



Office of the Governor of Guam

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2010 MAR 16 PM 2:24
EPM

Felix P. Camacho
Governor

Michael W. Cruz, M.D.
Lieutenant Governor

MAR 15 2010

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

30-10-0223
\$ 3/16/10
10-

Dear Speaker Won Pat:

Transmitted herewith is Substitute Bill No. 275-30 (LS) "AN ACT TO AMEND §3811(a) OF CHAPTER 3, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO PROVIDING CLARIFICATION AND FLEXIBILITY TO THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES IN THE MANAGEMENT OF ITS FINANCIAL RESOURCES FOR THE DIRECT OPERATION OF THE COMMUNITY HEALTH CENTERS" which I signed into law on March 12, 2010 as **Public Law 30-106**.

Sinseru yan Magåhet,

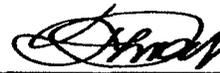
MICHAEL W. CRUZ, M.D.
I Maga'låhen Guåhan para pa'go
Acting Governor of Guam

Attachment: copy of Bill

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

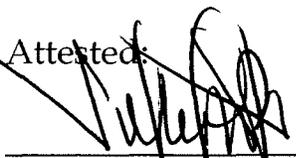
CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

This is to certify that Substitute Bill No. 275-30 (LS), "AN ACT TO AMEND §3811 (a) OF CHAPTER 3, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO PROVIDING CLARIFICATION AND FLEXIBILITY TO THE DEPARTMENT OF PUBLIC HEALTH & SOCIAL SERVICES IN THE MANAGEMENT OF ITS FINANCIAL RESOURCES FOR THE DIRECT OPERATION OF THE COMMUNITY HEALTH CENTERS," was on the 26th day of February, 2010, duly and regularly passed.

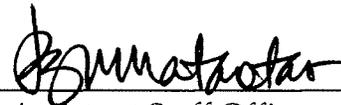


Judith T. Won Pat, Ed. D.
Speaker

Attested:


Tina Rose Muña Barnes
Legislative Secretary

This Act was received by I Maga'lahaen Guåhan this 1 day of March, 2010, at 5:40 o'clock P.M.



Assistant Staff Officer
Maga'laha's Office

APPROVED:



MIKE W. CRUZ, MD
GOVERNOR OF GUAM ACTING

MAR 12 2010

Date: _____
Public Law No. P.L. 30-106

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

Bill No. 275-30 (LS)

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

Introduced by:

F. B. Aguon, Jr.
T. C. Ada
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.
v. c. pangelinan
R. J. Respicio
Telo Taitague
Ray Tenorio
Judith T. Won Pat, Ed.D.

AN ACT TO *AMEND* §3811 (a) OF CHAPTER 3, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO PROVIDING CLARIFICATION AND FLEXIBILITY TO THE DEPARTMENT OF PUBLIC HEALTH & SOCIAL SERVICES IN THE MANAGEMENT OF ITS FINANCIAL RESOURCES FOR THE DIRECT OPERATION OF THE COMMUNITY HEALTH CENTERS.

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

2 **Section 1. Legislative Finding and Intent.** *I Liheslaturan Guåhan finds*
3 that funds accruing to or due the Community Health Center Revolving Fund are

1 *not* being deposited in the Fund on a timely basis. Further, this is creating
2 difficulties for the Department of Public Health & Social Services in accessing
3 funds, as well as causing shortfalls in available funds needed to pay outstanding
4 expenses on a timely basis.

5 It is the intent of *I Liheslatura Guåhan* to place further restrictions on the
6 Fund by accordingly amending §3811(a) of Chapter 3, Title 10, Guam Code
7 Annotated.

8 **Section 2.** §3811 (a) of Chapter 3, Title 10, Guam Code Annotated, is
9 *amended* to read:

10 “(a) Community Health Center Revolving Fund. There is
11 hereby established a Community Health Center Revolving Fund
12 (Fund) to be maintained by the Administrator, Community Health
13 Centers, of the Department of Public Health & Social Services. The
14 Fund *shall* be established and maintained in a bank account apart and
15 separate from the General Fund or any other bank account(s) of the
16 government of Guam, and *shall not* be co-mingled with, or a part of,
17 the General Fund. All funds due or accruing to the account from
18 whatever source(s), as provided *or* authorized pursuant to applicable
19 law, inclusive of any interest, *shall* be deposited in the Fund in its
20 entirety immediately upon receipt by the government of Guam.

21 (1) The Administrator of Community Health Centers,
22 of the Department of Public Health & Social Services *shall*
23 report monthly and maintain full compliance with all financial
24 reporting requirements of the government of Guam pursuant to
25 applicable law.

1 (2) Any and all collections deposited into and/or
2 expenditures from the Fund *shall* be reported to the members of
3 the Advisory Council of Community Health Centers.”

6

I MINA' TRENTA NA LIHESLATURAN GUÅHAN

2010 (SECOND) Regular Session

Date: 2/26/10

VOTING SHEET

SBill No. 275-30(LS)

Resolution No. _____

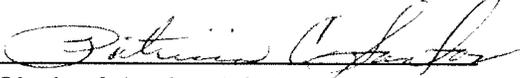
Question: _____

<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.	✓				
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

14

CERTIFIED TRUE AND CORRECT:


Clerk of the Legislature

* 3 Passes = No vote
EA = Excused Absence

ker



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



February 17, 2010

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

RECEIVED
FEB 22 PM 12:01
Kumar

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

RE: Committee Report on Bill No. 275-30 (LS), as Substituted by the Committee.

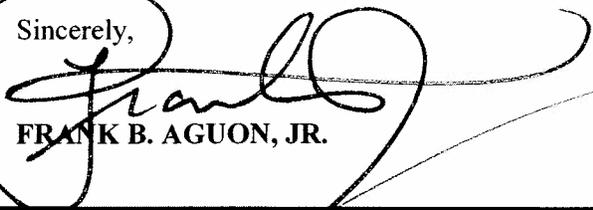
Dear Speaker Won Pat:

Transmitted herewith is the Committee Report on Bill No. 275-30 (LS) – “AN ACT RELATIVE TO PROVIDING CLARIFICATION AND FLEXIBILITY TO THE DEPARTMENT OF PUBLIC HEALTH & SOCIAL SERVICES IN THE MANAGEMENT OF ITS FINANCIAL RESOURCES FOR THE DIRECT OPERATION OF THE COMMUNITY HEALTH CENTERS, BY AMENDING SUBSECTION (a) OF §3811, CHAPTER 3, TITLE 10, GUAM CODE ANNOTATED,”– sponsored by SENATOR FRANK B. AGUON, JR., and referred to the Committee on Economic Development, Health & Human Services, and Judiciary.

Committee votes are as follows:

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

Sincerely,


FRANK B. AGUON, JR.



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



COMMITTEE REPORT

**BILL NO. 275 (LS),
as Substituted By the Committee on Economic
Development, Health & Human Services, and Judiciary**

(by Senator Frank B. Aguon, Jr)

**“AN ACT RELATIVE TO PROVIDING
CLARIFICATION AND FLEXIBILITY TO THE
DEPARTMENT OF PUBLIC HEALTH & SOCIAL
SERVICES IN THE MANAGEMENT OF ITS
FINANCIAL RESOURCES FOR THE DIRECT
OPERATION OF THE COMMUNITY HEALTH
CENTERS, BY AMENDING SUBSECTION (a) OF
§3811, CHAPTER 3, TITLE 10, GUAM CODE
ANNOTATED.”**



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



February 17, 2010

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. 275-30 (LS), as Substituted by the Committee.

Transmitted herewith for your consideration is the **Committee Report on Bill No. 275 (LS) – “AN ACT RELATIVE TO PROVIDING CLARIFICATION AND FLEXIBILITY TO THE DEPARTMENT OF PUBLIC HEALTH & SOCIAL SERVICES IN THE MANAGEMENT OF ITS FINANCIAL RESOURCES FOR THE DIRECT OPERATION OF THE COMMUNITY HEALTH CENTERS, BY AMENDING SUBSECTION (a) OF §3811, CHAPTER 3, TITLE 10, GUAM CODE ANNOTATED,”** sponsored by SENATOR FRANK B. AGUON, JR.

