



Office of the Governor of Guam

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

Felix P. Camacho
Governor

Michael W. Cruz, M.D.
Lieutenant Governor

2010 JUL 23 AM 11:02
EPM

JUL 22 2010

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

Dear Speaker Won Pat:

Transmitted herewith is Substitute Bill No. 405-30 (COR) "AN ACT TO AMEND §5270 OF ARTICLE 4, CHAPTER 5, TITLE 5 GUAM CODE ANNOTATED, RELATIVE TO INCLUDING THE DEPARTMENT OF MENTAL HEALTH & SUBSTANCE ABUSE IN THE GOVERNMENT GROUP PURCHASE OF DRUGS FROM MANUFACTURERS", which I signed into law on July 16, 2010 as Public Law 30-175.

Sinseru yan Magåhet,

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

Attachment: copy of Bill

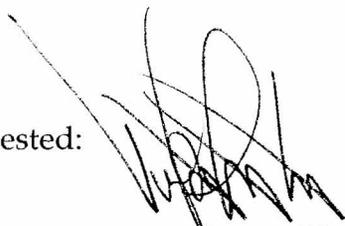
30-10-0622
Office of the Speaker
Judith T. Won Pat, Ed. D.
Date 7/22/10
Time 4:42P
Received by mjl

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. 405-30 (COR), "AN ACT TO AMEND §5270 OF ARTICLE 4, CHAPTER 5, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO INCLUDING THE DEPARTMENT OF MENTAL HEALTH & SUBSTANCE ABUSE IN THE GOVERNMENT GROUP PURCHASE OF DRUGS FROM MANUFACTURERS", was on the 2nd day of July, 2010, duly and regularly passed.

Attested:

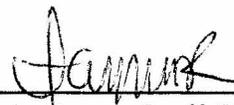


Tina Rose Muña Barnes
Legislative Secretary



Judith T. Won Pat, Ed. D.
Speaker

This Act was received by *I Maga'lahaen Guåhan* this 6th day of July, 2010, at
5 o'clock P.M.



Assistant Staff Officer
Maga'lahi's Office

APPROVED:



MIKE W. CRUZ, MD
GOVERNOR OF GUAM ACTING

JUL 16 2010

Date: _____

Public Law No. P.L. 30-175

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

Bill No. 405-30 (COR)

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

Introduced by:

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

**AN ACT TO *AMEND* §5270 OF ARTICLE 4, CHAPTER
5, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO
INCLUDING THE DEPARTMENT OF MENTAL
HEALTH & SUBSTANCE ABUSE IN THE
GOVERNMENT GROUP PURCHASE OF DRUGS FROM
MANUFACTURERS.**

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan finds*
3 that the Department of Mental Health & Substance Abuse (DMHSA) is unable to
4 take advantage of wholesale purchase prices in the acquisition of pharmaceuticals,

1 as are the Department of Administration, the Department of Public Health & Social
2 Services, the Guam Memorial Hospital Authority, and the Department of
3 Education, because they are *not* included in §5270, of Article 4, Chapter 4, Title 5,
4 Guam Code Annotated – *Government to Purchase Drugs from Manufacturer*.
5 This has resulted in DMHSA paying higher prices for the same pharmaceuticals
6 being procured in group purchases by other government of Guam agencies.

7 Historically, the Department of Mental Health & Substance Abuse was once
8 a part of the Guam Memorial Hospital Authority. However, upon their separation
9 and establishment as an independent agency pursuant to statute, DMHSA
10 inadvertently became excluded from the group purchase of pharmaceuticals
11 pursuant to §5270 of Title 5 GCA.

12 Therefore, it is the *intent* of *I Liheslaturan Guåhan* to amend §5270 of
13 Article 4, Chapter 5, Title 5, Guam Code Annotated – *Government to Purchase*
14 *Drugs from Manufacturer*, to include the Department of Mental Health &
15 Substance Abuse.

16 **Section 2.** §5270 of Article 4, Chapter 5, Title 5, Guam Code Annotated,
17 is hereby *amended* to read:

18 **“§5270. Government to Purchase Drugs from Manufacturer.**
19 Whenever possible, the Department of Administration, the Department of
20 Public Health and Social Services, the Guam Memorial Hospital Authority,
21 the Department of Mental Health and Substance Abuse, and the Department
22 of Education *shall* purchase drugs, generic or otherwise, directly from the
23 manufacturer so as to ensure and maximize economy.”

24 **Section 3. Severability.** *If* any of the provisions of this Act or the
25 application thereof to any person or circumstance is held invalid, such invalidity
26 shall *not* affect any other provision or application of this Act which can be given

- 1 effect without the invalid provision or application, and to this end the provisions of
- 2 this Act are severable.

6

I MINA' TRENTA NA LIHESLATURAN GUAHAN

2010 (SECOND) Regular Session

Date: 7/2/10

VOTING SHEET

Bill No. 405-30(COR)

Resolution No. _____

Question: _____

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

TOTAL

15 _____

CERTIFIED TRUE AND CORRECT:


Clerk of the Legislature

* 3 Passes = No vote
EA = Excused Absence



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

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

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

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

June 28, 2010

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

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

RE: Committee Report - Bill No. 405-30 (COR), as Substituted.

2010 JUN 30 PM 2:45

WV

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

Dear Speaker Won Pat:

Transmitted herewith is the **Committee Report on Bill No. 405-30 (COR) - AN ACT TO INCLUDE THE DEPARTMENT OF MENTAL HEALTH & SUBSTANCE ABUSE IN THE GOVERNMENT GROUP PURCHASE OF DRUGS FROM MANUFACTURERS, BY AMENDING §5270 OF ARTICLE 4, CHAPTER 5, TITLE 5, GUAM CODE ANNOTATED.** Introduced by: Vicente C. Pangelinan, and referred to the Committee on Economic Development, Health & Human Services, and Judiciary. Bill No. 405-30 (COR) was publicly heard on June 17, 2010.

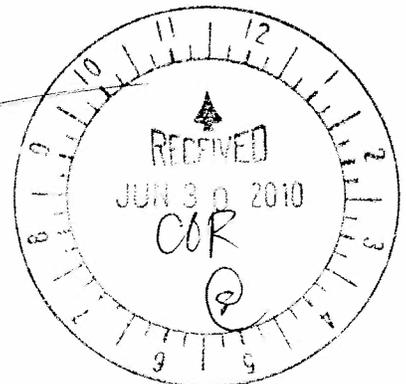
Committee votes are as follows:

<u>5</u>	TO PASS
_____	NOT TO PASS
_____	ABSTAIN
<u>2</u>	TO REPORT OUT ONLY
_____	TO PLACE IN INACTIVE FILE

Respectfully,

SENATOR FRANK B. AGUON, JR.
Chairman

Attachment





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

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

COMMITTEE REPORT ON

Bill No. 405-30 (COR) As Substituted

(Sponsored by Vicente C. Pangelinan)

**“AN ACT TO INCLUDE THE DEPARTMENT OF MENTAL
HEALTH & SUBSTANCE ABUSE IN THE GOVERNMENT
GROUP PURCHASE OF DRUGS FROM MANUFACTURERS,
BY AMENDING §5270 OF ARTICLE 4, CHAPTER 5, TITLE 5,
GUAM CODE ANNOTATED.”**



**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

June 28, 2010

FRANK B. AGUON, JR.
SENATOR, CHAIRMAN

MEMORANDUM

ADOLPHO B. PALACIOS, SR.
SENATOR, VICE CHAIRMAN

To: ALL MEMBERS

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

JUDITH T. WON PAT
SPEAKER
EX-OFFICIO MEMBER

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

BENJAMIN J.F. CRUZ
VICE SPEAKER

Subject: Committee Report on Bill No. 405-30 (COR), as Substituted.

TINA ROSE MUÑA BARNES
LEGISLATIVE SECRETARY

Transmitted herewith for your consideration is the Committee Report on **Bill No. 405-30 (COR) - AN ACT TO INCLUDE THE DEPARTMENT OF MENTAL HEALTH & SUBSTANCE ABUSE IN THE GOVERNMENT GROUP PURCHASE OF DRUGS FROM MANUFACTURERS, BY AMENDING §5270 OF ARTICLE 4, CHAPTER 5, TITLE 5, GUAM CODE ANNOTATED.** Introduced by: Vicente C. Pangelinan.

THOMAS C. ADA
SENATOR

JUDITH P. GUTHERTZ
SENATOR

This report includes the following:

RORY J. RESPICIO
SENATOR

- Committee Voting Sheet
- Committee Report Narrative / Digest
- Copy of Substitute Bill No. 405-30 (COR)
- Copy of Bill No.405-30 (COR)
- Public Hearing Sign-in Sheet
- Copies of Submitted Testimony & Supporting Documents
- Copy of COR Referral of Bill No. 405-30 (COR)
- Notices of Public Hearing (1st and 2nd)
- Copy of the Public Hearing Agenda
- Related News Articles (Public hearing publication of public notice)

FRANK F. BLAS, JR.
SENATOR

TELO TAITAGUE
SENATOR

RAY TENORIO
SENATOR

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

Si Yu'os ma'åse'!

Attachment



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

COMMITTEE VOTING SHEET

Bill No. 405-30 (COR), as Substituted - AN ACT TO INCLUDE THE DEPARTMENT OF MENTAL HEALTH & SUBSTANCE ABUSE IN THE GOVERNMENT GROUP PURCHASE OF DRUGS FROM MANUFACTURERS, BY AMENDING §5270 OF ARTICLE 4, CHAPTER 5, TITLE 5, GUAM CODE ANNOTATED. Introduced by: Vicente C. Pangelinan.

