

*I Mina'Trentai Tres Na Liheslaturan Received*  
**Bill Log Sheet**

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
<b>10-33 (COR)</b> FAILED TO PASS ON 03/20/15	Dennis G. Rodriguez, Jr.	AN ACT TO AMEND SUBSECTION (d) OF § 22107 OF CHAPTER 22, TITLE 7, GUAM CODE ANNOTATED, RELATIVE TO EXEMPTING CERTAIN PUBLIC SECTOR ALLIED HEALTH PROFESSIONALS FROM JURY DUTY.	01/05/15 2:26 p.m.	01/06/15	Committee on the Guam U.S. Military Relocation, Public Safety, and Judiciary	02/06/15 2:00 p.m.	AS SUBSTITUTED 03/16/15 5:13 p.m.	<b>Fiscal Note Waiver</b> 01/15/15 <b>Fiscal Note Request</b> 01/08/15

# LEGISLATIVE SESSION VOTING RECORD

## I MINA 'TRENTAI TRES NA LIHESLATURAN

### 2015 (FIRST) Regular Session

**Bill No. 10-33 (COR)**

As substituted by the Committee on the Guam U.S.  
Military Relocation, Public Safety, and Judiciary.

Speaker Antonio R. Unipingco Legislative Session Hall

March 20, 2014

NAME	Aye	Nay	Not Voting/ Abstained	Out During Roll Call	Absent	Excused
Senator Thomas "Tom" ADA		✓				
Senator V. Anthony "Tony" ADA	✓					
Senator Frank B. AGUON, Jr.	✓					
Senator Frank F. BLAS, Jr.		✓				
Vice-Speaker Benjamin J.F. CRUZ		✓				
Senator James V. ESPALDON		✓				
Senator Brant T. McCREADIE	✓					
Senator Thomas "Tommy" MORRISON	✓					
Senator Tina Rose MUÑA BARNES					✓	✓
Senator Rory J. RESPICIO	✓					
Senator Dennis G. RODRIGUEZ, Jr.	✓					
Senator Michael F.Q. SAN NICOLAS	✓					
Senator Mary Camacho TORRES		✓				
Senator Nerissa B. UNDERWOOD, Ph.D.		✓				
Speaker Judith T. WON PAT, Ed.D.		✓				

**TOTAL**

**7**

Yea

**7**

Nay

**0**

Not Voting/  
Abstained

**0**

Out During  
Roll Call

**1**

Absent

**1**

Excused

CERTIFIED TRUE AND CORRECT:

I = Pass

Clerk of the Legislature

***I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN***  
**2015 (FIRST) Regular Session**

**Bill No. 10-33 (COR)**

As substituted by the Committee on the Guam U.S.  
Military Relocation, Public Safety, and Judiciary.

\*

Introduced by:

Dennis G. Rodriguez, Jr.

**AN ACT TO AMEND SUBSECTION (d) OF § 22107 OF  
CHAPTER 22, TITLE 7, GUAM CODE ANNOTATED,  
RELATIVE TO EXEMPTING CERTAIN PUBLIC  
SECTOR ALLIED HEALTH PROFESSIONALS FROM  
JURY DUTY.**

1        **BE IT ENACTED BY THE PEOPLE OF GUAM:**

2        **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds  
3 that jury duty service is impacting the provision of vitally needed healthcare by  
4 allied health professionals. Certain professions are in high demand, but few in  
5 numbers of available practicing providers, and difficult to replace for extended  
6 periods of absence. Currently, only physicians, dentists and registered nurses are  
7 exempted. This is particularly impacting the consistent availability of public sector  
8 allied health professionals in healthcare agencies.

9        It is, therefore, the intent of *I Liheslaturan Guåhan* to exempt certain allied  
10 healthcare professionals in the public service sector from jury duty service when  
11 such service would negatively impact the timely provision of medically necessary  
12 care. This exemption is *solely* specific to allied health professionals of the Guam  
13 Memorial Hospital Authority, the Department of Public Health and Social

1 Services, the Guam Behavioral Health and Wellness Center, and the Department of  
2 Integrated Services for Individuals with Disabilities.

3 **Section 2.** Subsection (d) of § 22107 of Chapter 22 (Trial by Jury), Title 7,  
4 Guam Code Annotated, is hereby *amended* to read:

5 “(d) an actively practicing attorney, physician, dentist, registered  
6 nurse, or an allied health professional, as defined pursuant to Title 10 GCA,  
7 Chapter 12 (Medical Practices). Allied health professionals exempt from  
8 this Subsection (d) are those whose unavailability would directly impact  
9 medically necessary patient care, and said exemption applies *solely* to the  
10 Guam Memorial Hospital Authority, the Department of Public Health and  
11 Social Services, the Guam Behavioral Health and Wellness Center, and the  
12 Department of Integrated Services for Individuals with Disabilities;”

13 **Section 3. Effective Date.** This Act *shall* become effective upon  
14 enactment.

***I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN***  
**2015 (FIRST) Regular Session**

**Bill No. 10-33 (COR)**

As substituted by the Committee on U.S Military Relocation,  
Public Safety, and Judiciary.

Introduced by:

Dennis G. Rodriguez, Jr.

**AN ACT TO AMEND SUBSECTION (d) OF § 22107 OF  
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SECTOR ALLIED HEALTH PROFESSIONALS FROM  
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1 **BE IT ENACTED BY THE PEOPLE OF GUAM:**

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15 Integrated Services for Individuals with Disabilities.

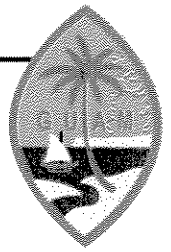
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4           “(d) an actively practicing attorney, physician, dentist, ~~or registered nurse, or~~  
5 an allied health professional, as defined pursuant to Title 10 GCA, Chapter 12  
6 (Medical Practices). Allied health professionals exempt from this Subsection (d)  
7 are those whose unavailability would directly impact medically necessary patient  
8 care, and said exemption applies *solely* to the Guam Memorial Hospital Authority,  
9 the Department of Public Health and Social Services, the Guam Behavioral Health  
10 and Wellness Center, and the Department of Integrated Services for Individuals  
11 with Disabilities;”

12           **Section 3. Effective Date.** This Act *shall* become effective upon  
13 enactment.

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Deleted: §22107. . Exempt When.¶ A person may claim exemption from service as a juror if he is:¶ a member in the active services of the armed forces of the United States;¶ An elected official, or a judge, of the United States or the Territory of Guam;¶ an actively engaged member of the clergy
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March 12, 2015

**The Honorable Judith T. Won Pat, Ed.D.**

Speaker

*I Mina' Trentai Tres Na Liheslaturan Guåhan*

155 Hesler Place

Hagåtña, Guam 96910

VIA: <sup>FOR: [Signature]</sup> **The Honorable Rory J. Respicio** [Signature]

Chairperson, Committee on Rules

**RE: Committee Report on Bill No. 10-33 (COR), as substituted by the Committee**

Dear Speaker Won Pat:

Transmitted herewith is the Committee Report on Bill No. 10-33 (COR), *as substituted by the Committee* - An act to amend subsection (d) of §22107 of Chapter 22, Title 7, Guam Code Annotated, relative to exempting certain public sector allied health professionals from jury duty.

Committee votes are as follows:

- 6 TO DO PASS
- \_\_\_\_\_ TO NOT PASS
- 4 TO REPORT OUT ONLY
- \_\_\_\_\_ TO ABSTAIN
- \_\_\_\_\_ TO PLACE IN INACTIVE FILE

Respectfully,

[Signature]  
**SENATOR FRANK B. AGUON, JR.**  
Committee Chairman on Guam U.S. Military Relocation | Public Safety | Judiciary  
*I Mina' Trentai Tres Na Liheslaturan Guåhan* | 33<sup>rd</sup> Guam Legislature

Senator  
FRANK B. AGUON, JR.  
Chairman

Senator  
Thomas C. Ada  
Vice Chairman

Vice-Speaker  
Benjamin J.F. Cruz  
Member

Senator  
Rory J. Respicio  
Member

Senator  
Dennis G. Rodriguez, Jr.  
Member

Senator  
Dr. Nerissa B. Underwood, Ph.D.  
Member

Senator  
V. Anthony Ada  
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Senator  
Frank F. Blas Jr.  
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Senator  
James V. Espaldon  
Member

Senator  
Brant T. McCreadie  
Member

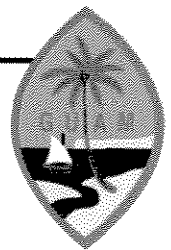
Speaker  
Dr. Judith T. Won Pat, Ed.D.  
Ex-Officio

2015 MAR 16 PM 5:13



COMMITTEE ON

Guam U.S. Military Relocation | Public Safety | Judiciary



I MINA' TRENTAI TRES NA LIHESLATURAN GUAHAN | 33<sup>RD</sup> GUAM LEGISLATURE

Senator  
FRANK B. AGUON, JR.  
Chairman

Senator  
Thomas C. Ada  
Vice Chairman

Vice-Speaker  
Benjamin J.F. Cruz  
Member

Senator  
Rory J. Respicio  
Member

Senator  
Dennis G. Rodriguez, Jr.  
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Senator  
Dr. Nerissa B. Underwood, Ph.D.  
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Senator  
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Senator  
Frank F. Blas Jr.  
Member

Senator  
James V. Espaldon  
Member

Senator  
Brant T. McCreddie  
Member

Speaker  
Dr. Judith T. Won Pat, Ed.D.  
Ex-Officio

# COMMITTEE REPORT ON

*AS SUBSTITUTED BY THE COMMITTEE*

**BILL NO. 10-33 (COR)**

**“AN ACT TO AMEND SUBSECTION (d) OF § 22107  
OF CHAPTER 22, TITLE 7, GUAM CODE  
ANNOTATED, RELATIVE TO EXEMPTING  
CERTAIN PUBLIC SECTOR ALLIED HEALTH  
PROFESSIONALS FROM JURY DUTY.”**





Senator  
FRANK B. AGUON, JR.  
Chairman

Senator  
Thomas C. Ada  
Vice Chairman

Vice-Speaker  
Benjamin J.F. Cruz  
Member

Senator  
Rory J. Respicio  
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Senator  
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Senator  
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Senator  
Frank F. Blas Jr.  
Member

Senator  
James V. Espaldon  
Member

Senator  
Brant T. McCreddie  
Member

Speaker  
Dr. Judith T. Won Pat, Ed.D  
Ex-Officio

March 3, 2015

**MEMORANDUM**

To: **All Members**  
Committee on U.S. Military Relocation, Public Safety and Judiciary

From: **SENATOR FRANK B. AGUON, JR.**  
Committee Chairperson

Subject: **Committee Report on Substituted Bill No. 10-33 (COR)**

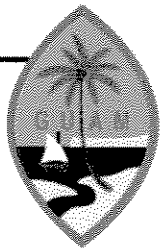
Transmitted herewith for your consideration is the Committee Report on Substituted Bill No. 10-33 (COR) – "An act to amend subsection (d) of §22107 of Chapter 22, Title 7, Guam Code Annotated, relative to exempting certain public sector allied health professionals from jury duty."

This report includes the following:

- Committee Vote Sheet
- Committee Report Digest
- Copy of Substituted Bill No. 10-33 (COR)
- Copy of Bill No. 10-33 (COR)
- Public Hearing Sign-in Sheet
- Copies of Submitted Testimony & Supporting Documents
- Copy of COR Referral of Bill No. 10-33 (COR)
- Notices of Public Hearing
- Copy of the Public Hearing Agenda
- Related News Reports

Please take the appropriate action on the attached vote sheet. Your attention to this matter is greatly appreciated. Should you have any questions or concerns, please do not hesitate to contact me.

*Si Yu'os ma'ase'!*



COMMITTEE VOTING SHEET

Bill No. 10-33 (COR) – As Substituted – “An act to amend subsection (d) of §22107 of Chapter 22, Title 7, Guam Code Annotated, relative to exempting certain public sector allied health professionals from jury duty,” sponsored by SENATOR D.G. RODRIGUEZ, JR.

Senator FRANK B. AGUON, JR. Chairman

Senator Thomas C. Ada Vice Chairman

Vice-Speaker Benjamin J.F. Cruz Member

Senator Rory J. Respicio Member

Senator Dennis G. Rodriguez, Jr. Member

Senator Dr. Nerissa B. Underwood, Ph.D. Member

Senator V. Anthony Ada Member

Senator Frank F. Blas Jr. Member

Senator James V. Espaldon Member

Senator Brant T. McCreddie Member

Speaker Dr. Judith T. Won Pat, Ed.D. Ex-Officio

COMMITTEE MEMBERS	SIGNATURE	TO DO PASS	TO NOT PASS	TO REPORT OUT ONLY	TO ABSTAIN	TO PLACE IN INACTIVE FILE
AGUON, FRANK B. JR. Committee Chairperson	<i>[Signature]</i>	✓				
ADA, THOMAS C. Committee Vice Chairperson	<i>[Signature]</i>	✓				
VICE-SPEAKER CRUZ, BENJAMIN J.F. Committee Member	<i>[Signature]</i>			✓		
RESPICIO, RORY J. Committee Member	<i>[Signature]</i>					
RODRIGUEZ, DENNIS G. JR. Committee Member	<i>[Signature]</i>					
UNDERWOOD, NERISSA B. PH.D. Committee Member	<i>[Signature]</i>					
ADA, V. ANTHONY Committee Member	<i>[Signature]</i>					
BLAS, FRANK F. JR. Committee Member	<i>[Signature]</i>					
ESPALDON, JAMES V. Committee Member	<i>[Signature]</i>					
MCCREADIE, BRANT T. Committee Member	<i>[Signature]</i>					
SPEAKER WON PAT, JUDITH T. Ed.D. Ex-Officio						



**COMMITTEE REPORT DIGEST**

Senator  
FRANK B. AGUON, JR.  
Chairman

Senator  
Thomas C. Ada  
Vice Chairman

Vice-Speaker  
Benjamin J.F. Cruz  
Member

Senator  
Rory J. Respicio  
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Senator  
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Senator  
Brant T. McCreddie  
Member

Speaker  
Dr. Judith T. Won Pat, Ed.D.  
Ex-Officio

I. **OVERVIEW**

Bill No. 10-33 (COR) was introduced on January 05, 2015, by Senator D.G. Rodriguez, Jr., and was subsequently referred by the Committee on Rules to the Committee on Guam US Military Relocation, Public Safety and Judiciary on January 05, 2015.

The Committee on Guam US Military Relocation, Public Safety and Judiciary convened a public hearing on Bill No. 10-33 (COR) on Friday, February 06, 2015 at 2:00PM in I *Liheslatura's* Public Hearing Room.

**Public Notice Requirements**

Public Hearing notices were disseminated via e-mail to all senators and all main media broadcasting outlets on Thursday, January 29, 2015 (5-Day Notice), and again on Wednesday, February 04, 2015 (48-Hour Notice). Notices were also published in the Marianas Variety Newspaper on Friday, January 30, 2015 and Wednesday, February 04, 2015.

**Senators Present**

Senator Frank B. Aguon, Jr., Chairperson  
Senator Dennis G. Rodriguez, Jr., Committee Member

The public hearing was Called-to-Order at 2:00 PM.

II. **SUMMARY OF TESTIMONY & DISCUSSION**

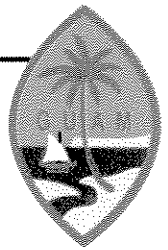
**Senator Aguon:**

"The items that will be discussed this afternoon on the agenda include: Bill No. 10-33 which is - An act to exempt certain Public Sector Allied Health Professions from Jury Duty, by amending sections in the Guam Code Annotated.

The second bill that will be discussed this afternoon will be Bill No. 14-33 which is - An act known as the Justice Safe Valve Act of 2013 relative to empowering the Courts of Guam to depart from applicable mandatory minimum sentences under specific conditions, and for other purposes.

Then, we will close the discussion for this particular public hearing on Bill No. 28-33 which is - An act relative to removing the time restriction for the Guam Police Department Headquarters, Administrative and other Agency Sections from occupying Government-owned facilities at Tiyan, Guam.

Just for the information of the public, the initial disseminating of information with regards to this particular public hearing was sent out to all the senators and to include stakeholders. "



Senator  
FRANK B. AGUON, JR.  
Chairman

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Vice Chairman

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Benjamin J.F. Cruz  
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**Senator Aguon:**

"The initial public hearing ad was placed in the Variety (Marianas) on Friday, January 30th. Second public hearing notice sent out on February 4th and also the second ad was printed on February 4th, Wednesday. So that is in compliance with the public notification act.

We will proceed with the discussion on the Bill on the Agenda, Which is Bill #10-33, and this is introduced by the Honorable Senator Dennis Rodriguez and, would like to ask him or give him the opportunity to be able to provide some opening comments as we proceed to receive testimony, individuals first. Kim Kaminski, Chersea Yleizah. You are not going to provide Oral Testimony? Ok. Thank you for your presence this afternoon, and Senator Rodriguez you have the floor.

**Senator Rodriguez:**

Thank you very much Mr. Chairman, Thank you very much also for being here. Bill # 10, What this does Mr. Chairman and members of the public is include Allied health professionals has defined by 10 G.C.A. Chapter 12 medical Practices whose Unavailability would direct the impact medically necessary patient care. And of course! only those who applied to the Guam Memorial Hospital Authority, Public Health and Guam Behavioral Health and Wellness Center.

The department of integrated services be exempted from Jury duty just as we have now, practicing attorney, Physicians, Dentist and Registered Nurse.

We've got several concerns especially from our hospitals and with specialist who are working there, who sometimes are the only specialist performing specialty Care that have to be uh of course called upon by civic duty to serve on jury on jury panel but also hampers the delivery health care services. So this Bill, what this does is include them in the exemptions and we know we have some testimonies as well from University of Guam.

I like to be able to ask the committee that we continue the discussion on this and because you know, I understand completely the importance of every individuals, every citizens being responsible and being to carry out ones duties. One of them is to serve on the jury panel. And with that being said Mr. Chairman, I thank you for having the hearing and look forward to the discussion.



Senator  
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Chairman

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**Senator Aguon:**

Thank you very much Senator Rodriguez. And just for the record prior to hearing oral testimony from the two individuals who had joined us. I would just like to highlight that we received written Testimony from Dr. Ron McNinch. The Senator Rodriguez office, thank you senator for providing that Testimony and then we also received written testimony from the Judiciary of Guam signed by the administrative of courts, Mr. Joshua Tenorio.

**Senator Rodriguez:**

Hil Mr. Chairman if I may just add that the Guam Memorial Hospital will also be submitting as well as the other health agency that will be affective of this.

**Senator Aguon:**

OK and if I can invite Janessa Summerville, if she's in the audience. Did you want to us? And provide testimony? No. Ok... Ok Mrs. Kim Dunlop if you can Just Identify yourself for the record and proceed with the testimony? Please.

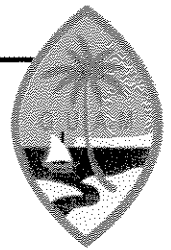
**Kim Dunlap:**

Good afternoon! Senators my name is Kim Dunlap. I'm a medical social worker.

Today I just uh... my colleague and I Kat Kuminski will like to come here to indicate we are in favor of this bill, but also will like to propose an extension on this bill. To exempt care givers who care for patients with severe disabilities from jury duty, and Kat will discuss a little bit briefly about the roles and strains of the caregivers, and how important it is to be there with family members who are dealing with uh... chronic illnesses or acute illnesses.. uh.. Kat can go on about that and I will back her up with a story that we recently experienced with a patient and a caregiver.

**Kat Kuminski:**

I am currently am working with the national family care giver support program so. Uh! I just wanted to point out that although were excusing medical professionals uh... We did want to try and have this bill extended to our caregivers preside many skilled nursing task. uh... I mean. I couldn't provide some of this skilled nursing task that they do, they provide G2 Feedings in home dialysis wound care, uh... colostomy bag care, medication management, injections all sorts of things, uh.. They also provide things like bathing, dressing uh... Behavioral interventions, for some of our patients having dementia, behavioral concerns uh, and it's even more difficult for this unpaid caregivers when they are the only caregivers when they are called to do their duties, because many times they are the only caregivers they have no relief system and there is no current social services program in place to help provide the kind of



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Ex-Officio

**Kat Kuminski:**

emergent care that's needed, 8 hours a day, all day serving duty, they provide medically, necessary treatments and they are believing the home would negatively impact the quality of life negatively impact the health of their patient and the dignity of their patient, uh.. so... the proposal was that we look at people that we have who are caring for someone who has a severe disability which is defined as an impairment of three or more activities of daily living, that things like bathing, eating and contents care uh.. meal preparation things like that to give you an idea, and I believe Kim has a story of one of our caregivers recently who had a very bad experience trying to get excuse for jury duty.

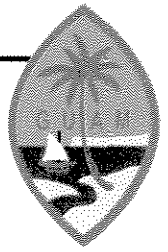
**Kim:**

Recently, I am with a family member who is caring for his mother uh... in hospitals care so the doctor has / may determined that this patient has 6 months more to live, and she was suffering from a terminal illness, the son was caring for his mom, He was summoned to his jury duty and the letter indicate that of course you can be excuse from jury duty If you provide documentations to show that this will cause ~~und~~ hardships or in extreme inconvenience of you attend so fall on necessary steps to seek in a documentations to uh... of course the court for this person to be excuse, however he may still required to attend selections until he can see the judge to excuse him, this went on from about a week or two, and then three weeks later, in this particular family member was still in selection, It get to the point that the mom was declining in drastically to the point where she was reaching that point of end of life.

