LEGISLATIVE SESSION AGENDA
I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2013 (FIRST) Regular Session

Speaker Antonio R. Unpingco Legislative Session Hall
Legislative Day 13
June 17, 18,19, 20, 2013

(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;

- May 20, 2013 through May 28, 2013
- May 30, 2013

(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;

(xii) Introduction and First Reading of Bills and Resolutions;

- Bill No. 128-32 (COR)to 144-32 (COR)
- Resolution No. 161-32 (COR) to 169-32 (COR)
- Certificate No. 29 -32 (LS) through 35-32 (LS)
- Certificate No. 36-32 (COR) through 45-32 (COR)

(xiii) Motions;

1. **VETOED BILL NO. 9-32 (COR)** -AN ACT TO *ADD* NEW §§ 58148, 58148.1, 58148.2, 58148.3 AND 58149; AND TO *AMEND* §§ 58126 AND 58115(c), ALL OF CHAPTER 58 OF TITLE 12, GUAM CODE ANNOTATED, RELATIVE TO ESTABLISHING THE QUALIFYING CERTIFICATE REVIEW BOARD, AND THE QUALIFYING CERTIFICATE ACCOUNTABILITY AND TRANSPARENCY WEBSITE; AND AMENDING CONFLICTS OF INTEREST PROVISIONS.
2. **VETOED S.BILL NO. 81-32 (COR)**- AN ACT TO PROVIDE HEALTH INSURANCE TO GOVERNMENT OF GUAM EMPLOYEES AND RETIREES FOR FISCAL YEAR 2014.

3. **VETOED S.BILL NO. 64-32 (COR) -** AN ACT TO ADD A NEW ARTICLE 2 TO CHAPTER 12, DIVISION 2, TITLE 22 OF THE GUAM CODE ANNOTATED, RELATIVE TO THE LICENSING OF SERVICE CONTRACTS SOLD ON GUAM.

(xiv) Legislative Concurrence;

1. The Committee on General Government Operations and Cultural Affairshereby reports out the nomination of Joseph S. Wesley to serve as a Member of the Guam Parole Board, for a term of 4 years as defined by the Organic Act of Guam and the local laws applicable to the following position (per Governor's Letter), beginning on May 23, 2013, with the recommendation to do confirm. Moved to Voting File 6/17/13
2. The Committee on General Government Operations and Cultural Affairs hereby reports out the nomination of John T. Palomo to serve as a Member of the Guam Parole Board, for a term of 4 years as defined by the Organic Act of Guam and the local laws applicable to the following position (per Governor's Letter), beginning on May 23, 2013, with the recommendation to do confirm. . Moved to Voting File 6/17/13
3. The Committee on Education, Public Library and Women's Affairs hereby reports out the nomination of Maria FloriHerrero to serve as a Member of the University of Guam Board of Regents, to serve the unexpired term of John Arroyo, from January 16, 2008 to February 25, 2014as defined by the Organic Act of Guam and the local laws applicable to the following position (per Governor's Letter), beginning on May 23, 2013, with the recommendation to do confirm. . Moved to Voting File 6/17/13
4. The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land hereby reports out the nomination of John Z. Arroyo to serve as a Member of the Guam Land Use Commission, for a term of 5 years as defined by the Organic Act of Guam and the local laws applicable to the following position (per Governor's Letter), beginning on March 15, 2013, with the recommendation to do confirm.
5. The Committee on Health & Human Services, Health Insurance Reform, Economic Development, and Senior Citizens hereby reports out the nomination of Henry J. Taitano to serve as Administrator of the Guam Economic Development Authority, at the Pleasure of the Governor as defined by the Organic Act of Guam and the local laws applicable to the following position (per Governor's Letter), beginning on May 24, 2013, with the recommendation to do confirm. . Moved to Voting File 6/17/13

(xv) Consent Calendar;

(xvi) Second Reading File;

