

I Mina'Trentai Dos Na Liheslaturan Received
Bill Log Sheet

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
393-32 (COR), P.L. 32- 204	Judith T. Won Pat, Ed.D. T.R. Muna Barnes Aline A. Yamashita, Ph.D. B. J.F. Cruz R.J. Respicio FRANK B. AGUON. JR.	AN ACT TO ADD A NEW §80109(V) TO CHAPTER 80 OF DIVISION 4 OF TITLE 10 GUAM CODE ANNOTATED; RELATIVE TO EXPANDING THE BORROWING AUTHORITY OF THE GUAM MEMORIAL HOSPITAL FOR THE RENOVATION OF THE LABOR AND DELIVERY WARD.	08/26/14 12:25 p.m.	08/27/14	Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and	09/09/14 4:00 p.m.	9/26/14 10:19 a.m.	Fiscal Note Request 09/02/14 Fiscal Note 10/1/14
	DATE PASSED	TITLE	TRANSMITTED		DUE DATE	<small>DATE SIGNED BY I MAGA'LAHEN GUAHAN</small>	PUBLIC LAW NO.	NOTES
	10/3/2014	AN ACT TO ADD A NEW § 80109 (v) TO CHAPTER 80 OF DIVISION 4 OF TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING I MAGA'LAHEN GUÅHAN TO ENTER INTO A LINE OF CREDIT, A DIRECT LOAN, OR ALTERNATIVE FINANCING FOR THE RENOVATION OF THE GUAM MEMORIAL HOSPITAL LABOR AND DELIVERY WARD (GMHA MATERNAL AND CHILD HEALTHCARE (MCH) RENOVATION PROJECT).	10/6/14	6:32 p.m.	10/17/2014	10/13/2014	32- 204	As amended on the Floor.



EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam

OCT 16 2014

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

32-14-2152
Office of the Speaker
Judith T. Won Pat, Ed.D

2014 OCT 17 PM 4:55
JRM

Date: 10-17-14
Time: 4:21pm
Received By: [Signature]

Dear Madame Speaker:

Transmitted herewith is Bill No. 393-32 (COR) "AN ACT TO ADD A NEW § 80109 (v) TO CHAPTER 80 OF DIVISION 4 OF TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING *I MAGA'LAHEN GUÅHAN* TO ENTER INTO A LINE OF CREDIT, A DIRECT LOAN, OR ALTERNATIVE FINANCING FOR THE RENOVATION OF THE GUAM MEMORIAL HOSPITAL LABOR AND DELIVERY WARD (GMHA MATERNAL AND CHILD HEALTHCARE (MCH) RENOVATION PROJECT)," which I signed into law on October 13, 2014 as Public Law 32-204.

Senseramente,

EDDIE BAZA CALVO

2152

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2014 (SECOND) Regular Session

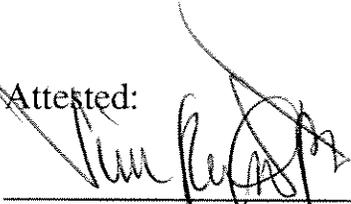
CERTIFICATION OF PASSAGE OF AN ACT TO *I MAGA'LAHEN GUÅHAN*

This is to certify that **Bill No. 393-32 (COR)**, "AN ACT TO ADD A NEW § 80109 (v) TO CHAPTER 80 OF DIVISION 4 OF TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING *I MAGA'LAHEN GUÅHAN* TO ENTER INTO A LINE OF CREDIT, A DIRECT LOAN, OR ALTERNATIVE FINANCING FOR THE RENOVATION OF THE GUAM MEMORIAL HOSPITAL LABOR AND DELIVERY WARD (GMHA MATERNAL AND CHILD HEALTHCARE (MCH) RENOVATION PROJECT)," was on the 3rd day of October, 2014, duly and regularly passed.



Judith T. Won Pat, Ed.D.
Speaker

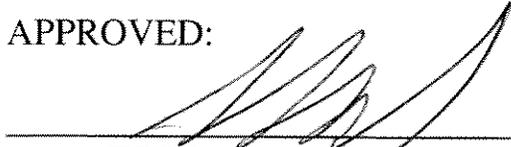
Attested:


Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahaen Guåhan* this 6 day of Oct,
2014, at 6:32 o'clock P.M.


Assistant Staff Officer
Maga'lahaen's Office

APPROVED:


EDWARD J.B. CALVO
I Maga'lahaen Guåhan

Date: OCT 13 2014

Public Law No. 32-204

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2014 (SECOND) Regular Session

Bill No. 393-32 (COR)

As amended on the Floor.

Introduced by:

Judith T. Won Pat, Ed.D.
T. R. Muña Barnes
Aline A. Yamashita, Ph.D.
B. J.F. Cruz
R. J. Respicio
FRANK B. AGUON, JR.
T. C. Ada
Michael F. Q. San Nicolas
Chris M. Dueñas
V. Anthony Ada
Tommy Morrison
Brant T. McCreadie
Michael T. Limtiaco
Dennis G. Rodriguez, Jr.

AN ACT TO *ADD* A NEW § 80109 (v) TO CHAPTER 80 OF DIVISION 4 OF TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING *I MAGA'LAHEN GUÅHAN* TO ENTER INTO A LINE OF CREDIT, A DIRECT LOAN, OR ALTERNATIVE FINANCING FOR THE RENOVATION OF THE GUAM MEMORIAL HOSPITAL LABOR AND DELIVERY WARD (GMHA MATERNAL AND CHILD HEALTHCARE (MCH) RENOVATION PROJECT).

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

2 **Section 1.** A new § 80109 (v) is hereby *added* to Chapter 80, Division 4 of
3 Title 10, Guam Code Annotated, to read:

1 “(v) Notwithstanding Subsection (s) of this Section, to arrange a line
2 of credit, a revolving loan fund, and/or a direct loan, the total cumulative
3 amount *not to exceed* Seven Million Dollars (\$7,000,000) with banks or
4 other lending institutions licensed to do business on Guam. All terms of the
5 line of credit, a revolving loan fund, and/or a direct loan agreement *shall* be
6 negotiated by the Guam Economic Development Authority and *I*
7 *Maga’lahen Guåhan* (the Governor) in the best interests of the people of
8 Guam. The terms of the line of credit, a revolving loan fund, and/or a direct
9 loan *shall* include the following:

10 (1) the line of credit, a revolving loan fund, and/or a direct
11 loan *shall* be used by the Authority for the renovation of the Guam
12 Memorial Hospital Labor and Delivery Ward (GMHA Maternal and
13 Child Healthcare (MCH) Renovation Project);

14 (A) such line of credit *shall not* be authorized, nor shall
15 any borrowing be initiated that incurs interest expenses until the
16 architectural and engineering specifications are completed and
17 approved by the Board of Trustees of the Guam Memorial
18 Hospital Authority (GMHA), and the Request for Proposal or
19 Invitation for Bid to commence renovation is pending funding;

20 (2) no charge shall be levied by a lender for making the loan;

21 (3) the interest rate *shall* be subject to negotiation between
22 the Board of Directors of GEDA, *I Maga’lahen Guåhan*, and the
23 lender; and such interest rate *shall* be computed on a monthly average
24 and based on the actual amount extended for the Authority; and

25 (4) interest earned by the lender *shall* be exempt from
26 taxation by the government of Guam.

1 (5) The line of credit, a revolving loan fund, municipal lease
2 financing, and/or a direct loan may be secured by a pledge or other
3 reservation of revenues collected by the government of Guam from
4 the taxes collected under the “Business Privilege Tax Law” (namely,
5 11 GCA Chapter 25, excluding the alcoholic beverage taxes, liquid
6 fuel taxes, automotive surcharges, tobacco taxes and real property
7 taxes). The Business Privilege Tax pledged or reserved *shall only*
8 apply to the unpledged portion of the business privilege tax (currently
9 one percentage point of the current four percent Business Privilege
10 Tax rate) so as not to violate the government of Guam’s covenants to
11 bondholders of the Series A, Series B and Series C Limited Obligation
12 bonds authorized through Public Law 31-76, Public Law 31-196 and
13 Public Law 31-276. The sum of Six Hundred Thousand Dollars
14 (\$600,000) will be used as security for the line of credit, a revolving
15 loan fund, and/or a direct loan. *I Maga’lahen Guåhan* and the Guam
16 Economic Development Authority are hereby authorized to execute
17 the loan agreement, a revolving loan fund, and/or a direct loan
18 agreement and other necessary documentation.

19 (6) Any money borrowed *shall* be repaid in accordance with
20 the terms established in the negotiated agreement, but *not to exceed* an
21 amortization period of more than twenty (20) years. In no case shall
22 any amount borrowed be refinanced permitting repayment more than
23 twenty (20) years after the loan is made.

24 (7) Notwithstanding the provisions of Chapter 6 of Title 5 of
25 the Guam Code Annotated, the government of Guam hereby waives
26 immunity from any suit or action in contract upon the loan and
27 guaranty, but *does not* waive sovereign immunity as to the personal

1 liability of elected or appointed officials and employees of the
2 government of Guam. For the purpose of this provision only,
3 immunity is also waived as to the award of attorney fees and related
4 costs in connection with any suit brought to enforce any right or
5 obligation incurred under the loan authorized hereby or in connection
6 with the enforcement of any agreement, note or pledge that arises
7 directly from the indebtedness authorized hereby.

8 (8) This Guarantee is a general obligation of the government
9 of Guam, subject to the full faith and credit of the government of
10 Guam. The Guarantor consents to any and all extension of time and
11 waiver or modification of obligations guaranteed hereunder.

12 (9) Alternative Financing. *I Maga'lahen Guåhan* and the
13 Guam Economic Development Authority are authorized to utilize the
14 following alternative financing if necessary:

15 (A) Federal Guaranteed Loan or Community Facilities
16 Loan and Grants, instrumentalities of the United States
17 Department of Agriculture, if such financing better serves the
18 needs of the people of Guam; and/or

19 (B) Municipal Lease Financing. *I Maga'lahen*
20 *Guåhan*, with the assistance of the Guam Economic
21 Development Authority, is authorized to enter into a municipal
22 lease financing as defined under Title 5, Guam Code
23 Annotated, Division 5, Chapters 58, 58A, 58B, 58D and 58E.

24 (C) *I Maga'lahen Guåhan* is authorized to identify a
25 fund source, except for funding sources that are already
26 identified and earmarked for the Guam Memorial Hospital
27 Authority, limited to the amounts in this Act, and utilize such

1 source for the purposes of renovating the labor, delivery,
2 recovery, postpartum ward where our babies are born. *I*
3 *Maga'lahi shall* notify *I Liheslatura* (the Legislature) of the
4 fund source(s) identified pursuant to this provision *no later than*
5 ten (10) working days after identification of funds.

6 (10) The GMHA Board of Trustees *shall* cause an update of
7 its facilities master plan that will guide the capital improvement of the
8 Guam Memorial Hospital. The Trustees *shall* allocate sufficient funds
9 from the amount obtained from the line of credit, revolving fund,
10 and/or direct loan authorized by this Subsection for the purpose of
11 completing a master plan update. Review and approval of the
12 completed master plan update *shall* be in accordance with the AAL.
13 Said master plan update *shall* be completed within one hundred eighty
14 (180) days from the date of enactment of this statute.”

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2014 (SECOND) Regular Session

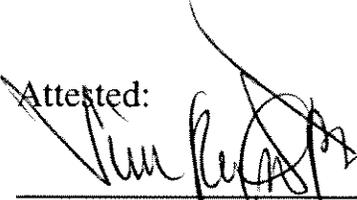
CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

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Judith T. Won Pat, Ed.D.
Speaker

Attested:



Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahaen Guåhan* this 6 day of Oct,
2014, at 6:32 o'clock P.M.



Assistant Staff Officer
Maga'lahi's Office

APPROVED:

EDWARD J.B. CALVO
I Maga'lahaen Guåhan

Date: _____

Public Law No. _____

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2014 (SECOND) Regular Session

Bill No. 393-32 (COR)

As amended on the Floor.

Introduced by:

Judith T. Won Pat, Ed.D.
T. R. Muña Barnes
Aline A. Yamashita, Ph.D.
B. J.F. Cruz
R. J. Respicio
FRANK B. AGUON, JR.
T. C. Ada
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2 of credit, a revolving loan fund, and/or a direct loan, the total cumulative
3 amount *not to exceed* Seven Million Dollars (\$7,000,000) with banks or
4 other lending institutions licensed to do business on Guam. All terms of the
5 line of credit, a revolving loan fund, and/or a direct loan agreement *shall* be
6 negotiated by the Guam Economic Development Authority and *I*
7 *Maga’lahen Guåhan* (the Governor) in the best interests of the people of
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12 Memorial Hospital Labor and Delivery Ward (GMHA Maternal and
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14 (A) such line of credit *shall not* be authorized, nor shall
15 any borrowing be initiated that incurs interest expenses until the
16 architectural and engineering specifications are completed and
17 approved by the Board of Trustees of the Guam Memorial
18 Hospital Authority (GMHA), and the Request for Proposal or
19 Invitation for Bid to commence renovation is pending funding;

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22 the Board of Directors of GEDA, *I Maga’lahen Guåhan*, and the
23 lender; and such interest rate *shall* be computed on a monthly average
24 and based on the actual amount extended for the Authority; and

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26 taxation by the government of Guam.

1 (5) The line of credit, a revolving loan fund, municipal lease
2 financing, and/or a direct loan may be secured by a pledge or other
3 reservation of revenues collected by the government of Guam from
4 the taxes collected under the “Business Privilege Tax Law” (namely,
5 11 GCA Chapter 25, excluding the alcoholic beverage taxes, liquid
6 fuel taxes, automotive surcharges, tobacco taxes and real property
7 taxes). The Business Privilege Tax pledged or reserved *shall only*
8 apply to the unpledged portion of the business privilege tax (currently
9 one percentage point of the current four percent Business Privilege
10 Tax rate) so as not to violate the government of Guam’s covenants to
11 bondholders of the Series A, Series B and Series C Limited Obligation
12 bonds authorized through Public Law 31-76, Public Law 31-196 and
13 Public Law 31-276. The sum of Six Hundred Thousand Dollars
14 (\$600,000) will be used as security for the line of credit, a revolving
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20 the terms established in the negotiated agreement, but *not to exceed* an
21 amortization period of more than twenty (20) years. In no case shall
22 any amount borrowed be refinanced permitting repayment more than
23 twenty (20) years after the loan is made.

24 (7) Notwithstanding the provisions of Chapter 6 of Title 5 of
25 the Guam Code Annotated, the government of Guam hereby waives
26 immunity from any suit or action in contract upon the loan and
27 guaranty, but *does not* waive sovereign immunity as to the personal

1 liability of elected or appointed officials and employees of the
2 government of Guam. For the purpose of this provision only,
3 immunity is also waived as to the award of attorney fees and related
4 costs in connection with any suit brought to enforce any right or
5 obligation incurred under the loan authorized hereby or in connection
6 with the enforcement of any agreement, note or pledge that arises
7 directly from the indebtedness authorized hereby.

8 (8) This Guarantee is a general obligation of the government
9 of Guam, subject to the full faith and credit of the government of
10 Guam. The Guarantor consents to any and all extension of time and
11 waiver or modification of obligations guaranteed hereunder.

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17 Department of Agriculture, if such financing better serves the
18 needs of the people of Guam; and/or

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27 Authority, limited to the amounts in this Act, and utilize such

1 source for the purposes of renovating the labor, delivery,
2 recovery, postpartum ward where our babies are born. *I*
3 *Maga'lahi shall* notify *I Liheslatura* (the Legislature) of the
4 fund source(s) identified pursuant to this provision *no later than*
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7 its facilities master plan that will guide the capital improvement of the
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9 from the amount obtained from the line of credit, revolving fund,
10 and/or direct loan authorized by this Subsection for the purpose of
11 completing a master plan update. Review and approval of the
12 completed master plan update *shall* be in accordance with the AAL.
13 Said master plan update *shall* be completed within one hundred eighty
14 (180) days from the date of enactment of this statute.”



I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
THIRTY-SECOND GUAM LEGISLATURE
155 Hesler Place, Hagåtña, Guam 96910

October 6, 2014

The Honorable Edward J.B. Calvo
I Maga'lahaen Guåhan
Ufisinan I Maga'lahi
Hagåtña, Guam 96910

Dear *Maga'lahi* Calvo:

Transmitted herewith are Bill and Substitute Bill Nos. 42-32 (COR), 136-32 (COR), 213-32 (COR), 284-32 (COR), 287-32 (COR), 292-32 (COR), 294-32 (COR), 295-32 (COR), 299-32 (COR), 300-32 (COR), 303-32 (COR), 324-32 (COR), 325-32 (COR), 327-32 (COR), 337-32 (COR), 347-32 (COR), 348-32 (COR), 349-32 (COR), 352-32 (LS), 354-32 (LS), 362-32 (COR), 384-32 (COR), 388-32 (LS) and 393-32 (COR) which were passed by *I Mina'Trentai Dos Na Liheslaturan Guåhan* on October 3, 2014.

Sincerely,

A handwritten signature in black ink, appearing to read "Tina Rose Muña Barnes", is written over a large, light-colored checkmark or scribble.

TINA ROSE MUÑA BARNES
Legislative Secretary

Enclosures (24)

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2014 (SECOND) Regular Session

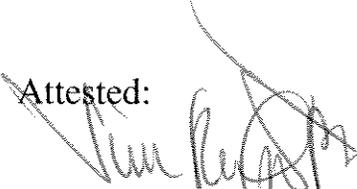
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Judith T. Won Pat, Ed.D.
Speaker

Attested:


Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahen Guåhan* this _____ day of _____,
2014, at _____ o'clock ____ .M.

Assistant Staff Officer
Maga'lahi's Office

APPROVED:

EDWARD J.B. CALVO
I Maga'lahen Guåhan

Date: _____

Public Law No. _____

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2014 (SECOND) Regular Session

Bill No. 393-32 (COR)

As amended on the Floor.

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19 (B) Municipal Lease Financing. *I Maga'lahen*
20 *Guåhan*, with the assistance of the Guam Economic
21 Development Authority, is authorized to enter into a municipal
22 lease financing as defined under Title 5, Guam Code
23 Annotated, Division 5, Chapters 58, 58A, 58B, 58D and 58E.

24 (C) *I Maga'lahen Guåhan* is authorized to identify a
25 fund source, except for funding sources that are already
26 identified and earmarked for the Guam Memorial Hospital
27 Authority, limited to the amounts in this Act, and utilize such

1 source for the purposes of renovating the labor, delivery,
2 recovery, postpartum ward where our babies are born. *I*
3 *Maga'lahi shall* notify *I Liheslatura* (the Legislature) of the
4 fund source(s) identified pursuant to this provision *no later than*
5 ten (10) working days after identification of funds.

6 (10) The GMHA Board of Trustees *shall* cause an update of
7 its facilities master plan that will guide the capital improvement of the
8 Guam Memorial Hospital. The Trustees *shall* allocate sufficient funds
9 from the amount obtained from the line of credit, revolving fund,
10 and/or direct loan authorized by this Subsection for the purpose of
11 completing a master plan update. Review and approval of the
12 completed master plan update *shall* be in accordance with the AAL.
13 Said master plan update *shall* be completed within one hundred eighty
14 (180) days from the date of enactment of this statute.”



COMMITTEE ON RULES

I Mina'trentai Dos na Liheslaturan Guåhan • The 32nd Guam Legislature

155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com

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Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

October 1, 2014

Senator
Thomas C. Ada
VICE CHAIRPERSON
ASSISTANT MAJORITY LEADER

Memorandum

Speaker
Judith T.P. Won Pat, Ed.D.
Member

To: **Rennae Meno**
Clerk of the Legislature

Senator
Dennis G. Rodriguez, Jr.
Member

From: **Senator Rory J. Respicio**
Majority Leader & Rules Chair

Vice-Speaker
Benjamin J.F. Cruz
Member

Subject: **Fiscal Notes**

Legislative Secretary
Tina Rose Muña Barnes
Member

Hafa Adai!

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

Senator
Frank Blas Aguon, Jr.
Member

FISCAL NOTE:

Bill No. 284-32 (COR)

Bill No. 362-32 (COR)

Bill No. 393-32 (COR)

Senator
Michael F.Q. San Nicolas
Member

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

Senator
V. Anthony Ada
Member
MINORITY LEADER

Si Yu'os ma'åse'!

Senator
Aline Yamashita
Member

2014 OCT -1 PM 3:16 AM

**Bureau of Budget & Management Research
Fiscal Note of Bill No. 393-32 (COR)**

AN ACT TO ADD A NEW §80109(v) TO CHAPTER 80 OF DIVISION 4 OF TITLE 10 GUAM CODE ANNOTATED; RELATIVE TO EXPANDING THE BORROWING AUTHORITY OF THE GUAM MEMORIAL HOSPITAL FOR THE RENOVATION OF THE LABOR AND DELIVERY WARD.

Department/Agency Appropriation Information	
Dept./Agency Affected: Guam Memorial Hospital Authority	Dept./Agency Head: Joseph Verga
Department's General Fund (GF) appropriation(s) to date:	2,894,340
Department's Other Fund (Specify) appropriation(s) to date:	14,290,533
Total Department/Agency Appropriation(s) to date:	\$17,184,873

Fund Source Information of Proposed Appropriation			
	General Fund:	(Specify Special Fund):	Total:
FY 2013 Unreserved Fund Balance		\$0	\$0
FY 2014 Adopted Revenues	\$0	\$0	\$0
FY 2014 Appro. (P.L. 32-68 through P.L. 32-180)	\$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 2014 (if applicable)	FY 2015	FY 2016	FY 2017	FY 2018
General Fund	1/	\$0	1/	\$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? / / N/A / / Yes /x/ No
If no, what is the additional amount required? \$ 1/ / / 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:

Analyst: <u>Nancy L. Mesa</u>	Date: <u>9/19/14</u>	Director: <u>Anthony C. Blaz, Acting Director</u>	Date: <u>SEP 29 2014</u>
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Footnotes:
1/ See attached comments.

Comments on Bill No. 393-32 (COR)

Bill No. 393-32 proposes to add a new §80109(v) to Chapter 80 of Division 4 of Title 10, Guam Code Annotated, relative to expanding the borrowing authority of the Guam Memorial Hospital for the renovation of the labor and delivery ward.

The Guam Memorial Hospital Authority shall arrange a line of credit, a revolving loan fund, and/or a direct loan, the total cumulative amount not to exceed Four Million Dollars (\$4,000,000), with banks or other lending institutions licensed to do business on Guam. All terms of the line of credit, a revolving loan fund, and/or direct loan agreement shall be negotiated by the Authority and I Maga'lahaen Guåhan in the best interests of the people of Guam.

The interest rate shall be subject to negotiation between the Authority or designee as authorized by the Board of Trustees, I Maga'lahaen Guåhan and the lender; such interest rate shall be computed on a monthly average and based on the actual amount extended to the Authority. Any money borrowed shall be repaid in accordance with terms in the negotiated agreement, but not to exceed an amortization period of more than ten (10) years. The line of credit, a revolving loan fund, and/or a direct loan may be secured by the unpledged portion of the Business Privilege Tax so as not to violate the government's covenants to bondholders of Series 2011A, 2012B and 2013C bonds.

With the recent passage on September 5, 2014 of the "General Appropriations Act of 2015", Public Law 32-181, revenues estimated to be derived from the Business Privilege Taxes less earmarks to the GMHA Pharmaceutical Fund, additional Tax Credit Authorized for the Lease of Tiyan Campus and debt service payments for Series 2011A, 2012B and 2013C bonds, have been fully appropriated for the operations of the Executive, Legislative, and Judicial Branches of the Government of Guam and other miscellaneous appropriations, thus Bill No. 393-32 identifies a non-viable fund source for repayment of the proposed line of credit, revolving loan fund, and/or a direct loan.

Earlier this month, the Government of Guam's Capital Improvement Project (CIP) proposal for Fiscal Year 2016 was transmitted to the U.S. Department of the Interior, Office of Insular Affairs for funding consideration. The total amount requested was \$6,545,000. Of the aforementioned amount, \$4,000,000 was requested for the Guam Memorial Hospital Authority for much needed repairs, renovations and furnishing, fixtures, and equipment (FF&E) at both their Labor & Delivery Unit and OB Ward & Nursery Unit and \$2,545,000 for the Guam Police Department for the upgrade of their Public Safety Communications System. It should be noted that the GMHA's project was given priority over GPD's, the final amount awarded is subject to change by DOI and/or Congress when they commence the FY2016 Budget Cycle. Additionally, the earliest the Government of Guam can expect 2016 grant funds will be between January and April 2016.

In the Government of Guam's Capital Improvement Project (CIP) proposal for Fiscal Year 2016, the GMHA Labor & Delivery (L & D) Unit, OB Ward and Nursery Unit Renovation and Furnishings, Fixtures, Equipment (FF&E) Upgrade Project was broken down into three (3) Phases with the following Cost Estimates:

1. Phase I Cost Breakdown: A/E Design Services

Item	Cost
A/E Design Services Cost	\$850,000
Grand Total 1/	\$850,000

2. Phase II Cost Breakdown: Renovation Services & FF&E Upgrades

Item	Cost
• Labor & Delivery Unit	
○ Renovation Services	\$3,000,000
○ FF&E Package	\$1,000,000
Grand Total 2/	\$4,000,000

3. Phase III Cost Breakdown: Renovation Services & FF&E Upgrades

Item	Cost
• OB Ward and Nursery Unit	
○ Renovation Services	\$5,000,000
○ FF&E Package	\$2,000,000
Grand Total 3/	\$7,000,000

Footnotes:

1/: State/Local Funding – Guam P.L. 32-179

2/: State/Local Funding (up to \$4M) – Bill No. 393-32 (GMHA Loan) or FY2016 DOI CIP Level I Funding - \$2,545,000/Level II Funding - \$1,455,000

3/: State/Local Funding (up to \$4M) – Bill No. 393-32 (GMHA Loan) or FY2016 DOI CIP Level I Funding - \$2,545,000/Level II Funding - \$1,455,000

Public Law 32-179 which became effective on July 15, 2014, had appropriated \$895,813.77 to the Guam Memorial Hospital Authority specifically for the renovation of the OB/Maternity Ward. GMHA had utilized this appropriation and let out its Request for Proposal (RFP) for Phase I, professional A/E Design Services for the completion of assessments, renderings, designs and services during renovation of GMHA's Labor & Delivery, Maternity and Nursery Renovation Project. GMHA is scheduled to receive and start evaluating A/E proposals in September 2014; award a professional A/E services contract within the first quarter of FY2015;

and have completed A/E designs by the end of FY2015. Any funds remaining from Phase I will be used towards the Renovation Phase(s) of the Project to include funding for Furnishings, Fixtures, and Equipment (FF&E) Package.

Upon completion of Phase I, the A/E Design Phase, in the latter part of FY2015, GMHA will then be prepared to go out with a formal Invitation for Bid (IBD) for professional Renovation Services to commence the Renovation Phase(s) of the Labor & Delivery, Maternity and Nursery Renovation Project. GMHA estimates that Phase II, the Labor & Delivery Renovation, shall cost \$4,000,000 to include both the Renovation Services and the procurement of the FF&E Package; and GMHA is hopeful that Bill 393-32 will provide the loan funding in the amount of \$4,000,000 to support Phase II. GMHA further estimates that Phase III, the OB Ward and the Nursery Renovations and FF&E Packages will cost approximately \$7,000,000. These cost estimates will be thoroughly assessed and confirmed in the Phase I, the A/E Design, for all three (3) clinical areas. If Bill 393-32 becomes law, then GMHA will utilize the FY2016 Guam DOI CIP Funds in the amount of \$4,000,000 to support Phase III Renovations and required FF&E. If Bill 393-32 does not become law, then the FY2016 Guam DOI CIP Funds will be applied to Phase II Renovations and required FF&E.

Based on the aforementioned, in order for GMHA to complete both Phase II and Phase III of this Project, they will need \$11,000,000 (\$11,895,813.77 – 895,813.77). The funding requirement may be reduced to \$7,000,000 should the Department of the Interior and Congress's approves Guam's Request of \$4,000,000 for GMHA. Additionally, GMHA needs Bill 393-32 to be amended to appropriate \$7,000,000 rather than the proposed \$4,000,000 from a viable, unpledged revenue source, to provide sufficient funding to complete the Labor & Delivery, Maternity and Nursery Renovation Project at GMHA.

In the event the Authority and I Maga'lahaen Guåhan are not successful in negotiating a line of credit, a revolving loan fund, and/or a direct loan, they are authorized to utilize the following alternative financing if necessary:

- (a) Federal Guaranteed Loan or Community Facilities Loan and Grants, instrumentalities of the United States Department of Agriculture, if such financing better serves the needs of the People of Guam; and/or
- (b) Municipal Lease Financing. The Guam Economic Development Authority is authorized to enter into a municipal lease financing as defined under Guam Code Annotated Title 5, Division 5, Chapters 58, 58A, 58B, 58D and 58E.



I Mina'trentai Dos na Liheslaturan Guåhan

32nd GUAM LEGISLATURE

Vice Speaker Benjamin J.F. Cruz, Acting Chairman

Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land

SEP 22 2014

The Honorable Judith T. Won Pat, Ed.D.

Speaker

I Mina'trentai Dos Na Liheslaturan Guåhan

155 Hesler Place

Hagåtña, Guam 96910

VIA: The Honorable Rory J. Respicio

Chairperson, Committee on Rules

RE: Committee Report on Bill No. 393-32 (COR), As Introduced

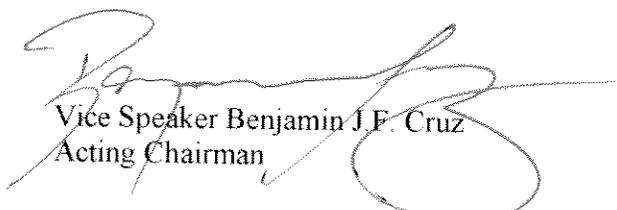
Dear Speaker Won Pat:

Transmitted herewith is the Committee Report on Bill No. 393-32 (COR), As Introduced: "An Act to Add a new §80109(v) to Chapter 80 of Division 4 of Title 10 Guam Code Annotated; relative to expanding the borrowing authority of the Guam Memorial Hospital for the renovation of the Labor and Delivery Ward," sponsored by Judith Won Pat which was referred to the Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land.

Committee votes are as follows:

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

Sincerely,


Vice Speaker Benjamin J.F. Cruz
Acting Chairman

324 W. Soledad Avenue, Hagatna, Guam

Tel: (671) 473-4236 / 473-4237

Fax: (671) 473-4238

cipo@guamlegislature.org

2014 SEP 26 AM 10:19 aF

**COMMITTEE REPORT
ON**

Bill No. 393-32 (COR), As Introduced

Sponsored by Speaker Judith Won Pat

“An Act to Add a new §80109(v) to Chapter 80 of Division 4 of Title 10 Guam Code Annotated; relative to expanding the borrowing authority of the Guam Memorial Hospital for the renovation of the Labor and Delivery Ward.”



I Mina'trentai Dos na Liheslaturan Guåhan

32nd GUAM LEGISLATURE

Vice Speaker Benjamin J.F. Cruz, Acting Chairman

Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land

SEP 22 2014

MEMORANDUM

To: All Members

Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land

From: Vice Speaker Benjamin J.F. Cruz
Acting Chairman

Subject: Committee Report on Bill No. 393-32 (COR), As Introduced

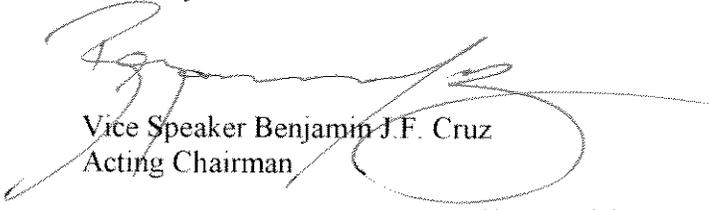
Transmitted herewith for your consideration is the Committee Report on Bill No. 393-32 (COR), As Introduced, "An Act to Add a new §80109(v) to Chapter 80 of Division 4 of Title 10 Guam Code Annotated; relative to expanding the borrowing authority of the Guam Memorial Hospital for the renovation of the Labor and Delivery Ward," sponsored by Speaker Judith Won Pat.

This report includes the following:

1. Committee Voting Sheet
2. Committee Report Narrative
3. Copy of Bill No. 393-32 (COR), As Introduced
4. Public Hearing Sign-in Sheet
5. Copies of Written Testimonies
6. Fiscal Note Request Letter
7. Copy of COR referral Bill No. 393-32 (COR)
8. Notices of Public Hearing
9. Copy of the 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 my office.

Sincerely,



Vice Speaker Benjamin J.F. Cruz
Acting Chairman

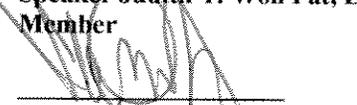
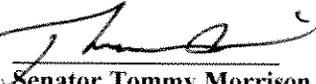
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IMINA' TRENTAI DOS NA LIHESLATURAN GUÁHAN

Committee Voting Sheet

Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land

Bill 393-32 (COR), as Introduced, "An Act to Add a new §80109(v) to Chapter 80 of Division 4 of Title 10 Guam Code Annotated; relative to expanding the borrowing authority of the Guam Memorial Hospital for the renovation of the Labor and Delivery Ward."

