



EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam

May 25, 2011

31-11-574

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

5/26/11
11:30 AM
[Signature]

Dear Madame Speaker:

Transmitted herewith is Bill No. 88-31 (LS) "AN ACT TO DIRECT THE GUAM ELECTION COMMISSION TO REVIEW AND UPDATE PROCEDURES AND POLICIES CONTAINED IN TITLE 6 (ELECTIONS) OF THE GUAM ADMINISTRATIVE RULES AND REGULATIONS (GARR); AND TO RECOMMEND TO I LIHESLATURA ANY NECESSARY CHANGES TO TITLE 3 (ELECTIONS) OF THE GUAM CODE ANNOTATED (GCA); ALL IN ADVANCE OF THE 2012 ELECTIONS", which I signed into law on May 24, 2011 as Public Law 31-61.

Senseramente,

[Signature]
EDDIE BAZA CALVO

Attachment: copy of Bill

2011 MAY 27 AM 9:56

574

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

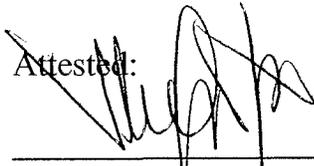
CERTIFICATION OF PASSAGE OF AN ACT TO *I MAGA'LAHEN GUÁHAN*

This is to certify that **Bill No. 88-31 (LS)**, "AN ACT TO DIRECT THE GUAM ELECTION COMMISSION TO REVIEW AND UPDATE PROCEDURES AND POLICIES CONTAINED IN TITLE 6 (ELECTIONS) OF THE GUAM ADMINISTRATIVE RULES AND REGULATIONS (GARR); AND TO RECOMMEND TO *I LIHESLATURA* ANY NECESSARY CHANGES TO TITLE 3 (ELECTIONS) OF THE GUAM CODE ANNOTATED (GCA); ALL IN ADVANCE OF THE 2012 ELECTIONS", was on the 10th day of May, 2011, duly and regularly passed.



Judith T. Won Pat, Ed.D.
Speaker

Attested:



Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahaen Guáhan* this 12th day of May, 2011, at 10:30 o'clock A.M.



Assistant Staff Officer
Maga'lahaen's Office

APPROVED:



EDWARD J.B. CALVO
I Maga'lahaen Guáhan

Date: MAY 24 2011

Public Law No. 31-61

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

Bill No. 88-31 (LS)

As amended on the Floor.

Introduced by:

R. J. Respicio
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
Adolpho B. Palacios, Sr.
v. c. pangelinan
Dennis G. Rodriguez, Jr.
M. Silva Taijeron
Aline A. Yamashita, Ph.D.
Judith T. Won Pat, Ed.D.

AN ACT TO DIRECT THE GUAM ELECTION COMMISSION TO REVIEW AND UPDATE PROCEDURES AND POLICIES CONTAINED IN TITLE 6 (ELECTIONS) OF THE GUAM ADMINISTRATIVE RULES AND REGULATIONS (GARR); AND TO RECOMMEND TO *I LIHESLATURA* ANY NECESSARY CHANGES TO TITLE 3 (ELECTIONS) OF THE GUAM CODE ANNOTATED (GCA); ALL IN ADVANCE OF THE 2012 ELECTIONS.

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds

3 that voter confidence is the cornerstone of free and fair elections, and that a lack of

1 confidence in the voting process is likely to lead to voter apathy, eventually
2 causing our democracy to suffer.

3 While much has already been said and written regarding the problems in
4 Guam's 2010 elections, and such problems have been documented in media reports
5 and listed in court filings challenging the election results, action must be taken to
6 correct these problems to avoid the further erosion of public confidence in our
7 democratic election processes.

8 Each identified problem should and must be addressed in such a way that (a)
9 similar problems do not recur in future elections, or (b) procedures are established
10 to address and solve these problems if they should ever recur.

11 Additionally, *I Liheslatura* finds that a number of complaints lodged during
12 and after the 2010 election process may indicate that insufficient staffing, lack of
13 knowledgeable staff members, lack of uniformity in training, unclear guidelines, or
14 ambiguous/incomplete procedures may have caused or led to some of the errors
15 that took place. Avoiding and preventing these kinds of errors are matters that can
16 and must be addressed.

17 It is therefore the intent of *I Liheslatura* to task the Guam Election
18 Commission (GEC) to review and update election procedures and policies
19 contained in the Guam Administrative Rules and Regulations (GARR) and submit
20 such revisions pursuant to the Administrative Adjudication Act. It is additionally
21 the intent of *I Liheslatura* to task the GEC to review and propose to *I Liheslatura*
22 specific changes to Title 3 of the Guam Code Annotated (GCA).

23 It is additionally the intent of *I Liheslatura* that the revisions and
24 submissions will be implemented in the GARR and GCA *prior to* the 2012
25 elections.

26 **Section 2. Guam Election Commission (GEC) to Review and Update**
27 **the Guam Administrative Rules and Regulations (GARR).** The Guam Election

1 Commission *shall* systematically review and update the procedures and policies
2 contained in Chapters 1 through 4 of Title 6 (Elections) of the Guam
3 Administrative Rules and Regulations (GARR) and *shall* submit such revisions
4 pursuant to the Administrative Adjudication Act. In doing such, the GEC *shall*
5 include the following matters:

6 (a) **Written Checklists to be Utilized During Elections.** The
7 GEC must address a lack of uniformity in knowledge and training of GEC
8 board members, staff, temporary workers and volunteers, relative to
9 providing instructions to voters; treatment of absentee ballots and voters;
10 treatment of provisional voters; handling of ballots; dealing with challenges;
11 absentee voting and handling of absentee ballots; setting up the polling
12 place; and any other training needs. Such checklists should be devised to
13 ensure that workers:

14 (1) have the supplies needed to perform their duties on
15 election days;

16 (2) follow standardized procedures to inform voters and
17 handle ballots;

18 (3) have contact information for all critical personnel needed
19 to answer questions and make decisions;

20 (4) know how to assist disabled voters;

21 (5) know what constitutes proper voter identification;

22 (6) know the process for provisional voting;

23 (7) follow a staffing schedule set in such a way that those
24 who are temporary workers, stationed at polling sites on an election
25 day, do *not* work more than four (4) consecutive hours per shift; and
26 may *not* work consecutive shifts;

1 (8) have a specific checklist, including a step-by-step process
2 to close precincts following the conclusion of voting. Closing
3 procedures in polling places *shall not* be initiated until after the
4 polling place has ended operations and all voters have departed.

5 (b) **Early Voting Checklist.** Should Guam statutes permit early
6 voting, an early voting checklist must be prepared and utilized during a
7 legally authorized early voting period prior to election day. The checklist
8 *shall* include, but *not be limited* to the following:

9 (1) ensuring accessibility for voters, including disabled
10 voters, to a secure voting area;

11 (2) guidelines for provisional voting during early voting;

12 (3) guidelines for what constitutes proper voter
13 identification;

14 (4) guidelines for correct handling of all ballots; and

15 (5) security of ballots.

16 (c) **Provisional ballot guidelines** must be posted at each polling
17 site and at the Guam Election Commission office. These guidelines should
18 include an explanation of what a voter should do before casting a provisional
19 ballot in order to increase the chances of the provisional vote being counted.
20 An explanation sheet should be provided to provisional voters that defines
21 their status, the criteria used to qualify their ballot, how the provisional voter
22 will be contacted regarding the final disposition of the ballot, and the fact
23 that a provisional voter may appeal the disqualification of their ballot.

24 (d) **Ballot reconciliation procedures** must be developed for
25 implementation at the end of each election day. Judges and poll workers
26 must receive training on ballot reconciliation procedures.

27 (e) **Other procedural needs as determined by GEC.**

1 **Section 3. GEC to Review and Propose Changes to Title 3, Guam**
2 **Code Annotated (Elections).** The GEC *shall* systematically review and propose
3 to *I Liheslatura* specific amendments and changes to Title 3 (Elections) of the
4 Guam Code Annotated. In doing such, the GEC *shall* address the following
5 matters:

6 (a) **Voter Information.** Posters and signage concerning voting
7 rights, provisional ballots, voter identification laws, and assistance for the
8 disabled, *shall* be placed in a conspicuous location at each polling site on
9 election day.

10 (b) **Ballots.** GEC *shall* develop guidelines and documentation for
11 the handling of ballots, and must account for every ballot printed for each
12 election.

13 (1) The exact number of ballots of each kind that are sent to
14 each precinct must be recorded, and the number of ballots of each
15 kind returned by each precinct should match the number sent,
16 including those used for voting, those that were spoiled, and those that
17 are considered provisional. Spoiled or misprinted ballots must *not* be
18 disposed of, or destroyed by the printer, or destroyed at the precincts,
19 they must be returned to GEC with the word “spoiled” or
20 “misprinted” plainly marked across the ballot.

