

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

January 19, 2012
(Reconvening of January 18, 2012 Session)

- (i) Call to order;**
- (ii) Prayer by the Chaplain;**
- (iii) Recitation of *Inifresi*;**
- (iv) Singing of the Guam Hymn in Chamorro;**
- (v) Singing of the National Anthem;**
- (vi) Roll call;**
- (vii) Call for approval of the Legislative Journal: ~~12/19/11 to 12/22/11~~ dj**
- (viii) Communications and Petitions; ~~There are~~**
- (ix) Messages from the Governor; ~~There are~~**
- (x) Reports of Standing Committees; ~~There are~~**
- (xi) Reports of Select Committees; ~~None~~**
- (xii) Introduction and First Reading of Bills and Resolutions:**
 - Bill No. ___-31(LS) to Bill No. ___-31(LS)
 - Resolution No. ___-31(LS) to Bill No. ___-31(LS)
 - Certificate No. 114-31(LS) to Certificate No. ___-31(LS)
 - ~~Resolution No. 303-31(LS) to Resolution No. 304-31(LS)~~
 - ~~Bill No. 403-31(COR) to Bill No. 410-31(COR)~~
 - ~~Resolution No. 294-31(COR) to Resolution No. 302-31(COR)~~
- (xiii) Motions;**
 1. Vetoed Bill No. 155-31(COR) - to de-appropriate the sums appropriated and transferred by *I Maga'lahaen Guåhan* during Fiscal Years 2004 through 2009 for expenditures related to the Municipal Solid Waste Landfill Facility and the closure of the *Ordot* Dump, and re-appropriate said sum amount for the payment of emergency

income tax refunds for tax year 2009 and prior, and appropriate Five Hundred Thousand Dollars (\$500,000) to the Department of Public Works for the *Umatac* and *Merizo* Cemeteries; and to *amend* §§58b102 and 58b106 of Chapter 56b, Title 5, Guam Code Annotated, relative to pledge of Section 30 Revenues for the expansion of *Okkodo* High School.

2. Vetoed Bill No.145-31 (COR) - An act making appropriations for the operations of the Executive, Legislative, and Judicial Branches of the government of Guam for Fiscal Year ending September 30, 2012, making other appropriations, and establishing miscellaneous and administrative provisions.
3. Vetoed Bill No. 241-31(COR) - An act to exempt maps of the Chamorro Land Trust lease sites previously approved by the Chamorro Land Trust Commission from the requirements of Article 2, Chapter 62 of the Guam Code Annotated, relative to subdivision and recordation procedures.

(xiv) Legislative Concurrence;

1. ~~From the Committee on Education and Public Libraries on the appointment of Dr. John Camacho Salas to serve as a member of the Council on Post-Secondary Institution Certification with the recommendation to do confirm.~~

(xvi) Consent Calendar: *

*Through motion that all commendatory, congratulatory and condolence resolutions and legislative certificates introduced today and remainder of this legislative session be considered first read and adopted; to allow Senators and the Legal Counsel to make technical correction and to add all Senators as co-sponsors.

(xvii) Second Reading File;

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|---|----------------------------------|
| 1. S Bill No. 99-31(COR) | 8. <u>Res. No. 299-31(COR)</u> |
| 2. S Bill No. 124-31(LS) | 9. <u>ABill No. 309-31(LS)</u> |
| 3. S Bill No. 193-31(COR) | 10. <u>ABill No. 327-31(COR)</u> |
| 4. S Bill No. 263-31(COR) – Referred back to Cmte | 11. ABill No. 337-31(COR) |
| 5. Bill No. 268-31(COR) – Referred back to Cmte
Bill No. 272-31(COR) | 12. Bill No. 338-31(COR) |
| 6. Bill No. 292-31(LS) – Discussion suspended | 13. SBill No. 382-31(COR) |
| 7. ABill No. 296-31(LS) | 14. ABill No. 390-31(COR) |
| | 15. Bill No. 406-31(COR) |
| | 16. <u>Res. No. 281-31(COR)</u> |
| | 17. <u>Bill No. 272-31(COR)</u> |

(xvii) Consideration of the Daily File:

Third Reading File

1/18/12

1. SBill No. 99-31(COR)
2. SBill No. 124-31(LS)
3. SBill No. 193-31(COR)
4. ABill No. 296-31(LS)
5. Resolution No. 299-31(COR)
6. ABill No. 309-31(LS)
7. ABill No. 327-31(COR)

1/19/12

- 8.
- 9.
- 10.
- 11.
- 12.
- 13.

and

Voting File;

1. On the appointment of Dr. John Camacho Salas to serve as a member of the Council on Post-Secondary Institution Certification.

