

I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN
LEGISLATIVE SESSION AGENDA
2016 (SECOND) Regular Session

Speaker Antonio R. Unpingco Legislative Session Hall

February 15, 16, 2016

- (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;**
 - January 29, 2016
 - February 8, 2016
- (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; There is None**
- (xii) Introduction and First Reading of Bills, Resolutions and Certificates;**
 - Bill Nos. 231-33 (LS) to 240-33 (LS)
 - Bill Nos. 241-33 (COR) to 253-33 (COR)
 - Resolution Nos. 261-33 (LS) to 270-33 (LS)
 - Resolution Nos. 271-33 (COR) to 282-33 (COR)
 - Certificate No. 109-33 (LS) to 112-33 (LS)
 - Certificate Nos. 113-33 (COR) to 118-33 (COR)
- (xiii) Motions;**
 - 1. VETOED BILL NO. 20-33 (COR) - AN ACT TO AMEND §§ 5425, 5426, 5427, 5450, 5452, 5480, 5481 AND 5485(a) AND (b) OF ARTICLE 9; AND AMEND §§ 5703, 5705, 5706(b), 5707(a) AND 5708, AND ADD A NEW § 5710 TO ARTICLE 12, ALL OF CHAPTER 5, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO LEGAL AND CONTRACTUAL REMEDIES IN GUAM PROCUREMENT LAW. (*Doc. No. 33GL-15-0227*)**

2. **VETOED BILL NO. 222-33 (COR) - AN ACT TO AMEND §§ 6207 AND 6207.1, AND TO ADD NEW §§ 6218.2 AND 6218.3 OF ARTICLE 2, CHAPTER 6 OF TITLE 4, GUAM CODE ANNOTATED, RELATIVE TO PROHIBITING BONUS PAY AND MANDATING PROPER PAY AND PAY ADJUSTMENT PROCESSING FOR UNCLASSIFIED EMPLOYEES OF THE GOVERNMENT OF GUAM. (Doc. No. 33GL-16-1308)**
3. **VETOED BILL NO. 204-33 (COR) - AN ACT TO ADD A NEW § 1106(a) TO CHAPTER 1 OF TITLE 2, GUAM CODE ANNOTATED; AND TO AMEND § 40109(a) OF CHAPTER 40 OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO REDUCING THE COMPENSATION OF ELECTED AND APPOINTED OFFICIALS. (Doc. No. 33GL-16-1331.)**

(xiv) Legislative Concurrence;

1. The Committee on Higher Education, Culture, Public Libraries, and Women's Affairs hereby reports out on the nomination of Frank P. Arriola to serve as a Member of the Guam Community College Board of Trustees, with the recommendation to confirm.
2. The Committee on Finance and Taxation, General Government Operations and Youth Development hereby reports out on the nomination of Elmore A. Cotton to serve as a Member of the Guam Board of Equalization, with the recommendation to confirm.
3. The Committee on Rules, Federal, Foreign and Micronesian Affairs, Human and Natural Resources, Election Reform and Capitol District hereby reports out on the nomination of William T. Detry to serve as a Member of the Guam Environmental Protection Agency Board of Directors, with the recommendation to confirm.
4. The Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement hereby reports out on the nomination of Michael A. Pangelinan to serve as a Member of the Public Utilities Commission, with the recommendation to confirm.
5. The Committee on Higher Education, Culture, Public Libraries, and Women's Affairs hereby reports out on the nomination of Gina Y. Ramos to serve as a Member of the Guam Community College Board of Trustees, with the recommendation to confirm.
6. The Committee on Health, Economic Development, Homeland Security, and Senior Citizens hereby reports out on the nomination of Jon J. Rojas to serve as the Administrator of the Guam Economic Development Authority, with the recommendation to confirm.

