

I MINA'BENTE NUEBI NA LIHESLATURAN GUÁHAN
2008 (SECOND) Regular Session

AGENDA

April 21, 2008

- (i) Call to order;**
- (ii) Prayer by the Chaplain;**
- (iii) Singing of the Guam Hymn in Chamorro;**
- (iv) Singing of the National Anthem;**
- (v) Roll call;**
- (vi) Call for approval of the Legislative Journal; 4/14/08 dj;**
- (vii) Communications and petitions; There are**
- (viii) Messages from *I Maga'lahaen Guáhan*; There are**
- (ix) Reports of Standing Committees; There are**
- (x) Reports of Select Committees; None**
- (xi) Introduction and first reading of bills and resolutions:** Bill No. 273 (EC) to Bill No. 275 (EC); Bill No. ___(LS) to Bill No. ___(LS); Resolution No. ___ (LS) to Resolution No. ___(LS); Legislative Certificate No. __ (LS) to Legislative Certificate No. __ (LS).
- (xii) Motions;**
 - 1. Veto of Bill No. 60(EC), to prohibit transfer of funds from Antonio B. Won Pat International Airport Authority, Guam for the general purposes of GovGuam, received 9/07/07.
 - 2. Veto of Bill No. 62(EC), to impose a temporary moratorium on the issuance, extension, renewal and modification of qualifying certificates; & creating a qualifying certificate assessment workgroup, received 9/07/07.

3. Veto of SBill No. 33(EC), creating the *Kumision Guâhan Fine'nana* (The Guam First Commission) on the Military Mission in Guam, received 10/26/07.
4. Veto of SBill No. 132(EC), to *amend* Title 21 GCA § 80104(e), relative to the powers and duties of the Ancestral Lands Commission to manage and develop former Spanish Crown Lands and other non-ancestral lands, received 10/26/07.
5. Veto Bill No. 111(EC), to extending the right of public documents to resumes and applications filed in response to government recruitment, received 1/2/08.
6. Veto of Bill No. 137(EC), relative to government travel law, received 1/2/08.
7. Veto of Bill No. 171(LS), relative to authorizing the Superintendent of Education to establish a public corporation for the purpose of advancing excellence in education, to be known as the "Foundation for Public Education Act of 2007", received 1/2/08.
8. Veto of Bill No. 195(EC), relative to permitted investments and interest earned from the Sixteen Million Dollars (\$16,000,000) of bond proceeds intended to fund payments to COLA Class Awardees as ordered by the judgment in Rios V. Camacho, Superior Court Case No. SP0206-93, received 3/20/08.
9. Veto of Bill No. 210(LS), to appropriate funds to the department of revenue and taxation to purchase new equipment and contractual needs necessary for the functions of the department, received 3/20/08.
10. Veto of Bill No. 211(LS), to appropriate funds to the department of revenue and taxation to hire new personnel within various divisions to enhance collection efforts and compliance with local laws, received 3/20/08.
11. Veto of Bill No. 214, act to appropriate the sum of Twelve Million Eight Hundred Thousand Dollars (\$12,800,000) for delinquent streetlight arrearage owed to the Guam Power Authority to comply with the stipulation issued by the Guam Public Utilities Commission in response to the Guam Power Authority petition for Fiscal Year 2008 base rate relief as contained in Docket 07-10, received 3/20/08.
12. Veto of Bill No. 218(LS), to appropriate the sum of Eight Hundred Thousand Dollars (\$800,000) from the General Fund to the Department of Revenue and Taxation (DRT) for the purpose of funding overtime costs and the purchase of computer hardware and software in order to speed up the review and processing of income tax returns so that DRT can pay out federal funds received relative to the Federal Economic Stimulus Package in a an act timely manner, received 3/20/08.
13. Veto of Bill No. 221(LS), to *amend* Section 1 of part 1-Department of Public Health and Social Services, Chapter Iii of Public Law 29-19, to increase the appropriation from Forty-Seven Million Three Hundred Fifty-six Thousand One Hundred Eight Dollars (\$47,356,108) to Sixty-One Million Three Hundred Fifty-Six Thousand One Hundred Eight Dollars (\$61,356,108) for the purpose of funding obligations in the Medically Indigent Program and the Medicaid Program, received 3/20/08.

