think we know how important it is. I mean, we've had family members that have been born there and have died there. I, myself, have been a patient at GMH. Others, inevitably, at some point in your life, probably will be a patient at GMH

and I think we want to ensure that we get the services that we need. But when you have antiquated equipment, the list goes on. You have contracts that you got to wonder, who got that contract, and are they working on it? Are they spending their time investing in it? Which doctor gets what? Who gets what of the pie? And when you don't see the basic maintenance, the basic sanitation, you know, roofs are leaking, and oh, we didn't have the money to fix it, and 10, 20 years later, the elevator that's on and off every time you turn around.

I mean, the list goes on. And just at some point, you want to see things shift. The idea is we just can't rebuild buildings every 30 or 40 years once they're paid off. They expect us to do that for schools. They expect us to do it for Simon Sanchez. I've been to schools on Guam, public schools that are far older than Simon Sanchez. I hope that we need to address where we're at now. If we're doing cellular with where we're at now, then I can worry we're going to be 5, 10, 15 years. But when we're failing now to address these basic issues at a time when revenue is supposed to be falling from the sky, all your financial people in this administration are bragging, Ooh, 100 million surpluses. Yet, where are we with GMH? We're at the same place with GMH, where we were when the revenues weren't falling from the sky. It's not adding up. The investment is not adding up to where it should be. With what the expectations are that our people have. And, you know, love us or not, we represent the public. Each one of us, in our own unique way, represent the interests of the public.

That's why we get to ask these questions. That's why we're sitting here. To represent their interests and concerns. And at some point, we just want to see that shift. We want to see upright and direct answers even when they're not pleasant. I'd rather have an honest person tell me what they think than to BS me because we see that all the time. And who suffers at the end of the day? I think you and your family, as many of our families on Guam realize that. So, I do wish you well. This is an undertaking. I mean, the fact that you're willing to step up with your background, I hope you will take your fine, sharp little pencil and look at some of those things because there's abuse happening. Let's not kid ourselves. People get accommodated at the expense of others. And that I hate. I mean, if you work for it, you earned it, more power to you. But when they play the game, and they benefit off public resources at the expense of the public, I have a problem with that. That bothers me to no end, and it happens every day in this government. There are people in

15

Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910

Tel: (671) 472-3586 | Email: senatorterlajeguam@gmail.com | www.senatorterlaje.com

**For transmittal of official Messages & Communications to the Guam Legislature to be distributed to all Senators, please send to: speaker@guamlegislature.org*

very high places that turn a blind eye. As a matter of fact, they don't even look. Because accommodations get made, and people stay in power at the expense of our people. And I think that's just wrong. So, I certainly wish you well. You got a tough job, but... I hope, it seems like your heart is in the right place, that you want to do good things and having been through what you've been through, that you will look out for the rest of our people. So, thank you. Appreciate you answering my questions.

EDGAR AGUILAR, APPOINTEE: Thank you, Senator.

SENATOR JOANNE M. BROWN, VICE CHAIRPERSON: Thank you very much Madam Speaker.

SPEAKER THERESE M. TERLAJE, CHAIRPERSON: Thank you, Senator Brown. Senator Taitague.

SENATOR TELO T. TAITAGUE: Thank you, Madam Chair. You know, when I was listening to your testimony, I just completely froze when you were talking about your history and what happened to you and how that you want to give back. Being able to survive what you did and then wanting that, you know, helping others because you survived. You remind me of myself, I had went through something very similar and decided, you know, I'm going to run again and see if I can help my island, my community and I have to tell you, I came back swinging. People know that I'm still swinging. Because I believe that if I'm going to really make a difference, like I said, and what has happened to me, that, that I need to be able to really be hard. I've got a lot of people up here who can sit there and say sweet nothings to your ear and, but actually do absolutely nothing to help the community and just agree on everything.