7. The Committee on Rules, Federal, Foreign and Micronesian Affairs, Human and Natural Resources, Election Reform and Capitol District hereby reports out on the nomination of Erning Zhou to serve as a Member of the Guam Environmental Protection Agency Board of Directors, with the recommendation to confirm.

(xv) Consent Calendar;

(xvi) Second Reading File;

- 1. Bill No. 89-33 (LS)**
As substituted by the Committee on the Guam U.S. Military Relocation, Public Safety and Judiciary.
Set Aside
02/15/16
- FRANK B. AGUON, JR.
- AN ACT TO *AMEND* §§ 85.10 AND 85.14, BOTH OF CHAPTER 85, TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO THE COMPOSITION OF THE GUAM PAROLE BOARD.
- 2. Bill No. 149-33 (COR)**
Set Aside
02/15/16
- V. Anthony Ada
Frank F. Blas Jr.
- AN ACT TO *ADD* A NEW ARTICLE 7 TO CHAPTER 24 OF 7GCA RELATIVE TO PARENTS' LIABILITY FOR WILLFUL ACTS OF MINOR CHILDREN.
- 3. Bill No. 185-33 (COR)**
As substituted by the Sponsor.
Set Aside
02/15/16
- Dennis G. Rodriguez, Jr.
T. R. Muña Barnes
FRANK B. AGUON, JR.
R. J. Respicio
Tommy Morrison
V. Anthony Ada
Brant T. McCreddie
- AN ACT TO *AMEND* § 11311.1 OF TITLE 7 AND *ADD* A NEW CHAPTER 16 TO TITLE 21, BOTH OF GUAM CODE ANNOTATED, RELATIVE TO ESTABLISHING AN EXPEDITED ADMINISTRATIVE PROCESS TO IDENTIFY LAND TAKINGS BY AGENCIES, ADDRESS CLAIMS, AND DETERMINE APPROPRIATE SETTLEMENTS RELATIVE TO PROPERTY EXPROPRIATED FOR PUBLIC PURPOSES BY THE GOVERNMENT OF GUAM WITHOUT JUST COMPENSATION; TO *AMEND* SUBSECTION (a) OF § 2101, AND *ADD* A NEW ARTICLE 5 TO CHAPTER 4, DIVISION 1, BOTH OF TITLE 7, GUAM CODE ANNOTATED, RELATIVE TO PROVIDING FOR THE CREATION OF A JUDICIAL LAND DIVISION COURT TO EXPEDITIOUSLY REVIEW AND AFFIRM, IF APPROPRIATE, THE SETTLEMENT BETWEEN THE GOVERNMENT AND LANDOWNER; TO *AMEND* § 22421 OF ARTICLE 4, CHAPTER 22, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE LAND CLAIMS COMPENSATION FUND.
- 4. Bill No. 191-33 (LS)**
As amended and substituted by the Sponsor.
- Brant T. McCreddie
- AN ACT TO *AMEND* SUBSECTION (a) OF §12104, SUBITEM (3) OF §12106(a), AND SUBSECTION (b) OF §12107, EACH OF CHAPTER 12, TITLE 16, GUAM CODE ANNOTATED; RELATIVE TO TOWING NOTICE REQUIREMENTS, RATE REGULATION, AND LIENS.

