


MINA'BENTE OCHO NA LIHESLATURAN GUÅHAN
2006 (SECOND) Regular Session

Bill No. 337 (EC)

Introduced by:

Ray Tenorio 

**AN ACT TO REPEAL AND RE-ENACT §5123 OF
CHAPTER 5 OF TITLE 5 GCA RELATIVE TO
MAXIMIZING TAX PAYERS' DOLLARS BY
STANDARDIZING THE PURCHASE OF MOTOR
VEHICLES BY THE GOVERNMENT OF GUAM TO
FACILITATE EASY IDENTIFICATION AND
MAXIMIZING FUEL ECONOMY.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Finding and Intent. *I Liheslaturan
Guåhan* finds that the purchase of motor vehicles by the government
of Guam should be based on basic needs and fuel economy rather than
options available and what pleases the fancies of the agencies
purchasing the vehicle. We now see king-cabs, 8 cylinder engines
and other unnecessary options on pick-up trucks when a standard
pick-up will more than suffice. In addition, the government of Guam,
has purchased sport utility and four-wheel drive vehicles when there is
normally no need for these types of vehicles except for some agencies
where a four-wheel drive vehicle might be needed to perform a
specialized function, such as Fish and Wildlife officers who need such
vehicles to enforce the conservation laws of Guam. *I Liheslaturan
Guåhan* also finds that as the price of vehicles continue to climb along

1 with rising costs of operations, such as the cost of gasoline, which has
2 reached unprecedented levels, there is a real need to fully scrutinize
3 the purchase of vehicles for the government of Guam and place limits
4 as to size, type, equipment options and fuel economy.

5 **Section 2.** §5123 of Chapter 5 of Title 5 of the Guam Code
6 Annotated is hereby repealed and re-enacted to read:

7 (a) The General Services Agency shall purchase or lease all
8 motor vehicles required for all government agencies as a fleet at
9 lease once every three (3) years. No government agency may
10 purchase a motor vehicle not a part of the fleet except under
11 emergency conditions and only ~~without~~ with the written
12 authorization of the Chief Procurement Officer. This Section
13 shall not be interpreted to permit the lease of non-standardize
14 fleet vehicles. The Chief Procurement Officer shall authorize
15 non-fleet purchase or lease only if:

16 (1) the type of vehicle is not required by other
17 governmental agencies, or

18 (2) the vehicle is a replacement of a fleet
19 vehicle which is no longer in service and the
20 governmental agency cannot function without a
21 replacement until the next fleet purchase, provided that
22 the replacement vehicle meets the same specifications
23 as the fleet vehicle being replaced.

24 (b) All government of Guam vehicles except those assigned
25 to the Governor, Lieutenant Governor, Senators, Chief Justice
26 of the Supreme Court, Presiding Judge of the Superior Court,
27 and emergency vehicles or vehicles used by any law

1 enforcement agency for “undercover work” shall be of one
2 standard color. Such color shall be white, or whatever white
3 color or colors are a standard color for the models and years of
4 the fleet vehicles. The Chief Procurement Officer shall
5 determine what of several standard white colors available shall
6 be used on the fleet. Fleet vehicle purchases, except for
7 specific types of vehicles needed by some agencies to perform
8 specific functions, shall be limited to the following:

9 (1) standard colors as determined by the Chief
10 Procurement Officer.

11 (2) Most economical in regard to price.

12 (3) Window opening/closing mechanism shall be
13 manual instead of electric.

14 (4) Entertainment option, if any, shall be am/fm radio
15 only.

16 (5) Other equipment options shall be the standard
17 options as provided with the vehicle by the manufacture.

18 (6) The gas mileage shall be no less than 29 miles per
19 gallon.

20 (7) Except for specialized vehicles, all fleet vehicles
21 shall be limited to 4-cylinders.

22 (c) ~~(b)~~Public transportation buses, vans and non-rail vehicles,
23 which are purchased or leased with government funds for fixed
24 route or demand response systems, must be made readily
25 accessible to and usable by individuals with disabilities and
26 comply with acquisition and service requirements of 49 C.F.R.
27 Part 37 (Subpart D, F and G) and Part 38 (Subpart B of the

Americans with Disabilities Act ('ADA') Accessibility Specifications for Transportation Vehicles).

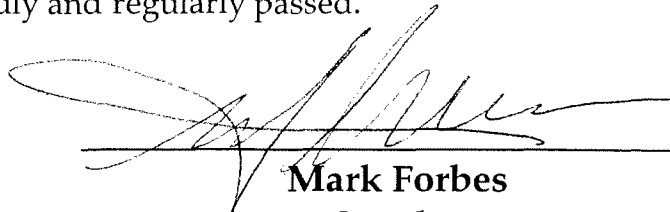
~~(e)~~ (d) The Chief Procurement Officer shall determine, when procuring the vehicle fleet, whether a contract for maintenance should be included in the contract for purchase. He shall also determine, by requesting for proposals, whether it would be less costly to contract for fleet maintenance with private businesses and if less costly, using either separate contracts for purchase and maintenance or a combined contract for purchase and maintenance from one source, he shall so contract, there shall be inserted provisions requiring that the ~~maintain~~ maintenance be performed with a certain period of time or liquidated damages assessed against the contractor.

~~(d)~~ (e) At the end of the useful life of the vehicle fleet, the Chief Procurement Officer shall dispose of such vehicles as he determines to be of no further use to the government by public auction to the highest bidder. The funds so realized shall be deposited in the General Fund.

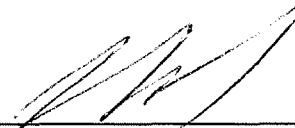
I MINA'BENTE OCHO NA LIHESLATURAN GUÅHAN
2006 (SECOND) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

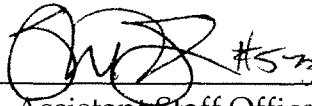
This is to certify that **Bill No. 337 (EC)**, "AN ACT TO REPEAL AND RE-ENACT §5123 OF CHAPTER 5 OF TITLE 5 G.C.A., RELATIVE TO MAXIMIZING TAXPAYERS' DOLLARS BY STANDARDIZING THE PURCHASE OF GOVERNMENT MOTOR VEHICLES, TO FACILITATE THEIR EASY IDENTIFICATION AND TO MAXIMIZE FUEL ECONOMY," as amended, was on the 27th day of December, 2006, duly and regularly passed.


