

104



EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam

31-12-1018

June 18, 2012

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

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

Date 6/19/12
Time 4:37 PM
Received by [Signature]

Dear Madame Speaker:

Transmitted herewith is Bill No. 321-31 (COR) "AN ACT TO ADD A NEW §43120 TO ARTICLE 1, CHAPTER 43 OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO PROHIBITING SECRET VOTING BY GOVERNMENT OF GUAM BOARDS AND COMMISSIONS", which I signed into law on June 15, 2012 as **Public Law 31-218**.

Senseramente,

RAY TENORIO
I Maga'lahen Guåhan para pa'go
Acting Governor of Guam

2012 JUN 19 PM 5:03

Attachment: copy of Bill

1618

I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN
2012 (SECOND) Regular Session

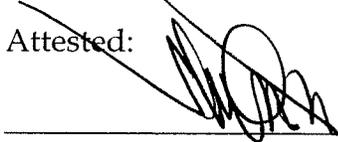
CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

This is to certify that Bill No. 321-31 (COR), "AN ACT TO ADD A NEW §43120 TO ARTICLE 1, CHAPTER 43 OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO PROHIBITING SECRET VOTING BY GOVERNMENT OF GUAM BOARDS AND COMMISSIONS", was on the 4th day of June, 2012, duly and regularly passed.



Judith T. Won Pat, Ed.D.
Speaker

Attested:

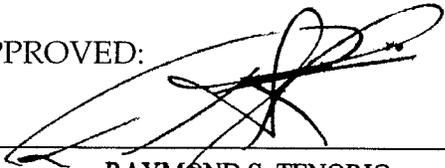


Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahaen Guåhan* this _____ day of _____, 2012, at _____ o'clock _____.M.

Assistant Staff Officer
Maga'lahaen's Office

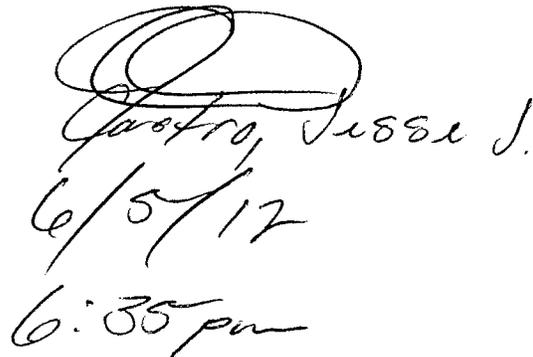
APPROVED:



RAYMOND S. TENORIO
Acting Governor of Guam

Date: JUN 15 2012

Public Law No. 31-218



Tenorio, Jesse J.
6/5/12
6:35 pm

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

Bill No. 321-31 (COR)

As amended by the Committee on Youth, Cultural Affairs,
Procurement, General Government Operations, and Public Broadcasting;
and on the Floor.

Introduced by:

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

**AN ACT TO *ADD* A NEW §43120 TO ARTICLE 1,
CHAPTER 43 OF TITLE 5, GUAM CODE ANNOTATED,
RELATIVE TO PROHIBITING SECRET VOTING BY
GOVERNMENT OF GUAM BOARDS AND
COMMISSIONS.**

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

2 **Section 1.** A new § 43120 is *added* to Article 1, Chapter 43 of Title 5,
3 Guam Code Annotated, to read:

4 “§ 43120. **Secret Voting Prohibited. Vote Required.**

1 (a) No action, motion or resolution of any board or commission of
2 the government of Guam may be taken in secret or by secret ballot. This
3 provision *shall not* apply to the Guam Parole Board.

4 (b) All members present are required to vote on every action or
5 resolution of the board, for which a vote is called, *unless* the member is
6 excused for cause by a majority of the members present, or the member is
7 barred by public law from voting.”

6

I MINA' TRENTAI UNU NA LIHESLATURAN GUÅHAN

2012 (SECOND) Regular Session

Date: 6/4/12

VOTING SHEET

ABill No. 321-31(COR)

Resolution No. _____

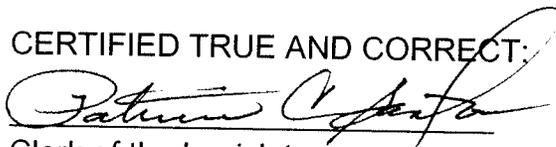
Question: _____

<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					EA
RESPICIO, Rory J.	✓				
RODRIGUEZ, Dennis G., Jr.	✓				
SILVA TAIJERON, Mana	✓				
WON PAT, Judith T.	✓				
YAMASHITA, Aline A.	✓				

TOTAL

14 0 0 0 1

CERTIFIED TRUE AND CORRECT:


Clerk of the Legislature

* 3 Passes = No vote
EA = Excused Absence



January 11, 2012

The Honorable Judith T. Won Pat
Speaker
I Mina' Trentai Unu Na Liheslatuwaran Guahan
31st Guam Legislature
155 Hesler Place
Hagatna, Guam 96910

2012 JAN 12 PM 11:26
mm

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

RE: Committee Report on Bill No. 321-31 (COR)- As Amended

Dear Speaker Won Pat:

Transmitted herewith is the Report of Committee on Youth, Cultural Affairs, Procurement, General Government Operations and Public Broadcasting on Bill No. 321-31 (COR) - V.A. Ada / A.A. Yamashita, Ph.D. / F.F. Blas, Jr. - "An act to add a new §43120 to Chapter 43 of 5GCA relative to prohibiting secret voting by government of Guam Boards and Commissions." Sponsored by - V.A. Ada - and referred to the Committee on Youth, Cultural Affairs, Procurement, General Government Operations and Public Broadcasting.

Committee votes are as follows:

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

Sincerely,

BENJAMIN J.F. CRUZ
Chairperson



COMMITTEE REPORT

ON

**Bill No. 321-31 (COR) As Amended by the Committee on Youth,
Cultural Affairs, Procurement, General Government Operations
and Public Broadcasting**

**An act to add a new §43120 to Chapter 43 of 5GCA relative to
prohibiting secret voting by government of Guam Boards and
Commissions."**



January 11, 2012

MEMORANDUM

TO: All Members
Committee on Youth, Cultural Affairs, Procurement, General
Government Operations and Public Broadcasting

FROM: Vice Speaker Benjamin J.F. Cruz

SUBJECT: Committee Report on Bill No. 321-31(COR) as Amended

Transmitted herewith for your consideration is the Committee Report on **Bill No. 321-31 (COR) as Amended by the Committee on Youth, Cultural Affairs, Procurement, General Government Operations and Public Broadcasting—"An act to add a new §43120 to Chapter 43 of 5GCA relative to prohibiting secret voting by government of Guam Boards and Commissions."** - V.A. Ada / A.A. Yamashita, Ph.D. / F.F. Blas,

This report includes the following:

- Committee Vote Sheet
- Committee Report Digest
- Bill No. 321-31(COR)
- Public Hearing Sign-in Sheet
- COR Referral of Bill No. 321-31(COR)
- Fiscal Note Requirement
- Notices of Public Hearing
- Public Hearing Agenda

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

Very truly yours,

A handwritten signature in black ink, appearing to read "Benjamin J.F. Cruz".

BENJAMIN J.F. CRUZ
Chairperson



COMMITTEE VOTING SHEET

Bill No. 321-31 (COR) as Amended - V.A. Ada / A.A. Yamashita, Ph.D. / F.F. Blas, Jr.-“An act to add a new §43120 to Chapter 43 of 5GCA relative to prohibiting secret voting by government of Guam Boards and Commissions.”

COMMITTEE MEMBERS	SIGNATURE	TO PASS	TO NOT PASS	TO REPORT OUT ONLY	TO ABSTAIN	TO PLACE IN INACTIVE FILE
CRUZ, BENJAMIN J.F. Chairperson		<input checked="" type="checkbox"/>				
MUNA BARNES, TINA ROSE Vice-Chairperson				<input checked="" type="checkbox"/>		
WON PAT, JUDITH T. Speaker and Ex-Officio Member				<input checked="" type="checkbox"/>		
ADA, THOMAS C. Member						
GUTHERTZ, JUDITH P. Member		<input checked="" type="checkbox"/>				
RESPICIO, RORY J. Member						
RODRIGUEZ, DENNIS G. JR. Member						
ADA, V. ANTHONY Member		<input checked="" type="checkbox"/>				
DUENAS, CHRISTOPHER Member						
MABINI, SAM Member						
YAMASHITA, ALINE Member		<input checked="" type="checkbox"/>				



Committee Report Digest

I. OVERVIEW

The Committee on Youth, Cultural Affairs, Procurement, General Government Operations and Public Broadcasting convened a public hearing on Tuesday, December 27th, 2011 at 9:00 a.m. and an additional hearing on January 5, 2012 at 9:00 A.M. in the Public Hearing Room of *I Liheslatura*. Among the items on the agenda was the consideration of Bill No. 321-31 (COR) - V.A. Ada / A.A. Yamashita, Ph.D. / F.F. Blas, Jr. - "An act to add a new §43120 to Chapter 43 of 5GCA relative to prohibiting secret voting by government of Guam Boards and Commissions."

