

# Office of the Speaker Judith T. Won Pat, Ed.D.

CHAIR, COMMITTEE ON EDUCATION, PUBLIC LIBRARY & WOMEN'S AFFAIRS

Ufisinan I Etmås Ge'helo'Gi Liheslaturan Guåhan 32<sup>ND</sup> Guam Legislature I Mina' Trentai Dos Na Liheslaturan Guåhan 155 HESLER PLACE HAGÅTÑA, GUAM 96910 TEL 671-472-3586/7 • FAX 671-472-3589 JUDIWONPAT.COM • SPEAKER@JUDIWONPAT.COM

#### COMMISSIONER

GUAM COMMISSION ON DECOLONIZATION

GUAM FIRST COMMISSION

PRESIDENT

ASSOCIATION OF PACIFIC ISLAND LEGISLATURES (APIL)

**BOARD MEMBER** 

PACIFIC RESOURCES FOR EDUCATION AND LEARNING (PREL)

LEGISLATIVE REPRESENTATIVE

PACIFIC ISLAND DEVELOPMENT BANK (PIDB)

> FESTIVAL OF THE PACIFIC ARTS (FESTPAC)

April 19, 2013

The Honorable Rory J. Respicio

Chairperson

Committee on Rules

I Mina' Trentai Unu Na Liheslatuaran Guahan

32<sup>nd</sup> Guam Legislature 155 Hesler Place

Hagatna, Guam 96910

RE: Committee Report on Bill No. 53-32 (COR)

Dear Chairperson Respicio:

Transmitted herewith is the Committee Report on Bill No. 53-32 (COR) - B.J.F. Cruz - An act to repeal 17 GCA § 33105 and to amend 17 GCA § 31109; relative to the procurement authority of the Guam Community College.

Committee votes are as follows:

TO DO PASS

TO NOT PASS

TO REPORT OUT ONLY

TO ABSTAIN

TO PLACE IN INACTIVE FILE

Senseramente,

Judith T. Won Pat, Ed.D.

Chairperson

## Office of the Speaker Judith T. Won Pat, Ed.D.

CHAIR, COMMITTEE ON EDUCATION, PUBLIC LIBRARY & WOMEN'S AFFAIRS

Ufisinan I Etmås Ge'helo'Gi Liheslaturan Guåhan 32<sup>ND</sup> Guam Legislature I Mina' Trentai Dos Na Liheslaturan Guåhan 155 HESLER PLACE HAGÅTÑA, GUAM 96910 TEL 671-472-3586/7 • FAX 671-472-3589 JUDIWONPAT.COM • SPEAKER@JUDIWONPAT.COM

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#### **BOARD MEMBER**

<sup>3</sup>ACIFIC RESOURCES FOR EDUCATION AND LEARNING (PREL)

## LEGISLATIVE REPRESENTATIVE

PACIFIC ISLAND DEVELOPMENT BANK (PIDB)

> FESTIVAL OF THE PACIFIC ARTS (FESTPAC)

### **COMMITTEE REPORT**

ON

Bill No. 53-32 (COR) - B.J.F. Cruz

An act to repeal 17 GCA § 33105 and to amend 17 GCA § 31109; relative to the procurement authority of the Guam Community College.

Ufisinan I Etmås Ge'helo'Gi Liheslaturan Guåhan 32<sup>ND</sup> Guam Legislature I Mina' Trentai Dos Na Liheslaturan Guåhan 155 HESLER PLACE HAGÅTÑA, GUAM 96910 TEL 671-472-3586/7 • FAX 671-472-3589 JUDIWONPAT.COM • SPEAKER@JUDIWONPAT.COM

#### COMMISSIONER

GUAM COMMISSION ON DECOLONIZATION

GUAM FIRST COMMISSION April 17, 2013

FROM:

PRESIDENT

#### **MEMORANDUM**

ASSOCIATION OF PACIFIC ISLAND LEGISLATURES (APIL)

TO: All Members

**BOARD MEMBER** 

PACIFIC RESOURCES FOR EDUCATION

AND LEARNING (PREL)

SUBJECT: Committee Report on Bill No. 53-32 (COR)

Speaker Judith T. Won Pat, Ed.D.

LEGISLATIVE REPRESENTATIVE

PACIFIC ISLAND DEVELOPMENT BANK (PIDB)

> FESTIVAL OF THE PACIFIC ARTS (FESTPAC)

Transmitted herewith for your consideration is the Committee Report on Bill No. 53-32 (COR) - B.J.F. Cruz - An act to repeal 17 GCA § 33105 and to amend 17 GCA § 31109; relative to the procurement authority of the Guam Community College.

Committee on Education, Public Library and Women's Affairs

This report includes the following:

- Committee Vote Sheet
- Committee Report Digest
- Bill No. 53-32 (COR)
- Public Hearing Sign-in Sheet
- Copies of Submitted Testimony & Supporting Documents
- COR Referral of Bill No. 53-32 (COR)
- Fiscal Note Requirement
- Notices of Public Hearing
- Public Hearing Agenda

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.

Very truly yours,

Judith T. Won Pat, Ed.D.

