



Office of the Governor of Guam

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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, GU 96910

2010 APR 13 PM 9:37
De

Dear Speaker Won Pat:

Transmitted herewith is Substitute Bill No. 307-30 (COR) "AN ACT TO ADD A NEW SUBSECTION (a) TO SECTION 14 OF CHAPTER XIII OF PUBLIC LAW 30-55, RELATIVE TO THE RESTRICTION ON THE HOME USE OF GOVERNMENT OF GUAM VEHICLES" which I signed into law on April 2, 2010 as **Public Law 30-128**.

Sinseryan Magåhet,

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

Attachment: copy of Bill

30-10-0320
~~0312~~
4/12/10
4-501

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. 307-30 (COR), "AN ACT TO ADD A NEW SUBSECTION (a) TO SECTION 14 OF CHAPTER XIII OF PUBLIC LAW 30-55, RELATIVE TO THE RESTRICTION ON THE HOME USE OF GOVERNMENT OF GUAM VEHICLES,"** was on the 19th day of March, 2010, duly and regularly passed.



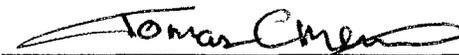
Judith T. Won Pat, Ed. D.
Speaker

Attested



Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahen Guåhan* this 22nd day of March, 2010, at
2:15 o'clock P.M.



Assistant Staff Officer
Maga'lahi's Office

APPROVED:



FELIX P. CAMACHO
I Maga'lahen Guåhan

APR 02 2010

Date: _____

Public Law No. P.L. 30-128

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

Bill No. 307-30 (COR)

As substituted by Committee on Municipal Affairs,
Aviation, Housing and Recreation,
and amended on the Floor.

Introduced by:

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

**AN ACT TO ADD A NEW SUBSECTION (a) TO
SECTION 14 OF CHAPTER XIII OF PUBLIC LAW 30-
55, RELATIVE TO THE RESTRICTION ON THE HOME
USE OF GOVERNMENT OF GUAM VEHICLES.**

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

2 **Section 1. Legislative Findings and Intent.** Public Law 30-55, Chapter
3 XIII, Section 14 states in part: *“Except when expressly permitted by § 1103(c) of*
4 *Chapter 1, Title 4, Guam Code Annotated, no government of Guam owned, leased*
5 *or rented vehicles may be driven home by an employee unless such employee is on*
6 *call as an emergency first responder.”* Due to the concerns expressed by the

7 Guam Housing and Urban Renewal Authority, *I Liheslaturan Guåhan* finds it is
8 necessary to clarify what constitutes a government of Guam owned, leased, *or*
9 rented vehicle, as expressed in Public Law 30-55. The use of unclear terms can
10 lead to multiple interpretations and can oftentimes result in uncertainty as to
11 whether compliance is mandated by a particular piece of legislation. This Act
12 seeks to eliminate any interpretation inconsistent with the spirit of Public Law 30-
13 55. Therefore, *I Liheslaturan Guåhan* intends to *add* Subsection (a) to Section 14
14 of Chapter XIII of Public Law 30-55.

15 **Section 2.** A new Subsection (a) is hereby *added* to Section 14 of Chapter
16 XIII of Public Law 30-55 to read as follows:

17 “(a) This Section *shall not* apply to vehicles purchased, leased or
18 rented with the federal funds which are required to accommodate the
19 operations of the program.”

20 **Section 3. Severability.** *If* any provision of this law or its application to
21 any person or circumstances is found to be invalid or contrary to law, such
22 invalidity shall *not* affect other provisions or applications of this law, which can be
23 given effect without the invalid provisions or applications, and to this end the
24 provisions of this law are severable.

I MINA' TRENTA NA LIHESLATURAN GUAHAN

2010 (SECOND) Regular Session

Date: 3/19/10

VOTING SHEET

Bill No. 307-30(COR)

Resolution No. _____

Question: _____

NAME	YEAS	NAYS	NOT VOTING/ ABSTAINED	OUT DURING ROLL CALL	ABSENT
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

10 4

CERTIFIED TRUE AND CORRECT:

John C. ...
Clerk of the Legislature

* 3 Passes = No vote
EA = Excused Absence



Senator Tina Rose Muña Barnes

Legislative Secretary

I Mina' Trenta Na Liheslaturan Guahan / Thirtieth Guam Legislature
Committee on Municipal Affairs, Aviation, Housing and Recreation
Tel: (671) 472-3455/6 Fax: (671) 472-3400

March 04, 2010

The Honorable Judith T. Won Pat, Ed.D.

Speaker

I Mina' Trenta Na Liheslaturan Guahan

155 Hesler Place

Hagåtña, Guam 96910

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

RE: Committee Report – Bill No. 307-30 (COR)-as substituted by the Committee on Municipal Affairs, Aviation, Housing and Recreation.

Dear Speaker Won Pat:

Transmitted herewith is the Committee Report on **Bill No. 307-30 (COR)-As Substituted by the Committee on Municipal Affairs, Aviation, Housing and Recreation – “An act to add a subsection to section 14 of chapter 13 of public law 30-55, relative to the restriction on the home use of government of Guam Vehicles.”**- sponsored by Senator Tina Rose Muña Barnes, and referred to the Committee on Municipal Affairs, Aviation, Housing and Recreation.

Committee votes are as follows:

- 2 **TO PASS**
- 0 **NOT TO PASS**
- 5 **TO REPORT OUT ONLY**
- 0 **TO ABSTAIN**
- 0 **TO PLACE IN INACTIVE FILE**

Sincerely,

Tina Rose Muña Barnes
Senator

Vertical stamp and handwritten initials on the right margin.



Senator Tina Rose Muña Barnes

Legislative Secretary

I Mina' Trenta Na Liheslaturan Guahan / Thirtieth Guam Legislature

Committee on Municipal Affairs, Aviation, Housing and Recreation

Tel: (671) 472-3455/6 Fax: (671) 472-3400

**COMMITTEE
REPORT
ON**

***BILL NO. 307-30 (COR)-AS SUBSTITUTED
BY THE COMMITTEE ON MUNICIPAL
AFFAIRS, AVIATION, HOUSING AND
RECREATION, SPONSORED BY TINA
ROSE MUNA BARNES***

**“AN ACT TO ADD A SUBSECTION TO
SECTION 14 OF CHAPTER 13 OF PUBLIC
LAW 30-55, RELATIVE TO THE
RESTRICTION ON THE HOME USE OF
GOVERNMENT OF GUAM VEHICLES.”**



Senator Tina Rose Muña Barnes

Legislative Secretary

I Muna' Trema Na Liheslaturan Guahan /Thirtieth Guam Legislature
Committee on Municipal Affairs, Aviation, Housing and Recreation
Tel: (671) 472-3435 6 Fax: (671) 472-3400

March 04, 2010

MEMORANDUM

To: All Members
Committee on Municipal Affairs, Aviation, Housing, and Recreation

From: Senator Tina Rose Muna Barnes
Committee Chairperson

Subject: Committee Report Bill No. 307-30 (COR)-As substituted by the Committee on Municipal Affairs, Aviation, Housing and Recreation

Transmitted herewith for your consideration is the Committee Report on Bill No. 307-30 (COR) -As substituted by the Committee on Municipal Affairs, Aviation, Housing and Recreation -**“An act to add a subsection to section 14 of chapter 13 of public law 30-55, relative to the restriction on the home use of Government of Guam Vehicles.”** sponsored by Senator Tina Rose Muna Barnes.

This report includes the following:

- Committee Voting Sheet
- Committee Report Narrative
- Copy of Bill No. 307-30 (COR) as substituted
- Copy of Bill No. 307-30 (COR)
- Public Hearing Sign-in Sheet
- Copies of submitted testimony & supporting documents
- Notices of Public Hearing
- Copy of the Public Hearing Agenda

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

Si Yu'os Ma'åse!



Senator Tina Rose Muña Barnes

Legislative Secretary

L Muna' Treinta Na Liheslaturan Guahan / Thirtieth Guam Legislature
 Committee on Municipal Affairs, Aviation, Housing and Recreation
 Tel: (671) 472-3455/6 Fax: (671) 472-3400

COMMITTEE VOTING SHEET

Bill No. 307-30 (COR)-As Substituted by the Committee on Municipal Affairs, Aviation, Housing and Recreation – “An act to add a subsection to section 14 of chapter 13 of public law 30-55, relative to the restriction on the home use of government of Guam Vehicles.”
 sponsored by Senator Tina Rose Muña Barnes

Senators	Signature	To Pass	Not To Pass	To Report Out Only	To Abstain	Place In Inactive File
Tina Rose Muna Barnes Chairperson		✓				
Benjamin J. F. Cruz Vice Chairperson		✓ 3/9/10				
Judith T. Won Pat, Ed. D.				✓		
vicente c. pangelinan						
Judith P. Guthertz						
Thomas C. Ada						
Rory J. Respicio						
Frank B. Aguon, Jr. 3/9/10				✓		
Edward J. B. Calvo				✓		
Frank F. Blas, Jr.						
Ray Tenorio				✓		
Telo Taitague				✓		



**I Mina'Trenta Na Liheslaturan Guahan
Office of The Legislative Secretary
Tina Rose Muna Barnes**

Chairperson, Committee on Municipal Affairs, Aviation, Housing and Recreation
155 Hesler Place Hagatna, Guam 96910 [Tel: 671-472-3455/6 Fax: 671-472-3400]

COMMITTEE REPORT DIGEST

I. OVERVIEW

The Committee on Municipal Affairs, Aviation, Housing and Recreation convened a public hearing on January 27, 2010 at 9:01 a.m. in *I Liheslatura's* Public Hearing Room. Among the items on the agenda was the consideration of Bill No. 307-30 (COR) "AN ACT TO DESIGNATE CERTAIN POSITIONS AT THE GUAM HOUSING AND URBAN RENEWAL AUTHORITY AS "EMERGENCY FIRST RESPONDERS" SOLELY FOR THE PURPOSE OF RESPONDING TO EMERGENCY AT PUBLIC HOUSING UNITS.", sponsored by Senator Tina Rose Muna Barnes.

