

*I Mina'Trentai Dos 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>384-32 (COR)</b>	B. J.F. Cruz	AN ACT TO ADDA NEW\$26609 TOARTICLE 6, CHAPTER 26 OF TITLE 11 OF THE GUAM CODE ANNOTATED, RELATIVE TO THE REGULATION AND TAXATION OF TOBACCO PRODUCTS.	7/18/14 4:02 p.m.	07/18/14	Committee on General Governmental Operations and Cultural Affairs	8/04/14 6 p.m.	9/26/14 9:45 a.m.	<b>Request for Fiscal Note 7/25/14</b>



SEP 25 2014

The Honorable Judith T. Won Pat  
Speaker  
*I Mina'trentai Dos Na Liheslaturan Guåhan*  
32<sup>nd</sup> Guam Legislature  
155 Hesler Place  
Hagåtña, Guam 96910

VIA: The Honorable Rory J. Respicio  
Chairperson, Committee on Rules

**RE: Committee Report on Bill No. 384-32 (COR), As Introduced**

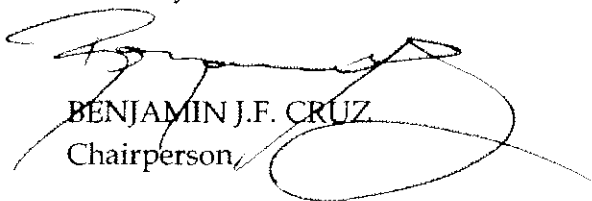
Dear Speaker Won Pat:

Transmitted herewith is the Report of the Committee on General Government Operations and Cultural Affairs on Bill No. 384-32 (COR) – B.J.F. Cruz – An act to *add* a new §26609 to Article 6, Chapter 26 of Title 11 of the Guam Code Annotated, relative to the regulation and taxation of tobacco products.

Committee votes are as follows:

- 5 TO DO PASS
- 0 TO NOT PASS
- 2 TO REPORT OUT ONLY
- 0 TO ABSTAIN
- 0 TO PLACE IN INACTIVE FILE

Sincerely,

  
BENJAMIN J.F. CRUZ  
Chairperson

2014 SEP 26 AM 9:45





## COMMITTEE REPORT

### **Bill No. 384-32 (COR), As Introduced**

**An act to add a new §26609 to Article 6,  
Chapter 26 of Title 11 of the Guam Code  
Annotated, relative to the regulation and  
taxation of tobacco products.**



SEP 25 2014

MEMORANDUM

**TO:** All Members  
**FROM:** Vice Speaker Benjamin J.F. Cruz  
Committee on General Government Operations and Cultural Affairs

**SUBJECT:** Committee Report on Bill No. 384-32 (COR), As Introduced

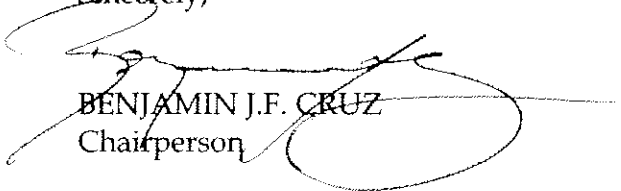
Transmitted herewith for your consideration is the Committee Report on Bill No. 384-32 (COR) - B.J.F. Cruz - An act to add a new §26609 to Article 6, Chapter 26 of Title 11 of the Guam Code Annotated, relative to the regulation and taxation of tobacco products.

This report includes the following:

- Committee Vote Sheet
- Committee Report Digest
- Bill No. 384-32 (COR), As Introduced
- Public Hearing Sign-in Sheet
- Copies of Submitted Testimony & Supporting Documents
- COR Referral of Bill No. 384-32 (COR)
- Fiscal Note Requirement
- Notices of Public Hearing
- Public Hearing Agenda
- Related News Reports

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

Sincerely,

  
BENJAMIN J.F. CRUZ  
Chairperson



**COMMITTEE VOTING SHEET**

**Bill No. 384-32 (COR), As Introduced - B.J.F. Cruz - An act to add a new §26609 to Article 6, Chapter 26 of Title 11 of the Guam Code Annotated, relative to the regulation and taxation of tobacco products.**

COMMITTEE MEMBERS	SIGNATURE	TO DO PASS	TO NOT PASS	TO REPORT OUT ONLY	TO ABSTAIN	TO PLACE IN INACTIVE FILE
CRUZ, BENJAMIN J.F. Chairperson		✓				
MUÑA BARNES, TINA ROSE Vice-Chairperson		✓				
WON PAT, JUDITH T. Speaker and Ex-Officio Member		✓				
ADA, THOMAS C. Member						
RESPICIO, RORY J. Member		✓ 9.25.14				
RODRIGUEZ, DENNIS G. JR. Member				✓ 9/27		
SAN NICOLAS, MICHAEL, F.Q. Member				✓		
AGUON, Jr., FRANK B. Member	 9/23/14					
ADA, V. ANTHONY Member						
Morrison, Thomas Member						
McCreadie, Brant Member						
YAMASHITA, ALINE Member						



## COMMITTEE REPORT DIGEST

**Bill No. 384-32 (COR), As Introduced:** An act to *add* a new §26609 to Article 6, Chapter 26 of Title 11 of the Guam Code Annotated, relative to the regulation and taxation of tobacco products.

### **I. OVERVIEW**

**Bill No. 384-32 (COR)** was introduced by Vice Speaker Benjamin J.F. Cruz on June 18, 2014, and subsequently referred to the Committee on General Government Operations and Cultural Affairs on June 18, 2014.

The Committee on General Government Operations and Cultural Affairs convened a public hearing on Monday, August 4, 2014, at 6:00PM in the Guam Legislature Public Hearing Room. The hearing for Bill No. 384-32 (COR) began at 7:06PM and ended at 7:33PM.

#### **Public Notice Requirements**

All legal requirements for public notices were met, with requests for publication sent to all media and all Senators on July 28, 2014, and August 2, 2014, via email. Copies of the hearing notices are appended to the report.

#### **Senators Present**

**Vice Speaker Benjamin J.F. Cruz**, Committee Chairperson  
**Senator Thomas C. Ada**, Committee Member  
**Senator Frank B. Aguon, Jr.**, Committee Member  
**Senator Michael F.Q. San Nicolas**, Committee Member  
**Senator Brant T. McCreadie**, Committee Member  
**Senator V. Anthony Ada**, Committee Member

#### **Appeared before the Committee**

**Ms. Renata Bordallo**, Chairperson, Guam Comprehensive Cancer Control Coalition  
**Dr. Annette M. David, M.D.**, Advisory Board Member, American Cancer Society  
(Guam Field Office); Senior Partner, Health Partners, LLC  
**Mr. Noel M.D. Rubio**  
**Mr. Eugene S.N. Cruz**, Member, Non-Communicable Disease Tobacco Control Action Team  
**Mrs. Elizabeth Guerrero**, Program Manager, Tobacco Prevention & Control Program, Department of Public Health and Social Services

#### **Submitted Written Testimonies**

**Mr. Chuck Tanner** (Policy and Advocacy Action Team Lead), **Ms. Renata Bordallo**,

(Chairperson), **Mr. D. Jared Ivie** (Vice-Chairperson), Guam Comprehensive Cancer Control Coalition

**Dr. John Ray Taitano, M.D.**, President, Guam Medical Society

**Mr. James W. Gillan**, Director, Department of Public Health and Social Services

**Mr. Eugene S.N. Cruz**, Member, Non-Communicable Disease Tobacco Control Action Team

**Mr. Noel M.D. Rubio**, Member, Campaign for Tobacco Free Kids

**American Cancer Society - Cancer Action Network**

**Dr. Annette M. David, M.D.**, Senior Partner, Health Partners, LLC

**Dr. Robert L. Haddock, DVM**, Epidemiologist, Guam Department of Public Health and Social Services; Director, Guam Cancer Registry, University of Guam

## II. TESTIMONY & DISCUSSION

**Chairperson Benjamin J.F. Cruz** announced Bill No. 384-32 (COR) and provided his statement as the bill's sponsor:

"As the main sponsor, I just wanted to give a little bit of background about the reason why I [introduced this bill]. As many of you know, earlier this year we were able to pass legislation to increase taxes for chew tobacco (smokeless tobacco). And after that was passed, I was approached by an individual in the community who told me that there was a practice—and this individual actually provided me with copies of invoices—there was a practice ongoing in the community where a wholesaler would sell ten cartons of cigarettes to a mom-and-pop store. The mom-and-pop store would pay the wholesaler for the ten cartons of cigarettes, but the wholesaler would also provide to the mom-and-pop store an additional six cartons of cigarettes for free. And I was really taken aback by that because part of the reason we wanted to increase the [tobacco] tax is to make sure that it became so expensive that it was prohibitive. (*Chairperson Cruz holds up two multi-packs of cigarettes, each with a sticker that reads, 'BUY 1 GET 1 FREE'*) This is actually from a store and I have the receipt for it, showing that it is 'Buy-one-get-one-free'. And I, since introducing this legislation, have done my own survey, gone around to stores, and I've noticed that they're selling packs of cigarettes—or at least they're advertising on storefronts—at \$3.85 a pack. So I am watching, even though you think that I don't look when I go into the gas station, but I look at the prices and I see. I know that the snuff (chewing tobacco) is up to \$7.85 or whatever it is—it's almost \$8.00—so I know that's up; but I'm appalled to find these [other] things going on. So I want the Committee to understand that this draft legislation was sent out to members of the community about five months ago and, thanks to the [American] Cancer Society and Dr. [Annette] David, it was circulated to numerous other groups throughout the country. And as a result this legislation was proposed as being the way to try to address this issue. I don't completely understand how, but I take it on faith that going through the American Cancer Society for Hawaii and a couple of other states, and going through the network that Dr. David has reached out to, that this is one

way of trying to close this loophole and hopefully come to terms and address this issue of the continued addiction of members of our community with this scourge. Dr. David knows that I stopped supporting president Obama when he refused to send to the [U.S.] Senate the Convention for Tobacco Control.”

