



December 13, 2011

The Honorable Judith T. Won Pat
Speaker
I Mina' Trentai Unu Na Liheslatuaran Guahan
31st Guam Legislature
155 Hesler Place
Hagatna, Guam 96910

VIA: The Honorable Rory J Respicio
Chairperson, Committee on Rules

RE: Committee Report on Bill No. 268-31 (COR)

Dear Speaker Won Pat:

Transmitted herewith is the Report of Committee on Youth, Cultural Affairs, Procurement, General Government Operations and Public Broadcasting the on Bill No. 268-31 (COR) "An act relative to authorizing the Department of Labor to contract for legal services, as deemed necessary for the conduct of its operations; through adding a new Subsection "D" to §1114 of Chapter 1, Title 22, Guam Code Annotated, Business Regulations, Department of Labor Services and Agreements." Sponsored by - A.B. Palacios, Sr. - and referred to the Committee on Youth, Cultural Affairs, Procurement, General Government Operations and Public Broadcasting.

Committee votes are as follows:

<u>5</u>	TO DO PASS
<u> </u>	TO NOT PASS
<u>1</u>	TO REPORT OUT ONLY
<u> </u>	TO ABSTAIN
<u> </u>	TO PLACE IN INACTIVE FILE

Sincerely,

BENJAMIN J.F. CRUZ
Chairperson

2011 DEC 15 PM 4:17
B



COMMITTEE REPORT

ON

Bill No. 268-31 (COR)

Bill No. 268-31 (COR) “An act relative to authorizing the Department of Labor to contract for legal services, as deemed necessary for the conduct of its operations; through adding a new Subsection "D" to §1114 of Chapter 1, Title 22, Guam Code Annotated, Business Regulations, Department of Labor Services and Agreements.”



December 12, 2011

MEMORANDUM

TO: All Members
Committee on Youth, Cultural Affairs, Procurement, General
Government Operations and Public Broadcasting

FROM: Vice Speaker Benjamin J.F. Cruz

SUBJECT: Committee Report on Bill No. 268-31(COR)

Transmitted herewith for your consideration is the Committee Report on Bill No. 268-31 (COR) "An act relative to authorizing the Department of Labor to contract for legal services, as deemed necessary for the conduct of its operations; through adding a new Subsection "D" to §1114 of Chapter 1, Title 22, Guam Code Annotated, Business Regulations, Department of Labor Services and Agreements." This report includes the following:

- Committee Vote Sheet
- Committee Report Digest
- Bill No. 268-31(COR)
- Public Hearing Sign-in Sheet
- Written Testimony of Leah Beth Naholowaa
- COR Referral of Bill No. 268-31(COR)
- Fiscal Note Requirement
- Notices of Public Hearing
- Public Hearing Agenda

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

Very truly yours,


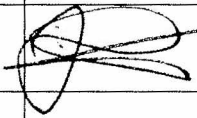
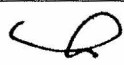

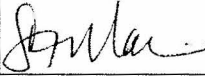

A handwritten signature in black ink, appearing to read "Benjamin J.F. Cruz".

BENJAMIN J.F. CRUZ
Chairperson



COMMITTEE VOTING SHEET

Bill No. 268-31 (COR) "An act relative to authorizing the Department of Labor to contract for legal services, as deemed necessary for the conduct of its operations; through adding a new Subsection "D" to §1114 of Chapter 1, Title 22, Guam Code Annotated, Business Regulations, Department of Labor Services and Agreements."

COMMITTEE MEMBERS	SIGNATURE	TO DO PASS	TO NOT PASS	TO REPO RT OUT ONLY	TO ABSTAIN	TO PLACE IN INACT IVE FILE
CRUZ, BENJAMIN J.F. Chairperson		12/13/11 ✓				
MUÑA BARNES, TINA ROSE Vice-Chairperson						
WON PAT, JUDITH T. Speaker and Ex-Officio Member						
ADA, THOMAS C. Member						
GUTHERTZ, JUDITH P. Member				12/13/11		
RESPICIO, RORY J. Member						
RODRIGUEZ, DENNIS G. JR. Member						
ADA, V. ANTHONY Member		12/13/11				
DUENAS, CHRISTOPHER Member		12/13/11 ✓				
MABINI, SAM Member		12/13/11				
YAMASHITA, ALINE Member		12/13/11				



Committee Report Digest

I. OVERVIEW

The Committee on Youth, Cultural Affairs, Procurement, General Government Operations and Public Broadcasting convened a public hearing on Thursday, September 29th, 2011 at 10:00 a.m. in the Public Hearing Room of *I Liheslatura*. Among the items on the agenda was the consideration of Bill No. 268-31 (COR) "An act relative to authorizing the Department of Labor to contract for legal services, as deemed necessary for the conduct of its operations; through adding a new Subsection "D" to §1114 of Chapter 1, Title 22, Guam Code Annotated, Business Regulations, Department of Labor Services and Agreements."

Bill 268-31 would allow the Department of Labor to contract for outside legal services. The Department of Labor does not currently have in house legal counsel. This bill will allow the Department to seek outside legal counsel for legal opinions and for a hearing officer for hearings directed by the DOL and AHRD.

Public Notice Requirements

All legal requirements for public notices were met, with requests for publication sent to all media and all senators on September 22nd and 27th, 2011 via email. Copies of the hearing notices are appended to the report.

Senators Present

Vice Speaker Benjamin J.F. Cruz, Chairperson
Senator V. Anthony Ada, Committee Member
Senator Aline A. Yamashita, Ph.D., Committee Member
Senator Chris Duenas, Committee Member
Senator Sam Mabini Ph.D., Committee Member
Senator ben pangelinan

The public hearing was called to order at 10:08 a.m.

II. SUMMARY OF TESTIMONY AND DISCUSSION

Vice Speaker Benjamin J.F Cruz called the public hearing to order at 10:08 a.m. and announced the morning's agenda and public hearing notices.