Chairperson

## COMMITTEE VOTING SHEET COMMITTEE ON EDUCATION, PUBLIC LIBRARY AND WOMEN'S AFFAIRS

Bill No. 53-32 (COR) - B.J.F. Cruz

An act to repeal 17 GCA § 33105 and to amend 17 GCA § 31109; relative to the procurement authority of the Guam Community College

	SIGNATURE	TO PASS	NOT TO PASS	TO REPORT OUT ONLY	ABSTAIN DUE TO POTENTIAL CONFLICT	TO PLACE IN INACTIVE FILE
Judith T. Won Pat, Ed.D., Chairperson	Bon					
Aline A. Yamashita, Ph.D. Vice Chairperson	a. y	4/8/13				
Frank B. Aguon, Jr.	•					
Tina R. Muna-Barnes	MH	\ \				
Vicente C. Pangelinan	de			/		
Rory J. Respicio	m	M 4/19/13				
Dennis G. Rodriguez, Jr.						
Michael F.Q. San Nicolas	Mi					
V. Anthony Ada						

Ufisinan I Etmås Ge'helo'Gi Liheslaturan Guåhan 32ND Guam Legislature I Mina' Trentai Dos Na Liheslaturan Guåhan 155 HESLER PLACE HAGÅTÑA, GUAM 96910 TEL 671-472-3586/7 • FAX 671-472-3589 JUDIWONPAT.COM • SPEAKER@JUDIWONPAT.COM

#### COMMISSIONER

GUAM COMMISSION ON DECOLONIZATION

GUAM FIRST COMMISSION

## Committee Report Digest

#### PRESIDENT

ASSOCIATION OF PACIFIC ISLAND LEGISLATURES (APIL)

#### **BOARD MEMBER**

PACIFIC RESOURCES FOR EDUCATION AND LEARNING (PREL)

## LEGISLATIVE REPRESENTATIVE

PACIFIC ISLAND DEVELOPMENT BANK (PIDB)

> FESTIVAL OF THE PACIFIC ARTS (FESTPAC)

#### I. OVERVIEW

The Committee on Education, Public Library and Women's Affairs convened a public hearing on Tuesday, April 2 2013 at 2:00 p.m. in *I Liheslatura*'s Public Hearing Room. Among the items on the agenda was the consideration of Bill No. 58-32 (COR) - V.A. Ada - An act to amend §§6602 and 6603 and to add a new §6703 to Chapter 6 of 17GCA relative to protection of student information.

### **Public Notice Requirements**

All legal requirements for public notices were met, with requests for publication sent to all media and all Senators on March 25, 2013 (5 Day Notice), and March 30 and 31, 2013 (48 Hour Notice) via email. Copies of the hearing notices are appended to the report.

#### **Senators Present**

Speaker Judith T. Won Pat, Ed.D., Chairperson Senator Aline A. Yamashita, Ph.D., Vice Chairperson Senator Tina R. Muna Barnes, Member Senator Vicente C. Pangelinan, Member Senator Rory J. Respicio, Member Vice Speaker B.J. Cruz Senator V. Anthony Ada, Member Senator Christopher M. Duenas Senator Brant McCreadie

#### Appearing before the Committee

Robert Malay, Deputy Superintendent for Assessment and Accountability Fred Bordallo, Chief of Police Carol Hinkle-Sanchez, Deputy Attorney General for the Family Division

The public hearing was called to order at 2:00 p.m.

#### II. SUMMARY OF TESTIMONY AND DISCUSSION

- Speaker Won Pat, Ed.D. announced that Bill No. 58-32 (COR) will be heard, the Speaker invited Deputy Superintendent Malay and Chief Bordallo to testify and asked Senator V. Anthony Ada the main sponsor of the bill to deliver opening remarks.

from the procurement law and he is attempting to bring everyone back under the umbrella of the Guam procurement law. He stated that he was elated to hear from GCC that they had no objection to amending the law and the President would testify in support of the bill.

- President Okada, Ed.D. testified in support of the bill. The President's written testimony is appended to the committee report.
- Vice Speaker Cruz had no questions to ask the President, but he stated the President eloquently explained the intention of the bill and that his office is in receipt of a letter from Attorney John T. Brown in support of the bill and it will be forwarded to the committee.
- Majority Leader Respicio clarified for the record that Vice Speaker Cruz has oversight of government procurement, however he referred the bill to the Committee on Education since it took away a specific authority of the College.
- Senator Pangelinan asked if the College needed to develop their own rules and regulations for procurement or just adopt the wholesale government procurement rules and regulations.
- President Okada, Ph.D, stated that the bill puts GCC back in line with the rest of the government of Guam and there is nothing that they have identified that requires them to have their own rules and regulations. She stated basically we want to be placed back in line with the rest of the government.
- Senator Pangelinan asked if the constructions projects would be under DPW.
- President Okada, Ph.D, replied no.
- Senator Pangelinan asked the President to clarify her statement about the bill placing GCC back with the rest of the government.
- President Okada, Ph.D, replied at this time GCC has free rein based on the current law, in other words the board of trustees can develop their own rules and regulations as deemed necessary.
- Senator Pangelinan stated that it has to be consistent with law.
- President Okada, Ph.D, replied the law is very broad. She stated that during a procurement class being offered at GCC, it was made clear in their discussions with Attorney John Brown that GCC should be offering procurement courses that are consistent and right now GCC is not consistent with Guam procurement law, because they can develop, create and the board can approve certain rules and regulations, which not necessarily happen with the rest of the government of Guam.
- Senator Pangelinan stated that GCC wants to lead by example.
- President Okada, Ph.D, replied that is correct.

- Senator Ada stated the bill intends to strikeout donations and asked if the removal of donations would hamper GCC's ability to seek donations.
- President Okada, Ph.D replied no, since donations falls under the authority of the foundation.
- There being no additional testimonies by witnesses or comments by Senators, Speaker Won Pat, Ed.D. stated the committee will continue to accept written testimonies for the next ten (10) days and she declared that Bill No. 53-32 (COR) has been duly heard and concluded the public hearing of the bill.