This report includes the following:

- Committee Voting Sheet
- Committee Report Narrative
- Copy of Substitute Bill No. 275-30 (LS)
- Copy of Bill/Res No. 275-30 (LS)
- Public Hearing Sign-in Sheet
- Copies of Submitted Testimony & Supporting Documents
- Copy of COR Referral of Bill No. (275-30 (LS)
- Notices of Public Hearing
- Copy of the Public Hearing Agenda
- Related News Articles (Public Hearing notices)

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'!



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



COMMITTEE VOTING SHEET

BILL NO. 275-30 (LS) - AN ACT RELATIVE TO PROVIDING CLARIFICATION AND FLEXIBILITY TO THE DEPARTMENT OF PUBLIC HEALTH & SOCIAL SERVICES IN THE MANAGEMENT OF ITS FINANCIAL RESOURCES FOR THE DIRECT OPERATION OF THE COMMUNITY HEALTH CENTERS, BY AMENDING SUBSECTION (a) OF §3811, CHAPTER 3, TITLE 10, GUAM CODE ANNOTATED.

Sponsored by SENATOR FRANK B. AGUON, JR.; and as Substituted by the Committee.

	SIGNATURE	TO PASS	NOT TO PASS	REPORT OUT ONLY	ABSTAIN	PLACE IN INACTIVE FILE
FRANK B. AGUON, JR. Chairman	 2/17/10	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
ADOLPHO B. PALACIOS, SR. Vice Chairman	 2/18/10	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
BENJAMIN J.F. CRUZ Vice Speaker	 2/11/10	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TINA ROSE MUÑA BARNES Legislative Secretary		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
THOMAS C. ADA		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
JUDITH P. GUTHERTZ		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
RORY J. RESPICIO		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
FRANK F. BLAS, JR.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TELO TAITAGUE	 2/19/10	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
RAY TENORIO		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



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



COMMITTEE REPORT DIGEST

BILL NO. 275 (LS), As Substituted by the Committee

I. OVERVIEW

The Committee on Economic Development, Health & Human Services, & Judiciary, convened a public hearing on Thursday, February 11, 2010 at 1:30 PM in *I Liheslatura's* Public Hearing Room. Among the items on the agenda was the consideration of **BILL NO. 275 (LS) – “AN ACT RELATIVE TO PROVIDING CLARIFICATION AND FLEXIBILITY TO THE DEPARTMENT OF PUBLIC HEALTH & SOCIAL SERVICES IN THE MANAGEMENT OF ITS FINANCIAL RESOURCES FOR THE DIRECT OPERATION OF THE COMMUNITY HEALTH CENTERS, BY AMENDING SUBSECTION (a) OF §3811, CHAPTER 3, TITLE 10, GUAM CODE ANNOTATED,”** sponsored by Senator Frank B. Aguon, Jr..

Public Notice Requirements

Notices were disseminated via hand-delivery / fax / email to all senators and all main media broadcasting outlets, and was published on February 4, 2010 (5-Day Notice) in the Marianas Variety, and again on February 9, 2010 (48-Hour Notice) in the Marianas Variety.

Senators Present

Senator Frank B. Aguon, Jr., Chairperson
Senator Adolpho B. Palacios, Vice-Chairperson
Senator Tina Muna-Barnes, Committee Member
Senator Vicente C. Pangelinan, Committee Member
Senator Telo Taitague, Committee Member
Senator Ray Tenorio, Committee Member
Senator Eddie B. Calvo

Note: Due to the coinciding Legislative Session, Committee Members and Senators attended, left, and reentered the Public Hearing on a regular basis.

The public hearing was Called-to-Order at 1:35 PM.

II. SUMMARY OF TESTIMONY & DISCUSSION

CHAIRMAN FRANK B. AGUON, Jr., convened the public hearing and discussion on Bill No. 275 (LS) at 3:24 PM, and, again explained that Senators and Committee members would be joining and leaving the hearing on a continuing basis due the Legislative Session running concurrently with the hearing. Called the first panel to testify.

Chairman Aguon stated his intention of hearing Bill No. 275 (LS) and Bill No. 280 (LS), concurrently, because of the relative complimentary nature of both bills as they both tried to address a particular requirement within the Department of Public Health and Social Services.

Linda De Norcey, Administrator of the Northern and Southern Region Community Health Centers. Submitted written testimony (attached), and provided oral testimony, **IN SUPPORT of Bill 275.** In addition to her written testimony, stated that she is definitely supporting Bill No. 275 so that vendors are paid in a timely fashion. She stated that patients are not getting primary access once the vendors decide not to continue their services. Although we established an irrevocable letter of credit, we need to ensure that all programs debts are paid in a timely fashion for services, professionals, purchases of drugs and vendors. De Norcey suggested the need to maintain a separate bank account apart from the General Fund.

Daniel T. Perez, Board of Directors, Community Health Centers, provided oral testimony **IN SUPPORT of Bill 275,** and reiterated Linda De Norcey's testimony and stated that funds that are not available on a timely basis because of bureaucracy and the lengthy process of the documentation are not an excuse for the delay of the public health services. Stressed the need to get a separate bank account for Community Health Center funds. Also suggested that line #3 of Bill 280-on page 3 Advisory Council be amended to read Board of Directors.

Arthur San Agustin, Acting Director, Department of Public Health & Social Services, provided oral testimony **IN SUPPORT of Bill 275,** and thanked all the supporters of the Bill, and further stated that Bill is a response to a system that will allow us to have direct access funds and help sustain critical services.

CHAIRMAN AGUON: Opened up questions from Senators.

SENATOR E.J. CALVO: Mentioned the good impression that the North Community Health Center has made; congratulated the good job of the Community Health Center staff; and, congratulated the author of the Bill and stated that he is **IN SUPPORT of Bill 275.**

SENATOR BEN PANGELINAN: Stated his support on Bill 275, and expressed his intention to work on the recommendation that will be presented before his Committee, and "put into place a program allowing the revenue generated to support the Community Health Center programs. The objective is to support the measure to address the program that will properly help the Community Health Center act in the best interests of the patients and the organization."

SENATOR TELO TAITAGUE: Mentioned that her uncle Ben Meno spoke with her about Bill 275, and she stated that she is **IN SUPPORT of Bill 275.**

CHAIRMAN AGUON: Thanked the Senators and Mr. Perez, Ms. De Norcey and Mr. Agustin for testifying on Bill No. 275. There being no further testimony, Chairman **CONCLUDED THE PUBLIC HEARING ON Bill 275 (LS) and Bill 280 (LS).**

There being no further testimony, the Chairman **CONCLUDED THE PUBLIC HEARING ON BILL NO. 275 (LS),** at 3:59 P.M.

III. FINDINGS & RECOMMENDATIONS

Bill No. 275 (LS), received **THREE (3) testimonies IN SUPPORT.** No testimony was received opposed to Bill No. 275 (LS).

Amendments

1. A substantive amendment was made to Section 2 of the Bill, to provide for a clear and legal delineation that the accounts cited are clearly to be apart and separate from the General Fund or any other government accounts. It reads, as follows:
“Community Health Center Revolving Fund. There is hereby established a Community Health Center Revolving Fund (‘Fund’) to be maintained by the Administrator, Community Health Centers, of the Department of Public Health & Social Services. The Fund shall be established and maintained in a bank account apart and separate from the General Fund or any other bank account(s) of the government of Guam, and shall not be co-mingled with, or a part of, the General Fund nor any other bank account. All funds due or accruing to the account from whatever source(s), as provided or authorized pursuant to applicable law, inclusive of any interest, shall be deposited in the Fund in its entirety immediately upon receipt by the government of Guam.”
2. Section 2 of the Bill was further amended to establish the Administrator of the Community Health Centers as the principal administrator of the Community Health Center Revolving Fund; and to require the reporting of all expenditures and receipts of funds to the members of the Advisory Council.