Mark Forbes
Speaker

Attested:


Edward J.B. Calvo
Senator and Secretary of the Legislature

 This Act was received by *I Maga'lahen Guåhan* this 30 day of Dec, 2006, at 1:30 o'clock P.M.


 Assistant Staff Officer
Maga'lahi's Office

APPROVED:

FELIX P. CAMACHO
I Maga'lahen Guåhan

Date: _____

Public Law No. _____

MINA'BENTE OCHO NA LIHESLATURAN GUÅHAN
2006 (SECOND) Regular Session

Bill No. 337 (EC)

As amended.

Introduced by:

Ray Tenorio
F. B. Aguon, Jr.
J. M.S. Brown
Edward J.B. Calvo
B. J.F. Cruz
Mike Cruz
Mark Forbes
L. F. Kasperbauer
R. Klitzkie
J. A. Lujan
A. B. Palacios, Sr.
R. J. Respicio
A. R. Unpingco
J. T. Won Pat

**AN ACT TO *REPEAL* AND *RE-ENACT* §5123 OF
CHAPTER 5 OF TITLE 5 G.C.A., RELATIVE TO
MAXIMIZING TAXPAYERS' DOLLARS BY
STANDARDIZING THE PURCHASE OF
GOVERNMENT MOTOR VEHICLES, TO FACILITATE
THEIR EASY IDENTIFICATION AND TO MAXIMIZE
FUEL ECONOMY.**

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan*
3 finds that the purchase of motor vehicles by the government of Guam should
4 be based on government needs and fuel economy rather than available
5 options and the whims of purchasing agencies. The government owns king-

1 cabs and pick-up trucks with eight (8) cylinder engines and other
2 unnecessary options when a standard pick-up will suffice. In addition, the
3 government of Guam has purchased sport utility and four-wheel drive
4 vehicles when there is no need for such vehicles except as might be needed
5 to perform a specialized function, such as Fish and Wildlife officers who
6 need such vehicles to enforce the conservation laws. As the cost of vehicles,
7 operation and gasoline continue to rise, there is a real need to mandate the
8 size, type, equipment options and fuel economy of vehicles purchased.

9 **Section 2.** §5123 of Chapter 5 of Title 5 of the Guam Code
10 Annotated is hereby *repealed* and *enacted* to read:

11 **"§5123. Motor Vehicles.** (a) The General Services Agency
12 shall purchase or lease all motor vehicles required for all government
13 agencies as a fleet at least once every three (3) years. *No* government
14 agency may purchase a motor vehicle *not* a part of the fleet except under
15 emergency conditions and only with the written authorization of the Chief
16 Procurement Officer. This Section shall *not* be interpreted to permit the
17 lease of non-standardized fleet vehicles. The Chief Procurement Officer
18 shall authorize nonfleet purchase or lease only *if*:

19 (1) the type of vehicle is *not* required by other
20 governmental agencies, or

21 (2) the vehicle is a replacement of a fleet vehicle
22 which is no longer in service and the governmental
23 agency cannot function without a replacement until the
24 next fleet purchase, provided that the replacement
25 vehicle meets the same specifications as the fleet
26 vehicle being replaced.

1 (b) *All* government of Guam vehicles, except those assigned
2 to the Governor, Lieutenant Governor, Speaker of *I Liheslaturan*
3 *Guåhan*, emergency vehicles and vehicles used by any law
4 enforcement agency for “undercover work”, shall be of one standard
5 color. Such color shall be white, or whatever version of white is a
6 standard color for the model and year of the fleet vehicles purchased,
7 as determined by the Chief Procurement Officer. Fleet vehicle
8 purchases, except for specific types of vehicles needed by particular
9 agencies to perform specific functions, shall be limited as follows:

10 (1) one (1) standard color as determined by the Chief
11 Procurement Officer;

12 (2) the most economical in price;

13 (3) a manual window opening and closing mechanism,
14 instead of electric;

15 (4) the entertainment option, if any, shall be am/fm
16 radio *only*;

17 (5) all other equipment options shall be the standard
18 options provided with the vehicle by the manufacturer;

19 (6) the gas mileage shall be *no less than* twenty-nine
20 (29) miles per gallon; and

21 (7) have *no more than* four (4)-cylinders.

22 (c) Public transportation buses, vans and non-rail vehicles,
23 which are purchased or leased with government funds for fixed route
24 or demand response systems, must be made readily accessible to and
25 usable by individuals with disabilities and comply with acquisition
26 and service requirements of 49 C.F.R. Part 37 (Subparts D, F and G)

1 and Part 38 (Subpart B of the Americans with Disabilities Act
2 ('ADA') Accessibility Specifications for Transportation Vehicles).

3 (d) The Chief Procurement Officer shall determine, when
4 procuring the vehicle fleet, whether a contract for maintenance should
5 be included in the contract for purchase. He shall also determine, by
6 requesting for proposals, whether it would be less costly to contract
7 for fleet maintenance with private businesses and if less costly, using
8 either separate contracts for purchase and maintenance or a combined
9 contract for purchase and maintenance from one (1) source, he shall
10 so contract, there shall be inserted provisions requiring that the
11 maintenance be performed within a certain period of time or
12 liquidated damages assessed against the contractor.

13 (e) At the end of the useful life of the vehicle fleet, the Chief
14 Procurement Officer shall dispose of such vehicles as he determines to
15 be of no further use to the government by public auction to the highest
16 bidder. The funds so realized shall be deposited in the General Fund."