Public Notice Requirements

Notices were disseminated via hand-delivery, and e-mail to all senators and all main media broadcasting outlets on January 20, 2010 (5-Day Notice), and again on January 25, 2010 (48-Hour Notice).

Senators Present

Senator Tina Rose Muna Barnes, Chairperson
Senator Rory Respicio, Committee Member
Senator vicente c. pangelinan, Committee Member

The public hearing was Called-to-Order at 9:01 a.m.

II. SUMMARY OF TESTIMONY & DISCUSSION

Senator Barnes: Hafa Adai and Good Morning. The Committee on Municipal Affairs, Aviation, Housing and Recreation is called to order. It is about 9:01 a.m. Joining me this morning is committee on rules Chair Senator Rory Respicio. Thank you for joining us this morning. We are here to entertain one bill this morning: Bill 307-30 (COR) as introduced by myself as *An act to designate certain positions at the Guam Housing and Urban Renewal Authority as "emergency first responders" solely for the purpose of responding to emergency at public housing units.* And just before we call the audience up to testify, this legislative intent was specifically to give authorization to the Guam Housing and Urban Authority to utilize their official vehicles to entertain any responses to the housing unit that they think they need to take care of. GHURA is 100% federally funded and their mission mandates is to take care of these housing facilities around the island.



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Office of The Legislative Secretary
Tina Rose Muna Barnes

Chairperson, Committee on Municipal Affairs, Aviation, Housing and Recreation
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Here to testify this morning is Mr. Ray Blas who is the Deputy Director. Submitting written testimony this morning is: Bea Nededog, Therese Blas, Pat Mesa, and Benny Pinaula, who apologizes for not being here because there is a function down in the south. Before I have Mr. Blas start I am going to introduce former Speaker Ben Pangelinan. Good Morning. Thank you for joining us. Go ahead Mr. Blas and state your name for the record and if you are in support of the bill or not.

Mr. Blas: My name is Raymond F.Y. Blas. I am the Deputy Director for GHURA and I am in favor of this bill.

First of all I want to – Senator Muna Barnes, Senator Respicio, Senator Pangelinan – thank you for this bill. I've met with the Senator since last year regarding the 24 hour vehicles. As you know, we have 750 units around the island from Dededo to Toto, MongMong, Sinajana, Agana, Agana Heights, down to Asan, Agat, Umatac, Merizo, Inarajan, Yona and Talofof. Usually our First Responders, I do understand, are usually G.P.D. and G.F.D. But we are also mandated by H.U.D. to be First Responders under our section of GHURA. Remember we have 750 units to take care of: sewer back up, lockouts. Last year we had someone pass away in their unit and they called us down. One of the biggest reasons why we have the 24-hour vehicles is because there are only nine vehicles that are 24-hour vehicles. Usually leadman and A.M.P. man have vehicles 24-hour because usually there's people parking on the grass and those are things we go at night to check on them. We make sure they are warned and we cite tenants for stuff like that. They, my A.M.P. managers, are asking in their testimony because they respond to the immediate needs of our tenants: emergency lockout; doors, window damage; and local authority assistance. There are a lot of times when there is violence with tenants, we have to go and approach them.

I want to thank Senator Tina Barnes for bringing this up because we really need this to prevent graffiti and all those things from being done when we are not out there. So I am asking you to please support this bill and allow GHURA to have 24-hour vehicles.

Senator Barnes: Thank you Mr. Blas. Just for the record, I just received written testimony from the executive director just to read into the record. (*refer to written testimony*)

I am going to go ahead and open it to testimony. Senator Rory Respicio.



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Senator Respicio: Thank you very much Madam Chair. Thank you, Mr. Blas, for your testimony and for being here.

You know I know the prohibition is specific to government of Guam owned, leased, or rented vehicles. Are those vehicles considered owned by the government of Guam?

Mr. Blas: Licensed with the government of Guam but bought with GHURA funds.

Senator Respicio: That's why I am wondering because while I appreciate the author's intent wanting to make these vehicles accessible for you to go to those various units and respond to sewer leaks or domestic violence calls. Sometimes because you are technically the landlord and you get involved in all kinds of areas where you have to enforce your very strict policy on no tolerance of drugs or violence or any of those abuses but did someone in the government approach you and say you shouldn't drive these vehicles home because you are a 100% federally funded agency. I know that these prohibitions regarding personnel hires or 24-hour vehicles are, I think, are tied to the funding source. And if I was a federally funded agency would argue that this prohibition is limited to government of Guam vehicles and those vehicles do not technically belong to the government of Guam. I may be wrong.

I don't support the idea of designating another group of people as First Responders and diluting what a First Responder really is. I don't want the police department, fire department, mayors and vice mayors to get in that debate publicly because I don't want to downgrade the GHURA employees and dilute the contributions they provide. And you provide in your position. But are you not law enforcement, are you?

Mr. Blas: We are not law enforcement, but we do not have policies and procedures that all tenants that are staying under us to follow and I like said once we get their police clearance and they are involved with drugs that is an automatically banned for life.

Senator Respicio: So when was this prohibition enforced? And when and who stopped allowing you to bring your vehicles home?

Mr. Blas: There was a law and then our deputy director said we have to follow the law within the government that we cannot take home the 24-hour vehicle. I did meet with you Senator Barnes.

Senator Barnes: And I do know there were some concerns with the board of directors for clarity purposes and I do want to state that I do not have an official opinion



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from the Attorney General's office. And for the record, I do know the inquiry was made and I can do a follow up with that but to date we didn't do it and it was based on the recommendation. Nothing was done in writing from a couple members of the board of directors saying we want to make sure that because we are a part of GovGuam agency that even though federally funded that it seems Public Law 30-55 also adheres to us. Although funding is different, we are still a part of govguam and want to comply with that and because clarity specifically says for government of Guam to adhere to they asked for it.

Senator Respicio: I think it is a self-inflicted problem and that's my disappointment I want to register this morning. I want to register also Madam Chair that: Are you complying with the prohibition against the hiring freeze?

Mr. Blas: Actually we have not been picking up people because of our H.U.D. budget.

Senator Respicio: But if your budget permitted, you will hire people?

Mr. Blas: We will and we will announce it.

Senator Respicio: Why aren't you complying with prohibition against hiring freeze if you want to comply with prohibition against government owned vehicles?

I am just saying that if we were having an oversight hearing on GHURA right now and if the issue were abuses of these official vehicles: if people were taking kids to school prior to going to work or picking up kids during work or having a family member in the car and they're not an employee of GHURA, they shouldn't be there. That's when you and your board sets policy, right?

Mr. Blas: Believe me, they have managers in those people.

Senator Respicio: I just think that this administration should be more creative and aggressive. If I am hearing this correctly it is GHURA itself that said we got to follow this law and we are going to stop using these vehicles as 24-hour vehicles. And neither the A.G. or the governor or anyone else stepped in to tell you otherwise I just don't know why you are doing this.

Mr. Blas: Well, we are doing it because we have to respect the law.



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Senator Respicio: But those vehicles aren't owned by the government of Guam.

Mr. Blas: But we are licensed by the government of Guam.

Senator Respicio: But they are not owned by the government of Guam.

Mr. Blas: Well true.

Senator Respicio: If this bill makes it to the floor I would ask the Chair if rather than designating because I have had a lot of phone calls of employees that are First Responders and that's why I'm here. And I don't want to create another divisiveness where people are saying well now everybody's a First Responder. Apparently, it is a concern with people who really have this designation as First Responders and that's why I am here.

I would ask the Chair then to clarify government of Guam owned vehicles purchased from the General Fund because GHURA might...

Mr. Blas: That will make a difference then.

Senator Respicio: We have agencies that are government of Guam agencies but they have the ability to purchase vehicles from grants or federally funded sources. And I just don't think we need to keep tying our hands and just do these blanket things. The issue is government of Guam purchased vehicles from the General Fund. That's where people of Guam should be concerned. But when it comes to federal funds, it's for the governor himself who should be concerned.

When I was director of the Department of Youth Affairs, the legislature always pressured me to disclose inventory of federally funded resources were. I said I am not going to do that because if I tell you we get a million dollars from federal funds you are going to reduce the local appropriation by that amount. These federal funds we receive are for specific mandates and it's the governor of Guam who's responsible and signs off.