No other substantive amendments, other than minor technical corrections, were made to the Bill.

The Committee on Economic Development, Health & Human Services, and Judiciary hereby reports out Bill No. 275 (LS), As Substituted by the Committee, with the recommendation TO PASS.

**MINA' TRENTA NA LIHESLATURAN GUAHAN
THIRTIETH GUAM LEGISLATURE
2009 (FIRST) Regular**

**Bill No. 275-30 (LS), as Substituted
by the Committee on Economic Development,
Health & Human Services, and Judiciary**

Introduced by:

FRANK B. AGUON, JR.

**AN ACT RELATIVE TO PROVIDING
CLARIFICATION AND FLEXIBILITY TO THE
DEPARTMENT OF PUBLIC HEALTH & SOCIAL
SERVICES IN THE MANAGEMENT OF ITS
FINANCIAL RESOURCES FOR THE DIRECT
OPERATION OF THE COMMUNITY HEALTH
CENTERS, BY AMENDING SUBSECTION (a) OF
§3811, CHAPTER 3, TITLE 10, GUAM CODE
ANNOTATED.**

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

2 **Section 1. Legislative Finding and Intent.** It is the finding of *I*
3 *Liheslaturan Guahan* that funds accruing to or due the Community Health Center
4 Revolving Fund are not being deposited in the Fund on a timely basis. Further,
5 this is creating difficulties for the Department of Public Health & Social Services
6 in accessing funds, as well as causing shortfalls in available funds needed to pay
7 outstanding expenses on a timely basis.

8 It is the intent of *I Liheslatura Guahan* to place further restrictions on the
9 Fund by accordingly amending §3811(a) of Chapter 3, Title 10, Guam Code
10 Annotated.

11 **Section 2. Subsection (a) of §3811, Chapter 3, Title 10, Guam Code**
12 **Annotated, is amended, to read:**

1 (a) Community Health Center Revolving Fund. There is hereby
2 established a Community Health Center Revolving Fund
3 ('Fund') to be maintained by the Administrator, Community
4 Health Centers, [Director] of the Department of Public Health
5 & Social Services. The Fund shall be established and
6 maintained in a bank account apart and separate from the
7 General Fund or any other bank account(s) of the government
8 of Guam, and shall not be co-mingled with, or a part of, the
9 General Fund. All funds due or accruing to the account from
10 whatever source(s), as provided or authorized pursuant to
11 applicable law, inclusive of any interest, shall be deposited in
12 the Fund in its entirety immediately upon receipt by the
13 government of Guam.

14 i. The Department shall report monthly and
15 maintain full compliance with all financial
16 reporting requirements of the government of
17 Guam pursuant to applicable law.

18 ii. Any and all collections deposited into and/or
19 expenditures from the Fund shall be reported
20 to the members of the Advisory Council of
21 Community Health Centers."

**MINA' TRENTA NA LIHESLATURAN GUAHAN
THIRTIETH GUAM LEGISLATURE
2009 (FIRST) Regular**

Bill No. 275-30(LS)

Introduced by:

FRANK B. AGUON, JR.



**AN ACT RELATIVE TO PROVIDING
CLARIFICATION AND FLEXIBILITY TO THE
DEPARTMENT OF PUBLIC HEALTH & SOCIAL
SERVICES IN THE MANAGEMENT OF ITS
FINANCIAL RESOURCES FOR THE DIRECT
OPERATION OF THE COMMUNITY HEALTH
CENTERS, BY AMENDING SUBSECTION (a) OF
§3811, CHAPTER 3, TITLE 10, GUAM CODE
ANNOTATED.**

2009 NOV - 5 AM 9: 39 AM

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

2 **Section 1. Legislative Finding and Intent.** It is the finding of *I*
3 *Liheslaturan Guahan* that funds accruing to or due the Community Health Center
4 Revolving Fund are not being deposited in the Fund on a timely basis. Further,
5 this is creating difficulties for the Department of Public Health & Social Services
6 in accessing funds, as well as causing shortfalls in available funds needed to pay
7 outstanding expenses on a timely basis.

8 It is the intent of *I Liheslatura Guahan* to place further restrictions on the
9 Fund by accordingly amending §3811(a) of Chapter 3, Title 10, Guam Code
10 Annotated.

11 **Section 2. Subsection (a) of §3811, Chapter 3, Title 10, Guam Code**
12 **Annotated, is amended, to read:**

1 (a) Community Health Center Revolving Fund. There is hereby
2 established a Community Health Center Revolving Fund
3 ('Fund') to be maintained by the Director of the Department.
4 The Fund shall be established and maintained in an account
5 apart and separate from any other account(s) of the government
6 of Guam, and shall not be co-mingled. All funds due or
7 accruing to the account from whatever source(s), as provided or
8 authorized pursuant to applicable law, inclusive of any interest,
9 shall be deposited in the Fund in its entirety immediately upon
10 receipt by the government of Guam.

11 i. The Department shall report monthly and
12 maintain full compliance with all financial
13 reporting requirements of the government of Guam
14 pursuant to applicable law."



GOVERNMENT OF GUAM

Committee Report
2/16/20



DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES

(DIPATTAMENTON SALUT PUPBLEKO YAN SETBISION SUSIAT)

Post Office Box 2816 * Hagatna, Guam 96932

123 Chalan Kareta, Route 10

Mangilao, Guam 96923

J. Peter Roberto, ACSW
Director

Felix P. Camacho
Governor

Michael W. Cruz, M.D.
Lieutenant Governor

WRITTEN TESTIMONY IN FAVOR OF Bill 275-30 and Bill 285-30

Good Afternoon Senator Frank Aguon Jr., Senator Calvo, Senator Ben Pangelinan, and Senator Telo Taitague. My name is Linda Unpingco-DeNorcsey, the Administrator of the Northern and Southern Region Community Health Centers. I am in support of Bill 275-30 and Bill 285-30.

The Northern and Southern Region Community Health Centers, Federally Qualified Health Centers, aim to increase access to primary health care and preventive services and to reduce health disparities among the medically underserved population. The CHCs contract health professionals, Diagnostic Laboratory Services, management information system vendors such as Cerner Etreby and Sage Inc. for the centers' operation. Most recently, the community health centers entered into a Prime Vendor Agreement with Amerisource Bergen, one of the National Pharmacy Distributors, for the procurement of pharmaceutical supplies through the centers' enrollment in the 340B Drug Discount Pricing Program. The U.S. Bureau of Primary Care Services, Health Resources and Services Administration mandates the Guam CHCs to enroll in the 340B program in order to be in compliance with the Federal Cost Principal since the CHCs receive federal money through Section 330 funding. By enrolling in the 340B Drug Discount Pricing program through Amerisource Bergen, the CHCs can procure pharmaceutical supplies at the lowest cost. Otherwise, failure to participate in the 340B program may result in a negative audit finding, cost disallowance, or the reduction in grant funding.

Since the CHCs are gearing up to implement the 340B program, it is crucial that Amerisource Bergen gets paid within 15 days after the procurement and receipt of pharmaceutical supplies in order to maintain a good credit rating with the company. Although the CHCs have an irrevocable letter of credit, the lack of payment or any delay in payment(s) may cause the vendor to place the CHCs' account on hold and/or cease doing business with the CHCs.

Over the past years, the CHCs have struggled in making prompt payments to vendors even though daily deposits from patient revenues are made to the Treasurer of Guam. As a result, the CHCs are unable to pay health professionals, laboratory, and other contractual services in a timely manner, which undoubtedly has adversely affected the efficiency and effectiveness of the CHCs' operation. When physicians and nurses under contractual agreement are not paid on time, they threaten the CHC management team of their desire not to report to work, or they will not provide their clinic schedule, the latter being a barrier in the provision of primary health care services.

