



SENATOR DENNIS G. RODRIGUEZ, JR.

JUL 20 2016

Honorable Judith T. Won Pat, Ed.D.  
Speaker  
I Mina'Trentai Tres Na Liheslaturan Guåhan  
155 Hesler Place  
Hagåtña, Guam 96910

*Rory J. Respicio*

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

RE: Committee Report – Bill No. 345-33(COR)

Dear Speaker Won Pat:

Transmitted herewith, for your consideration, is the **Committee Report on Bill 345-33 (COR)- an Act to disapprove the proposed rules and regulations governing the Joaquin 'KC' Concepcion II, Compassionate Cannabis Use Act of 2013**; Sponsored by Senator Tina Rose Muña-Barnes, and referred to the Committee on Health, Economic Development, Homeland Security and Senior Citizens. Bill No. 345-33(COR) was publicly heard on July 14, 2016.

Committee votes are as follows:

05 TO PASS  
\_\_\_\_ NOT TO PASS  
\_\_\_\_ ABSTAIN  
04 TO REPORT OUT ONLY  
\_\_\_\_ TO PLACE IN INACTIVE FILE

2016 JUL 20 PM 1:49

*[Handwritten signature]*

Senseramente,

*[Handwritten signature]*

Senator Dennis G. Rodriguez, Jr.  
Chairman

Attachments

**COMMITTEE REPORT  
ON**

**BILL NO. 345-33 (COR)**

**Sponsored by Senator Tina Rose Muña-Barnes**

**An Act to disapprove the proposed rules and regulations governing the Joaquin 'KC' Concepcion II, Compassionate Cannabis Use Act of 2013.**




**SENATOR DENNIS G. RODRIGUEZ, JR.**

July 18, 2016

MEMORANDUM

**To: ALL MEMBERS**  
Committee on Health, Economic Development, Homeland Security and Senior Citizens

**From: Senator Dennis G. Rodriguez, Jr.**   
Committee Chairperson

**Subject: Committee Report on Bill no. 345-33(COR)**

Transmitted herewith, for your consideration, is the **Committee Report on Bill 345-33 (COR)- an Act to disapprove the proposed rules and regulations governing the Joaquin 'KC' Concepcion II, Compassionate Cannabis Use Act of 2013; Sponsored by Senator Tina Rose Muña-Barnes.**

This report includes the following:

- Committee Voting Sheet
- Committee Report Narrative/Digest
- Copy of Bill No. 345-33(COR)
- Public Hearing Sign-in Sheet
- Copies of Submitted Testimony and Supporting Documents
- Copy of COR Referral of Bill No. 345-33(COR)
- Notices of Public Hearing (1<sup>st</sup> and 2<sup>nd</sup>)
- Copy of the Public Hearing Agenda
- Related News Articles (Public hearing publication of public notice)

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.

*Si Yu'os Ma'åse'!*

Attachments



**SENATOR DENNIS G. RODRIGUEZ, JR.  
COMMITTEE VOTING SHEET**

**Bill 345-33 (COR)- an Act to disapprove the proposed rules and regulations governing the Joaquin 'KC' Concepcion II, Compassionate Cannabis Use Act of 2013; Sponsored by Senator Tina Rose Muna-Barnes**

	SIGNATURE	TO PASS	NOT TO PASS	ABSTAIN	REPORT OUT ONLY	PLACE IN INACTIVE FILE
<b>DENNIS G. RODRIGUEZ, Jr.</b> Chairman		✓ 7/20				
<b>V. ANTHONY ADA</b> Vice Chairman						
<b>BENJAMIN J.F. CRUZ</b>					✓	
<b>RORY J. RESPICIO</b>						
<b>TINA ROSE MUNA-BARNES</b>						
<b>THOMAS C. ADA</b>						
<b>FRANK B. AGUON, Jr.</b> 7/20/16					✓	
<b>NERISSA B. UNDERWOOD</b>					✓	
<b>FRANK F. BLAS, Jr.</b>					✓	
<b>THOMAS A. MORRISON</b>		✓				
<b>BRANT T. MCCREADIE</b>						