Leah Beth Naholowaa, Director Department of Labor- Ms. Naholowaa testified that currently



the Department of Labor does not have legal counsel and the Attorney General in February and the AG asked her for \$105,000. She said they don't have the necessary funds to pay for legal fees. She said the AG then told her she should legal assistance from an outside attorney, and that this is why this legislation is needed. She also said she was very happy that Senator Palacios introduced this bill. She went on to read the written testimony which is appended to this report.

Anthony Anderson, OSHA Consultation Program Manager- Mr. Anderson said he is in charge of this federally funded program and that he was already approved to rewrite his program to put in \$8,000 of his grant to pay for legal services. He said that the federal agency did have reservations about the funds coming from indirect costs and how that would be controlled. He suggested that a separate fund be established to fund legal services altogether so that the funds used for legal services could be accounted for.

Vice Speaker Cruz- Thanked Mr. Anderson for his testimony and his suggestion for the additional language to the bill.

Doris Aguon, Serve Guam Commission- Spoke of contracts and how the appropriations need to be given on a timely basis and how an attorney in house would be helpful in this matter.

Senator Chris Duenas- Stated that the Department of Youth Affairs lost their Americorps grant because of the inability to spend the allotted funds. He says that DOL has his full support for this legislation. He did ask Ms. Naholowaa to share her staff attorney with other agencies should the need assistance.

Greg Massey- AHRD- Stated that it's vitally important that AHRD have legal counsel because the Director serves as the hearing officer for appeals and that an attorney has approached them and said they were operating hearings incorrectly and that they should have an attorney from the AG's office as legal counsel. He also asked that in getting an opinion from in house legal counsel would that opinion supersede a conflicting opinion of the attorney general.

Joanne Lynn Fullerton, Administrator Workers Comp Commission- She states that she needs in house legal counsel. She claims that she asked for an opinion on the census which took place in 2010 and has yet to hear from the AG. She has no access to Westlaw, or Lexis. She needs help to find case law to support her decisions for workmen's compensation. She says that if she had legal counsel, it would allow her to do her job more expeditiously and effectively.

Senator ben pangelinan- Stated that all attorneys working directly for an agency would be a Deputy Attorney General, and that this Bill would allow them to hire an outside attorney. He said



that a better idea maybe to pool the available funds to hire an attorney and direct the funds to the Attorney General so that the attorney hired to provide legal services would be under the direct supervision of the AG's office.

Leah Beth Naholowaa, Director Department of Labor- States that she attempted to do this earlier this year, but no funds were available, now that this funding has been identified, AHRD and DOL are now officially separated and not under the same agency.

Senator ben pangelinan- Asked that if there were no funds earlier this year, how the funds are available now.

Leah Beth Naholowaa, Director Department of Labor- Answered that this would strictly be on an on-call basis. And that all the programs under the umbrella of DOL and AHRD have pooled funds to be used for legal counsel.

Senator ben pangelinan- Said he understands.

Vice Speaker Cruz- Proclaimed the Bill heard and moved on the next Bill listed on the agenda.

II. FINDINGS AND RECOMMENDATION

The Committee on Youth, Cultural Affairs, Procurement, General Government Operations and Public Broadcasting finds this Bill to be in the best interests of the Department of Labor and AHRD and hereby submits these findings to *I Mina' Trentai Unu na Liheslaturan Guåhan* and reports out Bill No. 268-31(COR) with the recommendation **To Report Out Only.**

I MINA'TRENTAI UNU NA LIHESLATURAN GUAHAN
2011 (FIRST) Regular Session

2011 JUL 15 PM 3:12 com

Bill No. 268-31 (Cor)

Introduced by:

ADOLPHO B. PALACIOS, SR.



AN ACT RELATIVE TO AUTHORIZING THE
DEPARTMENT OF LABOR TO CONTRACT FOR
LEGAL SERVICES, AS DEEMED NECESSARY FOR
THE CONDUCT OF ITS OPERATIONS; THROUGH
ADDING A NEW SUBSECTION "D" TO §1114 OF
CHAPTER 1, TITLE 22, GUAM CODE ANNOTATED,
BUSINESS REGULATIONS, DEPARTMENT OF
LABOR SERVICES AND AGREEMENTS.

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. Legislative Findings and Intent.

3 *I Liheslaturan Guahan* finds that the Department of Labor is
4 providing an extremely valuable service to the island community
5 through ensuring that labor laws affecting existing and new
6 employees within the work environment is effectively carried out
7 and complied with. In the past few years, the Department of Labor
8 has had to address several legal issues which required the timely and
9 proper coordination with the legal arm of the government of Guam,
10 the Office of the Attorney General. With the anticipated increase in
11 compliance and regulatory oversight in the upcoming years, which
12 will be directly attributed to the impending buildup affiliated with
13 the relocation of thousands of military personnel and their families to

1 Guam, it is critical that the department is provided with the flexibility
2 in acquiring necessary resources, i.e. legal counsel services, so that it
3 may effectively deal with legal matters and enforcement of labor laws
4 within a more timely manner and minimize any unnecessary delays
5 in addressing these concerns.

6 Furthermore, it is the intent of *I Liheslaturan Guahan* to provide
7 the Department of Labor with the option to acquire and contract legal
8 counsel services as deemed necessary to more effectively address
9 critical legal matters. Therefore, this provision would grant the
10 Department of Labor with the authority to contract for legal counsel
11 services, which shall be acquired within its budgetary allocation or
12 through the use of federal or other funds at its disposal.

