

5



EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam

June 18, 2012

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

31-12-1619
Office of the Speaker
Judith T. Won Pat, Ed. D.
Date 6/19/12
Time 4:37 PM
Received by [Signature]

Dear Madame Speaker:

Transmitted herewith is Bill No. 380-31 (COR) "AN ACT TO ADD A NEW §22705 TO ARTICLE 7, CHAPTER 22 OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE RELEASE OF WORKING ANIMALS FROM GOVERNMENT SERVICE", which I signed into law on June 15, 2012 as **Public Law 31-219**.

2012 JUN 19 4:03 PM
[Signature]

Senseramente

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

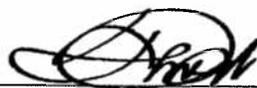
Attachment: copy of Bill

1619

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

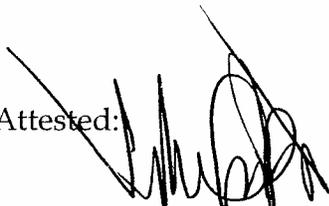
CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

This is to certify that Bill No. 380-31 (COR), "AN ACT TO ADD A NEW §22705 TO ARTICLE 7, CHAPTER 22 OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE RELEASE OF WORKING ANIMALS FROM GOVERNMENT SERVICE", was on the 4th day of June, 2012, duly and regularly passed.



Judith T. Won Pat, Ed.D.
Speaker

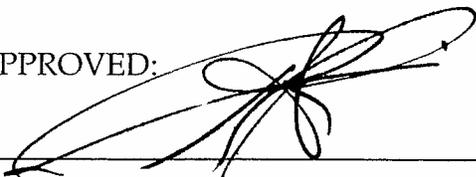
Attested:



Tina Rose Muña Barnes
Legislative Secretary

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

APPROVED:



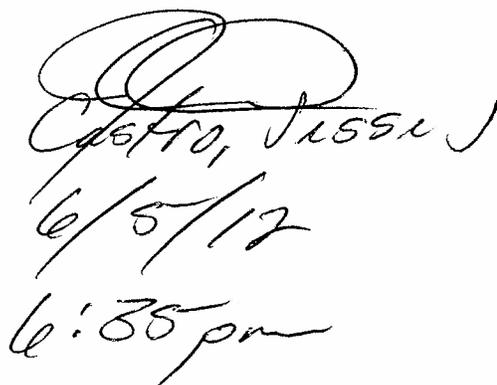
RAYMOND S. TENORIO
Acting Governor of Guam

Date: _____

JUN 15 2012

Public Law No. 31-219

Assistant Staff Officer
Maga'lahi's Office



6/5/12
6:35 pm

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

Bill No. 380-31 (COR)

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

Introduced by:

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

**AN ACT TO *ADD* A NEW §22705 TO ARTICLE 7,
CHAPTER 22 OF TITLE 5, GUAM CODE ANNOTATED,
RELATIVE TO THE RELEASE OF WORKING
ANIMALS FROM GOVERNMENT SERVICE.**

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that there has recently been a request for guidance from the General Services
4 Agency on the disposition of working animals at the Department of Corrections.
5 There is nothing in local statute which addresses the disposition of such animals

1 that have served the government of Guam after their service is no longer able to be
2 utilized by the government.

3 *I Liheslaturan Guåhan* finds that United States Public Law 106-446
4 addresses the disposition of military dogs and horses utilized by the Department of
5 Defense.

6 Therefore, it is the intent of *I Liheslaturan Guåhan* to provide for the
7 release of a working animal from government service at the end of an animal's
8 useful life, and to further provide for the adoption of these animals by individuals
9 or organizations, by adding a new §22705 to Article 7, Chapter 22 of Title 5,
10 Guam Code Annotated.

11 **Section 2.** A new §22705 is hereby *added* to Article 7, Chapter 22 of Title
12 5, Guam Code Annotated, to read:

13 **“§ 22705. Release of Working Animals from Government**
14 **Service.**

15 (a) **Availability for Adoption.** The Director of the Agency
16 concerned may make a working animal of such Agency available for
17 adoption by a person or entity referred to in Subsection (c), *unless* the
18 animal has been determined to be unsuitable for adoption under Subsection
19 (b), under the circumstances as follows:

20 (1) at the end of the animal's useful life;

21 (2) before the end of the animal's useful life, if such
22 Director, in such Director's discretion, determines that unusual or
23 extraordinary circumstances justify making the animal available for
24 adoption before that time; or

25 (3) when the animal is otherwise excess to the needs of such
26 Agency.

1 (b) **Suitability for Adoption.** The decision whether a particular
2 animal is suitable or unsuitable for adoption under this Section *shall* be
3 made by the Leader of the last Unit to which the animal is assigned before
4 being declared excess. The Unit Leader *shall* consider the recommendations
5 of the Unit's veterinarian, a certified behaviorist, or other competent
6 authority in making the decision regarding the adoptability of the animal.

7 (c) **Authorized Recipients.** The working animals may be adopted
8 under this Section by law enforcement agencies, former handlers of these
9 animals, or other persons capable of humanely caring for these animals.