Uh... still court reason is your paper and Documentation we're still being reviewed, still in process. Well, we don't have time to wait for that documentation to be process, we want for this family member to be with his mom during her last few moments of her life. It took for the person to go up to the court and to express his feelings, and to breakdown for him to be excuse from jury duty. So this is the hardship that's caused on family members who are dealing with someone who has terminal illness and we would like to propose for an extension than. Besides, the healthcare professions to extend us to our caregivers who are caring for their love one at end of life.

**Senator Aguon:**

Thanks very much Ms. Kim and Ms. Kat for the testimony for this afternoon and most specially for adding an additional dimension in terms of family members or caregivers attend to individual who have extreme disabilities or who may be under last few days of their lives here.



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Ex-Officio

**Senator Aguon:**

I think that, that's an excellent recommendation, what I would like to do is, is perhaps work with, if you would provide suggested language or work with the Judiciary of Guam. So that the fact of certification which is part of process wouldn't tell certain verbal because I think that's really where we want to provide that additional opportunity for individuals or caregivers to tend to their family members and certain documentations or certification has a limited life span, for the next 5 or 6 months using your example then perhaps that would have enabled to help this process a little bit more. So we will see what we can do to suggest a language and work with this legislation. Because I think you bring, you certainly bring up a very important point which appeals too our family members here in Guam and I appreciate your comments.

**Kim:**

Senator if I could just briefly response to that, one of the requirements send in a certificate of terminal illness to indicate this patient certainly has a few more months to live, However, we want to do is to expedite this process so that this family members does not have to continue to go back and forth to jury selection.

**Senator Aguon:**

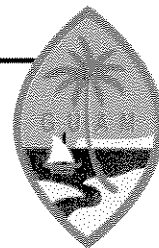
Right! Thank you very much.

**Senator Rodriguez:**

Thank you Mr. Chairman again, Thank you for coming with testimony, we know that we, the courts right now are stream lining your process on jury duty and so your testimony here are very valuable and just like the chairman said, well work with the judiciary to see how this can be also include in the bill once its moves out of committee. Okay so Thanks very much for being here, Thank You.

**Senator Aguon:**

Thank you ladies! I appreciate your testimony.



Senator  
FRANK B. AGUON, JR.  
Chairman

Senator  
Thomas C. Ada  
Vice Chairman

Vice-Speaker  
Benjamin J.F. Cruz  
Member

Senator  
Rory J. Respicio  
Member

Senator  
Dennis G. Rodriguez, Jr.  
Member

Senator  
Dr. Nerjssa B. Underwood, Ph.D.  
Member

Senator  
V. Anthony Ada  
Member

Senator  
Frank F. Blas Jr.  
Member

Senator  
James V. Espaldon  
Member

Senator  
Brant T. McCreadie  
Member

Speaker  
Dr. Judith T. Won Pat, Ed.D  
Ex-Officio

**III. WRITTEN TESTIMONY**

The following individuals submitted written testimonies to the Committee on Guam U.S. Military Relocation, Public Safety and Judiciary before or after the scheduled Public Hearing on Friday, February 06, 2015 at 2:00PM:

1. Mr. Joshua F. Tenorio, Administrator of the Courts, Judiciary of Guam
2. Dr. Ron McNinch PhD, SPHR, CFE
3. Ms. Chersea Yleizah, Student, University of Guam

**IV. FINDINGS & RECOMMENDATIONS**

The Committee on Guam U.S. Military Relocation, Public Safety and Judiciary hereby reports out *As Substituted* Bill No. 10-33 (COR), with the recommendation to: TO DO PASS

3  
3



*MINA' TRENTAI TRES NA LIHESLATURAN GUAHAN*  
2015 (FIRST) Regular Session

Bill No. 10-33 (COR)

Introduced by:

D.G. RODRIGUEZ, JR. 

AN ACT TO EXEMPT CERTAIN PUBLIC SECTOR ALLIED  
HEALTH PROFESSIONS FROM JURY DUTY, BY  
AMENDING § 22107 OF CHAPTER 22, TITLE 7, GUAM  
CODE ANNOTATED.

2015 JAN -5 PM 2:27 PM

1        **BE IT ENACTED BY THE PEOPLE OF GUAM:**

2        **Section 1. Legislative Findings and Intent:** *I Liheslaturan Guåhan*  
3 finds that jury duty service is impacting the provision of vitally needed  
4 healthcare by allied health professionals. Certain professions are in high  
5 demand, but few in numbers of available practicing providers, and difficult  
6 to replace for extended periods of absence. Currently, only physicians,  
7 dentists and registered nurses are exempted. This is particularly impacting  
8 the consistent availability of public sector allied health professionals in  
9 healthcare agencies.

10        It is, therefore, the *intent* of *I Liheslaturan Guåhan* to exempt certain  
11 allied healthcare professionals in the public service sector from jury duty  
12 service when such service would negatively impact the timely provision of  
13 medically necessary care. This exemption is solely specific to allied health  
14 professionals of the Guam Memorial Hospital Authority, the Department

1 of Public Health and Social Services, the Guam Behavioral Health and  
2 Wellness Center, and the Department of Integrated Services for Individuals  
3 with Disabilities.

4 **Section 2.** § 22107 of Chapter 22 – Trial by Jury, Title 7, Guam Code  
5 Annotated, is hereby *amended*, to read:

6 **“§ 22107. Exempt When.**

7 A person may claim exemption from service as a juror if he is:

8 (1) a member in the active services of the armed forces of the United  
9 States;

10 (2) An elected official, or a judge, of the United States or the Territory  
11 of Guam;

12 (3) an actively engaged member of the clergy;

13 (4) an actively practicing attorney, physician, dentist, ~~or~~ registered  
14 nurse, or an allied health professional, as defined pursuant to 10 GCA  
15 Chapter 12-Medical Practices, whose unavailability would directly impact  
16 medically necessary patient care, and solely applies specifically to the Guam  
17 Memorial Hospital Authority, the Department of Public Health and Social  
18 Services, the Guam Behavioral Health and Wellness Center, and the  
19 Department of Integrated Services for Individuals with Disabilities;

20 (5) a member of the Fire or Police Departments or an employee of a  
21 government contractor engaged in providing internal security or fire  
22 protection for such contractors;

1           (6) a person who has served as a juror, either in the Superior  
2           Court or the United States District Court of Guam, within two (2)  
3           years preceding the time of filling out the juror qualification form; or  
4           (7) over sixty-five years old.”

5           **Section 3. Effective Date.** This Act shall become immediately  
6           effective upon enactment.

***I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN***  
**2015 (FIRST) Regular Session**

**Bill No. 10-33 (COR)**

as substituted by the Committee on  
U.S Military Relocation, Public Safety,  
and Judiciary

Introduced by:

D.G. Rodriguez, Jr.

**AN ACT TO *AMEND* SUBSECTION (d) OF § 22107 OF  
CHAPTER 22, TITLE 7, GUAM CODE ANNOTATED,  
RELATIVE TO EXEMPTING CERTAIN PUBLIC  
SECTOR ALLIED HEALTH PROFESSIONALS FROM  
JURY DUTY.**

**BE IT ENACTED BY THE PEOPLE OF GUAM:**

**Section 1. Legislative Findings and Intent.**      *I Liheslaturan Guåhan*

find that jury duty service is impacting the provision of vitally needed healthcare by allied health professionals. Certain professions are in high demand, but few in numbers of available practicing providers, and difficult to replace for extended periods of absence. Currently, only physicians, dentists and registered nurses are exempted. This is particularly impacting the consistent availability of public sector allied health professionals in healthcare agencies.

It is, therefore, the intent of *I Liheslaturan Guåhan* to exempt certain allied healthcare professionals in the public service sector from jury duty service when such service would negatively impact the timely provision of medically necessary care. This exemption is *solely* specific to allied health professionals of the Guam Memorial Hospital Authority, the Department of Public Health and Social

1 Services, the Guam Behavioral Health and Wellness Center, and the Department of  
2 Integrated Services for Individuals with Disabilities.

3 **Section 2.** Subsection (d) of § 22107 of Chapter 22 – (Trial by Jury), Title  
4 7, Guam Code Annotated, is hereby *amended*, to read:

5 “§22107. Exempt When.

6 A person may claim exemption from service as a juror if he is:

7 (a) a member in the active services of the armed forces of  
8 the United States;

9 (b) An elected official, or a judge, of the United States or  
10 the Territory of Guam;

11 (c) an actively engaged member of the clergy;

12 (d) an actively practicing attorney, physician, dentist, ~~or~~  
13 registered nurse, or an allied health professional, as  
14 defined pursuant to Title 10 GCA, Chapter 12 -(Medical  
15 Practices). Allied health professionals exempt from this  
16 Subsection (d), are those whose unavailability would  
17 directly impact medically necessary patient care, and  
18 said exemption applies *solely* to the Guam Memorial  
19 Hospital Authority, the Department of Public Health and  
20 Social Services, the Guam Behavioral Health and  
21 Wellness Center, and the Department of Integrated  
22 Services for Individuals with Disabilities;”

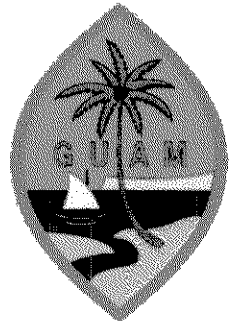
23 **Section 3. Effective Date.** This act *shall* become effective upon  
24 enactment.

**COMMITTEE ON GUAM U.S. MILITARY RELOCATION, PUBLIC SAFETY & JUDICIARY**

*I Mina' Trentai Tres Na Liheslaturan Guahan | 33rd Guam Legislature*



**SENATOR FRANK B. AGUON, JR.**  
**CHAIRMAN**



**I No. 10-33 (COR): An act to exempt certain Public Sector Allied Health Professions from Jury Duty, by amending § 22107 of Chapter 22, Title 7, Guam Code Annotated.**

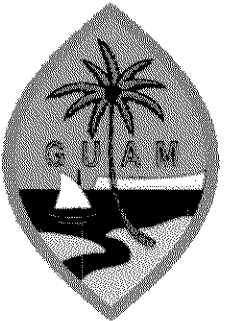
Name (Please Print)	Agency/Organization	Contact Number	Oral Testimony	Written Testimony	In favor	Not In Favor
✓ Kim Dunlap	Health Services of the Pacific	487-1755	✓		✓	
✓ Kat Kaminski	National Family Caregiver Support Program	735-3277 x243	✓		✓	
Chelsea Fleizah	HOA student HSP Intern	972-1398		WAF	✓	

**COMMITTEE ON GUAM U.S. MILITARY RELOCATION, PUBLIC SAFETY & JUDICIARY**

*I Mina' Trentai Tres Na Lihelaturan Guahan | 33rd Guam Legislature*



**SENATOR FRANK B. AGUON, JR.**  
**CHAIRMAN**



**I No. 10-33 (COR): An act to exempt certain Public Sector Allied Health Professions from Jury Duty, by amending § 22107 of Chapter 22, Title 7, Guam Code Annotated.**

<b>Name (Please Print)</b>	<b>Agency/Organization</b>	<b>Contact Number</b>	<b>Oral Testimony</b>	<b>Written Testimony</b>	<b>In favor</b>	<b>Not In Favor</b>
Janessa Samerville	Naval Hospital	482-3291				



# Judiciary of Guam

Administrative Office of the Courts  
Guam Judicial Center • 120 West OBrien Dr • Hagatna Gu 96910  
Tel: (671) 475-3544/3278 • Fax: (671) 477-3184



HON. ROBERT J. TORRES  
CHIEF JUSTICE

HON. ALBERTO C. LAMORENA III  
PRESIDING JUDGE

JOSHUA F. TENORIO  
ADMINISTRATOR OF THE COURTS

February 6, 2015

The Honorable Frank B. Aguon, Jr.  
Chairman  
Committee on the Guam U.S. Military Relocation, Public Safety, and Judiciary  
Ste. 502A DNA Building  
Hagåtña, Guam 96910

Re: Testimony on Bill No. 10-33(COR)

Dear Chairman Aguon:

Thank you for providing me with the opportunity to submit testimony regarding Bill No. 10-33(COR), *AN ACT TO EXEMPT CERTAIN PUBLIC SECTOR ALLIED HEALTH PROFESSIONS FROM JURY DUTY, BY AMENDING § 22107 OF CHAPTER 22, TITLE 7, GUAM CODE ANNOTATED*, introduced by Senator Dennis G. Rodriguez, Jr.

Bill No. 10-33(COR) would exempt allied health professionals from jury duty if they are employed by the Guam Memorial Hospital Authority, Department of Public Health and Social Services, Guam Behavioral Health and Wellness Center, and Department of Integrated Services for Individuals with Disabilities and their absence for jury duty would directly impact medically necessary patient care.

At least Twenty-six (26) categories of licensed government personnel would be exempt from jury service as follows:

- Chiropractors
- Clinical Psychologists
- Clinical Social Worker
- Counselors
- Dietitian
- Family Therapists
- Individual Therapists
- Individual, Marriage and Family Therapists
- Marriage Therapists
- Nursing Home Administrator
- Nutritionist
- Occupational Therapists
- Occupational Therapy Aides



- Occupational Therapy Assistants
- Occupational Therapy Technicians
- Physical Therapists
- Physical Therapy Assistants
- Physical Therapy Technicians
- Physician Assistants
- Podiatrists
- Psychotherapists
- Respiratory Therapists
- Social Workers
- Speech-language Assistants
- Speech-language Pathologists
- Veterinarians

If Bill No. 10-33(COR) were enacted, the Superior Court would compel employees to present a written declaration from their agency of origin certifying that the employee “directly impacts medically necessary patient care” in order to qualify for excusal from jury duty. This would also apply to any practicing attorney, physician, dentist or registered nurse with employment status at the government health and human services agencies specified in the statute.

If enacted, the amendment would remove the blanket exemptions for attorneys, physicians, dentists and registered nurses, while the blanket exemptions for members of the armed services, all elected officials, the clergy, members of the fire and police departments and government contractors providing internal security or fire protection would remain.

I urge you to consider reducing the number of blanket exemptions for other categories of professions to ensure that the jury pool is larger. The obligation to serve should be shared by all Guam residents with U.S. Citizenship. Jury pools should be reflective of the diversity of our community, despite educational or professional achievements.

In larger jurisdictions, there are no blanket exemptions for place of employment, even for judicial officers and elected leaders. In fact, Nevada Chief Justice Mark Gibbons completed jury duty last year for a criminal jury trial in Carson City. In that case, Chief Justice Gibbons reported to news media that he would “tackle his Supreme Court duties in the evening while he attends trial,” which lasted for a week.

In the last year, a record number of 93 jury trials were held at the Superior Court. This is in addition to the 5 Grand Jury Panels comprised of 18 Guam residents that are seated at all times throughout the year to review evidence and issue indictments for the more than 2,000 criminal cases filed each year.

The Judiciary of Guam is streamlining the jury process to ensure that jurors are processed efficiently to support this important and civic duty. Jury service is a critical component of our country's judicial system. Although not a perfect system, it is by far, the best in the entire world.

*Senseramente,*



JOSHUA F. TENORIO  
Administrator of the Courts

cc: Senator Dennis G. Rodriguez, Jr.



Office of Senator Frank B. Aguon, Jr. &lt;admin@frankaguonjr.com&gt;

---

**Fwd: Input on Bill 10-33**

---

**Dennis Rodriguez, Jr.** <senatordrodriguez@gmail.com>  
To: admin@frankaguonjr.com

Thu, Feb 5, 2015 at 4:29 PM

Hafa Adai!

Below is the email we received as testimony from Dr. Ron McNinch in support of Bill 10-33.

Si Yu'os Ma'ase'!

----- Forwarded message -----

From: **Ron McNinch** <govguam@gmail.com>

Date: Mon, Jan 26, 2015 at 3:49 PM

Subject: Input on Bill 10-33

To: "A.T. Santos" &lt;annette.santos@gmail.com&gt;, Wai Law &lt;ici.wlaw@gmail.com&gt;, John Rivera &lt;johninguam@gmail.com&gt;

Cc: "Dennis Rodriguez, Jr." &lt;senatordrodriguez@gmail.com&gt;

Dear Dr. Santos,

I have cc:d Senator Dennis Rodriguez in this email.

At our School of Business and Public Administration, Academic Affairs meeting today, we passed a motion to support Bill 10-33 and to please add the University of Guam teaching faculty. As we discussed at our meeting, it is nearly impossible to find substitute teachers for higher education classes. K-12 teachers can be readily replaced by substitute teachers, but university professors are not readily replaced and jury service has been an active burden on both the students in classes and the professors teaching classes.

Therefore, per our discussion today, we agreed to endorse adding teaching faculty to the jury exemption list. The wording might be:

Please add the following section to Bill 10-33:

At the end of Section 22107 (f), insert "or full time teaching faculty at the University of Guam."

Sincerely, Ron McNinch

The bill is at the link below; click on 10-33  
[http://www.guamlegislature.com/33rd\\_bills\\_intro.htm](http://www.guamlegislature.com/33rd_bills_intro.htm)

—  
Ron McNinch, PhD, SPHR, CFE  
671- 488-8889

*Ridentem dicere verum quid vetat.* - Horace

—  
**Senator Dennis G. Rodriguez, Jr.**

Chairman, Committee on Health, Economic Development,  
Homeland Security and Senior Citizens

*I Mina'trentai Tres Na Libeslaturan Guaban*

*33rd Guam Legislature*

*176 Serenu Avenue Suite 107*

*Tamuning, Guam 96913*

*671.649.8638*

*<http://toduguam.com>*

February 16, 2015

Senator Frank B. Aguon Jr.  
Ste. 503 DNA Bldg  
238 Archbishop Flores St.  
Hagatna Guam 96910

Dear Mr. Chairman Aguon

Re: Bill 10-33;

An act to exempt certain public sectors allied health professions from jury duty, by amending 22107 of Chapter 22, Title 7, and Guam Code Annotated.

I Chersea Yleizah a Social Work student of the University of Guam and an intern student at the Health Services of the Pacific (HSP), fully support the bill with an extension to consider Family caregivers to be included in the exempt of Jury duty.

As a Social Work student I strongly believe that caregivers are one of the only means in a patient life. Regardless of whether the disability is due to progression of a chronic illness or combines effects of multiple medical and social factors the caregiver role is a profound change to a patient life. All care-givers provide special assistance and care to patients that sometimes even professionals wouldn't provide due to other special tasks. Their time is highly needed to meet patients certain needs and to carry out other specific tasks.

A caregiver caring for a patient who receive services from the Hospice Care encountered the situation where he was require to go to court for jury duty. The patient has a terminal illness and the presence of the sole care-giver is very much needed. Unfortunately the care-giver continues to go to the selection due to the delayed procession of the provided documents from HSP Doctor. Presence and time of a sole caregiver is extremely essential to a patient or a loved one.

I humbly request that you and your other colleagues of the Guam Legislature consider sole caregivers with provided documents from doctors to be an exempt for Jury Duty selection. This could tremendously benefit the wellbeing of every individual in our community.

Respectfully,



Chersea Yleizah  
Student of the University of Guam



# COMMITTEE ON RULES

*I Mina'trentai Tres na Liheslaturan Guåhan* • The 33rd Guam Legislature

155 Hesler Place, Hagåtña, Guam 96910 • [www.guamlegislature.com](http://www.guamlegislature.com)

E-mail: [roryforguam@gmail.com](mailto:roryforguam@gmail.com) • Tel: (671)472-7679 • Fax: (671)472-3547

Senator  
Rory J. Respicio  
CHAIRPERSON  
MAJORITY LEADER

Senator  
Thomas C. Ada  
VICE CHAIRPERSON  
ASSISTANT MAJORITY LEADER

Speaker  
Judith T.P. Won Pat, Ed.D.  
Member

Vice-Speaker  
Benjamin J.F. Cruz  
Member

Legislative Secretary  
Tina Rose Muna Barnes  
Member

Senator  
Dennis G. Rodriguez, Jr.  
Member

Senator  
Frank Blas Aguon, Jr.  
Member

Senator  
Michael F.Q. San Nicolas  
Member

Senator  
Nerissa Bretania Underwood  
Member

V. Anthony Ada  
MINORITY LEADER

Mary C. Torres  
MINORITY MEMBER

January 15, 2014

## Memorandum

**To:** **Rennae Meno**  
*Clerk of the Legislature*

**From:** **Senator Rory J. Respicio**  
*Majority Leader & Rules Chair*

**Subject:** **Fiscal Note Waivers**

*Hafa Adai!*

Attached please find the fiscal note waivers for the bill numbers listed below. Please note that the waivers are issued on the bills as introduced.

### WAIVERS:

Bill No. 6-33(COR)

Bill No. 10-33(COR)

Please forward the same to MIS for posting on our website. Please contact our office should you have any questions regarding this matter.