#### III. FINDINGS AND RECOMMENDATIONS

The Committee Education, Public Library, and Women's Affairs finds that Bill No. 53-32 (COR) is supported by the Guam Community College to correct the current statute which inadvertently gave the College autonomous procurement authority.

The Committee Education, Public Library and Women's Affairs to which was referred "Bill No. 53-32 (COR) - B.J.F. Cruz - An act to repeal 17 GCA § 33105 and to amend 17 GCA § 31109; relative to the procurement authority of the Guam Community College." does hereby report out said legislation with the recommendation TO Do P & S.

### I MINA 'TRENTAL DOS NA LIHESLATURAN GUAHAN 2013 (First) Regular Session

Bill No. 53-37 (6)

Introduced by:

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B.J.F. Cruz

# AN ACT TO *REPEAL* 17 GCA § 33105 AND TO *AMEND* 17 GCA § 31109; RELATIVE TO THE PROCUREMENT AUTHORITY OF THE GUAM COMMUNITY COLLEGE.

DE	TT	CNIA	CTED	DV	THE	DEODI	EOE	<b>GUAM:</b>
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Section 1. § 33105 of Title 17 of the Guam Code Annotated is hereby repealed.

**Section 2.** § 31109 of Title 17 of the Guam Code Annotated is hereby amended to read as follows:

## "§ 31109. Powers of the Guam Community College and Board.

The Guam Community College and Board shall have all the powers necessary and convenient to carry out and perform the purposes and provisions of this Division except the power to levy and collect taxes or special assessments including the following in addition to other powers granted in this Division, it may:

- (a) have perpetual succession except if this Chapter shall expire in accordance with Section 15 of this Chapter.
  - (b) have a seal and modify it.

(c) enter into and execute contracts and instruments of every kind and nature necessary or convenient to the exercise of its powers and functions. The provisions of §6107 of the Government Code shall not apply to such contracts.

. . . .

- (d) in accordance with Title VII-A of the Government Code, acquire any real or personal property or interest or estate therein by lease, option, purchase, gift, grant, donation, appropriation, bequest or devise or otherwise. in accordance with the Guam Procurement Law, 5 GCA Chapter 5, procure supplies, services and construction.
- (e) to act as administrator for the Federal Adult Basic Education Program.
- (f) to grant appropriate degrees and issue diplomas in accordance with its rules and regulations.
- (g) for such legal services as it may require the College may employ or retain its own course and legal staff.
- (h) to designate by appropriate name, the buildings and facilities on the campus of the Guam Community College and any buildings and facilities under its jurisdiction not located on the campus of the Guam Community College. The Board shall develop a policy for the naming of buildings and facilities, which policy shall include provisions for such naming based on contributions to the College, local historical significance, academic achievement and exemplary service to the College. Any name of any building or facility in effect at the time of the enactment of this Section shall continue in effect until a new name is assigned by the Board."

Section 3. Effective Date. This Act shall be effective upon enactment.

# COMMITTEE ON EDUCATION PUBLIC LIBRARY & WOMEN'S AFFAIRS SIGN-IN SHEET PUBLIC HEARING

April 2, 2013, 2:00 p.m.

Bill No. 53-32 (COR) - B.J.F. Cruz An act to repeal 17 GCA § 33105 and to amend 17 GCA § 31109; relative to the procurement authority of the Guam Community College.

NAME	AGENCY OR ORGANIZATION (IF ANY)	SUPPORT? OPPOSE?	WRITTEN TESTIMONY	ORAL TESTIMONY	CONTACT NUMBER	EMAIL ADDRESS
Mary Okada	Acc	Support		/	135-5700	mary.okada@guame

Bill No. 53-32 (COR)

Page | of- |



## APR 02 2013

32<sup>nd</sup> Guam Legislature Vice Speaker Benjamin J.F. Cruz Chairman Committee on Appropriations, Taxation, Banking, Insurance and Land

Re: Testimony regarding Bill No. 53-32

Honorable Senator Cruz and Committee Members,

I would like to thank you for the opportunity to submit written testimony concerning Bill No. 53-32, "relative to the procurement authority of the Guam Community College."

The Guam Community College supports this legislation. About a year ago, the college updated its enabling legislation by replacing the term "vocational education" with "career and technical education," to be in line with federal legislation and initiatives that recognize career and technical education. In doing this, we also had the opportunity to update other language in the legislation, specifically as it relates to the GCC procurement authority. GCC's goal is to work toward the enactment of legislation that clearly states that GCC is authorized procurement power in accordance with and pursuant to 5 GCA. The current language of Section 33105 of Chapter 33 of Title 17 of the Guam Code Annotated appears to overreach this goal, as it instead grants the College authority to promulgate its own services and procurement regulations. We believe that the current statutory language does not meet the needs of GCC and that it is only necessary for the College to be authorized procurement power, and that it is not necessary for the College to be authorized to promulgate its own rules for procurement. We believe that Bill 53-32 corrects the current legislation which inadvertently gave GCC autonomous procurement authority.

I do submit that having received 12 consecutive clean audits, GCC has been extremely responsible with regard to our stewardship of public funds and our procurement efforts over the past 12 years.

In fact, over the past several months, we have been working with J. Thomas Brown and Gerry Perez to offer procurement courses for government agencies. To date, 66 people in 15 government agencies and several private entities have completed our procurement courses, the first of which provides an introduction to, and an understanding of, the public procurement process.