BILLS

1.	48-32 (LS) As substituted by the Author. Moved to Third Reading File 6/17/13.	R.J. Respicio	AN ACT TO DEFINE THE EDUCATIONAL AND PROFESSIONAL REQUIREMENTS FOR A LICENSED PROFESSIONAL COUNSELOR.
2.	84-32 (COR) As amended by the Committee. Moved to Third Reading File 6/17/13.	Vicente (ben) Pangelinan Tina Rose Muña Barnes	AN ACT TO ADD A NEW SUBSECTION (f) to SECTION 2, PART III, CHAPTER II OF PUBLIC LAW 31-233, RELATIVE TO THE APPROPRIATION TO THE GUAM COMMUNITY COLLEGE APPRENTICESHIP PROGRAM.

3.	86-32 (COR) As amended by the Committee. Moved to Third Reading File 6/17/13.	T.C. Ada	AN ACT TO ADD §10238 TO ARTICLE 2, CHAPTER 10 OF TITLE 12 GUAM CODE ANNOTATED TO AUTHORIZETHE JOSE D. LEON GUERRERO PORT AUTHORITY OF GUAM (PORT) TO WAIVE SOVEREIGN IMMUNITY TO SATISFY A PREREQUISITE FOR APPROVAL OF A $10,000,000 COMMERCIAL LOAN.
4.	89-32 (COR) Moved to Third Reading File 6/17/13.	Michael F.Q. San Nicolas	AN ACT TO *ADD* A *NEW* ARTICLE 17 TO CHAPTER 22, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE RESPONSIBLE RESERVE FUND.
5.	92-32 (COR) Moved to Third Reading File 6/17/13.	Michael T. Limtiaco, T.R. Muña Barnes	AN ACT TO ADD A NEW SUB-ITEM (1) TO 21 GCA § 61103(q), RELATIVE TO DEFINING A BED AND BREAKFAST; TO AMEND 21 GCA § 61305, 21 GCA § 61306, AND 21 GCA § 61307, RELATIVE TO ADDING A BED AND BREAKFAST TO THE LIST OF USES PERMITTED AND CONDITIONAL USES ALLOWED IN AN R1, R2 AND COMMERCIAL ZONE.
6.	97-32 (LS) As amended by the Author and the Committee.	D.G. Rodriguez, Jr.	AN ACT TO APPROPRIATE AVAILABLE FUNDS FROM THE GUAM/TERRITORIAL HIGHWAY FUND TO DESIGNATE AND PRIORITIZE CERTAIN CAPITAL IMPROVEMENT PROJECTS, PURCHASE HEAVY EQUIPMENT NEEDED BY THE DEPARTMENT OF PUBLIC WORKS FOR FLOOD MITIGATION AND FUND THE DEPARTMENT OF REVENUE AND TAXATION'S TRANSACTION PROCESSING SYSTEM.
7.	100-32 (LS) Discussion Suspended.	Judith T. Won Pat, Ed.D.	AN ACT TO ADD A NEW ITEM (e) TO §21116 OF CHAPTER 21, DIVISION 2, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO REQUIRING THE DEPOSIT OF UNCLAIMED OR UNPAID TAX REFUND CHECKS INTO THE INCOME TAX REFUND RESERVE FUND.
8.	107-32 (LS)	Brant T. McCreadie	AN ACT TO ADD A NEW SECTION TO CHAPTER 80, TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO CREATING A "TWO STRIKES" PROVISION FOR HABITUAL OFFENDERS OF SERIOUS CRIMES.
9.	108-32 (COR)	T.R. Muna Barnes	AN ACT TO AMEND §§ 44103, 44105, 44108, 44114, and 44115 OF CHAPTER 44, TITLE 10, GUAM CODE ANNOTATED; AND TO REPEAL §§ 44106 and 44109 OF CHAPTER 44, TITLE 10, GUAM CODE ANNOTATED; AND TO AMEND § 45105 OF CHAPTER 45, TITLE 10, GUAM CODE ANNOTATED; AND TO AMEND § 51504 OF CHAPTER 51, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO THE GUAM BEVERAGE CONTAINER RECYCLING ACT OF 2010 AND THE POWER OF THE GUAM ENVIRONMENTAL PROTECTION AGENCY TO IMPLEMENT THE SAME.
10.	109-32 (COR) As amended by the Committee.	Michael F.Q. San Nicolas, B.J.F. Cruz	AN ACT TOAMEND §26205 OF ARTICLE 2, CHAPTER 26, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO INCREASING THE STATUTE OF LIMITATIONS ON THE