10 (d) **Consideration.** The transfer of a working animal under this
11 Section may be without charge to the recipient.

12 (e) **Limitations on Liability for Transferred Animals.**

13 (1) Notwithstanding any other provision of law, the
14 government of Guam *shall not* be subject to any suit, claim, demand
15 or action, liability, judgment, cost or other fee arising out of any claim
16 for personal injury or property damage, including death, illness, or
17 loss of or damage to property or other economic loss, that results
18 from, or is in any manner predicated upon, the act or omission of a
19 former working animal transferred under this Section, including any
20 training provided to the animal while a working animal.

21 (2) Notwithstanding any other provision of law, the
22 government of Guam *shall not* be liable for any veterinary expense
23 associated with a working animal transferred under this Section for a
24 condition of the working animal before transfer under this Section,
25 whether or not such condition is known at the time of transfer under
26 this Section.

1 (f) **Annual Report.** The Director of the Agency *shall* submit to
2 the Speaker of *I Liheslaturan Guåhan* an annual report specifying the
3 number of working animals adopted under this Section during the preceding
4 year, the number of working animals currently awaiting adoption, and the
5 number of working animals euthanized during the preceding year. With
6 respect to each euthanized working animal, the report *shall* contain an
7 explanation of the reason(s) why the animal was euthanized, rather than
8 retained for adoption under this Section.

9 (g) **Definitions.** For the purposes of this Section:

10 (1) *Agency* means the Guam Police Department, the
11 Department of Corrections, the A.B. Won Pat International Airport
12 Authority, or the Customs and Quarantine Agency;

13 (2) *Director* means the Chief of the Guam Police
14 Department, Director of the Department of Corrections, the General
15 Manager of the A.B. Won Pat International Airport Authority, or the
16 Director of the Customs and Quarantine Agency;

17 (3) *Working animal* means a working dog for the Agency;

18 (4) *Unit* means an operational division of the Agency; and

19 (5) *Leader* means the chief officer in the Unit.”

20 **Section 3. Rules and Regulations.** The Chief Procurement Officer of the
21 General Services Agency *shall*, in coordination with the Guam Police Department,
22 the Department of Corrections, the A.B. Won Pat International Airport Authority,
23 and the Customs and Quarantine Agency, promulgate rules and regulations for the
24 release of working animals from service in their respective agencies.

25 **Section 4. Severability.** *If* any provision of this Act or its application to
26 any person or circumstance is found to be invalid or contrary to law, such

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

6

I MINA' TRENTAI UNU NA LIHESLATURAN GUÅHAN

2012 (SECOND) Regular Session

Date: 6/4/12

VOTING SHEET

ABill No. 380-31(COR)

Resolution No. _____

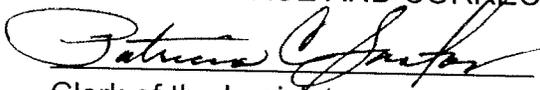
Question: _____

<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 Liheslatuaran Guahan
31st Guam Legislature
155 Hesler Place
Hagatna, Guam 96910

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

2012 JAN 19 AM 11:27
WUP

RE: Committee Report on Bill No. 380-31 (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. 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." -Sponsored by- A.B. Palacios, Sr. - and referred to the Committee on Youth, Cultural Affairs, Procurement, General Government Operations and Public Broadcasting.

Committee votes are as follows:

6 TO DO PASS
___ TO NOT PASS
___ TO REPORT OUT ONLY
___ TO ABSTAIN
___ TO PLACE IN INACTIVE FILE

Sincerely,

BENJAMIN J.F. CRUZ
Chairperson



COMMITTEE REPORT

ON

Bill No. 380-31 (COR)- As Amended

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.”



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. 380-31(COR) – As Amended

Transmitted herewith for your consideration is the Committee Report on 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."

This report includes the following:

- Committee Vote Sheet
- Committee Report Digest
- Bill No. 380-31(COR)
- Public Hearing Sign-in Sheet
- COR Referral of Bill No. 380-31(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. 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."

COMMITTEE MEMBERS	SIGNATURE	TO DO PASS	TO NOT PASS	TO REPORT ONLY	TO ABSTAIN	TO PLACE IN INACTIVE FILE
CRUZ, BENJAMIN J.F. Chairperson		<input checked="" type="checkbox"/>				
MUÑA 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 was 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."

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 Aline A. Yamashita, Ph.D., Committee Member
Senator Chris Duenas, Committee Member
Senator Sam Mabini Ph.D., Committee Member
Senator Dennis G. Rodriguez, Jr.
Senator Mana Silva Taijeron

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 and public hearing notices.

Joey T. Cruz, Supervisor of the Canine Training Academy (CTA) - Customs & Quarantine Agency (CQA), submitted and read written testimony in support of Bill No. 380-31 (COR) on behalf of Director Sgambelluri and the canine leadership of CQA. Cruz asserted that working animals must be viewed as more than equipment or assets. According to Cruz, the CTA thinks canines should be afforded a greater degree of appreciation for the service they provide for the people of Guam.



