



Office of the Governor of Guahan

P.O. Box 2950 Hagåtña, GU 96932
Tel: (671) 472-8931 • Fax: (671) 477-4826 • Email: governor@guam.gov

Felix P. Camacho
Governor

Michael W. Cruz, M.D.
Lieutenant Governor

2010 SEP 16 AM 10:43

SEP 14 2010

epm

The Honorable Judith T. Won Pat, Ed.D.
Speaker
Mina' Trenta Na Liheslaturan Guahan
155 Hessler Street
Hagåtña, Guam 96910

Dear Speaker Won Pat:

Transmitted herewith is Bill 410-30 (COR) "AN ACT TO REPEAL AND REENACT SUBSECTION (G) AND TO ADD A NEW SUBSECTION (H) OF §3811, ARTICLE 8, CHAPTER 3 OF TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO RESTORING THE COMMUNITY HEALTH CENTER COUNCIL'S AUTHORIZATION TO ACCESS AND EXPEND FUNDS FROM THE COMMUNITY HEALTH CENTER REVOLVING FUND, AND TO ENSURING ACCOUNTABILITY BY REQUIRING MONTHLY FINANCIAL REPORTS AND AN ANNUAL AUDIT," which I signed into law on August 28, 2010 as **Public Law 30-194**.

Sinseru yan Magåhet,

FELIX P. CAMACHO
I Maga'låhen Guahan
Governor of Guahan

30-10-0785

Office of the Speaker
Judith T. Won Pat, Ed. D.

Date: 9/15/10
Time: 4:30
Received by: [Signature]

Attachment: copy of Bill

I MINA'TRENTA NA LIHESLATURAN GUÅHAN
2010 (SECOND) Regular Session

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

This is to certify that Bill No. 410-30 (COR), "AN ACT TO REPEAL AND REENACT SUBSECTION (g) AND TO ADD A NEW SUBSECTION (h) OF §3811, ARTICLE 8, CHAPTER 3 OF TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO RESTORING THE COMMUNITY HEALTH CENTER COUNCIL'S AUTHORIZATION TO ACCESS AND EXPEND FUNDS FROM THE COMMUNITY HEALTH CENTER REVOLVING FUND, AND TO ENSURING ACCOUNTABILITY BY REQUIRING MONTHLY FINANCIAL REPORTS AND AN ANNUAL AUDIT", was on the 16th day of August, 2010, duly and regularly passed.



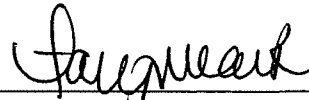
Judith T. Won Pat, Ed. D.
Speaker

Attested




Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahaen Guåhan* this 17th day of Aug; 2010, at
4:40 o'clock p.M.



Assistant Staff Officer
Maga'laha'i's Office

APPROVED:



FELIX P. CAMACHO
I Maga'lahaen Guåhan
AUG 28 2010

Date: _____
Public Law No. P.L. 30-194

I MINA'TRENTA NA LIHESLATURAN GUÁHAN
2010 (SECOND) Regular Session

Bill No. 410-30 (COR)

As amended on the Floor.

Introduced by:

F. B. Aguon, Jr.
v. c. pangelinan
T. C. Ada
V. Anthony Ada
F. F. Blas, Jr.
E. J.B. Calvo
B. J.F. Cruz
J. V. Espaldon
Judith P. Guthertz, DPA
T. R. Muña Barnes
Adolpho B. Palacios, Sr.
R. J. Respicio
Telo Taitague
Ray Tenorio
Judith T. Won Pat, Ed.D.

**AN ACT TO REPEAL AND REENACT SUBSECTION (g),
AND TO ADD A NEW SUBSECTION (h) OF §3811,
ARTICLE 8, CHAPTER 3 OF TITLE 10, GUAM CODE
ANNOTATED, RELATIVE TO RESTORING THE
COMMUNITY HEALTH CENTER COUNCIL'S
AUTHORIZATION TO ACCESS AND EXPEND FUNDS
FROM THE COMMUNITY HEALTH CENTER
REVOLVING FUND, AND TO ENSURING
ACCOUNTABILITY BY REQUIRING MONTHLY
FINANCIAL REPORTS AND AN ANNUAL AUDIT.**

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

2 **Section 1. Legislative Intent:** It was the intent of Public Law 30-106 and
3 Public Law 30-108 to protect the Community Health Center Revolving Fund
4 (Fund) for the exclusive purpose of funding the operations of the Community
5 Health Centers of the Department of Public Health & Social Services, as deemed
6 appropriate by the Community Health Center Council. *I Liheslaturan Guåhan*
7 finds that Subsection (g) of §3811, Article 8, Chapter 3, Title 10, Guam Code
8 Annotated, inadvertently inhibits the ability of the Community Health Center
9 Council to directly access and expend funds necessary for the operations of the
10 Community Health Centers. This statutory constraint is found to be impeding the
11 timely payment of vendors and other debt service obligations, and thereby
12 reducing the quality and quantity of services being offered and/or provided. It is
13 the intent of *I Liheslaturan Guåhan* to restore the Council’s access to the Fund by
14 *repealing and reenacting* Subsection (g) of §3811, Title 10, Guam Code
15 Annotated.

16 *I Liheslaturan Guåhan* finds, however, that while a certain discretionary
17 flexibility is appropriate in the management of the Fund, it is nonetheless necessary
18 to ensure that all activities relative to the Fund remain transparent and subject to
19 public scrutiny and accountability. It is, therefore, the intent of *I Liheslaturan*
20 *Guåhan* to provide for mandatory monthly reporting, as well as the inclusion of the
21 Fund in the annual government of Guam audit and report.

22 **Section 2.** Subsection (g) of §3811, Article 8, Chapter 3, Title 10, Guam
23 Code Annotated, is *repealed and reenacted* to read:

24 “(g) The Community Health Center Council *shall, by no later than*
25 *the 20th day of each month, submit a financial report relative to the status*
26 *and activities of the Community Health Center Revolving Fund. The*
27 *monthly report shall be submitted, via the Office of I Maga’lahi, to the*

1 Speaker of *I Liheslaturan Guåhan*, and the Chairpersons of the Committee
2 on Finance, and the Committee on Health of *I Liheslaturan Guåhan*. The
3 report *shall*, at a minimum, contain:

- 4 (1) all expenditures and encumbrances (monthly and year-to-
5 date);
- 6 (2) funds received and source(s);
- 7 (3) status of accounts receivable for outstanding debts and/or
8 delinquent payment obligations owed to the Community
9 Health Center(s); and
- 10 (4) any and all other pertinent information relative to the
11 Fund.”

12 **Section 3.** A new Subsection (h) is *added* to §3811, Article 8, Chapter 3,
13 Title 10, Guam Code Annotated, to read:

14 “(h) The Community Health Center Revolving Fund *shall* be
15 included in the government of Guam annual audit review and report.”

6

I MINA' TRENTA NA LIHESLATURAN GUÅHAN

2010 (SECOND) Regular Session

Date: 8/16/10

VOTING SHEET

Bill No. 410-30(COR)

Resolution No. _____

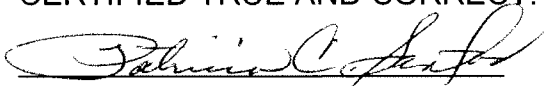
Question: _____

<u>NAME</u>	<u>YEAS</u>	<u>NAYS</u>	<u>NOT VOTING/ ABSTAINED</u>	<u>OUT DURING ROLL CALL</u>	<u>ABSENT</u>
ADA, Thomas C.	✓				
ADA, V. Anthony	✓				
AGUON, Frank B., Jr.	✓				
BLAS, Frank F., Jr.	✓				
CALVO, Edward J.B.	✓				
CRUZ, Benjamin J. F.	✓				
ESPALDON, James V.	✓				
GUTHERTZ, Judith Paulette	✓				
MUNA-BARNES, Tina Rose	✓				
PALACIOS, Adolpho Borja, Sr.	✓				
PANGELINAN, vicente (ben) cabrera	✓				
RESPICIO, Rory J.	✓				
TAITAGUE, Telo	✓				
TENORIO, Ray	✓				
WON PAT, Judith T.	✓				

TOTAL

15 _____

CERTIFIED TRUE AND CORRECT:


 Clerk of the Legislature

* 3 Passes = No vote
 EA = Excused Absence



**COMMITTEE ON ECONOMIC DEVELOPMENT,
HEALTH & HUMAN SERVICES, AND JUDICIARY**

I Mina' Trenta na Liheslaturan Guåhan • 30th Guam Legislature

238 Archbishop F.C. Flores St., DNA Bldg., Suite 701A, Hagatña, Guam 96910

Tel: (671) 969-1495/6 • Fax: (671) 969-1497 • Email: aguon4guam@gmail.com

2010 AUG 11 PM 3:15
epm

FRANK B. AGUON, JR.
SENATOR, CHAIRMAN

ADOLPHO B. PALACIOS, SR.
SENATOR, VICE CHAIRMAN

JUDITH T. WON PAT
SPEAKER
EX-OFFICIO MEMBER

BENJAMIN J.F. CRUZ
VICE SPEAKER

TINA ROSE MUÑA BARNES
LEGISLATIVE SECRETARY

THOMAS C. ADA
SENATOR

JUDITH P. GUTHERTZ
SENATOR

RORY J. RESPICIO
SENATOR

FRANK F. BLAS, JR.
SENATOR

TELO TAITAGUE
SENATOR

RAY TENORIO
SENATOR

August 10, 2010

Honorable Judith T. Won Pat
Speaker
I Mina' Trenta na Liheslaturan Guåhan
155 Hesler Place
Hagatña, Guam 96910

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

RE: Committee Report - Bill No. 410-30 (COR).

Dear Speaker Won Pat:

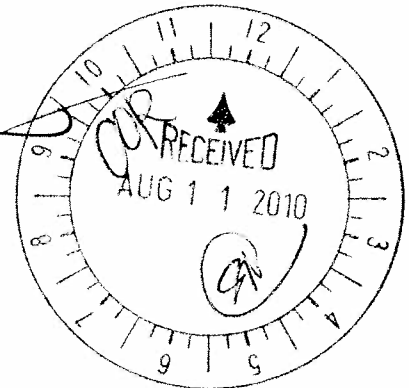
Transmitted herewith is the **Committee Report** on Transmitted herewith for your consideration is the Committee Report on **BILL NO. 410-30 (COR) - AN ACT TO RESTORE THE COMMUNITY HEALTH CENTER COUNCIL'S AUTHORIZATION TO ACCESS AND EXPEND FUNDS FROM THE COMMUNITY HEALTH CENTER REVOLVING FUND; BY REPEALING SUBSECTION (g) OF §3811, ART. 8, CH. 3, 10 GCA; AND, TO ENSURE ACCOUNTABILITY BY REQUIRING MONTHLY FINANCIAL REPORTS AND AN ANNUAL AUDIT;** Sponsored by Frank B. Aguon, Jr., and referred to the Committee on Economic Development, Health & Human Services, and Judiciary. Bill No. 410-30 (COR) was publicly heard on February 11, 2010.

Committee votes are as follows:

- 6 TO PASS
- _____ NOT TO PASS
- _____ ABSTAIN
- _____ TO REPORT OUT ONLY
- _____ TO PLACE IN INACTIVE FILE

Respectfully

SENATOR FRANK B. AGUON, JR.
Attachment





**COMMITTEE ON ECONOMIC DEVELOPMENT,
HEALTH AND HUMAN SERVICES, AND JUDICIARY**
I Mina'Trenta Na Liheslaturan Guåhan • 30th Guam Legislature
238 Archbishop F.C. Flores St., DNA Bldg., Suite 701A, Hagatña, Guam 96910
Tel: (671) 969-1495/6 • Fax: (671) 969-1497 • Email: aguon4guam@gmail.com

**COMMITTEE
REPORT
ON**

BILL NO. 410-30 (COR)

Sponsored by Frank B. Aguon, Jr..

**“BILL NO. 410-30 (COR) - AN ACT TO RESTORE THE
COMMUNITY HEALTH CENTER COUNCIL'S
AUTHORIZATION TO ACCESS AND EXPEND FUNDS
FROM THE COMMUNITY HEALTH CENTER
REVOLVING FUND; BY REPEALING SUBSECTION (g)
OF §3811, ART. 8, CH. 3, 10 GCA; AND, TO ENSURE
ACCOUNTABILITY BY REQUIRING MONTHLY
FINANCIAL REPORTS AND AN ANNUAL AUDIT.”**



**COMMITTEE ON ECONOMIC DEVELOPMENT,
HEALTH & HUMAN SERVICES, AND JUDICIARY**

I Mina' Trenta na Liheslaturan Guåhan • 30th Guam Legislature

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August 10, 2010

FRANK B. AGUON, JR.
SENATOR, CHAIRMAN

ADOLPHO B. PALACIOS, SR.
SENATOR, VICE CHAIRMAN

JUDITH T. WON PAT
SPEAKER
EX-OFFICIO MEMBER

BENJAMIN J.F. CRUZ
VICE SPEAKER

TINA ROSE MUÑA BARNES
LEGISLATIVE SECRETARY

THOMAS C. ADA
SENATOR

JUDITH P. GUTHERTZ
SENATOR

RORY J. RESPICIO
SENATOR

FRANK F. BLAS, JR.
SENATOR

TELO TAITAGUE
SENATOR

RAY TENORIO
SENATOR

MEMORANDUM

To: ALL MEMBERS
Committee on Economic Development, Health & Human Services, and Judiciary

From: SENATOR FRANK B. AGUON, JR.
Committee Chairperson

Subject: Committee Report on Bill No. 410-30 (COR).

Transmitted herewith for your consideration is the Committee Report on **BILL NO. 410-30 (COR) - AN ACT TO RESTORE THE COMMUNITY HEALTH CENTER COUNCIL'S AUTHORIZATION TO ACCESS AND EXPEND FUNDS FROM THE COMMUNITY HEALTH CENTER REVOLVING FUND; BY REPEALING SUBSECTION (g) OF §3811, ART. 8, CH. 3, 10 GCA; AND, TO ENSURE ACCOUNTABILITY BY REQUIRING MONTHLY FINANCIAL REPORTS AND AN ANNUAL AUDIT;** Sponsored by Frank B. Aguon, Jr.

This report includes the following:

- Committee Voting Sheet
- Committee Report Narrative / Digest
- Copy of Bill No.410-30 (COR)
- Public Hearing Sign-in Sheet
- Copies of Submitted Testimony & Supporting Documents
- Copy of COR Referral of Bill No. 410-30 (COR)
- Notices of Public Hearing (1st and 2nd)
- Copy of the Public Hearing Agenda
- Related News Articles (Public hearing publication of public notice)

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.

Si Yu'os ma'åse'!