Committee Members	To Pass	Not To Pass	Report Out Only	Abstain	Inactive File
 Vice Speaker Benjamin J. F. Cruz Acting Chairman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Speaker Judith T. Won Pat, Ed.D Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Senator Tina Rose Muña-Barnes Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Senator Dennis Rodriguez, Jr. Member	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Senator Michael San Nicolas Member	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Senator Michael Lintiaco Member	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Senator Tommy Morrison Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



I Mina'trentai Dos na Liheslaturan Guåhan

32nd GUAM LEGISLATURE

Vice Speaker Benjamin J.F. Cruz, Acting Chairman

Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land

Bill No. 393-32 (COR), as Introduced, An Act to Add a new §80109(v) to Chapter 80 of Division 4 of Title 10 Guam Code Annotated; relative to expanding the borrowing authority of the Guam Memorial Hospital for the renovation of the Labor and Delivery Ward.

I. OVERVIEW

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land convened a public hearing on September 09, 2014 at 4:00 pm in *I Liheslatura's* public hearing room.

Public Notice Requirements

Notices were disseminated via hand-delivery and e-mail to all senators and all main media broadcasting outlets and newspaper of general circulation on September 02, 2014 (5-Day Notice), and again on September 05, 2014 (48 Hour Notice).

(a) Committee Members and Senators Present

Vice Speaker Benjamin J.F. Cruz, Acting Chairman
Senator Michael F.Q. San Nicolas, Member
Senator Tina Muña Barnes, Member
Senator Dennis Rodriguez, Member
Senator Tommy Morrison, Member
Senator Thomas C. Ada
Senator Anthony Ada
Senator Rory Respicio
Senator Aline Yamashita
Senator Brant McCreadie

(b) Appearing before the Committee

Mr. Ken Leon Guerrero
Mr. Jonathan Sidell
Mr. Thomas Shieh, President, Guam Medical Association
Ms. June Perez, Public Information Officer, Guam Memorial Hospital
Mr. Gordon Mizusawa, Associate Administrator of Operations, Guam Memorial Hospital
Mr. William Kando, Chief Planner, Guam Memorial Hospital

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cipo@guamlegislature.org

Ms. Valerie Meno, Unit Supervisor, Labor and Delivery Unit, Guam Memorial Hospital
Dr. Ben Numpang, Neonatologist, Guam Memorial Hospital

(c) Written Testimonies Submitted

Mr. James Gillan, Department of Public Health and Social Services, Bureau of Community Health Services
Mr. Joseph Verga, Administrator, Guam Memorial Hospital
Ms. Barbara C. Mafnas
Ms. Janna Melsness
Ms. Kirsten L. Roberts, Guam Breastfeeding Committee Member, Guam Mamas Breastfeeding Support
Mr. Thomas Shieh, President, Guam Medical Association
Anonymous
Mr. Joseph Verga, Administrator, Guam Memorial Hospital [Submitted after public hearing]
Mr. Thomas Shieh, President, Guam Medical Association [Submitted after public hearing]
Mr. Jeffrey P. Gabel

II. COMMITTEE PROCEEDINGS

Acting Chairman Benjamin Cruz: Good afternoon, it is now four o'clock. The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land will now come to order. The requisite notices were published on the Legislative website and provided to the media five days ago and also, forty-eight hours ago. We have several bills on the agenda, so let's start with the one with probably the most people. We'll start with Bill 393, which is an act to add a new §80109(v) to Chapter 80 of Division 4 of Title 10 Guam Code Annotated; relative to expanding the borrowing authority of the Guam Memorial Hospital for the renovation of the Labor and Delivery Ward. This bill was introduced by the Speaker. Speaker Won Pat, unfortunately is in route and won't be back until about seven this evening. But we'll start and I'll read her sponsor statement.

Sponsor Statement

Acting Chairman Benjamin Cruz:

[Reads Speaker Won Pat's Sponsor Statement on Bill 393-32 verbatim. See Attached]

That was the statement provided by the Speaker. I have signed up to testify: Mr. Ken Leon Guerrero, Dr. Jonathan Sidell, Ms. June Perez, Dr. Thomas Shieh and Barbara Mafnas. Let's stay with this five. Let's start with you doctor and then we'll move down.

Dr. Thomas Shieh: Thank you Vice Speaker and honorable senators who's here today. I want to thank the senators who's signed on this particular bill. It's long overdue and I know that the majority of senators are in support of this particular renovation. I've been on Guam for nineteen years. I came here with the United States Navy and I've delivered about 7,000 babies. That's about 350 babies a year. So, quite a bit, quite a bit. Right now, I average about 30 babies a month. I cut back from about 40 to 50 babies at one time. If anybody knows about delivering babies, I can certainly attest to that. That's not counting the babies I delivered in Kapi'olnai in Honolulu, which is about 4,000. My career lifetime of delivering babies is just about 10,000 babies, so that's quite a bit and I'm not getting any younger either.

The reason I'm here today ... I also want to make sure that the voices of the pregnant women, who's behind me today and who may not be able to speak up. They actually talk to me everyday, day in and day out. Whenever I'm in delivery, in my office, etcetera, or even at Public Health. It's that this is way overdue. Now, I will submit my written testimony, but I think it's best to give you a visual testimony. Some of you may have already walked through the Labor and Delivery but just to refresh your memory, I'll go through a couple of slides – quite a bit of slides – I'll fly through them quickly.

Slide 1 & 2. So, just real quick. As you go into Guam Memorial Hospital, you're going to go to the second floor and basically, this is what you see on the second floor. You have nursery and then you have father's waiting area and you have labor and delivery here and you have NICU.

Slide 3. Basically, as you walk in - they did a nice job painting here - father's room is kind of small, probably smaller than Senator Rory's office that's for sure. You can probably fit maybe six, seven people there comfortably. On Guam, that's an entire family, that's one family. We deliver 250 babies a month at GMH. That's a lot of families trying to fit into that particular room.

Slide 4 & 5. So, as you walk through the first door here, you can see that there's a door here to your right. Basically, that door is the triage door. When you get in there, this is what you see here. Every mother that comes through Labor and Delivery, 250 times, they will sit on this particular table. That's only counting those moms who deliver. There are moms that come through that don't deliver there. They come through because of pre-term labor or false labor. So we estimate about a thousand people come through labor and deliver each month just to be checked. That, I put down, could be a museum piece. The reason why is that this is so old that I have a hard bending this stirrup up. This is actually very, very, very old. But we work with it. We work with it because it's a table.

Slide 6. From this point on, mom comes through there and we move from there...oh, this is a restroom there. This is right next to the table by the way. This is right here and that's where that restroom is. You got to be careful with this restroom because if you put too much tissue, it's going to flood. That's how bad it is. We have done it before.

Slide 7 & 8. So, from the triage room, you go into another room. Mom is evaluated in the triage room and they're taken to another room, kind of a labor room. This is one of the labor rooms there. This is actually right...two labor rooms here. But this is...you have a curtain separating here. That's not really HIPPA compliant because if I was here talking to a patient and I'm telling her, you have this particular problem then next door this patient hears it. It's really not a HIPPA compliant type of a room. It is not up to standards. We really don't like that at all. But anyway, the patient brings to this room and then labors there. They stay there, 2cm, 3cm, they labor until they are completely dilated. Then at that point in time when they are in so much pain then they go in.

Slide 9 & 10. Now, interestingly enough this is something I showed all the Senators that came through and I think Brant McCreadie had a shock because when you open this door here, you can see that there's a toilet that's underneath here. It's functional but I don't think it's that pretty. It's old, it's very old and that's unacceptable in my particular opinion.

Slide 11 & 12. Now, once you labor and you're complete, you move into a different room. Now, you're going to the delivery room. This is the delivery room back here. The delivery is pretty well set up. It's a good size but everything is piece-meal together, almost like a Frankenstein room. Nothing is coordinated and, granted our staff is very good, know exactly where things are but if you can see all these tapes here, it shouldn't be like that. This is not your regular delivery room. So, patients are brought into the delivery room and they move from one table to another table. I'll show you another table here. But they're completely dilated and we're telling them to get on this other table here. If you are in severe pain, how are you supposed to move a patient? I think Val can attest to that, she's a nurse at labor and delivery. It's very, very difficult. That's not the standard.

Slide 13 through 19. So, first room that patient comes in. The patient is out this door into the labor and delivery room. Now, the pain is 8 or 9, right there, 10 probably. They're screaming in pain, now out the door they go. Now interesting, one of my colleagues, yesterday, was delivering a patient there and the head of the baby was almost out on that table. From that table, we have to take them in there. I mean that's really ridiculous. As we're going in, there's another patient going out this way because she is going to be after you deliver there, she's got to go to another room. If that's not inhumane, I don't know what is. This is not how we should do delivery.

Slide 20. So, this is what I mean. A patient is labor. Now we've move in the bed, we move the mom into this room, we deliver the baby. The baby is delivered. Now, the mom goes into this bed here. Now, she's supposed to be holding the baby. Imagine trying to transport the mom, holding the baby, and telling her to go to here. We're going to put pain and blood loss here. Sometimes patients have what we call postpartum hemorrhage and that can happen when you don't [inaudible]. After losing about a pint of blood, you expect a patient to be well awake and say, some on over and move on to this particular bed.

Slide 21. From this bed, we transfer to another room called a recovery room. This is where patients recover after they've delivered their baby. That's movement four times, from the time they came into the room and that's, to me that's unacceptable. I've been doing this for 19 years on Guam and I think it's time that I speak up. You can call me the whistleblower if you want but somebody has got to speak up for the women that's out there.

Slide 22. From the recovery room, that's not the end of it. You go from recovery room to postpartum. There's no baby here because you have to transport the mom onto this bed here. The baby is in nursery because if a mom is holding a baby here, if she's lost a lot of blood, you think she's going to hold on to a baby as we're transporting her and moving her onto another bed? The risk of dropping a baby is very high. It's a good thing we put the baby in the nursery and that's why we do it for the safety of the patient.

Slide 23 & 24. As we go through, then we get to this postpartum ward here. This is the room they go in. It's not very big, it's functional. There's no tub.

Slide 25. This is the OB ward and this is the nursery station. This is kind of a non-functional nurse's station because in order for this nurse to know what is going on way down here, she'll have to go to walk all the way down there. In our renovation plan, the nurse's station will be centered where the rooms are surrounding the entire nursing station, so they have direct access to the patients.

Slide 26. Now, from there you can go to the nursery. This is where Dr. Numpang, who was here today - Dr. Numpang is our neonatologist at the labor and delivery. He's in charge of the entire nursery. He can testify that what needs to happen here.

Slide 27. This is our intermediate nursery. This is where we keep our intermediate babies. I'm not going to go into detail here. I'm going to let Dr. Numpang... he can use my slides if he wants but I think it's important for us to recognize that we take care of a lot of babies. And we get referrals from Naval Hospital all the time. They don't have a NICU there. They hardly can have intermediate nursery there, so they transfer a lot of their nursery patients to us. In fact, I'll show you a picture where they transferred twins just to us for delivery. A lot of patients the Naval Hospital can't handle because they're high risk. When they're high risk, they got two options: transfer them to a community doctor like myself, or Dr. Sidell who's sitting right next to me, and then deliver at GMH because we got the best staff there. If they can't, if we decide not to accept them, they have no option but to send them off-island. A lot of military members are local, they're from Guam. So they join the military; they don't want to leave island, they want to stay here to deliver their baby. We successfully help them out and keep it on island and babies have done well at GMH.

Slide 28 & 29. This is the NICU. Again, one thing, this is the major referral center. This is where miracles happen. This is where we take a two pound babies, some times less than two pound babies, and they become six pounds. This is where our breastfeeding room is, education room. In the renovation plan, we have a totally different concept of

education, postpartum room for the moms. It's going to encompass a complete renovation of a room for staff and that can also become a continuing education room for postpartum patients and nurses as well.

Slide 30 through 34. This is what Dr. Numpang does best. This is where we save babies day in and day out at Guam Memorial Hospital. This is another baby there. Now these are the hands, you see how tiny these hands are? That's the hands we kept alive at Guam Memorial Hospital until they are well enough to breathe on their own and discharged from the hospital. I can't tell you how many babies have been saved at our hospital. This is what I'm talking about. This is a priority. People can say, well, why don't you spend money on some other priorities? It's a bucket full of holes. This is not full of holes! This is money well spent. If you invest in the future of Guam, this baby can become somebody important in the future. Okay, and that's his sister touching the baby.

Slide 35 & 36. We need your help. Okay, I'm glad a lot of senators came over and some of the senators probably didn't have to come over because they just had a baby at Guam Memorial, so that's good too. Now, again, let me just revamp here. Moving the mom 4 to 5 times in labor is really inhumane. It is not our standard of care.

Slide 37. The concept I am trying to create something that is important. An LDRP, this is the standard of care that we have across the country, pretty much. Hawaii has it, Sagua has it. Now, this is a room where we do labor, delivery, recovery, postpartum. Everything in one room. You got the baby warmer here, you got the mom here, you got the family here. That's the restroom there. This is a family unit. I can't think of anything more important or better investment, than to invest in a family unit. To separate the mom, to separate the baby, from the beginning of birth, to me that's not a family unit. We've got to start from the very, very beginning.

Slide 38. This is another concept of LDRP. The bidding of LDRP has already gone out, by the way. I want to thank the senators for the SEED money. That's already gone out to architecture building plan. I see Tina Muna Barnes got here, thank you very much for being here. Chairman Rodriguez, good to see you. I think it's important to feel what I'm talking about here.

Slide 39 & 40. Here's another concept here. We're going to see what's best fitted for the structural plan at Guam Memorial Hospital. Here's another one here.

Slide 41. Now, this is the nurse's station. As you can see, Speaker Won Pat is there, Senator McCreadie is back here. He's such a big guy. You put him in that room and nobody else can fit. But the important things I want to show you...this is a non-functional nurse's station. Non-functional.

Slide 42 through 45. What I'd like to see happen is to have a nurse's station where it surrounds here, where the patient rooms are right in front of them. Not to the corners, not to the sides. The nurse's stations are combined. You have a family room waiting area in

the back. Again a nice nurse's station there; it encompasses rooms on the side, which you can get easy access to patients if they need help.

Slide 46 through 51. The nursery - very important about this nursery. This little baby can't talk. The moms on back of me who are pregnant and the babies can't talk. I'm talking for them. I want to make sure that...this is so important that you listen to this. This is the area we want to renovate as well because you can't have intermediate or any kind of nursery that is haphazard for the babies. We want to update the entire nursery unit. This is our unit right now. This is the baby I just delivered two days ago. Actually, I take that back, it was just yesterday. That's the dad looking outside looking at that area over here. He so much wants to come inside, I tell you. But he can't because they're restricted because of the space where the nursery is built, we can't do that.

Slide 51. What we want to do is incorporate and make sure the windows coming all over the area here. So, the dad and moms, even the family unit can actually see the baby as well for intermediate nursery.

Slide 52 through 54. This is another concept. What I need, a super nice thing but I think you get my picture. Neonatal Intensive Care Unit, very important. This is where babies so small that can fit in one palm of your hand become a human being walking out of the hospital with the mom. Not walking out, but being carried out of the hospital. But it's important to recognize need to update our NICU.

Slide 55 & 56. This is my concept of staff education. You cannot allow a patient to walk out of the hospital without providing some kind of postpartum education. Every patient comes through that leaves the hospital has got to know how to take care of the baby. It is not just about delivering the baby but when you get out of the hospital, you got to know how to take care of the baby; how to feed the baby, how to breastfeed, how to change the diaper, how to make sure to look for symptoms of the baby that maybe you should call your pediatrician or go to the emergency room or how to care for that baby. This is the concept here where we can have education every single day that we don't have right now at Guam Memorial Hospital. There's no facility for such things to happen. A family center, that's what we're looking at the Guam Memorial Hospital.

Slide 57 & 58. This is the Naval Hospital. They have a beautiful, brand new hospital, which is great but you know what? They're still referring to us. We still accept their patients.

Slide 59. Here's perfect proof: twins, referred because they can't handle it at their hospital. They do not have a NICU and they don't have the specialists that we do.

Slide 60. These are the moms that are sitting outside (the public hearing room during the public hearing).

Slide 61. So, next time, we will walk through this door, I would like to see this entire area renovated to bring it up to date so we can provide better care for our moms and their babies.

Slide 62. Have babies as a priority. That's why I deliver here on Guam. I will end my testimony with that. Before I start doing my scans, I'm going to sit here and see what questions you may have for me. Thank you.

Acting Chairman Benjamin Cruz: Thank you very much, Dr. Shieh. Dr. Sidell?

Dr. Jonathan Sidell: Hafa Adai, honorable senators. There's a saying in show business, you never want to follow babies or dogs. I think that should extend to following Dr. Shieh. I can't hope to match his presentation. Like many of us, I wear different hats. My hat today is representing Guam Memorial Hospital and I've submitted written testimony for Mr. Verga, who is under the weather. I would like to put that in the record. The highlights of it is that, as Dr. Shieh was pointing out, this is a multi-step process where LND would be remodeled first, followed by the maternity ward and I think followed by the nursery. So \$4 million isn't going to cover the whole thing and GMH is asking you to increase and amend it to \$7 million. The written testimony is here.

I will switch hats as a OBGYN on Guam, the OBGYN community obviously wholly and fully supports Dr. Shieh and this project. That's about all. I won't waste any other time if you have any questions.

Acting Chairman Benjamin Cruz: Just...there's a new number now. When Mr. Verga was here on July the 25th he testified he needed \$2 million for the LND. Dr. Shieh has been talking about \$4 million. On the radio, Mr. Verga last week said \$8. million And now, you're saying \$7 million. Dr. Shieh last week mentioned to me maybe \$9 million. I feel like we've - though I hate guns - shot a gun in a little 3 x 4 room and tried to see how many walls it's going to bounce off of. What number are we going to put in this bill?

Dr. Thomas Shieh: Okay, I've always been consistent. There are three phases to this project. First project, most importantly, is labor and delivery. Been consistent: \$5 million is going to take the labor and delivery. The initial million dollars - \$900,000 - has already been provided by the good senators sitting up here from the legislature. That has already been bid out; that's phase 1 for labor and delivery. Phase 2 for labor and delivery is going to cost \$4 million - that's just labor and delivery alone. Now, the plan for phase 3 is to encompass postpartum and nursery. That's going to add another \$7 million for that particular project. So, the entire labor and delivery, postpartum unit and the nursery and NICU, the entire project is \$12 million. But I've always stuck with labor and delivery at \$5 million. That's hasn't changed.

Acting Chairman Benjamin Cruz: Now, we have a new number: \$12 million.

Dr. Thomas Shieh: For the complete unit. The reason why labor and delivery...

Acting Chairman Benjamin Cruz: The last thing I thought you said was \$9 million.

Dr. Thomas Shieh: No, for labor and delivery...

Acting Chairman Benjamin Cruz: Should we wait until we finish with the A&E and to see what it's going to come out with? I mean...

Dr. Thomas Shieh: Well, we based it on experience...

Acting Chairman Benjamin Cruz: Otherwise, we're going to be borrowing money that will be insufficient.

Dr. Thomas Shieh: No.

Acting Chairman Benjamin Cruz: How long will it take for the A&E to get out and completed?

Mr. Gordon Mizusawa: Chairman, I'm Gordon Mizusawa, the Associate Administrator of Operations. We're looking at four months for the A&E to be completed.

Acting Chairman Benjamin Cruz: Would we not be better served if we put off the amount that we're going to appropriate? Or are we going to do \$4 million now or is it \$5 million now? In four months, we're going to make it, maybe it's going to be \$6.5 million because of whatever. Then, we're not going to be able to start the project because the A&E is showing more than what the appropriation is from here. Then, in a year when they finish that we're going to be doing the other second phase and then the third phase until we get to \$12 million or \$14 million or \$16 million?

Dr. Thomas Shieh: No, let me tell you why. I've been a business person for a long time here and I can tell you something about structures. For one thing, you give a limit. You set a cap. You cap it at \$12 million and that's it. That's the money you work with. You build it under that cap and that is it. You write a blank check – that's great if you want to write a blank check Vice Speaker...

Acting Chairman Benjamin Cruz: Nobody wants to write a blank check Dr. Shieh.

Dr. Thomas Shieh: Right.

Acting Chairman Benjamin Cruz: This bill has \$4 million in it.

Dr. Thomas Shieh: That's right.

Acting Chairman Benjamin Cruz: If you read it carefully, maximum \$4 million.

Dr. Thomas Shieh: Right and we're suggesting that if you want the complete... the \$4 million is okay. That'll take you to labor and delivery. But if you want a complete project for nursery and postpartum, then that'll take.... it's a hospital, not a house.

Acting Chairman Benjamin Cruz: I understand that. I'm just saying we keep walking in like some cartoon characters you knock with both hands, trying to figure out what's going to be the right number.

Dr. Thomas Shieh: We're not. I'm telling you the right number, right now.

Dr. Jonathan Sidell: Senator, we ask, with all due respect, some mercy. Any of your help would be helpful. Obviously, we come for the complete package but I think it would be a mistake to think our position is that if we can't have it all, we don't want any. We'll be very grateful for the \$4 million to start the renovation.

Acting Chairman Benjamin Cruz: Thank you. Gordon?

Mr. Gordon Mizusawa: To let you know, the A&E includes all three phases. So your recommendation as to observing what they come out with first, would probably be more ideal so we can firm up the numbers. Our estimate when we were discussing it at both the CIP as well as our committee here, we felt it'd be up to \$12 million. But the three phases here includes the \$7 million that Joe Verga is requesting and there's a DOI request for FY 2016, which is \$4 million that the Governor is placing forward under the FY 2016 budget.

Acting Chairman Benjamin Cruz: Okay,

Mr. Gordon Mizusawa: So, it's...

Acting Chairman Benjamin Cruz: As we're doing this A&E, I don't want to make the same mistake that we did when we were building schools. Where people who weren't involved in schools were making decisions. We had buildings that had no windows. Is it possible that in the A&E that's being drawn up that we will seek some counsel and advice from the nurses that are there on a minute by minute basis. So that they...

Dr. Thomas Shieh: Vice Speaker, if I could interject real quick, that's already there. We have a committee. I chaired a particular meeting. Valerie Meno is here, she's the head nurse for labor and delivery. She's already involved. We got two other head nurses already sitting on the committee. We got Dr. Numpang who's already here, the neonatologist. They're all on the committee for renovations. So rest assure, that within the A&E, you're going to have windows where they're supposed to be. It's going to be up to standards.

Acting Chairman Benjamin Cruz: Okay, just wanted to make sure that...

Dr. Thomas Shieh: Absolutely.

Acting Chairman Benjamin Cruz: ...the nurses are included. Because I...

Dr. Thomas Shieh: Absolutely.

Acting Chairman Benjamin Cruz: ... know not to upset nurses.

Dr. Thomas Shieh: Absolutely.

Mr. Gordon Mizusawa: The committee has been formed. It includes all of the players – from doctors to nurses.

Senator Aline Yamashita: Vice Speaker, may I?

Acting Chairman Benjamin Cruz: Please.

Senator Aline Yamashita: Thank you. Welcome, I'm really very happy that everybody has made the time to be here. So that you know, we have received, well, I have received email from nurses saying they're not being included. I don't want to discuss how you engage at our hospital but I will tell you that there are nurses feeling that they're not being engaged. So, if you can go back to that and open those doors that would help. I also just wanted to clarify because now I know people are like wondering what was I talking about because I had always talked about LDR. I always use the four letters and to clarify that we know that in that particular wing we are going to put in some rooms that are labor-delivery-recovery-postpartum. So, that is going to be addressed in some of that, right? That is the plan? Yes. So, I think that's because I hear people saying, but, I thought... I know we had and I also know that we were talking about phasing it in.

Dr. Thomas Shieh: Yeah.

Senator Aline Yamashita: I just wanted to put that on the record.

Dr. Thomas Shieh: Yes, absolutely.

Senator Aline Yamashita: Thank you, Vice Speaker.

Thomas Shieh: Any chance that you'll... Senator Yamashita, if you can provide me with the names of the nurses who wants to be involved, we're more than happy... In fact, Val yesterday was at the meeting and I asked her who wants to be involved. Don't ask what the hospital can do for you but what you can do for the hospital. I stole that from JFK. You can complain all you want but you got to be proactive. You can send email to somebody that they're not going to be included. Well, then they need to stand up and speak up and come down to the meetings and get involved. I walk labor and delivery room day in and day out. Stop me, stop Val.

Senator Aline Yamashita: I believe your message has just been transmitted.

Dr. Thomas Shieh: Great. Thank you.

Acting Chairman Benjamin Cruz: Thank you. Mr. Leon Guerrero. Did you have further testimony Gordon? Okay.

Mr. Ken Leon Guerrero: My name is Ken Leon Guerrero and I'm a member of the community. Thirty years ago, my son was born in Grass Valley, California; a little, small community hospital in the community of 38,000. My daughter was born 29 years ago in Wahu Wahu Hospital. Thirty years ago, those facilities were much better than what we have here on Guam today. In fact, those facilities from 30 years ago, look like his dream picture of what he wants to see. I think I'm in favor of this plan. I think it needs to be done. I have nieces and nephews who are having children, even as we speak right now so I'm hearing the stories. Their experiences are nowhere near what my experiences were. That's a direct result of the breakdown in the system and the facilities. It's long overdue. I think a step in the right direction at this time would go a long way towards strengthening the family ties. Thank you.

Acting Chairman Benjamin Cruz: Ms. Perez.

Ms. June Perez: Hafa adai, my name is June Perez. I am the Public Information Officer for the Guam Memorial Hospital and again Mr. Verga extends his apologies. He left early today not feeling well and he basically entrust the care and progress of the hospital in your fine hands. I'm speaking as an employee and also as a mother. So let me get back to my statement.

My name is June Perez and I am the acting Public Information Officer for the Guam Memorial Hospital, a registered voter of Tamuning, and a proud mother of Tobias, Schuman, and Auria. Schuman and Auria were both delivered at GMH by Dr. Annie Bordallo. I humbly urge all senators to please vote in favor of Bill 393-32 with the requested amendments from our administration such that the loan amount be increased from \$4 million to a total of \$7 million, so that the full renovation of the entire maternal and child areas, to include labor and delivery, obstetrics unit, and our nursery units are fully addressed for their renovation needs.

Secondly, we ask that GMH is not further burdened with another debt payment it will struggle to meet. The repayment of this funding source must be made by the Government of Guam, not GMH. I'm sure you all fully appreciate that concern. We are struggling as we speak in making our current vendor obligations. One more payment is not going to help our financial situation. But as Dr. Sidell mentioned earlier, we'll take whatever you can give us. Of course, Guam is where America's day begins so it should follow that the Guam Memorial Hospital is where America's life begins. Except for the few babies born at the Guam Naval Hospital and Sagua Mañagu, anyone born on Guam, since GMH opened its doors in the 1950s, was born at GMH regardless of its ability to pay. GMH has always been baby friendly, with the expertise and compassionate care of specialists such

as Dr. Sidell and Dr. Shieh, Dr. Bieling, our neonatologist, our fine nurses and clinical staff at GMH. We are the best that have delivered all of Guam's babies.

Our maternity and nursery units have continually cared for Guam's moms and babies for decades and they now need to be renovated and upgraded to meet Guam's increasing birth rate and current hospital standards of care for moms and babies.

That's as far as my prepared statement went. But the issue I would like to impress upon you as a mother that delivered two babies at the Guam Memorial Hospital is we need the space. We need the space so we can labor and deliver and focus on the work at hand that we have to do in delivering our babies without any interruptions, without distractions, without harm as we are moved from bed to bed to bed to bed in delivering our babies.

As Dr. Sidell and Dr. Shieh have pointed out, those days are now archaic. The standard of care is to allow the moms and the babies the room, the proper bed, the proper surroundings so that the beginning of life is the babies can present themselves undisrupted, undistracted, and unharmed by the needless movements and relocation of mom and baby. Once the babies are born, they need to be received, they need to have that golden hour, they need to have that skin to skin contact, they need to bond with their moms. As you move the moms and babies from bed to bed to bed to bed and as they're separated once they're born to the nursery the moms are kept in another room so they can recover and be able to be reunited with their babies. Hours have passed by the time they get together.

When I delivered Auria 18 years ago, ladies and gentlemen, this was eighteen years ago, I woke up to find myself on the fourth floor and my daughter was on the second floor. I was horrified that I couldn't even be with my daughter. I made my way down in stitches, exhausted, hormonal and demanded that I get a room adjacent to where my baby was being kept in the nursery. Eventually, we were united in a room until we were able to go home. That was 18 years ago. Those obstructions, the fragmented care of mom and baby continues today. My daughter and my son are now old enough to have their own children. I cannot allow their experiences to be anywhere near what I have gone through in delivering them.

The children and mothers of Guam deserve the best. You have already the best doctors and nurses. We just ask for your funding support to allow us the financing, the monies that are needed so that the facility... the walls can come down and the mothers and their babies can be born in a room and in a bed, where the bonding of life can be initiated, undisrupted and the nurturing and the care that these babies and families need can be given in one room with everyone together with the support and the compassionate care of the nurses, the breastfeeding coaches, and their OBGYNs, and the neonatologists, everyone together in one room providing the holistic care that our moms and babies need. So, ladies and gentlemen, again I would like to thank, specifically, we need to recognize Speaker Won Pat, Senator Tina Muna Barnes, Senator Aline Yamashita, Senator BJ Cruz, Senator Rory Respicio, Senator Frank Aguon, Jr., - all of you for the foresight and the support in sponsoring this life changing bill. I urge all of you again to please support

this visionary measure. It will make an incredible difference to the quality of care that we provide to our moms and our babies who deserve nothing but the best from all of us. Si yu'os ma'ase.

Acting Chairman Benjamin Cruz: Thank you Ms. Perez. Do any of you senators have questions for this panel? Go ahead.

Senator Michael San Nicolas: Thank you Mr. Chair. Listening to your testimony, my two little ones were also born in GMH. My first child Caleb, mom was in pre-term labor for 23 hours and in active labor for one hour. I was right there the whole time for our first and also for our second. I would watch that monitor that would kind of give you that advance warning of when a contraction is coming. I did that for 23 hours straight. I would wander and okay, okay get ready. All the training we got with Barb and at Sagua. The labor and delivery has a very special place for everybody whose ever had children at GMH. I very much support the concept.

I think the funding timing is the only thing I would like to clarify. That's a question that I have for Dr. Sidell. In the testimony here from Director Verga, he makes it very clear there are certain timelines that I want to clarify because according to his written testimony here, he says that the hospital is scheduled to receive and start evaluating the architectural and engineering proposals in September 2014, which is now. He then further states that you anticipate awarding a professional service contract within the first quarter of 2015, which is next year. You anticipate having completed the A&E by the end of 2015, which is the end of the actual fiscal year. If all of these architectural and engineering specs are not going to be done until the end of 2015, perhaps we can actually, instead of borrowing to pay for this, we can pay for this with the 2016 money that is also identified here in his testimony that's going to come from the Department of Interior.

He states in his second to the last paragraph there that if this bill does not become law then FY2016 DOI capital improvement project funds will be applied to the Phase 2 renovations and the required FF&E. That's the \$4 million in Phase 2. If we're going to borrow now but the A&E is not going to be done until the projected end of FY2015, out of the \$4 million that we're projected to borrow now, it really can't be expended until that's done and we're going to have that \$4 million in actual cash come FY2016. Maybe instead of borrowing we can just wait for that money to come in, let the A&E process complete itself, don't borrow and then when that money comes in, we can pay for it with the cash. Then from there, once that Phase 2 is complete, then we can say now that Phase 2 is done let's go out and borrow. That way we're not incurring the interest expenses while we are still waiting for the architectural engineering designing to get done and that way too, we can cash the first phase and not have any interest expenses until after that first phase is completed with the cash payment.

Ms. June Perez. Senator San Nicolas, if you are referring to the Department of Interior funding source, we would like to defer that question to our Chief Planner, Mr. William Kando. He can come up and join us and explain the arrangement for those particular funds. William, please.

Dr. Thomas Shieh: Senator San Nicolas, my conversation with Mr. Verga is not what he's testified here. I think he needs to redo – he's under the weather, obviously. But a couple of things: the architecture design bid has already gone out. It should be secured by this particular month. Within the next three months, we should have the design phase completed before the beginning of January 2015. I don't know why it's put down here the end of the design is going to be end of Fiscal 2015. It should be beginning of 2015 – not towards the end of 2015. I think he made a mistake there. I want to make sure that's clarified because we can't tolerate this type of treatment of women for another year like this. This is ridiculous. I want to make sure that Mr. Verga hears from me after this testimony. Thank you for bringing it up to me.

Mr. William Kando: Good afternoon Senators, my name is William Kando, I'm the Chief Planner for the Guam Memorial Hospital Authority. Thank you for volunteering me to come on up here and discuss the issue. That is correct. It's the first quarter of the fiscal year FY 2015 is when we intend to award a RFP for professional design services. We hope to, within three to six months, thereafter to be able to complete those designs as soon as possible. Hopefully in the first half to third quarter of the fiscal year we may be done. I'm giving ourselves that FY 2015 – that whole year to be done because you just never know what's going to happen with the procurement process. The soonest we can complete those designs, we will. Part of those designs includes a full cost estimates for all phases. Within the Phases 2 and 3, also cost estimates for what's called the FF&E: fixtures, furnishings, equipment packages. We're going to know what those are going to cost as well. We've put our estimates into the package for FY 2016 DOI request.