21 (2) Blank ballots must be stored in a secure, locked area until
22 distribution for election purposes. When ballots are distributed, both
23 the individual releasing the ballots and the individual receiving the
24 ballots must sign off on a release form.

25 (3) Absentee ballots sent to requesting voters must be
26 individually logged out. Absentee ballots received from voters must
27 be individually logged in and cross-tabulated with the list of ballots

1 logged out. Absentee ballots must be stored in a secure, locked area
2 until needed for tabulation. After tabulation, ballots must be returned
3 to the secure, locked area until final disposition.

4 (4) Ballots *shall not* be destroyed or disposed of in any
5 manner, to include spoiled ballots, but instead *shall* be stored in a
6 secure, locked area until certification of the election for which the
7 ballots were used; or until all court challenges have been completed
8 and decisions rendered for the election in question, whichever occurs
9 later.

10 (c) **Hand counts.** Counting of ballots by hand should be
11 observable by the public. Counting teams must neither be provided with the
12 original machine count nor the total number of ballots in each box.
13 However, the individual, or individuals, overseeing the counting team
14 should be provided with both these counts.

15 (d) **Audits.** Results of audits must be made public and must
16 include: the date, time and location where any post-election audit was
17 performed, the total number of ballots recorded by each machine, the total
18 number of votes cast for each candidate by machine, the parallel data from
19 the hand count, and the percentage difference between the machine and hand
20 count.

21 **Section 4. Detailed Budget Requests.** GEC's annual budget submission
22 for election years must provide a detailed breakdown of the funding level
23 necessary to meet all of their statutory requirements and abide by all policies and
24 procedures set forth in their rules and regulations.

25 **Section 5. Implementation.**

26 The GEC *shall* initiate the review and update of procedures and policies
27 within ninety (90) days of enactment, and *shall* submit recommended revisions to I

- 1 *Liheslaturan Guåhan* pursuant to the Administrative Adjudication Act *no later*
- 2 *than* March 2012.

6

I MINA' TRENTAI UNU NA LIHESLATURAN GUÅHAN

2011 (FIRST) Regular Session

Date: May 10, 2011

VOTING SHEET

Bill No. 88-31(COR)

Resolution No. _____

Question: _____

<u>NAME</u>	<u>YEAS</u>	<u>NAYS</u>	<u>NOT VOTING/ ABSTAINED</u>	<u>OUT DURING ROLL CALL</u>	<u>ABSENT</u>
ADA, Thomas C.	✓				
ADA, V. Anthony	✓				
BLAS, Frank F., Jr.	✓				
CRUZ, Benjamin J. F.	✓				
DUENAS, Christopher M.	✓				
GUTHERTZ, Judith Paulette	✓				
MABINI, Sam	✓				
MUNA-BARNES, Tina Rose	✓				
PALACIOS, Adolpho Borja, Sr.	✓				
PANGELINAN, vicente (ben) cabrera	✓				
RESPICIO, Rory J.	✓				
RODRIGUEZ, Dennis G., Jr.	✓				
SILVA TAIJERON, Mana	✓				
WON PAT, Judith T.	✓				
YAMASHITA, Aline A.	✓				

TOTAL

15

0

CERTIFIED TRUE AND CORRECT:

Clerk of the Legislature

* 3 Passes = No vote
EA = Excused Absence



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

COMMITTEE REPORT ON

BILL NO. 88-31(LS)

Sponsored by Senator Rory Respicio

An Act to Direct the Guam Election Commission to Review and Update Procedures and Policies Contained in Title 6 (“Elections”) of the Guam Administrative Rules and Regulations (GAR); and to Recommend to *I Liheslatura* any Necessary Changes to Title 3 (“Elections”) of the Guam Code Annotated (GCA); All in Advance of the 2012 Elections.



Ufisinan Todu Guam

SENATOR DENNIS G. RODRIGUEZ, Jr.

I Mina'trentai Unu Na Liheslaturan Guåhan

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

April 26, 2011

MEMORANDUM

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

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

Subject: **Committee Report on Bill no. 88-31(LS).**

Transmitted herewith, for your consideration, is the **Committee Report on BILL NO. 88-31 (LS); AN ACT TO DIRECT THE GUAM ELECTION COMMISSION TO REVIEW AND UPDATE PROCEDURES AND POLICIES CONTAINED IN TITLE 6 ("ELECTIONS") OF THE GUAM ADMINISTRATIVE RULES AND REGULATIONS (GAR); AND TO RECOMMEND TO I LIHESLATURA ANY NECESSARY CHANGES TO TITLE 3 ("ELECTIONS") OF THE GUAM CODE ANNOTATED (GCA); ALL IN ADVANCE OF THE 2012 ELECTIONS; Sponsored by Senator Rory J. Respicio.**

This report includes the following:

- Committee Voting Sheet
- Committee Report Narrative/Digest
- Copy of Bill No. 88-31(LS)
- Public Hearing Sign-in Sheet
- Copies of Submitted Testimony and Supporting Documents
- Copy of COR Referral of Bill No. 88-31(LS)
- Notices of Public Hearing (1st and 2nd)
- Copy of the Public Hearing Agenda
- Related News Articles (Public hearing publication of public notice)

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

Si Yu'os Ma'åse'!

Attachments



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

COMMITTEE VOTING SHEET

Bill No. 88-31 (LS); AN ACT TO DIRECT THE GUAM ELECTION COMMISSION TO REVIEW AND UPDATE PROCEDURES AND POLICIES CONTAINED IN TITLE 6 ("ELECTIONS") OF THE GUAM ADMINISTRATIVE RULES AND REGULATIONS (GAR); AND TO RECOMMEND TO I LIHESLATURA ANY NECESSARY CHANGES TO TITLE 3 ("ELECTIONS") OF THE GUAM CODE ANNOTATED (GCA); ALL IN ADVANCE OF THE 2012 ELECTIONS.

	SIGNATURE	TO PASS	NOT TO PASS	ABSTAIN	REPORT OUT ONLY	PLACE IN INACTIVE FILE
DENNIS G. RODRIGUEZ, Jr. Chairman		✓ 4/27/11				
ADOLPHO B. PALACIOS, Sr. Vice Chairman						
JUDITH T. WON PAT, Ed.D. Speaker						
BENJAMIN J. F. CRUZ Vice-Speaker		✓ 4/28/11				
TINA ROSE MUÑA BARNES Legislative Secretary		✓ 4/28/11				
THOMAS C. ADA		4/28/11				
VICENTE C. PANGELINAN						
RORY J. RESPICIO		4/27/11				
JUDITH P. GUTHERTZ, DPA						
FRANK F. BLAS, Jr.						
V. ANTHONY ADA		4/28				
ALINE A. YAMASHITA, Ph.D.						
SAM MABINI, Ph.D.		4/28/11				
MANA SILVA TAJERON						
CHRISTOPHER M. DUENAS		4/28/11				



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

COMMITTEE REPORT DIGEST

Bill No. 88-31(LS)

OVERVIEW: The Committee on Health & Human Services, Economic Development, Senior Citizens and Election Reform conducted a public hearing on April 7, 2011. The hearing convened at 3:00 pm in I Liheslatura's Public Hearing Room. Among the items on the agenda was the consideration of **BILL NO. 88-31 (LS); AN ACT TO DIRECT THE GUAM ELECTION COMMISSION TO REVIEW AND UPDATE PROCEDURES AND POLICIES CONTAINED IN TITLE 6 ("ELECTIONS") OF THE GUAM ADMINISTRATIVE RULES AND REGULATIONS (GAR); AND TO RECOMMEND TO I LIHESLATURA ANY NECESSARY CHANGES TO TITLE 3 ("ELECTIONS") OF THE GUAM CODE ANNOTATED (GCA); ALL IN ADVANCE OF THE 2012 ELECTIONS;** Introduced by Senator Rory J. Respicio.

I. Public Notice Requirements

Notices were disseminated via hand-delivery/fax and/or email to all senators and all main media broadcasting outlets on April 2, 2011 (5-day notice), and again on April 5, 2011 (48-hour notice). Notice was published, respectively.

Senators Present

Senator Dennis G. Rodriguez, Jr.	Chairman
Senator Adolpho B. Palacios, Sr.	Vice-Chairman
Senator Vicente Pangelinan	Committee Member
Senator Mana Silva Tajeron	Committee Member
Senator Tina Rose Muna-Barnes	Committee Member
Senator Rory Respicio	Committee Member
Senator Christopher M. Duenas	Committee Member
Senator Aline Yamashita, Ph.D.	Committee Member
Senator Sam Mabini	Committee Member

The public hearing on agenda item Bill No. 88-31(LS) was called to order at 3:04 pm.

II. SUMMARY OF TESTIMONY & DISCUSSION.

Chairman Dennis G. Rodriguez, Jr., convened the Public Hearing on Bill 97-31(COR). **Invited Senator Rory J. Respicio, author of Bill No. 88-31(LS), to explain the intent of her Bill.**

Senator Rory J. Respicio: Provided to the Committee a written submission on the intent of Bill No. 88-31 (COR) – ATTACHED.