**Ms. Renata Bordallo**, Chairperson, Guam Comprehensive Cancer Control Coalition (GCCCC), read her testimony in support of Bill No. 384-32 (COR), appended to this report, into the record. The testimony was also signed by GCCCC Policy and Advocacy Action Team Lead **Mr. Chuck Tanner** and GCCCC Vice-Chairperson **Mr. D. Jared Ivie**.

**Dr. Annette M. David, M.D.** read her testimony on behalf of the American Cancer Society - Cancer Action Network. She read a second letter of support as Senior Partner of Health Partners, LLC, and as a public health advocate and a member of the community. Both letters are appended to this report.

**Mr. Noel M. D. Rubio**, Member, Campaign for Tobacco Free Kids, read his written testimony, appended to this report, in support of the bill.

**Mr. Eugene S.N. Cruz**, Member, Non-Communicable Disease Tobacco Control Action Team, read his written testimony, appended to this report, in support of the bill.

**Mrs. Elizabeth Guerrero**, Program Manager, Tobacco Prevention & Control Program, Department of Public Health and Social Services (DPHSS), read a testimony on behalf of DPHSS Director James W. Gillan. The letter is appended to this report.

**Chairperson Cruz**, on account that there was no else present to provide testimony nor were there questions for the panel, considered Bill No. 384-32 (COR) as heard.

### III. FINDINGS AND RECOMMENDATIONS


The Committee on General Government Operations and Cultural Affairs to which was referred “Bill No. 384-32 (COR) - B.J.F. Cruz - An act to add a new §26609 to Article 6, Chapter 26 of Title 11 of the Guam Code Annotated, relative to the regulation and taxation of tobacco products” hereby submits these findings to *I Mina'trentai Dos Na Liheslaturan Guåhan* and reports out Bill No. 384-32 (COR), as Introduced, with a recommendation TO REPORT ONLY.



*I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN*  
2014 (SECOND) Regular Session

Bill No. 384-32 (COR)

Introduced by:

B. J.F. Cruz 

**AN ACT TO ADD A NEW § 26609 TO ARTICLE 6,  
CHAPTER 26 OF TITLE 11 OF THE GUAM CODE  
ANNOTATED, RELATIVE TO THE REGULATION  
AND TAXATION OF TOBACCO PRODUCTS.**

2014 JUL 10 PM 4:02  
K  
M

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

**Section 1.** A new § 26609 is hereby *added* to Article 6, Chapter 26 of Title 11 of the Guam Code Annotated, to read:

“§ 26609. **Tobacco Products Regulated and Taxed.** No business engaged in the manufacture, production, distribution, or importation of tobacco products, or any employee or agent of the same, *shall* sell such products to retailers or consumers through any multi-pack discounts (e.g., “Buy two, get one free”). No business engaged in the manufacture, production, distribution, or importation of tobacco products, or any employee or agent of the same, *shall* sell or otherwise provide or distribute to retailers or consumers any tobacco products without charge or for less than the listed or non-discounted price, in exchange for the purchase of any other tobacco product. For the purposes of this section, “listed or non-discounted price” shall mean the higher of the prices listed for a tobacco product on its package or the price listed on any related shelving, posting, advertising, or display at the place where the tobacco product is sold or offered for sale plus all applicable taxes if such taxes are not included in the stated price, and before the application of any discounts.”



**PUBLIC HEARING SIGN-IN SHEET**

Monday, August 4, 2014 - 6:00PM

Guam Legislature Public Hearing Room • Hagatna, Guam

Bill No. 384-32 (COR) - B.J.F. Cruz - "An act to add a new §26609 to Article 6, Chapter 26 of Title 11 of the Guam Code Annotated, relative to the regulation and taxation of tobacco products."

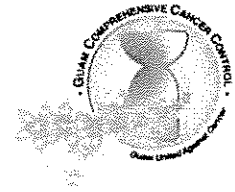
NAME	AGENCY OR ORGANIZATION	POSITION		TESTIMONY		PHONE NO.	EMAIL ADDRESS
		SUPPORT	OPPOSE	WRITTEN	ORAL		
Renetz Bordallo	GCCCC	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	735-2989	renetz@guam.net
Annette M. David	Health Partners	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	688-2374	amdauid@guam.net
Noel M.D. Rubio		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	489-1388	nrubio428@uchicago.edu
A.M. David P.F.	ACS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	808 432 9149	amdauid@guam.net
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		



**PUBLIC HEARING SIGN-IN SHEET**  
 Monday, August 4, 2014 - 6:00PM  
 Guam Legislature Public Hearing Room • Hagatña, Guam

Bill No. 384-32 (COR) - B.J.F. Cruz - "An act to add a new §26609 to Article 6, Chapter 26 of Title 11 of the Guam Code Annotated, relative to the regulation and taxation of tobacco products."

NAME	AGENCY OR ORGANIZATION	POSITION		TESTIMONY		PHONE NO.	EMAIL ADDRESS
		SUPPORT	OPPOSE	WRITTEN	ORAL		
Liz Meyers	DPHSS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	4747303	
Eugene Santos	Guam NCD	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	472-2815	esantos@yahoo.com
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		



July 31, 2014

Honorable Benjamin J. Cruz  
Vice Speaker, 32<sup>nd</sup> Guam Legislature  
155 Hesler Place  
Hagåtña, Guam 96910

Dear Senator Cruz,

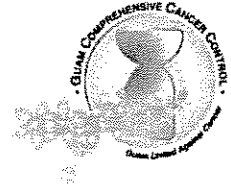
Thank you for sponsoring Bill 384-32 (An act to add a new §26609 to Article 6, Chapter 26 of Title 11 of the Guam Code Annotated, relative to the regulation and taxation of tobacco products).

**The Guam Comprehensive Cancer Control Coalition supports Bill 384-32.** We believe that eliminating multi-pack discounting schemes and other mechanisms that make tobacco products more affordable and create a tax loophole for businesses will help curtail negative health behaviors in our community, thus preventing new cases of cancer and other chronic diseases in the future.

Cancer is the second leading cause of death on our island and has been a leading cause of death for many decades. Evidence clearly shows that the use of tobacco products can cause cancers of the lung and bronchus, head and neck and other cancers. Therefore, by reducing tobacco use in our community we can directly reduce the incidents of future cancer diagnoses and the associated financial and emotional burden of cancer on our families and the community.

We continue to believe that policies focused on consumer behavior are very successful in limiting negative health behaviors and their outcomes. Communities across the globe have shown that raising taxes on tobacco is one of the fastest and most effective ways to reduce tobacco use of any kind. Unfortunately, in the past few years, businesses have been finding ways to circumvent or find loopholes to ensure that prices of tobacco stay competitive and affordable for the average consumer. By maintaining more affordable costs of tobacco, these businesses target the most vulnerable populations in our community - the youth and the poor - who ultimately develop these negative behaviors which lead to poor health outcomes.

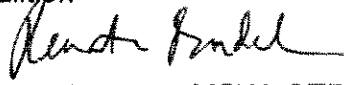
The Behavioral Risk Factor Surveillance System, in 2012, indicated that 25.8% of Guamanians were current smokers. Although this reflects a reduction of 4.7% from 2011, it still is alarmingly high compared to the United States (and D.C.) which has a rate of 19.6%. In addition, Guamanians with less than \$15,000 in annual income, who have less than a high school education, and who are 34 years old and younger make up most of Guam's current smokers.




You have it within your means to make the healthier consumer choice the easier choice for our people. You have the power to make this community a much healthier place, leading to a cancer-free island. Please act now and pass Bill 384-32!

Sincerely  


Chuck Tanner  
Policy and Advocacy Action Team Lead, Guam Comprehensive Cancer Control Coalition

  
Renata Bordallo, MSW, CTR  
Chair, Guam Comprehensive Cancer Control Coalition

  
D. Jared Ivie, MSW  
Vice-Chair, Comprehensive Cancer Control Coalition



275G Farenholt Avenue, Suite 248  
Tamuning, Guam 96913  
Telephone: (671) 300-0843  
Fax: (671) 647-0832  
Email: [theguammedicalsociety@gmail.com](mailto:theguammedicalsociety@gmail.com)

Honorable Benjamin J. Cruz  
Vice Speaker, 32<sup>nd</sup> Guam Legislature  
155 Hesler Place  
Hagåtña, Guam 96910

**RE: Letter in Support of Bill 384-32 (An act to add a new §26609 to Article 6, Chapter 26 of Title 11 of the Guam Code Annotated, relative to the regulation and taxation of tobacco products).**

Dear Senator Cruz,

*Hafa Adai!* As a member of the Guam Comprehensive Cancer Control Coalition (Cancer Coalition) and resident of Guam, I strongly support Bill 384-32 (An act to add a new §26609 to Article 6, Chapter 26 of Title 11 of the Guam Code Annotated, relative to the regulation and taxation of tobacco products).

We continue to believe that policies focusing on consumer behavior have higher impacts that can limit negative health behaviors. For example, raising taxes on tobacco is one of the fastest and most effective means to reduce tobacco use of any kind. However, in the past few years, businesses have been finding ways to circumvent or find loopholes to ensure prices of tobacco stay competitive and accessible to the average consumer. By maintaining affordable prices of tobacco, these loopholes target the most vulnerable populations in our community, the youth and the poor, thus promoting the development of these negative behaviors which lead to poor health outcomes.

Moreover, the Behavioral Risk Factor Surveillance System indicated that in 2012, 25.8% of Guamanians were current smokers. Although this reflects a reduction of 4.7% from 2011, it still is alarmingly high compared to the United States (and D.C.) which has a rate of 19.6%. In addition, Guamanians who make less than \$15,000 in annual income, who have less than a high school education, and who are 34 years old and younger make up most of Guam's current smokers.

The Guam Medical Society stands ready to support all forms of legislation that will help reduce the number of smokers on Guam especially among our youth. It is a proven fact that smoking is the single most preventable cause of morbidity and mortality in the United States and Guam and this bill should also reduce second hand smoke exposure among our children and innocent bystanders such as spouses and babies. The Guam Medical Society applauds the intent of the bill and vigorously supports its passage.