14. Veto of Bill No. 136(EC), relative to incorporating the provision of wellness and preventive healthcare into the government of Guam's group health and medical insurance coverage, thus promoting and encouraging a more healthy, fit, and improved lifestyle for employees and their families; through *adding* a new Subsection "(h)" to §4301 of Article 3, Chapter 4, Title 4, Guam Code Annotated, Group Insurance, received 3/20/08.
15. Veto of Bill No. 206(EC), relative to including a government of Guam retiree in the negotiating team to advocate for health care benefits, received 4/7/08.
16. Veto of Bill No. 25(EC), to include Martin Luther King, Jr. Day as a Guam holiday and to *add* a new Chapter 23 to Title 1, Guam Code Annotated, to create the Reverend Dr. Martin Luther King, Jr. Human and Civil Rights Commission, received 4/7/08.
17. Veto of Bill No. 72(EC), to dissolve the Interim Transition Coordinating Committee and transfer administrative and enforcement authority of post GTA privatization matters to the Attorney General of Guam by *repealing* and *reenacting* Rule 15, Public Law 26-70:2, received 4/7/08.
18. Veto of Bill No. 138(EC), to accelerate the transition of the government of Guam into the digital age by the implementation of a program of discounted fees as incentives for the submission of documents filed with government agencies in an acceptable computerized data format, at the Department of Land Management, by *amending* §60304 and *adding* a new §60315.1 to Title 21, Guam Code Annotated, received 4/7/08.

(xiii) Legislative Concurrence;

1. From the Committee on Criminal Justice, Public Safety & Youth on the appointment of Ms. Concepcion B. Duenas to serve as a member of the Guam Parole Board with the recommendation to do Confirm.
2. From the Committee on Criminal Justice, Public Safety & Youth on the appointment of Ms. Wendy Hightman to serve as a member of the Criminal Injuries Compensation Commission with the recommendation to do Confirm
3. From the Committee on Criminal Justice, Public Safety & Youth on the appointment of Mr. Jose B. Palacios to serve as Director of the Department of Corrections with the recommendation to do Confirm.

Ms. Lenora Marie Crisostomo to serve as a member of the Guam Boxing & Wrestling Commission.

Mr. Patrick Q. Lujan to serve as a member of the Guam Boxing & Wrestling Commission

(xiv) Consent Calendar:

(xv) Second Reading File:

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| 1. Bill No. 269 (EC) | 11. Bill No. 12(LS)* |
| 2. Bill No. 205(EC) | 12. Bill No. 226(LS)* |
| 3. Bill No. 223(LS) | 13. Bill No. 95(LS)* |
| 4. Bill No. 194(EC) | 14. Bill No. 156(EC)* |
| 5. Bill No. 236(LS) | 15. Bill No. 99(LS)* |
| 6. Bill No. 264(EC) | 16. Bill No. 156(EC) |
| 7. Bill No. 243(LS) | 17. Resolution No. 145(EC) |
| 8. Bill No. 172(LS) | 18. Resolution No. 137(LS) |
| 9. Bill No. 199(EC) | 19. Resolution No. 146(EC) |
| 10. Bill No. 247(LS) | 20. Resolution No. 140(LS) |

(xvi) Consideration of the Daily File:

(1) Third Reading File:

and

(2) Voting File:

(xvii) Brief extension of remarks (limited to 5 minutes per member);

(xviii) Announcements;

(xix) Adjournment.