I don't know Madam chair. I support everything you do. I am also supporting something like this in concept but I just don't think agencies should say "oh there is a new law that government of Guam owned, leased, and rented vehicles we have to adhere to this" only if they are for First Responders. And to me it doesn't even say government of Guam owned, leased, or rented vehicles. So government of Guam doesn't own these vehicles,



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they are not leased or rented by government of Guam. And I don't see any word in this statute that say's license. You might be able to go back today and revisit that directive.

Mr. Blas: I really need something to go through. I need my A.M.P. managers to go out in 24-hour vehicles because like when I addressed that back then I said there are eight vehicles: two per A.M.P. I got 4 A.M.P.'s. One is for the A.M.P. managers and one is for the leadman. That's the 24-hour vehicle. The other vehicles are not used. You are talking of nine vehicles that are used for first Responders.

Senator Respicio: We are talking about nine vehicles that have not been accessible over the last year.

Senator Barnes: It was addressed during the budget hearing time a couple of months ago.

Mr. Blas: In October.

Senator Barnes: October.

Senator Respicio: So three months, right?

Mr. Blas: It's when that law was passed.

Senator Pangelinan: But that was a provision that was in other budget bills. What were you doing before then? Taking them home?

Mr. Blas: Well, there are nine vehicles they take home for the 24 hours.

Senator Pangelinan: Yeah, but I am telling you that the 2010 budget, the 2009 budget had the 24 hour provision also.

Mr. Blas: It did?

Senator Pangelinan: I believe so.

Mr. Blas: I don't think so senator.

Senator Pangelinan: Ok, I will have to check on it.

Mr. Blas: Because it is only when that bill was passed.



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Senator Pangelinan: But there was a prohibition on 24-hour vehicles in the last five or six budgets.

Mr. Blas: No, because that was the bill that was passed was regarding being First Responders which I understand was G.P.D., G.F.D. and the Homeland Security.

Senator Respicio: I think it is carry-over language that is budget after budget.

Senator Pangelinan: We will have to check.

Mr. Blas: But I will appreciate it if I can be informed because I really need to have these people go out.

Senator Respicio: I made my point. I think the ... you already have the remedy. And maybe we can ask the A.G. if we can give an opinion but I would keep using those vehicles for emergency purposes until such time someone tells you to stop.

Mr. Blas: Ok. I appreciate it.

Senator Respicio: I would but we have to confirm that if I were in your position I would do that.

Mr. Blas: Well, I was going to do that.

Senator Pangelinan: I think it's covered by the agency if it is used by the agency. That's my opinion, even though federally funded.

Mr. Blas: All our vehicles are paid by H.U.D.; bought by H.U.D. and everything.

Senator Pangelinan: Same as your salaries. You are a Govguam employee.

Mr. Blas: That's true.

Senator Pangelinan: I know you mentioned you have about 750 units around the island. I drive by some of these units and I see they are empty or broken windows. How many are empty?

Mr. Blas: Right now sir, we have an average of about 97% occupancy. So our vacancy units are vacant if under modernization work being done. Or a person moves out or we evict someone but we have a turnaround of fourteen days to occupy that unit again.



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Senator Pangelinan: Because I see some units in Yona right after the gas station you turn right. I thought I see some units that are unoccupied.

Mr. Blas: The first two units you see on the right side that's not GHURA's. It's a private home.

Senator Pangelinan: Even though they...

Mr. Blas: If you look at our homes they are pretty, very decent. Like our one in Toto. I just got the exterior painted and roof-coating. You can see.

Senator Pangelinan: So you don't have any additional units. Basically available for rent cause quite often we get...

Mr. Blas: Senator, alone in A.M.P. 1 or A.M.P. 4. A.M.P. 4 is Toto only and the dededo area for GHURA 35. 82 are the elderly and the 48 which is where they are going to fix up. We are trying to bid that out by next month. But just that alone, there is no vacancy right now. In fact we are 100% occupied on A.M.P. 4 and A.M.P. 1 which is full as of yesterday.

Senator Pangelinan: All of your GHURA owned units are basically full?

Mr. Blas: Yes, if vacant we have fourteen day turn around. We go in, clean it up, and fix whatever is damaged. And the units by Wettengal are the ones you are referring to need to be rehabilitated.

GHURA 48 is going to be fixed. They have to replace the roof on that. But we do have funding for that now that they gave us. But like I said on A.M.P. 4 alone we have about 800 and some on the waiting list. We have in A.M.P. 1 700 on waiting list. The least is A.M.P. 3 in Agat and Umatac and Merizo, not too many. But there is waiting list for 200 and some.

Senator Pangelinan: And A.M.P. refers to?

Mr. Blas: That is the Asset Manager Property for that section. On island we have four A.M.P.'s on the island.

Senator Barnes: So A.M.P. I would be where?



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Mr. Blas: Mongmong, Sinajana, Agana, Agana Heights, and Asan. A.M.P. 2, Yona is the main office consists of: Yona, Talofoto, and Inarajan. A.M.P. 3 is our offices in Pagachao, Agat which consists of: Agat, elderly upper and lower, Merizo and Umatac. A.M.P. 4 consists of Toto and Dededo area.

Senator Barnes: I only have one question Mr. Blas: Does GHURA continue to have legal counsel on board with them?

Mr. Blas: Yes, we do.

Senator Barnes: When Public Law 30-55 was effectuated, did legal counsel discuss with the board of directors and management in reference to needing the clarity and why the request was made to the oversight.

Mr. Blas: One of the reasons why to see if you can make request to A.G.'s office.

Senator Barnes: Yes we did.

Mr. Blas: I know.

Senator Barnes: But your legal counsel?

Mr. Blas: Yes we did. To be honest I was not going to stop with the 24-hour vehicle, I was going to continue it. But I have a boss that says we have to cut that because of law. I think it is important for us to send those 24-hour vehicles home with us those people go out on weekends to make sure people that are not supposed to be in those units and they go early. You would be surprised people go there and drink. But as soon as they see the GHURA vehicle, they just leave.

Senator Respicio: This law was in the 2008 & 2009 budget also and it was boilerplate carried over. I need to check because the statute that defines First Responders are those employees designated by the agency head. So there may be another way around this.

Senator Barnes: And as noted by your concerns Senator Respicio and trying to work language there to explicitly define and make sure the guidelines under the federal program could be utilized and that is something we can work out. The amendments made to this so they can be assured that they are not in violation of anything. That is literally where the concern came from so I really respect the comments you shared within that perspective.



**I Mina'Trenta Na Liheslaturan Guahan
Office of The Legislative Secretary
Tina Rose Muna Barnes**

Chairperson, Committee on Municipal Affairs, Aviation, Housing and Recreation
155 Hesler Place Hagatna, Guam 96910 [Tel: 671-472-3455/6 Fax: 671-472-3400]

Senator Respicio: Can I please ask if you can confirm with me if titles for vehicles are under the government of guams name...the ownership.

Mr. Blas: I think it is under GHURA because we bid those things out and it's paid automatically out of the funds. Owner is GHURA but still falls under government of Guam license plates and everything.

Senator Barnes: Thank you very much Mr. Blas and if no other questions for my colleagues, I will accept testimony for the next ten days on this bill. You can transmit or e-mail your testimony and concerns to 155 Hesler Place, Hagatna, Guam, Office of Senator Muna Barnes, Legislative Secretary or e-mail my office at tinamunabarnes@gmail.com. I am going to go ahead...

Senator Respicio: I know we make it customary to say testimony accepted for ten day window. I always say up to 10 days or whenever we have session because we might have session on February 5th and so you want to advise the public if you don't meet the ten day requirement it is not a requirement of open government law. That's just something we give people more opportunity to submit testimony but in the event Madam Chair your committee report needs to be filed before the ten days it would not disqualify your bill from not meeting the Open government Law.

Senator Barnes: Thank you.

Mr. Blas: I want to thank everyone. You senators I really appreciate that. Senator Barnes took care of this.

Senator Barnes: You are welcome Mr. Blas so we will adjourn this meeting at 9:30 a.m. this morning. Thank you.

III. FINDINGS & RECOMMENDATIONS

The Public Hearing was a very helpful forum that brought to light some concerns with regard to the bill as introduced. As a result the Committee on Municipal Affairs, Aviation, Housing and Recreation responded by thoughtfully reviewing the public hearing transcripts and decided to incorporate some of the suggestions made by Senator Respicio and Senator Pangelinan who sought clarification as to the applicability, if any, the introduced bill had on those agencies that used federal funds to purchase vehicles.



I Mina'Trenta Na Liheslaturan Guahan
Office of The Legislative Secretary
Tina Rose Muna Barnes

Chairperson, Committee on Municipal Affairs, Aviation, Housing and Recreation
155 Hesler Place Hagatna, Guam 96910 [Tel: 671-472-3455/6 Fax: 671-472-3400]

Section 14 of Chapter 13 of Public Law 30-55 expressly granted First Responders an exception to the prohibition on the use of Government of Guam Vehicles. However, it was found that perhaps a clarification of the meaning of Government of Guam owned, leased, or rented vehicles was a more suitable solution in addressing the concerns of GHURA. As a result, a substituted version of Bill No. 307-30 (COR) is introduced by this committee.