Larry Spotanski, Department of Corrections, submitted brief oral testimony in support of Bill No. 380-31 (COR). Spotanski recommended that Bill No. 380-31 (COR) include the Guam Airport Authority in the process along with the Department of Corrections, Guam Police Department and CQA. Spotanski asserted that the idea for this bill is derived from a canine under their care that is unable to be released or retired from duty. They attempted to release the canine, but the General Services Agency (GSA) prevented it. Subsequently, they transferred the canine back to CQA. Spotanski reasserted that the canine must be retired due to its age and the recommendation of a veterinarian.

Senator Cruz asked whether anyone cared to testify or ask questions of the panel.

Senator Taijeron asked whether the canines are euthanized at Guam Animals in Need (GAIN).

Franklin Gutierrez Jr. stated that the GSA wanted to transfer the canines to their agency, but they are closed on weekends and holidays thereby creating problems related to care of the canines.

Senator Taijeron stated that the dogs may die a slow death in their kennels if they are not transferred. She asked if GAIN could care for the canines.

Joey T. Cruz asserted that the canines come to Guam via a federal grant. Cruz stated that they generally would transfer the canines within the department to the handler through the Bureau of Statistics and Plans to provide documentation to GSA for "property" so that they understood the dog is going home with the handler.

Senator Taijeron asserted that because the canines are highly trained animals they might require a specific type of owner or handler.

Joey T. Cruz asserted that generally the handler should take the canine home due to familiarity with the personality of the canine.

Senator Taijeron clarified that the person taking home the canine would not be a random recipient without canine experience.

Joey T. Cruz clarified by stating "No Ma'am."

Senator Mabini stated she is an admirer of the work these respective agencies do with canines and she is an admirer of working canines. According to her research, Senator Mabini asserted



that several states do ceremonious retirements of working canines to qualified handlers or competent owners. Mabini then pointed to Section 2 (b) Suitability for Adoption where it is written, “The decision whether a particular animal is suitable or unsuitable for adoption under this Section shall be made by the Leader of the last Unit to which the animal is assigned before being declared excess. The Unit Leader shall consider the recommendations of the Unit’s veterinarian, or other competent authority, in making the decision regarding the adoptability of the animal.” Mabini asked whether the language related to “competent authority” should be strengthened or amended to read a “certified behaviorist.”

Joey T. Cruz asserted that a certified behaviorist or a trainer or instructor meaning somebody that has dealt with different animals. A veterinarian looks at the health of the canine and a behaviorist is one of the people testifying today that has dealt with canines.

Senator Mabini asked how many canines would retire in the next ten years.

Franklin Gutierrez Jr. said they anticipate seeing the retirement of at least ten dogs in the next ten years.

III. FINDINGS AND RECOMMENDATION

The Chairman of the Committee on Youth, Cultural Affairs, Procurement, General Government Operations and Public Broadcasting to which was referred Bill No. 380-31 (COR) finds that this legislation will aid canine dogs that have served our government and island residents. Based on the testimony provided during the hearing, several amendments were made for Bill No. 380-31 (COR); they are listed below.

Based on oral testimony from the Customs and Quarantine Agency related to Section 2 (b), the Committee included “certified behaviorist” because they are qualified trainers or instructors that have trained and worked animals in their service. As such, they are qualified to determine the behavior and animal psychology of canines under their care and supervision.

(b) Suitability for Adoption. The decision whether a particular animal is suitable or unsuitable for adoption under this Section shall be made by the Leader of the last Unit to which the animal is assigned before being declared excess. The Unit Leader shall consider the recommendations of the Unit’s veterinarian, or other competent authority, in making the decision regarding the adoptability of the animal.

Above was Section 2 (b) as introduced. It should read as follows:



(b) Suitability for Adoption. The decision whether a particular animal is suitable or unsuitable for adoption under this Section shall be made by the Leader of the last Unit to which the animal is assigned before being declared excess. The Unit Leader shall consider the recommendations of the Unit's veterinarian, a certified behaviorist or other competent authority, in making the decision regarding the adoptability of the animal.

Based on oral testimony from the Department of Corrections related to Section 2 (g) (1) and (2), the Committee included the Guam Airport Authority because they have working animals in their service.

- (g) Definitions. For the purposes of this Section:
- (1) "Agency" means the Guam Police Department, the Department of Corrections, or and the Customs and or Quarantine Agency;
 - (2) "Director" means the Chief of the Guam Police Department, Director of the Department of Corrections, or the Director of the Customs and Quarantine Agency;

Above was Section 2 (g) (1) and (2) as introduced. It should read as follows:

- (g) Definitions. For the purposes of this Section:
- (1) "Agency" means the Guam Police Department, the Department of Corrections, the Guam International Airport Authority, or and the Customs and or Quarantine Agency;
 - (2) "Director" means the Chief of the Guam Police Department, Director of the Department of Corrections, the General Manager of the Guam International Airport Authority, or the Director of the Customs and Quarantine Agency;

Based on oral testimony from the Department of Corrections related to Section 3, the Committee included the Guam Airport Authority because they have working animals in their service.

Section 3. Rules and Regulations. The Chief Procurement Officer of the General Services Agency shall, in coordination with the Guam Police Department, the Department of Corrections, and the Customs and Quarantine Agency, promulgate rules and regulations for the release of working animals from service to their respective agencies.