Bill 321-31(COR) as Amended, would prohibit secret voting by all Boards and Commissions of the government of Guam except for the Guam Parole Board.

Public Notice Requirements

All legal requirements for public notices were met, with requests for publication sent to all media and all senators on December 28th, 2011 and January 3rd, 2012 via email. Copies of the hearing notices are appended to the report.

Senators Present

Vice Speaker Benjamin J.F. Cruz, Chairperson
Senator Tom Ada, Committee Member
Senator Dennis Rodriguez Jr., Committee Member
Senator Judith P. Guthertz, DPA., Committee Member
Senator V. Anthony Ada, Committee Member
Senator Aline A. Yamashita, Ph.D., Committee Member
Senator Chris Duenas, Committee Member
Senator Sam Mabini Ph.D., Committee Member
Senator Mana Silva Tajjeron, Committee Member

The public hearing was called to order at 9:06 a.m.

II. SUMMARY OF TESTIMONY AND DISCUSSION

Vice Speaker Benjamin J.F Cruz called the public hearing to order at 9:06 a.m. and announced the morning's agenda. The Chair recognized Senator V. Anthony Ada, as the sponsor of bill 321(COR)

Senator V. Anthony Ada thanked the Chairman and noted that bill 321(COR) makes clear that



members of government boards or commissions are prohibited from secret voting. Senator Ada also acknowledged that the measure “takes a page from legislative standing rules” in that it requires a majority vote of board or commission members before a person can be excused from voting. He stated that given the honor and privilege of serving on a government board or commission, each person in that capacity should strive to ensure transparency.

Vice Speaker Cruz invited Senator Tony Lamorena to present testimony.

Senator Antonio, “Tony” Lamorena, appearing in his capacity as Executive Director of the Civil Service Commission provided testimony in support of bill 321(COR). He noted that the CSC votes in public.

Speaker Joe T. San Augustin appearing in his capacity as Chairman of the Government of Guam Retirement Fund provided written testimony, attached, which **does not oppose** bill 321 (COR). Speaker San Augustine read his written testimony into the record.

Vice Speaker Cruz thanked the panel for its testimony and asked if any member of the Committee would like to pose a question or make a statement for the record. No statements were made.

III. FINDINGS AND RECOMMENDATION

Based on written testimony provided by the Territorial Parole Board and attached hereto, the Chairman of the Committee on Youth, Cultural Affairs, Procurement, General Government Operations and Public Broadcasting find that given the sensitive nature of the work undertaken by the Parole Board, bill 321(COR) should be amended to exclude said board from its provisions.

To that end minor changes were also made to the formatting of the measure to ensure clarity

Section 1 of bill 321(COR) as introduced read:

§43120. Secret voting prohibited.

No action, motion or resolution of any board or commission of the Government of Guam may be taken in secret or by secret ballot. All members are required to vote on every action or resolution of the board, for which a vote is called, unless (a) the member is excused for cause by a majority of the members present or (b) the member is barred by Public Law from voting.



Section 1 of bill 321(COR) as Amended now reads:

§43120. Secret voting prohibited. Vote required.

(a) No action, motion or resolution of any board or commission of the Government of Guam may be taken in secret or by secret ballot. This provision shall not apply to the Guam Parole Board.

(b) All members are required to vote on every action or resolution of the board, for which a vote is called, unless the member is excused for cause by a majority of the members present or the member is barred by Public Law from voting.

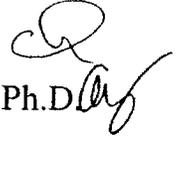
The Committee on Youth, Cultural Affairs, Procurement, General Government Operations and Public Broadcasting to which was referred Bill No. 321-31(LS) as Amended. "An act to add a new §43120 to Chapter 43 of 5GCA relative to prohibiting secret voting by government of Guam Boards and Commissions." hereby submits these findings to *I Mina' Trentai Unu na Liheslaturan Guåhan* and reports out Bill No. 321-31 (LS) with a recommendation **TO REPORT OUT ONLY.**

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

Bill No. 321-31 (CDP)

Introduced by:

V. Anthony Ada
A. A. Yamashita Ph.D.
F. F. Blas



**AN ACT TO ADD A NEW §43120 TO CHAPTER 43 OF
5GCA RELATIVE TO PROHIBITING SECRET VOTING
BY GOVERNMENT OF GUAM BOARDS AND
COMMISSIONS.**

2011 SEP 23 PM 2:18



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

2

3 **Section 1.** A new Section 43120 is *added* to Chapter 43 of 5GCA to read:

4

5 **§43120. Secret voting prohibited.**

6

7 No action, motion or resolution of any board or commission of the Government of
8 Guam may be taken in secret or by secret ballot. All members are required to vote
9 on every action or resolution of the board, for which a vote is called, unless (a) the
10 member is excused for cause by a majority of the members present or (b) the
11 member is barred by Public Law from voting.

I MINA' TRENTAI UNU NA LIHESLATURAN GUÅHAN
2012 (SECOND) Regular Session

Bill No. 321-31(COR)

As Amended by the Committee on Youth
Cultural Affairs, Procurement, General Government
Operations and Public Broadcasting

Introduced by:

V. Anthony Ada
A. A. Yamashita Ph.D.
F. F. Blas

**AN ACT TO ADD A NEW §43120 TO CHAPTER 43 OF
5GCA RELATIVE TO PROHIBITING SECRET VOTING
BY GOVERNMENT OF GUAM BOARDS AND
COMMISSIONS.**

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

2

3 **Section 1.** A new Section 43120 is *added* to Chapter 43 of 5GCA to read:

4

5 **§43120. Secret voting prohibited. Vote required.**

6

7 (a) No action, motion or resolution of any board or commission of the
8 Government of Guam may be taken in secret or by secret ballot. This
9 provision shall not apply to the Guam Parole Board.

10

11 (b) All members are required to vote on every action or resolution of the
12 board, for which a vote is called, unless the member is excused for cause by
13 a majority of the members present or the member is barred by Public Law
14 from voting.

15

SENATOR BENJAMIN J.F. CRUZ, VICE SPEAKER
 Chairman, Committee on Youth, Cultural Affairs, Procurement,
 General Government Operations, and Public Broadcasting
 Web Address: www.senatorbjcruz.com



MINATRENTAI UNU NA LIHESLATURAN GUAHAN
 The 31st Guam Legislature
 155 Hesler Place, Hagatna, Guam 96910 • senator@senatorbjcruz.com
 Telephone: (671) 477-2520/1 • Facsimile: (671) 477-2522

December 27, 2011 – 9:00A.M.

Bill No. 321-31 (COR) - V.A. Ada / A.A. Yamashita, Ph.D. / F.F. Blas, Jr. - "An act to add a new §43120 to Chapter 43 of 5GCA relative to prohibiting secret voting by government of Guam Boards and Commissions."

NAME	AGENCY	SIGNATURE	BEST CONTACT INFO
JOE SUTHERLAND	NLI		
TONY CAMERO	CSC		6471855-



GOVERNMENT OF GUAM
RETIREMENT FUND
STABILITY · SECURITY · REWARDS

Eddie Baza Calvo
Governor

Ray Tenorio
Lieutenant Governor

Paula M. Blas
Director

Trustees:

Joe T. San Agustin
Chairman

Wilfred P. Leon Guerrero, Ed.D.
Vice-Chairman
Investment Committee, Chairman

Antolina S. Leon Guerrero
Secretary

Gerard A. Cruz
Treasurer
Audit & Operations Committee,
Chairman

George A. Santos
Members' & Benefits Committee,
Chairman

Katherine T.E. Taitano
Trustee

Wilfred G. Aflague
Trustee

December 27, 2011

Honorable Benjamin J.F. Cruz
Vice-Speaker
Chairperson, Committee on Procurement, Cultural Affairs, Public Broadcasting and Youth
& General Government Operations
I Mina'Trentai Uno Na Liheslaturan Guåhan
155 Hesler Place, Ste. 107
Hagåtña, Guam 96910

Re: Position Statement of the Government of Guam Retirement Fund Re: Bill No. 321-31

The Government of Guam Retirement Fund Board of Trustees ("Fund") does not oppose the enactment and implementation of Bill No. 321-31, which calls for the elimination of secret voting by government boards.

The Fund's fiduciary Trustee relationship requires Trustees to be transparent and open with its members and beneficiaries.

The Fund fully complies with the Open Government law, and does not practice any "secret" conduct in violation of that law. The Fund also complies with the proposed legislation as written. All Fund Trustees vote on matters properly before it during duly-noticed public meetings, unless a Trustee is not present, or elects to abstain.

As a matter of general principle, the Government of Guam Retirement Fund Board of Trustees does believe that government actions should be conducted in open and public forums and should not be discretionary action by any board or commission. Perhaps, the need to pass legislation will aid in guaranteeing such practices.