	Moved to Third Reading File 6/18/13.		COLLECTION OF UNPAID BUSINESS PRIVILEGE TAX TO TEN (10) YEARS.
11.	113-32 (COR) As substituted Moved to Third Reading File 6/18/13.	T.R. Muña Barnes, Frank B. Aguon, Jr., B.J.F. Cruz, Judith T. Won Pat, Ed.D., R.J. Respicio	AN ACT TO ADD A NEW SECTION 16 TO CHAPTER X OF PUBLIC LAW 31-233 (GENERAL APPROPRIATIONS ACT OF 2013) MAKING AN APPROPRIATION FROM THE TOURIST ATTRACTION FUND (TAF) TO DUK DUK GOOSE, INC. TO COVER PRODUCTION COSTS FOR A CULTURAL CHILDREN'S TELEVISION PROGRAM.
12.	114-32 (COR) As substituted Moved to Third Reading File 6/18/13.	T.R. Muña Barnes, B.J.F. Cruz, Judith T. Won Pat, Ed.D., Frank B. Aguon, Jr., R.J. Respicio	AN ACT TO ADD A NEW SECTION 16 TO CHAPTER X OF PUBLIC LAW 31-233 (GENERAL APPROPRIATIONS ACT OF 2013) MAKING AN APPROPRIATION FROM THE TOURIST ATTRACTION FUND (TAF) TO HURAO ACADEMY, INC. TO CONTINUE THEIR MISSION IN PROMOTING AND PERPETUATING THE CHAMORU LANGUAGE AND CULTURE.
13.	115-32 (COR) As substituted Moved to Third Reading File 6/18/13.	T.R. Muña Barnes, B.J.F. Cruz, Judith T. Won Pat, Ed.D., Frank B. Aguon, Jr., R.J. Respicio	AN ACT TO ADD A NEW SECTION 16 TO CHAPTER X OF PUBLIC LAW 31-233 (GENERAL APPROPRIATIONS ACT OF 2013) MAKING AN APPROPRIATION FROM THE TOURIST ATTRACTION FUND (TAF) TO INETNON GEFPÅ'GO CULTURAL ARTS PROGRAM, INC. FOR THE PURPOSES OF DEVELOPING A SOUTHERN VISITOR ATTRACTION VENUE AT THE INARAJAN GARDEN HOUSE (IGH).
14.	117-32 (COR) Moved to Third Reading File 6/19/13.	T.R. Muña Barnes, Judith T. Won Pat, Ed.D., Brant T. McCreadie	AN ACT TO AMEND §§3705 AND 3707 OF ARTICLE 7, CHAPTER 3, TITLE 16 GCA, RELATIVE TO EXPANDING THE DUTIES OF THE GUAM POLICE DEPARTMENT COMMUNITY ASSISTED POLICING EFFORT (CAPE) VOLUNTEERS TO INCLUDE ENFORCEMENT OF THE HANDBILLING ACT, AND FOR OTHER PURPOSES.
15.	118-32 (COR) As substituted by the Committee.	D. G. Rodriguez, Jr. B.J.F. Cruz V. Anthony Ada Michael F.Q. San Nicolas Judith T. Won Pat, Ed.D R.J. Respicio Brant T. McCreadie Tommy Morrison T.R. Muña-Barnes	AN ACT RELATIVE TO ALCOHOL BEVERAGE CONTROL, TO BE KNOWN AS "THE RESPONSIBLE ALCOHOL SALES AND SERVICE ACT", BY ADDING NEW §§ 3123, 3124 AND 3125 TO ARTICLE 1, CHAPTER 3, 11 GCA; TO AMEND § 3207, AND ADD §§ 3212.1, 3230, 3231, AND 3232 TO ARTICLE 2, CHAPTER 3, 11 GCA; TO AMEND 11 GCA §3613; AND, ADD A NEW (h) TO §2105, ADD A NEW (c) TO § 2106, ADD A NEW (c) TO §2107, AND ADD A NEW §2111, ALL OF 3 GAR CHAPTER 2 [ALCOHOLIC BEVERAGE CONTROL BOARD].
16.	119-32 (COR) As substituted by the Committee. Moved to Third Reading File 6/19/13.	V. Anthony Ada Chris M. Dueñas	AN ADD A NEW ARTICLE 2 TO CHAPTER 37 OF 9GCA RELATIVE TO HOME INVASION.
17.	120-32 (LS) As substituted by the Committee.	Frank B. Aguon, Jr., R. J. Respicio, T. C. Ada, Aline A. Yamashita,	AN ACT RELATIVE TO HONORING GUAM'S MEN AND WOMEN WHO HAVE COURAGEOUSLY AND SELFLESSLY SERVED OUR ISLAND PEOPLE AND OUR NATION IN THE WAR ON TERROR AND WHO HAVE