Attachment



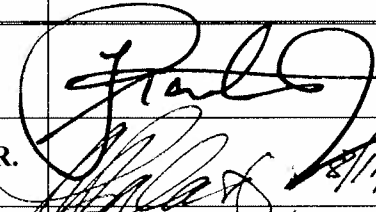

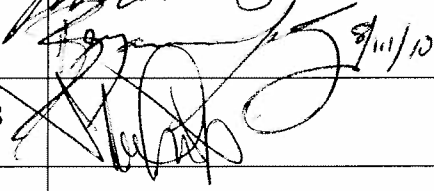
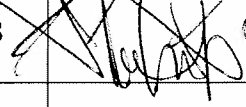
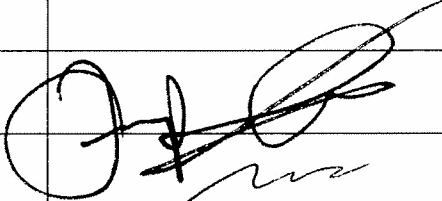
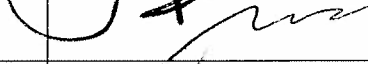
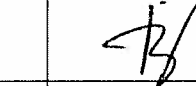
**COMMITTEE ON ECONOMIC DEVELOPMENT,
HEALTH AND HUMAN SERVICES, AND JUDICIARY**
I Mina' Trenta na Liheslaturan Guåhan • 30th Guam Legislature
 238 Archbishop F.C. Flores St., DNA Bldg., Suite 701A, Hagatña, Guam 96910
 Tel: (671) 969-1495/6 • Fax: (671) 969-1497 • Email: aguon4guam@gmail.com

COMMITTEE VOTING SHEET

BILL NO. 410-30 (COR)

“AN ACT TO RESTORE THE COMMUNITY HEALTH CENTER COUNCIL'S AUTHORIZATION TO ACCESS AND EXPEND FUNDS FROM THE COMMUNITY HEALTH CENTER REVOLVING FUND; BY REPEALING SUBSECTION (g) OF §3811, ART. 8, CH. 3, 10 GCA; AND, TO ENSURE ACCOUNTABILITY BY REQUIRING MONTHLY FINANCIAL REPORTS AND AN ANNUAL AUDIT.”

Sponsored by Frank B. Aguon, Jr.

	SIGNATURE	TO PASS	NOT TO PASS	REPORT OUT ONLY	ABSTAIN	PLACE IN INACTIVE FILE
FRANK B. AGUON, JR. Chairman		✓				
ADOLPHO B. PALACIOS, SR. Vice Chairman		✓				
BENJAMIN J.F. CRUZ Vice Speaker		✓				
TINA ROSE MUÑA BARNES Legislative Secretary						
THOMAS C. ADA						
JUDITH P. GUTHERTZ		✓				
RORY J. RESPICIO		✓				
FRANK F. BLAS, JR.		✓				
TELO TAITAGUE						
RAY TENORIO						



COMMITTEE REPORT DIGEST

Bill No. 410-30 (COR)

I. OVERVIEW: The Committee on Economic Development, Health & Human Services, and Judiciary conducted a public hearing on July 14, 2010. The Hearing convened at 09:00 A.M. in *I Liheslatura's* Public Hearing Room. Among the items on the agenda was the consideration of on **BILL NO. 410-30 (COR) - AN ACT TO RESTORE THE COMMUNITY HEALTH CENTER COUNCIL'S AUTHORIZATION TO ACCESS AND EXPEND FUNDS FROM THE COMMUNITY HEALTH CENTER REVOLVING FUND; BY REPEALING SUBSECTION (g) OF §3811, ART. 8, CH. 3, 10 GCA; AND, TO ENSURE ACCOUNTABILITY BY REQUIRING MONTHLY FINANCIAL REPORTS AND AN ANNUAL AUDIT;** Sponsored by Frank B. Aguon, Jr.

Public Notice Requirements

Notices were disseminated via hand-delivery/fax and/or e-mail to all senators and all main media broadcasting outlets on July 07, 2010 (5-Day Notice), and again on July 12, 2010 (48-Hour Notice). Notices were published in the Marianas Variety on July 07, 2010, and in the Marianas Variety on July 12, 2010.

Senators Present

Senator Frank B. Aguon, Jr.	Chairperson
Senator Adolpho B. Palacios, Sr.	Vice-Chairperson
Speaker Judith T. Won Pat	Ex-Officio Member
Senator Thomas C. Ada	Committee Member
Senator Tina R. Muna-Barnes	Committee Member
Senator Judith P. Guthertz	Committee Member
Senator Telo T. Taitague	Committee Member
Senator Ray Tenorio	Committee Member
Senator Anthony Ada	Senator

The public hearing on agenda item Bill No. 413-30 (COR) was Called-to-Order at 09:55 A.M.

II. SUMMARY OF TESTIMONY & DISCUSSION.

CHAIRMAN FRANK B. AGUON, JR., convened the Public Hearing on Bill No. 410-30 (COR). Chairman F.B. Aguon, Jr., primary sponsor, explained the purpose of Bill No. 413-30 (COR).

Chairman: Called the first panel to testify.

Linda Unpingco-Denorcey, M.P.H., Executive Director, Guam Community HealthCenters: Submitted written testimony (attached) and oral testimony **IN SUPPORT** of Bill No. 410-30 (COR). Stated that the bill would reinstate a previously existing authorization for the Community Health Center Council to directly manage and expend funds from the Community Health Center Revolving Fund. The authority for the Council to directly manage the fund was inadvertently removed by Section 3 of P.L. 30-108 on February 28, 2010.

She further stated that the Council is fully willing to adhere to the provisions which mandate monthly reporting and annual audits as provided for in Sections 3 & 4 of the bill, so as to assure transparent accountability.

Senator Thomas C. Ada: Pointed out that there are other special revolving funds which require legislative authorization, by appropriation, in order for the funds to be expended.

Ms. Unpingco-Denorcey, responded that the funds in the account are federal funds provided pursuant to criteria agreed to between her program as a *Federally Qualified Health Center* and the federal government.

Mr. Daniel T. Perez, Chairman, Community Health Center Council: Provided oral testimony **IN SUPPORT** of Bill NO. 410-30 (COR). Agreed with the written and oral testimony presented by Ms. Unpingco-Denorcey.

Mr. Vicente “Ben” Meno, Member, Community Health Council: Provided oral testimony **IN SUPPORT** of Bill No. 410-30 (COR). Also stressed the need for the timely payment of vendors and service providers.

Chairman: There being no further testimony, or questions by Senators, Chairman Aguon adjourned the public hearing on Bill No. 410-30 (COR).

III. FINDINGS & RECOMMENDATIONS

The Committee on Economic Development, Health and Human Services, and Judiciary, finds it appropriate to restore the authority of the Community Health Center Council to directly manage their funds. Further that this has been the practice since the inception of the program, until the authority was recently removed in February, 2010.

It was the intent of Public Law 30-106 and Public Law 30-108 to protect the Community Health Center Revolving Fund for the exclusive purpose of funding the operations of the Community Health Centers of the Department of Public Health & Social Services, as deemed appropriate by the Community Health Center Council.

Subsection (g) of §3814, Article 8, Chapter 3, Title 10, Guam Code Annotated, inadvertently inhibits the ability of the Community Health Center Council to directly access and expend funds necessary for the operations of the Community Health Centers. This statutory constraint is found to be impeding the timely payment of vendors and other debt service obligations, and thereby reducing the quality and quantity of

services being offered and/or provided. It is the intent of the Committee to restore the Council's access to the Fund by repealing Subsection (g) of §3811, 10 GCA.

The Committee on Economic Development, Health & Human Services, and Judiciary, hereby reports **out** **Bill No. 410-30 (COR)**, with the recommendation to *TO PASS*.

2010 GUAMHAN
PM 2:41
De

**MINA' TRENTA NA LIHESLATURAN GUAHAN
THIRTIETH GUAM LEGISLATURE
2010 (SECOND) Regular**

Bill No. 410-30 (COR)

Introduced by:

FRANK B. AGUON, JR.



AN ACT TO RESTORE THE COMMUNITY HEALTH CENTER COUNCIL'S AUTHORIZATION TO ACCESS AND EXPEND FUNDS FROM THE COMMUNITY HEALTH CENTER REVOLVING FUND; BY REPEALING SUBSECTION (g) OF §3811, ART. 8, CH. 3, 10 GCA; AND, TO ENSURE ACCOUNTABILITY BY REQUIRING MONTHLY FINANCIAL REPORTS AND AN ANNUAL AUDIT.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Intent: It was the intent of Public Law 30-106 and Public Law 30-108 to protect the Community Health Center Revolving Fund for the exclusive purpose of funding the operations of the Community Health Centers of the Department of Public Health & Social Services, as deemed appropriate by the Community Health Center Council. *I Liheslaturan Guahan* finds that Subsection (g) of §3814, Article 8, Chapter 3, Title 10, Guam Code Annotated, inadvertently inhibits the ability of the Community Health Center Council to directly access and expend funds necessary for the operations of the Community Health Centers. This statutory constraint is found to be impeding the timely payment of vendors and other debt service obligations, and thereby reducing the quality and quantity of services being offered and/or provided. It is the intent of *I Liheslaturan Guahan* to restore the Council's access to the Fund by repealing Subsection (g) of §3811, 10 GCA.

1 *I Liheslaturan Guahan* finds, however, that while a certain discretionary
2 flexibility is appropriate in the management of the Fund, it is nonetheless necessary
3 to ensure that all activities relative to the Fund remain transparent and subject to
4 public scrutiny and accountability. It is therefore the intent of *I Liheslaturan*
5 *Guahan* to provide for mandatory monthly reporting, as well as the inclusion of
6 Fund in the annual government of Guam audit and report.

7 **Section 2.** Subsection (g) of §3811, Article 8, Chapter 3, Title 10, Guam
8 Code Annotated, is repealed.

9 [~~“(g) No expenditures and encumbrances from the Fund shall be made~~
10 ~~without appropriation by *I Liheslaturan Guahan*.”]~~

11 **Section 3.** A new Subsection (g) is added to §3811, Article 8, Chapter 3,
12 Title 10, Guam Code Annotated, to read:

13 “(g) The Community Health Center Council *shall*, by no later than
14 the 20th day of each month, submit a financial report relative to the status
15 and activities of the Community Health Center Revolving Fund. The
16 monthly report shall be submitted, via the office of the Governor, to the
17 Speaker, and the Chairmen of the Committee on Finance, and the Committee
18 on Health, *I Liheslaturan Guahan*. The report shall, at a minimum, contain:

- 19 i. All expenditures and encumbrances’ (monthly and year-to-
20 date);
21 ii. Funds received and source(s);
22 iii. Status of accounts receivable for outstanding debts and/or
23 delinquent payment obligations owed to the Community Health
24 Center(s); &

1 iv. Any and all other pertinent information relative to the Fund.”

2 **Section 4.** A new Subsection (h) is added to §3811, Article 8, Chapter 3,
3 Title 10, Guam Code Annotated, to read:

4 **“(h)** The Community Health Center Revolving Fund *shall* be
5 included in the government of Guam annual audit review and report.”

PUBLIC HEARING SIGN-IN SHEET

Wednesday, July 14, 2010 • 09:00 A.M. • Guam Legislature, Public Hearing Room

BILL NO. 410-30 (COR)

An act to restore the Community Health Center Council's authorization to access and expend funds from the Community Health Center Revolving Fund; by repealing Subsection (g) of §3811, Art. 8, Ch. 3, 10 GCA; and to ensure accountability by requiring monthly financial reports and an annual audit.

NAME	AGENCY OR ORGANIZATION (IF ANY)	SUPPORT? OPOSE?	WRITTEN TESTIMONY	ORAL TESTIMONY	CONTACT NUMBER	EMAIL ADDRESS
<i>DAVID T. PEARZ</i>	<i>Bonds of Dia. CMC</i>	<i>Support</i>	<input checked="" type="checkbox"/>	<i>Oral</i>	<i>635 4422</i>	<i>none</i>
<i>LINDA LINDINGA MURPHY</i>	<i>APKSS - CHCS</i>	<i>Support</i>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<i>635 4422</i>	<i>l.lindaga@leg.guam</i>

PUBLIC HEARING SIGN-IN SHEET

Wednesday, July 14, 2010 • 09:00 A.M. • Guam Legislature, Public Hearing Room

BILL NO. 410-30 (COR)

An act to restore the Community Health Center Council's authorization to access and expend funds from the Community Health Center Revolving Fund, by repealing Subsection (g) of §3811, Art. 8, Ch. 3, 10 GCA; and to ensure accountability by requiring monthly financial reports and an annual audit.

NAME	AGENCY OR ORGANIZATION (IF ANY)	SUPPORT? OPOSE?	WRITTEN TESTIMONY	ORAL TESTIMONY	CONTACT NUMBER	EMAIL ADDRESS
<i>Don Mead</i>	<i>PHC LHC</i>	<i>yes</i>		<input checked="" type="checkbox"/>	<i>8286169</i>	

GOVERNMENT OF GUAM



FELIX P. CAMACHO
Governor

MICHAEL W. CRUZ, M.D.
Lieutenant Governor

DEPARTMENT OF PUBLIC HEALTH and SOCIAL SERVICES
DIPATTAMENTON SALUT PUPBLEKO YAN SETBISION SUSIAT
123 Chalan Kareta, Mangilao, Guam 96913-6304



J.PETER ROBERTO, ACSW
Director

WRITTEN TESTIMONY FOR BILL NO. 410-30

Good Morning Senator Frank Aguon Jr. and Senator Ben Pangelinan. My name is Linda Unpingco-DeNorcey and I am the Executive Director of the Northern and Southern Region Community Health Centers. As you know, the mission of the Guam Community Health Centers is to increase access to primary health care and preventive services and to reduce health disparities among the medically underserved population.

The Northern and Southern Region Community Health Centers are Federally Qualified Health Centers (FQHCs) that are mandated to collect revenues from third party payors (i.e., private insurance indemnities), Medicare, Medicaid, and self-pay patients so that the revenues or program income monies generated are to be used exclusively for the operation of the Guam Community Health Centers. This federal mandate is duly recognized by the Guam legislators through several public laws such as Public Law 24-248: "The Community Health Center Act of 1998" and Public Law 30-108. Public Law 24-248 Section 3811 Community Health Center Revolving Fund stipulates: "there is hereby established a Community Health Center Revolving Fund to be maintained and administered by the Director of the Department. All monies collected by the Department for medical services rendered at the community health centers shall be deposited into the Fund and applied to the expenses of the community centers allowable by Federal regulations and guidelines as the non-Federal share of the project costs in accordance with the Department's grant from the U.S. Department of Health and Human Services."

Additionally, Public Law 30-108 stipulates: "the Community Health Center Council and the Administrator of the Bureau of Primary Care Services, who is also the Executive Director for both Northern and Southern Regional Community Health Centers should be authorized to open a checking account for the exclusive use by Community Health Centers and are to be responsible for approving the expenses charged against the account." Moreover, this law stipulates on Section 3, Subsection (g): "no expenditures and encumbrances from the Fund shall be made without appropriation by I Liheslaturan Guahan."

Bill No. 410-30 proposes to restore the CHC Council's access to the Program Income Fund by repealing Subsection (g) of 3811, Article 8, Chapter 3, Title 10, Guam Code Annotated, which states: "no expenditures and encumbrances from the Fund shall be made without appropriation by I Liheslaturan Guahan."

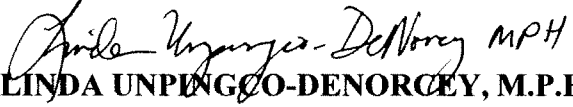
I am in favor of Bill No. 410-30, which states: "Subsection (g) of 3811, Article 8 Chapter 3, Title 10, Guam Code Annotated is repealed. Repealing this subsection would keep the Guam Community Health Centers in compliance with Federal program requirements. The Federal law mandates that all Federally Qualified Health Centers have a governing body (i.e., CHC Board of Directors), which also has a 501(c) 3 non-profit organization status. This governing body has fiduciary responsibilities over the CHCs as evident by the Articles of Incorporation and CHC Inc. Bylaws. The Guam CHCs have adhered to this federal requirement as evident by the establishment and registration of its Articles of Incorporation and Bylaws with the U.S. Internal Revenue Services and the Guam Department of Revenue and Taxation (see attachments). The governing body approves the CHC annual budget as well as expenditures and encumbrances for personnel, travel, contractual services, supplies, equipment, and capital outlay.