*Sí Yu'os ma'åse'!*

2015 JAN 15 AM 11:02

**BUREAU OF BUDGET & MANAGEMENT RESEARCH**OFFICE OF THE GOVERNOR  
Post Office Box 2950, Hagåtña Guam 96932**EDDIE BAZA CALVO**  
GOVERNOR**ANTHONY C. BLAZ**  
DIRECTOR**RAY TENORIO**  
LIEUTENANT GOVERNOR**JOSE S. CALVO**  
DEPUTY DIRECTOR

JAN 15 2015

The Bureau requests that Bill No(s) 10-33 <sup>COR</sup> (LS) be granted a waiver pursuant to Public Law 12-229 as amended for the following reason(s):

Bill No. 10-33 is an act to exempt certain public sector allied health professionals from jury duty services, by amending §22107 of Chapter 22, Title 7, Guam Code Annotated.

The intent of the Bill is administrative in nature and poses no fiscal impact upon any funds of the Government of Guam.

A handwritten signature in black ink, appearing to read "Anthony C. Blaz", written over a horizontal line.

**ANTHONY C. BLAZ**  
Director



## COMMITTEE ON RULES

*I Mina'trentai Tres na Liheslaturan Guåhan* • The 33rd Guam Legislature

155 Hesler Place, Hagåtña, Guam 96910 • [www.guamlegislature.com](http://www.guamlegislature.com)

E-mail: [roryforguam@gmail.com](mailto:roryforguam@gmail.com) • Tel: (671)472-7679 • Fax: (671)472-3547

Senator  
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Senator  
Michael F.Q. San Nicolas  
Member

Senator  
Nerissa Bretania Underwood  
Member

PENDING  
MINORITY MEMBER

PENDING  
MINORITY MEMBER

January 8, 2014

**VIA E-MAIL**

[anthony.blaz@bbmr.guam.gov](mailto:anthony.blaz@bbmr.guam.gov)

**Anthony C. Blaz**  
**Director**  
**Bureau of Budget & Management Research**  
**P.O. Box 2950**  
**Hagåtña, Guam 96910**

**RE: Request for Fiscal Notes– Bill Nos. 1-33(LS) through 18-33(COR)**

*Hafa Adai* Mr. Blaz:

Transmitted herewith is a listing of *I Mina'trentai Tres na Liheslaturan Guåhan's* most recently introduced bills. Pursuant to 2 GCA §9103, I respectfully request the preparation of fiscal notes for the referenced bills.

*Si Yu'os ma'åse'* for your attention to this matter.

Very Truly Yours,

**Senator Rory J. Respicio**  
*Chairperson of the Committee on Rules*

Attachment (3)

Cc: Clerk of the Legislature



Bill No.	Sponsor	Title
1-33 (LS)	Judith T. Won Pat, Ed.D.	AN ACT TO TRANSFER TITLE OF LOT NO. 5397 MUNICIPALITY OF BARRIGADA, GUAM TO THE UNIVERSITY OF GUAM.
2-33 (LS)	B. J.F. Cruz	AN ACT TO ADD A NEW ARTICLE 5 TO TITLE 4, CHAPTER 8, OF THE GUAM CODE ANNOTATED TO CREATE A NEW "HYBRID" RETIREMENT SYSTEM WITH MANDATORY PARTICIPATION BY GOVERNMENT OF GUAM EMPLOYEES HIRED AFTER DECEMBER 31, 2015; WITH OPTIONAL PARTICIPATION FOR DEFINED CONTRIBUTION RETIREMENT SYSTEM PARTICIPANTS WHO ELECT TO TRANSFER TO THE NEW HYBRID PLAN IN ACCORDANCE WITH REGULATIONS TO BE PROMULGATED.
3-33 (LS)	Tommy Morrison R. J. Respicio Brant T. McCreadie	AN ACT TO AMEND § 5204(d) OF CHAPTER 5, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE PROCUREMENT OF SPORTS EQUIPMENT AND SUPPLIES FOR YOUTH AND COMMUNITY SPORTS PROGRAMS.
4-33 (LS)	Michael F.Q. San Nicolas	AN ACT TO RESTORE SALARIES FOR ELECTED OFFICIALS AND CABINET MEMBERS TO LEVELS ESTABLISHED PRIOR TO THE ENACTMENT OF PUBLIC LAW 32-208, TO PREVENT THE WAIVER OF THE PUBLIC HEARING REQUIREMENT FOR BILLS PROPOSING SALARY CHANGES FOR ELECTED OFFICIALS, AND TO REQUIRE THAT ANY CHANGE IN SALARY OF ELECTED OFFICIALS TAKE EFFECT AFTER A GENERAL ELECTION TO THE GUAM LEGISLATURE HAS INTERVENED, BY REPEALING PUBLIC LAW 32-208 AND ADDING NEW §§ 6215 AND 6215.1 BOTH TO ARTICLE 2, CHAPTER 6, TITLE 4, GUAM CODE ANNOTATED.
5-33 (LS)	Brant T. McCreadie	AN ACT TO CREATE A NEW ARTICLE 6 & 7 TO CHAPTER 90, AND TO AMEND §90.90 OF ARTICLE 4, CHAPTER 90, TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO THE CONSTRUCTION AND RENOVATION OF THE DEPARTMENT OF CORRECTIONS ADULT CORRECTIONAL FACILITY TO ENSURE THE SAFETY OF THE PEOPLE OF GUAM; WHICH SHALL COLLECTIVELY BE CITED AS "THE DEPARTMENT OF CORRECTIONS CONSTRUCTION INITIATIVE ACT OF 2015".
6-33 (COR)	D. G. Rodriguez, Jr.	AN ACT TO AMEND §58146.1 OF CHAPTER 58, TITLE 12, GUAM CODE ANNOTATED TO EXEMPT THE GUAM ECONOMIC DEVELOPMENT AUTHORITY FROM ARTICLE 3 OF CHAPTER 9, 5 GCA IN THE DEVELOPMENT OF PROPOSED INDUSTRY SPECIFIC POLICY, CRITERIA AND MEASURABLE GOALS RELATIVE TO THE QUALIFYING CERTIFICATE PROGRAM.
7-33 (COR)	D. G. Rodriguez, Jr.	AN ACT TO PROVIDE FOR A HAZARDOUS PAY DIFFERENTIAL FOR EMPLOYEES OF THE GUAM BEHAVIORAL HEALTH AND WELLNESS CENTER IN UNSAFE OR DANGEROUS HAZARDOUS DUTY WORKING CONDITIONS, BY ADDING A NEW §86112 TO CHAPTER 86, TITLE 10, GUAM CODE ANNOTATED.

8-33 (COR)	D. G. Rodriguez, Jr.	AN ACT TO PROVIDE FOR DEVELOPMENT AND IMPLEMENTATION OF COMPARABLE RATE SCHEDULE R CHARGES FOR RESIDENTIAL MULTIFAMILY ACCOMMODATIONS BY THE GUAM POWER AUTHORITY, BY ADDING A NEW ITEM (1) TO §8104(D) OF CHAPTER 8, TITLE 12, GUAM CODE ANNOTATED, AND A NEW ITEM (1) TO §3111 OF ARTICLE 1, CHAPTER 3, TITLE 28, GUAM ADMINISTRATIVE RULES AND REGULATIONS.
9-33 (COR)	D. G. Rodriguez, Jr.	AN ACT TO ADOPT THE RULES AND REGULATIONS RELATIVE TO RESPONSIBLE ALCOHOL SERVER/SELLER TRAINING PROGRAMS, BY AMENDING CHAPTER 2 - ALCOHOLIC BEVERAGE CONTROL BOARD, OF TITLE 3, GUAM ADMINISTRATIVE RULES AND REGULATIONS - BUSINESS REGULATIONS.
10-33 (COR)	D. G. Rodriguez, Jr.	AN ACT TO EXEMPT CERTAIN PUBLIC SECTOR ALLIED HEALTH PROFESSIONS FROM JURY DUTY, BY AMENDING § 22107 OF CHAPTER 22, TITLE 7, GUAM CODE ANNOTATED.
11-33 (COR)	D. G. Rodriguez, Jr.	AN ACT TO PROVIDE FOR HEALTHCARE PROFESSIONAL PAY PLAN CATEGORY IN THE GOVERNMENT OF GUAM COMPETITIVE WAGE ACT OF 2014, AND REINSTATE THE PRIOR PAY PLAN RATE FOR THESE POSITIONS, AND MANDATE A REASSESSMENT OF HEALTHCARE PROFESSIONALS SALARY RANGES SO AS TO BE COMPETITIVE BASED UPON NATIONAL STANDARDS.
12-33 (COR)	D. G. Rodriguez, Jr.	AN ACT TO ADD A NEW ITEM (1) TO SUBSECTION (a) OF § 4301 OF ARTICLE 3, CHAPTER 4, 4 GCA, TO PROVIDE FOR THE ISSUANCE OF A SEPARATE REQUEST FOR PROPOSAL FOR THE SOLICITATION OF HEALTH INSURANCE OR PROVISION OF HEALTH CARE FOR FOSTER CHILDREN IN THE CARE OF THE GOVERNMENT ON TERMS COMPARABLE TO THE GOVERNMENT PLAN FOR ACTIVE AND RETIRED EMPLOYEES AND THEIR DEPENDENTS.
13-33 (COR)	D. G. Rodriguez, Jr.	AN ACT TO ADD A REPRESENTATIVE FROM THE GUAM MEMORIAL HOSPITAL AUTHORITY AND THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES TO THE GOVERNMENT OF GUAM GROUP HEALTH INSURANCE NEGOTIATING TEAM, TO DELETE THE REQUIREMENT FOR THE SOLICITATION OF AN EXCLUSIVE GROUP HEALTH INSURANCE CONTRACT AND REQUIRE ONLY THE SOLICITATION OF THREE (3) NON-EXCLUSIVE CONTRACTS FOR A CONTRACT TERM OF TWO (2) YEARS, BY AMENDING §4302 (c) AND §4302 (e) OF ARTICLE 3, CHAPTER 4, 4 GCA.
14-33 (COR)	T. R. Muña Barnes	AN ACT TO ADD A NEW § 80.39 TO ARTICLE 2, CHAPTER 80, TITLE 9 GUAM CODE ANNOTATED KNOWN AS THE JUSTICE SAFETY VALVE ACT OF 2013 RELATIVE TO EMPOWERING THE COURTS OF GUAM TO DEPART FROM APPLICABLE MANDATORY MINIMUM SENTENCES UNDER SPECIFIC CONDITIONS, AND FOR OTHER PURPOSES.



## COMMITTEE ON RULES

*I Mina'trentai Tres na Liheslaturan Guåhan* • The 33rd Guam Legislature  
155 Hesler Place, Hagåtña, Guam 96910 • [www.guamlegislature.com](http://www.guamlegislature.com)  
E-mail: [roryforguam@gmail.com](mailto:roryforguam@gmail.com) • Tel: (671)472-7679 • Fax: (671)472-3547

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Rory J. Respicio  
CHAIRPERSON  
MAJORITY LEADER

Senator  
Thomas C. Ada  
VICE CHAIRPERSON  
ASSISTANT MAJORITY LEADER

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Dennis G. Rodriguez, Jr.  
Member

Senator  
Frank Blas Aguon, Jr.  
Member

Senator  
Michael F.Q. San Nicolas  
Member

Senator  
Nerissa Bretania Underwood  
Member

PENDING  
MINORITY LEADER

PENDING  
ASSISTANT MINORITY LEADER

January 6, 2015

### MEMORANDUM

**To: Rennae Meno**  
*Clerk of the Legislature*

**Attorney Therese M. Terlaje**  
*Legislative Legal Counsel*

**From: Senator Rory J. Respicio**  
*Chairperson, Committee on Rules*

**Subject: Referral of Bill No. 10-33(COR)**

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 10-33(COR)**.

Please ensure that the subject bill is referred, in my name, to the respective committee, as shown on the attachment. I also request that the same be forwarded to all members of *I Mina'trentai Tres na Liheslaturan Guåhan*.

Should you have any questions, please feel free to contact our office at 472-7679.

*Si Yu'os Ma'åse!*

Attachment

*I Mina'Trentai Tres Na Liheslaturan Received*  
**Bill Log Sheet**

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
10-33 (COR)	D. G. Rodriguez, Jr.	AN ACT TO EXEMPT CERTAIN PUBLIC SECTOR ALLIED HEALTH PROFESSIONS FROM JURY DUTY, BY AMENDING § 22107 OF CHAPTER 22, TITLE 7, GUAM CODE ANNOTATED.	01/05/15 2:26 p.m.	01/06/15	Committee on the Guam U.S. Military Relocation, Public Safety, and Judiciary			Fiscal Note Requested 01/08/15 Fiscal Note Waiver 01/15/15

**1st Public Hearing Notice: February 6, 2015 - 2 PM**

7 messages

Senator Aguon Media &lt;media@frankaguonjr.com&gt;

Thu, Jan 29, 2015 at 11:41 AM

To: Speaker Won Pat <speaker@judiwonpat.com>, "Benjamin J.F. Cruz" <senator@senatorbjcruz.com>, Tina Muna Barnes <senator@tinamunabarnes.com>, "Rory J. Respicio" <roxyforguam@gmail.com>, office@senatorada.org, Mike San Nicholas <senatorsannicolas@gmail.com>, "Dennis Rodriguez, Jr." <senatordrodriguez@gmail.com>, senatorunderwood@guamlegislature.org, Tony Ada <senatorTonyada@guamlegislature.org>, Brant McCreadie <brantforguam@gmail.com>, Mary Camacho Torres <marycamachotorres@gmail.com>, Tommy Morrison <tommy@senatormorrison.com>, "Frank Blas, Jr." <frank.blasjr@gmail.com>, jespaldonesq@gmail.com, "Frank B. Aguon, Jr." <aguon4guam@gmail.com>

Cc: Senator Aguon's Assistant <officeassistant@frankaguonjr.com>, Senator Aguon Staff <staff@frankaguonjr.com>, Guam Legislature Clerks Office <clerks@guamlegislature.org>, sgtarms@guamlegislature.org, mis <mis@guamlegislature.org>

January 29, 2015

MEMORANDUM

To: All Senators

Fr: Senator Frank B. Aguon, Jr., Chairperson

Subject: 1<sup>st</sup> Notice of Public Hearing: February 6, 2015 – 2:00 PM

Please be advised that the Committee on Guam U.S. Military Relocation, Public Safety and Judiciary will be conducting a public hearing on **Friday, February 6, 2015 at 2:00 pm**. This meeting will take place in the Public Hearing Room of *I Liheslaturan Guahan*. The agenda is as follows:

**Bill No. 10-33 (COR)**

An act to exempt certain Public Sector Allied Health Professions from Jury Duty, by amending § 22107 of Chapter 22, Title 7, Guam Code Annotated.

**Bill No. 14-33 (COR)**

An act to add a new § 80.39 to Article 2, Chapter 80, Title 9 Guam Code Annotated known as the Justice Safe Valve Act of 2013 relative to empowering the Courts of Guam to depart from

applicable

mandatory minimum sentences under specific conditions, and for other purposes.

**Bill No. 28-33 (COR)**

An act relative to removing the time restriction for the Guam Police Department Headquarters, Administrative and other Agency Sections from occupying Government-owned facilities at Tiyan, Guam; through amending Section 2 of Public Law No. 26-100.

Testimony on **Bill No. 10-33 (COR)**, **Bill No. 14-33 (COR)** and **Bill No. 28-33 (COR)** should be addressed to Senator Frank B. Aguon, Jr., Chairperson, and will be accepted via hand delivery to our office at 238 Archbishop Flores St. DNA Bldg. Suite 501 Hagatna, Guam; our mailbox at the Legislature Bldg 155 Hesler Place, Hagatna, Guam 96910; via email to [aguon4guam@gmail.com](mailto:aguon4guam@gmail.com) or [media@frankaguonjr.com](mailto:media@frankaguonjr.com) until **Friday, February 6, 2015 at 5:00 pm**. Individuals requiring special accommodations, auxiliary aids, or services should contact our office at 475-4861/62. Please feel free to contact my office should you have any questions or concerns.

—  
*Respectfully,*

***Tricia Benavente***

**Office of Senator Frank B. Aguon, Jr.**

Committee on Guam US Military Relocation, Public Safety, and Judiciary

238 Archbishop Flores St., Hagatna, Guam - DNA Bldg. Ste. 501

Tel: (671) 475-GUM1/2 (4861/2)

Fax: (671) GUM3 (4863)

[aguon4guam@gmail.com](mailto:aguon4guam@gmail.com) | [www.frankaguonjr.com](http://www.frankaguonjr.com)

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**Senator Aguon Media** <[media@frankaguonjr.com](mailto:media@frankaguonjr.com)>

Thu, Jan 29, 2015 at 12:21 PM

To: [rjtorres@guamsupremecourt.com](mailto:rjtorres@guamsupremecourt.com), Joshua Tenorio <[jtenorio@guamcourts.org](mailto:jtenorio@guamcourts.org)>, fred bordallo <[fred.bordallo@gpd.guam.gov](mailto:fred.bordallo@gpd.guam.gov)>, joey.sannicolas@[gfd.guam.gov](mailto:gfd.guam.gov), Robert Camacho <[bobcamacho@guamairport.net](mailto:bobcamacho@guamairport.net)>, Doris Aguero <[dcaguero@portguam.com](mailto:dcaguero@portguam.com)>, jose.sanagustin@[doc.guam.gov](mailto:doc.guam.gov), mike.cura@[dpr.guam.gov](mailto:dpr.guam.gov), raymond.blas@[dpr.guam.gov](mailto:dpr.guam.gov), Pedro LeonGuerrero <[pedro.leonguerrero@cqa.guam.gov](mailto:pedro.leonguerrero@cqa.guam.gov)>, philip taijeron <[philip.taijeron@cqa.guam.gov](mailto:philip.taijeron@cqa.guam.gov)>, raffaele sgambelluri <[raffaele.sgambelluri@cqa.guam.gov](mailto:raffaele.sgambelluri@cqa.guam.gov)>, Matthew Sablan <[matt.sablan12@yahoo.com](mailto:matt.sablan12@yahoo.com)>, [guamwarden2k@yahoo.com](mailto:guamwarden2k@yahoo.com), [cme.guam@gmail.com](mailto:cme.guam@gmail.com)  
Cc: "Frank B. Aguon, Jr." <[aguon4guam@gmail.com](mailto:aguon4guam@gmail.com)>, [jmcdonald@guamsupremecourt.com](mailto:jmcdonald@guamsupremecourt.com), PHrg Notice <[phnotice@guamlegislature.org](mailto:phnotice@guamlegislature.org)>, [phmaterials@guamlegislature.org](mailto:phmaterials@guamlegislature.org), Guam Legislature Clerks Office <[clerks@guamlegislature.org](mailto:clerks@guamlegislature.org)>, [sgtams@guamlegislature.org](mailto:sgtams@guamlegislature.org), [mis@guamlegislature.org](mailto:mis@guamlegislature.org)

January 29, 2015



## 1st Public Hearing Notice: February 6, 2015 - 2 PM

Senator Aguon Media <media@frankaguonjr.com>

Thu, Jan 29, 2015 at 12:21 PM

To: rjtorres@guamsupremecourt.com, Joshua Tenorio <jtenorio@guamcourts.org>, fred bordallo <fred.bordallo@gpd.guam.gov>, joey.sannicolas@gfd.guam.gov, Robert Camacho <bobcamacho@guamairport.net>, Doris Aguero <dcaguero@portguam.com>, jose.sanagustin@doc.guam.gov, mike.cura@dpr.guam.gov, raymond.blas@dpr.guam.gov, Pedro LeonGuerrero <pedro.leonguerrero@cqa.guam.gov>, philip taijeron <philip.taijeron@cqa.guam.gov>, raffaele sgambelluri <raffaele.sgambelluri@cqa.guam.gov>, Matthew Sablan <matt.sablan12@yahoo.com>, guamwarden2k@yahoo.com, cme.guam@gmail.com

Cc: "Frank B. Aguon, Jr." <aguon4guam@gmail.com>, jmcdonald@guamsupremecourt.com, PHrg Notice <phnotice@guamlegislature.org>, phmaterials@guamlegislature.org, Guam Legislature Clerks Office <clerks@guamlegislature.org>, sgtarms@guamlegislature.org, mis <mis@guamlegislature.org>

January 29, 2015

### MEMORANDUM

To: All Stakeholders

Fr: Senator Frank B. Aguon, Jr., Chairperson

Subject: 1<sup>st</sup> Notice of Public Hearing: February 6, 2015 – 2:00 PM

Please be advised that the Committee on Guam U.S. Military Relocation, Public Safety and Judiciary will be conducting a public hearing on **Friday, February 6, 2015 at 2:00pm**. This meeting will take place in the Public Hearing Room of *I Liheslaturan Guahan*. The agenda is as follows:

#### **Bill No. 10-33 (COR)**

An act to exempt certain Public Sector Allied Health Professions from Jury Duty, by amending § 22107 of Chapter 22, Title 7, Guam Code Annotated.

#### **Bill No. 14-33 (COR)**

An act to add a new § 80.39 to Article 2, Chapter 80, Title 9 Guam Code Annotated known as the Justice Safe Valve Act of 2013 relative to empowering the Courts of Guam to depart from applicable mandatory minimum sentences under specific conditions, and for other purposes.

**Bill No. 28-33 (COR)**

An act relative to removing the time restriction for the Guam Police Department Headquarters, Administrative and other Agency Sections from occupying Government-owned facilities at Triyan, Guam; through amending Section 2 of Public Law No. 26-100.