Above was Section 3 as introduced. It should read as follows:

Section 3. Rules and Regulations. The Chief Procurement Officer of the General Services

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 Hesler Place, Hagatna, Guam 96910
Telephone: (671) 477-2520/1 • Fax: (671) 477-2522

Agency shall, in coordination with the Guam Police Department, the Department of Corrections, the Guam International Airport Authority, and the Customs and Quarantine Agency, promulgate rules and regulations for the release of working animals from service to their respective agencies.

The Committee on Youth, Cultural Affairs, Procurement, General Government Operations and Public Broadcasting to which was referred Bill No. 380-31(COR) An Act Relative To The Release Of Working Animals From Government Service, By Adding a New §22705 To 5 GCA.” hereby submits these findings to *I Mina' Trentai Unu na Liheslaturan Guåhan* and reports out Amended Bill No. 380-31 (LS) with a recommendation **TO PASS**.

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

2011 MAY 21 PM 2:09
[Handwritten signature]

Bill No. 380-31 (cov)

Introduced by:

Adolpho B. Palacios, Sr. *[Signature]*

**AN ACT RELATIVE TO THE RELEASE OF
WORKING ANIMALS FROM GOVERNMENT
SERVICE, BY ADDING A NEW §22705 TO 5GCA.**

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that there has recently been a request for guidance on the disposition of
4 working animals at the Department of Corrections with the General Services
5 Agency. There is nothing in local statute which addresses the disposition of
6 such animals that have served the government of Guam after their service is
7 no longer able to be utilized by the government.

8 *I Liheslaturan Guåhan* finds that the United States Public Law 106-446
9 addresses the disposition of military dogs and horses utilized by the
10 Department of Defense.

11 Therefore, it is the intent of *I Liheslaturan Guåhan* to provide for the
12 release of a working animal from government service at the end of an animal's

1 useful life and to further provide for the adoption by individuals or
2 organizations of these animals, by adding a new §22705 to 5GCA.

3 **Section 2. Release of Working animals from Government Service.** A
4 new §22705 is hereby added to 5GCA, to read:

5 “§22705. Release of Working Animals from Government Service.

6 (a) Availability for Adoption. The Director of the Agency
7 concerned may make a working animal of such Agency
8 available for adoption by a person or entity referred to in
9 subsection (c), unless the animal has been determined to be
10 unsuitable for adoption under section (b), under circumstances
11 as follows:

12 (1) At the end of the animal’s useful life;

13 (2) Before the end of the animal’s useful life, if such Director,
14 in such Director’s discretion, determines that unusual or
15 extraordinary circumstances justify making the animal
16 available for adoption before that time; or

17 (3) When the animal is otherwise excess to the needs of such
18 Agency.

19 (b) Suitability for Adoption. The decision whether a particular
20 animal is suitable or unsuitable for adoption under this Section
21 shall be made by the Leader of the last Unit to which the animal
22 is assigned before being declared excess. The Unit Leader shall

1 consider the recommendations of the Unit's veterinarian, or
2 other competent authority, in making the decision regarding
3 the adoptability of the animal.

4 (c) Authorized recipients. The working animals may be adopted
5 under this section by law enforcement agencies, former
6 handlers of these animals, and other persons capable of
7 humanely caring for these animals.

8 (d) Consideration. The transfer of a working animal under this
9 section may be without charge to the recipient.

10 (e) Limitations on Liability for Transferred Animals.

11 (1) Notwithstanding any other provision of law, the
12 government of Guam shall not be subject to any suit,
13 claim, demand or action, liability, judgment, cost or other
14 fee arising out of any claim for personal injury or
15 property damage, including death, illness, or loss of or
16 damage to property or other economic loss, that results
17 from, or is in any manner predicated upon, the act or
18 omission of a former working animal transferred under
19 this section, including any training provided to the
20 animal while a working animal.

21 (2) Notwithstanding any other provision of law, the
22 government of Guam shall not be liable for any

1 veterinary expense associated with a working animal
2 transferred under this section for a condition of the
3 working animal before transfer under this section,
4 whether or not such condition is known at the time of
5 transfer under this section.

6 (f) Annual Report. The Director of the Agency shall submit to the
7 Speaker of *I Liheslaturan Guåhan* an annual report specifying the
8 number of working animals adopted under this section during
9 the preceding year, the number of these animals currently
10 awaiting adoption, and the number of these animals
11 euthanized during the preceding year. With respect to each
12 euthanized working animal, the report shall contain an
13 explanation of the reason(s) why the animal was euthanized
14 rather than retained for adoption under this section.

15 (g) Definitions. For the purposes of this Section:

16 (1) "Agency" means the Guam Police Department, the
17 Department of Corrections and the Customs or
18 Quarantine Agency;

19 (2) "Director" means the Chief of the Guam Police
20 Department, Director of the Department of Corrections,
21 or the Director of the Customs and Quarantine Agency;

22 (3) "Working animal" means a working dog for the Agency;

1 (4) "Unit" means an operational division of the Agency; and

2 (5) "Leader" means the chief officer in the Unit."