	SIGNATURE	TO PASS	NOT TO PASS	REPORT OUT ONLY	ABSTAIN	PLACE IN INACTIVE FILE
FRANK B. AGUON, JR. Chairman	<i>6/25/10</i> 	<input checked="" type="checkbox"/>				
ADOLPHO B. PALACIOS, SR. Vice Chairman	 <i>6/30</i>					
BENJAMIN J.F. CRUZ Vice Speaker	 <i>6/30</i>	<input checked="" type="checkbox"/>				
TINA ROSE MUÑA BARNES Legislative Secretary						
THOMAS C. ADA		<input checked="" type="checkbox"/>				
JUDITH P. GUTHERTZ						
RORY J. RESPICIO		<input checked="" type="checkbox"/>				
FRANK F. BLAS, JR.				<input checked="" type="checkbox"/>		
TELO TAITAGUE	 <i>6/30</i>			<input checked="" type="checkbox"/>		
RAY TENORIO						



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

COMMITTEE REPORT DIGEST

Bill No. 405-30 (COR), as Substituted

I. OVERVIEW: The Committee on Economic Development, Health & Human Services, and Judiciary conducted a public hearing on June 17, 2010. The Hearing convened at 5:30 PM in *Liheslatura's* Public Hearing Room. Among the items on the agenda was the consideration of **Bill No. 405-30 (COR) - AN ACT TO AMEND §5270 OF CHAPTER 5, ARTICLE 4, TITLE 5 GUAM CODE ANNOTATED RELATIVE TO GOVERNMENT PURCHASE FOR DRUGS FROM MANUFACTURER.** Introduced by: Vicente C. Pangelinan.

Public Notice Requirements

Notices were disseminated via hand-delivery/fax and/or e-mail to all senators and all main media broadcasting outlets on June 9, 2010 (5-Day Notice), and again on June 14, 2010 (48-Hour Notice). Notices were published in the Marianas Variety on June 9, 2010, and in the Marianas Variety on June 14, 2010.

Senators Present

Senator Frank B. Aguon, Jr.	Chairperson
Vice-Speaker Benjamin J.F. Cruz	Committee Member
Senator Thomas C. Ada	Committee Member
Senator Frank F. Blas, Jr.	Committee Member
Senator Telo T. Taitague	Committee Member
Senator Anthony Ada	Senator

The public hearing was Called-to-Order at 5:30 P.M.

II. SUMMARY OF TESTIMONY & DISCUSSION.

CHAIRMAN FRANK B. AGUON, JR.; convened the Public Hearing on agenda item Bill No. 405-30 (COR) at 6:20 P.M.

The Chairman noted for the record, that earlier during the July 16th Public Hearing on Bill No. 409-30 (COR), which is similar to Bill No. 405-30 (COR), Mr. Wilfred G. Aflague, acting Director, Department of Mental Health & Substance Abuse, had commented upon both Bills and submitted written testimony.

Wilfred G. Aflague, acting Director, Department of Mental Health & Substance Abuse; submitted written testimony (attached), and provided oral testimony, **IN SUPPORT** of Bill No. 405-

30 (COR) and Bill No. 409-30 (COR). Mr. Aflague stated that to the best of his knowledge, it was with the separation of the Guam Memorial Hospital Authority and the Department of Mental Health & Substance Abuse into separate agency's, that the problem arose. DMHSA inadvertently became ineligible to participate under §5270 because they are not specifically listed as a participating agency. Either Bill would correct the problem.

Chairman; Called the only name on the Testimony Sign-in Sheet, Mr. Jim Casey, U.S. District Court Monitor for DMH&SA. However, Mr. Casey was no longer present, and had not indicated any position, either in support or opposed, relative to Bill No. 405-30 (COR).

Chairman: The Committee will continue to accept testimony in regards to Bill No. 405, which is now considered as having been publically heard.

There being no further testimony, or questions by Senators, Chairman Aguon adjourned the public hearing on Bill No. 405-30 (COR) at 6:26 P.M.

III. FINDINGS & RECOMMENDATIONS

The Committee on Economic Development, Health and Human Services, and Judiciary, finds that the Department of Mental Health & Substance Abuse is unable to take advantage of wholesale purchase prices in the acquisition of pharmaceuticals along with the Department of Administration, the Department of Public Health & Social Services, the Guam Memorial Hospital Authority, and the Department of Education, because they are not included in §5270, of Article 4, Chapter 4, Title 5, Guam Code Annotated – *Government to Purchase Drugs from Manufacturer*. This is resulting in DMH&SA paying higher prices for the same pharmaceuticals being procured in group purchases by other government of Guam agencies.

Historically, the Department of Mental Health & Substance Abuse was once a part of the Guam Memorial Hospital Authority. However, upon their separation and establishment as independent agency's pursuant to statute, DMHSA inadvertently became excluded from the group purchase of pharmaceuticals pursuant to §5270 of 5 GCA.

The Committee finds it appropriate and cost efficient to include the Department of Mental Health & Substance Abuse, by amending §5270 of Article 4, Chapter 5, Title 5, Guam Code Annotated.

No testimony was received opposed to Bill No. 385-30 (COR).

Bill No. 405-30 (COR) and Bill No. 409-30 (COR), both of which were referred to the Committee, and found to be identical, were merged into a substitute Bill No. 405-30 (COR). Minor technical amendments were made to the operative Section 2 of Bill 405 relative to amending §5270 of Article 4, Chapter 5, Title 5, Guam Code Annotated. A new Section 1, taken from Bill 409, was added to the substitute Bill 405 relative to providing a Legislative Finding and Intent.

The Committee on Economic Development, Health & Human Services, and Judiciary, hereby **reports out Bill No. 405-30 (COR), as Substituted**, with the recommendation to

PASS

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

Bill No. 405-30 (COR)

Introduced by:

v.c. pangelinan

2010 MAY 26 AM 11:38

Mun

AN ACT TO AMEND §5270 OF CHAPTER 5,
ARTICLE 4, TITLE 5 GUAM CODE
ANNOTATED RELATIVE TO GOVERNMENT
PURCHASE FOR DRUGS FROM
MANUFACTURER.

BE IT ENACTED BY THE PEOPLE OF GUAM:

1 Section 1. §5270 of Chapter 5, Article 4, Title 5 Guam Code
2 Annotated is hereby amended to read:

3 “§5270. Government to Purchase Drugs from Manufacturer.
4 Whenever possible, the Department of Administration, the Department of
5 Public Health and Social Services, the Guam Memorial Hospital Authority,
6 the Department of Mental Health and Substance Abuse and the Department
7 of Education shall purchase drugs, generic or other wise, directly from the
8 manufacturer as to ensure and maximize economy.”

9 Section 2. Severability. If any of the provisions of this Act or the
10 application thereof to any person or circumstance is held invalid, such
11 invalidity shall not affect any other provision or application of this Act
12 which can be given effect without the invalid provision or application, and to
13 this end the provisions of this Act are severable.

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

Bill No. 405-30 (COR)

as Substituted by the Committee
on Economic Development, Health
& Human Services, and Judiciary

Introduced by:

**VICENTE C. PANGELINAN
FRANK B. AGUON, JR.**



**AN ACT TO INCLUDE THE DEPARTMENT OF
MENTAL HEALTH & SUBSTANCE ABUSE IN
THE GOVERNMENT GROUP PURCHASE OF
DRUGS FROM MANUFACTURERS, BY
AMENDING §5270 OF ARTICLE 4, CHAPTER 5,
TITLE 5, GUAM CODE ANNOTATED.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Finding and Intent: *I Liheslaturan Guahan finds*

that the Department of Mental Health & Substance Abuse is unable to take
advantage of wholesale purchase prices in the acquisition of pharmaceuticals
along with the Department of Administration, the Department of Public
Health & Social Services, the Guam Memorial Hospital Authority, and the
Department of Education, because they are not included in §5270, of Article 4,
Chapter 4, Title 5, Guam Code Annotated – *Government to Purchase Drugs from
Manufacturer*. This is resulting in DMH&SA paying higher prices for the

1 same pharmaceuticals being procured in group purchases by other
2 government of Guam agencies.

3 Historically, the Department of Mental Health & Substance Abuse was
4 once a part of the Guam Memorial Hospital Authority. However, upon their
5 separation and establishment as independent agency's pursuant to statute,
6 DMHSA inadvertently became excluded from the group purchase of
7 pharmaceuticals pursuant to §5270 of 5 GCA.

8 It is the *intent of I Liheslaturan Guahan* to include the Department of
9 Mental Health & Substance Abuse, by amending §5270 of Article 4, Chapter
10 5, Title 5, Guam Code Annotated – *Government to Purchase Drugs from*
11 *Manufacturer*.

12 **Section 2.** §5270 of Article 4, Chapter 5, Title 5, Guam Code Annotated,
13 is hereby amended to read:

14 **"§5270. Government to Purchase Drugs from Manufacturer.**
15 Whenever possible, the Department of Administration, the Department
16 of Public Health and Social Services, the Guam Memorial Hospital
17 Authority, the Department of Mental Health and Substance Abuse, and
18 the Department of Education shall purchase drugs, generic or other
19 wise, directly from the manufacturer as to ensure and maximize
20 economy."

21 **Section 3. Severability.** If any of the provisions of this Act or the
22 application thereof to any person or circumstance is held invalid, such

1 invalidity shall not affect any other provision or application of this Act which
2 can be given effect without the invalid provision or application, and to this
3 end the provisions of this Act are severable.



department of
**MENTAL HEALTH &
SUBSTANCE ABUSE**
Departamenton Sañu Hinasao
Yon Abusan Amot

790 Gov. Carlos G. Camacho Rd.
Tamuning, Guam 96913
Phone: 671-647-5325
Fax: 671-647-0250

FELIX PEREZ CAMACHO
Governor

MICHAEL W. CRUZ, M.D.
Lieutenant Governor

WILFRED G. AFLAGUE
Acting Director

ELISABETH T. CRUZ, Esq.
Deputy Director

16 June 2010

TESTIMONY

 RE: **BILLS 405-30 & 409-30 – Amendment to 5 GCA Chapter 5, Article 4, §5270**

It is greatly appreciated to have the opportunity to testify regarding this bill to amend the procurement regulation on behalf of the Department of Mental Health and Substance Abuse (DMHSA).

