

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

February 17, 2012
(Reconvening of February 13, 14, 2012)

- (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: ~~1/18, 19, 20/12 dj; 1/31/12 dj;~~
2/9/12 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:**
 - Resolution No. ___-31(LS) to Resolution No. ___-31(LS)
 - Bill No. 424-31(LS) to Bill No. ___-31(LS)
 - Certificate No. ___-31(LS) to Certificate No. ___-31(LS)
 - ~~Resolution No. 325-31(LS) to Resolution No. 326-31(LS)~~
 - ~~Bill No. 421-31(LS) to Bill No. 423-31(LS)~~
 - ~~Bill No. 419-31(COR) to Bill No. 420-31(COR)~~
 - ~~Resolution No. 323-31(COR) to Resolution No. 324-31(COR)~~
 - ~~Certificate No. 115-31(COR) to Certificate No. 118-31(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. 241-31COR) - 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.
4. Vetoed Bill No. 406-31(COR) - 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. 320-5-1008-1-AGN, including Change Orders No. 1 and No. 2.

(xiv) Legislative Concurrence;

1. ~~From the Committee on Utilities, Transportation, Public Works, and Veterans Affairs on the appointment of Mr. Joseph W. Duenas to serve as a member of the Guam Solid Waste Authority Board of Directors with the recommendation to do confirm.~~
2. ~~From the Committee on Utilities, Transportation, Public Works, and Veterans Affairs on the appointment of Ms. Alexandra L.G. Taitano to serve as a member of the Guam Solid Waste Authority Board of Directors with the recommendation to do confirm.~~

3. ~~From the Committee on Utilities, Transportation, Public Works, and Veterans Affairs on the appointment of Mr. Michael A. Pangelinan to serve as a member of the Public Utilities Commission with the recommendation to do confirm.~~
4. ~~From the Committee on Municipal Affairs, Aviation, Housing and Recreation on the appointment of Mr. Jonathan Ulloa to serve as a member of the Guam Unarmed Combat Commission with the recommendation to do confirm.~~

(xv) Consent Calendar:

(xvi) Second Reading File;

- | | |
|---|---|
| 1. Bill No. 413-31(COR)(Referred back to Com) | 11. Bill No. 369-31(COR) |
| 2. Bill No. 158-31(COR) | 12. Bill No. 370-31(COR) |
| 3. Bill No. 181-31(LS)(Referred back to Com) | 13. SBill No. 397-31(COR) |
| 4. ABill No. 190-31(LS) | 14. SBill No. 399-31(LS) |
| 5. SBill No. 248-31(COR) | 15. ABill No. 400-31(LS) |
| 6. Bill No. 276-31(COR) | 16. SBill No. 300-31(LS)(Discussion continues) |
| 7. Bill No. 289-31(COR) | 17. <u>Bill No. 331-31(COR)</u> (Referred back to Com) |
| 8. Bill No. 326-31(COR) | 18. <u>Bill No. 332-31(COR)</u> (Referred back to Com) |
| 9. Bill No. 341-31(COR) | 19. <u>Bill No. 333-31(COR)</u> (Referred back to Com) |
| 10. ABill No. 362-31(LS) | 20. <u>Bill No. 371-31(COR)</u> (Referred back to Com) |

(xvii) Consideration of the Daily File:

Third Reading File

February 13, 2012

1. ABill No. 190-31(LS)
2. SBill No. 248-31(COR)
3. Bill No. 276-31(COR)
4. Bill No. 289-31(COR)
5. Bill No. 326-31(COR)
6. Bill No. 341-31(COR)
7. ABill No. 362-31(LS)
8. Bill No. 369-31(COR)
9. Bill No. 370-31(COR)
10. SBill No. 397-31(COR)
11. SBill No. 399-31(LS)
12. ABill No. 400-31(LS)
13. Bill No. 158-31(COR)

February 14, 2012

14. SBill No. 300-31(LS)

and

Voting File;

1. On the appointment of Mr. Joseph W. Duenas to serve as a member of the Guam Solid Waste Authority Board of Directors.

2. On the appointment of Ms. Alexandra L.G. Taitano to serve as a member of the Guam Solid Waste Authority Board of Directors.
3. On the appointment of Mr. Michael A. Pangelinan to serve as a member of the Public Utilities Commission.
4. On the appointment of Mr. Jonathan Ulloa to serve as a member of the Guam Unarmed Combat Commission.