So, I hope you have that same enthusiasm because once you're in that seat and you remind yourself how lucky you are to be here and what you went through, the experience you went through, it's going to give you that energy to be able to ask the hard questions. Just remember that. I do that all the time and I greatly appreciate you doing that because you can, you could just sit back and not want to do anything really and just live your life. What you're doing is giving back. So, and I'm glad to see your boss has allowed you, and I'm not talking about your boss at Triple J, I'm talking about your wife, your family that

16

is here today, to give you the support. Because there are going to be times, you're going to lean on them. The hospital is not in a good shape right now, and we're seeing it deteriorate every day. We're still talking about how we're going to build a new hospital because of the one we have right now. But nobody's talking about what we are going to do now for the hospital currently until we can get a new hospital. So, Mr. Aguilar, have you seen any 5-year or 10-year plan for the current hospital?

EDGAR AGUILAR, APPOINTEE: Thanks, Senator. I was able to read their strategic plan that was just, I believe, was going to be passed this year. I know part of their plan is to build a hospital. But right now, the trouble, the issues for me, always been is funding. You know, I'm a finance guy, so I'm always looking at the money side. And what do we do? How can we find those resources? It's really difficult and until we can work, I guess, with Revenue and Taxes, one, because they are collecting our funds, and also, I know that we can only get so much from the federal government for appropriations. Where do we, how do we prioritize cost and spending? It's going to be hopefully something I can probably bring a fresh perspective and see what we can find.

SENATOR TELO T. TAITAGUE: Well, maybe you should start with asking where that 5-year or 10-year plan for the current hospital we have today is. It sounds like you're seeing something that's for a new hospital, but it's today. It's just like you and I, we're sick today. What, we have to pause our health until a new hospital is built so that we feel safe going in to be cared for. We have to look at today and tomorrow. What are we going to do to protect our patients today? What are we going to do to keep our staff from being, you know, safe going to work and not worrying about the ceiling falling down or slipping on the floor because a puddle is there that was leaking or, you know, air conditioning for the ICU unit? These are the things I'm hoping that you'll tackle today and follow through with it. So, Mr. Aguilar, the first question you might want to ask this board is where is the five-year or ten-year plan for today's hospital? Not a brand new one, but what it is for today. Have you had an opportunity to look at any of the board minutes in the last year?

EDGAR AGUILAR, APPOINTEE: I was able to read the last two that were completed this year, January and March. A lot of the discussions that were made were mostly with the new electronic health records and that's something they just implemented just last

year and that's something hopefully will streamline. Patients that come in, provide direct, update their records for any charges that they have.

SENATOR TELO T. TAITAGUE: Yeah, I'm not really asking for in detail, it's just you're the first one I've asked if you've seen the board minutes, you know, as they sit in front of us for confirmation, but they don't even bother to look at the last two or three board meetings and you're the first one. So, I want to congratulate you for doing that, you definitely got an A plus for me on that. Just being able to do your research before sitting down in front of us, I'm very happy to see that. That tells me about you. Thank you. That you are going to continue to follow through with things like that. Don't think it's just going to come to you, but hard work is going to make you even smarter and definitely studying the situation that we're in. So, I'm happy you did that. Accreditation is very important. So, you might want to put your finger on that one, to ensure that our hospital is accredited because that has to do with a lot of financing too, to be able to get those grants. And if we lose that, there goes a lot of funding that we could, we could use right now. Risk management team, I ask that you look into that, Mr. Aguilar. The risk management team at the hospital. So, that being said, I'm not going to delay it, but like I said, you already got an A plus for looking back at those board meetings. I really appreciate you stepping up to the plate. My door is always open if you have any questions at all. I just hope you come out swinging like I have. Don't be afraid. My door is open if you need some backers. Okay? Thank you, Mr. Aguilar.

EDGAR AGUILAR, APPOINTEE: Thank you, Senator.

SENATOR TELO T. TAITAGUE: Thank you.

SPEAKER THERESE M. TERLAJE, CHAIRPERSON: Thank you, Senator Taitague. Senator Fischer.

SENATOR THOMAS J. FISHER: Thank you, Madam Chair. Good afternoon, sir.

EDGAR AGUILAR, APPOINTEE: Good afternoon.

SENATOR THOMAS J. FISHER: You have your CPA, which is just a wonderful thing, and more power to you. It's a great addition to the board. Do you have any ideas on collections at the hospital?