13 **Section 2. Department of Labor Authorization to Contract for**
14 **Legal Counsel Services.**

15 A new subsection "d" is hereby added to §1114 of Chapter 1,
16 Title 22, Guam Code Annotated, relative to Business Regulations,
17 Department of Labor Consulting Services, Cooperative Activities,
18 Agreements, to read as follows:

19 **"§1114. Consulting Services, Cooperative Activities,**
20 **Agreements.**

21 In the performance of his functions, the Director is authorized:

22 (a) To appoint such advisory committees as he may determine
23 to be necessary for the effective performance of his functions;

1 (b) To use the services, personnel, and facilities of other public
2 or private agencies and instrumentalities (with the consent of such
3 agencies and instrumentalities), with or without reimbursement
4 therefor; and

5 (c) To accept and disburse any grants, loans, or other assistance
6 under the terms of any Federal legislation, and to enter into such
7 agreements as may be necessary or appropriate for the receipt of such
8 grants, loans, or other assistance; and

9 d. To contract the acquisition of legal counsel services,
10 other than the Office of the Attorney General, for purposes of
11 addressing regulatory, compliance or other operational legal
12 requirements. The Department, to the greatest extent possible, shall
13 utilize the legal services of the Office of the Attorney General,
14 unless it deems it necessary that the utilization of external legal
15 counsel services would be more advantageous to the agency and
16 beneficial to the public. Any costs associated with the acquisition
17 of legal services, as authorized herein, shall be absorbed within the
18 agency's local operational budgetary allocation or through the use
19 of other funding sources it shall so identify."

20 **Section 3. Effective Date.**

21 The provisions contained herein shall be effective immediately
22 upon enactment of this Act.

23 **Section 4. Severability.**

1 If any provision of this Act or its application to any person or
2 circumstance is found to be invalid or contrary to law, such invalidity
3 shall not affect other provisions or applications of this Act which can
4 be given effect without the invalid provisions application, and to this
5 end the provisions of this Act are severable.

6

Web Address: www.senatorbjcruz.com



I MINA'TRENTAI UNU NA LIHESLATURAN GUAHAN
The 31st Guam Legislature • senator@senatorbjcruz.com
155 Hesler Place, Hagatna, Guam 96910
Telephone: (671) 477-2520/1 • Fax: (671) 477-2522

/ Liheslatura • Public Hearing Room • Hagåtña, Guam

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DEPARTMENT OF
LABOR

DIPATTMENTON HUMOTNÁT • LEAH BETH O. NAHOLOWAA, Director

EDDIE BAZA CALVO

Governor

RAY TENORIO

Lieutenant Governor

July 28, 2011

Hon. Rory J. Respicio

Chairman

Committee on Rules, Federal, Foreign & Micronesian Affairs,
and Human & Natural Resources

31st Guam Legislature

155 Hessler St., Suite 302

Hagåtña, GU 96910

Dear Chairman Respicio,

The mission of the Guam Department of Labor is to foster, promote, and develop the welfare of the island's wage earners, job seekers, and retirees of the island; to improve working conditions of both island residents and non-immigrant contract workers; to promote opportunities for profitable employment through training programs; and to ensure work-related benefits and rights. In an era where litigation is the norm in protecting one's interests and rights to prosper in a competitive society, the Guam Department of Labor is very cognizant that easy access to legal services is mandatory to implement labor laws. These are mandated laws that will protect the interests and collective welfare of the island's workforce against any unfair labor practices.

Additionally, the need for a resident lawyer is essential in the drafting and interpretation of legislations, rules, and regulations. The main aspect of the Department of Labor legal counsel's responsibility is very crucial in the analysis and interpretation of labor laws in dealing with enforcing its own laws. More than ever, the need for the Department of Labor for a resident lawyer is a dire necessity considering the various convoluted rules and regulations affecting today's workforce.

The director and the administrators of the Guam Department of Labor welcome this unique opportunity to collectively offer their testimonies in support of Bill 268. The following are testaments from the administrators of the Guam Department of Labor with their professional assessments on the importance of in-house legal services.

The administrator of the Alien Labor Processing and Certification Division has the responsibility of enforcing labor laws related to the employment of H-2B workers in Guam. In the enforcement activities of the division, mandated statutes require the assessment of civil penalties, referral of possible criminal and/or civil charges to the Office of the Attorney General or other law enforcement agencies. It recommends for program disbarment for certain classes of

violations. It is vital that the division has quick access to competent legal advice to properly fulfill its mandates especially in cases where employers are also represented by their respective lawyers. Since the Director of the Department of Labor is the designated Hearing Officer for appeals, the need for quick, reliable legal advice cannot be overstated.

The administrator of the AmeriCorps programs affirmed to the importance on the availability of legal services. Currently, members cannot complete their service hours according to the organizational contracts to avail of their stipends and awards due to delay in signing of contracts by both attorney general and the governor's office. Recently, Serve Guam was sent a subpoena by the OIG, and there were issues that required the advice of Legal Services.

From the administrator of the Wage and Hour Division, that it is imperative to have legal services available continuously. Upon discovery of any violation with the Fair Labor Standards Act, Title 22, GCA, Child Labor Law, Title 19, GCA and P.L. 26-111, many of these implied violations with a three (3) year statute of limitations must be resolved. Thus, experiencing the time period of having cases litigated due to the overwhelming case load at the Office of the Attorney General, many of these investigated cases have never been properly litigated due to the expiration of the status of limitations. Inquiries on certain mandates that are enforced under the Wage and Hour Division are often times brought forth, thus, requiring the need for a solicitor's interpretation from a legal view point. This is to ensure that the Department of Labor is not placed in a predicament for a law suit.

The administrator of the Workman Compensation Division strongly advocates for the Guam Department of Labor to have immediate access to legal service and advice. Since the Office of the Attorney General is another avenue of soliciting legal advice, it is certainly not the most effective means of getting a quick response. The Guam Department of Labor had situations where immediate responses to correspondence or official queries require prompt legal services to clarify valid legal questions and to respond to such questions within time constraints.

