

I MINA'TRENTAI KUÂTTRO NA LIHESLATURAN GUÁHAN
2017 (FIRST) Regular Session

Resolution No. 277-34 (LS)

Introduced by:

Dennis G. Rodriguez, Jr.
Thomas C. Ada
FRANK B. AGUON, JR.
William M. Castro
B. J.F. Cruz
James V. Espaldon
Fernando Barcinas Esteves
Régine Biscoe Lee
Tommy Morrison
Louise B. Muña
Telena Cruz Nelson
Joe S. San Agustin
Michael F.Q. San Nicolas
Therese M. Terlaje
Mary Camacho Torres

Relative to *amending* Subsections (a), (b), (b)(4), and (c)(1) of Section 17.05 of *I Mina'Trentai Kuáttro Na Liheslaturan Guáhan Oden Areklamento*, the 34th Guam Legislature Standing Rules, to increase the operative procurement amount from Ten Thousand Dollars (\$10,000) to Twenty-five Thousand Dollars (\$25,000) for supplies and services, and One Hundred Thousand Dollars (\$100,000) for construction related projects.

1 **BE IT RESOLVED BY THE COMMITTEE ON RULES OF *I***
2 ***MINA'TRENTAI KUÂTTRO NA LIHESLATURAN GUÁHAN*:**

1 **WHEREAS**, *I Mina'Trentai Kuåttro Na Liheslaturan Guåhan Otden*
2 *Areklamento*, the 34th Guam Legislature Standing Rules, establishes the rules and
3 procedures of *I Mina'Trentai Kuåttro Na Liheslaturan Guåhan*; and

4 **WHEREAS**, the Standing Rules were duly adopted in January 2017; and

5 **WHEREAS**, Public Law 34-35, enacted into law in August 2017, increased
6 the small purchase amount in local procurement law from Ten Thousand Dollars
7 (\$10,000) to Twenty-five Thousand Dollars (\$25,000) for supplies and services, and
8 One Hundred Thousand Dollars (\$100,000) for construction; and

9 **WHEREAS**, it is the will of *I Liheslatura* that the operative procurement
10 amount in the Standing Rules likewise be increased from Ten Thousand Dollars
11 (\$10,000) to Twenty-five Thousand Dollars (\$25,000) for supplies and services; and
12 the amount for construction related matters not exceed One Hundred Thousand
13 Dollars (\$100,000); and

14 **WHEREAS**, *I Liheslatura* desires to ensure greater efficiency with respect to
15 the conduct of its business; now therefore, be it

16 **RESOLVED**, that the Committee on Rules of *I Mina'Trentai Kuåttro Na*
17 *Liheslaturan Guåhan* does hereby amend Standing Rule Part E, Rule XVII, by
18 hereby adopting and amending Subsections (a), (b), (b)(4), and (c)(1) of Section
19 17.05, as follows:

20 “(a) **Sealed Bids.** Procurement by sealed bid is optional for any
21 purchase at the discretion of the Purchasing Agent and the Procurement
22 Officer, but it is mandatory where the total cost is ~~Ten~~ Twenty-five Thousand
23 Dollars (~~\$10~~25,000) or more for supplies and services, and One Hundred
24 Thousand Dollars (\$100,000) or more for construction related projects, except
25 as otherwise provided.”

1 “(b) **Open Market Procedure.** Procurement on the open market is
2 authorized when the cost is *less than* ~~Ten~~ Twenty-five Thousand Dollars
3 (~~\$10~~25,000) for supplies and services, and One Hundred Thousand Dollars
4 (\$100,000) for construction related projects, subject to the following:”

5 “(4) **Two Thousand Five Hundred Dollars (\$2,500) or More, But**
6 **Less Than ~~Ten~~ Twenty-five Thousand Dollars (~~\$10~~25,000) for Supplies**
7 **and Services, and One Hundred Thousand Dollars (\$100,000) for**
8 **Construction Related Projects.** Where the cost is Two Thousand Five
9 Hundred Dollars (\$2,500) or more, but *less than* ~~Ten~~ Twenty-five Thousand
10 Dollars (~~\$10~~25,000) for supplies and services, and One Hundred Thousand
11 Dollars (\$100,000) for construction related projects, procurement may be
12 made by solicitation of *not less than* three (3) informal written quotations on
13 the open market of which a written record *shall* be kept, *except* that the
14 Procurement Officer with the concurrence of the Purchasing Agent may
15 dispense with such quotations and negotiate directly with a vendor when, in
16 the opinion of the Chairperson of the Committee on Rules, it is deemed more
17 advantageous to *I Liheslaturan Guåhan*.”