(xviii) Brief extension of remarks;

(xix) Announcements; *and*

(xx) Adjournment

SECOND READING FILE

Bill No. 99-31 (COR) – by V. Anthony Ada, R. J. Respicio

3rd Reading File 1/18/12

As Substituted by the Committee on Public Safety,
Law Enforcement and Judiciary

AN ACT TO ADD A NEW ARTICLE 3 TO CHAPTER 120 OF 8GCA RELATIVE TO REQUIRING CONVICTED SEX OFFENDERS, INTER ALIOS, TO SUBMIT TO DNA PROFILING.

Bill No. 124-31 (LS) – by Judith T. Won Pat, Ed.D., A. B. Palacios, Sr.

3rd Reading File 1/18/12

As Substituted by the Committee on Public Safety, **T. R. Muna Barnes**
Law Enforcement and Judiciary

AN ACT TO ~~ADD A NEW §34155~~ ~~§34154~~ TO TITLE 5 GUAM CODE ANNOTATED, RELATIVE TO ~~DEADBEAT PARENTS~~ THE “MOST WANTED DELINQUENT ABSENT PARENT LIST” AND OTHER CHILD SUPPORT LISTS OF DELINQUENT OBLIGORS.

Bill No. 193-31 (COR) – by Chris M. Dueñas

3rd Reading File 1/18/12

AN ACT TO ADD A NEW §44115 TO CHAPTER 44 OF TITLE 22, GUAM CODE ANNOTATED, ESTABLISHING A SCHOLARSHIP PROGRAM FOR ECONOMICALLY-DISADVANTAGED STUDENTS SEEKING CAREERS IN THE CONSTRUCTION TRADES; PROVIDING FUNDING SOURCES FOR THE PROGRAM; AND, CITING THIS ACT AS THE “BUILDING GUAM’S TRADES SCHOLARSHIP PROGRAM.”

Bill No. 263-31 (COR) – by A. A. Yamashita, PhD

Back to Committee 1/8/12

As substituted by the Committee on Appropriations,
Taxation, Public Debt, Banking, Insurance, Retirement
& Land and the Author

AN ACT TO AMEND SECTION 61103(D), REPEAL SECTION 61531.1, AND AMEND SECTION 61532 ALL OF PART 4, CHAPTER 61, TITLE 21, GUAM CODE ANNOTATED RELATIVE TO PARKING REGULATIONS.

AN ACT TO AMEND § 61103(D), REPEAL § 61531.1, AND AMEND §61532 ALL OF PART 4, CHAPTER 61, TITLE 21, GUAM CODE ANNOTATED RELATIVE TO PARKING REGULATIONS.

Bill No. 268-31 (COR) – by A. B. Palacios, Sr.

Back to Committee 1/8/12

AN ACT RELATIVE TO AUTHORIZING THE DEPARTMENT OF LABOR TO CONTRACT FOR LEGAL SERVICES, AS DEEMED NECESSARY FOR THE CONDUCT OF ITS OPERATIONS; THROUGH ADDING A NEW SUBSECTION “D” TO §1114 OF CHAPTER 1, TITLE 22, GUAM CODE ANNOTATED, BUSINESS REGULATIONS, DEPARTMENT OF LABOR SERVICES AND AGREEMENTS.

Bill No. 272-31 (COR) – by B. J.F. Cruz

**Discussion suspended and
placed at bottom of 2nd Reading File 1/18/12**

AN ACT TO ADD A NEW § 43101 TO TITLE 5 OF THE GUAM CODE ANNOTATED RELATIVE TO PROHIBITING MEMBERS OF BOARDS AND COMMISSIONS FROM PROCURING GOODS AND SERVICES TO ANY GOVERNMENT DEPARTMENT, AGENCY OR INSTRUMENTALITY IN WHICH THEY ARE APPOINTED TO SERVE.

Bill No. 292-31 (LS) - by D.G. Rodriguez, Jr.

Discussion suspended 1/8/12

AN ACT TO AUTHORIZE THE COMMUNITY HEALTH CENTERS OF THE DEPARTMENT OF PUBLIC HEALTH & SOCIAL SERVICES TO OBTAIN REIMBURSEMENT FOR SERVICES RENDERED TO MEDICALLY INDIGENT PROGRAM PATIENTS, BY AMENDING §3812 OF ARTICLE 8, CHAPTER 3, AND BY AMENDING §2912.10 OF ARTICLE 9, CHAPTER 2, OF TITLE 10, GUAM CODE ANNOTATED

Bill No. 296-31 (LS) - by A. B. Palacios, Sr.

3rd Reading File 1/18/12

As amended

AN ACT TO ADD A NEW §90.16 TO ARTICLE 1 OF CHAPTER 90, TITLE 9, GUAM CODE ANNOTATED RELATIVE TO ESTABLISHING MINIMUM QUALIFICATIONS FOR THE POSITION OF DEPARTMENT OF CORRECTIONS OFFICER.