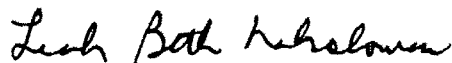
On two consecutive days (July 28, 29 of 2011), the Guam Director of Labor met with the Director and staff of the Equal Employment Opportunity Commission (EEOC) in Los Angeles regarding cases being processed at the Guam Department of Labor. During the course of these advisory meetings, both the Director and Legal Counsel of the Los Angeles EEOC advised the Director of the Guam Department of Labor to permanently hire a resident attorney. With the large amount of Equal and Fair Employment cases GDOL handles, an attorney embedded within the Guam Department of Labor is very important to review and offer legal opinions before these cases are forwarded to Honolulu or Los Angeles for filing charges.

Funding source:

Each division has a committed funding to use for Legal Services on an on-call basis. Both OSHA and ServeGuam Commission have already submitted modification to their budget to include Legal Services fees and received an approval on their budget modification. The funds would both come from Federal as approved and modified in their budget, as well as Special Funds.

The Guam Department of Labor fully support this propose bill.

Thank you.



Leah Beth Naholowaa



COMMITTEE ON RULES

I Mina'trentai Unu na Liheslaturan Guåhan • The 31st Guam Legislature
155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com
E-mail: roryforguam@gmail.com • Tel: (671)472-7679 • Fax: (671)472-3547

2011 JUL 25 PM 2:42

Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

July 20, 2011

Senator
Judith P. Guthertz
VICE CHAIRPERSON
ASST. MAJORITY LEADER

VIA FACSIMILE
(671) 472-2825

MAJORITY
MEMBERS:

Speaker
Judith T. Won Pat

John A. Rios
Acting Director
Bureau of Budget & Management Research
P.O. Box 2950
Hagåtña, Guam 96910

Vice Speaker
Benjamin J. F. Cruz

RE: Request for Fiscal Note -
Bill Nos. 268-31 (COR) through 273-31 (COR)

Senator
Tina Rose Muña Barnes
LEGISLATIVE SECRETARY
MAJORITY WHIP

Hafa Adai Mr. Rios:

Senator
Dennis G. Rodriguez, Jr.
ASST. MAJORITY WHIP

Transmitted herewith is a listing of *I Mina'trentai Unu na Liheslaturan Guåhan's* most recently introduced bills. Pursuant to 2 GCA §9103, I respectfully request the preparation of fiscal notes for the referenced bills.

Senator
Thomas C. Ada

Si Yu'os ma'åse' for your attention to this matter.

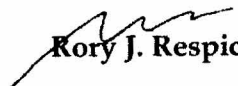
Senator
Adolpho B. Palacios, Sr.

Senator
vicente c. pangelinan

Very Truly Yours,

MINORITY
MEMBERS:

Senator
Aline A. Yamashita
ASST. MINORITY LEADER


Rory J. Respicio

Senator
Christopher M. Duenas

Attachments

Cc: Clerk of the Legislature

MESSAGE CONFIRMATION

JUL-20-2011 04:33 PM WED

FAX NUMBER : 4772240
NAME : GNF

NAME/NUMBER : 4722825
PAGE : 4
START TIME : JUL-20-2011 04:32PM WED
ELAPSED TIME : 00' 40"
MODE : STD ECM
RESULTS : [O.K]



COMMITTEE ON RULES

I Mina'trentai Unu na Liheslaturan Guåhan • The 31st Guam Legislature
155 Hester Place, Hagåtña, Guam 96910 • www.guamlegislature.gov
E-mail: roryfonguam@gmail.com • Tel: (671)472-7679 • Fax: (671)472-3547

Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

July 20, 2011

Senator
Judith P. Guthertz
VICE CHAIRPERSON
ASST. MAJORITY LEADER

VIA FACSIMILE
(671) 472-2825

MAJORITY
MEMBERS:

Speaker
Judith T. Won Pat

John A. Rios
Acting Director
Bureau of Budget & Management Research
P.O. Box 2950
Hagåtña, Guam 96910

Vice Speaker
Benjamin J. F. Cruz

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Senator
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LEGISLATIVE SECRETARY
MAJORITY WHIP

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Senator
Thomas C. Ada

Si Yu'os ma'dise' for your attention to this matter.

Senator
Adolpho B. Palacios, Sr.

Senator
vicente c. pangelinan

Very Truly Yours,

MINORITY
MEMBERS:

Senator
Aline A. Yamashita
ASST. MINORITY LEADER

Rory J. Respicio

Senator
Christopher M. Duenas

Attachments

Cc: Clerk of the Legislature

Rec'd by: Jackie
date: 7/20/11
time: 4:45 pm

I Mina'Trentai Unu Na Liheslaturan Guåhan

Bill Log Sheet

July 15, 2011

Page 1 of 1

Bill No.	Sponsor(s)	Title	Date Introduced	Date Referred	120 Day Deadline	Committee Referred	Public Hearing Date	Date Committee Report Filed	Status (Date) Passed? Failed? Vetoed? Overridden? Public Law?
268-31 (COR)	A.B. Palacios, Sr.	AN ACT RELATIVE TO AUTHORIZING THE DEPARTMENT OF LABOR TO CONTRACT FOR LEGAL SERVICES, AS DEEMED NECESSARY FOR THE CONDUCT OF ITS OPERATIONS; THROUGH ADDING A NEW SUBSECTION "D" TO §1114 OF CHAPTER 1, TITLE 22, GUAM CODE ANNOTATED, BUSINESS REGULATIONS, DEPARTMENT OF LABOR SERVICES AND AGREEMENTS..	07/15/11 3:12 p.m.	7/19/11		Committee on Youth, Cultural Affairs, Procurement, General Government Operations and Public Broadcasting.			