The Committee on Municipal Affairs, Aviation, Housing and Recreation hereby reports out Bill No. 307-30 (COR), as substituted by the Committee on Municipal Affairs, Aviation, Housing and Recreation, with the recommendation to report out only.

**BUREAU OF BUDGET & MANAGEMENT RESEARCH**

OFFICE OF THE GOVERNOR

Post Office Box 2950, Hagåtña Guam 96932

FELIX PEREZ CAMACHO
GOVERNOR**BERTHA M. DUENAS**
DIRECTOR**MICHAEL W. CRUZ, M.D.**
LIEUTENANT GOVERNOR**MAR 12 2010**

The Bureau requests that Bill No. 307-30(COR) be granted a waiver pursuant to Public Law 12-229 as amended for the following reason(s):

The above referenced Bill is administrative in nature and do not have any potential impact upon the revenues or the expenditure of any funds of the Government of Guam.

A handwritten signature in black ink, appearing to read "BERTHA M. DUENAS".

BERTHA M. DUENAS
Director



Senator Tina Rose Muña Barnes

Legislative Secretary

(Mina' Trente Na Liheslaturan Guahan / Thirtieth Guam Legislature)

March 12, 2010

Bertha M. Duenas
Director, Bureau of Budget and Management Resources
P.O.Box 2950
Hagatna, Gu 96910

Dear Ms. Duenas,

Pursuant to Title 2 Guam Code Annotated, Chapter 9, I am respectfully requesting for a fiscal note(s) for the following bill(s):

- **Bill No. 307-30 (COR)** – *As substituted* – “An act to add a subsection to Section 14 of Chapter 13 of Public Law 30-55, relative to the restriction on the home use of Government of Guam Vehicles.” – *By Tina Rose Muna Barnes*
- **Bill No. 318-30 (COR)** – *As Substituted* – “An act to add §849.3 to Title 1 Guam Code Annotated, relative to renaming the Merizo Community Center as the “Jose Manalisay Acfalle Community Center.” – *By Adolpho B. Palacios, Sr., Tina Rose Muna Barnes, and Frank Blas Aguon, Jr.*

Copies of the aforementioned bills may be obtained at the I Liheslaturan Guahan website, www.guamlegislature.com. In the event that a fiscal note or waiver is not received by March 26, 2010, it shall be deemed waived pursuant to Title 2 G.C.A., Chapter 9, §9105.

Sincerely,

Tina Rose Muña-Barnes

Chairperson
Committee on Municipal
Affairs, Aviation, Housing
and Recreation

Vice Chairperson
Tourism, Culture Affairs,
Youth and Public
Broadcasting



Office
1500 A. D. King
Hagatna, Guam 96910

Phone: (671) 491-2222
Fax: (671) 491-2222



Tina Muna Barnes <tinamunabarnes@gmail.com>

Fiscal Note

1 message

Senator Tina Muna Barnes <tinamunabarnes@gmail.com>

Fri, Mar 12, 2010 at 11:23 AM

To: director@bbmr.guam.gov

Cc: Ron Ez2plez <ez2plez57@yahoo.com>, Ana Bautista <anaaleah@yahoo.com>, Chelsa Muña-Brecht <cmunabrecht@guamlegislature.org>

Hafa Adai Bertha,

Please see attached memo requesting for fiscal note for bill 307-30(COR) & 318 -30(COR).

--

Sincere yan magahet,

Senator Tina Muña Barnes
155 Hesler Place
Hagatña, GU 96910
671.472.3455/6
671.472.3400 (fax)



Fiscal Note Request Memo.doc

347K



SENATOR TINA ROSE MUÑA BARNES
I MINA BENTE' BENTE NUBI NA LIHESLATURAN GUÁHAN

155 Hesler Place, Hagátña Guam 96910 / 671.472.3455 fax 671.472.3400
munabarnes@hotmail.com

FACSIMILE TRANSMISSION

FAX NUMBER: (671) 472-2825

TO: Bertha Duenas, Director

FROM: Senator Tina Rose Muna Barnes

SUBJECT: Fiscal Note Request

DATE: March 12, 2010

NUMBER OF PAGES: 2 pages including coversheet

MESSAGE:

Please see attached memo.

SENDING REPORT

Mar. 12 2010 12:33PM

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YOUR FAX NO. : 4723400

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01	4722825	Mar. 12 12:32PM	00'57	SND	02	OK

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

Bill No. 307-30

Substituted by Committee on
Municipal Affairs, Aviation, Housing
And Recreation

Introduced by:

T.R. Muña Barnes 

**AN ACT TO ADD A SUBSECTION TO SECTION 14 OF CHAPTER
13 OF PUBLIC LAW 30-55 RELATIVE TO THE RESTRICTION ON
THE HOME USE OF GOVERNMENT OF GUAM VEHICLES.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. Public Law 30-55, Chapter

XIII, Section 14 states in part: *“Except when expressly permitted by § 1103(c) of*

Chapter 1, Title 4, Guam Code Annotated, no government of Guam owned, leased

or rented vehicles may be driven home by an employee unless such employee is on

call as an emergency first responder.” Due to the concerns expressed by the

Guam Housing and Urban Renewal Authority, *I Liheslaturan Guåhan* finds it is

necessary to clarify what constitutes a Government of Guam owned, leased, or

rented vehicle as expressed in Public Law 30-55. The use of unclear terms can

lead to multiple interpretations and can oftentimes result in uncertainty as to

whether compliance is mandated by a particular piece of legislation. This new

12 sub-section seeks to eliminate any interpretation inconsistent with the spirit of
13 Public Law 30-55. Therefore, *I Liheslaturan Guåhan* intends to *add* Subsection
14 (a) to Section 14 of Chapter 13 of Public Law 30-55.

15 **Section 2. A new subsection to Section 14 of Chapter 13 of Public Law**
16 **30-55 will read as follows:**

17 “(a) This section applies to Government of Guam vehicles purchased, rented, or
18 leased with monies from the General Fund. Vehicles purchased, rented, or leased
19 with federal funds are not Government of Guam vehicles for the purpose of this
20 section.”

21 **Section 3. Severability.** *If* any provision of this law or its application to
22 any person or circumstances is found to be invalid or contrary to law, such
23 invalidity shall *not* affect other provisions or applications of this law, which can be
24 given effect without the invalid provisions or applications, and to this end the
25 provisions of this law are severable.

MINA'TRENTA NA LIHESLATURAN GUÅHAN
2009 (FIRST) Regular Session

Bill No. 307-70 (COR)

Introduced by:

T.R. MUNA-BARNES

AN ACT TO DESIGNATE CERTAIN POSITIONS AT
THE GUAM HOUSING AND URBAN RENEWAL
AUTHORITY AS "EMERGENCY FIRST
RESPONDERS" SOLELY FOR THE PURPOSE OF
RESPONDING TO EMERGENCY AT PUBLIC
HOUSING UNITS.

BE IT ENACTED BY THE PEOPLE OF GUAM:

1 Section 1. Legislative Findings and Intent. Public Law 30-55,
2 Chapter XIII, Section 14 states in part: *"that except when expressly permitted*
3 *by Section 1103(d) of Chapter 1, Title 4, Guam Code Annotated, no government of*
4 *Guam owned, leased or rented vehicles may be driven home by an employee unless*
5 *such employee is on call as an emergency first responder".* The term
6 "emergency first responder" generally refers to public safety personnel
7 such as police officers, firefighters, and the like. The Guam Housing and
8 Urban Renewal Authority (GHURA) is federally mandated to respond to
9 and abate emergency calls to public housing units when needed.
10 Emergency situations such as sewer backups into units require immediate

1 attention and if not rectified poses a health and safety hazard to the general
2 public. Statutory language defining “emergency responders” do not
3 recognize GHURA personnel as such and therefore are not able to respond
4 to emergency situations after regular business hours. It is *I Liheslaturan*
5 *Guahan’s* intent to designate certain positions at GHURA as emergency first
6 responders to meet federal mandates and to not jeopardize any federal
7 funding to the Authority.

8 **Section 2. Designation as Emergency First Responders.**

9 Notwithstanding any other provisions of law, the following positions at the
10 Guam Housing and Urban Renewal Authority shall be considered
11 Emergency First Responders:

12 AMP 1 – 4 (On call maintenance worker/property site manager)

13 Deputy Director (Asset Manager)

14
15 **Section 3. Restrictions.** The executive Director of GHURA is
16 directed to establish rules and regulations pertaining to the use of
17 government vehicles after regular business hours. The Director shall
18 reference the guidelines mandated in Section 1103 of Chapter 1, Title 4,
19 Guam Code Annotated.



