

I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN

2023 (FIRST) Regular Session

VOTING RECORD

Bill No. 13-37 (COR) As amended on the Floor.		Speaker Antonio R. Unpingco Legislative Session Hall Guam Congress Building March 7, 2023				
NAME	Aye	Nay	Not Voting/ Abstained	Out During Roll Call	Absent	Excused
Senator Chris Barnett	✓					
Senator Frank Blas, Jr.	✓					
Senator Joanne Brown	✓					
Senator Christopher M. Dueñas	✓					
Senator Thomas J. Fisher	✓					
Senator Jesse A. Lujan	✓					
Vice Speaker Tina Rose Muña Barnes	✓					
Senator William A. Parkinson	✓					
Senator Sabina Flores Perez	✓					
Senator Roy A. B. Quinata	✓					
Senator Joe S. San Agustin	✓					
Senator Dwayne T. D. San Nicolas	✓					
Senator Amanda L. Shelton	✓					
Senator Telo T. Taitague	✓					
Speaker Therese M. Terlaje	✓					

TOTAL

15
Aye

0
Nay

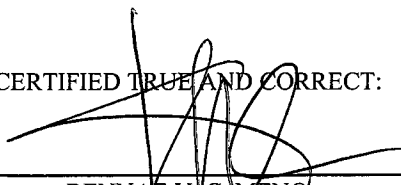
**Not
Voting/
Abstained**

**Out
During
Roll Call**

Absent

Excused

CERTIFIED TRUE AND CORRECT:



 RENNAE V.C. MENO
 Clerk of the Legislature

I = Pass

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2023 (FIRST) Regular Session

Bill No. 13-37 (COR)

As amended on the Floor.

*

Introduced by:

Therese M. Terlaje
Telo T. Taitague
Chris Barnett
Joanne Brown
Frank Blas, Jr.
Jesse A. Lujan
Sabina Flores Perez
Christopher M. Dueñas
Dwayne T. D. San Nicolas

**AN ACT TO AMEND § 83102(d) AND ADD A NEW § 83116,
TO CHAPTER 83, ALL OF TITLE 12, GUAM CODE
ANNOTATED, RELATIVE TO INCREASING PUBLIC
NOTICE AND TRANSPARENCY OF THE ACTIONS BY
THE GUAM TWENTY-FIRST CENTURY HEALTHCARE
CENTER COMMITTEE RESPONSIBLE FOR THE
PROPOSED MEDICAL HEALTHCARE CAMPUS.**

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that the policy statement in the Open Government Law in 5 GCA Chapter 8 states,
4 “The Legislature declares it is the policy of this Territory that the formation of
5 public policy and decisions is public and shall not be conducted in secret. The
6 people of Guam do not yield their individual rights to the public agencies which
7 serve them. The people, in delegating authority, do not give their public servants

1 the right to decide what is good for the people to know and what is not good for
2 them to know. The people insist on remaining informed so that they may retain
3 control over the instruments they have created.”

4 *I Liheslaturan Guåhan* further finds that Public Law 36-56 authorized the
5 Government of Guam to enter into a contract for the design, build, finance, lease,
6 transfer and long-term capital maintenance of the Guam Twenty-First Century
7 Healthcare Center with private sector contractors who can provide long-term
8 financing. The construction of the proposed medical healthcare campus is currently
9 estimated to cost \$1 billion dollars.

10 It is the intent of the *I Liheslaturan Guåhan* to ensure the people of Guam,
11 medical providers, and the Legislature are informed of the meetings, actions, and
12 decisions surrounding the design, lease, and financing of the proposed medical
13 healthcare campus by making Guam Twenty-First Century Healthcare Committee
14 meetings subject to the Open Government Law.

15 **Section 2.** § 83102(d) of Chapter 83, Title 12, Guam Code Annotated, is
16 hereby *amended* to read:

17 “(d) ‘*Guam Twenty-First Century Healthcare Center Committee*’
18 *shall* be chaired by Administrator or Deputy Administrator of the Guam
19 Economic Development Authority and include the Administrator and
20 Directors of all Healthcare Agencies, the Director or Deputy Director of
21 Department of Public Works, the Director or Deputy Director of Department
22 of Land Management, the Director or Deputy Director of the Bureau of
23 Statistics and Planning, the Director or Deputy Director of the Bureau of
24 Budget Management and Research, Director or Deputy Director of the
25 Department of Administration, the Legislative committee chairperson with
26 jurisdiction on health matters or his/her designee, Chairpersons of the

1 Municipal Planning Councils of impacted villages as determined by the
2 Mayors Council of Guam or their designee, President of the Guam Medical
3 Society or their designee, and President of the Guam Medical Association
4 or their designee. Notwithstanding any other provision of law, Members of
5 the Guam Twenty-First Century Healthcare Center Committee are
6 “officials” for the purposes of Title 4 Chapter 13 Guam Code Annotated, the
7 Public Official Disclosure Act and shall file a financial disclosure pursuant
8 to that Chapter.”

9 **Section 3.** A new § 83116 is hereby *added* to Chapter 83, Title 12, Guam
10 Code Annotated, to read:

11 **“§ 83116. Public Notices of Guam Twenty-First Century**
12 **Healthcare Center Committee Meetings.**

13 (a) All meetings, including working meetings and subcommittee
14 meetings of the Guam Twenty-First Century Healthcare Center Committee
15 shall be subject to the Open Government Law pursuant to 5 GCA Chapter 8
16 and the public shall be allowed to attend. It is intended that the Guam
17 Medical Association and the Guam Medical Society shall notify their
18 members of meetings via email.

19 (b) All meeting minutes shall be posted on the Guam Economic
20 Development Authority website, the audio recording of each meeting shall
21 be provided to the Office of Public Accountability within seven (7) calendar
22 days after the meeting, and electronic copies of the meeting agendas,
23 minutes, and other attachments and addendums as discussed in each meeting
24 shall be provided to the Speaker of *I Liheslaturan Guåhan* no later than
25 fifteen (15) days after the meeting.”

1 **Section 4. Severability.** The provisions outlined in this Act are declared
2 to be separate and severable. The invalidity of any clause, sentence, paragraph,
3 subdivision, section or portion of this statute, or the invalidity of the application
4 thereof to any person or circumstance shall not affect the validity of the remainder
5 of this statute or the validity of its application to other persons or circumstances.

6 **Section 5. Effective Date.** This Act shall be effective upon enactment.