Committee Reports Received as of 4/18/08:

Bill No. 95 (LS) – by Ray Tenorio, F. T. Ishizaki, R. J. Respicio

As substituted by Committee on
Public Safety, Criminal Justice and Youth

AN ACT TO AMEND 19 GCA CHAPTER 20 § 20118, RELATIVE TO ESTABLISHING THE DEFINITION OF A STATUS OFFENDER, AND TO ADD A NEW 19 GCA CHAPTER 20 § 21009, RELATIVE TO ESTABLISHING VALID COURT ORDER PROVISIONS.

AN ACT TO AMEND §20118 OF 19GCA RELATIVE TO STATUS OFFENDERS WHO VIOLATE COURT ORDERS OR COMMIT CRIMINAL ACTS.

Bill No. 162(LS) – by F. T. Ishizaki, F. F. Blaz, Jr.,

As substituted by the Author and **A. B. Palacios, Sr., Ray Tenorio**
as further substituted by the Committee on
Criminal Justice, Public Safety & Youth

AN ACT TO AMEND SUBSECTION (a), (b), AND (c) OF §18201 OF ARTICLE 2 OF CHAPTER 18 OF TITLE 16 OF THE GUAM CODE ANNOTATED, RELATIVE TO THE IMPLIED CONSENT PROVISIONS OF THE SAFE STREETS ACT.

AN ACT TO AMEND SUBSECTION (a), (b), AND (c) OF §18201 OF ARTICLE 2 OF CHAPTER 18 OF TITLE 16 OF THE GUAM CODE ANNOTATED, RELATIVE TO THE IMPLIED CONSENT PROVISIONS OF THE SAFE STREETS ACT.

Bill No. 179 (EC) – by A. B. Palacios, Sr.

AN ACT RELATIVE TO CLARIFYING THE RESTRICTIONS ESTABLISHED ON THE RECRUITMENT OR COMPENSATION OF GOVERNMENT OF GUAM PERSONNEL ABOVE STEP 10 OF THE COMPENSATION SCHEDULE; THROUGH AMENDING SECTION §6205.2 OF CHAPTER 6, TITLE 4, GUAM CODE ANNOTATED.

Bill No. 191 (EC) – by A. B. Palacios, Sr.

AN ACT TO REPEAL THE TAX EXEMPTIONS FOR BANKS, BANKING INSTITUTIONS, SMALL LENDERS AND BUILDING AND LOAN ASSOCIATIONS, BY AMENDING §26202(f)(1) AND (2) OF ARTICLE 2, CHAPTER 26, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO TAX ON BANKS, BANKING INSTITUTIONS, SMALL LENDERS, AND BUILDING AND LOAN ASSOCIATIONS.

Bill No. 12 (LS) – J. T. Won Pat
As substituted by the Committee on
Public Safety, Criminal Justice & Youth

AN ACT TO AMEND ITEMS (f), (g), (h) & (i) OF §43.50 OF CHAPTER 43 OF TITLE 9 G.C.A. RELATIVE TO RECEIVING STOLEN NON-FERROUS AND OTHER SALVAGEBLE METALS.

AN ACT TO ADD SECTION 43.10 (g) CHAPTER 43 OF TITLE 9 G.C.A., TO DEFINE "HIGH VALUE SALVAGE MATERIAL;" TO AMEND SECTION 43.50, CHAPTER 43 OF TITLE 9 G.C.A., TO REQUIRE PERSONS, ENTITIES OR CORPORATIONS BUYING HIGH VALUE SALVAGE MATERIAL TO MAINTAIN INDIVIDUAL REPORTS; A NEW SECTION 43.52, CHAPTER 43 OF TITLE 9 G.C.A., TO MAKE IT UNLAWFUL FOR PERSONS CONVICTED OF ROBBERY, THEFT OR BURGLARY WITHIN THE LAST THREE (3) YEARS TO SALE HIGH VALUE SALVAGE MATERIAL TO PERSONS, ENTITIES OR CORPORATIONS; TO AMEND SECTION 74101, CHAPTER 74, DIVISION 3 OF TITLE 11 G.C.A, TO AMEND THE DEFINITION OF SCRAP DEALER; AN ACT TO AMEND 74103, CHAPTER 74, DIVISION 3 OF TITLE 11 G.C.A. TO ADD HIGH VALUE SALVAGE MATERIAL