GHURA

Guam Housing and Urban Renewal Authority
Aturidat Ginima' Yan Rinueban Siudat Guahan
117 Bien Venida Avenue, Sinajana, Guam 96910
Phone: (671) 477-9851 · Fax: (671) 300-7565 · TTY: (671) 472-3701



EQUAL HOUSING
OPPORTUNITY

January 25, 2010

FELIX P. CAMACHO
Governor of Guam

MICHAEL W. CRUZ, M.D.
Lt. Governor of Guam

BENNY A. PINAULA
Executive Director

RAYMOND F.Y. BLAS
Deputy Director

Honorable Tina Muna-Barnes
Chairperson
Committee on Aviation, Immigration, Labor & Housing
I Mina' Trenta Na Liheslaturan Guahan
The Thirtieth Guam Legislature
155 Hesler Place
Hagåtña, Guam 96910

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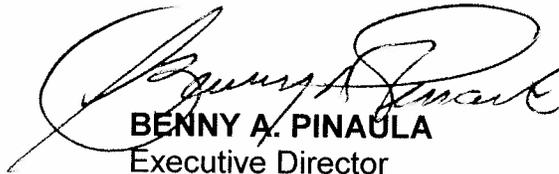
Good morning. Thank you, Chairperson Muna-Barnes and all committee members.

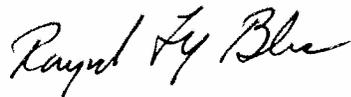
We appreciate the intent of the Proposed Bill No. 307-30 (COR), which would greatly provide the required after-hour service needed by our public housing residents. We are focused on improving tenant safety and quality of service by eliminating deficiencies that are identifiable, preventable and serious in their consequences to tenants.

GHURA currently has a Vehicle Policy and will make the necessary revisions to ensure that it conforms with this bill should it be passed into law.

Testimonies from the Property Site Managers are also submitted in favor of this bill.

Sincerely,


BENNY A. PINAULA
Executive Director



January 14, 2010

To: Senator Tina Muna-Barnes

From: Beatrice M A Nededog, Property Site Manager AMP#3, Public Housing
Guam Housing and Urban Renewal Authority

Subject: Testimony on behalf of "BILL No. 307-30(COR)"

GHURA's Public Housing AMP#3 project consists of 195 units in the villages of Agat, Umatac and Merizo, of these units 41 are elderly/disabled units. The Administrative and Maintenance office is located in Pagachao, Agat.

As the Property Site Managers, we are required to ensure that all after-hour and weekend emergency calls pertaining to each tenant is addressed within a 24 hour period and not to exceed that timeframe. This is a HUD mandated requirement. The 24 hour responder must respond to the emergency calls regardless of the time, it is important that this staff is allowed to take the 24 hour vehicle home in order to respond immediately to these emergencies. Examples of such emergencies are sewage back up into the units, clogged toilets in units with only one bathroom, electrical hazards, lock outs, window damages, etc. The vehicle is equipped with common supplies, materials and equipments needed to abate these types of emergencies so the responder would not need to go to the AMP office to gather the needed materials and the 24 hour vehicle.

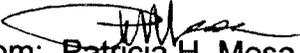
As the Manager, I've had to respond to the elderly/disabled units in the middle of the night and during the weekends due to the elderly locking themselves out of their units. I've received calls during the weekends from the Guam Police Department regarding disputes between the elderly tenants in which I immediately responded to ensure that the disputes are resolved, as each tenant has the right to peaceful enjoyment in the development. There are instances that we must unlock the units for the Fire or Police department in order for them to gain access to the unit due to 911 calls from the elderly.

To ensure that the tenants are in compliance of the lease agreement and all HUD regulations, the managers conduct after hours and weekend inspections at each development. Areas of concerns are graffiti, alcohol consumption in prohibited areas, minors out after the lease specified curfew, fights, vandalism, etc.

At the time that we were allowed to take the 24 hour vehicle home, the tenants appreciated our quick response and visibility around the clock, it gives them a sense of safety and security.

January 14, 2010

To: Senator Tina Muna-Barnes

From:  Patricia H. Mesa, Property Site Manager AMP 2 GHURA

Subject: Testimony on behalf of "Bill No. 307-30 (COR)"

TESTIMONY

The GHURA AMP 2 has 163 units located in the villages of Yona, Talofofu, and Inarajan. Units consist of different bedroom sizes from one to six bedrooms. There are eight one-bedroom units located in Talofofu that are only for the elderly and/or disabled persons. The GHURA AMP 2 Operation and Maintenance office is located at No. 10 J.C. Rojas Circle, Yona.

My position as the Property Site Manager for these properties, and in consideration of the distance of these three locations and being designated as the Emergency First Responder along with one of the maintenance staff, in my opinion and experience a need for the 24 hour vehicle to be assigned to the Manager and Maintenance worker is essential to our Agency's current requirement of being the Emergency First Responders to our tenants needs. Emergency flood of unit/sewage backup, lock out of unit, door/window damage, electrical problems are just some of the emergencies that must be dealt with as soon as possible or within 24 hours. Mandated by HUD, Emergency Life Threatening situations must be abated immediately.

Additional duty as the Property Site Manager must also tend to tenants for any problems arising that need immediate attention after business hours and with the visibility of the 24 hour vehicle, they can flag down my vehicle as I drive around the sites. Crimes such as graffiti, alcohol abuse in the common areas such as the basketball court/playground, unauthorized vehicles/individuals usually occur after work hours.

In closing of this testimony, I am hoping that with the approval of the 24 hour vehicle for all the Property Site Managers, first responder maintenance workers and our Deputy Director (Asset Manager) our job will be more at ease and that our families (tenants) will appreciate the immediate response and have the sense of security.

January 14, 2010

To: Senator Tina Muna-Barnes

 From: Teresa Blas, Property Site Manager AMP 1 GHURA

Subject: Testimony on behalf of "**BILL No. 307-30 (COR)**"

TESTIMONY

GHURA's AMP 1 Project Site consists of 158 units being occupied from a range of a family composition of 1-12 members, with units centrally located in the areas of Asan, Agana Heights, MongMong, and Sinajana, with the AMP 1 Operation/Maintenance office being temporarily located in TOTO gardens.

I feel as the Property Site Manager for these areas, a need for the 24 hr vehicle to be assigned to the Manager and Maintenance Leadman is very crucial to our Agency's current requirement of being on call 24-7, to respond to the immediate needs of our tenants, (emergency flood of unit/sewage backup, lock out of unit, door/window damage, local authority assistance, etc.) HUD mandates Emergency Life Threatening situations that must be abated immediately.

I strongly believe that the visibility of Manager during afterhours deters potential crimes such as graffiti, alcohol abuse in common park areas, unauthorized vehicles/individuals, etc. Since the removal of the 24 hr vehicle, our sites have been trashed, graffiti at units and bus stops are so apparent.

And finally, I would like to mention with the 24 hr vehicle being approved for GHURA, our families will appreciate the immediate response, sense of security, and most of all the sense of care for their well being.



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

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RORY J.
RESPICIO
CHAIRPERSON**

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SENATOR**

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

**James V. Espaldon
SENATOR**

December 31, 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 No. 307-30 (COR)

As Chairperson of the Committee on Rules, I am forwarding my referral of Bill No. 307-30(COR).

Please ensure that the subject bill is referred, in my name, to the respective committee, as shown on the attachment. I also request that the same be forwarded to all 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'!

Clerk of the Legislature

(1) Attachment

ACKNOWLEDGEMENT RECEIPT

Received by: Nieves
Time: 4:25 p.m.
Date: 1/5/10

I Mina 'Trenta Na Lihelaturan 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)
B307-30 (COR)	T. R. Muña Barnes	An Act To Designate Certain Positions At The Guam Housing And Urban Renewal Authority As "Emergency Responders" Solely For The Purpose Of Responding To Emergency At Public Housing Units.	12/31/09 9:34 a.m.	12/31/09	Committee on Municipal Affairs, Aviation, Housing, and Recreation			



Senator Tina Rose Muña Barnes

Legislative Secretary

I Mina' Trente Na Liheslaturan Guahan / Thirtieth Guam Legislature

155 Hesler Place, Hagatna, Guam 96910

Tel: (671) 472-3455/6 Fax: (671) 472-3400 Email: tinamunabarnes@gmail.com

January 20, 2010

MEMORANDUM

To: All Senators / All Members

From: Senator Tina Rose Muna Barnes

Subject: First Notice of Public Hearing – Wednesday
January 27, 2010 – 9:00 AM

Please be advised that the Committee on Municipal Affairs, Aviation, Housing and Recreation will be conducting a Public Hearing on **Wednesday, January 27, 2010 at 9:00 AM** in the Legislature's Public Hearing Room. This hearing is scheduled to receive public testimony on the following items:

9:00 AM

- **Bill No. 307-30 (COR) T.R. Muna Barnes** – “An act to designate certain positions at the Guam Housing and Urban Renewal Authority as “Emergency First Responders” solely for the purpose of responding to emergency at public housing units.”

Electronic copies of the aforementioned items can be found on the Guam Legislature's website at www.guamlegislature.com. Hard copies can be obtained by visiting the Office of the Clerk of the Legislature.

Testimony should be addressed to Senator Tina Rose Muna Barnes, Chairperson, and may be submitted via hand-deliver to our office or our mailbox at the Main Legislature Building at 155 Hesler Place, Hagatna, Guam 96910, via e-mail to tinamunabarnes@gmail.com, or via facsimile to (671) 472-3400. Individuals requiring special accommodations, auxiliary aids, or services shall contact and submit their request to Ana Bautista or Velma Komiyama at our office. For further information, please contact our office at 472-3455/6. I look forward to your attendance and participation.