Testimony on **Bill No. 10-33 (COR)**, **Bill No. 14-33 (COR)** and **Bill No. 28-33 (COR)** should be addressed to Senator Frank B. Aguon, Jr., Chairperson, and will be accepted via hand delivery to our office at 238 Archbishop Flores St. DNA Bldg. Suite 501 Hagatna, Guam; our mailbox at the Legislature Bldg 155 Hesler Place, Hagatna, Guam 96910; via email to [aguon4guam@gmail.com](mailto:aguon4guam@gmail.com) or [media@frankaguonjr.com](mailto:media@frankaguonjr.com) until **Friday, February 6, 2015 at 5:00 pm**. Individuals requiring special accommodations, auxiliary aids, or services should contact our office at 475-4861/62. Please feel free to contact my office should you have any questions or concerns.

CC: Media

—  
*Respectfully,*

***Tricia Benavente***

**Office of Senator Frank B. Aguon, Jr.**

Committee on Guam US Military Relocation, Public Safety, and Judiciary

238 Archbishop Flores St., Hagatna, Guam - DNA Bldg. Ste. 501

Tel: (671) 475-GUM1/2 (4861/2)

Fax: (671) GUM3 (4863)

[aguon4guam@gmail.com](mailto:aguon4guam@gmail.com) | [www.frankaguonjr.com](http://www.frankaguonjr.com)

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## 2ND NOTICE - Public Hearing - February 6, 2015 - 2:00 PM

Senator Aguon Media <media@frankaguonjr.com>

Wed, Feb 4, 2015 at 11:27 AM

To: governor@guam.gov, Fred Bordallo <fred.bordallo@gpd.guam.gov>, maurice.sayama@gpd.guam.gov, Jose San Agustin <jose.sanagustin@doc.guam.gov>, Joshua Tenorio <jtenorio@guamcourts.org>, rjtorres@guamsupremecourt.com, Joey San Nicolas <joey.sannicolas@gfd.guam.gov>, Robert Camacho <bobcamacho@guamairport.net>, Doris Aguero <dcaguero@portguam.com>, Matthew Sablan <matt.sablan12@yahoo.com>, "Michael A. Cura" <michael.cura@dpr.guam.gov>, Raymond Blas <raymond.blas@dpr.guam.gov>, Pedro Leon Guerrero <pedro.leonguerrero@cqa.guam.gov>, Ralph Sgambelluri <raffaele.sgambelluri@cqa.guam.gov>, Philip Taijeron <philip.taijeron@cqa.guam.gov>, "Dr. Aurelio" <crne.guam@gmail.com>, Madeleine Bordallo <madeleine.bordallo@mail.house.gov>, euntalan@fhh.com, chuck.ada@guamairport.net, Mark Calvo <mark.calvo@guam.gov>, emiller@guampdsc.net, ebanderson@guamag.org, Ray Tenorio <ray.tenorio@guam.gov>  
Cc: "Frank B. Aguon, Jr." <aguon4guam@gmail.com>, Joy Unpingco <joy.unpingco@guam.gov>, Elaine Gogue <elaine.gogue@guam.gov>, Rose Ramsey <rose.ramsey@guam.gov>, Senator Aguon Staff <staff@frankaguonjr.com>, Senator Aguon's Assistant <officeassistant@frankaguonjr.com>, pcamacho@guamag.org, PHrg Notice <phnotice@guamlegislature.org>, phmaterials@guamlegislature.org

January 29, 2015

### MEMORANDUM

To: All Stakeholders

Fr: Senator Frank B. Aguon, Jr., Chairperson

Subject: 2nd Notice of Public Hearing: February 6, 2015 – 2:00 PM

Please be advised that the Committee on Guam U.S. Military Relocation, Public Safety and Judiciary will be conducting a public hearing on **Friday, February 6, 2015 at 2:00 pm**. This meeting will take place in the Public Hearing Room of *Llilheslaturan Guahan*. The agenda is as follows:

#### **Bill No. 10-33 (COR)**

An act to exempt certain Public Sector Allied Health Professions from Jury Duty, by amending § 22107 of Chapter 22, Title 7, Guam Code Annotated.

#### **Bill No. 14-33 (COR)**

An act to add a new § 80.39 to Article 2, Chapter 80, Title 9 Guam Code Annotated known as the Justice Safe Valve Act of 2013 relative to empowering the Courts of Guam to depart from applicable mandatory minimum sentences under specific conditions, and for other purposes.

**Bill No. 28-33 (COR)**

An act relative to removing the time restriction for the Guam Police Department Headquarters, Administrative and other Agency Sections from occupying Government-owned facilities at Tiyan, Guam; through amending Section 2 of Public Law No. 26-100.

Testimony on **Bill No. 10-33 (COR)**, **Bill No. 14-33 (COR)** and **Bill No. 28-33 (COR)** should be addressed to Senator Frank B. Aguon, Jr., Chairperson, and will be accepted via hand delivery to our office at 238 Archbishop Flores St. DNA Bldg. Suite 501 Hagatna, Guam; our mailbox at the Legislature Bldg 155 Hesler Place, Hagatna, Guam 96910; via email to [aguon4guam@gmail.com](mailto:aguon4guam@gmail.com) or [media@frankaguonjr.com](mailto:media@frankaguonjr.com) until **Friday, February 6, 2015 at 5:00 pm**. Individuals requiring special accommodations, auxiliary aids, or services should contact our office at 475-4861/62. Please feel free to contact my office should you have any questions or concerns.

—  
*Respectfully,*

***Tricia Benavente***

**Office of Senator Frank B. Aguon, Jr.**

Committee on Guam US Military Relocation, Public Safety, and Judiciary

238 Archbishop Flores St., Hagatna, Guam - DNA Bldg. Ste. 501

Tel: (671) 475-GUM1/2 (4861/2)

Fax: (671) GUM3 (4863)

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**OFFICE OF SENATOR FRANK B. AGUON, JR.**

Committee on Guam U.S. Military Relocation, Public Safety and Judiciary

Mina' Trentai Tres Na Liheslaturan Guahan

33rd Guam Legislature

**Public Hearing**

Friday, February 6, 2015 | 2:00 p.m.

**AGENDA**

**Bill No. 10-33 (COR)** - An act to exempt certain Public Sector Allied Health Professions from Jury Duty, by amending § 22107 of Chapter 22, Title 7, Guam Code Annotated.

**Bill No. 14-33 (COR)** - An act to add a new § 80.39 to Article 2, Chapter 80, Title 9 Guam Code Annotated known as the Justice Safety Valve Act of 2013 relative to empowering the Courts of Guam to depart from applicable mandatory minimum sentences under specific conditions, and for other purposes.

**Bill No. 28-33 (COR)** - An act relative to removing the time restriction for the Guam Police Department Headquarters, Administrative and other Agency Sections from occupying Government-owned facilities at Tayan, Guam; through amending Section 2 of Public Law No. 26-100.

The public hearing will be broadcasted on Docomo Pacific TV Channel 117 or GUDTV Channel 21.

If you require any special accommodations, please contact the Office of Senator Frank B. Aguon, Jr. at 475-GUM1/2 (4861/2) or e-mail: [committee@frankaguonjr.com](mailto:committee@frankaguonjr.com), or [policy@frankaguonjr.com](mailto:policy@frankaguonjr.com)

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**OFFICE OF SENATOR FRANK B. AGUON, JR.**

Committee on Guam U.S. Military Relocation, Public Safety and Judiciary

Mina' Trentai Tres Na-Liheslaturan Guahan

33rd Guam Legislature

**Public Hearing**

**Friday, February 6, 2015 | 2:00 p.m.**

**AGENDA**

**Bill No. 10-33 (COR)** - An act to exempt certain Public Sector Allied Health Professions from Jury Duty, by amending § 22107 of Chapter 22, Title 7, Guam Code Annotated.

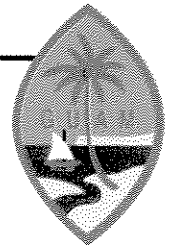
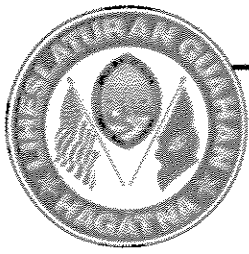
**Bill No. 14-33 (COR)** - An act to add a new § 80.39 to Article 2, Chapter 80, Title 9 Guam Code Annotated known as the Justice Safety Valve Act of 2013 relative to empowering the Courts of Guam to depart from applicable mandatory *minimum* sentences under specific conditions, and for other purposes.

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If you require any special accommodations, please contact the Office of Senator Frank B. Aguon, Jr. at 475-GUM1/2 (4861/2) or e-mail: [committee@frankaguonjr.com](mailto:committee@frankaguonjr.com) or [policy@frankaguonjr.com](mailto:policy@frankaguonjr.com)

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**Guam U.S Military Relocation | Public Safety | Judiciary**

*I MINA' TRENTAI TRES NA LIHESLATURAN GUÁHAN | 33<sup>rd</sup> GUAM LEGISLATURE*

Senator  
**FRANK B. AGUON, JR.**  
Chairman

Senator  
**Thomas C. Ada**  
Vice Chairman

Vice-Speaker  
**Benjamin J.F. Cruz**  
Member

Senator  
**Roy J. Respicio**  
Member

Senator  
**Dennis G. Rodriguez, Jr.**  
Member

Senator  
**Dr. Nerissa B. Underwood,**  
Ph.D.  
Member

Senator  
**V. Anthony Ada**  
Member

Senator  
**Frank F. Blas Jr.**  
Member

Senator  
**James V. Espaldon**  
Member

Senator  
**Brant T. McCreadie**  
Member

Speaker  
**Dr. Judith T. Won Pat, Ed.D**  
Ex-Officio

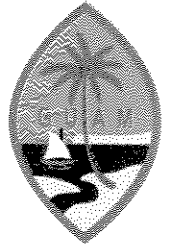
**Notified Stakeholders**

- **All Senators / Stakeholders / Media**
- **Governor Eddie B. Calvo**
- **Congresswoman Madeleine Z. Bordallo**
- **Chief Justice Robert J. Torres**
  - Joshua Tenorio, Administrator of the Courts
- **Special Assistant to the Governor on Military Buildup & Infrastructure**
  - Mark Calvo
- **Guam Customs & Quarantine Agency**
  - Pedro Leon Guerrero, Director
  - Rafalle J. M. Sgambellure, Chief
  - Philip Tajeron, Assistant Chief
- **Guam Police Department**
  - Fred Bordallo, Chief
- **Antonio Won Pat International Airport**
  - Charles Ada, General Manager
  - Edward Untalan, Chairman of the Board
- **Guam Airport Police**
  - Bob Camacho, Chief
- **Guam Port Authority Police**
  - Doris Aguero, Chief
- **Guam Fire Department**
  - Joey San Nicolas, Chief
- **Department of Corrections**
  - Jose A. San Agustin
- **Guam Department of Parks and Recreation**
  - Raymond Blas, Director
  - Mike Cura, Parks Administrator
- **Office of the Attorney General**
  - Attorney Elizabeth Barrett-Anderson
- **Public Defender Service Corporation**
  - Eric D. Miller



OFFICE OF SENATOR  
**FRANK B. AGUON, JR.**


Chairman, Committee on  
Guam U.S Military Relocation | Public Safety | Judiciary



January 29, 2015

MEMORANDUM

To: All Stakeholders

Fr: Senator Frank B. Aguon, Jr., Chairman 

Subject: **1<sup>st</sup> Notice of Public Hearing: February 6, 2015 - 2:00 PM**

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Testimony on **Bill No. 10-33 (COR)**, **Bill No. 14-33 (COR)** and **Bill No. 28-33 (COR)** should be addressed to Senator Frank B. Aguon, Jr., Chairperson, and will be accepted via hand delivery to our office at 238 Archbishop Flores St. DNA Bldg. Suite 501 Hagatna, Guam; our mailbox at the Legislature Bldg 155 Hesler Place, Hagatna, Guam 96910; via email to [aguon4guam@gmail.com](mailto:aguon4guam@gmail.com) or [media@frankaguonjr.com](mailto:media@frankaguonjr.com) until **Friday, February 6, 2015 at 5:00 pm**. Individuals requiring special accommodations, auxiliary aids, or services should contact our office at 475-4861/62. Please feel free to contact my office should you have any questions or concerns.

CC: Media

***I MINA' TRENTAI TRES NA LIHESLATURAN GUAHAN  
THE THIRTY THIRD GUAM LESIGLATURE***

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## 1st Public Hearing Notice: February 6, 2015 - 2 PM

Senator Aguon Media <media@frankaguonjr.com>  
To: chuck.ada@guamairport.net, euntalan@fwb.com  
Cc: "Frank B. Aguon, Jr." <aguon4guam@gmail.com>

Mon, Feb 2, 2015 at 8:39 AM

### MEMORANDUM

To: All Stakeholders

Fr: Senator Frank B. Aguon, Jr., Chairperson

Subject: **1<sup>st</sup> Notice of Public Hearing: February 6, 2015 – 2:00 PM**

Please be advised that the Committee on Guam U.S. Military Relocation, Public Safety and Judiciary will be conducting a public hearing on **Friday, February 6, 2015 at 2:00pm**. This meeting will take place in the Public Hearing Room of *Il Liheslaturan Guahan*. The agenda is as follows:

#### **Bill No. 10-33 (COR)**

An act to exempt certain Public Sector Allied Health Professions from Jury Duty, by amending § 22107 of Chapter 22, Title 7, Guam Code Annotated.

#### **Bill No. 14-33 (COR)**

An act to add a new § 80.39 to Article 2, Chapter 80, Title 9 Guam Code Annotated known as the Justice Safe Valve Act of 2013 relative to empowering the Courts of Guam to depart from applicable mandatory minimum sentences under specific conditions, and for other purposes.

#### **Bill No. 28-33 (COR)**

An act relative to removing the time restriction for the Guam Police Department Headquarters, Administrative and other Agency Sections from occupying Government-owned facilities at Triyan, Guam; through amending Section 2 of Public Law No. 26-100.

Testimony on **Bill No. 10-33 (COR)**, **Bill No. 14-33 (COR)** and **Bill No. 28-33 (COR)** should be addressed to Senator Frank B. Aguon, Jr., Chairperson, and will be accepted via hand delivery to our office at 238 Archbishop Flores St. DNA Bldg. Suite 501 Hagatna, Guam; our mailbox at the Legislature Bldg 155 Hesler Place, Hagatna, Guam 96910; via email to [aguon4guam@gmail.com](mailto:aguon4guam@gmail.com) or [media@frankaguonjr.com](mailto:media@frankaguonjr.com) until **Friday, February 6, 2015 at 5:00 pm**. Individuals requiring

special accommodations, auxiliary aids, or services should contact our office at 475-4861/62. Please feel free to contact my office should you have any questions or concerns.

CC: Media

—

*Respectfully,*

***Tricia Benavente***

**Office of Senator Frank B. Aguon, Jr.**

Committee on Guam US Military Relocation, Public Safety, and Judiciary

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# Jury duty exemptions for caregivers sought

By Lorena Laveira  
 Staff Writer  
 lveira@locoi.com

DURING Friday's public hearing on Bill 16-13, health professionals pointed out the need to include caregivers in the list of allied medical and health professions that should be exempted from jury duty.

The bill, introduced by Sen. Dennis Rodriguez, proposes to exempt from jury duty certain public-sector allied health professionals whose inability directly impacts secondary patient care.

According to Rodriguez, jury-duty exemptions would be specific to allied health professionals working at Guam Memorial Hospital, the Department of Public Health and Social Services, Guam Behavioral Health and Wellness Center and the Department for Emergency Services for individuals with Disabilities.

Kathleen Karstink, a social worker with the national family caregiver support program, provided testimony during the hearing.

According to Karstink, caregivers provide a lot of skilled nursing tasks including medication management, patient supervision and behavioral interventions.

"I just want to point out that although we are excluding medical professionals, we did want to have this bill extended to our caregivers," she said. "It is even more difficult to cover for unpaid caregivers who are called to jury duty because many times they are the only caregiver."

Karstink said two of the nine unpaid caregivers do not get any other type of pay. "There are no current social services programs in place to help provide caregiver care for eight hours a day while they serve," she said.

Moreover, she said unpaid caregivers provide medically necessary treatment, and testing the home for jury duty would negatively impact the quality of the health and the dignity of their patients.

In response, Rodriguez said the courts are currently streamlining the process for jury duty. "Your testimony is very valuable. We will work with the Judiciary to see how this can be included in the bill," he said.

**Exemptions**  
 At present, laws allow an individual to claim jury duty exemption if he or she is an active member of the U.S. armed forces, an elected official or judge, an actively engaged member of the clergy, an actively practicing attorney, or a member of the police or the department

among other professions. Among medical and health care professionals, physicians, dentists and registered nurses are currently exempted from jury duty.

Because of this, jury duty service is impacting the provision of widely needed health care services by allied health professionals, according to the bill.

Moreover, because certain professions are in high demand but there are few available practicing providers, these essential personnel are difficult to replace for extended periods of absence. The bill stated, "This is particularly impacting the consistent availability of public-sector allied health professionals in health care facilities."



Angie Rose and her family to better inform and at the weekly SukIcon 2015 at the Father Quares Memorial School (Pharmas) Center in Mangrove on Sunday. SukIcon will be a gathering of local talent - artists, dancers and other artists - to enjoy music, games, contests and sell goods that benefit SukIcon. The event will be held from 10 a.m. to 5 p.m.

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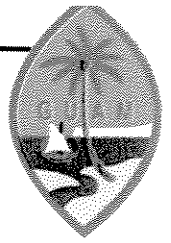
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Ex-Officio

**PUBLIC HEARING**

**Friday, February 6, 2015 at 2:00PM**

*I Liheslaturan Guahan's Public Hearing Room, Hagåtña*

**AGENDA**

- I. Call to Order at 2:00PM
- II. Opening remarks / Announcements

**Bills for discussion**

- **Bill No. 10-33 (COR)** - An act to exempt certain Public Sector Allied Health Professions from Jury Duty, by amending § 22107 of Chapter 22, Title 7, Guam Code Annotated.
- **Bill No. 14-33 (COR)** - An act to add a new § 80.39 to Article 2, Chapter 80, Title 9 Guam Code Annotated known as the Justice Safety Valve Act of 2013 relative to empowering the Courts of Guam to depart from applicable mandatory minimum sentences under specific conditions, and for other purposes.
- **Bill No. 28-33 (COR)** - An act relative to removing the time restriction for the Guam Police Department Headquarters, Administrative and other Agency Sections from occupying Government-owned facilities at Tiyan, Guam; through amending Section 2 of Public Law No. 26-100.

- III. Closing Remarks
- IV. Adjournment



# COMMITTEE ON RULES

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January 15, 2014

## Memorandum

**To:** Rennae Meno  
*Clerk of the Legislature*

**From:** Senator Rory J. Respicio  
*Majority Leader & Rules Chair*

**Subject:** Fiscal Note Waivers

*Hafa Adai!*

Attached please find the fiscal note waivers for the bill numbers listed below. Please note that the waivers are issued on the bills as introduced.

### WAIVERS:

Bill No. 6-33(COR)

Bill No. 10-33(COR)

Please forward the same to MIS for posting on our website. Please contact our office should you have any questions regarding this matter.

*Si Yu'os ma'åse'!*

2015 JAN 15 AM 11:02

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DEPUTY DIRECTOR

**JAN 15 2015**

The Bureau requests that Bill No(s) 10-33 (LS)<sup>COR</sup> be granted a waiver pursuant to Public Law 12-229 as amended for the following reason(s):

Bill No. 10-33 is an act to exempt certain public sector allied health professionals from jury duty services, by amending §22107 of Chapter 22, Title 7, Guam Code Annotated.

The intent of the Bill is administrative in nature and poses no fiscal impact upon any funds of the Government of Guam.

A handwritten signature in black ink, appearing to be "A. Blaz", written over a horizontal line.

**ANTHONY C. BLAZ**  
Director



## COMMITTEE ON RULES

*I Mina'trentai Tres na Liheslaturan Guåhan* • The 33rd Guam Legislature

155 Hesler Place, Hagåtña, Guam 96910 • [www.guamlegislature.com](http://www.guamlegislature.com)

E-mail: [roryforguam@gmail.com](mailto:roryforguam@gmail.com) • Tel: (671)472-7679 • Fax: (671)472-3547

Senator  
Rory J. Respicio  
CHAIRPERSON  
MAJORITY LEADER

Senator  
Thomas C. Ada  
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ASSISTANT MAJORITY LEADER

Speaker  
Judith T.P. Won Pat, Ed.D.  
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Vice-Speaker  
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Legislative Secretary  
Tina Rose Muna Barnes  
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Dennis G. Rodriguez, Jr.  
Member

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Frank Blas Aguon, Jr.  
Member

Senator  
Michael F.Q. San Nicolas  
Member

Senator  
Nerissa Bretania Underwood  
Member

PENDING  
MINORITY MEMBER

PENDING  
MINORITY MEMBER

January 8, 2015

VIA E-MAIL

[anthony.blaz@bbmr.guam.gov](mailto:anthony.blaz@bbmr.guam.gov)

**Anthony C. Blaz**  
**Director**  
**Bureau of Budget & Management Research**  
**P.O. Box 2950**  
**Hagåtña, Guam 96910**

**RE: Request for Fiscal Notes– Bill Nos. 1-33(LS) through 18-33(COR)**

*Hafa Adai* Mr. Blaz:

Transmitted herewith is a listing of *I Mina'trentai Tres na Liheslaturan Guåhan's* most recently introduced bills. Pursuant to 2 GCA §9103, I respectfully request the preparation of fiscal notes for the referenced bills.