Bill No. 163 (LS) – by F.T. Ishizaki, F.F. Blas, Jr., A.B. Palacios, Sr., Ray Tenorio
As substituted by the Author: and
as further Substituted by the Committee on
Criminal Justice, Public Safety, and Youth

AN ACT TO AMEND §3603(b) OF ARTICLE 6 OF CHAPTER 3 OF TITLE 16 OF THE GUAM CODE ANNOTATED; TO CREATE §3607 OF ARTICLE 6 OF CHAPTER 3 OF TITLE 16 OF THE GUAM CODE ANNOTATED; AND TO REPEAL AND REENACT §3601(e) OF ARTICLE 6 OF CHAPTER 3 OF TITLE 16 OF THE GUAM CODE ANNOTATED AND §3209(c) OF ARTICLE 2 OF CHAPTER 3 OF TITLE 16 OF THE GUAM CODE ANNOTATED, RELATIVE TO THE USE AND TESTING OF SUN SCREENING DEVICES ON MOTOR VEHICLES.

AN ACT TO AMEND §3603(b) OF ARTICLE 6 OF CHAPTER 3 OF TITLE 16 OF THE GUAM CODE ANNOTATED; TO CREATE §3607 OF ARTICLE 6 OF CHAPTER 3 OF TITLE 16 OF THE GUAM CODE ANNOTATED; AND TO REPEAL AND REENACT §3601(e) OF ARTICLE 6 OF CHAPTER 3 OF TITLE 16 OF THE GUAM CODE ANNOTATED AND §3209(c) OF ARTICLE 2 OF CHAPTER 3 OF TITLE 16 OF THE GUAM CODE ANNOTATED, RELATIVE TO THE USE AND TESTING OF SUN SCREENING DEVICES ON MOTOR VEHICLES.

AN ACT TO AMEND §3603(b) OF ARTICLE 6 OF CHAPTER 3 OF TITLE 16 OF THE GUAM CODE ANNOTATED; AND TO REPEAL AND REENACT §3601(e) OF ARTICLE 6 OF CHAPTER 3 OF TITLE 16 OF THE GUAM CODE ANNOTATED AND §3209(c) OF ARTICLE 2 OF CHAPTER 3 OF TITLE 16 OF THE GUAM CODE ANNOTATED, RELATIVE TO THE USE AND TESTING OF SUN SCREENING DEVICES ON MOTOR VEHICLES.

**Bill No. 226 (LS) – by T. R. Muna-Barnes, Dr. David L.G. Shimizu, J. T. Won Pat,
As Substituted by the Committee on Ed.D.
Criminal Justice, Public Safety and Youth**

AN ACT TO ADD A NEW SUBSECTION (d) TO §89.12 OF TITLE 9 GCA
RELATIVE TO MAKING IT A CRIMINAL OFFENSE TO ALTER, TAMPER
WITH, DAMAGE, OR DESTROY ANY ELECTRONIC MONITORING
DEVICE FOR THE MONITORING OF CONVICTED SEX OFFENDERS.

*AN ACT TO ADD A NEW SUBSECTION (D) TO §89.12 OF TITLE 9 GCA
RELATIVE TO MAKING IT A CRIMINAL OFFENSE TO ALTER, TAMPER
WITH, DAMAGE, OR DESTROY ANY ELECTRONIC MONITORING DEVICE
FOR THE MONITORING OF CONVICTED SEX OFFENDERS*

From the Committee on Criminal Justice, Public Safety & Youth on the appointment of Ms. Concepcion B. Duenas to serve as a member of the Guam Parole Board with the recommendation to do Confirm.

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