Throughout the years since its inception as a separate entity from the GMHA, the procurement regulation has discriminated the DMHSA the benefit of procuring its critical and essential controlled drugs from off-island. The procurement of medications is intended to supply the DMHSA pharmacy which dispenses prescriptions from its staff psychiatrists and/or consulting psychiatrists or medical doctors. The consumers may be inpatients at the DMHSA units or outpatients at group homes or in their own residences. The current situation is for DMHSA to provide medication not available at the DMHSA pharmacy through purchase orders with retail pharmacies for its consumers to fill prescriptions required for their treatments.

The procurement regulations governing purchase of goods – drugs – are by policy preferred to local vendors. Reference is in 5 GCA Chapter 5, Article 1, §5008:

All procurement of supplies and services shall be made from among businesses licensed to do business on Guam that maintain an office or other facility on Guam, whenever a business that is willing to be a contractor is:

(b) “a business that regularly carries an inventory for regular immediate sale of at least fifty percent (50%) of the items of supplies to be procured; or

(c) a business that has a bonafide retail or wholesale business location that regularly carries an inventory on Guam of a value of at least one half of the value of the bid or One Hundred Fifty Thousand Dollars (\$150,000) whichever is less, of supplies and items of a similar nature to those being sought;”

“Procurement of supplies and services from off Guam may be made if no business for such supplies and services may be found on Guam or if the total cost F.O.B. job site, unloaded, of procurement from off island is no greater than eighty-five percent (85%) of the total cost F.O.B. job site, unloaded, of the same supplies or services when procured from a business licensed to do business on Guam that maintains an office or other facility on Guam and that is one of the above-designated businesses entitled to preference.”

The DMHSA attempted in the FY2009 to suggest and source the Supply Service Center of the U.S. Department of Health and Human Services to no avail because the GSA cited and adhered to the above regulations. Awards were made to local wholesale vendors, who DMHSA was informed, do not stock the essential controlled drugs required for distribution by the DMHSA pharmacy. Instead the bid agreement provide for a thirty (30) day delivery to allow the vendors to order items from the manufacturer(s) for specific requested items. This is one delay. Since the award in FY2009, the vendors have been defaulting from delivering on the premise of manufacturers raising prices. The GSA accepted this “justification” and allowed the item(s) to be deferred from the bid price. This is another delay and deterrent. With no other alternative, the DMHSA has been reduced to the low value purchase order of \$14,999 to retail pharmacies which provide for medications and exhausted in two to three weeks.

With all these ongoing difficulties to procure medication for consumers in the DMHSA in-patient units as well as in the group homes and outpatients, the DMHSA attempted again to request for bid in FY2010. No bids for were submitted. The DMHSA were then left without a choice but to continue purchasing medications at retail costs instead of available lower costs from manufacturers or the HHS/SSC.

If wholesale vendors are not willing to bid on the DMHSA’s requests and subject the Government to continue providing these medications at the present uneconomical retail costs, then the Government has a fiduciary responsibility to seek other remedies.

Thank you for your honorable and worthy intentions on sponsoring this bill.

**Bureau of Budget & Management Research
Fiscal Note of Bill No. 405-30 (COR)**

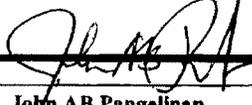
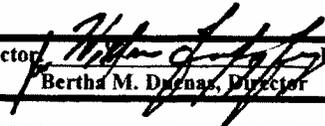
AN ACT TO AMEND §5270 OF CHAPTER 5, ARTICLE 4 TITLE 5 GUAM CODE ANNOTATED RELATIVE TO GOVERNMENT PURCHASE FOR DRUGS FROM MANUFACTURER.

Department/Agency Appropriation Information	
Dept./Agency Affected: Department of Mental Health & Substance Abuse	Dept./Agency Head: Wilfred G. Aflague
Department's General Fund (GF) appropriation(s) to date:	11,507,231
Department's Other Fund (Specify) appropriation(s) to date:	1,919,343
Total Department/Agency Appropriation(s) to date:	\$13,426,574

Fund Source Information of Proposed Appropriation			
	General Fund:	(Specify Special Fund):	Total:
FY 2009 Unreserved Fund Balance		\$0	\$0
FY 2010 Adopted Revenues	\$0	\$0	\$0
FY 2010 Appro. (P.L. 30-55 thru 30-112)	\$0	\$0	\$0
Sub-total:	\$0	\$0	\$0
Less appropriation in Bill	\$0	\$0	\$0
Total:	\$0	\$0	\$0

Estimated Fiscal Impact of Bill						
	One Full Fiscal Year	For Remainder of FY 2010 (if applicable)	FY 2011	FY 2012	FY 2013	FY 2014
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
(Specify Special Fund)	\$0	\$0	\$0	\$0	\$0	\$0
Total	\$0	\$0	\$0	\$0	\$0	\$0

- Does the bill contain "revenue generating" provisions? / / Yes /X / No
If Yes, see attachment
- Is amount appropriated adequate to fund the intent of the appropriation? /X / N/A / / Yes / / No
If no, what is the additional amount required? \$ _____
/X / N/A
- Does the Bill establish a new program/agency? /X / Yes / / No
If yes, will the program duplicate existing programs/agencies? / / N/A /X / Yes / / No
Is there a federal mandate to establish the program/agency? / / Yes /X / No
- Will the enactment of this Bill require new physical facilities? / / Yes /X / No
- Was Fiscal Note coordinated with the affected dept/agency? If no, indicate reason: /X / Yes / / No
/ / Requested agency comments not received by due date / / Other: _____

Analyst: 	Date: 6/8/10	Director: 	Date: 6/9/10
John AB Pangellinan		Bertha M. Duenas, Director	

Footnotes:
Presently, DMHSA is paying retail prices for purchase of pharmaceutical drugs and supplies. For this fiscal year, DMHSA is expecting to pay approximately \$800K in drugs and medical supplies. By going directly to the manufactures, there is a potential savings of approximately \$300K in GF and HFF appropriations, representing approximately 38% in savings from retail cost. Because of the need to contact directly to the manufactures, procurement personnel's would have to be hired and needed equipment purchased at DMHSA. Such hiring of procurement personnel represent a duplication of services that is all ready in placed at the DOA General Services Agency (GSA). However the cost savings expected is far greater than the expected additional cost in personnel and equipment.



COMMITTEE ON RULES

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

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

**SENATOR
RORY J.
RESPICIO
CHAIRPERSON**

**SENATOR
Judith P. Guthertz
VICE
CHAIRPERSON**

**MAJORITY
MEMBERS:**

**Judith T. Won Pat
SPEAKER**

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

**Tina Rose Muña Barnes
LEGISLATIVE SECRETARY**

**Thomas C. Ada
SENATOR**

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

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

**Vicente C. Pangelinan
SENATOR**

**MINORITY
MEMBERS:**

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

**James V. Espaldon
SENATOR**

May 27, 2010

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 Bills No. 405-30(COR) through 408-30(COR)

As Chairperson of the Committee on Rules, I am forwarding my referral of Bills No. 405-30(COR) through 408-30(COR).

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

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

Si Yu'os Ma'åse'!

(1) Attachment

2010 MAY 27 PM 12:46

I Mina'Trenta Na Liheslaturan Guåhan

Bill Log Sheet

Page 1 of 1

Bill No.	Sponsor(s)	Title	Date Introduced	Date Referred	Committee Referred	Public Hearing Date	Date Committee Report Filed	Status (Date)
B405-30 (COR)	v. c. pangelinan	An act to amend §5270 of Chapter 5, Article 4, Title 5, Guam Code Annotated, relative to government purchase for drugs from manufacturer.	5/26/10 11:38 a.m.	5/27/10	Committee on Economic Development, Health and Human Services, and Judiciary			
B406-30 (COR)	T. C. Ada	An act to repeal §64.50 of Chapter 64, Title 9 of the Guam Code Annotated, and repeal and reenact Chapter 5 of Title 11, Guam Code Annotated, relative to restricting greyhound racing.	5/26/10 3:21 p.m.	5/27/10	Committee on Economic Development, Health and Human Services, and Judiciary			
B407-30 (COR)	v. c. pangelinan	An act to add §1127 to Chapter 1, Title 2 GCA relative to honoring those killed in action by designation of a Guam Medal of Honor.	5/26/10 3:43 p.m.	5/27/10	Committee on Rules, Natural Resources, Federal, Foreign, and Micronesian Affairs			
B408-30 (COR)	T. C. Ada	An act to add a new definition to §67101 of Chapter 67, Title 10, relative to defining the eligibility of a veteran's dependent to be buried in the Guam Veterans Cemetery.	5/26/10 4:20 p.m.	5/27/10	Committee on Utilities, Transportation, Public Works, and Veterans Affairs			



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

June 07, 2010

FRANK B. AGUON, JR.
SENATOR, CHAIRMAN

ADOLPHO B. PALACIOS, SR.
SENATOR, VICE CHAIRMAN

JUDITH T. WON PAT
SPEAKER
EX-OFFICIO MEMBER

BENJAMIN J.F. CRUZ
VICE SPEAKER

TINA ROSE MUÑA BARNES
LEGISLATIVE SECRETARY

THOMAS C. ADA
SENATOR

JUDITH P. GUTHERTZ
SENATOR

RORY J. RESPICIO
SENATOR

FRANK F. BLAS, JR.
SENATOR

TELO TAITAGUE
SENATOR

RAY TENORIO
SENATOR

MEMORANDUM

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

FROM: SENATOR FRANK B. AGUON, JR. 
Chairman

SUBJECT: FIRST NOTICE – NOTICE OF PUBLIC HEARINGS
Wednesday, June 16, 2010 – 5:30 pm AND
Thursday, June 17, 2010 – 5:30 pm

Buenas yan Hafa Adai!

Please be advised that the Committee on Economic Development, Health & Human Services, and Judiciary will be conducting a public hearing on **Wednesday, June 16, 2010, 5:30 pm; and Thursday, June 17, 2010, 5:30 pm.** Public Hearings for Wednesday and Thursday will be held in the Guam Legislature's Public Hearing Room.

