

1222



EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam

January 5, 2012

Honorable Judith T. Won Pat, Ed.D.
Speaker
I Mina'trentai Unu Na Liheslaturan Guåhan
155 Hesler Street
Hagåtña, Guam 96910

31-11-1222
Office of the Speaker
Judith T. Won Pat, Ed. D.
Date 1/5/12
Time 3:40P
Received by [Signature]

Dear Madame Speaker:

Transmitted herewith is Bill No. 350-31 (COR), "AN ACT TO ADD A NEW §58110(i) TO CHAPTER 58, TITLE 12, GUAM CODE ANNOTATED, RELATIVE TO THE INCLUSION OF LOCAL PROFESSIONAL ADVICE AND SUPPORT AS A CONDITION OF BENEFIT FOR QUALIFYING CERTIFICATE BENEFICIARIES", which I signed into law on January 4, 2012 as **Public Law 31-160**.

Senseramente,

EDDIE BAZA CALVO

2012 JAN - 5 PM 4: 27W

Attachment: copy of Bill

1222

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

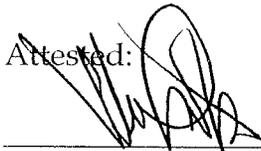
CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

This is to certify that **Bill No. 350-31 (COR)**, "AN ACT TO ADD A NEW §58110(i) TO CHAPTER 58, TITLE 12, GUAM CODE ANNOTATED, RELATIVE TO THE INCLUSION OF LOCAL PROFESSIONAL ADVICE AND SUPPORT AS A CONDITION OF BENEFIT FOR QUALIFYING CERTIFICATE BENEFICIARIES", was on the 22nd day of December, 2011, duly and regularly passed.



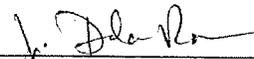
Judith T. Won Pat, Ed.D.
Speaker

Attested:



Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahaen Guåhan* this 23rd day of Dec., 2011, at 10:35 o'clock A.M.



Assistant Staff Officer
Maga'lahaen's Office

APPROVED:


EDWARD J.B. CALVO
I Maga'lahaen Guåhan

Date: JAN 04 2012

Public Law No. 31-160

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

Bill No. 350-31 (COR)

As amended on the Floor.

Introduced by:

M. Silva Taijeron
B. J.F. Cruz
Adolpho B. Palacios, Sr.
Aline A. Yamashita, Ph.D.
Chris M. Dueñas
F. F. Blas, Jr.
Sam Mabini, Ph.D.
T. R. Muña Barnes
Judith P. Guthertz, DPA
V. Anthony Ada
Judith T. Won Pat, Ed.D.
v. c. pangelinan
T. C. Ada
R. J. Respicio
Dennis G. Rodriguez, Jr.

**AN ACT TO *ADD* A NEW §58110(i) TO CHAPTER 58,
TITLE 12, GUAM CODE ANNOTATED, RELATIVE TO
THE INCLUSION OF LOCAL PROFESSIONAL ADVICE
AND SUPPORT AS A CONDITION OF BENEFIT FOR
QUALIFYING CERTIFICATE BENEFICIARIES.**

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that the Qualifying Certificate program was created as an economic incentive to
4 entice potential investors to Guam. Qualifying Certificates are granted on the
5 basis of investment commitment, the potential for creating new employment and

1 the expansion of island industries. According to the Guam Economic
2 Development Authority, the Qualifying Certificate program has realized
3 approximately One Billion Five Hundred Million Dollars (\$1,500,000,000.00)
4 since its inception.

5 *I Liheslaturan Guåhan* further finds that when an application is approved, a
6 contract is executed between the government of Guam and the beneficiary of the
7 Qualifying Certificate. This contract allows for certain tax rebates and abatements
8 on the basis that the beneficiary meets certain requirements, including employment
9 and investment, pursuant to existing statute.

10 *I Liheslaturan Guåhan* further finds that beneficiaries under the Qualifying
11 Certificate program may outsource off-island professional advice and support as
12 part of their operations. As this is the case, local businesses and companies that
13 offer said services are underutilized. Therefore, it is the intent of *I Liheslaturan*
14 *Guåhan* to require beneficiaries of a Qualifying Certificate to procure and utilize
15 businesses or companies based in Guam that provide professional advice and
16 support in the areas of records access and legal services.

17 **Section 2.** A new §58110(i) is hereby *added* to Chapter 58, Title 12,
18 Guam Code Annotated, to read:

19 “(i) Local professional advice and support. Requiring the
20 Beneficiary to procure and utilize Guam-licensed entities or employ Guam
21 residents that provide professional advice and support in the areas of
22 records access and legal services. Such service providers *shall* include, but
23 *not* be limited to, accountants, attorneys and auditors. GEDA *shall* have the
24 authority to determine which services are subject to this provision of law.”

25 **Section 3. Enactment.** The provisions of this Act *shall* become effective
26 ninety (90) days upon enactment.

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

6

I MINA' TRENTAI UNU NA LIHESLATURAN GUÅHAN

2011 (FIRST) Regular Session

Date: 12/22/11

VOTING SHEET

Bill No. 350-31(COR)

Resolution No. _____

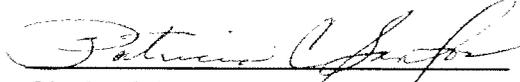
Question: _____

<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	✓				
BLAS, Frank F., Jr.	✓				
CRUZ, Benjamin J. F.	✓				
DUENAS, Christopher M.	✓				
GUTHERTZ, Judith Paulette	✓				
MABINI, Sam	✓				
MUNA-BARNES, Tina Rose	✓				
PALACIOS, Adolpho Borja, Sr.	✓				
PANGELINAN, vicente (ben) cabrera	✓				
RESPICIO, Rory J.	✓				
RODRIGUEZ, Dennis G., Jr.	✓				
SILVA TAIJERON, Mana	✓				
WON PAT, Judith T.	✓				
YAMASHITA, Aline A.	✓				

TOTAL

15 0 0 0 0

CERTIFIED TRUE AND CORRECT:


Clerk of the Legislature

* 3 Passes = No vote
EA = Excused Absence



Ufisinin Todu Guam

SENATOR DENNIS G. RODRIGUEZ, Jr.

I Mina'trentai Unu Na Liheslaturan Guåhan

CHAIRMAN, COMMITTEE ON HEALTH & HUMAN SERVICES,
ECONOMIC DEVELOPMENT, SENIOR CITIZENS AND ELECTION REFORM

December 12, 2011

Honorable Judith T. Won Pat, Ed.D.
Speaker
I Mina'trentai Unu Na Liheslaturan Guåhan
155 Hesler Place
Hagåtña, Guam 96910

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

RE: Committee Report – Bill No. 350-31(COR)

RECEIVED
COMMITTEE ON HEALTH & HUMAN SERVICES
DEC 13 2011

Dear Speaker Won Pat:

Transmitted herewith, for your consideration, is the **Committee Report on BILL NO. 350-31(COR)- An act to amend §58110 and to add a new §58110(I) both to Chapter 58, Title 12 of the Guam Code Annotated relative to the inclusion of local professional advice for support as a condition of benefit for qualifying certificate beneficiaries;** Sponsored by Senator Mana Silva Taijeron, and referred to the Committee on Health & Human Services, Economic Development, Senior Citizens and Election Reform. Bill No. 350-31(COR) was publicly heard on December 01, 2011.