The Governor's office invited us and told us, you have our full support. The Governor supports this project and wanted to commit \$4 million of FY2016 DOI CIP funds, specifically for CIP - nothing else for this project. Of course, we recognize the Phase 2, the L&D to be the highest priority. That would come first. If we can get this loan money, and I agree with you the timing of the funding is very important. Again, we want to really expedite the A&E process, but we want to do a good job. We really want to do a good job on that A&E. I think a three to four month A&E phase may be a little pushing it. You don't want to rush because we're designing for all three areas. We're going to first focus on the L&E designs.

Dr. Thomas Shieh: Right, and that should be completed rather quickly.

Mr. William Kando: Our idea is, as we complete the phases within the design phase, A&E comes first. We'll be able to kick that out if the funding is available. The \$4 million needs to be available right away because we don't want to wait until the end of the A&E to start L&D. We can start faster and we want to do that.

Dr. Thomas Shieh: Senator, if I can add, we can't just completely do this in one time. You need a place to deliver. I think what William is trying to say also is that we're going to start the design process. L&D will be our first priority. That's sectioned off. Once that's done, it goes out. We got the money, we build that particular area, then we phase in

as Senator Yamashita said, the LDRPs. You can't have LDRPs if you still have postpartum wards. But you got to slowly phase in the entire process. That's how we're going to have to do it.

Senator Michael San Nicolas: I agree absolutely Dr. Shieh. My thinking is when it comes to architectural engineering it's like saying, okay we need to build a house: it needs a kitchen, it needs a bedroom, it needs a living room. We're just going to design the kitchen and start building that. Then we're going to figure out how to design the living room then build that. Then figure out how to design the bedroom and then build that. What I'm saying is, let's figure out how to design the whole thing first and then start building one at a time. That way we're not going to be caught with any surprises like, oh man I wish we put a door over here or I wish we had a window over there. If we do the A&E and complete the whole architectural engineering in one big package and then we phase in the actual construction project, so that as you said we're not going to shut down labor and delivery while we're implementing everything. Then as those timelines come into play, I'm just trying to make sure we're matching the availability of financing so we're not borrowing money and kind of sitting on it, waiting for us to be able to deploy it. That we're not also going to rush the A&E. That we're just going to design L&D and then put the money in there and say, we have all these...what was it? Senator Ada had brought up a very good point with one of our hearings with GEDA about cost overruns.

When you don't realize there's a flaw in the design somewhere and all of a sudden it cost a million dollars more. We're going to run into that risk even greater if we're going to be implementing the structural part of it, without fully completing the architectural engineering part of it. That's just my concern on my side. But I do fully support the renovation of the L&D and the full gamut of the projects. I think if we can come up with the right timeline, so that we're not going to be incurring any interest expenses that's going to be for naught. Also, deploying capital at a more strategic way so that we can minimize the cost of the funding, I think would be a good thing.

But, again, I fully support the project. I think waiting for a full A&E before we finance anything, in terms of going out and borrowing from the local lender. Then also that \$4 million coming in from DOI, maybe all the timelines will fit perfectly where the A&E will finish just in time for that DOI money to come in, so that \$4 million will be able to use cash. Then once that \$4 million is done and that project is done maybe two years from now, then we can borrow the remaining \$7 million and go from there. Even by that time two years from now, we do have a lot of other debt services that are going to be retiring and so it'll all fit perfectly with our government's need to be able to finance the project and our ability to have the cash flow in the Government of Guam and be able to manage the project - on a cash to project basis. That's just where I'm looking at the whole thing.

Dr. Jonathan Sidell: Senator with all due respect, the word request is far different from the word guaranteed. I request a lot in my life, very few things are actually guaranteed. So that \$4 million is no more assured than you passing this bill today. Conceptually, although all three units deal with moms, babies, females - they are distinct units. There is

nothing technically difficult to plan three separate rooms or three separate wards. Simply, one is not dependent on the other. You can easily take this money, if we as a community felt like that the nursery was the most important thing – we don't. But if it was, we could design the nursery and not have any impact on the L&D.

Let me just clear that up; yes they all deal with mothers and babies but each unit is a distinct unit. Until we know the exact way everything is going to look, the exact funding source, my fear – maybe I'm a pessimist – but we're going to back here in year 2016 having this exact conversation. Then in 2018 we'll have this conversation. Then in 2020, one after I'm dead and retired, we'll still have the same L&D that we have now. I guess I made my point but that's kind of how I feel.

Acting Chairman Benjamin Cruz: What I'd like to do is at some point, I will leave this record open. I'd like for the four of you meet at the hospital with your administrator and amend your statements. She wants \$7 million, you want \$12 million, he doesn't want anything right now. Get one statement in. Thank you.

Dr. Thomas Shieh: Thank you Speaker. The statement does say \$12 million here. A couple of things I really want to emphasize too is that when you mentioned about you got to have windows here, make sure the appropriate people are involved ... we are involved. You are talking to the two experts here. We know what we're doing as far as developing an LDRP goes. I trained at Kapi'olani Hospital. I've done my training elsewhere at Naval Hospital here. I know how to run an LDRP room. You're not going to get a better expert than myself running this and chairing this particular project. I assure you that at the end of this project, you're going to be proud of the Guam Memorial Hospital. That is our hospital; that's the people's hospital. It's not a private hospital. It's not a private Sagua, it's not a private Naval Hospital. We have to take everybody in. So, we got to expedite this. I don't think it's going to take more than three months for the A&E to complete. I will assure you of that because I am chairing the particular project. If I can do a bone marrow drive, get 4,000 people out in a weekend, we can certainly get this accomplished in three months.

Acting Chairman Benjamin Cruz: Thank you very much, Dr. Shieh.

Dr. Thomas Shieh: Thank you.

Acting Chairman Benjamin Cruz: Next panel.

Ms. June Perez: Senator Cruz, if I may please? I just want to be clear on the numbers that you seem to be unsettled with. The total estimate for the entire labor and delivery, obstetrics, and nursery renovations is \$12 million. We're not asking for \$12 million.

Acting Chairman Benjamin Cruz: What did you ask for in your testimony?

Ms. June Perez: The administration...

Acting Chairman Benjamin Cruz: What did you ask for in your testimony?

Ms. June Perez: We asked for \$7 million.

Acting Chairman Benjamin Cruz: Thank you.

Ms. June Perez: We asked for \$7 million.

Acting Chairman Benjamin Cruz: Thank you.

Ms. June Perez: Thank you very much.

Senator Rory Respicio: Thank you Mr. Chairman. Before you dismiss the panel, I'd like to thank all of you for your participation this afternoon but specifically, I want to thank Dr. Shieh for providing the free 4D ultrasounds. You're in my office again today. This is the fourth time you are here. You were at the Speaker's office and the Vice Speaker's office...

Dr. Thomas Shieh: Yes and I need to get going because the moms are waiting for me at the back...

Senator Rory Respicio: Yes, you do. And you might...

Dr. Thomas Shieh: My feet are anxious here because I need to get to them.

Senator Rory Respicio: That's why all the moms are here as well but I want to thank you Dr. Shieh for providing that public service.

Dr. Thomas Shieh: If I can just bring one particular subject up. Senator Aline Yamashita, you had mentioned that some nurse emailed you before about not being involved. I got a text right now from Barbara Mafnas, who's sitting back there - oh, she left. Barbara Mafnas texted me, "I want to be involved. We need a lactation department, a room for milk bank." I assumed she's the person that emailed you. But I just wanted to say something. Barbara does not walk the halls of the hospital. We walk the halls of the hospital. Valerie is the head nurse, who's sitting here, walks the halls of the hospital. Barbara Mafnas, who is a nurse at Sagua, works outside the hospital. I don't see her day in and day out. I want to make sure those nurses who want to be proactive, wants to be involved, my number is in the phone book. Call, pick up the phone, be proactive and let's get involved. This is a project that everybody's got to be on board. We can't just be arguing back and forth and play politics here and there. The reason I bring this up to you...

Acting Chairman Benjamin Cruz: Nobody is playing politics here Dr. Shieh. I'm just trying to get the hospital to be on one page.

Dr. Thomas Shieh: I understand and I already told you, I'm going to talk to Mr. Verga. He's under the weather. When somebody's sick, they might not be able to think clearly.

Acting Chairman Benjamin Cruz: Then, go talk to him.

Dr. Thomas Shieh: I will. I just want to make sure I addressed Senator Yamashita's concern that some nurse emailed her and says they want to get involved without getting really involved. That's inappropriate in the testimony like this to mention that. When someone texts me and saying they want to be involved.

Acting Chairman Benjamin Cruz: We'll deal with that.

Dr. Thomas Shieh: Alright.

Acting Chairman Benjamin Cruz: I just need to deal with this. Thank you. Ms. Mafnas, Ms. Melsness, Ms. Meno, Dr. Bieling, and Ben Numpang... Okay, thank you. Just introduce yourselves and provide your testimony please.

Ms. Valerie Meno: Good afternoon, my name is Valerie Meno. I am the Unit Supervisor at the labor and delivery unit at the hospital, GMH. First and foremost, to address Senator's concerns about the nurses. For my unit, we have been constantly involved. Dr. Shieh, Dr. Sidell, the whole administration has from the very beginning invited us to every meeting and we have attended. If I can't attend, one of my staff attends. I am constantly emailing my staff so they are all aware. Dr. Shieh constantly makes rounds and he also talks about the plans - you can even ask the staff. My name is Val Meno but they tease me about "Memo" because I am constantly telling them what's happening.

For the other concerns, as far as the moms transferring bed to bed, yes, we do that and... unfortunately, we do have to do it because of the space limitations. For anyone who has ever seen a woman delivering, moms are strong. They can move. They think they can't do it, they're yelling they can't, they can't but with a little encouragement, they can do it. When they're moved on to that small delivery bed, they're yelling saying they can't but the minute their baby comes out, they look at their baby, they start crying and saying I'm sorry I was yelling. I don't know about you guys but for me that is the best feeling when I can see that and witness that. That's what made me become a nurse.

Yes, they do yell because they have to transfer, they have to transfer again and unfortunately that's just how it is. They deal with it, we deal with it, which is why I think Dr. Shieh and everybody else is trying to push for the renovation. We're just very grateful that we have OB doctors who are willing to put themselves out there and really push for the renovation. Other than that, that's all the concerns. We all support it, everyone at the labor and delivery, everyone at the nursery and everyone at the pediatrics area.

Acting Chairman Benjamin Cruz: Thank you very much and thank you for all your service to the community.

Ms. Valerie Meno: Thank you.

Dr. Ben Numpang: My name is Ben Numpang. I'm the neonatologist at the Guam Memorial Hospital. Good afternoon everyone. I'm here to speak on behalf of nursery. I take care of babies born premature, babies that are born sick. I get a sense that there's not really an argument as to whether the LDR as well as the nursery as well as the postpartum unit needs renovation. I think the questions about money and stuff like that I can't comment on because I just take care of the babies.

The only thing I can really impress and add to the conversation today is how important the nursery unit is here on Guam. I take calls from Naval Hospital and I take babies about every one to two months. We have about 200 babies delivered a month, about 10% of those end up under my care. Same thing about babies that are born on Naval Hospital, they probably get about 100 to 200 babies a year, about ten to twenty of the babies end up under my care. At GMH, we're basically the referral center for the service people that work over here. I've also taken transfers from Saipan. We do have a surgeon and if they can avoid it, they do try not to transfer babies over long distances. We don't have all the services available but we do have some. We're glad that we're able to provide the service. Whatever funds you can provide to us would be much appreciated. Thank you.

Acting Chairman Benjamin Cruz: Thank you very much and I apologize for not recognizing you as doctor. I guess you're the miracle worker everybody talks about. You're signature is so clear that it could not have been a doctor.

Dr. Ben Numpang: I would like to suggest – and this is completely unrelated –two years ago when I was being hired, there was some concerns about the hiring process but you guys stepped up and made it happen. I would like to thank you guys for that.

Acting Chairman Benjamin Cruz: No, we thank you for being willing to come and serve on Guam. We appreciate it. Any members of the committee have any...?

Senator Aline Yamashita: Thank you very much Mr. Vice Speaker. Thank you both for stepping up and speaking. I watched you twice and I saw you with your babies and I really thank you for being here on Guam with us and I do hope you extend your contract. I hope we're able to give you more warming lamps to make your job a little bit easier to take care of our most fragile. God bless you for the work that you do. Thank you Mr. Vice Speaker.

Acting Chairman Benjamin Cruz: Thank you. Anybody else have any other questions? If not, thank you again and thank you both for your services for our children.

This concludes the testimony on Bill No. 393-32 (COR). There being no additional individuals to present any additional testimony, this Committee will continue to remain open for the acceptance of any additional information or public testimony on the bill discussed. You can submit those testimonies to the office directly on Soledad Avenue, as

well as the Guam Legislature or through any electronic email processes at cipo@guamlegislature.org

This hearing is adjourned.

III. FINDINGS & RECOMMENDATIONS

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land, hereby reports Bill No. 393-32 (COR), as introduced, with the recommendation TO PASS

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2014 (SECOND) Regular Session

Bill No. 393 -32 (C/A)

Introduced by:

J. T. Won Pat, Ed.D. 

Tina R. Muna Barnes

A. A. Yamashita, Ph.D. 

B. J. F. Cruz 

R. J. Respicion 

F. B. Aguiar, Jr. 

V. M. M. 26 PM 12:25

AN ACT TO ADD A NEW §80109(v) TO CHAPTER 80 OF DIVISION 4 OF TITLE 10 GUAM CODE ANNOTATED; RELATIVE TO EXPANDING THE BORROWING AUTHORITY OF THE GUAM MEMORIAL HOSPITAL FOR THE RENOVATION OF THE LABOR AND DELIVERY WARD.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. A new §80109 (v) of Chapter 80, Division 4 of Title 10, Guam Code Annotated is hereby *added* to read:

1 “(w) Notwithstanding subsection (s) of this section, arrange a line of credit,
2 a revolving loan fund, and/or a direct loan, the total cumulative amount not to
3 exceed Four Million Dollars (\$4,000,000) with banks or other lending institutions
4 licensed to do business on Guam. All terms of the line of credit, a revolving loan
5 fund, and/or a direct loan agreement shall be negotiated by the Authority and I
6 *Maga’lahen Guåhan* [Governor] in the best interests of the people of Guam. The
7 terms of the line of credit, a revolving loan fund, and/or a direct loan shall include
8 the following:

9 (1) the line of credit, a revolving loan fund, and/or a direct loan shall be used
10 by the Authority for the renovation of the Guam Memorial Hospital Labor and
11 Delivery Ward;

12 (2) no charge shall be levied by a lender for making the loan;

1 (3) the interest rate shall be subject to negotiation between the Authority or
2 designee as authorized by the Board of Trustees, *I Maga'lahaen Guåhan* and the
3 lender; such interest rate shall be computed on a monthly average and based on the
4 actual amount extended to the Authority; and

5 (4) interest earned by the lender shall be exempt from taxation by the
6 government of Guam.

7 (5) The line of credit, a revolving loan fund, municipal lease financing,
8 and/or a direct loan may be secured by a pledge or other reservation of revenues
9 collected by the government of Guam from the taxes collected under the "Business
10 Privilege Tax Law" (namely, 11 GCA Chapter 25, excluding the alcoholic
11 beverage taxes, liquid fuel taxes, automotive surcharges, tobacco taxes and real
12 property taxes) The Business Privilege Tax pledged or reserved shall only apply to
13 the unpledged portion of the business privilege tax (currently one percentage point
14 of the current four percent Business Privilege Tax rate) so as not to violate the
15 government's covenants to bondholders of the Series A, Series B and Series C
16 Limited Obligation bonds authorized through Public Law 31-76, Public Law 31-
17 196 and Public Law 31-276. The sum of Six Hundred Thousand Dollars
18 (\$600,000) will be used for the as security for line of credit, a revolving loan fund,
19 and/or a direct loan. *I Maga'lahaen Guåhan* and the Authority are hereby authorized
20 to execute the loan agreement, a revolving loan fund, and/or a direct loan
21 agreement and other necessary documentation.

22 (6) Any money borrowed shall be repaid in accordance with the terms
23 established in the negotiated agreement, but not to exceed an amortization period
24 of more than ten (10) years. In no case shall any amount borrowed be refinanced
25 permitting repayment more than ten (10) years after the loan is made.

26 (7) Notwithstanding the provisions of Chapter 6 of Title 5 of the Guam Code
27 Annotated, the government of Guam hereby waives immunity from any suit or

1 action in contract upon the loan and guaranty but does not waive sovereign
2 immunity as to the personal liability of elected or appointed officials and
3 employees of the government Guam. For the purpose of this provision only,
4 immunity is also waived as to the award of attorney fees and related costs in
5 connection with any suit brought to enforce any right or obligation incurred under
6 the loan authorized hereby or in connection with the enforcement of any
7 agreement, note or pledge that arises directly from the indebtedness authorized
8 hereby.

9 (8) This Guarantee is a general obligation of the government of Guam,
10 subject to the full faith and credit of the government of Guam. The Guarantor
11 consents to any and all extension of time and waiver or modification of obligations
12 guaranteed hereunder.

13 (9) Alternative Financing. *I Maga'lahen Guåhan* and the Authority are
14 authorized to utilize the following alternative financing if necessary:

15 (a) Federal Guaranteed Loan or Community Facilities Loan and Grants,
16 instrumentalities of the United States Department of Agriculture, if such financing
17 better serves the needs of the People of Guam; and/or

18 (b) Municipal Lease Financing. The Guam Economic Development
19 Authority is authorized to enter into a municipal lease financing as defined under
20 Guam Code annotated Title 5, Division 5, Chapters 58, 58A, 58B, 58D and 58E



Mina'trentai Dos na Liheslaturan Guahan
 32ND GUAM LEGISLATURE
 Vice Speaker Benjamin J.F. Cruz, Chairman

①

COMMITTEE ON APPROPRIATIONS, PUBLIC DEBT, LEGAL AFFAIRS, RETIREMENT,
 PUBLIC PARKS, RECREATION, HISTORIC PRESERVATION AND LAND

Tuesday, September 9, 2014
 Bill No. 393

SIGN UP SHEET

NAME	ADDRESS	PHONE	EMAIL	WRITTEN	ORAL	SUPPORT Yes No
Ken Leon-Gonzalez	Santa Rosa	688-3002	KenLeonGonzalez@yahoo.com		✓	✓
Joseph Sidell	GMH	647-2418		✓		✓
Jana Perez	"	647-2418				
Thomas Shieh	643 Chelsea Smalls San Antonio Smalls Cory Ln 999	777-8360	shiehshieh@prcs.com	will submit	✓	
Barbara Matthews	4150	777-5526	barbaramatthews@gmail.com	✓		
Jana Melsness	Tamuning?			✓		



Mina'trentai Dos na Liheslaturan Guahan
32ND GUAM LEGISLATURE
Vice Speaker Benjamin J.F. Cruz, Chairman

②

COMMITTEE ON APPROPRIATIONS, PUBLIC DEBT, LEGAL AFFAIRS, RETIREMENT,
 PUBLIC PARKS, RECREATION, HISTORIC PRESERVATION AND LAND

Tuesday, September 9, 2014
 Bill No. 393

SIGN UP SHEET

NAME	ADDRESS	PHONE	EMAIL	WRITTEN	ORAL	SUPPORT Yes No
Jane Sotario						<input checked="" type="radio"/>
Chris Bieding		686.6396				yes ✓
BEN NUMPONG		47826463	benumpng@gmail.com			yes



Mina'trentai Dos na Liheslaturan Guahan
32ND GUAM LEGISLATURE
Vice Speaker Benjamin J.F. Cruz, Chairman

(5)

**COMMITTEE ON APPROPRIATIONS, PUBLIC DEBT, LEGAL AFFAIRS, RETIREMENT,
 PUBLIC PARKS, RECREATION, HISTORIC PRESERVATION AND LAND**

Tuesday, September 9, 2014
 Bill No. 393

SIGN UP SHEET

NAME	ADDRESS	PHONE	EMAIL	WRITTEN	ORAL	SUPPORT Yes No
Valene Momo	GMH	679-2572	valene.momo@guam.net			X
WILLIAM KANDO	GMH				✓	

DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES
 DIPATTAMENTON SALUT PUPBLEKO YAN SETBISION SUSIAT



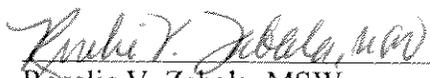
DPHSS Letter of Support: Bill 393-32 relative to expanding the borrowing authority of the Guam Memorial Hospital Authority for the renovation of the Labor and Delivery (L & D) Ward.

The Guam Department of Public Health and Social Services (DPHSS) Bureau of Community Health Services (BCHS) fully supports Bill 393-32 relative to expanding the borrowing authority of the Guam Memorial Hospital Authority for the renovation of the Labor and Delivery (L & D) Ward. Government of Guam P.L. 32-179, appropriated \$895,813.77 in local funds for the Guam Memorial Hospital Authority (GMHA) to fund the L & D, Maternity and Nursery Renovation Project in July of 2014. DPHSS BCHS understands that for GMHA to complete this Project, GMHA needs Bill 393-32 to be amended to a total of \$7M. Because of its extremely challenging financial posture, GMHA cannot support a loan that places the obligation of its repayment on GMHA. *Repayment of funding brought about by Bill 393-32 must be made by the Government of Guam, not GMHA.*

DPHSS BCHS and the Guam Non-Communicable Disease (NCD) Consortium's Nutrition Action Team fully supports the renovation of the L & D Ward as a critical link to quality services for well-baby care in this investment for a healthy community. This includes the establishment of a modern **Mother-Baby Unit** that will feature smooth transitions of care between the Labor & Delivery Unit, OB Ward and the Nursery Unit. Further, Bill 393-32 will allow the **Mother-Baby Unit** to align with the NCD Nutrition Action Team's Strategic Plan to collaborate with the GMHA in the promotion of Breast Feeding Initiatives such as the **Nana Yan Patgon Act** which protects the rights of mothers who breast feed babies in areas other than the home.

The renovations of the L & D Ward will extensively strengthen GMHA's antenatal and postpartum care services. This is expected to reduce Guam's extremely high infant mortality rate. In 2011, the infant mortality rate, or the death rate of babies that die before reaching their first birthday was 12.7 deaths per 1000 live births on Guam compared to the U.S. national rate of 6.14 deaths per 1000 live births, based on the Guam DPHSS *Community Health Assessment (CHA)*. This is yet another health disparity that Guam can no longer afford to withstand due to lack of quality care facilities.

The fiscal challenges faced by the GMHA are immense; however, this investment in the renovation of the Labor and Delivery Ward will help reduce the health care burden incurred by Guam's high infant mortality rates and improve the quality of life of the island's growing population, especially for those who are impacted the most by health disparities on Guam.


 Roselie V. Zabala, MSW
 BCHS Health Services Administrator


 Alex Silverio
 NCD Nutrition Action Team



Guam Memorial Hospital Authority
Aturidat Espetat Mimuriat Guahan

880 GOV. CARLOS CAMACHO ROAD
OKA, TAMUNING, GUAM 96911
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FAX: (671) 649-0145



PUBLIC TESTIMONY ON BILL 393-32
From Guam Memorial Hospital Administrator/CEO
Joseph P. Verga, MS, FACHE

GMHA LABOR & DELIVERY/OBSTETRICS//NURSERY
Renovation Project

Hafa Adai Madame Speaker, Honorable Senators, Proud Supporters of GMHA, Ladies and Gentlemen:

My name is Dr. Jon Sidell, GMHA Medical Director and I am proud to present this written testimony on behalf the Guam Memorial Hospital Authority and our administrator and chief executive officer, Mr. Joseph Verga who at this time in under the weather and unable to be here.

The Government of Guam, through P.L. 32-179, appropriated local funds in the sum of approximately \$895,813.77 (not including interest) to the GMHA to specifically fund the L & D, Maternity and Nursery Renovation Project in July of 2014. Utilizing this local appropriation, GMHA let out its Request for Proposal (RFP) for Phase I, professional Architectural & Engineering (A/E) Design Services for the completion of assessments, renderings, designs and services during renovation of GMHA's Labor & Delivery (L & D) / Maternity / Nursery Renovation Project. GMHA is scheduled to receive and start evaluating A/E proposals in September 2014; we anticipate awarding a professional A/E services contract within the 1st Quarter of FY2015; and we anticipate having completed A/E

designs by the end of FY2015. Any funds left over from the above mentioned local funds will be applied to the Renovation Phase(s) of the Project to include funding needed for the Furnishings/Fixtures/Equipment (FF&E) Package.

Upon completion of Phase I, the A/E Design Phase, in the latter part of FY2015, GMHA will then be prepared to go out with a formal Invitation For Bid (IFB) for professional Renovation Services to commence the Renovation Phase(s) of the L & D, OB Ward and Nursery Renovation Project. GMHA estimates that Phase II, the L & D Renovation, shall cost \approx \$4M to include both the Renovation Services and the procurement of the FF&E Package; and GMHA is hopeful that Bill 393-32 will provide loan funding to cover the \$4M amount needed to support Phase II. GMHA further estimates that Phase III, the OB Ward and the Nursery Renovations and FF&E Packages will cost \approx \$7M. These cost estimates will be thoroughly assessed and confirmed during Phase I, the A/E Designs Phase, for all three (3) clinical areas. If Bill 393-32 becomes law, then GMHA will utilize FY2016 Guam Dept. of Interior Capital Improvement Project (DOI-CIP) Funds in the amount of \$4M to support Phase III Renovations and required FF&E. If Bill 393-32 does not become law, then the FY2016 Guam DOI CIP Funds will be applied to Phase II Renovations and required FF&E.

Therefore, in order for GMHA to complete both Phase II and Phase III of this Project, **GMHA needs Bill 393-32 to be amended to a total of \$7M.** This \$7M amount added to the FY2016 DOI Request for \$4M, plus the \$895,813.77 already approved through P.L. 32-179 amounts to **\approx \$12M,** **which is the total amount needed to complete the L & D, Maternity**

and Nursery Renovation Project. Furthermore, due to its extremely challenging financial posture, **GMHA cannot support a loan that places the obligation of its repayment on GMHA.** Therefore, **GMHA asks that the repayment of any funding options brought about by Bill 393-32 must be made by the Government of Guam, not GMHA.**

Upon completion of all three (3) clinical areas, GMHA and the Guam community shall realize the successful completion of the following Overall Project Goal: Well thought-out, planned and implemented design and renovation phases that shall lead to a current, state-of-the-art Mother-Baby Unit with one seamless continuum of care between the Labor & Delivery Unit, OB Ward and the Nursery Unit.

We humbly ask for your support of Bill 393-32 with our requested amendments. Your support will ensure GMHA advances to a higher level of quality care for our moms and babies.

Si Yuos Maase,



Joseph P. Verga, MS, FACHE

September 9, 2014

Written Testimony


Barbara C. Mafnas, BSN, CLC, IBCLC

As a Registered Nurse, I pledge to follow the code of ethics set forth by the American Nurses Association. I will recognize each individual with respect, dignity and worth and recognize that each individual is unique. I pledge to be committed to my patients. I will promote and advocate for the rights of my patients. I will be accountable for my nursing actions. I will respect myself as a nurse and strive to be the best nurse I can by staying abreast of changes and obtaining the necessary education to provide the most up to date care for my patients. I endeavor to improve health care environments and conditions for my patients. I will seek higher education; I will collaborate with other health professionals and the public in promoting national and international efforts to meet health needs. I will value my profession by maintaining integrity and helping to shape its practice and inform patients of their rights and choices.

With that being said, I am in favor of renovation and upgrading of the Labor and Delivery ward at GMHA. I feel the people of Guam deserve better facilities. I also feel that a community committee should be in place that affords input from the nursing staff and other opinions for the design and layout of the floor plan. This will allow the staff to take pride and ownership in their workplace. It will also take the lime light off of a one-man operation. It needs to be TEAM-GMHA. A lactation department and offices and a milk-bank should be considered.

While we are at it, the nursery and peds should be renovated as well.

GMHA is after all is accredited by the Joint Commission and guidelines are in place for healthier births and birth practices. Delivery practices such as delayed cord clamping and golden hour should be the standard and not the exception.

The revamping of the rooms should help to bring about healthy attitudes and more choices for women in labor. Hopefully it will change the attitude of many of the providers as well. A more baby-friendly attitude is on the horizon. It is sad that it took the building of a private hospital and the building of the new Naval Hospital and the ranting of a few nurses about golden hour to see that after 25 years things could not remain status quo.

Let's move forward with recommendations of the Surgeon General of the United States, the WHO, Unicef, ACOG, the AAP and make Guam a healthier island.

September 9, 2014

Statement from Janna Melsness, CNM, MSN, MPH

We got a wake-up call back in 1991 from the World Health Organization and UNICEF, when they launched the Baby-Friendly Hospital Initiative. They were calling attention to the dangerous health outcomes of formula feeding. We got another wake up call, 20 years later, in 2010, from the Joint Commission on Accreditation of Healthcare Organizations, with the introduction of suggested perinatal care core measures to improve breast milk feeding. Those suggestions became mandates in January of 2014.

For those of you who have never lived in a place that has more than one community hospital, the Joint Commission is NOT some pie in the sky standard. It is the MINIMUM standard. Being accredited as "Baby-Friendly" or having "Magnet" Hospital status—THOSE are the highest standards. It boggles my mind when Obstetricians at the highest levels of power on Guam repeatedly and proudly state "We don't care about Joint Commission Mandates". I hear it every week, and to my mind, it is the same thing as saying "we don't care about meeting the minimum standard of care". I think we should expect more from our medical leadership.

That same year, in 2010, we got another wake-up call from the Pacific Island Health Officers' Association, which issued a regional state of EMERGENCY regarding the epidemic of non-communicable diseases, forecasting that unless we get mobilized for change, "we're headed for social and economic catastrophe."

We got another wake up call in 2011, in the Surgeon General's Call to Action to Support Breastfeeding. Now, do you think that the Surgeon General of the United States would need to issue a Call to Action on Breastfeeding if the local health care leadership ACROSS the nation were doing a fine job of addressing it? No! We are not unique in our negligence on the subject, although it appears to be compounded and protracted by our geographical isolation.

Yet, our own NCD has chosen breastfeeding promotion as one of the top three priorities to battle obesity, and the Live Healthy Guam Strategic Plan for 2014 to 2018 has FOUR pages of breastfeeding goals that are as openly dismissed as the Joint Commission mandates.

HOW MANY WAKE UP CALLS DO WE NEED? The human ego does not like to admit when it is wrong, and change IS hard. But let's not be like the frog in the beaker of water that is slowly being heated who does not jump to save himself—let's not cook in our own complacency and inertia. It's time to come to our senses and take the leap!

In some ways, the good thing about being a late adapter of something is that we get to learn from the early adapters' mistakes and build on their work. We were late to create a law that protects breastfeeding, but the protection found in our Nana Yan Patgon Act exceeds that found in similar laws of 44 states and Puerto Rico. We could duplicate that example by registering with the Baby-Friendly Hospital Initiative, which connects hospitals to those who are a little farther ahead in the process, hospitals which share similar architectural and demographic challenges. The Baby-Friendly Hospital Initiative is an evidence-based, carefully designed, incremental process that has been proven successful in establishing Baby-Friendly Hospitals around the world. It would be foolish not to utilize it as a tool.

Over the last 60 years, our model of health care has evolved away from an authoritative hierarchy with doctors acting like Gods to one that is more collaborative with the patient as a consumer and a member of the team. So, when a mom says "I need to have a place for my husband to sleep beside me to help me with the baby, and I need privacy to breastfeed and not worry about being exposed if the lab guy forgets to knock before coming into my room", we need to build her needs into the design of the unit that is there to serve HER and her family. Likewise, we need to listen to the dads and the nurses. The patients, their families and the nurses need to be consulted on designing a new unit because THEY are the ones spending the most amount of time in that unit. In 1992, I was working as a labor nurse in a small, rural, southern hospital that moved from a building like GMH into a brand new LDRP. But, they did not consult the nurses at all with the design, and it was a logistical disaster trying to function in it, the way it was set up. FORM FOLLOWS FUNCTION, and those providing continuous care in that space need to have a voice in its design.

We are on the brink of a crisis wrapped in an opportunity. The picture of health care disparities on Guam will change with the introduction of a second civilian hospital. And it is our duty to consider how best to care for those MOST at risk, who will continue to be delivered at GMH. We could greatly benefit from developing an affiliation with a research institution, such as the University of Washington, which has a medical school, a nursing school, a school of GLOBAL HEALTH and a significant local population of relocated Pacific Islanders.

AND, it is foolish to just make changes to catch up to where the mainland hospitals were 25 years ago. We need to look to the future! We have timely access to global information and health care trends that were not available to those designing hospitals 60 years ago. We need to anticipate and consider providing for the collection of cord blood for a public cord blood bank for the treatment of cancer. And making room in our plans for a milk bank in the NICU, and nitrous oxide in the LDRP rooms would provide DRASTICALLY better health outcomes than spending the same amount of money on formula and epidural anesthesia.