6

I MINA' BENTE OCHO NA LIHESLATURAN GUAHAN

2006 (SECOND) Regular Session

Date: 12/27/06

VOTING SHEET

Bill No. 337 (EC)

Resolution No. _____

Question: _____

<u>NAME</u>	<u>YEAS</u>	<u>NAYS</u>	<u>NOT VOTING/ ABSTAINED</u>	<u>OUT DURING ROLL CALL</u>	<u>ABSENT</u>
AGUON, Frank B., Jr.	✓				
BROWN, Joanne M.S.	✓				
CALVO, Edward J.B.	✓				
CRUZ, Benjamin J.F.	✓				
CRUZ, Michael (Dr.)	✓				
FORBES, Mark	✓				
KASPERBAUER, Lawrence F.	✓				
KLITZKIE, Robert	✓				
LUJAN, Jesse A.	✓				
PALACIOS, Adolpho B.	✓				
RESPICIO, Rory J.	✓				
TENORIO, Ray	✓				
UNPINGCO, Antonio R.	✓				
WON PAT, Judith T.	✓				

TOTAL

14 0 0 0 0

CERTIFIED TRUE AND CORRECT:

Clerk of the Legislature

* 3 Passes = No vote
EA = Excused Absence



I Mina' Bente Ocho Na Liheslaturan Guahan
The 28th Guam Legislature

155 Hesler Place
Hagatna, Guam 96910
Office (671) 472-3407 • Fax (671) 472-3510

Speaker Mark Forbes

December 26, 2006

Speaker Mark Forbes
I Mina' Bente Ocho Na Liheslaturan Guahan
155 Hesler Place
Hagatna, Guam 96910

The Committee on General & Omnibus Matters to which Bill No. 337 was referred, wishes to report its findings and recommendations **TO DO PASS BILL No. 337 (EC): "An Act To Repeal And Re-Enact §5123 Of Chapter 5 Of Title 5 GCA Relative To Maximizing Tax Payers' Dollars By Standardizing The Purchase Of Motor Vehicles By The Government Of Guam To Facilitate Easy Identification And Maximizing Fuel Economy"**.

Transmitted herewith for your consideration and action is our committee report on the above subject matter.

The voting record is as follows:

<u>5</u>	TO PASS
<u>0</u>	NOT TO PASS
<u>0</u>	TO REPORT OUT ONLY
<u>0</u>	ABSTAIN
<u>0</u>	INACTIVE FILE

Copies of the Committee Report and other pertinent documents are attached. Thank you and si Yu'os ma'ase for your attention to this matter.


MARK FORBES

Attachments

MEMORANDUM

TO: Committee Members

FROM: Chairman

SUBJECT: Committee Report- BILL No. 337 (EC): "An Act To Repeal And Re-Enact §5123 Of Chapter 5 Of Title 5 GCA Relative To Maximizing Tax Payers' Dollars By Standardizing The Purchase Of Motor Vehicles By The Government Of Guam To Facilitate Easy Identification And Maximizing Fuel Economy".

Transmitted herewith for your information and action is the report on Bill No. 337 (EC) from the Committee on General and Omnibus Matters.

This memorandum is accompanied by the following:

1. Committee Voting Sheet
2. Committee Report
3. BILL No. 337 (EC)
4. Public Hearing Sign-In Sheet
5. Fiscal Note/ Fiscal Note Waiver
6. Notice of Public Hearing

Please take the appropriate action on the voting sheet. Your attention and cooperation in this matter is greatly appreciated.

Should you have questions regarding the report or accompanying documents, please do not hesitate to contact me.

Thank you and si Yu'os ma'ase.

MARK FORBES

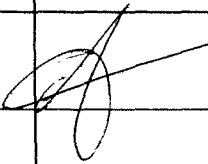
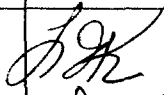

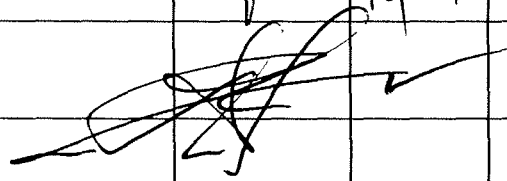
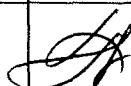
Attachments

COMMITTEE ON GENERAL AND OMNIBUS MATTERS

I MINA'BENTE OCHO NA LIHESLATURAN GUÁHAN
155 HESLER PLACE, HAGÁTNA, GUAM 96910

An Act To Repeal And Re-Enact §5123 Of Chapter 5 Of Title 5 GCA Relative To
Maximizing Tax Payers' Dollars By Standardizing The Purchase Of Motor Vehicles By
The Government Of Guam To Facilitate Easy Identification And Maximizing Fuel
Economy.

VOTING SHEET

	SIGNATURE	TO PASS	NOT TO PASS	TO REPORT OUT OF COMMITTEE	ABSTAIN	INACTIVE FILE
Mark Forbes, Chairman		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Edward J.B. Calvo		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lawrence F. Kasperbauer, Ph.D.		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jesse A. Lujan		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ray Tenorio		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Michael Cruz, M.D.		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Judith T. Won Pat, Ed.D.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Benjamin J.F. Cruz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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12/27/06

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12/27/06

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12/27/06

MINA'BENTE OCHO NA LIHESLATURAN GUÅHAN
2006 (SECOND) Regular Session

Bill No. 337 (Ec)

Introduced by:

Ray Tenorio *[Signature]*
[Signature]

**AN ACT TO REPEAL AND RE-ENACT §5123 OF
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MAXIMIZING TAX PAYERS' DOLLARS BY
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FACILITATE EASY IDENTIFICATION AND
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Section 1. Legislative Finding and Intent. *I Liheslaturan*
Guåhan finds that the purchase of motor vehicles by the government
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options available and what pleases the fancies of the agencies
purchasing the vehicle. We now see king-cabs, 8 cylinder engines
and other unnecessary options on pick-up trucks when a standard
pick-up will more than suffice. In addition, the government of Guam,
has purchased sport utility and four-wheel drive vehicles when there is
normally no need for these types of vehicles except for some agencies
where a four-wheel drive vehicle might be needed to perform a
specialized function, such as Fish and Wildlife officers who need such
vehicles to enforce the conservation laws of Guam. *I Liheslaturan*
Guåhan also finds that as the price of vehicles continue to climb along

1 with rising costs of operations, such as the cost of gasoline, which has
2 reached unprecedented levels, there is a real need to fully scrutinize
3 the purchase of vehicles for the government of Guam and place limits
4 as to size, type, equipment options and fuel economy.