*Si Yu'os ma'åse'* for your attention to this matter.

Very Truly Yours,

**Senator Rory J. Respicio**  
*Chairperson of the Committee on Rules*

Attachment (3)

Cc: Clerk of the Legislature



<b>8-33 (COR)</b>	D. G. Rodriguez, Jr.	AN ACT TO PROVIDE FOR DEVELOPMENT AND IMPLEMENTATION OF COMPARABLE RATE SCHEDULE R CHARGES FOR RESIDENTIAL MULTIFAMILY ACCOMMODATIONS BY THE GUAM POWER AUTHORITY, BY ADDING A NEW ITEM (1) TO §8104(D) OF CHAPTER 8, TITLE 12, GUAM CODE ANNOTATED, AND A NEW ITEM (1) TO §3111 OF ARTICLE 1, CHAPTER 3, TITLE 28, GUAM ADMINISTRATIVE RULES AND REGULATIONS.
<b>9-33 (COR)</b>	D. G. Rodriguez, Jr.	AN ACT TO ADOPT THE RULES AND REGULATIONS RELATIVE TO RESPONSIBLE ALCOHOL SERVER/SELLER TRAINING PROGRAMS, BY AMENDING CHAPTER 2 - ALCOHOLIC BEVERAGE CONTROL BOARD, OF TITLE 3, GUAM ADMINISTRATIVE RULES AND REGULATIONS - BUSINESS REGULATIONS.
<b>10-33 (COR)</b>	D. G. Rodriguez, Jr.	AN ACT TO EXEMPT CERTAIN PUBLIC SECTOR ALLIED HEALTH PROFESSIONS FROM JURY DUTY, BY AMENDING § 22107 OF CHAPTER 22, TITLE 7, GUAM CODE ANNOTATED.
<b>11-33 (COR)</b>	D. G. Rodriguez, Jr.	AN ACT TO PROVIDE FOR HEALTHCARE PROFESSIONAL PAY PLAN CATEGORY IN THE GOVERNMENT OF GUAM COMPETITIVE WAGE ACT OF 2014, AND REINSTATE THE PRIOR PAY PLAN RATE FOR THESE POSITIONS, AND MANDATE A REASSESSMENT OF HEALTHCARE PROFESSIONALS SALARY RANGES SO AS TO BE COMPETITIVE BASED UPON NATIONAL STANDARDS.
<b>12-33 (COR)</b>	D. G. Rodriguez, Jr.	AN ACT TO ADD A NEW ITEM (1) TO SUBSECTION (a) OF § 4301 OF ARTICLE 3, CHAPTER 4, 4 GCA, TO PROVIDE FOR THE ISSUANCE OF A SEPARATE REQUEST FOR PROPOSAL FOR THE SOLICITATION OF HEALTH INSURANCE OR PROVISION OF HEALTH CARE FOR FOSTER CHILDREN IN THE CARE OF THE GOVERNMENT ON TERMS COMPARABLE TO THE GOVERNMENT PLAN FOR ACTIVE AND RETIRED EMPLOYEES AND THEIR DEPENDENTS.
<b>13-33 (COR)</b>	D. G. Rodriguez, Jr.	AN ACT TO ADD A REPRESENTATIVE FROM THE GUAM MEMORIAL HOSPITAL AUTHORITY AND THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES TO THE GOVERNMENT OF GUAM GROUP HEALTH INSURANCE NEGOTIATING TEAM, TO DELETE THE REQUIREMENT FOR THE SOLICITATION OF AN EXCLUSIVE GROUP HEALTH INSURANCE CONTRACT AND REQUIRE ONLY THE SOLICITATION OF THREE (3) NON-EXCLUSIVE CONTRACTS FOR A CONTRACT TERM OF TWO (2) YEARS, BY AMENDING §4302 (c) AND §4302 (e) OF ARTICLE 3, CHAPTER 4, 4 GCA.
<b>14-33 (COR)</b>	T. R. Muña Barnes	AN ACT TO ADD A NEW § 80.39 TO ARTICLE 2, CHAPTER 80, TITLE 9 GUAM CODE ANNOTATED KNOWN AS THE JUSTICE SAFETY VALVE ACT OF 2013 RELATIVE TO EMPOWERING THE COURTS OF GUAM TO DEPART FROM APPLICABLE MANDATORY MINIMUM SENTENCES UNDER SPECIFIC CONDITIONS, AND FOR OTHER PURPOSES.



## COMMITTEE ON RULES

*I Mina'trentai Tres na Liheslaturan Guåhan* • The 33rd Guam Legislature

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Senator  
Nerissa Bretania Underwood  
Member

PENDING  
MINORITY LEADER

PENDING  
ASSISTANT MINORITY LEADER

January 6, 2015

### MEMORANDUM

**To:** **Rennae Meno**  
*Clerk of the Legislature*

**Attorney Therese M. Terlaje**  
*Legislative Legal Counsel*

**From:** **Senator Rory J. Respicio**   
*Chairperson, Committee on Rules*

**Subject: Referral of Bill No. 10-33(COR)**

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 10-33(COR)**.

Please ensure that the subject bill is referred, in my name, to the respective committee, as shown on the attachment. I also request that the same be forwarded to all members of *I Mina'trentai Tres na Liheslaturan Guåhan*.

Should you have any questions, please feel free to contact our office at 472-7679.

*Si Yu'os Ma'åse!*

Attachment

**MINA' TRENTAI TRES NA LIHESLATURAN GUAHAN**  
**2015 (FIRST) Regular Session**

Bill No. 10-33 (COR)

Introduced by:

D.G. RODRIGUEZ, JR. 

**AN ACT TO EXEMPT CERTAIN PUBLIC SECTOR ALLIED  
HEALTH PROFESSIONS FROM JURY DUTY, BY  
AMENDING § 22107 OF CHAPTER 22, TITLE 7, GUAM  
CODE ANNOTATED.**

2015 JAN -5 PM 2:27 PM

1 **BE IT ENACTED BY THE PEOPLE OF GUAM:**

2 **Section 1. Legislative Findings and Intent:** *I Liheslaturan Guåhan*  
3 finds that jury duty service is impacting the provision of vitally needed  
4 healthcare by allied health professionals. Certain professions are in high  
5 demand, but few in numbers of available practicing providers, and difficult  
6 to replace for extended periods of absence. Currently, only physicians,  
7 dentists and registered nurses are exempted. This is particularly impacting  
8 the consistent availability of public sector allied health professionals in  
9 healthcare agencies.

10 It is, therefore, the *intent* of *I Liheslaturan Guåhan* to exempt certain  
11 allied healthcare professionals in the public service sector from jury duty  
12 service when such service would negatively impact the timely provision of  
13 medically necessary care. This exemption is solely specific to allied health  
14 professionals of the Guam Memorial Hospital Authority, the Department

1 of Public Health and Social Services, the Guam Behavioral Health and  
2 Wellness Center, and the Department of Integrated Services for Individuals  
3 with Disabilities.

4 **Section 2.** § 22107 of Chapter 22 – Trial by Jury, Title 7, Guam Code  
5 Annotated, is hereby *amended*, to read:

6 **“§ 22107. Exempt When.**

7 A person may claim exemption from service as a juror if he is:

8 (1) a member in the active services of the armed forces of the United  
9 States;

10 (2) An elected official, or a judge, of the United States or the Territory  
11 of Guam;

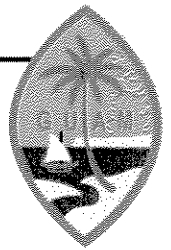
12 (3) an actively engaged member of the clergy;

13 (4) an actively practicing attorney, physician, dentist, ~~or~~ registered  
14 nurse, or an allied health professional, as defined pursuant to 10 GCA  
15 Chapter 12-Medical Practices, whose unavailability would directly impact  
16 medically necessary patient care, and solely applies specifically to the Guam  
17 Memorial Hospital Authority, the Department of Public Health and Social  
18 Services, the Guam Behavioral Health and Wellness Center, and the  
19 Department of Integrated Services for Individuals with Disabilities;

20 (5) a member of the Fire or Police Departments or an employee of a  
21 government contractor engaged in providing internal security or fire  
22 protection for such contractors;

1 (6) a person who has served as a juror, either in the Superior  
2 Court or the United States District Court of Guam, within two (2)  
3 years preceding the time of filling out the juror qualification form; or  
4 (7) over sixty-five years old.”

5 **Section 3. Effective Date.** This Act shall become immediately  
6 effective upon enactment.



March 12, 2015

**The Honorable Judith T. Won Pat, Ed.D.**

Speaker

*I Mina' Trentai Tres Na Liheslaturan Guåhan*

155 Hesler Place

Hagåtña, Guam 96910

VIA: *FOR: [Signature]* **The Honorable Rory J. Respicio** *[Signature]*

Chairperson, Committee on Rules

**RE: Committee Report on Bill No. 10-33 (COR), as substituted by the Committee**

Dear Speaker Won Pat:

Transmitted herewith is the Committee Report on Bill No. 10-33 (COR), *as substituted by the Committee* - An act to amend subsection (d) of §22107 of Chapter 22, Title 7, Guam Code Annotated, relative to exempting certain public sector allied health professionals from jury duty.

Committee votes are as follows:

- 6 TO DO PASS
- \_\_\_\_\_ TO NOT PASS
- 4 TO REPORT OUT ONLY
- \_\_\_\_\_ TO ABSTAIN
- \_\_\_\_\_ TO PLACE IN INACTIVE FILE

Respectfully,

*[Signature]*  
**SENATOR FRANK B. AGUON, JR.**  
Committee Chairman on Guam U.S. Military Relocation | Public Safety | Judiciary  
*I Mina' Trentai Tres Na Liheslaturan Guåhan* | 33<sup>rd</sup> Guam Legislature

Senator  
FRANK B. AGUON, JR.  
Chairman

Senator  
Thomas C. Ada  
Vice Chairman

Vice-Speaker  
Benjamin J.F. Cruz  
Member

Senator  
Rory J. Respicio  
Member

Senator  
Dennis G. Rodriguez, Jr.  
Member

Senator  
Dr. Nerissa B. Underwood, Ph.D.  
Member

Senator  
V. Anthony Ada  
Member

Senator  
Frank F. Blas Jr.  
Member

Senator  
James V. Espaldon  
Member

Senator  
Brant T. McCreadie  
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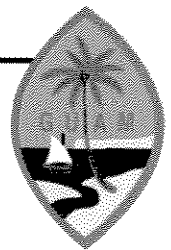
Speaker  
Dr. Judith T. Won Pat, Ed.D.  
Ex-Officio

2015 MAR 16 PM 5:13



COMMITTEE ON

Guam U.S. Military Relocation | Public Safety | Judiciary



I MINA' TRENTAI TRES NA LIHESLATURAN GUAHAN | 33<sup>RD</sup> GUAM LEGISLATURE

Senator  
FRANK B. AGUON, JR.  
Chairman

Senator  
Thomas C. Ada  
Vice Chairman

Vice-Speaker  
Benjamin J.F. Cruz  
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Senator  
Rory J. Respicio  
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Senator  
Dennis G. Rodriguez, Jr.  
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James V. Espaldon  
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Senator  
Brant T. McCreddie  
Member

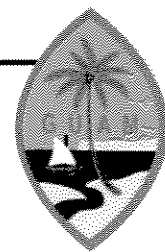
Speaker  
Dr. Judith T. Won Pat, Ed.D.  
Ex-Officio

# COMMITTEE REPORT ON

*AS SUBSTITUTED BY THE COMMITTEE*

**BILL NO. 10-33 (COR)**

**“AN ACT TO AMEND SUBSECTION (d) OF § 22107  
OF CHAPTER 22, TITLE 7, GUAM CODE  
ANNOTATED, RELATIVE TO EXEMPTING  
CERTAIN PUBLIC SECTOR ALLIED HEALTH  
PROFESSIONALS FROM JURY DUTY.”**



Senator  
FRANK B. AGUON, JR.  
Chairman

Senator  
Thomas C. Ada  
Vice Chairman

Vice-Speaker  
Benjamin J.F. Cruz  
Member

Senator  
Rory J. Respicio  
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Senator  
Frank F. Blas Jr.  
Member

Senator  
James V. Espaldon  
Member


Senator  
Brant T. McCreddie  
Member

Speaker  
Dr. Judith T. Won Pat, Ed.D  
Ex-Officio

March 3, 2015

**MEMORANDUM**

To: **All Members**  
Committee on U.S. Military Relocation, Public Safety and Judiciary

From: **SENATOR FRANK B. AGUON, JR.**   
Committee Chairperson

Subject: **Committee Report on Substituted Bill No. 10-33 (COR)**

Transmitted herewith for your consideration is the Committee Report on Substituted Bill No. 10-33 (COR) – "An act to amend subsection (d) of §22107 of Chapter 22, Title 7, Guam Code Annotated, relative to exempting certain public sector allied health professionals from jury duty."

This report includes the following:

- Committee Vote Sheet
- Committee Report Digest
- Copy of Substituted Bill No. 10-33 (COR)
- Copy of Bill No. 10-33 (COR)
- Public Hearing Sign-in Sheet
- Copies of Submitted Testimony & Supporting Documents
- Copy of COR Referral of Bill No. 10-33 (COR)
- Notices of Public Hearing
- Copy of the Public Hearing Agenda
- Related News Reports

Please take the appropriate action on the attached vote sheet. Your attention to this matter is greatly appreciated. Should you have any questions or concerns, please do not hesitate to contact me.

*Si Yu'os ma'ase'!*





COMMITTEE VOTING SHEET

Bill No. 10-33 (COR) – As Substituted – “An act to amend subsection (d) of §22107 of Chapter 22, Title 7, Guam Code Annotated, relative to exempting certain public sector allied health professionals from jury duty,” sponsored by SENATOR D.G. RODRIGUEZ, JR.

Senator FRANK B. AGUON, JR. Chairman

Senator Thomas C. Ada Vice Chairman

Vice-Speaker Benjamin J.F. Cruz Member

Senator Rory J. Respicio Member

Senator Dennis G. Rodriguez, Jr. Member

Senator Dr. Nerissa B. Underwood, Ph.D. Member

Senator V. Anthony Ada Member

Senator Frank F. Blas Jr. Member

Senator James V. Espaldon Member

Senator Brant T. McCreddie Member

Speaker Dr. Judith T. Won Pat, Ed.D. Ex-Officio

COMMITTEE MEMBERS	SIGNATURE	TO DO PASS	TO NOT PASS	TO REPORT OUT ONLY	TO ABSTAIN	TO PLACE IN INACTIVE FILE
AGUON, FRANK B. JR. Committee Chairperson	<i>[Signature]</i>	✓				
ADA, THOMAS C. Committee Vice Chairperson	<i>[Signature]</i>	✓				
VICE-SPEAKER CRUZ, BENJAMIN J.F. Committee Member	<i>[Signature]</i>			✓		
RESPICIO, RORY J. Committee Member	<i>[Signature]</i>					
RODRIGUEZ, DENNIS G. JR. Committee Member	<i>[Signature]</i>	✓				
UNDERWOOD, NERISSA B. PH.D. Committee Member	<i>[Signature]</i>					
ADA, V. ANTHONY Committee Member	<i>[Signature]</i>					
BLAS, FRANK F. JR. Committee Member	<i>[Signature]</i>			✓		
ESPALDON, JAMES V. Committee Member	<i>[Signature]</i>			✓		
MCCREADDIE, BRANT T. Committee Member	<i>[Signature]</i>					
SPEAKER WON PAT, JUDITH T. Ed.D. Ex-Officio						



**COMMITTEE REPORT DIGEST**

Senator  
FRANK B. AGUON, JR.  
Chairman

Senator  
Thomas C. Ada  
Vice Chairman

Vice-Speaker  
Benjamin J.F. Cruz  
Member

Senator  
Rory J. Respicio  
Member

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Brant T. McCreadie  
Member

Speaker  
Dr. Judith T. Won Pat, Ed.D.  
Ex-Officio

I. **OVERVIEW**

Bill No. 10-33 (COR) was introduced on January 05, 2015, by Senator D.G. Rodriguez, Jr., and was subsequently referred by the Committee on Rules to the Committee on Guam US Military Relocation, Public Safety and Judiciary on January 05, 2015.

The Committee on Guam US Military Relocation, Public Safety and Judiciary convened a public hearing on Bill No. 10-33 (COR) on Friday, February 06, 2015 at 2:00PM in I *Liheslatura's* Public Hearing Room.

**Public Notice Requirements**

Public Hearing notices were disseminated via e-mail to all senators and all main media broadcasting outlets on Thursday, January 29, 2015 (5-Day Notice), and again on Wednesday, February 04, 2015 (48-Hour Notice). Notices were also published in the Marianas Variety Newspaper on Friday, January 30, 2015 and Wednesday, February 04, 2015.

**Senators Present**

Senator Frank B. Aguon, Jr., Chairperson  
Senator Dennis G. Rodriguez, Jr., Committee Member

The public hearing was Called-to-Order at 2:00 PM.

II. **SUMMARY OF TESTIMONY & DISCUSSION**

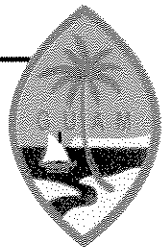
**Senator Aguon:**

"The items that will be discussed this afternoon on the agenda include: Bill No. 10-33 which is - An act to exempt certain Public Sector Allied Health Professions from Jury Duty, by amending sections in the Guam Code Annotated.

The second bill that will be discussed this afternoon will be Bill No. 14-33 which is - An act known as the Justice Safe Valve Act of 2013 relative to empowering the Courts of Guam to depart from applicable mandatory minimum sentences under specific conditions, and for other purposes.

Then, we will close the discussion for this particular public hearing on Bill No. 28-33 which is - An act relative to removing the time restriction for the Guam Police Department Headquarters, Administrative and other Agency Sections from occupying Government-owned facilities at Tiyan, Guam.

Just for the information of the public, the initial disseminating of information with regards to this particular public hearing was sent out to all the senators and to include stakeholders. "



Senator  
FRANK B. AGUON, JR.  
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Thomas C. Ada  
Vice Chairman

Vice-Speaker  
Benjamin J.F. Cruz  
Member

Senator  
Rory J. Respicio  
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Senator  
Brant T. McCreadie  
Member

Speaker  
Dr. Judith T. Won Pat, Ed.D.  
Ex-Officio

**Senator Aguon:**

"The initial public hearing ad was placed in the Variety (Marianas) on Friday, January 30th. Second public hearing notice sent out on February 4th and also the second ad was printed on February 4th, Wednesday. So that is in compliance with the public notification act.

We will proceed with the discussion on the Bill on the Agenda, Which is Bill #10-33, and this is introduced by the Honorable Senator Dennis Rodriguez and, would like to ask him or give him the opportunity to be able to provide some opening comments as we proceed to receive testimony, individuals first. Kim Kaminski, Cheresa Yleizah. You are not going to provide Oral Testimony? Ok. Thank you for your presence this afternoon, and Senator Rodriguez you have the floor.

**Senator Rodriguez:**

Thank you very much Mr. Chairman, Thank you very much also for being here. Bill # 10, What this does Mr. Chairman and members of the public is include Allied health professionals has defined by 10 G.C.A. Chapter 12 medical Practices whose Unavailability would direct the impact medically necessary patient care. And of course! only those who applied to the Guam Memorial Hospital Authority, Public Health and Guam Behavioral Health and Wellness Center.

The department of integrated services be exempted from Jury duty just as we have now, practicing attorney, Physicians, Dentist and Registered Nurse.

We've got several concerns especially from our hospitals and with specialist who are working there, who sometimes are the only specialist performing specialty Care that have to be uh of course called upon by civic duty to serve on jury on jury panel but also hampers the delivery health care services. So this Bill, what this does is include them in the exemptions and we know we have some testimonies as well from University of Guam.

I like to be able to ask the committee that we continue the discussion on this and because you know, I understand completely the importance of every individuals, every citizens being responsible and being to carry out ones duties. One of them is to serve on the jury panel. And with that being said Mr. Chairman, I thank you for having the hearing and look forward to the discussion.



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Chairman

Senator  
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Vice Chairman

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Ex-Officio

**Senator Aguon:**

Thank you very much Senator Rodriguez. And just for the record prior to hearing oral testimony from the two individuals who had joined us. I would just like to highlight that we received written Testimony from Dr. Ron McNinch. The Senator Rodriguez office, thank you senator for providing that Testimony and then we also received written testimony from the Judiciary of Guam signed by the administrative of courts, Mr. Joshua Tenorio.

**Senator Rodriguez:**

Hil Mr. Chairman if I may just add that the Guam Memorial Hospital will also be submitting as well as the other health agency that will be affective of this.

**Senator Aguon:**

OK and if I can invite Janessa Summerville, if she's in the audience. Did you want to us? And provide testimony? No. Ok... Ok Mrs. Kim Dunlop if you can Just Identify yourself for the record and proceed with the testimony? Please.