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

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

Attachment

Cc: Sergeant-at-Arms/Protocol/AV
Stephanie Mendiola, COR
Clerk of the Legislature
MIS

FIRST NOTICE - PUBLIC HRG 06.16 & 17.2010, 5:30 pm

from: Frances Lizama <lizamafrances@gmail.com>
 to: "SEN. ADA, Thomas C." <tom@senatorada.org>,
 "SEN. ADA, Tony" <senatoronyada@guamlegislature.org>,
 "SEN. BLAS, Frank F., Jr." <frankblasjr@gmail.com>,
 "SEN. CALVO, Eddie J.B." <senecalvo@gmail.com>,
 "SEN. ESPALDON, James V." <senator@espaldon.com>,
 "SEN. GUTHERTZ, Judith P." <judguthertz@picom.com>,
 "SEN. MUNA BARNES, Tina Rose" <tinamunabarnes@gmail.com>,
 "SEN. PALACIOS, Adolpho B., Sr." <abpalacios@gmail.com>,
 "SEN. PANGELINAN, Ben" <senbenp@guam.net>,
 "SEN. RESPICIO, Rory J." <roryforguam@gmail.com>,
 "SEN. TAITAGUE, Telo" <senatoritelo@gmail.com>,
 "SEN. TENORIO, Ray" <ray@raytenorio.com>,
 "SPKR WON PAT, Judi" <speaker@judiwonpat.com>,
 "VICE SPKR CRUZ, Benjamin J.F." <senedotbjacruz@gmail.com>
 cc: "BLAS, Roland" <roland@judiwonpat.com>,
 "DEFENSOR, Sehera" <sehera@judiwonpat.com>,
 "DUARTE, Merk" <merk@judiwonpat.com>,
 "TORRES, Frank B." <fbtorres@judiwonpat.com>,
 "ALONSO, Meya" <meya@guamlegislature.org>,
 "BLAS, Jon" <jonatonwork2010@gmail.com>,
 "CRUZ, Jose Jr." <josecruzjr17@yahoo.com>,
 "LG, Peter" <peterlg@gmail.com>,
 "LIDIA, Mike" <mike.lidia@gmail.com>,
 "MATANANE, Tammy" <tpmatanane@yahoo.com>,
 "ODOCA, Chris" <codoca@gmail.com>,
 "GILLHAM, Juliette" <office@senatorada.org>,
 "LUHR, Cyrus" <cyrus@senatorada.org>,
 "SANTOS, Nicole" <nsantos@senatorada.org>,
 "SUNGA, Jay" <ajsunga@senatorada.org>,
 "ATALIG, Louise A." <louise_atalig@yahoo.com>,
 "CASTRO, James P." <jamespcastro@gmail.com>,
 "FEJERAN, Mery C." <meryfejeran@gmail.com>,
 "SAYAMA, Merk" <sayama01@yahoo.com>,
 "GOGUE, Elaine" <epgogue@hotmail.com>,
 "UNPINGCO, Joy" <joyunpingco@gmail.com>,
 "DUENAS, Mona" <mona.duenas@gmail.com>,
 "ROBERTO, Phil" <roberto.phil@gmail.com>,
 "MUNA, Rose" <rsmuna@yahoo.com>,
 "TUPAZ, Robert" <rob.tupaz@gmail.com>,
 "WYTTENBACH-SANTOS, Richard" <doc.wyittenbechsantos@gmail.com>,
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 "McDONALD, Elaine" <andrasgrandma@yahoo.com>,
 "OKADA, Tina" <tinaokada@gmail.com>,
 "TAITAGUE, Ron" <ez2plez57@yahoo.com>,
 "BURGOS, Fred" <feaburgos@gmail.com>,
 "CEPEDA, Patrick" <patrickcepeda@hotmail.com>,
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 "BERMUDES, Vince - MIS" <bermudes@guamlegislature.org>,
 "LG, Joe - Sgt-at-Arms" <joemelo2008@yahoo.com>,
 "PAK, Yong - MIS" <yong@guamlegislature.org>,
 "QUITUGUA, Tony - Protocol/Reproduction" <td@guamlegislature.org>,
 "UNSIOG, Tom - Protocol/AV" <tunsiog@guamlegislature.org>

date: Tue, Jun 8, 2010 at 3:26 PM
 subject: FIRST NOTICE - PUBLIC HRG 06.16 & 17.2010, 5:30 pm
 mailed-by: gmail.com

HAGA ADAI SENATORS.

Please see attached Notice of Public Hearing scheduled for Wednesday, June 16, 2010 and Thursday, June 17, 2010 at 5:30 pm in the Public Hearing Room

Un dangkulo na Si Yu'us Ma'asa:

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



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 June 08, 2010

NOTICE OF PUBLIC HEARING

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

**DATE: WEDNESDAY, JUNE 16, 2010 and
THURSDAY, JUNE 17, 2010**
TIME: 5:30 pm
PLACE: Guam Legislature's Public Hearing Room

Please note that public hearing for both days will begin at 5:30 pm and will be held in the Guam Legislature's Public Hearing Room.

Attached is the agenda for both Wednesday and Thursday's public hearing.

Persons with disabilities needing special accommodations/services, or for more information, please contact Mr. Ron Teehan, Committee Director at 969-1495/6.

#####

MEDIA DISTRIBUTION: (fax, email or hand delivery)

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

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
May 27	2:35PM	Received	671 477 3184 6714773184	1:22	2	OK
May 27	5:07PM	Received	4723510 6714723589	0:22	1	OK
May 28	12:45PM	Received	6716377175 6716377175	0:27	1	OK
May 28	1:42PM	Received	671 734 6570 6717346570	0:57	2	OK
Jun 1	11:04AM	Received	6716333293	0:48	1	OK
Jun 1	11:28AM	Received	4723510 6714723589	0:19	1	OK
Jun 3	8:25AM	Received	4772240 6714723547	0:24	1	OK
Jun 3	3:12PM	Received	671 472 3459 6714723459	0:35	1	OK
Jun 4	11:31AM	Received	+6716472214 6716472214	0:57	2	OK
Jun 4	2:01PM	Received	+6714771895 6714771895	1:19	4	OK
Jun 7	12:09PM	Received	6714772130	0:48	1	OK
Jun 8	3:36PM	Fax Sent	4773982	0:14	0	Cancel
Jun 8	3:36PM	Fax Sent	4773079	0:18	0	Cancel
Jun 8	3:37PM	Fax Sent	4770793 - PNC News	1:23	3	OK
Jun 8	3:39PM	Fax Sent	6379870 - KUAM TV / Radio	1:25	3	OK
Jun 8	3:41PM	Fax Sent	4773982	1:42	2	Error 350
Jun 8	3:43PM	Fax Sent	4773982	0:18	0	Cancel
Jun 8	3:44PM	Fax Sent	4773079 - PDN	1:58	3	OK
Jun 8	3:47PM	Fax Sent	4773982 - K57 / Power98	1:17	3	OK
Jun 8	3:49PM	Fax Sent	4772240	2:51	1	Error 326
Jun 8	3:56PM	Fax Sent	4727663 - Hit Radio 100	1:13	3	OK
Jun 8	4:00PM	Fax Sent	4776411 - K-Stereo / KISH	1:40	3	OK
Jun 8	4:09PM	Fax Sent	4772240 - Mar Media / GNF	3:50	3	OK
Jun 8	4:13PM	Fax Sent	7342958 - KPRG News	1:13	3	OK
Jun 8	4:15PM	Fax Sent	7343476 - KGTF	1:38	3	OK
Jun 8	4:18PM	Fax Sent	5652983 - Adventist Radio	2:00	3	OK
Jun 8	4:21PM	Fax Sent	4777136 - Harvest Radio	1:15	3	OK
Jun 8	4:24PM	Fax Sent	4774678 - Joy 92FM	1:17	3	OK
Jun 8	4:32PM	Fax Sent	6482007	1:31	2	Error 403
Jun 8	4:56PM	Fax Sent	6482007 - Marianas Variety	1:41	3	OK

CNMI Briefs

Japan Jaycees to visit Saipan

SAIPAN – About 850 members of the Junior Chamber International in Tokai, Japan will convene here for games, entertainment and an exchange of cultural experience with locals.

The event will be held at American Memorial Park on Wednesday afternoon.

Ayako Matsumoto, vice president of Pacific Eagle Enterprises Inc., the event coordinator, said about 200 Jaycees are expected to arrive by plane, while 650 more will be arriving aboard the MV Fuji Maru on Wednesday morning.

"This is a great opportunity for Saipan to have these young business entrepreneurs for a two-day trip here. It can help boost the local tourism," Matsumoto said.

On Wednesday, beginning at 5:30 p.m., the Jaycees will meet with members of the local community to experience local culture, food, dances and to know more about the islands.

NMI students join thespian competition

SAIPAN – Students from San Antonio Elementary School will represent the commonwealth along with other local students in the International Thespian Festival this month.

SEAS acting principal Sibylla Guerrero is confident that their students have enough time to practice in preparation for the competition.

"They practice almost every day," said Guerrero, who also coaches the students.

The school, she added, is very proud of these students.

Marianas High School instructor Harold Easton, the Thespian Society director, also helps prepare the students.

The group will compete against others teams from the states and territories in Lincoln, Nebraska from June 21 to 26.

Guerrero said thespian events help students expand their artistic capabilities and imagination through stage plays and performances that build character and confidence.

Gov't urged to repair damaged Sugar Dock



Jun Sablan and two boys stand next to the damaged portion of Sugar Dock.

By Junhan B. Todeno
junhan.todeno@mvariety.com
Variety News Staff

SAIPAN – The Pantalan Boys, a group of local residents who frequent the Sugar Dock area, are again reminding the government about the danger posed by the unrepaired portion of the dock.

Two years ago, after three children were reported to have been injured in the area, teams from Coastal Resources Management and the Department of Public Works demolished the dilapidated structure that was used as a diving plank by swimmers.

But up to now, said Jun Sablan, one of the Pantalan Boys, the government has not repaired the other dilapidated portion of the dock.

"It needs to be repaired because the foundation is now obsolete – it was built during the Japanese era," he added.