Even if Bill No. 321-31 were to become law, or not, the Fund would continue to maintain the practice of holding open, and non-secret, meetings, actions, and resolutions.

Thank you for the opportunity to present this testimony.


JOE T. SAN AGUSTIN
Chairman

424 Route 8
Maite, Guam 96910
Tel: 671.475.8900
Fax: 671.475.8922
www.ggrf.com



Supreme Court of Guam

SUITE 300 GUAM JUDICIAL CENTER
120 WEST O'BRIEN DRIVE, HAGATNA, GUAM 96910-5174
www.guamsupremecourt.com

Telephone: (671) 475-3413 • Facsimile: (671) 475-3164



F. PHILIP CARBULLIDO
Chief Justice of Guam

December 23, 2011

The Honorable Benjamin J.F. Cruz
Vice Speaker
Mina Trentai Unu Na Liheslaturan Guahan
155 Hesler Place
Hagatna, Guam 96910

RE: Bill No. 312-31(COR)

Dear Vice Speaker Cruz:

I am writing to you regarding Bill 312-31(COR), "*An act to amend § 11107 of Title 12 of the Guam Code Annotated relative to the composition of the Public Defender Service Corporation Board of Trustees.*"

I understand that Bill No. 312-31(COR), as introduced, has been reported out by the Committee on Public Safety, Law Enforcement & Judiciary with the recommendation TO PASS.

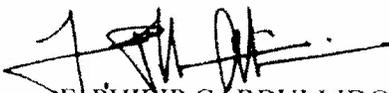
I appreciate your efforts to amend the enabling act of the Public Defender Service Corporation (PDSC) and remove any unnecessary liability and conflicts of the Chief Justice and Presiding Judge as fiduciaries of the PDSC.

However, I do not believe that private attorneys or former judicial officers should be excluded from serving on the Board. There are a growing number of retired judicial officers that may be available to serve on the Board of Trustees. In making appointments to the PDSC Board of Trustees, the Chief Justice can take steps to ensure that only private attorneys with no conflicts are appointed to the PDSC.

Private Attorneys and retired judicial officers can play an important role in the governance and quality of the management of the PDSC. Tapping on the legal and courtroom expertise of private attorneys and retired judicial officers will make the PDSC a more effective organization.

I hope you will consider these factors when deliberating on Bill 312-31(COR).

Senseramente,


F. PHILIP CARBULLIDO
Chief Justice of Guam

Office of the Vice Speaker
Benjamin JF Cruz

Recd. By Date 12-27-11



Chamorro Land Trust Commission (Kumision Inangokkon Tano' Chamoru)

P.O. Box 2950 Hagatña, Guahan 96932

Phone: 649-5263 ext. 651 Fax: 649-5383

December 22, 2011

Eddie Baza Calvo
Governor of Guahan

Ray Tenorio
Lieutenant Governor of Guahan

Commission Members

Oscar A. Calvo
Commissioner

David J. Matanane
Commissioner

Michael J. B. Borja
Commissioner

Amanda L.G. Santos
Commissioner

(Vacant)
Commissioner

Monte Mafnas
Administrative Director

TO: Vice-Speaker Benjamin J.F. Cruz
Committee on Youth, Cultural Affairs, Procurement, General
Government Operations and Public Broadcasting
31st Guam Legislature

FR: Monte Mafnas
Administrative Director

RE: *Bill No. 321-31(COR)*

The Chamorro Land Trust Commission has no objections and is in full support of Bill No. 321-31(COR) relative to prohibiting secret voting by Government of Guam Boards and Commissions.

MONTE MAFNAS
Administrative Director



COMMITTEE ON RULES

I Mina'trentai Unu na Libeslaturan 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

October 18, 2011

Memorandum

Senator
Judith P. Guthertz
VICE CHAIRPERSON
ASST. MAJORITY LEADER

To: Pat C. Santos
Clerk of the Legislature

MAJORITY MEMBERS:

From: Senator Rory J. Respicio

Speaker
Judith T. Won Pat

Subject: Fiscal Notes

Vice Speaker
Benjamin J. F. Cruz

Hafa Adai!

Senator
Tina Rose Muña Barnes
LEGISLATIVE SECRETARY
MAJORITY WHIP

Attached please find the fiscal notes for the bill numbers listed below. Please note that the fiscal notes, or waivers, are issued on the bills as introduced.

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

Bill Nos.: 312-31 (COR)
321-31 (COR)
324-31 (COR)
341-31 (COR)

Senator
Thomas C. Ada

Senator
Adolpho B. Palacios, Sr.

Senator
vicente c. pangelinan

Please forward the same to MIS for posting on our website. Please contact our office should you have any questions regarding this matter.

MINORITY MEMBERS:

Senator
Aline A. Yamashita
ASST. MINORITY LEADER

Si Yu'os ma'åse'!

Senator
Christopher M. Duenas

2011 OCT 19 PM 1:54
RJR

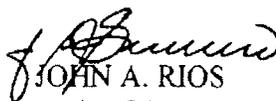
**BUREAU OF BUDGET & MANAGEMENT RESEARCH**OFFICE OF THE GOVERNOR
Post Office Box 2950, Hagåtña Guam 96932**EDDIE BAZA CALVO**
GOVERNOR**RAY TENORIO**
LIEUTENANT GOVERNOR**JOHN A. RIOS**
ACTING DIRECTOR**STEPHEN J. GUERRERO**
DEPUTY DIRECTOR**OCT 17 2011**

Senator Rory J. Respicio
Chairperson, Committee on Rules
I Mina'trentai Unu na Liheslaturan Guåhan
The 31st Guam Legislature
155 Hesler Place
Hagåtña, Guam 96932

Hafa Adai Senator Respicio:

Transmitted herewith are Fiscal Notes on the following Bill Nos.: 324-31(COR), 341-31(COR),
and Fiscal Note Waiver on Bill Nos.: 312-31(COR), and 321, 31(COR)

If you have any question(s), please do not hesitate to call the office at 475-9412/9106.


JOHN A. RIOS
Acting Director

Enclosures

cc: Senator Vicente (ben) Pangelinan



BUREAU OF BUDGET & MANAGEMENT RESEARCH

OFFICE OF THE GOVERNOR
Post Office Box 2950, Hagåtña Guam 96932

EDDIE BAZA CALVO
GOVERNOR

RAY TENORIO
LIEUTENANT GOVERNOR

JOHN A. RIOS
ACTING DIRECTOR

STEPHEN J. GUERRERO
DEPUTY DIRECTOR

The Bureau requests that Bill No(s) 321-31(COR) be granted a waiver pursuant to Public Law 12-229 as amended for the following reason(s):

Bill No. 321-31(COR) appears to be administrative in nature and poses no fiscal impact upon any funds of the Government of Guam.

[Handwritten signature]
JOHN A. RIOS
Acting



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

2011 SEP 29 PM 4:09
mm

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

September 29, 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. 320-31(COR) through 322-31 (COR)**

As the Chairperson of the Committee on Rules, I am forwarding my referral of Bill Nos. 320-31 (COR) through 322-31 (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!

(3) Attachment

I Mina 'Trentai Unu Na Liheslaturan Guåhan
Bill Log Sheet
September 27, 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	S 0 Pass V Over Pub
321-31 (COR)	V. C. Ada, A. A. Yamashita, Ph.D., F. F. Blas, Jr.	AN ACT TO ADD A NEW §43120 TO CHAPTER 43 OF 5GCA RELATIVE TO PROHIBITING SECRET VOTING BY GOVERNMENT OF GUAM BOARDS AND COMMISSIONS.	09/28/11 2:18 p.m.	9/29/11		Committee on Youth, Cultural Affairs, Procurement, General Government Operations and Public Broadcasting.			



Chris Carillo <chris.carillo@senatorbjcruz.com>

First Notice of Public Hearing - 12.27.2011

3 messages

Chris Carillo <chris.carillo@senatorbjcruz.com>

Sat, Dec 17, 2011 at 1:22 PM

To: speaker@judiwonpat.com, tom@senatorada.org, senatortonyada@guamlegislature.org, senator@tinamunabarnes.com, frank.blasjr@gmail.com, duenasenator@gmail.com, judiguthertz@gmail.com, senatorsam@senatormabini.com, senbenp@guam.net, cor@guamlegislature.org, senatordrodriguez@gmail.com, senatormana@gmail.com, Aline4families@gmail.com, phnotice@guamlegislature.org, ABPalacios@gmail.com, joshua.tenorio@senatorbjcruz.com, carlos.pangelinan@senatorbjcruz.com, mike.lidia@senatorbjcruz.com, sarah.nededog@senatorbjcruz.com, "Benjamin J.F. Cruz" <senator@senatorbjcruz.com>

Cc: mindy@kuam.com, sabrina@kuam.com, jason@kuam.com, bmkelman@guampdn.com, dcrisostomo@guampdn.com, rgibson@k57.com, therese.hart.writer@gmail.com, thebigshow@k57.com, travis.coffman@gmail.com, janela@mvguam.com, hottips@kuam.com, news@spbguam.com, news@guampdn.com, news@k57.com, parroyo@k57.com, kevin@spbguam.com, clynt@spbguam.com, Krystal Paco <krystal@kuam.com>

Hafa Adai All,

Please see the attached notice with a revised agenda from the Committee on Youth, Cultural Affairs, Procurement, General Government Operations, and Public Broadcasting.