Chairman: Inquired as to whether there was anyone present who would like to testify on Bill No. 88-31 (LS) – None.

There being no-one present, Bill No. 88-31 (LS) has been duly heard. The Public Hearing on Bill 88-31 (LS) is ADJOURNED.

Fiscal Note: Issued by the Bureau of Budget & Management Research on March 14, 2001 (ATTACHED).

III. FINDINGS AND RECOMMENDATIONS

The Committee on Health & Human Services, Economic Development, Senior Citizens and Election Reform, hereby **reports out Bill No. 88 -31(LS)**, with the recommendation to

PASS.

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

Handwritten signature
2011 FEB 24 AM 11:33

Bill No. 33-31 (LS)

Introduced by:

R. J. RESPICIO


AN ACT TO DIRECT THE GUAM ELECTION COMMISSION TO REVIEW AND UPDATE PROCEDURES AND POLICIES CONTAINED IN TITLE 6 ("ELECTIONS") OF THE GUAM ADMINISTRATIVE RULES AND REGULATIONS (GAR); AND TO RECOMMEND TO *I LIHESLATURA* ANY NECESSARY CHANGES TO TITLE 3 ("ELECTIONS") OF THE GUAM CODE ANNOTATED (GCA); ALL IN ADVANCE OF THE 2012 ELECTIONS.

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. Legislative Findings and Intent. *I Liheslaturan*

**3 *Guåhan* finds that voter confidence is the cornerstone of free and fair
4 elections, and that a lack of confidence in the voting process is likely
5 to lead to voter apathy, eventually causing our democracy to suffer.**

**6 While much has already been said and written regarding the
7 problems in Guam's 2010 elections, and such problems have been
8 documented in media reports and listed in court filings challenging**

1 the election results, action must be taken to correct these problems to
2 avoid the further erosion of public confidence in our democratic
3 election processes.

4 Each identified problem should and must be addressed in such
5 a way that (a) similar problems do not recur in future elections, or (b)
6 procedures are established to address and solve these problems if
7 they should ever recur.

8 Additionally, *I Liheslatura* finds that a number of complaints
9 lodged during and after the 2010 election process may indicate that
10 insufficient staffing, lack of knowledgeable staff members, lack of
11 uniformity in training, unclear guidelines, or ambiguous/incomplete
12 procedures may have caused or led to some of the errors that took
13 place. Avoiding and preventing these kinds of errors are matters that
14 can and must be addressed.

15 It is therefore the intent of *I Liheslatura* to task the Guam
16 Election Commission (GEC) to review and update election
17 procedures and policies contained in the Guam Administrative Rules

1 and Regulations (GAR) and submit such revisions pursuant to the
2 Administrative Adjudication Act. It is additionally the intent of *I*
3 *Liheslatura* to task the GEC to review and propose to *I Liheslatura*
4 specific changes to Title 3 of the Guam Code Annotated (GCA).

5 It is additionally the intent of *I Liheslatura* that the revisions and
6 submissions will be implemented in the GAR and GCA prior to the
7 2012 elections.

8 **Section 2. Guam Election Commission (GEC) to review and**
9 **update Guam Administrative Rules and Regulations (GAR). The**
10 **Guam Election Commission *shall* systematically review and update**
11 **the procedures and policies contained in Chapters 1 through 4 of**
12 **Title 6: "Elections," of the Guam Administrative Rules and**
13 **Regulations (GAR) and *shall* submit such revisions pursuant to the**
14 **Administrative Adjudication Act. In doing such, the GEC *shall***
15 **include the following matters:**

16 **a. Written checklists to be utilized during elections. The**
17 **GEC must address a lack of uniformity in knowledge and**

1 training of GEC board members, staff, temporary workers and
2 volunteers, relative to providing instructions to voters;
3 treatment of absentee ballots and voters; treatment of
4 provisional voters; handling of ballots; dealing with challenges;
5 absentee voting and handling of absentee ballots; setting up the
6 polling place; and any other training needs. Such checklists
7 should be devised to ensure that workers:

8 i. have the supplies needed to perform their duties
9 on election days;

10 ii. follow standardized procedures to inform voters
11 and handle ballots;

12 iii. have contact information for all critical personnel
13 needed to answer questions and make decisions;

14 iv. know how to assist disabled voters;

15 v. know what constitutes proper voter
16 identification;

17 vi. know the process for provisional voting;

1 vii. follow a staffing schedule set in such a way that
2 those who are temporary workers, stationed at polling
3 sites on an election day, do not work more than four
4 (4) consecutive hours per shift; and may not work
5 consecutive shifts;

6 viii. have a specific checklist including a step-by-step
7 process to close precincts following the conclusion of
8 voting. Closing procedures in polling places shall not
9 be initiated until after the polling place has ended
10 operations and all voters have departed.

11 **b. Early voting checklist.** Should Guam statutes permit
12 early voting, an early voting checklist must be prepared and
13 utilized during a legally authorized early voting period prior to
14 election day. The checklist shall include:

15 i. Ensuring accessibility for voters, including
16 disabled voters, to a secure voting area;

17 ii. Guidelines for provisional voting during early

1 voting;

2 iii. Guidelines for what constitutes proper voter
3 identification;

4 iv. Guidelines for correct handling of all ballots;

5 v. Security of ballots.

6 c. **Provisional ballot guidelines** must be posted at each
7 polling site and at the Guam Election Commission office. These
8 guidelines should include an explanation of what a voter
9 should do before casting a provisional ballot in order to
10 increase the chances of the provisional vote being counted. An
11 explanation sheet should be provided to provisional voters that
12 defines their status, the criteria used to qualify their ballot, how
13 the provisional voter will be contacted regarding the final
14 disposition of the ballot, and the fact that a provisional voter
15 may appeal the disqualification of their ballot.

16 d. **Ballot reconciliation procedures** must be developed
17 for implementation at the end of each election day. Judges and

1 poll workers must receive training on ballot reconciliation
2 procedures.

3 **e. Other procedural needs as determined by GEC.**

4 **Section 3. GEC to review and propose changes to Title 3**
5 **Guam Code Annotated: "Elections."** The GEC *shall* systematically
6 review and propose to *I Liheslatura* specific amendments and changes
7 to Title 3, "Elections," of the Guam Code Annotated. In doing such,
8 the GEC *shall* address the following matters:

9 **a. Voter information.** Posters and signage concerning
10 voting rights, provisional ballots, voter identification laws, and
11 assistance for the disabled, shall be placed in a conspicuous
12 location at each polling site on election day.

13 **b. Ballots.** GEC shall develop guidelines and
14 documentation for the handling of ballots, and must account
15 for every ballot printed for each election.

16 **i.** The exact number of ballots of each kind that are
17 sent to each precinct must be recorded, and the number of

1 ballots of each kind returned by each precinct should
2 match the number sent, including those used for voting,
3 those that were spoiled, and those that are considered
4 provisional. Spoiled or misprinted ballots must not be
5 disposed of, or destroyed by the printer, or destroyed at
6 the precincts, they must be returned to GEC with the
7 word "spoiled" or "misprinted" plainly marked across
8 the ballot.

9 ii. Blank ballots must be stored in a secure, locked
10 area until distribution for election purposes. When ballots
11 are distributed, both the individual releasing the ballots
12 and the individual receiving the ballots must sign off a
13 release form.

14 iii. Absentee ballots sent to requesting voters must be
15 individually logged out. Absentee ballots received from
16 voters must be individually logged in and cross-tabulated
17 with the list of ballots logged out. Absentee ballots must

1 be stored in a secure, locked area until needed for
2 tabulation. After tabulation, ballots must be returned to
3 the secure, locked area until final disposition.

4 iv. Ballots shall not be destroyed or disposed of in
5 any manner, to include spoiled ballots, but instead shall
6 be stored in a secure, locked area until certification of the
7 election for which the ballots were used; or until all court
8 challenges have been completed and decisions rendered
9 for the election in question, whichever occurs later.

10 c. **Hand counts.** Counting of ballots by hand should be
11 observable by the public. Counting teams must neither be
12 provided with the original machine count nor the total number
13 of ballots in each box. However, the individual, or individuals,
14 overseeing the counting team should be provided with both
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3 each candidate by machine, the parallel data from the hand
4 count, and the percentage difference between the machine and
5 hand count.

6 **Section 4. Detailed Budget Requests.** GEC's annual budget
7 submission for election years must provide a detailed breakdown of
8 the funding level necessary to meet all of their statutory requirements
9 and abide by all policies and procedures set forth in their rules and
10 regulations.