He said the government will be liable if something happens to the people using the dock.

"We need a preventive measure," he added, as he strongly urged CRM and DPW to immediately repair the dock's damaged portion.

Garment file closed

By Andrew De Guzman
andrew.deguzman@mvariety.com
Variety News Staff

SAIPAN – U.S. District Court Senior Judge Alex R. Munson has granted a motion to finally close the Garment Workers Trust Fund's file.

Munson also approved the final report of trustees, and relieved them of their further duties.

The former trustees were former CNMI Superior Court

Associate Judge Timothy Bellas, former California Supreme Court Justice Cruz Reynoso, and former Washington State Supreme Court Chief Justice Richard Guy.

Munson said there was no opposition filed by any interested party.

"It appears from the final report that the case has been fully and completely administered by trustees, and good cause appearing therefrom," he added.

GUAM GOVERNOR'S CUP GOLF TOURNAMENT COMMITTEE (A non-profit corporation)

BALANCE SHEET As of December 31, 2009

Assets:	
Cash in bank	\$ 6,344.56
Total Assets	\$ 6,344.56
Liabilities and net assets:	
Liabilities:	
Deposit	\$ 1,289.35
Total Liabilities	1,289.35
Net Assets:	
Net assets	\$ 5,055.21
Total Liabilities and net asset	\$ 6,344.56
Statement of Revenue, Expenditure and Change in Net Assets Year ended December 31, 2009	
REVENUE:	
Restricted Support	\$ 94,163.27
Entry Fees	7,889.19
Total revenue	102,052.46
EXPENSES:	
Tournament Operation	95,630.65
General Operating Expenses	3,244.66
Total expenses	98,875.31
Change in net assets	3,177.15
Net assets beginning of year	1,878.06
Net Assets, December 31, 2008	\$ 5,055.21



SENATOR FRANK B. AGUON, JR., Chairman
COMMITTEE ON ECONOMIC DEVELOPMENT,
HEALTH & HUMAN SERVICES, AND JUDICIARY
I Mfara Terece No Liberacionan Guahan
19th Guam Legislature
238 Archbishop P.C. Flores St. DINA Bldg. Ste. 701A, Hagatna,
Guam 96910 • Tel. (671) 969-1495 • Fax. (671) 969-1497
Email agnonfguam@gmail.com

NOTICE OF PUBLIC HEARING

WEDNESDAY, JUNE 16, 2010, 5:30pm and THURSDAY, JUNE 17, 2010, 5:30pm
GUAM LEGISLATURE PUBLIC HEARING ROOM

WEDNESDAY, JUNE 16, 2010, 5:30 PM:

APPOINTMENT – Mr. Wilfred G. Aflague to serve as Director of Department of Mental Health & Substance Abuse

BILL 378-30 (LS) – Relative to include the provision of preventive healthcare, wellness, and fitness; by amending Subsection (a), §54301 Group Insurance, Art. 3, Ch. 4, 4GCA.

BILL 386-30 (COR) – Relative to establishing autonomy of GMHA by repealing and re-enacting Ch. 80, 10GCA.

BILL 387-30 (COR) – Relative to mentally ill persons and civil commitments, by repealing and reenacting §82101 et seq. §82810, Ch. 82, 10GCA.

BILL 396-30 (COR) – Making it illegal to possess HU-210, JWH-018, JWH-073, and Salvia Divinorum or Salvinorum A, also known as Spice.

BILL 409-30 (COR) – Relative to include DMHSA in group purchasing of drugs with other agencies by amending §5270, Art. 4, Ch. 5, 5GCA.

THURSDAY, JUNE 17, 2010, 5:30 PM:

BILL 361-30 (COR) – Relative to approval of terms and conditions of issuance of one or more series of bonds to be purchased by USDA on behalf of the government of Guam to finance the costs of the landfill, the closure of Ordot Dump, and other system costs.

BILL 385-30 (COR) – To repeal the statute of limitation for prosecution of a sex crime involving a victim under the age of the majority by adding a new §10.16 to Ch. 10, 8GCA.

BILL 388-30 (COR) – To add a new Subsection (g) to §50103.1, Ch. 50, Art. 1, 12GCA, relative to local sale of bonds.

BILL 394-30 (COR) – To amend §15105 and to repeal and reenact §15107(a)(2) of Ch. 15, 18GCA relative to limited liability companies.

BILL 398-30 (COR) – Adding a new Ch. 10 to 6GCA relative to protecting journalists and the freedom of the press, and to add a new Ch. 91 to 9GCA relative to providing penalties for violating the freedom of the press.

BILL 399-30 (COR) – To give "super lien" priority to common area assessments, fees and penalties imposed by associations of apartment owners through amendment of §§45124 & 45125 and addition of new §45125.1 of Ch. 45, 21GCA.

BILL 405-30 (COR) – To amend §5270 of Ch. 5, Art. 4, 5GCA, relative to government purchase for drugs from manufacturer.

BILL 406-30 (COR) – To repeal §64.50 of Ch. 64, 9GCA, and repeal and reenact Ch. 5, 11GCA, relative to restricting greyhound racing.

To view full text of Bills, visit www.guamlegislature.com. If written testimonies are to be presented, the Committee requests copies be submitted 1 day prior to hearing date to OFFICE OF SEN. FRANK B. AGUON, JR., 238 ARCHBISHOP P.C. FLORES ST., DINA BLDG., STE. 701A, HAGATNA, GU 96910, email agnonfguam@gmail.com, or fax to 969-1497.

Individuals requiring special accommodations/services, or for more information, please contact Ron Trehan or Gina Tabonares at 969-1495.

THIS AD WAS PAID FOR BY GOVERNMENT FUNDS



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

June 14, 2010

FRANK B. AGUON, JR.
SENATOR, CHAIRMAN

ADOLPHO B. PALACIOS, SR.
SENATOR, VICE CHAIRMAN

JUDITH T. WON PAT
SPEAKER
EX-OFFICIO MEMBER

BENJAMIN J.F. CRUZ
VICE SPEAKER

TINA ROSE MUÑA BARNES
LEGISLATIVE SECRETARY

THOMAS C. ADA
SENATOR

JUDITH P. GUTHERTZ
SENATOR

RORY J. RESPICIO
SENATOR

FRANK F. BLAS, JR.
SENATOR

TELO TAITAGUE
SENATOR

RAY TENORIO
SENATOR

MEMORANDUM

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

FROM: SENATOR FRANK B. AGUON, JR.
Chairman

SUBJECT: SECOND NOTICE – NOTICE OF PUBLIC HEARINGS
Wednesday, June 16, 2010 – 5:30 pm AND
Thursday, June 17, 2010 – 5:30 pm

Buenas yan Hafa Adai!

Please be advised that the Committee on Economic Development, Health & Human Services, and Judiciary will be conducting a public hearing on **Wednesday, June 16, 2010, 5:30 pm; and Thursday, June 17, 2010, 5:30 pm.** Public Hearing for Wednesday and Thursday will be held in the Guam Legislature's Public Hearing Room.

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

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

Attachment

Cc: Sergeant-at-Arms/Protocol/AV
Stephanie Mendiola, COR
Clerk of the Legislature
MIS

SECOND NOTICE OF PUBLIC HEARING

from Frances Lizama <lizamafrances@gmail.com>
to "SEN. ADA, Thomas C." <tom@senatorada.org>,
"SEN. ADA, Tony" <senatorfonyade@guamlegislature.org>,
"SEN. BLAS, Frank F., Jr." <frank.blasjr@gmail.com>,
"SEN. CALVO, Eddie J.B." <senecalvo@gmail.com>,
"SEN. ESPALDON, James V." <senator@espaldon.com>,
"SEN. GUTHERTZ, Judith P." <judigutertz@pticom.com>,
"SEN. MUNA BARNES, Tina Rose" <tinamunabarnes@gmail.com>,
"SEN. PALACIOS, Adolpho B., Sr." <abpalacios@gmail.com>,
"SEN. PANGELINAN, Ben" <senbenp@guem.net>,
"SEN. RESPICIO, Rony J." <ronyforguam@gmail.com>,
"SEN. TAITAGUE, Telo" <senatorfelo@gmail.com>,
"SEN. TENORIO, Ray" <ray@raytenorio.com>,
"SPKR WON PAT, Judi" <speaker@judiwonpat.com>,
"VICE SPKR CRUZ, Benjamin J.F." <senadolbjcruz@gmail.com>
cc "BLAS, Roland" <roland@judiwonpat.com>,
"DEFENSOR, Sahara" <sahara@judiwonpat.com>,
"DUARTE, Mark" <mark@judiwonpat.com>,
"TORRES, Frank B." <fbtorres@judiwonpat.com>,
"ALONSO, Meya" <meya@guamlegislature.org>,
"BLAS, Jon" <jon@work2010@gmail.com>,
"CRUZ, Jose Jr." <josecruzjr17@yahoo.com>,
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"SANTOS, Pat" <psantos@guamlegislature.org>,
"TERLAJE, Flo" <fterlaje@guamlegislature.org>,
"TERLAJE, Therese" <tterlaje@guam.net>
date Mon, Jun 14, 2010 at 11:12 AM
subject SECOND NOTICE OF PUBLIC HEARING
mailed-by gmail.com

Hafa Adai to All.

Please find attached Second Notice of Public Hearing from Sen. Frank B. Aguon, Jr. along with an **amended agenda**.

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

SENATORS - 2ND NOTICE - 2010.06.16 & 17.pdf
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SENATOR FRANK B. AGUON, JR.

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



PRESS RELEASE FOR IMMEDIATE RELEASE June 14, 2010

NOTICE OF PUBLIC HEARING

In accordance with the Open Government Law, Public Law 24-109, relative to notice for public meetings, let this serve as 72 hours notice for a Public Hearing by the Committee on Economic Development, Health & Human Services, and Judiciary, scheduled for

**DATE: WEDNESDAY, JUNE 16, 2010 and
THURSDAY, JUNE 17, 2010**
TIME: 5:30 pm
PLACE: Guam Legislature's Public Hearing Room

Attached is the agenda for both Wednesday and Thursday's public hearing. Please note that public hearing for both days will begin at 5:30 pm and will be held in the Guam Legislature's Public Hearing Room.