Website: www.guamcc.edu

Letter to Vice Speaker Benjamin J.F. Cruz Ref: GCC Testimony Bill 53-32

Our second procurement course rigorously examines Guam procurement law and provides students with a comprehensive understanding of the government's procurement process.

Thank you for the opportunity to submit this testimony regarding Bill 53-32.

Sincerely,

Mary A. Y. Okada, Ed. D.

President

## JOHN THOS. BROWN ATTORNEY AT LAW \*

GENERAL COUNSEL
Jones & Guerrero Co. Inc. (Guam, USA)
Its divisions, subsidiaries and affiliates<sup>‡</sup>

J&G Corporate Office
545 Chalan Machaute, (Rte 8 @ Biang St.), Maite, Guam 96910

Telephone: +1-671-477-7293 Fax: +1-671-472-6153 email: jngoz@ozemail.com.au Mobile/Cell phone: +1-671-483-5960 POSTAL: GPO Box 7, Hagåtña, Guam 96932

25 March, 2013

Hon. Speaker Judith T. Won Pat, Ed.D.  $32^{nd}$  Guam Legislature VIA EMAIL

RE: BILL 53-32 re GCC procurement

Dear Madam Speaker,

I write in support of the referenced Bill, and in thanks for the cooperation of GCC President Mary Okada, and the assistance of Vice Speaker BJ Cruz, and the collaboration of GCC Counsel Catrina Campana, in bringing this Bill to the floor.

This Bill mitigates two anomalies in existing law. First, it eliminates a unique power not given to any other GovGuam agency subject to the procurement law, the power to promulgate its own procurement regulations. Second, it empowers GCC with the full authority to conduct its own decentralized procurement of supplies, services and construction within the scheme of the procurement law, a power it did not fully possess under existing law.

GCC intends to become the pre-eminent local procurement training and education institution on Guam, and I hope to assist it with that goal. Indeed, I hope it extends that role to all of Micronesia. Coincidentally, I only became aware of the first anomaly in the course of teaching procurement at GCC.

I write in support but will be off-island on the scheduled hearing date, so respectively ask that this letter be accepted as testimony on the matter.

With Respect and Sincerity,

/s/

John Thos. Brown

<sup>\*</sup> Admitted to Practice: California, Guam and Commonwealth of Northern Mariana Islands, USA [Inactive in NSW, Australia]\*

<sup>&</sup>lt;sup>‡</sup> Micronesian Brokers, Inc. (Guam and CNMI)/Town House Department Stores, Inc. (Guam)/J&G Distributors/Aquarius Beach Towers, (Saipan, CNMI)/Livno Holdings PTY LTD (A.C.N. 003 585 331)/Townhouse, Inc. (Saipan, CNMI)/ IBSS (Guam and Saipan)

## COMMITTEE ON RULES I Mina'trentai Dos na Liheslaturan Guähan • The 32nd Guam Legislature

1 Mina trentat Dos na Linestaturan Guanan • The 32nd Guam Leg 155 Hesler Place, Hagatña, Guam 96910 • www.guandegislature.com E-mail: 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 February 26, 2013

<u>VIA FACSIMILE</u> (671) 472-2825

> John A. Rios Director Bureau of Budget & Management Research P.O. Box 2950 Hagåtña, Guam 96910

RE: Request for Fiscal Note - Bill Nos, 52-32 (COR), 53-32 (COR), 54-32 (COR), 55-32 (COR) and 56-32 (COR)

Hafa Adai Mr. Rios:

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

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

Very Truly Yours, Pary J. Respicis

Senator Rory J. Respicio

Chairperson, Committee on Rules

Attachments

Cc: Clerk of the Legislature

- Bill No. 52-32 (LS) T.C. Ada AN ACT TO REPEAL §22421 OF CHAPTER 22, 5 GCA, RELATIVE TO THE TRANSFER OF AUTONOMOUS AGENCY REVENUES TO THE AUTONOMOUS AGENCY COLLECTIONS FUND
- Bill No. 53-32 (COR) B.J.F. Cruz AN ACT TO REPEAL 17 GCA § 33105 AND TO AMEND 17 GCA § 31109;

  RELATIVE TO THE PROCUREMENT AUTHORITY OF THE GUAM

  COMMUNITY COLLEGE.
- Bill No. 54-32 V.C. Pangelinan, M.F.Q. San Nicolas AN ACT AMEND § 511005 AND § 511006 AND TO

  ADD § 511007 AND § 511008 TO CHAPTER 51 ARTICLE 10 OF 10 GUAM

  CODE ANNOTATED AND TO ADD § 5120 TO CHAPTER 5 PART B OF 5

  GUAM CODE ANNOTATED RELATIVE TO THE FUND MANAGEMENT OF THE HOST COMMUNITY BENEFITS.
- Bill No. 55-32 (COR) V.C. Pangelinan AN ACT RELATIVE TO TRANSFER OF THE TITLE OF OWNERSHIP OF LOT NO. 1NEW-1, BLOCK NO. 2, TRACT 1427 LOCATED IN THE MUNICIPALITIES OF BARRIGADA AND DEDEDO FROM THE GUAM INTERNATIONAL AIRPORT AUTHORITY TO THE CHAMORRO LAND TRUST COMMISSION.
- <u>Bill No. 56-32 (COR)</u> B.J.F. Cruz, T.C. Ada AN ACT RELATIVE TO REPEALING AND REENACTING SECTION §9108 OF TITLE 16 GUAM CODE ANNOTATED.