-0-

SENATOR RORY J. RESPICIO
MAJORITY LEADER

CHAIRPERSON
COMMITTEE ON RULES; FEDERAL, FOREIGN & MICRONESIAN
AFFAIRS; AND HUMAN & NATURAL RESOURCES



I Mina'trentai Unu na Liheslaturan Guåhan
THIRTY-FIRST GUAM LEGISLATURE

April 7, 2011

The Honorable Dennis G. Rodriguez, Jr.
I Mina'trentai Unu na Liheslaturan Guåhan
155 Hesler Place
Hagåtña, Guam 96910

RE: Sponsor's Statement on Bill No. 88-31 (LS)

Dear Senator Rodriguez:

Hafa adai. Thank you for hearing Bill No. 88-31(LS). Please allow this to serve as my sponsor statement on the bill; and I respectfully request that you enclose this statement with your committee report, as a part of the record on **Bill No. 88-31 (LS) - "AN ACT TO DIRECT THE GUAM ELECTION COMMISSION TO REVIEW AND UPDATE PROCEDURES AND POLICIES CONTAINED IN TITLE 6 ("ELECTIONS") OF THE GUAM ADMINISTRATIVE RULES AND REGULATIONS (GAR); AND TO RECOMMEND TO I LIHESLATURA ANY NECESSARY CHANGES TO TITLE 3 ("ELECTIONS") OF THE GUAM CODE ANNOTATED (GCA); ALL IN ADVANCE OF THE 2012 ELECTIONS."**

Among the most basic of democratic principles is that all eligible votes are counted, and voters should have confidence that their votes will be counted accurately. Unfortunately, this was not the case in our 2010 elections. Bill 88-31 tasks the Guam Election Commission (GEC) with analyzing the problems that occurred during the 2010 elections, and further, to use this recent experience as a guide to improve their operations and functions. The Bill also tasks GEC to take a close look at existing election laws in the Guam Code Annotated, and report to the Legislature on which changes must be made to improve our election processes.

The bill also tasks GEC with examining their procedures and policies contained in the Guam Administrative Rules and Regulations, and to propose the necessary fixes. It is the third reform bill I have introduced relative to our election processes.

I believe that the GEC can accomplish these tasks over the next year, prior to the 2012 elections. These election reform bills will help to streamline the election processes, and if all of the reform bills are enacted, it is likely that we will be able to avoid these problems in the future.

Restoring voter confidence and properly and accurately counting all valid votes must be our goal.

Si Yu'os Ma'åse' for your support.

Very truly yours,


Rory J. Respicio



SENATOR DENNIS G. RODRIGUEZ, JR.

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

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

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

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

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

Member,
Committee on the
Guam Military
Buildup &
Homeland Security

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

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

Assistant Majority
Whip

April 1, 2011

Ms. Stephanie Chargualaf
Acting Executive Director
Guam Election Commission
GCIC Bldg.
Hagåtña, Guam

Dear Ms. Chargualaf:

Buenas yan Håfa Adai! The office of Senator Dennis G. Rodriguez, Jr. would like to inform you that the Committee on Health & Human Services, Economic Development, Senior Citizens and Election Reform will be conducting a public hearing on Thursday, April 7, 2011 commencing at 3pm at *I Liheslatura's* Public Hearing Room in Hagåtña.

We would like to invite you and others in your department to give testimony, oral or written, on the following bill(s):

Bill No. 88-31(LS)- An act to direct the Guam Election Commission to review and update procedures and policies contained in Title 6 ("Elections") of the Guam Administrative Rules and Regulations; and to recommend to the Legislature any necessary changes to Title 3 ("Elections") of the Guam Code Annotated. Introduced by Senator RJ Respicio.

Bill No. 127-31(LS)- An act to repeal and reenact Guam Code Annotated, Title 3: Elections §7103.1, relative to Electronic Voting Machines" and "Voter Verified Paper Ballots" (VVPB), and to define a "Voter Verified Paper Ballot." Introduced by Senator RJ Respicio.

The bills, as indicated above, may be found on *I Liheslatura's* website at www.guamlegislature.com.

Written testimonies may be submitted prior to, or up to 10 days after the hearing to the office of Senator Rodriguez at 176 Serenu Ave. Tamuning, Guam, the Legislature's mailroom or email to senatordrodriguez@gmail.com.

We look forward to your participation and attendance. Please contact me at our office for further inquiry. *Si Yu'os Ma'åse'!*

Senseramente,

Clifton Herbert
Office Manager

Ufisinan Todu Guam • 31st Guam Legislature

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



COMMITTEE ON RULES

I Mina'trentai Unu na Libeslaturan Guahan • 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

March 14, 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
Chairperson, Committee on Rules

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.: 84-31 (LS)
86-31 (LS)
88-31 (LS)

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 MAR 14 PM 1:07

**BUREAU OF BUDGET & MANAGEMENT RESEARCH**OFFICE OF THE GOVERNOR
Post Office Box 2950, Hagåtña Guam 96932**EDDIE BAZA CALVO**
GOVERNOR**RAY TENORIO**
LIEUTENANT GOVERNOR**BENITA A. MANGLONA**
DIRECTOR**STEPHEN J. GUERRERO**
DEPUTY DIRECTOR**MAR 14 2011**

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

Hafa Adai Senator Respicio:

Transmitted herewith are Fiscal Notes on the following Bill Nos.: **84-31(LS), 86-31(LS) and 88-31(LS).**

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

Benita A. Manglona
BENITA A. MANGLONA
Director

Enclosures

cc: Senator Vicente (ben) Pangelinan

**Bureau of Budget & Management Research
Fiscal Note of Bill No. 88-31**

AN ACT TO DIRECT THE GUAM ELECTION COMMISSION TO REVIEW AND UPDATE PROCEDURES AND POLICIES CONTAINED IN TITLE 6 ("ELECTIONS") OF THE GUAM ADMINISTRATIVE RULES AND REGULATIONS (GAR); AND TO RECOMMEND TO ILIHESLATURA ANY NECESSARY CHANGES TO TITLE 3 ("ELECTIONS") OF THE GUAM CODE ANNOTATED (GCA); ALL IN ADVANCE OF THE 2012 ELECTIONS.

Department/Agency Appropriation Information	
Dept./Agency Affected: Stephanie Chargualaf	Dept./Agency Head: Executive Director, Acting
Department's General Fund (GF) appropriation(s) to date:	1,155,388
Department's Other Fund (Specify) appropriation(s) to date:	-
Total Department/Agency Appropriation(s) to date:	\$1,155,388

Fund Source Information of Proposed Appropriation			
	General Fund:	(Specify Special Fund):	Total:
FY 2010 Unreserved Fund Balance ¹		\$0	\$0
FY 2011 Adopted Revenues	\$0	\$0	\$0
FY 2011 Appro. (P.L. 30-196)	\$0	\$0	\$0
Sub-total:	\$0	\$0	\$0
Less appropriation in Bill	\$0	\$0	\$0
Total:	\$0	\$0	\$0

Estimated Fiscal Impact of Bill						
	One Full Fiscal Year	For Remainder of FY 2011 (if applicable)	FY 2012	FY 2013	FY 2014	FY 2015
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
(Specify Special Fund)	\$0	\$0	\$0	\$0	\$0	\$0
Total	\$0	\$0	\$0	\$0	\$0	\$0

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

8/9/11

Analyst: Dina P. Rivera Date: 3/2/11 Director: Benita A. Mangiona Date: 3/16/11
Dina P. Rivera Benita A. Mangiona, Director

Footnotes:
The Bill has a potential for additional funding impact. However, in its present form, that impact cannot be determined at this time.



COMMITTEE ON RULES

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

7011 FEB 28 AM 9:01

Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

February 25, 2011

Senator
Judith P. Guthertz
VICE CHAIRPERSON
ASST. MAJORITY LEADER

MEMORANDUM

MAJORITY MEMBERS:

Speaker
Judith T. Won Pat

Vice Speaker
Benjamin J. F. Cruz

Senator
Tina Rose Muña Barnes
LEGISLATIVE SECRETARY
MAJORITY WHIP

To: **Pat Santos**
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: **Vice Speaker Benjamin J.F. Cruz**
Acting Chairperson, Committee on Rules

Subject: **Referral of Bill Nos. 88-31 (LS) and 90-31** *COM*

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

As Acting Chairperson of the Committee on Rules, I am forwarding my referral of Bill Nos. 88-31 (LS) and 90-31 (LS).

Senator
Thomas C. Ada

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

Senator
Adolpho B. Palacios, Sr.

Senator
vicente c. pangelinan

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

MINORITY MEMBERS:

Si Yu'os ma'åse!