I believe that passing Bill 384 will help decrease the number of current smokers on our island and will prevent new cases of cancer and other chronic diseases in the future. Please help make the right choice, the easy choice – vote YES on Bill 384-32!

Thank you,

 8/3/14

John Ray Taitano, MD, MSS, FACP  
President, Guam Medical Society  
Email: [drtaitano@gmail.com](mailto:drtaitano@gmail.com)



GOVERNMENT OF GUAM

DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES  
DIPATTAMENTON SALUT PUPBLEKO YAN SETBISION SUSIAT



EDDIE BAZA CALVO  
GOVERNOR

RAY TENORIO  
LIEUTENANT GOVERNOR

JAMES W. GILLAN  
DIRECTOR

LEO G. CASIL  
DEPUTY DIRECTOR

AUG 04 2014

Honorable Benjamin J. Cruz  
Vice Speaker, 32<sup>nd</sup> Guam Legislature  
155 Hesler Place  
Hagåtña, Guam 96910

**RE: Letter in Support of Bill 384-32 (An act to add a new §26609 to Article 6, Chapter 26 of Title 11 of the Guam Code Annotated, relative to the regulation and taxation of tobacco products).**

Dear Vice Speaker Cruz,

Thank you for the opportunity to provide testimony on Bill 384-32(COR). The Department of Public Health and Social Services supports Bill 384-32 (COR) and its intent to bar multi-pack discounts and other methods of selling tobacco products to retailers at a reduced price.

Tobacco use continues to be the leading cause of preventable death and disability in the world. The leading causes of death on Guam are heart disease, cancer, stroke and diabetes. Tobacco use is either a direct effect on the onset or compounds the severity of these diseases. We lose one Guamanian a day due to tobacco use.

Tobacco companies spend billions of dollars on strategies to ensure consumers become and stay addicted to their products. In 2008, cigarette makers spent nearly \$10 billion to market their products. Much of the spending was used to pay for price cuts through coupons, sales, and giveaways. Promotion packs have been identified by the Centers for Disease Control and Prevention as a strategy that tobacco companies use to keep prices down.

In 2012 U.S. Surgeon General Regina M. Benjamin, M.D. stated, "Tobacco companies lower prices through coupons and other promotions so that consumers can afford to buy their products. Teens are especially sensitive to pricing".

We find this true for our adult smokers as well. The 2013 Behavioral Risk Factor Surveillance System (BRFSS) Survey, showed that 34.2% of current smokers have a household income of \$25,000 or less.

Fortunately, we have seen positive steps in the reduction of smoking on island, from 1 in 3 adult smokers in 2011 to 1 in 4 in 2013 (2011, 2013 BRFSS). The 2013 Youth Risk Behavior Survey (YRBS) also showed a decrease of students who smoke, from 21.9% in 2011 to 20.2% (high school) and from 13.9% down to 9.3% (middle school). This is due to the passage of policies aimed at reducing access, affordability and acceptability of tobacco use.

Bill 384-32 (COR) has the capacity to further reduce health-related economic hardships on our most vulnerable families caused by tobacco use. I encourage all Senators to support the life-saving passage of Bill 384-32 (COR).



JAMES W. GILLAN  
DIRECTOR



August 4, 2014

Honorable Benjamin J.F. Cruz  
155 Hesler Place  
Hagatna, Guam 96910

Testimony in support of Bill 384-32 (COR)  
Presented by: Eugene Santos  
Non-Communicable Disease Consortium's Tobacco-Control Action Team

Honorable Senators of the 32<sup>nd</sup> Legislature,

Thank you for the opportunity to provide testimony in support of Bill 384-32 (COR), which proposes to prohibit the sale of tobacco products through discounted multi-pack marketing schemes and to ultimately close another one of Guam's tobacco tax loopholes. I present this testimony on behalf of the Non-Communicable Disease Consortium's Tobacco-Control Action Team, to voice our full support of Bill 384-32 (COR), which will strengthen efforts to protect our community from the devastating effects that tobacco use has on our friends and loved ones.

When companies are allowed to discount and create promotional activities, the community is incentivized to purchase and use more tobacco products. These discounts and promotional packages are intended to keep tobacco users hooked and pose greatest risk to youth, women and heavy smokers who are more likely to be lured by these marketing tactics. Bill 384-32 (COR) is another example of public policy that will strengthen our efforts to reduce tobacco use and save lives from tobacco-related illness. The rise in use of smokeless tobacco among our youth (6.3% in 2001 to 14% in 2011) makes it imperative that this loophole is closed to further protect our community.

Guam's data shows the marked progress we have made against tobacco – according to data published in the Behavioral Risk Factor Surveillance System, we were successful in reducing the adult tobacco use rate from 30.5% in 2011 to 25.8% in 2012. The strong public policy environment as well as our community efforts to provide cessation and prevention have contributed to this success.

However, there is still much work to be done to reach the goal established by the NCD Consortium's Tobacco-Control Action Team – **reducing tobacco use on Guam to 18% by 2018**. Passage of Bill 384-32 (COR) represents one more sound policy measure you can take to ensure we reach this target and save lives from tobacco. We thank you for the opportunity to present testimony today and we urge you and your colleagues to pass this legislation in pursuit of a tobacco-free future for our island.

TESTIMONY IN STRONG SUPPORT OF BILL 384 TO BAN TOBACCO DISCOUNT SCHEMES  
Prepared by: Noel Martin D. Rubio

32<sup>nd</sup> Guam Legislature  
Vice-Speaker Benjamin J.F. Cruz, Chair  
Senator Tina Rose Muna Barnes, Vice-Chair  
Members of the Committee on General Government Operations and Cultural Affairs

August 04, 2014

Good evening, Vice Speaker Cruz, members of the Committee on General Government Operations and Cultural Affairs, and everyone present here tonight. My name is Noel Rubio, and I am an incoming college freshman and member of the Campaign for Tobacco Free Kids, speaking in strong support of Vice Speaker Benjamin J.F. Cruz's Bill 384-32, an important piece of legislation that blocks the tobacco industry from skirting the existing tobacco tax through the promotion of such things as multi-pack discounts.

I am greatly appreciative to Vice Speaker Cruz for this opportunity to testify at tonight's hearing as a representative of Guam's youth. Oftentimes, it feels as if the voices of local youth are overlooked by the larger community—sometimes even dismissed—and I am truly honored to be able to share with you my perspective on an issue that critically affects today's youngest generations.

Ultimately, Bill 384-32 seeks to strengthen current regulatory policy regarding the sale and distribution of tobacco products on Guam. Although aggressive federal reform has greatly slashed the ability of tobacco companies to advertise their products through various forms of media, and the recently raised local tobacco tax has mitigated tobacco use rates on island, the tobacco industry is still able to market its products in such a manner that it both evades the local tax and lures current and new tobacco users, particularly youth, making accessible an agent through which many lives are lost and many more are endangered.

The deadly effects of tobacco are well known and widely documented. A single cigarette contains over 4,000 distinct chemical substances, some of which are found in household cleaners, car engines, road pavement, and pesticides. Many of these substances have been known to cause cancer, and both smokers and non-smokers exposed to cigarette smoke or tobacco-contaminated clothing and surfaces, have contracted multiple (frequently fatal) diseases as a direct result of tobacco products. Additionally, tobacco's high addictiveness makes it difficult for current users to quit.

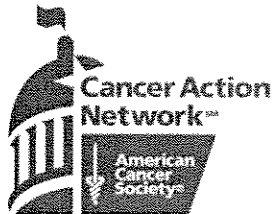
In my personal experience, I have seen peers struggle with the rampant effects of tobacco addiction. Never did I have to look past my former high school's campus to see a classmate scramble to pay for lunch because he secretly spent his allowance on cigarettes or worry about his already problematic lungs. Mind you, these are just seventeen- and eighteen-year-olds. Quite often, I would smell the scent of cigarette smoke while walking through the parking lot or even catch a friend "vaping" in an empty classroom. As alarming as these images may sound, they present a very real picture of modern day youth culture. If left

unchecked, these emerging habits may likely lead to drastically shortened lifespans and crippling financial troubles for the young tobacco users of today.

I don't know about you, but to me, an industry that makes a profit off the endangerment of human lives is an industry that must be stopped. Bill 384-32 significantly quells the disturbing trends I described previously, all of which are caused by the tobacco industry's presence in our daily lives, because the bill implements measures that have statistically been proven to globally reduce tobacco use—namely, strengthening the tobacco tax and reducing easy access to tobacco products. In other words, in order to put an end to the lethal tobacco epidemic plaguing our island (which, although it has seen significant drops in tobacco use rates, still posts one of the highest figures for tobacco prevalence in the nation), we must increase taxes and reduce access. Increased tobacco taxes yield revenue used for the island's betterment, are publicly supported, and discourage users from continuing or beginning a deadly addiction. Reduced access also cuts off the incentive to continue or take up tobacco use and helps users wishing to quit their addiction (an overwhelming majority of smokers on island) follow through with their cessation plans.

It is my firm belief that Bill 384-32 and other bills like it, put forth by brave and conscientious policymakers such as Vice Speaker Cruz, will effectively terminate the vicious cycle of tobacco addiction affecting our community in its many manifestations—cigarette smoking, chewing snuff, and more recently, “vaping”, or the use of perfumed electronic nicotine delivery devices, which continue to entice youth, are largely unregulated, and have been proven to be even more addictive and almost as dangerous as cigarettes—and therefore secure for Guam the healthy future it deserves.

I would like to thank you all for your time and consideration. I hope that my discussion with you tonight reveals that there are youth, just like me, passionately committed to the formation of a happier, healthier, more equitable, more just, and healthier society for all. Members of the Legislature, it is for all these reasons that I humbly ask you to support Vice Speaker Cruz's Bill 384-32.