COMMITTEE ON RULES

I Mina'trentai Unu na Liheslaturan Guåhan • The 31st Guam Legislature
155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com
E-mail: roryforguam@gmail.com • Tel: (671)472-7679 • Fax: (671)472-3547

2011 JUL 20 11 9:37 AM

Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

Senator
Judith P. Guthertz
VICE CHAIRPERSON
ASST. MAJORITY LEADER

MAJORITY MEMBERS:

Speaker
Judith T. Won Pat

Vice Speaker
Benjamin J. F. Cruz

Senator
Tina Rose Muña Barnes
LEGISLATIVE SECRETARY
MAJORITY WHIP

Senator
Dennis G. Rodriguez, Jr.
ASST. MAJORITY WHIP

Senator
Thomas C. Ada

Senator
Adolpho B. Palacios, Sr.

Senator
vicente c. pangelinan

MINORITY MEMBERS:

Senator
Aline A. Yamashita
ASST. MINORITY LEADER

Senator
Christopher M. Duenas

July 19, 2011

MEMORANDUM

To: Pat Santos
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: Senator Rory J. Respicio

Subject: Referral of Bill No. 268-31

As the Chairperson of the Committee on Rules, I am forwarding my referral of Bill No. 268-31 (COR).

Please ensure that the subject bill is referred, in my name, to the respective committee, as shown on the attachment. I also request that the same be forwarded to all members of *I Mina'trentai Unu na Liheslaturan Guåhan*.

Should you have any questions, please feel free to contact our office at 472-7679.

Si Yu'os Ma'åse!

(1) Attachment

I Mina'Trentai Unu Na Liheslaturan Guåhan

Bill Log Sheet

July 15, 2011

Page 1 of 1

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Chris Carillo <chris.carillo@senatorbjcruz.com>

First Notice of Public Hearing - September 29th, 20117 messages

Chris Carillo <chris.carillo@senatorbjcruz.com>**Thu, Sep 22, 2011 at 9:15 AM**

To: speaker@judiwonpat.com, Senator Tom Ada <tom@senatorada.org>, senatortonyada@guamlegislature.org, senator@tinamunabarnes.com, "Senator Frank F. Blas, Jr." <frank.blasjr@gmail.com>, senator@senatorbjcruz.com, duenasenator@gmail.com, judiguthertz@gmail.com, senatorsam@senatormabini.com, "Senator Ben C. Pangelinan" <senbenp@guam.net>, cor@guamlegislature.org, senatordrodriguez@gmail.com, senatormana@gmail.com, Aline Yamashita <Aline4families@gmail.com>, phnotice@guamlegislature.org

Cc: mike.lidia@senatorbjcruz.com, mindy@kuam.com, Sabrina Salas <sabrina@kuam.com>, jason@kuam.com, bmkelman@guampdn.com, egthompson@guampdn.com, dcrisostomo@guampdn.com, travis.coffman@gmail.com, Kevin Kerrigan <kevin@spbgum.com>, clynt@spbgum.com, therese.hart.writer@gmail.com, Janela <janela@mvgum.com>, krystal@kuam.com, Ray Gibson <rgibson@k57.com>, parroyo@k57.com, joshua.tenorio@senatorbjcruz.com, Chris Carillo <chris.carillo@senatorbjcruz.com>, carlos.pangelinan@senatorbjcruz.com, phnotice@guamlegislature.org

Hafa Adai All,

Please see the attached.

September 22, 2011

MEMORANDUM**TO:** All Members/All Senators**FROM:** Vice Speaker Benjamin J.F. Cruz**RE:** First Notice of Public Hearing – September 29th, 2011

Hafa Adai! Please be advised that the Committee on Youth, Cultural Affairs, Procurement, General Government Operations, and Public Broadcasting will conduct a Public Hearing on Thursday, September 29th, 2011, beginning at 9:00 A.M. in / *Liheslaturan's* Public Hearing Room with the following agenda:

- Bill No. 261-31 (COR) - C.M. Duenas / V.A. Ada / R.J. Respicio / B.J.F. Cruz- "An act to provide the Department of Youth Affairs with the authority to enter into a lease of its Talofofo property for the purpose of utilizing the leasehold payments as a source for the repayment of funds borrowed to design, construct and equip its new facility; and, to add a *new* Article 3 to Chapter 20, Title 19, Guam Code Annotated, relative to establishing the "*Department of Youth Affairs Facility Fund*"
- Bill No. 268-31 (COR) - A.B. Palacios, Sr.- "An act relative to authorizing the Department of Labor to contract for legal services, as deemed necessary for the conduct of its operations; through adding a new Subsection "D" to §1114 of Chapter 1, Title 22, Guam Code Annotated, Business Regulations, Department of Labor Services and Agreements."
- Bill No. 272-31 (COR) - B.J.F. Cruz- "An act to add a new § 43101 to Title 5 of the Guam Code Annotated relative to prohibiting members of boards and commissions from procuring goods and services to any Government Department, Agency or Instrumentality in which they are appointed to serve."
- Bill No. 289-31 (COR) - C.M. Duenas / V.A. Ada / F.F. Blas, Jr. / A.B. Palacios, Sr.- "An act to amend Chapter 16 of Title 4, Guam Code Annotated, relative to the "*Disaster Service Volunteer Leave Act*". "

Please provide written testimonies at least one day prior to the hearing to the Office of the Vice Speaker Benjamin J.F Cruz, 155 Hesler Place, Hagatna Guam 96910. They may be sent via facsimile to 477-2522, or via email to chris.carillo@senatorbjcruz.com.

We comply with Title II of the Americans with Disabilities Act (ADA). Should you require assistance or special accommodations, please contact Chris Carillo at the Office of the Vice Speaker Benjamin J.F Cruz at 477-2521 or via email at chris.carillo@senatorbjcruz.com.