3 **Section 3. Rules and Regulations.** The Chief Procurement Officer of
4 the General Services Agency shall, in coordination with the Guam Police
5 Department, the Department of Corrections and the Customs and Quarantine
6 Agency, promulgate rules and regulations for the release of working animals
7 from service to their respective agencies.

8 **Section 4. Effective Date.** This Act shall be effective upon enactment.

9 **Section 5. Severability.** If any provision of this Act or its application to
10 any person or circumstance is found to be invalid or contrary to law, such
11 invalidity shall not affect other provisions or applications of this Act which
12 can be given effect without the invalid provisions or application, and to this
13 end the provisions of this Act are severable.

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

Bill No. 380-31 (COR)

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

Introduced by:

Adolpho B. Palacios, Sr.

**AN ACT RELATIVE TO THE RELEASE OF
WORKING ANIMALS FROM GOVERNMENT
SERVICE, BY ADDING A NEW §22705 TO 5GCA.**

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that there has recently been a request for guidance on the disposition of
4 working animals at the Department of Corrections with the General Services
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6 such animals that have served the government of Guam after their service is
7 no longer able to be utilized by the government.

8 *I Liheslaturan Guåhan* finds that the United States Public Law 106-446
9 addresses the disposition of military dogs and horses utilized by the
10 Department of Defense.

11 Therefore, it is the intent of *I Liheslaturan Guåhan* to provide for the
12 release of a working animal from government service at the end of an animal's

1 useful life and to further provide for the adoption by individuals or
2 organizations of these animals, by adding a new §22705 to 5GCA.

3 **Section 2. Release of Working animals from Government Service.** A
4 new §22705 is hereby added to 5GCA, to read:

5 “§22705. Release of Working Animals from Government Service.

6 (a) Availability for Adoption. The Director of the Agency
7 concerned may make a working animal of such Agency
8 available for adoption by a person or entity referred to in
9 subsection (c), unless the animal has been determined to be
10 unsuitable for adoption under section (b), under circumstances
11 as follows:

- 12 (1) At the end of the animal’s useful life;
- 13 (2) Before the end of the animal’s useful life, if such Director,
14 in such Director’s discretion, determines that unusual or
15 extraordinary circumstances justify making the animal
16 available for adoption before that time; or
- 17 (3) When the animal is otherwise excess to the needs of such
18 Agency.

19 (b) Suitability for Adoption. The decision whether a particular
20 animal is suitable or unsuitable for adoption under this Section
21 shall be made by the Leader of the last Unit to which the animal
22 is assigned before being declared excess. The Unit Leader shall

1 consider the recommendations of the Unit's veterinarian, a
2 certified behaviorist or other competent authority, in making
3 the decision regarding the adoptability of the animal.

4 (c) Authorized recipients. The working animals may be adopted
5 under this section by law enforcement agencies, former
6 handlers of these animals, and other persons capable of
7 humanely caring for these animals.

8 (d) Consideration. The transfer of a working animal under this
9 section may be without charge to the recipient.

10 (e) Limitations on Liability for Transferred Animals.

11 (1) Notwithstanding any other provision of law, the
12 government of Guam shall not be subject to any suit,
13 claim, demand or action, liability, judgment, cost or other
14 fee arising out of any claim for personal injury or
15 property damage, including death, illness, or loss of or
16 damage to property or other economic loss, that results
17 from, or is in any manner predicated upon, the act or
18 omission of a former working animal transferred under
19 this section, including any training provided to the
20 animal while a working animal.

21 (2) Notwithstanding any other provision of law, the
22 government of Guam shall not be liable for any

1 veterinary expense associated with a working animal
2 transferred under this section for a condition of the
3 working animal before transfer under this section,
4 whether or not such condition is known at the time of
5 transfer under this section.

6 (f) Annual Report. The Director of the Agency shall submit to the
7 Speaker of *I Liheslaturan Guåhan* an annual report specifying the
8 number of working animals adopted under this section during
9 the preceding year, the number of these animals currently
10 awaiting adoption, and the number of these animals
11 euthanized during the preceding year. With respect to each
12 euthanized working animal, the report shall contain an
13 explanation of the reason(s) why the animal was euthanized
14 rather than retained for adoption under this section.

15 (g) Definitions. For the purposes of this Section:

16 (1) "Agency" means the Guam Police Department, the
17 Department of Corrections, the Guam International
18 Airport Authority, or ~~and~~ the Customs and ~~or~~ Quarantine
19 Agency;

20 (2) "Director" means the Chief of the Guam Police
21 Department, Director of the Department of Corrections,
22 the General Manager of the Guam International Airport

1 Authority, or the Director of the Customs and Quarantine
2 Agency;

3 (3) "Working animal" means a working dog for the Agency;

4 (4) "Unit" means an operational division of the Agency; and

5 (5) "Leader" means the chief officer in the Unit."

6 **Section 3. Rules and Regulations.** The Chief Procurement Officer of
7 the General Services Agency shall, in coordination with the Guam Police
8 Department, the Department of Corrections, the Guam International Airport
9 Authority, and the Customs and Quarantine Agency, promulgate rules and
10 regulations for the release of working animals from service to their respective
11 agencies.

