

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

December 22, 2011
(Reconvening December 19, 20, 2011)

- (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: ~~11/1/11 to 11/8/11~~ 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. 400-31(LS) to Bill No. 402-31(LS)
 - Resolution No. 288-31(LS) to Resolution No. ____ -31(LS)
 - Certificate No. ____ -31(LS) to Certificate No. ____ -31(LS)
 - Bill No. 398-31(LS) to Bill No. 399-31(LS)
 - Resolution No. 287-31(LS)
 - ~~Bill No. 369-31(COR) to Bill No. 397-31(COR)~~
 - ~~Resolution No. 267-31(COR) to Resolution No. 286-31(COR)~~
 - ~~Certificate No. 101-31(LS) to Certificate No. 108-31(COR)~~
- (xiii)**

(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, relative to subdivision and recordation procedures. Guam Code Annotated.

(xiv) Legislative Concurrence;

1. From the Committee on Utilities, Transportation, Public Works and Veterans Affairs on the appointment of Mr. William D. Beery to serve as a member of the Guam Building Code Council with the recommendation to do confirm.
2. From the Committee on Utilities, Transportation, Public Works and Veterans Affairs on the appointment of Mr. John P. Duenas to serve as a member of the Guam Building Code Council with the recommendation to do confirm.
3. From the Committee on Education and Public Libraries on the appointment of Ms. Asuncion P. Guerrero to serve as a member of the Guam Commission for Educator Certification with the recommendation to do confirm.
4. From the Committee on Public Safety, Law Enforcement and Judiciary on the appointment of Mr. Joey Cruz San Nicolas to serve as Chief of the Guam Fire Department the recommendation to do confirm.
- 5.

~~From the Committee on Municipal Affairs, Tourism, Housing and Recreation on the appointment of Ms. Feliciana T. Tainatongo to serve as the Youth Member of the Parks and Recreation Commission with the recommendation to do confirm.~~

(xv) 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.

(xvi) Second Reading File;

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|---|--|
| 1. Bill No. 112-31(COR)
SBill No. 138-31(LS) | 8. Bill No. 350-31(COR) |
| 2. ABill No. 207-31(COR) | 9. ABill No. 363-31(LS) |
| 3. SBill No. 239-31(COR) | 10. Bill No. 365-31(LS) |
| 4. SBill No. 253-31(COR) | 11. ABill No. 366-31(LS) |
| 5. Bill No. 264-31(COR)
Bill No. 323-31(COR) | 12. SBill No. 384-31(COR)
SBill No. 386-31(COR) |
| 6. Bill No. 340-31(COR) | 13. Bill No. 323-31(COR) |
| 7. Bill No. 343-31(COR) | 14. SBill No. 138-31(LS) |
| | 15. SBill No. 384-31(COR) |

(xvii) Consideration of the Daily File:

Third Reading File;

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1. Bill No. 112-31(COR)
~~SBill No. 138-31(LS)~~
2. ABill No. 207-31(COR)
3. SBill No. 239-31(COR)
4. SBill No. 253-31(COR)
5. Bill No. 264-31(COR)
~~Bill No. 323-31(COR)~~

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6. Bill No. 340-31(COR)
7. Bill No. 343-31(COR)
8. Bill No. 350-31(COR)
9. ABill No. 363-31(LS)
10. Bill No. 365-31(LS)
11. ABill No. 366-31(LS)
~~SBill No. 384-31(COR)~~
12. SBill No. 386-31(COR)
13. Bill No. 323-31(COR)
14. SBill No. 138-31(LS)
15. SBill No. 384-31(COR)

and

Voting File;

1. On the appointment of Mr. William D. Beery to serve as a member of the Guam Building Code Council

2. On the appointment of Mr. John P. Duenas to serve as a member of the Guam Building Code Council.
3. On the appointment of Ms. Asuncion P. Guerrero to serve as a member of the Guam Commission for Educator Certification.
4. On the appointment of Mr. Joey Cruz San Nicolas to serve as Chief of the Guam Fire Department.
5. On the appointment of Ms. Feliciano T. Tainatongo to serve as the Youth Member of the Parks and Recreation Commission.
6. Vetoed Bill 241-31

(xviii) Brief extension of remarks;

(xix) Announcements; and

(xx) Adjournment

SECOND READING FILE

Bill No. 112-31 (COR) – by V. A. Ada

3rd Reading File 12/19/11

AN ACT TO AUTHORIZE THE SALE OF A PORTION OF LOT NO. 87-4-2-R1, NOT TO EXCEED 114+ SQUARE METERS, UNDER THE INVENTORY OF CHAMORRO LAND TRUST.