Back in the 1940's and '50's, it was discovered that orphaned babies who were kept in cribs failed to thrive and even died. Modern cat scans of brains of neglected toddlers show them to be shrunken compared to a normally nurtured child. Babies are designed to be held closely by their mothers. When they are not, their brains don't grow properly. Breasts are designed for breastfeeding. When they don't, they are more likely to develop cancer. If you wanted to set out to build a hospital that sabotages breastfeeding and the health of moms and babies, you would build the one we have! We did not know any better back then, but we do now!

It's not just that having an LDRP unit is a nice, cozy notion. The reality is that babies are dying on Guam, and kindergartners are becoming diabetic on Guam, because WE are failing to promote and protect breastfeeding.

So, what's it gonna be?

Guam, where America's Day Begins without a Baby-Friendly hospital, and with horrible rates of breastfeeding, high obesity and early death?

OR

Guam, where America's Day Begins with the HIGHEST birth rate in the USA, and a community that LOVES babies enough to provide a childbirth suite that protects their health from the first precious moments?

Chief Kepua was breastfed! And he did not eat Spam. Have you ever seen his picture? His statue? His abs?

We can RECLAIM Island Health AND heed the findings of mountains and decades of data, and heed our own Surgeon General's call to action.

Because there's no point in spending millions on research and ignoring the results. There are DIRE consequences to pretending that a baby is not a mammal and does not need to be on its mother's chest. Breastfeeding is one of the MOST consequential practices for the health of a baby, a mother and a community. Rooming in starts the moment of birth.

NOT hours later, NOT the next day, NOT after you go home.

By then, you have wasted all those chemicals that nature provides and primes in the brains of the Mom and the baby. Remember, the most intense gifts of biology and nature exist to create conception, and to provide for the survival of the newborn and the mother. Separating a mom and baby after birth makes as much sense as separating the parents for the moment of conception. It is the OPPOSITE of what nature requires.

Cesarean moms need to be able to keep their babies with them during the post op period, NICU moms need to be able to have a sleeping area so they can do Kangaroo care after they are discharged from the hospital, ALL breastfeeding moms need access to double electric pumps and a team of lactation specialists that includes ethnic and racial minorities. Ask the Surgeon General.

There are Ten Steps to Successful Breastfeeding, according to WHO, UNICEF and the Baby-Friendly Initiative. These ten steps are endorsed by:

1.

- [American Academy of Family Physicians](#)
- [American Academy of Nurses](#)
- [American Academy of Pediatrics](#)
- [American College of Nurse-Midwives](#)
- [Academy of Breastfeeding Medicine](#)
- [Academy of Nutrition and Dietetics](#)
- [Association of Women's Health, Obstetric and Neonatal Nurses \(AWHONN\)](#)
- [Centers for Disease Control and Prevention \(CDC\)](#)

- [National WIC Association](#)
- [U.S. Breastfeeding Committee \(USBC\)](#)
- [U.S. Preventive Services Task Force](#)
- [U.S. Surgeon General](#)

We cannot implement the ten steps to successful breastfeeding with the building that we have. We cannot implement the ten steps with a continued disconnect between the DPHSS and the public hospital. We need a new unit, we need to come together with the SAME goals and priorities, and we need accountability. Aristotle is credited as stating that you can judge a nation by the way it treats its most vulnerable citizens. Is Guam going to step up to the plate and take action to start protecting its most vulnerable newborns?

References:

<http://www.pihoa.org/initiatives/policy/ncds.php>

<http://www.surgeongeneral.gov/library/calls/breastfeeding/>

<http://www.unicef.org/newsline/tenstps.htm>

<http://www.unicef.org/programme/breastfeeding/>

<https://www.babyfriendlyusa.org>

Hafa Adai Honorable Senators & members of the committee,

I am absolutely in favor of funding the much-needed renovations for Guam Memorial Hospital's (GMH) labor & delivery (L&D) department. The people of Guam deserve to have a facility that is up-to-date and that will offer them the most pleasurable and safe experience for one of the most important moments of their lives.

As an Advanced Lactation Consultant (ALC) and Certified Lactation Counselor (CLC) I understand that the way babies are brought into this world can affect whether or not a mother will initiate breastfeeding, and how long she will breastfeed for. I know that this esteemed panel understands the importance of breastfeeding as you all worked together to pass the Nana yan Patgon Act (Breastfeeding Bill) into law. I could not get my hands on any statistics about Guam's breastfeeding initiation & duration rates, although I suspect they are lower than the averages for the United States: 77% initiation, and 49% at 6-months of age.

Having all-in-one labor/delivery/recovery/postpartum (LDRP) rooms are the standard of nearly all US hospitals. The need for a nursery is virtually eliminated, as babies room-in with their mothers in isolettes. This allows the mother unlimited access to her baby for breastfeeding. She learns to recognize feeding cues and gain confidence in caring for her baby before coming home. However, a neonatal intensive care unit (NICU) is different and very much needed for ill or preterm infants.

I believe GMH should work towards becoming a "Baby-Friendly" hospital. The Baby-Friendly Hospital Initiative (BFHI) is a global program that was launched by the World Health Organization (WHO) and the United Nations Children's Fund (UNICEF) in 1991 to encourage and recognize hospitals and birthing centers that offer an optimal level of care for infant feeding and mother/baby bonding. It recognizes and awards birthing facilities who successfully implement the *Ten Steps to Successful Breastfeeding* and the International Code of Marketing of Breast-milk Substitutes. The BFHI assists hospitals in giving all mothers the information, confidence, and skills necessary to successfully initiate and continue breastfeeding their babies or feeding formula safely, and gives special recognition to hospitals that have done so.

Becoming a Baby-Friendly facility is a comprehensive, detailed and thorough journey toward excellence in providing evidence-based, maternity care with the goal of achieving optimal infant feeding outcomes and mother/baby bonding. **It compels facilities to examine, challenge and modify longstanding policies and procedures.** It requires training and skill building among all levels of staff. It entails implementing audit processes to assure quality in all aspects of maternity care operations. The journey is exciting, challenging, and worth it! It

creates opportunities to develop high performance work teams and build leadership skills among staff, promotes employee pride, enhances patient satisfaction, and **improves health outcomes**.

The *Ten Steps to Successful Breastfeeding* were developed by a team of global experts and consist of evidence-based practices that have been shown to increase breastfeeding initiation and duration. Baby-Friendly hospitals and birthing facilities must adhere to the Ten Steps to receive, and retain, a Baby-Friendly designation.

The *Ten Steps to Successful Breastfeeding* are:

1. Have a written breastfeeding policy that is routinely communicated to all health care staff.
2. Train all health care staff in the skills necessary to implement this policy.
3. Inform all pregnant women about the benefits and management of breastfeeding.
4. Help mothers initiate breastfeeding within one hour of birth.
5. Show mothers how to breastfeed and how to maintain lactation, even if they are separated from their infants.
6. Give infants no food or drink other than breast-milk, unless medically indicated.
7. **Practice rooming in - allow mothers and infants to remain together 24 hours a day.**
8. Encourage breastfeeding on demand.
9. Give no pacifiers or artificial nipples to breastfeeding infants.
10. Foster the establishment of breastfeeding support groups and refer mothers to them on discharge from the hospital or birth center.

Most of these steps can be implemented nearly immediately at GMH, without a \$12 million renovation simply by changing policy & procedure. However, having LDRP rooms would make it much easier on mothers, families, nurses, and physicians. Allowing a newborn to rest skin-to-skin (baby naked, not wrapped in a blanket, no hat, directly on mother's bare chest) immediately after birth for at least an hour ("The Golden Hour") is a practice recommended worldwide by the WHO, UNICEF, and American Academy of Pediatrics (AAP). During skin-to-skin contact, the baby is happier, the baby's temperature is more stable and more normal, the baby's heart and breathing rates are more stable and more normal, and the baby's blood sugar is more elevated. Not only that, skin to skin contact immediately after birth allows the baby to be colonized by the same bacteria as the mother. This, plus breastfeeding, are thought to be important in the prevention of allergic diseases. When a baby is put into an incubator, bacteria different from his mother's often colonize his skin and gut.

Barbara Mafnas, BSN, RN, IBCLC, my mentor, has already begun teaching the nursing staff at GMH the required lactation curriculum required by Step 2 of the *Ten Steps to Successful Breastfeeding* by the BFHI. I too am certified to teach this required course and recently did so with Barbara and a few others at the end of August at the Pacific Star Hotel. Our very own Department of Public Health & Human Services and Non-Communicable Disease Consortium (NCDC) (Live Healthy Guam) funded that particular training. We are ready and prepared to continue to offer this valuable training to the staff of GMH as needed.

A Lactation Department is also sorely needed at GMH. The importance of engaging International Board Certified Lactation Consultants (IBCLCs) for breastfeeding and lactation management has become a standard recommendation in efforts to improve breastfeeding promotion, protection, and support at local, regional, national, and global levels (European Commission, 2004; U.S. Department of Health and Human Services [DHHS], 2011; World Health Organization [WHO], 2003). IBCLCs improve breastfeeding outcomes, lower health costs, improve consumer satisfaction, improve an institution's image, improve consumer trust, and improve breastfeeding programs & policies. Nearly all hospitals in the US employ at least one IBCLC or Lactation Consultant.

Lastly, a community human milk bank is also very much needed for Guam. A human milk bank can be set up either in the hospital or another location. It would provide donor milk to babies in the NICU, or to babies of mothers that are unable to produce adequate milk for their infants. In the WHO's Infant Feeding Hierarchy, donor milk is preferred over formula, if a mother's own milk is unavailable.

Mothers of these infants need special lactation care, and sometimes are unable to supply enough of their own life-saving breastmilk for their little ones. All babies need the traditional benefits of breastmilk, but for preemies & ill infants, the benefits are even more important. Premature babies are at greater risk for having health problems early in life, such as necrotizing enterocolitis (NEC). Human milk is known to contain important immunologic, enzymatic, hormonal, and endocrine factors, which are absent in commercial formulas and contribute to improved gastrointestinal maturation and function. Recent cost analyses have reported health care savings using exclusive human milk feedings in preterm infants by reducing the incidence of NEC and length of hospital stay.

In order for GMH to adequately plan for the future, not to just merely catch-up with the rest of the US, these are some considerations that need to be taken into account. I thank you for taking the time to read my testimony, and if any materials, resources, or references regarding the information in my letter is needed, please contact me and I would be happy provide them.

4 | Kirsten L. Roberts, ALC, CLC

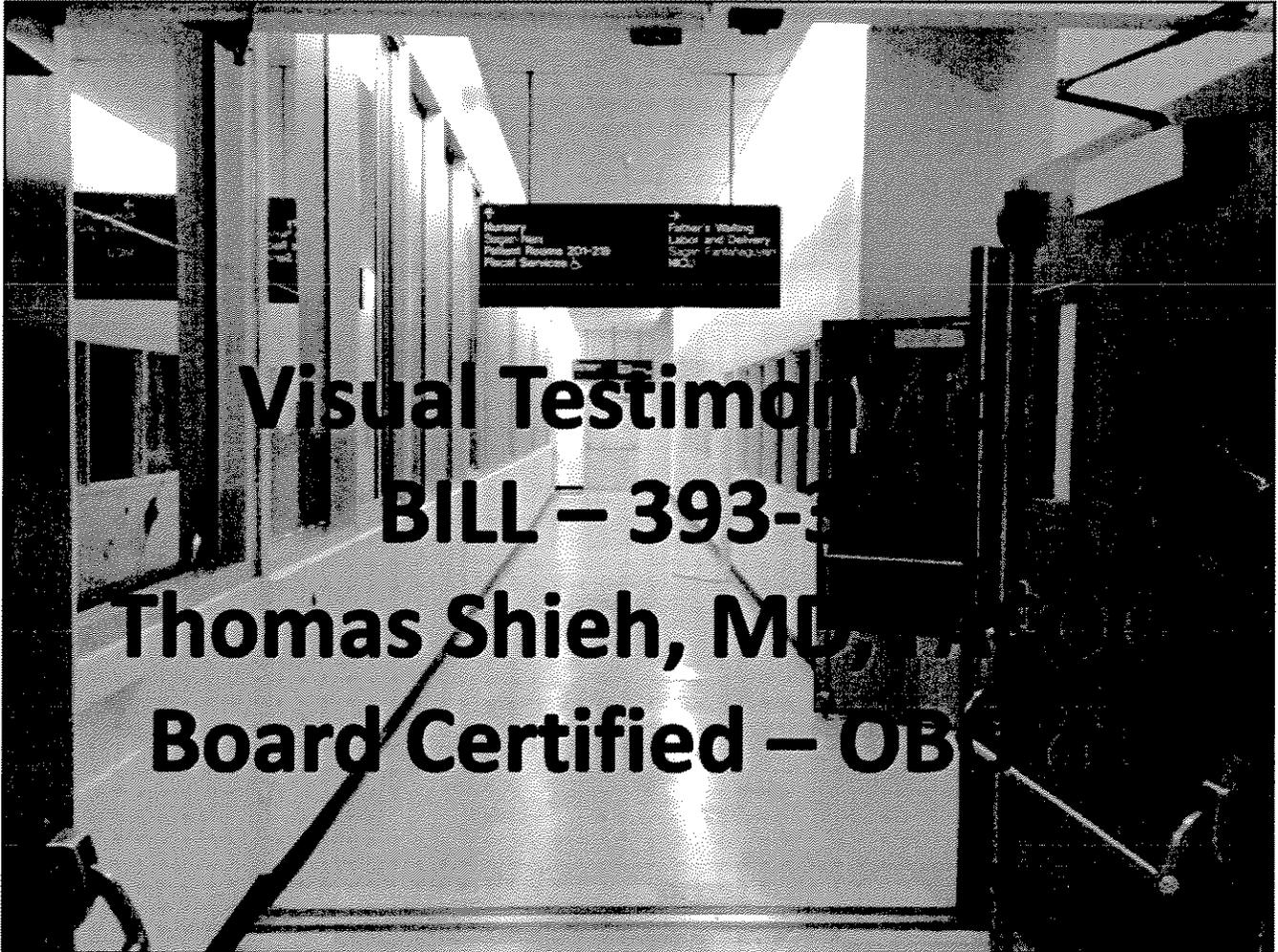
Thank you for your selfless service to Guam!

Very respectfully,

//signed//

Kirsten L. Roberts, ALC, CLC
Guam Breastfeeding Committee Member
Guam Mamas Breastfeeding Support, Founder
671-777-7824
kirsten.roberts.clc@gmail.com
www.facebook.com/GuamMamas





↑
Nursery
Sagan Neni
Patient Rooms 201-219
Fiscal Services ♿

→
Father's Waiting
Labor and Delivery
Sagan Fanfañaguyan
NICU

↑
Nursery
Sagan Neni
Patient Rooms 201-219
Fiscal Services ♿

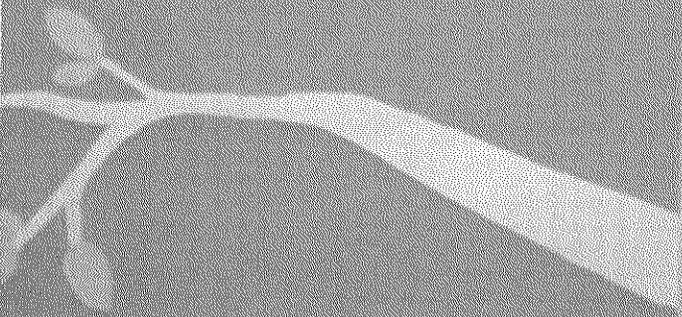
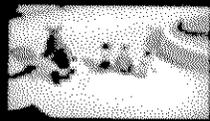


Family Bathroom

3300333

C246

THIS ROOM WAS
MADE FOR YOUR
COMFORT.
PLEASE RESPECT
OUR EFFORTS.





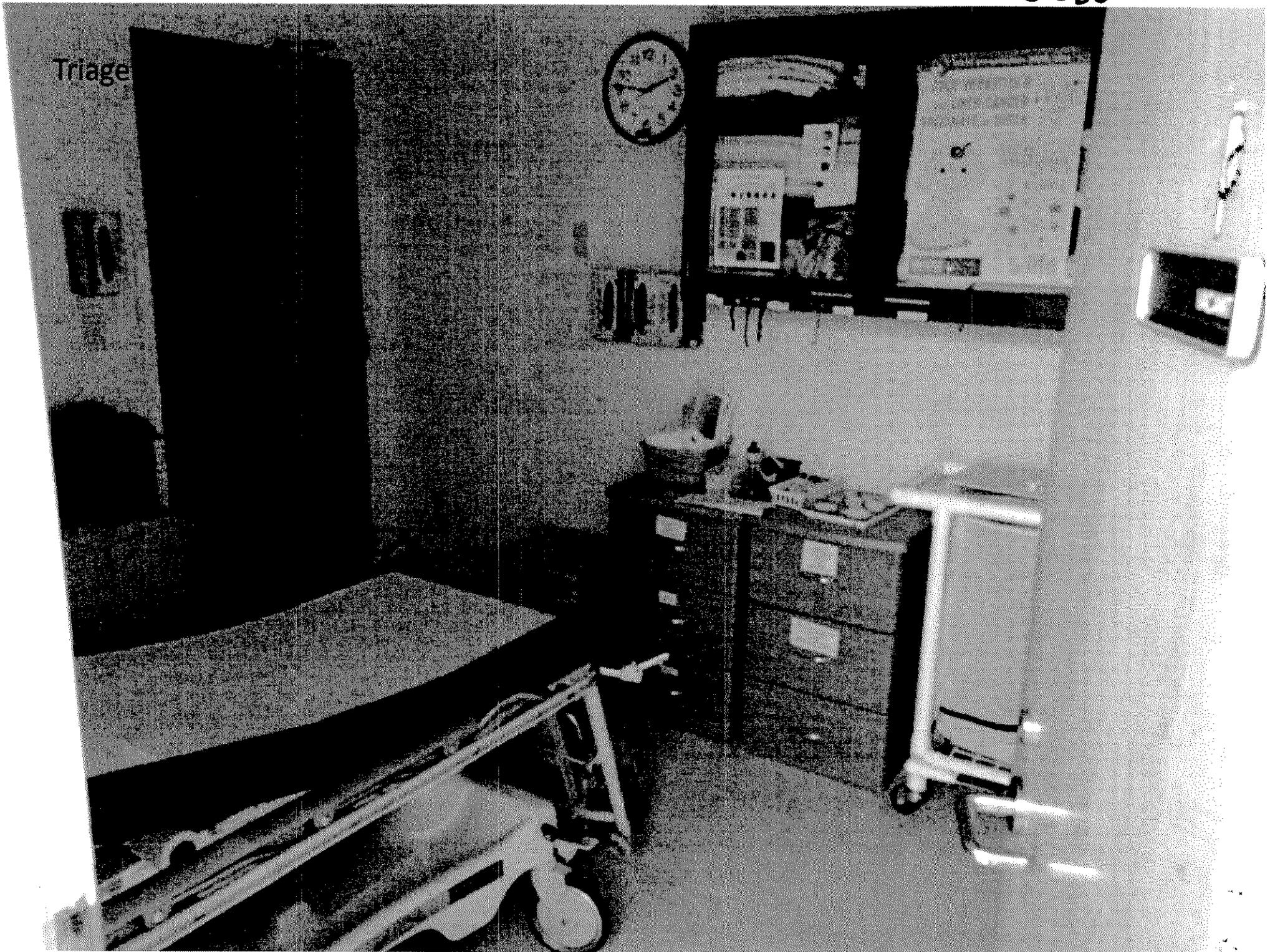


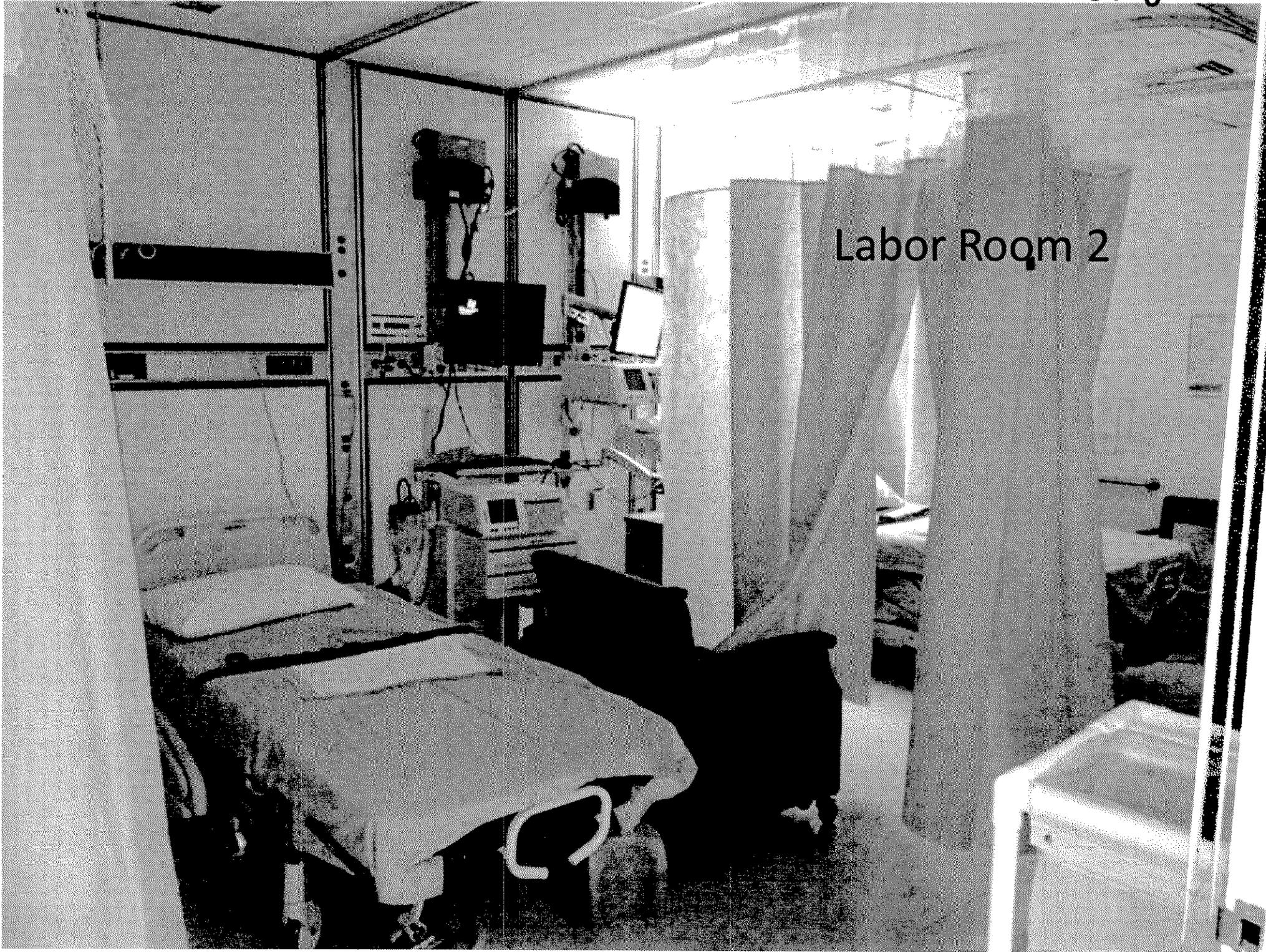
Guam Museum Piece

SLIDE 6



Triage





Labor Room 2



TOILET
TISSUE

DO NOT
RECAP NEEDLES!!!

WASH ME



TOILET
TISSUE

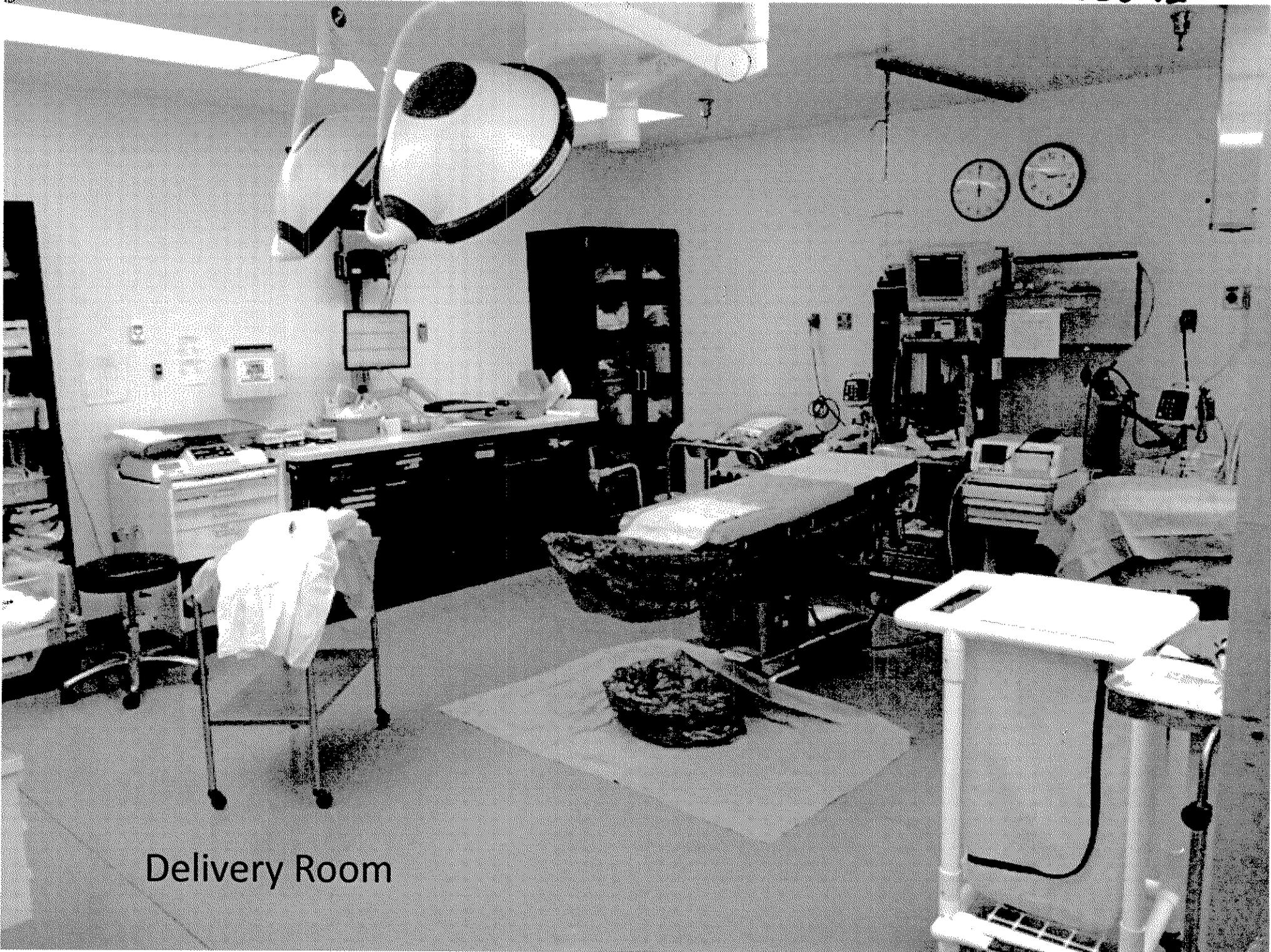
DO NOT
RECAP NEEDLES!

WASH ME

Delivery Room

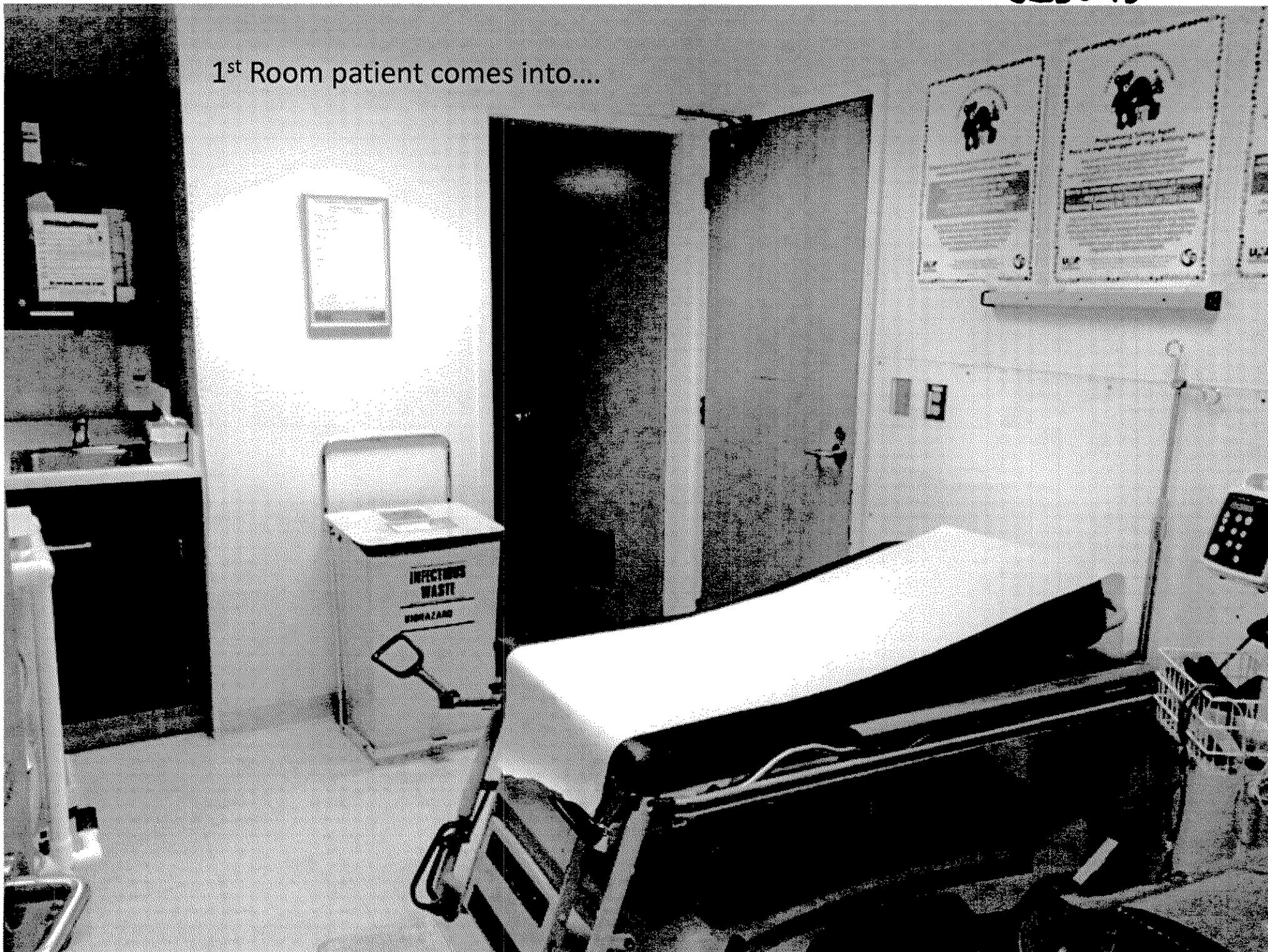
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Delivery Room

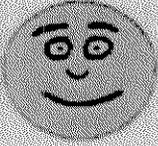
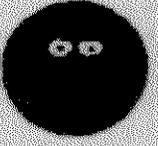
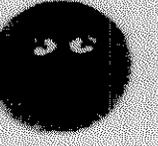
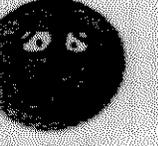
1st Room patient comes into....





