

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

Speaker Antonio R. Unpingco Legislative Session Hall

April 21, 22, 25, 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;**
 - March 30, 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. 288-33 (LS) to 289-33 (LS)
 - Bill Nos. 290-33 (COR) to 299-33 (COR)
 - Resolution Nos. 324-33 (LS) to 293-33 (LS)
 - Resolution Nos. 294-33 (LS) to 326-33 (LS)
 - Resolution Nos. 327-33 (COR) to 337-33 (COR)
 - Certificate Nos. 125-33 (LS) to 126-33 (LS)
 - Certificate Nos. 127-33 (COR) to 128-33 (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. 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 Municipal Affairs, Tourism, Housing and Historic Preservation hereby reports out on the nomination of Thomas E.B. Borja to serve as a Member of the Guam Housing and Urban Renewal Authority (GHURA) Board of Commissioners, 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 Kamia L.G. Dierking to serve as a Member of the Guam Board of Equalization, with the recommendation to confirm.
3. The Committee on Health, Economic Development, Homeland Security, and Senior Citizens hereby reports out on the nomination of Eloy S. Lizama to serve as a Member of the Guam Memorial Hospital Authority Board of Trustees, with the recommendation to confirm.
4. The Committee on Finance and Taxation, General Government Operations and Youth Development hereby reports out on the nomination of Odessa M. Martinez to serve as a Real Estate Broker Member of the Real Estate Commission, with the recommendation to confirm.
5. The Committee on Finance and Taxation, General Government Operations and Youth Development hereby reports out on the nomination of Christopher S. Murphy to serve as a Real Estate Broker Member of the Real Estate Commission, with the recommendation to confirm.
6. The Committee on Health, Economic Development, Homeland Security, and Senior Citizens hereby reports out on the nomination of Lillian Perez-Posadas to serve as a Member of the Guam Memorial Hospital Authority Board of Trustees, with the recommendation to confirm.
7. The Committee on Health, Economic Development, Homeland Security, and Senior Citizens hereby reports out on the nomination of Melissa Y. Waibel to serve as a Member of the Guam Memorial Hospital Authority Board of Trustees, with the recommendation to confirm.

(xv) Consent Calendar;

(xvi) Second Reading File;

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| <p>1. Bill No.
106-33 (LS)
As substituted by the
Committee on Finance
and Taxation, General
Government Operations,
and Youth Development.
Third Reading File
04/21/16</p> | <p>FRANK B. AGUON, JR. AN ACT TO ADD A NEW § 15913 TO ARTICLE 9, CHAPTER 15, TITLE I7, GUAM CODE ANNOTATED, RELATIVE TO PROVIDING CREDIT FOR CAREER EMPLOYEES OF THE GOVERNMENT OF GUAM WHO HAVE COMPLETED THEIR POST SECONDARY OR POST GRADUATE EDUCATION WITH THE ASSISTANCE OF THE PEDRO "DOC" SANCHEZ PROFESSIONAL SCHOLARSHIP; AND WHO APPLY FOR SUPERVISORY OR MANAGERIAL POSITIONS WITHIN THE AGENCIES AND DEPARTMENTS OF THE GOVERNMENT OF GUAM.</p> |
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2. **Bill No.** Brant T. McCreadie *AN ACT TO REPEAL AND REENACT § 1026 OF CHAPTER 10, TITLE 1, GUAM CODE ANNOTATED; RELATIVE TO ESTABLISHING THE GUAM LIBERATION FISHING EVENTS.*
161-33 (COR)
Third Reading File
04/21/16
3. **Bill No.** Dennis G. Rodriguez, Jr. *AN ACT TO AMEND SECTION 9(c) OF PUBLIC LAW 32-054, RELATIVE TO REQUIRING THAT THE NATIONAL CLINICAL MENTAL HEALTH COUNSELOR EXAM IS THE SOLE REQUISITE EXAM FOR LICENSURE FOR LICENSED MENTAL HEALTH COUNSELOR; AND TO AMEND SECTIONS 1, 2, 9 AND 16 OF P.L. 32-054 FOR PURPOSES OF ESTABLISHING A LICENSED INTERN DESIGNATION DURING THE THREE THOUSAND (3,000) HOUR POST-GRADUATE CLINICAL EXPERIENCE PERIOD REQUIRED FOR MENTAL HEALTH PROFESSIONAL LICENSURE; AND AMENDING SECTIONS 14 AND 21 OF P.L. 32-054 TO PROVIDE FOR AN EIGHTEEN (18) MONTH LIMITATION ON GRANDFATHER PROVISION.*
190-33 (COR)
As substituted by the Committee on Health, Economic Development, Homeland Security, and Senior Citizens.
Third Reading File
04/22/16
4. **Bill No.** V. Anthony Ada *AN ACT TO ADD A NEW §849.11 TO ARTICLE 1 OF CHAPTER 8 OF 8GCA RELATIVE DESIGNATING THE GUAM AND CHAMORRO EDUCATIONAL FACILITY MUSEUM AS THE "SENATOR ANTONIO 'TONY' M. PALOMO GUAM AND CHAMORRO EDUCATIONAL FACILITY".*
230-33 (COR)
Frank F. Blas, Jr.
5. **Bill No.** Brant T. McCreadie *AN ACT TO AMEND § 74108 OF CHAPTER 74, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO INCREASING THE CIVIL PENALTIES FOR SCRAP METAL BUSINESSES WHO FAIL TO PROPERLY FOLLOW REPORTING REQUIREMENTS AS PER GUAM LAW; AND TO AMEND SUBSECTION (a) OF § 77134, ARTICLE 1, CHAPTER 77, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO THE DEPOSIT OF ANY FINES IMPOSED ON SCRAP METAL BUSINESSES IN THE POLICE SERVICES FUND.*
232-33 (LS)
As amended by the Committee on Finance and Taxation, General Government Operations, and Youth Development.
Third Reading File
04/21/16
James V. Espaldon
V. Anthony Ada
Frank F. Blas, Jr.
Tommy Morrison
Mary Camacho Torres
Dennis G. Rodriguez, Jr.