EDGAR AGUILAR, APPOINTEE: Well, Senator... Collections is one of the difficult challenges that any business right now, like we have as well. The only way we can either do it is to just stay on them. Get on, just keep contacting them religiously. I know even applying, like, interest or penalties on those invoices may not always work. So other avenues you can have is just going to collection agencies. But at the end of the day, how soon can you get those funds? So, until we can convince these payers to make do with their payments, then it's going to be a challenge. I hope that we can find more, I think it's just getting on them religiously and just seeing what we can do. I know payment plans, installment plans might be an option, but collecting those on time may also be a challenge as well.

SENATOR THOMAS J. FISHER: And also collecting from the insurance companies. Do you have any thoughts on whether or not collections and medical billing at the hospital, I don't even know if that's practical, but at least on the collections side, would you be comfortable outsourcing that as opposed to just handling it in house?

EDGAR AGUILAR, APPOINTEE: I believe that would be a good viable option, as long as the outsource is effective in collections. Because if we, on our side, especially with a lot of the collections are from people on Guam, and businesses on Guam, and insurance companies on Guam, what difference, how would the outsourced agency be effective if we're not as effective. So, it's going to have the same challenges as well.

SENATOR THOMAS J. FISHER: Well because you're a CPA, what sort of analysis would you bring to the issue on whether or not it made economic sense to outsource it as opposed to in house?

EDGAR AGUILAR, APPOINTEE: Hmm, that's a good question. It looks like one of the, I'm not sure it's a solution, but if we can get the outsourced, not the outsourced, but the, yeah, the outsourced person or the outsourced company to...No, that's going to be a difficult question because even, like I said, it's still going to be an issue just trying to get

19

these folks to pay their bills. I'm not sure how we can. And, you know, without the cause, purpose of going back and, I don't think we should go as far as, taking a baseball bat to them and say pay your bills. I mean, it's going to be hard, so it's a tough question.

SENATOR THOMAS J. FISHER: Is it, I know that medical billing is almost an art form. I think the director would agree with that. Medical billing, it's complicated and to get a clean claim I think is what it's called. It requires a certain level of expertise. Is that something that would interest you? I mean, as a board member, maybe being the spear on that one.

EDGAR AGUILAR, APPOINTEE: Yes, I believe it be one of the things I would have to look into. I know that especially collecting from insurance companies, a lot of the payments that they make are denied and whether or not the coverage that they have may not be able to cover the patient's bills. And so, what does that leave? It leaves a patient now in the hole of paying for it themselves. So maybe we can find ways from getting Medicaid or Medicare to assist with that coverage if we can, but hopefully we can find a way to cover those bills, because right now, I don't think that the way we're billing the patients, the recovery of those costs is probably, less than 70%.

SENATOR THOMAS J. FISHER: I think you're probably correct there, sir You know, I believe that everybody at the hospital is doing everything they can. Nobody wants an inferior institution. I think the hospital is working as diligently as they can with certain problems, you know the facility that's hardly a mystery and their perennial underfunding and that's just the truth of the matter. I like the fact that a CPA is going to be on the board. I'd like that very much. I just, you know, every time anybody screams about the hospital, essentially, they're going to be screaming at you. And I hope you're ready for that, I suspect you are. Thank you for your service, sir and I appreciate your answers.

EDGAR AGUILAR, APPOINTEE: Oh, thank you, Senator.

SPEAKER THERESE M. TERLAJE, CHAIRPERSON: Thank you, Senator Fischer. Senator Quinata.

SENATOR ROY A. B. QUINATA: *Si yu'os ma'ase* Madam Chair. Good afternoon to my colleagues and good afternoon to the panel. Thank you, guys, for coming out here, most especially to Mr. Aguilar. Thank you for taking up the public service helm. It shows in your employment jacket, you've risen through the ranks through the years, very prestigiously, from the auditor giant Deloitte and Touche. So, I think that speaks volumes, that you like taxes and you like numbers. That's why you have a CPA, right?

EDGAR AGUILAR, APPOINTEE: Yes, Senator.