American Cancer Society  
Cancer Action Network  
2370 Nuʻuanu Avenue  
Honolulu, Hawaiʻi 96817  
808.432.9149  
[www.acscan.org](http://www.acscan.org)

August 4, 2014

32<sup>nd</sup> Guam Legislature  
Vice-Speaker Benjamin J.F. Cruz, Chair  
Senator Tina Rose Muña Barnes, Vice Chair  
Members of the Committee on General Government  
Operations and Cultural Affairs

**Testimony in Support of Bill 384-32 (COR) - An act to add a new §26609 to article 6, Chapter 26 of Title 11 of the Guam Code Annotated, relative to the regulation and taxation of tobacco products.**

Vice Speaker Cruz, Senator Barnes, and members of the Committee on General Government Operations and Cultural Affairs, the American Cancer Society Cancer Action Network supports Bill 384-32, which places restrictions on certain tobacco promotional and discount marketing tactics. The American Cancer Society Cancer Action Network (ACS CAN) is the nation's leading cancer advocacy organization. ACS CAN works with federal, state, and local government bodies to support evidence-based policy and legislative solutions designed to eliminate cancer as a major health problem.

Tobacco companies, appropriately, face multiple restrictions on how they can promote their products, limiting their ability to reach consumers. Federal law prohibits advertising on TV, radio and the internet, and the Master Settlement Agreement keeps tobacco ads off billboards and out of most magazines. Despite these restrictions, the tobacco industry has become aggressive towards marketing and promoting its products in other ways.

Tobacco companies are keenly aware of the impact of price, and spend \$8 billion on marketing. According to the Federal Trade Commission, the largest single category of the \$8 billion in marketing expenditures in 2009 and 2010 were price discounts in order to reduce the price of cigarettes to consumers (80%).<sup>1</sup>

Lowering pricing through discounts is an established way for the tobacco industry to keep their customers and lure additional ones. As stated in the 2012 Surgeon General's report "Because there is strong evidence that as the price of tobacco products increases, tobacco use decreases, especially among young people, then any actions that mitigate the impact of increased price

---

<sup>1</sup>Federal Trade Commission reports for cigarette marketing for the years 2009 and 2010.  
<http://www.ftc.gov/os/2012/09/120921cigarettereport.pdf>

and thus reduce the purchase price of tobacco can increase the initiation and level of use of tobacco products among young people.”<sup>2</sup>

Tobacco discount and promotional activities act as an incentive for a person to purchase and use more tobacco products. We believe this is contrary to strong public policy to reduce the use of tobacco and thus save more lives from tobacco related disease, chronic illness, and death. We urge this committee to continue addressing the burden that tobacco has on our community by removing any incentives for increased tobacco use. Thank you for the opportunity to provide testimony on this important matter.

---

<sup>2</sup>HHS, Preventing Tobacco Use Among Youth and Young Adults: A Report of the Surgeon General, 2012, pg. 599.



TESTIMONY IN STRONG SUPPORT OF BILL 384 TO BAN TOBACCO  
DISCOUNT SCHEMES

Prepared by: Dr. Annette M. David

Honorable Vice-Speaker BJ Cruz  
Honorable Members of the 32<sup>nd</sup> Guam Legislature

I am presenting this testimony as a physician with Health Partners, LLC, and as a public health advocate and community member.

Our team at Health Partners, LLC strongly supports Senator BJ Cruz's Bill 384 banning multi-pack discounts and other discount schemes that lower the price of tobacco products below retail levels. This bill closes a critical legal loophole that undermines the public health purpose of taxing tobacco products at an appropriate level.

Price is very likely the strongest determinant of tobacco use, and we remain an island of tobacco addiction. Despite significant declines in tobacco consumption over the past 15 years, comparisons of tobacco use prevalence based on the Behavioral Risk Factor Surveillance System (BRFSS) show that Guam remains "in the red"---i.e. has one of the highest levels of tobacco use---when compared to the other US States and Territories.

The World Bank and the World Health Organization unequivocally endorse taxing tobacco products at 70% or higher of retail prices as a priority public health strategy. Tobacco taxation is a triple win:

- It is a HEALTH win because it encourages users to quit and prevents youth from taking up tobacco use. Over time, lower tobacco use leads to a reduced health burden from tobacco-related death and chronic disease.
- It is FISCAL win because it generates usable revenue that can be used to augment health and welfare programs, including Medicaid expenses.
- It is also a POLITICAL win because national and state polls consistently have found overwhelming public support for tobacco tax increases. Polls also show that, when it comes to balancing budgets, voters prefer raising tobacco taxes to other tax increases or cutting crucial programs such as education and public safety. In Guam, our Community Outreach research at the University of Guam's Cancer Research Center demonstrated compelling support from both youth and adult community members for further increasing tobacco taxes, and using the tax revenues to fund tobacco control and cancer-related prevention and treatment programs.

Local data clearly delineates the powerful impact of sound tobacco control policy on youth and adult tobacco use. We have seen youth smoking rates decrease from nearly 1 out of every 2 high school students in 1999 to 1 in 5 students in 2013. Yet, our youth smoking rates remain significantly higher than the US median. Clearly, we still have a long way to go to reduce tobacco consumption on our island. And, especially for youth, keeping the price of tobacco products high is essential.

The Noncommunicable Disease Prevention and Control Coalition, the Guam Comprehensive Cancer Prevention and Control Coalition, the Guam Diabetes prevention and Control Coalition all have identified tobacco control as their priority. At a Community Summit run by our youth-led community researchers for the Community Outreach of UOG's Cancer U54 Research Grant, the community feedback called for:

- Increased taxes further on cigarettes and other tobacco products, including smokeless tobacco.
- Ensuring that the taxes levied on smokeless tobacco products are at the same level to the taxes applied to cigarettes.
- Limiting the extent of tobacco advertising, including at point of sale, and prohibiting the use of marketing strategies that target children and youth.

The Guam Legislature through the leadership of Senator BJ Cruz listened and responded to the call for action by our community through legislative initiatives to raise tobacco taxes (PL 30-80) and to bring tax rates on smokeless tobacco products at a level commensurate with cigarettes (P.L. 32-132).

But taxes are effective only if they are consistently applied and collected. One important legal strategy is to close all the loopholes that result in opportunities for tax avoidance and tax evasion. Bill 384 aims to do this by eliminating pricing discount schemes that result in lower tobacco prices, circumventing the advantages of higher prices on tobacco products.

Thus, Bill 384 is a critical public policy component to ensure progress towards a healthier future for our island.

The bill is a triple win; a vote for the bill benefits all of our community members. A vote against it benefits only the businesses that make a profit out of a continued addiction to tobacco. Honorable Senators of the Legislature, please vote for the people of Guam, for our healthier future. Please support Bill 384.

8-1-14

Honorable Benjamin J. Cruz  
Vice Speaker, 32<sup>nd</sup> Guam Legislature  
155 Hesler Place  
Hagåtña, Guam 96910

**RE: Letter in Support of Bill 384-32 (An act to add a new §26609 to Article 6, Chapter 26 of Title 11 of the Guam Code Annotated, relative to the regulation and taxation of tobacco products).**

Dear Senator Cruz,

***Hafa Adai!*** As a member of the Guam Comprehensive Cancer Control Coalition (Cancer Coalition) and resident of Guam, I strongly support Bill 384-32 (An act to add a new §26609 to Article 6, Chapter 26 of Title 11 of the Guam Code Annotated, relative to the regulation and taxation of tobacco products).

The Centers for Disease Control and Prevention, Atlanta, says that cigarette smoking is the number one risk factor for lung cancer. In the United States, cigarette smoking causes about 90% of lung cancers. Using other tobacco products such as cigars or pipes also increases the risk for lung cancer. Tobacco smoke is a toxic mix of more than 7,000 chemicals. Many of these chemicals are poisons. At least 70 are known to cause cancer in people or animals.

Smoke from other people's cigarettes, pipes, or cigars (secondhand smoke) also causes lung cancer. When a person breathes in secondhand smoke, it is like he or she is smoking. In the United States, two out of five adults who don't smoke and half of children are exposed to secondhand smoke, and about 3,000 people who never smoked die from lung cancer due to secondhand smoke every year.

I believe that passing Bill 384 will help decrease the number of current smokers on our island and will prevent new cases of cancer and other chronic diseases in the future. Please help make the right choice, the easy choice – I encourage you to vote YES on Bill 384-32!

Sincerely,



Robert L. Haddock, DVM, MPH  
Epidemiologist, Guam Department of Public Health and Social Services  
and  
Director, Guam Cancer Registry, University of Guam





# COMMITTEE ON RULES

*I Mina'trentai Dos na Liheslaturan Guåhan* • The 32nd 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

Senator  
Dennis G. Rodriguez, Jr.  
Member

Vice-Speaker  
Benjamin J.F. Cruz  
Member

Legislative Secretary  
Tina Rose Muña Barnes  
Member

Senator  
Frank Blas Aguon, Jr.  
Member

Senator  
Michael E.Q. San Nicolas  
Member

Senator  
V. Anthony Ada  
Member  
MINORITY LEADER

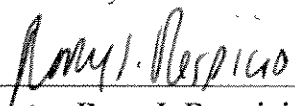
Senator  
Aline Yamashita  
Member

## Certification of Waiver of Fiscal Note Requirement

This is to certify that the Committee on Rules submitted to the Bureau of Budget and Management Research (BBMR) a request for a fiscal note, or applicable waiver, on **BILL NO. 384-32 (COR) – B.J.F. Cruz**, "AN ACT TO ADDA NEW§26609 TOARTICLE 6, CHAPTER 26 OF TITLE 11 OF THE GUAM CODE ANNOTATED, RELATIVE TO THE REGULATION AND TAXATION OF TOBACCO PRODUCTS." – on July 25, 2014. COR hereby certifies that BBMR confirmed receipt of this request July 25, 2014 at 1:06 P.M.

COR further certifies that a response to this request was not received. **Therefore**, pursuant to 2 GCA §9105, the requirement for a fiscal note, or waiver thereof, on **Bill 384-32 (COR)** to be included in the committee report on said bill, is hereby waived.