## SENATOR DENNIS G. RODRIGUEZ, JR.

### COMMITTEE REPORT DIGEST

#### Bill No. 345-33 (COR)

- I. OVERVIEW:** The Committee on Health, Economic Development, Homeland Security and Senior Citizens conducted a public hearing on July 14, 2016. The hearing convened at 2:07PM in I Liheslatura's Public Hearing Room. Among the items on the agenda was the consideration **Bill 345-33 (COR)- an Act to disapprove the proposed rules and regulations governing the Joaquin 'KC' Concepcion II, Compassionate Cannabis Use Act of 2013; Sponsored by Senator Tina Rose Muna-Barnes.**

#### Public Notice Requirements

Notices were disseminated via hand-delivery/fax and/or email to all senators and all main media broadcasting outlets on July, 7, 2016 (5-day notice), and again on July 12, 2016 (48-hour notice)

#### Senators Present

Senator Dennis G. Rodriguez, Jr.	Chairman
Senator Thomas C. Ada	Committee Member
Senator Tina Muna-Barnes	Committee Member
Senator Tommy Morrison	Committee Member
Senator Mary Camacho Torres	

The public hearing on agenda item Bill No. 345-33(COR) was called to order at 2:07pm.

#### **II. SUMMARY OF TESTIMONY & DISCUSSION.**

**Sen. T.R Muna Barnes** – Si Yu'os Ma'ase Mr. Chairman thank you for giving me the opportunity to briefly speak on this bill today. Hafa Adai and good afternoon to everybody. Bill No. 345-33(COR) will reject the proposed draft rules and regulations in anticipation of new provisions. Mr. Chair, I want to note that in order to prevent default approval of a current rules we have to reject this, I will stress and we have to reject this rule and order to move forward with the strengthening the provision in our medical cannabis program. I do Mr. Chair I want to take this time to thank the Department of Public Health and the office of the Attorney General for the work that they've done on this proposal of and regulations. Yes it was a tremendous amount of work and effort that went in to this process, however as we began the review of the proposed rules and regulations we realized that key pieces of legislation should be put into place. I want to know for the record that many states that began the implementation of their program and we are able to reveal their successes and consider them for our program amending are cannabis program rules and regulations it was a KC act is inevitable I'm sure that further amendments will be added to the KC Act in the future and what was good in the past provably its not so good today and this is why we have to continuously updated and amended our laws there's no one sizes fits all approach to the implementations of our program

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

*Ufisinan Todu Guam • I Mina' Trentai Tres Na Liheslaturan Guahan • 33<sup>rd</sup> Guam Legislature*

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## SENATOR DENNIS G. RODRIGUEZ, JR.

and in states of been rigorously amending their program rules and regs as well as their statutes and this is what's brings us here today and Mr. Chair the medical cannabis industry is involved in just a few short years and we need to catch up with the new developments that have been enough, that is successful in other places. Most of importantly we need to create a program that addresses the needs for our patients here. We had several hearing to engage the public and help us try for a program needs to go so the patients get safe and affordable access to medical cannabis and I'm sure by the end of this process we will create the program that will truly benefit the patients first and foremost. Mr. Chair I do want to take a time to thank you for continuing to be up front with this issue and work closely with us to see the realization in all that in order for us to move forward we first have to reject the provision that have been provided to us today saina ma'ase.

**Sen. Rodriguez** – Thank you very much Sen. Barnes now I ask Lynn Flores, August Fest, Andrea Pellacani, Leilani Peredo, Magalahe MagaAniti I can't read the writing but thank you thank you very much for being here Ms. Flores.

**Lynn Flores** – Pardon me well I hadn't expected testify, but there only a few of us in the room, but I did want to say that I definitely agree with Sen. Barnes that the original rules and regs are totally inappropriate for Guam. I was specially struck by how inappropriate the fees were and that it afforded no opportunity for the people with less money in our pockets to be able to participate in developing any kind of an economy that will allow them to participate in a growing program, because this will be their most likely means of getting into the marijuana industry it was based solely upon an advantage for the wealthier of the people on island, and I thought that was the worst thing to happen, it would be just the perpetuation of the way things are now as far as the economy is concern. Also it did nothing to really help the people that were going to need the medicine it was just a totally proposture proposal economically, it did not allow for home growing which was originally approved and it didn't work. It will not work for this island. The proposal that I have seen are most fitting and I think should be proposed and adopted. That all I have to say.