Tel. No.: (671) 735-7399 * 735-7102

Fax: (671) 734-5910

2/16/20

Bill 275-30 (page 2 line 1) states: There is hereby established a Community Health Center Revolving Fund to be maintained by the Director of the Department. The Fund shall be established and maintained in an account apart and separate from any other account(s) of the government of Guam, and shall not be co-mingled.”

I am proposing that this paragraph be amended so that the revolving fund be maintained by the CHC Board of Directors and the BPCS Administrator. The fund shall be established and maintained in a separate bank account apart from the general fund as well as other account(s) of the government of Guam, and shall not be co-mingled with the General Fund.

It is crucial that the phrase: **“maintained in a separate bank account apart from the general fund”** be added to Bill 275-30. **Otherwise, Department of Administration would not establish a separate bank account for all the revenues collected by the CHCs from Medicaid, Medicare, private insurance indemnities, and self-pay patients.**

Additionally, I am in support of Bill 285-30. On page 1, line 3 of Bill 285-30, the word: **“advisory council”** needs to be amended to **“Community Health Center Board of Directors”** since the CHC Board is not an advisory council, but a governing body with fiduciary responsibilities over the CHCs. The CHC board also is a non-profit organization with the 501 (c) 3 non-profit status.

Furthermore, the Community Health Center Board of Directors do not receive any payment for their services, thus, they volunteer their time and energy working for the CHCs. Many of them have to travel to the meeting venues paying for gasoline without being reimbursed for mileage. As you know, the cost of fuel keeps rising and this can pose as a barrier in attending meetings. Thus, Bill 285-30 proposes to compensate stipends for board members, which I am very much in support of given the continual rising of gasoline prices and the added burden of such cost that has to be endured as an “out of pocket” expense for the board members. Therefore, on page 2, line 11 of Bill 285-30, I am requesting that the **\$50 stipend be changed to \$75** so that this amount is in accordance with the CHC Bylaws, which has been registered with the Guam Department of Revenue and Taxation.

Thank-you senators and CHC Board members for supporting Bills 275-30 and 285-30 and with your advocacy, we can improve the efficiency of the CHCs’ operation as well as its financial viability. By doing so, we can achieve the mission of the CHCs, which is to increase access to primary health care services for those who are most in need of care and least able to find it and ensure that the underserved, indigent, and uninsured populations have a “medical home” where care is coordinated, comprehensive, and culturally appropriate.


LINDA UNPINGCO-DENORCEY, M.P.H.

Administrator, Northern and Southern Region Community Health Centers



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November 6, 2009

MEMORANDUM

To: Pat Santos
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: Senator Rory J. Respicio
Chairperson, Committee on Rules

Subject: Referral of Bill Nos. 274-30 (LS) – 277-30 (LS)

As Chairperson of the Committee on Rules, I am forwarding my referral of Bill Nos. 274-30 (LS) – 277-30 (LS).

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

2009 NOV -9 AM 11:56 *me*

I Mina' Trenta Na Liheslaturan Guåhan
Bill Log Sheet

Bill No.	Sponsor(s)	Title	Date Introduced	Date Referred	Committee Referred	Public Hearing Date	Date Committee Report Filed	Status (Date)
B274-30 (LS)	F. B. Aguon, Jr.	AN ACT RELATIVE TO ESTABLISHING THE "GUAM WORLD WAR II LOYALTY RECOGNITION COMMISSION" FOR THE PURPOSES OF BRINGING TOGETHER ISLAND LEADERS AND WWII SURVIVORS OF THE COMMUNITY FOR THE PURPOSE OF AGGRESSIVELY PURSUING THE ENDORSEMENT AND TIMELY PASSAGE OF THE GUAM WAR REPARATIONS LEGISLATION IN ACKNOWLEDGEMENT OF THE INHUMANE TREATMENT RECEIVED BY THE PEOPLE OF GUAM DURING WORLD WAR II; AND, TO REPEAL AND REENACT §2201 AND §2204 OF CHAPTER 22, TITLE 1, GUAM CODE ANNOTATED.	11/5/09 9:39 a.m.	11/06/09	Committee on Labor, the Public Structure, Public Libraries and Technology			

<p>B275-30 (LS)</p>	<p>F. B. Aguon, Jr.</p>	<p>AN ACT RELATIVE TO PROVIDING CLARIFICATION AND FLEXIBILITY TO THE DEPARTMENT OF PUBLIC HEALTH & SOCIAL SERVICES IN THE MANAGEMENT OF ITS FINANCIAL RESOURCES FOR THE DIRECT OPERATION OF THE COMMUNITY HEALTH CENTERS, BY AMENDING SUBSECTION (a) OF §3811, CHAPTER 3, TITLE 10, GUAM CODE ANNOTATED.</p>	<p>11/5/09 9:39 a.m.</p>	<p>11/06/09</p>	<p>Committee on Economic Development, Health and Human Services, and Judiciary</p>	
<p>B276-30 (LS)</p>	<p>F. B. Aguon, Jr.</p>	<p>AN ACT RELATIVE TO EMPOWERING THE PEOPLE OF GUAM IN EXPANDING DEMOCRACY AND DIRECT REPRESENTATION IN I LIHESLATURA GUAHAN BY WAY OF PLACING A PROPOSAL BEFORE THE VOTERS OF GUAM TO ADJUST THE NUMBER OF SENATORS TO TWENTY-ONE (21), AND PROVIDING FOR LEGISLATIVE BUDGETARY RESTRICTIONS THEREIN; THROUGH AMENDING §6101 OF CHAPTER 6, TITLE 3, GUAM CODE ANNOTATED, AND,</p>	<p>11/5/09 4:06 p.m.</p>	<p>11/06/09</p>	<p>Committee on Labor, the Public Structure, Public Libraries and Technology</p>	

B277-30(LS)	R. Tenorio, E.B. Calvo, T. R. Muña Barnes	ADDING A NEW §6101.1 TO CHAPTER 6, TITLE 3, GUAM CODE ANNOTATED.						
		AN ACT TO ADD A NEW §4127 TO CHAPTER 4 OF 4GCA RELATIVE TO AUTHORIZING THE GRANTING OF ADMINISTRATIVE LEAVE FOR DONATIONS OF BLOOD.	11/5/09 9:40 a.m.	11/6/09	Committee on Labor, the Public Structure, Public Libraries and Technology			



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February 3, 2010

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MEMORANDUM

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

FROM: SENATOR FRANK B. AGUON, JR. 
SUBJECT: First Notice
Public Hearing –
Thursday, February 11, 2010- 1:30PM

Buenas yan Hafa Adai!

The Committee on Economic Development, Health & Human Services and Judiciary will be conducting a Public Hearing on **Thursday, February 11, 2010, 1:30pm** in the Legislature's Public Hearing Room.

On the agenda will be the following:

1:30PM to 6PM

✓ **BILL NO. 252-30 (COR)** An act to amend Section 4301(a), add a new Section 4301.1(d) and to add a new Section 4302.1 of Chapter 4, Article 3, Title 4 GCA relative to creating the Government of Guam Employee Health Benefits Trust Fund by the Division of Accounts of the Department of Administration.,

✓ **BILL NO. 268-30 (COR)** An act to add a new Article 23 to Chapter 12 of Division 1 of Title 10 GCA, relative to the licensing of massage practitioners to practice in Guam.

✓ **BILL NO. 272-30 (LS)** An act relative to the Division of Environmental Health of DPHSS; to amend §6229 of Article 2, Chapter 6 of Title 4 GCA; to add new §6233 to §6233.12 and §6234 to Article 2, Chapter 6 of Title 4 GCA; to amend §20121 of Chapter 20 of Title 10 GCA; add new §20122 and §20123 to Chapter 20 of Title 10 GCA; and to amend §7119 of Chapter 7, Title 22 GCA.