#### MESSAGE CONFIRMATION

### FEB-26-2013 11:10 AM TUE

FAX NUMBER

: 4772240

NAME

: GNF

NAME/NUMBER

4722825

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### **COMMITTEE ON RULES**

I Mina trentai Dos nu Liheslaturan Guahan • The 32nd Cuam Legislature 155 Hesler Place, Hagaria, Guan 96910 • www.guwndogidunoe.com E-mail: voryforgawn@gnail.com • Td: (671)472-7679 • Fax: (671)472-3547

Senato

Rory J. Respicio Chairperson Majority Leader

Senator Thomas C. Adu 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 February 26, 2013

#### VIA FACSIMILE

(671) 472-2825

John A. Rios

Director

Bureau of Budget & Management Research

P.O. Box 2950

Hagatña, Guam 96910

## RE: Request for Fiscal Note - Bill Nos. 52-32 (COR). 53-32 (COR). 54-32 (COR). 55-32 (COR) and 56-32 (COR)

Hafu Adai Mr. Rios:

Transmitted herewith is a listing of I Mina'trental Dos na Liheslaturan Gudhan's most recently introduced bill. Pursuant to 2 GCA §9103, 1 respectfully request the preparation of fiscal notes for the referenced bill.

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

Very Truly Yours,

Romy J. Respicis

Senator Rory J. Respicio Chairperson, Committee on Rules

Attachments

Cc: Clerk of the Logislature

Confirmed fax record by: Jacker Banel 2/24/13 11:23 am

## **COMMITTEE ON RULES**



I Mina'trentai Dos na Liheslaturan Guåhan • The 32nd Guam Legislature 155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com

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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, Ir. 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

## 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. 53-32 (COR) - "AN ACT TO REPEAL 17 GCA § 33105 AND TO AMEND 17 GCA § 31109; RELATIVE TO THE PROCUREMENT AUTHORITY OF THE GUAM COMMUNITY COLLEGE." -on February 26, 2013. COR hereby certifies that BBMR confirmed receipt of this request on February 26, 2013 at 11:23 AM.

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 53-32 (COR) to be included in the committee report on said bill, is hereby waived.

Certified by:

Senator Rory J. Respicio

Chairperson, Committee on Rules

April 16, 2013

Date

## **COMMITTEE ON RULES**

I Mina'trentai Dos na Liheslaturan Guåhan • The 32nd Guam Legislature 155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com E-mail: roryforguam@gmail.com • Tel: (671)472-7679 • Fax: (671)472-3547

Senator Rory J. Respicio CHAIRPERSON MAIORITY LEADER

Senator Thomas C. Ada VICE CHAIRPERSON ASSISTANT MAJORITY LEADER

February 25, 2013

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

#### **MEMORANDUM**

To: Rennae Meno

Clerk of the Legislature

Attorney Therese M. Terlaje Legislative Legal Counsel

Senator Rory J. Respicio / From:

Majority Leader & Rules Chair

Subject: Referral of Bill No. 53-32(COR)

As the Chairperson of the Committee on Rules, I am forwarding my referral of Bill No. 53-32(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 Dos 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 Dos Na Liheslaturan Guahan Bill Log Sheet

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	STATUS
53-32 (COR)	B.J.F. Cruz	AN ACT TO REPEAL 17 GCA § 33105 AND	2/25/2013	Same and the	Committee on			Fiscal Note Request
1	1	TO AMEND 17 GCA § 31109; RELATIVE TO	11:04 A.M.	100	Education, Public			2/26/13
		THE PROCUREMENT AUTHORITY OF THE		2/25/13	Library and Women's			
		GUAM COMMUNITY COLLEGE.			Affairs			











To: phnotice

Hid

From: Frank Torres

## Correction on the Date of the Public Hearing - Committee on Education, Public Library and Women's Affairs

March 25, 2013, 9:33 AM

March 25, 2013

To:

Members of the 32<sup>nd</sup> Guam Legislature

From:

Committee on Education, Public Library and Women's Affairs

Subject:

Notice of Public Hearing - Correction of Public Hearing Date

The Committee on Education and Public Libraries will hold a public hearing on Tuesday, April 2, 2013 at 2:00 p.m. in the Guam Legislature's Public Hearing room on the following bills:

- Bill No. 51-32 (LS) - B.T. McCreadie / A.A. Yamashita, Ph.D.

An act to add a new Section 4106.2 to Chapter 4, Title 17 Guam Code Annotated relative to establishing the "E-reader Textbook Supplement Pilot Program" in Guam schools.

- Bill No. 53-32 (COR) - B.J.F. Cruz

An act to repeal 17 GCA § 33105 and to amend 17 GCA § 31109; relative to the procurement authority of the Guam Community College.

- Bill No. 58-32 (COR) - V.A. Ada

An act to amend §§6602 and 6603 and to add a new §6703 to Chapter 6 of 17GCA relative to protection of student information.

Written Testimonies should be addressed to Speaker Judith T. Won Pat, Ed.D. and will be accepted via hand delivery to Speaker's office or the Mail Room of the Guam Legislature at 155 Hasler Place in Hagatña or via email tofbtorres@judiwonpat.com or via facsimile to 472-3589.











To: Media

From: (

Frank Torres

## Public hearing notice - Committee on Education, Public Library and Women's Affairs

March 25, 2013, 9:38 AM

March 25, 2013

To:

Media

From:

Committee on Education, Public Library and Women's Affairs

Subject:

Notice of Public Hearing

The Committee on Education and Public Libraries will hold a public hearing on Tuesday. April 2, 2013 at 2:00 p.m. in the Guam Legislature's Public Hearing room on the following bills:

- Bill No. 51-32 (LS) - B.T. McCreadie / A.A. Yamashita, Ph.D.