**Sen Rodriguez** – Thank you very much ma'am, Mr. August Fest.

**August Fest** – Thank you and good afternoon I agreed with the things this fellow citizen instead and my other statement marijuana statement of this 1st draft at the rules 2nd drafts of the rules I do here support the rejection of the rules. I sent you an email with the status of the written may I address very shortly briefly easy trifacta the two bills, short brief same thing as of this of the last two sets of draft rules the bill 343 is still over the top, economically for somebody, drug store small business to get \$7000 dollars for 50 plants it's going into the whole specially we have to pay rent some more to do it, 344 on cultivation I think we should hold off on that because the DEA is going be making announcement on re-scheduling so let see were how was that before we get involved on that. But also in 344 it had 6 plants that's totally useless for a patient if you know anything about cultivation we can end up what happen is being male and you don't know that until 70 days into it, so then you end up with tree females the hold you off takes 4 and half months from seeds to harvest that's you going be able to cultivate, not till the last year until the next harvest, so I suggested Senator Barnes square footage vs. plant numbers 32 to 50 foot should be enough for everybody and separate seedlings and vegetation form your flowering needs the dark cycle so you can split that 50 into a 3



## SENATOR DENNIS G. RODRIGUEZ, JR.

sections and be able to get yourself from one harvest to an access for 4 and half months. I will not see what will get it from here. Thank you.

Sen Rodriguez – thank you sir we Senator Barnes as subcommittee chair will be having hearing on those bills next week, the 20th and 22nd, and so the public will having opportunity that time to present the testimony on that as well thank you very much sir. I just go ahead go on magalahi, great thank you what a gentleman.

**Leilani Peredo** – Please attach file.

Sen Rodriguez – thank you very much ma'am I just to clarify that these hearing today is for 345 and so will take that included for next week hearing thank you. Ms. Pellacani.

**Andrea Pellacani** - Please attach file.

**Sen Rodriguez** – Thank you very much Ms. Pellacani

**Magalahi Magaamiti** – Hafa Adai well I'm Magalaha Magaaniti don't worry she had trouble too so you're not the only one, and it's in the native language right? Wow anyway, let me tell you a story of the laws in Guam cause this is what you guys created and you guys are you can be held accountable for, I love their speeches by the way it's good. Anyway I was arrested I had search warrant you know I look at the search warrant and it had the wrong name coz it's not the same name in the birth certificate and the address was totally I don't even know where's that address was. In the court of law in America my case wouldn't been dismissed just like that the judge would have been pissed off. Here in Guam it took me over 3 years to fight but since they did not accept that stands of were as that's not me that's not my address, so no I have to fight it so I pleaded not guilty under the ground that I am not a US citizen. Therefore those laws your trying to shelf down my throat that's not apply to me. I am 63 years old now and I tell you these and I know Thomas is over there is older than me, but here in Guam I never have the opportunity to vote for president, 2 members to congress and members in to the house of representative. I'm here today and every other time we had protest or public hearing when you having for a different bills, you guys are promoting a lie because your function as you stayed in the 1st day of your term is to uphold the constitution of the United States of America. Now my questions to you for the public to hear are you a true blue born to fight a 100% US citizens? Please answer that questions it is crucial to the betterment of this island to the betterment of the help of the people because you are in position of power authority, so due to your responsibility because of where you sitting can you honestly answer that with the yes or no? Like in the court room like yes or no, not maybe not and yes or no. so my question is are you a bonafide a 100% American citizen senators.

**Sen. Rodriguez-** With all due respect

**Magalahi Magaaniti-** That's your tittle but I don't honor that,

**Sen. Rodriguez** - Sir were here to have a public hearing on these bill I'm going ask you if you can make your testimony on these bills.