PAIN MANAGEMENT

As our patient you have the right to effective pain management. Your nurse will assess your pain level frequently, at the least every 4 hours. Let your nurse know what your pain level is by using either of the following tools:

	0	1	2	3	4	5	6	7	8	9	10
VERBAL ANALOG SCALE	NO PAIN	MILD PAIN	MODERATE PAIN		SEVERE PAIN		VERY SEVERE PAIN		WORST POSSIBLE PAIN		
WONG-BAKER FACES SCALE											
ACTIVITY TOLERANCE SCALE	NO PAIN	CAN BE IGNORED	INTERFERES WITH TASKS		INTERFERES WITH CONCENTRATION		INTERFERES WITH BASIC NEEDS		REQUIRING ASSISTANCE		
CHAMORRO	Ti Puti	Puti Didede'	Ti Gof Puti		Gof Puti		Sumen Puti		Sen Puti		
TAGALOG	Walang Sakit	Konting Sakit	Katamtamang Sakit		Matinding Sakit		Pinaka Matinding Sakit		Pinaka Matindinging Sakit		
CHINESE	不痛	微痛	中度		甚痛		非常痛苦		极度痛苦		
KOREAN	통증 없음	약간 통증	중등 통증		심한 통증		아주 심한 통증		극악의 통증		
PALAUAN	Naduk El Meringel	Merengingel	Telkib El Meringel		Meringel		Ngmal Meringel		Naduk' Mungongel		
VIETNAMESE	Khong Đau	Đau Nhẹ	Đau Vừa Phải		Đau Nặng		Đau Thê Thảm		Đau Đau Thê Thảm		
JAPANESE	痛みがない	少し痛い	いくらか痛い		かなり痛い		ひどく痛い		ものすごく痛い		
CHUCKESE	No Metek	Eki Metek	Watte Metek		Eki Watte Metek		A Watte Metek		Tekol Watte Metek		

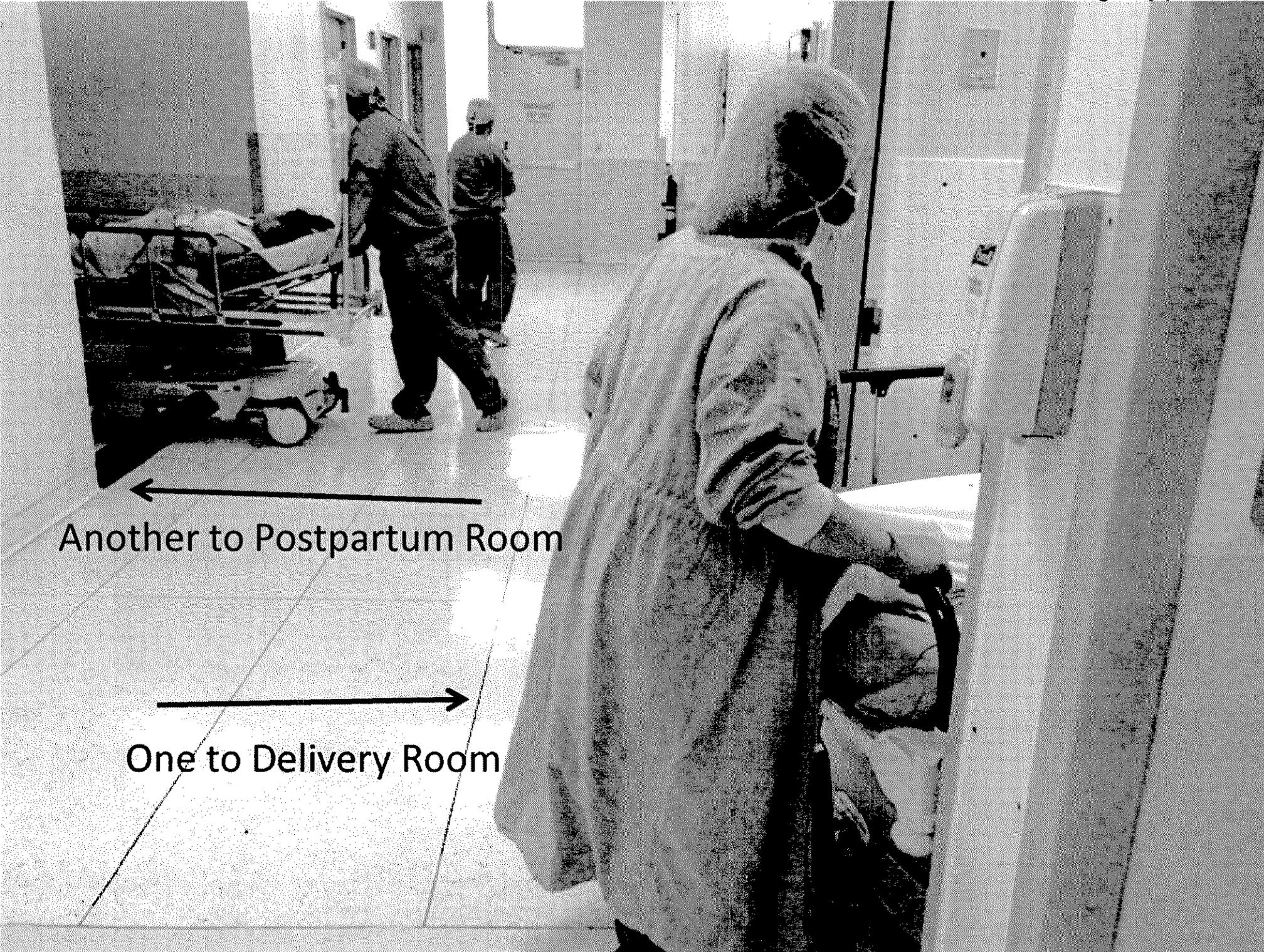


Delivery Room



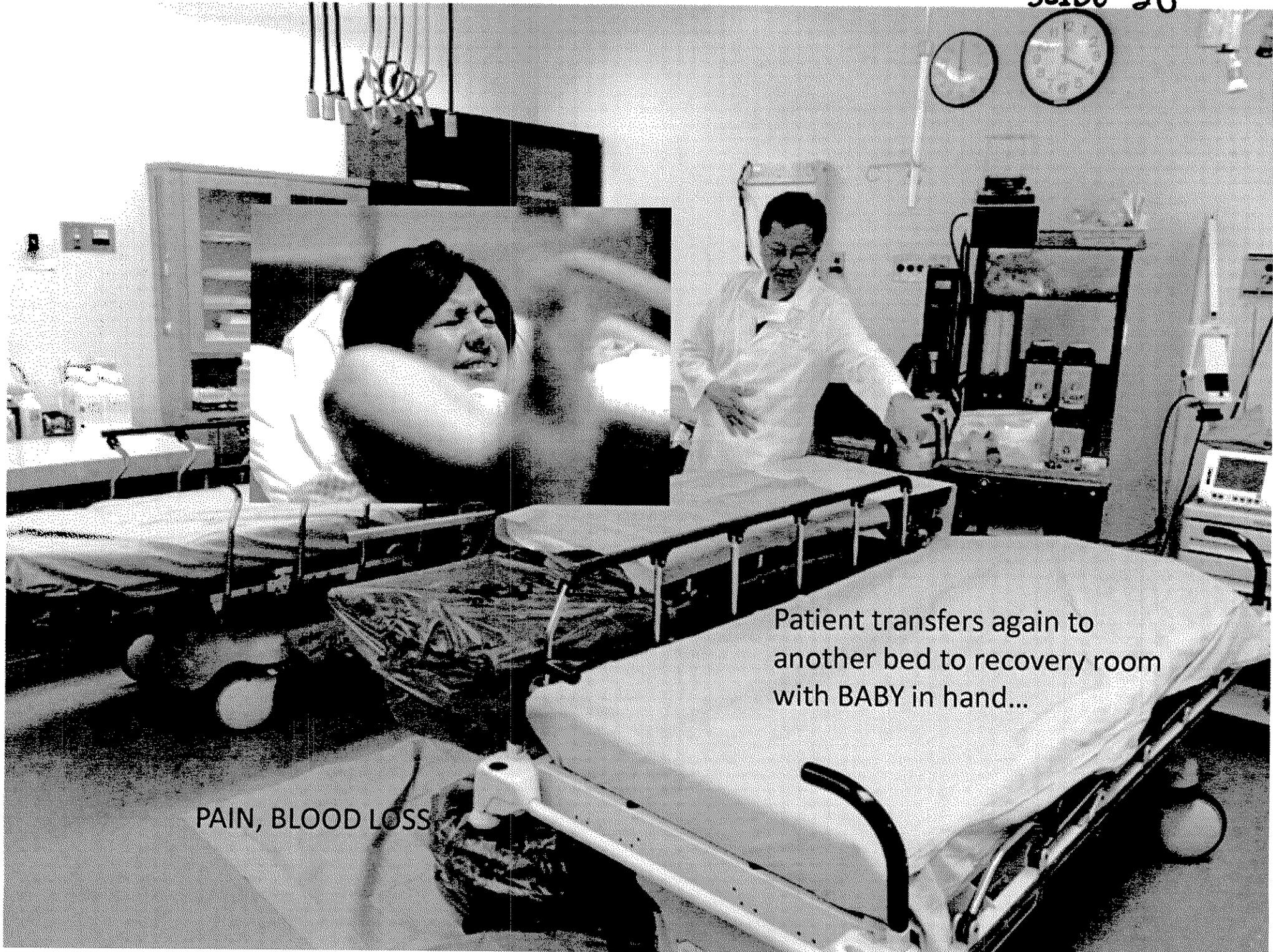
To Delivery Room





←
Another to Postpartum Room

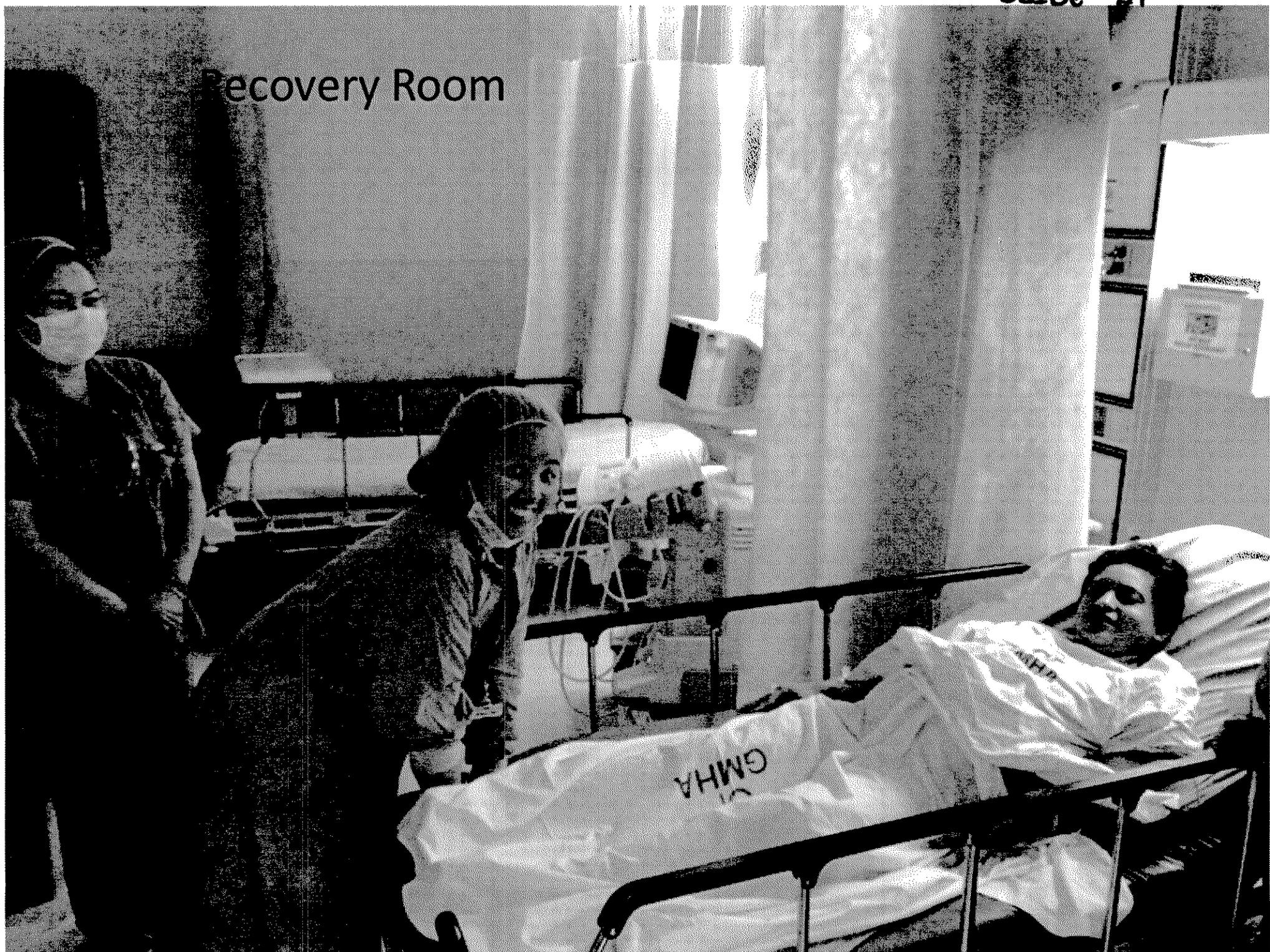
→
One to Delivery Room



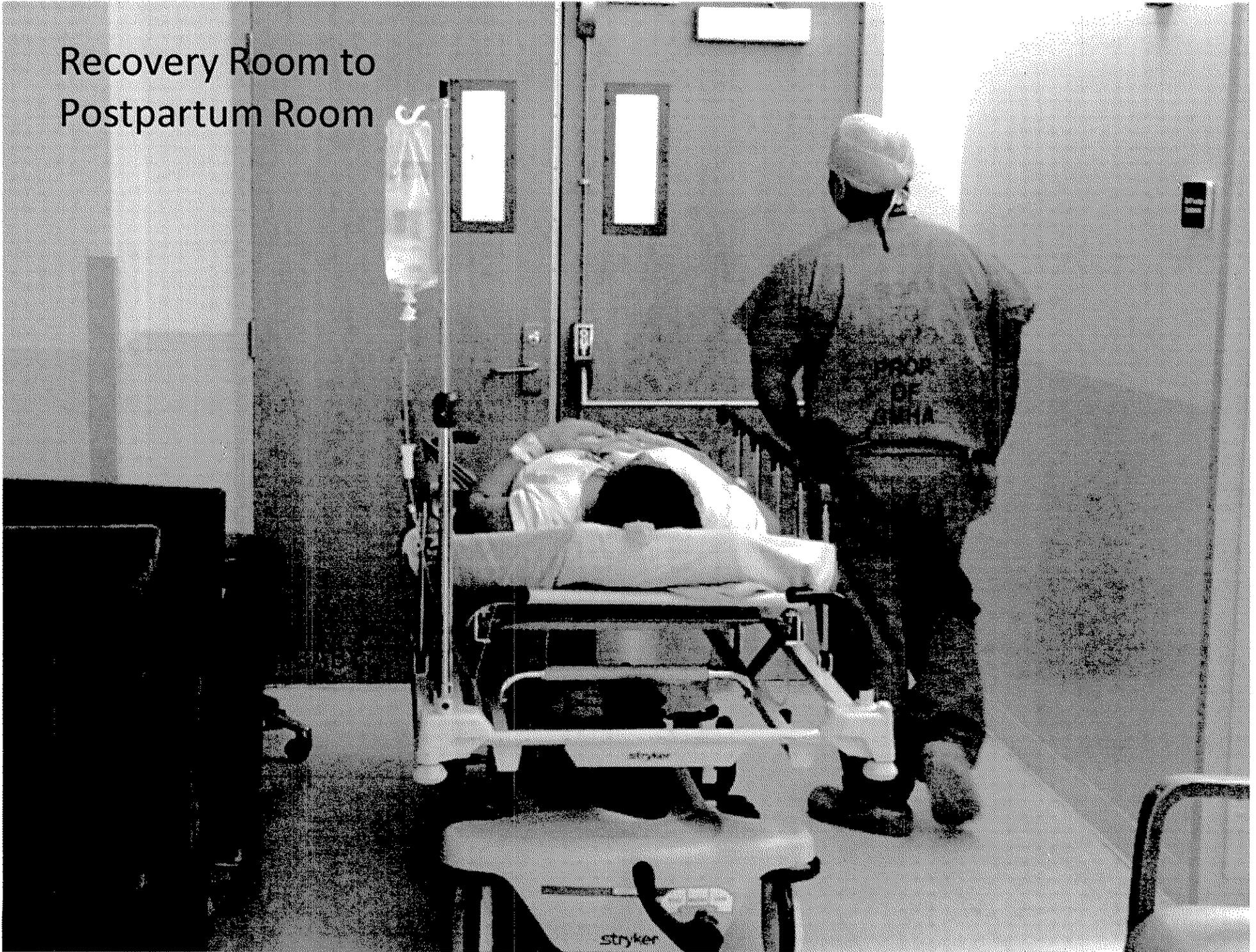
Patient transfers again to another bed to recovery room with BABY in hand...

PAIN, BLOOD LOSS

Recovery Room



Recovery Room to
Postpartum Room

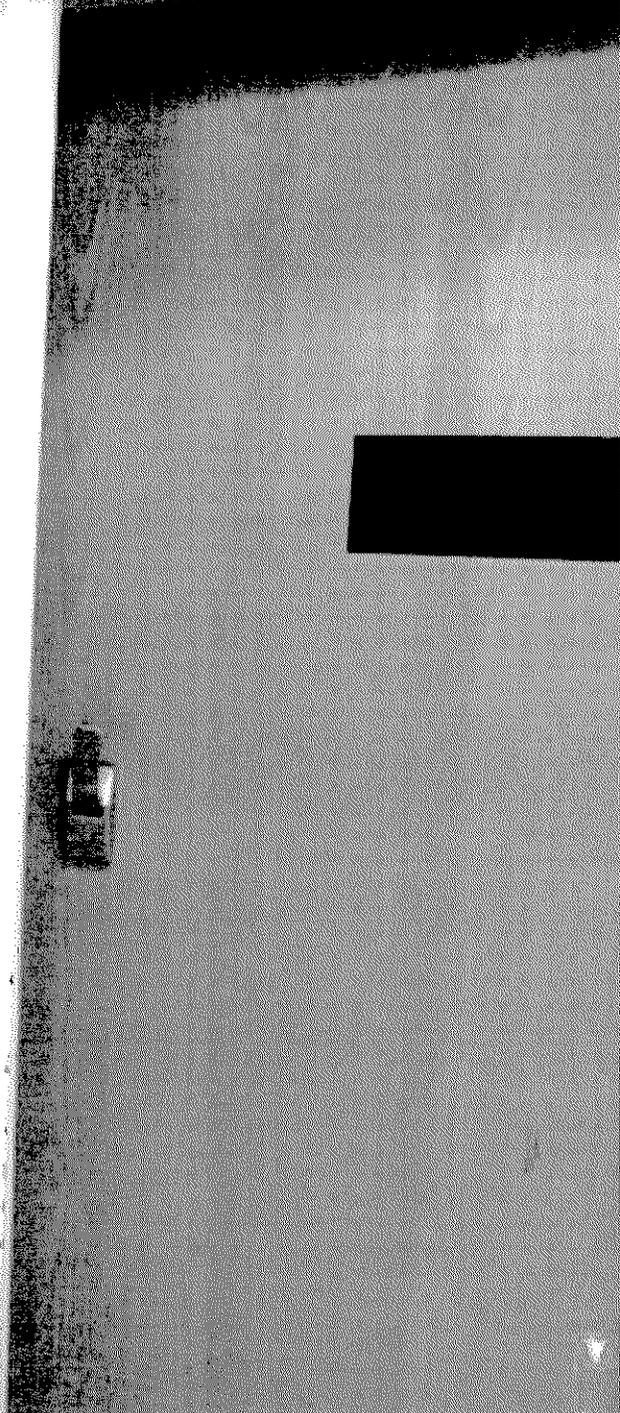
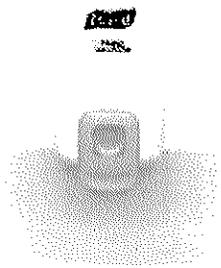


C264



Post Partum Room

203 204

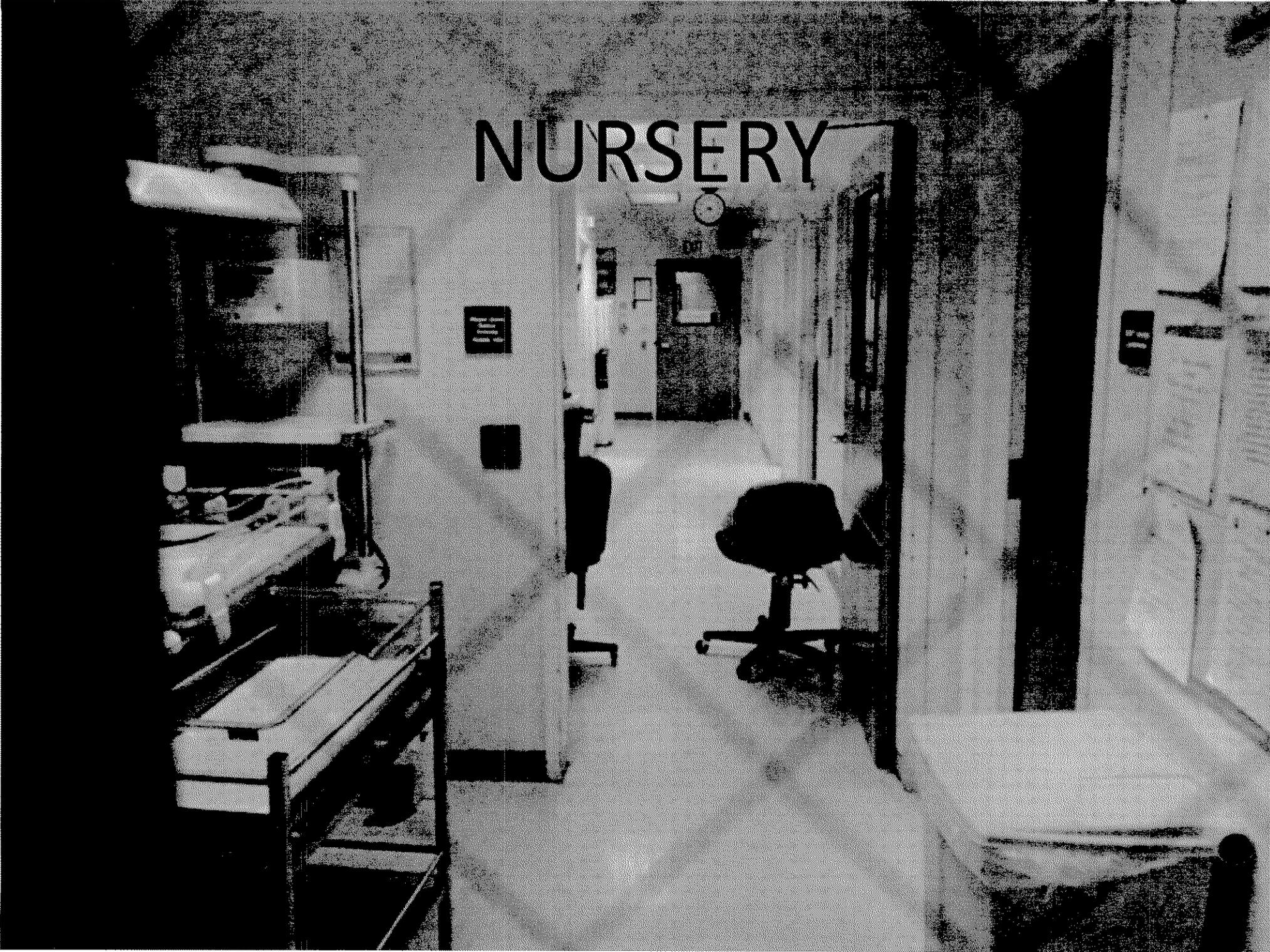




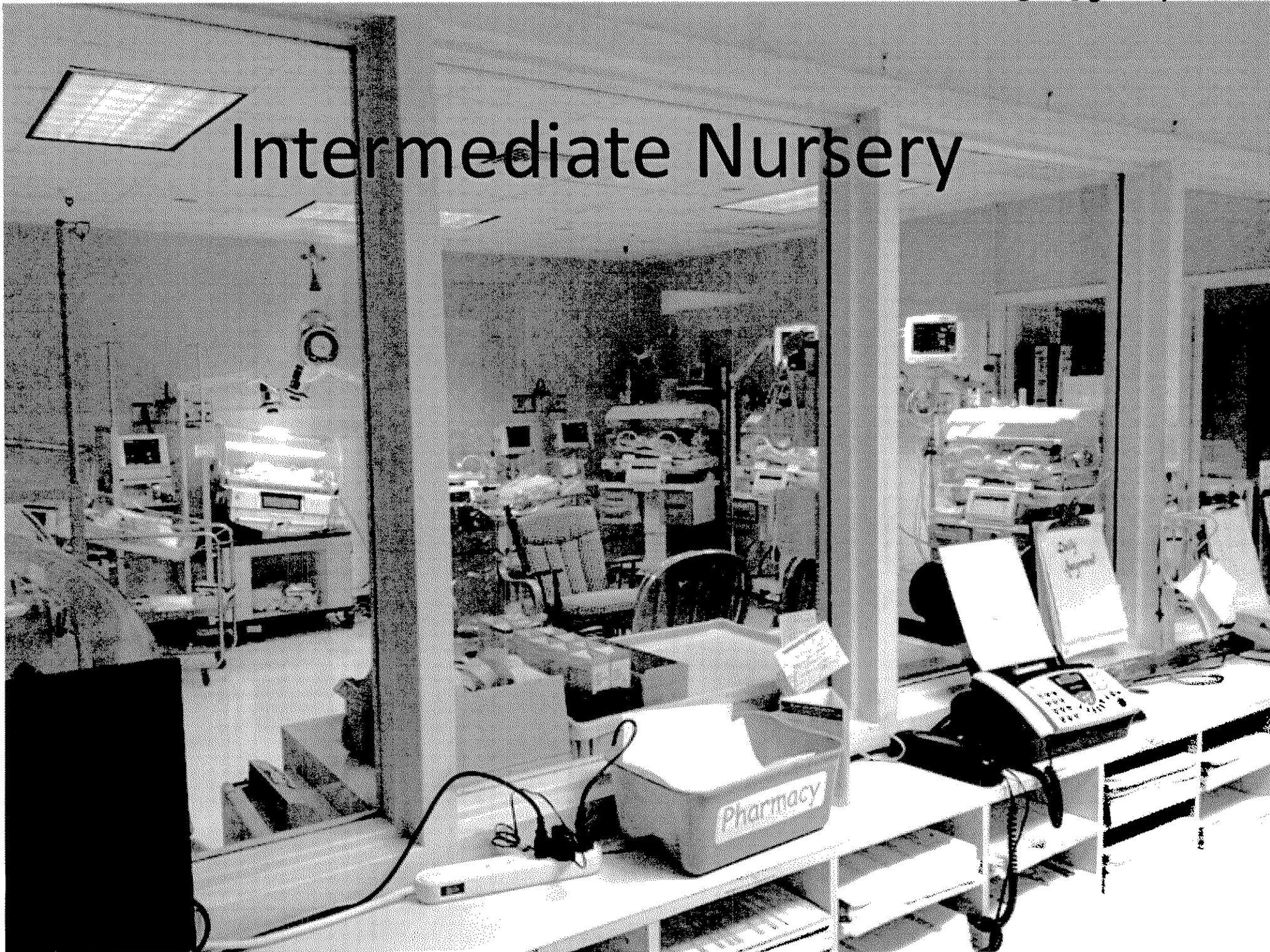
No TUB



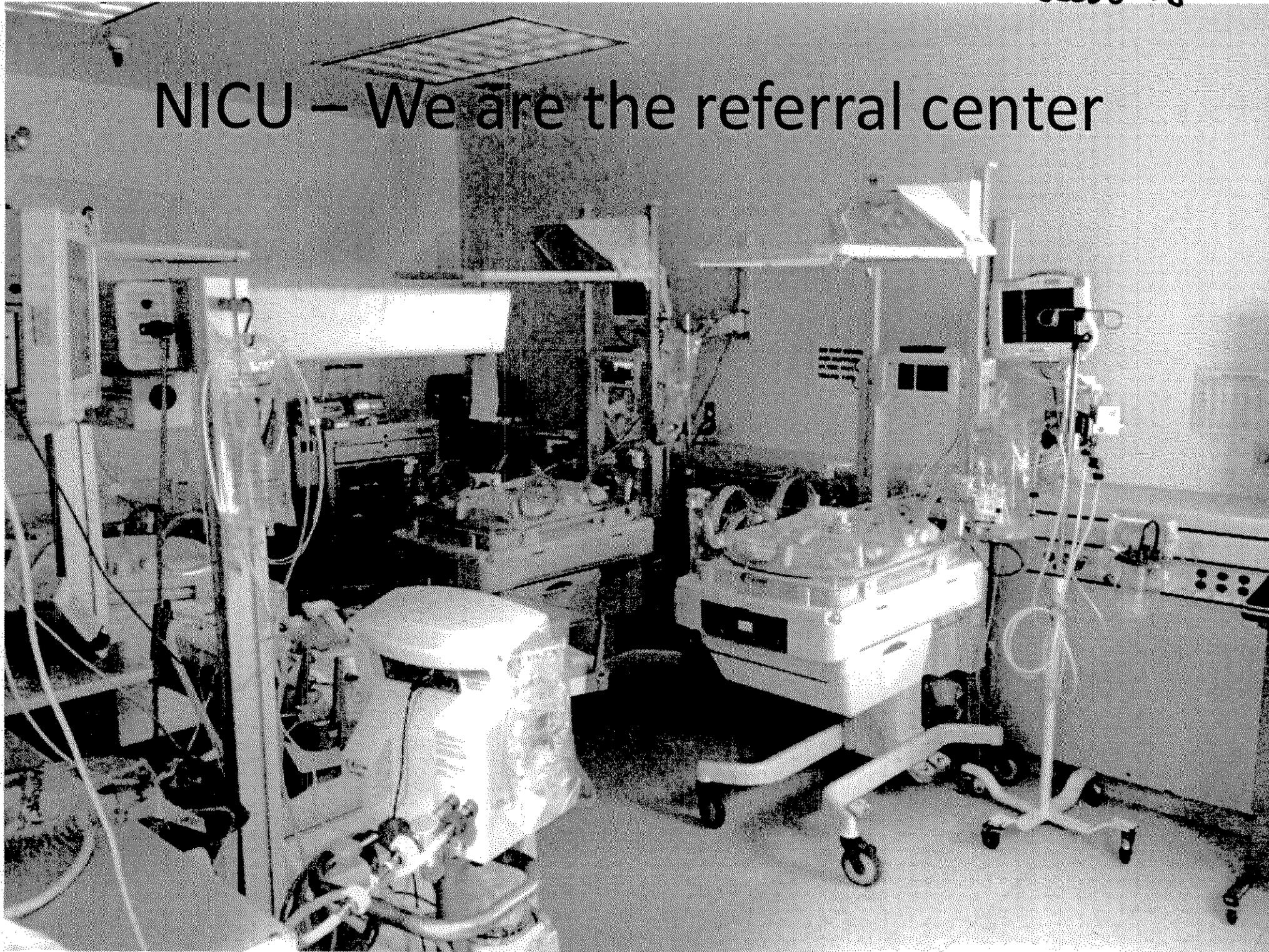
NURSERY



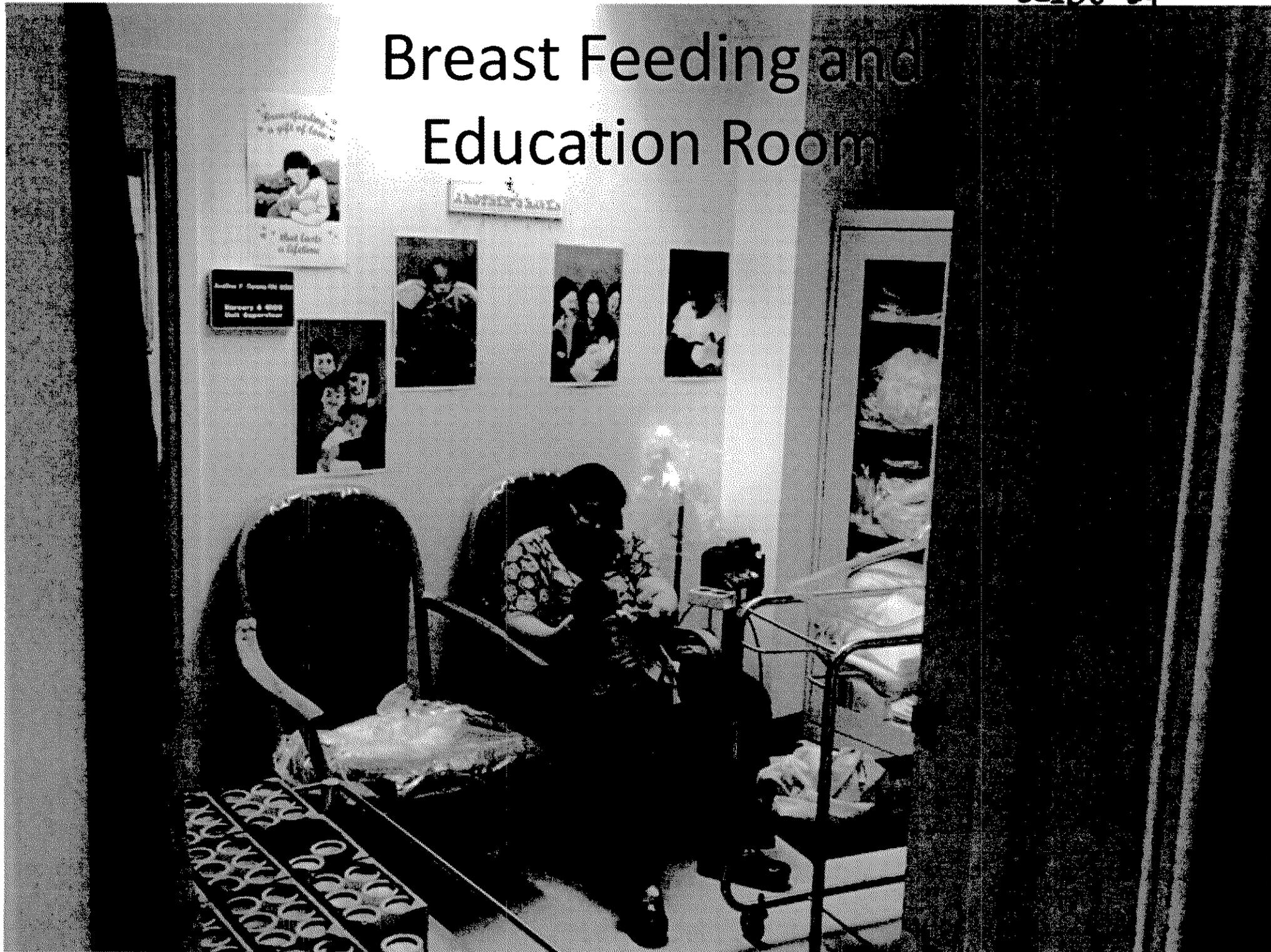
Intermediate Nursery



NICU – We are the referral center



Breast Feeding and Education Room



SLIDE 30



Slide 30

SLIDE 31







These babies are the
future of



WE NEED YOUR HELP.