Certified by:

  
\_\_\_\_\_

Senator Rory J. Respicio  
Chairperson, Committee on Rules

September 26, 2014

Date



# COMMITTEE ON RULES

*I Mina'trentai Dos na Liheslaturan Guåhan* • The 32nd 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

Senator  
Vicente (Ben) C. Pangelinan  
Member

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

Senator  
Dennis G. Rodriguez, Jr.  
Member

Vice-Speaker  
Benjamin J.F. Cruz  
Member

Legislative Secretary  
Tina Rose Muña Barnes  
Member

Senator  
Frank Blas Aguon, Jr.  
Member

Senator  
Michael E.Q. San Nicolas  
Member

Senator  
V. Anthony Ada  
Member  
MINORITY LEADER

Senator  
Aline Yamashita  
Member

July 25, 2014

VIA E-MAIL

[joey.calvo@bbmr.guam.gov](mailto:joey.calvo@bbmr.guam.gov)

Jose S. Calvo  
Acting Director  
Bureau of Budget & Management Research  
P.O. Box 2950  
Hagåtña, Guam 96910

RE: Request for Fiscal Notes– Bill Nos. 383-32 (COR) and 384-32(COR)

*Hafa Adai* Mr. Calvo:

Transmitted herewith is a listing of *I Mina'trentai Dos 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 (1)

Cc: Clerk of the Legislature

<b>Bill Nos.</b>	<b>Sponsors</b>	<b>Title</b>
<b>383-32 (COR)</b>	Michael F.Q. San Nicolas	AN ACT TO ADOPT THE UNIFORM ELECTRONIC TRANSACTIONS ACT (UETA) BY ADDING A NEW DIVISION 11 TO TITLE 13 OF THE GUAM CODE ANNOTATED.
<b>384-32 (COR)</b>	B. J.F. Cruz	AN ACT TO ADD A NEW § 26609 TO ARTICLE 6, CHAPTER 26 OF TITLE 11 OF THE GUAM CODE ANNOTATED, RELATIVE TO THE REGULATION AND TAXATION OF TOBACCO PRODUCTS.



## COMMITTEE ON RULES

*I Mina'trentai Dos na Liheslaturan Guåhan* • The 32nd 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

July 18, 2014

Senator  
Thomas C. Ada  
VICE CHAIRPERSON  
ASSISTANT MAJORITY LEADER

### MEMORANDUM


Senator  
Vicente (Ben) C. Pangelinan  
Member

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

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

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

Senator  
Dennis G. Rodriguez, Jr.  
Member

**From:** Senator Thomas C. Ada   
*Acting Chairperson of the Committee on Rules*

Vice-Speaker  
Benjamin J.F. Cruz  
Member

**Subject:** Referral of Bill No. 384-32(COR)

Legislative Secretary  
Tina Rose Muña Barnes  
Member

As the Acting Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 384-32(COR)**.

Senator  
Frank Blas Aguon, Jr.  
Member

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 Dos na Liheslaturan Guåhan*.

Senator  
Michael F.Q. San Nicolas  
Member

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

Senator  
V. Anthony Ada  
Member  
MINORITY LEADER

*Si Yu'os Ma'åse!*

Attachment

Senator  
Aline Yamashita  
Member

*I Mina'Trentai Dos 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
384-32 (COR)	B. J.F. Cruz	AN ACT TO ADDA NEW§26609 TOARTICLE 6, CHAPTER 26 OF TITLE 11 OF THE GUAM CODE ANNOTATED, RELATIVE TO THE REGULATION AND TAXATION OF TOBACCO PRODUCTS.	7/18/14 4:02 p.m.	07/18/14	Committee on General Governmental Operations and Cultural Affairs			



---

## FIRST NOTICE of Public Hearing - August 4, 2014

---

Dani Reyes <danireyes@senatorbjcruz.com>

Mon, Jul 28, 2014 at 5:15 PM

To: PH Notice <phnotice@guamlegislature.org>

Cc: Management Information System <mis@guamlegislature.org>, "Senator Rory J. Respicio" <cor@guamlegislature.org>, "Sergeant-at-Arms (Legislature)" <sgtarms@guamlegislature.org>

July 28, 2014

### MEMORANDUM

To: All Members / All Senators

From: Vice Speaker Benjamin J.F. Cruz, Chairman

Re: **FIRST NOTICE of Public Hearing – August 4, 2014**

*Håfa Adai!* The Committee on General Government Operations and Cultural Affairs will conduct a Public Hearing beginning at **6:00PM on Monday, August 4, 2014**, in the ***Liheslatura* Public Hearing Room** with the following schedule:

#### **6:00PM**

- The Executive Appointment of Pr. Thomas L. Van Engen to serve as Member of the Guam Parole Board.
- Bill No. 384-32 (COR) – B.J.F. Cruz – “An act to add a new §26609 to Article 6, Chapter 26 of Title 11 of the Guam Code Annotated, relative to the regulation and taxation of tobacco products.”
- Bill No. 375-32 (COR) – B.T. McCreadie – “An act to amend §§77110.1 and 7110.2, and to repeal §§ 77110.3 and 77110.4 of Chapter 77, Title 10, Guam Code Annotated, relative to the minimum requirements for positions within the Guam Police Department.”
- Bill No. 386-32 (COR) – B.J.F. Cruz – “An act to clarify certain functions of the Administrative Law Judge under the Civil Service Commission by amending Subsection (c) of Title 4 GCA §4405.”

A link, as indicated by underlined and boldfaced blue text, has been provided for each agenda item's respective document.

Testimonies may be submitted via hand delivery to the Office of Vice Speaker Benjamin J.F. Cruz at the Guam Legislature; via postal mail to 155 Hesler Street, Hagåtña Guam 96910; via facsimile to 477-2522; or via e-mail to [senator@senatorbjcruz.com](mailto:senator@senatorbjcruz.com). Please submit testimonies at least one day prior to the date of the hearing.

All government activities, programs, and services are accessible for people with disabilities in compliance with Title II of the Americans with Disabilities Act (ADA). Should you or interested parties require assistance or special accommodations to fully participate in this public hearing, please contact Mr. Carlo J. Branch at the Office of the Vice Speaker at 477-2521 or via e-mail at [carlo.branch@senatorbjcruz.com](mailto:carlo.branch@senatorbjcruz.com).

We look forward to your attendance and participation.

cc: MIS  
COR  
Sgt-at-Arms  
Media

—  
**Dani Reyes**  
*Legislative Aide*

**Vice Speaker Benjamin J.F. Cruz**  
*I Minatrentai Dos Na Liheslaturan Guáhan*  
T 671-477-2520 | F 671-477-2522  
<http://www.senatorbjcruz.com>

---

**2 attachments**

 **FIRST NOTICE MEMO 08042014.pdf**  
170K

 **FIRST NOTICE PR 08042014.pdf**  
158K



July 28, 2014

**MEMORANDUM**

To: All Members/All Senators  
From: Vice Speaker Benjamin J.F. Cruz, Chairman

**Re: FIRST NOTICE of Public Hearing - August 4, 2014**

*Håfa Adai!* The Committee on General Government Operations and Cultural Affairs will conduct a Public Hearing beginning at 6:00PM on **Monday, August 4, 2014**, in the *I Liheslatura Public Hearing Room* with the following schedule:

**6:00PM**

- The Executive Appointment of **Pr. Thomas L. Van Engen** to serve as **Member** of the **Guam Parole Board**.
- **Bill No. 384-32 (COR)** - B.J.F. Cruz - "An act to add a new §26609 to Article 6, Chapter 26 of Title 11 of the Guam Code Annotated, relative to the regulation and taxation of tobacco products."
- **Bill No. 375-32 (COR)** - B.T. McCreadie - "An act to amend §§77110.1 and 7110.2, and to repeal §§ 77110.3 and 77110.4 of Chapter 77, Title 10, Guam Code Annotated, relative to the minimum requirements for positions within the Guam Police Department."
- **Bill No. 386-32 (COR)** - B.J.F. Cruz - "An act to clarify certain functions of the Administrative Law Judge under the Civil Service Commission by amending Subsection (c) of Title 4 GCA §4405."

Testimonies may be submitted via hand delivery to the Office of Vice Speaker Benjamin J.F. Cruz at the Guam Legislature; via postal mail to 155 Hesler Street, Hagåtña Guam 96910; via facsimile to 477-2522; or via e-mail to [senator@senatorbjcruz.com](mailto:senator@senatorbjcruz.com). Please submit testimonies at least one day prior to the date of the hearing.

All government activities, programs, and services are accessible for people with disabilities in compliance with Title II of the Americans with Disabilities Act (ADA). Should you or interested parties require assistance or special accommodations to fully participate in this public hearing, please contact Mr. Carlo J. Branch at the Office of the Vice Speaker at 477-2521 or via e-mail at [carlo.branch@senatorbjcruz.com](mailto:carlo.branch@senatorbjcruz.com).

We look forward to your attendance and participation.





FOR IMMEDIATE RELEASE  
July 28, 2014

## FIRST NOTICE OF PUBLIC HEARING

In accordance with the Open Government Law, P.L. 24-109, relative to notice for public meetings, let this release serve as five (5) days' notice for Public Hearings by the *Committee on General Government Operations and Cultural Affairs* scheduled on **Monday, August 4, 2014**, in the Guam Legislature Hearing Room in Hagåtña, on the following:

### 6:00PM

- The Executive Appointment of **Pr. Thomas L. Van Engen** to serve as **Member** of the **Guam Parole Board**.
- **Bill No. 384-32 (COR)** – B.J.F. Cruz – “An act to add a new §26609 to Article 6, Chapter 26 of Title 11 of the Guam Code Annotated, relative to the regulation and taxation of tobacco products.”
- **Bill No. 375-32 (COR)** – B.T. McCreddie – “An act to amend §§77110.1 and 7110.2, and to repeal §§ 77110.3 and 77110.4 of Chapter 77, Title 10, Guam Code Annotated, relative to the minimum requirements for positions within the Guam Police Department.”
- **Bill No. 386-32 (COR)** – B.J.F. Cruz – “An act to clarify certain functions of the Administrative Law Judge under the Civil Service Commission by amending Subsection (c) of Title 4 GCA §4405.”