December 17, 2011

MEMORANDUM

TO: All Members/All Senators

FROM: Vice Speaker Benjamin J.F. Cruz

RE: First Notice of Public Hearing December 27, 2011

Hafa Adai! Please be advised that the Committee on Youth, Cultural Affairs, Procurement, General Government Operations, and Public Broadcasting will conduct an Public Hearing on Tuesday, December 27th, 2011, beginning at 9:00 A.M. in *I Liheslaturan*'s Public Hearing Room with the following agenda:

9:00 A.M.

Bill No. 321-31 (COR) - V.A. Ada / A.A. Yamashita, Ph.D. / F.F. Blas, Jr. - "An act to add a new §43120 to Chapter 43 of 5GCA relative to prohibiting secret voting by government of Guam Boards and Commissions."

Bill No. 326-31 (COR) - M.S. Taijeron - "An act to add a new Section 10313 to Article 3, Chapter 10, Title 5 of the Guam Code Annotated relative to requiring all Government of Guam Departments and Agencies to accept applications, filings and forms for services via the internet."

Bill No. 338-31 (COR) - J.P. Guthertz, DPA-"An act to amend the Title and Sub Sections 4601, 4601(E), 4602, 4603, and 4605 and to add Sub Section 4601(F)(G) and a new Sub Section 4611 to Article 6 of Chapter 4, Title 4 Guam Code Annotated relative to expanding the eligibility for inclusion in the enhanced placement program for public employees. "

Bill No. 360-31 (COR) - M. Silva-Taijeron- "An act to amend § 5425, Part A, Article 9, Chapter 5, Title 5 of the Guam Code Annotated relative to a deadline for the issuance of decisions on protested solicitations and rewards, in accordance with Guam Procurement Law."

Bill No. 367-31 (LS) - D.G. Rodriguez, Jr. / T.C. Ada / V.A. Ada- "An act to designate Route 6 (Halsey Drive and Spruance Drive) as "Korean War Veterans Drive" by adding a new §849.6 to Chapter 8, Title 1, Guam Code Annotated, to pay special tribute to all veterans who served in the Korean War for the protection and freedom of liberty. "

Bill No. 374-31 (COR) - M. S. Taijeron / A. B. Palacios, Sr. / A. A. Yamashita, Ph. D.- "An act to add a new § 77135 to Chapter 77, Title 10 of the Guam Code Annotated relative to the creation of the position of Department Psychologist at the Guam Police Department. "

2:00 P.M.

Bill No. 375-31 (COR) - M. S. Taijeron / A. B. Palacios, Sr. / A. A. Yamashita, Ph. D.-"An act to add a new § 72109 to Chapter 72, Title 10 of the Guam Code Annotated relative to the Creation of the Position of Department Psychologist at the Guam Fire Department. "

Bill No. 376-31 (COR) - B.J.F. Cruz-"An act to amend Section 5123, and to repeal Chapter 57 of Chapter 5 of Title 5 of the Guam Code Annotated, Relative to the purchasing, maintenance and inventory of Government Vehicles."

Bill No. 380-31 (COR) - A.B. Palacios, Sr.- "An act relative to the release of working animals from government service, by adding a new §22705 to 5GCA. "

Bill No. 381-31 (COR) - D.G. Rodriguez, Jr.- "An act to promote vehicles purchased by the Government of Guam meet certain fuel efficient standards, by adding a new §5013 to Part A of Article 1, Chapter 5, Title 5, Guam Code Annotated - *Guam Procurement Law*. "

Bill No. 387-31 (COR) - A.A. Yamashita, Ph.D.- "An act to add a new Item (J) to Section 4403 of Article 4, Chapter 4 of Title 4, Guam Code Annotated; and to amend Items (A), (D) and (E) of Section 9301 and to amend Item (B) of Section 9303 all of Article 3, Chapter 9 of Title 5, Guam Code Annotated relative to the Administrative Adjudication Law to include a review by the Civil Service Commission for proposed personnel rules and regulations, and to further enhance transparency by requiring the electronic publishing of proposed rules and regulations."

Bill No. 391-31 (COR) - B.J.F. Cruz- "An act to *add* a new § 5011 to Part A, Article 1 of Chapter 5, Title 5, Guam Code Annotated; to *amend* § 44107 of Title 22, Guam Code Annotated; and to *add* a new § 44115 to Title 22, Guam Code Annotated; relative to establishing a procurement policy in favor of businesses participating in the Guam Registered Apprenticeship Program or currently employing persons who completed that program."

Bill No. 395-31 (COR) - Sam Mabini, Ph.D. / B.J.F. Cruz-"An act to amend §4111, Title 4 Guam Code Annotated, Chapter 4, relative to lump sum payments for annual leave."

Please provide written testimonies at least one day prior to the hearing to the Office of the Vice Speaker Benjamin J.F Cruz, 155 Hesler Place, Hagatna Guam 96910. They may be sent via facsimile to 477-2522, or via email to chris.carillo@senatorbjcruz.com.

We comply with Title II of the Americans with Disabilities Act (ADA). Should you require assistance or special accommodations, please contact Chris Carillo at the Office of the Vice Speaker Benjamin J.F Cruz at 477-2521 or via email at chris.carillo@senatorbjcruz.com.

To: Chris Carillo <chris.carillo@senatorbjcruz.com>, Yong Pak <yong@guamlegislature.org>

hi. confirmed posted.

[Quoted text hidden]

Chris Carillo <chris.carillo@senatorbjcruz.com>

Mon, Dec 19, 2011 at 9:09 AM

To: Adam Bearce <adam@guamlegislature.org>

Thanks Adam...

Sent from my Windows Phone

From: Adam Bearce

Sent: Monday, December 19, 2011 8:53 AM

To: Chris Carillo; Yong Pak

Subject: Re: First Notice of Public Hearing - 12.27.2011

[Quoted text hidden]



December 17, 2011

MEMORANDUM

TO: All Members/All Senators
FROM: Vice Speaker Benjamin J.F. Cruz
RE: First Notice of Public Hearing December 27, 2011

Hafa Adai! Please be advised that the Committee on Youth, Cultural Affairs, Procurement, General Government Operations, and Public Broadcasting will conduct a Public Hearing on Tuesday, December 27th, 2011, beginning at 9:00 A.M. in *I Liheslaturan's* Public Hearing Room with the following agenda:

9:00 A.M.

- Bill No. 321-31 (COR) - V.A. Ada / A.A. Yamashita, Ph.D. / F.F. Blas, Jr.-“An act to add a new §43120 to Chapter 43 of 5GCA relative to prohibiting secret voting by government of Guam Boards and Commissions.”
- Bill No. 326-31 (COR) - M.S. Taijeron- “An act to add a new Section 10313 to Article 3, Chapter 10, Title 5 of the Guam Code Annotated relative to requiring all Government of Guam Departments and Agencies to accept applications, filings and forms for services via the internet.”
- Bill No. 338-31 (COR) - J.P. Guthertz, DPA-“An act to amend the Title and Sub Sections 4601, 4601(E), 4602, 4603, and 4605 and to add Sub Section 4601(F)(G) and a new Sub Section 4611 to Article 6 of Chapter 4, Title 4 Guam Code Annotated relative to expanding the eligibility for inclusion in the enhanced placement program for public employees. ”
- Bill No. 360-31 (COR) - M. Silva-Taijeron- “An act to amend § 5425, Part A, Article 9, Chapter 5, Title 5 of the Guam Code Annotated relative to a deadline for the issuance of decisions on protested solicitations and rewards, in accordance with Guam Procurement Law. ”
- Bill No. 367-31 (LS) - D.G. Rodriguez, Jr. / T.C. Ada / V.A. Ada- “An act to designate Route 6 (Halsey Drive and Spruance Drive) as "Korean War Veterans Drive" by adding a new §849.6 to Chapter 8, Title 1, Guam Code Annotated, to pay special tribute to all veterans who served in the Korean War for the protection and freedom of liberty. ”
- Bill No. 374-31 (COR) - M. S. Taijeron / A. B. Palacios, Sr. / A. A. Yamashita, Ph. D.- “An act to add a new § 77135 to Chapter 77, Title 10 of the Guam Code Annotated relative to the creation of the position of Department Psychologist at the Guam Police Department. ”

2:00 P.M.