(xviii) Brief extension of remarks;

(xix) Announcements; and

(xx) Adjournment

SECOND READING FILE

Bill No. 413-31 (COR) – by Dennis G. Rodriguez, Jr. Referred back to Committee 2/14/12

AN ACT TO REPEAL AND REENACT TITLE 3 OF THE GUAM CODE ANNOTATED RELATIVE TO GUAM ELECTIONS

Bill No. 158-31(COR) – by Dennis G. Rodriguez, Jr. 3rd Reading File 2/13/12

AN ACT TO ESTABLISH AN URGENT CARE CENTER FOR OUTPATIENT MEDICAL SERVICES WITHIN THE GUAM MEMORIAL HOSPITAL PREMISES TO ALLEVIATE CONGESTION AND COSTS IN THE EMERGENCY ROOM, BY ADDING A NEW §80122 TO CHAPTER 80, DIVISION 4, TITLE 10 GUAM CODE ANNOTATED.

Bill No. 181-31 (LS) – by Sam Mabini, Ph.D., V. A. Ada Referred back to Committee 2/13/12

AN ACT TO AMEND TITLE 16 GUAM CODE ANNOTATED, CHAPTER 5 RELATIVE TO THE CREATION OF TRUCK WEIGH STATIONS ON GUAM

Bill No. 190-31 (LS) - by A.A. Yamashita, Ph.D 3rd Reading File 2/13/12
As amended by the Committee on Appropriations, Taxation,
Public Debt, Banking, Insurance, Retirement & Land

AN ACT TO AMEND § 31A05(a) OF ARTICLE 1A OF CHAPTER 3 OF TITLE 16, GUAM CODE ANNOTATED, RELATIVE TO DRIVER'S LICENSES ROAD TESTING.

Bill No. 248-31 (COR) – by Judith P. Guthertz, DPA 3rd Reading File 2/13/12
As Substituted by the Committee on Education
and Public Libraries.

AN ACT TO REPEAL CHAPTER 11 OF TITLE 17 GUAM CODE ANNOTATED RELATIVE TO ABOLISHING THE OFFICE OF THE ADEQUATE EDUCATION SURUHANU.

Bill No. 276-31 (COR) – by V. A.Ada, v. c. pangelinan 3rd Reading File 2/13/12

AN ACT TO REQUIRE THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES TO CONDUCT A FEASIBILITY STUDY ON PROVIDING AFTER-HOUR URGENT CARE SERVICES IN THE PUBLIC HEALTH CENTERS.

**Bill No. 289-31 (COR) – by C. M. Duenas, V. A. Ada,
F. F. Blas, Jr., A. B. Palacios, Sr.** 3rd Reading File 2/13/12

AN ACT TO AMEND CHAPTER 16 OF TITLE 4, GUAM CODE ANNOTATED, RELATIVE TO THE “DISASTER SERVICE VOLUNTEER LEAVE ACT”.

Bill No. 300-31 (LS) - by Sam Mabini, Ph.D.

3rd Reading File 2/14/12
2nd Reading File 2/13/12

AN ACT AMENDING TITLE 5 GUAM CODE ANNOTATED, CHAPTER 60, §60113 ITEM “A,” AND THE ADDITION OF A NEW §60113 ITEM “B”, RELATIVE TO AMENDING THE AUTHORIZATION OF THE DEPARTMENT OF AGRICULTURE TO ADMINISTER AND COLLECT FEES.

Bill No. 326-31 (COR) – M. Silva Taijeron

3rd Reading File 2/13/12

AN ACT TO ADD A NEW SECTION 10313 TO ARTICLE 3, CHAPTER 10, TITLE 5 OF THE GUAM CODE ANNOTATED RELATIVE TO REQUIRING ALL GOVERNMENT OF GUAM DEPARTMENTS AND AGENCIES TO ACCEPT APPLICATIONS, FILINGS AND FORMS FOR SERVICES VIA THE INTERNET.

Bill No 331-31 (COR) - B. J.F. Cruz

Referred back to Committee 2/14/12
2nd Reading File 2/14/12

AN ACT TO REZONE LOT NO. 10060-REM-1-R2 IN THE MUNICIPALITY OF DEDEDO FROM AGRICULTURAL “A” TO COMMERCIAL “C” ZONE.