An act to add a new Section 4106.2 to Chapter 4, Title 17 Guarn Code Annotated relative to establishing the "E-reader Textbook Supplement Pilot Program" in Guarn schools.

- Bill No. 53-32 (COR) - B.J.F. Cruz

An act to repeal 17 GCA § 33105 and to amend 17 GCA § 31109; relative to the procurement authority of the Guam Community College.

- Bill No. 58-32 (COR) - V.A. Ada

An act to amend §§6602 and 6603 and to add a new §6703 to Chapter 6 of 17GCA relative to protection of student information.

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The Guam Legislature complies with provisions of the Americans with Disabilities Act (ADA). Individuals requiring special accommodations or services should contact Mr. Edward Pocaigue at <a href="mailto:472-3586">472-3586</a> or by email at <a href="mailto:educaigue@judiwonpat.com">educaigue@judiwonpat.com</a>



To: Media

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## Recipient

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## Media

other	sabrina@kuam.com	*
other	jtyquiengco@spbguam	*
other	mindy@kuam.com	*
other	betsy@k57.com	*
other	odngirairikl@guam.gan	*
home	editor@mvguam.com	*
work	gdumat-ol@guampdn.c	*
other	jason@kuam.com	*
other	kenq@kuam.com	*
other	news@guampdn.com	*
other	perezksto@gmail.com	*
other	clynt@spbguam.com	*
other	geraldine@mvguam.com	*
other	louella@mvguam.com	*
other	gerrypartido@gmail.com	*

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ries will hold a public hearing on Tuesday, April 2, ublic Hearing room on the following bills:

amashita, Ph.D.

r 4, Title 17 Guam Code Annotated relative to int Pilot Program" in Guam schools.

and 17 GCA § 31109; relative to the procurement



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Public hearing notice

March 31, 2013 To: Government of Guam From: Committee on Education, Public Libra...

Gpd

3/31/13

**Public Hearing Notice** 

March 31, 2013 To: Colonel Sayama, Guam Police Department From: Committee on Edu...

Gcc

3/31/13

**Public Hearing Notice** 

March 31, 2013 To: President of the Guam Community College From: Committee on Ed...

Gdoe

3/31/13

**Public Hearing Notice** 

March 31, 2013 To: Superintendent of Education From: Committee on Education,...

phnotice@guamlegisla... 3/31/13

Public Hearing Notice - 2nd Notice

March 31, 2013 To: Members of the 32nd Guam Legislature From: Committee on Edu...

Media

3/31/13

Public Hearing Notice - 2nd Notice

March 31, 2013 To: Media From: Committee on Education, Public Library and Women's...

Media

3/30/13

Notice of Public hearing

March 30, 2013 To: Media From: Committee on Education, Public Library and Women's...

phnotice@guamlegisla... 3/30/13

Public Hearing Notice

March 30, 2013 To: Members of the 32nd Guam Legislature From: Committee on Edu...

Updated 4/12/13 9:07 AM

To: phnotice@guamlegislature.org

From: Frank Torres

**Public Hearing Notice** 

March 30, 2013, 3:54 PM

March 30, 2013

To:

Members of the 32<sup>nd</sup> Guam Legislature

From:

Committee on Education, Public Library and Women's Affairs

Subject:

Notice of Public Hearing - 2nd Notice

The Committee on Education and Public Libraries will hold a public hearing on <u>Tuesday. April 2.</u> 2013 at 2:00 p.m. in the Guam Legislature's Public Hearing room on the following bills:

- Bill No. 51-32 (LS) - B.T. McCreadie / A.A. Yamashita, Ph.D.

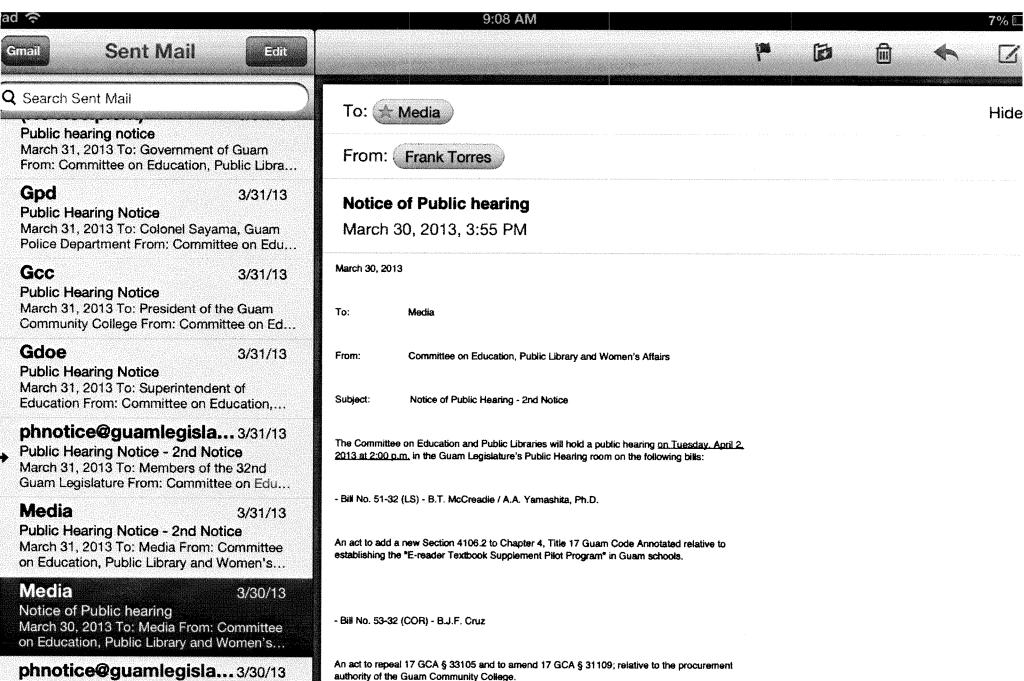
An act to add a new Section 4106.2 to Chapter 4, Title 17 Guarn Code Annotated relative to establishing the "E-reader Textbook Supplement Pilot Program" in Guarn schools.