Senseramente,

Chris Carillo

Office of the Vice-Speaker, Senator Benjamin J.F.Cruz
Chairman, Committee on Youth, Cultural Affairs, Procurement,
General Government Operations, and Public Broadcasting

I Mina'Trentai Unu na Liheslaturan Guåhan
The 31st Guam Legislature
155 Hesler Place
Hagåtña, Guam 96910
Phone: (671) 477-2520/1
Fax: (671) 477-2522
Web Address: <http://www.senatorbjcruz.com>
E-mail: chris.carillo@senatorbjcruz.com

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143K

Chris Carillo <chris.carillo@senatorbjcruz.com>

Thu, Sep 22, 2011 at 9:15 AM

To: speaker@judiwonpat.com, Senator Tom Ada <tom@senatorada.org>, senatortonyada@guamlegislature.org, senator@tinamunabarnes.com, "Senator Frank F. Blas, Jr." <frank.blasjr@gmail.com>, senator@senatorbjcruz.com, duenasenator@gmail.com, judiguthertz@gmail.com, senatorsam@senatormabini.com, "Senator Ben C. Pangelinan" <senbenp@guam.net>, cor@guamlegislature.org, senatordrodriguez@gmail.com, senatormana@gmail.com, Aline Yamashita <Aline4families@gmail.com>, phnotice@guamlegislature.org

Cc: mike.lidia@senatorbjcruz.com, mindy@kuam.com, Sabrina Salas <sabrina@kuam.com>, jason@kuam.com, bmkelman@guampdn.com, egthompson@guampdn.com, dcrisostomo@guampdn.com, travis.coffman@gmail.com, Kevin Kerrigan <kevin@spbgum.com>, clynt@spbgum.com, therese.hart.writer@gmail.com, Janela <janela@mvguam.com>, krystal@kuam.com, Ray Gibson <rgibson@k57.com>, parroyo@k57.com, joshua.tenorio@senatorbjcruz.com, Chris Carillo <chris.carillo@senatorbjcruz.com>, carlos.pangelinan@senatorbjcruz.com, phnotice@guamlegislature.org

Hafa Adai All,

Please see the attached.

September 22, 2011

MEMORANDUM

TO: All Members/All Senators

FROM: Vice Speaker Benjamin J.F. Cruz

RE: First Notice of Public Hearing - September 29th, 2011

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9:00 A.M. in I Liheslaturan's Public Hearing Room with the following agenda:

*

<http://www.guamlegislature.org/Bills_Introduced_31st/Bill%20No.%20B261-31%20%28COR%29.pdf> Bill No. 261-31 (COR) - C.M. Duenas / V.A. Ada / R.J. Respicio / B.J.F. Cruz- "An act to provide the Department of Youth Affairs with the authority to enter into a lease of its Talofofo property for the purpose of utilizing the leasehold payments as a source for the repayment of funds borrowed to design, construct and equip its new facility; and, to add a new Article 3 to Chapter 20, Title 19, Guam Code Annotated, relative to establishing the "Department of Youth Affairs Facility Fund"

*

<http://www.guamlegislature.org/Bills_Introduced_31st/Bill%20No.%20B268-31%20%28COR%29.pdf> Bill No. 268-31 (COR) - A.B. Palacios, Sr.- "An act relative to authorizing the Department of Labor to contract for legal services, as deemed necessary for the conduct of its operations; through adding a new Subsection "D" to §1114 of Chapter 1, Title 22, Guam Code Annotated, Business Regulations, Department of Labor Services and Agreements."

*

<http://www.guamlegislature.org/Bills_Introduced_31st/Bill%20No.%20B272-31%20%28COR%29.pdf> Bill No. 272-31 (COR) - B.J.F. Cruz- "An act to add a new § 43101 to Title 5 of the Guam Code Annotated relative to prohibiting members of boards and commissions from procuring goods and services to any Government Department, Agency or Instrumentality in which they are appointed to serve."

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<http://www.guamlegislature.org/Bills_Introduced_31st/Bill%20No.%20B289-31%20%28COR%29.pdf> Bill No. 289-31 (COR) - C.M. Duenas / V.A. Ada / F.F. Blas, Jr. / A.B. Palacios, Sr.- "An act to amend Chapter 16 of Title 4, Guam Code Annotated, relative to the "Disaster Service Volunteer Leave Act". "

Please provide written testimonies at least one day prior to the hearing to the Office of the Vice Speaker Benjamin J.F Cruz, 155 Hesler Place, Hagatna Guam 96910. They may be sent via facsimile to 477-2522, or via email to chris.carillo@senatorbjcruz.com.

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Senseramente,

Chris Carillo

Office of the Vice-Speaker, Senator Benjamin J.F.Cruz

Chairman, Committee on Youth, Cultural Affairs, Procurement,
General Government Operations, and Public Broadcasting

I Mina'Trentai Unu na Liheslaturan Guáhan
The 31st Guam Legislature
155 Hesler Place
Hagåtña, Guam 96910
Phone: (671) 477-2520/1
Fax: (671) 477-2522
Web Address: <<http://www.senatorbjcruz.com/>> <http://www.senatorbjcruz.com>
[Quoted text hidden]

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Mail Delivery Subsystem <mailer-daemon@googlemail.com>

Thu, Sep 22, 2011 at 9:16 AM

To: chris.carillo@senatorbjcruz.com

Delivery to the following recipient failed permanently:

dcrisostomo@guampdn.com

Technical details of permanent failure:

Google tried to deliver your message, but it was rejected by the recipient domain. We recommend contacting the other email provider for further information about the cause of this error. The error that the other server returned was: 550 550 5.7.1 We don't accept strange character sets. (state 18).