Senator
Aline A. Yamashita
ASST. MINORITY LEADER

Senator
Christopher M. Duenas

(3) Attachments

I Mina'Trentai Unu Na Liheslaturan Guåhan

Bill Log Sheet

February 24, 2011

Page 1 of 1

Bill No.	Sponsor(s)	Title	Date Introduced	Date Referred	120 Day Deadline	Committee Referred	Public Hearing Date	Date Committee Report Filed	Status (Date) Passed? Failed? Vetoed? Overridden? Public Law?
88-31 (LS)	R. J. Respicio	AN ACT TO DIRECT THE GUAM ELECTION COMMISSION TO REVIEW AND UPDATE PROCEDURES AND POLICIES CONTAINED IN TITLE 6 ("ELECTIONS") OF THE GUAM ADMINISTRATIVE RULES AND REGULATIONS (GAR); AND TO RECOMMEND TO I LIHESLATURA ANY NECESSARY CHANGES TO TITLE 3 ("ELECTIONS") OF THE GUAM CODE ANNOTATED (GCA); ALL IN ADVANCE OF THE 2012 ELECTIONS.	2/24/11 11:33 a.m.	2/25/11		Committee on Health & Human Services Senior Citizens, Economic Development and Election Reform			



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

Revised Public Hearing April 7, 2011

1 message

Clifton Herbert <cherbert.senatorrodriguez@gmail.com>

Thu, Mar 31, 2011 at
5:10 PM

To: "Dennis Rodriguez Jr." <senatorrodriguez@gmail.com>, "Adolpho B. Palacios" <senabpalacios@gmail.com>, Aline Yamashita <aliney74@gmail.com>, Ben Pangelinan <senbenp@guam.net>, Benjamin JF Cruz <senadotbjcruz@gmail.com>, Chris Duenas <duenasenator@gmail.com>, "Dr. Sam Mabini" <senatorsam@senatormabini.com>, "Frank Blas Jr." <frank.blasjr@gmail.com>, Judi Guthertz <judiguthertz@pticom.com>, Judi Won Pat <info@judiwonpat.com>, Mana Silva Taijeron <manasilva@hotmail.com>, "Rory J. Respicio" <roryforguam@gmail.com>, Tina Muna Barnes <tinamunabarnes@gmail.com>, Tom Ada <tom@senatorada.org>, Tony Ada <senatorTonyada@guamlegislature.org>

Cc: action@weareguahan.com, admin@weareguahan.com, chrisu@marianasmedia.com, clynt@spbgum.com, dcrisostomo@guampdn.com, dmgeorge@guampdn.com, dtamondong@guampdn.com, gdumat-ol@guampdn.com, gerry@mvguam.com, hottips@kuam.com, jason@kuam.com, john@kuam.com, jtyquiengco@spbgum.com, marvic@mvguam.com, mindy@kuam.com, mpieper@guampdn.com, mvariety@pticom.com, news@spbgum.com, nick.delgado@kuam.com, parroyo@k57.com, reporter3@glimpsesofofguam.com, rgibson@k57.com, ricknauta@hitradio100.com, sabrina@kuam.com, slimtiaco@guampdn.com, thebigshow@k57.com, therese.hart.writer@gmail.com, zita@mvguam.com, Bill Phillips <phillipsguam@gmail.com>, Cindy Hanson <cmhanson@guam.net>, Elaine Tajalle <etajalle@guamlegislature.org>, James <officemanager@hitradio100.com>, Jesse Lujan <jesselujan27@yahoo.com>, Joseph Mesngon <jmesngon.senatorrodriguez@gmail.com>, Katrina <life@guampdn.com>, Kevin Kerrigan <kevin@spbgum.com>, Kevin Kerrigan <news@k57.com>, Lannie Walker <lannie@kuam.com>, Laura Matthews <lmatthews@guampdn.com>, Olivia Palacios <oliviampalacios@gmail.com>, Pacific Daily News <news@guampdn.com>, Stephanie Mendiola <sem@guamlegislature.org>, Telo Taitague <telo.taitague@guam.gov>, Tina Okada <tinaokada@gmail.com>, William Gibson <breakfastshowk57@gmail.com>

--

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

PRESS RELEASE

Revised

FIRST NOTICE OF PUBLIC HEARING

Thursday, April 7, 2011 3:00PM

In accordance with the Open Government Law, Public Law 24-109, relative to notice for Public Meetings. Please be advised that the Committee on Health & Human Services, Economic Development, Senior Citizens and Election Reform will be conducting Confirmations as well as a Public Hearing on, April 7, 2011, at *I Liheslaturan Guåhan's* Public Hearing Room in Hagåtña, on the following:

3:00PM

- **Bill 70-31 (COR)** - An act to establish the administrative rules and regulations of the Department of Public Health & Social Services relative to Child Care Centers and

Group Child Care Homes, under Article 1, of Chapter 1, Division 1, Title 26, Guam Administrative Rules and regulations, and in conformance with Article 4- Child Welfare Services Act, Chapter 4, Title 10, GCA. *(Introduced by D.G Rodriguez, Jr.)*

- **Bill 88-31 (COR)** - An act to direct the Guam Election Commission to review and update procedures and policies contained in Title 6 ("Elections") of the Guam Administrative Rules and Regulations (GAR); and to recommend to the Legislature any necessary changes to Title 3 ("Elections") of the GCA; all in advance of the 2012 Elections. *(Introduced by R.J. Respicio)*
- **Bill 104-31 (COR)** - An act relative to mentally ill and civil commitments, by repealing and reenacting §82101 Et Seq. §82810 of Chapter 82, Title 10, Guam Code Annotated. *(Introduced by D.G. Rodriguez Jr.)*
- **Bill 107-31 (COR)** - An act to add a new § 12212.1, § 12212.2, and § 12212.3 to Chapter 12, of Title 10, Guam Code Annotated; relative to the public disclosure of a physician's professional profile which may be cited as "The Patient Protection through Information Act". *(Introduced by T.R Muña-Barnes)*
- **Bill 128-31 (COR)** - An act to repeal and reenact Guam Code Annotated Title 3: Elections §7103.1, relative to "Electronic Voting Machines" and "Voter Verified Paper Ballots (VVPB), and to define a "Voter Verified Paper Ballot." *(Introduced by R.J. Respicio)*
- **The Executive Appointment of Dr. Reynald Lim to be a Member on the Board of Medical Examiners**
- **The Executive Appointment of Dr. Kia Rahamani to be a Member on the Board of Medical Examiners**

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

We comply with Title II of the Americans with Disabilities Act (ADA). Individuals who require an auxiliary aid or service (i.e. qualified sign language interpreters, documents in Braille, large print, etc.) for effective communication, or a modification of policies or procedures to participate in a program service, or activity of Senator Dennis Rodriguez, Jr. should contact Clifton Herbert at 649-8638 (TODU) as soon as possible but no later than 48 hours before this scheduled event. We look forward to your attendance and participation.

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

Clifton Herbert

176 Serenu Avenue Suite 107 Tamuning, Guam 96931

Telephone: [671.649.8638](tel:671.649.8638)

Email: Cherbert.senatordrodriguez@gmail.com

This e-mail may contain data that is confidential, proprietary or non-public personal information, as that term is defined in the Gramm-Leach-Bliley Act (collectively, Confidential Information).

The Confidential Information is disclosed conditioned upon your agreement that you will treat it confidentially and in accordance with applicable law, ensure that such data isn't used or disclosed except for the limited purpose for which it's being provided and will notify and cooperate with us regarding any requested or unauthorized disclosure or use of any Confidential Information.

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Public_Hearing_1st_Notice_April_7,2011.pdf

684K



SENATOR DENNIS G. RODRIGUEZ, JR.

PRESS RELEASE

Revised

FIRST NOTICE OF PUBLIC HEARING

Thursday, April 7, 2011 3:00PM

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

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

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

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

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

Member, Committee on the Guam Military Buildup & Homeland Security

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

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

Assistant Majority Whip

In accordance with the Open Government Law, Public Law 24-109, relative to notice for Public Meetings. Please be advised that the Committee on Health & Human Services, Economic Development, Senior Citizens and Election Reform will be conducting Confirmations as well as a Public Hearing on, April 7, 2011, at *Liheslaturan Guåhan's* Public Hearing Room in Hagåtña, on the following:

3:00PM

- Bill 70-31 (COR) - An act to establish the administrative rules and regulations of the Department of Public Health & Social Services relative to Child Care Centers and Group Child Care Homes, under Article 1, of Chapter 1, Division 1, Title 26, Guam Administrative Rules and regulations, and in conformance with Article 4- Child Welfare Services Act, Chapter 4, Title 10, GCA. (Introduced by D.G Rodriguez, Jr.)
Bill 88-31 (COR) - An act to direct the Guam Election Commission to review and update procedures and policies contained in Title 6 ("Elections") of the Guam Administrative Rules and Regulations (GAR); and to recommend to Liheslatura any necessary changes to Title 3 ("Elections") of the GCA; all in advance of the 2012 Elections. (Introduced by R.J. Respicio)
Bill 104-31 (COR) - An act relative to mentally ill and civil commitments, by repealing and reenacting §82101 Et Seq. §82810 of Chapter 82, Title 10, Guam Code Annotated. (Introduced by D.G. Rodriguez Jr.)
Bill 107-31 (COR) - An act to add a new § 12212.1, § 12212.2, and § 12212.3 to Chapter 12, of Title 10, Guam Code Annotated; relative to the public disclosure of a physician's professional profile which may be cited as "The Patient Protection through Information Act". (Introduced by T.R Muña-Barnes)
Bill 128-31 (COR) - An act to repeal and reenact Guam Code Annotated Title 3: Elections §7103.1, relative to "Electronic Voting Machines" and "Voter Verified Paper Ballots (VVPB), and to define a "Voter Verified Paper Ballot." (Introduced by R.J. Respicio)
The Executive Appointment of Dr. Reynald Lim to be a Member on the Board of Medical Examiners
The Executive Appointment of Dr. Kia Rahamani to be a Member on the Board of Medical Examiners

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

We comply with Title II of the Americans with Disabilities Act (ADA). Individuals who require an auxiliary aid or service (i.e. qualified sign language interpreters, documents in Braille, large print, etc.) for effective communication, or a modification of policies or procedures to participate in a program service, or activity of Senator Dennis Rodriguez, Jr. should contact Clifton Herbert at 649-8638 (TODU) as soon as possible but no later than 48 hours before this scheduled event. We look forward to your attendance and participation.