	Moved to Third Reading File 6/19/13.	Ph.D., V. Anthony Ada, Dennis G. Rodriguez, Jr., B. J.F. Cruz, T. R. Muña Barnes, Judith T. Won Pat, Ed.D.	MADE THE ULTIMATE SACRIFICE, THROUGH THE ESTABLISHMENT OF A FALLEN HEROES MONUMENT; THROUGH ADDING A NEW SUBSECTION §79601.2 TO CHAPTER 79, ARTICLE 6, TITLE 21, GUAM CODE ANNOTATED.
18.	123-32 (LS) Moved to Third Reading File 6/19/13.	Judith T. Won Pat, Ed.D., Dennis G. Rodriguez, Jr., T. R. Muña Barnes , R.J. Respicio, Chris M. Dueñas	AN ACT TO APPROPRIATE THE SUM OF FOUR HUNDRED THOUSAND DOLLARS ($400,000.00) ESCHEATED TO THE GENERAL FUND, PURSUANT TO §21116 OF CHAPTER 21, DIVISION 2, TITLE 5, GUAM CODE ANNOTATED, TO THE DEPARTMENT OF REVENUE AND TAXATION FOR THE PURPOSE OF FUNDING THE AGENCY'S TRANSACTION PROCESSING SYSTEM.
19.	127-32 (LS) Moved to Third Reading File 6/19/13.	Judith T. Won Pat, Ed.D., T. R. Muña Barnes , R.J. Respicio, Chris M. Dueñas	AN ACT TO APPROPRIATE THE SUM OF ONE HUNDRED THOUSAND DOLLARS ($100,000.00) ESCHEATED TO THE GENERAL FUND, PURSUANT TO §21116 OF CHAPTER 21, DIVISION 2, TITLE 5, GUAM CODE ANNOTATED, TO THE DEPARTMENT OF REVENUE AND TAXATION FOR THE PURPOSE OF SUPPORTING THE OBJECTIVES OF P.L. 31-135, ALSO KNOWN AS THE *"CASH ECONOMY ENFORCEMENT ACT OF 2011"*.
20.	132-32 (COR) As substituted by the Committee.	Dennis G. Rodriguez, Jr.	AN ACT TO ADD A NEW SECTION 11 TO PUBLIC LAW 30-200 RELATIVE TO EXPANDING THE BORROWING ABILITY OF THE GUAM MEMORIAL HOSPITAL AUTHORITY BY INCLUDING THE AUTHORIZATION TO ALSO ENTER INTO REVOLVING LOAN FUNDS, AND DIRECT LOAN FUNDS.
21.	138-32 (COR)	Vicente (ben) C. Pangelinan	AN ACT TO AMEND SECTION 1515(i)(2)(G), ARTICLE 5, CHAPTER 1, TITLE 5 OF THE GUAM CODE ANNOTATED RELATIVE TO THE REPAIR AND IMPROVEMENTS TO THE GUAM FISHERMEN'S COOPERATIVE.