Si Yu'os Ma'ase

cc: Sergeant-At-Arms/Protocol/AV
Clerk of the Legislature
MIS

GUAM LEGISLATURE
REPRODUCTION/MAIL ROOM

DATE: 1/20/10

TIME: 12:50 PM

RECEIVED BY:

Chairperson
Committee on Municipal
Affairs, Aviation, Housing
and Recreation

Vice Chairperson
Tourism, Culture Affairs,
Youth and Public
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Contact:

155 Hesler Place
Hagatna, Guam 96910

Tel: 671 472 3455
Fax: 671 472 3400



1 st Notice of Public Hearing on Bill 307-30

Tuesday, January 19, 2010 10:11 PM

From: "Ana Bautista" <anaaleah@yahoo.com>

To: speaker@judiwonpat.com, office@senatorada.org, aguon4guam@gmail.com, "Senator Tina Muna-Barnes" <tinamunabarnes@gmail.com>, frank.blasjr@gmail.com, sencalvo@gmail.com, senadotbjcruz@aol.com, senator@espaldon.com, judiguthertz@pticom.com, senabpalacios@gmail.com, senbenp@guam.net, roryforguam@gmail.com, senatortelo@gmail.com, ray@raytenorio.com, tterlaje@guam.net, yong@guamlegislature.org, vbernudes@guamlegislature.org, "anaaleah bautista" <anaaleah@yahoo.com>, "Chelsa Muna Brecht" <chelsamunabrecht@yahoo.com>, "Velma Komiyama" <vel.komiyama@yahoo.com>, andrasgrandma@yahoo.com, psantos@guamlegislature.org, sgtarms@guamlegislature.org

1 File (309KB)



Public_H...

Senators/Members:

Attached is the five day required notice announcing the Public Hearing on Bill 307-30 for January 27, 2010. For details, see attached.

Ana Bautista
Senior Writer/Researcher
Office of Senator Tina Rose Muna Barnes
472-3455/6



Senator Tina Rose Muña Barnes

Legislative Secretary

I Mina' Trente Na Liheslaturan Guahan / Thirtieth Guam Legislature

155 Hesler Place, Hagatna, Guam 96910

Tel: (671) 472-3455/6 Fax: (671) 472-3400 Email: tinamunabarnes@gmail.com

January 20, 2010

MEMORANDUM

To: Benny Pinault, Executive Director Guam Housing and Urban Renewal Authority

From: Senator Tina Rose Muna Barnes

Subject: First Notice of Public Hearing – Wednesday
January 27, 2010 – 9:00 AM

Please be advised that the Committee on Municipal Affairs, Aviation, Housing and Recreation will be conducting a Public Hearing on **Wednesday, January 27, 2010 at 9:00 AM** in the Legislature's Public Hearing Room. This hearing is scheduled to receive public testimony on the following items:

9:00 AM

- **Bill No. 307-30 (COR) T.R. Muna Barnes** – “An act to designate certain positions at the Guam Housing and Urban Renewal Authority as “Emergency First Responders” solely for the purpose of responding to emergency at public housing units.”

You and your staff are invited to attend and offer written and oral testimony regarding Bill 307-30. Your presence will be greatly appreciated as you and your employees are directly affected by this bill. As such, I look forward to your presence and input.

Si Yu'os Ma'ase

cc: Raymond Blas, Deputy Director

Chairperson

Committee on Municipal
Affairs, Aviation, Housing
and Recreation

Vice Chairperson

Tourism, Culture Affairs,
Youth and Public
Broadcasting



Contact:

155 Hesler Place
Hagatna, Guam 96910

Tel: 671.472.3455

Fax: 671.472.3400

SENDING REPORT

Jan. 20 2010 03:17PM

YOUR LOGO : SEN. BARNES00
YOUR FAX NO. : 4723400

NO.	OTHER FACSIMILE	START TIME	USAGE TIME	MODE	PAGES	RESULT
01	3007565	Jan. 20 03:16PM	00'46	SND	01	OK

TO TURN OFF REPORT, PRESS 'MENU' #04.
THEN SELECT OFF BY USING '+' OR '-'.
FOR FAX ADVANTAGE ASSISTANCE, PLEASE CALL 1-800-HELP-FAX (435-7329).



[No Subject]

Tuesday, January 19, 2010 11:00 PM

From: "Ana Bautista" <anaaleah@yahoo.com>

To: bpinaula@ghura.org, rblas@ghura.org, tguerrero@ghura.org, beatrice@ghura.org, patmesa@ghura.org, tblas@ghura.org, alsantos1@ghura.org, phillysn@ghura.org, ronlujan@ghura.org, tnelson@ghura.org, mjduenas@ghura.org

Cc: "Senator Tina Muna-Barnes" <tinamunabarnes@gmail.com>, "Chelsa Muna Brecht" <chelsamunabrecht@yahoo.com>, "Velma Komiyama" <vel.komiyama@yahoo.com>

1 File (309KB)



Ghura pu...

Mr. Pinaula:

Attached is the notice of the public hearing on Bill 307-30. See for details.

You and your staff are encouraged to attend to give your input via oral testimony and/or written testimony.

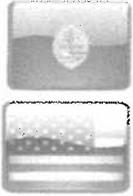
Ana Bautista
Senior Writer/Researcher
Office of Senator Tina Rose Muna Barnes
472-3455/6



Senator Tina Rose Muna Barnes

Legislative Secretary

I Mina' Trenta Na Liheslaturan Guahan /Thirtieth Guam Legislature



Chairperson
Committee on Municipal
Affairs, Aviation, Housing and
Recreation

Vice Chairperson
Committee on Tourism,
Culture, Youth Affairs, and
Public Broadcasting

Contact:

155 Hesler Place
Hagåtña, Guam 96910

Tel: 671.472.3455
Fax: 671.472.3400
Email:
munabarnes@guamlegislature.org

PRESS RELEASE

FIRST NOTICE

(January 20, 2010 – For Immediate Release)

NOTICE OF PUBLIC HEARING BY SENATOR TINA ROSE MUNA BARNES WEDNESDAY, JANUARY 27, 2010 – 9:00 A.M. - GUAM LEGISLATURE PUBLIC HEARING ROOM.

Please be advised that the Committee on Municipal Affairs, Aviation, Housing and Recreation will be conducting the public hearing on the following:

9:00AM

- **Bill No. 307-30 (COR) T.R. Muna Barnes** – “An act to designate certain positions at the Guam Housing and Urban Renewal Authority as “Emergency First Responders” solely for the purpose of responding to emergency at public housing units.”

Si Yu'os Ma'ase,

Tina Rose Muna Barnes



Press Release - Public Hearing Bill 307-30

Tuesday, January 19, 2010 10:29 PM

From: "Ana Bautista" <anaaleah@yahoo.com>

To: jac.cherry@gmail.com, john@marianasmedia.com, news@spbguam.com, news@guampdn.com, kevin@spbguam.com, saabrina@kuam.com, jeff@marianasmedia.com, editor@mvguam.com, jac@marianasmedia.com, "anaaleah bautista" <anaaleah@yahoo.com>, "Chelsa Muna Brecht" <chelsamunabrecht@yahoo.com>, "Senator Tina Muna-Barnes" <tinamunabarnes@gmail.com>, andrasgrandma@yahoo.com, "Velma Komiyama" <vel.komiyama@yahoo.com>

1 File (483KB)



Press Rel...

Buenas Yan Hafa Adai!

Attached you will find the first Press Release for the Public Hearing on Bill 307-30. See attachment for details.

*Ana Bautista
Senior Writer/Researcher
Office of Senator Tina Rose Muna Barnes
472-3455/6*



Senator Tina Rose Muña Barnes

Legislative Secretary

I Mina' Trente Na Liheslaturan Guahan / Thirtieth Guam Legislature

155 Hesler Place, Hagatna, Guam 96910

Tel: (671) 472-3455/6 Fax: (671) 472-3400 Email: tinamunabarnes@gmail.com

January 25, 2010

MEMORANDUM

To: All Senators / All Members

From: Senator Tina Rose Muna Barnes

Subject: Second Notice of Public Hearing – Wednesday
January 27, 2010 – 9:00 AM

Please be advised that the Committee on Municipal Affairs, Aviation, Housing and Recreation will be conducting a Public Hearing on **Wednesday, January 27, 2010 at 9:00 AM** in the Legislature's Public Hearing Room. This hearing is scheduled to receive public testimony on the following items:

9:00 AM

- **Bill No. 307-30 (COR) T.R. Muna Barnes** – “An act to designate certain positions at the Guam Housing and Urban Renewal Authority as “Emergency First Responders” solely for the purpose of responding to emergency at public housing units.”

Electronic copies of the aforementioned items can be found on the Guam Legislature's website at www.guamlegislature.com. Hard copies can be obtained by visiting the Office of the Clerk of the Legislature.