SENATOR ROY A. B. QUINATA: So, I love your sister, Mar. She's been a great Chief Public Health Officer, I think, at DPHSS. So, you definitely have my support just on that. I'm sure on a personal note you both, as siblings, know, the issues that are at GMH and that you are going to take every literal part of your body to figure out solutions versus complaints, right? We got to find solutions because it's easy to point out problems, but let's find solutions, right? I know you have a very tough wife right behind you, who is very strong, and I know you're a very strong man, because, you know, behind every strong man, there's an even stronger woman. That's why I'm single. So, you know, with that being said, it's been an ongoing issue of GMH, right? And I'm hopeful that you'll bring new resolve and new solutions to us and so that we can address the situations at GMH. Also, as a fellow shark, I want to wish you all the best. My office stands ready to support you in any way, but you definitely have my support. Wish you all the best.

EDGAR AGUILAR, APPOINTEE: Thank you, Senator.

SPEAKER THERESE M. TERLAJE, CHAIRPERSON: *Si yu'os ma'ase* Senator Quinata. All right, I also wanted to before we close, just suggest transparency. I feel like the more oversight the board does, the less the legislature has to, because the public will know. They'll know on a, how do they call that, real time basis, what's going on at the hospital. I remember, during COVID, Lillian used to go on the radio every day. I really appreciated that. We don't hear it as much anymore. Everyone's very busy. I understand that. But I just think, like I said, when they see something and we can't get answers right away, or we get kind of funky answers, and then it just evolves into many, many more questions. I don't know. That's the kind of thing. I think transparency is never going to go wrong.

So even if it's horrible news, let's hear it. I say, let the public know we have a crisis, let them know what the problem is and what our solutions are so far. And even if we don't know the answer yet, just say, we don't know. We're going to try to find out as fast as possible. This is who's going to help us try to find out, whatever. I don't know. I just feel like sometimes it's the transparency. So, recently, they had a complete shutdown of their information systems, their electronic system shutdown. That created, so many questions, I think. And the way it was handled, the public was not informed right away. We were informed by insiders in the hospital, and so that kind of thing. I just feel like maybe the hospital, if they come out right away and inform everybody, particularly those working there, as fast as possible. We had also, for various years, several years now, I want to make sure that the trustees are closely monitoring the budget of GPA, the budget requests of, I'm sorry, GMH because they were not aware GMH has not made requests for capital improvement funds in the last three or four budgets. They come in with requests, for example, the governor and her last budget request, status quo for FY23. So that's the operation. So GMH is expected to do the capital improvement projects with their operating budget. I don't know. If you read the capital improvement list or you know, the things that need to be done. It's huge, right? So that doesn't, that's something that, I just want to say, don't think it's not your realm. I think it's absolutely your realm because those are the issues that we are seeing. We can't answer to the public why these capital improvement projects are not completed. And if people say, oh, it's because we don't have the funds. Well, the governor said status quo on your funds. We gave you even more than that. You are not asking for the CIP projects, and I want to understand that, why, right? I don't understand that.

So, we've tried to give more money that they're not even asking for. It won't be, I don't know, that's what I'm trying to figure out. Anyway, there are many issues, these are past issues. Physicians pay for more than one position, right? So, like we say, anything that exceeds or looks excessive, then we feel like that's taking away from fixing something else. And so, we had these as topics of the issue of the oversight hearings at a certain point, the CMS, of course, when CMS comes there, they're looking at quality of care concerns. I hope that you become fully knowledgeable about those and what GMH did to resolve that. If you think that that's adequate yourself. We don't know, because a lot of times they're confidential and they will not let us in on it until we see it in the news, or we see it in some other way. There were even visitation issues in the past, right? Who's

allowed to visit some of it was COVID related. Things like that. It's like the public need's answers to that right away. All right. Mr. Aguilar, did you want to before we conclude, do you have anything else to add?