Committee votes are as follows:

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

Senseramente,

Senator Dennis G. Rodriguez, Jr.
Chairman

Attachments



Ufisinan Todu Guam

SENATOR DENNIS G. RODRIGUEZ, Jr.

I Mina'trentai Unu Na Liheslaturan Guåhan

CHAIRMAN, COMMITTEE ON HEALTH & HUMAN SERVICES,
ECONOMIC DEVELOPMENT, SENIOR CITIZENS AND ELECTION REFORM

**COMMITTEE REPORT
ON**

Bill 350-31 (COR)

Sponsored by:

Senator Mana Silva Taijeron

Bill 350-31(COR)- An act to amend §58110 and to add a new §58110(I) both to Chapter 58, Title 12 of the Guam Code Annotated relative to the inclusion of local professional advice for support as a condition of benefit for qualifying certificate beneficiaries.



Ufisinan Todu Guam
SENATOR DENNIS G. RODRIGUEZ, Jr.
I Mina'trentai Unu Na Liheslaturan Guåhan
CHAIRMAN, COMMITTEE ON HEALTH & HUMAN SERVICES,
ECONOMIC DEVELOPMENT, SENIOR CITIZENS AND ELECTION REFORM

December 09, 2011

MEMORANDUM

To: ALL MEMBERS
Committee on Health & Human Services, Economic Development, Senior Citizens and Election Reform.

From: Senator Dennis G. Rodriguez, Jr. *dy*
Committee Chairperson

Subject: Committee Report on Bill no. 350-31(COR).

Transmitted herewith, for your consideration, is the **Committee Report on Bill 350-31(COR)- An act to amend §58110 and to add a new §58110(I) both to Chapter 58, Title 12 of the Guam Code Annotated relative to the inclusion of local professional advice for support as a condition of benefit for qualifying certificate beneficiaries;** Sponsored by Senator Tina Rose Muna Barnes.

This report includes the following:

- Committee Voting Sheet
- Committee Report Narrative/Digest
- Copy of Bill No. 350-31 (COR)
- Public Hearing Sign-in Sheet
- Copies of Submitted Testimony and Supporting Documents
- Copy of COR Referral of Bill No. 350-31 (COR)
- Notices of Public Hearing (1st and 2nd)
- Copy of the Public Hearing Agenda
- Related News Articles (Public hearing publication of public notice)

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

Si Yu'os Ma'åse'!

Attachments



Ufisinan Todu Guam
SENATOR DENNIS G. RODRIGUEZ, Jr.
I Mina'trentai Unu Na Liheslaturan Guåhan
 CHAIRMAN, COMMITTEE ON HEALTH & HUMAN SERVICES,
 ECONOMIC DEVELOPMENT, SENIOR CITIZENS AND ELECTION REFORM

COMMITTEE VOTING SHEET

Bill 350-31(COR)- An act to amend §58110 and to add a new §58110(I) both to Chapter 58, Title 12 of the Guam Code Annotated relative to the inclusion of local professional advice for support as a condition of benefit for qualifying certificate beneficiaries; Introduced by Sen. Mana Silva Taijeron

	SIGNATURE	TO PASS	NOT TO PASS	ABSTAIN	REPORT OUT ONLY	PLACE IN INACTIVE FILE
DENNIS G. RODRIGUEZ, Jr. Chairman					✓ 12/9/11	
ADOLPHO B. PALACIOS, Sr. Vice Chairman						
JUDITH T. WON PAT, Ed.D. Speaker						
BENJAMIN J. F. CRUZ Vice-Speaker						
TINA ROSE MUÑA BARNES Legislative Secretary						
THOMAS C. ADA					✓ 12/12/11	
VICENTE C. PANGELINAN						
RORY J. RESPICIO						
JUDITH P. GUTHERTZ, DPA					✓ 12/12/11	
FRANK F. BLAS, Jr.					12/12/11	
V. ANTHONY ADA					12/12/11	
ALINE A. YAMASHITA, Ph.D.					12/12/11	
SAM MABINI, Ph.D.					✓ 12/12/11	
MANA SILVA TAIJERON						
CHRISTOPHER M. DUENAS					12/12/11	



Ufisinan Todu Guam
SENATOR DENNIS G. RODRIGUEZ, Jr.
I Mina'trentai Unu Na Liheslaturan Guåhan
CHAIRMAN, COMMITTEE ON HEALTH & HUMAN SERVICES,
ECONOMIC DEVELOPMENT, SENIOR CITIZENS AND ELECTION REFORM

COMMITTEE REPORT DIGEST

Bill No. 350-31(COR)

I. OVERVIEW: The Committee on Health & Human Services, Economic Development, Senior Citizens and Election Reform conducted a public hearing on December 01, 2011. The hearing convened at 9AM in I Liheslatura's Public Hearing Room. Among the items on the agenda was the consideration of **Bill 350-31(COR)- An act to amend §58110 and to add a new §58110(I) both to Chapter 58, Title 12 of the Guam Code Annotated relative to the inclusion of local professional advice for support as a condition of benefit for qualifying certificate beneficiaries;** Sponsored by Senator Mana Silva Tajjeron.

Public Notice Requirements

Notices were disseminated via hand-delivery/fax and/or email to all senators and all main media broadcasting outlets on November 23, 2011 (5-day notice), and again on November 28, 2011 (48-hour notice).

Senators Present

Senator Dennis G. Rodriguez, Jr.	Chairman
Senator Adolpho B. Palacios, Sr.	Vice-Chairman
Senator Thomas C. Ada	Committee Member
Senator Vicente C. Pangelinan	Committee Member
Senator Aline A. Yamashita, Ph.D.	Committee Member
Senator V. Anthony Ada	Committee Member
Senator Mana Silva Tajjeron	Committee Member

The public hearing on agenda item Bill No. 350-31(COR) was called to order at 9:04AM.

II. SUMMARY OF TESTIMONY & DISCUSSION.

Chairman Dennis G. Rodriguez, Jr., convened the Public Hearing on Bill 343-31(COR). **Chairman Rodriguez invited Sen. Silva Tajjeron, as the author of Bill 350-31 (COR), to explain the intent of the bill.**

Moving on the agenda. Bill 350-31. We have Karl Pangelinan who has submitted a written testimony. If we can have the author of the bill give a brief synopsis. Senator Tajjeron.

Senator Mana Silva-Tajjeron: Thank you Mr. Chair. This bill was also introduced with the direct collaboration with the Guam Economic Development Authority it require QC beneficiary to utilize and access legal services offered by local businesses it was introduced in produced in support of the QC



Ufisinan Todu Guam

SENATOR DENNIS G. RODRIGUEZ, Jr.