RESOLUTIONS

22.	106-32 (COR) Moved to Third Reading File 6/19/13.	T.R. Muña Barnes J.T. Won Pat, Ed. D.	Relative to Supporting The Development Of A Public Policy, Investment and Operational Frame Work For Establishing A Sustainable and Green Cruise Industry in Micronesia with Guam Serving as the Regional Hub.
23.	127-32 (LS) As substituted by the Committee.	Vicente (ben) Pangelinan	Relative to petitioning the United States Congress to amend the Radiation Exposure Compensation Act of 1990 to include Guam and to improve and increase compensation for those affected by ionizing radiation.
24.	135-32 (COR) Moved to Third Reading File 6/19/13.	Chris M. Dueñas V. Anthony Ada Tommy Morrison B.J.F. Cruz Michael T. Limtiaco Brant T. McCreadie	Relative to requesting the introduction of legislation by Guam's Delegate to Congress appropriating funds from the annual budget of the Department of Interior as an additional payment to the Government of Guam for unreimbursed Compact Impact costs for the hosting of Citizens of the Freely Associated States.

(xvii) Consideration of the Daily File;

(1) Third Reading File; and

1.	48-32 (LS) As substituted by the author and amended on the Floor.	R.J. Respicio	AN ACT TO DEFINE THE EDUCATIONAL AND PROFESSIONAL REQUIREMENTS FOR A LICENSED PROFESSIONAL COUNSELOR.
2.	86-32 (COR) As amended by the Committee.	T.C. Ada	AN ACT TO ADD §10238 TO ARTICLE 2, CHAPTER 10 OF TITLE 12 GUAM CODE ANNOTATED TO AUTHORIZETHE JOSE D. LEON GUERRERO PORT AUTHORITY OF GUAM (PORT) TO WAIVE SOVEREIGN IMMUNITY TO SATISFY A PREREQUISITE FOR APPROVAL OF A $10,000,000 COMMERCIAL LOAN.
3.	89-32 (COR) As amended on the Floor.	Michael F.Q. San Nicolas	AN ACT TO *ADD* A *NEW* ARTICLE 17 TO CHAPTER 22, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE RESPONSIBLE RESERVE FUND.
4.	84-32 (COR) As amended by the Committee and further amended on the Floor.	Vicente (ben) Pangelinan Tina Rose Muña Barnes	AN ACT TO ADD A NEW SUBSECTION (f) to SECTION 2, PART III, CHAPTER II OF PUBLIC LAW 31-233, RELATIVE TO THE APPROPRIATION TO THE GUAM COMMUNITY COLLEGE APPRENTICESHIP PROGRAM.
5.	92-32 (COR) As amended on the Floor.	Michael T. Limtiaco, T.R. Muña Barnes	AN ACT TO ADD A NEW SUB-ITEM (1) TO 21 GCA § 61103(q), RELATIVE TO DEFINING A BED AND BREAKFAST; TO AMEND 21 GCA § 61305, 21 GCA § 61306, AND 21 GCA § 61307, RELATIVE TO ADDING A BED AND BREAKFAST TO THE LIST OF USES PERMITTED AND CONDITIONAL USES ALLOWED IN AN R1, R2 AND COMMERCIAL ZONE.
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			ATTRACTION VENUE AT THE INARAJAN GARDEN HOUSE (IGH).
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10.	117-32 (COR) As amended on the Floor.	T.R. Muña Barnes, Judith T. Won Pat, Ed.D., Brant T. McCreadie	AN ACT TO AMEND §§3705 AND 3707 OF ARTICLE 7, CHAPTER 3, TITLE 16 GCA, RELATIVE TO EXPANDING THE DUTIES OF THE GUAM POLICE DEPARTMENT COMMUNITY ASSISTED POLICING EFFORT (CAPE) VOLUNTEERS TO INCLUDE ENFORCEMENT OF THE HANDBILLING ACT, AND FOR OTHER PURPOSES.