## SENATOR DENNIS G. RODRIGUEZ, JR.

**Magalahi Magaaniti-** I'm getting old I can't hear.

**Sen. Rodriguez -** Were here for bill 345 sir so please if you can testify.

**Magalahi Magaaniti-** This all part of it.

**Sen. Rodriguez-** If you can get to the point, sir.

**Magalahi Magaaniti-** This is all part of it this is the story you know it ends with it lets go with the flow can I be done. Can we go with the flow I mean this is our native island you are in the position of authority and you know culturally language wise we even have a problem with my name Magalahi Magaaniti, so to prove my point we're here to discussing our bill for marijuana wow I beat the court I have the court papers you want me to take it out, its says I am insane to say I am incompetent but because of my stance I am not a US citizens therefore those laws do not apply to me at the very end of the sentence of that 3 pages papers says dismissed with prejudice. Now to prove my insanity and incompetent can you answer my question it helps me. You know come on, was so hard to answer about what a question are you a US citizen yes or no because as a native of Guam grow your marijuana why are you gonna put this people who needs their marijuana for their health and also if you don't want rage smoke a joint it calms your nerves its good for you. Ok you know like road rage, smoke a joint you just gonna say go ahead its calms you down. Medically marijuana has cured illnesses. I mean pharmacist, doctors they give you pills it doesn't care you its just prolongs the agony and they still collecting your money and here the marijuana cures and yet the store still sell cigarette and alcohol come on. Whats the problem here why can it be done? Get it over with its that simple. I know you guys are running for office you can't answer that question because you know what's gonna happen coz' the truth will prevail coz not one of you is a US citizen. Thank you very much.

**Sen. Rodriguez –** Thank you very much sir. Other anyone else to wish to testify on bill 345, if nobody else I'm gonna ask the Senators if there's any question of those who testify? Sen. Barnes, Sen. Morrison, Sen. Ada, Sen. Torres, nothing? Ok so there being none this concludes the public hearing on bill 345-33 the committee will continue to accept testimony written testimony on these bill and the intent of the committee is to request that these bill be brought before the senators prior to the august the beginning of august date that this proposed rules and regulations laps is into laws so are intension to addressed this bring us to the body before then and so that we can disapproved it by that time. Ok so Sen. Barnes as a subcommittee and chair will be having a series of hearing of the other bills and that would then bring that to the forefront and that will come back and address that matter I wanted to assure you is every intention of this body is to ensure that the mandate of the people is carried out, just want to make sure we do it in a right way. Ok thank you very much we're adjourned.

There being no other testimony, or comments by Senators, Chairman Rodriguez declared the bill as having been heard, and concluded the public hearing on Bill No. 12-33(COR).

**Fiscal Note:** Pending (No requests/note on legislature website)





**SENATOR DENNIS G. RODRIGUEZ, JR.**

**III. FINDINGS AND RECOMMENDATIONS**

The Committee on Health, Economic Development, Homeland Security and Senior Citizens, hereby **reports out Bill No. 345-33(COR)**, with the recommendation to Repeat Out Only.

***I MINA'TRENTAI TRES NA LIHESLATURAN GUÁHAN***  
**2016 (SECOND) Regular Session**

Bill No. 345-33 (COR)

Introduced by:

Tina R. Muña Barnes

**AN ACT TO DISAPPROVE THE PROPOSED RULES  
AND REGULATIONS GOVERNING THE JOAQUIN  
“KC” CONCEPCION II COMPASSIONATE CANNABIS  
USE ACT OF 2013.**

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

**Section 1. Legislative Findings and Intent.** *I Mina'Trentai Tres Na*

*Liheslaturan Guahan* recognizes the hard work of the Department of Public Health and Social Services and all those involved in drafting, hearings, and transmitting the proposed rules and regulations governing the Joaquin “KC” Concepcion II Compassionate Cannabis Use Act of 2013. *I Liheslaturan Guahan* realizes that there are issues and inconsistencies between the Joaquin “KC” Concepcion II Compassionate Cannabis Use Act of 2013 and the Rules and Regulations governing the Act that has to be addressed.