I Mina'trentai Unu Na Liheslaturan Guåhan

CHAIRMAN, COMMITTEE ON HEALTH & HUMAN SERVICES,
ECONOMIC DEVELOPMENT, SENIOR CITIZENS AND ELECTION REFORM

program but also in the spirit of supporting our local workers and especially in the time when we're pushing theme buy-local, we also ask that the people with local businesses especially those under the qualifying certificate program to hire local. This bill which requires qualified certificate beneficiaries to use Guam base businesses or companies to provide professional advise in support of the areas of records, access, and legal services qualifying certificate administered by GEDA a qualified on the basis of investment commitment the potential for creating new employment and the expansion of island industries. The QC program has afforded many corporations with the opportunity to invest in Guam which in turn has benefitted our island economy it is necessary though that while beneficiaries receive certain tax incentives they also help local businesses by using their services. There must be a concerning effort in continuing re-invest in our local economy and ultimately the success in our island currently QC beneficiaries are able to procure services from off-island businesses if the cost of similar local services receives a certain amount this bill doesn't provide for the provisions in the areas of records, access, and legal services but we do give GEDA the authority to make that final determination. So again this bill was written with the direct collaboration with GEDA along with this input and they are in support of this measure. Thank you Mr. Chair.

Chairman: Thank you Senator. There being no one here to testify public hearing on bill 350 is complete and the record remains open for any further testimonies.

There being no other testimony, or comments by Senators, Chairman Rodriguez declared the bill as having been heard, and concluded the public hearing on Bill No. 350-31(COR). The committee would continue to accept written testimony for a period of ten (10) days subsequent to the public hearing.

Fiscal Note: Received on November 07, 2011, attached.

III. FINDINGS AND RECOMMENDATIONS

The Committee on Health & Human Services, Economic Development, Senior Citizens and Election Reform, hereby reports out Bill No. 350-31(COR), with the recommendation to Report Out Only.

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

2011 OCT 19 4:00 PM
MAY 10 10:25

Bill No. 350-31 (COR)

Introduced by:

M. Silva Taijeron



AN ACT TO AMEND §58110 AND TO ADD A NEW §58110(I) BOTH TO CHAPTER 58, TITLE 12 OF THE GUAM CODE ANNOTATED RELATIVE TO THE INCLUSION OF LOCAL PROFESSIONAL ADVICE AND SUPPORT AS A CONDITION OF BENEFIT FOR QUALIFYING CERTIFICATE BENEFICIARIES.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds that the Qualifying Certificate program was created as an economic incentive to entice potential investors to Guam. Qualifying Certificates are granted on the basis of investment commitment, the potential for creating new employment and the expansion of island industries. According the Guam Economic Development Authority, the Qualifying Certificate program has realized approximately one billion, five hundred million dollars (\$1,500,000,000.00) since its inception.

I Liheslaturan Guåhan further finds that when an application is approved, a contract is executed between the government of Guam and the beneficiary of the Qualifying Certificate. This contract allows for certain tax rebates and abatements on the basis that the beneficiary meets certain requirements, including employment and investment, pursuant to existing statute.

I Liheslaturan Guåhan further finds that beneficiaries under the Qualifying Certificate program may outsource off-island professional advice and support as part

1 of their operations. As this is the case, local businesses and companies that offer said
2 services are underutilized. Therefore, it is the intent of *I Liheslaturan Guåhan* to
3 require beneficiaries of a Qualifying Certificate to procure and utilize businesses or
4 companies based in Guam that provide professional advice and support in the areas of
5 records access and legal services.

6 **Section 2.** §58110 is hereby amended and a new §58110(i) is hereby added to
7 Chapter 58, Title 12 of the Guam Code Annotated to read:

8 **“§ 58110. Conditions of Benefits.**

9 In its recommendation of specific tax benefits, the Authority shall
10 consider the following as possible terms and conditions to such benefits:

11 (a) Percentage of investment. Limiting the tax benefits to a
12 percentage of the capital investment in Guam to be made by the
13 Beneficiary;

14 (b) Variable rate. Varying the rate of tax benefits over the
15 term of the Qualifying Certificate;

16 (c) Limitation on amount. Limiting the tax benefits to a
17 fixed dollar amount;

18 (d) Public investments. Conditioning the tax benefits on the
19 Beneficiary’s investing in or creating public improvements
20 separate from its proposed activities;

21 (e) Local shareholders. Requiring the Beneficiary to offer
22 ten percent (10%) or more of its corporate equity to qualified
23 residents of Guam on terms and conditions to be established by the
24 Authority;

1 (f) Profit-sharing, etc. Requiring the Beneficiary to establish
2 profit-sharing and stock ownership programs and other similar
3 benefits for its employees;

4 (g) Training. Requiring the Beneficiary to (i) establish in-
5 house training programs or (ii) make contributions to an
6 independent training or scholarship fund; ~~or~~

7 (h) Local purchaser. Requiring the Beneficiary to procure
8 services or products supplied by Guam-licensed vendors if the
9 total cost of the same does not exceed one hundred ten percent
10 (110%) of the cost of the same services or products available from
11 off-island vendors; or

12 (i) Local professional advice and support. Requiring the
13 Beneficiary to procure and utilize Guam-licensed entities that
14 provide professional advice and support in the areas of records
15 access and legal services. Such service providers shall include,
16 but not be limited to, accountants, attorneys and auditors. GEDA
17 shall have the authority to determine which services are subject to
18 this provision of law.”

19 **Section 3. Enactment.** The provisions of this Act shall become effective
20 ninety (90) days upon enactment.

21 **Section 4. Severability.** *If* any provision of this Law or its application to any
22 person or circumstance is found to be invalid or contrary to law, such invalidity shall
23 *not* affect other provisions or applications of this Law which can be given effect
24 without the invalid provisions or application, and to this end the provisions of this
25 Law are severable.



GEDA
GUAM ECONOMIC
DEVELOPMENT AUTHORITY

Aturidád Inadilánton Ikunumihan Guahan

EDDIE BAZA CALVO
GOVERNOR OF GUAM
I MAGA' LAHEN GUAHAN
RAY TENORIO
LT. GOVERNOR OF GUAM
I SEGUNDO NA MAGA' LAHEN GUAHAN
KARL PANGELINAN
ADMINISTRATOR
ADMINISTRADOT

WRITTEN TESTIMONY ON
BILL 350-31 AN ACT TO AMEND §58110 AND TO ADD A NEW §58110(1) BOTH TO
CHAPTER 58, TITLE 12 OF THE GUAM CODE ANNOTATED RELATIVE TO THE
INCLUSION OF LOCAL PROFESSIONAL ADVICE AND SUPPORT AS A CONDITION OF
BENEFIT FOR QUALIFYING CERTIFICATE BENEFICIARIES.

Submitted by
KARL A. PANGELINAN
Administrator
Guam Economic Development Authority
November, 28, 2011

On behalf of the Guam Economic Development Authority I am submitting written testimony in favor of Bill 350-31 as it is in line with our efforts to support the "Buy Local" initiative of our industry development partners like the Guam Chamber of Commerce and the University of Guam's Pacific Center for Economic Initiatives.