11.	119-32 (COR) As substituted by the Committee and amended on the Floor.	V. Anthony Ada Chris M. Dueñas	AN ADD A NEW ARTICLE 2 TO CHAPTER 37 OF 9GCA RELATIVE TO HOME INVASION.
12.	120-32 (LS) As substituted by the Committee and amended on the Floor.	Frank B. Aguon, Jr., R. J. Respicio, T. C. Ada, Aline A. Yamashita, Ph.D., V. Anthony Ada, Dennis G. Rodriguez, Jr., B. J.F. Cruz, T. R. Muña Barnes, Judith T. Won Pat, Ed.D.	AN ACT RELATIVE TO HONORING GUAM'S MEN AND WOMEN WHO HAVE COURAGEOUSLY AND SELFLESSLY SERVED OUR ISLAND PEOPLE AND OUR NATION IN THE WAR ON TERROR AND WHO HAVE MADE THE ULTIMATE SACRIFICE, THROUGH THE ESTABLISHMENT OF A FALLEN HEROES MONUMENT; THROUGH ADDING A NEW SUBSECTION §79601.2 TO CHAPTER 79, ARTICLE 6, TITLE 21, GUAM CODE ANNOTATED.
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14	Res. No. 106-32 (COR) As amended on	T.R. Muña Barnes J.T. Won Pat, Ed. D.	Relative to Supporting The Development Of A Public Policy, Investment and Operational Frame Work For Establishing A Sustainable and Green Cruise Industry in Micronesia with

	the Floor.		Guam Serving as the Regional Hub.
15.	Res. No. 135-32 (COR) As amended on the Floor.	Chris M. Dueñas V. Anthony Ada Tommy Morrison B.J.F. Cruz Michael T. Limtiaco Brant T. McCreadie	Relative to requesting the introduction of legislation by Guam's Delegate to Congress appropriating funds from the annual budget of the Department of Interior as an additional payment to the Government of Guam for unreimbursed Compact Impact costs for the hosting of Citizens of the Freely Associated States.

(2) Voting File;

1. On the nomination of Joseph S. Wesley to serve as a Member of the Guam Parole Board, for a term of 4 years as defined by the Organic Act of Guam and the local laws applicable to the following position (per Governor's Letter), beginning on May 23, 2013.
2. On the nomination of John T. Palomo to serve as a Member of the Guam Parole Board, for a term of 4 years as defined by the Organic Act of Guam and the local laws applicable to the following position (per Governor's Letter), beginning on May 23, 2013.
3. On the nomination of Maria FlorHerrero to serve as a Member of the University of Guam Board of Regents, to serve the unexpired term of John Arroyo, from January 16, 2008 to February 25, 2014 as defined by the Organic Act of Guam and the local laws applicable to the following position (per Governor's Letter), beginning on May 23, 2013.
4. On the nomination of Henry J. Taitano to serve as Administrator of the Guam Economic Development Authority, at the Pleasure of the Governor as defined by the Organic Act of Guam and the local laws applicable to the following position (per Governor's Letter), beginning on May 24, 2013.

(xviii) Brief extension of remarks;

(xix) Announcements; and

(xx) Adjournment