18 “(1) **Exceptions to Requirements for Sealed Bids.** Where the total
19 cost is ~~Ten~~ Twenty-five Thousand Dollars (~~\$10~~25,000) or more for supplies
20 and services, and One Hundred Thousand Dollars (\$100,000) for construction
21 related services, exception to the requirement for a sealed bid is authorized
22 *only* where *at least* one (1) of the following conditions exists, and the
23 Purchasing Agent certifies this exception in writing:”; and be it further

24 **RESOLVED**, that the Speaker and the Chairperson of the Committee on
25 Rules certify, and the Legislative Secretary attest to, the adoption hereof, and that

- 1 copies of the same be thereafter transmitted to Acting Executive Director Agnes A.
- 2 Cruz; and to all members of *I Mina'Trentai Kuáttro Na Liheslaturan Guáhan*.

**DULY AND REGULARLY ADOPTED BY THE COMMITTEE ON RULES
OF *I MINA'TRENTAI KUÁTTRO NA LIHESLATURAN GUÁHAN* ON THE
27TH DAY OF OCTOBER 2017.**



BENJAMIN J.E. CRUZ
Speaker



RÉGINE BISCOE LEE
Chairperson, Committee on Rules



RÉGINE BISCOE LEE
Legislative Secretary

Senator Thomas C. Ada,
Vice Chairperson

Speaker Benjamin J.F. Cruz,
Member

Vice Speaker Therese M. Terlaje,
Member

Senator Frank B. Aguon, Jr.,
Member

Senator Telena C. Nelson,



Senator Dennis G. Rodriguez, Jr.,
Member

Senator Joe S. San Agustin,
Member

Senator Michael F.Q. San Nicolas,
Member

Senator James V. Espaldon,
Member

Senator Mary Camacho Torres,
Member

COMMITTEE ON RULES
SENATOR RÉGINE BISCOE LEE, CHAIR
 SIKRITARIAN LIHESLATURAN GUAHAN
 I MINA TRENTAI KUÁTTO NA LIHESLATURAN GUÁHAN
 LEGISLATIVE SECRETARY • 34TH GUAM LEGISLATURE

COMMITTEE VOTING SHEET

Resolution No. 277-34 (LS) – Dennis G. Rodriguez Jr. – “Relative to amending Subsections (a), (b), (b)(4), and (c)(1) of Section 17.05 of *I Mina Trentai Kuátto Na Liheslaturan Guáhan Otden Areklamento*, the 34th Guam Legislature Standing Rules, to increase the operative procurement amount from Ten Thousand Dollars (\$10,000) to Twenty-five Thousand Dollars (\$25,000) for supplies and services, and One Hundred Thousand Dollars (\$100,000) for construction related projects.”

	SIGNATURE	DATE	TO ADOPT	TO NOT ADOPT	TO ABSTAIN
Senator Régine Biscoe LEE	<i>Vote</i>	10/26/17	✓		
Senator Thomas "Tom" ADA	<i>Vote</i>	10/25/17	✓		
Senator Frank B. AGUON, Jr.					
Senator William M. CASTRO					
Speaker Benjamin J.F. CRUZ	<i>Vote</i>	10/25/17	✓		
Senator James V. ESPALDON					
Senator Fernando Barcinas ESTEVES					
Senator Thomas "Tommy" MORRISON	<i>Vote</i>	10/25/17	✓		
Senator Louise B. MUÑA	<i>Vote</i>	10/25/17	✓		
Senator Telena Cruz NELSON	<i>Vote</i>	10/27/17	✓		
Senator Dennis G. RODRIGUEZ, Jr.	<i>Vote</i>	10/25/17	✓		
Senator Joe S. SAN AGUSTIN	<i>Vote</i>	10/25/17	✓		
Senator Michael F.Q. SAN NICOLAS					
Vice Speaker Therese M. TERLAJE					
Senator Mary Camacho TORRES					
For Sponsor's Office Use Only					
Sponsor Signature:		<i>W</i>			
Staff Contact Person:		<i>Joe Mesnyon</i>			
For COR/Clerk's Office Use Only					
Name: <i>C. S.</i>		Certified _____ Returned _____			
Date: _____					
Notes: _____					

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