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

###

Ufisinan Todu Guam • 31st Guam Legislature

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



April 1, 2011

UPDATE: Public hearing on health bills Thursday

Pacific Daily News

The Committee on Health and Human Services, Economic Development, Senior Citizens and Election Reform will hold a public hearing on Thursday, April 7.

The hearing will take place at 3 p.m. in the Legislature's public hearing room.

The following bills and appointments will be discussed:

- Bill 70, introduced by Sens. Dennis Rodriguez, Jr. and Aline Yamashita would establish administrative rules and regulations of the Department of Public Health & Social Services relative to child care centers and group child care homes, and require that Public Health review and amend those rules every five years.
- Bill 88, introduced by Sen. Rory Respicio, would direct the Guam Election Commission to review and update procedures and policies contained in Title 6 ("Elections") of the Guam Administrative Rules and Regulations (GAR); and to recommend to the Legislature any necessary changes to Title 3 ("Elections") of the Guam Code Annotated (GCA); all in advance of the 2012 election
- Bill 104, introduced by Sen. Dennis Rodriguez, relative to mentally ill and civil commitments, by repealing and reenacting §82101 Et Seq. §82810 of Chapter 82, Title 10, Guam Code Annotated. (Introduced by D.G. Rodriguez Jr.)
- Bill 107, introduced by Sen. Tina Muna Barnes, is relative to the public disclosure of a physician's professional profile, and may be cited as "The Patient Protection through Information Act."
- Bill 128, introduced by Sen. Rory Respicio, is relative to "Electronic Voting Machines" and "Voter Verified Paper Ballots (VVPB)", and to define a "Voter Verified Paper Ballot."
- The Executive Appointment of Dr. Reynald Lim to be a member on the Board of Medical Examiners
- The Executive Appointment of Dr. Kia Rahamani to be a member on the Board of Medical Examiners

Testimony should be addressed to Senator Dennis Rodriguez, Jr., chairman, and may be submitted via hand delivery at 176 Serenu Avenue, Suite 107, Tamuning, Guam, 96931.

Testimony may also be submitted to the senator's mailbox at the Main Legislature Building at 155 Hesler Place, Hagåtña, Guam 96910, or via email to senatordrodriguez@gmail.com.



UPDATE: Committee on Health and Human Services to hold confirmations and public hearing

3:35 PM, Mar 31, 2011

The Committee on Health and Human Services will be conducting confirmations and public hearings 3 p.m. April 7 in the Legislature's public hearing room on the following:

Bill 70-31: An act to establish the administrative rules and regulations of the Department of Public Health and Social Services relative to Child Care Centers and Group Child Care Homes.

Bill 88-31: An act to direct the Guam Election Commission to review and update procedures and policies contained in Title 6 ("Elections") of the Guam Administrative Rules and Regulations; and to recommend to the Legislature any necessary changes to Title 3 ("Elections") of the Guam Code Annotated.

Bill 104-31: An act relative to mentally ill and civil commitments, by repealing and reenacting sections of Chapter 82, Title 10, Guam Code Annotated.

Bill 107-31: An act to add a new sections to Chapter 12, of Title 10, Guam Code

Annotated; relative to the public disclosure of a physician's professional profile which may be cited as "The Patient Protection through Information Act".

There will also be the executive appointment of Drs. Reynald Lim and Kia Rahamani as members of the Guam Board of Medical Examiners.

All testimonies should be addressed to Sen. Dennis Rodriguez Jr., the committee chairman. Testimonies may be sent the office at 176 Serenu Avenue Suite 107 Tamuning, Guam 96931. You can also place testimonies in the office's mailbox at the Main Legislature Building at 155 Hesler Place, Hagåtña, Guam 96910. Testimonies can also be sent via e-mail to senatordrodriguez@gmail.com.

People needed auxiliary aid or service should call Clifton Herbert at 649-8638 as soon as possible, but no later than 48 hours before this scheduled event.

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SENATOR DENNIS G. RODRIGUEZ, JR.

TO: ALL SENATORS
FROM: SENATOR DENNIS G. RODRIGUEZ, JR. CHAIRPERSON
SUBJECT: SECOND NOTICE OF PUBLIC HEARING
Thursday April 7, 2011

Handwritten signature of Senator Dennis G. Rodriguez, Jr.

SECOND NOTICE OF PUBLIC HEARING
Thursday April 7, 2011 5:00PM

In accordance with the Open Government Law, Public Law 24-109, relative to notice for Public Meetings. Please be advised that the Committee on Health & Human Services, Economic Development, Senior Citizens and Election Reform will be conducting Confirmations as well as a Public Hearing on Thursday April 7, 2011, at Liheslaturan Guahan's Public Hearing Room in Hagåtña, on the following:

3:00PM

- Bill 70-31 (COR) - An act to establish the administrative rules and regulations of the Department of Public Health & Social Services relative to Child Care Centers and Group Child Care Homes, under Article 1, of Chapter 1, Division 1, Title 26, Guam Administrative Rules and regulations, and in conformance with Article 4- Child Welfare Services Act, Chapter 4, Title 10, GCA. (Introduced by D.G Rodriguez, Jr.)
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The Executive Appointment of Dr. Reynald Lim to be a Member on the Board of Medical Examiners
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Testimony should be addressed to Senator Dennis Rodriguez, Jr., Chairman, and may be submitted via- hand delivery to our office at 176 Sereno Avenue Suite 107 Tamuning, Guam 96931 or our mailbox at the Main Legislature Building at 155 Hesler Place, Hagåtña, Guam 96910, or via email to senatordrodriguez@gmail.com.

We comply with Title II of the Americans with Disabilities Act (ADA). Individuals who require an auxiliary aid or service (i.e. qualified sign language interpreters, documents in Braille, large print, etc.) for effective communication, or a modification of policies or procedures to participate in a program service, or activity of Senator Dennis Rodriguez, Jr. should contact Clifton Herbert at 649-8638 (TODU) as soon as possible but no later than 48 hours before this scheduled event. We look forward to your attendance and participation.

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

- cc: -Clerk of the Legislature -Legislative Legal Counsel
-Executive Director -MIS
-Sergeant-At-Arms/Protocol

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

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

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

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

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

Member, Committee on the Guam Military Buildup & Homeland Security

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

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

Assistant Majority Whip

Ofisinan Todu Guam • 31st Guam Legislature

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

2nd Notice Public Hearing with Agenda

1 message

Tue, Apr 5, 2011 at 1:33 PM

Clifton Herbert <cherbert.senatorrodriguez@gmail.com>

To: action@weareguahan.com, admin@weareguahan.com, chrisu@marianasmedia.com, clynt@spbguam.com, dcrisostomo@guampdn.com, dmgeorge@guampdn.com, dtamondong@guampdn.com, gduamat-ol@guampdn.com, gerry@mvguam.com, hottips@kuam.com, jason@kuam.com, john@kuam.com, jtyquiengco@spbguam.com, marvic@mvguam.com, mindy@kuam.com, mpieper@guampdn.com, mvariety@pticom.com, news@spbguam.com, nick.delgado@kuam.com, parroyo@k57.com, reporter3@glimpsesofofguam.com, rgibson@k57.com, ricknauta@hitradio100.com, sabrina@kuam.com, slimtiaco@guampdn.com, thebigshow@k57.com, therese.hart.writer@gmail.com, zita@mvguam.com, Bill Phillips <phillipsguam@gmail.com>, Cindy Hanson <cmhanson@guam.net>, Elaine Tajalle <etajalle@guamlegislature.org>, James <officemanager@hitradio100.com>, Jesse Lujan <jesselujan27@yahoo.com>, Joseph Mesngon <jmesngon.senatorrodriguez@gmail.com>, Katrina <life@guampdn.com>, Kevin Kerrigan <kevin@spbguam.com>, Kevin Kerrigan <news@k57.com>, Lannie Walker <lannie@kuam.com>, Laura Matthews <lmatthews@guampdn.com>, Olivia Palacios <oliviampalacios@gmail.com>, Pacific Daily News <news@guampdn.com>, Stephanie Mendiola <sem@guamlegislature.org>, Telo Taitague <telo.taitague@guam.gov>, Tina Okada <tinaokada@gmail.com>, William Gibson <breakfastshowk57@gmail.com>

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

PRESS RELEASE
 SECOND NOTICE OF PUBLIC HEARING
 Thursday, April 7, 2011 3:00PM

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###

GOVERNMENT MEETINGS

April 6

Guam Community College: Board of trustees monthly meeting 6 p.m., president's conference room, building 2000, Mangilao. For special accommodations, call 735-5597.