Labor





BABY

MOM

FAMILY

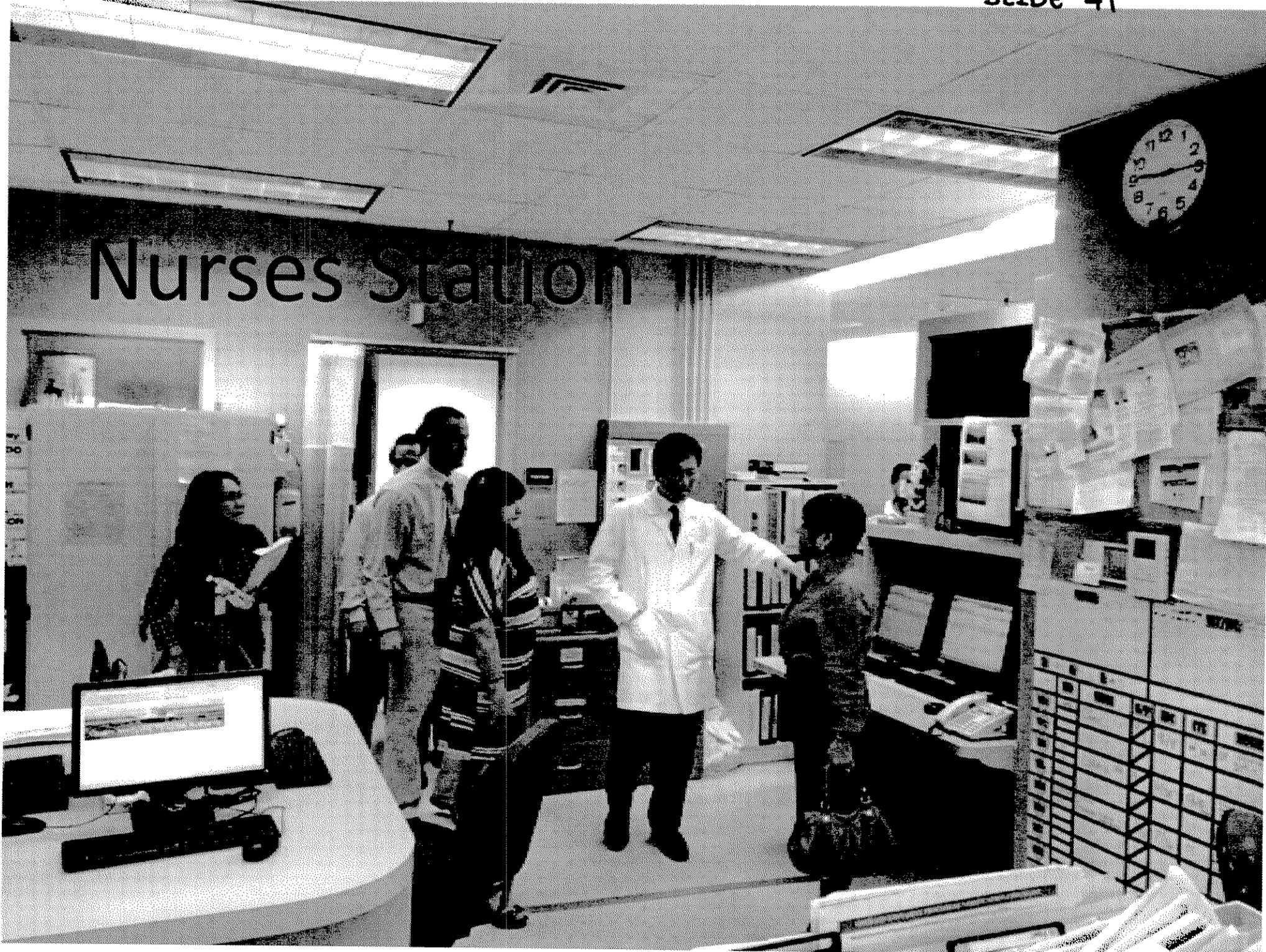
DRP – Labor/Delivery/Recovery/Postpartum







Nurses Station







SLIDE 44

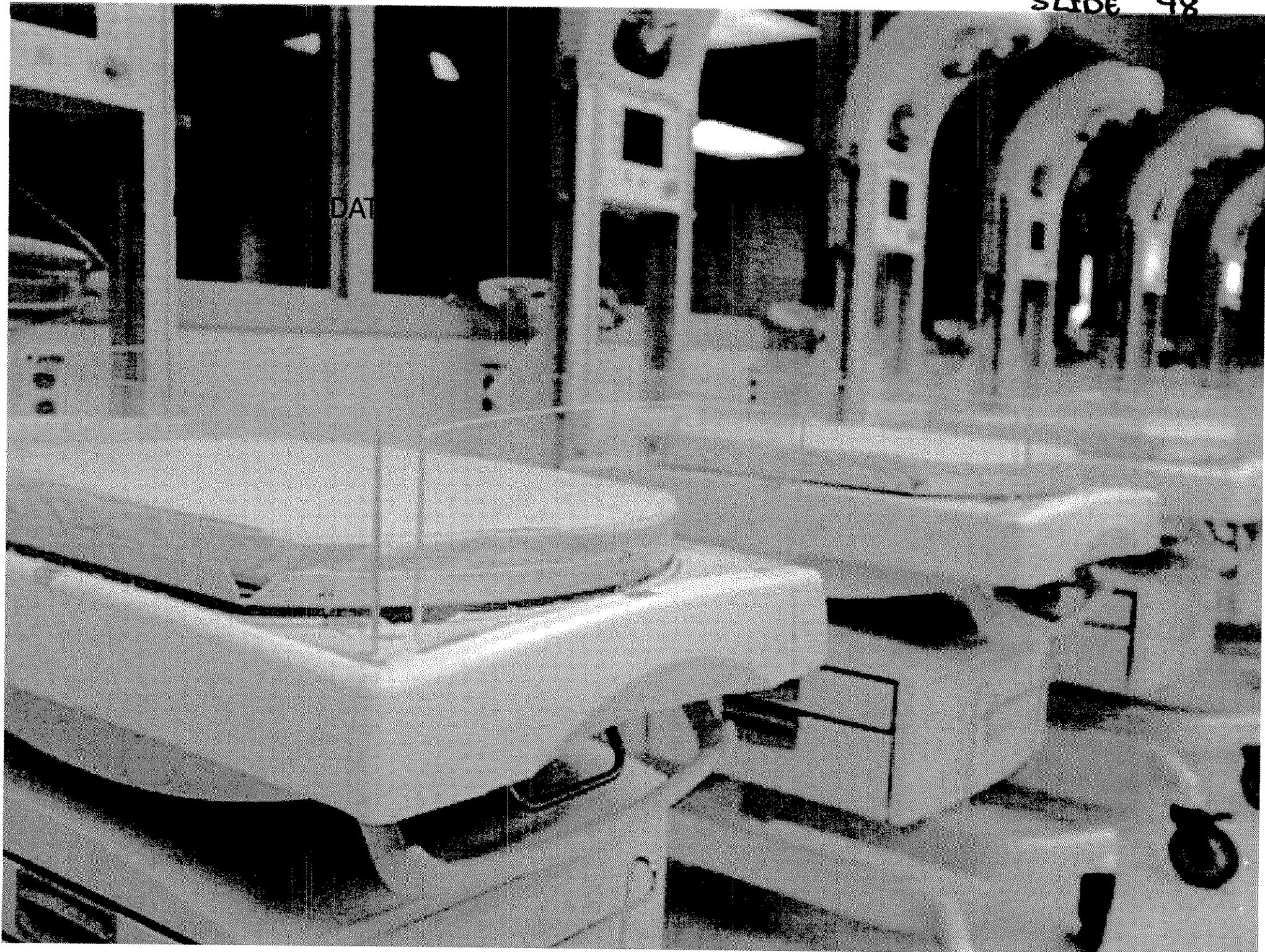




NURSERY

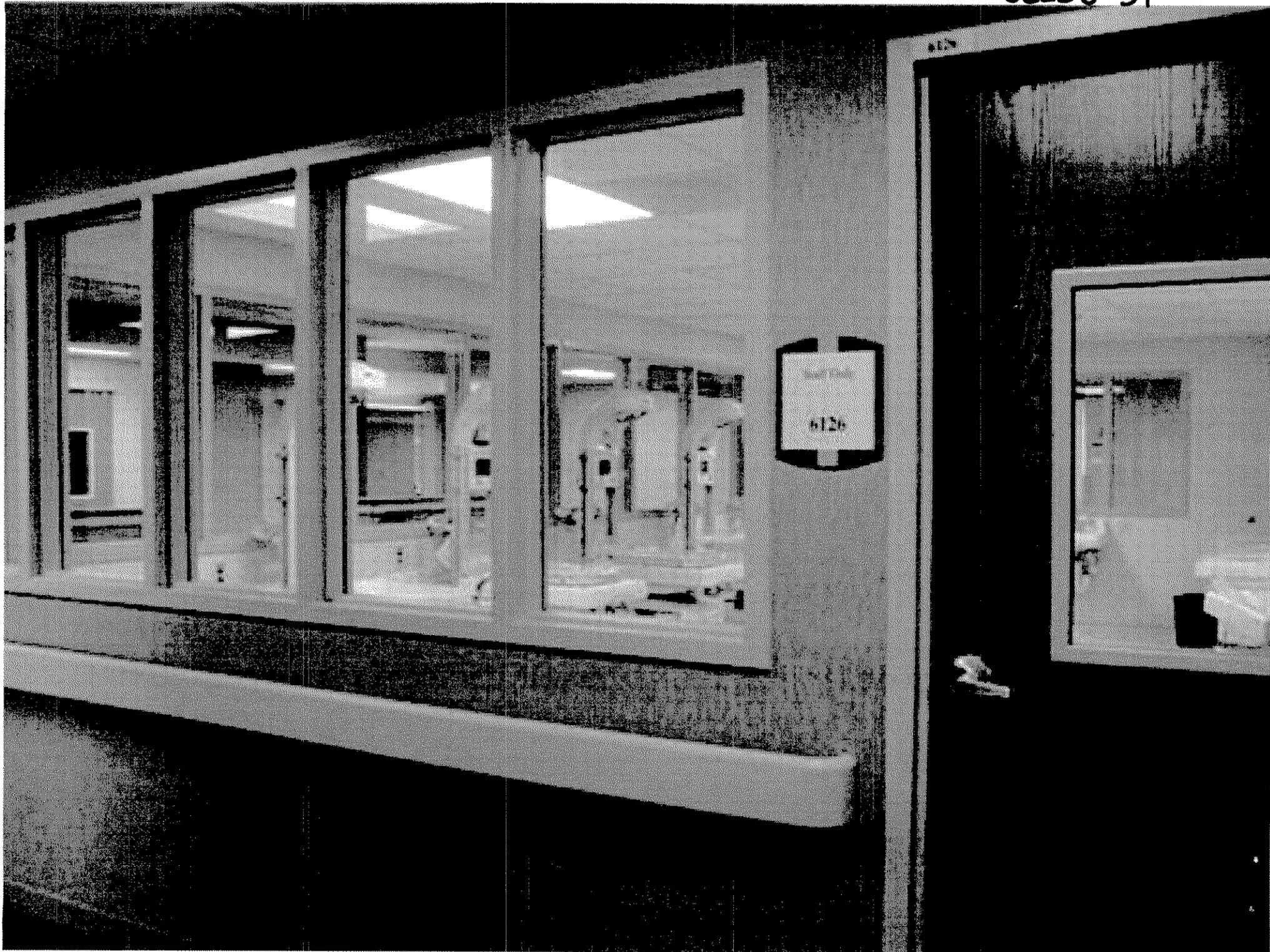














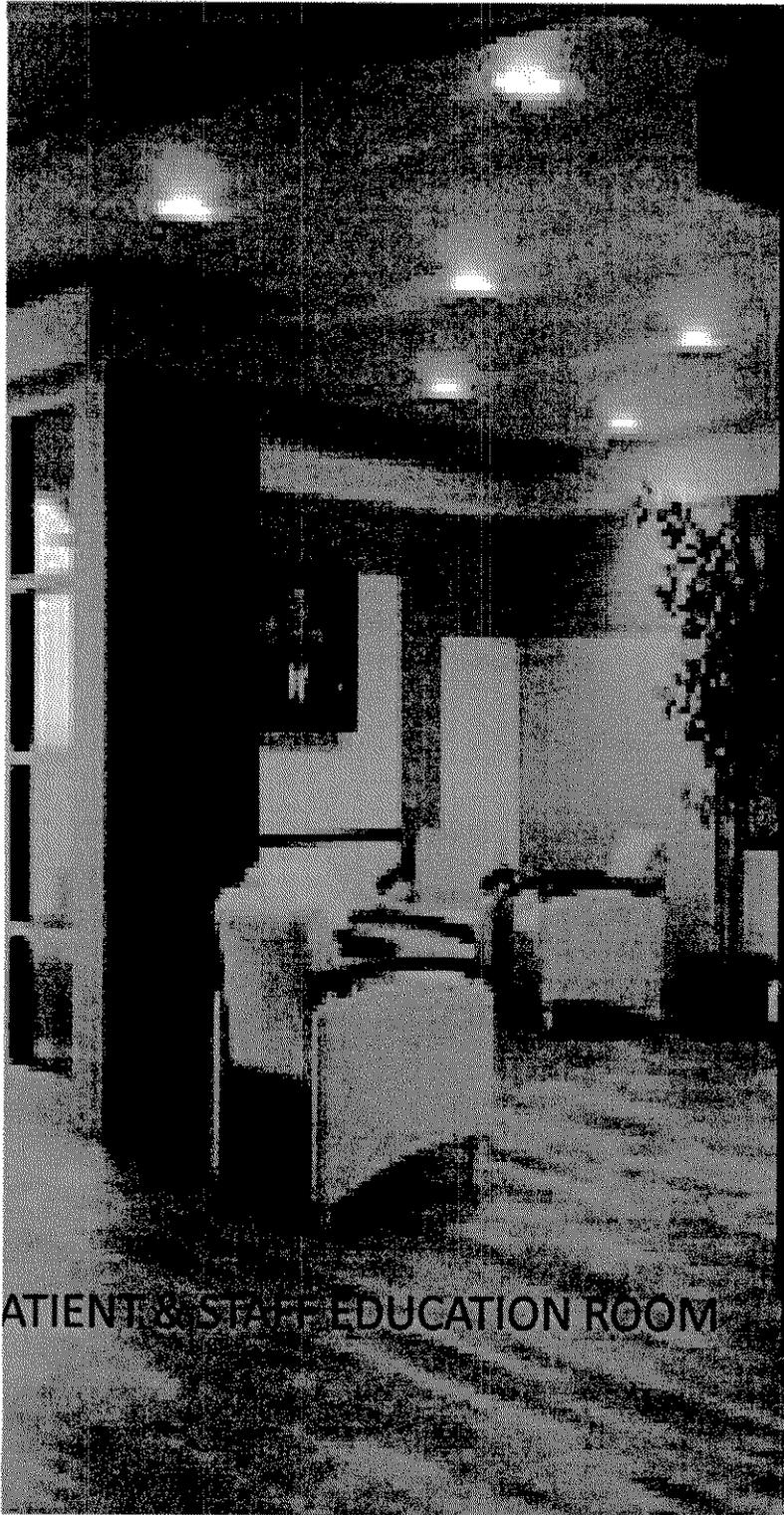
Neonatal

Intensive

Care Unit

(NICU)

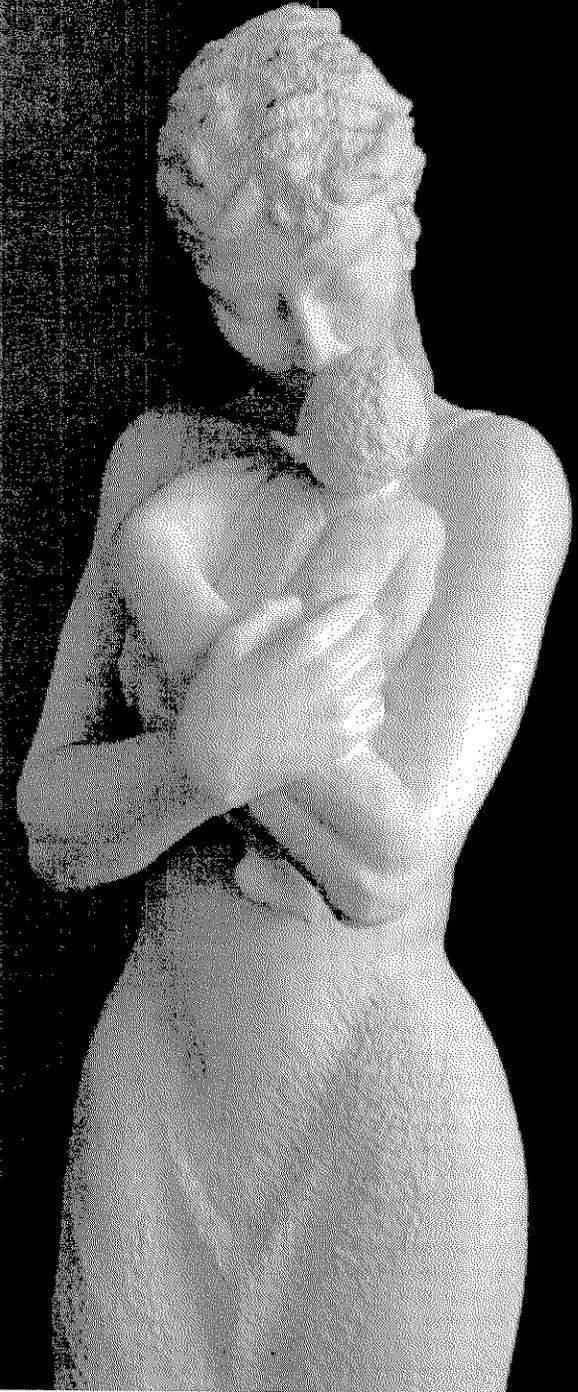
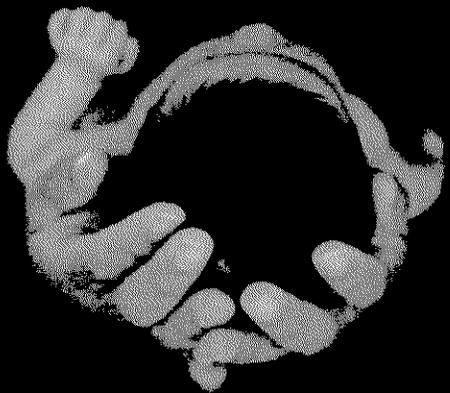




PATIENT & STAFF EDUCATION ROOM



NEW FAMILY CENTER



Naval Hospital Guam and GMHA



GMH is a referral center for all.

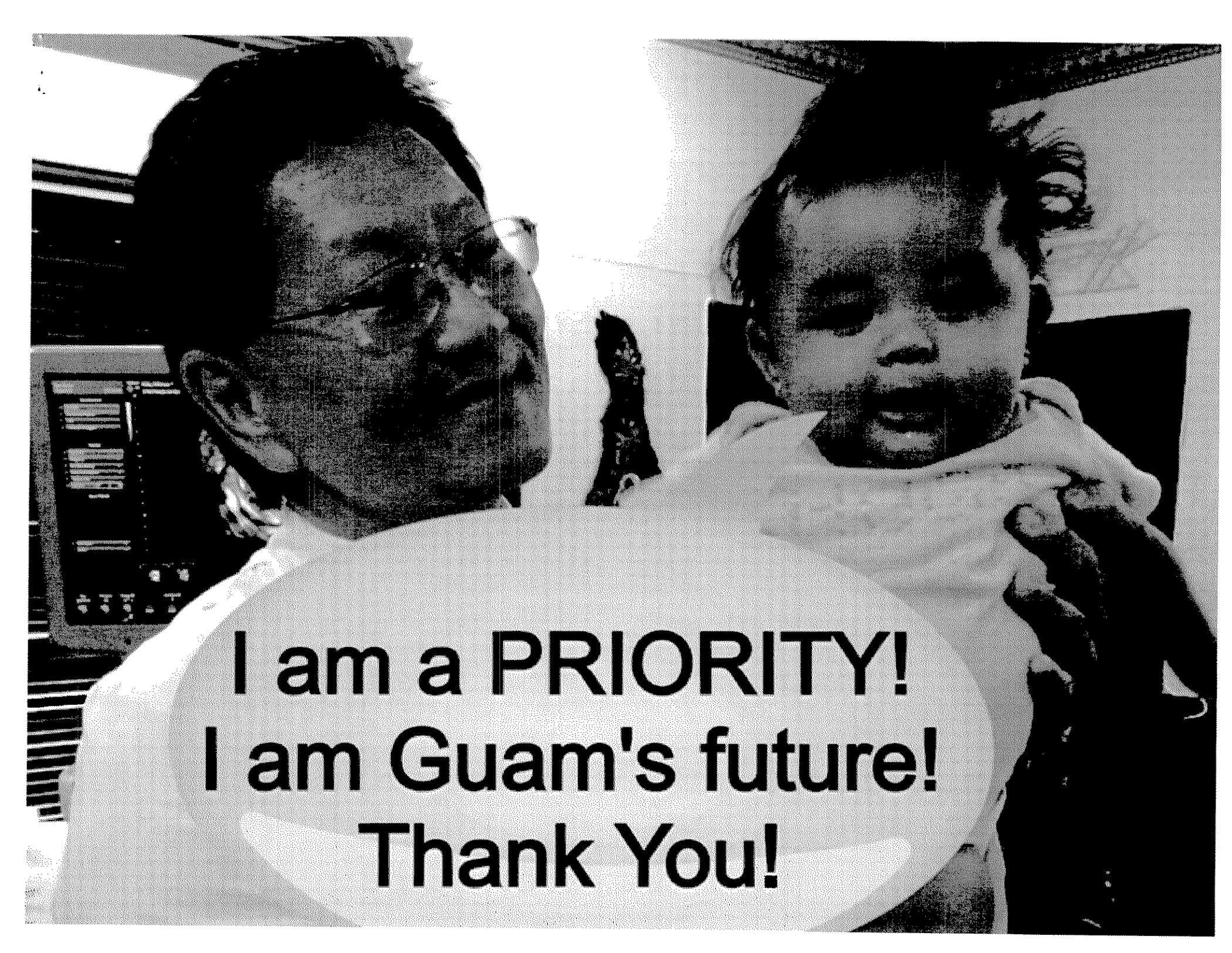




Perfect E







**I am a PRIORITY!
I am Guam's future!
Thank You!**

Vice Speaker Benjamin J.F. Cruz

Date: 9/17/14 Time: 1:09pm

File No.: N/A

Received By: 

To: Guam Legislature
RE: Bill 393

I and my friends and family are opposed to Bill 393. GMHA should not expand and renovate the labor and delivery and buy equipments like ultrasound machine, which is already available at GMHA.

GMHA should pay all there past bills. They should borrow if needed for medications and supplies for their equipments and for regular maintenance of their equipment for prevention of breakdown and for accuracy of reports.

What is needed is a report of was it financially and medically an advantage for the Board of Trustees to hire an off island administrator and controller. Also the impact of all the off island hired physicians and professionals, etc.

Thank you. Please help with the supplies and increase the Medicaid matching budget.

What we need is NOT a renovation but probably an extension of GMHA now and build a wing in the old GMHA lot for uncomplicated OB/GYN and pediatrics and use the present GMHA wards for Medicare and complicated pediatrics and OB/GYN.

Thank you. We need to compliment the Medical City Hospital and utilize their specialties not to compete.

The new extension can be runned mainly by a Nurse Practitioner and possibly a Physicians Assistant.

Thank you,

A concerned citizen and Health Care provider who feels our local pool should be utilized and made to cover some of the uninsured, non-paying patients if they are using our hospital. Those who live off island can be referred to their home place.

I am opposed to bill 393.

The renovation of the labor and delivery ward is not needed now, as GMHA has to first pay all their obligations to the vendors and personnel. GMHA needs no more loans and they should not try to compete but rather compliment the new hospital in Dededo (Medical City).

Renovation of the labor and delivery ward may also make the hospital adhere to newer standards than it is now granted which will not only jeopardize accreditation but also need to address personnel, etc. and compliance to expenses that is levied to the present standards.

The Medical City can adhere to the new standards or higher standards and more expensive standard but it is their problem to try and collect. The patients will not be turned away if the service is necessary and they are the only service on island.

GMHA needs to work within its budget.

JACHO accreditation should be evaluated if adherence is medically and financially advantageous. Did we collect more from Medicare and was it helpful to the nursing school here for being able to furnish GMHA with local nurses?

There were lots of expenses for off island physicians and perhaps now Medical City physicians can cover for services available at Medical City or come to GMHA for just the specific medical consultations and treatment so there is no duplication of specialties on island which will be a savings for our health care.

It is best to increase the Medicaid allotment so that the United States has to cover more for Medicaid patients or perhaps to have Medicaid coverage similar to the federal governments benefits in the Continental United States. Also a number of Medicaid patients from foreign countries have located themselves to Guam to be closer to the vicinity of their homeland, for example Korea, Taiwan, Hong Kong Singapore, etc. which makes the opportunity less for the locals.

The Pacific Daily News reported on September 4, 2014 that GMHA now spends more money and collects less than the

CAF 9/9/2014

previous administration. Off island administration and off island controller replaced the local ones. Was this beneficial since theoretically they know the rules in the United States and would be able to document what is no co-pay to warrant more payment? GMHA should adhere to standard of care for our people and should not try to compete. Pay all the bills first and collect from insured patients.

Do you want an idea?

The old GMHA now torn down is property given to the Government for the hospital use. If it is no longer being used it will revert back to the original owner, the Perez's.

Perhaps a GMHA OB/GYN for uncomplicated deliveries can be there, to include Urgent Care. Nurse Practitioners and Physician Assistants could provide, and they can utilize GMHA for laboratory tests, etc. This will be cost saving. What a dream! This way new standards for the building can be compliant and applied only to that new building.

OH. 9/9/2014



Guam Memorial Hospital Authority
Aturidåt Espetåt Mimuriåt Guahån

850 Gov. Carlos G. Camacho Road
 Tamuning, GU 96913
 (P) 671-647-2444 or 2330
 (F) 671-649-0145



PUBLIC TESTIMONY ON BILL 393-32
From Guam Memorial Hospital Authority (GMHA) Administrator/CEO
Joseph P. Verga, MS, FACHE
GMHA Maternal & Child Healthcare (MCH) Renovation Project

Hafa Adai Madame Speaker and Honorable Senators:

This testimony is submitted upon your request at the Sept. 9, 2014 hearing for **BILL 393-32**, that GMHA reassess its estimated financing needs for the **GMHA Maternal & Child Healthcare (MCH) Renovation Project**. Also, as requested a board resolution on this project will be presented for approval at our next Board of Trustees meeting on Sept. 25th. I am fully aware that there are many stakeholders, throughout the community, who are extremely passionate towards supporting this Capital Improvement Project (CIP). We all agree that the benefits to be gained from its completion are truly invaluable for all concerned parties. We summarize again the project cost breakdown in the following table:

Purpose	Phase	Cost Estimates	Funding Source
A/E Design Services	Phase I	\$ 895,813.77	P.L. 32-179
L & D Renovation and FF&E Upgrades	Phase II	\$4,000,000.00	Bill 393-32
OB Ward Renovation and FF&E Upgrades	Phase III	\$3,000,000.00	Bill 393-32
Nursery Unit Renovation and FF&E Upgrades	Phase III	\$4,000,000.00	Guam FY2016 DOI CIP Funds
	Total:	≈ \$12,000,000.00	

The Government of Guam, through **P.L. 32-179**, appropriated local funds in July 2014 for approximately **\$895,813.77** to GMHA. These funds have since established an account specifically to fund the **Maternal & Child Healthcare (MCH) Renovation Project**, previously titled the Labor & Delivery / Maternity / Nursery Renovation Project. We've changed the name of the project to better describe our stakeholders and **GMHA's Overall Project Goal: A well thought-**

out, planned and implemented design and renovation project that shall lead to a current, state-of-the-art, MCH Unit with one seamless continuum of care between the Labor & Delivery Unit, OB Ward and the Nursery Unit.

We gratefully commend the 32nd Guam Legislature and the Governor of Guam for approving **P.L. 32-179** and the use of these funds. GMHA has now applied these funds toward implementing Phase I, the Architectural & Engineering (A/E) Design Phase of this historic CIP that is now 25 years overdue.

GMHA has already started evaluating A/E Design Firms' qualifications proposals in September 2014. We anticipate awarding a professional A/E design services contract within the 1st Quarter of FY2015; and we anticipate having completed A/E designs in hand in the 3rd Quarter of FY2015. Any funds left over from the above mentioned local funds will be applied to the Renovation Phase(s) of the Project to include funding needed for the Furnishings/Fixtures/Equipment (FF&E) Packages. Upon completion of Phase I, the A/E Design Phase, GMHA will then be prepared to go out with a formal Invitation For Bid (IFB) for professional Renovation Services to commence the Renovation Phase(s) of the MCH Renovation Project.

Phase II, the L & D Renovation, shall cost \approx **\$4M** to include both the Renovation Services and the procurement of the FF&E Package. **Phase III**, the OB Ward and the Nursery Renovations and FF&E Packages will cost \approx **\$7M**. These cost estimates will be thoroughly assessed and confirmed, with possible minor differences to be expected as the A/E Designs come to fruition during Phase I, the A/E Designs Phase, for all three (3) clinical areas.

In order for GMHA to complete both Phase II and Phase III of this Project, **GMHA needs Bill 393-32 to be amended to a total of \$7M. This \$7M loan amount added to the FY2016 DOI Request for \$4M, plus the \$895,813.77 already approved through P.L. 32-179 amounts to \approx \$12M, which is the total amount needed to complete the MCH Renovation Project.**

Likewise, the Renovations and the procurement of the FFE Packages are going to be completed in a phased manner as follows:

- Phase II Renovations & FFE Packages in 2nd half of FY2015 and 1st half of FY2016; and
- Phase III Renovations & FFE Packages in 2nd half of FY16 - FY2017.

Therefore, we further recommend that the amendment include requesting for loan structuring that shall be aligned with this phasing such that the Government of Guam is not burdened with interest penalties as GMHA works toward completing its progress payment drawdowns during these above outlined project timelines.

GMHA's healthcare professionals feel that it is critical that these three (3) vital clinical Nursing Units be designed and the renovations phased as closely together as possible so that the Guam community can enjoy the improvement benefits at our soonest opportunity.

We must reiterate that we need the loan, coming from Bill 393-32 to be at an amount of \$7M, and once approved into law, will allow GMHA to have in place \approx 58% of the total \$12M that we will need to successfully complete all three (3) phases of this Project.

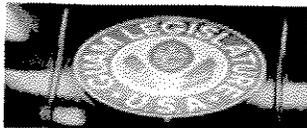
HOWEVER, if the 32nd Guam Legislature decides that it cannot approve this \$7M funding level at this time and it can only support a funding level of \$4M, then of course GMHA will humbly accept a lower funding level now so that we will be financially positioned to commence Phase II, the L & D Renovation and FF&E Upgrades, in FY2015. Either way, we urge you to please act on funding this long overdue project that will greatly improve GMH's Maternal & Child Healthcare environment and standards of care.