Testimonies may be submitted in person to the Office of Vice Speaker Benjamin J.F Cruz at the Guam Legislature; by postal mail to 155 Hesler Place, Hagåtña Guam 96910; by facsimile to 477-2522; or by e-mail to [senator@senatorbjcruz.com](mailto:senator@senatorbjcruz.com). Copies of written testimonies received at least one day before the scheduled date will be available at the hearing.

Individuals requiring assistance or special accommodations should contact Mr. Carlo J. Branch at the Office of the Vice Speaker at 477-2521, or by e-mail at [carlo.branch@senatorbjcruz.com](mailto:carlo.branch@senatorbjcruz.com).

###



---

## SECOND NOTICE of Public Hearing - August 4, 2014

---

Dani Reyes <danireyes@senatorbjcruz.com>

Sat, Aug 2, 2014 at 3:00 PM

To: PH Notice <phnotice@guamlegislature.org>

Cc: Management Information System <mis@guamlegislature.org>, "Senator Rory J. Respicio" <cor@guamlegislature.org>, "Sergeant-at-Arms (Legislature)" <sgtarms@guamlegislature.org>

August 2, 2014

### MEMORANDUM

To: All Members / All Senators

From: Vice Speaker Benjamin J.F. Cruz, Chairman

Re: **SECOND NOTICE of Public Hearing – August 4, 2014**

*Håfa Adai!* The Committee on General Government Operations and Cultural Affairs will conduct a Public Hearing at **6:00PM** on **Monday, August 4, 2014**, in the ***I Liheslatura* Public Hearing Room** with the following agenda:

#### **6:00PM**

- The Executive Appointment of Pr. Thomas L. Van Engen to serve as Member of the Guam Parole Board.
- Bill No. 384-32 (COR) – B.J.F. Cruz – “An act to add a new §26609 to Article 6, Chapter 26 of Title 11 of the Guam Code Annotated, relative to the regulation and taxation of tobacco products.”
- Bill No. 375-32 (COR) – B.T. McCreadie – “An act to amend §§77110.1 and 77110.2, and to repeal §§ 77110.3 and 77110.4 of Chapter 77, Title 10, Guam Code Annotated, relative to the minimum requirements for positions within the Guam Police Department.”
- Bill No. 386-32 (COR) – B.J.F. Cruz – “An act to clarify certain functions of the Administrative Law Judge under the Civil Service Commission by amending Subsection (c) of Title 4 GCA §4405.”

A link, as indicated by underlined and boldfaced blue text, has been provided for each agenda item's respective document.

Testimonies may be submitted via hand delivery to the Office of Vice Speaker Benjamin J.F. Cruz at the Guam Legislature; via postal mail to 155 Hesler Street, Hagåtña Guam 96910; via facsimile to 477-2522; or via e-mail to [senator@senatorbjcruz.com](mailto:senator@senatorbjcruz.com). Please submit testimonies at least one day prior to the date of the hearing.

All government activities, programs, and services are accessible for people with disabilities in compliance with Title II of the Americans with Disabilities Act (ADA). Should you or interested parties require assistance or special accommodations to fully participate in this public hearing, please contact Mr. Carlo J. Branch at the Office of the Vice Speaker at 477-2521 or via e-mail at [carlo.branch@senatorbjcruz.com](mailto:carlo.branch@senatorbjcruz.com).

We look forward to your attendance and participation.

cc: MIS  
COR  
Sgt-at-Arms  
Media

—  
**Dani Reyes**  
*Legislative Aide*

**Vice Speaker Benjamin J.F. Cruz**  
*I Mina'trentai Dos Na Liheslaturan Guåhan*  
T 671-477-2520 | F 671-477-2522  
<http://www.senatorbjcruz.com>

---

## **2 attachments**



**SECOND NOTICE PR 08042014.pdf**

158K



**SECOND NOTICE MEMO 08042014.pdf**

163K



August 2, 2014

MEMORANDUM

To: All Members/All Senators  
From: Vice Speaker Benjamin J.F. Cruz, Chairman

Re: **SECOND NOTICE of Public Hearing - August 4, 2014**

*Håfa Adai!* The Committee on General Government Operations and Cultural Affairs will conduct a Confirmation Hearing at 6:00PM on **Monday, August 4, 2014**, in the *I Liheslatura Public Hearing Room* with the following agenda:

**6:00PM**

- The Executive Appointment of **Pr. Thomas L. Van Engen** to serve as **Member** of the **Guam Parole Board**.
- **Bill No. 384-32 (COR)** - B.J.F. Cruz - "An act to add a new §26609 to Article 6, Chapter 26 of Title 11 of the Guam Code Annotated, relative to the regulation and taxation of tobacco products."
- **Bill No. 375-32 (COR)** - B.T. McCreadie - "An act to amend §§77110.1 and 7110.2, and to repeal §§ 77110.3 and 77110.4 of Chapter 77, Title 10, Guam Code Annotated, relative to the minimum requirements for positions within the Guam Police Department."
- **Bill No. 386-32 (COR)** - B.J.F. Cruz - "An act to clarify certain functions of the Administrative Law Judge under the Civil Service Commission by amending Subsection (c) of Title 4 GCA §4405."

Testimonies may be submitted via hand delivery to the Office of Vice Speaker Benjamin J.F. Cruz at the Guam Legislature; via postal mail to 155 Hesler Street, Hagåtña Guam 96910; via facsimile to 477-2522; or via e-mail to [senator@senatorbjcruz.com](mailto:senator@senatorbjcruz.com). Please submit testimonies at least one day prior to the date of the hearing.

All government activities, programs, and services are accessible for people with disabilities in compliance with Title II of the Americans with Disabilities Act (ADA). Should you or interested parties require assistance or special accommodations to fully participate in this public hearing, please contact Mr. Carlo J. Branch at the Office of the Vice Speaker at 477-2521 or via e-mail at [carlo.branch@senatorbjcruz.com](mailto:carlo.branch@senatorbjcruz.com).

We look forward to your attendance and participation.



FOR IMMEDIATE RELEASE  
August 2, 2014

## SECOND NOTICE OF PUBLIC HEARING

In accordance with the Open Government Law, P.L. 24-109, relative to notice for public meetings, let this release serve as forty-eight (48) hours' notice for Public Hearings by the *Committee on General Government Operations and Cultural Affairs* scheduled on **Monday, August 4, 2014**, in the Guam Legislature Hearing Room in Hagåtña, on the following:

**6:00PM**

- The Executive Appointment of **Pr. Thomas L. Van Engen** to serve as **Member of the Guam Parole Board**.
- **Bill No. 384-32 (COR)** - B.J.F. Cruz - "An act to add a new §26609 to Article 6, Chapter 26 of Title 11 of the Guam Code Annotated, relative to the regulation and taxation of tobacco products."
- **Bill No. 375-32 (COR)** - B.T. McCreadie - "An act to amend §§77110.1 and 7110.2, and to repeal §§ 77110.3 and 77110.4 of Chapter 77, Title 10, Guam Code Annotated, relative to the minimum requirements for positions within the Guam Police Department."
- **Bill No. 386-32 (COR)** - B.J.F. Cruz - "An act to clarify certain functions of the Administrative Law Judge under the Civil Service Commission by amending Subsection (c) of Title 4 GCA §4405."

Testimonies may be submitted in person to the Office of Vice Speaker Benjamin J.F Cruz at the Guam Legislature; by postal mail to 155 Hesler Place, Hagåtña Guam 96910; by facsimile to 477-2522; or by e-mail to [senator@senatorbjcruz.com](mailto:senator@senatorbjcruz.com). Copies of written testimonies received at least one day before the scheduled date will be available at the hearing.

Individuals requiring assistance or special accommodations should contact Mr. Carlo J. Branch at the Office of the Vice Speaker at 477-2521, or by e-mail at [carlo.branch@senatorbjcruz.com](mailto:carlo.branch@senatorbjcruz.com).

###

**Listserv: [phnotice@guamlegislature.org](mailto:phnotice@guamlegislature.org)  
As of July 7, 2014**

aalladi@guampdn.com
action@weareguahan.com
admin2@guamrealtors.com
admin@frankaguonjr.com
admin@guamrealtors.com
admin@leapguam.com
admin@weareguahan.com
agnes@judiwonpat.com
aguon4guam@gmail.com
ahernandez@guamlegislature.org
ajuan@kijifm104.com
alerta.jermaine@gmail.com
aline4families@gmail.com
am800guam@gmail.com
amandalee.shelton@mail.house.gov
amier@mvguam.com
ang.duenas@gmail.com
ataligba@gmail.com
av@guamlegislature.org
avillaverde@guamlegislature.org
avon.guam@gmail.com
baza.matthew@gmail.com
bbautista@spbg Guam.com
blydasco@yahoo.com
bernice@tinamunabarnes.com
berthaduenas@guamlegislature.org
betsy@spbg Guam.com
bmkelman@guampdn.com
brantforguam@gmail.com
breanna.lai@mail.house.gov
bruce.lloyd.media@gmail.com
bshringi@moylans.net
carlsanchez@judiwonpat.com
carlsonc@pstripes.osd.mil
ccastro@guamchamber.com.gu
ccharfauros@guamag.org
ceruz.duenas@gmail.com
chechsantos@gmail.com
cheerfulcatunao@yahoo.com
christine.quinata@takecareasia.com
cipo@guamlegislature.org
clerks@guamlegislature.org
clynt@spbg Guam.com
committee@frankaguonjr.com
communications@guam.gov
conedera@mikelimtiaco.com
cor@guamlegislature.org
coy@senatorada.org
cyrus@senatorada.org
danireyes@senatorbjcruz.com
david@tinamunabarnes.com
dcrisost@guam.gannett.com
delisleduenas@judiwonpat.com