5 **Section 2.** §5123 of Chapter 5 of Title 5 of the Guam Code
6 Annotated is hereby repealed and re-enacted to read:

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8 motor vehicles required for all government agencies as a fleet at
9 lease once every three (3) years. No government agency may
10 purchase a motor vehicle not a part of the fleet except under
11 emergency conditions and only ~~without~~ with the written
12 authorization of the Chief Procurement Officer. This Section
13 shall not be interpreted to permit the lease of non-standardize
14 fleet vehicles. The Chief Procurement Officer shall authorize
15 non-fleet purchase or lease only if:

16 (1) the type of vehicle is not required by other
17 governmental agencies, or

18 (2) the vehicle is a replacement of a fleet
19 vehicle which is no longer in service and the
20 governmental agency cannot function without a
21 replacement until the next fleet purchase, provided that
22 the replacement vehicle meets the same specifications
23 as the fleet vehicle being replaced.

24 (b) All government of Guam vehicles except those assigned
25 to the Governor, Lieutenant Governor, Senators, Chief Justice
26 of the Supreme Court, Presiding Judge of the Superior Court,
27 and emergency vehicles or vehicles used by any law

1 enforcement agency for "undercover work" shall be of one
2 standard color. Such color shall be white, or whatever white
3 color or colors are a standard color for the models and years of
4 the fleet vehicles. The Chief Procurement Officer shall
5 determine what of several standard white colors available shall
6 be used on the fleet. Fleet vehicle purchases, except for
7 specific types of vehicles needed by some agencies to perform
8 specific functions, shall be limited to the following:

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10 Procurement Officer.

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12 (3) Window opening/closing mechanism shall be
13 manual instead of electric.

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15 only.

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17 options as provided with the vehicle by the manufacture.

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19 gallon.

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21 shall be limited to 4-cylinders.

22 ~~(c) (b)Public transportation buses, vans and non-rail vehicles,~~
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26 ~~comply with acquisition and service requirements of 49 C.F.R.~~
27 ~~Part 37 (Subpart D, F and G) and Part 38 (Subpart B of the~~

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(e) (d) The Chief Procurement Officer shall determine, when procuring the vehicle fleet, whether a contract for maintenance should be included in the contract for purchase. He shall also determine, by requesting for proposals, whether it would be less costly to contract for fleet maintenance with private businesses and if less costly, using either separate contracts for purchase and maintenance or a combined contract for purchase and maintenance from one source, he shall so contract, there shall be inserted provisions requiring that the ~~maintain~~ maintenance be performed with a certain period of time or liquidated damages assessed against the contractor.

(d) (e) At the end of the useful life of the vehicle fleet, the Chief Procurement Officer shall dispose of such vehicles as he determines to be of no further use to the government by public auction to the highest bidder. The funds so realized shall be deposited in the General Fund.

**I MINA' BENTE OCHO NA LIHESLATURAN GUÅHAN
COMMITTEE ON GENERAL & OMNIBUS MATTERS
SPEAKER MARK FORBES, CHAIRMAN**

**COMMITTEE REPORT
ON
BILL NO. 337 (EC)**

**AN ACT TO REPEAL AND RE-ENACT §5123 OF CHAPTER 5 OF
TITLE 5 GCA RELATIVE TO MAXIMIZING TAX PAYERS'
DOLLARS BY STANDARDIZING THE PURCHASE OF MOTOR
VEHICLES BY THE GOVERNMENT OF GUAM TO FACILITATE
EASY IDENTIFICATION AND MAXIMIZING FUEL ECONOMY.**

I. OVERVIEW

The Committee on General and Omnibus Matters held a public hearing at 9:00 a.m., Monday, October 16, 2006 in the Public Hearing Room, I Liheslaturan Guåhan. Public notice was given to all media (see facsimile confirmation page) on October 09 and October 13 and listed in the Government Meeting Section of the PDN on Thursday, October 12, 2006.

Senators present at the public hearing were:

Speaker Mark Forbes, Chairman
Senator Benjamin J.F. Cruz, Member
Senator Robert Klitzkie
Senator Adolpho B. Palacios, Sr.
Senator Rory J. Respicio

II. SUMMARY OF TESTIMONY

There were no oral or written testimony presented regarding Bill 337 (EC). There were also no comments or discussion made by the senators present regarding the bill.

FINDINGS AND RECOMMENDATION

The Committee on General and Omnibus Matters finds that the intent of Bill 337 would standardize the process of procuring government fleet vehicles. The legislation identifies the types of vehicles necessary for government operations and places restrictions on optional accessories or engine types. The procurement process is also outlined in the legislation. The committee finds that Bill 337 would maximize the taxpayers dollars by the standardization of the purchase of government vehicles by the guidelines set forth in this legislation.

Accordingly, the Committee on General and Omnibus Matters to which BILL No. 337 (EC) was referred does hereby submit its findings and recommendations to I Mina' Bente Ocho Na Liheslaturan Guåhan **TO DO PASS BILL No. 337 (EC)**, "An Act To Repeal And Re-Enact §5123 Of Chapter 5 Of Title 5 GCA Relative To Maximizing Tax Payers' Dollars By Standardizing The Purchase Of Motor Vehicles By The Government Of Guam To Facilitate Easy Identification And Maximizing Fuel Economy."

AGENDA
COMMITTEE ON GENERAL & OMNIBUS MATTERS
EXECUTIVE COMMITTEE

Public Hearing
Monday, October 16, 2006, 9:00 a.m.
Public Hearing Room

The following Bills will be heard by the Committee on General & Omnibus Matters;

Bill No. 224 (LS) – by A. B. Palacios, Sr.

An Act To Amend §6114 Of Chapter 6, Title 3 Of The Guam Code Annotated, Relative To The Disqualification Of Any Elected Public Official Upon Conviction Of A Felony Or A Misdemeanor Involving Criminal Sexual Conduct Or A Crime Of Moral Turpitude.