*I Liheslaturan Guahan* finds that some concerns that need to be addressed include clarifying definitions, improving patient access to medical cannabis, strengthening patient privacy, and creating clear guidelines for the medical cannabis program. Additionally, the Act needs to include necessary provisions to provide for safety measures. *I Liheslaturan Guahan* intends to make additional amendments to the Act to address these issues. The proposed additional amendments will cause additional conflicts between the Act and the proposed rules

2016 JUN 30 PM 2:00

1 and regulations and it is our recommendation that we disapprove the proposed  
2 rules and regulations in anticipation of additional amendments.

3 *I Liheslaturan Guahan* intends to avoid a default approval and thus  
4 disapproves the rules as originally transmitted, pursuant to the Administrative  
5 Adjudication Law.

6 **Section 2. Disapproval of Rules and Regulations.** The proposed Rules and  
7 Regulations governing the Joaquin “KC” Concepcion II Compassionate Cannabis  
8 Use Act of 2013 transmitted to the Speaker of *I Liheslaturan Guahan* on May 10,  
9 2016, by *I Maga’lahen Guahan*, pursuant to the Administrative Adjudication Law,  
10 are hereby disapproved by *I Liheslaturan Guahan* pursuant to Title 5 GCA §9303  
11 (c).

12



SENATOR DENNIS G. RODRIGUEZ, Jr., Chairman  
 COMMITTEE ON HEALTH, ECONOMIC DEVELOPMENT, HOMELAND SECURITY & SENIOR CITIZENS  
 Mina'trentai Tres Na Liheslaturan Guåhan • 33<sup>rd</sup> Guam Legislature

PUBLIC HEARING Thursday, July 14, 2015 2:00pm Legislature Public Hearing Room

Bill No. 345-33 (COR) -An act to disapprove the proposed rules and regulations governing the Joaquin "KC" Concepcion II Compassionate Cannabis Use Act of 2013. Sponsored by Senator T. R. Muña Barnes

PRINT NAME	SIGN INITIALS	AGENCY or ORGANIZATION	✓ORAL TESTIMONY	✓WRITTEN TESTIMONY	✓NO TESTIMONY	✓IN FAVOR	✓ OPPOSE	CONTACT NUMBERS	EMAIL ADDRESS
Miguel Flores	mlf	Private Citizen	X			X		688-7211 477-7291	florzarmond@gmail.com
August Fes	ADF	Self	✓	✓		✓		922-3535	august_fes@vohoc.com



SENATOR DENNIS G. RODRIGUEZ, Jr., Chairman  
 COMMITTEE ON HEALTH, ECONOMIC DEVELOPMENT, HOMELAND SECURITY & SENIOR CITIZENS  
 Mina'trentai Tres Na Liheslaturan Guåhan • 33<sup>rd</sup> Guam Legislature

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PRINT NAME	SIGN INITIALS	AGENCY or ORGANIZATION	✓ORAL TESTIMONY	✓WRITTEN TESTIMONY	✓NO TESTIMONY	✓IN FAVOR	✓OPPOSE	CONTACT NUMBERS	EMAIL ADDRESS
ANDREA PELLACANI	AP	WBG	✓	✓		✓			
KEILANI PEREDD		"	"	"		✓			
Magababe Magabante			✓			✓			

# MY NAME IS LEILANI PEREDO

Senators, thank you. The fact that we are even here having this conversation ~~=~~ shows that we are living in amazing times.

Before going on I have to make a confession.

Prior to joining Women Grow Guam and before I adopted the mission of advocating for safe patient access of cannabis locally, I had ASSUMED that everyone knew that great strides were being made in cannabis research, despite its classification as a Schedule 1 drug. I would hear stories touting the healing properties of cannabis and every now and then some miraculous claim. Enough tidbits to inspire ~~and~~ lasting wonder and curiosity regarding the potential of this plant. ~~This is before we had any known~~ <sup>THEN CAME ALL THE RESEARCH - THE EMERGING</sup> therapeutic ~~or~~ <sup>AND</sup> medicinal benefits of cannabis. I assumed everyone knew.