Since the CHCs are collecting revenues for medical, laboratory, and pharmacy services, these revenues belong to the Guam Community Health Centers and 100% of the money collected are to be used exclusively for the CHCs' operation as mandated by the Federal and local laws. Moreover, **Program Income revenues are coming from third party payors (i.e., private insurance indemnities), Medicaid, Medicare, and Self-pay patients, and the I Liheslaturan Guahan cannot appropriate such fund as this also violates federal guidelines.** The CHC Executive Director (also called the Administrator of the Bureau of Primary Care Services) and the CHC Board of Directors are the ones responsible in managing the CHCs' program income revenues. Additionally, program income revenues are not derived from the local government (i.e., local taxes and/or taxes from alcohol/tobacco) **so the I Liheslaturan Guahan should not even be appropriating funds that do not belong to them !!!!**

However, if the I Liheslaturan Guahan appropriates Program Income fund, this would not only violate Federal laws, but would also have a detrimental effect in jeopardizing current federal funding as well as disqualifying the Guam CHCs in applying for future federal grants from Health Resources and Services Administration, thus weakening its financial viability. **The latter would adversely impact the local government in that more local revenues would be needed to subsidize the loss of federal funds.**

In view of the above, I humbly request for the Guam Legislators to support Bill No. 410-30, which repeals Subsection (g) of 3811, Article 8, Chapter 3, Title 10, Guam Code Annotated.

With your favorable support of Bill No. 410-30, the Guam CHCs can adhere to Federal program guidelines and requirements mandated by Federally Qualified Health Centers and allow the Guam CHC Board and the CHC Executive Director to directly access and expend program income funds for the operation of the Guam CHCs. By doing so, the CHCs can operate more effectively and efficiently in paying vendors and all debt obligations in a timely manner, which would positively improve the quality of health care services as well as its financial sustenance.


LINDA UNPINGCO-DENORCEY, M.P.H.
Executive Director,
Guam Community Health Centers



CARL T.C. GUTIERREZ
GOVERNOR OF GUAM

Office of the Speaker

ANTONIO R. UNPINGCO

Date: 8/17/98

Time: 11:15

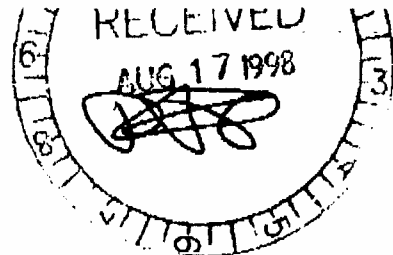
Rec'd by: [Signature]

Print Name: haurts

AUG 14 1998

Post-It® Fax Note	7671	Date	9-4-98	# of pages	18
To	Linda Denoreey	From	Gov.'s Legal Ofc.		
Co./Dept.		Co.			
Phone #		Phone #			
Fax #	828-8634	Fax #	472-7561		

The Honorable Antonio R. Unpingco
Speaker
Mina'Bente Kuáttro na Liheslaturan Guåhan
Twenty-Fourth Guam Legislature
Guam Legislature Temporary Building
155 Hesler Street
Hagåtña, Guam 96910



Dear Speaker Unpingco:

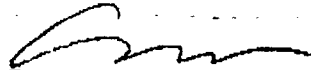
Enclosed please find Bill No. 693 (COR), "AN ACT TO ADD ARTICLE 8 TO CHAPTER 3, DIVISION 1, PART 1 OF TITLE 10 OF THE GUAM CODE ANNOTATED, RELATIVE TO CREATING COMMUNITY HEALTH CENTERS, INCLUDING URGENT CARE SERVICES, IN THE NORTHERN AND SOUTHERN REGIONS PLUS OTHER REGIONS, AND TO CITE THE ACT AS, "THE COMMUNITY HEALTH CENTERS ACT OF 1998", which I have signed into law today as Public Law No. 24-248.

This legislation creates statutory authority for the Department of Public Health and Social Services to create community health centers in the Northern, Central, and Southern regions, as well as other regions as designated by the Director. At this time, community health centers are established by Executive Order.

The legislation states that the community health centers are to be supervised by the Chief Public Health Officer of the Division of Public Health operating through a "Bureau of Primary Care Services" to provide a community health center program. The services to be provided are those wherein the private clinics are unable to meet the demand or the service is unavailable in the areas of pediatric care, prenatal care, infectious disease care, urgent care and other areas, as designated by the Director of Public Health. The urgent care services shall initially be provided 5 days a week,

g) Page 10, line 25, needs to clarify what provision of "this Act" is repealed upon submittal of fee schedules according to the Administrative Adjudication Law. If the sentence "The Department is hereby authorized to implement a fee schedule" is to be repealed upon a later occurrence (submission of a fee schedule), this needs to be so stated.

Very truly yours,



Carl T. C. Gutierrez
I Maga'láhen Guáhan
Governor of Guam

Attachment: copy attached for signed bill
original attached for vetoed bill

cc: The Honorable Joanne M. S. Brown
Legislative Secretary

**MINA'BENTE KUATTRO NA LIHESLATURAN GUAHAN
1998 (SECOND) Regular Session**

Bill No. 693 (COR)

As amended by the Author and
further amended on the Floor.

Introduced by:

E. J. Cruz
J. C. Salas
Felix P. Camacho
F. B. Aguon, Jr.
W. B.S.M. Flores
Francisco P. Camacho
T. C. Ada
A. C. Blaz
J. M.S. Brown
M. C. Charfauros *
Mark Forbes
L. F. Kasperbauer
A. C. Lamorena, V
C. A. Leon Guerrero
L. A. Leon Guerrero
V. C. Pangelinan
A. L.G. Santos
F. E. Santos
A. R. Unpingco
J. Won Pat-Borja

**AN ACT TO ADD ARTICLE 8 TO CHAPTER 3,
DIVISION 1, PART 1 OF TITLE 10 OF THE GUAM
CODE ANNOTATED, RELATIVE TO CREATING
COMMUNITY HEALTH CENTERS, INCLUDING
URGENT CARE SERVICES, IN THE NORTHERN
AND SOUTHERN REGIONS PLUS OTHER
REGIONS, AND TO CITE THE ACT AS, "THE
COMMUNITY HEALTH CENTERS ACT OF 1998."**

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

2 **Section 1. Legislative Findings.** *I Liheslaturan Guahan* finds that the
3 Southern Region Community Health Center ('SRCHC') was created to put
4 into operation clinical medical services serving the southern region of Guam
5 and assign such authority and responsibility to the Department of Public
6 Health and Social Services; and that the Northern Region Community Health
7 Center ('NRCHC'), serving the northern region of Guam, was likewise later
8 established. Furthermore, *I Liheslaturan Guahan* finds that the primary goal of
9 establishing community health centers is to reach out and provide quality
10 primary comprehensive health care services to the residents of Guam who
11 may find it not only inconvenient to obtain needed health-care services from
12 the Central, main DPH&SS, Clinic but also may not afford the needed medical
13 service closest to them.

14 Moreso, during the latest legislative oversight hearing on the
15 Department of Public Health and Social Services, key issues and concerns
16 disclosed:

17 (1) that the Board of Directors of SRCHC has not been
18 reconstituted and is not functioning at present;

19 (2) that both SRCHC and NRCHC lack certain essential
20 services, i.e., pharmacy, laboratory and radiology (Pharmacy is only
21 provided for Southern by the Central on a part-time three (3) days a
22 week basis, and Northern not having any.);

23 (3) that NRCHC does not generate any revenue and has an
24 acute problem in its ventilation or air-conditioning;

1 (4) that the Fees Schedule in effect is antiquated and is not
2 regularly updated;

3 (5) that in the absence of a business office, or equivalent,
4 SRCHC's billing and accounts receivable, including those owed by
5 Health Maintenance Organizations ("HMO's") and health insurance
6 providers are apparently not well-managed, as may be evidenced by the
7 growing and aging uncollected accounts;

8 (6) that in the absence of a regular governing body (Board of
9 Directors) as provided for in the By-Laws of SRCHC, essentially no
10 input from the community is provided to the Health Services
11 Administrator of the Bureau's over SRCHC operation (The Health
12 Services Administrator of the Bureau is likewise expected to do the
13 same to the other existing regional community health centers.); and

14 (7) the absence of enacted legislation for DPHSS to charge for
15 services rendered by the Community Health Centers is subject to legal
16 challenge which the present vested authority solely depends on an
17 executive order. *I Liheslaturan Guahan* also finds that a specific
18 provision in the Guam Code Annotated would provide the much
19 needed remedial actions to put the operation and maintenance of
20 Guam's regional community health centers in an ongoing, continuing
21 and progress-oriented business concern.

22 It is the intent of *I Liheslaturan Guahan* to provide permanent guidelines
23 to govern the creation, operation and maintenance of Guam's community
24 health centers for the purpose of providing basic quality health care to the

1
2 **Section 3801. Legislative Intent and Purpose.** It is the intent
3 of *I Liheslaturan Guahan* to provide permanent guidelines to govern the
4 creation, operation and maintenance of Guam's community health
5 centers for the purpose of providing basic quality health care to the
6 people of Guam in a joint partnership between government agencies
7 and/or private entities.

8 **Section 3802. Title.** This Act shall be known as, '*The*
9 *Community Health Centers Act of 1998.*'

10 **Section 3803. Program.** There is hereby established within
11 the Department of Public Health and Social Services ('Department')
12 Bureau of Primary Care Services ('Bureau') a Community Health Center
13 Program ('Program') to be administered on a collateral duty basis by the
14 Health Services Administrator of the Bureau. The Program shall cover
15 three (3) regions of Guam (Northern, Central and Southern) plus other
16 designated area established by the Director.

17 **Section 3804. Personnel.** There shall be assigned sufficient
18 number of administrative personnel, as may be determined by the
19 Director of the Department, to provide staff assistance on a full-time
20 basis to the Division head and ensure that the general duties assigned to
21 the Division are adequately administered.

22 **Section 3805. General Duties.** The general duties of the
23 Bureau for the Program are:

1 (i) to perform other duties as may be assigned by the Director
2 of the Department.

3 **Section 3806. Federal Grants.** The Bureau shall comply
4 with all Federal requirements and procedures necessary for the
5 administration of grant programs. The Director shall have the authority
6 to apply for Federal Grants.

7 **Section 3807. Authority to Set Fees.** The Director is
8 authorized to establish fees for health care services in accordance with
9 the Administrative Adjudication Law and as may be required to qualify
10 for grant programs. The fees shall not be deterrent to receiving health
11 care. The fees shall be no less than the Medicare Regional Fees
12 established under Title XVIII of the Social Security Act.

13 **Section 3808. Establishment of Regional Community Health**
14 **Centers.** The following Regional Community Health Centers
15 established in the past by virtue of Executive Orders specifically issued
16 for the purpose shall hereafter be governed by the provisions of this Act:

17 (a) the Southern Regional Community Health Center
18 ('SRCHC'), located in the village of Inarajan, which is tasked to provide
19 quality comprehensive primary health care services to the residents of
20 the Southern villages of Guam;

21 (b) the Northern Regional Community Health Center
22 ('NRCHC'), located in the Village of Dededo, which is tasked to provide
23 quality comprehensive primary health care services to the residents of
24 the Northern villages of Guam; and

1 care providers to provide such service. The urgent care service must be
2 adequate to meet the following medical care:

3 (a) conditions that are non-emergency in nature (Emergency
4 conditions are those illness that may result in the loss of life or limb if
5 not treated immediately.);

6 (b) services are competent to manage and treat patients of all
7 ages;

8 (c) the facility shall have at least basic pharmacy, radiology,
9 laboratory and patient transport to move cases that require a higher
10 level of patient care management;

11 (d) the facility shall be certifiable by either the Joint Commission
12 of Accreditation of Health Organization or Health Care Financing
13 Administration, or equivalent certifying health care organization
14 acceptable by the Health Planning Council of the Division of Health
15 Planning of DISID; and

16 (e) the urgent care service shall consider initially opening at
17 least five (5) days a week between the hours of 6:00 p.m., to 11:00 p.m.,
18 and extend the hours and/or days as the demand arises and availability
19 of resources. The Director shall evaluate at least annually the service
20 hours and/or days and make necessary adjustment based on the
21 community needs and availability of resources in consultation with the
22 Council.

23 Section 3811. Revolving Fund. (a) Community Health
24 Center Revolving Fund. There is hereby established a Community

1 be repealed upon subsequent submission and approval of the fee
2 schedule through the Administrative Adjudication Law. The fee
3 schedule must give discounts accordingly to the Federal Income Poverty
4 Guideline.

5 Individuals or families whose income falls below the Federal
6 poverty guidelines shall apply for subsidized medical services through
7 the Medically Indigent Program or other medically subsidized program.

8 **Section 3813. Advisory Council on Community Health**
9 **Centers. (a) Council Established.** There shall be established
10 within the Bureau an Advisory Council on Community Health Centers
11 ("Council") to serve in an advisory capacity for each Region. The
12 Council shall consist of seven (7) members appointed by *I Maga'laha*
13 *Guahan*. Members of the Council shall include a Village Mayor from the
14 Region of the Community Health Center and one (1) of the Municipal
15 Planning Council member from the Region, other than the Mayor or the
16 Mayor's staff, which shall serve their term as long as they are serving in
17 their respective positions. The other members of the Council shall serve
18 for four (4) years; provided that, of the members first appointed two (2)
19 shall serve for two (2) years and three (3) shall serve for four (4) years.

20 (b) **Officers; Meeting Requirements.** The Council shall
21 annually elect a Chairperson, Vice-Chairperson and Recorder from
22 among its membership. The Council shall meet at least quarterly at
23 such time and place as the Chairperson may designate. Meetings shall
24 be well publicized and shall be open to the public. The Director or the
25 Division Head, or both, shall be present on all Council meetings.

1 **Section 3815. Repeal.** Executive Order Nos. 70-25 and 86-05
2 pertaining to the Southern Regional Community Health Center are
3 hereby *repealed*.

4 **Section 3816. Effective Date.** The provisions contained in
5 this Act shall take effect upon enactment.

6 **Section 3817. Severability.** If any of the provisions of this
7 Act or the application thereof to any person or circumstance are held
8 invalid, such invalidity shall not affect any other provision or
9 application of this Act, which can be given effect without the invalid
10 provision or application, and to this end the provisions of this Act are
11 severable."



Office of the Governor of Guahan

P.O. Box 2950 Hagåtña, GU 96932
Tel: (671) 472-8931 • Fax: (671) 477-4826 • Email: governor@guam.gov

RECEIVED
Director's Office
Division Of General Administration

MAR 19 2010

DPH&SS

Locator#:

Time:
MAR 15 2010

Felix P. Camacho
Governor

Michael W. Cruz, M.D.
Lieutenant Governor

The Honorable Judith T. Won Pat, Ed.D.
Speaker
Mina' Trenta Na Liheslaturan Guahan
155 Hessler Street
Hagåtña, Guam 96910

Dear Speaker Won Pat:

Transmitted herewith is Substitute Bill No. 280-30 (LS) "AN ACT TO AMEND SUBSECTIONS (c), (d), AND (e), AND ADD NEW SUBSECTIONS (f) AND (g) TO §3811 OF CHAPTER 3, ARTICLE 8, TITLE 10, GUAM CODE ANNOTATED; AND TO ADD NEW SUBSECTIONS (6) AND (7) TO §3814 OF CHAPTER 3, ARTICLE 8, TITLE 10 GUAM CODE ANNOTATED, RELATIVE TO THE ESTABLISHMENT AND USE OF THE COMMUNITY HEALTH CENTER REVOLVING FUND" which I signed into law on March 12, 2010 as Public Law 30-108.