✓ **BILL NO. 275-30 (LS)** An act relative to providing clarification and flexibility to DPHSS in the management of its financial resources for the direct operation of the Community Health Centers by amending Subsection (a) of §3811, Chapter 3, Title 10 GCA.

BILL NO. 280-30 (LS) An act to amend Subsections (a) (b) (c) (d) (e) and to add Subsections (f) (g) and (h) of Section 3811 and to add Subsections (6) and (7) to Section 3814 of Chapter 3 of Article 8 of Title 10 GCA relative to the establishment and use of the Community Health Center Revolving Fund.



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Agenda Continuation...

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BILL NO. 309-30 (COR)- An act to add a new Chapter 91 entitled "Childs Right To Live Act" to title 9 of the GCA relative to the protection of infants born alive as a result of an abortion.

BILL NO. 312(COR) An act to add a new article 4 to Chapter 70 of 9 GCA Relative to penalties for those convicted of furnishing alcohol to minors.

6PM

BILL NO. 266-30 (COR) An act to provide capital improvement funds for the Guam Veterans Cemetery by adding a new Subsection (i) to §51821 of Article 8, Chapter 51, Division 2, Title 10 GCA, relative to the reallocation of excess funding proceeds from the 2009 Solid Waste Management System Bond Funds.

Should you have any question, please feel free to contact my office at 9691495/96.

Un Dangkolo Si Yu'os Si Ma'ase!

Cc: Clerk of the Legislature
Sgt-at-Arms/Protocol/AV
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Feb 3	1:43PM	Fax Sent	6482007	1:34	2	OK
Feb 3	1:45PM	Fax Sent	4777663	0:00	0	No answer
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			6716482007			
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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

February 3, 2010

MEMORANDUM

TO: MEDIA
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Glimpses-649-8883 Adventist Radio-565-2983
JOY 92FM- 4774678 KPRG-734-2958
Guam Broadcast Services -648-0104

FROM: SENATOR FRANK B. AGUON, JR.

SUBJECT: First Notice --Public Hearing
Thursday, February 11, 2010- 1:30PM

Buenas yan Hafa Adai!

The Committee on Economic Development, Health & Human Services and Judiciary will be conducting a Public Hearing on **Thursday, February 11, 2010, 1:30pm** in the Legislature's Public Hearing Room.

On the agenda will be the following:

1:30PM to 6PM

BILL NO. 252-30 (COR) An act to amend Section 4301(a), add a new Section 4301.1(d) and to add a new Section 4302.1 of Chapter 4, Article 3, Title 4 GCA relative to creating the Government of Guam Employee Health Benefits Trust Fund by the Division of Accounts of the Department of Administration.,

BILL NO. 268-30 (COR) An act to add a new Article 23 to Chapter 12 of Division 1 of Title 10 GCA, relative to the licensing of massage practitioners to practice in Guam.

BILL NO. 272-30 (LS) An act relative to the Division of Environmental Health of DPHSS; to amend §6229 of Article 2, Chapter 6 of Title 4 GCA; to add new §6233 to §6233.12 and §6234 to Article 2, Chapter 6 of Title 4 GCA; to amend §20121 of Chapter 20 of Title 10 GCA; add new §20122 and §20123 to Chapter 20 of Title 10 GCA; and to amend §7119 of Chapter 7, Title 22 GCA.

BILL NO. 275-30 (LS) An act relative to providing clarification and flexibility to DPHSS in the management of its financial resources for the direct operation of the Community Health Centers by amending Subsection (a) of §3811, Chapter 3, Title 10 GCA.

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



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

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

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Agenda Continuation...

FRANK B. AGUON, JR.
SENATOR, CHAIRMAN

ADOLPHO B. PALACIOS, SR.
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RAY TENORIO
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BILL NO. 280-30 (LS) An act to amend Subsections (a) (b) (c) (d) (e) and to add Subsections (f) (g) and (h) of Section 3811 and to add Subsections (6) and (7) to Section 3814 of Chapter 3 of Article 8 of Title 10 GCA relative to the establishment and use of the Community Health Center Revolving Fund.

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6PM

BILL NO. 266-30 (COR)An act to provide capital improvement funds for the Guam Veterans Cemetery by adding a new Subsection (i) to §51821 of Article 8, Chapter 51, Division 2, Title 10 GCA, relative to the reallocation of excess funding proceeds from the 2009 Solid Waste Management System Bond Funds.

Should you have any question, please feel free to contact my office at 9691495/96.

Un Dangkolo Si Yu'os Si Ma'ase!



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

February 03, 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: THURSDAY, February 11, 2010
TIME: 1:30 PM
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 Gina Tabonares, Committee Special Assistant at 969-1495/6.

#####

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Last 30 Transactions

Date	Time	Type	Station ID Caller ID	Duration	Pages	Result
Feb 3	3:12PM	Fax Sent	4723400	1:21	2	OK
Feb 3	3:15PM	Fax Sent	4722528	1:37	2	OK
Feb 3	3:18PM	Fax Sent	4758805	0:52	2	OK
Feb 3	3:19PM	Fax Sent	4772522	0:58	2	OK
Feb 3	3:21PM	Fax Sent	4752000	0:56	2	OK
Feb 3	3:23PM	Fax Sent	4723547	0:55	2	OK
Feb 3	3:25PM	Fax Sent	4725022	1:22	2	OK
Feb 3	3:26PM	Received	6482007 6716482007	0:38	1	OK
Feb 3	3:31PM	Fax Sent	4734238	1:06	2	OK
Feb 3	3:34PM	Fax Sent	4723547	0:51	2	OK
Feb 3	3:36PM	Fax Sent	9698357	2:40	2	OK
Feb 3	3:39PM	Fax Sent	4791329	1:11	2	OK
Feb 3	3:41PM	Fax Sent	4728896	1:07	2	OK
Feb 3	3:45PM	Fax Sent	4773079 - PDN	1:24	2	OK
Feb 3	3:47PM	Fax Sent	4770793 - PNC	0:55	2	OK
Feb 3	3:49PM	Fax Sent	4727663 - Hit Radio 100	0:52	2	OK
Feb 3	3:51PM	Fax Sent	6482007	0:51	1	Error 363
Feb 3	3:53PM	Fax Sent	6482007 - Mar Variety	1:21	2	OK
Feb 3	3:55PM	Fax Sent	6498883 - Glimpse	0:56	2	OK
Feb 3	3:56PM	Fax Sent	6491924	0:28	0	Cancel
Feb 3	3:57PM	Fax Sent	6482007	0:46	1	Error 403
Feb 3	4:00PM	Fax Sent	6482007	1:53	2	OK
Feb 3	4:02PM	Fax Sent	4774678 - Joy 92 FM	0:59	2	OK
Feb 3	4:04PM	Fax Sent	6480104 - Guam Broadcast	0:53	2	OK
Feb 3	4:12PM	Fax Sent	6379870 - KUAM	1:02	2	OK
Feb 3	4:14PM	Fax Sent	4773982 - K57/Power 98	0:52	2	OK
Feb 3	4:16PM	Fax Sent	4776411 - K-STEREO / KISH	1:13	2	OK
Feb 3	4:19PM	Fax Sent	6379865 - I 94	0:58	2	OK
Feb 3	4:21PM	Fax Sent	5652983 - Adventist Radio	0:54	2	OK
Feb 3	4:23PM	Fax Sent	7342958 - KPRG	1:01	2	OK

Palau's Toribiong meets RP Foreign Secretary

By Bernadette H. Carson
For Variety

KOROR (Palau Horizon) – Philippine Secretary of Foreign Affairs Alberto Romulo welcomed President Johnson Toribiong at the Ninoy Aquino International Airport during the Palau leader's four-hour layover in Manila, Sunday.

Toribiong and his entourage briefly made a stop in the Philippines on their way back to Palau from a Taiwan trip.