We will be extremely grateful for your support which will ensure that GMHA will be able to collaboratively create a Maternal and Child Healthcare environment that is state-of-the-art and second to no other hospital either on Guam or the U.S. Mainland. Thank you for your support of this project to make our mothers, babies, fathers, families and staff one of the highest priorities for the people of Guam and our neighboring Western Pacific Islanders! Si Yuos Maase,



Joseph P. Verga, MS, FACHE
GMHA Hospital Administrator/CEO

CC: GMHA Board of Trustees
Local Media



Lisa Dames <cipo@guamlegislature.org>

Fwd: Please include with my testimony for bill 393 on the floor next week

Benjamin J.F. Cruz <senator@senatorbjcruz.com>

Sun, Sep 21, 2014 at 12:08 AM

To: cipo@guamlegislature.org, lisa cipollone <ecipollone56@gmail.com>, Artemio Hernandez <artemiorh@gmail.com>, Artemio Ricky Hernandez <ahernandez@guamlegislature.org>

Lets get this committee report out

Vice Speaker Benjamin J.F. Cruz

I Mina'trentai Dos Na Liheslaturan Guåhan

T 671-477-2520 | F 671-477-2522

<http://www.senatorbjcruz.com>

Begin forwarded message:

From: "Thomas Shieh, MD, FACOG" <doctorshieh@yahoo.com>

Date: September 20, 2014, 6:32:40 PM GMT+10:00

To: "speaker@judiwonpat.com" <speaker@judiwonpat.com>, "senator@senatorbjcruz.com" <senator@senatorbjcruz.com>, "senator@tinamunabarnes.com" <senator@tinamunabarnes.com>, "roryforguam@gmail.com" <roryforguam@gmail.com>, "office@senatorada.org" <office@senatorada.org>, "senatordrodriguez@gmail.com" <senatordrodriguez@gmail.com>, "aguon4guam@gmail.com" <aguon4guam@gmail.com>, "senatorsannicolas@gmail.com" <senatorsannicolas@gmail.com>, "senatortonyada@guamlegislature.org" <senatortonyada@guamlegislature.org>, "duenasenator@gmail.com" <duenasenator@gmail.com>, "aline4families@gmail.com" <aline4families@gmail.com>, "brantforguam@gmail.com" <brantforguam@gmail.com>, "mike@mikelimtiaco.com" <mike@mikelimtiaco.com>, "tommy@senatormorrison.com" <tommy@senatormorrison.com>

Cc: jon sidell <jonsidell@yahoo.com>, Chris Bieling <drbielingsaipan@gmail.com>, Jeff Gabel <jeffrey.gabel@live.com>, William Freeman <billfreephils@yahoo.com>, Joe Verga <joseph.verga@gmha.org>, Lee Webber <lee@mdaguam.com>, "valerie.meno@gmha.org" <valerie.meno@gmha.org>

Subject: Please include with my testimony for bill 393 on the floor next week

Reply-To: "Thomas Shieh, MD, FACOG" <doctorshieh@yahoo.com>

Sept. 20, 2014

Dear Honorable Senators of the 32nd Legislature:

I write to you again to share with you two baby sisters that were born two days ago at Guam Memorial Hospital. To the left is baby girl Shannen Gracie and to the right is baby girl Shainna Rosie. These twin sisters going home today!

The first time I saw these two girls was inside the mom's womb and I am still amazed to see these two miracles delivered. This is my 5th set of twins this year, and all delivered at GMH. Some twins are transferred to me from U.S.

Naval Hospital for care because twins are high risk and moms do not wish to go off island, thus we accept them and with team work with our maternal fetal medicine specialist Dr. Hirata, and our neonatal team, our Labor & Delivery nurses and our postpartum team - makes our GMH the best in maternal fetal care.

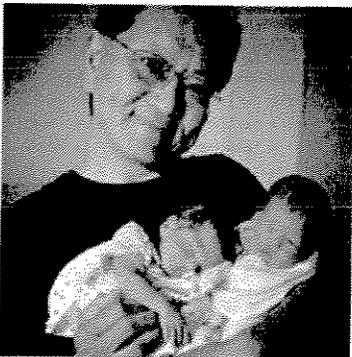
We just need to update our facilities and renovating is urgently needed to bring it up to standards so our staff nurses, doctors can continue to do good work for our pregnant moms and their babies. On behalf of many of our obgyns, nurses, and patients, we ask that you pass Bill 393 next week. If these babies could speak - they would agree. These babies and pregnant moms are a priority. These are the future generations of this island.

WE cannot stand by and just ignore pregnant moms and their babies being moved around 5 times in labor. Please HELP US, HELP OUR PATIENTS. Thank you and again, we humbly ask for your support.

Sincerely,

Thomas Shieh, MD, FACOG
Board Certified Fellow
www.ShiehClinic.com
Office: (671) 648-2229 (BABY)
Pager: (671) 635-8360
Cell: (671) 777-8360

2 attachments



10392473_676832789080333_7079306985135641207_n.jpg
79K

 For Bill 393 support.pdf
545K

Thomas Shieh, M.D., FACOG
Board Certified Diplomate
American Board of Obstetrics & Gynecology
American College of Obstetrics & Gynecology



643 Chalan San Antonio, Suite 108
Tamuning, Guam 96913
Ph: (671) 648-2229, Fax: (671) 648-2220
www.ShiehClinic.com

Sept. 20, 2014

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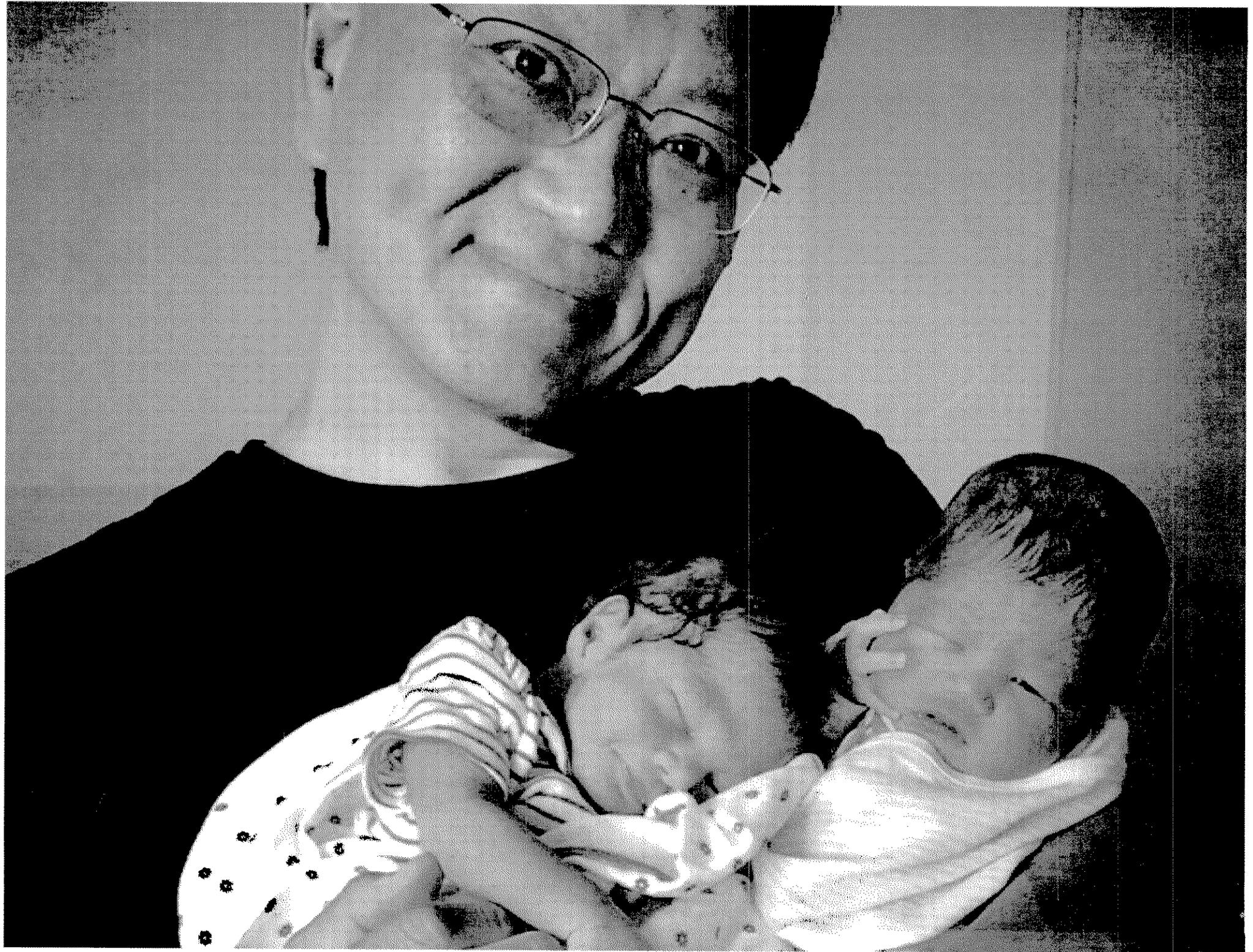
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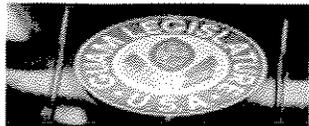
We just need to update our facilities and renovating is urgently needed to bring it up to standards so our staff nurses, doctors can continue to do good work for our pregnant moms and their babies. On behalf of many of our obgyns, nurses, and patients, we ask that you pass Bill 393 next week. If these babies could speak - they would agree. These babies and pregnant moms are a priority. These are the future generations of this island.

Sincerely,

Thomas Shieh, MD, FACOG

*Board Certified Diplomate, American Board of Obstetrics & Gynecology
Fellow, American College of Obstetrics & Gynecology*





Lisa Dames <cipo@guamlegislature.org>

Fwd: Please include for my testimony for bill 393 on the floor next week

Benjamin J.F. Cruz <senator@senatorbjcruz.com>

Sun, Sep 21, 2014 at 1:28 PM

To: lisa cipollone <ecipollone56@gmail.com>, cipo@guamlegislature.org, Artemio Hernandez <artemiorh@gmail.com>, Artemio Ricky Hernandez <ahemandez@guamlegislature.org>

Vice Speaker Benjamin J.F. Cruz

I Mina'trentai Dos Na Liheslaturan Guåhan

T 671-477-2520 | F 671-477-2522

<http://www.senatorbjcruz.com>

Begin forwarded message:

From: Chris Bieling <drbielingsaipan@gmail.com>

Date: September 21, 2014, 10:12:16 AM GMT+10:00

To: Jeffrey Gabel <jeffrey.gabel@live.com>

Cc: Tom Shieh <doctorshieh@yahoo.com>, Speaker Judi Won Pat <speaker@judiwonpat.com>, "senator@senatorbjcruz.com" <senator@senatorbjcruz.com>, "senator@tinamunabarnes.com" <senator@tinamunabarnes.com>, Senator Rory Respicio <roryforguam@gmail.com>, Senator Tom Ada <office@senatorada.org>, Senator Dennis Rodriguez <senatordrodriguez@gmail.com>, "aguon4guam@gmail.com" <aguon4guam@gmail.com>, "senatorsannicolas@gmail.com" <senatorsannicolas@gmail.com>, "senatortonyada@guamlegislature.org" <senatortonyada@guamlegislature.org>, "duenasenator@gmail.com" <duenasenator@gmail.com>, "aline4families@gmail.com" <aline4families@gmail.com>, "brantforguam@gmail.com" <brantforguam@gmail.com>, "mike@mikelimtiaco.com" <mike@mikelimtiaco.com>, "tommy@senatormorrison.com" <tommy@senatormorrison.com>, "jonsidell@yahoo.com" <jonsidell@yahoo.com>, Bill Freeman <billfreephils@yahoo.com>, Joseph Verga <joseph.verga@gmha.org>, "lee@mdaguam.com" <lee@mdaguam.com>, "valerie.meno@gmha.org" <valerie.meno@gmha.org>

Subject: Re: Please Include for my testimony for bill 393 on the floor next week

I wholeheartedly agree. F.C. Bieling, MD

On Sat, Sep 20, 2014 at 9:50 PM, Jeffrey Gabel <jeffrey.gabel@live.com> wrote:

Dear Senators:

I don't think there is a reasonable argument out there that would truly be against renovating the Labor and Delivery Unit to eventually include the Nursery and Post Partum/Obstetrical Unit at Guam Memorial Hospital. The state of the current facilities are outmoded and not conducive to modern delivery and post partum care standards. There is very little availability for family interaction during the whole process which is not only the "modern" normal but very supportive of the mothers going through the birthing process and the immediate after care to include breast feeding and the care of the new born. Family is very important yet our facility just can't accommodate family levels of people in any form of safety or comfort.

Obviously there are a million places and ways to spend our tax dollars on worthy causes. Even Guam Memorial has many needs that cry for funding and are real needs. I would say that doesn't take away from the need on the Mother Baby Units but simply highlights the over arching needs of our only Not

For Profit Hospital on Guam. The Labor and Delivery and Post Partum units along with the Newborn and High Risk Nursery are the core of excellent care. They are the beginnings of life for our people and need to be the best that we can provide.

Of course I would like to see a brand new Guam Memorial Hospital or a brand new large wing for medical and surgical care along with renovation of our existing facilities. Can we work that out in our future? I think we should if at all possible but Labor and Deliver is NOW and is in the fore front at this time.

I understand that there are those that are arguing vociferously against the renovation of Labor and Delivery and when I find our they are deeply associated, employed and or affiliated with the new For Profit Hospital being built I find that I lose respect for their opinion because of such a blatant and huge conflict of interest.

Thank You So Much for your attention and interest in our Mothers and Babies!!! It is heart warming! Let's pass this Bill 393 and get this improvement process rolling.

Sincerely Yours,

Jeffrey P. Gabel, D.O.

Hospitalist and Private Practitioner in Obstetrics and Gynecology, Husband and father of 6 and proudest Grandfather of 6.



COMMITTEE ON RULES

I Mina'trentai Dos na Liheslaturan Guåhan • The 32nd Guam Legislature

155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com

E-mail: roryforguam@gmail.com • Tel: (671)472-7679 • Fax: (671)472-3547

Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

Senator
Thomas C. Ada
VICE CHAIRPERSON
ASSISTANT MAJORITY LEADER

Speaker
Judith T.F. Won Pat, Ed.D.
Member

Senator
Dennis G. Rodriguez, Jr.
Member

Vice-Speaker
Benjamin J.F. Cruz
Member

Legislative Secretary
Tina Rose Muña Barnes
Member

Senator
Frank Blas Aguon, Jr.
Member

Senator
Michael F.Q. San Nicolas
Member

Senator
V. Anthony Ada
Member
MINORITY LEADER

Senator
Aline Yamashita
Member

October 1, 2014

MEMORANDUM

To: **Rennae Meno**
Clerk of the Legislature

From: **Senator Rory J. Respicio** 

Subject: **Fiscal Note for Committee Report
Bill No. 393-32(COR)**

Hafa Adai!

Please include this memo and the attachment as a "Supplemental" to the Committee Report on Bill No. 393-32 (COR).

Please make the appropriate indication in your records; and forward to MIS for posting on our website. I also request that the same be forwarded to all Senators of *I Mina'trentai Dos na Liheslaturan Guåhan*.

Si Yu'os Ma'ase'!

cc: Legal Counsel
Clerk of the Legislature
Sergeant-at-Arms
MIS

2014 OCT -1 PM 3:17 

**Bureau of Budget & Management Research
Fiscal Note of Bill No. 393-32 (COR)**

AN ACT TO ADD A NEW §80109(v) TO CHAPTER 80 OF DIVISION 4 OF TITLE 10 GUAM CODE ANNOTATED; RELATIVE TO EXPANDING THE BORROWING AUTHORITY OF THE GUAM MEMORIAL HOSPITAL FOR THE RENOVATION OF THE LABOR AND DELIVERY WARD.

Department/Agency Appropriation Information

Dept./Agency Affected: Guam Memorial Hospital Authority	Dept./Agency Head: Joseph Verga
Department's General Fund (GF) appropriation(s) to date:	2,894,340
Department's Other Fund (Specify) appropriation(s) to date:	14,290,533
Total Department/Agency Appropriation(s) to date:	\$17,184,873

Fund Source Information of Proposed Appropriation

	General Fund:	(Specify Special Fund):	Total:
FY 2013 Unreserved Fund Balance		\$0	\$0
FY 2014 Adopted Revenues	\$0	\$0	\$0
FY 2014 Appro. (P.L. 32-68 through P.L. 32-180)	\$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 2014 (if applicable)	FY 2015	FY 2016	FY 2017	FY 2018
General Fund	1/	\$0	1/	\$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? / / N/A / / Yes /x/ No
If no, what is the additional amount required? \$ 1/ / / 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:

Analyst: <u>Nancy L. Mesa</u>	Date: <u>9/19/2014</u>	Director: <u>Anthony C. Blaz, Acting Director</u>	Date: <u>SEP 29 2014</u>
-------------------------------	------------------------	---	--------------------------

Footnotes:
1/ See attached comments.

Comments on Bill No. 393-32 (COR)

Bill No. 393-32 proposes to add a new §80109(v) to Chapter 80 of Division 4 of Title 10, Guam Code Annotated, relative to expanding the borrowing authority of the Guam Memorial Hospital for the renovation of the labor and delivery ward.

The Guam Memorial Hospital Authority shall arrange a line of credit, a revolving loan fund, and/or a direct loan, the total cumulative amount not to exceed Four Million Dollars (\$4,000,000), with banks or other lending institutions licensed to do business on Guam. All terms of the line of credit, a revolving loan fund, and/or direct loan agreement shall be negotiated by the Authority and I Maga'lahaen Guåhan in the best interests of the people of Guam.

The interest rate shall be subject to negotiation between the Authority or designee as authorized by the Board of Trustees, I Maga'lahaen Guåhan and the lender; such interest rate shall be computed on a monthly average and based on the actual amount extended to the Authority. Any money borrowed shall be repaid in accordance with terms in the negotiated agreement, but not to exceed an amortization period of more than ten (10) years. The line of credit, a revolving loan fund, and/or a direct loan may be secured by the unpledged portion of the Business Privilege Tax so as not to violate the government's covenants to bondholders of Series 2011A, 2012B and 2013C bonds.

With the recent passage on September 5, 2014 of the "General Appropriations Act of 2015", Public Law 32-181, revenues estimated to be derived from the Business Privilege Taxes less earmarks to the GMHA Pharmaceutical Fund, additional Tax Credit Authorized for the Lease of Tiyan Campus and debt service payments for Series 2011A, 2012B and 2013C bonds, have been fully appropriated for the operations of the Executive, Legislative, and Judicial Branches of the Government of Guam and other miscellaneous appropriations, thus Bill No. 393-32 identifies a non-viable fund source for repayment of the proposed line of credit, revolving loan fund, and/or a direct loan.

Earlier this month, the Government of Guam's Capital Improvement Project (CIP) proposal for Fiscal Year 2016 was transmitted to the U.S. Department of the Interior, Office of Insular Affairs for funding consideration. The total amount requested was \$6,545,000. Of the aforementioned amount, \$4,000,000 was requested for the Guam Memorial Hospital Authority for much needed repairs, renovations and furnishing, fixtures, and equipment (FF&E) at both their Labor & Delivery Unit and OB Ward & Nursery Unit and \$2,545,000 for the Guam Police Department for the upgrade of their Public Safety Communications System. It should be noted that the GMHA's project was given priority over GPD's, the final amount awarded is subject to change by DOI and/or Congress when they commence the FY2016 Budget Cycle. Additionally, the earliest the Government of Guam can expect 2016 grant funds will be between January and April 2016.

In the Government of Guam's Capital Improvement Project (CIP) proposal for Fiscal Year 2016, the GMHA Labor & Delivery (L & D) Unit, OB Ward and Nursery Unit Renovation and Furnishings, Fixtures, Equipment (FF&E) Upgrade Project was broken down into three (3) Phases with the following Cost Estimates:

1. Phase I Cost Breakdown: A/E Design Services

Item	Cost
A/E Design Services Cost	\$850,000
Grand Total 1/	\$850,000

2. Phase II Cost Breakdown: Renovation Services & FF&E Upgrades

Item	Cost
• Labor & Delivery Unit	
○ Renovation Services	\$3,000,000
○ FF&E Package	\$1,000,000
Grand Total 2/	\$4,000,000

3. Phase III Cost Breakdown: Renovation Services & FF&E Upgrades

Item	Cost
• OB Ward and Nursery Unit	
○ Renovation Services	\$5,000,000
○ FF&E Package	\$2,000,000
Grand Total 3/	\$7,000,000

Footnotes:

1/: State/Local Funding – Guam P.L. 32-179

2/: State/Local Funding (up to \$4M) – Bill No. 393-32 (GMHA Loan) or FY2016 DOI CIP Level I Funding - \$2,545,000/Level II Funding - \$1,455,000

3/: State/Local Funding (up to \$4M) – Bill No. 393-32 (GMHA Loan) or FY2016 DOI CIP Level I Funding - \$2,545,000/Level II Funding - \$1,455,000

Public Law 32-179 which became effective on July 15, 2014, had appropriated \$895,813.77 to the Guam Memorial Hospital Authority specifically for the renovation of the OB/Maternity Ward. GMHA had utilized this appropriation and let out its Request for Proposal (RFP) for Phase I, professional A/E Design Services for the completion of assessments, renderings, designs and services during renovation of GMHA's Labor & Delivery, Maternity and Nursery Renovation Project. GMHA is scheduled to receive and start evaluating A/E proposals in September 2014; award a professional A/E services contract within the first quarter of FY2015;

and have completed A/E designs by the end of FY2015. Any funds remaining from Phase I will be used towards the Renovation Phase(s) of the Project to include funding for Furnishings, Fixtures, and Equipment (FF&E) Package.

Upon completion of Phase I, the A/E Design Phase, in the latter part of FY2015, GMHA will then be prepared to go out with a formal Invitation for Bid (IBD) for professional Renovation Services to commence the Renovation Phase(s) of the Labor & Delivery, Maternity and Nursery Renovation Project. GMHA estimates that Phase II, the Labor & Delivery Renovation, shall cost \$4,000,000 to include both the Renovation Services and the procurement of the FF&E Package; and GMHA is hopeful that Bill 393-32 will provide the loan funding in the amount of \$4,000,000 to support Phase II. GMHA further estimates that Phase III, the OB Ward and the Nursery Renovations and FF&E Packages will cost approximately \$7,000,000. These cost estimates will be thoroughly assessed and confirmed in the Phase I, the A/E Design, for all three (3) clinical areas. If Bill 393-32 becomes law, then GMHA will utilize the FY2016 Guam DOI CIP Funds in the amount of \$4,000,000 to support Phase III Renovations and required FF&E. If Bill 393-32 does not become law, then the FY2016 Guam DOI CIP Funds will be applied to Phase II Renovations and required FF&E.

Based on the aforementioned, in order for GMHA to complete both Phase II and Phase III of this Project, they will need \$11,000,000 (\$11,895,813.77 – 895,813.77). The funding requirement may be reduced to \$7,000,000 should the Department of the Interior and Congress's approves Guam's Request of \$4,000,000 for GMHA. Additionally, GMHA needs Bill 393-32 to be amended to appropriate \$7,000,000 rather than the proposed \$4,000,000 from a viable, unpledged revenue source, to provide sufficient funding to complete the Labor & Delivery, Maternity and Nursery Renovation Project at GMHA.

In the event the Authority and I Maga'lahaen Guåhan are not successful in negotiating a line of credit, a revolving loan fund, and/or a direct loan, they are authorized to utilize the following alternative financing if necessary:

- (a) Federal Guaranteed Loan or Community Facilities Loan and Grants, instrumentalities of the United States Department of Agriculture, if such financing better serves the needs of the People of Guam; and/or
- (b) Municipal Lease Financing. The Guam Economic Development Authority is authorized to enter into a municipal lease financing as defined under Guam Code Annotated Title 5, Division 5, Chapters 58, 58A, 58B, 58D and 58E.



COMMITTEE ON RULES

I Mina'trentai Dos na Liheslaturan Guåhan • The 32nd Guam Legislature
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Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

Senator
Thomas C. Ada
VICE CHAIRPERSON
ASSISTANT MAJORITY LEADER

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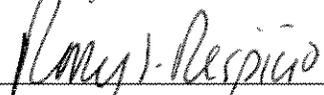
Senator
Aline Yamashita
Member

Certification of Waiver of Fiscal Note Requirement

This is to certify that the Committee on Rules submitted to the Bureau of Budget and Management Research (BBMR) a request for a fiscal note, or applicable waiver, on **BILL NO. 393-32 (COR)** – Judith T. Won Pat, Ed.D., T. R. Muña Barnes, A. A. Yamashita, Ph.D., B. J. F. Cruz, R. J. Respicio, Frank B. Aguon, Jr., “AN ACT TO ADD A NEW §80109(V) TO CHAPTER 80 OF DIVISION 4 OF TITLE 10 GUAM CODE ANNOTATED; RELATIVE TO EXPANDING THE BORROWING AUTHORITY OF THE GUAM MEMORIAL HOSPITAL FOR THE RENOVATION OF THE LABOR AND DELIVERY WARD.” – on September 2, 2014. COR hereby certifies that BBMR confirmed receipt of this request September 2, 2014 at 11:45 A.M.

COR further certifies that a response to this request was not received. **Therefore, pursuant to 2 GCA §9105, the requirement for a fiscal note, or waiver thereof, on Bill 393-32 (COR) to be included in the committee report on said bill, is hereby waived.**

Certified by:



Senator Rory J. Respicio
Chairperson, Committee on Rules

September 26, 2014

Date



COMMITTEE ON RULES

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Senator
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Member

September 2, 2014

VIA E-MAIL

joey.calvo@bbmr.guam.gov

Jose S. Calvo
Acting Director
Bureau of Budget & Management Research
P.O. Box 2950
Hagåtña, Guam 96910

RE: Request for Fiscal Notes-- Bill Nos. 392-32 (LS) and 393-32(COR)

Hafa Adai Mr. Calvo:

Transmitted herewith is a listing of *I Mina'trentai Dos na Liheslaturan Guåhan's* most recently introduced bills. Pursuant to 2 GCA §9103, I respectfully request the preparation of fiscal notes for the referenced bills.

Si Yu'os ma'åse' for your attention to this matter.

Very Truly Yours,

Senator Rory J. Respicio
Chairperson of the Committee on Rules

Attachment (1)

Cc: Clerk of the Legislature

Bill Nos.	Sponsors	Title
392-32 (LS)	FRANK B. AGUON, JR.	AN ACT TO ADD A NEW SUBSECTION (C) TO §3102 OF CHAPTER 3, TITLE 3, GUAM CODE ANNOTATED; AND NEW §3101.3 TO §3101 OF CHAPTER 3, TITLE 16, GUAM CODE ANNOTATED RELATIVE TO VOTER PRE-REGISTRATION OF PERSONS AT LEAST SIXTEEN (16) YEARS OF AGE.
393-32 (COR)	Judith T. Won Pat, Ed.D. T. R. Muña Barnes, A. A. Yamashita, Ph.D. B. J. F. Cruz, R. J. Respicio, FRANK B. AGUON, JR.	AN ACT TO ADD A NEW §80109(V) TO CHAPTER 80 OF DIVISION 4 OF TITLE 10 GUAM CODE ANNOTATED; RELATIVE TO EXPANDING THE BORROWING AUTHORITY OF THE GUAM MEMORIAL HOSPITAL FOR THE RENOVATION OF THE LABOR AND DELIVERY WARD.



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Senator
Aline Yamashita
Member

August 27, 2014

MEMORANDUM

To: **Rennae Meno**
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: **Senator Rory J. Respicio**
Chairperson of the Committee on Rules

Subject: **Referral of Bill No. 393-32(COR)**

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 393-32(COR)**.

Please ensure that the subject bill is 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 Dos na Liheslaturan Guåhan*.

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

Si Yu'os Ma'åse!

Attachment

I Mina Trentai Dos Na Liheslaturan Received
Bill Log Sheet

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
393-32 (COR)	Judith T. Won Pat, Ed.D. T. R. Muña Barnes A. A. Yamashita, Ph.D. B. J. F. Cruz, R. J. Respicio, FRANK B. AGUON, JR	AN ACT TO ADD A NEW §80109(V) TO CHAPTER 80 OF DIVISION 4 OF TITLE 10 GUAM CODE ANNOTATED; RELATIVE TO EXPANDING THE BORROWING AUTHORITY OF THE GUAM MEMORIAL HOSPITAL FOR THE RENOVATION OF THE LABOR AND DELIVERY WARD.	08/26/14 12:25 p.m.	08/27/14	Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and			



Lisa Dames <cipo@guamlegislature.org>

Public Hearing - FIRST NOTICE

Lisa Dames <cipo@guamlegislature.org>
To: PHrg Notice <phnotice@guamlegislature.org>

Tue, Sep 2, 2014 at 3:33 PM

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land will conduct a public hearing on Tuesday, September 9, 2014 beginning at 4:00pm in the Guam Legislature Public Hearing Room.

The following is on the agenda:

Confirmation hearing for Mr. Anthony C. Blaz, Director, Bureau of Budget and Management Research

Bills:

Bill No. 358-32 (COR) – Introduced by Senator Michael San Nicolas

An Act to fund the Restoration and Redevelopment of the Municipality of Hagåtña, by amending 22 GCA §79501 and by adding a new item (12) to 5GCA §22425(q).

Bill No. 379-32 (COR) – Introduced by Senator Tony Ada

An act to add a new §§89.16 & 89.17 to Chapter 89 of 9GCA relative to duty of landlords of multifamily rental units to inform tenants of the occupancy of a unit by a registered sex offender.

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Lisa Dames
I MINA'TRENTAI DOS NA LIHESLATURAN GUAHAN
Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public
Parks, Recreation, Historic Preservation, and Land.
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Lisa Dames <cipo@guamlegislature.org>

Public Hearing - FIRST NOTICE

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Tue, Sep 2, 2014 at 3:33 PM

To: news@guampdn.com, news@k57.com, Sabrina Salas <sabrina@kuam.com>, Jason Salas <jason@kuam.com>, Mindy Aguon <mindy@kuam.com>, Ken Quintanilla <kenq@kuam.com>, Krystal Paco <krystal@kuam.com>, clynt@k57.com, Betsy Brown <betsy@k57.com>, Kevin Kerrigan <kevin@k57.com>, Jon Anderson <editor@mvguam.com>, "Gerardo R. Partido" <gerry@mvguam.com>, Mar-Vic Cagurangan <marvic@mvguam.com>, louella@mvguam.com, rgibson@k57.com, kstokish@gmail.com, Jerick Sablan <jpsablan@guampdn.com>, Steve Lintiaco <slintiaco@guampdn.com>, "Daleno, Gaynor D" <gdumat-ol@guam.gannett.com>, Lifestyles_PDNLife@guampdn.com

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Public Hearing - FIRST NOTICE REVISED

Lisa Dames <cipo@guamlegislature.org>
To: PHrg Notice <phnotice@guamlegislature.org>

Wed, Sep 3, 2014 at 8:56 AM

Please see revised agenda for public hearing. Bill No. 358 has been removed from the agenda.

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land will conduct a public hearing on Tuesday, September 9, 2014 beginning at 4:00pm at the Guam Legislature Public Hearing Room.

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Public Hearing - FIRST NOTICE REVISED

Lisa Dames <cipo@guamlegislature.org>

Wed, Sep 3, 2014 at 8:55 AM

To: news@guampdn.com, news@k57.com, Sabrina Salas <sabrina@kuam.com>, Jason Salas <jason@kuam.com>, Mindy Aguon <mindy@kuam.com>, Ken Quintanilla <kenq@kuam.com>, Krystal Paco <krystal@kuam.com>, clynt@k57.com, Betsy Brown <betsy@k57.com>, Kevin Kerrigan <kevin@k57.com>, Jon Anderson <editor@mvguam.com>, "Gerardo R. Partido" <gerry@mvguam.com>, Mar-Vic Cagurangan <marvic@mvguam.com>, louella@mvguam.com, rgibson@k57.com, kstokish@gmail.com, Jerick Sablan <jpsablan@guampdn.com>, Steve Limtiaco <slimtiaco@guampdn.com>, "Daleno, Gaynor D" <gdumat-ol@guam.gannett.com>, Lifestyles_PDN <life@guampdn.com>

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Public Hearing - SECOND NOTICE

Lisa Dames <cipo@guamlegislature.org>
To: PHrg Notice <phnotice@guamlegislature.org>

Fri, Sep 5, 2014 at 10:48 AM

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land will conduct a public hearing on Tuesday, September 9, 2014 beginning at 4:00pm at the Guam Legislature Public Hearing Room.

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Public Hearing - SECOND NOTICE

Lisa Dames <cipo@guamlegislature.org>

Fri, Sep 5, 2014 at 10:47 AM

To: news@guampdn.com, news@k57.com, Sabrina Salas <sabrina@kuam.com>, Jason Salas <jason@kuam.com>, Mindy Aguon <mindy@kuam.com>, Ken Quintanilla <kenq@kuam.com>, Krystal Paco <krystal@kuam.com>, clynt@k57.com, Betsy Brown <betsy@k57.com>, Kevin Kerrigan <kevin@k57.com>, Jon Anderson <editor@mvguam.com>, "Gerardo R. Partido" <gerry@mvguam.com>, Mar-Vic Cagurangan <marvic@mvguam.com>, louella@mvguam.com, rgibson@k57.com, kstokish@gmail.com, Jerick Sablan <jpsablan@guampdn.com>, Steve Lintiaco <slintiaco@guampdn.com>, "Daleno, Gaynor D" <gdumat-ol@guam.gannett.com>, Lifestyles_PDN <life@guampdn.com>

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I Mina'trentai Dos na Liheslaturan Guåhan

32nd GUAM LEGISLATURE

Vice Speaker Benjamin J.F. Cruz, Chairman

Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks,
Recreation, Historic Preservation, and Land

**INEKUNGOK PUPBLEKO
(PUBLIC HEARING)**

gi Måttes, gi diha 9 gi Septembre, 2014
Tuesday, September 9, 2014

Kuåtton Inekungok Pubbleko gi I Liheslaturan Guåhan
(Guam Legislature Public Hearing Room)

**TAREHA
(AGENDA)**

alas kuåtro gi despues di talo'åni
4:00 PM

Para Komfitmasion:
(Confirmation Hearing)

Mr. Anthony C. Blaz, Director, Bureau of Budget and Management Research

Priniponi Siha:
(Bills)

Bill No. 358-32 (COR) – Introduced by Senator Michael San Nicolas
An Act to fund the Restoration and Redevelopment of the Municipality of Hagåtña, by amending 22 GCA §79501 and by adding a new item (12) to 5GCA §22425(q).