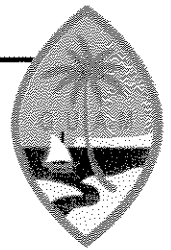
**Kim Dunlap:**

Good afternoon! Senators my name is Kim Dunlap. I'm a medical social worker.

Today I just uh... my colleague and I Kat Kuminski will like to come here to indicate we are in favor of this bill, but also will like to propose an extension on this bill. To exempt care givers who care for patients with severe disabilities from jury duty, and Kat will discuss a little bit briefly about the roles and strains of the caregivers, and how important it is to be there with family members who are dealing with uh... chronic illnesses or acute illnesses.. uh.. Kat can go on about that and I will back her up with a story that we recently experienced with a patient and a caregiver.

**Kat Kuminski:**

I am currently am working with the national family care giver support program so. Uh! I just wanted to point out that although were excusing medical professionals uh... We did want to try and have this bill extended to our caregivers preside many skilled nursing task. uh... I mean. I couldn't provide some of this skilled nursing task that they do, they provide G2 Feedings in home dialysis wound care, uh... colostomy bag care, medication management, injections all sorts of things, uh.. They also provide things like bathing, dressing uh... Behavioral interventions, for some of our patients having dementia, behavioral concerns uh, and it's even more difficult for this unpaid caregivers when they are the only caregivers when they are called to do their duties, because many times they are the only caregivers they have no relief system and there is no current social services program in place to help provide the kind of



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Brant T. McCreddie  
Member

Speaker  
Dr. Judith T. Won Pat, Ed.D  
Ex-Officio

**Kat Kuminski:**

emergent care that's needed, 8 hours a day, all day serving duty, they provide medically, necessary treatments and they are believing the home would negatively impact the quality of life negatively impact the health of their patient and the dignity of their patient, uh.. so... the proposal was that we look at people that we have who are caring for someone who has a severe disability which is defined as an impairment of three or more activities of daily living, that things like bathing, eating and contents care uh.. meal preparation things like that to give you an idea, and I believe Kim has a story of one of our caregivers recently who had a very bad experience trying to get excuse for jury duty.

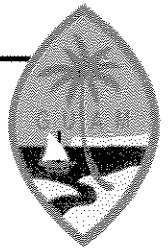
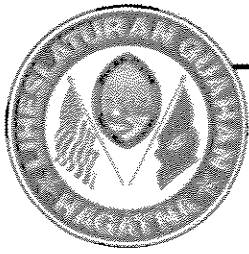
**Kim:**

Recently, I am with a family member who is caring for his mother uh... in hospitals care so the doctor has / may determined that this patient has 6 months more to live, and she was suffering from a terminal illness, the son was caring for his mom, He was summoned to his jury duty and the letter indicate that of course you can be excuse from jury duty If you provide documentations to show that this will cause ~~und~~ hardships or in extreme inconvenience of you attend so fall on necessary steps to seek in a documentations to uh... of course the court for this person to be excuse, however he may still required to attend selections until he can see the judge to excuse him, this went on from about a week or two, and then three weeks later, in this particular family member was still in selection, It get to the point that the mom was declining in drastically to the point where she was reaching that point of end of life.

Uh... still court reason is your paper and Documentation we're still being reviewed, still in process. Well, we don't have time to wait for that documentation to be process, we want for this family member to be with his mom during her last few moments of her life. It took for the person to go up to the court and to express his feelings, and to breakdown for him to be excuse from jury duty. So this is the hardship that's caused on family members who are dealing with someone who has terminal illness and we would like to propose for an extension than. Besides, the healthcare professions to extend us to our caregivers who are caring for their love one at end of life.

**Senator Aguon:**

Thanks very much Ms. Kim and Ms. Kat for the testimony for this afternoon and most specially for adding an additional dimension in terms of family members or caregivers attend to individual who have extreme disabilities or who may be under last few days of their lives here.



Senator  
FRANK B. AGUON, JR.  
Chairman

Senator  
Thomas C. Ada  
Vice Chairman

Vice-Speaker  
Benjamin J.F. Cruz  
Member

Senator  
Rory J. Respicio  
Member

Senator  
Dennis G. Rodriguez, Jr.  
Member

Senator  
Dr. Nerissa B. Underwood, Ph.D.  
Member

Senator  
V. Anthony Ada  
Member

Senator  
Frank F. Blas Jr.  
Member

Senator  
James V. Espaldon  
Member

Senator  
Brant T. McCreddie  
Member

Speaker  
Dr. Judith T. Won Pat, Ed.D  
Ex-Officio

**Senator Aguon:**

I think that, that's an excellent recommendation, what I would like to do is, is perhaps work with, if you would provide suggested language or work with the Judiciary of Guam. So that the fact of certification which is part of process wouldn't tell certain verbal because I think that's really where we want to provide that additional opportunity for individuals or caregivers to tend to their family members and certain documentations or certification has a limited life span, for the next 5 or 6 months using your example then perhaps that would have enabled to help this process a little bit more. So we will see what we can do to suggest a language and work with this legislation. Because I think you bring, you certainly bring up a very important point which appeals too our family members here in Guam and I appreciate your comments.

**Kim:**

Senator if I could just briefly response to that, one of the requirements send in a certificate of terminal illness to indicate this patient certainly has a few more months to live, However, we want to do is to expedite this process so that this family members does not have to continue to go back and forth to jury selection.

**Senator Aguon:**

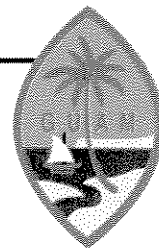
Right! Thank you very much.

**Senator Rodriguez:**

Thank you Mr. Chairman again, Thank you for coming with testimony, we know that we, the courts right now are stream lining your process on jury duty and so your testimony here are very valuable and just like the chairman said, well work with the judiciary to see how this can be also include in the bill once its moves out of committee. Okay so Thanks very much for being here, Thank You.

**Senator Aguon:**

Thank you ladies! I appreciate your testimony.



Senator  
FRANK B. AGUON, JR.  
Chairman

Senator  
Thomas C. Ada  
Vice Chairman

Vice-Speaker  
Benjamin J.F. Cruz  
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Member

Senator  
Brant T. McCreadie  
Member

Speaker  
Dr. Judith T. Won Pat, Ed.D  
Ex-Officio

**III. WRITTEN TESTIMONY**

The following individuals submitted written testimonies to the Committee on Guam U.S. Military Relocation, Public Safety and Judiciary before or after the scheduled Public Hearing on Friday, February 06, 2015 at 2:00PM:

1. Mr. Joshua F. Tenorio, Administrator of the Courts, Judiciary of Guam
2. Dr. Ron McNinch PhD, SPHR, CFE
3. Ms. Chersea Yleizah, Student, University of Guam

**IV. FINDINGS & RECOMMENDATIONS**

The Committee on Guam U.S. Military Relocation, Public Safety and Judiciary hereby reports out *As Substituted* Bill No. 10-33 (COR), with the recommendation to: TO DO PASS

3  
3

MINA' TRENTAI TRES NA LIHESLATURAN GUAHAN  
2015 (FIRST) Regular Session

Bill No. 10-33 (COR)

Introduced by:

D.G. RODRIGUEZ, JR. 

AN ACT TO EXEMPT CERTAIN PUBLIC SECTOR ALLIED  
HEALTH PROFESSIONS FROM JURY DUTY, BY  
AMENDING § 22107 OF CHAPTER 22, TITLE 7, GUAM  
CODE ANNOTATED.

2015 JAN -5 PM 2:27 PM

1           **BE IT ENACTED BY THE PEOPLE OF GUAM:**

2           **Section 1. Legislative Findings and Intent:** *I Liheslaturan Guåhan*  
3 finds that jury duty service is impacting the provision of vitally needed  
4 healthcare by allied health professionals. Certain professions are in high  
5 demand, but few in numbers of available practicing providers, and difficult  
6 to replace for extended periods of absence. Currently, only physicians,  
7 dentists and registered nurses are exempted. This is particularly impacting  
8 the consistent availability of public sector allied health professionals in  
9 healthcare agencies.

10           It is, therefore, the *intent* of *I Liheslaturan Guåhan* to exempt certain  
11 allied healthcare professionals in the public service sector from jury duty  
12 service when such service would negatively impact the timely provision of  
13 medically necessary care. This exemption is solely specific to allied health  
14 professionals of the Guam Memorial Hospital Authority, the Department



1 of Public Health and Social Services, the Guam Behavioral Health and  
2 Wellness Center, and the Department of Integrated Services for Individuals  
3 with Disabilities.

4 **Section 2.** § 22107 of Chapter 22 – Trial by Jury, Title 7, Guam Code  
5 Annotated, is hereby *amended*, to read:

6 **“§ 22107. Exempt When.**

7 A person may claim exemption from service as a juror if he is:

8 (1) a member in the active services of the armed forces of the United  
9 States;

10 (2) An elected official, or a judge, of the United States or the Territory  
11 of Guam;

12 (3) an actively engaged member of the clergy;

13 (4) an actively practicing attorney, physician, dentist, ~~or~~ registered  
14 nurse, or an allied health professional, as defined pursuant to 10 GCA  
15 Chapter 12-Medical Practices, whose unavailability would directly impact  
16 medically necessary patient care, and solely applies specifically to the Guam  
17 Memorial Hospital Authority, the Department of Public Health and Social  
18 Services, the Guam Behavioral Health and Wellness Center, and the  
19 Department of Integrated Services for Individuals with Disabilities;

20 (5) a member of the Fire or Police Departments or an employee of a  
21 government contractor engaged in providing internal security or fire  
22 protection for such contractors;

1           (6) a person who has served as a juror, either in the Superior  
2           Court or the United States District Court of Guam, within two (2)  
3           years preceding the time of filling out the juror qualification form; or  
4           (7) over sixty-five years old.”

5           **Section 3. Effective Date.** This Act shall become immediately  
6           effective upon enactment.

***I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN***  
**2015 (FIRST) Regular Session**

**Bill No. 10-33 (COR)**

as substituted by the Committee on  
U.S Military Relocation, Public Safety,  
and Judiciary

Introduced by:

D.G. Rodriguez, Jr.

**AN ACT TO *AMEND* SUBSECTION (d) OF § 22107 OF  
CHAPTER 22, TITLE 7, GUAM CODE ANNOTATED,  
RELATIVE TO EXEMPTING CERTAIN PUBLIC  
SECTOR ALLIED HEALTH PROFESSIONALS FROM  
JURY DUTY.**

**BE IT ENACTED BY THE PEOPLE OF GUAM:**

**Section 1. Legislative Findings and Intent.**     *I Liheslaturan Guåhan*

find that jury duty service is impacting the provision of vitally needed healthcare by allied health professionals. Certain professions are in high demand, but few in numbers of available practicing providers, and difficult to replace for extended periods of absence. Currently, only physicians, dentists and registered nurses are exempted. This is particularly impacting the consistent availability of public sector allied health professionals in healthcare agencies.

It is, therefore, the intent of *I Liheslaturan Guåhan* to exempt certain allied healthcare professionals in the public service sector from jury duty service when such service would negatively impact the timely provision of medically necessary care. This exemption is *solely* specific to allied health professionals of the Guam Memorial Hospital Authority, the Department of Public Health and Social

1 Services, the Guam Behavioral Health and Wellness Center, and the Department of  
2 Integrated Services for Individuals with Disabilities.

3 **Section 2.** Subsection (d) of § 22107 of Chapter 22 – (Trial by Jury), Title  
4 7, Guam Code Annotated, is hereby *amended*, to read:

5 “§22107. Exempt When.

6 A person may claim exemption from service as a juror if he is:

7 (a) a member in the active services of the armed forces of  
8 the United States;

9 (b) An elected official, or a judge, of the United States or  
10 the Territory of Guam;

11 (c) an actively engaged member of the clergy;

12 (d) an actively practicing attorney, physician, dentist, ~~or~~  
13 registered nurse, or an allied health professional, as  
14 defined pursuant to Title 10 GCA, Chapter 12 -(Medical  
15 Practices). Allied health professionals exempt from this  
16 Subsection (d), are those whose unavailability would  
17 directly impact medically necessary patient care, and  
18 said exemption applies *solely* to the Guam Memorial  
19 Hospital Authority, the Department of Public Health and  
20 Social Services, the Guam Behavioral Health and  
21 Wellness Center, and the Department of Integrated  
22 Services for Individuals with Disabilities;”

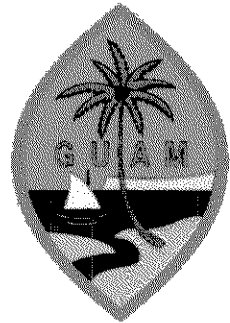
23 **Section 3. Effective Date.** This act *shall* become effective upon  
24 enactment.

**COMMITTEE ON GUAM U.S. MILITARY RELOCATION, PUBLIC SAFETY & JUDICIARY**

*I Mina' Trentai Tres Na Liheslaturan Guahan | 33rd Guam Legislature*



**SENATOR FRANK B. AGUON, JR.**  
**CHAIRMAN**



**I No. 10-33 (COR): An act to exempt certain Public Sector Allied Health Professions from Jury Duty, by amending § 22107 of Chapter 22, Title 7, Guam Code Annotated.**

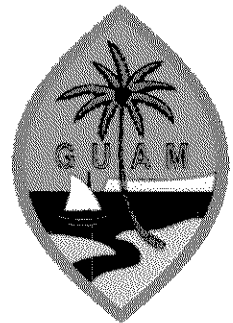
Name (Please Print)	Agency/Organization	Contact Number	Oral Testimony	Written Testimony	In favor	Not In Favor
✓ Kim Dunlap	Health Services of the Pacific	487-1755	✓		✓	
✓ Kat Kaminski	National Family Caregiver Support Program	735-3277 x243	✓		✓	
Chelsea Fleizah	HOA student HSP Intern	972-1398		✓	✓	

**COMMITTEE ON GUAM U.S. MILITARY RELOCATION, PUBLIC SAFETY & JUDICIARY**

*I Mina' Trentai Tres Na Lihelaturan Guahan | 33rd Guam Legislature*



**SENATOR FRANK B. AGUON, JR.**  
**CHAIRMAN**



**I No. 10-33 (COR): An act to exempt certain Public Sector Allied Health Professions from Jury Duty, by amending § 22107 of Chapter 22, Title 7, Guam Code Annotated.**

<b>Name (Please Print)</b>	<b>Agency/Organization</b>	<b>Contact Number</b>	<b>Oral Testimony</b>	<b>Written Testimony</b>	<b>In favor</b>	<b>Not In Favor</b>
Janessa Samerville	Nawal Hosp HRP	482-3291				



# Judiciary of Guam

Administrative Office of the Courts  
Guam Judicial Center • 120 West OBrien Dr • Hagatna Gu 96910  
Tel: (671) 475-3544/3278 • Fax: (671) 477-3184



HON. ROBERT J. TORRES  
CHIEF JUSTICE

HON. ALBERTO C. LAMORENA III  
PRESIDING JUDGE

JOSHUA F. TENORIO  
ADMINISTRATOR OF THE COURTS

February 6, 2015

The Honorable Frank B. Aguon, Jr.  
Chairman  
Committee on the Guam U.S. Military Relocation, Public Safety, and Judiciary  
Ste. 502A DNA Building  
Hagåtña, Guam 96910

Re: Testimony on Bill No. 10-33(COR)

Dear Chairman Aguon:

Thank you for providing me with the opportunity to submit testimony regarding Bill No. 10-33(COR), *AN ACT TO EXEMPT CERTAIN PUBLIC SECTOR ALLIED HEALTH PROFESSIONS FROM JURY DUTY, BY AMENDING § 22107 OF CHAPTER 22, TITLE 7, GUAM CODE ANNOTATED*, introduced by Senator Dennis G. Rodriguez, Jr.

Bill No. 10-33(COR) would exempt allied health professionals from jury duty if they are employed by the Guam Memorial Hospital Authority, Department of Public Health and Social Services, Guam Behavioral Health and Wellness Center, and Department of Integrated Services for Individuals with Disabilities and their absence for jury duty would directly impact medically necessary patient care.

At least Twenty-six (26) categories of licensed government personnel would be exempt from jury service as follows:

- Chiropractors
- Clinical Psychologists
- Clinical Social Worker
- Counselors
- Dietitian
- Family Therapists
- Individual Therapists
- Individual, Marriage and Family Therapists
- Marriage Therapists
- Nursing Home Administrator
- Nutritionist
- Occupational Therapists
- Occupational Therapy Aides

- Occupational Therapy Assistants
- Occupational Therapy Technicians
- Physical Therapists
- Physical Therapy Assistants
- Physical Therapy Technicians
- Physician Assistants
- Podiatrists
- Psychotherapists
- Respiratory Therapists
- Social Workers
- Speech-language Assistants
- Speech-language Pathologists
- Veterinarians

If Bill No. 10-33(COR) were enacted, the Superior Court would compel employees to present a written declaration from their agency of origin certifying that the employee “directly impacts medically necessary patient care” in order to qualify for excusal from jury duty. This would also apply to any practicing attorney, physician, dentist or registered nurse with employment status at the government health and human services agencies specified in the statute.

If enacted, the amendment would remove the blanket exemptions for attorneys, physicians, dentists and registered nurses, while the blanket exemptions for members of the armed services, all elected officials, the clergy, members of the fire and police departments and government contractors providing internal security or fire protection would remain.

I urge you to consider reducing the number of blanket exemptions for other categories of professions to ensure that the jury pool is larger. The obligation to serve should be shared by all Guam residents with U.S. Citizenship. Jury pools should be reflective of the diversity of our community, despite educational or professional achievements.

In larger jurisdictions, there are no blanket exemptions for place of employment, even for judicial officers and elected leaders. In fact, Nevada Chief Justice Mark Gibbons completed jury duty last year for a criminal jury trial in Carson City. In that case, Chief Justice Gibbons reported to news media that he would “tackle his Supreme Court duties in the evening while he attends trial,” which lasted for a week.

In the last year, a record number of 93 jury trials were held at the Superior Court. This is in addition to the 5 Grand Jury Panels comprised of 18 Guam residents that are seated at all times throughout the year to review evidence and issue indictments for the more than 2,000 criminal cases filed each year.



The Judiciary of Guam is streamlining the jury process to ensure that jurors are processed efficiently to support this important and civic duty. Jury service is a critical component of our country's judicial system. Although not a perfect system, it is by far, the best in the entire world.

*Senseramente,*



JOSHUA F. TENORIO  
Administrator of the Courts

cc: Senator Dennis G. Rodriguez, Jr.



Office of Senator Frank B. Aguon, Jr. &lt;admin@frankaguonjr.com&gt;

---

**Fwd: Input on Bill 10-33**

---

**Dennis Rodriguez, Jr.** <senatordrodriguez@gmail.com>  
To: admin@frankaguonjr.com

Thu, Feb 5, 2015 at 4:29 PM

Hafa Adai!

Below is the email we received as testimony from Dr. Ron McNinch in support of Bill 10-33.

Si Yu'os Ma'ase'!

----- Forwarded message -----

From: **Ron McNinch** <govguam@gmail.com>

Date: Mon, Jan 26, 2015 at 3:49 PM

Subject: Input on Bill 10-33

To: "A.T. Santos" &lt;annette.santos@gmail.com&gt;, Wai Law &lt;ici.wlaw@gmail.com&gt;, John Rivera &lt;johninguam@gmail.com&gt;

Cc: "Dennis Rodriguez, Jr." &lt;senatordrodriguez@gmail.com&gt;

Dear Dr. Santos,

I have cc:d Senator Dennis Rodriguez in this email.

At our School of Business and Public Administration, Academic Affairs meeting today, we passed a motion to support Bill 10-33 and to please add the University of Guam teaching faculty. As we discussed at our meeting, it is nearly impossible to find substitute teachers for higher education classes. K-12 teachers can be readily replaced by substitute teachers, but university professors are not readily replaced and jury service has been an active burden on both the students in classes and the professors teaching classes.

Therefore, per our discussion today, we agreed to endorse adding teaching faculty to the jury exemption list. The wording might be:

Please add the following section to Bill 10-33:

At the end of Section 22107 (f), insert "or full time teaching faculty at the University of Guam."

Sincerely, Ron McNinch

The bill is at the link below; click on 10-33  
[http://www.guamlegislature.com/33rd\\_bills\\_intro.htm](http://www.guamlegislature.com/33rd_bills_intro.htm)

—  
Ron McNinch, PhD, SPHR, CFE  
671- 488-8889

*Ridentem dicere verum quid vetat.* - Horace

—  
**Senator Dennis G. Rodriguez, Jr.**

Chairman, Committee on Health, Economic Development,  
Homeland Security and Senior Citizens

*I Mina'trentai Tres Na Libeslaturan Guaban*

*33rd Guam Legislature*

*176 Serenu Avenue Suite 107*

*Tamuning, Guam 96913*

*671.649.8638*

*<http://toduguam.com>*

February 16, 2015

Senator Frank B. Aguon Jr.  
Ste. 503 DNA Bldg  
238 Archbishop Flores St.  
Hagatna Guam 96910

Dear Mr. Chairman Aguon

Re: Bill 10-33;

An act to exempt certain public sectors allied health professions from jury duty, by amending 22107 of Chapter 22, Title 7, and Guam Code Annotated.

I Chersea Yleizah a Social Work student of the University of Guam and an intern student at the Health Services of the Pacific (HSP), fully support the bill with an extension to consider Family caregivers to be included in the exempt of Jury duty.