The president said Romulo, in behalf of President Gloria Macapagal Arroyo, apologized for the Philippine head of state's cancelled trip to Palau.

"He said that President Arroyo cannot visit Palau due to other commitments," Toribiong said.

In the short meeting, Romulo



Palau Toribiong photo

and Toribiong discussed issues involving Philippine workers in Palau.

Workers from the Philippines are the biggest foreign worker labor force in Palau.

There are over 5,000 Philippine nationals employed in Palau.

"I assured Romulo that foreign workers in Palau are

well taken cared of according to the contracts and laws of Palau," he said.

In the brief meeting, he also

told Romulo about the contribution of Filipino workers to Palau's development.

Prior to his stop in Manila, Toribiong was in Taiwan as one of the guests at the 2010 World

Freedom Day Celebrations in Taipei.

The World Freedom Day celebration featured a number of special activities, including an exhibition of photographs and an international academic symposium.

"I assured Romulo that foreign workers in Palau are well taken cared of according to the contracts and laws of Palau."

More than 60 representatives including prominent political leaders and scholars from around the world participated in the event. Toribiong said he also met officials of Taiwan's legislature.



SENATOR FRANK B. AGUION, JR., Chairman
COMMITTEE ON ECONOMIC DEVELOPMENT,
HEALTH & HUMAN SERVICES, AND JUDICIARY
I Niña Treña Ni Libesolaron Godhon
3rd Guam Legislature
236 Archbishop F.C. Flores St. DNA Bldg., Ste. 701A, Hagatna,
Guam 96910 • Tel: (671) 969-1495/6 • Fax: (671) 969-1497
Email: aguionfrank@gmail.com

**NOTICE OF PUBLIC HEARING
THURSDAY, FEBRUARY 11, 2010 1:30 PM
GUAM LEGISLATURE PUBLIC HEARING ROOM**

AGENDA

- BILL NO. 252-30 (COR)-AN ACT TO AMEND SECTION 4301 (a), ARTICLE 3, TITLE 4 GCA RELATIVE TO CREATING GOV/GUAM EMPLOYEE HEALTH BENEFITS TRUST FUND
- BILL NO. 264-30(COR)-AN ACT TO ADD NEW ARTICLE 23 TO CHAPTER 12 OF TITLE 10 GCA RELATIVE TO THE LICENSING OF MASSAGE PRACTITIONERS TO PRACTICE IN GUAM
- BILL NO. 272-30 (COR) AN ACT RELATIVE TO THE DIVISION OF ENVIRONMENTAL HEALTH OF DPSS; TO AMEND §6229 OF, AND A NEW §6233 6233.12 §6234 TO ARTICLE 2, CHAPTER 6 OF TITLE 4 OF GCA; TO AMEND §20121 OF, AND ADD A NEW §20122 AND §20123 TO, CHAPTER 20 OF TITLE 10 GCA
- BILL NO. 275-30(LS)AN ACT RELATIVE TO PROVIDING CLARIFICATION TO DPSS IN THE MANAGEMENT OF ITS FINANCIAL RESOURCES FOR THE DIRECT OPERATION OF THE COMMUNITY HEALTH CENTERS BY AMENDING SUBSECTION (a) of §3811, CHAPTER 3, TITLE 10 GCA
- BILL NO.280-30(LS)-AN ACT TO AMEND SUBSECTIONS (a) (b) (c) (d) (e) AND ADD SUBSECTIONS (f) (g) (h) OF SECTION 3811 OF ARTICLE 3 OF TITLE 10 GCA
- BILL NO. 309-30 (COR) -AN ACT TO ADD A NEW CHAPTER 91 ENTITLED "CHILD'S RIGHT TO LIVE ACT" TO TITLE 9 OF THE GCA RELATIVE TO THE PROTECTION OF INFANTS BORN ALIVE AS A RESULT OF AN ABORTION.
- BILL NO. 312 (COR) -AN ACT TO ADD A NEW ARTICLE 4 TO CHAPTER 70 OF 9 GCA RELATIVE TO PENALTIES FOR THOSE CONVICTED OF FURNISHING ALCOHOL TO MINORS.
- BILL 266-30 (COR)-AN ACT TO PROVIDE CAPITAL IMPROVEMENT FUNDS FOR THE GUAM VETERANS CEMETARY BY ADDING A NEW SUBSECTION (i) TO §51821.

Testimonies may be submitted in advance to the Office of Senator Frank B. Aguión Jr.

236 Archbishop FC Flores St. DNA Bldg. Ste. 701A Hagatna, GU 96910 or e-mailed to aguionfrank@gmail.com

Individuals requiring special accommodations/services, or for more information, please contact Gina Tabonara or Frances Lizama at 969-1495/6.

THIS AD WAS PAID FOR BY GOVERNMENT FUNDS

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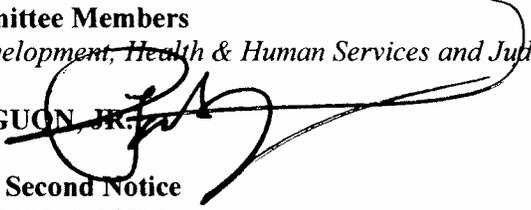


**COMMITTEE ON ECONOMIC DEVELOPMENT,
HEALTH AND HUMAN SERVICES, AND JUDICIARY**
I Mina'Trenta Na Liheslaturan Guåhan • 30th Guam Legislature
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Tel: (671) 969-1495/6 • Fax: (671) 969-1497 • Email: aguon4guam@gmail.com

February 8, 2010

MEMORANDUM

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

FROM: SENATOR FRANK B. AGUON, JR. 
Chairman

SUBJECT: Notice Public Hearing – Second Notice
Thursday, February 11, 2010- 1:30PM

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
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RORY J. RESPICIO
SENATOR

FRANK F. BLAS, JR.
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TELO TAITAGUE
SENATOR

RAY TENORIO
SENATOR

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Please call my office if you have any questions. *Un Dangkulo' na Si Yu'use Ma'ase.*

Cc: Sergeant-at-Arms/Protocol/AV



Gina Tabonares <aguonmedia@gmail.com>

2nd Notice on Public Hearing on THURSDAY, FEB. 11, 2010

1 message

Gina Tabonares <aguonmedia@gmail.com>

Mon, Feb 8, 2010 at 4:21 PM

To: judiguthertz@pticom.com, senadotbjcruz@aol.com, senjim@ite.net, "Adolpho B. Palacios" <senabpalacios@gmail.com>, Ben Pangelinan <senbenp@guam.net>, Benjamin JF Cruz <senadotbjcruz@gmail.com>, "Edward J.B. Calvo" <sencalvo@gmail.com>, "Frank B. Aguon, Jr." <aguon4guam@gmail.com>, "Frank F. Blas, Jr." <frank.blasjr@gmail.com>, Jimmy Espaldon <senator@espaldon.com>, Judi Won Pat <info@judiwonpat.com>, Ray Tenorio <ray@raytenorio.com>, "Rory J. Respicio" <roryforguam@gmail.com>, Telo Taitague <senatortelo@gmail.com>, Tina Muna Barnes <tinamunabarnes@gmail.com>, Tom Ada <tom@senatorada.org>