desori623@hotmail.com
divider_j_jimenez@hotmail.com
dleddy@guamchamber.com.gu
dmgeorge@guampdn.com
dtamondong@guampdn.com
duenasenator@gmail.com
ealani4families@gmail.com
ed@tonyada.com
edelynn1130@hotmail.com
editor@mvguam.com
editor@saipantribune.com
edpocaigne@judiwonpat.com
elaine@tinamunabarnes.com
emqcho@gmail.com
eo@guamrealtors.com
etajalle@guamlegislature.org
evelyn4families@gmail.com
ewinstoni@yahoo.com
fbtorres@judiwonpat.com
floterlaje@gmail.com
frank@judiwonpat.com
frank@mvguam.com
gdumat-ol@guampdn.com
gerry@mvguam.com
gerrypartido@gmail.com
gina@mvguam.com
gktv23@hotmail.com
guadalupeignacio@gmail.com
guam.avon@gmail.com
guam@pstripes.osd.mil
guamnativesun@yahoo.com
hana@guam-shinbun.com
hermina.certeza@senatorbjcruz.com
hill.bruce@abc.net.au
hottips@kuam.com
info@chinesetimesguam.com
janela@mvguam.com
jason@kuam.com
jason4families@gmail.com
jean@tinamunabarnes.com
jennifer.lj.dulla@gmail.com
jennifer@mvguam.com
jespaldonesq@gmail.com
jmesngon.senatorrodriguez@gmail.com
joan@kuam.com
joe@toduguam.com
joesa@guamlegislature.org
john.calvo@noaa.gov
john@kuam.com
jon.calvo@mail.house.gov
jontalk@gmail.com
jpmanuel@gmail.com
jtenorio@guamcourts.org

**Listserv: [phnotice@guamlegislature.org](mailto:phnotice@guamlegislature.org)  
As of July 7, 2014**

<a href="mailto:jtyquiengco@spbguam.com">jtyquiengco@spbguam.com</a>
<a href="mailto:julian.c.janssen@gmail.com">julian.c.janssen@gmail.com</a>
<a href="mailto:juliette@senatorada.org">juliette@senatorada.org</a>
<a href="mailto:kai@spbguam.com">kai@spbguam.com</a>
<a href="mailto:karenc@guamlegislature.org">karenc@guamlegislature.org</a>
<a href="mailto:kcn.kelly@gmail.com">kcn.kelly@gmail.com</a>
<a href="mailto:keepinginformed.671@gmail.com">keepinginformed.671@gmail.com</a>
<a href="mailto:kelly.toves@mail.house.gov">kelly.toves@mail.house.gov</a>
<a href="mailto:kenq@kuam.com">kenq@kuam.com</a>
<a href="mailto:kevin@spbguam.com">kevin@spbguam.com</a>
<a href="mailto:khtm@hbcguam.net">khtm@hbcguam.net</a>
<a href="mailto:koreannews@guam.net">koreannews@guam.net</a>
<a href="mailto:koreatv@kuentos.guam.net">koreatv@kuentos.guam.net</a>
<a href="mailto:kstokish@gmail.com">kstokish@gmail.com</a>
<a href="mailto:kstonews@ite.net">kstonews@ite.net</a>
<a href="mailto:law@guamag.org">law@guamag.org</a>
<a href="mailto:life@guampdn.com">life@guampdn.com</a>
<a href="mailto:ljalcairo@gmail.com">ljalcairo@gmail.com</a>
<a href="mailto:llmatthews@guampdn.com">llmatthews@guampdn.com</a>
<a href="mailto:louella@mvguam.com">louella@mvguam.com</a>
<a href="mailto:louise@tonyada.com">louise@tonyada.com</a>
<a href="mailto:m.salaila@yahoo.com">m.salaila@yahoo.com</a>
<a href="mailto:mabuhaynews@yahoo.com">mabuhaynews@yahoo.com</a>
<a href="mailto:mahoquinene@guam.net">mahoquinene@guam.net</a>
<a href="mailto:malainse@gmail.com">malainse@gmail.com</a>
<a href="mailto:maria.pangelinan@gec.guam.gov">maria.pangelinan@gec.guam.gov</a>
<a href="mailto:mary@guamlegislature.org">mary@guamlegislature.org</a>
<a href="mailto:maryfejeran@gmail.com">maryfejeran@gmail.com</a>
<a href="mailto:mbordallo.duenas@gmail.com">mbordallo.duenas@gmail.com</a>
<a href="mailto:mcarlson@guamlegislature.org">mcarlson@guamlegislature.org</a>
<a href="mailto:mcperson.kathryn@abc.net.au">mcperson.kathryn@abc.net.au</a>
<a href="mailto:media@frankaguonjr.com">media@frankaguonjr.com</a>
<a href="mailto:menchu@toduguam.com">menchu@toduguam.com</a>
<a href="mailto:mike@mikelimtiaco.com">mike@mikelimtiaco.com</a>
<a href="mailto:mindy@kuam.com">mindy@kuam.com</a>
<a href="mailto:mis@guamlegislature.org">mis@guamlegislature.org</a>
<a href="mailto:miseke@mcvguam.com">miseke@mcvguam.com</a>
<a href="mailto:mlwheeler2000@yahoo.com">mlwheeler2000@yahoo.com</a>
<a href="mailto:mmafnas@guamlegislature.org">mmafnas@guamlegislature.org</a>
<a href="mailto:monty.mcdowell@amiguam.com">monty.mcdowell@amiguam.com</a>
<a href="mailto:mspeps4873@gmail.com">mspeps4873@gmail.com</a>
<a href="mailto:mvariety@pticom.com">mvariety@pticom.com</a>
<a href="mailto:mwatanabe@guampdn.com">mwatanabe@guampdn.com</a>
<a href="mailto:natasha@toduguam.com">natasha@toduguam.com</a>
<a href="mailto:news@guampdn.com">news@guampdn.com</a>
<a href="mailto:news@spbguam.com">news@spbguam.com</a>
<a href="mailto:nick@kuam.com">nick@kuam.com</a>
<a href="mailto:nicoleramos@toduguam.com">nicoleramos@toduguam.com</a>
<a href="mailto:norman.aguilar@guamcc.edu">norman.aguilar@guamcc.edu</a>
<a href="mailto:nsantos@guamlegislature.org">nsantos@guamlegislature.org</a>
<a href="mailto:odngirairikl@guampdn.com">odngirairikl@guampdn.com</a>
<a href="mailto:office@senatorada.org">office@senatorada.org</a>
<a href="mailto:officeassistant@frankaguonjr.com">officeassistant@frankaguonjr.com</a>

<a href="mailto:oliviampalacios@gmail.com">oliviampalacios@gmail.com</a>
<a href="mailto:onlyonguam@acubedink.com">onlyonguam@acubedink.com</a>
<a href="mailto:orleen@senatorbjcruz.com">orleen@senatorbjcruz.com</a>
<a href="mailto:pacificjournalist@gmail.com">pacificjournalist@gmail.com</a>
<a href="mailto:parroyo@k57.com">parroyo@k57.com</a>
<a href="mailto:pdkprg@gmail.com">pdkprg@gmail.com</a>
<a href="mailto:pete@tonyada.com">pete@tonyada.com</a>
<a href="mailto:phillipsguam@gmail.com">phillipsguam@gmail.com</a>
<a href="mailto:policy@frankaguonjr.com">policy@frankaguonjr.com</a>
<a href="mailto:publisher@glimpsesofofguam.com">publisher@glimpsesofofguam.com</a>
<a href="mailto:rennae@guamlegislature.org">rennae@guamlegislature.org</a>
<a href="mailto:responsibleguam@gmail.com">responsibleguam@gmail.com</a>
<a href="mailto:rfteeahan@yahoo.com">rfteeahan@yahoo.com</a>
<a href="mailto:rgibson@k57.com">rgibson@k57.com</a>
<a href="mailto:richdevera@gmail.com">richdevera@gmail.com</a>
<a href="mailto:ricknauta@hitradio100.com">ricknauta@hitradio100.com</a>
<a href="mailto:rlimtiaco@guampdn.com">rlimtiaco@guampdn.com</a>
<a href="mailto:rolly@ktkb.com">rolly@ktkb.com</a>
<a href="mailto:roryforguam@gmail.com">roryforguam@gmail.com</a>
<a href="mailto:rosannabarcinas@judiwonpat.com">rosannabarcinas@judiwonpat.com</a>
<a href="mailto:rowena@senatormorrison.com">rowena@senatormorrison.com</a>
<a href="mailto:ryanjames@senatormorrison.com">ryanjames@senatormorrison.com</a>
<a href="mailto:santos.duenas@gmail.com">santos.duenas@gmail.com</a>
<a href="mailto:senator@senatorbjcruz.com">senator@senatorbjcruz.com</a>
<a href="mailto:senator@tinamunabarnes.com">senator@tinamunabarnes.com</a>
<a href="mailto:senatorbrantmccreadie@gmail.com">senatorbrantmccreadie@gmail.com</a>
<a href="mailto:senatordrodriguez@gmail.com">senatordrodriguez@gmail.com</a>
<a href="mailto:sensorsannicolas@gmail.com">sensorsannicolas@gmail.com</a>
<a href="mailto:senatoronyada@guamlegislature.org">senatoronyada@guamlegislature.org</a>
<a href="mailto:senbenp@guam.net">senbenp@guam.net</a>
<a href="mailto:sgflores@tinamunabarnes.com">sgflores@tinamunabarnes.com</a>
<a href="mailto:sgtarms@guamlegislature.org">sgtarms@guamlegislature.org</a>
<a href="mailto:sitarose2@yahoo.com">sitarose2@yahoo.com</a>
<a href="mailto:slimtiaco@guampdn.com">slimtiaco@guampdn.com</a>
<a href="mailto:smendiola@guamlegislature.org">smendiola@guamlegislature.org</a>
<a href="mailto:sonedera-salas@guamlegislature.org">sonedera-salas@guamlegislature.org</a>
<a href="mailto:speaker@judiwonpat.com">speaker@judiwonpat.com</a>
<a href="mailto:staff@frankaguonjr.com">staff@frankaguonjr.com</a>
<a href="mailto:stephaniemendiola@gmail.com">stephaniemendiola@gmail.com</a>
<a href="mailto:tanya4families@gmail.com">tanya4families@gmail.com</a>
<a href="mailto:tasigirl@gmal.com">tasigirl@gmal.com</a>
<a href="mailto:teastro@guam.net">teastro@guam.net</a>
<a href="mailto:telo.taitague@guam.gov">telo.taitague@guam.gov</a>
<a href="mailto:tessa@senatorbjcruz.com">tessa@senatorbjcruz.com</a>
<a href="mailto:thebigshow@guamcell.net">thebigshow@guamcell.net</a>
<a href="mailto:thebigshow@k57.com">thebigshow@k57.com</a>
<a href="mailto:therese.hart.writer@gmail.com">therese.hart.writer@gmail.com</a>
<a href="mailto:therese@judiwonpat.com">therese@judiwonpat.com</a>
<a href="mailto:tinamunabarnes@gmail.com">tinamunabarnes@gmail.com</a>
<a href="mailto:tjtaitano@cs.com">tjtaitano@cs.com</a>
<a href="mailto:tom@senatorada.org">tom@senatorada.org</a>
<a href="mailto:tommy@senatormorrison.com">tommy@senatormorrison.com</a>
<a href="mailto:tony@senatorada.org">tony@senatorada.org</a>

