

MINA BENTE OCHO NA LIHESLATURAN GUÅHAN  
2006 (SECOND) REGULAR SESSION

BILL NO. 342 (EC)  
INTRODUCED BY:

F. B. AGUON, JR. 

AN ACT RELATIVE TO RECOGNIZING THE TREMENDOUS BENEFIT AND IMPORTANCE OF PREVENTIVE HEALTHCARE ACTIVITIES AND PROGRAMS IN PROMOTING HEALTHIER LIVES, THROUGH REQUIRING THAT THE ACQUISITION OF HEALTH OR MEDICAL INSURANCE THROUGH THE GOVERNMENT OF GUAM INCLUDE THE PROVISION OF PREVENTIVE HEALTHCARE; AMENDING SUBSECTION (a) OF §4301 GROUP INSURANCE, ARTICLE 3, CHAPTER 4, TITLE 4, GUAM CODE ANNOTATED.

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

2 **Section 1. Legislative Findings and Intent.**

3 The Liheslaturan Guahan finds that the promotion and application of  
4 preventive healthcare activities is one of the best approaches to realizing a  
5 healthy community. Activities such as regular physical examinations,  
6 proper diet and healthy eating habits, regular exercise, and other similar  
7 healthcare activities or programs are very useful in preventing illness.  
8 Thus it would be advantageous that these activities be incorporated into  
9 the group health insurance policy that the government of Guam procures  
10 on behalf of its employees and retirees. It is believed that by encouraging

1 people in the community to participate in preventive healthcare activities,  
2 the costs associated with the direct medical care of these individuals may  
3 be significantly less in the long run.

4 Therefore, it is the intent of I Liheslaturan Guahan to promote, to the  
5 greatest extent possible, the application and use of preventive healthcare  
6 programs and activities. This can be done through insuring that preventive  
7 healthcare services and programs are included as coverage in any health or  
8 medical insurance program that is acquired by the government of Guam on  
9 behalf of its employees or retirees. The primary objective is to encourage as  
10 many of its employees and retirees to stay healthy and physically fit,  
11 through their participation in preventive healthcare activities and  
12 programs, eventually reducing major costs associated with personal and  
13 family care.

14 **Section 2. Incorporation of Preventive Healthcare in the Government of**  
15 **Guam Group Insurance Benefits.**

16 Subsection “(a)” of §4301, Group Insurance, of Article 3, Chapter 4, Title 4,  
17 Guam Code Annotated, is hereby amended to read as follows:

18 “(a). The Governor is authorized to enter contracts and reject  
19 proposals, with the written concurrence of the Speaker of the Guam  
20 Legislature or the **Chief Justice of the Unified Judiciary** ~~Presiding Judge~~  
21 ~~of the Superior Court~~ of Guam whose consents may be withheld in their  
22 sole discretion, with one (1) or more insurance companies, authorized to do  
23 business on Guam, for group insurance, including, but not limited to

1 hospitalization, medical care, life and accident, preventive healthcare, for  
2 all employees or separate groups of employees of the government of  
3 Guam. If the Legislative of Judicial Branches of government elect to enter  
4 into separate contracts for their employees as authorized in §4301 (c), the  
5 Governor shall obtain the written concurrence of the Branch electing to  
6 remain with the Executive Branch before the group insurance contract is  
7 entered into or a proposal rejected. The government shall not be construed  
8 as an agent of any insurance company in negotiating or administering this  
9 group insurance program.”

10 **Section 3. Effective Date.**

11 The provisions contained herein shall be applicable and take effect  
12 upon the next negotiated term for group health insurance coverage for the  
13 government of Guam employees and retirees.

14 **Section 4. Severability Clause.**

15 If any provision of this Act or its application to any person or  
16 circumstances is held invalid, the invalidity shall not affect other  
17 provisions or applications of this Act which can be given effect without the  
18 invalid provision or application, and to this end the provisions of this Act  
19 are severable.