Sinseru yan Magåhet,

MICHAEL W. CRUZ, M.D.
I Maga'låhen Guåhan para pa'go
Acting Governor of Guahan

Attachment: copy of Bill

RECEIVED

MAR 23 2010

CPHO

I MINA'TRENTA NA LIHESLATURAN GUAHAN
2009 (FIRST) Regular Session

Bill No. 280-30 (LS)

As substituted by the Committee on Economic Development,
Health & Human Services, and Judiciary,
and amended.

Introduced by:

v. c. pangelinan
T. C. Ada
E. B. Aguon, Jr.
B. J.F. Cruz
F. F. Blas, Jr.
E. J.B. Calvo
J. V. Espaldon
Judith P. Guthertz, DPA
T. R. Muña Barnes
Adolpho B. Palacios, Sr.
R. J. Respicio
Telo Taitague
Ray Tenorio
Judith T. Won Pat, Ed.D.

**AN ACT TO *AMEND* SUBSECTIONS (c), (d) AND (e),
AND *ADD* NEW SUBSECTIONS (f) AND (g) TO, §3811
OF CHAPTER 3, ARTICLE 8, TITLE 10, GUAM CODE
ANNOTATED; AND TO *ADD* NEW SUBSECTIONS (6)
AND (7) TO §3814 OF CHAPTER 3, ARTICLE 8, TITLE
10, GUAM CODE ANNOTATED, RELATIVE TO THE
ESTABLISHMENT AND USE OF THE COMMUNITY
HEALTH CENTER REVOLVING FUND.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guahan* finds
that our Community Health Centers have matured into full-service community
health centers which provide primary healthcare, acute outpatient healthcare, and

1 “(c) Deposits. All monies collected for products and services
2 rendered at the community health centers *shall be* accounted for and
3 deposited into the Fund and available to pay for the expenses of the
4 community centers.

5 (d) Application. All monies deposited in the Fund *shall be*
6 available to be used to pay for the expenses of the community center
7 allowable by Federal regulations and guidelines as the non-Federal share of
8 project costs in accordance with the Department's grant from the U.S.
9 Department of Health and Human Services. The Fund may also be used for
10 the following expenses:

11 (1) payment(s) for contractual services;

12 (2) payment(s) for supplies;

13 (3) payment(s) for any other expenses, which if remains
14 unpaid may result in an emergency situation as approved by the Board
15 in a resolution;

16 (4) the Fund *shall be* reimbursed from other appropriated
17 fund sources for any expenditure made as a result of circumstances
18 outlined in Subsection (3) if the expenditure was budgeted from said
19 appropriated source; and

20 (5) board stipends, as provided by applicable law.

21 (e) Accounts Receivables. The Community Health Centers
22 Administrator, in consultation with the Council, is hereby authorized to
23 pursue accounts receivables payment in whatever manner allowable by law,
24 including contractual services for collection. The Community Health
25 Centers Administrator *shall* promulgate rules and regulations through the

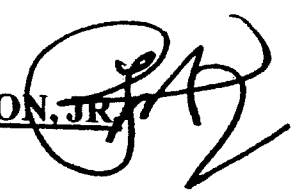
2010 BAHAN
MINA' TRENTA NA LIHESLATURAN GUAM
THIRTIETH GUAM LEGISLATURE
2010 (SECOND) Regular

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Bill No. 410-30 (COR)

Introduced by:

FRANK B. AGUON, JR.



AN ACT TO RESTORE THE COMMUNITY HEALTH CENTER COUNCIL'S AUTHORIZATION TO ACCESS AND EXPEND FUNDS FROM THE COMMUNITY HEALTH CENTER REVOLVING FUND; BY REPEALING SUBSECTION (g) OF §3811, ART. 8, CH. 3, 10 GCA; AND, TO ENSURE ACCOUNTABILITY BY REQUIRING MONTHLY FINANCIAL REPORTS AND AN ANNUAL AUDIT.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Intent: It was the intent of Public Law 30-106 and Public Law 30-108 to protect the Community Health Center Revolving Fund for the exclusive purpose of funding the operations of the Community Health Centers of the Department of Public Health & Social Services, as deemed appropriate by the Community Health Center Council. *I Liheslaturan Guahan* finds that Subsection (g) of §3814, Article 8, Chapter 3, Title 10, Guam Code Annotated, inadvertently inhibits the ability of the Community Health Center Council to directly access and expend funds necessary for the operations of the Community Health Centers. This statutory constraint is found to be impeding the timely payment of vendors and other debt service obligations, and thereby reducing the quality and quantity of services being offered and/or provided. It is the intent of *I Liheslaturan Guahan* to restore the Council's access to the Fund by repealing Subsection (g) of §3811, 10 GCA.

1 iv. Any and all other pertinent information relative to the Fund.”

2 **Section 4.** A new Subsection (h) is added to §3811, Article 8, Chapter 3,
3 Title 10, Guam Code Annotated, to read:

4 **“(h)** The Community Health Center Revolving Fund *shall* be
5 included in the government of Guam annual audit review and report.”

BYLAWS
OF
GUAM COMMUNITY HEALTH CENTERS, Inc.

SECOND AMENDMENT

RECEIVED

JUN 20 2008

DEPT. OF REV. & TAX
GOV'T OF GUAM
BLB

ARTICLE I

NAME, POWERS, PURPOSE, OBJECTIVES, PRINCIPAL OFFICE

- SECTION 1 NAME – This organization shall be known as Guam Community Health Centers, Inc.
- SECTION 2 POWERS – The powers of the Corporation shall be stated in its Articles of Incorporation, and as provided by the laws of the Territory of Guam, under which the Corporation was organized.
- SECTION 3 PURPOSE – The purpose of the corporation has been promulgated in its statement of mission and is as follows:
Mission Statement: The Mission of the Guam Community Health Centers is to provide comprehensive primary health care to the underserved, indigent, and uninsured population most in need and least able to find healthcare.
- SECTION 4 OBJECTIVES – The objectives of the Corporation shall be:
- (a) To increase the accessibility of primary health care for all regardless of race, sex, color, religious belief, and/or ability to pay.
 - (b) To promote healthy lifestyles and reduce health disparities, to improve overall health care.
 - (c) To recruit and retain appropriate health and allied health professionals to maintain health center activities.
 - (d) To assure that proper medical professional standards are maintained to ensure quality care.

ARTICLE II

PRINCIPAL OFFICE

- SECTION 1 PRINCIPAL OFFICE – The principal office of the corporation shall be, located at the Northern Region Community Health Center, 520 West Monica Avenue, Dededo, Guam 96929.

ARTICLE III

BOARD OF DIRECTORS

- SECTION 1 GOVERNING BODY- The Department of Public Health and Social Services (DPHSS), a line agency of the government of Guam, in affiliation with the Guam CHC Board of Directors shall manage the programs and services of the Guam CHCs, as specified in the co-applicant agreement signed between the governing board (co-applicant) and the DPHSS (public entity).

ARTICLE IV
BOARD MEMBERSHIP

- SECTION 1 MEMBERSHIP- The members of the corporation shall consist of the following members identified in Section 2 below and such other persons or entities elected to membership from time to time by the affirmative vote of a two-thirds (2/3) of the directors then in office.
- SECTION 2 FOUNDING MEMBERS – The members of the corporation (the “Founding Members”) shall be: Vicente Meno, Apolinar Bobadilla, Ignacio Cruz, Sonya Naputi, Daniel Perez, Benjamin Pablo, Carol Tayama, Nonito Blas, William Reyes, Louis Rama, Reynaldo Edrosa, and Melissa Savares.
- SECTION 3 SIZE OF BOARD – The organizing Board will consist of a minimum of nine members *and a maximum of 13 board members*.
- SECTION 4 COMPOSITION – The Board shall have the following composition:
- (a) *The CHC organization shall select 7 or more board members (51% or greater) and the Governor of Guam shall appoint no more than 6 board members (up to 49% of board composition).*
 - (b) Fifty-one percent of board members shall be individuals who will be registered patients served by the health center.
 - (c) No more than 50% of the remaining members from the Board may be individuals who derive more than 10% of their income from the health care industry.
 - (d) The remaining members of the board (49% or less) must represent the area served by the health center and have expertise in community affairs, such as Federal; state, and local government; accounting; health administration; health professions, business finance, banking, legal affairs, trade unions, insurance and personnel management as well as social services such as religion, education, and welfare.
 - (e) No member of the Board shall be an employee of the health center, spouse, child, parent, brother, or sister by blood or marriage of such an employee.
 - (f) No member of the Board shall be a spouse, child, parent, brother, or sister by blood or marriage of another Board member.
- SECTION 5 TERM – Members shall be elected for a term of three years. The term of membership shall begin October 1 and expire on September 30, of the third year. *Membership terms shall be staggered to provide election of one-third of the Board annually. A CHC Board Member may serve up to two consecutive terms of 3 years in duration and may return to the board after a one-year break. No board member including those who have been appointed by the Governor shall submit a courtesy letter of resignation every time a new governor has been elected. Additionally, the new governor cannot preclude the selection of health center board members, or require the dismissal of health center board members who are not endorsed by him.*
- SECTION 6 ELECTION TO BOARD MEMBERSHIP – The board shall be a self-perpetuating board. Health centers shall elect their peers and/or others to board positions. In the event of board vacancies, the health centers will establish a

- SECTION 2 SPECIAL MEETINGS- The President or other majority of the Board may call special meetings.
- SECTION 3 QUORUM- For all meetings, a quorum shall be constituted by a 50% plus one of the total board members, excluding vacancies.
- SECTION 4 VOTING- All questions at a meeting of the Board shall be decided by a majority vote of the members entitled to vote and present at the meeting. Each member shall be entitled to one vote. No proxy votes shall be allowed. Board members excused for good reason may submit votes in writing to the board.
- SECTION 5 COMPENSATION- All board members shall be compensated for attending board meetings at a rate of \$75 per meeting including special meetings (board members would only be compensated for 1 special meeting per month) subject to the availability of funds. Any change in compensation shall be determined by a majority vote.

ARTICLE VI OFFICERS

- SECTION 1 OFFICERS- The officers of the Corporation shall consist of the President, Vice President, Secretary, Treasurer, and such other officers as determined by the Board.
- SECTION 2 NOMINATION OF OFFICERS- A slate of officers for the coming year shall be submitted by a nominating committee to the Board at the October meeting. Any nomination submitted must be with the consent of the nominee. Additional nominations may be made from the floor with the consent of the nominee.
- SECTION 3 TERM OF OFFICE- Officers shall be elected by members of the Board at the October meeting and installed as the first order of business to assume office for the remainder of the meeting. Term of office shall begin with the October meeting and shall be for one year. An officer who has completed three consecutive terms in the same office shall not be re-elected to that office for the ensuing year.
- SECTION 4 PRESIDENT- The President shall be selected from the Board and shall preside over all meetings of the Board. He or she shall be kept advised of the general affairs of the Corporation and ensure that all orders, resolutions and policies of the Board are carried into effect. He or she shall chair the Executive Committee and serve as ex-officio member of all other committees. He or she shall have the usual power and duties customarily vested in the office of the President of the Board. If for any reason it becomes necessary to replace the President prior to expiration of his/her office, the Vice-President shall fill the unexpired term, and the Board shall elect a new Vice-President.
- SECTION 5 VICE PRESIDENT- In the absence of the President, the Vice-President shall perform duties of the President, and when so acting, shall have all the powers and be subject to the same restrictions as the President. The Vice-President shall also perform such other duties as may be assigned to him or her by the Board.

the Executive Director and/or DPHSS in his or her mandate through the grievance procedure.

- (b) PERSONNEL- It shall be the duty of the Personnel Committee to recommend to the Board of Directors candidates for the position of Executive Director, medical providers, and other CHC staff and the selection process and approval will be followed as stipulated in the "Co-applicant Agreement".
- (c) FINANCE/FUNDRAISING- The Finance Committee shall include the Treasurer who shall be chairperson, and two additional members, other than ex-officio, non-voting members of the committee. A majority of the members shall constitute a quorum. The Finance committee shall act as financial advisor to the Board in all financial affairs of the Corporation. The Committee shall be responsible for the review and recommendations to the Board of the annual operating budget as well as any special grants or contracts, or any other financial matter.
- (d) MEMBERSHIP/NOMINATING- The duties of the Membership/Nominating Committee shall be to secure nominees for Board membership. The Membership/Nominating Committee shall be responsible for presenting a slate of eligible consenting members to the Board.
- (e) QUALITY IMPROVEMENT- The Executive Director shall report all Quality Improvement activities such as chart review, peer review, patient satisfaction survey results, patient complaints, risk management, management information system, and clinical outcome measures to the board and solicit the board's feedback to further enhance quality assurance activities.
- (f) MARKETING COMMITTEE- The Marketing Committee shall consist of 2 members of the board and the Executive Director as an ex-officio. The committee is responsible for marketing CHC services and programs to increase utilization of the centers.

ARTICLE VIII RECORDS AND REPORTS

The Guam Community Health Centers, shall keep at its principal office the original copy of its articles and bylaws as amended to date, which articles and bylaws shall be open to inspection by the members at all reasonable times during office hours.

ARTICLE IX LIABILITY OF OFFICERS AND DIRECTORS

SECTION 1 LIABILITY OF OFFICERS AND DIRECTORS – No Director or Officer of the corporation shall be liable for acts, defaults, or neglects of any other Director or Officer or any loss sustained by the corporation, unless the same resulted from willful misconduct or gross negligence of the Director or Officer sought to be charged with liability.

CHC Bylaws
Second Amendment

I, Daniel Perez, duly certify that the Bylaws and Articles as amended at the meeting of June 3, 2008 to be correct.



DANIEL PEREZ

Secretary

Board of Directors

Guam Community Health Centers, Inc.

P.O. Box 5442, Hagatna, Guam 96931

RECEIVED

OCT 11 2004

DEPT. OF REV. & TAX
GOV'T OF GUAM
SLB

**ARTICLES OF INCORPORATION
OF
GUAM COMMUNITY HEALTH CENTERS, Inc.**

**ARTICLE I
CORPORATE NAME**

The name of the corporation is:

GUAM COMMUNITY HEALTH CENTERS, Inc.

Article II

PURPOSE

The purpose of the corporation has been promulgated in its statement of mission and is as follows:

The mission of the Guam Community Health Centers is to provide comprehensive primary health care to the underserved, indigent, and uninsured population most in need and least able to find healthcare.

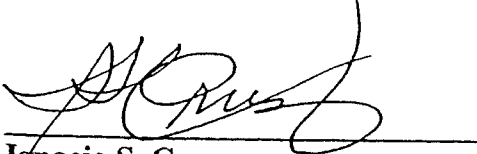
Article III

LOCATION

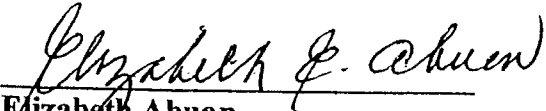
The location of the corporation's initial office is:

**Northern Regional Community Health Center
520 West Santa Monica Drive
Dededo, GUAM 96929**

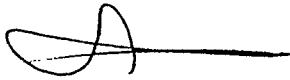
PASS AND ADOPTED BY Guam Community Health Centers, Inc.



