

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

**May 29, 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:** 4/22, 24, 25 & 27/12 dj;  
5/1/12
- (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. 452-31(COR) to Bill No. 465-31(COR)-31(COR)
  - Resolution No. 405-31(COR) to Resolution No. 432-31(COR)
  - Certificate No. 144-31(COR) to Certificate No. \_\_\_\_-31(LS)
- (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.
  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.
  5. Vetoed Bill No. 431-31(COR) – An act to provide for a limited extension of the contract between the Department of Public Health and Social Services (DPHSS) and the GovGuam Association of Retired Persons/*Servicio Para I Manamko* (GGARP/SPIMA) to provide *Senior Center Services for the Comprehensive Management, Operations, and Maintenance of the Senior Center Operations Program* for the Division of Senior Citizens, DPHSS.
  6. Vetoed Bill No. 319-31(COR), An act to amend §72105 of Chapter 72, Title 10, Guam Code Annotated, relative to authorizing private ambulance service providers to provide emergency medical services; and to amend §§3202(b), 3301(e), 3334(d) and 3339(d) of Chapter 3, Title 16, Guam Code Annotated, relative to emergency vehicles operating on Guam’s roadways.
  7. Vetoed Bill No. 413-31(COR), An act to *repeal and reenact* Chapters 1 through 20, of Title 3, Guam Code Annotated [Elections].
  8. Vetoed Bill No. 306-31(LS), An act to *add* a *new* §90.48 to 9 Guam Code Annotated, Chapter 90, relative to establishing and administering an international prisoner transfer program.

**(xiv) Legislative Concurrence;**

1. From the Committee on Utilities, Transportation, Public Works and Veterans Affairs on the appointment of Mr. Andrew M. Gayle, Jr. to serve as a member of 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 Mr. Peter B. Montinola to serve as member of the Public Utilities Commission with the recommendation to do confirm.
3. From the Committee on Municipal Affairs, Tourism, Housing, and Recreation on the appointment of Ms. Cecile Bamba Suda to serve as a member of the Guam Housing and Urban Renewal Authority Board of Commissioners with the recommendation to do confirm.
4. From the Committee on Municipal Affairs, Tourism, Housing, and Recreation on the appointment of Mr. David T. Lotz to serve a member of the Guam Historic Preservation Review Board with the recommendation to do confirm.

**(xvi) Consent Calendar;**

**(xvii) Second Reading File;**

1. SBill No. 437-31(COR)
2. SBill No. 250-31(COR)
3. ABill No. 321-31(COR)
4. Bill No. 378-31(COR)
5. ABill No. 380-31(COR)
6. SBill No. 387-31(COR)
7. Bill No. 394-31(COR)
8. Bill No. 402-31(LS)
9. SBill No. 419-31(COR)
10. Bill No. 420-31(COR)
11. Bill No. 421-31(LS)
12. SBill No. 434-31(COR)
13. Bill No. 438-31(LS)
14. Bill No. 458-31(COR)
15. Bill No. 463-31(COR)

**(xvii) Consideration of the Daily File:**

**Third Reading File**

*and*

**Voting File;**

**(xviii) Brief extension of remarks;**

**(xix) Announcements; *and***

**(xx) Adjournment**

## **SECOND READING FILE**

### **Bill No. 250-31 (COR) – by M. Silva Taijeron**

\*\*As Substituted by the Committee on Youth,  
Cultural Affairs, Procurement, General Government  
Operations and Public Broadcasting.

AN ACT ADD A NEW CHAPTER 25 TO TITLE 5 OF THE GUAM CODE ANNOTATED RELATIVE TO MEMORY STORAGE DEVICES ON MACHINES USED BY GOVERNMENT OF GUAM DEPARTMENTS AND AGENCIES.

### **Bill No. 321-31(COR) – by V. Anthony Ada, A. A. Yamashita Ph.D., F. F. Blas, Jr.**

As Amended by the Committee on Youth  
Cultural Affairs, Procurement, General Government  
Operations and Public Broadcasting

AN ACT TO ADD A NEW §43120 TO CHAPTER 43 OF 5GCA RELATIVE TO PROHIBITING SECRET VOTING BY GOVERNMENT OF GUAM BOARDS AND COMMISSIONS.

### **Bill No. 378-31 (COR) - Chris M. Duenas**

AN ACT TO ADD A NEW ITEM (i) TO § 62108 OF TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO REQUIRING THAT THE SUBDIVISION OF ANY LAND NOT RESULT IN THE LAND-LOCKING OF ANY OTHER LAND.

### **Bill No. 380-31 (COR) by Adolpho B. Palacios, Sr.**

As Amended by the Committee on Youth, Cultural Affairs, Procurement,  
General Government Operations and Public Broadcasting

AN ACT RELATIVE TO THE RELEASE OF WORKING ANIMALS FROM GOVERNMENT SERVICE, BY ADDING A NEW §22705 TO 5GCA.