Under §58110 of the QC law the requirement for making local purchases are rather broad in that the existing requirement is to procure locally if the total cost of the same does not exceed one hundred ten percent (110%) of the cost of the same services or products available from off island vendors. And although most of the QC beneficiaries already procure professional services locally it is a good idea to make the requirement clear through legislation as there currently are one or two QC beneficiaries that are utilizing off island firms for their accounting and billing.

Along this line, perhaps this can also be considered for the procurement of other local services or products. To require local procurement of goods and other services for at least the first five to ten years (5-10) unless the QC Beneficiary provides compelling reasons for its inability to do this. That way, in the event that the QC beneficiary's business should fail, this would ensure that the island realizes some form of benefit through buying locally.

The passage into law of Bill 350-31 would do much to support the growth of the "Buy Local" initiative on our island, create additional business, and increase our local tax base. We ask that you look favorably on Bill 350-31.

In closing, I further would like to clarify that so long as the tax rebate and abatement does not apply to BPT taxes collected by the Government this bill will not have an impact on the current 2011 Business Privilege Tax (BPT) Bond.

Thank you for this opportunity to submit my comments. If you or any member of the committee have any questions or wish to discuss this further, please contact me at 647-4332.

KARL A. PANGELINAN
Administrator

**Bureau of Budget & Management Research
Fiscal Note of Bill No. 350-31 (COR)**

AN ACT TO AMEND §58110 AND TO ADD A NEW §58110(i) BOTH TO CHAPTER 58, TITLE 12 OF THE GUAM CODE ANNOTATED RELATIVE TO THE INCLUSION OF LOCAL PROFESSIONAL ADVICE AND SUPPORT AS A CONDITION OF BENEFIT FOR QUALIFYING CERTIFICATE BENEFICIARIES.

Department/Agency Appropriation Information	
Dept./Agency Affected: Guam Economic and Development Authority	Dept./Agency Head: Karl A. Pangellinan, GEDA
Department's General Fund (GF) appropriation(s) to date:	
Department's Other Fund (Specify) appropriation(s) to date:	
Total Department/Agency Appropriation(s) to date:	\$0

Fund Source Information of Proposed Appropriation			
	General Fund:	(Specify Special Fund):	Total:
FY 2011 Unreserved Fund Balance		\$0	\$0
FY 2012 Adopted Revenues	\$0	\$0	\$0
FY 2012 Appro. (P.L. 31-75 & 31-77)	\$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 2012 (if applicable)	FY 2013	FY 2014	FY 2015	FY 2016
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
(Specify Special Fund)	\$0	\$0	\$0	\$0	\$0	\$0
Total	1/	\$0	\$0	\$0	\$0	\$0

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

Analyst: <u>Joseph Certeza</u>	Date: <u>11/07/2011</u>	Director: <u>John A. Rios, Acting Director</u>	Date: <u>11/7/11</u>
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Footnote(s):

1. The Bill has a potential fiscal impact for additional funding. However, in its present form, such impact cannot be determined at this time.



COMMITTEE ON RULES

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

Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

Senator
Judith P. Guthertz
VICE CHAIRPERSON
ASST. MAJORITY LEADER

MAJORITY MEMBERS:

Speaker
Judith T. Won Pat

Vice Speaker
Benjamin J. F. Cruz

Senator
Tina Rose Muña Barnes
LEGISLATIVE SECRETARY
MAJORITY WHIP

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

Senator
Thomas C. Ada

Senator
Adolpho B. Palacios, Sr.

Senator
vicente c. pangelinan

MINORITY MEMBERS:

Senator
Aline A. Yamashita
ASST. MINORITY LEADER

Senator
Christopher M. Duenas

October 21, 2011

MEMORANDUM

To: Pat Santos
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: Senator Rory J. Respicio *[Signature]*

Subject: Referral of Bill Nos. 350-31(COR) & 351-31 (COR)

As the Chairperson of the Committee on Rules, I am forwarding my referral of Bill Nos. 350-31 (COR) and 351-31 (COR).

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

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

Si Yu'os Ma'åse!

(2) Attachment

2011 OCT 21 PM 1:46
[Handwritten initials]

I Mina'Trentai Unu Na Liheslaturan Guåhan

**Bill Log Sheet
October 18, 2011**

Page 1 of 1

Bill No.	Sponsor(s)	Title	Date Introduced	Date Referred	120 Day Deadline	Committee Referred	Public Hearing Date	Date Committee Report Filed	Status (Date) Passed? Failed? Vetoed? Overridden? Public Law?
350-31 (COR)	M. Silva Tajjeron	AN ACT TO AMEND §58110 AND TO ADD A NEW §58110(I) BOTH TO CHAPTER 58, TITLE 12 OF THE GUAM CODE ANNOTATED RELATIVE TO THE INCLUSION OF LOCAL PROFESSIONAL ADVICE AND SUPPORT AS A CONDITION OF BENEFIT FOR QUALIFYING CERTIFICATE BENEFICIARIES.	10/19/11 10:25 a.m.	10/21/11		Committee on Health & Human Services Senior Citizens, Economic Development and Election Reform			



SENATOR DENNIS G. RODRIGUEZ, JR.

TO: ALL SENATORS
FROM: SENATOR DENNIS G. RODRIGUEZ, JR. 
CHAIRPERSON
SUBJECT: 1st NOTICE OF PUBLIC HEARING

1st NOTICE OF PUBLIC HEARING
Thursday, December 1, 2011 9:00AM

In accordance with the Open Government Law, Public Law 24-109, relative to notice for Public Meetings. Please be advised that the Committee on Health & Human Services, Economic Development, Senior Citizens and Election Reform will be conducting a Public Hearing on December 1, 2011, at *Liheslaturan Guahan's* Public Hearing Room in Hagåtña, on the following:

9:00AM

- **Bill 342-31(COR)**-An act to amend §58104, Chapter 58, Title 12 of the Guam Code Annotated relative to the inclusion of green technology as an acceptable activity for eligibility of a qualifying certificate application. *(Introduced by M. Silva-Taijeron)*
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Chairman,
Committee on
Health & Human
Services,
Senior Citizens,
Economic
Development,
& Election Reform

Member,
Committee on
Public Safety, Law
Enforcement,
& Judiciary

Member,
Committee on
Youth, Cultural Affairs,
Procurement, General
Government
Operations, & Public
Broadcasting

Member,
Committee on
Municipal Affairs,
Tourism,
Housing & Recreation

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

Member,
Committee on the
Guam Military Buildup
& Homeland Security

Member,
Committee on
Appropriations,
Taxation,
Public Debt, Banking,
Insurance,
Retirement, & Land

Member,
Committee on Utilities,
Transportation, Public
Works,
& Veterans Affairs

Assistant Majority Whip

Ufisinan Todu Guam • 31st Guam Legislature

176 Serenu Avenue, Suite 107, Tamuning, Guam 96931 / Telephone: 671-649-TODU (8638) / Facsimile: 671-649-0520
E-mail: senatordrodriguez@gmail.com

Documents should be addressed to Senator Dennis Rodriguez, Jr., Chairman, and may be submitted via hand delivery to our office at 176 Serenu Avenue Suite 107 Tamuning, Guam 96931 or our mailbox at the Main Legislature Building at 155 Hesler Place, Hagåtña, Guam 96910, or via email to senatordrodriguez@gmail.com.