12 **Section 4. Effective Date.** This Act shall be effective upon enactment.

13 **Section 5. Severability.** If any provision of this Act or its application to
14 any person or circumstance is found to be invalid or contrary to law, such
15 invalidity shall not affect other provisions or applications of this Act which
16 can be given effect without the invalid provisions or application, and to this
17 end the provisions of this Act are severable.

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



MINISTRENTAI UNU NA LHESLATURAN GUAHAN
 The 31st Guam Legislature
 155 Hester Place, Hagatna, Guam 96910 • senatorbjcruz.com
 Telephone: (671) 477-2520/1 • Facsimile: (671) 477-2522

December 27, 2011 – 2:00P.M.

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."

NAME	AGENCY	SIGNATURE	BEST CONTACT INFO
Jerry T. Cruz	COA		
Gabriel V. Cruz	COA		
Franklin G. D'Amico, Sr.	COA		
Larry Spotswood	DOC		



CUSTOMS & QUARANTINE AGENCY, GUAHAN

Guam's First Line of Defense • Protecting Our Island, Our People, Our Resources

*Special Enforcement Division
Canine Training Academy*

*Acting Director – Col. Raffaele M.J. Sgambelluri
Acting CQA Chief – Maj. Philip S.N. Taijeron*

Testimony to the Release of a Working Animal from Government Service
**IN SUPPORT OF BILL 380-31, THE RELEASE OF WORKING ANIMALS FROM
GOVERNMENT SERVICE**

Before the Committee on Public Safety, Law Enforcement, Judiciary
December 23, 2011

Good morning, Mr. Chairman and committee members. I am Lieutenant Joey Cruz, Supervisor, Canine Training Academy (CTA), Customs and Quarantine Agency (CQA); I am here on behalf of Raffaele Sgambelluri, Director, and (CQA). The Canine leadership in the CQA includes Major Philip Taijeron, Lieutenant Gabriel Cruz, and Lieutenant Franklin Gutierrez. We support the provisions of Bill # 380-31. Thank you for inviting us to provide testimony on this important issue relative to the release of government service animals. We are strongly in favor of the provisions of this bill.

BACKGROUND

The CQA's Detector Dog Unit (DDU) and Canine Training Academy (CTA) lead the pack in the field of canine training and utilization. The CQA Canine Leadership boasts a combined knowledge and experience of over 71 years. Past and current members hold positions that range from a canine handler to that of Acting CQA Chief. They consist of our agencies best and brightest and remain committed and motivated employees of our government.

Our canine subject matter experts have attended progressive training courses hosted by reputable canine training institutions developed by Australian Customs, US Customs (now CBP), U.S. Department of Agriculture, Kasseburg Training Center, U.S. Border Patrol, and the Virginia Department of Corrections. In addition, the leadership has attended canine case law conferences sponsored by the North American Police Working Dog Association (NAPWDA) and United States Police Canine Association (USPCA).

The DDU produces up to 94% of CQA's drug seizures. The DDU routinely assists the US Drug Enforcement Agency, US Customs and Border Patrol, US Postal Inspection Service, Federal Bureau of Investigation, US Alcohol, Tobacco and Firearms, Transportation Security Agency, Guam Police Department, and Guam Department of Corrections. Additionally, the unit regularly supports the Department of Education in detector dog searches at various school sites. The DDU engages in community outreach programs in the schools and other public venues to educate the general public on DDU functions, capabilities and career opportunities.

Mailing Address: 770 East Sunset Boulevard, Suite 240 Tiyan, Guahan 96913
Executive Office: Suite C-270, A.B. Won Pat International Air Terminal, Tamuning, Guam 96913
(671) 475-6202 • (671) 475-6227 Fax • www.cqa.guam.gov

RECEIVED
12/23/11 11:46 AM

The CQA's Canine Training Academy (CTA) has trained teams in narcotics detection, agriculture detection and most recently the successful Coconut Rhinoceros Beetle detection program. Striving to develop government-wide canine utilization capacity, the CTA has trained handlers from CQA, Department of Correction, USDA and University of Guam. The Canine leadership is directly responsible for numerous law enforcement achievements. Moreover, they continue to investigate the expanded use of canine assets in other areas of government service.

We agree that working animals must be viewed as more than just equipment or assets. Working animals are subjected to living conditions that at times would be considered inappropriate when compared to human standards. We think they should be afforded a greater degree of appreciation for the service they provide to the people of Guam. Currently, the Government of Guam views these animals as equipment and not as living beings, for that reason, they are subjected to the same disposition process as equipment when their usefulness expires. Can you imagine living your life in a cage? Our General Service Agency regulations require the transfer of animals to them for final disposition. This is unacceptable. Canines age seven times faster than humans. At this rate, our Canines in use today could spend their entire lives in service to our government. This legislation is a step in the right direction.

CONCLUSION

In closing, I would like to thank you Mr. Chairman and committee members for allowing us to express our opinion and we would like to re-iterate that we are in full support of this legislation. We look forward to working with you all as we move forward on this issue and future working animal issues. Thank you for your time and happy holidays.