Ignacio S. Cruz
President, Board of Directors
Guam Community Health Centers
P.O. Box 5442, Hagatna, Guam 96931



Elizabeth Abuan
Secretary, Board of Directors
Guam Community Health Centers
P.O. Box 5442, Hagatna, Guam 96931



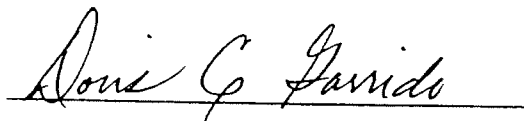
Sonya A.U. Naputi
Treasurer, Board of Directors
Guam Community Health Centers
P.O. Box 20796, Barrigada, Guam 96921

Acknowledgement

In and for Guam, U.S.A.)
Hagatna, Guam) ss.
)

On this ^{27th} day of September, 2004, before me, a Notary Public, in and for Guam, U.S.A. personally appeared, Ignacio S. Cruz, Elizabeth Abuan, and Sonya A.U. Naputi, known to be the persons whose names are signed on the preceding document, and the acknowledged to me that they signed it voluntarily for its stated purpose.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Doris C. Garrido
Notary Public
In and for Guam, U.S.A.
My Commission Expires: December 31, 2007
P.O. Box 20045
Barrigada, Guam 96921

RECEIVED
JUN 15 2005
DEPT. OF REVENUE TAX
GOVT. OF GUAM
BLB

AMENDMENT TO
ARTICLES OF INCORPORATION
OF
GUAM COMMUNITY HEALTH CENTERS, Inc.

Article II
PURPOSE

The purpose of the corporation has been promulgated in its statement of mission and is as follows:

The mission of the Guam Community Health Centers is to provide comprehensive primary health care to the underserved, indigent, and uninsured population most in need and least able to find healthcare.

The following is hereby incorporated under Article II PURPOSE

- (1) The organization shall operate exclusively for one or more exempt purposes under Section 501 (c) (3) of the Guam Territorial Income Tax Law;**
- (2) The organization shall benefit an indefinite class of individuals (i.e. no discrimination);**
- (3) No part of the organization's earnings inures to the benefit of any private shareholder or individual;**
- (4) No substantial part of the organization's activities of which is to carry on propaganda or otherwise attempting to influence legislation;**
- (5) The organization shall not intervene in any political campaign on behalf of any candidate for public office;**
- (6) The organization's purpose and activity are not illegal or violate fundamental public policy.**

Dipáttamenton Kontribusion yan Adu'ána

FELIX P. CAMACHO, Governor
KALEO S. MOYLAN, Lt. Governor
Urbobadero



DEPARTMENT OF
REVENUE AND TAXATION
GOVERNMENT OF GUAM Gubetnamenton Guáhan

ARTEIRO B. RASAN, Director
JOHN P. CAMACHO, Deputy Director
Sigundo Direktor

June 21, 2005

TE NO. 05-26

Linda De Norcey
Representative
GUAM COMMUNITY HEALTH CENTERS, INC.
520 West Monica Drive
Hagatna, Guam 96932

Dear Mr. De Norcey:

This acknowledges receipt of your application for exemptions under Section 26203(c) Chapter 26 Title 11, G.C.A., of the Business Privilege Tax Law and Section 501(c)(3) of the Guam Territorial Income Tax Law.

Based on the information supplied, and assuming your operations will be as stated on your applications for recognition of exemption, we have determined that you are exempt from Gross Receipts Tax under Section 26203(c) of the Business Privilege Tax Law and Income tax under Section 501(c)(3) of the Guam Territorial Income Tax Law.

If your purpose, character or method of operation is changed, please let us know so we can consider the effect of the change on your exempt status. Also, you should inform us of all changes in your name and address.

If your gross receipts each year are normally more than \$25,000 you are required to file Form 990, Return on Exempt Organization for your annual accounting period. The law imposes a penalty of \$10.00 a day, up to a maximum of \$5,000 for failure to file a return on time.

You are not required to file income tax returns unless you have unrelated business income under Section 511 of the Code. If you are subject to this tax, you must file an income tax return. Form 990-T. In this letter, we are not determining whether any of your present or proposed activities are unrelated trade or business as defined in Section 513 of the Code. You are required to file and publish annual financial statements in the newspaper.



Department of Revenue and Taxation

Government of Guam

Post Office Box 23607

Guam Main Facility 96921



Certificate of Tax Exemption

This is to certify that

GUAM COMMUNITY HEALTH CENTERS, INC.

a Civic and Community Benefit

having fully complied

the necessary requirements set forth under 26203 of the Business Privilege Tax Act of Guam, is hereby declared tax exempt, which exemption will continue indefinitely unless revoked on the basis of further information obtained by audit or otherwise.

July 7, 2005

Artemio B. Itagan
ARTEMIO B. ITAGAN

Commissioner of Revenue and Taxation

Date

1805



WAGE AND INVESTMENT DIVISION

DEPARTMENT OF THE TREASURY
INTERNAL REVENUE SERVICE
San Patricio Office Center
Guaynabo, PR 00968-3019

DATE: 21 DECEMBER 2004
Person to Contact:

GUAM COMMUNITY HEALTH
CENTERS, INC.
520 W SANTA MONICA DR.
DEDEDO, GUAM 96929

TELEPHONE NUMBERS:
1-800-829-1040

Dear taxpayer

We received your request dated 12/21/04 concerning your Employer Identification Number.

This letter confirms that your Employer Identification number as shown on our records is:
66-0647189.

Thank you for the opportunity to serve you.

Cordially,

D. M. Alamo
18-80042

J.
DAISY SINISCALCHI
Team Manager
Account Management Operations



BUREAU OF BUDGET & MANAGEMENT RESEARCH

OFFICE OF THE GOVERNOR

Post Office Box 2950, Hagåtña Guam 96932

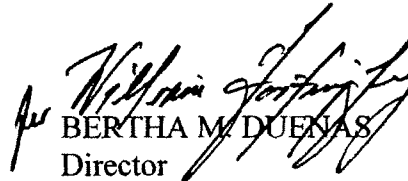
FELIX P. CAMACHO
GOVERNOR

BERTHA M. DUENAS
DIRECTOR

MICHAEL W. CRUZ, M.D.
LIEUTENANT GOVERNOR

The Bureau requests that Bill No(s) 410-30(COR) be granted a waiver pursuant to Public Law 12-229 for the following reason(s):

Bill 410-30 is an act to repeal and add a new Subsection (g) and add a new Subsection (h) to §3811 of Article 8 of Chapter 3 of Title 10 GCA relative to restoring the Community Health Center Council's authorization to access and expend funds from the Community Health Center Revolving Fund and to ensure accountability by requiring monthly financial reports and an annual audit. The intent of the proposed legislation is administrative in nature and poses no fiscal impact upon any funds of the government of Guam.


BERTHA M. DUENAS
Director



COMMITTEE ON RULES

I Mina' Trenta na Liheslaturan Guåhan • 30th Guam Legislature

155 Hesler Place, Hagatña, Guam 96910 • tel: (671)472-7679 • fax: (671)472-3547 • roryforguam@gmail.com

**SENATOR
RORY J.
RESPICIO
CHAIRPERSON**

**SENATOR
Judith P. Guthertz
VICE
CHAIRPERSON**

**MAJORITY
MEMBERS:**

**Judith T. Won Pat
SPEAKER**

**Benjamin J. F. Cruz
VICE SPEAKER**

**Tina Rose Muña Barnes
LEGISLATIVE SECRETARY**

**Thomas C. Ada
SENATOR**

**Frank B. Aguon, Jr.
SENATOR**

**Adolpho B. Palacios, Sr.
SENATOR**

**Vicente C. Pangelinan
SENATOR**

**MINORITY
MEMBERS:**

**Frank F. Blas, Jr.
SENATOR**

**James V. Espaldon
SENATOR**

June 7, 2010

MEMORANDUM

To: Pat Santos
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: Senator Judith P. Guthertz, DPA *my*
Acting Chairperson, Committee on Rules

Subject: Referral of Bills No. 410-30(COR) through 412-30(COR)

As Acting Chairperson of the Committee on Rules, I am forwarding my referral of Bills No. 410-30(COR) through 412-30(COR).

Please ensure that the subject bills are referred, in my name, to the respective committees, as shown on the attachment. I also request that the same be forwarded to all Senators of *I Mina' Trenta Na Liheslaturan Guåhan*.

Should you have any questions, please contact Stephanie Mendiola or Elaine Tajalle at 472-7679.

Si Yu'os Ma'åse'!

(1) Attachment

2010 JUN -8 PM 12:09

MMW

I Mina'Trenta Na Liheslaturan Guåhan
Bill Log Sheet

Page 1 of 1

Bill No.	Sponsor(s)	Title	Date Introduced	Date Referred	Committee Referred	Public Hearing Date	Date Committee Report Filed	Status (Date)
B410-30 (COR)	Frank B. Aguon, Jr.	An act to restore the Community Health Center Council's authorization to access and expend funds from the Community Health Center Revolving Fund; by repealing Subsection (g) of §3811, Art. 8, Ch. 3, 10 GCA; and, to ensure accountability by requiring monthly financial reports and an annual audit.	6/2/10 2:41 p.m.	6/7/10	Committee on Economic Development, Health and Human Services, and Judiciary			
B411-30 (COR)	Judith P. Guthertz, DPA	An act to add Sub items (a)(1)(2)(3)(4)(5)(6)(7) to Subsection 12027 of Chapter 12 of Title 12 Guam Code Annotated relative to the back billing of consumer/ratepayers by the Guam Waterworks Authority.	6/3/10 2:13 p.m.	6/7/10	Committee on Utilities, Transportation, Public Works, and Veterans Affairs			
B412-30 (COR)	J. T. Won Pat, Ed.D., T. R. Muña Barnes	An act to amend Chapter 12 of Title 17 of the Guam Code Annotated, relative to the Guam Academy Charter Schools.	6/3/10 2:49 p.m.	6/7/10	Committee on Education			



**COMMITTEE ON ECONOMIC DEVELOPMENT,
HEALTH AND HUMAN SERVICES, AND JUDICIARY**
I Mina'Trenta Na Liheslaturan Guåhan • 30th Guam Legislature
238 Archbishop F.C. Flores St., DNA Bldg., Suite 701A, Hagatña, Guam 96910
Tel: (671) 969-1495/6 • Fax: (671) 969-1497 • Email: aguon4guam@gmail.com

July 12, 2010

FRANK B. AGUON, JR.
SENATOR, CHAIRMAN

ADOLPHO B. PALACIOS, SR.
SENATOR, VICE CHAIRMAN

JUDITH T. WON PAT
SPEAKER
EX-OFFICIO MEMBER

BENJAMIN J.F. CRUZ
VICE SPEAKER

TINA ROSE MUÑA BARNES
LEGISLATIVE SECRETARY

THOMAS C. ADA
SENATOR

JUDITH P. GUTHERTZ
SENATOR

RORY J. RESPICIO
SENATOR

FRANK F. BLAS, JR.
SENATOR

TELO TAITAGUE
SENATOR

RAY TENORIO
SENATOR

Mr. J. Peter Roberto, Acting Director
123 Chalan Kareta
Dept. of Public Health and Social Services
Mangilao, Guam 96913

Subject: Notice of Public Hearing – Wednesday, July 14, 2010, 9:00 am

Dear Mr. Roberto:

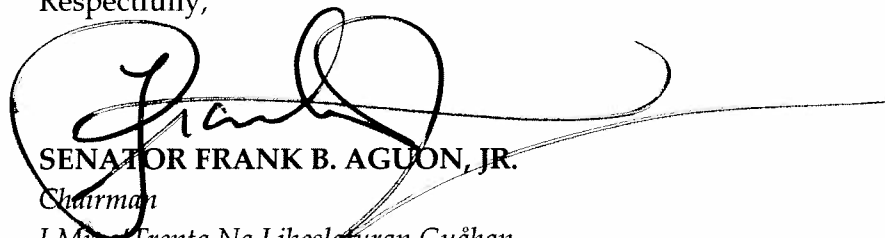
Buenas yan Hafa Adai! The Committee on Economic Development, Health & Human Services, and Judiciary will be conducting a public hearing on **Wednesday, July 14, 2010, 9:00 am** in the Guam Legislature Public Hearing Room. Please see attached Agenda for this public hearing.

I invite the participation of you, your staff and the respective Board Chairpersons at this public hearing, and to also provide testimony on these legislations. Written testimony may be emailed, faxed or hand-delivered to my office. For copies of the bills, please visit the Guam Legislature's website at www.guamlegislature.com.

If you have any question, please contact Mr. Ron Teehan, Committee Director from my office.

Un Dangkulo' Na Si Yu'os Ma'ase'.

Respectfully,


SENATOR FRANK B. AGUON, JR.
Chairman
I Mina'Trenta Na Liheslaturan Guåhan
(30th Guam Legislature)

Attachment (1)

Cc: Chairperson, Guam Board of Allied Health Examiners (GBAHE)



**COMMITTEE ON ECONOMIC DEVELOPMENT,
HEALTH AND HUMAN SERVICES, AND JUDICIARY**
I Mina'Trenta Na Liheslaturan Guåhan • 30th Guam Legislature
238 Archbishop F.C. Flores St., DNA Bldg., Suite 701A, Hagatña, Guam 96910
Tel: (671) 969-1495/6 • Fax: (671) 969-1497 • Email: aguon4guam@gmail.com

FRANK B. AGUON, JR.
SENATOR, CHAIRMAN

ADOLPHO B. PALACIOS, SR.
SENATOR, VICE CHAIRMAN

JUDITH T. WON PAT
SPEAKER
EX-OFFICIO MEMBER

BENJAMIN J.F. CRUZ
VICE SPEAKER

TINA ROSE MUÑA BARNES
LEGISLATIVE SECRETARY

THOMAS C. ADA
SENATOR

JUDITH P. GUTHERTZ
SENATOR

RORY J. RESPICIO
SENATOR


FRANK F. BLAS, JR.
SENATOR

TELO TAITAGUE
SENATOR

RAY TENORIO
SENATOR

July 6, 2010

TO: Honorable Senators/Committee Members
*Committee on Economic Development,
Health & Human Services, and Judiciary*

FROM: Senator Frank B. Aguon, Jr. 
Chairman

SUBJECT: NOTICE OF PUBLIC HEARING – FIRST NOTICE
Wednesday, July 14, 2010 – 9:00 am

Buenas yan Hafa Adai!

Please be advised that the Committee on Economic Development, Health & Human Services, and Judiciary will be conducting a public hearing on **WEDNESDAY, JULY 14, 2010, 9:00 AM** in the **LEGISLATURE'S PUBLIC HEARING ROOM**.

Please see the attached agenda for the public hearing. Should you have any questions, please contact Mr. Ron Teehan from my office.

Un dangkulo' na Si Yu'os Ma'ase'.