- 6. Bill No.** T. R. Muña Barnes AN ACT TO APPROPRIATE THE SUM OF
252-33 (COR) NINE HUNDRED TEN THOUSAND DOLLARS
(\$910,000) FROM THE FISCAL YEAR 2015
HOTEL OCCUPANCY TAX UNRESERVED
FUND BALANCE TO THE GUAM VISITORS
BUREAU FOR SAFETY RELATED CAPITAL
IMPROVEMENT PROJECTS IN TUMON.
- 7. Bill No.** T. C. Ada AN ACT TO *AMEND* PUBLIC LAW 30-46,
263-33 (LS) AUTHORIZATION TO SELL THE EASEMENT
As amended by the KNOWN AS THE "GOVERNMENT ALLEY"
Committee on Transpor- IN THE MUNICIPALITY OF AGANA TO MR.
tation, Infrastructure, AND MRS. RALPH SABLAN AT THE
Lands, Border Protection, CORRECTED SIZE OF SEVENTY-THREE (73)
Veterans' Affairs and MORE OR LESS SQUARE METERS.
Procurement.
Third Reading File
04/21/16
- 8. Bill No.** V. Anthony Ada AN ACT TO AUTHORIZE A COMMERCIAL
268-33 (LS) LEASE BETWEEN THE DEPARTMENT OF
LAND MANAGEMENT AND THE DEDEDO
PAYLESS SUPERMARKET FOR USE OF A
PORTION OF THE DEDEDO BUFFER STRIP,
AS SPECIFIED IN TITLE 21, GUAM CODE
ANNOTATED, SECTION 68901.
- 9. Bill No.** T. R. Muña Barnes AN ACT TO *ADD* A NEW § 75125 TO
276-33 (COR) Judith T. Won Pat, Ed.D. CHAPTER 75 OF TITLE 21, GUAM CODE
As amended by the Author. ANNOTATED, RELATIVE TO DESIGNATING
A PORTION OF LOT 5133-1-2,
MUNICIPALITY OF TAMUNING, ±1,024
SQUARE METERS, AS A BIODIVERSITY
CONSERVATION EASEMENT FOR THE
PURPOSE OF PROVIDING AN AREA FOR
THE PRESERVATION OF NATIVE
BIODIVERSITY
- 10. Bill No.** R. J. Respicio AN ACT TO *AMEND* SECTION 3219 (c) OF
284-33 (COR) CHAPTER 3 OF TITLE 16 OF THE GUAM
Third Reading File CODE ANNOTATED TO AMEND THE
04/21/16 NOTICE REQUIREMENT FOR THE SALE OF
USED TIRES.