- Bill No. 375-31 (COR) - M. S. Taijeron / A. B. Palacios, Sr. / A. A. Yamashita, Ph. D.-“An act to add a new § 72109 to Chapter 72, Title 10 of the Guam Code Annotated relative to the Creation of the Position of Department Psychologist at the Guam Fire Department. ”



- Bill No. 376-31 (COR) - B.J.F. Cruz-“An act to amend Section 5123, and to repeal Chapter 57 of Chapter 5 of Title 5 of the Guam Code Annotated, Relative to the purchasing, maintenance and inventory of Government Vehicles.”
- Bill No. 380-31 (COR) - A.B. Palacios, Sr.- “An act relative to the release of working animals from government service, by adding a new §22705 to 5GCA. “
- Bill No. 381-31 (COR) - D.G. Rodriguez, Jr.- “An act to promote vehicles purchased by the Government of Guam meet certain fuel efficient standards, by adding a new §5013 to Part A of Article 1, Chapter 5, Title 5, Guam Code Annotated - *Guam Procurement Law*. “
- Bill No. 387-31 (COR) - A.A. Yamashita, Ph.D.- “An act to add a new Item (J) to Section 4403 of Article 4, Chapter 4 of Title 4, Guam Code Annotated; and to amend Items (A), (D) and (E) of Section 9301 and to amend Item (B) of Section 9303 all of Article 3, Chapter 9 of Title 5, Guam Code Annotated relative to the Administrative Adjudication Law to include a review by the Civil Service Commission for proposed personnel rules and regulations, and to further enhance transparency by requiring the electronic publishing of proposed rules and regulations.”
- Bill No. 391-31 (COR) - B.J.F. Cruz- “An act to *add* a new § 5011 to Part A, Article 1 of Chapter 5, Title 5, Guam Code Annotated; to *amend* § 44107 of Title 22, Guam Code Annotated; and to *add* a new § 44115 to Title 22, Guam Code Annotated; relative to establishing a procurement policy in favor of businesses participating in the Guam Registered Apprenticeship Program or currently employing persons who completed that program.”
- Bill No. 395-31 (COR) - Sam Mabini, Ph.D. / B.J.F. Cruz-“An act to amend §4111, Title 4 Guam Code Annotated, Chapter 4, relative to lump sum payments for annual leave.”

Please provide written testimonies at least one day prior to the hearing to the Office of the Vice Speaker Benjamin J.F Cruz, 155 Hesler Place, Hagatna Guam 96910. They may be sent via facsimile to 477-2522, or via email to chris.carillo@senatorbjcruz.com.

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Chris Carillo <chris.carillo@senatorbjcruz.com>

Second Notice of Public Hearing- December 27th 2011

5 messages

Chris Carillo <chris.carillo@senatorbjcruz.com>

Mon, Dec 26, 2011 at 9:14 AM

To: speaker@judiwonpat.com, tom@senatorada.org, senatortonyada@guamlegislature.org, senator@tinamunabarnes.com, frank.blasjr@gmail.com, duenasenator@gmail.com, judiguthertz@gmail.com, senatorsam@senatormabini.com, senbenp@guam.net, cor@guamlegislature.org, senatordrodriguez@gmail.com, senatormana@gmail.com, Aline4families@gmail.com, phnotice@guamlegislature.org, ABPalacios@gmail.com, senator@senatorbjcruz.com, Joshua Tenorio <joshua.tenorio@senatorbjcruz.com>, mike.lidia@senatorbjcruz.com, sarah.nededog@senatorbjcruz.com, "Rory J. Respicio" <roryforguam@gmail.com>, Carlos Pangelinan <carlos.pangelinan@senatorbjcruz.com>, carlo.branch@gmail.com, Chris Carillo <chris.carillo@senatorbjcruz.com>
Cc: mindy@kuam.com, sabrina@kuam.com, jason@kuam.com, bmkelman@guampdn.com, dcristosomo@guampdn.com, rgibson@k57.com, therese.hart.writer@gmail.com, thebigshow@k57.com, Travis Coffman <travis.coffman@gmail.com>, hottips@kuam.com, Pacific News Center <news@spbgum.com>, news@guampdn.com, news@k57.com, parroyo@k57.com, Kevin Kerrigan <kevin@spbgum.com>, clynt@spbgum.com, Krystal Paco <krystal@kuam.com>

Merry Christmas All,

Please see the attached 48 Hour Notice from Vice Speaker Cruz.

December 25, 2011

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*MEMORANDUM *

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*TO: *All Members/All Senators

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*

*FROM: *Vice Speaker Benjamin J.F. Cruz

*
*

*RE: *Second Notice of Public Hearing December 27, 2011

*
*

*Hafa Adai! *Please be advised that the Committee on Youth, Cultural Affairs, Procurement, General Government Operations, and Public Broadcasting will conduct an Public Hearing on Tuesday, December 27th, 2011, beginning at 9:00 A.M. in *I Liheslaturan's *Public Hearing Room with the following agenda:

9:00 A.M.

Bill No. 321-31

(COR)<http://www.guamlegislature.org/Bills_Introduced_31st/Bill%20No.%20B321-31%20%28COR%29.pdf>-

V.A. Ada / A.A. Yamashita, Ph.D. / F.F. Blas, Jr.-"An act to add a new §43120 to Chapter 43 of 5GCA relative to prohibiting secret voting by government of Guam Boards and Commissions."

Bill No. 326-31

(COR)<http://www.guamlegislature.org/Bills_Introduced_31st/Bill%20No.%20B326-31%20%28COR%29.pdf>-

M.S. Tajeron- "An act to add a new Section 10313 to Article 3, Chapter 10, Title 5 of the Guam Code Annotated relative to requiring all Government of Guam Departments and Agencies to accept applications, filings and forms for services via the internet."

Bill No. 338-31

(COR)<http://www.guamlegislature.org/Bills_Introduced_31st/Bill%20No.%20B338-31%20%28COR%29.pdf>-

J.P. Guthertz, DPA-"An act to amend the Title and Sub Sections 4601, 4601(E), 4602, 4603, and to add Sub Section 4601(F)(G) and a new Sub Section 4611 to Article 6 of Chapter 4, Title 4 Guam Code Annotated relative to expanding the eligibility for inclusion in the enhanced placement program for public employees. "

Bill No. 360-31

(COR)<http://www.guamlegislature.org/Bills_Introduced_31st/Bill%20No.%20B360-31%20%28COR%29.pdf>-

M. Silva-Tajeron- "An act to amend § 5425, Part A, Article 9, Chapter 5, Title 5 of the Guam Code Annotated relative to a deadline for the issuance of decisions on protested solicitations and rewards, in accordance with Guam Procurement Law."

Bill No. 367-31

(LS)<http://www.guamlegislature.org/Bills_Introduced_31st/Bill%20No.%20B367-31%20%28LS%29.pdf>-

D.G. Rodriguez, Jr. / T.C. Ada / V.A. Ada- "An act to designate Route 6 (Halsey Drive and Spruance Drive) as "Korean War Veterans Drive" by adding a new §849.6 to Chapter 8, Title 1, Guam Code Annotated, to pay special tribute to all veterans who served in the Korean War for the protection and freedom of liberty. "

Bill No. 374-31

(COR)<http://www.guamlegislature.org/Bills_Introduced_31st/Bill%20No.%20B374-31%20%28COR%29.pdf>-

M. S. Tajeron / A. B. Palacios, Sr. / A. A. Yamashita, Ph. D.- "An act to add a new § 77135 to Chapter 77, Title 10 of the Guam Code Annotated relative to the creation of the position of Department Psychologist at the Guam Police Department. "

2:00 P.M.

Bill No. 375-31

(COR)<http://www.guamlegislature.org/Bills_Introduced_31st/Bill%20No.%20B375-31%20%28COR%29.pdf>-

M. S. Tajeron / A. B. Palacios, Sr. / A. A. Yamashita, Ph. D.-"An act

to

add a new § 72109 to Chapter 72, Title 10 of the Guam Code Annotated relative to the Creation of the Position of Department Psychologist at the Guam Fire Department. ”

Bill No. 376-31

(COR)<http://www.guamlegislature.org/Bills_Introduced_31st/Bill%20No.%20B376-31%20%28COR%29.pdf>-

B.J.F. Cruz-“An act to amend Section 5123, and to repeal Chapter 57 of Chapter 5 of Title 5 of the Guam Code Annotated, Relative to the purchasing, maintenance and inventory of Government Vehicles.”