Persons with disabilities needing special accommodations/services, or for more information, please contact Mr. Ron Teehan, Committee Director at 969-1495/6.

#####

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PDN	477-3079 ✓	KGTF	734-3476 ✓
PNC News	477-0793 ✓	Adventist Radio	565-2983
Marianas Variety	648-2007	Harvest Radio	477-7136
Marianas Media / Guam News Factor	477-2240	Joy 92FM	477-4678
Hit Radio 100	472-7663 ✓		

NOTICE OF PUBLIC HEARING - 2ND NOTICE

from **Frances Lizama** <lizama.frances@gmail.com> [hide details](#) 11:16 AM
 to gerry@mvguam.com,
 john@marianasmedia.com,
 "AGUON, Mindy - KUAM" <671mindy@gmail.com>,
 "ARROYO, Patti - K57" <parroyo@k57.com>,
 "ARTERO, Sonya - KUAM" <sonya@kuam.com>,
 "CAGURANGAN, MarVic - MarVariety" <marvic@mvguam.com>,
 "CATAHAY, Michelle - KUAM" <michele@kuam.com>,
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date Mon, Jun 14, 2010 at 11:16 AM
 subject NOTICE OF PUBLIC HEARING - 2ND NOTICE
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Hafa Adai to All:

Please find attached Second Notice of Public Hearing from Sen. Frank B. Aguon, Jr. along with an **amended agenda**.

--

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

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 For more information, see Junk Fax Report and the Caller ID History report.

Last 30 Transactions

Date	Time	Type	Station ID Caller ID	Duration	Pages	Result
Jun 10	1:00PM	Fax Sent	6496178	0:53	2	OK
Jun 10	1:01PM	Fax Sent	4776788	0:00	0	Cancel
Jun 10	1:03PM	Fax Sent	4776788	1:12	3	OK
Jun 10	2:59PM	Received	6490145 6716490145	0:30	1	OK
Jun 10	4:02PM	Received	6716496178	0:39	1	OK
Jun 11	11:10AM	Received	7344035 6717344035	0:28	1	OK
Jun 11	1:36PM	Received	6716497889	0:45	0	No fax
Jun 11	4:13PM	Fax Sent	6496178	0:31	1	OK
Jun 14	10:25AM	Received	+6716494146 6716494146	1:27	1	OK
Jun 14	11:41AM	Received	+6716494146 6716494146	0:24	1	OK
Jun 14	4:21PM	Fax Sent	6379870 - KUAM TV / Radio	1:22	3	OK
Jun 14	4:22PM	Fax Sent	4773980	0:00	0	No answer
Jun 14	4:27PM	Fax Sent	4773980	0:00	0	Cancel
Jun 14	4:27PM	Fax Sent	4773982 - K57 / Power98	1:13	3	OK
Jun 14	4:29PM	Fax Sent	4773079 - PDN	1:52	3	OK
Jun 14	4:34PM	Fax Sent	4770793 - PNC News	1:22	3	OK
Jun 14	4:37PM	Fax Sent	4772240	2:06	1	Error 326
Jun 14	4:44PM	Fax Sent	4727663 - Hit Radio 100	1:13	3	OK
Jun 14	4:46PM	Fax Sent	4776411 - K-Stereo / KISH	1:47	3	OK
Jun 14	4:48PM	Fax Sent	7343476 - KGTF	1:38	3	OK
Jun 14	4:55PM	Fax Sent	7342958	0:36	0	Error 387
Jun 14	5:00PM	Fax Sent	7342958 - KPRG News	1:20	3	OK
Jun 14	5:03PM	Fax Sent	5652983	1:24	1	Error 350
Jun 14	5:07PM	Fax Sent	4777136 - Harvest Radio	1:16	3	OK
Jun 14	5:12PM	Fax Sent	4774678 - Joy 92FM	1:13	3	OK
Jun 14	5:17PM	Fax Sent	47746784772240	0:13	0	Cancel
Jun 14	5:18PM	Fax Sent	4772240 - MarMedia / GNF	3:29	3	OK
Jun 14	5:23PM	Fax Sent	7342958 - KPRG News	1:14	3	OK
Jun 14	5:27PM	Fax Sent	5652983 - Adventist Radio	1:30	3	OK
Jun 14	5:32PM	Fax Sent	6482007 - Marianas Variety	1:22	3	OK

CNMI Briefs

Juvenile center guard arrested for sexual abuse

SAIPAN – Federal agents arrested on Friday a Division of Youth Services jail guard on the charge of sexually abusing a juvenile at the Kagman detention center.

Tyron Farley Reyes Fitial, 24, was escorted by federal agents when he appeared in federal court before visiting Chief Judge William H. Alsop of the Northern District of California on Friday afternoon.

"Fitial is charged with violating a person's civil rights when he used his position of authority to force the person, a minor child, to engage in sexual acts while the minor was in the custody of the juvenile detention unit, located in Kagman on the island of Saipan," according to a statement from U.S. Attorney for the District of Guam and the CNMI Leonardo M. Rapadas.

A federal agent described the case as "horrible."

Fitial's arrest comes as part of a wider and ongoing investigation into abusive behavior by guards at the Kagman detention facility, the statement added.

DPL remits \$2.5 million to help out CUC

SAIPAN – The Department of Public Lands has remitted \$2.5 million to the general fund to help the government address the Commonwealth Utilities Corp.'s fuel problem.

DPL Secretary Oscar M. Babauta, in an interview, said he was sure that other government agencies will remit what is due to the general fund.

Babauta said the amount his department remitted came from DPL's collections.

He said the money does not go directly to CUC as it was remitted to the general fund.

"But of course this will eventually help the CUC," he added.

He said DPL remits some \$800,000 to the general fund each quarter for administrative and other expenses like payroll and utility costs.

Fuji Maru visit helps NMI economy

By Raquel C. Bagnol
raquel.bagnol@mvariety.com
Variety News Staff

SAIPAN – The MV Fuji Maru cruise ship's visit to Saipan last week helped provide a much needed boost to the CNMI's economy.

Pacific Micronesia Tours manager Takashi Nagaoka told the Variety that 16 buses from PMT and Tasi Tours transported the passengers from the port to the Fiesta Resort Hotel & Spa beach.

"The young businesspersons spent the afternoon getting ready for the friendship party scheduled at American Memorial Park with the local residents," Nagaoka said.

This year marks the 37th JC Youth Voyage Tokaigo and the third time for Fuji Maru to come here. The first and second times were in 2006 and 2007.

The Fuji Maru departed Saipan over the weekend.

Saipan seaport manager Mary Ann O. Lizama said 589 young businesspersons were on board the Fuji Maru, while 200 others flew in from Nagoya.

"Having this big group of businesspersons come to the island is a big boost to the economy," Lizama said.

The cruise passengers went out shopping and sightseeing in Garapan, and toured the northern part of Saipan including the Last Command Post and Banzai Cliff before the ship departed.

The 547-foot Fuji Maru cruise is one of the ships regularly used by Japanese businesses to give their workers incentive cruises mostly to Southeast Asian destinations.

Fuji Maru and its sister ship Nippon Maru are now regularly used for cruises throughout the



▲ Passengers of the MV Fuji Maru, which visited Saipan last week, pose for a souvenir photo.

world including to popular destinations such as Australia, New Zealand, Canada and Alaska.

The MV Fuji Maru is operated by the Mitsui OSK Cruise Lines. Weighing 23,340 tons, the ship carries 600 passengers.

It is just one of several interesting options for Japanese who want to take a cruise, ranging from conventional/luxury cruises around the world, to one night cruises for a romantic getaway.

There are also inland Japan waterway cruises like those on the Sumida and other rivers, popular especially during the spring as well as ferry services that network the Japanese archipelago.

There are also international ferries plying between Japan and the outlying islands of other countries.



SENATOR FRANK B. AGI-ON, JR., Chairman
COMMITTEE ON ECONOMIC DEVELOPMENT,
HEALTH & HUMAN SERVICES, AND JUDICIARY
7 Missions Plaza, 3rd Floor, Hagatna
39th Guam Legislature
238 Archbishop F.C. Flores St., DINA Bldg., Ste. 701A, Hagatna,
Guam 96910 • Tel: (671) 960-1495 • Fax: (671) 960-1497
Email: agonfrank@gmail.com

NOTICE OF PUBLIC HEARING

WEDNESDAY, JUNE 16, 2010, 5:30pm and THURSDAY, JUNE 17, 2010, 5:30pm
GUAM LEGISLATURE PUBLIC HEARING ROOM

WEDNESDAY, JUNE 16, 2010, 5:30 PM:

APPOINTMENT – Mr. Wilfred G. Aflague to serve as Director of Department of Mental Health & Substance Abuse.

BILL 378-30 (LS) – Relative to include the provision of preventive healthcare, wellness, and fitness; by amending Subsection (a), §54301 Group Insurance, Art. 3, Ch. 4, 4GCA.

BILL 386-30 (COR) – Relative to establishing autonomy of GMHA by repealing and re-enacting Ch. 80, 10GCA.

BILL 387-30 (COR) – Relative to mentally ill persons and civil commitments; by repealing and reenacting §82101 et seq. §82810, Ch. 82, 10GCA.

BILL 396-30 (COR) – Making it illegal to possess HU-210, JWH-018, JWH-073, and Salvia Divinorum or Salvinorum A, also known as Spice.

BILL 409-30 (COR) – Relative to include DMHSA in group purchasing of drugs with other agencies by amending §5270, Art. 4, Ch. 5, 5GCA.

THURSDAY, JUNE 17, 2010, 5:30 PM:

BILL 361-30 (COR) – Relative to approval of terms and conditions of issuance of one or more series of bonds to be purchased by USDA on behalf of the government of Guam to finance the costs of the landfill, the closure of Ordut Dump, and other system costs.