Testimony should be addressed to Senator Tina Rose Muna Barnes, Chairperson, and may be submitted via hand-deliver to our office or our mailbox at the Main Legislature Building at 155 Hesler Place, Hagatna, Guam 96910, via e-mail to tinamunabarnes@gmail.com, or via facsimile to (671) 472-3400. Individuals requiring special accommodations, auxiliary aids, or services shall contact and submit their request to Ana Bautista or Velma Komiyama at our office. For further information, please contact our office at 472-3455/6. I look forward to your attendance and participation.

Si Yu'os Ma'ase

cc: Sergeant-At-Arms/Protocol/AV
Clerk of the Legislature
MIS

Chairperson
Committee on Municipal
Affairs, Aviation, Housing
and Recreation

Vice Chairperson
Tourism, Culture Affairs,
Youth and Public
Broadcasting



Contact

155 Hesler Place
Hagatna, Guam 96910

Tel: 671-472-3455
Fax: 671-472-3400



Tina Muna Barnes <tinamunabarnes@gmail.com>

2nd Notice of Public Hearing

3 messages

Tina Muna Barnes <tinamunabarnes@gmail.com>

Mon, Jan 25, 2010 at 11:45 AM

To: speaker@judiwonpat.com, office@senatorada.org, aguon4guam@gmail.com, Senator Tina Muna-Barnes <tinamunabarnes@gmail.com>, frank.blasjr@gmail.com, sencalvo@gmail.com, senadotbjacruz@aol.com, senator@espaldon.com, judiguthertz@pticom.com, senabpalacios@gmail.com, senbenp@guam.net, roryforguam@gmail.com, senatortelo@gmail.com, ray@raytenorio.com, tterlaje@guam.net, yong@guamlegislature.org, vbemudes@guamlegislature.org, anaaleah bautista <anaaleah@yahoo.com>, Velma Komiyama <vel.komiyama@yahoo.com>, andrasgrandma@yahoo.com, psantos@guamlegislature.org, sgtarms@guamlegislature.org

Hafa Adai,
Please see attached document.

--
Sincere yan magahet,

Senator Tina Muña Barnes
155 Hesler Place
Hagatña, GU 96910
671.472.3455/6
671.472.3400 (fax)

 **2noticePublic_Hearing_Jan. 27.doc**
304K

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

Mon, Jan 25, 2010 at 11:45 AM

To: tinamunabarnes@gmail.com

Delivery to the following recipient failed permanently:

vbemudes@guamlegislature.org

Technical details of permanent failure:

Google tried to deliver your message, but it was rejected by the recipient domain. We recommend contacting the other email provider for further information about the cause of this error. The error that the other server returned was: 550 550-5.1.1 The email account that you tried to reach does not exist. Please try
550-5.1.1 double-checking the recipient's email address for typos or
550-5.1.1 unnecessary spaces. Learn more at
550 5.1.1 <http://mail.google.com/support/bin/answer.py?answer=6596> 17si9787966qyk.69 (state 17).

— Original message —

MIME-Version: 1.0

Received: by 10.220.124.38 with SMTP id s38mr477352vcr.17.1264383922243; Sun,
24 Jan 2010 17:45:22 -0800 (PST)

Date: Mon, 25 Jan 2010 11:45:21 +1000

Message-ID: <f45f099d1001241745q3729591dm49517328c7b9ce25@mail.gmail.com>

Subject: 2nd Notice of Public Hearing

1/25/2010

Gmail - 2nd Notice of Public Hearing

From: Tina Muna Barnes <tinamunabarnes@gmail.com>

To: speaker@judiwonpat.com, office@senatorada.org, aguon4guam@gmail.com,
Senator Tina Muna-Barnes <tinamunabarnes@gmail.com>, frank.blasjr@gmail.com, sencalvo@gmail.com,
senadotbjacruz@aol.com, senator@espaldon.com, judiguthertz@pticom.com,
senabpalacios@gmail.com, senbenp@guam.net, roryforguam@gmail.com,
senatortelo@gmail.com, ray@raytenorio.com, tterlaje@guam.net,
yong@guamlegislature.org, vbernudes@guamlegislature.org,
anaaleah bautista <anaaleah@yahoo.com>, Velma Komiyama <vel.komiyama@yahoo.com>,
andrasgrandma@yahoo.com,
psantos@guamlegislature.org, sgtarms@guamlegislature.org

Content-Type: multipart/mixed; boundary=001636d344558b8cd6047df352fb

[Quoted text hidden]

Tina Muna Barnes <tinamunabarnes@gmail.com>

Mon, Jan 25, 2010 at 1:08 PM

To: vbernudes@guamlegislature.org

----- Forwarded message -----

From: **Tina Muna Barnes** <tinamunabarnes@gmail.com>

Date: Mon, Jan 25, 2010 at 11:45 AM

Subject: 2nd Notice of Public Hearing

To: speaker@judiwonpat.com, office@senatorada.org, aguon4guam@gmail.com, Senator Tina Muna-Barnes
<tinamunabarnes@gmail.com>, frank.blasjr@gmail.com, sencalvo@gmail.com, senadotbjacruz@aol.com,
senator@espaldon.com, judiguthertz@pticom.com, senabpalacios@gmail.com, senbenp@guam.net,
roryforguam@gmail.com, senatortelo@gmail.com, ray@raytenorio.com, tterlaje@guam.net,
yong@guamlegislature.org, vbernudes@guamlegislature.org, anaaleah bautista <anaaleah@yahoo.com>, Velma
Komiyama <vel.komiyama@yahoo.com>, andrasgrandma@yahoo.com, psantos@guamlegislature.org,
sgtarms@guamlegislature.org

[Quoted text hidden]

[Quoted text hidden]

 **2noticePublic_Hearing_Jan. 27.doc**
304K



Senator Tina Rose Muña Barnes

Legislative Secretary

I Mina' Trente Na Liheslaturan Guahan / Thirtieth Guam Legislature

155 Hesler Place, Hagatna, Guam 96910

Tel: (671) 472-3455/6 Fax: (671) 472-3400 Email: tinamunabarnes@gmail.com

January 25, 2010

MEMORANDUM

To: Benny Pinaula, Executive Director Guam Housing and Urban Renewal Authority

From: Senator Tina Rose Muna Barnes

Subject: Second Notice of Public Hearing – Wednesday
January 27, 2010 – 9:00 AM

Please be advised that the Committee on Municipal Affairs, Aviation, Housing and Recreation will be conducting a Public Hearing on **Wednesday, January 27, 2010 at 9:00 AM** in the Legislature's Public Hearing Room. This hearing is scheduled to receive public testimony on the following items:

9:00 AM

- **Bill No. 307-30 (COR) T.R. Muna Barnes** – “An act to designate certain positions at the Guam Housing and Urban Renewal Authority as “Emergency First Responders” solely for the purpose of responding to emergency at public housing units.”

You and your staff are invited to attend and offer written and oral testimony regarding Bill 307-30. Your presence will be greatly appreciated as you and your employees are directly affected by this bill. As such, I look forward to your presence and input.

Electronic copies of the aforementioned items can be found on the Guam Legislature's website at www.guamlegislature.com. Hard copies can be obtained by visiting the Office of the Clerk of the Legislature.

Testimony should be addressed to Senator Tina Rose Muna Barnes, Chairperson, and may be submitted via hand-deliver to our office or our mailbox at the Main Legislature Building at 155 Hesler Place, Hagatna, Guam 96910, via e-mail to tinamunabarnes@gmail.com, or via facsimile to (671) 472-3400. Individuals requiring special accommodations, auxiliary aids, or services shall contact and submit their request to Ana Bautista or Velma Komiyama at our office. For further information, please contact our office at 472-3455/6. I look forward to your attendance and participation.

Si Yu'os Ma'ase

cc: Raymond Blas, Deputy Director

Chairperson
Committee on Municipal
Affairs, Aviation, Housing
and Recreation

Vice Chairperson
Tourism, Culture Affairs,
Youth and Public
Broadcasting



Contact:

155 Hesler Place
Hagatna, Guam 96910

Tel: 671.472.3455
Fax: 671.472.3400



Tina Muna Barnes <tinamunabarnes@gmail.com>

2nd Notice of Public Hearing

1 message

Tina Muna Barnes <tinamunabarnes@gmail.com>

Mon, Jan 25, 2010 at 11:32 AM

To: bpinaula@ghura.org, rblas@ghura.org, tguerrero@ghura.org, beatrice@ghura.org, patmesa@ghura.org, tblas@ghura.org, alsantos1@ghura.org, phillysn@ghura.org, ronlujan@ghura.org, tnelson@ghura.org, mjduenas@ghura.org

Hafa Adai,

Please see the attached document which indicates the scheduled date for a public hearing of Bill No. 307-30 (COR) "An act to designate certain positions at the Guam Housing and Urban Renewal Authority as "Emergency First Responders" solely for the purpose of responding to emergencies at public housing units.