EDGAR AGUILAR, APPOINTEE: It's interesting that you mentioned that, Senator, that the board or GMH has not approached you regarding additional appropriations. I mean, especially for, you said, capital improvements. If that's available, I don't see why we can't ask for that. It's a necessary fund that we can use and if it helps achieve our CIP goals, then it's something we should look into. And regarding transparency, my experience has always been. Is always to come forward, especially when dealing with my clients, when I was at Deloitte, it's giving them the bad news. It is a hard thing to do, but you just have to pick yourself up and then be tactful, be honest with them. Usually, nine times out of ten, they understand the point of what's going on with their taxes. So, it's something that I'm not afraid to do and hopefully the board as a whole, you know, will be able to advise the legislature about these issues that they find instead of you finding out in the news. That's the whole point of this board, is to have oversight over GMH. So, it's just sharing the information.

SPEAKER THERESE M. TERLAJE, CHAIRPERSON: Thank you, Mr. Aguilar, and thank you again for being willing to accept this appointment and to serve as a member of the Board of Trustees for the Guam Memorial Hospital Authority. If there are no further questions or comments, and no additional individuals to testify, the committee will consider the appointment of Edgar T. Aguilar to serve as a member of the Guam Memorial Hospital Authority Board of Trustees from March 22, 2019, to March 21, 2025, to fill an unexpired term of Byron Evaristo duly heard. *Si yu'os ma'ase* to all of you for coming today to testify. *Si yu'os ma'ase*. We're hereby adjourned.

Public Hearing adjourned: **2:00 PM.**

III. FINDINGS AND RECOMMENDATION

- On September 28, 2023, at 1:02 PM the Committee on Health, Land, Justice, and Culture convened an appointment hearing for the appointment of Edgar T. Aguilar to serve as a member of the Guam Memorial Hospital Authority (GMHA) Board of

23

Trustees from March 22, 2019, to March 21, 2025, to fill an unexpired term of Byron Evaristo.

- Pursuant to 10 GCA, Ch. 80, § 80105 (a) The governance and control of the Guam Memorial Hospital Authority are vested in a Board of Trustees (Board). The Board shall be composed of ten (10) members: four (4) members representing the general public, **who shall possess a background and experience in healthcare, management, finance or any other business-related field**; one (1) member representing the Allied Health Professions; two (2) members representing the Guam Nursing Association; and two (2) members representing the Guam Medical Community, appointed by *I Maga'lahaen Guåhan* as provided herein, with the advice and consent of *I Liheslaturan Guåhan*. In addition, one (1) member who *shall* be the President, or designee, of the Guam Memorial Hospital Volunteers Association, who *shall* be an ex-officio member with full participatory rights and privileges, but without the right of voting. The GMH Volunteers Association President or designee *shall* have been a member of the GMH Volunteers Association for a minimum of five (5) years prior to assuming a position on the Board.
- As he accepted his appointment, Mr. Aguilar shared that he is ready to work hard, be vociferous, be objective, and is committed to working towards one of his main goals, and that's providing quality healthcare services for the people of Guam.
- Funding is a major obstacle GHMA is faced with, and Mr. Aguilar is ready to work towards finding reliable and creative ways to obtain and better manage funding sources. Mr. Aguilar is hopeful that with his background in finance he can bring a new perspective to the financial aspects of the Guam Memorial Hospital Authority.
- He looks forward to stepping up and tackling the many other challenges that he may be faced with while serving on the Board of Trustees for the Guam Memorial Hospital Authority.
- During the appointment hearing, Mr. Aguilar's family, friends, and colleagues attested to his commitment to the betterment of our community and his desire to advance healthcare services in Guam.
- There was no testimony in opposition of Mr. Aguilar's appointment to serve as a member of the Guam Memorial Hospital Authority Board of Trustees. All senators present voiced their support and well wishes for Mr. Edgar T. Aguilar as he embarks on a new journey to serve the people of Guam, as a member of the GMHA Board of Trustees.

The Committee on Health, Land, Justice and Culture hereby reports on the **Appointment of Edgar T. Aguilar to serve as a member of the Guam Memorial Hospital Authority (GMHA) Board of Trustees from March 22, 2019, to March 21, 2025, to fill an unexpired term of Byron Evaristo** with the recommendation **TO DO CONFIRM.**