Bill No. 240 (EC) – by A. B. Palacios

An Act To Authorize The Governor Of Guam To Sell At Fair Market Value Land-Locked Government Properties Between The Liguán Terrace Residential Homes And Route 1 In The Municipality Of Dededo.

Bill No. 250 (EC) – by R. J. Respicio

An Act To Officially Name The Area Now Referred To As The “Dededo Flea Market” As The “Mayor Jose A. Rivera Marketplace,” And To Have A Plaque Placed On The Site Commemorating The Late Mayor Rivera’s Role In Establishing The Market As A Benefit For The Residents Of Dededo.

Bill No. 286 (LS) – by L.F. Kasperbauer

An Act To Add A New §80126 To Chapter 80 Of Title 5 Of The Guam Code Annotated, Relative To Authorizing The Guam Public Library System To Procure DSL And Cable Lines To Provide Internet Access To Their Employees And Patrons.

Bill No. 315 (LS) - By F. B. Aguon, Jr.

An Act Relative To Enhancing The Maintenance, Upkeep, Beautification, And Public Accessibility Of The Chinese Park Located In Upper Tumon, Municipality Of Dededo, Through The Long-Term Lease Of Said Property To The Guam Chinese Chamber Of Commerce, A Non-Profit Organization; Thus Requiring That Such Facility Be Properly Maintained And Administered For The Direct Benefit Of The People Of Guam.

Bill No. 335 (EC) - J. T. Won Pat

An Act To Amend Section 3103(C), Article 1, Chapter 3 Of Title 17, Guam Code Annotated, Relative To The Administration Of Federal Funds And To Add Section 3103.1 To Article 1 Chapter 3 Of Title 17, Guam Code Annotated, Relative To The Superintendent’s Duties In The Administration And Implementation Of Federal Programs.

Bill No. 337 (EC) - Ray Tenorio

An Act To Repeal And Re-Enact §5123 Of Chapter 5 Of Title 5 GCA Relative To Maximizing Tax Payers’ Dollars By Standardizing The Purchase Of Motor Vehicles By The Government Of Guam To Facilitate Easy Identification And Maximizing Fuel Economy.

Bill No. 341 (EC) - F. B. Aguon, Jr.

An Act Relative To Providing Free Access To High Speed Wireless Internet Service To The People Of Guam At All Public Facilities, To Include Schools, Libraries, Community Centers, Senior Citizen Centers, And Government Offices; Through The Establishment Of A Public-Private Partnership In Exchange For The Use Of Public Facilities And Properties By The Service Provider.

Bill No. 355 (LS) - R. J. Respicio

An Act To Suspend The Use Of Electronic Or Mechanical Voting Machines In Guam Elections Until Their Use Can Be Demonstrated To Be As Accurate And Effective As Traditional Paper Ballots.

Bill No. 363 (LS) - A. R. Unpingco

An Act To Dedicate The Talofofo Baseball Field In Honor Of Richard Degracia Naputi Jr., A Son Of Talofofo Who Was Killed In Iraq.

The following Bill will be heard by the Executive Committee;

Bill No. 328 (LS) – by R. Klitzkie

An Act To Deappropriate \$50,000.00 From The Sums Appropriated To The Legislature And To Reappropriate Said Sum To The “Every Child Is Entitled To An Adequate Public Education Fund”.

I Liheslaturan Guahan, Hagåtña

[illegible]



I Mina' Bente Ocho Na Liheslaturan Guahan
The 28th Guam Legislature

155 Hesler Place
Hagatna, Guam 96910
Office (671) 472-3407 • Fax (671) 472-3510

Speaker Mark Forbes

WAIVER OF FISCAL NOTE

In accordance with §9105 Title 2 GCA, I hereby certify that prompt committee action on Bill 337 is necessary to the proper conduct of legislative business. Therefore, I am waiving requirement of a fiscal note on Bill 337.



MARK FORBES

Speaker and Chairman,
Committee on General and Omnibus Matters

Transmission Report

Date/Time
Local ID
Local Name
Company Logo

10- 9-06; 10:38AM
4723510
Speakers Office

This document was confirmed.
(reduced sample and details below)
Document Size Letter-S



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The 28th Guam Legislature

155 Hester Place
Hagatna, Guam 96910
Office (671) 472-3407 • Fax (671) 472-3510

Speaker Mark Forbes

Facsimile

Date: October 9, 2006 Time:
Fax No.: 477-3079 No. of Pages:
To: PDN Government Meetings
From: The Office of Speaker Mark Forbes
Re: Public Hearing Notice- Monday, October 16, 2006
Note: We would like to reserve space in the government meeting notice section of the Pacific Daily News for Tuesday, October 10, Wednesday, October 11, Thursday, October 12, Friday, October 13, Sunday, October 15 and Monday, October 16 to read:

"Committee on General & Omnibus Matters: Public Hearing, Monday, October 16, 2006, 9:00 a.m., Public Hearing Room, Temporary Legislative Building, Hagatna, Guam. The following Bills will be heard;

Bill No. 224 (LS) : An Act To Amend §6114 Of Chapter 6, Title 3 Of The Guam Code Annotated, Relative To The Disqualification Of Any Elected Public Official Upon Conviction Of A Felony Or A Misdemeanor Involving Criminal Sexual Conduct Or A Crime Of Moral Turpitude.

Bill No. 240 (EC) : An Act To Authorize The Governor Of Guam To Sell At Fair Market Value Land-Locked Government Properties Between The Liguana Terrace Residential Homes And Route 1 In The Municipality Of Dededo.

Bill No. 250 (EC) : An Act To Officially Name The Area Now Referred To As The "Dededo Flea Market" As The "Mayor Jose A. Rivera Marketplace," And To Have A Plaque Placed On The Site Commemorating The Late Mayor Rivera's Role In Establishing The Market As A Benefit For The Residents Of Dededo.

Bill No. 315 (LS) : An Act Relative To Enhancing The Maintenance, Upkeep, Beautification, And Public Accessibility Of The Chinese Park Located In Upper Tumon, Municipality Of Dededo, Through The Long-Term Lease Of Said Property To The Guam Chinese Chamber Of Commerce, A Non-Profit Organization; Thus Requiring That Such Facility Be Properly Maintained And Administered For The Direct Benefit Of The People Of Guam.