—
Sincere yan magahet,

Senator Tina Muña Barnes
155 Hesler Place
Hagatña, GU 96910
671.472.3455/6
671.472.3400 (fax)

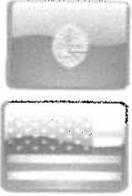
 **2ndnoticeGhura publichearing.doc**
304K



Senator Tina Rose Muna Barnes

Legislative Secretary

I Mina' Trenta Na Liheslaturan Guahan /Thirtieth Guam Legislature



PRESS RELEASE

SECOND NOTICE

(January 25, 2010 – For Immediate Release)

NOTICE OF PUBLIC HEARING

BY SENATOR TINA ROSE MUNA BARNES

**WEDNESDAY, JANUARY 27, 2010 – 9:00 A.M. - GUAM
LEGISLATURE PUBLIC HEARING ROOM.**

Please be advised that the Committee on Municipal Affairs, Aviation, Housing and Recreation will be conducting the public hearing on the following:

9:00AM

- **Bill No. 307-30 (COR) T.R. Muna Barnes** – “An act to designate certain positions at the Guam Housing and Urban Renewal Authority as “Emergency First Responders” solely for the purpose of responding to emergency at public housing units.”

Si Yu'os Ma'ase,

Tina Rose Muna Barnes

Chairperson
Committee on Municipal
Affairs, Aviation, Housing and
Recreation

Vice Chairperson
Committee on Tourism,
Culture, Youth Affairs and
Public Broadcasting

Contact:

155 Hester Place
Hagåtña, Guam 96910

Tel: 671.472.3455

Fax: 671.472.3400

Email:

munabarnes@guamlegislature.org



Tina Muna Barnes <tinamunabarnes@gmail.com>

2nd Notice of Public Hearing on Bill 307-30

3 messages

Tina Muna Barnes <tinamunabarnes@gmail.com>

Mon, Jan 25, 2010 at 1:01 PM

To: speaker@judiwonpat.com, office@senatorada.org, aguon4guam@gmail.com, Senator Tina Muna-Barnes <tinamunabarnes@gmail.com>, frank.blasjr@gmail.com, sencalvo@gmail.com, senadotbjcruz@aol.com, senator@espaldon.com, judiguthertz@pticom.com, senabpalacios@gmail.com, senbenp@guam.net, roryforguam@gmail.com, senatortelo@gmail.com, ray@raytenorio.com, tterlaje@guam.net, yong@guamlegislature.org, vbernudes@guamlegislature.org, anaaleah bautista <anaaleah@yahoo.com>, Velma Komiyama <vel.komiyama@yahoo.com>, andrasgrandma@yahoo.com, psantos@guamlegislature.org, sgtarms@guamlegislature.org

Hafa Adai,

Please see the attached notice regarding our Public Hearing on Bill 307-30 (COR).

--

Sincere yan magahet,

Senator Tina Muña Barnes

155 Hesler Place

Hagatña, GU 96910

671.472.3455/6

671.472.3400 (fax)

Tina Muna Barnes <tinamunabarnes@gmail.com>

Mon, Jan 25, 2010 at 1:06 PM

To: jac perry <jac.cherry@gmail.com>, john@marianasmedia.com, news@spbguam.com, news@guampdn.com, Kevin@spbguam.com, sabrina@kuam.com, jeff@marianasmedia.com, editor@mvguam.com, jac@marianasmedia.com

Hafa Adai,

Please review the attached notice for a Public Hearing on Bill 307-30 (COR), which is an act to designate certain positions at the Guam Housing and Urban Renewal Authority as "Emergency First Responders," solely for the purpose of responding to emergencies at public housing units.

Sincere yan magahet,

Senator Tina Muna Barnes



2NDNOTICEPress Release Jan. 27 P.H..doc

475K

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

Mon, Jan 25, 2010 at 1:06 PM

To: tinamunabarnes@gmail.com

Delivery to the following recipient failed permanently:

jac@marianasmedia.com

1/25/2010

Gmail - 2nd Notice of Public Hearing on...

Technical details of permanent failure:

Google tried to deliver your message, but it was rejected by the recipient domain. We recommend contacting the other email provider for further information about the cause of this error. The error that the other server returned was: 550 550 5.2.1 The email account that you tried to reach is disabled. 7si15735223qwb.52 (state 14).

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

MIME-Version: 1.0

Received: by 10.220.121.214 with SMTP id i22mr467060vcr.65.1264388794620; Sun, 24 Jan 2010 19:06:34 -0800 (PST)

In-Reply-To: <f45f099d1001241901w5dbbce7elb692f0b9d5d0b370@mail.gmail.com>

References: <f45f099d1001241901w5dbbce7elb692f0b9d5d0b370@mail.gmail.com>

Date: Mon, 25 Jan 2010 13:06:34 +1000

Message-ID: <f45f099d1001241906w46a4b80cxa0782ef3bc8ad106@mail.gmail.com>

Subject: 2nd Notice of Public Hearing on Bill 307-30

From: Tina Muna Barnes <tinamunabarnes@gmail.com>

To: jac perry <jac.cherry@gmail.com>, john@marianasmedia.com, news@spbguam.com, news@guampdn.com, Kevin@spbguam.com, sabrina@kuam.com, jeff@marianasmedia.com, editor@mvguam.com, jac@marianasmedia.com

Content-Type: multipart/mixed; boundary=005045016cf7f620ce047df47454

[Quoted text hidden]



Senator Tina Rose Muna Barnes

Legislative Secretary

I Mina Trente Na Liheslaturan Guahan / Thirtieth Guam Legislature

Chairperson
Committee of
Municipal
Affairs, Aviation,
Housing
and Recreation

Vice Chairperson
Tourism, Culture
Affairs, Youth, and
Public
Broadcasting



Contact:

155 Hester Place
Hagåtña, Guam 96910

Tel 671 472 3455
Fax 671 472 3400

PUBLIC HEARING
Wednesday, January 27, 2010 – 9:00 AM
Public Hearing Room – I Liheslatura – Hagatna, Guam

AGENDA

- I. Call to Order**
- II. Announcements**
- III. Items for Public Consideration**

9:00 AM

A. Bill No 307-30 (COR) – Tina Rose Muna Barnes – “An act to designate certain positions at the Guam Housing and Urban Renewal Authority as “Emergency First Responders” solely for the purpose of responding to emergency at public housing units.”

- IV. Remarks**
- V. Adjournment**

Electronic copies of the aforementioned items can be found on the Guam Legislature's website at www.guamlegislature.com. Hard copies can be obtained by visiting the Office of the Clerk of the Legislature. Testimony should be addressed to Senator Tina Rose Muna Barnes, Chairperson, and may be submitted via hand-deliver to our office or our mailbox at the Main Legislature Building at 155 Hester Place, Hagatna, Guam 96910, via e-mail to tinamunabarnes@gmail.com, or via facsimile to (671) 472-3400. Individuals requiring special accommodations, auxiliary aids, or services shall contact and submit their request to Ron Taitague, Richard Dohrumal, Ana Bautista or Chelsa M. Brecht at our office. For further information, please call 472-3455/6. I look forward to your attendance and participation. *Si Yu'os Ma'ase!*

MINA'TRENTA NA LIHESLATURAN GUÅHAN
2009 (FIRST) Regular Session

Bill No. 307-90 (COR)

Introduced by:

T.R. MUNA-BARNES

AN ACT TO DESIGNATE CERTAIN POSITIONS AT
THE GUAM HOUSING AND URBAN RENEWAL
AUTHORITY AS "EMERGENCY FIRST
RESPONDERS" SOLELY FOR THE PURPOSE OF
RESPONDING TO EMERGENCY AT PUBLIC
HOUSING UNITS.

2009 FIRST REGULAR SESSION
MUNA-BARNES

BE IT ENACTED BY THE PEOPLE OF GUAM:

1 **Section 1. Legislative Findings and Intent.** Public Law 30-55,
2 Chapter XIII, Section 14 states in part: *"that except when expressly permitted*
3 *by Section 1103(d) of Chapter 1, Title 4, Guam Code Annotated, no government of*
4 *Guam owned, leased or rented vehicles may be driven home by an employee unless*
5 *such employee is on call as an emergency first responder".* The term
6 "emergency first responder" generally refers to public safety personnel
7 such as police officers, firefighters, and the like. The Guam Housing and
8 Urban Renewal Authority (GHURA) is federally mandated to respond to
9 and abate emergency calls to public housing units when needed.
10 Emergency situations such as sewer backups into units require immediate

1 attention and if not rectified poses a health and safety hazard to the general
2 public. Statutory language defining “emergency responders” do not
3 recognize GHURA personnel as such and therefore are not able to respond
4 to emergency situations after regular business hours. It is *I Liheslaturan*
5 *Guahan’s* intent to designate certain positions at GHURA as emergency first
6 responders to meet federal mandates and to not jeopardize any federal
7 funding to the Authority.

8 **Section 2. Designation as Emergency First Responders.**

9 Notwithstanding any other provisions of law, the following positions at the
10 Guam Housing and Urban Renewal Authority shall be considered
11 Emergency First Responders:

- 12 AMP 1 – 4 (On call maintenance worker/property site manager)
- 13 Deputy Director (Asset Manager)

14
15 **Section 3. Restrictions.** The executive Director of GHURA is
16 directed to establish rules and regulations pertaining to the use of
17 government vehicles after regular business hours. The Director shall
18 reference the guidelines mandated in Section 1103 of Chapter 1, Title 4,
19 Guam Code Annotated.

20
21
22
23