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For further information, please contact the Office of Senator Dennis Rodriguez, Jr. at 649-8638 (TODU)



Joseph Anthony Mesngon <jmesngon.senatorrodriguez@gmail.com>

1st Notice of Public Hearing December 1, 2011

2 messages

Clifton Herbert <cherbert.senatorrodriguez@gmail.com>

Wed, Nov 23, 2011 at
11:21 AM

To: "Adolpho B. Palacios" <senator@senatorpalacios.com>, Aline Yamashita <aline4families@gmail.com>, Ben Pangelinan <senbenp@guam.net>, Benjamin JF Cruz <senadotbjcruz@gmail.com>, Chris Duenas <duenasenator@gmail.com>, "Dennis Rodriguez Jr." <senatorrodriguez@gmail.com>, "Dr. Sam Mabini" <senatorsam@senatormabini.com>, "Frank Blas Jr." <frank.blasjr@gmail.com>, Judi Guthertz <judiguthertz@pticom.com>, Judi Won Pat <speaker@judiwonpat.com>, Mana Silva Taijeron <senatormana@gmail.com>, "Rory J. Respicio" <roryforguam@gmail.com>, Tina Muna Barnes <tinamunabarnes@gmail.com>, Tom Ada <tom@senatorada.org>, Tony Ada <senatorTonyada@guamlegislature.org>
Bcc: phnotice@guamlegislature.org

Ufisinan Todu Guam
SENATOR DENNIS G. RODRIGUEZ, Jr.
I Mina'trentai Unu Na Liheslaturan Guåhan
CHAIRMAN, COMMITTEE ON HEALTH & HUMAN SERVICES,
ECONOMIC DEVELOPMENT, SENIOR CITIZENS AND ELECTION REFORM

Senators,

Please find attached 1st notice of Public Hearing for December 1, 2011. Have a great day!

Sincerely,

Clifton Herbert

176 Serenu Avenue Suite 107 Tamuning, Guam 96931

Telephone: [671.649.8638](tel:671.649.8638)Email: Cherbert.senatorrodriguez@gmail.com

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88K

Clifton Herbert <cherbert.senatorrodriguez@gmail.com>

**Wed, Nov 23, 2011 at
11:29 AM**

To: clynt@spbgum.com, dcrisostomo@guampdn.com, dmgeorge@guampdn.com, dtamondong@guampdn.com, editor@mvariety.com, gdumat-ol@guampdn.com, gerry@mvguam.com, hottips@kuam.com, jason@kuam.com, john@kuam.com, jtyquiengco@spbgum.com, marvic@mvguam.com, mindy@kuam.com, mpieper@guampdn.com, mvariety@pticom.com, news@spbgum.com, nick.delgado@kuam.com, parroyo@k57.com, reporter3@glimpsesofguam.com, rgibson@k57.com, ricknauta@hitradio100.com, sabrina@kuam.com, slimtiaco@guampdn.com, thebigshow@k57.com, therese.hart.writer@gmail.com, zita@mvguam.com, Amritha Alladi <aalladi@guampdn.com>, Erin Thompson <egthompson@guampdn.com>, "George, Duane M" <dmgeorge@guam.gannett.com>, gerry partido <gerrypartido.mvguam3@gmail.com>, James <officemanager@hitradio100.com>, Jesse Lujan <jesselujan27@yahoo.com>, "Jon A. Anderson" <editor@mvguam.com>, Jr <news@lifeneews.com>, Katrina <life@guampdn.com>, Kevin Kerrigan <kevin@spbgum.com>, Kevin Kerrigan <news@k57.com>, Lannie Walker <lannie@kuam.com>, Laura Matthews <llmatthews@guampdn.com>, Oyaol Ngirairikl <odngirairikl@guampdn.com>, Pacific Daily News <news@guampdn.com>, William Gibson <breakfastshowk57@gmail.com>, aktemkar@guampdn.com
Bcc: jmesngon.senatorrodriguez@gmail.com

Ufisinan Todu Guam

SENATOR DENNIS G. RODRIGUEZ, Jr.
I Mina'trentai Unu Na Liheslaturan Guáhan
CHAIRMAN, COMMITTEE ON HEALTH & HUMAN SERVICES,
ECONOMIC DEVELOPMENT, SENIOR CITIZENS AND ELECTION REFORM

Hafa Adai Newsrooms!

Please find attached 1st Notice of Public Hearing for December 1, 2011
Thanks and have a Happy Thanksgiving!

[Quoted text hidden]



Joseph Anthony Mesngon <jmesngon.senatorrodriguez@gmail.com>

Fwd: December 1, 2011

1 message

Clifton Herbert <cherbert.senatorrodriguez@gmail.com>

Fri, Dec 9, 2011 at 2:25 PM

To: Joseph Mesngon <jmesngon.senatorrodriguez@gmail.com>

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

From: **Clifton Herbert** <cherbert.senatorrodriguez@gmail.com>

Date: Wed, Nov 23, 2011 at 12:16 PM

Subject: December 1, 2011

To: <clynt@spbgum.com>, <dcrisostomo@guampdn.com>, <dmgeorge@guampdn.com>, <dtamondong@guampdn.com>, <editor@mvariety.com>, <gdumat-ol@guampdn.com>, <gerry@mvquam.com>, <hottips@kuam.com>, <jason@kuam.com>, <john@kuam.com>, <jtyquiengco@spbgum.com>, <marvic@mvquam.com>, <mindy@kuam.com>, <mpieper@guampdn.com>, <mvariety@pticom.com>, <news@spbgum.com>, <nick.delgado@kuam.com>, <parroyo@k57.com>, <reporter3@glimpsesofofquam.com>, <ricknauta@hitradio100.com>, <sabrina@kuam.com>, <slimtiaco@guampdn.com>, <thebigshow@k57.com>, <therese.hart.writer@gmail.com>, <zita@mvquam.com>, "Amritha Alladi" <aalladi@guampdn.com>, "Erin Thompson" <egthompson@guampdn.com>, "George, Duane M" <dmgeorge@guam.gannett.com>, "gerry partido" <gerrypartido.mvquam3@gmail.com>, "James" <officemanager@hitradio100.com>, "Jesse Lujan" <jesselujan27@yahoo.com>, "Jon A. Anderson" <editor@mvquam.com>, "Jr" <news@lifeneews.com>, "Katrina" <life@guampdn.com>, "Kevin Kerrigan" <kevin@spbgum.com>, "Kevin Kerrigan" <news@k57.com>, "Lannie Walker" <lannie@kuam.com>, "Laura Matthews" <llmatthews@guampdn.com>, "Oyaol Ngirairikl" <odngirairikl@guampdn.com>, "Pacific Daily News" <news@guampdn.com>, "rgibson@k57.com" <rgibson@k57.com>, "William Gibson" <breakfastshowk57@gmail.com>, aktemkar@guampdn.com,

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Ufisinan Todu Guam
 SENATOR DENNIS G. RODRIGUEZ, Jr.
 I Mina'trentai Unu Na Liheslaturan Guahan
 CHAIRMAN, COMMITTEE ON HEALTH & HUMAN SERVICES,
 ECONOMIC DEVELOPMENT, SENIOR CITIZENS AND ELECTION REFORM

Clifton Herbert

176 Serenu Avenue Suite 107 Tamuning, Guam 96931

Telephone: 671.649.8638

Email: Cherbert.senatorrodriguez@gmail.com

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Ufisinan Todu Guam
SENATOR DENNIS G. RODRIGUEZ, Jr.
I Mina'trentai Unu Na Liheslaturan Guåhan
CHAIRMAN, COMMITTEE ON HEALTH & HUMAN SERVICES,
ECONOMIC DEVELOPMENT, SENIOR CITIZENS AND ELECTION REFORM

Hafa Adai Newsrooms!