BILL 385-30 (COR) – To repeal the statute of limitation for prosecution of a sex crime involving a victim under the age of the majority by adding a new §10.16 to Ch. 10, 8GCA.

BILL 388-30 (COR) – To add a new Subsection (g) to §50103.1, Ch. 50, Art. 1, 12GCA, relative to local sale of bonds.

BILL 394-30 (COR) – To amend §15105 and to repeal and reenact §15107(a)(2) of Ch. 15, 18GCA relative to limited liability companies.

BILL 398-30 (COR) – Adding a new Ch. 10.40 6GCA relative to protecting journalists and the freedom of the press, and to add a new Ch. 91 to 9GCA relative to providing penalties for violating the freedom of the press.

BILL 399-30 (COR) – To give "super lien" priority to common area assessments, fees and penalties imposed by associations of apartment owners through amendment of §§45124 & 45125 and addition of new §45125.1 of Ch. 45, 21GCA.

BILL 405-30 (COR) – To amend §5270 of Ch. 5, Art. 4, 5GCA, relative to government purchase for drugs from manufacturer.

BILL 406-30 (COR) – To repeal §64.50 of Ch. 64, 9GCA, and repeal and reenact Ch. 5, 11GCA, relative to restricting greyhound racing.

To view full text of Bills, visit www.guamlegislature.com. If written testimonies are to be presented, the Committee requests copies be submitted 1 day prior to hearing date to OFFICE OF SEN. FRANK B. AGI-ON, JR., 238 ARCHBISHOP F.C. FLORES ST., DINA BLDG., STE. 701A, HAGATNA, GU 96910, email: agonfrank@gmail.com, or fax to 969-1497.

Individuals requiring special accommodations/services, or for more information, please contact Ron Teehan or Gina Taboares at 969-1495.

THIS AD WAS PAID FOR BY GOVERNMENT FUNDS.

PUBLIC NOTICE

Guam Board of Examiners for Dentistry REGULAR MEETING

TIME: 3:00 p.m.

PLACE: Health Professional Licensing, Conference Room, 651 Legacy Square Commercial Complex South Route 10, Suite 9, Mangilao, Guam 96913

DATE: Wednesday, June 16, 2010

Persons with disabilities needing special accommodations, please call the Health Professional Licensing Office at 735-7408 Or the Telecommunication Device for the Hearing/Speech Impaired (TDD) at 649-1801.

Agenda's available at the licensing board office. Executive meeting may be called if necessary.

Funding source for this ad is Government funds.



**COMMITTEE ON ECONOMIC DEVELOPMENT,
HEALTH AND HUMAN SERVICES, AND JUDICIARY**
I Mina'Trenta Na Liheslaturan Guåhan • 30th Guam Legislature
238 Archbishop F.C. Flores St., DNA Bldg., Suite 701A, Hagatña, Guam 96910
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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

June 08, 2010

Mr. Wilfred G. Aflague
Acting Director
Department of Mental Health & Substance Abuse
790 Gov. Carlos G. Camacho Rd.
Tamuning, Guam 96913

Subject: NOTICE OF PUBLIC HEARING
Wednesday, June 16, 2010, 5:30pm AND
Thursday, June 17, 2010, 5:30pm

Dear Mr. Aflague,

Buenas yan Hafa Adai!

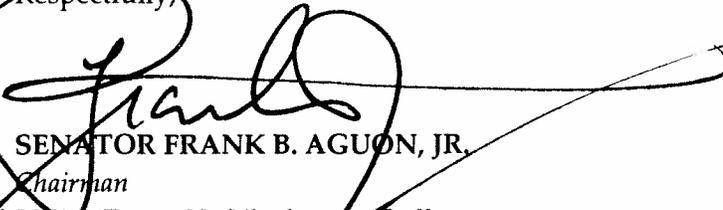
The Committee on Economic Development, Health & Human Services, and Judiciary will be conducting a public hearing on **Wednesday, June 16, 2010 at 5:30pm, and Thursday, June 17, 2010 at 5:30pm** in the Guam Legislature Public Hearing Room.

Please see the attachment for agenda items and public hearing dates. I would also like to invite your participation as well as your staff at these public hearings and to also provide testimony. Written testimony may be emailed, faxed or hand-delivered to my office no later than Monday, June 14, 2010.

Should you have any question, please contact Mr. Ron Teehan from my office.

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

Respectfully,


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

Attachment



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

AGENDA

WEDNESDAY, JUNE 16, 2010, 5:30 PM

and

THURSDAY, JUNE 17, 2010. 5:30 PM

GUAM LEGISLATURE PUBLIC HEARING ROOM

WEDNESDAY, JUNE 16, 2010, 5:30 PM:

- **APPOINTMENT**
Mr. Wilfred G. Aflague to serve as Director of Department of Mental Health & Substance Abuse
- **BILL NO. 387-30 (COR)**
An act relative to mentally ill persons and civil commitments, by repealing and reenacting §82101 et seq. §82810 of Chapter 82, Title 10, Guam Code Annotated.
- **BILL NO. 396-30 (COR)**
An act making it *illegal* to possess HU-210, JWH-018, JWH-073, and Salvia Divinorum or Salvinorum A, also known as Spice.
- **BILL NO. 409-30 (COR)**
An act to include the Department of Mental Health & Substance Abuse in the group purchasing of drugs with other agencies; by amending §5270 of Article 4, Chapter 5, Title 5, Guam Code Annotated, - so as to include DMHSA.

THURSDAY, JUNE 17, 2010, 5:30 PM:

- **BILL NO. 405-30 (COR)**
An act to amend § 5270 of Chapter 5, Article 4, Title 5 Guam Code Annotated relative to government purchase for drugs from manufacturer.

NOTE: Please note specific date and time of public hearing for agenda items.

NOTICE OF PUBLIC HEARING

from **Frances Lizama** <lizama.frances@gmail.com>
to "AFLAGUE, Wilfred G." <wilfred.aflague@mail.dmhsa.guam.gov>
cc "PAULINO, Debbie" <debbie.paulino@mail.dmhsa.guam.gov>
date Thu, Jun 10, 2010 at 12:32 PM
subject NOTICE OF PUBLIC HEARING
mailed-by gmail.com

[hide details](#) Jun 10 (4 days ago)

Reply

Hafa Adai Mr. Aflague,

Please find attached Notice of Public Hearing along with agenda items and public hearing dates from Sen. Frank B. Aguon, Jr. Also, please reply to this email to confirm receipt of this notice.

Un dangkulo na Si Yu'us Ma'asei and have a great day.

FRANCES S. LIZAMA
Office of Senator Frank B. Aguon, Jr.
30th Guam Legislature
Committee on Economic Development,
Health & Human Services, and Judiciary
238 Archbishop F.C. Flores St.
DNA Bldg (old PDN), Suite 701A
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 DMHSA.pdf



**COMMITTEE ON ECONOMIC DEVELOPMENT,
HEALTH AND HUMAN SERVICES, AND JUDICIARY**
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FRANK B. AGUON, JR.
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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

June 08, 2010

Mr. PeterJohn Camacho, Administrator
Guam Memorial Hospital Authority
850 Gov. Carlos G. Camacho Rd.
Tamuning, Guam 96913

Subject: NOTICE OF PUBLIC HEARING
Wednesday, June 16, 2010, 5:30pm AND
Thursday, June 17, 2010, 5:30pm

Dear Mr. Camacho,

Buenas yan Hafa Adai!

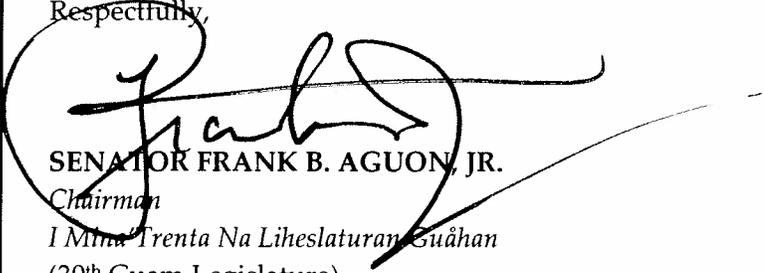
The Committee on Economic Development, Health & Human Services, and Judiciary will be conducting a public hearing on **Wednesday, June 16, 2010 at 5:30pm, and Thursday, June 17, 2010 at 5:30pm** in the Guam Legislature Public Hearing Room.

Please see the attachment for agenda items and public hearing dates. I would also like to invite your participation as well as your staff at these public hearings and to also provide testimony. Written testimony may be emailed, faxed or hand-delivered to my office no later than Monday, June 14, 2010.

Should you have any question, please contact Mr. Ron Teehan from my office.

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

Respectfully,


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

Attachment



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

AGENDA

WEDNESDAY, JUNE 16, 2010, 5:30 PM

and

THURSDAY, JUNE 17, 2010. 5:30 PM

GUAM LEGISLATURE PUBLIC HEARING ROOM

WEDNESDAY, JUNE 16, 2010, 5:30 PM:

- **BILL NO. 386-30 (COR)**
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THURSDAY, JUNE 17, 2010, 5:30 PM:

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An act to amend § 5270 of Chapter 5, Article 4, Title 5 Guam Code Annotated relative to government purchase for drugs from manufacturer.

NOTE: Please note specific date and time of public hearing for agenda items.

NOTICE OF PUBLIC HEARING

from **Frances Lizama** <lizama.frances@gmail.com>
to "CAMACHO, PeterJohn, MPH - GMHA Admin/CEO" <peterjohn.camacho@gmha.org>
cc "McCOLLUM, Catherine" <catherine.mccollum@gmha.org>
date Thu, Jun 10, 2010 at 12:39 PM
subject NOTICE OF PUBLIC HEARING
mailed-by gmail.com

[hide details](#) Jun 10 (4 days ago)[Reply](#)

Hafa Adai Mr. Camacho:

Please find attached Notice of Public Hearing along with a list of agenda items and date of public hearing. Also, please reply to this email to confirm receipt of this notice.
Un dangkulo na Si Yu'us Ma'ase and have a great day.