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| <p>11. Bill No.
287-33 (COR)
Third Reading File
04/21/16</p> | <p>R. J. Respicio
Mary Camacho Torres</p> | <p>AN ACT TO ESTABLISH THE SOUTHERN RIVER EROSION COUNCIL AND TO MANDATE THE CREATION OF MULTI-YEAR MASTERPLANS TO ADDRESS THE EROSION ISSUES RELATED TO RIVERS IN SOUTHERN GUAM.</p> |
| <p>12. Bill No.
289-33 (LS)
As amended by the
Committee on Finance
and Taxation, General
Government Operations,
and Youth Development.
Third Reading File
04/22/16</p> | <p>Judith T. Won Pat, Ed.D.
Dennis G. Rodriguez, Jr.
T. R. Muña Barnes
N. B. Underwood, Ph.D.
Mary Camacho Torres
R. J. Respicio
T. C. Ada
Tommy Morrison
V. Anthony Ada
B. J.F. Cruz
Frank F. Blas, Jr.
Brant T. McCreddie
James V. Espaldon
FRANK B. AGUON, JR.
Michael F.Q. San Nicolas</p> | <p>AN ACT TO <i>AMEND</i> SUBSECTION (v) TO § 80109 OF CHAPTER 80 OF TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZE <i>I MAGA'LAHEN GUÁHAN</i> TO ENTER INTO A LINE OF CREDIT, A DIRECT LOAN, OR ALTERNATIVE FINANCING FOR THE RENOVATION OF THE GUAM MEMORIAL HOSPITAL LABOR AND DELIVER WARD (GMHA MATERNAL AND CHILD HEALTHCARE (MCH) RENOVATION PROJECT).</p> |
| <p>13. Bill No.
290-33 (COR)
As amended.
Third Reading File
04/22/16</p> | <p>T. C. Ada</p> | <p>AN ACT TO PLACE A PORTION OF TRACT 3620 (FORMERLY LOT 381-2, MUNICIPALITY OF INARAJAN) UNDER THE ADMINISTRATIVE JURISDICTION OF THE OFFICE OF THE MAYOR OF INARAJAN AND THE INARAJAN MUNICIPAL PLANNING COUNCIL.</p> |
| <p>14. Bill No.
294-33 (COR)
Third Reading File
04/22/16</p> | <p>B. J.F. Cruz</p> | <p>AN ACT TO <i>ADD</i> A NEW SECTION 1(ee)(5) TO CHAPTER V OF PUBLIC LAW 33-66 RELATIVE TO PROVIDING SUPPLEMENTAL FUNDING AND AUTHORIZATION TO THE GUAM ELECTION COMMISSION FOR ITS FY 2016 OPERATIONS AND FOR PAYMENTS ON OBLIGATIONS INCURRED IN PRIOR YEARS.</p> |

- 15. Bill No. 295-33 (COR)**
As substituted by the Committee on Appropriations and Adjudication.
Third Reading File
04/22/16
- B. J.F. Cruz
N. B. Underwood, Ph.D.
- AN ACT TO *ADD* SECTION 18 TO PART I, CHAPTER II OF PUBLIC LAW 33-66, RELATIVE TO APPROPRIATING AND DEPOSITING FY 2016 TERRITORIAL EDUCATIONAL FACILITIES FUND REVENUES COLLECTED IN EXCESS OF TWENTY NINE MILLION TWO HUNDRED FIFTY FIVE THOUSAND SEVEN HUNDRED TEN DOLLARS (\$29,255,710) TO THE GUAM DEPARTMENT OF EDUCATION OPERATIONS FUND BANK ACCOUNT FOR FY 2016 GDOE OPERATIONS.
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- 16. Resolution No. 302-33 (COR)**
As amended by the Author.
Third Reading File
04/22/16
- Frank F. Blas, Jr.
V. Anthony Ada
T. C. Ada
FRANK B. AGUON, JR.
- RELATIVE TO ENCOURAGING THE UNITED STATES CONGRESS TO INTRODUCE AND ADOPT LEGISLATION THAT WOULD INCREASE COMPENSATION FOR VETERANS RESIDING ON GUAM AND OTHER GEOGRAPHICALLY-CHALLENGED AREAS IN THE PACIFIC FOR COSTS ASSOCIATED WITH OBTAINING TREATMENT THAT IS ROUTINELY AVAILABLE FOR ALL OTHER U.S. VETERANS
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- 17. Resolution No. 339-33 (COR)**
Placed on Session Agenda
04/21/16
- Dennis G. Rodriguez, Jr.
R. J. Respicio
V. Anthony Ada
Tommy Morrison
N. B. Underwood, Ph.D.
T. R. Muña Barnes
Brant T. McCreadie
Frank F. Blas, Jr.
- RELATIVE TO AMENDING *I MINA'TRENTAI TRES NA LIHESLATURAN GUÁHAN* OTDEN AREKLAMENTO, THE THIRTY-THIRD GUAM LEGISLATURE STANDING RULES, TO ENSURE THE TIMELY PUBLIC HEARING OF ALL BILLS BY ALL SPONSORS, SO THAT THE PEOPLE OF GUAM'S VOICES CAN BE HEARD.