Bill No. 379-32 (COR) – Introduced by Senator Tony Ada
An act to add a new §§89.16 & 89.17 to Chapter 89 of 9GCA relative to duty of landlords of multifamily rental units to inform tenants of the occupancy of a unit by a registered sex offender.

Bill No. 380-32 (COR) – Introduced by Senator Tony Ada
An Act to add a new §§ 51112 & 51113 to Chapter 51 of 18GCA relative to the landlord-tenant relationship and protections for victims of Domestic Violence Inter Alia.

Bill 388-32 (LS) – Introduced by Senator Brant McCreadie
An Act to add a New Article 6 to Chapter 77, Division 2, Title 12, Guam Code Annotated relative to authorizing the issuance of tax credits for contributors to the renovation and expansion of the Tiyan Gymnasium.

Bill 393-32 (COR) – Introduced by Speaker Judith Won Pat
An Act to add a New §80109(V) to Chapter 80 of Division 4 of Title 10 Guam Code Annotated; relative to expanding the borrowing authority of the Guam Memorial Hospital for the renovation of the labor and delivery ward.

In compliance with the Americans with Disabilities Act, individuals requiring special accommodations or services or for further information, please call the Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land at 473-4236/7 or email at cipo@guamlegislature.org

SERVICEMEN continued

the manner of extracting remains could assure that there are ashes of some non-Japanese in Yasukuni Shrine in Tokyo.

Locating the remains of U.S. servicemen from World War II is always a challenge because they are located in the Pacific where there are jurisdictional concerns and

bureaucratic hoops to clear. And, to be fair, these hurdles are the same even on U.S. soil. However, I can understand how Petty and his associates feel because they think that their purpose is merit enough to be given permission, and it is. But as we have learned from his writings, the frustrations have resulted from lack of communication.

The honest intentions of purpose or efforts are not

enough to persuade authorities to approve projects like the KUENTAI-USA's. And as I write this article I wonder how many of the remains could also be the remains of native men and women who were killed by shrapnel and explosions during the bombardment of Saipan.

Mymother, Frederica Flores Santos, was born on Saipan and survived the war there. In her oral history accounts,

Mom said they would come out of the bokungo' during ceasefire, and although they were brief, it allowed them to get out from the cramped underground shelters to get fresh air, stretch their legs and relieve themselves. In one instance, the bombardment started and they all scattered to get back into the bokungo' when one of the young women they were sharing the shelter with was killed instantly and her father was shocked by the effects of her death that he refused to wander off and was never seen again. I wonder how many of the local residents died in the same way, and if in the recovery process their remains were bulldozed into the mass burials done in the interest of time.

Many Japanese nationals who lived on Saipan, Tinian and Luta arrived in the islands for commercial opportunities. Even some people from Guam, were in Saipan at that time for the same reasons.

Petty's book, "Saipan: Oral Histories of the Pacific War" is the first compos-

ite work of its kind in these parts. He has encouraged me to publish the oral histories that I've collected and we will one day. But for now, we are focusing on the final editing of the Manengon March and Concentration Camp video. We will announce the premiere date and time in this column.

Petty and his family now live in New Zealand. When the Pettys lived on Saipan, his wife Danielle was a physician at the Commonwealth Health Center and Bruce was house-husband before the position became a coined phrase to identify a man who is not employed in the traditional corporate way. So the Pettys left Saipan, promising to return. And, that is what Bruce and Danielle have done several times. This past summer was the most recent visit for them.

Rene Santos Steffy is an ethnographer/oral historian, and MARC research associate. She is the producer of I Taotao Marianas History Series on KUAM TVB. She can be reached via email rene@renew.com.

PBS GUAM
KGTF Channel 12
 Week of **September 8 to 14**
 To view the entire month's schedule visit pbsguam.org

PBS weekly programming schedule brought to you by *Marianas Variety*

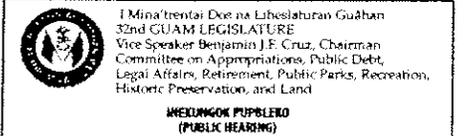
MONDAY	TUESDAY	WEDNESDAY
6:00 Sit the Science Kid™	6:00 Calliope "Calliope's Toy Trouble"	6:00 Calliope "Candlestick Calliope"
6:30 Peg + Cat™	6:30 Arthur "To Eat or Not to Eat? W.E.A.T."	6:30 Arthur "Arthur Knows About the Rings"
7:00 Curious George "Wind Symphony"	7:00 Wild Kratts "Creature Power Challenge"	7:00 Wild Kratts "Zip-Zagging"
7:30 Curious George	7:30 Wild Kratts "Caracol Mision"	7:30 Wild Kratts "A Huge Orange Problem"
8:00 Daniel Tiger's Neighborhood "The Royal Garden" / Daniel Tiger Says "I'm Sorry"	8:00 Curious George "George's Loose Socks"	8:00 Curious George "Monkey Down Under"
8:30 Daniel Tiger's Neighborhood	8:30 Curious George "George Goes on a Scaevenger Hunt"	8:30 Curious George
9:00 Sesame Street™	9:30 Daniel Tiger's Neighborhood "Yoshiko's Cool Game"	9:30 Curious George
9:30 Dinosauro Tráin™	10:00 Sesame Street "Frog Games"	9:30 Daniel Tiger's Neighborhood "It's Time to Go! Daniel Doesn't Want to Sleep Please!"
10:00 Dinosauro Tráin™	10:30 Sesame Street "Play Game"	10:00 Daniel Tiger's Neighborhood "Seamus Street" / "The Day After Tomorrow"
10:30 Peg + Cat™	11:00 Dinosauro Tráin "An Ape-Sublime Adventure"	10:30 Dinosauro Tráin "They and the Crocodile Meet the Sandstone"
11:00 The Cat in the Hat Knows A Lot About That!™	11:30 Dinosauro Tráin	11:30 Dinosauro Tráin
11:30 Wild Kratts™	12:00 Peg + Cat	12:00 Peg + Cat "The Tree Problem/Another Tree Problem"
12:00 Wild Kratts™	12:30 Peg + Cat	12:30 Peg + Cat
12:30 Arthur™	1:00 Super Why! "The Three Feathers"	12:30 Super Why! "King Eddie Who Loved Spaghetti"
1:00 Super Why! "The Three Feathers"	1:30 Thomas & Friends "Hobby Train"	1:30 Thomas & Friends "A Friend in Need"
1:30 Sesame Street "Lights, Camera, Bert!"	2:00 Sesame Street "Light, Camera, Bert!"	2:00 Sesame Street "Luna's Old Addition"
2:00 The Cat in the Hat Knows A Lot About That!	2:30 The Cat in the Hat Knows A Lot About That!	2:30 The Cat in the Hat Knows A Lot About That!
2:30 The Cat in the Hat Knows A Lot About That!	3:00 Curious George™	3:00 Curious George™
3:00 Religion & Ethics NewsWeekly	3:30 Curious George™	3:30 Curious George™
3:30 The Mind of a Chef "NYC Origins"	4:00 Arthur™	4:00 Arthur™
4:00 Operation Mongoose™	4:30 Wild Kratts™	4:30 Wild Kratts™
5:00 News™	5:00 Wild Kratts™	5:00 Wild Kratts™
6:00 PBS NewsHour Weekend	6:30 Martha Speaks™	6:30 Martha Speaks™
6:30 News Sunday	7:00 PBS NewsHour	7:00 PBS NewsHour
7:00 EarthUp! A Nature Special Presentation™	7:00 PBS NewsHour	7:00 PBS NewsHour
8:00 Secrets of Westeros (Special)	8:00 PBS NewsHour	8:00 PBS NewsHour
9:00 Mysterious Mystical Breakfast	9:00 Antiques Roadshow "Secrets, Mir! (hour One)"	9:00 Antiques Roadshow "Secrets, Mir! (hour One)"
10:30 Wildlife (Episode 3)	10:00 Antiques Roadshow™	10:00 Antiques Roadshow™
11:00 Austin City Limits™ (60 minutes)	11:30 PBS NewsHour	11:00 Charlie Rose (60 minutes)

THURSDAY **FRIDAY** **SATURDAY**

6:00 Calliope "Calliope Tells the Truth"	6:00 Calliope "Candlestick Calliope"	6:00 Calliope "Calliope Helps Out"
6:30 Wild Kratts "Caracol Mision"	6:30 Arthur "To Eat or Not to Eat? W.E.A.T."	6:30 Arthur "To Eat or Not to Eat? W.E.A.T."
7:00 Wild Kratts "Caracol Mision"	7:00 Wild Kratts "Banana Banana"	7:00 Wild Kratts "Banana Banana"
7:30 Curious George "The Other Be Friends/Sir George and the Outrage"	7:30 Wild Kratts "Banana Banana"	7:30 Wild Kratts "Banana Banana"
8:00 Curious George	8:00 Curious George "George Gets Winded"	8:00 Curious George
8:30 Daniel Tiger's Neighborhood "Society Plans/Beauty of the Beach"	8:30 Curious George "Rusty Wonder/Prokes"	8:30 Curious George
9:00 Daniel Tiger's Neighborhood	9:00 Daniel Tiger's Neighborhood "Daniel's New Friend/Games and Different"	9:00 Daniel Tiger's Neighborhood
9:30 Sesame Street "Lights, Camera, Bert!"	9:30 Daniel Tiger's Neighborhood	9:30 Daniel Tiger's Neighborhood
10:00 Dinosauro Tráin "Double-Crossed Trouble/Ernie and the Crocodile"	10:00 Sesame Street "The Wild Branch"	10:00 Sesame Street "Luna's Old Addition"
11:30 Dinosauro Tráin	10:30 Dinosauro Tráin "Dinosaur Train Submarine: Multiple Misadventures/Tree Height"	11:00 Dinosauro Tráin "Adventures Come: Reading/Adventures Come: Mysterious Cloning"
12:00 Peg + Cat "The Hoop Problem/The Popcorn Problem"	11:30 Dinosauro Tráin	11:30 Dinosauro Tráin
12:30 Peg + Cat	12:00 Peg + Cat "The Skip Problem/The Birthday Problem"	12:00 Peg + Cat
1:00 Super Why! "Wild and the Magic Map"	12:30 Peg + Cat	12:30 Super Why!
1:30 Thomas & Friends "Communication"	1:00 Super Why! "Jaeger's Cowboy Wish"	1:00 Thomas & Friends "Friends and Family"
2:00 Sesame Street "Hatch"	1:30 Thomas & Friends "Just Being You"	1:30 Thomas & Friends "Friends and Family"
2:30 The Cat in the Hat Knows A Lot About That!	2:00 Sesame Street "Frog Games"	2:00 The Cat in the Hat Knows A Lot About That!
3:00 Curious George™	2:30 The Cat in the Hat Knows A Lot About That!	2:30 Curious George™
3:30 Arthur™	3:00 Curious George™	3:00 Curious George™
4:00 Arthur™	3:30 Arthur™	4:00 Arthur™
4:30 Wild Kratts™	4:00 Arthur™	4:30 Wild Kratts™
5:00 Wild Kratts™	4:30 Wild Kratts™	5:00 Wild Kratts™
5:30 Martha Speaks™	5:00 Wild Kratts™	5:30 Martha Speaks™
6:00 Martha Speaks™	5:30 Martha Speaks™	6:00 Martha Speaks™
6:30 PBS NewsHour	6:00 PBS NewsHour	6:30 PBS NewsHour
7:00 EarthUp! A Nature Special Presentation "Europe"	7:00 PBS NewsHour	7:00 PBS NewsHour
8:00 News "Wonders - Calling the Shots"	8:00 The Cat in the Hat Knows A Lot About That!	8:00 The Cat in the Hat Knows A Lot About That!
9:00 Operation Mongoose "Domestic"	9:00 Secrets of Westeros™	9:00 Secrets of Westeros™
10:30 Charlie Rose (60 minutes)	10:00 Antiques Roadshow™	10:00 Antiques Roadshow™
	11:00 Charlie Rose (60 minutes)	11:00 Charlie Rose (60 minutes)

SUNDAY

6:00 Barney & Friends "Banana Banana/ France"	11:30 The Pacific War "Candlestick Orange Panes Discussion on Overseer Management"	3:30 MuppetWeek
6:30 Antiques Roadshow	12:00 The Pacific War "Candlestick Orange Panes Discussion on Overseer Management"	4:00 MuppetWeek
7:00 Curious George	12:30 MuppetWeek	4:30 MuppetWeek
8:00 Daniel Tiger's Neighborhood	1:00 The Old House™	5:00 History Detectives
8:30 Daniel Tiger's Neighborhood	1:30 The Old House™	5:30 PBS NewsHour Weekend
9:00 Sesame Street™	2:00 The Old House™	6:00 News Sunday
9:30 Dinosauro Tráin™	2:30 The Old House™	6:30 News Sunday
10:00 Thomas & Friends™	3:00 The Old House™	7:00 News Sunday
10:30 The Pacific War "Abolition of Slavery"	3:30 The Old House™	7:30 News Sunday
11:00 Operation Mongoose "Cultural, Traditional Custom Ceremony, Solomon Islands"	4:00 The Old House™	8:00 News Sunday



MEEDUNGOK PUPBLEKO (PUBLIC HEARING)

gi Máttes, gi día 9 gi Septiembre, 2014
 Tuesday, September 9, 2014

Kaáttion imkaagok Puppbleko gi Libertadanan Gesáhan
 (Guam Legislature Public Hearing Room)

TAREHA (AGENDA)

alas kaáttion gi despues di tala Jeli
 4:00 PM

Para Komitasion: (Confirmation Hearing)

Mr. Anthony C. Blaz, Director, Bureau of Budget and Management Research

Prinsipal Síha: (Bills)

Bill No. 379-32 (COR) - Introduced by Senator Tony Ada
 An act to add a new 5589.16 & 89.17 to Chapter 89 of 9GCA relative to duty of landlords of multifamily rental units to inform tenants of the occupancy of a unit by a registered sex offender.

Bill No. 380-32 (COR) - Introduced by Senator Tony Ada
 An Act to add a new 55 51112 & 51113 to Chapter 57 of 18GCA relative to the landlord-tenant relationship and protections for victims of Domestic Violence Inter Alia.

Bill 386-32 (LS) - Introduced by Senator Brent McCrea
 An Act to add a new Article 6 to Chapter 77, Division 2, Title 12, Guam Code Annotated relative to authorizing the issuance of tax credits for contributors to the renovation and expansion of the Thyan Gymnasium.

Bill 393-32 (COR) - Introduced by Speaker Judith Wan Pat
 An Act to add a new 58019XV to Chapter 88 of Division 4 of Title 10 Guam Code Annotated relative to expanding the borrowing authority of the Guam Memorial Hospital for the restoration of the labor and delivery ward.

In compliance with the American with Disabilities Act, individuals requiring special accommodations or services or for further information, please call the Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land at 471-4246 or email at opw@guamlegislature.org

This act paid with government funds.

Classified News

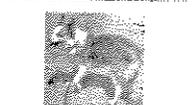
tel. 472-1736 • Fax 472-4641 • Visit us online at: www.guampdn.com • Submit your ad • Browse the classifieds

Announcements 62

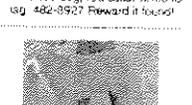
IN ACCORDANCE with the provisions of Guam Code Annotated, Title XI, Chapter III, Section 3315, notice is hereby given that Lota Hotel Guam, LLC dba: Charlotte Bathroom 1, II, & III has applied for a Class (A) General On Sale, Alcoholic Beverage License said premises being marked as Lot: 5052 #185 Gun Beach Rd., Tumon

Last & Found 66

Lost in Tamuning area, 2 Golden Retrievers, FAMILY Dr. SdaB 647-2292/649-7079 Reward!



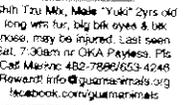
Missing on 1620 in Ugor Tumon or Chinese prk. brown long haired, nice sized dog, red collar w/ID tag. 482-8927 Reward if found!



Missing Backroad Mangilao, Coker fan and answers to Laita Please Call 482-2270 REWARD!



Missing Single House, 500 2ba, Sac 9 ok. Call 949-2391, 489-2598



Shih Tzu Mix, Male "Yuki" 2yrs old long w/wh fur, big big eyes & big nose, may be injured. Last seen Sat. 7:30am in Oka Payless. P/c Call Merino 482-7896/653-4246 Reward! info@guamnews.org facebook.com/guamnews

Instruction 29

Acqy w/Quickbooks Allied Health, Math. GED 472-4482/788-7535

REAL ESTATE PRE-LICENSE \$350 before Sept 10th Sept 15 to Oct 9 CALL 587-2012 Register @ nicolafelipe.net

For Sale Residential 31

Jonestown Tamuning 40d/4ba, 2-story hse. Lot area 11,200 sq ft, close to hospital. \$356K 485-7274

For Rent Residential 35

Sinjana 2bd 1ba hse. call not recd. \$300/mo 777-3474 (v msg)

Agua Fria Cliff Condo 1br F&F QV SP. Call: 472-3238/477-1307

For Rent Residential 35

Agua Coronaview Condo 3 bdrm Fully furnished! \$1,900 - \$2,500 Long or short term lease 777-2696

Agua Fria Clean 2bd/1ba P/Fam. upgrd. \$750 565-2058/889-7597

BARRIGADA 1bd semi-concrete \$400 767-5375/685-0121 Lv. Msg

CHALAN PAGO 2BD/1BA SEC 3 OK CALL 687-2639

Dededo 1bd Pwr & Wtr included, Sec 8 ok 846-1828/688-1812

Dededo 2BD 2ba Deimar Condo Machine in unit, Furnished or Unfurnished. Call/Txt 727-9146

Dededo 4BR/2BA Excellent Condition, close to Sta. Barbara Church. Sec 8 Ok call 727-8890

Dededo Pacific Gardens Condo 3 bedroom w/lockers \$1,529 Monthly Sec 8 okay 777-2696

Laita Hts 5BR/3ba Fence, Exclnt Cond. Brand New AC's / P/c! \$2,450 Call 367-1838 JG PS

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Yigo 3br/1ba House Appt, Streets, Sec 8 ok. Call Joey at 653-9669

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For Rent 36

Deed \$475 FF w/pwr, wtr, AC, P/c Entry/Exit, Sec. Dep \$250 10min to Airport Call 632-2921

Deed Single hse/multi share 2br/2ba N/Intnt, pwr wtr, ac, twin bd \$450 v msg 969-4284/536-1575(Herman)

Automotive 50

CHEVY Silverado LS 2006 Silver, SGL Cab, 2wd, 5.3L Auto, 55k+ Mi. Clean. \$9,900 obo T:482-7055

HONDA Accord LX 2008 43,000 miles. \$9,900 OBO. Call 966-2075 or 777-8121

ISUZU RODEO 1995 V6, 5000, Runs Good, Pwr brakes & steering \$5,500 OBO Call 797-0829

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NISSAN FRONTIER KINGCAB '09 AT, EXCELLENT CONDITION \$13,800 CALL 686-7198

NISSAN Frontier Kingcab 2005 \$5,000 mi. \$6,900 OBO Call 777-8921 or 938-2075

Automotive 50

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Subaru Forester 2006 5-speed Manual, 51k Miles. New Tires, No Rust! \$8,000 797-3069/969-1836

Suzuki XL7 Wagon 2004 AC, CD, Auto, Good Condition \$5,900 (v msg) 482-7237

Toyota Camry LE 06 AC, AT, 4 Door, Below Blue Book, Good Condition \$6,900 888-7118

Toyota Highlander 2013, 1490 Miles, Takeover payment TEL: 463-7274

Toyota RAV4 1996 Auto Cold AC 4cyl/indr Gas Saver SUV Good Condition \$3,000 obo 486-8522

Toyota Tacoma '03 Extra Cab 85k mi. 4cyl, strng selling for BB value \$9k obo. Cash only 489-2232

Toyota Tacoma Pickup 4x2 2005 AT, AC, PS, AM/FM, Xenon Cond, Tonneau cover \$10,500 755-1753

Motorcycles 50

H-D ROAD KING 2004 CUSTOM, 8K MILES, ASKING \$9K OBO CALL 489-2440

Computers 71

Acer Tab 10" \$220, Iphone 5G \$150, Dell 15" dell/w/usb/w/ram: \$320, W/F router \$25 482-6656

Amana 2 door Refrigerator with Ice & Water Dispenser, Good Cond. #460, 946-1828/888-1812

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Refrs \$180 & up, incl brosd \$150, elec dry \$180, elec stove \$180, 888-7038

Electronics 74

19" SMD TV Flat Screen \$70, Beach Drawn \$100, both 2 months old TEL: 929-4677

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Agua Sat/Sun 7am-12m Mth Family Sale! 570 Marine Corps Dr. Next Lujan Tls. TEL: 768-1812

Chalun Page Sat, ORLY 7e-12p Tools, Household Appliances & more. 457 Santa Cruz Drive

Yard Sale 79

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Sinj Sun 7e-12p Lots of stuff Multi Fam No Early Birds! 115 Vicente Guerrero Ln. nr BB/field

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Jack Russell Terrier Pups Swiss, 1st show, dewclaw dock, 302ZF \$600 ea. 789-8408/492-5506

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I Mina'tura'tal Dox na Liheslaturan Guahan 32nd GUAM LEGISLATURE
 Vice Speaker Benjamin J.F. Cruz, Chairman
 Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land

INEKUNGOK PUPBLEKO (PUBLIC HEARING)
 gi Maltos, gi diha 9 gi Septiembre, 2014
 Tuesday, September 9, 2014
 Kuñton Inekungok Pupbleko gi 1 Liheslaturan Guahan (Guam Legislature Public Hearing Room)

TARENA (AGENDA)
 alas kuñto gi despues di taio ñni 4:00 PM
 Para Komitisionar (Confirmation Hearing)
 Mr. Anthony C. Biaz, Director, Bureau of Budget and Management Research

Primordial Sins (BBB)
 BH No. 379-32 (COR) - introduced by Senator Tony Ada
 An act to add a new §989.16 & 89.17 to Chapter 89 of 96CA relative to duty of landlords of multifamily rental units to inform tenants of the occupancy of a unit by a registered sex offender.

BH No. 390-32 (COR) - introduced by Senator Tony Ada
 An Act to add a new §5 51112 & 51113 to Chapter 51 of 186CA relative to the landlord-tenant relationship and protections for victims of Domestic Violence Inter Alia.

BH 389-32 (LS) - introduced by Senator Brent McCreatie
 An Act to add a New Article 6 to Chapter 77, Division 2, Title 12, Guam Code Annotated; relative to authorizing the issuance of tax credits for contributors to the renovation and expansion of the Tiran Gymnasium.

BH 393-32 (COR) - introduced by Speaker Judith Won Pat
 An Act to add a New §90109(V) to Chapter 80 of Division 4 of Title 10 Guam Code Annotated; relative to expanding the borrowing authority of the Guam Memorial Hospital for the renovation of the labor and delivery ward.

In compliance with the Americans with Disabilities Act, individuals requiring special accommodations or services for further information, please call the Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land at 473-4236/7 or email at info@guamlegislature.org
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WFLD
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Speaker Won Pat's Statement on Bill 393-32

Mr. Chairman, thank you for scheduling today's hearing for Bill No. 393-32, "An act to expand the borrowing authority of the Guam Memorial Hospital for the renovation of the Labor and Delivery Ward."

Several months ago, I proffered an amendment to Bill No 1(7S), now Public Law 32-179, that appropriated nearly \$900,000 to the Guam Memorial Hospital Authority to fund the renovation of the hospital's Labor and Delivery Ward. The Labor and Delivery Ward has not been renovated in 25 years.

Despite the fact that there is an average of ten births a day, there is only one labor and delivery room, six labor rooms, three delivery rooms, and three beds for recovery. This means that women are transferred about four times to a tiny labor room, a delivery room, a recovery room, and then to a postpartum room. The plan for renovating the Maternity Ward would allow expecting mothers to stay in one room, greatly reducing their discomfort and anxiety.

Mr. Chairman, the \$900,000 that was originally appropriated for the Maternity Ward is in the hands of GMHA and will help with the startup of the renovation. Additional monies are needed for the renovation and that is why I introduced Bill No. 393-32, which would allow GMH and the Governor to arrange a line of credit, a revolving loan fund, and/or a direct loan, the total cumulative amount not to exceed \$4 million for a period not to exceed ten years with banks or other lending institutions licensed to do business on Guam. I estimate the government will be paying an annual debt service of \$600,000.

With the passage of the FY 2015 budget, the source of funding will come from the Business Privilege Tax (BPT) that was pledged to GDOE schools by Public Law 31-229. I must point out that Public Law 32-120 and 32-121 which I authored, provides the sufficient funding source to renovate Simon Sanchez High School and the remaining GDOE schools, excluding the lease back schools. Thus, the BPT that was originally pledged in Public Law 31- 229 can be redirected to fund the Labor and Delivery Ward.

While the legislation does not affect the debt ceiling, as the amount proposed to be borrowed is well below our limit, the bill allows the Governor to reserve the limited borrowing capacity for other priorities of the government of Guam and provide him a means for alternative financing such as municipal leasing as provided in Chapter 58 of Title 5 Guam Code Annotated. Again, this type of alternative financing does not affect our borrowing capacity.

Every effort must be made to complete renovation of the Labor and Delivery Ward. I will work with my colleagues and stakeholders in the community to pass this legislation. I would like to thank our OB/GYN doctors, nurses, and mothers and their families for their advocacy toward improving our island's maternity care. We are all responsible for the health of our community, especially the health of the most vulnerable members of our population – our babies.



COMMITTEE ON RULES

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Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

Senator
Thomas C. Ada
VICE CHAIRPERSON
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Member

Senator
V. Anthony Ada
Member
MINORITY LEADER

Senator
Aline Yamashita
Member

September 2, 2014

VIA E-MAIL

joey.calvo@bbmr.guam.gov

Jose S. Calvo
Acting Director
Bureau of Budget & Management Research
P.O. Box 2950
Hagåtña, Guam 96910

RE: Request for Fiscal Notes– Bill Nos. 392-32 (LS) and 393-32(COR)

Hafa Adai Mr. Calvo:

Transmitted herewith is a listing of *I Mina'trentai Dos na Liheslaturan Guåhan's* most recently introduced bills. Pursuant to 2 GCA §9103, I respectfully request the preparation of fiscal notes for the referenced bills.

Si Yu'os ma'åse' for your attention to this matter.

Very Truly Yours,

Senator Rory J. Respicio
Chairperson of the Committee on Rules

Attachment (1)

Cc: Clerk of the Legislature

Bill Nos.	Sponsors	Title
392-32 (LS)	FRANK B. AGUON, JR.	AN ACT TO ADD A NEW SUBSECTION (C) TO §3102 OF CHAPTER 3, TITLE 3, GUAM CODE ANNOTATED; AND NEW §3101.3 TO §3101 OF CHAPTER 3, TITLE 16, GUAM CODE ANNOTATED RELATIVE TO VOTER PRE-REGISTRATION OF PERSONS AT LEAST SIXTEEN (16) YEARS OF AGE.
393-32 (COR)	Judith T. Won Pat, Ed.D. T. R. Muña Barnes, A. A. Yamashita, Ph.D. B. J. F. Cruz, R. J. Respicio, FRANK B. AGUON, JR.	AN ACT TO ADD A NEW §80109(V) TO CHAPTER 80 OF DIVISION 4 OF TITLE 10 GUAM CODE ANNOTATED; RELATIVE TO EXPANDING THE BORROWING AUTHORITY OF THE GUAM MEMORIAL HOSPITAL FOR THE RENOVATION OF THE LABOR AND DELIVERY WARD.



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Senator
Aline Yamashita
Member

August 27, 2014

MEMORANDUM

To: **Rennae Meno**
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: **Senator Rory J. Respicio** 
Chairperson of the Committee on Rules

Subject: **Referral of Bill No. 393-32(COR)**

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 393-32(COR)**.

Please ensure that the subject bill is 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 Dos na Liheslaturan Guåhan*.

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

Si Yu'os Ma'åse!

Attachment

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2014 (SECOND) Regular Session

Bill No. 393 -32 (cop)

Introduced by:

J. T. Won Pat, Ed.D. 

Tina R. Muna Barnes 

A. A. Yamashita, Ph.D. 

B. J. F. Cruz 

R. J. Respicion 

F. B. Aguon, Jr. 

**AN ACT TO ADD A NEW §80109(v) TO CHAPTER 80 OF
DIVISION 4 OF TITLE 10 GUAM CODE ANNOTATED;
RELATIVE TO EXPANDING THE BORROWING
AUTHORITY OF THE GUAM MEMORIAL HOSPITAL FOR
THE RENOVATION OF THE LABOR AND DELIVERY
WARD.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. A new §80109 (v) of Chapter 80, Division 4 of Title 10, Guam Code Annotated is hereby *added* to read:

1 “(w) Notwithstanding subsection (s) of this section, arrange a line of credit,
2 a revolving loan fund, and/or a direct loan, the total cumulative amount not to
3 exceed Four Million Dollars (\$4,000,000) with banks or other lending institutions
4 licensed to do business on Guam. All terms of the line of credit, a revolving loan
5 fund, and/or a direct loan agreement shall be negotiated by the Authority and I
6 *Maga’lahen Guåhan* [Governor] in the best interests of the people of Guam. The
7 terms of the line of credit, a revolving loan fund, and/or a direct loan shall include
8 the following:

9 (1) the line of credit, a revolving loan fund, and/or a direct loan shall be used
10 by the Authority for the renovation of the Guam Memorial Hospital Labor and
11 Delivery Ward;

12 (2) no charge shall be levied by a lender for making the loan;

2014 MS 26 PM 12: 25

1 (3) the interest rate shall be subject to negotiation between the Authority or
2 designee as authorized by the Board of Trustees, *I Maga'lahañ Guåhan* and the
3 lender; such interest rate shall be computed on a monthly average and based on the
4 actual amount extended to the Authority; and

5 (4) interest earned by the lender shall be exempt from taxation by the
6 government of Guam.

7 (5) The line of credit, a revolving loan fund, municipal lease financing,
8 and/or a direct loan may be secured by a pledge or other reservation of revenues
9 collected by the government of Guam from the taxes collected under the "Business
10 Privilege Tax Law" (namely, 11 GCA Chapter 25, excluding the alcoholic
11 beverage taxes, liquid fuel taxes, automotive surcharges, tobacco taxes and real
12 property taxes) The Business Privilege Tax pledged or reserved shall only apply to
13 the unpledged portion of the business privilege tax (currently one percentage point
14 of the current four percent Business Privilege Tax rate) so as not to violate the
15 government's covenants to bondholders of the Series A, Series B and Series C
16 Limited Obligation bonds authorized through Public Law 31-76, Public Law 31-
17 196 and Public Law 31-276. The sum of Six Hundred Thousand Dollars
18 (\$600,000) will be used for the as security for line of credit, a revolving loan fund,
19 and/or a direct loan. *I Maga'lahañ Guåhan* and the Authority are hereby authorized
20 to execute the loan agreement, a revolving loan fund, and/or a direct loan
21 agreement and other necessary documentation.

22 (6) Any money borrowed shall be repaid in accordance with the terms
23 established in the negotiated agreement, but not to exceed an amortization period
24 of more than ten (10) years. In no case shall any amount borrowed be refinanced
25 permitting repayment more than ten (10) years after the loan is made.

26 (7) Notwithstanding the provisions of Chapter 6 of Title 5 of the Guam Code
27 Annotated, the government of Guam hereby waives immunity from any suit or

1 action in contract upon the loan and guaranty but does not waive sovereign
2 immunity as to the personal liability of elected or appointed officials and
3 employees of the government Guam. For the purpose of this provision only,
4 immunity is also waived as to the award of attorney fees and related costs in
5 connection with any suit brought to enforce any right or obligation incurred under
6 the loan authorized hereby or in connection with the enforcement of any
7 agreement, note or pledge that arises directly from the indebtedness authorized
8 hereby.

9 (8) This Guarantee is a general obligation of the government of Guam,
10 subject to the full faith and credit of the government of Guam. The Guarantor
11 consents to any and all extension of time and waiver or modification of obligations
12 guaranteed hereunder.

13 (9) Alternative Financing. *I Maga'lahañ Guåhan* and the Authority are
14 authorized to utilize the following alternative financing if necessary:

15 (a) Federal Guaranteed Loan or Community Facilities Loan and Grants,
16 instrumentalities of the United States Department of Agriculture, if such financing
17 better serves the needs of the People of Guam; and/or

18 (b) Municipal Lease Financing. The Guam Economic Development
19 Authority is authorized to enter into a municipal lease financing as defined under
20 Guam Code annotated Title 5, Division 5, Chapters 58, 58A, 58B, 58D and 58E