### **Bill No. 387-31 (COR) - by Aline A. Yamashita, PhD.**

\*\*\*As Substituted by the Committee on  
Youth, Cultural Affairs, General Governmental  
Operations, Procurement, and Public Radio

Introduced by:

~~AN ACT TO ADD A NEW ITEM (J) TO SECTION 4403 OF ARTICLE 4, CHAPTER 4 OF TITLE 4, GUAM CODE ANNOTATED; AND TO AMEND ITEMS (A), (D) AND (E) OF SECTION 9301 AND TO AMEND ITEM (B) OF SECTION 9303 ALL OF ARTICLE 3, CHAPTER 9 OF TITLE 5, GUAM CODE ANNOTATED RELATIVE TO THE ADMINISTRATIVE ADJUDICATION LAW TO INCLUDE A REVIEW BY THE CIVIL SERVICE COMMISSION DEPARTMENT OF ADMINISTRATION FOR PROPOSED PERSONNEL RULES AND REGULATIONS, AND TO FURTHER ENHANCE~~

TRANSPARENCY BY REQUIRING THE ELECTRONIC PUBLISHING OF PROPOSED RULES AND REGULATIONS

**Bill No. 394-31 (COR) – by Judith P. Guthertz, DPA**

AN ACT TO AMEND §15102 OF ARTICLE 1, CHAPTER 15, TITLE 22, GUAM CODE ANNOTATED RELATIVE TO CERTIFICATE OF AUTHORITY.

**Bill No. 402-31 (LS) – by Sam Mabini, Ph.D.**

AN ACT TO AMEND §58110 (G), TITLE 12 GUAM CODE ANNOTATED, CHAPTER 58, RELATIVE TO REQUIRING LOCALLY-BASED, LOCALLY-OWNED BUSINESSES AND SERVICES FOR QUALIFYING CERTIFICATES.

**Bill No. 419-31 (COR) – by B. J.F. Cruz**

As Substituted by the Committee on Youth, Cultural Affair, Procurement, General Government Operations, and Public Broadcasting

AN ACT TO AMEND § 5102, ~~AND~~ § 5103, AND § 5105 OF CHAPTER 5 OF TITLE 4 OF THE GUAM CODE ANNOTATED; RELATIVE TO AN UPDATE AND REVISION OF APPROVED POLITICAL ACTIVITY BY GOVERNMENT EMPLOYEES AND INVESTIGATIONS BY THE CIVIL SERVICE COMMISSION.

**Bill No. 420-31 (COR) – by Adolpho B. Palacios, Sr.**

AN ACT TO AMEND SUBSECTIONS (j) AND (m) OF §3101, ARTICLE 1, CHAPTER 3, TITLE 16 OF THE GUAM CODE ANNOTATED, RELATIVE TO REQUIREMENTS FOR A GUAM DRIVER'S LICENSE.

**Bill No. 421-31 (LS) – by D. G. Rodriguez, Jr., A. B. Palacios, Sr.**

AN ACT TO AUTHORIZE APPROPRIATION CARRY-OVER PROVISIONS FOR THE GUAM FIRE DEPARTMENT FOR THE EXPENDITURE OF THE EXPIRED ENHANCED 911 EMERGENCY REPORTING SYSTEM FUNDS FOR THE SPECIFIC PURPOSE OF CONDUCTING A 2012-2013 FIRE SUPPRESSION AND EMERGENCY MEDICAL SERVICES RECRUITMENT CYCLE, ALONG WITH ANY OTHER USE PRESCRIBED IN PUBLIC LAW 25-55.

**Bill No. 434-31 – by v. c. pangelinan**

As Substituted by the Author

AN ACT TO AMEND §1107 AND ADD SUBSECTIONS (c), (d), (e), AND (f) TO CHAPTER 1, 22 GUAM CODE ANNOTATED AND TO AMEND §1209.1 AND ADD SUB-ITEM (g) TO CHAPTER 1, TITLE 5 GUAM CODE ANNOTATED RELATIVE TO RESEARCH AND STATISTICS.

**Bill No. 437-31(COR) – by J. P. Guthertz, DPA, A. A. Yamashita, , Ph.D., R. J. Respicio, S. A. Mabini, A. B. Palacios, Sr., C. M. Duenas**

As Substituted by the Committee on  
Health & Human Services, Economic Development,  
Senior Citizens, and Election Reform, referred back to  
Committee, and as Further Substituted by the Committee.

AN ACT TO AUTHORIZE LEASE FINANCING FOR THE REHABILITATION,  
CONSTRUCTION, EXPANSION AND RENOVATION OF PUBLIC SCHOOL FACILITIES.

**Bill No. 438-31 (LS) – by V. Anthony Ada**

AN ACT ADD A NEW §5220 TO CHAPTER 5 OF 5GCA RELATIVE TO POSTING IFBs  
AND RFPs ONLINE.

**Bill No. 458-31 (COR) – by T. R Muña Barnes**

AN ACT TO REPEAL AND RE-ENACT SECTION 4 OF PUBLIC LAW 31-209,  
RELATIVE TO THE TRANSFER OF PARCELS IN THE SAGAN LINAHYAN  
SUBDIVISION, DEDEDO, GUAM.

**Bill No. 463-31 (COR) - by T. R Muña Barnes**

AN ACT TO ADOPT THE GUAM HOUSING CORPORATION ADMINISTRATIVE RULES  
AND REGULATIONS FOR THE IMPLEMENTATION OF THE FIRST-TIME  
HOMEOWNERS ASSISTANCE PROGRAM.