(xvii) Consideration of the Daily File;

(1) Third Reading File:

- 1. Bill No. 106-33 (LS)**
As substituted by the Committee on Finance and Taxation, General Government Operations, and Youth Development; and amended on the Floor.
- FRANK B. AGUON, JR.
- AN ACT TO *ADD* A NEW § 15913 TO ARTICLE 9, CHAPTER 15, TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO PROVIDING CREDIT FOR CAREER EMPLOYEES OF THE GOVERNMENT OF GUAM WHO HAVE COMPLETED THEIR POST SECONDARY OR POST GRADUATE EDUCATION WITH THE ASSISTANCE OF THE PEDRO "DOC" SANCHEZ PROFESSIONAL SCHOLARSHIP; AND WHO APPLY FOR SUPERVISORY OR MANAGERIAL POSITIONS WITHIN THE AGENCIES AND DEPARTMENTS OF THE GOVERNMENT OF GUAM.

- 2. Bill No.** Brant T. McCreadie AN ACT TO *REPEAL* AND *REENACT* § 1026
161-33 (COR) OF CHAPTER 10, TITLE 1, GUAM CODE
As substituted on the FLOOR; ANNOTATED; RELATIVE TO
Floor. ESTABLISHING THE GUAM LIBERATION
FISHING EVENTS.
- 3. Bill No.** Dennis G. Rodriguez, Jr. AN ACT TO *AMEND* SECTION 9(c) OF
190-33 (COR) PUBLIC LAW 32-054, RELATIVE TO
As substituted by the REQUIRING THAT THE NATIONAL
Committee on Health, CLINICAL MENTAL HEALTH COUNSELOR
Economic Development, EXAM IS THE SOLE REQUISITE EXAM FOR
Homeland Security, and LICENSURE FOR LICENSED MENTAL
Senior Citizens. HEALTH COUNSELOR; AND TO *AMEND*
SECTIONS 1, 2, 9 AND 16 OF P.L. 32-054 FOR
PURPOSES OF ESTABLISHING A LICENSED
INTERN DESIGNATION DURING THE
THREE THOUSAND (3,000) HOUR POST-
GRADUATE CLINICAL EXPERIENCE
PERIOD REQUIRED FOR MENTAL HEALTH
PROFESSIONAL LICENSURE; AND
AMENDING SECTIONS 14 AND 21 OF P.L. 32-
054 TO PROVIDE FOR AN EIGHTEEN (18)
MONTH LIMITATION ON GRANDFATHER
PROVISION
- 4. Bill No.** Brant T. McCreadie AN ACT TO *AMEND* § 74108 OF CHAPTER
232-33 (LS) 74, TITLE 11, GUAM CODE ANNOTATED,
As amended by the RELATIVE TO INCREASING THE CIVIL
Committee on Finance PENALTIES FOR SCRAP METAL
and Taxation, General BUSINESSES WHO FAIL TO PROPERLY
Government Operations, FOLLOW REPORTING REQUIREMENTS AS
and Youth Development; PER GUAM LAW; AND TO *AMEND*
and further amended on SUBSECTION (a) OF § 77134, ARTICLE 1,
the Floor. CHAPTER 77, TITLE 10, GUAM CODE
ANNOTATED, RELATIVE TO THE DEPOSIT
OF ANY FINES IMPOSED ON SCRAP METAL
BUSINESSES IN THE POLICE SERVICES
FUND.