Attachment (1)

Cc: Sergeant-at-Arms/Protocol/AV
MIS
Stephanie Mendiola, COR
Clerk's Office

PUBLIC HEARING - 1ST NOTICE P.H. NOTICES X

from: Frances Lizama <lizama.frances@gmail.com> [hide details](#) 11:08 AM (38 minutes ago) Reply

to: "SPKR WON PAT, Judi" <speaker@judwonpat.com>,
 "VICE SPKR CRUZ, Benjamin J.F." <senadotbjacruz@gmail.com>,
 "SEN ADA, Thomas C." <tom@senatorada.org>,
 "SEN ADA, Tony" <senatortonyada@guamlegislature.org>,
 "SEN. BLAS, Frank F., Jr." <frankblasjr@gmail.com>,
 "SEN. CALVO, Eddie J. B." <sencalvo@gmail.com>,
 "SEN. ESPALDON, James V." <senator@espaldon.com>,
 "SEN. GUTHERTZ, Judith P." <judithguthertz@pticom.com>,
 "SEN. MUNA BARNES, Tina Rosa" <tinamunabarnes@gmail.com>,
 "SEN. PALACIOS, Adolpho B., Sr." <abpalcios@gmail.com>,
 "SEN. PANGELINAN, Ben" <senbenp@guam.net>,
 "SEN. RESPICIO, Rory J." <roryforguam@gmail.com>,
 "SEN. TAITAGUE, Telo" <senatorfelo@gmail.com>,
 "SEN. TENORIO, Ray" <ray@raytenorio.com>

cc: "BLAS, Roland" <roland@judwonpat.com>,
 "DEFENSOR, Sahara" <sahara@judwonpat.com>,
 "DUARTE, Mark" <mark@judwonpat.com>,
 "TORRES, Frank B." <fbtorres@judwonpat.com>,
 "ALONSO, Maya" <maya@guamlegislature.org>,
 "BLAS, Jon" <jon@work2010@gmail.com>,
 "CRUZ, Jose Jr" <josecruzjr17@yahoo.com>,
 "LG, Peter" <petarlg@gmail.com>,
 "LIDIA, Mike" <mika.lidia@gmail.com>,
 "MATANANE, Tammy" <tpmatanane@yahoo.com>,
 "ODOCA, Chns" <codoca@gmail.com>,
 "CAMACHO, Jimmy" <jcamacho@senatorada.org>,
 "GILLHAM, Juliette" <office@senatorada.org>,
 "LUHR, Cyrus" <cyrus@senatorada.org>,
 "SANTOS, Nicole" <nsantos@senatorada.org>,
 "SUNGA, Jay" <ajsunga@senatorada.org>,
 "ATALIG, Louise A." <louise_atalig@yahoo.com>,
 "CASTRO, James P." <jamespcastro@gmail.com>,
 "FEJERAN, Mary C." <maryfejeran@gmail.com>,
 "SAYAMA, Mark" <sayama01@yahoo.com>,
 "GOGUE, Elaine" <epgogue@hotmail.com>,
 "UNPINGCO, Joy" <joyunpingco@gmail.com>,
 "DUENAS, Mona" <mona.duenas@gmail.com>,
 "ROBERTO, Phil" <roberto.phil@gmail.com>,
 "MUNA, Rose" <rsmun@yahoo.com>,
 "TUPAZ, Robert" <rb.tupaz@gmail.com>,
 "WYTTENBACH-SANTOS, Richard" <doc.wyittenbachsantos@gmail.com>,
 "KOMIYAMA, Velma" <vel.komiyama@yahoo.com>,
 "McDONALD, Elaine" <andresgrandma@yahoo.com>,
 "OKADA, Tina" <tinaokada@gmail.com>,
 "TAITAGUE, Ron" <sz2plez57@yahoo.com>,
 "BURGOS, Fred" <feeburgos@gmail.com>,
 "CEPEDA, Patrick" <patrickcepeda@hotmail.com>,
 "CRUZ, Priscilla" <pjtcruz@yahoo.com>,
 "DIAZ, Jonathan" <jonbdiaz@gmail.com>,
 "CIPOLLONE, Lisa" <cipo@guamlegislature.org>,
 "HILLS, Denick" <denickhills@live.com>,
 "OKADA, Anjelica" <aokada@guamlegislature.org>,
 "MENDIOLA, Stephanie" <sam@guamlegislature.org>,
 "PHILLIPS, Bill R." <phillipaguam@gmail.com>,
 "TAJALLE, Elaine V." <elainevitik@gmail.com>,
 "LEE, Edward G." <teddylee222@yahoo.com>,
 "PEREZ, Mike" <mjperez48@yahoo.com>,
 "CEPEDA, Mermas" <mermas@raytenorio.com>,
 "EVARISTO, Jessica" <jessica@raytenorio.com>,
 "LG, Philip" <phil@raytenorio.com>,
 "LG, Joe - Sgt-at-Arms" <joemlo2008@yahoo.com>,
 "PAK, Yong - MIS" <yong@guamlegislature.org>,
 "QUITUGUA, Tony - Protocol/Reproduction" <tq@guamlegislature.org>,
 "UNSIOG, Tom - Protocol/VAV" <tunsiog@guamlegislature.org>,
 "MEW, Elvy" <emew@guamlegislature.org>,
 "PEREZ, Daniel" <dperez@guamlegislature.org>,
 "PEREZ, Rennae" <rrennae@guamlegislature.org>,
 "SANTOS, Pat" <psantos@guamlegislature.org>,
 "TERLAJE, Flo" <fterlaje@guamlegislature.org>,
 "TERLAJE, Therese" <fterlaje@guam.net>


date: Wed, Jul 7, 2010 at 11:08 AM
 subject: PUBLIC HEARING - 1ST NOTICE
 mailed-by: gmail.com

Hafa Adai Senators:

Please find attached First Notice of Public Hearing and Agenda from Sen. Frank B. Aguon, Jr. Please see memo for details.

Un dangkulo' na Si Yu'os Ma'asse' and have a great day.

FRANCES S. LIZAMA
 Office of Senator Frank B. Aguon, Jr.
 30th Guam Legislature
 Committee on Economic Development,
 Health & Human Services, and Judiciary
 238 Archbishop F.C. Flores St
 DNA Bldg (old PDN), Suite 701A
 Hagalna, Guam 96910
 Tel: 671.969.1495/6
 Fax: 671.969.1497

 SENATORS - 1ST NOTICE.pdf
 791K View Download



SENATOR FRANK B. AGUON, JR., *Chairman*
**COMMITTEE ON ECONOMIC DEVELOPMENT,
HEALTH & HUMAN SERVICES, AND JUDICIARY**
I Mina'Trenta Na Liheslaturan Guåhan • 30th Guam Legislature
238 Archbishop F.C. Flores St., DNA Bldg., Suite 701A, Hagatña, Guam 96910
Tel: (671) 969-1495/6 • Fax: (671) 969-1497 • Email: aguon4guam@gmail.com

AGENDA

WEDNESDAY, JULY 14, 2010, 9:00 AM
GUAM LEGISLATURE PUBLIC HEARING ROOM

BILL NO. 398-30 (COR)

An act adding a new Chapter 10 to Title 6 of the Guam Code Annotated relative to protecting journalists and the Freedom of the Press, and to add a new Chapter 91 to Title 9 of the Guam Code Annotated relative to providing penalties for violating the Freedom of the Press.

BILL NO. 410-30 (COR)

An act to restore the Community Health Center Council's authorization to access and expend funds from the Community Health Center Revolving Fund; by repealing Subsection (g) of §3811, Art. 8, Ch. 3, 10 GCA; and to ensure accountability by requiring monthly financial reports and an annual audit.

BILL NO. 413-30 (COR)

An act to add a new Chapter 58B to Title 5 Guam Code Annotated relative to the construction of a new Northern High School.

BILL NO. 415-30 (COR)

An act to promote the efficiency of the Guam Board of Allied Health Examiners and to clarify portions of the Board's enabling legislation, by amending Article 8 of Chapter 12, Title 10, Guam Code Annotated.

BILL NO. 416-30 (COR)

An act relative to provisions applicable to the Board of Medical Examiners and the Guam Board of Allied Health examiners; by respectively amending Subsections (a) and (b) of §12203 of Article 2, and Subsections (a) and (b) of §12803 of Article 8 of Part 1, Chapter 12, Title 10, Guam Code Annotated.

BILL NO. 423-30 (COR)

An act to authorize and regulate the recommending and certifying of the use of medicinal *cannabis* by licensed physicians to patients with debilitating medical conditions, and to create cannabis dispensaries, to be known as "Compassionate Care Centers," to make medicinal *cannabis* available for such patients. This act shall be known as "The Compassionate Health Care Act of 2010."

BILL NO. 431-30 (COR)

An act to amend §4302 (b) Chapter 4, Article 3, Title 4 Guam Code Annotated relative to providing utilization and cost information to current and prospective health insurance companies who provide health care coverage to government of Guam employees and retirees.

#####



SENATOR FRANK B. AGUON, JR.

Chairman, Committee on Economic Development,
Health & Human Services, and Judiciary
I Mina' Trenta Na Liheslaturan Guåhan
(Thirtieth Guam Legislature)



PRESS RELEASE

FOR IMMEDIATE RELEASE

July 6, 2010

NOTICE OF PUBLIC HEARING

In accordance with the Open Government Law 24-109, relative to notice for public meetings, please let this serve as 5 days notice for a Public Hearing by the Committee on Economic Development, Health & Human Services, and Judiciary, scheduled for

DATE: Wednesday, July 14, 2010
TIME: 9:00 am
PLACE: Guam Legislature Public Hearing Room

Please see attached Agenda for listing of Bills that will be heard on this day. Persons with disabilities needing special accommodations/services, or for more information, please contact Mr. Ron Teehan, Committee Director at 969-1495/6.

#####

MEDIA DISTRIBUTION: (fax, email or hand delivery)

KUAM TV/Radio	637-9870
News Talk K57 / Power98	477-3982
PDN	477-3079
PNC News	477-0793
Marianas Variety	648-2007
Marianas Media / Guam News Factor	477-2240
Hit Radio 100	472-7663
K-Stereo / KISH	477-6411
KPRG News	734-2958
KGTF	734-3476
Adventist Radio	565-2983
Harvest Radio	477-7136
Joy 92FM	477-4678

PUBLIC HEARING - 1ST NOTICE

from **Frances Lizama** <lizama.frances@gmail.com>
 to gerry@mvguam.com,
 john@marianasmedia.com,
 "AGUON, Mindy - KUAM" <671mindy@gmail.com>,
 "ARROYO, Patti - K57" <parroyo@k57.com>,
 "ARTERO, Sonya - KUAM" <sonya@kuam.com>,
 "CAGURANGAN, MarVic - MarVariety" <marvic@mvguam.com>,
 "CATAHAY, Michelle - KUAM" <michele@kuam.com>,
 "COFFMAN, Travis - K57" <thebigshow@k57.com>,
 "DALENO, Gaynor - PDN" <gdumat-ol@guampdn.com>,
 "DALENO, Gaynor Dumat-ol" <gdumat-ol@guam.gannett.com>,
 "GEORGE, Duane M" <dmgeorge@guam.gannett.com>,
 "GIBSON, Ray - K57" <rgibson@k57.com>,
 "GIBSON, William - K57" <breakfastshowk57@gmail.com>,
 GLIMPSES <managingeditor@glimpses.guam.com>,
 "GLIMPSES - PALACIOS, Ivan" <reporter1@glimpsesofguam.com>,
 "GODLEWSKI, Stephanie - PDN" <smgodlewski@guampdn.com>,
 "HART, Therese - MarVariety" <therese@mvguam.com>,
 "KELMAN, Brett - Guam Gannett" <bmkelman@guam.gannett.com>,
 "KERRIGAN, Kevin - SPB" <kevin@spbguam.com>,
 KPRG <kprg@guam.net>,
 KSTO-KISH <kstokish@gmail.com>,
 "MACALUSO, David - PNC" <dmacaluso@spbguam.com>,
 "MATANANE, Sabrina - KUAM" <sabrina@kuam.com>,
 "MELYAN, Catriona - PDN" <cmelyan@guampdn.com>,
 "MUNA, Audrey" <audreymuna@yahoo.com>,
 PACIFIC NEWS CENTER <news@spbguam.com>,
 "PEREZ, Alicia - KSTO/KISH" <kstonews@ite.net>,
 "RUDOLPH, Michael - Marianas Media" <michael@marianasmedia.com>,
 "SALAS, Jason - KUAM" <jason@kuam.com>,
 "TAITANO, Zita - MarVariety" <zytaitano@gmail.com>,
 "TYQUIENGCO, Josh - SPB" <jtyquiengco@spbguam.com>,
 "WATANABE, Masako - Guam Gannett" <mwatanabe@guam.gannett.com>


date Tue, Jul 6, 2010 at 7:54 AM
 subject PUBLIC HEARING - 1ST NOTICE
 mailed-by gmail.com

Hafa Adai to All:

Please see attached Notice of Public Hearing and Agenda from Sen. Frank B. Aguon, Jr. Please see press release for details.

Un dangkulo' na Si Yu'os Ma'ase' and have a great day.

FRANCES S. LIZAMA
 Office of Senator Frank B. Aguon, Jr.
 30th Guam Legislature
 Committee on Economic Development,
 Health & Human Services, and Judiciary
 238 Archbishop F.C. Flores St.
 DNA Bldg (old PDN), Suite 701A
 Hagatna, Guam 96910
 Tel: 671.969.1495/6
 Fax: 671.969.1497

 **MEDIA - 1ST NOTICE.pdf**
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NOTE: Blocked calls are not displayed on this report.
 For more information, see Junk Fax Report and the Caller ID History report.

Last 30 Transactions

Date	Time	Type	Station ID Caller ID	Duration	Pages	Result
Jun 24	4:27PM	Received		0:55	0	No fax
			6716334372			
Jun 24	5:14PM	Received		0:45	0	No fax
			6716334372			
Jun 25	9:07AM	Fax Sent	6716474044	0:30	1	OK
Jun 25	4:07PM	Fax Sent	4724036	0:29	1	OK
Jun 28	8:50AM	Received		0:19	1	OK
			6714752000			
Jun 28	9:01AM	Received	+6716494146 6716494146	0:24	1	OK
Jun 28	9:59PM	Received		0:30	2	OK
			6715655065			
Jul 2	12:43PM	Fax Sent	4723459	1:10	1	Error 350
Jul 2	5:09PM	Fax Sent	9691497	0:59	0	Cancel
Jul 2	5:10PM	Fax Sent	6469048	0:30	1	OK
Jul 6	8:50AM	Fax Sent	6379870 - KUAM	1:06	2	OK
Jul 6	8:54AM	Fax Sent	4773982 - K57 / Power98	0:55	2	OK
Jul 6	8:57AM	Fax Sent	4773079 - PDN	1:25	2	OK
Jul 6	8:59AM	Fax Sent	4770793 - PNC News	0:58	2	OK
Jul 6	9:02AM	Fax Sent	6482007	1:04	1	Error 403
Jul 6	9:04AM	Fax Sent	4727663 - Hit Radio 100	0:53	2	OK
Jul 6	9:06AM	Fax Sent	4776411 - K-Stereo / KISH	1:29	2	OK
Jul 6	9:09AM	Fax Sent	7342958 - KPRG News	0:53	2	OK
Jul 6	9:12AM	Fax Sent	7343476 - KGTF	0:54	2	OK
Jul 6	9:14AM	Fax Sent	5652983 - Adventist Radio	1:04	2	OK
Jul 6	9:16AM	Fax Sent	4777136 - Harvest Radio	0:55	2	OK
Jul 6	9:18AM	Fax Sent	4774678 - Joy 92FM	0:57	2	OK
Jul 6	9:20AM	Fax Sent	6482007	0:46	1	Error 350
Jul 6	9:22AM	Fax Sent	4772240	3:14	1	Error 326
Jul 6	9:25AM	Received		0:46	0	No fax
			6714725022			
Jul 6	10:12AM	Fax Sent	4773321	3:24	2	OK
Jul 6	10:32AM	Fax Sent	6482007	0:46	1	Error 403
Jul 6	10:45AM	Fax Sent	6482007	1:53	2	Error 405
Jul 7	10:02AM	Received	7345738 6717345738	0:59	3	OK
Jul 7	10:20AM	Fax Sent	7345738	0:54	2	OK



SENATOR FRANK B. AGUON, JR.