GUAM POLICE DEPARTMENT

DIPATTAMENTON POLISIAN GUAHAN

Government of Guam



EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Bldg. 13-16A Mariner Avenue, Tiyan
Barrigada, Guam 96913
P.O. Box 23909 Barrigada, Guam 96921
Telephone: (671) 475-8473 (Switchboard); (671) 475-8508 / 8509 / 8512
Fax: (671) 472-4036

FRED E. BORDALLO, JR.
Chief of Police

RICARDO M. LEON GUERRERO
Police Major
Acting Police Commander

December 21, 2011

The Honorable Benjamin J.F. Cruz
Vice Speaker and
Chairman, Committee on Youth, Cultural Affairs,
Procurement, General Government Operations,
and Public Broadcasting
The 31st Guam Legislature
155 Hesler Place
Hagåtña, Guam 96910

Subject: **Written Testimony**
Re: **Bill 380-31(COR)**

Buenas Yan Hafa Adai, Vice Speaker Cruz.

The Guam Police Department is submitting this written testimony relative to **Bill 380-31(COR)**, an act relative to the release of working animals from government service, by adding a new §22705 to GCA.

My command staff and I have reviewed and discussed the contents of the bill and are in full support of the bill. The issues we had regarding the disposition of government-owned working dogs after they are deemed unable to perform due to age or disability have been addressed in this bill. *Dangkulo na si Yu'os ma'ase!*

FELIS PASCUA and AÑO NUEBO!

Senseramente,

A handwritten signature in black ink, appearing to read "Fred E. Bordallo, Jr.".

FRED E. BORDALLO, JR.
Chief of Police



Thirty-First
Guam Legislature

Committee Members:

Senator Thomas C. Ada
Vice Chairman

Speaker Judith T. Won Pat, Ph.D.
Member

Senator Tina R. Muna-Barnes
Member

Senator Judith P. Guthertz, DPA
Member

Senator Rory J. Respicio
Member

Senator Dennis G. Rodriguez, Jr.
Member

Senator V. Anthony Ada
Member

Senator Christopher M. Ducnas
Member

Senator Mana Silva-Tajerón
Member

Senator Aline A. Yamashita, Ph.D.
Member

*Other Committee
Membership:*

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Utilities, Transportation, Public
Works and Veterans Affairs

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

Member, Committee on
Education and Public Libraries

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

Member, Committee on Guam
Military Buildup and Homeland
Security

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

COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY

I Mina'Trentai Uno Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.

Chairman

Sponsor Statement on Bill No. 380-31 (COR)

Buenas yan Håfa Adai! Thank you very much for hearing Bill No. 380-31 (COR), relative to the release of working animals (dogs) from government service. I received a request from the Guam Police Department to address a gap in Guam's property management law. There is currently no provision which addresses the disposition of animals that have reached the end of their service to the government of Guam. This Bill is offered to resolve this deficiency.

The Bill sets forth the circumstances under which an animal (dog) may be released from government service. It further addresses the responsibility for the determination of whether an animal is suitable for adoption and what types of individuals or organizations may receive the animals. It sets forth reporting requirements on such adoptions or other disposition of the animals. The government's liability is limited upon adoption. Finally, the Bill allows the Chief Procurement Officer, with the affected agencies, to develop rules and regulations for the release of working animals from the service of the agencies.

This Bill will establish the procedures for the proper disposition of these animals (dogs). I look forward to reviewing any recommendations that may be provided by the public or affected agencies through this hearing or written testimony.

Office/Mailing Address: 155 Hesler Place, Hagatña, Guam 96910

Telephone No. (671) 472-5047/5048 • Fax No. (671) 472-5022

Email: senator@senatorpalacios.com • Website: www.senatorpalacios.com



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: roryfinguan@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

December 1, 2011

MEMORANDUM

To: Pat Santos
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: Senator Rory J. Respicio

Subject: Re-Referral of Bill No. 380-31(COR)

As the Chairperson of the Committee on Rules, I am forwarding my re-referral of Bill No. 388-31 (COR).

Please ensure that the subject bill is re-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!

(1) Attachment

I Mina Trenai Una Na Lhesutaran Guahan
Bill Log Sheet

Bill Nos.	Sponsor	Title	Date Introduced	Date Referred	120 Day Deadline	Comte Referred	Public Hearing Date	Date Committee Report Filed	Status
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 SGC.A.	11/21/11 2:09 p.m.	Re-referred 12/30/11 11/22/2011		Committee on Youth, Cultural Affairs, Procurement, General Government Operations and Public Broadcasting Committee on Appropriations Taxation, Public Debt, Banking, Insurance, Retirement and Land			11/22/11 - Request for Fiscal Note 12/01/11- Fiscal Note



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@spbg Guam.com, news@guampdn.com, news@k57.com, parroyo@k57.com, kevin@spbg Guam.com, clynt@spbg Guam.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 a Public Hearing on Tuesday, December 27th, 2011, beginning at 9:00 A.M. in *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 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. 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, dcrisostomo@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

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

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

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)<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. 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. "

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. 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) <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.

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.