Bill No 332-31 (COR) - B. J.F. Cruz

Referred back to Committee 2/14/12
2nd Reading File 2/14/12

AN ACT TO REZONE LOT NO. 10060-REM-R6-NEW, IN THE MUNICIPALITY OF DEDEDO FROM AGRICULTURAL “A” TO COMMERCIAL “C” ZONE.

Bill No 333-31 (COR) - B. J.F. Cruz

Referred back to Committee 2/14/12
2nd Reading File 2/14/12

AN ACT TO REZONE LOT NO. 10129-1 IN THE MUNICIPALITY OF DEDEDO FROM AGRICULTURAL “A” TO COMMERCIAL “C” ZONE.

Bill No 341-31 (COR) - by B.J.F. Cruz

3rd Reading File 2/13/12

AN ACT TO ADD A NEW SUBSECTION (r) TO § 40112 OF TITLE 5 OF THE GUAM CODE ANNOTATED; RELATIVE TO EMPOWERING THE MAYORS WITH THE AUTHORITY TO CLOSE NON ROUTED ROADS FOR VILLAGE FUNERALS, FIESTAS, AND OTHER EVENTS.

Bill No. 362-31 (LS) – by F. F. Blas, Jr.

3rd Reading File 2/13/12

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

AN ACT TO *ADD A NEW* CHAPTER 27 TO TITLE ~~16~~ 18 OF THE GUAM CODE ANNOTATED, RELATIVE TO BICYCLE SAFETY, AND TO CITE THE ACT AS THE “*BICYCLE SAFETY ACT OF 2012 2011.*”

Bill No. 369-31 (COR) – v. c. pangelinan

3rd Reading File 2/13/12

AN ACT TO ZONE THE PREVIOUSLY UNZONED LOT NO. 1060-5-1, IN THE MUNICIPALITY OF BARRIGADA, TO SINGLE-FAMILY DWELLING (R-1).

Bill No. 370-31 (COR) v. c. pangelinan

3rd Reading File 2/13/12

AN ACT TO ZONE THE PREVIOUSLY UNZONED LOT NO. 1060-5-2, IN THE MUNICIPALITY OF BARRIGADA, TO SINGLE-FAMILY DWELLING (R-1).

Bill No. 371-31 (COR) – v. c. pangelinan

Referred back to Committee 2/14/12

2nd Reading File 2/14/12

AN ACT TO REZONE LOT NO. 19A-3, IN THE MUNICIPALITY OF SINAJANA FROM SINGLE-FAMILY DWELLING (R-1) TO MULTIPLE-FAMILY DWELLING (R-2) ZONE

Bill No. 397-31 (COR) – by T. C. Ada, A. B. Palacios, Sr.

3rd Reading File 2/13/12

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

AN ACT TO AMEND §3346 OF CHAPTER 3, TITLE 16, GUAM CODE ANNOTATED, AND TO ADD A NEW §3346.1 OF CHAPTER 3, TITLE 16, GUAM CODE ANNOTATED, RELATIVE TO RESTRICTING THE USE OF MOBILE PHONES WHILE OPERATING A VEHICLE, AND PROVIDING FOR PUBLIC EDUCATION REQUIREMENTS REGARDING SUCH RESTRICTIONS.

Bill No. 399-31 (LS) – by v. c. pangelinan

3rd Reading File 2/13/12

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

AN ACT TO REPEAL IN ITS ENTIRETY SECTION 2 OF PUBLIC LAW NO. 26-10, TO AMEND SUBSECTION 8104(l), SUBSECTION 8104(v) AND TO REPEAL AND RE-ENACT SECTION 8134 OF ARTICLE 1, CHAPTER 8, TITLE 4 OF THE GUAM CODE ANNOTATED RELATIVE TO SURVIVOR ANNUITIES.

Bill No. 400-31 (LS) – by Adolpho B. Palacios, Sr.

3rd Reading File 2/13/12

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

AN ACT TO AMEND §85.26 OF CHAPTER 85, 9GCA, RELATIVE TO THE CONDUCT OF DELIBERATIONS AND VOTING ON PAROLE ACTIONS BY THE GUAM PAROLE BOARD.