- 5. Bill No.** T. C. Ada
263-33 (LS)
As amended by the Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement.
AN ACT TO *AMEND* PUBLIC LAW 30-46, AUTHORIZATION TO SELL THE EASEMENT KNOWN AS THE "GOVERNMENT ALLEY" IN THE MUNICIPALITY OF AGANA TO MR. AND MRS. RALPH SABLAN AT THE CORRECTED SIZE OF SEVENTY-THREE (73) MORE OR LESS SQUARE METERS.
- 6. Bill No.** R. J. Respicio
284-33 (COR)
As amended on the Floor.
AN ACT TO *AMEND* SECTION 3219 (c) OF CHAPTER 3 OF TITLE 16 OF THE GUAM CODE ANNOTATED TO *AMEND* THE NOTICE REQUIREMENT FOR THE SALE OF TIRES.
- 7. Bill No.** R. J. Respicio
287-33 (COR) Mary Camacho Torres
As amended on the Floor. T. C. Ada
Frank F. Blas, Jr.
AN ACT TO ESTABLISH THE SOUTHERN RIVER EROSION COUNCIL AND TO MANDATE THE CREATION OF MULTI-YEAR MASTERPLANS TO ADDRESS THE EROSION ISSUES RELATED TO RIVERS IN SOUTHERN GUAM.
- 8. Bill No.** Judith T. Won Pat, Ed.D.
289-33 (LS) Dennis G. Rodriguez, Jr.
As amended by the Committee on Finance and Taxation, General Government Operations, and Youth Development; and further amended on the Floor. T. R. Muña Barnes
N. B. Underwood, Ph.D.
Mary Camacho Torres
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AN ACT TO *AMEND* SUBSECTION (v) TO § 80109 OF CHAPTER 80 OF TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZE *I MAGA'LAHEN GUAHAN* TO ENTER INTO A LINE OF CREDIT, A DIRECT LOAN, OR ALTERNATIVE FINANCING FOR THE RENOVATION OF THE GUAM MEMORIAL HOSPITAL LABOR AND DELIVER WARD (GMHA MATERNAL AND CHILD HEALTHCARE (MCH) RENOVATION PROJECT).
- 9. Bill No.** T. C. Ada
290-33 (COR) Judith T. Won Pat, Ed.D.
As amended by the Sponsor; and further amended on the Floor. R. J. Respicio
AN ACT TO PLACE A PORTION OF TRACT 3620 (FORMERLY LOT 381-2, MUNICIPALITY OF INARAJAN) UNDER THE ADMINISTRATIVE JURISDICTION OF THE OFFICE OF THE MAYOR OF INARAJAN AND THE INARAJAN MUNICIPAL PLANNING COUNCIL.

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| <p>10. Bill No.
 294-33 (COR)
 As amended on the Floor.</p> | <p>B. J.F. Cruz
 R. J. Respicio
 Mary Camacho Torres</p> | <p>AN ACT TO <i>ADD</i> A NEW SECTION 1(ee)(5) TO CHAPTER V OF PUBLIC LAW 33-66 RELATIVE TO PROVIDING SUPPLEMENTAL FUNDING AND AUTHORIZATION TO THE GUAM ELECTION COMMISSION FOR ITS FY 2016 OPERATIONS AND FOR PAYMENTS ON OBLIGATIONS INCURRED IN PRIOR YEARS.</p> |
| <p>11. Bill No.
 295-33 (COR)
 As substituted by the Committee on Appropriations and Adjudication.</p> | <p>B. J.F. Cruz
 N. B. Underwood, Ph.D.</p> | <p>AN ACT TO <i>ADD</i> SECTION 18 TO PART I, CHAPTER II OF PUBLIC LAW 33-66, RELATIVE TO APPROPRIATING AND DEPOSITING FY 2016 TERRITORIAL EDUCATIONAL FACILITIES FUND REVENUES COLLECTED IN EXCESS OF TWENTY NINE MILLION TWO HUNDRED FIFTY FIVE THOUSAND SEVEN HUNDRED TEN DOLLARS (\$29,255,710) TO THE GUAM DEPARTMENT OF EDUCATION OPERATIONS FUND BANK ACCOUNT FOR FY 2016 GDOE OPERATIONS.</p> |
| <p>12. Resolution No.
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 Judith T. Won Pat, Ed.D.</p> | <p>RELATIVE TO ENCOURAGING THE UNITED STATES CONGRESS TO INTRODUCE AND ADOPT LEGISLATION THAT WOULD INCREASE COMPENSATION FOR VETERANS RESIDING ON GUAM AND OTHER GEOGRAPHICALLY-CHALLENGED AREAS IN THE PACIFIC FOR COSTS ASSOCIATED WITH OBTAINING TREATMENT THAT IS ROUTINELY AVAILABLE FOR ALL OTHER U.S. VETERANS.</p> |

(2) Voting File:

1. The nomination of Thomas E.B. Borja to serve as a Member of the Guam Housing and Urban Renewal Authority (GHURA) Board of Commissioners.
2. The nomination of Kamia L.G. Dierking to serve as a Member of the Guam Board of Equalization.
3. The nomination of Eloy S. Lizama to serve as a Member of the Guam Memorial Hospital Authority Board of Trustees.
4. The nomination of Odessa M. Martinez to serve as a Real Estate Broker Member of the Real Estate Commission.
5. The nomination of Christopher S. Murphy to serve as a Real Estate Broker Member of the Real Estate Commission.
6. The nomination of nomination of Lillian Perez-Posadas to serve as a Member of the Guam Memorial Hospital Authority Board of Trustees.
7. The nomination of Melissa Y. Waibel to serve as a Member of the Guam Memorial Hospital Authority Board of Trustees.

(xviii) Brief Extension of Remarks;

(xix) Announcements; and

(xx) Adjournment.