- 5. Bill No.** Michael F.Q. San Nicolas AN ACT TO *AMEND* §2 OF PUBLIC LAW 32-114, RELATIVE TO AUTHORIZING THE UNIVERSITY OF GUAM TO ASSIGN EMPLOYEES TO RCUOG FOR UP TO FIVE (5) YEARS WITH THE RETENTION OF UNIVERSITY OF GUAM EMPLOYEE BENEFITS.
213-33 (COR)
Placed on the Agenda
02/15/16
Third Reading File
02/15/16
- 6. Bill No.** Tommy Morrison AN ACT TO *AMEND* § 40128(f) OF ARTICLE 1, CHAPTER 40, DIVISION 4, TITLE 5, GUAM CODE ANNOTATED; TO *AMEND* § 60115 OF ARTICLE 1, CHAPTER 60, TO *AMEND* § 61623 OF SUBARTICLE 2, ARTICLE 6, CHAPTER 61, TO *AMEND* § 68605 OF ARTICLE 6, CHAPTER 68, AND TO *ADD* A NEW §68602.1 TO ARTICLE 6, CHAPTER 68, ALL OF DIVISION 2, TITLE 21, GUAM CODE ANNOTATED; RELATIVE TO PROMOTING RESPONSIBLE DEVELOPMENT IN SOUTHERN GUAM.
218-33 (COR)
As substituted by the
Author and Committee.
Third Reading File
02/15/16
- 7. Bill No.** R. J. Respicio AN ACT TO APPROPRIATE THE REVENUES FROM THE INVASIVE SPECIES FEES TO FUND THE OPERATIONS OF THE BIO SECURITY DIVISION OF THE DEPARTMENT OF AGRICULTURE.
223-33 (COR)
Third Reading File
02/15/16
- 8. Bill No.** T. R. Muña Barnes AN ACT TO AUTHORIZE THE SALE OF APPROXIMATELY TWO HUNDRED FIFTY-EIGHT MORE OR LESS SQUARE METERS OF A BULL-CART THAT IS ADJACENT TO LOT 240-2-4, MUNICIPALITY OF ASAN, TO GEOFFREY AND MARIA VICTORIA GALGO.
226-33 (COR)
- 9. Bill No.** T. R. Muña Barnes AN ACT TO *ADD* A NEW §40145 TO CHAPTER 40 OF TITLE 5, GUAM CODE ANNOTATED; RELATIVE TO PLACING TRACT 3621 (FORMERLY BASIC LOT NO. 381-2, MUNICIPALITY OF INARAJAN), CURRENTLY LEASED FROM THE CHAMORRO LAND TRUST COMMISSION UNDER THE ADMINISTRATIVE JURISDICTION OF THE INARAJAN MAYOR'S OFFICE.
227-33 (COR)

- 10. Bill No.** Michael F.Q. San Nicolas AN ACT TO AUTHORIZE REVENUES
228-33 (COR) PROJECTED TO BE OR ACTUALLY
As substituted by the COLLECTED IN EXCESS OF ADOPTED
Committee on Appropriations REVENUES FOR FISCAL YEAR 2016 TO BE
and Adjudication. USED TO EXPEDITE THE PAYMENT OF TAX
Third Reading File REFUNDS OWING TO TAXPAYERS AND TO
02/15/16 RESTRICT APPROPRIATIONS OF SUCH
REVENUES.
- 11. Bill No.** FRANK B. AGUON, JR. AN ACT TO *ADD* A NEW SECTION 38 TO
229-33 (COR) CHAPTER XII OF PUBLIC LAW 33-66;
RELATIVE TO THE TEMPORARY
EMPLOYMENT OF RETIRED
CONSERVATION OFFICERS WITHIN THE
DIVISION OF AQUATIC AND WILDLIFE
RESOURCES OF THE DEPARTMENT OF
AGRICULTURE SHOULD A CRITICAL NEED
ARISE DUE TO MILITARY ACTIVATION OR
LONG-TERM DISABILITY.
- 12. Bill No.** Frank F. Blas, Jr. AN ACT TO *ADD* CHAPTER 20 TO TITLE 9
231-33 (LS) V. Anthony Ada OF THE GUAM CODE ANNOTATED
As substituted by the James V. Espaldon RELATIVE TO THE ACTS OF VIOLENCE
Committee on the Guam Tommy Morrison AGAINST AN UNBORN CHILD.
U.S. Military Relocation, Dennis G. Rodriguez, Jr.
Public Safety and T. R. Muña Barnes
Judiciary. Brant T. McCreadie
T. C. Ada
R. J. Respicio
Michael F.Q. San Nicolas
Mary Camacho Torres
- 13. Bill No.** Judith T. Won Pat, Ed.D. AN ACT TO *AMEND* SECTION 1 (X)(2)(B) OF
235-33 (LS) B. J.F. Cruz CHAPTER 5 OF PUBLIC LAW 33-66,
Third Reading File RELATIVE TO THE OPERATIONAL START
02/15/16 UP COSTS OF THE GUAM MUSEUM.
- 14. Bill No.** V. Anthony Ada AN ACT TO AMEND §§ 60108(b)(2) AND
236-33 (LS) FRANK B. AGUON, JR. 60109.1(b)(1) OF CHAPTER 60, TITLE 10
As substituted by the Frank F. Blas, Jr. GUAM CODE ANNOTATED, RELATIVE TO
Committee on the Guam Brant T. McCreadie POSSESSION OF FIREARMS BY ALIENS.
U.S. Military Relocation,
Public Safety, and
Judiciary.
Third Reading File
02/15/16