Total Pages Scanned : 2 Total Pages Confirmed : 2

No.	Doc	Remote Station	Start Time	Duration	Pages	Mode	Comments	Results
1	92	4773079	10- 9-06; 10:38AM	1'08"	2/ 2	EC		CP 14.4

Notes :

EC: Error Correct	RE: Resend	PD: Polled by Remote	MB: Receive to Mailbox
BC: Broadcast Send	MP: Multi-Poll	PG: Polling a Remote	PI: Power Interruption
CP: Completed	RM: Receive to Memory	DR: Document Removed	TM: Terminated by user
HS: Host Scan	HP: Host Print	FO: Forced Output	WT: Waiting Transfer
HF: Host Fax	HR: Host Receive	FM: Forward Mailbox Doc.	WS: Waiting Send



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The 28th Guam Legislature

155 Hesler Place
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Office (671) 472-3407 • Fax (671) 472-3510

Speaker Mark Forbes

October 9, 2006

MEMORANDUM

TO: **All Media:**
Pacific Daily News; 477-3079 KUAM; 637-9870
Marianas Variety; 648-2007 K-57/Power 98; 477-3982
K-Stereo; 477-6411 Hit Radio 100; 472-7663
Glimpses-Gu. Business 649-8883 Adventist World Radio 565-2983
Harvest Family Radio 477-7136 KPRG 734-2958
KISH 477-6411 Rlene Live
ABC 14 637-8819

FROM: Speaker
Chairman, Committee on General & Omnibus Matters & Executive Committee

SUBJECT: Notice of Public Hearing- **Monday, October 16, 2006**

Please be informed that I have scheduled a public hearing on Monday, October 16, 2006, 9:00 a.m. at the Public Hearing Room, Temporary Legislative Building, on the following bills:

The following Bills will be heard by the Committee on General & Omnibus Matters:

Bill No. 224 (LS) – by A. B. Palacios, Sr.
An Act To Amend §6114 Of Chapter 6, Title 3 Of The Guam Code Annotated, Relative To The Disqualification Of Any Elected Public Official Upon Conviction Of A Felony Or A Misdemeanor Involving Criminal Sexual Conduct Or A Crime Of Moral Turpitude.

Bill No. 240 (EC) – by A. B. Palacios
An Act To Authorize The Governor Of Guam To Sell At Fair Market Value Land-Locked Government Properties Between The Ligan Terrace Residential Homes And Route 1 In The Municipality Of Dededo.

Bill No. 250 (EC) – by R. J. Respicio
An Act To Officially Name The Area Now Referred To As The “Dededo Flea Market” As The “Mayor Jose A. Rivera Marketplace,” And To Have A Plaque Placed On The Site Commemorating The Late Mayor Rivera’s Role In Establishing The Market As A Benefit For The Residents Of Dededo.

Bill No. 286 (LS) – by L.F. Kasperbauer
An Act To Add A New §80126 To Chapter 80 Of Title 5 Of The Guam Code Annotated, Relative To Authorizing The Guam Public Library System To Procure DSL And Cable Lines To Provide Internet Access To Their Employees And Patrons.

Bill No. 315 (LS) - By F. B. Aguon, Jr.
An Act Relative To Enhancing The Maintenance, Upkeep, Beautification, And Public Accessibility Of The Chinese Park Located In Upper Tumon, Municipality Of Dededo, Through The Long-Term Lease Of Said



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The 28th Guam Legislature

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Speaker Mark Forbes

Facsimile

Date: October 13, 2006 **Time:**
Fax No.: 477-3079 **No. of Pages:**
To: PDN Government Meetings
From: The Office of Speaker Mark Forbes
Re: **Public Hearing Notice- Monday, October 16, 2006**
Note: **We would like to reserve space in the government meeting notice section of the Pacific Daily News for Sunday, October 15 and Monday, October 16 to read:**

“Committee on General & Omnibus Matters: Public Hearing, Monday, October 16, 2006, 9:00 a.m., Public Hearing Room, Temporary Legislative Building, Hagatña, Guam. The following Bills will be heard;

Bill No. 224 (LS) – by A. B. Palacios, Sr.

An Act To Amend §6114 Of Chapter 6, Title 3 Of The Guam Code Annotated, Relative To The Disqualification Of Any Elected Public Official Upon Conviction Of A Felony Or A Misdemeanor Involving Criminal Sexual Conduct Or A Crime Of Moral Turpitude.

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An Act To Authorize The Governor Of Guam To Sell At Fair Market Value Land-Locked Government Properties Between The Ligan Terrace Residential Homes And Route 1 In The Municipality Of Dededo.

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An Act To Officially Name The Area Now Referred To As The “Dededo Flea Market” As The “Mayor Jose A. Rivera Marketplace,” And To Have A Plaque Placed On The Site Commemorating The Late Mayor Rivera’s Role In Establishing The Market As A Benefit For The Residents Of Dededo.

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Bill No. 315 (LS) - By F. B. Aguon, Jr.



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The 28th Guam Legislature

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Speaker Mark Forbes

October 13, 2006

MEMORANDUM

TO: **All Media:**
Pacific Daily News; 477-3079 KUAM; 637-9870
Marianas Variety; 648-2007 K-57/Power 98; 477-3982
K-Stereo; 477-6411 Hit Radio 100; 472-7663
Glimpses-Gu. Business 649-8883 Adventist World Radio 565-2983
Harvest Family Radio 477-7136 KPRG 734-2958
KISH 477-6411 Rlene Live
ABC 14 637-8819

FROM: Speaker
Chairman, Committee on General & Omnibus Matters & Executive Committee

SUBJECT: 2nd Notice of Public Hearing- **Monday, October 16, 2006**

Please be informed that I have scheduled a public hearing on Monday, October 16, 2006, 9:00 a.m. at the Public Hearing Room, Temporary Legislative Building, on the following bills:

The following Bills will be heard by the Committee on General & Omnibus Matters:

Bill No. 224 (LS) – by A. B. Palacios, Sr.
An Act To Amend §6114 Of Chapter 6, Title 3 Of The Guam Code Annotated, Relative To The Disqualification Of Any Elected Public Official Upon Conviction Of A Felony Or A Misdemeanor Involving Criminal Sexual Conduct Or A Crime Of Moral Turpitude.