 **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 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. 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) - 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-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) - 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. 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) - 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) - 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 TRENTA UNU NA LIHESLATURA 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" <rolyforguam@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 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. “

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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 **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**

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- 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. "

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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@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 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

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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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

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PUBLIC HEARING AGENDA

NOTICES WERE DISSEMINATED VIA EMAIL ON

12/19/2011 AND 12/25/2011

9:00 A.M.

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2:00 P.M.

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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 Hesler Place, Hagatna, Guam 96910
Telephone: (671) 477-2520/1 • Fax: (671) 477-2522

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

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

2011 MAY 21 PM 2:09
WMA

Bill No. 380-31 (cov)

Introduced by:

Adolpho B. Palacios, Sr. 

**AN ACT RELATIVE TO THE RELEASE OF
WORKING ANIMALS FROM GOVERNMENT
SERVICE, BY ADDING A NEW §22705 TO 5GCA.**

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that there has recently been a request for guidance on the disposition of
4 working animals at the Department of Corrections with the General Services
5 Agency. There is nothing in local statute which addresses the disposition of
6 such animals that have served the government of Guam after their service is
7 no longer able to be utilized by the government.

8 *I Liheslaturan Guåhan* finds that the United States Public Law 106-446
9 addresses the disposition of military dogs and horses utilized by the
10 Department of Defense.

11 Therefore, it is the intent of *I Liheslaturan Guåhan* to provide for the
12 release of a working animal from government service at the end of an animal's

1 useful life and to further provide for the adoption by individuals or
2 organizations of these animals, by adding a new §22705 to 5GCA.

3 **Section 2. Release of Working animals from Government Service.** A
4 new §22705 is hereby added to 5GCA, to read:

5 “§22705. Release of Working Animals from Government Service.

6 (a) Availability for Adoption. The Director of the Agency
7 concerned may make a working animal of such Agency
8 available for adoption by a person or entity referred to in
9 subsection (c), unless the animal has been determined to be
10 unsuitable for adoption under section (b), under circumstances
11 as follows:

12 (1) At the end of the animal’s useful life;

13 (2) Before the end of the animal’s useful life, if such Director,
14 in such Director’s discretion, determines that unusual or
15 extraordinary circumstances justify making the animal
16 available for adoption before that time; or

17 (3) When the animal is otherwise excess to the needs of such
18 Agency.

19 (b) Suitability for Adoption. The decision whether a particular
20 animal is suitable or unsuitable for adoption under this Section
21 shall be made by the Leader of the last Unit to which the animal
22 is assigned before being declared excess. The Unit Leader shall

1 consider the recommendations of the Unit's veterinarian, or
2 other competent authority, in making the decision regarding
3 the adoptability of the animal.

4 (c) Authorized recipients. The working animals may be adopted
5 under this section by law enforcement agencies, former
6 handlers of these animals, and other persons capable of
7 humanely caring for these animals.

8 (d) Consideration. The transfer of a working animal under this
9 section may be without charge to the recipient.

10 (e) Limitations on Liability for Transferred Animals.

11 (1) Notwithstanding any other provision of law, the
12 government of Guam shall not be subject to any suit,
13 claim, demand or action, liability, judgment, cost or other
14 fee arising out of any claim for personal injury or
15 property damage, including death, illness, or loss of or
16 damage to property or other economic loss, that results
17 from, or is in any manner predicated upon, the act or
18 omission of a former working animal transferred under
19 this section, including any training provided to the
20 animal while a working animal.

21 (2) Notwithstanding any other provision of law, the
22 government of Guam shall not be liable for any

1 veterinary expense associated with a working animal
2 transferred under this section for a condition of the
3 working animal before transfer under this section,
4 whether or not such condition is known at the time of
5 transfer under this section.

6 (f) Annual Report. The Director of the Agency shall submit to the
7 Speaker of *I Liheslaturan Guåhan* an annual report specifying the
8 number of working animals adopted under this section during
9 the preceding year, the number of these animals currently
10 awaiting adoption, and the number of these animals
11 euthanized during the preceding year. With respect to each
12 euthanized working animal, the report shall contain an
13 explanation of the reason(s) why the animal was euthanized
14 rather than retained for adoption under this section.

15 (g) Definitions. For the purposes of this Section:

16 (1) "Agency" means the Guam Police Department, the
17 Department of Corrections and the Customs or
18 Quarantine Agency;

19 (2) "Director" means the Chief of the Guam Police
20 Department, Director of the Department of Corrections,
21 or the Director of the Customs and Quarantine Agency;

22 (3) "Working animal" means a working dog for the Agency;

1 (4) "Unit" means an operational division of the Agency; and

2 (5) "Leader" means the chief officer in the Unit."

3 **Section 3. Rules and Regulations.** The Chief Procurement Officer of
4 the General Services Agency shall, in coordination with the Guam Police
5 Department, the Department of Corrections and the Customs and Quarantine
6 Agency, promulgate rules and regulations for the release of working animals
7 from service to their respective agencies.

8 **Section 4. Effective Date.** This Act shall be effective upon enactment.

9 **Section 5. Severability.** If any provision of this Act or its application to
10 any person or circumstance is found to be invalid or contrary to law, such
11 invalidity shall not affect other provisions or applications of this Act which
12 can be given effect without the invalid provisions or application, and to this
13 end the provisions of this Act are severable.