- 15. Bill No.** N. B. Underwood, Ph.D. AN ACT TO APPROPRIATE THE SUM OF TWO HUNDRED FIFTY THOUSAND DOLLARS (\$250,000) FROM THE UNRESERVED FUND BALANCE OF THE HEALTHY FUTURES FUND AS OF SEPTEMBER 30, 2015 TO THE GUAM DEPARTMENT OF YOUTH AFFAIRS FOR THE EXPANSION OF PROGRAMS AND SERVICES OFFERED BY THE COMMUNITY SOCIAL DEVELOPMENT UNIT/RESOURCE CENTERS FOR YOUTHS AND THEIR FAMILIES.
- 238-33 (LS)**
Set Aside
02/15/16
- 16. Bill No.** James V. Espaldon AN ACT TO *ADD* NEW ITEMS (f) AND (g) TO § 22108, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE USE OF FUNDS FROM REVOLVING OR OTHER SPECIAL REVENUE FUNDS.
- 239-33 (LS)**
Frank F. Blas, Jr.
- 17. Bill No.** R. J. Respicio AN ACT TO *ADD* A NEW § 51308.9 AND TO *AMEND* § 51303(a) TO ARTICLE 3, CHAPTER 51, TITLE 10 OF THE GUAM CODE ANNOTATED TO ESTABLISH A RECYCLING INDUSTRY ECONOMIC STIMULUS PROGRAM AND TO PROVIDE A CONTINUING APPROPRIATION FOR THIS PURPOSE FROM THE RECYCLING REVOLVING FUND REVENUES.
- 241-33 (COR)**
Still in discussion.
02/15/16
- 18. Bill No.** Judith T. Won Pat, Ed.D. AN ACT TO *ADD* A NEW SUBSECTION (y) TO § 87104 OF CHAPTER 87 OF TITLE 5 GUAM CODE ANNOTATED, RELATIVE TO INTERIM ADMISSION, EVENT, AND MEMBERSHIP FEES FOR THE GUAM MUSUEM.
- 242-33 (COR)**
As amended by the Committee on Higher Education, Culture, Public Libraries, and Women's Affairs.
Third Reading File
02/15/16
B. J.F. Cruz
- 19. Bill No.** T. C. Ada AN ACT TO *AMEND* §§ 67105.1, 67106 AND 67109 OF CHAPTER 67, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO GRANTING AUTHORITY TO THE VETERANS AFFAIRS OFFICER FOR EXPENDITURES OF THE VETERANS CEMETERY TRUST FUND AND VETERANS AFFAIRS FUND.
- 244-33 (COR)**
As amended by the Sponsor.
Third Reading File
02/15/16