----- Original message -----

Received: by 10.68.23.232 with SMTP id p8mr183418pbf.0.1316646971189;

Wed, 21 Sep 2011 16:16:11 -0700 (PDT)

Return-Path: <chris.carillo@senatorbjcruz.com>

Received: from LENOVO292558A4 (202.128.4.44.guam.net. [202.128.4.44])

by mx.google.com with ESMTPS id u10sm21358926pbr.12.2011.09.21.16.15.57

(version=TLSv1/SSLv3 cipher=OTHER);

Wed, 21 Sep 2011 16:16:08 -0700 (PDT)

From: "Chris Carillo" <chris.carillo@senatorbjcruz.com>

To: <speaker@judiwonpat.com>,

"Senator Tom Ada" <tom@senatorada.org>,

<senatortonyada@guamlegislature.org>,

<senator@tinamunabarnes.com>,

"Senator Frank F. Blas, Jr." <frank.blasjr@gmail.com>,

<senator@senatorbjcruz.com>,

<duenasenator@gmail.com>,

<judiquithertz@gmail.com>,

<senatorsam@senatormabini.com>,

"Senator Ben C. Pangelinan" <senbenp@guam.net>,

<cor@guamlegislature.org>,

<senatordrodriguez@gmail.com>,

<senatormana@gmail.com>,

"Aline Yamashita" <Aline4families@gmail.com>,

<phnotice@guamlegislature.org>

Cc: <mike.lidia@senatorbjcruz.com>,

<mindy@kuam.com>,

"Sabrina Salas" <sabrina@kuam.com>,

<jason@kuam.com>,



September 22, 2011

MEMORANDUM

TO: All Members/All Senators
FROM: Vice Speaker Benjamin J.F. Cruz
RE: First Notice of Public Hearing – September 29th, 2011

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Chris Carillo <chris.carillo@senatorbjcruz.com>

Second Notice of Public Hearing - September 29th, 2011

7 messages

Chris Carillo <chris.carillo@senatorbjcruz.com>

Tue, Sep 27, 2011 at 9:10 AM

To: speaker@judiwonpat.com, Senator Tom Ada <tom@senatorada.org>, senatortonyada@guamlegislature.org, senator@tinamunabarnes.com, "Senator Frank F. Blas, Jr." <frank.blasjr@gmail.com>, senator@senatorbjcruz.com, duenasenator@gmail.com, judiguthertz@gmail.com, senatorsam@senatormabini.com, "Senator Ben C. Pangelinan" <senbenp@guam.net>, cor@guamlegislature.org, senatordrodriguez@gmail.com, senatormana@gmail.com, Aline Yamashita <Aline4families@gmail.com>, phnotice@guamlegislature.org
Cc: mike.lidia@senatorbjcruz.com, mindy@kuam.com, Sabrina Salas <sabrina@kuam.com>, jason@kuam.com, bmkelman@guampdn.com, egthompson@guampdn.com, dcrisostomo@guampdn.com, travis.coffman@gmail.com, Kevin Kerrigan <kevin@spbgum.com>, clynt@spbgum.com, therese.hart.writer@gmail.com, Janela <janela@mvguam.com>, krystal@kuam.com, Ray Gibson <rgibson@k57.com>, parroyo@k57.com, joshua.tenorio@senatorbjcruz.com, Chris Carillo <chris.carillo@senatorbjcruz.com>, carlos.pangelinan@senatorbjcruz.com, phnotice@guamlegislature.org

Hafa Adai All,

Please see the attached notice....

September 27, 2011

MEMORANDUM

TO: All Members/All Senators

FROM: Vice Speaker Benjamin J.F. Cruz


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Web Address: <http://www.senatorbjcruz.com>

E-mail: chris.carillo@senatorbjcruz.com

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165K

Chris Carillo <chris.carillo@senatorbjcruz.com>

Tue, Sep 27, 2011 at 9:10 AM

To: speaker@judiwonpat.com, Senator Tom Ada <tom@senatorada.org>, senatortonyada@guamlegislature.org, senator@tinamunabarnes.com, "Senator Frank F. Blas, Jr." <frank.blasjr@gmail.com>, senator@senatorbjcruz.com, duenasenator@gmail.com, judiguthertz@gmail.com, senatorsam@senatormabini.com, "Senator Ben C. Pangelinan" <senbenp@guam.net>, cor@guamlegislature.org, senatordrodriguez@gmail.com, senatormana@gmail.com, Aline Yamashita <Aline4families@gmail.com>, phnotice@guamlegislature.org
Cc: mike.lidia@senatorbjcruz.com, mindy@kuam.com, Sabrina Salas <sabrina@kuam.com>, jason@kuam.com, bmkelman@guampdn.com, egthompson@guampdn.com, dcrisostomo@guampdn.com, travis.coffman@gmail.com, Kevin Kerrigan <kevin@spbgum.com>, clynt@spbgum.com, therese.hart.writer@gmail.com, Janela <janela@mvguam.com>, krystal@kuam.com, Ray Gibson <rgibson@k57.com>, parroyo@k57.com, joshua.tenorio@senatorbjcruz.com, Chris Carillo <chris.carillo@senatorbjcruz.com>, carlos.pangelinan@senatorbjcruz.com, phnotice@guamlegislature.org


Hafa Adai All,

Please see the attached notice....

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Web Address: <<http://www.senatorbjcruz.com/>> <http://www.senatorbjcruz.com>

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Mail Delivery Subsystem <mailer-daemon@googlemail.com>

Tue, Sep 27, 2011 at 9:11 AM

To: chris.carillo@senatorbjcruz.com

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----- Original message -----

Received: by 10.68.23.232 with SMTP id p8mr32998881pbf.0.1317078667875;

Mon, 26 Sep 2011 16:11:07 -0700 (PDT)

Return-Path: <chris.carillo@senatorbjcruz.com>

Received: from LENOVO292558A4 (202.128.4.44.guam.net. [202.128.4.44])

by mx.google.com with ESMTPS id p9sm37296020pbq.12.2011.09.26.16.10.52

(version=TLSv1/SSLv3 cipher=OTHER);

Mon, 26 Sep 2011 16:11:04 -0700 (PDT)