Guam Education Board: Special meeting 6 p.m., Department of Education conference room, Hagåtña. DOE fiscal 2012 budget request. For special accommodations, call Joyce Kaneshiro, 300-1627.

Mayors Council of Guam: Regular meeting 10 a.m., J&G Commercial Center, Suite 111F, Hagåtña. Call Elaine Schaaß, 472-6940 or 477-8461.

April 7

Committee on Health and Human Services, Economic Development, Senior Citizens and Election Reform: Public hearing 3 p.m., Legislature's public hearing room, Hagåtña. Bill 70-31 (cor), establishing administrative rules and regulations of Department of Public Health and Social Services relative to child care centers and group child care homes; Bill 88-31 (cor), directing Guam Election Commission to review and update procedures and policies contained in Title 6 (elections) of Guam Administrative Rules and Regulations, and to recommend the legislature any necessary changes to Title 3 of GCA, all in advance of the 2012 elections; Bill 104-31 (cor), relative to mentally ill and civil commitments; Bill 107-31 (cor), relative to public disclosure of physician's professional profile - Patient Protection Through Information Act; Bill 128-31 (cor), relative to electronic voting machines and voter verified paper ballots; executive appointment of Dr. Reynald Lim and Dr. Iqia Rahman as members of Board of Medical Examiners. Submit testimony to Sen. Dennis Rodriguez Jr via email: senatorrodriguez@gmail.com. For special accommodations, call 649-8636.

Committee on Municipal Affairs, Tourism, Housing and Recreation: Public hearing 10 a.m., Legislature's public hearing room, Hagåtña. Executive appointment of Martin Benavente to serve as president of the Guam Housing Corp., Tomas L.G. Flores Jr., to serve as member of GHC board of directors, John T. Calvo to serve as member of Hagåtña Restoration & Redevelopment Authority board of commissioners, John M. Rupley, Ramon T. Topasna, Joo H. Ko to serve as Parks and Recreation Commission members. Submit written testimony via email: senator@tinamunabarnes.com. For special accommodations, call 472-3455/6.

Guam Advisory Panel for Students with Disabilities: Quarterly meeting 3 to 5 p.m., Parent Information Resource Center (PIRC), Hagåtña.

For special accommodations, call 300-1321.

room, Hagåtña. Executive appointments of: Lee Webber, Albert Ray Gurusamy, Dr. Edna V. Santos, Dr. Ricardo M. Terlaje, and Francis Taitague-Mantanona as members of Guam Memorial Hospital Authority Board of Trustees. Submit testimony via email: senatorrodriguez@gmail.com. For special accommodations, call 649-8638.

Committee on Public Safety, Law Enforcement and Judiciary: public hearing 1:30 p.m., Legislature's public hearing room, Hagåtña. Bill 78-3 (cor), prohibiting cathinone derivatives methylenedioxypyrovalerone and methylmethcathinone; Bill 106-31 (cor), relative to payment for solemnization of marriage by a mayor or vice mayor; Bill 122-31, increasing penalties for drivers who disregard safety of schoolchildren entering or exiting school buses. For special accommodations, call 472-5047/5048.

Guam Economic Development Authority: Board of directors special meeting 10 a.m., Suite 511, ITC building, Tamuning. RFP 11-005: request for proposal for trustee for GovGuam Limited Obligation Bonds. For special accommodations, call George Bamba, 647-4392, ext. 104.

April 11

Committee on Education and Public Libraries: Public hearing 4 p.m., Legislature's public hearing, Hagåtña. Appointment of Gayle Hendricks to serve as Guam Commission for Educator Certificate member; Bill 117-31 (cor), to approve proposed rules and regulations of Guam Commission for Educator Certification. Submit testimony via email: rolorosa@judiwinpat.com. For special accommodations, call 472-2586/7/8.

April 12

Consolidated Commission on Utilities: Regular meeting on Guam Power Authority matters 5:30 p.m., GPA board conference room, Harmon. Petition to CCU to amend job standard for general manager position. Agenda copies available. For special accommodations, call Lou Sablan, 648-3002.

April 13

Guam Contractors License Board: Regular meeting 5:30 p.m., board conference room, 542 N. Marine Corps Drive, upper Tumon. For special accommodations, call 649-2211/8676.

April 14

Guam Board of Nurse Examiners: Rescheduled regular meeting 4 p.m., Health Professional Licensing Office, Suite 9, Legacy Square Commercial Complex, Route 10, Mangilao. For special accommodations call 735-7307.

For special accommodations, call 300-1321.

Free obituary announcements will be accepted if received from a funeral home (on- or off-island) and must include date of death and age, a contact name and telephone number. They may be dropped at the PDN from desk, faxed to 477-3079 or sent by email to life@guampdn.com. Obituaries and photographs submitted to the Pacific Daily News may be published, distributed, repurposed and otherwise used.

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Lee Soo Ko, D.M.D., P.C. Orthodontic Dentistry

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(671) 649-0520

**Office Of Senator
Dennis Rodriguez, Jr.**



Fax

To: MS. STEPHANIE CHARGUALAF **From:** JOSEPH MESNGON

Fax: 477-1895 **Pages:** 02 including coversheet

Phone: 477-9791-4 **Date:** 4/1/11

Re: BILL 70-31 & BILL 107-31 **cc:**

Urgent **For Review** **Please Comment** **Please Reply** **Please Recycle**

● **Comments:**

Hafa Adai!

Attached is a letter for Director Chargualaf in regards to Bill No. 88-31 & 127-31. You may contact me for any inquiries.

WE KINDLY REQUEST YOU CONFIRM RECEIPT OF THIS FAX BY CALLING JOE MESNGON AT 649-8638/0511, OFFICE OF SENATOR RODRIGUEZ.

SI YU'OS MA'ASE'!

HP Officejet 6310
Personal Printer/Fax/Copier/Scanner

Log for
Sen. Dennis Rodriguez, Jr
671-649-0520
Apr 01 2011 11:19AM

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TO G.E.C.



Ufisinan Todu Guam

SENATOR DENNIS G. RODRIGUEZ, Jr.

I Mina'trentai Unu Na Liheslaturan Guåhan

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

April 27, 2011

Honorable Judith T. Won Pat, Ed.D.

Speaker

I Mina'trentai Unu Na Liheslaturan Guåhan

155 Hesler Place

Hagåtña, Guam 96910

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

RE: Committee Report – Bill No. 88-31 (COR)

Dear Speaker Won Pat:

Transmitted herewith, for your consideration, is the Committee Report on **BILL NO. 88-31 (LS)**; AN ACT TO DIRECT THE GUAM ELECTION COMMISSION TO REVIEW AND UPDATE PROCEDURES AND POLICIES CONTAINED IN TITLE 6 ("ELECTIONS") OF THE GUAM ADMINISTRATIVE RULES AND REGULATIONS (GAR); AND TO RECOMMEND TO *LIHESLATURA* ANY NECESSARY CHANGES TO TITLE 3 ("ELECTIONS") OF THE GUAM CODE ANNOTATED (GCA); ALL IN ADVANCE OF THE 2012 ELECTIONS; Sponsored by Senator Rory J. Respicio, and referred to the Committee on Health & Human Services, Economic Development, Senior Citizens and Election Reform. Bill No. 88-31(COR) was publicly heard on April 7, 2011.

Committee votes are as follows:

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

Senseramente,


Senator Dennis G. Rodriguez, Jr.
Chairman

Attachments



SENATOR DENNIS G. RODRIGUEZ, JR.

PRESS RELEASE

PUBLIC HEARING AGENDA

Thursday, April 7, 2011

3:00 pm

Public Hearing Room, *I Liheslaturan Guåhan*, Hagatña, Guam

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

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

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

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

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

Member,
Committee on the
Guam Military
Buildup &
Homeland Security

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

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

Assistant Majority
Whip

I. Call to Order

II. Announcements

III. Items for Public Consideration

3:00PM

- **Bill 107-31 (COR)** - An act to add a new § 12212.1, § 12212.2, and § 12212.3 to Chapter 12, of Title 10, Guam Code Annotated; relative to the public disclosure of a physician's professional profile which may be cited as "The Patient Protection through Information Act". (*Introduced by T.R Muña-Barnes*)
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IV. Announcements

V. Adjournment

The Committee requests that, if written testimonies are to be presented at the hearing, copies be submitted one day prior to the public hearing date, to the Office of Senator Dennis G. Rodriguez, Jr. at 176 Serenu Avenue Suite 107, Tamuning, Guam, at our mailbox in the Legislature Building at 155 Hesler Place, Hagatña, Guam or via email to senatordrodriguez@gmail.com. Copies of the aforementioned Resolution and/or Bills may be obtained at *I Liheslaturan Guåhan's* website at www.guamlegislature.org. Individuals requiring special accommodations or services, please contact Clifton Herbert at 649-8638. We look forward to your presence and participation.