Bill No. 380-31

(COR)<http://www.guamlegislature.org/Bills_Introduced_31st/Bill%20No.%20B380-31%20%28COR%29.pdf>-

A.B. Palacios, Sr.- “An act relative to the release of working animals from government service, by adding a new §22705 to 5GCA. “

Bill No. 381-31

(COR)<http://www.guamlegislature.org/Bills_Introduced_31st/Bill%20No.%20B381-31%20%28COR%29.pdf>-

D.G. Rodriguez, Jr.- “An act to promote vehicles purchased by the Government of Guam meet certain fuel efficient standards, by adding a new §5013 to Part A of Article 1, Chapter 5, Title 5, Guam Code Annotated - *Guam Procurement Law.* “

<http://www.guamlegislature.org/Bills_Introduced_31st/Bill%20No.%20B387-31%20%28COR%29.pdf>

Bill No. 387-31

(COR)<http://www.guamlegislature.org/Bills_Introduced_31st/Bill%20No.%20B387-31%20%28COR%29.pdf>-

A.A. Yamashita, Ph.D.- “An act to add a new Item (J) to Section 4403 of Article 4, Chapter 4 of Title 4, Guam Code Annotated; and to amend Items (A), (D) and (E) of Section 9301 and to amend Item (B) of Section 9303 all of Article 3, Chapter 9 of Title 5, Guam Code Annotated relative to the Administrative Adjudication Law to include a review by the Civil Service Commission for proposed personnel rules and regulations, and to further enhance transparency by requiring the electronic publishing of proposed rules and regulations.”

Bill No. 391-31

(COR)<http://www.guamlegislature.org/Referral_31st/Referral%20B391-31%20%28COR%29.pdf>-

B.J.F. Cruz- “An act to *add* a new § 5011 to Part A, Article 1 of Chapter 5, Title 5, Guam Code Annotated; to *amend* § 44107 of Title 22, Guam Code Annotated; and to *add* a new § 44115 to Title 22, Guam Code Annotated; relative to establishing a procurement policy in favor of businesses participating in the Guam Registered Apprenticeship Program or currently employing persons who completed that program.”

Bill No. 395-31

(COR)<http://www.guamlegislature.org/Referral_31st/Referral%20B395-31%20%28COR%29.pdf>-

Sam Mabini, Ph.D. / B.J.F. Cruz-“An act to amend §4111, Title 4 Guam Code Annotated, Chapter 4, relative to lump sum payments for annual leave.”

Please provide written testimonies at least one day prior to the hearing to the Office of the Vice Speaker Benjamin J.F Cruz, 155 Hesler Place, Hagatna Guam 96910. They may be sent via facsimile to 477-2522, or via email to chris.carillo@senatorbjcruz.com.

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 **12.27 notice.pdf**
74K

Chris Carillo <chris.carillo@senatorbjcruz.com>

Mon, Dec 26, 2011 at 5:22 PM

To: Ray Gibson <rgibson@k57.com>

Bcc: Carlos Pangelinan <carlos.pangelinan@senatorbjcruz.com>, carlo.branch@gmail.com, "Benjamin J.F. Cruz" <senator@senatorbjcruz.com>

Hafa Adai Ray,

Due to a technical error o our part, the required notice for the public hearing tomorrow 12/27/2011 at 9 A.M. did not meet the was not sent in time. We will continue to have the hearing and accept written and oral testimony and leave the record open until after we can schedule a supplemental hearing and meet the notice requirements.

Please notify your listeners of our error, Carlo Branch would love to call in and explain the situation to your listeners in detail. Please let me know or let Carlo if its ok for him to call in and make apologies to all those interested in the hearing.

Merry Christmas,

Chris Carillo

A copy of the notice is attached....

[Quoted text hidden]

 **12.27 notice.pdf**
74K

Aline Yamashita <aline4families@gmail.com>

Tue, Dec 27, 2011 at 5:58 AM

To: Chris Carillo <chris.carillo@senatorbjcruz.com>

Chris,

This notice states there is a break - that the hearing will resume at 2. Has there been another change? I thought we would start and continue until finished. Please advise.

Thank you.

[Quoted text hidden]

--

Aline

Families First!

Chris Carillo <chris.carillo@senatorbjcruz.com>

Tue, Dec 27, 2011 at 8:02 AM

To: Aline Yamashita <aline4families@gmail.com>

Senator,

We will hear as many bills as possible in the morning. There will have to be a break because there are 13 bills. I look forward to seeing you at the hearing...

Chris

Sent from my Windows Phone

From: Aline Yamashita

Sent: Tuesday, December 27, 2011 5:58 AM

To: Chris Carillo

Subject: Re: Second Notice of Public Hearing- December 27th 2011

[Quoted text hidden]

Adam Bearce <adam@guamlegislature.org>

Tue, Dec 27, 2011 at 8:13 AM

To: Chris Carillo <chris.carillo@senatorbjcruz.com>, Yong Pak <yong@guamlegislature.org>

Hi. Confirmed Posted.

[Quoted text hidden]



December 25, 2011

MEMORANDUM

TO: All Members/All Senators
FROM: Vice Speaker Benjamin J.F. Cruz
RE: Second Notice of Public Hearing December 27, 2011

Hafa Adai! Please be advised that the Committee on Youth, Cultural Affairs, Procurement, General Government Operations, and Public Broadcasting will conduct an Public Hearing on Tuesday, December 27th, 2011, beginning at 9:00 A.M. in *I Liheslaturan's* Public Hearing Room with the following agenda:

9:00 A.M.

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Bill No. 338-31 (COR) - J.P. Guthertz, DPA-"An act to amend the Title and Sub Sections 4601, 4601(E), 4602, 4603, and 4605 and to add Sub Section 4601(F)(G) and a new Sub Section 4611 to Article 6 of Chapter 4, Title 4 Guam Code Annotated relative to expanding the eligibility for inclusion in the enhanced placement program for public employees. "

Bill No. 360-31 (COR) - M. Silva-Taijeron- "An act to amend § 5425, Part A, Article 9, Chapter 5, Title 5 of the Guam Code Annotated relative to a deadline for the issuance of decisions on protested solicitations and rewards, in accordance with Guam Procurement Law."

Bill No. 367-31 (LS) - D.G. Rodriguez, Jr. / T.C. Ada / V.A. Ada- "An act to designate Route 6 (Halsey Drive and Spruance Drive) as "Korean War Veterans Drive" by adding a new §849.6 to Chapter 8, Title 1, Guam Code Annotated, to pay special tribute to all veterans who served in the Korean War for the protection and freedom of liberty. "

Bill No. 374-31 (COR) - M. S. Taijeron / A. B. Palacios, Sr. / A. A. Yamashita, Ph. D.- "An act to add a new § 77135 to Chapter 77, Title 10 of the Guam Code Annotated relative to the creation of the position of Department Psychologist at the Guam Police Department. "

2:00 P.M.

Bill No. 375-31 (COR) - M. S. Taijeron / A. B. Palacios, Sr. / A. A. Yamashita, Ph. D.-"An act to add a new § 72109 to Chapter 72, Title 10 of the Guam Code Annotated relative to the Creation of the Position of Department Psychologist at the Guam Fire Department. "

Bill No. 376-31 (COR) - B.J.F. Cruz-"An act to amend Section 5123, and to repeal Chapter 57 of Chapter 5 of Title 5 of the Guam Code Annotated, Relative to the purchasing, maintenance and inventory of Government Vehicles."

SENATOR BENJAMIN J.F. CRUZ, VICE SPEAKER

Chairman, Committee on Youth, Cultural Affairs, Procurement,
General Government Operations, and Public Broadcasting.
Web Address: www.senatorbjcruz.com



I MINA'TRENTAI UNU NA LIHESLATURAN GUAHAN
The 31st Guam Legislature • senator@senatorbjcruz.com
155 Hester Place, Hagatna, Guam 96910
Telephone: (671) 477-2520/1 • Fax: (671) 477-2522

Bill No. 380-31 (COR) - A.B. Palacios, Sr.- “An act relative to the release of working animals from government service, by adding a new §22705 to 5GCA. “

Bill No. 381-31 (COR) - D.G. Rodriguez, Jr.- “An act to promote vehicles purchased by the Government of Guam meet certain fuel efficient standards, by adding a new §5013 to Part A of Article 1, Chapter 5, Title 5, Guam Code Annotated - *Guam Procurement Law*. “

Bill No. 387-31 (COR) - A.A. Yamashita, Ph.D.- “An act to add a new Item (J) to Section 4403 of Article 4, Chapter 4 of Title 4, Guam Code Annotated; and to amend Items (A), (D) and (E) of Section 9301 and to amend Item (B) of Section 9303 all of Article 3, Chapter 9 of Title 5, Guam Code Annotated relative to the Administrative Adjudication Law to include a review by the Civil Service Commission for proposed personnel rules and regulations, and to further enhance transparency by requiring the electronic publishing of proposed rules and regulations.”

Bill No. 391-31 (COR) - B.J.F. Cruz- “An act to *add* a new § 5011 to Part A, Article 1 of Chapter 5, Title 5, Guam Code Annotated; to *amend* § 44107 of Title 22, Guam Code Annotated; and to *add* a new § 44115 to Title 22, Guam Code Annotated; relative to establishing a procurement policy in favor of businesses participating in the Guam Registered Apprenticeship Program or currently employing persons who completed that program.”

Bill No. 395-31 (COR) - Sam Mabini, Ph.D. / B.J.F. Cruz-“An act to amend §4111, Title 4 Guam Code Annotated, Chapter 4, relative to lump sum payments for annual leave.”