Cc: alfredduenas@guamlegislature.org, andrasgrandma@yahoo.com, aokada@guamlegislature.org, bfartero@guamlegislature.org, bruce.lloyd.media@gmail.com, chris.budasi@guamlegislature.org, coy@senatorada.org, cyrus@senatorada.org, dcchaco@guamlegislature.org, doc.wyittenbachsantos@gmail.com, ed@raytenorio.com, edpocaigne@judiwonpat.com, edpocaigne@yahoo.com, epgogue@guamlegislature.org, epgogue@hotmail.com, fba_irenem@yahoo.com, fbtorres@yahoo.com, gtmarcos612@yahoo.com, herbie@judiwonpat.com, hmcruz55@guam.net, jameleng_91@yahoo.com, jamespcastro@gmail.com, jcamacho@senatorada.org, jenniferdulla@gmail.com, jessica@raytenorio.com, joe_kamudo@yahoo.com, jonbdiaz@gmail.com, josie.mendiola@gmail.com, joyunpingco@guamlegislature.org, juliette@senatorada.org, legislativesecretary1@gmail.com, lizama.frances@gmail.com, mark@judiwonpat.com, markaflague@gmail.com, maryfejeran@gmail.com, mcarlson@ite.net, mermae@raytenorio.com, mjperez48@yahoo.com, mona.duenas@gmail.com, natashaguon@hotmail.com, nenamillondaga@yahoo.com, patrickcepeda@hotmail.com, paul@raytenorio.com, peterlg@gmail.com, pjtcruz@yahoo.com, remytaijeron@yahoo.com, rlikeke05@gmail.com, rob.tupaz@gmail.com, roberto.phil@gmail.com, roeann@raytenorio.com, roland@judiwonpat.com, rsmuna45@gmail.com, rsmuna@yahoo.com, sahara@judiwonpat.com, santos222@gmail.com, sayama01@yahoo.com, smendiola@guamlegislature.org, stefcepeda@yahoo.com, tcamacho@senatorada.org, teddytaz_222@yahoo.com, tpmatanane@yahoo.com, trespicio@gmail.com, typhoonjvr@yahoo.com, vel.komiyama@yahoo.com, victoria.phillips@live.com, vquenga@judiwonpat.com, wndycruz@gmail.com, zunior0831@hotmail.com, anaaleah <anaaleah@yahoo.com>, bill phillips <phillipsguam@gmail.com>, Chelsa Muna-Brecht <cmunabrecht@guamlegislature.org>, Derick Hills <derickhills@live.com>, Ed LeonGuerrero <edleonguerrero@gmail.com>, Elaine Tajalle <elainevtll@gmail.com>, Frank Torres <fbtorres@judiwonpat.com>, Fred Burgos <feaburgos@gmail.com>, Gina Tabonares <aguonmedia@gmail.com>, Jay Sunga <ajsunga@senatorada.org>, Jose Cruz <josecruzjr17@yahoo.com>, Joy Unpingco <joyunpingco@gmail.com>, Lisa Cipollone <cipo@guamlegislature.org>, Mary Lou Wheeler <mlwheeler2000@yahoo.com>, Maya Alonso <maya@guamlegislature.org>, Mike Lidia <mike.lidia9@gmail.com>, Nicole Santos <nsantos@senatorada.org>, Phillip Leon Guerrero <phill@raytenorio.com>, Ron Taitague <ez2plez57@yahoo.com>, ron teeahan <rteeahan@yahoo.com>, Selina Onedera-Salas <sonedera-salas@guamlegislature.org>, "teddytaz@ite.net" <teddytaz@ite.net>, tinaokada <tinaokada@gmail.com>, Toby Castro <tcastro@guam.net>, Tony Quitugua <tq@guamlegislature.org>, Daniel Perez <dperez@guamlegislature.org>, Dorothy Cruz <dot@guamlegislature.org>, Elvy Mew <emew@guamlegislature.org>, Flo Terlaje <fterlaje@guamlegislature.org>, Maria Nieves Materne <nieves@guamlegislature.org>, Martha Cruz <mcruz@guamlegislature.org>, Pat Santos <psantos@guamlegislature.org>, Rennae Perez <rennae@guamlegislature.org>, vbermudes@guamlegislature.org, Yong Pak <yong@guamlegislature.org>, tunsio@guamlegislature.org, Joe Leon Guerrero <sgtarms@guamlegislature.org>, Stephanie Mendiola <sem@guamlegislature.org>

Buenas All!

Please see attached memo from Senator Frank B. Aguon Jr regarding the public hearing scheduled for Thursday, February 11, 2010, at 1:30 PM.

Si Yu'os Ma'ase!

--

GINA TABONARES

Office of Sen. Frank B. Aguon Jr.

Committee on Economic Development, Health and Human Services, and Judiciary

969-1495/6



2ndNoticeSENATORS.pdf

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**COMMITTEE ON ECONOMIC DEVELOPMENT,
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February 8, 2010

MEMORANDUM

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Please call my office if you have any questions. *Un Dangkulo' na Si Yu'use Ma'ase!*

Cc: Sergeant-at-Arms/Protocol/AV

FRANK B. AGUON, JR.
SENATOR, CHAIRMAN

ADOLPHO B. PALACIOS, SR.
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JUDITH T. WON PAT
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SENATOR

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SENATOR

TELO TAITAGUE
SENATOR

RAY TENORIO
SENATOR



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

February 08, 2010

SECOND 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: THURSDAY, February 11, 2010
TIME: 1:30 PM
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 Gina Tabonares or Ron Teehan at 969-1495/6.

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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

AGENDA
Public Hearing
THURSDAY, Feb.11, 2010

1:30PM -6PM

BILL NO. 252-30 (COR)

An act to amend Section 4301(a), add a new Section 4301.1(d) and to add a new Section 4302.1 of Chapter 4, Article 3, Title 4 GCA relative to creating the Government of Guam Employee Health Benefits Trust Fund by the Division of Accounts of the Department of Administration.

BILL NO. 268-30 (COR)

An act to add a new Article 23 to Chapter 12 of Division 1 of Title 10 GCA, relative to the licensing of massage practitioners to practice in Guam.

BILL NO. 272-30 (LS)

An act relative to the Division of Environmental Health of DPHSS; to amend §6229 of Article 2, Chapter 6 of Title 4 GCA; to add new §6233 to §6233.12 and §6234 to Article 2, Chapter 6 of Title 4 GCA; to amend §20121 of Chapter 20 of Title 10 GCA; add new §20122 and §20123 to Chapter 20 of Title 10 GCA; and to amend §7119 of Chapter 7, Title 22 GCA.

BILL NO. 275-30 (LS)

An act relative to providing clarification and flexibility to DPHSS in the management of its financial resources for the direct operation of the Community Health Centers by amending Subsection (a) of §3811, Chapter 3, Title 10 GCA.

BILL NO. 280-30 (LS)

An act to amend Subsections (a) (b) (c) (d) (e) and to add Subsections (f) (g) and (h) of Section 3811 and to add Subsections (6) and (7) to Section 3814 of Chapter 3 of Article 8 of Title 10 GCA relative to the establishment and use of the Community Health Center Revolving Fund.

BILL NO. 309-30 (COR)-

An act to add a new Chapter 91 entitled "Childs Right To Live Act" to title 9 of the GCA relative to the protection of infants born alive as a result of an abortion.

BILL NO. 312(COR)

An act to add a new article 4 to Chapter 70 of 9 GCA Relative to penalties for those convicted of furnishing alcohol to minors.