- 20. Bill No.**
245-33 (COR)
- Judith T. Won Pat, Ed.D.
- AN ACT TO *ADD* A NEW SUBSECTION (a)(1) TO SECTION 80128 OF CHAPTER 80, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE GUAM PUBLIC LIBRARY SYSTEM TO LEASE THE PORTION OF THE BUILDING REFERRED TO AS THE "INTERNET CAFÉ" FOR THE PURPOSE OF OPERATING AND MANAGING A HIGH QUALITY AND REASONABLY PRICED CAFE.
- 21. Bill No.**
246-33 (COR)
- FRANK B. AGUON, JR.
B. J.F. Cruz
T. R. Muña Barnes
- AN ACT TO APPROPRIATE FOUR HUNDRED THOUSAND DOLLARS (\$400,000) FROM THE UNRESERVED FUND BALANCE OF THE HEALTHY FUTURES FUND AS OF SEPTEMBER 30, 2015 TO THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES TO PAY PREMIUMS FOR FOSTER CHILDREN HEALTH INSURANCE.
- 22. Bill No.**
247-33 (COR)
Third Reading File
02/15/16
- T. R. Muña Barnes,
Judith T. Won Pat, Ed.D.
- AN ACT TO APPROPRIATE THE SUM OF EIGHT HUNDRED TWENTY THOUSAND DOLLARS (\$820,000) FROM FISCAL YEAR 2015 HOTEL OCCUPANCY TAX UNRESERVED FUND BALANCE TO THE GUAM MUSEUM FUND FOR MUSEUM OPERATIONAL CASH FLOW.
- 23. Bill No.**
248-33 (COR)
- Mary Camacho Torres
- AN ACT TO *AMEND* § 4107 OF ARTICLE 1, CHAPTER 4, TITLE 4, GUAM CODE ANNOTATED, RELATIVE TO MATERNITY LEAVE OF PUBLIC OFFICERS AND EMPLOYEES.
- 24. Resolution No.**
257-33 (COR)
- Michael F.Q. San Nicolas
- RELATIVE TO EXPRESSING I LIHESLATURAN GUÅHAN'S UNRESERVED SUPPORT FOR THE INTRODUCTION OF H.R. 3642 INTO THE UNITED STATES HOUSE OF REPRESENTATIVES BY THE HONORABLE CONGRESSWOMAN MADELEINE Z. BORDALLO.

(xvii) Consideration of the Daily File;

(1) Third Reading File:

- 1. Bill No.**
213-33 (COR)
As amended on the Floor.

Michael F.Q. San Nicolas

AN ACT TO *AMEND* §2 OF PUBLIC LAW 32-114, RELATIVE TO AUTHORIZING THE UNIVERSITY OF GUAM TO ASSIGN EMPLOYEES TO RCUOG FOR UP TO FIVE (5) YEARS WITH THE RETENTION OF UNIVERSITY OF GUAM EMPLOYEE BENEFITS.

- 2. Bill No.**
218-33 (COR)
As substituted by the Sponsor and Committee on Municipal Affairs, Tourism, Housing, and Historic Preservation; and amended on the Floor.

Tommy Morrison
R. J. Respicio
T. R. Muña Barnes

AN ACT TO *AMEND* § 40128(f) OF ARTICLE 1, CHAPTER 40, DIVISION 4, TITLE 5, GUAM CODE ANNOTATED; TO *AMEND* § 60115 OF ARTICLE 1, CHAPTER 60, TO *AMEND* § 61623 OF SUBARTICLE 2, ARTICLE 6, CHAPTER 61, TO *AMEND* § 68605 OF ARTICLE 6, CHAPTER 68, AND TO *ADD* A NEW §68602.1 TO ARTICLE 6, CHAPTER 68, ALL OF DIVISION 2, TITLE 21, GUAM CODE ANNOTATED; RELATIVE TO PROMOTING RESPONSIBLE DEVELOPMENT IN GUAM.

- 3. Bill No.**
223-33 (COR)
As amended on the Floor.

R. J. Respicio

AN ACT TO APPROPRIATE THE REVENUES FROM THE INVASIVE SPECIES FEES TO FUND THE OPERATIONS OF THE BIO SECURITY DIVISION OF THE DEPARTMENT OF AGRICULTURE.