**Listserv: [phnotice@guamlegislature.org](mailto:phnotice@guamlegislature.org)  
As of July 7, 2014**

<a href="mailto:tony@tonyada.com">tony@tonyada.com</a>
<a href="mailto:trittent@pstripes.osd.mil">trittent@pstripes.osd.mil</a>
<a href="mailto:tterlaje@guam.net">tterlaje@guam.net</a>
<a href="mailto:uperez@senbenp.com">uperez@senbenp.com</a>
<a href="mailto:vejohntorres@guamlegislature.org">vejohntorres@guamlegislature.org</a>
<a href="mailto:vincent@tinamunabarnes.com">vincent@tinamunabarnes.com</a>
<a href="mailto:vleonguerrero@judiwonpat.com">vleonguerrero@judiwonpat.com</a>

<a href="mailto:will@senatorada.org">will@senatorada.org</a>
<a href="mailto:xiosormd@gmail.com">xiosormd@gmail.com</a>
<a href="mailto:xiosormd@yahoo.com">xiosormd@yahoo.com</a>
<a href="mailto:ylee2@guam.gannett.com">ylee2@guam.gannett.com</a>
<a href="mailto:zita@mvguam.com">zita@mvguam.com</a>
<a href="mailto:zpalomo@guamag.org">zpalomo@guamag.org</a>





## PUBLIC HEARING AGENDA

Monday, August 4, 2014

Guam Legislature Public Hearing Room • Hagåtña, Guam

6:00PM

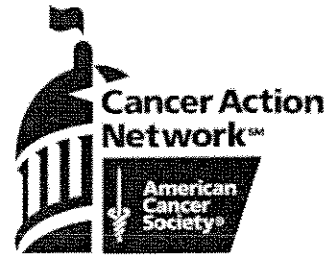
- The Executive Appointment of **Pr. Thomas L. Van Engen** to serve as **Member** of the **Guam Parole Board**.
- **Bill No. 384-32 (COR)** - B.J.F. Cruz - "An act to add a new §26609 to Article 6, Chapter 26 of Title 11 of the Guam Code Annotated, relative to the regulation and taxation of tobacco products."
- **Bill No. 375-32 (COR)** - B.T. McCreadie - "An act to amend §§77110.1 and 7110.2, and to repeal §§ 77110.3 and 77110.4 of Chapter 77, Title 10, Guam Code Annotated, relative to the minimum requirements for positions within the Guam Police Department."
- **Bill No. 386-32 (COR)** - B.J.F. Cruz - "An act to clarify certain functions of the Administrative Law Judge under the Civil Service Commission by amending Subsection (c) of Title 4 GCA §4405."

**CONTACT:**

Cory Chun  
American Cancer Society Cancer Action Network  
808.781.0308  
[cory.chun@cancer.org](mailto:cory.chun@cancer.org)

**or**

Jill Courtney  
Media Advocacy Specialist, ACS CAN  
913-710-5519  
[jill.courtney@cancer.org](mailto:jill.courtney@cancer.org)



## **ACS CAN Applauds Vice Speaker Cruz on Introducing Tobacco Sales Legislation**

**HAGATNA, GUAM – July 21, 2014** – The American Cancer Society Cancer Action Network (ACS CAN) applauds Vice Speaker Benjamin J.F. Cruz for introducing legislation that would restrict deep discounts and free samples associated with multi-pack purchases of tobacco in Guam.

Tobacco remains the number one preventable cause of cancer in Guam and price is proven to be one of the most effective ways to keep kids from starting tobacco use and prompt adults to quit. We commend Vice Speaker Cruz for his work on this bill and look forward to working with the Guam Legislature on this measure.

ACS CAN, the nonprofit, nonpartisan advocacy affiliate of the American Cancer Society, supports evidence-based policy and legislative solutions designed to eliminate cancer as a major health problem. ACS CAN works to encourage elected officials and candidates to make cancer a top national priority. ACS CAN gives ordinary people extraordinary power to fight cancer with the training and tools they need to make their voices heard. For more information, visit [www.acscan.org](http://www.acscan.org).

###



## COMMITTEE ON RULES

*I Mina'trentai Dos na Liheslaturan Guåhan* • The 32nd 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

Senator  
Vicente (Ben) C. Pangelinan  
Member

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

Senator  
Dennis G. Rodriguez, Jr.  
Member

Vice-Speaker  
Benjamin J.F. Cruz  
Member

Legislative Secretary  
Tina Rose Muña Barnes  
Member

Senator  
Frank Blas Aguon, Jr.  
Member

Senator  
Michael F.Q. San Nicolas  
Member

Senator  
V. Anthony Ada  
Member  
MINORITY LEADER

Senator  
Aline Yamashita  
Member

July 25, 2014

VIA E-MAIL

[joey.calvo@bbmr.guam.gov](mailto:joey.calvo@bbmr.guam.gov)

Jose S. Calvo  
Acting Director  
Bureau of Budget & Management Research  
P.O. Box 2950  
Hagåtña, Guam 96910

**RE: Request for Fiscal Notes– Bill Nos. 383-32 (COR) and 384-32(COR)**

*Hafa Adai* Mr. Calvo:

Transmitted herewith is a listing of *I Mina'trentai Dos 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 (1)

Cc: Clerk of the Legislature

<b>Bill Nos.</b>	<b>Sponsors</b>	<b>Title</b>
<b>383-32 (COR)</b>	Michael F.Q. San Nicolas	AN ACT TO ADOPT THE UNIFORM ELECTRONIC TRANSACTIONS ACT (UETA) BY ADDING A NEW DIVISION 11 TO TITLE 13 OF THE GUAM CODE ANNOTATED.
<b>384-32 (COR)</b>	B. J.F. Cruz	AN ACT TO ADD A NEW § 26609 TO ARTICLE 6, CHAPTER 26 OF TITLE 11 OF THE GUAM CODE ANNOTATED, RELATIVE TO THE REGULATION AND TAXATION OF TOBACCO PRODUCTS.



## COMMITTEE ON RULES

*I Mina'trentai Dos na Liheslaturan Guåhan* • The 32nd 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

July 18, 2014

Senator  
Thomas C. Ada  
VICE CHAIRPERSON  
ASSISTANT MAJORITY LEADER

### MEMORANDUM


Senator  
Vicente (Ben) C. Pangelinan  
Member

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

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

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

Senator  
Dennis G. Rodriguez, Jr.  
Member

**From: Senator Thomas C. Ada**   
*Acting Chairperson of the Committee on Rules*

Vice-Speaker  
Benjamin J.F. Cruz  
Member

**Subject: Referral of Bill No. 384-32(COR)**

Legislative Secretary  
Tina Rose Muña Barnes  
Member

As the Acting Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 384-32(COR)**.

Senator  
Frank Blas Aguon, Jr.  
Member

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 Dos na Liheslaturan Guåhan*.

Senator  
Michael F.Q. San Nicolas  
Member

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

Senator  
V. Anthony Ada  
Member  
MINORITY LEADER

*Si Yu'os Ma'åse!*

Senator  
Aline Yamashita  
Member

Attachment

*I MINA'TRENTAI DOS NA LIHESLATURAN GUÁHAN*  
2014 (SECOND) Regular Session

Bill No. 384-32 (COR)

Introduced by:

B. J.F. Cruz 

2014 JUL 18 PM 4:02

*H  
Mel*

**AN ACT TO ADD A NEW § 26609 TO ARTICLE 6,  
CHAPTER 26 OF TITLE 11 OF THE GUAM CODE  
ANNOTATED, RELATIVE TO THE REGULATION  
AND TAXATION OF TOBACCO PRODUCTS.**

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

**Section 1.** A new § 26609 is hereby *added* to Article 6, Chapter 26 of Title 11 of the Guam Code Annotated, to read:

**“§ 26609. Tobacco Products Regulated and Taxed.** No business engaged in the manufacture, production, distribution, or importation of tobacco products, or any employee or agent of the same, *shall* sell such products to retailers or consumers through any multi-pack discounts (e.g., “Buy two, get one free”). No business engaged in the manufacture, production, distribution, or importation of tobacco products, or any employee or agent of the same, *shall* sell or otherwise provide or distribute to retailers or consumers any tobacco products without charge or for less than the listed or non-discounted price, in exchange for the purchase of any other tobacco product. For the purposes of this section, “listed or non-discounted price” shall mean the higher of the prices listed for a tobacco product on its package or the price listed on any related shelving, posting, advertising, or display at the place where the tobacco product is sold or offered for sale plus all applicable taxes if such taxes are not included in the stated price, and before the application of any discounts.”