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Sincerely,
Clifton Herbert
176 Serenu Avenue Suite 107 Tamuning, Guam 96931
Telephone: [671.649.8638](tel:671.649.8638)
Email: Cherbert.senatorrodriguez@gmail.com

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541K

SENATOR DENNIS G. RODRIGUEZ, JR.

PRESS RELEASE

FIRST NOTICE OF PUBLIC HEARING

Thursday, December 1, 2011 9:00AM

Chairman,
Committee on
Health & Human
Services,
Senior Citizens,
Economic
Development,
& Election Reform

Member,
Committee on
Public Safety, Law
Enforcement,
& Judiciary

Member,
Committee on
Youth, Cultural Affairs,
Procurement, General
Government
Operations, & Public
Broadcasting

Member,
Committee on
Municipal Affairs,
Tourism,
Housing & Recreation

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

Member,
Committee on the
Guam Military Buildup
& Homeland Security

Member,
Committee on
Appropriations,
Taxation,
Public Debt, Banking,
Insurance,
Retirement, & Land

Member,
Committee on Utilities,
Transportation, Public
Works,
& Veterans Affairs

Assistant Majority Whip

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9:00AM

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Testimony should be addressed to Senator Dennis Rodriguez, Jr., Chairman, and may be submitted via- hand delivery to our office at 176 Serenu Avenue Suite 107 Tamuning, Guam 96931 or our mailbox at the Main Legislature Building at 155 Hesler Place, Hagåtña, Guam 96910, or via email to senatordrodriguez@gmail.com.

We comply with Title II of the Americans with Disabilities Act (ADA). Individuals who require an auxiliary aid or service

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176 Serenu Avenue, Suite 107, Tamuning, Guam 96931 / Telephone: 671-649-TODU (8638) / Facsimile: 671-649-0520

E-mail: senatordrodriguez@gmail.com

(i.e. qualified sign language interpreters, documents in Braille, large print, etc.) for effective communication, or a modification of policies or procedures to participate in a program service, or activity of Senator Dennis Rodriguez, Jr. should contact our office at 649-8638 (TODU) as soon as possible but no later than 48 hours before this scheduled event. We look forward to your attendance and participation.

For further information, please contact the Office of Senator Dennis Rodriguez, Jr. at 649-8638 (TODU)

###



Joseph Anthony Mesngon <jmesngon.senatorrodriguez@gmail.com>

2nd Notice of Public Hearing

1 message

Clifton Herbert <cherbert.senatorrodriguez@gmail.com>

Mon, Nov 28, 2011 at 3:59 PM

To: "Dennis Rodriguez Jr." <senatorrodriguez@gmail.com>, "Adolpho B. Palacios" <senator@senatorpalacios.com>, Aline Yamashita <aline4families@gmail.com>, Ben Pangelinan <senbenp@guam.net>, Benjamin JF Cruz <senadotbjcruz@gmail.com>, Chris Duenas <duenasenator@gmail.com>, "Dr. Sam Mabini" <senatorsam@senatormabini.com>, "Frank Blas Jr." <frank.blasjr@gmail.com>, Judi Guthertz <judiguthertz@pticom.com>, Judi Won Pat <speaker@judiwonpat.com>, Mana Silva Taijeron <senatormana@gmail.com>, "Rory J. Respicio" <roryforguam@gmail.com>, Tina Muna Barnes <tinamunabarnes@gmail.com>, Tom Ada <tom@senatorada.org>, Tony Ada <senatortonyada@guamlegislature.org>
 Bcc: phnotice@guamlegislature.org

--

Ufisinan Todu Guam
 SENATOR DENNIS G. RODRIGUEZ, Jr.
 I Mina'trentai Unu Na Liheslaturan Guåhan
 CHAIRMAN, COMMITTEE ON HEALTH & HUMAN SERVICES,
 ECONOMIC DEVELOPMENT, SENIOR CITIZENS AND ELECTION REFORM

Good Afternoon Senators,

Please find attached notice regarding the Public Hearing that is scheduled for December 1, 2011. Thank you and have a wonderful evening!

Sincerely,
 Clifton

Clifton Herbert
 176 Serenu Avenue Suite 107 Tamuning, Guam 96931
 Telephone: [671.649.8638](tel:671.649.8638)
 Email: Cherbert.senatorrodriguez@gmail.com

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Senators 2nd Notice Public Hearing Dec. 1, 2011.pdf
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SENATOR DENNIS G. RODRIGUEZ, JR.

TO: ALL SENATORS
FROM: SENATOR DENNIS G. RODRIGUEZ, JR.
SUBJECT: 2nd NOTICE OF PUBLIC HEARING

2nd NOTICE OF PUBLIC HEARING
Thursday, December 1, 2011 9:00AM

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Chairman, Committee on Health & Human Services, Senior Citizens, Economic Development, & Election Reform

Member, Committee on Public Safety, Law Enforcement, & Judiciary

Member, Committee on Youth, Cultural Affairs, Procurement, General Government Operations, & Public Broadcasting

Member, Committee on Municipal Affairs, Tourism, Housing & Recreation

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

Member, Committee on the Guam Military Buildup & Homeland Security

Member, Committee on Appropriations, Taxation, Public Debt, Banking, Insurance, Retirement, & Land

Member, Committee on Utilities, Transportation, Public Works, & Veterans Affairs

Assistant Majority Whip

Testimony should be addressed to Senator Dennis Rodriguez, Jr., Chairman, and may be submitted via- hand delivery to our office at 176 Serenu Avenue Suite 107 Tamuning, Guam 96931 or our mailbox at the Main Legislature Building at 155 Hesler Place, Hagåtña, Guam 96910, or via email to senatordrodriguez@gmail.com.