- 4. Bill No.**
228-33 (COR)
As substituted by the Committee on Appropriations and Adjudication; and amended on the Floor.

Michael F.Q. San Nicolas

AN ACT TO AUTHORIZE REVENUES PROJECTED TO BE OR ACTUALLY COLLECTED IN EXCESS OF ADOPTED REVENUES FOR FISCAL YEAR 2016 TO BE USED TO EXPEDITE THE PAYMENT OF TAX REFUNDS OWING TO TAXPAYERS AND TO RESTRICT APPROPRIATIONS OF SUCH REVENUES.

- 5. Bill No.**
235-33 (LS)
As amended on the Floor.

Judith T. Won Pat, Ed.D.
B. J.F. Cruz
T. R. Muña Barnes
T. C. Ada
R. J. Respicio
Frank F. Blas, Jr.

AN ACT TO *AMEND* SECTION 1 (X)(2)(B) OF CHAPTER 5 OF PUBLIC LAW 33-66, RELATIVE TO THE OPERATIONAL START UP COSTS OF THE GUAM MUSEUM.

- 6. Bill No. 236-33 (LS)**
As substituted by the Committee on the Guam U.S. Military Relocation, Public Safety, and Judiciary.
- V. Anthony Ada
FRANK B. AGUON, JR.
Frank F. Blas, Jr.
Brant T. McCreadie
- AN ACT TO *AMEND* §§ 60108(b)(2) AND 60109.1(b)(1) OF CHAPTER 60, TITLE 10 GUAM CODE ANNOTATED, RELATIVE TO POSSESSION OF FIREARMS BY ALIENS.
- 7. Bill No. 242-33 (COR)**
As amended by the Committee on Higher Education, Culture, Public Libraries, and Women's Affairs; and further amended on the Floor.
- Judith T. Won Pat, Ed.D.
B. J.F. Cruz
T. R. Muña Barnes
T. C. Ada
R. J. Respicio
Frank F. Blas, Jr.
- AN ACT TO *ADD* A NEW SUBSECTION (y) TO § 87104 OF CHAPTER 87 OF TITLE 5 GUAM CODE ANNOTATED, RELATIVE TO INTERIM ADMISSION, EVENT, AND MEMBERSHIP FEES FOR THE GUAM MUSEUM.
- 8. Bill No. 244-33 (COR)**
As amended by the Sponsor; and further amended on the Floor.
- T. C. Ada
- AN ACT TO *AMEND* §§ 67105.1, 67106 AND 67109 OF CHAPTER 67, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO GRANTING AUTHORITY TO THE VETERANS AFFAIRS OFFICER FOR EXPENDITURES OF THE VETERANS CEMETERY TRUST FUND AND VETERANS AFFAIRS FUND.
- 9. Bill No. 247-33 (COR)**
- T. R. Muña Barnes,
Judith T. Won Pat, Ed.D.
R. J. Respicio
B. J.F. Cruz
T. C. Ada
Frank F. Blas, Jr.
- AN ACT TO APPROPRIATE THE SUM OF EIGHT HUNDRED TWENTY THOUSAND DOLLARS (\$820,000) FROM FISCAL YEAR 2015 HOTEL OCCUPANCY TAX UNRESERVED FUND BALANCE TO THE GUAM MUSEUM FUND FOR MUSEUM OPERATIONAL CASH FLOW.

(2) Voting File:

1. The nomination of Frank P. Arriola to serve as a Member of the Guam Community College Board of Trustees.
2. The nomination of Gina Y. Ramos to serve as a Member of the Guam Community College Board of Trustees.
3. The nomination of Jon J. Rojas to serve as the Administrator of the Guam Economic Development Authority.

(xviii) Brief Extension of Remarks;

(xix) Announcements; and

(xx) Adjournment.