- Bill No. 53-32 (COR) - B.J.F. Cruz

An act to repeal 17 GCA § 33105 and to amend 17 GCA § 31109; relative to the procurement authority of the Guarn Community College.

- Bill No. 58-32 (COR) - V.A. Ada

An act to amend §§6602 and 6603 and to add a new §6703 to Chapter 6 of 17GCA relative to protection of student information.



Public Hearing Notice

March 30, 2013 To: Members of the 32nd Guam Legislature From: Committee on Edu...

Updated 4/12/13 9:07 AM

An act to amend §§6602 and 6603 and to add a new §6703 to Chapter 6 of 17GCA relative to protection of student information.

Bill No. 58-32 (COR) - V.A. Ada











To: 🛧 Media

From: Frank Torres

### **Notice of Public hearing**

March 30, 2013, 3:55 PM

March 30, 2013

To:

Media

From:

Committee on Education, Public Library and Women's Affairs

Subject:

Notice of Public Hearing - 2nd Notice

The Committee on Education and Public Libraries will hold a public hearing on Tuesday, April 2, 2013 at 2:00 p.m. in the Guam Legislature's Public Hearing room on the following bills:

- Bill No. 51-32 (LS) - B.T. McCreadie / A.A. Yamashita, Ph.D.

An act to add a new Section 4106.2 to Chapter 4, Title 17 Guam Code Annotated relative to establishing the "E-reader Textbook Supplement Pilot Program" in Guam schools.

- Bill No. 53-32 (COR) - B.J.F. Cruz

An act to repeal 17 GCA § 33105 and to amend 17 GCA § 31109; relative to the procurement authority of the Guam Community College.

- Bill No. 58-32 (COR) - V.A. Ada

An act to amend §§6602 and 6603 and to add a new §6703 to Chapter 6 of 17GCA relative to protection of student Information.

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home	editor@mvguam.com	*
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other	jason@kuam.com	
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ublic Library and Women's Affairs

2nd Notice

raries will hold a public hearing on Tuesday, April 2, Public Hearing room on the following bills:

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Public hearing notice

March 31, 2013 To: Government of Guarn From: Committee on Education, Public Libra...

**Gpd** 

3/31/13

**Public Hearing Notice** 

March 31, 2013 To: Colonel Sayama, Guam Police Department From: Committee on Edu...

Gcc

3/31/13

**Public Hearing Notice** 

March 31, 2013 To: President of the Guam Community College From: Committee on Ed...

Gdoe

3/31/13

Public Hearing Notice

March 31, 2013 To: Superintendent of Education From: Committee on Education

phnotice@guamlegisla...3/31/13

Public Hearing Notice - 2nd Notice March 31, 2013 To: Members of the 32nd Guam Legislature From: Committee on Edu...

Media

3/31/13

Public Hearing Notice - 2nd Notice

March 31, 2013 To: Media From: Committee
on Education, Public Library and Women's...

Media

3/30/13

Notice of Public hearing

March 30, 2013 To: Media From: Committee on Education, Public Library and Women's...

phnotice@guamlegisla... 3/30/13

Public Hearing Notice

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From: 4

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**Public Hearing Notice - 2nd Notice** 

March 31, 2013, 12:15 PM

March 31, 2013

To:

Members of the 32<sup>nd</sup> Guarn Legislature

From:

Committee on Education, Public Library and Women's Affairs

Subject:

Notice of Public Hearing - 2nd Notice

The Committee on Education and Public Libraries will hold a public hearing on Tuesday, April 2. 2013 at 2:00 p.m. in the Guern Legislasure's Public Hearing room on the following bills:

- Bill No. 51-32 (LS) - B.T. McCreadle / A.A. Yamashita, Ph.D.

An act to add a new Section 4106.2 to Chapter 4, Title 17 Guarn Code Annotated relative to establishing the "E-reader Textbook Supplement Pitot Program" in Guarn schools.

- Bill No. 53-32 (COR) - B.J.F. Cruz

An act to repeal 17 GCA § 33105 and to amend 17 GCA § 31100; relative to the procurement authority of the Guarn Community College.

- Bill No. 58-32 (COR) - V.A. Ada

An act to amend §§8802 and 8803 and to add a new §6703 to Chapter 6 of 17GCA relative to protection of student information.

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Public hearing notice

March 31, 2013 To: Government of Guam From: Committee on Education, Public Libra...

**Gpd** 

3/31/13

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March 31, 2013 To: Colonel Sayama, Guam Police Department From: Committee on Edu...

Gcc

3/31/13

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March 31, 2013 To: President of the Guam Community College From: Committee on Ed...

**Gdoe** 

3/31/13

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March 31, 2013 To: Superintendent of Education From: Committee on Education....

phnotice@guamlegisla...3/31/13

Public Hearing Notice - 2nd Notice

March 31, 2013 To: Members of the 32nd

Guam Legislature From: Committee on Edu...

Media

3/31/13

Public Hearing Notice - 2nd Notice March 31, 2013 To: Media From: Committee on Education. Public Library and Women's...