Please provide written testimonies at least one day prior to the hearing to the Office of the Vice Speaker Benjamin J.F Cruz, 155 Hester Place, Hagatna Guam 96910. They may be sent via facsimile to 477-2522, or via email to chris.carillo@senatorbjcruz.com.

We comply with Title II of the Americans with Disabilities Act (ADA). Should you require assistance or special accommodations, please contact Chris Carillo at the Office of the Vice Speaker Benjamin J.F Cruz at 477-2521 or via email at chris.carillo@senatorbjcruz.com.



Chris Carillo <chris.carillo@senatorbjcruz.com>

First Notice of Public Hearing January 5, 2012

4 messages

Chris Carillo <chris.carillo@senatorbjcruz.com>

Wed, Dec 28, 2011 at 10:15 AM

To: speaker@judiwonpat.com, Tom Ada <tom@senatorada.org>, senatorTonyada@guamlegislature.org, senator@tinamunabarnes.com, "Senator Frank F. Blas, Jr." <frank.blasjr@gmail.com>, duenasenator@gmail.com, judiguthertz@gmail.com, Sam Mabini <senatorsam@senatormabini.com>, "Senator Ben C. Pangelinan" <senbenp@guam.net>, cor@guamlegislature.org, senatorDrodriguez@gmail.com, senatormana@gmail.com, Aline Yamashita <Aline4families@gmail.com>, phnotice@guamlegislature.org, Senator Adolpho Palacios <ABPalacios@gmail.com>, "Benjamin J.F. Cruz" <senator@senatorbjcruz.com>, Joshua Tenorio <joshua.tenorio@senatorbjcruz.com>, Mike Lidia <mike.lidia@senatorbjcruz.com>, Sarah Thomas-Nededog <sarah.nededog@senatorbjcruz.com>, "Rory J. Respicio" <roryforguam@gmail.com>, Carlos Pangelinan <carlos.pangelinan@senatorbjcruz.com>, carlo.branch@gmail.com, Chris Carillo <chris.carillo@senatorbjcruz.com>

Cc: mindy@kuam.com, Sabrina Salas Matanane <sabrina@kuam.com>, Jason Salas <jason@kuam.com>, dcrisostomo@guampdn.com, Ray Gibson <rgibson@k57.com>, therese.hart.writer@gmail.com, thebigshow@k57.com, Travis Coffman <travis.coffman@gmail.com>, hottips@kuam.com, Pacific News Center <news@spbg Guam.com>, news@guampdn.com, news@k57.com, parroyo@k57.com, Kevin Kerrigan <kevin@spbg Guam.com>, clynt@spbg Guam.com, Krystal Paco <krystal@kuam.com>

Hafa Adai All,

Please see the attached from Vice Speaker Cruz.
I initially placed the wrong date on the Subject Line of the Email.
The Additional Hearing will take place on January 5, 2012.
Thank you for your understanding.

December 28, 2011

MEMORANDUM

TO: All Members/All Senators

FROM: Chairman, Committee on Youth, Cultural Affairs, Procurement, General Government Operations, and Public Broadcasting

RE: 5-day Notice of Public Hearing – January 5, 2012

Hafa Adai! Please be advised that the Committee on Youth, Cultural Affairs, Procurement, General Government Operations, and Public Broadcasting will conduct an additional Public Hearing on Thursday, January 5, 2012, beginning at 9:00 A.M. in I Liheslaturan's Public Hearing Room on the following items:

Bill No. 321-31 (COR) - V.A. Ada / A.A. Yamashita, Ph.D. / F.F. Blas, Jr.-"An act to add a new §43120 to Chapter 43 of 5GCA relative to prohibiting secret voting by government of Guam Boards and Commissions."

Bill No. 326-31 (COR) - M.S. Taijeron- "An act to add a new Section 10313 to Article 3, Chapter 10, Title 5 of the Guam Code Annotated relative to requiring all Government of Guam Departments and Agencies to accept applications, filings and forms for services via the internet."

Bill No. 338-31 (COR) - J.P. Guthertz, DPA-"An act to amend the Title and Sub Sections 4601, 4601(E), 4602, 4603, and 4605 and to add Sub Section 4601(F)(G) and a new Sub Section 4611 to Article 6 of Chapter 4, Title 4 Guam Code Annotated relative to expanding the eligibility for

inclusion in the enhanced placement program for public employees.”

Bill No. 360-31 (COR) - M. Silva-Tajjeron- “An act to amend § 5425, Part A, Article 9, Chapter 5, Title 5 of the Guam Code Annotated relative to a deadline for the issuance of decisions on protested solicitations and rewards, in accordance with Guam Procurement Law.”

Bill No. 367-31 (LS) - D.G. Rodriguez, Jr. / T.C. Ada / V.A. Ada- “An act to designate Route 6 (Halsey Drive and Spruance Drive) as “Korean War Veterans Drive” by adding a new §849.6 to Chapter 8, Title 1, Guam Code Annotated, to pay special tribute to all veterans who served in the Korean War for the protection and freedom of liberty. ”

Bill No. 374-31 (COR) - M. S. Tajjeron / A. B. Palacios, Sr. / A. A. Yamashita, Ph. D.- “An act to add a new § 77135 to Chapter 77, Title 10 of the Guam Code Annotated relative to the creation of the position of Department Psychologist at the Guam Police Department. ”

Bill No. 375-31 (COR) - M. S. Tajjeron / A. B. Palacios, Sr. / A. A. Yamashita, Ph. D.-“An act to add a new § 72109 to Chapter 72, Title 10 of the Guam Code Annotated relative to the Creation of the Position of Department Psychologist at the Guam Fire Department.”

Bill No. 376-31 (COR) - B.J.F. Cruz-“An act to amend Section 5123, and to repeal Chapter 57 of Chapter 5 of Title 5 of the Guam Code Annotated, Relative to the purchasing, maintenance and inventory of Government Vehicles.”

Bill No. 380-31 (COR) - A.B. Palacios, Sr.- “An act relative to the release of working animals from government service, by adding a new §22705 to 5GCA. “

Bill No. 381-31 (COR) - D.G. Rodriguez, Jr.- “An act to promote vehicles purchased by the Government of Guam meet certain fuel efficient standards, by adding a new §5013 to Part A of Article 1, Chapter 5, Title 5, Guam Code Annotated - Guam Procurement Law. “

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 **5 DAY NOTICE.pdf**
76K

Hey Chris,

Just want to double check — these bills have already had a hearing right? I didn't go yesterday but I thought some of these bills were on the agenda?

Am I just confused?

Erin

[Quoted text hidden]

[Quoted text hidden]

Chris Carillo <chris.carillo@senatorbjcruz.com>

Wed, Dec 28, 2011 at 11:49 AM

To: Erin Thompson <egthompson@guampdn.com>

There was an error in sending the 48hr notice so this is an additional hearing to meet the open government requirements. Testimony from yesterday and from the added hearing will be included in report..

Sent from my Windows Phone

From: Erin Thompson

Sent: Wednesday, December 28, 2011 11:43 AM

To: Chris Carillo

Subject: Re: First Notice of Public Hearing January 5, 2012

[Quoted text hidden]

Erin Thompson <egthompson@guampdn.com>

Wed, Dec 28, 2011 at 11:51 AM

To: Chris Carillo <chris.carillo@senatorbjcruz.com>

Great!

Thanks,

Erin

[Quoted text hidden]

[Quoted text hidden]



December 28, 2011

MEMORANDUM

TO: All Members/All Senators

FROM: Chairman, Committee on Youth, Cultural Affairs, Procurement, General Government Operations, and Public Broadcasting

RE: **5-day Notice of Public Hearing – January 5, 2011**

Hafa Adai! Please be advised that the Committee on Youth, Cultural Affairs, Procurement, General Government Operations, and Public Broadcasting will conduct an additional Public Hearing on Thursday, January 5, 2012, beginning at 9:00 A.M. in *I Liheslaturan's* Public Hearing Room on the following items:

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Chris Carillo <chris.carillo@senatorbjcruz.com>

Second Notice of Public Hearing- January 5, 2012

3 messages

Chris Carillo <chris.carillo@senatorbjcruz.com>

Tue, Jan 3, 2012 at 7:16 AM

To: speaker@judiwonpat.com, Tom Ada <tom@senatorada.org>, senatortonyada@guamlegislature.org, senator@tinamunabarnes.com, "Senator Frank F. Blas, Jr." <frank.blasjr@gmail.com>, duenasenator@gmail.com, judiguthertz@gmail.com, Sam Mabini <senatorsam@senatormabini.com>, "Senator Ben C. Pangelinan" <senbenp@guam.net>, cor@guamlegislature.org, senatordrodriguez@gmail.com, senatormana@gmail.com, Aline Yamashita <Aline4families@gmail.com>, phnotice@guamlegislature.org, Senator Adolpho Palacios <ABPalacios@gmail.com>, "Benjamin J.F. Cruz" <senator@senatorbjcruz.com>, Joshua Tenorio <joshua.tenorio@senatorbjcruz.com>, Mike Lidia <mike.lidia@senatorbjcruz.com>, Sarah Thomas-Nededog <sarah.nededog@senatorbjcruz.com>, "Rory J. Respicio" <roryforguam@gmail.com>, Carlos Pangelinan <carlos.pangelinan@senatorbjcruz.com>, carlo.branch@gmail.com, Chris Carillo <chris.carillo@senatorbjcruz.com>

Cc: mindy@kuam.com, Sabrina Salas Matanane <sabrina@kuam.com>, Jason Salas <jason@kuam.com>, dcrisostomo@guampdn.com, Ray Gibson <rgibson@k57.com>, therese.hart.writer@gmail.com, thebigshow@k57.com, Travis Coffman <travis.coffman@gmail.com>, hottips@kuam.com, Pacific News Center <news@spbgum.com>, news@guampdn.com, news@k57.com, parroyo@k57.com, Kevin Kerrigan <kevin@spbgum.com>, clynt@spbgum.com, Krystal Paco <krystal@kuam.com>

Hafa Adai All,

Please see the attached notice from Vice Speaker Cruz.