**Resolution No. 299-31 (COR) – by R. J. Respicio, J. P. Guthertz,
DPA, T. C. Ada**

3rd Reading File 1/18/12

Relative to the establishment of a “Sister City” relationship between the province of Pangasinan in the republic of the Philippines, and the territory of Guam, in order to encourage the further growth of friendship, camaraderie and commerce for the benefit of all of the people of the two regions.

Bill No. 309-31 (LS) – by T. C. Ada

3rd Reading File 1/18/12

As amended by the Committee on
Appropriations, Taxation, Public Debt,
Banking, Insurance, Retirement, and Land

AN ACT TO AMEND §3102.1, §7160(e), §7161(f) OF TITLE 16, GUAM CODE ANNOTATED, TO AMEND §51506(d) OF TITLE 10, GUAM CODE ANNOTATED, AND TO AMEND §4104(b) OF TITLE 4, GUAM CODE ANNOTATED RELATIVE TO THE CONTINUING APPLICATION OF BENEFITS TO GUAM’S VETERANS.

Bill No. 327-31 (COR) – by M. Silva Taijeron

3rd Reading File 1/18/12

As Amended by the Committee on
Appropriations, Taxation, Public Debt,
Banking, Insurance, Retirement and Land

AN ACT TO AMEND §40135 AND TO ADD NEW SECTIONS 40137, 40138, 40139, 40140, 40141 AND 40142, ALL OF CHAPTER 40, DIVISION 4, TITLE 5 OF THE GUAM CODE ANNOTATED RELATIVE TO GYMNASIUM REVOLVING FUNDS WITHIN VARIOUS ISLAND MUNICIPALITIES.

ABill No. 337-31 (COR) – by v. c pangelinan

AN ACT TO ADD A NEW SUBSECTION (i) TO §75108 AND TO ADD A NEW SECTION 75121 TO CHAPTER 75, TITLE 21 GUAM CODE ANNOTATED RELATIVE TO LEASES AND LICENSES FOR CHAMORRO LAND TRUST COMMISSION PROPERTIES AND FOR OTHER PURPOSES.

Bill No. 338-31 (COR) – by J. P. Guthertz, DPA

AN ACT TO AMEND THE TITLE AND SUB SECTIONS 4601, 4601(E), 4602, 4603, AND 4605 AND TO ADD SUB SECTION 4601(F)(G) AND A NEW SUB SECTION 4611 TO ARTICLE 6 OF CHAPTER 4, TITLE 4 GUAM CODE ANNOTATED RELATIVE TO EXPANDING THE ELIGIBILITY FOR INCLUSION IN THE ENHANCED PLACEMENT PROGRAM FOR PUBLIC EMPLOYEES.

Bill No. 382-31 (COR) – by A. A. Yamashita, PhD

As substituted

AN ACT RELATIVE TO ESTABLISHING THE GUAM FOREST SYSTEM BY ADDING A NEW ARTICLE 5 TO CHAPTER 63, TITLE 5, GUAM CODE ANNOTATED;AND, CITING THIS ARTICLE AS THE “GUAM FORESTRY LEGACY ACT OF 2011.”

Bill No. 390-31 (COR) – by T. R. Muña-Barnes

As amended

AN ACT TO ADD A NEW ITEM (J) TO §77104 OF CHAPTER 77, TITLE 21 OF THE GUAM CODE ANNOTATED; RELATIVE TO PROVIDING THE DIRECTOR OF PARKS AND RECREATIONS WITH THE AUTHORITY TO DETERMINE THE APPROPRIATE NUMBER OF VENDORS FOR THE GUAM PARK SYSTEM; AND TO REPEAL §2105 OF CHAPTER 2, OF DIVISION 1 OF TITLE 21 GUAM ADMINISTRATIVE REGULATIONS RELATIVE TO THE NUMBER OF ALLOWABLE PARK VENDORS.

Bill No. 406-31(COR) – by R. J. Respicio

AN ACT TO *REPEAL* AND *REENACT* SECTION 21 OF CHAPTER XII, OF PUBLIC LAW 31-77 RELATIVE TO PROVIDING FOR ASSIGNABILITY OF OFFSETS AGAINST BUSINESS PRIVILEGE TAXES FOR THE OUTSTANDING DEBT BALANCE OWED FOR THE COMPLETION OF THE GUAM PUBLIC MARKET REDEVELOPMENT PROJECT, PHASE II-DEPARTMENT OF COMMERCE PROJECT NO. 320-5-1008-L-AGN, INCLUDING CHANGE ORDER NO. 1 AND CHANGE ORDER NO. 2.