6:00PM

BILL NO. 266-30 (COR)

An act to provide capital improvement funds for the Guam Veterans Cemetery by adding a new Subsection (i) to §51821 of Article 8, Chapter 51, Division 2, Title 10 GCA, relative to the reallocation of excess funding proceeds from the 2009 Solid Waste Management System Bond Funds

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
Feb 3	4:12PM	Fax Sent	6379870	1:02	2	OK
Feb 3	4:14PM	Fax Sent	4773982	0:52	2	OK
Feb 3	4:16PM	Fax Sent	4776411	1:13	2	OK
Feb 3	4:19PM	Fax Sent	6379865	0:58	2	OK
Feb 3	4:21PM	Fax Sent	5652983	0:54	2	OK
Feb 3	4:23PM	Fax Sent	7342958	1:01	2	OK
Feb 3	8:20PM	Received	4723510	0:18	1	OK
			6714723589			
Feb 4	11:39AM	Received	671 472 5022	0:34	1	OK
			6714725022			
Feb 4	3:03PM	Received	671 734 2066	0:20	1	OK
			6717342066			
Feb 4	5:20PM	Received	+6716472000	0:33	1	OK
			6716472000			
Feb 8	9:35AM	Received	671 472 5022	1:21	3	OK
			6714725022			
Feb 8	10:13AM	Received	4773736	0:22	1	OK
			6714773736			
Feb 8	11:53AM	Fax Sent	6482007	0:47	1	OK
Feb 8	12:16PM	Received	6351444	0:29	2	OK
			6716351444			
Feb 8	12:59PM	Fax Sent	6482007	0:50	1	OK
Feb 8	1:45PM	Fax Sent	6379870 - KUAM	0:55	2	OK
Feb 8	1:46PM	Fax Sent	4773982 - K57 / Power 98	0:51	2	OK
Feb 8	1:48PM	Fax Sent	4773079 - PDN	1:16	2	OK
Feb 8	1:50PM	Fax Sent	4770793 - PNC	0:50	2	OK
Feb 8	1:51PM	Fax Sent	6482007 - Marianas Variety	1:19	2	OK
Feb 8	1:53PM	Fax Sent	6482007	0:47	1	OK
Feb 8	1:55PM	Fax Sent	4772240	1:17	2	OK
Feb 8	1:57PM	Fax Sent	4727663 - Hit Radio 100	0:51	2	OK
Feb 8	1:58PM	Fax Sent	4776411 - Kstereo / KISH	1:21	2	OK
Feb 8	2:00PM	Fax Sent	7342958	1:34	2	OK
Feb 8	2:03PM	Fax Sent	7343476	1:10	2	OK
Feb 8	2:05PM	Fax Sent	5652983 - Adventist Radio	1:06	2	OK
Feb 8	2:07PM	Fax Sent	4777136	0:58	2	OK
Feb 8	2:08PM	Fax Sent	4774678 - Joy 92FM	1:02	2	OK
Feb 8	2:10PM	Fax Sent	4774678	0:51	2	OK

SPKAKER Judi Won Pat and Guam Federation of Teachers president Matt Rector will go head-to-head at 7 p.m. tonight at F.O. Sanchez Elementary School in Umatac to discuss the idea of the auditing firm Evergreen Solutions.

When he was senator, Rector introduced a bill to keep the Umatac school open. The school was recommended for closure by the auditing firm Evergreen Solutions.

Further, more, Guam Department of Education teachers whose service credit will be converted to a charter school will receive their service credit adversely affected.

One issue that F.O. Sanchez

By Therese Hart
therese@mvguam.com
Vanely News Staff

CONVERSION OF CHARTER

Friday nights at Chamorro

Filamore Alcon, owner of owner said this was achieved the coming year.

CNMI recruits

Guard Recruiting Assistance Program. The program allows Guam Guard Soldiers to earn money by providing additional leads (prospects) to a recruiter. They can earn up to \$3,000 dollars per recruit that they are responsible for bringing into the Guard.

"The new recruits from Saipan will be training on island after their initial enlistment in March. Planning for

but more the enlistment of these new recruits in March is ongoing and the initial interest by the general public is high. Much of the success of this recruiting effort is a result of intense collaboration from all levels of both governments of Guam and the CNMI, to include local and federal entities," Crisostomo said.

There are currently no Guard units in the CNMI.



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

NOTICE OF PUBLIC HEARING THURSDAY, FEBRUARY 11, 2010 1:30 PM GUAM LEGISLATURE PUBLIC HEARING ROOM

AGENDA

- BILL NO. 252-30 (COR)-TO AMEND SECTION 4301 (a), OF CH. 4 ART. 3, 4 GCA RELATIVE TO CREATING A GOVQUAM EMPLOYEE HEALTH BENEFITS TRUST FUND
 - BILL NO. 268-30(COR)-TO ADD NEW ART 23 TO CH.12 OF 10 GCA RELATIVE TO THE LICENSING OF MASSAGE PRACTITIONERS TO PRACTICE IN GUAM
 - BILL NO. 272-30 (COR)-RELATIVE TO THE DIVISION OF ENVIRONMENTAL HEALTH OF DPSS: TO AMEND §6229 OF ART 2, CH. 6 OF 4 GCA: TO AMEND §20121 OF CH 20 OF 10 GCA
 - BILL NO. 275-30(LS) RELATIVE TO PROVIDING CLARIFICATION TO DPSS IN THE MANAGEMENT OF ITS FINANCIAL RESOURCES FOR THE DIRECT OPERATION OF THE COMMUNITY HEALTH CENTERS
 - BILL NO.280-30(LS)-AN ACT TO AMEND SECTION 3811 OF ART 8 OF 10 GCA. RELATIVE TO ESTABLISHMENT AND USE OF COMMUNITY HEALTH CENTER REVOLVING FUND.
 - BILL NO. 309(COR)-TO ADD NEW CH 91 ENTITLED "CHILDS RIGHT TO LIVE ACT TO 9 GCA RELATIVE TO THE PROTECTION OF INFANTS BORN ALIVE AS A RESULT OF AN ABORTION
 - BILL NO.312(COR)-TO ADD NEW ART 4 TO CH 70 OF 9GCA RELATIVE TO PENALTIES FOR THOSE CONVICTED OF FURNISHING ALCOHOL TO MINORS.
- 6:00 PM**
- BILL 266-30 (COR)-AN ACT TO PROVIDE CAPITAL IMPROVEMENT FUNDS FOR THE GUAM VETERANS CEMETARY BY ADDING A NEW SUBSECTION (i) TO §51821.

To view full text of the Bills, 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 via mail to Office of Senator Frank B. Aguon Jr. 238 Archbishop FC Flores St. DNA Bldg. Ste. 701A Hagatña, GU 96910 . e-mail aguon4guam@gmail.com or fax to 9691497. Individuals requiring special accommodations/services, or for more information, please contact Gina Tabonares or Ron Teehan at 9691495/6



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

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**MINA' TRENTA NA LIHESLATURAN GUAHAN
THIRTIETH GUAM LEGISLATURE
2009 (FIRST) Regular**

Bill No. 275-30(45)

Introduced by:

FRANK B. AGUON, JR.



**AN ACT RELATIVE TO PROVIDING
CLARIFICATION AND FLEXIBILITY TO THE
DEPARTMENT OF PUBLIC HEALTH & SOCIAL
SERVICES IN THE MANAGEMENT OF ITS
FINANCIAL RESOURCES FOR THE DIRECT
OPERATION OF THE COMMUNITY HEALTH
CENTERS, BY AMENDING SUBSECTION (a) OF
§3811, CHAPTER 3, TITLE 10, GUAM CODE
ANNOTATED.**

2009 NOV -5 AM 9:39 AM

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Finding and Intent. It is the finding of *I Liheslaturan Guahan* that funds accruing to or due the Community Health Center Revolving Fund are not being deposited in the Fund on a timely basis. Further, this is creating difficulties for the Department of Public Health & Social Services in accessing funds, as well as causing shortfalls in available funds needed to pay outstanding expenses on a timely basis.

It is the intent of *I Liheslatura Guahan* to place further restrictions on the Fund by accordingly amending §3811(a) of Chapter 3, Title 10, Guam Code Annotated.

Section 2. Subsection (a) of §3811, Chapter 3, Title 10, Guam Code Annotated, is amended, to read:

1 (a) Community Health Center Revolving Fund. There is hereby
2 established a Community Health Center Revolving Fund
3 ('Fund') to be maintained by the Director of the Department.
4 The Fund shall be established and maintained in an account
5 apart and separate from any other account(s) of the government
6 of Guam, and shall not be co-mingled. All funds due or
7 accruing to the account from whatever source(s), as provided or
8 authorized pursuant to applicable law, inclusive of any interest,
9 shall be deposited in the Fund in its entirety immediately upon
10 receipt by the government of Guam.

11 i. The Department shall report monthly and
12 maintain full compliance with all financial
13 reporting requirements of the government of Guam
14 pursuant to applicable law."