From: "Chris Carillo" <chris.carillo@senatorbjcruz.com>

To: <speaker@judiwonpat.com>,

"Senator Tom Ada" <tom@senatorada.org>,

<senatortonyada@guamlegislature.org>,

<senator@tinamunabarnes.com>,

"Senator Frank F. Blas, Jr." <frank.blasjr@gmail.com>,

<senator@senatorbjcruz.com>,

<duenasenator@gmail.com>,

<judiguthertz@gmail.com>,

<sensorsam@senatormabini.com>,

"Senator Ben C. Pangelinan" <senbenp@guam.net>,

<cor@guamlegislature.org>,

<senatordrodriguez@gmail.com>,

<senatormana@gmail.com>,

"Aline Yamashita" <Aline4families@gmail.com>,

<phnotice@guamlegislature.org>

Cc: <mike.lidia@senatorbjcruz.com>,

<mindy@kuam.com>,

"Sabrina Salas" <sabrina@kuam.com>,

<jason@kuam.com>,

<bmkelman@guampdn.com>,

<eqthompson@guampdn.com>,

<dcrisostomo@guampdn.com>,

<travis.coffman@gmail.com>,

"Kevin Kerrigan" <kevin@spbguam.com>,

<clynt@spbguam.com>,

<therese.hart.writer@gmail.com>,

"Janela" <janela@mvquam.com>,

<krystal@kuam.com>,

"Ray Gibson" <rgibson@k57.com>,

<parrovo@k57.com>,

<joshua.tenorio@senatorbjcruz.com>,

"Chris Carillo" <chris.carillo@senatorbjcruz.com>,

<carlos.pangelinan@senatorbjcruz.com>,

<phnotice@guamlegislature.org>

Subject: =?iso-8859-1?Q?Second_Notice_of_Public_Hearing_-_September_29th=2C_2011?=

Date: Tue, 27 Sep 2011 09:10:52 +1000

Message-ID: <4e810688.693a440a.0341.ffffda76@mx.google.com>

MIME-Version: 1.0

Content-Type: multipart/mixed;

boundary="-----_NextPart_000_01E7_01CC7CF5.60A79950"

X-Mailer: Microsoft Office Outlook 12.0

Thread-Index: Acx8oXiQzadkqeEnSYCPlbwqxDWnlg==

Content-Language: en-us

[Quoted text hidden]

Mail Delivery Subsystem <mailer-daemon@googlemail.com>

Tue, Sep 27, 2011 at 9:11 AM

To: chris.carillo@senatorbjcruz.com

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[Quoted text hidden]

[Quoted text hidden]

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Tue, Sep 27, 2011 at 9:11 AM

To: chris.carillo@senatorbjcruz.com

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dcrisostomo@guampdn.com

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[Quoted text hidden]

Adam Bearce <adam@guamlegislature.org>

Tue, Sep 27, 2011 at 9:14 AM

To: Chris Carillo <chris.carillo@senatorbjcruz.com>, Yong Pak <yong@guamlegislature.org>

Posting confirmed

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> Web Address: <<http://www.senatorbjcruz.com/>> <http://www.senatorbjcruz.com>

> E-mail: chris.carillo@senatorbjcruz.com

>

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> 477-2520/1, and destroy all copies of the original message.

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>

>

Chris Carillo <chris.carillo@senatorbjcruz.com>

Tue, Sep 27, 2011 at 9:14 AM

To: Adam Bearce <adam@guamlegislature.org>

Thanks Adam...

Senseramente,

Chris Carillo

**Office of the Vice-Speaker, Senator Benjamin J.F.Cruz
Chairman,Committee on Youth, Cultural Affairs,Procurement,
General Government Operations, and Public Broadcasting**

I Mina'Trentai Unu na Liheslaturan Guåhan
The 31st Guam Legislature
155 Hesler Place
Hagåtña, Guam 96910
Phone: (671) 477-2520/1
Fax: (671) 477-2522
Web Address: <http://www.senatorbjcruz.com>
E-mail: chris.carillo@senatorbjcruz.com

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From: Adam Bearce [<mailto:adam@guamlegislature.org>]
Sent: Tuesday, September 27, 2011 9:14 AM
To: Chris Carillo; Yong Pak
Subject: Re: Second Notice of Public Hearing - September 29th, 2011

[Quoted text hidden]



September 27, 2011

MEMORANDUM

TO: All Members/All Senators
FROM: Vice Speaker Benjamin J.F. Cruz
RE: Second Notice of Public Hearing – September 29th, 2011

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Public Hearing Agenda Thursday September 29th 2011

Public Notices were emailed to Media and all Senators on September 22nd and 27th 2011.

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- Bill No. 268-31 (COR) - A.B. Palacios, Sr.- "An act relative to authorizing the Department of Labor to contract for legal services, as deemed necessary for the conduct of its operations; through adding a new Subsection "D" to §1114 of Chapter 1, Title 22, Guam Code Annotated, Business Regulations, Department of Labor Services and Agreements."
- Bill No. 272-31 (COR) - B.J.F. Cruz- "An act to add a new § 43101 to Title 5 of the Guam Code Annotated relative to prohibiting members of boards and commissions from procuring goods and services to any Government Department, Agency or Instrumentality in which they are appointed to serve."
- Bill No. 289-31 (COR) - C.M. Duenas / V.A. Ada / F.F. Blas, Jr. / A.B. Palacios, Sr.- "An act to amend Chapter 16 of Title 4, Guam Code Annotated, relative to the "*Disaster Service Volunteer Leave Act*". "

Please provide written testimonies at least one day prior to the hearing to the Office of the Vice Speaker Benjamin J.F Cruz, 155 Hesler Place, Hagatna Guam 96910. They may be sent via facsimile to 477-2522, or via email to chris.carillo@senatorbjcruz.com.

We comply with Title II of the Americans with Disabilities Act (ADA). Should you require assistance or special accommodations, please contact Chris Carillo at the Office of the Vice Speaker Benjamin J.F Cruz at 477-2521 or via email at chris.carillo@senatorbjcruz.com.

Senseramente,

Chris Carillo

Office of the Vice-Speaker, Senator Benjamin J.F.Cruz
Chairman, Committee on Youth, Cultural Affairs, Procurement,
General Government Operations, and Public Broadcasting

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