Bill No. 138-31 (LS) - by v. c. pangelinan, J. T. Won Pat, Ed.D,

Substituted by the Committee on Municipal
Affairs, Tourism, Housing and Recreation

T. R. Muña-Barnes

3rd Reading File 12/0/11

2nd Reading File 12/20/11

3rd Reading File 12/19/11

AN ACT TO *REPEAL* AND *RE-ENACT* ARTICLE 7, CHAPTER 4, TITLE 12, GUAM CODE ANNOTATED, RELATIVE TO THE GUAM HOUSING CORPORATION'S FIRST-TIME HOMEOWNERS ASSISTANCE PROGRAM, TO ADD ARTICLE 10, CHAPTER 4, TITLE 12, GUAM CODE ANNOTATED RELATIVE TO THE HOUSING TRUST FUND ACT, AND TO AMEND SECTION 5 OF PUBLIC LAW 20-210, TO AMEND SECTION 11(c) OF PUBLIC LAW 20-210 AS REPEALED AND RE-ENACTED BY PUBLIC LAW 26-123, AND TO AMEND SECTION 12 OF PUBLIC LAW 20-210.

Bill No. 207-31 (COR) – by v. c. pangelinan

3rd Reading File 12/19/11

AN ACT TO AUTHORIZE THE DEPARTMENT OF LAND MANAGEMENT TO EXCHANGE A PORTION OF GOVERNMENT OF GUAM LAND AND DEED LOT NO. 1NEW-6, WITHIN BLOCK NO. 24, MUNICIPALITY OF HAGATNA TO ADRIAN L. CRISTOBAL AND CONCEPCION F. CRISTOBAL PURSUANT TO CIVIL CASE CV230-88 RECORDED UNDER DOCUMENT NO. 478218

Bill No. 239-31 (COR) – by Sam Mabini, Ph.D.

3rd Reading File 12/19/11

AMENDING §4114.1 AND ADDING A NEW SUB-ITEM (A) TO §4114.1 OF TITLE 17 GUAM CODE ANNOTATED, CHAPTER 4, THE “COLLEGE AND CAREER READINESS” (CCaRe) ACT, RELATIVE TO INTEGRATING ACADEMIC CURRICULUM AND CAREER AND TECHNICAL EDUCATION INTO THE GUAM DEPARTMENT OF EDUCATION'S BASIC CURRICULA.

Bill No. 253-31 (COR) – by C. M. Duenas, J. T. Won Pat, Ed.D.

As substituted

3rd Reading File 12/19/11

AN ACT TO ADD A NEW § 2110 TO CHAPTER 2, TITLE 2, GUAM CODE ANNOTATED, RELATIVE TO REQUIRING A REPORT FROM THE LAND PLANNING DIVISION, DEPARTMENT OF LAND MANAGEMENT FOR ANY ZONING LEGISLATION.

Bill No. 264-31 (COR) - by A. A. Yamashita, PhD

3rd Reading File 12/19/11

AN ACT TO AMEND CHAPTER 9, DIVISION 2 OF TITLE 17, GUAM CODE ANNOTATED RELATIVE TO EDUCATION & TRAINING FACILITIES AND OPPORTUNITIES FOR THE INDIVIDUAL WITH A DISABILITY.

Bill No. 323-31 (COR) – by D. G. Rodriguez, Jr.

3rd Reading File 12/20/11

2nd Reading File 12/20/11

3rd Reading File 12/19/11

AN ACT TO REQUIRE PARENTAL CONSENT FOR THE CONDUCT OF AN ABORTION UPON A MINOR, BY ADDING A NEW CHAPTER 4A TO TITLE 19, GUAM CODE ANNOTATED.

**Bill No 340-31 (COR) - by R. J. Respicio, F. F. Blas Jr., B. J.F. Cruz.
V. A. Ada**

3rd Reading File 12/20/11

AN ACT TO AMEND §§ 2101 AND 2101.1 AND TO ADD A NEW § 2106 TO CHAPTER 2 OF TITLE 5 OF THE GUAM CODE ANNOTATED RELATIVE TO THE JURISDICTION OF THE GUAM STATE CLEARINGHOUSE.