January 3, 2012

MEMORANDUM

TO: All Members/All Senators

FROM: Chairman, Committee on Youth, Cultural Affairs, Procurement, General Government Operations, and Public Broadcasting

RE: 48 Hour Notice of Public Hearing – January 5, 2012

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second notice of public hearing 1.5.2012.doccorrected.doc

164K

Adam Bearce <adam@guamlegislature.org>

Tue, Jan 3, 2012 at 8:08 AM

To: Chris Carillo <chris.carillo@senatorbjcruz.com>, Yong Pak <yong@guamlegislature.org>

Hi. confirmed posted.

[Quoted text hidden]

Chris Carillo <chris.carillo@senatorbjcruz.com>

Tue, Jan 3, 2012 at 8:10 AM

To: Adam Bearce <adam@guamlegislature.org>

Thanks Adam!!

[Quoted text hidden]



January 3, 2012

MEMORANDUM

TO: All Members/All Senators

FROM: Chairman, Committee on Youth, Cultural Affairs, Procurement, General Government Operations, and Public Broadcasting

RE: 48 Hour Notice of Public Hearing – January 5, 2012

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PUBLIC HEARING AGENDA

NOTICES WERE DISSEMINATED VIA EMAIL ON

12/19/2011 AND 12/25/2011

9:00 A.M.

Bill No. 321-31 (COR) - V.A. Ada / A.A. Yamashita, Ph.D. / F.F. Blas, Jr.-"An act to add a new §43120 to Chapter 43 of 5GCA relative to prohibiting secret voting by government of Guam Boards and Commissions."

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Bill No. 338-31 (COR) - J.P. Guthertz, DPA-"An act to amend the Title and Sub Sections 4601, 4601(E), 4602, 4603, and 4605 and to add Sub Section 4601(F)(G) and a new Sub Section 4611 to Article 6 of Chapter 4, Title 4 Guam Code Annotated relative to expanding the eligibility for inclusion in the enhanced placement program for public employees. "

Bill No. 360-31 (COR) - M. Silva-Taijeron- "An act to amend § 5425, Part A, Article 9, Chapter 5, Title 5 of the Guam Code Annotated relative to a deadline for the issuance of decisions on protested solicitations and rewards, in accordance with Guam Procurement Law."

Bill No. 367-31 (LS) - D.G. Rodriguez, Jr. / T.C. Ada / V.A. Ada- "An act to designate Route 6 (Halsey Drive and Spruance Drive) as "Korean War Veterans Drive" by adding a new §849.6 to Chapter 8, Title 1, Guam Code Annotated, to pay special tribute to all veterans who served in the Korean War for the protection and freedom of liberty. "

Bill No. 374-31 (COR) - M. S. Taijeron / A. B. Palacios, Sr. / A. A. Yamashita, Ph. D.- "An act to add a new § 77135 to Chapter 77, Title 10 of the Guam Code Annotated relative to the creation of the position of Department Psychologist at the Guam Police Department. "

2:00 P.M.

Bill No. 375-31 (COR) - M. S. Taijeron / A. B. Palacios, Sr. / A. A. Yamashita, Ph. D.-"An act to add a new § 72109 to Chapter 72, Title 10 of the Guam Code Annotated relative to the Creation of the Position of Department Psychologist at the Guam Fire Department. "

Bill No. 376-31 (COR) - B.J.F. Cruz-"An act to amend Section 5123, and to repeal Chapter 57 of Chapter 5 of Title 5 of the Guam Code Annotated, Relative to the purchasing, maintenance and inventory of Government Vehicles."

Bill No. 380-31 (COR) - A.B. Palacios, Sr.- "An act relative to the release of working animals from government service, by adding a new §22705 to 5GCA. "

Bill No. 381-31 (COR) - D.G. Rodriguez, Jr.- "An act to promote vehicles purchased by the Government of Guam meet certain fuel efficient standards, by adding a new §5013 to Part A of Article 1, Chapter 5, Title 5, Guam Code Annotated - *Guam Procurement Law*. "

Bill No. 387-31 (COR) - A.A. Yamashita, Ph.D.- "An act to add a new Item (J) to Section 4403 of Article 4, Chapter 4 of Title 4, Guam Code Annotated; and to amend Items (A), (D) and (E) of Section 9301 and to amend Item (B) of



Section 9303 all of Article 3, Chapter 9 of Title 5, Guam Code Annotated relative to the Administrative Adjudication Law to include a review by the Civil Service Commission for proposed personnel rules and regulations, and to further enhance transparency by requiring the electronic publishing of proposed rules and regulations.”

Bill No. 391-31 (COR) - B.J.F. Cruz- “An act to *add* a new § 5011 to Part A, Article 1 of Chapter 5, Title 5, Guam Code Annotated; to *amend* § 44107 of Title 22, Guam Code Annotated; and to *add* a new § 44115 to Title 22, Guam Code Annotated; relative to establishing a procurement policy in favor of businesses participating in the Guam Registered Apprenticeship Program or currently employing persons who completed that program.”

Bill No. 395-31 (COR) - Sam Mabini, Ph.D. / B.J.F. Cruz-“An act to amend §4111, Title 4 Guam Code Annotated, Chapter 4, relative to lump sum payments for annual leave.”

Please provide written testimonies at least one day prior to the hearing to the Office of the Vice Speaker Benjamin J.F Cruz, 155 Hesler Place, Hagatna Guam 96910. They may be sent via facsimile to 477-2522, or via email to chris.carillo@senatorbjcruz.com.

We comply with Title II of the Americans with Disabilities Act (ADA). Should you require assistance or special accommodations, please contact Chris Carillo at the Office of the Vice Speaker Benjamin J.F Cruz at 477-2521 or via email at chris.carillo@senatorbjcruz.com.



Public Hearing Agenda
January 5, 2012
Public Hearing Notices were sent on
December 28th 2011 and January 3, 2012

- Bill No. 321-31 (COR) - V.A. Ada / A.A. Yamashita, Ph.D. / F.F. Blas, Jr.-“An act to add a new §43120 to Chapter 43 of 5GCA relative to prohibiting secret voting by government of Guam Boards and Commissions.”
- Bill No. 326-31 (COR) - M.S. Taijeron- “An act to add a new Section 10313 to Article 3, Chapter 10, Title 5 of the Guam Code Annotated relative to requiring all Government of Guam Departments and Agencies to accept applications, filings and forms for services via the internet.”
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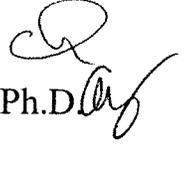
- Bill No. 381-31 (COR) - D.G. Rodriguez, Jr.- “An act to promote vehicles purchased by the Government of Guam meet certain fuel efficient standards, by adding a new §5013 to Part A of Article 1, Chapter 5, Title 5, Guam Code Annotated - Guam Procurement Law. “
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I MINA' TRENTAI UNU NA LIHESLATURAN GUÅHAN
2011 (FIRST) Regular Session

Bill No. 321-31 (COR)

Introduced by:

V. Anthony Ada
A. A. Yamashita Ph.D.
F. F. Blas



**AN ACT TO ADD A NEW §43120 TO CHAPTER 43 OF
5GCA RELATIVE TO PROHIBITING SECRET VOTING
BY GOVERNMENT OF GUAM BOARDS AND
COMMISSIONS.**

2011 SEP 23 PM 2:18



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

2

3 **Section 1.** A new Section 43120 is *added* to Chapter 43 of 5GCA to read:

4

5 **§43120. Secret voting prohibited.**

6

7 No action, motion or resolution of any board or commission of the Government of
8 Guam may be taken in secret or by secret ballot. All members are required to vote
9 on every action or resolution of the board, for which a vote is called, unless (a) the
10 member is excused for cause by a majority of the members present or (b) the
11 member is barred by Public Law from voting.