As a Social Work student I strongly believe that caregivers are one of the only means in a patient life. Regardless of whether the disability is due to progression of a chronic illness or combines effects of multiple medical and social factors the caregiver role is a profound change to a patient life. All care-givers provide special assistance and care to patients that sometimes even professionals wouldn't provide due to other special tasks. Their time is highly needed to meet patients certain needs and to carry out other specific tasks.

A caregiver caring for a patient who receive services from the Hospice Care encountered the situation where he was require to go to court for jury duty. The patient has a terminal illness and the presence of the sole care-giver is very much needed. Unfortunately the care-giver continues to go to the selection due to the delayed procession of the provided documents from HSP Doctor. Presence and time of a sole caregiver is extremely essential to a patient or a loved one.

I humbly request that you and your other colleagues of the Guam Legislature consider sole caregivers with provided documents from doctors to be an exempt for Jury Duty selection. This could tremendously benefit the wellbeing of every individual in our community.

Respectfully,



Chersea Yleizah  
Student of the University of Guam



# COMMITTEE ON RULES

*I Mina'trentai Tres na Liheslaturan Guåhan* • The 33rd Guam Legislature

155 Hesler Place, Hagåtña, Guam 96910 • [www.guamlegislature.com](http://www.guamlegislature.com)

E-mail: [roryforguam@gmail.com](mailto:roryforguam@gmail.com) • Tel: (671)472-7679 • Fax: (671)472-3547

Senator  
Rory J. Respicio  
CHAIRPERSON  
MAJORITY LEADER

Senator  
Thomas C. Ada  
VICE CHAIRPERSON  
ASSISTANT MAJORITY LEADER

Speaker  
Judith T.P. Won Pat, Ed.D.  
Member

Vice-Speaker  
Benjamin J.F. Cruz  
Member

Legislative Secretary  
Tina Rose Muna Barnes  
Member

Senator  
Dennis G. Rodriguez, Jr.  
Member

Senator  
Frank Blas Aguon, Jr.  
Member

Senator  
Michael F.Q. San Nicolas  
Member

Senator  
Nerissa Bretania Underwood  
Member

V. Anthony Ada  
MINORITY LEADER

Mary C. Torres  
MINORITY MEMBER

January 15, 2014

## Memorandum

**To:** **Rennae Meno**  
*Clerk of the Legislature*

**From:** **Senator Rory J. Respicio**  
*Majority Leader & Rules Chair*

**Subject:** **Fiscal Note Waivers**

*Hafa Adai!*

Attached please find the fiscal note waivers for the bill numbers listed below. Please note that the waivers are issued on the bills as introduced.

### WAIVERS:

Bill No. 6-33(COR)

Bill No. 10-33(COR)

Please forward the same to MIS for posting on our website. Please contact our office should you have any questions regarding this matter.

*Sí Yu'os ma'åse'!*

2015 JAN 15 AM 11:02

**BUREAU OF BUDGET & MANAGEMENT RESEARCH**OFFICE OF THE GOVERNOR  
Post Office Box 2950, Hagåtña Guam 96932**EDDIE BAZA CALVO**  
GOVERNOR**ANTHONY C. BLAZ**  
DIRECTOR**RAY TENORIO**  
LIEUTENANT GOVERNOR**JOSE S. CALVO**  
DEPUTY DIRECTOR

JAN 15 2015

The Bureau requests that Bill No(s) 10-33 <sup>COR</sup> (LS) be granted a waiver pursuant to Public Law 12-229 as amended for the following reason(s):

Bill No. 10-33 is an act to exempt certain public sector allied health professionals from jury duty services, by amending §22107 of Chapter 22, Title 7, Guam Code Annotated.

The intent of the Bill is administrative in nature and poses no fiscal impact upon any funds of the Government of Guam.

A handwritten signature in black ink, appearing to read "Anthony C. Blaz", written over a horizontal line.

**ANTHONY C. BLAZ**  
Director



## COMMITTEE ON RULES

*I Mina'trentai Tres na Liheslaturan Guåhan* • The 33rd Guam Legislature

155 Hesler Place, Hagåtña, Guam 96910 • [www.guamlegislature.com](http://www.guamlegislature.com)

E-mail: [roryforguam@gmail.com](mailto:roryforguam@gmail.com) • Tel: (671)472-7679 • Fax: (671)472-3547

Senator  
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Member

Senator  
Michael F.Q. San Nicolas  
Member

Senator  
Nerissa Bretania Underwood  
Member

PENDING  
MINORITY MEMBER

PENDING  
MINORITY MEMBER

January 8, 2014

**VIA E-MAIL**

[anthony.blaz@bbmr.guam.gov](mailto:anthony.blaz@bbmr.guam.gov)

**Anthony C. Blaz**  
**Director**  
**Bureau of Budget & Management Research**  
**P.O. Box 2950**  
**Hagåtña, Guam 96910**

**RE: Request for Fiscal Notes– Bill Nos. 1-33(LS) through 18-33(COR)**

*Hafa Adai* Mr. Blaz:

Transmitted herewith is a listing of *I Mina'trentai Tres na Liheslaturan Guåhan's* most recently introduced bills. Pursuant to 2 GCA §9103, I respectfully request the preparation of fiscal notes for the referenced bills.

*Si Yu'os ma'åse'* for your attention to this matter.

Very Truly Yours,

**Senator Rory J. Respicio**  
*Chairperson of the Committee on Rules*

Attachment (3)

Cc: Clerk of the Legislature

Bill No.	Sponsor	Title
1-33 (LS)	Judith T. Won Pat, Ed.D.	AN ACT TO TRANSFER TITLE OF LOT NO. 5397 MUNICIPALITY OF BARRIGADA, GUAM TO THE UNIVERSITY OF GUAM.
2-33 (LS)	B. J.F. Cruz	AN ACT TO ADD A NEW ARTICLE 5 TO TITLE 4, CHAPTER 8, OF THE GUAM CODE ANNOTATED TO CREATE A NEW "HYBRID" RETIREMENT SYSTEM WITH MANDATORY PARTICIPATION BY GOVERNMENT OF GUAM EMPLOYEES HIRED AFTER DECEMBER 31, 2015; WITH OPTIONAL PARTICIPATION FOR DEFINED CONTRIBUTION RETIREMENT SYSTEM PARTICIPANTS WHO ELECT TO TRANSFER TO THE NEW HYBRID PLAN IN ACCORDANCE WITH REGULATIONS TO BE PROMULGATED.
3-33 (LS)	Tommy Morrison R. J. Respicio Brant T. McCreadie	AN ACT TO AMEND § 5204(d) OF CHAPTER 5, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE PROCUREMENT OF SPORTS EQUIPMENT AND SUPPLIES FOR YOUTH AND COMMUNITY SPORTS PROGRAMS.
4-33 (LS)	Michael F.Q. San Nicolas	AN ACT TO RESTORE SALARIES FOR ELECTED OFFICIALS AND CABINET MEMBERS TO LEVELS ESTABLISHED PRIOR TO THE ENACTMENT OF PUBLIC LAW 32-208, TO PREVENT THE WAIVER OF THE PUBLIC HEARING REQUIREMENT FOR BILLS PROPOSING SALARY CHANGES FOR ELECTED OFFICIALS, AND TO REQUIRE THAT ANY CHANGE IN SALARY OF ELECTED OFFICIALS TAKE EFFECT AFTER A GENERAL ELECTION TO THE GUAM LEGISLATURE HAS INTERVENED, BY REPEALING PUBLIC LAW 32-208 AND ADDING NEW §§ 6215 AND 6215.1 BOTH TO ARTICLE 2, CHAPTER 6, TITLE 4, GUAM CODE ANNOTATED.
5-33 (LS)	Brant T. McCreadie	AN ACT TO CREATE A NEW ARTICLE 6 & 7 TO CHAPTER 90, AND TO AMEND §90.90 OF ARTICLE 4, CHAPTER 90, TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO THE CONSTRUCTION AND RENOVATION OF THE DEPARTMENT OF CORRECTIONS ADULT CORRECTIONAL FACILITY TO ENSURE THE SAFETY OF THE PEOPLE OF GUAM; WHICH SHALL COLLECTIVELY BE CITED AS "THE DEPARTMENT OF CORRECTIONS CONSTRUCTION INITIATIVE ACT OF 2015".
6-33 (COR)	D. G. Rodriguez, Jr.	AN ACT TO AMEND §58146.1 OF CHAPTER 58, TITLE 12, GUAM CODE ANNOTATED TO EXEMPT THE GUAM ECONOMIC DEVELOPMENT AUTHORITY FROM ARTICLE 3 OF CHAPTER 9, 5 GCA IN THE DEVELOPMENT OF PROPOSED INDUSTRY SPECIFIC POLICY, CRITERIA AND MEASURABLE GOALS RELATIVE TO THE QUALIFYING CERTIFICATE PROGRAM.
7-33 (COR)	D. G. Rodriguez, Jr.	AN ACT TO PROVIDE FOR A HAZARDOUS PAY DIFFERENTIAL FOR EMPLOYEES OF THE GUAM BEHAVIORAL HEALTH AND WELLNESS CENTER IN UNSAFE OR DANGEROUS HAZARDOUS DUTY WORKING CONDITIONS, BY ADDING A NEW §86112 TO CHAPTER 86, TITLE 10, GUAM CODE ANNOTATED.



8-33 (COR)	D. G. Rodriguez, Jr.	AN ACT TO PROVIDE FOR DEVELOPMENT AND IMPLEMENTATION OF COMPARABLE RATE SCHEDULE R CHARGES FOR RESIDENTIAL MULTIFAMILY ACCOMMODATIONS BY THE GUAM POWER AUTHORITY, BY ADDING A NEW ITEM (1) TO §8104(D) OF CHAPTER 8, TITLE 12, GUAM CODE ANNOTATED, AND A NEW ITEM (1) TO §3111 OF ARTICLE 1, CHAPTER 3, TITLE 28, GUAM ADMINISTRATIVE RULES AND REGULATIONS.
9-33 (COR)	D. G. Rodriguez, Jr.	AN ACT TO ADOPT THE RULES AND REGULATIONS RELATIVE TO RESPONSIBLE ALCOHOL SERVER/SELLER TRAINING PROGRAMS, BY AMENDING CHAPTER 2 - ALCOHOLIC BEVERAGE CONTROL BOARD, OF TITLE 3, GUAM ADMINISTRATIVE RULES AND REGULATIONS - BUSINESS REGULATIONS.
10-33 (COR)	D. G. Rodriguez, Jr.	AN ACT TO EXEMPT CERTAIN PUBLIC SECTOR ALLIED HEALTH PROFESSIONS FROM JURY DUTY, BY AMENDING § 22107 OF CHAPTER 22, TITLE 7, GUAM CODE ANNOTATED.
11-33 (COR)	D. G. Rodriguez, Jr.	AN ACT TO PROVIDE FOR HEALTHCARE PROFESSIONAL PAY PLAN CATEGORY IN THE GOVERNMENT OF GUAM COMPETITIVE WAGE ACT OF 2014, AND REINSTATE THE PRIOR PAY PLAN RATE FOR THESE POSITIONS, AND MANDATE A REASSESSMENT OF HEALTHCARE PROFESSIONALS SALARY RANGES SO AS TO BE COMPETITIVE BASED UPON NATIONAL STANDARDS.
12-33 (COR)	D. G. Rodriguez, Jr.	AN ACT TO ADD A NEW ITEM (1) TO SUBSECTION (a) OF § 4301 OF ARTICLE 3, CHAPTER 4, 4 GCA, TO PROVIDE FOR THE ISSUANCE OF A SEPARATE REQUEST FOR PROPOSAL FOR THE SOLICITATION OF HEALTH INSURANCE OR PROVISION OF HEALTH CARE FOR FOSTER CHILDREN IN THE CARE OF THE GOVERNMENT ON TERMS COMPARABLE TO THE GOVERNMENT PLAN FOR ACTIVE AND RETIRED EMPLOYEES AND THEIR DEPENDENTS.
13-33 (COR)	D. G. Rodriguez, Jr.	AN ACT TO ADD A REPRESENTATIVE FROM THE GUAM MEMORIAL HOSPITAL AUTHORITY AND THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES TO THE GOVERNMENT OF GUAM GROUP HEALTH INSURANCE NEGOTIATING TEAM, TO DELETE THE REQUIREMENT FOR THE SOLICITATION OF AN EXCLUSIVE GROUP HEALTH INSURANCE CONTRACT AND REQUIRE ONLY THE SOLICITATION OF THREE (3) NON-EXCLUSIVE CONTRACTS FOR A CONTRACT TERM OF TWO (2) YEARS, BY AMENDING §4302 (c) AND §4302 (e) OF ARTICLE 3, CHAPTER 4, 4 GCA.
14-33 (COR)	T. R. Muña Barnes	AN ACT TO ADD A NEW § 80.39 TO ARTICLE 2, CHAPTER 80, TITLE 9 GUAM CODE ANNOTATED KNOWN AS THE JUSTICE SAFETY VALVE ACT OF 2013 RELATIVE TO EMPOWERING THE COURTS OF GUAM TO DEPART FROM APPLICABLE MANDATORY MINIMUM SENTENCES UNDER SPECIFIC CONDITIONS, AND FOR OTHER PURPOSES.



## COMMITTEE ON RULES

*I Mina'trentai Tres na Liheslaturan Guåhan* • The 33rd Guam Legislature  
155 Hesler Place, Hagåtña, Guam 96910 • [www.guamlegislature.com](http://www.guamlegislature.com)  
E-mail: [roryforguam@gmail.com](mailto:roryforguam@gmail.com) • Tel: (671)472-7679 • Fax: (671)472-3547

Senator

Rory J. Respicio  
CHAIRPERSON  
MAJORITY LEADER

Senator

Thomas C. Ada  
VICE CHAIRPERSON  
ASSISTANT MAJORITY LEADER

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Tina Rose Muna Barnes  
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Senator

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Michael F.Q. San Nicolas  
Member

Senator

Nerissa Bretania Underwood  
Member

PENDING

MINORITY LEADER

PENDING

ASSISTANT MINORITY LEADER

January 6, 2015

### MEMORANDUM

**To: Rennae Meno**  
*Clerk of the Legislature*

**Attorney Therese M. Terlaje**  
*Legislative Legal Counsel*

**From: Senator Rory J. Respicio**  
*Chairperson, Committee on Rules*

**Subject: Referral of Bill No. 10-33(COR)**

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 10-33(COR)**.

Please ensure that the subject bill is referred, in my name, to the respective committee, as shown on the attachment. I also request that the same be forwarded to all members of *I Mina'trentai Tres na Liheslaturan Guåhan*.

Should you have any questions, please feel free to contact our office at 472-7679.

*Si Yu'os Ma'åse!*

Attachment

*I Mina'Trentai Tres Na Liheslaturan Received*  
**Bill Log Sheet**

<b>BILL NO.</b>	<b>SPONSOR</b>	<b>TITLE</b>	<b>DATE INTRODUCED</b>	<b>DATE REFERRED</b>	<b>CMTE REFERRED</b>	<b>PUBLIC HEARING DATE</b>	<b>DATE COMMITTEE REPORT FILED</b>	<b>FISCAL NOTES</b>
<b>10-33 (COR)</b>	D. G. Rodriguez, Jr.	AN ACT TO EXEMPT CERTAIN PUBLIC SECTOR ALLIED HEALTH PROFESSIONS FROM JURY DUTY, BY AMENDING § 22107 OF CHAPTER 22, TITLE 7, GUAM CODE ANNOTATED.	01/05/15 2:26 p.m.	01/06/15	Committee on the Guam U.S. Military Relocation, Public Safety, and Judiciary			Fiscal Note Requested 01/08/15 Fiscal Note Waiver 01/15/15

**1st Public Hearing Notice: February 6, 2015 - 2 PM**

7 messages

Senator Aguon Media &lt;media@frankaguonjr.com&gt;

Thu, Jan 29, 2015 at 11:41 AM

To: Speaker Won Pat <speaker@judiwonpat.com>, "Benjamin J.F. Cruz" <senator@senatorbjcruz.com>, Tina Muna Barnes <senator@tinamunabarnes.com>, "Rory J. Respicio" <roxyforguam@gmail.com>, office@senatorada.org, Mike San Nicholas <senatorsannicolas@gmail.com>, "Dennis Rodriguez, Jr." <senatordrodriguez@gmail.com>, senatorunderwood@guamlegislature.org, Tony Ada <senatorTonyada@guamlegislature.org>, Brant McCreadie <brantforguam@gmail.com>, Mary Camacho Torres <marycamachotorres@gmail.com>, Tommy Morrison <tommy@senatormorrison.com>, "Frank Blas, Jr." <frank.blasjr@gmail.com>, jespaldonesq@gmail.com, "Frank B. Aguon, Jr." <aguon4guam@gmail.com>

Cc: Senator Aguon's Assistant <officeassistant@frankaguonjr.com>, Senator Aguon Staff <staff@frankaguonjr.com>, Guam Legislature Clerks Office <clerks@guamlegislature.org>, sgtarms@guamlegislature.org, mis <mis@guamlegislature.org>

January 29, 2015

MEMORANDUM

To: All Senators

Fr: Senator Frank B. Aguon, Jr., Chairperson

Subject: 1<sup>st</sup> Notice of Public Hearing: February 6, 2015 – 2:00 PM

Please be advised that the Committee on Guam U.S. Military Relocation, Public Safety and Judiciary will be conducting a public hearing on **Friday, February 6, 2015 at 2:00 pm**. This meeting will take place in the Public Hearing Room of *I Liheslaturan Guahan*. The agenda is as follows:

**Bill No. 10-33 (COR)**

An act to exempt certain Public Sector Allied Health Professions from Jury Duty, by amending § 22107 of Chapter 22, Title 7, Guam Code Annotated.

**Bill No. 14-33 (COR)**

An act to add a new § 80.39 to Article 2, Chapter 80, Title 9 Guam Code Annotated known as the Justice Safe Valve Act of 2013 relative to empowering the Courts of Guam to depart from

applicable

mandatory minimum sentences under specific conditions, and for other purposes.

**Bill No. 28-33 (COR)**

An act relative to removing the time restriction for the Guam Police Department Headquarters, Administrative and other Agency Sections from occupying Government-owned facilities at Tiyan, Guam; through amending Section 2 of Public Law No. 26-100.

Testimony on **Bill No. 10-33 (COR)**, **Bill No. 14-33 (COR)** and **Bill No. 28-33 (COR)** should be addressed to Senator Frank B. Aguon, Jr., Chairperson, and will be accepted via hand delivery to our office at 238 Archbishop Flores St. DNA Bldg. Suite 501 Hagatna, Guam; our mailbox at the Legislature Bldg 155 Hesler Place, Hagatna, Guam 96910; via email to [aguon4guam@gmail.com](mailto:aguon4guam@gmail.com) or [media@frankaguonjr.com](mailto:media@frankaguonjr.com) until **Friday, February 6, 2015 at 5:00 pm**. Individuals requiring special accommodations, auxiliary aids, or services should contact our office at 475-4861/62. Please feel free to contact my office should you have any questions or concerns.

