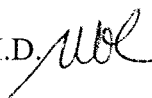


MINA BENTE OCHO NA LIHESLATURAN GUAHAN  
2005 (FIRST) Regular Session

Bill No. 51 (EC)

Introduced by:

Mike Cruz M.D. 

**AN ACT TO REFORM THE COMPOSITION OF THE GUAM BOARD  
OF MEDICAL EXAMINERS.**

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

2 **Section 1. Legislative Findings.** I Liheslaturan Guahan finds that the physicians  
3 credentialed to practice medicine at the Guam Memorial Hospital, otherwise known as  
4 the GMH Medical Staff, should be empowered to participate more fully in ensuring  
5 quality health care is provided by physicians licensed to practice medicine throughout  
6 this community. I Liheslaturan Guahan further finds that recently the Guam Board of  
7 Medical Examiners announced that it has launched an inquiry into reports of preventable  
8 deaths at GMH. I Liheslaturan Guahan further finds that given such an inquiry, it is not  
9 appropriate to have one of the Hospital's managers serve on the Guam Board Medical  
10 Examiners and the presence of any such manager constitutes a clear conflict of interest.  
11 I Liheslaturan Guahan further finds that the independence and objectivity of the Board of  
12 Medical Examiners is best ensured by having a member chosen by the GMH Medical  
13 Staff sit on the board as opposed to a paid member of the Hospital's management team.

14 **Section 2. Amendment to the composition of the Guam Board of Medical**  
15 **Examiners.** §12203(b) of Chapter 10 of the Guam Code Annotated is amended to read:

16 "(b) At least six (6) of the seven (7) members shall be physicians licensed in  
17 Guam, shall be person of recognized professional ability and integrity, and shall have

1 practiced in Guam for at least (5) years. All members shall be citizens or permanent  
2 residents of the United States who have resided in Guam for five (5) years. One (1) of  
3 the physician board member shall be elected by the Medical Staff ~~the Medical Director~~  
4 of the Guam Memorial Hospital ('GMHA') who meets the above criteria otherwise I  
5 Maga'lahaen Guahan shall appoint a qualified physician from the GMHA staff. Provided  
6 that of the initial members appointed under this Article, appointments shall be made so  
7 that three (3) members of the Board, sitting or newly appointed, shall serve for two (2)  
8 years, and four (4) years until a successor is appointed and qualified. No member shall  
9 serve more than three (3) consecutive terms.

10 The members of the Board sitting at the date of this Article who meet the  
11 requirements and limitations placed upon membership by this Article shall remain in  
12 office until the expiration of their respective terms. When a vacancy occurs, I Maga'lahaen  
13 Guahan shall appoint a new member within sixty (60) days of the commencement of the  
14 vacancy. Members of the Board shall receive a stipend and be compensated in the  
15 amount of Fifty Dollars (\$50.00) for attending a Board meeting, not to exceed One  
16 Hundred Dollars (\$100.00) a month."