Chairman, Committee on Economic Development,
Health & Human Services, and Judiciary
I Mina' Trenta Na Liheslaturan Guåhan
(Thirtieth Guam Legislature)



PRESS RELEASE

FOR IMMEDIATE RELEASE

July 6, 2010

Handwritten signature and date: 7/6/10

NOTICE OF PUBLIC HEARING

In accordance with the Open Government Law 24-109, relative to notice for public meetings, please let this serve as 5 days notice for a Public Hearing by the Committee on Economic Development, Health & Human Services, and Judiciary, scheduled for

DATE: Wednesday, July 14, 2010
TIME: 9:00 am
PLACE: Guam Legislature Public Hearing Room

Please see attached Agenda for listing of Bills that will be heard on this day. Persons with disabilities needing special accommodations/services, or for more information, please contact Mr. Ron Teehan, Committee Director at 969-1495/6.

#####

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K-Stereo / KISH	477-6411
KPRG News	734-2958
KGTF	734-3476
Adventist Radio	565-2983
Harvest Radio	477-7136
Joy 92FM	477-4678

Handwritten number: 478-6402



**COMMITTEE ON ECONOMIC DEVELOPMENT,
HEALTH AND HUMAN SERVICES, AND JUDICIARY**
I Mina'Trenta Na Liheslaturan Guåhan • 30th Guam Legislature
238 Archbishop F.C. Flores St., DNA Bldg., Suite 701A, Hagatña, Guam 96910
Tel: (671) 969-1495/6 • Fax: (671) 969-1497 • Email: aguon4guam@gmail.com

FRANK B. AGUON, JR.
SENATOR, CHAIRMAN

July 12, 2010

ADOLPHO B. PALACIOS, SR.
SENATOR, VICE CHAIRMAN

TO: Honorable Senators/Committee Members
*Committee on Economic Development,
Health & Human Services, and Judiciary*

JUDITH T. WON PAT
SPEAKER
EX-OFFICIO MEMBER

FROM: Senator Frank B. Aguon, Jr. 
Chairman

BENJAMIN J.F. CRUZ
VICE SPEAKER

SUBJECT: NOTICE OF PUBLIC HEARING – SECOND NOTICE
Wednesday, July 14, 2010 – 9:00 am

TINA ROSE MUÑA BARNES
LEGISLATIVE SECRETARY

THOMAS C. ADA
SENATOR

Buenas yan Hafa Adai!

JUDITH P. GUTHERTZ
SENATOR

Please be advised that the Committee on Economic Development, Health & Human Services, and Judiciary will be conducting a public hearing on **WEDNESDAY, JULY 14, 2010, 9:00 AM** in the **LEGISLATURE'S PUBLIC HEARING ROOM**.

RORY J. RESPICIO
SENATOR

Please see the attached agenda for the public hearing. Should you have any questions, please contact Mr. Ron Teehan from my office.

FRANK F. BLAS, JR.
SENATOR

Un dangkulo' na Si Yu'os Ma'ase'.

TELO TAITAGUE
SENATOR

RAY TENORIO
SENATOR

Attachment (1)

Cc: Sergeant-at-Arms/Protocol/AV
MIS
Stephanie Mendiola, COR
Clerk's Office

PUBLIC HEARING - 2nd NOTICE P.H. NOTICES X

from **Frances Lizama** <lizama.frances@gmail.com>
to "SEN. ADA, Thomas C." <tom@senatorada.org>,
"SEN. ADA, Tony" <senatorTonyada@guamlegislature.org>,
"SEN. BLAS, Frank F., Jr." <frank.blasjr@gmail.com>,
"SEN. CALVO, Eddie J.B." <sencalvo@gmail.com>,
"SEN. ESPALDON, James V." <senator@espaldon.com>,
"SEN. GUTHERTZ, Judith P." <judiguthertz@pticom.com>,
"SEN. MUNA BARNES, Tina Rose" <tinamunabarnes@gmail.com>,
"SEN. PALACIOS, Adolpho B., Sr." <abpalacios@gmail.com>,
"SEN. PANGELINAN, Ben" <senbenp@guam.net>,
"SEN. RESPICIO, Rory J." <roryforguam@gmail.com>,
"SEN. TAITAGUE, Telo" <senatortelo@gmail.com>,
"SEN. TENORIO, Ray" <ray@raytenorio.com>,
"SPKR WON PAT, Judi" <speaker@judiwonpat.com>,
"VICE SPKR CRUZ, Benjamin J.F." <senadotbjcruz@gmail.com>
cc "BLAS, Roland" <roland@judiwonpat.com>,
"DEFENSOR, Sahara" <sahara@judiwonpat.com>,
"DUARTE, Mark" <mark@judiwonpat.com>,
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"CAMACHO, Jimmy" <jcamacho@senatorada.org>,
"GILLHAM, Julliette" <office@senatorada.org>,
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"UNPINGCO, Joy" <joyunpingco@gmail.com>,
"ALONSO, Maya" <maya@guamlegislature.org>,
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"LIDIA, Mike" <mike.lidia9@gmail.com>,
"MATANANE, Tammy" <tpmatanane@yahoo.com>,
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"DUENAS, Mona" <mona.duenas@gmail.com>,
"ROBERTO, Phil" <roberto.phil@gmail.com>,
"MUNA, Rose" <rsmuna@yahoo.com>,
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"BAUTISTA, Ana" <anaaleah@yahoo.com>,
"BRECHT, Chelsa Muna" <chelsamunabrecht@yahoo.com>,


"KOMIYAMA, Velma" <vel.komiyama@yahoo.com>,
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 "MUNA-BRECHT, Chelsa" <cmunabrecht@guamlegislature.org>,
 "BURGOS, Fred" <feaburgos@gmail.com>,
 "CEPEDA, Patrick" <patrickcepeda@hotmail.com>,
 "CRUZ, Priscilla" <pjtcruz@yahoo.com>,
 "DIAZ, Jonathan" <jonbdiaz@gmail.com>,
 "CIPOLLONE, Lisa" <cipo@guamlegislature.org>,
 "HILLS, Derick" <derickhills@live.com>,
 "OKADA, Anjelica" <aokada@guamlegislature.org>,
 "MENDIOLA, Stephanie" <sem@guamlegislature.org>,
 "OKADA, Tina" <tinaokada@gmail.com>,
 "PHILLIPS, Bill R." <phillipsguam@gmail.com>,
 "TAJALLE, Elaine V." <elainevtll@gmail.com>,
 "LEE, Edward G." <teddytaz_222@yahoo.com>,
 "PEREZ, Mike" <mjperez48@yahoo.com>,
 "CEPEDA, Mermae" <mermae@raytenorio.com>,
 "EVARISTO, Jessica" <jessica@raytenorio.com>,
 "LG, Phillip" <phill@raytenorio.com>

date Mon, Jul 12, 2010 at 10:20 AM
 subject PUBLIC HEARING - 2nd NOTICE
 mailed-by gmail.com

Hafa Adai Senators:

Please find attached 2nd Notice of Public Hearing and Agenda. Please see notice for details.

--
 FRANCES S. LIZAMA
 Office of Senator Frank B. Aguon, Jr.
 30th Guam Legislature
 Committee on Economic Development,
 Health & Human Services, and Judiciary
 238 Archbishop F.C. Flores St.
 DNA Bldg (old PDN), Suite 701A
 Hagatna, Guam 96910
 Tel: 671.969.1495/6
 Fax: 671.969.1497

 **SENATORS - 2ND NOTICE.pdf**
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SENATOR FRANK B. AGUON, JR.

Chairman, Committee on Economic Development,
Health & Human Services, and Judiciary
I Mina' Trenta Na Liheslaturan Guåhan
(Thirtieth Guam Legislature)



PRESS RELEASE

FOR IMMEDIATE RELEASE

July 12, 2010

NOTICE OF PUBLIC HEARING

In accordance with the Open Government Law 24-109, relative to notice for public meetings, please let this serve as 48 hours notice for a Public Hearing by the Committee on Economic Development, Health & Human Services, and Judiciary, scheduled for

DATE: Wednesday, July 14, 2010
TIME: 9:00 am
PLACE: Guam Legislature Public Hearing Room

Please see attached Agenda for listing of Bills that will be heard on this day. Persons with disabilities needing special accommodations/services, or for more information, please contact Mr. Ron Teehan, Committee Director at 969-1495/6.

#####

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Marianas Media / Guam News Factor	477-7740 478-6402
Hit Radio 100	472-7663
K-Stereo / KISH	477-6411
KPRG News	734-2958
KGTF	734-3476
Adventist Radio	565-2983
Harvest Radio	477-7136
Joy 92FM	477-4678

NOTE: Blocked calls are not displayed on this report.
 For more information, see Junk Fax Report and the Caller ID History report.

Last 30 Transactions

Date	Time	Type	Station ID Caller ID	Duration	Pages	Result
Jul 6	9:22AM	Fax Sent	4772240	3:14	1	Error 326
Jul 6	9:25AM	Received		0:46	0	No fax
			6714725022			
Jul 6	10:12AM	Fax Sent	4773321	3:24	2	OK
Jul 6	10:32AM	Fax Sent	6482007	0:46	1	Error 403
Jul 6	10:45AM	Fax Sent	6482007	1:53	2	Error 405
Jul 7	10:02AM	Received	7345738	0:59	3	OK
			6717345738			
Jul 7	10:20AM	Fax Sent	7345738	0:54	2	OK
Jul 7	1:29PM	Received		0:45	0	No fax
			6714758509			
Jul 7	2:07PM	Received	6714723400	0:37	2	OK
			6714723400			
Jul 7	2:09PM	Received	6714723400	0:37	2	OK
			6714723400			
Jul 7	4:51PM	Fax Sent	4722422	0:27	1	OK
Jul 7	4:59PM	Fax Sent	4775297	0:42	1	OK
Jul 7	5:12PM	Fax Sent	6533434	0:55	2	OK
Jul 8	8:06AM	Received	671 649 0145	0:25	1	OK
			6716490145			
Jul 9	2:37PM	Fax Sent	4773321	0:52	1	OK
Jul 9	4:00PM	Received		0:45	0	No fax
			6714732300			
Jul 9	4:06PM	Received	671 339 5716	0:34	2	OK
			6714732300			
Jul 12	10:02AM	Fax Sent	6379870 - KUAM TV/ Radio	1:02	2	OK
Jul 12	10:04AM	Fax Sent	4773982 - K-57 / Power 98	0:51	2	OK
Jul 12	10:06AM	Fax Sent	4773079 - PDN	1:18	2	OK
Jul 12	10:08AM	Fax Sent	4770793 - PNC NEWS	1:24	2	OK
Jul 12	10:11AM	Fax Sent	4786402 - Mar Media / GNF	1:21	2	OK
Jul 12	10:13AM	Fax Sent	4727663 - Hit Radio 100	0:52	2	OK
Jul 12	10:14AM	Fax Sent	4776411 - K-Stereo / KISH	1:23	2	OK
Jul 12	10:16AM	Fax Sent	7342958 - KPRG News	0:51	2	OK
Jul 12	10:20AM	Fax Sent	7343476 - KGTF	0:57	2	OK
Jul 12	10:21AM	Fax Sent	5652983 - Adventist Radio	1:10	2	OK
Jul 12	10:23AM	Fax Sent	4777136 - Harvest Radio	0:58	2	OK
Jul 12	10:25AM	Fax Sent	4774678 - Joy 92FM	0:52	2	OK
Jul 12	10:26AM	Fax Sent	6482007	0:47	1	Error 350

PUBLIC HEARING - 2ND NOTICE P.H. NOTICES X

from **Frances Lizama** <lizama.frances@gmail.com> [hide det](#)
to gerry@mvguam.com,
john@marianasmedia.com,
"AGUON, Mindy - KUAM" <671mindy@gmail.com>,
"ARROYO, Patti - K57" <parroyo@k57.com>,
"ARTERO, Sonya - KUAM" <sonya@kuam.com>,
"CAGURANGAN, MarVic - MarVariety" <marvic@mvguam.com>,
"CATAHAY, Michelle - KUAM" <michele@kuam.com>,
"COFFMAN, Travis - K57" <thebigshow@k57.com>,
"DALENO, Gaynor - PDN" <gdumat-ol@guampdn.com>,
"DALENO, Gaynor Dumat-ol" <gdumat-ol@guam.gannett.com>,
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"GLIMPSES - PALACIOS, Ivan" <reporter1@glimpsesofguam.com>,
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"HART, Therese - MarVariety" <therese@mvguam.com>,
"KELMAN, Brett - Guam Gannett" <bmkelman@guam.gannett.com>,
"KERRIGAN, Kevin - SPB" <kevin@spbguam.com>,
KPRG <kprg@guam.net>,
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"MATANANE, Sabrina - KUAM" <sabrina@kuam.com>,
"MELYAN, Catriona - PDN" <cmelyan@guampdn.com>,
"MUNA, Audrey" <audreymuna@yahoo.com>,
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"PEREZ, Alicia - KSTO/KISH" <kstone@ite.net>,
"RUDOLPH, Michael - Marianas Media" <michael@marianasmedia.com>,
"SALAS, Jason - KUAM" <jason@kuam.com>,
"TAITANO, Zita - MarVariety" <zytaitano@gmail.com>,
"TYQUIENGCO, Josh - SPB" <jtyquiengco@spbguam.com>,
"WATANABE, Masako - Guam Gannett" <mwatanabe@guam.gannett.com>
date Mon, Jul 12, 2010 at 10:23 AM
subject PUBLIC HEARING - 2ND NOTICE
mailed-by gmail.com

Hafa Adai All:

Please find attached 2nd Notice of Public Hearing and Agenda. Please see notice for details.

--

FRANCES S. LIZAMA
Office of Senator Frank B. Aguon, Jr.
30th Guam Legislature
Committee on Economic Development,
Health & Human Services, and Judiciary
238 Archbishop F.C. Flores St.
DNA Bldg (old PDN), Suite 701A
Hagatna, Guam 96910
Tel: 671.969.1495/6
Fax: 671.969.1497



AGENDA

WEDNESDAY, JULY 14, 2010, 9:00 AM
GUAM LEGISLATURE PUBLIC HEARING ROOM

BILL NO. 398-30 (COR)

An act adding a new Chapter 10 to Title 6 of the Guam Code Annotated relative to protecting journalists and the Freedom of the Press, and to add a new Chapter 91 to Title 9 of the Guam Code Annotated relative to providing penalties for violating the Freedom of the Press.

BILL NO. 410-30 (COR)

An act to restore the Community Health Center Council's authorization to access and expend funds from the Community Health Center Revolving Fund; by repealing Subsection (g) of §3811, Art. 8, Ch. 3, 10 GCA; and to ensure accountability by requiring monthly financial reports and an annual audit.