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Bill No. 250 (EC) – by R. J. Respicio
An Act To Officially Name The Area Now Referred To As The “Dededo Flea Market” As The “Mayor Jose A. Rivera Marketplace,” And To Have A Plaque Placed On The Site Commemorating The Late Mayor Rivera’s Role In Establishing The Market As A Benefit For The Residents Of Dededo.

Bill No. 286 (LS) – by L.F. Kasperbauer
An Act To Add A New §80126 To Chapter 80 Of Title 5 Of The Guam Code Annotated, Relative To Authorizing The Guam Public Library System To Procure DSL And Cable Lines To Provide Internet Access To Their Employees And Patrons.

Bill No. 315 (LS) - By F. B. Aguon, Jr.
An Act Relative To Enhancing The Maintenance, Upkeep, Beautification, And Public Accessibility Of The Chinese Park Located In Upper Tumon, Municipality Of Dededo, Through The Long-Term Lease Of Said

Activity Report

Date/Time
Local ID
Local Name
Company Logo

10- 9-06; 3:52PM
4723510
Speakers Office

** Calling **

No.	Doc	Remote Station	Start Time	Duration	Pages	Mode	Comments	Results
1	95	kprg	10- 9-06;10:56AM	2'10"	2/ 2	G3	BC	CP 9600
2	95	rlene live	10:59AM	1'03"	2/ 2	EC	BC	CP 14.4
3	95	abc fourteen	11:00AM	38"	2/ 2	EC	BC	CP 28.8
4	95	marianas variety	11:01AM	1'04"	2/ 2	EC	BC	CP 14.4
5	97	sen. frank aguon	11:04AM	34"	2/ 2	EC	BC	CP 28.8
6	97	sen. joanne brown	11:05AM	1'54"	2/ 2	EC	BC	CP 9600
7	97	sen. eddie calvo	11:08AM	34"	2/ 2	EC	BC	CP 28.8
8	97	sen. b.j. cruz	11:10AM	33"	2/ 2	EC	BC	CP 28.8
9	97	sen. mike cruz	11:12AM	33"	2/ 2	EC	BC	CP 28.8
10	95	hit radio	11:13AM	0"	-/ 2	BC		056B
11	97	sen. kasperbauer	11:13AM	1'06"	2/ 2	EC	BC	CP 14.4
12	97	sen. klitzie	11:15AM	1'22"	2/ 2	G3	BC	CP 14.4
13	97	sen. jesse lujan	11:17AM	1'55"	2/ 2	EC	BC	CP 9600
14	97	sen. palacios	11:19AM	42"	2/ 2	EC	BC	CP 28.8
15	97	sen. respicio	11:20AM	40"	2/ 2	EC	BC	CP 28.8
16	97	sen. tenorio	11:21AM	2'23"	2/ 2	G3	BC	CP 9600
17	97	sen. unpingco	11:24AM	1'02"	2/ 2	EC	BC	CP 14.4
18	97	sen. won pat	11:25AM	1'02"	2/ 2	EC	BC	CP 14.4
19	97	executive director	11:27AM	33"	2/ 2	EC	BC	CP 28.8
20	97	clerks	11:28AM	40"	2/ 2	EC	BC	CP 28.8
21	97	sergeant at arms	11:28AM	1'16"	2/ 2	EC	BC	CP 9600
22	97	protocol	11:30AM	1'16"	2/ 2	EC	BC	CP 9600
23	100	sergeant at arms	11:32AM	1'39"	3/ 3	EC	BC	CP 9600
24	100	executive director	11:34AM	45"	3/ 3	EC	BC	CP 28.8
25	100	clerks	11:35AM	48"	3/ 3	EC	BC	CP 28.8
26	100	protocol	11:36AM	1'38"	3/ 3	EC	BC	CP 9600
27	107	executive director	2:05PM	23"	2/ 2	EC	BC	CP 31.2
28	107	sergeant at arms	2:06PM	50"	2/ 2	EC	BC	CP 9600
29	111	4773079	3:10PM	1'25"	3/ 3	EC	BC	CP 14.4
30	114	pdn	3:12PM	1'41"	3/ 3	EC	BC	CP 14.4
31	114	k stereo	3:14PM	55"	3/ 3	EC	BC	CP 28.8
32	114	glimpses	3:15PM	57"	3/ 3	EC	BC	CP 26.4
33	114	harvest radio	3:16PM	38"	-/ 3	BC		053F
34	114	kuam	3:17PM	56"	3/ 3	EC	BC	CP 26.4
35	114	adventist radio	3:19PM	2'12"	3/ 3	EC	BC	CP 9600
36	114	kprg	3:22PM	5'57"	3/ 3	G3	BC	CP 4800
37	114	rlene live	3:28PM	1'39"	3/ 3	EC	BC	CP 14.4
38	114	abc fourteen	3:30PM	59"	3/ 3	EC	BC	CP 28.8
39	114	marianas variety	3:32PM	1'40"	3/ 3	EC	BC	CP 14.4
40	114	power ninty eight	3:34PM	1'39"	3/ 3	EC	BC	CP 14.4
41	116	sen. frank aguon	3:37PM	44"	3/ 3	EC	BC	CP 28.8
42	116	sen. joanne brown	3:39PM	2'39"	3/ 3	EC	BC	CP 9600
43	116	sen. eddie calvo	3:42PM	52"	3/ 3	EC	BC	CP 28.8
44	116	sen. b.j. cruz	3:45PM	42"	3/ 3	EC	BC	CP 28.8
45	114	hit radio	3:46PM	0"	-/ 3	BC		056B
46	116	sen. mike cruz	3:47PM	42"	3/ 3	EC	BC	CP 28.8
47	116	sen. kasperbauer	3:48PM	1'28"	3/ 3	EC	BC	CP 14.4
48	116	sen. klitzie	3:50PM	1'51"	3/ 3	G3	BC	CP 14.4