Bill No 343-31 (COR)-T. R. Muña Barnes

3rd Reading File 12/20/11

AN ACT TO CREATE THE GUAM FILM OFFICE BY ADDING A NEW ARTICLE 4 TO CHAPTER 50 OF DIVISION 2 OF TITLE 12, GUAM CODE ANNOTATED.

Bill No. 350-31 (COR) - by M. Silva Taijeron

3rd Reading File 12/20/11

AN ACT TO AMEND §58110 AND TO ADD A NEW §58110(I) BOTH TO CHAPTER 58, TITLE 12 OF THE GUAM CODE ANNOTATED RELATIVE TO THE INCLUSION OF LOCAL PROFESSIONAL ADVICE AND SUPPORT AS A CONDITION OF BENEFIT FOR QUALIFYING CERTIFICATE BENEFICIARIES.

Bill No. 363-31 (LS) – by T. C. Ada, J. P. Guthertz, DPA,

3rd Reading File 12/20/11

As Amended by the Committee on
Utilities, Transportation, Public Works
and Veterans Affairs

R. J. Respicio

AN ACT TO AUTHORIZE THE USE OF LOCAL FUNDS FOR MATCHING OF GRANTS AVAILABLE FROM THE VETERANS AFFAIRS STATE CEMETERY GRANTS PROGRAM AND TO APPROVE A CONCEPTUAL CAPITAL IMPROVEMENT PLAN RELATIVE TO THE EXPANSION OF THE GUAM VETERANS CEMETERY.

Bill No. 365-31 (LS) - by J. P. Guthertz, T. R. Muña Barnes

3rd Reading File 12/20/11

AN ACT TO AMEND §40113(B) (19) AND §40135 OF CHAPTER 40, TITLE 5 GUAM CODE ANNOTATED RELATIVE TO PLACING THE TAGA'CHANG BEACH PARK UNDER THE ADMINISTRATIVE AUTHORITY OF THE OFFICE OF THE MAYOR OF YONA; AND INCLUDING FEES CHARGED FOR THE USE OF PUBLIC AND BEACH PARKS UNDER THE PURVIEW OF THE RESPECTIVE MAYORS IN THE MUNICIPAL PLANNING COUNCIL REVOLVING FUND.

Bill No. 366-31 (LS) – by Adolpho B. Palacios, Sr.

3rd Reading File 12/20/11

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

AN ACT TO AMEND §4401 OF ARTICLE 4, CHAPTER 4, DIVISION 1, TITLE 7, GUAM CODE ANNOTATED, RELATIVE TO THE APPOINTMENT AND AUTHORITY OF MAGISTRATE JUDGES.

Bill No. 384-31 (COR) – by J. T. Won Pat, Ed.D.

3rd Reading File 12/20/11

As Substituted by the Committee on
Education and Public Libraries.

2nd Reading File 12/20/11
3rd Reading File 12/19/11

AN ACT TO EXTEND THE DEADLINE TO SUBMIT PETITIONS TO ESTABLISH FRANCISCO Q. SANCHEZ SCHOOL AS AN ACADEMY CHARTER SCHOOL.

Bill No. 386-31 (COR) – by B. J.F. Cruz, Frank F. Blas, Jr.

3rd Reading File 12/20/11

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

AN ACT TO AMEND ITEM (F) OF APPENDIX A OF CHAPTER 67 OF TITLE 9 OF THE GUAM CODE ANNOTATED; AND TO AMEND ITEM (B) OF APPENDIX D OF CHAPTER 67 OF TITLE 9 OF THE GUAM CODE ANNOTATED; AND TO REPEAL §67.801 OF ARTICLE 8 OF CHAPTER 67 OF TITLE 9 OF THE GUAM CODE ANNOTATED; RELATIVE TO LISTING OF SALVIA DIVINORUM OR SALVINORUM A AND CERTAIN SYNTHETIC DRUGS SUBJECT AS SCHEDULE I SUBSTANCES AND LISTING CARISOPRODOL AS A SCHEDULE IV SUBSTANCE UNDER THE GUAM UNIFORM CONTROLLED SUBSTANCES ACT.

VOTING FILE

Vetoed Bill No. 241-31COR)

Voting File 12/20/11

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, RELATIVE TO SUBDIVISION AND RECORDATION PROCEDURES. GUAM CODE ANNOTATED.