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Joseph Anthony Mesngon <jmesngon.senatorrodriguez@gmail.com>

2nd Notice of Public Hearing for December 1, 2011

2 messages

Clifton Herbert <cherbert.senatorrodriguez@gmail.com>

Mon, Nov 28, 2011 at
3:49 PM

To: clynt@spbguam.com, dcristostomo@guampdn.com, dmgeorge@guampdn.com, dtamondong@guampdn.com, editor@mvariety.com, gdumat-ol@guampdn.com, gerry@mvguam.com, hottips@kuam.com, jason@kuam.com, john@kuam.com, jtyquiengco@spbguam.com, marvic@mvguam.com, mindy@kuam.com, mpieper@guampdn.com, mvariety@pticom.com, news@spbguam.com, nick.delgado@kuam.com, parroyo@k57.com, reporter3@glimpsesofguam.com, rgibson@k57.com, ricknauta@hitradio100.com, sabrina@kuam.com, slimtiaco@guampdn.com, thebigshow@k57.com, therese.hart.writer@gmail.com, zita@mvguam.com, Amritha Alladi <aalladi@guampdn.com>, Erin Thompson <egthompson@guampdn.com>, "George, Duane M" <dmgeorge@guam.gannett.com>, gerry partido <gerrypartido.mvguam3@gmail.com>, James <officemanager@hitradio100.com>, Jesse Lujan <jesselujan27@yahoo.com>, "Jon A. Anderson" <editor@mvguam.com>, Jr <news@lifeneews.com>, Katrina <life@guampdn.com>, Kevin Kerrigan <kevin@spbguam.com>, Kevin Kerrigan <news@k57.com>, Lannie Walker <lannie@kuam.com>, Laura Matthews <lmatthews@guampdn.com>, Oyaol Ngirairiki <odngirairiki@guampdn.com>, Pacific Daily News <news@guampdn.com>, William Gibson <breakfastshowk57@gmail.com>, aktemkar@guampdn.com
Bcc: jmesngon.senatorrodriguez@gmail.com

Ufisinan Todu Guam
SENATOR DENNIS G. RODRIGUEZ, Jr.
I Mina'trentai Unu Na Liheslaturan Guåhan
CHAIRMAN, COMMITTEE ON HEALTH & HUMAN SERVICES,
ECONOMIC DEVELOPMENT, SENIOR CITIZENS AND ELECTION REFORM

Hafa Adai!

Please find attached notice regarding the Pubic Hearing on December 1, 2011. Thank you and have a great evening!

Sincerely,
Clifton

Clifton Herbert

176 Serenu Avenue Suite 107 Tamuning, Guam 96931

Telephone: [671.649.8638](tel:671.649.8638)

Email: Cherbert.senatorrodriguez@gmail.com

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Clifton Herbert <cherbert.senatorrodriguez@gmail.com>
To: Joseph Mesngon <jmesngon.senatorrodriguez@gmail.com>

Fri, Dec 9, 2011 at 2:28 PM

[Quoted text hidden]

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Ufisinan Todu Guam
SENATOR DENNIS G. RODRIGUEZ, Jr.
I Mina'trentai Unu Na Liheslaturan Guåhan
CHAIRMAN, COMMITTEE ON HEALTH & HUMAN SERVICES,
ECONOMIC DEVELOPMENT, SENIOR CITIZENS AND ELECTION REFORM

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SENATOR DENNIS G. RODRIGUEZ, JR.

PRESS RELEASE

SECOND NOTICE OF PUBLIC HEARING

Thursday, December 1, 2011 9:00AM

Chairman,
Committee on
Health & Human
Services,
Senior Citizens,
Economic
Development,
& Election Reform

Member,
Committee on
Public Safety, Law
Enforcement,
& Judiciary

Member,
Committee on
Youth, Cultural Affairs,
Procurement, General
Government
Operations, & Public
Broadcasting

Member,
Committee on
Municipal Affairs,
Tourism,
Housing & Recreation

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

Member,
Committee on the
Guam Military Buildup
& Homeland Security

Member,
Committee on
Appropriations,
Taxation,
Public Debt, Banking,
Insurance,
Retirement, & Land

Member,
Committee on Utilities,
Transportation, Public
Works,
& Veterans Affairs

Assistant Majority Whip

In accordance with the Open Government Law, Public Law 24-109, relative to notice for Public Meetings. Please be advised that the Committee on Health & Human Services, Economic Development, Senior Citizens and Election Reform will be conducting a Public Hearing on December 1, 2011, at *Liheslaturan Guáhan's* Public Hearing Room in Hagåtña, on the following:

9:00AM

- **Bill 342-31(COR)-An act to amend §58104, Chapter 58, Title 12 of the Guam Code Annotated relative to the inclusion of green technology as an acceptable activity for eligibility of a qualifying certificate application. (Introduced by M. Silva-Taijeron)**
- **Bill 343-31(COR)- An act to create the Guam Film Office by adding a new Article 4 to Chapter 50 of Division 2 of Title 12, Guam Code Annotated. (Introduced by T.R. Munabarnes)**
- **Bill 350-31(COR)- An act to amend §58110 and to add a new §58110(I) both to Chapter 58, Title 12 of the Guam Code Annotated relative to the inclusion of local professional advice for support as a condition of benefit for qualifying certificate beneficiaries. (Introduced by M. Silva-Taijeron)**
- **Bill 351-31(COR)- An act relative to regulating the practice of massage or massage therapy in Guam, by adding a new Article 23 to Chapter 12 of Title 10, Guam Code Annotated; and to adopt and codify the rules and regulations for practice of massage and massage therapy as a new Article 16 of Chapter 4 - Division 1, Title 26, Guam Administrative Rules and Regulations. (Introduced by D.G. Rodriguez, Jr.)**
- **Bill 361-31(COR)- An act to add a new sub section 21008.1(A)(B)(C)(D) and (E) to Chapter 21 of Title 3 Guam Code Annotated relative to providing a mechanism to enhance the registration process of the Guam Decolonization Registry by enlisting the assistance of all employers in Guam beginning with the Executive, Legislative and Judicial Branches of the Government of Guam and the Mayors' Council of Guam. (Introduced by J.P. Guthertz)**
- **Bill 364-31(COR)- An act to add a new Chapter 20 to Title 10 Guam Code Annotated, relative to establishing a task force on diabetes prevention and awareness. (Introduced by B.J.F. Cruz)**

Testimony should be addressed to Senator Dennis Rodriguez, Jr., Chairman, and may be submitted via- hand delivery to our office at 176 Serenu Avenue Suite 107 Tamuning, Guam 96931 or our mailbox at the Main Legislature Building at 155 Hesler Place, Hagåtña, Guam 96910, or via email to senatordrodriguez@gmail.com.

We comply with Title II of the Americans with Disabilities Act (ADA). Individuals who require an auxiliary aid or service (i.e. qualified sign language interpreters, documents in Braille, large print, etc.) for effective communication, or a

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modification of policies or procedures to participate in a program service, or activity of Senator Dennis Rodriguez, Jr. should contact our office at 649-8638 (TODU) as soon as possible but no later than 48 hours before this scheduled event. We look forward to your attendance and participation.

For further information, please contact the Office of Senator Dennis Rodriguez, Jr. at 649-8638 (TODU)

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Hagatna, GU 96910
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Committee on Health and Human Services, Economic Development, Senior Citizens and Election Reform: Public hearing 9 a.m. Dec. 1, Legislature's public hearing room, Hagatna. Bill 342-31 (cor), relative to inclusion of green technology as acceptable activity for eligibility of qualifying certificate application. Bill 343-31 (cor), creating Guam Film Office; Bill 350-31 (cor), relative to inclusion of local professional advice for support as a condition of benefit for qualifying certificate beneficiaries; Bill 351-31 (cor), regulating practice of massage or massage therapy in Guam and to adopt and codify rules and regulations for practice of massage/massage therapy; Bill 361-31 (cor), providing mechanism to enhance registration process of Guam Decolonization Registry by enlisting assistance of all employers in Guam beginning with executive, legislative and judicial branches of GovGuam and Mayors Council of Guam; Bill 364-31 (cor), establishing task force on diabetes prevention and awareness. Email testimony: senatordrodriguez@gmail.com. For special accommodations, call 649-8638.