--

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

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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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RORY J. RESPICIO
SENATOR

FRANK F. BLAS, JR.
SENATOR

TELO TAITAGUE
SENATOR

RAY TENORIO
SENATOR

June 08, 2010

Mr. J.Peter Roberto, Acting Director
Department of Public Health & Social Services
123 Chalan Kareta
Mangilao, Guam 96913-6304

Subject: NOTICE OF PUBLIC HEARING
Wednesday, June 16, 2010, 5:30pm AND
Thursday, June 17, 2010, 5:30pm

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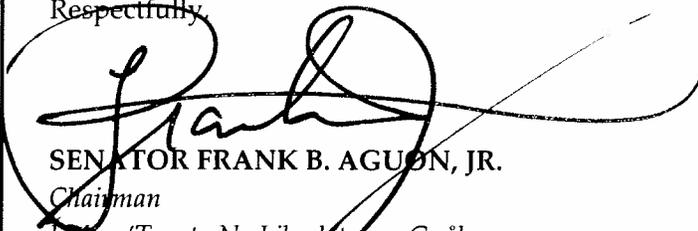
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Respectfully,


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

Attachment



SENATOR FRANK B. AGUON, JR., *Chairman*
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and

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NOTE: Please note specific date and time of public hearing for agenda items.

NOTICE OF PUBLIC HEARING Inbox X

from **Frances Lizama** <lizama.frances@gmail.com>
 to "ROBERTO, J.Peter - DPHSS Dir." <caring.communities@gmail.com>
 date Thu, Jun 10, 2010 at 12:45 PM
 subject NOTICE OF PUBLIC HEARING
 mailed-by gmail.com

[hide details](#) 12:45 PM (20 hours ago)

Hafa Adai Mr. Roberto:

Please find attached Notice of Public Hearing from Sen. Frank B. Aguon, Jr. Also, please reply to this email to confirm receipt of this notice.

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

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

 **DPHSS.pdf**
 614K [View](#) [Download](#)

[Reply](#) [Forward](#) J.Peter is not available to chat

from **J. Peter Roberto** <caring.communities@gmail.com>
 to Frances Lizama <lizama.frances@gmail.com>
 date Thu, Jun 10, 2010 at 2:35 PM
 subject Re: NOTICE OF PUBLIC HEARING
 mailed-by gmail.com
 signed-by gmail.com

[hide details](#) 2:35 PM (18 hours ago)

Hi Frances,
 Received.
 Pete



**COMMITTEE ON ECONOMIC DEVELOPMENT,
HEALTH AND HUMAN SERVICES, AND JUDICIARY**
I Mina'Trenta Na Liheslaturan Guåhan • 30th Guam Legislature
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RORY J. RESPICIO
SENATOR

FRANK F. BLAS, JR.
SENATOR

TELO TAITAGUE
SENATOR

RAY TENORIO
SENATOR

June 08, 2010

Ms. Lourdes Perez
Director
Department of Administration
212 Aspinall Avenue
Hagatna, Guam 96910

Subject: NOTICE OF PUBLIC HEARING
Wednesday, June 16, 2010, 5:30pm AND
Thursday, June 17, 2010, 5:30pm

Dear Ms. Perez,

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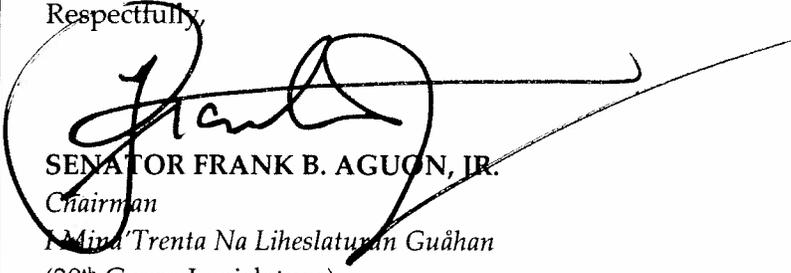
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Un Dangkulo' Na Si Yu'us Ma'ase'.

Respectfully,


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

Attachment



SENATOR FRANK B. AGUON, JR., *Chairman*
**COMMITTEE ON ECONOMIC DEVELOPMENT,
HEALTH & HUMAN SERVICES, AND JUDICIARY**
I Mina'Trenta Na Liheslaturan Guåhan • **30th Guam Legislature**
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AGENDA

WEDNESDAY, JUNE 16, 2010, 5:30 PM

and

THURSDAY, JUNE 17, 2010. 5:30 PM

GUAM LEGISLATURE PUBLIC HEARING ROOM

WEDNESDAY, JUNE 16, 2010, 5:30 PM:

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An act to include the Department of Mental Health & Substance Abuse in the group purchasing of drugs with other agencies; by amending §5270 of Article 4, Chapter 5, Title 5, Guam Code Annotated, - so as to include DMHSA.

THURSDAY, JUNE 17, 2010, 5:30 PM:

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NOTE: Please note specific date and time of public hearing for agenda items.



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



FACSIMILE TRANSMITTAL SHEET

DATE: *June 10, 2010*

TO: *Mrs. Lourdes Perez*
DOA Director

Fax: *477 - 6788*
 Date

FROM: *Francis Lizama*

SUBJECT: *NOTICE OF PUBLIC HEARING*

PAGES (including this sheet): *3*

URGENT FOR REVIEW PLEASE COMMENT PLEASE REPLY PLEASE RECYCLE

NOTES/COMMENTS:

Please confirm receipt of this fax by faxing this coversheet with acknowledgement stamp with date & name of receiver. Please fax to 969-1497.

Thank You!

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Log for
Sen. Frank B. Aguon, Jr.
(671) 969-1497
Jun 10 2010 1:04PM

Last Transaction

Date	Time	Type	Station ID	Duration	Pages	Result
Jun 10	1:03PM	Fax Sent	4776788	1:12	3	OK



SENATOR FRANK B. AGUON, JR., *Chairman*
**COMMITTEE ON ECONOMIC DEVELOPMENT,
HEALTH & HUMAN SERVICES, AND JUDICIARY**
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and

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WEDNESDAY, JUNE 16, 2010, 5:30 PM:

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Mr. Wilfred G. Aflague to serve as Director of Department of Mental Health & Substance Abuse
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THURSDAY, JUNE 17, 2010, 5:30 PM:

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An Act to repeal the statute of limitation for the prosecution of a sex crime involving a victim who is under the age of the majority by *adding* a new § 10.16 to Chapter 10 of Title 8, Guam Code Annotated.



SENATOR FRANK B. AGUON, JR., *Chairman*
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HEALTH & 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

THURSDAY, JUNE 17, 2010 (continuation):

- **BILL NO. 388-30 (COR)**
An act to add a new Subsection (g) to §50103.1 Chapter 50, Article 1, 12 Guam Code Annotated relative to local sale of bonds.
- **BILL NO. 394-30 (COR)**
An act to *amend* §15105 and to *repeal* and *reenact* §15107(a)(2) of Chapter 15 of Title 18 of the Guam Code Annotated relative to limited liability companies.
- **BILL NO. 398-30 (COR)**
An act adding a new Chapter 10 to Title 6 of the Guam Code Annotated relative to protecting journalists and the freedom of the press, and to add a new Chapter 91 to Title 9 of the Guam Code Annotated relative to providing penalties for violating the freedom of the press.
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An act to give "super lien" priority to common area assessments, fees and penalties imposed by associations of apartment owners through the amendment of §§ 45124 & 45125 and the addition of new § 45125.1 of Chapter 45, Title 21, Guam Code Annotated.
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- **BILL NO. 406-30 (COR)**
An act to *repeal* §64.50 of Chapter 64, Title 9 of the Guam Code Annotated, and *repeal* and *reenact* Chapter 5 of Title 11, Guam Code Annotated, relative to restricting greyhound racing.



SENATOR FRANK B. AGUON, JR., *Chairman*
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An act to give "super lien" priority to common area assessments, fees and penalties imposed by associations of apartment owners through the amendment of §§ 45124 & 45125 and the addition of new § 45125.1 of Chapter 45, Title 21, Guam Code Annotated.
- **BILL NO. 405-30 (COR)**
An act to amend § 5270 of Chapter 5, Article 4, Title 5 Guam Code Annotated relative to government purchase for drugs from manufacturer.
- **BILL NO. 406-30 (COR)**
An act to *repeal* §64.50 of Chapter 64, Title 9 of the Guam Code Annotated, and *repeal* and *reenact* Chapter 5 of Title 11, Guam Code Annotated, relative to restricting greyhound racing.

6

I MINA' TRENTA NA LIHESLATURAN GUAHAN

2010 (SECOND) Regular Session

Date: 7/2/10

VOTING SHEET

Bill No. 405-30(COR)

Resolution No. _____

Question: _____

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

TOTAL

15 _____

CERTIFIED TRUE AND CORRECT:


Clerk of the Legislature

* 3 Passes = No vote
EA = Excused Absence

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

Bill No. 405-30 (COR)

Introduced by:

v.c. pangelinan

2010 MAY 26 AM 11:38

AN ACT TO AMEND §5270 OF CHAPTER 5,
ARTICLE 4, TITLE 5 GUAM CODE
ANNOTATED RELATIVE TO GOVERNMENT
PURCHASE FOR DRUGS FROM
MANUFACTURER.

BE IT ENACTED BY THE PEOPLE OF GUAM:

1 Section 1. §5270 of Chapter 5, Article 4, Title 5 Guam Code
2 Annotated is hereby amended to read:

3 “§5270. Government to Purchase Drugs from Manufacturer.
4 Whenever possible, the Department of Administration, the Department of
5 Public Health and Social Services, the Guam Memorial Hospital Authority,
6 the Department of Mental Health and Substance Abuse and the Department
7 of Education shall purchase drugs, generic or other wise, directly from the
8 manufacturer as to ensure and maximize economy.”

9 Section 2. Severability. If any of the provisions of this Act or the
10 application thereof to any person or circumstance is held invalid, such
11 invalidity shall not affect any other provision or application of this Act
12 which can be given effect without the invalid provision or application, and to
13 this end the provisions of this Act are severable.