Media

3/30/13

Notice of Public hearing

March 30, 2013 To: Media From: Committee on Education, Public Library and Women's...

phnotice@guamlegisla... 3/30/13

**Public Hearing Notice** 

March 30, 2013 To: Members of the 32nd Guam Legislature From: Committee on Edu...

Updated 4/12/13 9:07 AM

To: Media

From: Frank Torres

**Public Hearing Notice - 2nd Notice** 

March 31, 2013, 12:13 PM

March 31, 2013

To:

Media

From:

Committee on Education, Public Library and Women's Affairs

Subject:

Notice of Public Hearing - 2nd Notice

The Committee on Education and Public Libraries will hold a public hearing on Tuesday, April 2, 2013 at 2:00 p.m. in the Guarn Legislature's Public Hearing room on the following bills:

- Bill No. 51-32 (LS) - B.T. McCreadile / A.A. Yamashita, Ph.D.

An act to add a new Section 4108.2 to Chapter 4, Title 17 Guarn Code Annotated relative to establishing the "E-reader Textbook Supplement Pilot Program" in Guarn schools.

- Bill No. 53-32 (COR) - B.J.F. Cruz

An act to repeal 17 GCA § 33105 and to amend 17 GCA § 31109; relative to the procurement authority of the Guarn Community College.

- Bill No. 58-32 (COR) - V.A. Ada

An act to amend §§6602 and 6603 and to add a new §6703 to Chapter 6 of 17GCA relative to protection of student information.

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To: 🖈 Media

From: Frank Torres

### **Public Hearing Notice - 2nd Notice**

March 31, 2013, 12:13 PM

March 31, 2013

To:

Media

From:

Committee on Education, Public Library and Women's Affairs

Subject:

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An act to add a new Section 4106.2 to Chapter 4, Title 17 Guarn Code Annotated relative to establishing the "E-reader Textbook Supplement Pliot Program" in Guam schools.

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The public hearing will be broadcasted on MCV Channel 13 or GUdTV Channel 21.

To: Media

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## Recipient



Media	
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other <b>jtyqulengco@spbguam</b>	*
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other odngirairikl@guam.gan	*
home editor⊛mvguam.com	*
work gdumat-ol@guampdn.c	*
other <b>jason@kuam.com</b>	*
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Notice

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mashita, Ph.D.

4, Title 17 Guam Code Annotated relative to t Pilot Program" in Guam schools.

17 GCA § 31109; relative to the procurement

April 2, 2013

2:00 p.m.

Agenda



I. Speaker Won Pat's opening remarks.

Notices of the public hearing were transmitted to the media on March 25, 30, and 31

The Bills to be heard today:

- Bill No. 51-32 (LS) - B.T. McCreadie / A.A. Yamashita, Ph.D.

An act to add a new Section 4106.2 to Chapter 4, Title 17 Guam Code Annotated relative to establishing the "E-reader Textbook Supplement Pilot Program" in Guam schools.

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- Bill No. 58-32 (COR) - V.A. Ada

An act to amend §§6602 and 6603 and to add a new §6703 to Chapter 6 of 17GCA relative to protection of student information.

A Fiscal Note was received from the Bureau of Budget and Research granting a waiver for Bill No. 58-32 pursuant to Public Law 12-229. The intent of the bill is administrative in nature and poses no fiscal impact upon any funds of the Government of Guam.

Committee on Rules has requested Fiscal Notes for Bill No. 51-32 and Bill No. 53-32 and as of today COR has not received the fiscal notes or waivers for the bills.

II. Bills

- Bill No. 51-32 (LS)
- Bill No. 53-32 (COR)
- Bill No. 58-32 (COR)

#### III. Closing remarks

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# OFFICE OF THE SPEAKER JUDITH T. WON PAT, Ed.D.

CHAIRPERSON OF THE COMMITTEE ON EDUCATION AND PUBLIC LIBRARIES

#### VICE CHAIR

COMMITTEE ON TOURISM, MUNICIPAL AFFAIRS, HOUSING AND RECREATION

COMMITTEE ON TAXATION, APPROPRIATIONS, PUBLIC DEBT, BANKING, INSURANCE, RETIREMENT AND LAND

#### **AGENDA**

Public Hearing
Tuesday April 2, 2013, 2:00 pm
Liheslaturan Guahan Public Hearing Room, Hagatna, Gu

#### **COMMISSIONER**

GUAM COMMISSION ON DECOLONIZATION

GUAM FIRST COMMISSION

#### VICE PRESIDENT

ASSOCIATION OF PACIFIC ISLAND LEGISLATURES (APIL)

#### **BOARD MEMBER**

PACIFIC RESOURCES FOR
EDUCATION
AND LEARNING
(PREL)

## LEGISLATIVE REPRESENTATIVE

PACIFIC ISLAND
DEVELOPMENT BANK
(PIDB)

FESTIVAL OF THE PACIFIC ARTS (FESTPAC)

- 1. 51-32 (LS) B.T. McCreadie / A.A. Yamashita, Ph.D. An act to add a new Section 4106.2 to Chapter 4, Title 17 Guam Code Annotated relative to establishing the "E-reader Textbook Supplement Pilot Program" in Guam schools.
- 2. Bill No. 53-32 (COR) B.J.F. Cruz An act to repeal 17 GCA § 33105 and to amend 17 GCA § 31109; relative to the procurement authority of the Guam Community College.
- 3. Bill No. 58-32 (COR) V.A. Ada An act to amend §\$6602 and 6603 and to add a new §6703 to Chapter 6 of 17GCA relative to protection of student information.