—  
*Respectfully,*

***Tricia Benavente***

**Office of Senator Frank B. Aguon, Jr.**

Committee on Guam US Military Relocation, Public Safety, and Judiciary

238 Archbishop Flores St., Hagatna, Guam - DNA Bldg. Ste. 501

Tel: (671) 475-GUM1/2 (4861/2)

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**Senator Aguon Media** <[media@frankaguonjr.com](mailto:media@frankaguonjr.com)>

Thu, Jan 29, 2015 at 12:21 PM

To: [rjtorres@guamsupremecourt.com](mailto:rjtorres@guamsupremecourt.com), Joshua Tenorio <[jtenorio@guamcourts.org](mailto:jtenorio@guamcourts.org)>, fred bordallo <[fred.bordallo@gpd.guam.gov](mailto:fred.bordallo@gpd.guam.gov)>, joey.sannicolas@[gfd.guam.gov](mailto:gfd.guam.gov), Robert Camacho <[bobcamacho@guamairport.net](mailto:bobcamacho@guamairport.net)>, Doris Aguero <[dcaguero@portguam.com](mailto:dcaguero@portguam.com)>, jose.sanagustin@[doc.guam.gov](mailto:doc.guam.gov), mike.cura@[dpr.guam.gov](mailto:dpr.guam.gov), raymond.blas@[dpr.guam.gov](mailto:dpr.guam.gov), Pedro LeonGuerrero <[pedro.leonguerrero@cqa.guam.gov](mailto:pedro.leonguerrero@cqa.guam.gov)>, philip taijeron <[philip.taijeron@cqa.guam.gov](mailto:philip.taijeron@cqa.guam.gov)>, raffaele sgambelluri <[raffaele.sgambelluri@cqa.guam.gov](mailto:raffaele.sgambelluri@cqa.guam.gov)>, Matthew Sablan <[matt.sablan12@yahoo.com](mailto:matt.sablan12@yahoo.com)>, [guamwarden2k@yahoo.com](mailto:guamwarden2k@yahoo.com), [cme.guam@gmail.com](mailto:cme.guam@gmail.com)  
Cc: "Frank B. Aguon, Jr." <[aguon4guam@gmail.com](mailto:aguon4guam@gmail.com)>, [jmcdonald@guamsupremecourt.com](mailto:jmcdonald@guamsupremecourt.com), PHrg Notice <[phnotice@guamlegislature.org](mailto:phnotice@guamlegislature.org)>, [phmaterials@guamlegislature.org](mailto:phmaterials@guamlegislature.org), Guam Legislature Clerks Office <[clerks@guamlegislature.org](mailto:clerks@guamlegislature.org)>, [sgtams@guamlegislature.org](mailto:sgtams@guamlegislature.org), [mis@guamlegislature.org](mailto:mis@guamlegislature.org)

January 29, 2015



## 1st Public Hearing Notice: February 6, 2015 - 2 PM

Senator Aguon Media <media@frankaguonjr.com>

Thu, Jan 29, 2015 at 12:21 PM

To: rjtorres@guamsupremecourt.com, Joshua Tenorio <jtenorio@guamcourts.org>, fred bordallo <fred.bordallo@gpd.guam.gov>, joey.sannicolas@gfd.guam.gov, Robert Camacho <bobcamacho@guamairport.net>, Doris Aguero <dcaguero@portguam.com>, jose.sanagustin@doc.guam.gov, mike.cura@dpr.guam.gov, raymond.blas@dpr.guam.gov, Pedro LeonGuerrero <pedro.leonguerrero@cqa.guam.gov>, philip taijeron <philip.taijeron@cqa.guam.gov>, raffaele sgambelluri <raffaele.sgambelluri@cqa.guam.gov>, Matthew Sablan <matt.sablan12@yahoo.com>, guamwarden2k@yahoo.com, cme.guam@gmail.com

Cc: "Frank B. Aguon, Jr." <aguon4guam@gmail.com>, jmcdonald@guamsupremecourt.com, PHrg Notice <phnotice@guamlegislature.org>, phmaterials@guamlegislature.org, Guam Legislature Clerks Office <clerks@guamlegislature.org>, sgtarms@guamlegislature.org, mis <mis@guamlegislature.org>

January 29, 2015

### MEMORANDUM

To: All Stakeholders

Fr: Senator Frank B. Aguon, Jr., Chairperson

Subject: 1<sup>st</sup> Notice of Public Hearing: February 6, 2015 – 2:00 PM

Please be advised that the Committee on Guam U.S. Military Relocation, Public Safety and Judiciary will be conducting a public hearing on **Friday, February 6, 2015 at 2:00pm**. This meeting will take place in the Public Hearing Room of *I Liheslaturan Guahan*. The agenda is as follows:

#### **Bill No. 10-33 (COR)**

An act to exempt certain Public Sector Allied Health Professions from Jury Duty, by amending § 22107 of Chapter 22, Title 7, Guam Code Annotated.

#### **Bill No. 14-33 (COR)**

An act to add a new § 80.39 to Article 2, Chapter 80, Title 9 Guam Code Annotated known as the Justice Safe Valve Act of 2013 relative to empowering the Courts of Guam to depart from applicable mandatory minimum sentences under specific conditions, and for other purposes.

**Bill No. 28-33 (COR)**

An act relative to removing the time restriction for the Guam Police Department Headquarters, Administrative and other Agency Sections from occupying Government-owned facilities at Triyan, Guam; through amending Section 2 of Public Law No. 26-100.

Testimony on **Bill No. 10-33 (COR)**, **Bill No. 14-33 (COR)** and **Bill No. 28-33 (COR)** should be addressed to Senator Frank B. Aguon, Jr., Chairperson, and will be accepted via hand delivery to our office at 238 Archbishop Flores St. DNA Bldg. Suite 501 Hagatna, Guam; our mailbox at the Legislature Bldg 155 Hesler Place, Hagatna, Guam 96910; via email to [aguon4guam@gmail.com](mailto:aguon4guam@gmail.com) or [media@frankaguonjr.com](mailto:media@frankaguonjr.com) until **Friday, February 6, 2015 at 5:00 pm**. Individuals requiring special accommodations, auxiliary aids, or services should contact our office at 475-4861/62. Please feel free to contact my office should you have any questions or concerns.

CC: Media

—  
*Respectfully,*

***Tricia Benavente***

**Office of Senator Frank B. Aguon, Jr.**

Committee on Guam US Military Relocation, Public Safety, and Judiciary

238 Archbishop Flores St., Hagatna, Guam - DNA Bldg. Ste. 501

Tel: (671) 475-GUM1/2 (4861/2)

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[aguon4guam@gmail.com](mailto:aguon4guam@gmail.com) | [www.frankaguonjr.com](http://www.frankaguonjr.com)

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## 2ND NOTICE - Public Hearing - February 6, 2015 - 2:00 PM

Senator Aguon Media <media@frankaguonjr.com>

Wed, Feb 4, 2015 at 11:27 AM

To: governor@guam.gov, Fred Bordallo <fred.bordallo@gpd.guam.gov>, maurice.sayama@gpd.guam.gov, Jose San Agustin <jose.sanagustin@doc.guam.gov>, Joshua Tenorio <jtenorio@guamcourts.org>, rjtorres@guamsupremecourt.com, Joey San Nicolas <joey.sannicolas@gfd.guam.gov>, Robert Camacho <bobcamacho@guamairport.net>, Doris Aguero <dcaguero@portguam.com>, Matthew Sablan <matt.sablan12@yahoo.com>, "Michael A. Cura" <michael.cura@dpr.guam.gov>, Raymond Blas <raymond.blas@dpr.guam.gov>, Pedro Leon Guerrero <pedro.leonguerrero@cqa.guam.gov>, Ralph Sgambelluri <raffaele.sgambelluri@cqa.guam.gov>, Philip Taijeron <philip.taijeron@cqa.guam.gov>, "Dr. Aurelio" <crne.guam@gmail.com>, Madeleine Bordallo <madeleine.bordallo@mail.house.gov>, euntalan@fhh.com, chuck.ada@guamairport.net, Mark Calvo <mark.calvo@guam.gov>, emiller@guampdsc.net, ebanderson@guamag.org, Ray Tenorio <ray.tenorio@guam.gov>  
Cc: "Frank B. Aguon, Jr." <aguon4guam@gmail.com>, Joy Unpingco <joy.unpingco@guam.gov>, Elaine Gogue <elaine.gogue@guam.gov>, Rose Ramsey <rose.ramsey@guam.gov>, Senator Aguon Staff <staff@frankaguonjr.com>, Senator Aguon's Assistant <officeassistant@frankaguonjr.com>, pcamacho@guamag.org, PHrg Notice <phnotice@guamlegislature.org>, phmaterials@guamlegislature.org

January 29, 2015

### MEMORANDUM

To: All Stakeholders

Fr: Senator Frank B. Aguon, Jr., Chairperson

Subject: 2nd Notice of Public Hearing: February 6, 2015 – 2:00 PM

Please be advised that the Committee on Guam U.S. Military Relocation, Public Safety and Judiciary will be conducting a public hearing on **Friday, February 6, 2015 at 2:00 pm**. This meeting will take place in the Public Hearing Room of *Llilheslaturan Guahan*. The agenda is as follows:

#### **Bill No. 10-33 (COR)**

An act to exempt certain Public Sector Allied Health Professions from Jury Duty, by amending § 22107 of Chapter 22, Title 7, Guam Code Annotated.

#### **Bill No. 14-33 (COR)**



An act to add a new § 80.39 to Article 2, Chapter 80, Title 9 Guam Code Annotated known as the Justice Safe Valve Act of 2013 relative to empowering the Courts of Guam to depart from applicable mandatory minimum sentences under specific conditions, and for other purposes.

**Bill No. 28-33 (COR)**

An act relative to removing the time restriction for the Guam Police Department Headquarters, Administrative and other Agency Sections from occupying Government-owned facilities at Tiyan, Guam; through amending Section 2 of Public Law No. 26-100.

Testimony on **Bill No. 10-33 (COR)**, **Bill No. 14-33 (COR)** and **Bill No. 28-33 (COR)** should be addressed to Senator Frank B. Aguon, Jr., Chairperson, and will be accepted via hand delivery to our office at 238 Archbishop Flores St. DNA Bldg. Suite 501 Hagatna, Guam; our mailbox at the Legislature Bldg 155 Hesler Place, Hagatna, Guam 96910; via email to [aguon4guam@gmail.com](mailto:aguon4guam@gmail.com) or [media@frankaguonjr.com](mailto:media@frankaguonjr.com) until **Friday, February 6, 2015 at 5:00 pm**. Individuals requiring special accommodations, auxiliary aids, or services should contact our office at 475-4861/62. Please feel free to contact my office should you have any questions or concerns.

—  
*Respectfully,*

***Tricia Benavente***

**Office of Senator Frank B. Aguon, Jr.**

Committee on Guam US Military Relocation, Public Safety, and Judiciary

238 Archbishop Flores St., Hagatna, Guam - DNA Bldg. Ste. 501

Tel: (671) 475-GUM1/2 (4861/2)

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**OFFICE OF SENATOR FRANK B. AGUON, JR.**

Committee on Guam U.S. Military Relocation, Public Safety and Judiciary

Mina' Trentai Tres Na Liheslaturan Guahan

33rd Guam Legislature

**Public Hearing**

Friday, February 6, 2015 | 2:00 p.m.

**AGENDA**

**Bill No. 10-33 (COR)** - An act to exempt certain Public Sector Allied Health Professions from Jury Duty, by amending § 22107 of Chapter 22, Title 7, Guam Code Annotated.

**Bill No. 14-33 (COR)** - An act to add a new § 80.39 to Article 2, Chapter 80, Title 9 Guam Code Annotated known as the Justice Safety Valve Act of 2013 relative to empowering the Courts of Guam to depart from applicable mandatory minimum sentences under specific conditions, and for other purposes.

**Bill No. 28-33 (COR)** - An act relative to removing the time restriction for the Guam Police Department Headquarters, Administrative and other Agency Sections from occupying Government-owned facilities at Tayan, Guam; through amending Section 2 of Public Law No. 26-100.

The public hearing will be broadcasted on Docomo Pacific TV Channel 117 or GUdTV Channel 21.

If you require any special accommodations, please contact the Office of Senator Frank B. Aguon, Jr. at 475-GUM1/2 (4861/2) or e-mail: [committee@frankaguonjr.com](mailto:committee@frankaguonjr.com), or [policy@frankaguonjr.com](mailto:policy@frankaguonjr.com)

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**OFFICE OF SENATOR FRANK B. AGUON, JR.**

Committee on Guam U.S. Military Relocation, Public Safety and Judiciary

Mina' Trentai Tres Na-Liheslaturan Guahan

33rd Guam Legislature

**Public Hearing**

**Friday, February 6, 2015 | 2:00 p.m.**

**AGENDA**

**Bill No. 10-33 (COR)** - An act to exempt certain Public Sector Allied Health Professions from Jury Duty, by amending § 22107 of Chapter 22, Title 7, Guam Code Annotated.

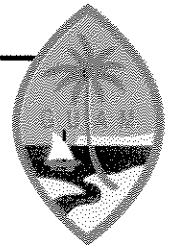
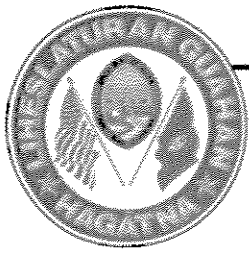
**Bill No. 14-33 (COR)** - An act to add a new § 80.39 to Article 2, Chapter 80, Title 9 Guam Code Annotated known as the Justice Safety Valve Act of 2013 relative to empowering the Courts of Guam to depart from applicable mandatory minimum sentences under specific conditions, and for other purposes.

**Bill No. 28-33 (COR)** - An act relative to removing the time restriction for the Guam Police Department Headquarters, Administrative and other Agency Sections from occupying Government-owned facilities at Tiyan, Guam; through amending Section 2 of Public Law No. 26-100.

The public hearing will be broadcasted on Docomo Pacific TV Channel 117 or GUMTV Channel 21.

If you require any special accommodations, please contact the Office of Senator Frank B. Aguon, Jr. at 475-GUM1/2 (4861/2) or e-mail: [committee@frankaguonjr.com](mailto:committee@frankaguonjr.com) or [policy@frankaguonjr.com](mailto:policy@frankaguonjr.com)

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**Guam U.S Military Relocation | Public Safety | Judiciary**

*I MINA' TRENTAI TRES NA LIHESLATURAN GUÁHAN | 33<sup>rd</sup> GUAM LEGISLATURE*

Senator  
**FRANK B. AGUON, JR.**  
Chairman

Senator  
**Thomas C. Ada**  
Vice Chairman

Vice-Speaker  
**Benjamin J.F. Cruz**  
Member

Senator  
**Roy J. Respicio**  
Member

Senator  
**Dennis G. Rodriguez, Jr.**  
Member

Senator  
**Dr. Nerissa B. Underwood,**  
Ph.D.  
Member

Senator  
**V. Anthony Ada**  
Member

Senator  
**Frank F. Blas Jr.**  
Member

Senator  
**James V. Espaldon**  
Member

Senator  
**Brant T. McCreadie**  
Member

Speaker  
**Dr. Judith T. Won Pat, Ed.D**  
Ex-Officio

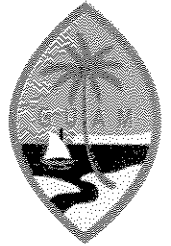
**Notified Stakeholders**

- **All Senators / Stakeholders / Media**
- **Governor Eddie B. Calvo**
- **Congresswoman Madeleine Z. Bordallo**
- **Chief Justice Robert J. Torres**
  - Joshua Tenorio, Administrator of the Courts
- **Special Assistant to the Governor on Military Buildup & Infrastructure**
  - Mark Calvo
- **Guam Customs & Quarantine Agency**
  - Pedro Leon Guerrero, Director
  - Rafalle J. M. Sgambellure, Chief
  - Philip Tajeron, Assistant Chief
- **Guam Police Department**
  - Fred Bordallo, Chief
- **Antonio Won Pat International Airport**
  - Charles Ada, General Manager
  - Edward Untalan, Chairman of the Board
- **Guam Airport Police**
  - Bob Camacho, Chief
- **Guam Port Authority Police**
  - Doris Aguero, Chief
- **Guam Fire Department**
  - Joey San Nicolas, Chief
- **Department of Corrections**
  - Jose A. San Agustin
- **Guam Department of Parks and Recreation**
  - Raymond Blas, Director
  - Mike Cura, Parks Administrator
- **Office of the Attorney General**
  - Attorney Elizabeth Barrett-Anderson
- **Public Defender Service Corporation**
  - Eric D. Miller



OFFICE OF SENATOR  
**FRANK B. AGUON, JR.**


Chairman, Committee on  
Guam U.S Military Relocation | Public Safety | Judiciary



January 29, 2015

MEMORANDUM

To: All Stakeholders

Fr: Senator Frank B. Aguon, Jr., Chairman 

Subject: **1<sup>st</sup> Notice of Public Hearing: February 6, 2015 - 2:00 PM**

Please be advised that the Committee on Guam U.S. Military Relocation, Public Safety and Judiciary will be conducting a public hearing on **Friday, February 6, 2015 at 2:00pm**. This meeting will take place in the Public Hearing Room of *I Liheslaturan Guahan*. The agenda is as follows:

**Bill No. 10-33 (COR)**

An act to exempt certain Public Sector Allied Health Professions from Jury Duty, by amending § 22107 of Chapter 22, Title 7, Guam Code Annotated.

**Bill No. 14-33 (COR)**

An act to add a new § 80.39 to Article 2, Chapter 80, Title 9 Guam Code Annotated known as the Justice Safe Valve Act of 2013 relative to empowering the Courts of Guam to depart from applicable mandatory minimum sentences under specific conditions, and for other purposes.

**Bill No. 28-33 (COR)**

An act relative to removing the time restriction for the Guam Police Department Headquarters, Administrative and other Agency Sections from occupying Government-owned facilities at Tiyan, Guam; through amending Section 2 of Public Law No. 26-100.

Testimony on **Bill No. 10-33 (COR)**, **Bill No. 14-33 (COR)** and **Bill No. 28-33 (COR)** should be addressed to Senator Frank B. Aguon, Jr., Chairperson, and will be accepted via hand delivery to our office at 238 Archbishop Flores St. DNA Bldg. Suite 501 Hagatna, Guam; our mailbox at the Legislature Bldg 155 Hesler Place, Hagatna, Guam 96910; via email to [aguon4guam@gmail.com](mailto:aguon4guam@gmail.com) or [media@frankaguonjr.com](mailto:media@frankaguonjr.com) until **Friday, February 6, 2015 at 5:00 pm**. Individuals requiring special accommodations, auxiliary aids, or services should contact our office at 475-4861/62. Please feel free to contact my office should you have any questions or concerns.

CC: Media

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## 1st Public Hearing Notice: February 6, 2015 - 2 PM

Senator Aguon Media <media@frankaguonjr.com>  
To: chuck.ada@guamairport.net, euntalan@fwb.com  
Cc: "Frank B. Aguon, Jr." <aguon4guam@gmail.com>

Mon, Feb 2, 2015 at 8:39 AM

### MEMORANDUM

To: All Stakeholders

Fr: Senator Frank B. Aguon, Jr., Chairperson

Subject: **1<sup>st</sup> Notice of Public Hearing: February 6, 2015 – 2:00 PM**

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special accommodations, auxiliary aids, or services should contact our office at 475-4861/62. Please feel free to contact my office should you have any questions or concerns.

CC: Media

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*Respectfully,*

***Tricia Benavente***

**Office of Senator Frank B. Aguon, Jr.**

Committee on Guam US Military Relocation, Public Safety, and Judiciary

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460K

# Jury duty exemptions for caregivers sought

By Lorena Laveina  
Special Contributor

**DURING** Friday's public hearing on Bill 16-13, health professionals pointed out the need to include caregivers in the list of allied medical and health professions that should be exempted from jury duty.

The bill introduced by Sen. Dennis Rodriguez proposes to exempt from jury duty certain public-sector allied health professionals whose inability directly impacts secondary patient care.

According to Rodriguez, jury-duty exemptions would be specific to allied health professionals working at Guam Memorial Hospital, the Department of Public Health and Social Services, Guam Behavioral Health and Wellness Center and the Department for Emergency Services for individuals with Disabilities.

Kathleen Karntnik, a social worker with the national family caregiver support program, provided testimony during the hearing.

According to Karntnik, caregivers provide a lot of skilled nursing tasks including medication management, patient supervision and behavioral interventions.

"I just want to point out that although we are excluding medical professionals, we did want to have this bill extended to our caregivers," she said. "It is even more difficult to cover for unpaid caregivers who are called to jury duty because many times they are the only caregiver."

Karntnik said two of the nine unpaid caregivers do not get any other type of support. There are no current social services programs in place to help provide caregiver care for eight hours a day while they serve, she said.

Moreover, she said unpaid caregivers provide medically necessary treatment, and testing the home for jury duty would negatively impact the quality of the health and the dignity of their patients.

In response, Rodriguez said the courts are currently streamlining the process for jury duty. "Your testimony is very valuable. We will work with the Judiciary to see how this can be included in the bill," he said.

**Exemptions**  
At present, laws allow an individual to claim jury duty exemption if he or she is an active member of the U.S. armed forces, an elected official or judge, an actively engaged member of the clergy, an actively practicing attorney, or a member of the police or the department

among other professions. Among medical and health care professionals, physicians, dentists and registered nurses are currently exempted from jury duty.

Because of this, jury duty service is impacting the provision of widely needed health care services by allied health professionals, according to the bill.

Moreover, because certain professions are in high demand but there are few available practicing providers, these essential personnel are difficult to replace for extended periods of absence. The bill stated, "This is particularly impacting the consistent availability of public sector allied health professionals in health care facilities."



Angie Rose and Linda de Mello arrive early at the two-day Sukicon 2015 at the Father Damien Memorial School (Pharmas) Center in Mangrove on Sunday. Sukicon will be a gathering of local dental - artists, dentists, denture repairers - to enjoy music, games, contests and sell goods that began Saturday. (See more on page 4)

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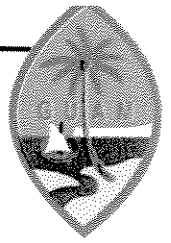
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**Frank F. Blas Jr.**

Senator  
**James V. Espaldon**

Senator  
**Brant T. McCreadie**

Speaker  
**Dr. Judith T. Won Pat**  
Ex-Officio

**PUBLIC HEARING**

**Friday, February 6, 2015 at 2:00PM**

*I Liheslaturan Guahan's Public Hearing Room, Hagatna*

**AGENDA**

- I. Call to Order at 2:00PM
- II. Opening remarks / Announcements

**Bills for discussion**

- **Bill No. 10-33 (COR)** - An act to exempt certain Public Sector Allied Health Professions from Jury Duty, by amending § 22107 of Chapter 22, Title 7, Guam Code Annotated.
- **Bill No. 14-33 (COR)** - An act to add a new § 80.39 to Article 2, Chapter 80, Title 9 Guam Code Annotated known as the Justice Safety Valve Act of 2013 relative to empowering the Courts of Guam to depart from applicable mandatory minimum sentences under specific conditions, and for other purposes.
- **Bill No. 28-33 (COR)** - An act relative to removing the time restriction for the Guam Police Department Headquarters, Administrative and other Agency Sections from occupying Government-owned facilities at Tiyan, Guam; through amending Section 2 of Public Law No. 26-100.

- III. Closing Remarks
- IV. Adjournment