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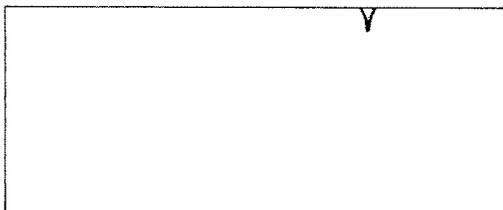
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SENATOR DENNIS G. RODRIGUEZ, JR.

AGENDA

Thursday, December 01, 2011 9am Public Hearing Room, I Liheslaturan Guahan

I. CALL TO ORDER

II. ITEMS for PUBLIC CONSIDERATION:

- 1. Bill 342-31(COR)- An act to amend §58104, Chapter 58, Title 12 of the Guam Code Annotated relative to the inclusion of green technology as an acceptable activity for eligiblity of a qualifying certificate application. By Sen. Mana Silva Taijeron
2. Bill 343-31(COR)- An act to create the Guam Film Office by adding a new Article 4 to Chapter 50 of Division 2 of Title 12, Guam Code Annotated. By Sen. Tina Muna Barnes
3. Bill 350-31(COR)- An act to amend §58110 and to add a new §58110(I) both to Chapter 58, Title 12 of the Guam Code Annotated relative to the inclusion of local professional advice for support as a condition of benefit for qualifying certificate beneficiaries. By Sen. Mana Silva Taijeron
4. Bill 351-31(COR)- An act relative to regulating the practice of massage or massage therapy in Guam, by adding a new Article 23 to Chapter 12 of Title 10, Guam Code Annotated; and to adopt and codify the rules and regulations for practice of massage and massage therapy as a new Article 16 of Chapter 4 - Division 1, Title 26, Guam Administrative Rules and Regulations. By Sen. Dennis G. Rodriguez, Jr.
5. Bill 364-31(COR)- An act to add a new Chapter 20 to Title 10 Guam Code Annotated, relative to establishing a task force on diabetes prevention and awareness. By Sen. Benjamin J. F. Cruz

III. ADJOURNMENT

Chairman, Committee on Health & Human Services, Senior Citizens, Economic Development, & Election Reform

Member, Committee on Public Safety, Law Enforcement, & Judiciary

Member, Committee on Youth, Cultural Affairs, Procurement, General Government Operations, & Public Broadcasting

Member, Committee on Municipal Affairs, Tourism, Housing & Recreation

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

Member, Committee on the Guam Military Buildup & Homeland Security

Member, Committee on Appropriations, Taxation, Public Debt, Banking, Insurance, Retirement, & Land

Member, Committee on Utilities, Transportation, Public Works, & Veterans Affairs

Assistant Majority Whip

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

2011 OCT 19 4PM
141 10:25

Bill No. 350-31 (COR)

Introduced by:

M. Silva Taijeron 

AN ACT TO AMEND §58110 AND TO ADD A NEW §58110(I) BOTH TO CHAPTER 58, TITLE 12 OF THE GUAM CODE ANNOTATED RELATIVE TO THE INCLUSION OF LOCAL PROFESSIONAL ADVICE AND SUPPORT AS A CONDITION OF BENEFIT FOR QUALIFYING CERTIFICATE BENEFICIARIES.

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds that
3 the Qualifying Certificate program was created as an economic incentive to entice
4 potential investors to Guam. Qualifying Certificates are granted on the basis of
5 investment commitment, the potential for creating new employment and the
6 expansion of island industries. According the Guam Economic Development
7 Authority, the Qualifying Certificate program has realized approximately one billion,
8 five hundred million dollars (\$1,500,000,000.00) since its inception.

9 *I Liheslaturan Guåhan* further finds that when an application is approved, a
10 contract is executed between the government of Guam and the beneficiary of the
11 Qualifying Certificate. This contract allows for certain tax rebates and abatements on
12 the basis that the beneficiary meets certain requirements, including employment and
13 investment, pursuant to existing statute.

14 *I Liheslaturan Guåhan* further finds that beneficiaries under the Qualifying
15 Certificate program may outsource off-island professional advice and support as part

1 of their operations. As this is the case, local businesses and companies that offer said
2 services are underutilized. Therefore, it is the intent of *I Liheslaturan Guåhan* to
3 require beneficiaries of a Qualifying Certificate to procure and utilize businesses or
4 companies based in Guam that provide professional advice and support in the areas of
5 records access and legal services.

6 **Section 2.** §58110 is hereby amended and a new §58110(i) is hereby added to
7 Chapter 58, Title 12 of the Guam Code Annotated to read:

8 **“§ 58110. Conditions of Benefits.**

9 In its recommendation of specific tax benefits, the Authority shall
10 consider the following as possible terms and conditions to such benefits:

11 (a) Percentage of investment. Limiting the tax benefits to a
12 percentage of the capital investment in Guam to be made by the
13 Beneficiary;

14 (b) Variable rate. Varying the rate of tax benefits over the
15 term of the Qualifying Certificate;

16 (c) Limitation on amount. Limiting the tax benefits to a
17 fixed dollar amount;

18 (d) Public investments. Conditioning the tax benefits on the
19 Beneficiary’s investing in or creating public improvements
20 separate from its proposed activities;

21 (e) Local shareholders. Requiring the Beneficiary to offer
22 ten percent (10%) or more of its corporate equity to qualified
23 residents of Guam on terms and conditions to be established by the
24 Authority;

1 (f) Profit-sharing, etc. Requiring the Beneficiary to establish
2 profit-sharing and stock ownership programs and other similar
3 benefits for its employees;

4 (g) Training. Requiring the Beneficiary to (i) establish in-
5 house training programs or (ii) make contributions to an
6 independent training or scholarship fund; ~~or~~

7 (h) Local purchaser. Requiring the Beneficiary to procure
8 services or products supplied by Guam-licensed vendors if the
9 total cost of the same does not exceed one hundred ten percent
10 (110%) of the cost of the same services or products available from
11 off-island vendors; or

12 (i) Local professional advice and support. Requiring the
13 Beneficiary to procure and utilize Guam-licensed entities that
14 provide professional advice and support in the areas of records
15 access and legal services. Such service providers shall include,
16 but not be limited to, accountants, attorneys and auditors. GEDA
17 shall have the authority to determine which services are subject to
18 this provision of law.”

19 **Section 3. Enactment.** The provisions of this Act shall become effective
20 ninety (90) days upon enactment.

21 **Section 4. Severability.** *If* any provision of this Law or its application to any
22 person or circumstance is found to be invalid or contrary to law, such invalidity shall
23 *not* affect other provisions or applications of this Law which can be given effect
24 without the invalid provisions or application, and to this end the provisions of this
25 Law are severable.