BILL NO. 413-30 (COR)

An act to add a new Chapter 58B to Title 5 Guam Code Annotated relative to the construction of a new Northern High School.

BILL NO. 415-30 (COR)

An act to promote the efficiency of the Guam Board of Allied Health Examiners and to clarify portions of the Board's enabling legislation, by amending Article 8 of Chapter 12, Title 10, Guam Code Annotated.

BILL NO. 416-30 (COR)

An act relative to provisions applicable to the Board of Medical Examiners and the Guam Board of Allied Health examiners; by respectively amending Subsections (a) and (b) of §12203 of Article 2, and Subsections (a) and (b) of §12803 of Article 8 of Part 1, Chapter 12, Title 10, Guam Code Annotated.

BILL NO. 423-30 (COR)

An act to authorize and regulate the recommending and certifying of the use of medicinal *cannabis* by licensed physicians to patients with debilitating medical conditions, and to create cannabis dispensaries, to be known as "Compassionate Care Centers," to make medicinal *cannabis* available for such patients. This act shall be known as "The Compassionate Health Care Act of 2010."

BILL NO. 431-30 (COR)

An act to amend §4302 (b) Chapter 4, Article 3, Title 4 Guam Code Annotated relative to providing utilization and cost information to current and prospective health insurance companies who provide health care coverage to government of Guam employees and retirees.

#####

World Briefs

Three headless bodies found in car in Mexico

CULIACAN (AP) — Police have found the decapitated bodies of three men inside a burned-out car in the drug gang-plagued Mexican state of Sinaloa. The heads had been put on the vehicle's hood.

The Sinaloa state attorney general's office says one of the burned bodies was in the driver's seat, another in the back seat and the third was in the trunk.

Investigators found the car Monday in the city of Angostura, near the Pacific coast.

Clinton criticizes Russia on Georgia

TBILISI (AP) — U.S. Secretary of State Hillary Rodham Clinton rebuked Russia on Monday for failing to live up to the cease-fire agreement it signed nearly two years ago to end the fighting in this small former Soviet state.

She asserted that Russia is occupying parts of Georgia and building permanent military bases in contravention of the truce.

Israel eases blockade of Hamas-ruled Gaza



KEREM SHALOM (AP) — Israel is easing its blockade of Hamas-ruled Gaza to allow in virtually all consumer goods, items from household cleaners to timber that had been barred from import for years.

But because Israel will continue to ban most travel and exports and restrict the import of desperately needed construction materials, the new rules are unlikely to restore the territory's devastated economy or allow rebuilding of all that was destroyed in last year's war.

The White House welcomed the changes that were announced

Monday as Prime Minister Benjamin Netanyahu flew to Washington for a meeting with President Barack Obama. International

Mideast envoy Tony Blair said Israel's measures "should have a dramatic influence on the daily lives of the people of Gaza and on the private sector."

Israeli workers examine goods bound for Gaza at Kerem Shalom terminal, on the Israel-Gaza border. Israel pledged Sunday it will immediately allow all goods into Gaza except weapons and items deemed to have a military use.

The new blockade rules come in response to an outcry following a deadly Israeli raid on a blockade-busting flotilla at the end of May.

Gaza business leaders and rights activists said the measures are far short of what Gaza needs, and that the only active cargo crossing, Kerem Shalom, may not be enough to bring in all the goods now permitted.

Israeli officials said the remaining restrictions, including on exports, are essential for maintaining security.

On Monday, goods dropped off at Kerem Shalom included washing machines, which were previously banned from import.

SENATOR FRANK B. AGUIAR, JR., Chairman
Legislative Council COMMITTEE ON ECONOMIC DEVELOPMENT
1600 J. B. WALKER DRIVE, SUITE 200, HONOLULU, HI 96813
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NOTICE OF PUBLIC HEARING WEDNESDAY, JULY 14, 2010 9:00 AM GUAM LEGISLATURE PUBLIC HEARING ROOM

- BILL NO. 189-30 (COR)** — Relative to protecting journalists and the Freedom of the Press, and relative to providing penalties for violating the Freedom of the Press.
- BILL NO. 410-30 (COR)** — To restore the Community Health Center Council's authorization to access and expend funds from the Community Health Center Revolving Fund, and to ensure accountability by requiring monthly financial reports and annual audits.
- BILL NO. 413-30 (COR)** — Relative to the construction of a new Northern High School.
- BILL NO. 415-30 (COR)** — To promote efficiency of the Guam Board of Allied Health Examiners and to clarify portions of the Board's enabling legislation.
- BILL NO. 416-30 (COR)** — Relative to provisions applicable to the Board of Medical Examiners, and Guam Board of Allied Health Examiners.
- BILL NO. 423-30 (COR)** — To authorize and regulate the recommending and certifying of the use of medicinal cannabis by licensed physicians to patients with debilitating medical conditions, and to create cannabis dispensaries, to be known as "Compassionate Care Centers", to make medicinal cannabis available for such patients, act shall be known as "The Compassionate Health Care Act of 2010".
- BILL NO. 431-30 (COR)** — Relative to providing utilization and cost information to current and prospective health insurance companies who provide health care coverage to GovGuam employees and retirees.

To view the full text of the Bills listed above, visit the Guam Legislature website at www.guamlegislature.com. If written testimonies are to be presented, the Committee requests copies be submitted 1 day prior to hearing date to OGC OF SEN. FRANK B. AGUIAR, JR., 236 ARCHBISHOP F.C. FLORES ST., DNA BLDG., STE 201A, HONOLULU, HI 96813, email aguiar@guamlegislature.com, or fax to 808-547-1477. Individuals requiring special accommodations/services, or for more information, please contact Ben Terhase at 808-547-1476.

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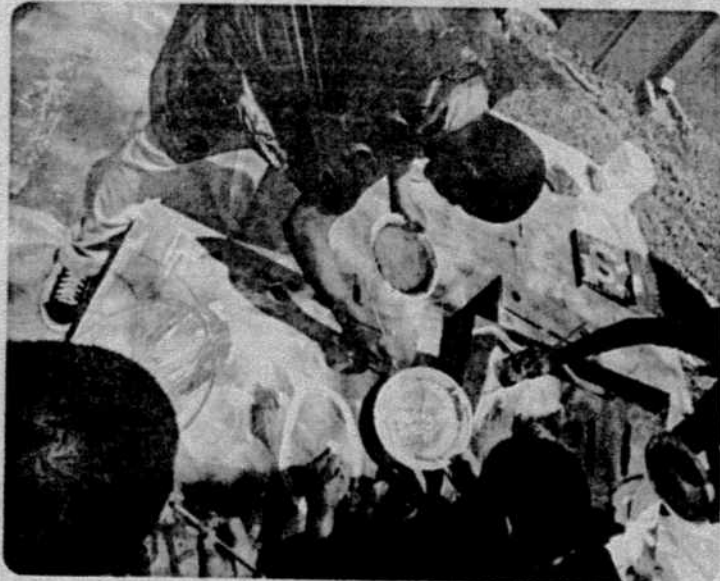


Photo courtesy of Sanctuary Inc.

Youth clients of Sanctuary, Inc. point on a canvas with guidance from Robert Miley.

Robert Miley's exhibit opens today

(SANCTUARY Inc.) - An exhibit by Arizona artist Robert Miley, featuring pieces created from the Release the Fear workshops, will debut today from 2 p.m. to 5 p.m. on the second floor of the Bank of Guam Headquarters in Hagatna.

Tickets are available for \$10 each at the Sanctuary offices in Chalan Pago. All proceeds from the event will benefit Sanctuary, Incorporated to continue promoting positive youth development on our island.

Sanctuary, Incorporated of Guam, through a grant from the Guam Council of Arts and Humanities, is honored to host

Miley and his Release the Fear Program on Guam.

Through the experimental creative process, Release the Fear workshops empower youth with the tools to overcome the paralyzing effects of fear and violence, allowing them to discover their true potential and purpose in life.

Guam inspired Miley over 20 years ago to begin these projects with at-risk youth and Miley is back on Guam to return the inspiration to our island youth.

This project is made possible through sponsorships from Delta Airlines, Pacific Islands

Club, Proa Restaurant, Graphic Center, Guam Community College and the Bank of Guam.

Sanctuary, Incorporated of Guam is a local non-profit organization that has been assisting Guam's youth and families for almost 39 years. Hundreds of teens take refuge in Sanctuary's Co-Ed Emergency and Transitional Living Program shelters every year and over 2,000 youth and 1,000 adults are helped through our outreach and prevention programs. In 2004, Sanctuary opened the region's only residential treatment center for youth with drug and alcohol dependency.

Calvo - Tenorio leads cleanup drive

(CALVO-Tenorio campaign) - The Calvo-Tenorio youth group cleaned the area between the Pago Bay bridge and the intersections of Routes 10 and 4. This is the second clean-up the volunteers held.

They were joined by gubernatorial candidate Eddie Baza Calvo in picking up plastic bottles, aluminum cans, cigarette butts, and other trash strewn throughout the route.

"This is a labor of love for us," Calvo said. "We're helping out the many other volunteers and groups who truly make a difference by cleaning up our island. I really have to hand it to our youth group. They are action-oriented, because their ultimate goal is to inspire other young adults to have their voices heard, do more, and make their vote their voice. Cleaning up Guam is one of those ways they inspire others. Hopefully, this effort inspires more people to



Gubernatorial candidate Eddie B. Calvo, left, poses with youth supporters after the cleanup in Pago Bay.

register to vote and voice their opinions at the ballot."

If elected, Calvo will appoint his running mate, Ray Tenorio, to lead islandwide beautification. Tenorio's legislative

program, LegWork, is responsible for several cleanups in the past and the reclamation of the large retaining wall on the northbound lane of Marine Corps Drive, East Hagatna.

Community Calendar

The Guam Board of Registration for Professional Engineers, Architects and Land Surveyors will hold a regular meeting on Thursday, July 29, at 4 p.m. in the boards' conference room, located in the East-West Business Center, Unit D-Suite 208, Upper Tumon. Call 646-3113.

The Guam Veterans Commission will hold its quarterly meeting on Thursday, July 15, at 9:30 a.m. in the large conference room located in the Governors Complex. Adelup. For info, call 475-8388.

The Council of Post Secondary Institution Certification will hold a meeting on Friday, July 23, at 3 p.m. in the UOG School of Education faculty lounge. For info, call 735-2557.

The Lette Treatment Center will undergo a JCAHO Accreditation visit from July 13 to 15. For info, call 777-1144.

The Government of Guam

Retirement Fund Board of Trustees regular board meeting is scheduled for noon on Friday, July 30, in the Retirement Fund conference room located at 424 Route 8, Maite. Call 475-8900.

The Civil Service Commission Board will hold a meeting on Tuesday, July 13, at 5:30 p.m. in the CSCB conference room located on the seventh floor, suite 709, of the ITC Building in Tamuning. For info, call 647-1855.

The National Society Daughters of the American Revolution will hold an open meeting on Wednesday, July 14, from noon to 1:30 p.m. at the Vet Center, Reflection Center, Suite 201, 222 Chalan Santa Papa, Hagatna. Current and former DAR members and any women over 18 who wish to inquire about eligibility are invited to attend the informational and discuss forming a Guam Chapter of the organization. For more info, call Joyce O. Segaloff at 647-6767.



PUBLIC NOTICE

The Guam Council on the Arts and Humanities Agency will hold a Special Board Meeting on Monday, July 19, 2010 at 2:00 pm at the CAHA Office, Suite 405, DNA Building (formerly PNB Bldg) in Hagatna.

Persons requiring special accommodations should contact the GCAHA Office at 475-2781/2/3661 or fax at 477-2786.

"Paid with government funds by Guam CAHA"



SENATOR FRANK B. AGUION, JR., Chairman
Legislative and Joint COMMITTEE ON ECONOMIC DEVELOPMENT,
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MINA' TRENTA NA LIHESLATURAN GUAHAN
THIRTIETH GUAM LEGISLATURE
2010 (SECOND) Regular

2010 JUN 2 PM 2:41 

Bill No. 410-30 (COR)

Introduced by:

FRANK B. AGUON, JR. 

AN ACT TO RESTORE THE COMMUNITY HEALTH CENTER COUNCIL'S AUTHORIZATION TO ACCESS AND EXPEND FUNDS FROM THE COMMUNITY HEALTH CENTER REVOLVING FUND; BY REPEALING SUBSECTION (g) OF §3811, ART. 8, CH. 3, 10 GCA; AND, TO ENSURE ACCOUNTABILITY BY REQUIRING MONTHLY FINANCIAL REPORTS AND AN ANNUAL AUDIT.

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

2 **Section 1. Legislative Intent:** It was the intent of Public Law 30-106 and
3 Public Law 30-108 to protect the Community Health Center Revolving Fund for
4 the exclusive purpose of funding the operations of the Community Health Centers
5 of the Department of Public Health & Social Services, as deemed appropriate by
6 the Community Health Center Council. *I Liheslaturan Guahan* finds that
7 Subsection (g) of §3814, Article 8, Chapter 3, Title 10, Guam Code Annotated,
8 inadvertently inhibits the ability of the Community Health Center Council to
9 directly access and expend funds necessary for the operations of the Community
10 Health Centers. This statutory constraint is found to be impeding the timely
11 payment of vendors and other debt service obligations, and thereby reducing the
12 quality and quantity of services being offered and/or provided. It is the intent of *I*
13 *Liheslaturan Guahan* to restore the Council's access to the Fund by repealing
14 Subsection (g) of §3811, 10 GCA.

1 *I Liheslaturan Guahan* finds, however, that while a certain discretionary
2 flexibility is appropriate in the management of the Fund, it is nonetheless necessary
3 to ensure that all activities relative to the Fund remain transparent and subject to
4 public scrutiny and accountability. It is therefore the intent of *I Liheslaturan*
5 *Guahan* to provide for mandatory monthly reporting, as well as the inclusion of
6 Fund in the annual government of Guam audit and report.

7 **Section 2.** Subsection (g) of §3811, Article 8, Chapter 3, Title 10, Guam
8 Code Annotated, is repealed.

9 [~~“(g) No expenditures and encumbrances from the Fund shall be made~~
10 ~~without appropriation by *I Liheslaturan Guahan*.”]~~

11 **Section 3.** A new Subsection (g) is added to §3811, Article 8, Chapter 3,
12 Title 10, Guam Code Annotated, to read:

13 “(g) The Community Health Center Council *shall*, by no later than
14 the 20th day of each month, submit a financial report relative to the status
15 and activities of the Community Health Center Revolving Fund. The
16 monthly report shall be submitted, via the office of the Governor, to the
17 Speaker, and the Chairmen of the Committee on Finance, and the Committee
18 on Health, *I Liheslaturan Guahan*. The report shall, at a minimum, contain:

- 19 i. All expenditures and encumbrances’ (monthly and year-to-
20 date);
- 21 ii. Funds received and source(s);
- 22 iii. Status of accounts receivable for outstanding debts and/or
23 delinquent payment obligations owed to the Community Health
24 Center(s); &

1 iv. Any and all other pertinent information relative to the Fund.”

2 **Section 4.** A new Subsection (h) is added to §3811, Article 8, Chapter 3,
3 Title 10, Guam Code Annotated, to read:

4 **“(h)** The Community Health Center Revolving Fund *shall* be
5 included in the government of Guam annual audit review and report.”