Ufisinan Todu Guam • 31st Guam Legislature

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

E-mail: senatordrodriguez@gmail.com

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

Bill No. 89-31 (LS)

Introduced by:

A.A. Yamashita, PhD 

2011 FEB 24 PM 2:11


**AN ACT TO ADD A NEW § 4112 TO CHAPTER 4 OF
DIVISION 1, TITLE 10, GUAM CODE ANNOTATED,
RELATIVE TO ESTABLISHING THE GUAM EARLY
LEARNING COUNCIL FOR GUAM'S EARLY
CHILDHOOD COMPREHENSIVE SYSTEM.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent.

I Liheslaturan Guahan finds Executive Order No. 2008-03, signed 09 April 2008, established the Early Learning Council (hereinafter “Council”) for Guam's Early Childhood Comprehensive System. The Guam Early Learning Council’s composition, goals and objectives, and roles and responsibilities focus upon the efficient and effective delivery of services and supports to young children, birth to five, and their families. Early Childhood Education, however, is defined as birth through eight and will be the age frame referred to in this act.

E.O. No. 2008-03 states that the Council was created because there exists a need to establish an Early Learning Council to support the coordination and collaboration of agencies and organizations, both public and private, serving young children (ages birth through eight) and their families.

I Liheslatura finds that it is scientifically established that positive social

1 emotional, physical, language, intellectual, and spiritual/moral experiences for
2 young children, most especially between birth to eight years of age, are necessary
3 and critical for promoting and nurturing the overall developmental needs of a child.

4 Research on brain development has clearly indicated that the first years of
5 life are particularly critical to a child's healthy development, readiness to enter
6 school, read at grade level, graduate from high school and succeed.

7 There is strong, scientific evidence that quality health care and education-
8 services during neonatal to eight years of age has a direct impact on economic
9 development - saving communities money by preventing future expenses for
10 remedial education, incarceration, and cash assistance.

11 The responsibility for providing quality health care and education-services
12 has traditionally been the responsibility of organizations at the state/local level
13 requiring definitive vision, clear mission, strong partnerships, and collaboration.

14 *I Liheslatura* further finds that programs that address the early health care
15 and education of Guam's youngest children are fragmented, lack coordinated
16 planning, overlap in some instances, and leave substantive gaps in other instances.
17 Programs providing early health care and education-services should be coordinated
18 and structured to maximize efficiency, simplify and expand accessibility to quality
19 health care and educational programs, and provide a maximum return for Guam
20 taxpayers' investments.

21 Governmental programs must collaboratively develop and implement
22 effective, efficient and coordinated service delivery to ensure that all of Guam's
23 youngest children are given an equal opportunity to reach their full potential.
24 Governance, which comprises traditions, institutions and processes that determine
25 how power is exercised; how constituents are given a voice; how decisions are
26 made on issues of mutual concern; and how quality and accountability are
27 integrated, are vital components of any early childhood comprehensive system. It

1 is practical and beneficial to Guam's children that issues affecting their wellbeing
2 be considered at the highest level of the island's government.

3 Guam has established the vision that: "*All of Guam's young children will*
4 *have healthy minds, bodies, and spirits as the foundation for lifelong success,*" and
5 the mission is to support each child (birth to eight) in reaching his/her full potential
6 through a healthcare and education system that is accessible, comprehensive,
7 integrated, and responsive to diverse cultures that is developed in collaboration
8 with families and communities.

9 Guam through Project Tinituhon – a federal grant awarded by the US
10 Department of Health & Human Services, Health Resources and Services
11 Administration, Maternal and Child Health Bureau to Guam Public Health Social
12 Services– established five goals in support of this vision and mission as stated in
13 the Implementation Plan. Guam, through Project Tinituhon, has begun the
14 activities of the Implementation Plan for Guam's Early Childhood Comprehensive
15 System, bringing together key child serving agencies, both public and private in
16 health care and education to be more responsive to the evolving and complex needs
17 of all children birth to eight and their families.

18 National legislation, Public Law 110-134 "Improving the Head Start Act of
19 2007" mandates the establishment of a State Advisory Council on Early Childhood
20 Education and Care for children birth to school entry, and Guam Head Start
21 Program is a vital and active participant of Project Tinituhon.

22 Lastly, *I Liheslatura* finds that continued implementation and sustainability
23 of the Early Childhood Comprehensive System to meet the goals for young
24 children and their families requires strong support and commitment at all levels of
25 the government and community.

26 **Section 2.** A new § 4112 is added to Title 10 of the Guam Code
27 Annotated to read:

1 **“§ 4112. Composition of Early Learning Council Membership.**

2 1) Members of the Early Learning Council will comprise of representatives
3 from key child serving agencies including government agencies and private
4 organizations, directly and indirectly involved in supporting the quality health care
5 and education of children birth to eight and their families, to develop a
6 coordinated, efficient, and cost-effective Early Childhood Comprehensive System:

- 7 a. Parent Information Resource Center (PIRC);
- 8 b. Non-profit organizations providing services and supports to children,
9 birth to eight, and their families;
- 10 c. Private Child Care Providers;
- 11 d. Guam Medical Society;
- 12 e. Department of Public Health and Social Services;
- 13 f. Guam Department of Education;
- 14 g. Department of Mental Health and Substance Abuse;
- 15 h. Guam Department of Labor;
- 16 i. University of Guam;
- 17 j. Guam Community College;
- 18 k. Guam Memorial Hospital;
- 19 l. Guam Legislative Chairpersons, including but not limited to,
20 committees on Education, Health and Human Services;
- 21 m. Catholic Social Services;
- 22 n. At a minimum, three (3) Parent Representatives;
- 23 o. Mayors Council of Guam;
- 24 p. Sanctuary, Inc.; and
- 25 q. Superior Court of Guam.

26 2) Co-chairmanship of the Council will be shared between the First Lady of
27 Guam and Project Director of *Project Tinituhon*, Guam's Early Childhood

1 Comprehensive System.

2 **(a). Goals and Objectives of the Early Learning Council.**

3 1) The Council has the following as its goals:

- 4 a. To serve as the required state council for Guam's Head Start
5 Program;
- 6 b. To increase supports and services for young children and their
7 families by strengthening cross-agency coordination, involving
8 public and private entities, to ensure delivery of comprehensive
9 services for young children and their families; and
- 10 c. To expand and refine Guam's Policy Agenda for Early Learning-
11 Birth to Eight.

12 2) The Council has the following objectives to support these goals:

- 13 a. Strengthen collaboration among governance entities that oversee
14 and coordinate subsystems;
- 15 b. Leverage funding streams to maximize resources;
- 16 c. Develop and implement a mechanism for cross-agency data
17 collection for monitoring and reporting;
- 18 d. Create cross-agency standards for child and family outcomes;
- 19 e. Define professional development structures to ensure an
20 appropriately skilled systems workforce; and
- 21 f. Expand awareness of and access to parent education and family
22 supports.

23 **(b). Roles and Responsibilities.**

24 1) The Council will oversee and ensure the effective and efficient
25 collaboration within Guam's Early Childhood Comprehensive System and is
26 empowered to:

- 27 a. Make recommendations on the most effective policy direction and

1 methods to improve the coordination, quality, and delivery of
2 quality health care and education services for young children on
3 Guam;

- 4 b. Critically examine and prioritize funding in support of child and
5 family outcomes;
- 6 c. Promote and support the acquisition of funding opportunities,
7 through government and private organizations, in support of the
8 overall vision and mission of the Early Childhood Comprehensive
9 System;
- 10 d. Provide input to the Strategic Management Team of Guam's Early
11 Childhood Comprehensive System to ensure the collaboration and
12 integration of data collection and evaluation, leveraging of
13 resources and funding, and public awareness and education on the
14 importance of early childhood;
- 15 e. Provide the Governor and Legislature with an annual "State of
16 Early Childhood Health and Education on Guam" Brief;
- 17 f. Establish policies and procedures for the efficient and effective
18 decision-making processes in support of their responsibilities; and
- 19 g. Regularly review goals and objectives to ensure they are
20 responsive and relevant to the evolving needs of Guam's youngest
21 children and their families.

22 2) Carry out the responsibilities mandated and outlined in the national
23 legislation, "Improving Head Start for School, Readiness Act of 2007" (P.L.
24 110-134), Section 642B and others assigned by the Governor of Guam."