Total 112

** Called **

No.	Doc	Remote Station	Start Time	Duration	Pages	Mode	Comments	Results
1	103	6714752000	10- 9-06;12:09PM	1'13"	3	EC		CP 14.4
2	105	6714752000	12:10PM	1'14"	3	EC		CP 14.4

Total 6

Notes :

EC: Error Correct	RE: Resend	PD: Polled by Remote	MB: Receive to Mailbox
BC: Broadcast Send	MP: Multi-Poll	PG: Polling a Remote	PI: Power Interruption
CP: Completed	RM: Receive to Memory	DR: Document Removed	TM: Terminated by user
HS: Host Scan	HP: Host Print	FO: Forced Output	WT: Waiting Transfer
HF: Host Fax	HR: Host Receive	FM: Forward Mailbox Doc.	WS: Waiting Send

Fifth man sentenced in postal ice scheme

By Dionesis Tamondong

Pacific Daily News

dtamondong@guampdn.com

Another man who helped smuggle ice from Las Vegas to Guam through the U.S. Postal Service was sentenced yesterday to 6 years in prison.

John V. Cruz, 35, had pleaded guilty in Aug. 30, 2005, to conspiracy to distribute methamphetamine hydrochloride, according to court documents.

From November 2004 to June 2005, he was involved with five other men in shipping parcels from Las Vegas to Guam containing ice to a post office box. The scheme involved sending parcels containing as little as 1 to 4 ounces of ice and up to 8 to 113 grams of ice, Pacific Daily News files state.

In June 2005, Guam Customs and Quarantine and the United States Postal Inspector intercepted one of those parcels, leading to the arrest of six men.

Cruz is the fifth defendant in the case to be sentenced. Visiting Judge John Coughenour also ordered Cruz to 5 years supervised release.

Others sentenced in the case:

▲ Christopher M. Ramirez, 35

GOVERNMENT MEETINGS

Oct. 12

▲ **Guam Board of Registration for Professional Engineers, Architects and Land Surveyors** special meeting: 4 p.m. Oct. 12, board conference room, Tumon. Call 646-3115.

▲ **Guam Visitors Bureau** board of directors' regular meeting: 1:30 p.m. Oct. 12, GVB main conference room, Tumon. Call 646-5278.

▲ **Port Authority of Guam** board of directors' regular meeting: 2 p.m. Oct. 12, board conference room, Cabras Island, Piti. Call Simeon Delos Santos, 477-5931/4, ext. 430.

Oct. 16

▲ **Committee on General & Omnibus Matters** public hearing: 9 a.m. Oct. 16, Legislature's public hearing room, Hagåtña. Bill 224, relative to disqualification of any elected public official upon conviction of a felony or misdemeanor involving criminal sexual conduct or crime of moral turpitude; Bill 240, authorizing the governor of Guam to sell at fair market value landlocked government properties between the Liguana Terrace residential homes and Route 1, Dededo; Bill 250, naming the Dededo flea market the Mayor Jose A. Rivera Marketplace; Bill 286, authorizing the Guam Public Library System to pro-

cure DSL and cable lines to provide Internet access to its employees and patrons; Bill 315, relative to enhancing the maintenance and public accessibility of the Chinese Park in Upper Tumon, through the long-term lease of said property to the Guam Chinese Chamber of Commerce; Bill 328, de-appropriating \$50,000 from sums appropriated to the Legislature and to reappropriate said sum to the Every Child is Entitled to an Adequate Public Education Fund; Bill 335, relative to the administration of federal funds; Bill 337, relative to standardizing the purchase of motor vehicles by the government of Guam to facilitate easy identification and maximizing fuel economy; Bill 341, relative to providing free access to high-speed wireless Internet service at all public facilities, including schools, libraries, community centers, senior citizens' centers and government offices, through the establishment of a public-private partnership; Bill 355, suspending the use of electronic or mechanical voting machines in Guam elections until their use can be demonstrated to be as accurate and effective as traditional paper ballots; Bill 363, dedicating the Talofofo baseball field in honor of Richard Degracia Naputi

Jr., a son of Talofofo who was killed in Iraq. Call 472-3407.

Oct. 17

▲ **Civil Service Commission** board meeting: 5:30 p.m. Oct. 17, second-floor conference room, Hakubotan Building, Tamuning. Hearing on A. Haeuser vs. Department of Law; decision and judgment: A.S.N. Velasquez v. Department of Public Works, L.A. Torres vs. Guam Public School System; decision and judgment on employee's motion: J.E. Nuevo vs. GPSS; judgment of dismissal: A. Jessop v. Department of Corrections, A. Antendido v. Guam Memorial Hospital Authority. Call 647-1855/57 or TDD 647-1872.

▲ **Consolidated Commission on Utilities** regular meeting on utility matters: 5 p.m. Oct. 17, Guam Power Authority conference room, second floor, GPA main office, Harmon. Agenda copies available upon request. Call 648-3002.

▲ **Guam System of Care Council** regular monthly meeting: 5 to 6:30 p.m. Oct. 17, Project I Famagu'on-ta Office, Suite 103F, Ada's Commercial and Professional Center, Hagåtña. Call 3214.

▲ **Health Insurance Review Committee** meeting: 1:30 p.m. Oct. 17, Department of Adminis-

tration's training and de room, Hagåtña. Mee Lewis & Ellis Inc. conc liminary study on health issues. Call 475-1250.

Oct. 18

▲ **Guam Board of for Dentistry** regular meeting: Oct. 18, Health Professional Office, Suite 9, Leg Commercial Complex, Mangilao. Call 735-740

▲ **Guam Education Board** regular meeting postponed to 6 p.m. Oct. 18, M.U. Lujan Elementary School, Yona. Agenda: Reading First program grant application; fiscal 2006 grant award; meeting at public schools; Mety/MIT visit; state of export and school performance; teacher contract updates and plastic bottle school lunch program; Reading First commendations; District update; recycling report; budget. For special account call 475-0415/0524/045

▲ **Mayors Council** special meeting: 10 a.m. Oct. 18, council's conference room, 111F, J&G Commercial Center, Hagåtña. Call 472-6940

ALL ABOUT THE BES