Well you know what happens when you assume. I assumed that everyone knew. I was wrong.

**WHILE**

~~when~~ doing research and gathering data for cannabis advocacy, Women Grow Guam favored asking critics of medicinal marijuana for insight into their stance. The question we would pose. What is your biggest fear in regards to the implementation of a medicinal cannabis program. **WE RECEIVED A MYRIAD OF ANSWERS. BUT PERTAINING TO SPECIFICALLY**

**TO THOSE WHO OPPOSE A PROGRAM THEY FEEL IS 'TOO LIBERAL OR IS A DUSH FOR LEGALIZATION**  
~~The disparity~~ <sup>BETWEEN THE EXTREMES</sup> between two collective mindsets is real. Both unacceptable.

**IF THE OTHER EXTREME WAS APATHETIC**

Here I stand between two extremes.

One the absolute presence of fear. <sup>FROM THIS SIDE,</sup> I hear outdated ideas and myths reminiscent of reefer madness. Propoganda and misinformation <sup>that's been</sup> long dispelled; <sup>now</sup> being verbally said with such conviction.

And the critics ask.. what happens if this gets into the wrong hands? <sup>ANDRE</sup> They ask with genuine concern.

And with genuine concern I respond.. it already is. Kids can buy marijuana easier than they can buy alcohol or cigarettes. Drug dealers don't ask for ID. Nor do they require you to disclose your medical condition. They do not, however, offer the exact amount of THC/CBD concentration. And they usually don't have advice regarding

which particular strain is effective as an anti-inflammatory.

Other critics fret.. "I'm worried about this being passed inadvertently into the wrong hands." Because they truly don't want cannabis getting into the wrong hands. My answer comes without fret. It already is. I'm always so confused when fear is directed towards cannabis. In the history of cannabis, there is not one single recorded event of a lethal overdose. Not even one. A person has died from drinking too much water. But never from cannabis. I hate to be so incessantly redundant.

And then critics wonder, "What will we do if people are driving on the roads under the influence and they are too stoned?"

I hate to break it to you. They are already are. This program ~~seems~~ <sup>SHOULD</sup> to protect qualified patients from prosecution for consuming cannabis as a treatment for their debilitating condition. But it does not erase the fact that there is already an established illicit market in Guam and this illicit market is strengthened in the absence of a safe, affordable and accessible medicinal cannabis program.

DUI WAS & IS  
AND ALWAYS WILL  
REMAIN  
ILLEGAL

A major concern is the effect a medicinal cannabis program will have on the community. In Colorado, where cannabis is legal, <sup>NOT JUST FOR MEDICAL USE.</sup> traffic ~~DUIs~~ accidents have decreased, violent crime has decreased, % of deaths caused by opioid overdoses has decreased, teen use of cannabis, surprise! Even that decreased, And they were giving back the citizens of Colorado money because they had so much from taxing and regulating their new million-dollar industry. It doesn't seem that like the very moral fabric of their communities were unraveling. ~~and~~ <sup>SO</sup> there lives the presence of unnecessary fear. I find this unacceptable.

And then the other hand, a different collective mindset that wears a mask. They are slightly detached. Devoid of fear and sometimes regard for the law. A different mindset that finds the whole cannabis debate boring because they possess the wisdom. The sure certainty and knowledge that cannabis is neither dangerous, nor should it even be considered a drug. They recognize the medical value in cannabis. But they refuse to believe their government will govern them adequately. Listen to their concerns. And so

they fear no persecution. And they praise the illicit market because it is their rebel song. And they accept the status quo. Unacceptable.

**WE ARE THE MAJORITY. PROPONENTS OF A SAFE AND ACCESSIBLE PROGRAM.**  
And then there's me and those like me. We still believe in you. That's why we are here. When I ask myself what I am scared of, it is simple. I fear that our elected representatives, will not support and enact the will of the people and provide for a program that's accessible and affordable. So our suffering loved ones can heal in peace.

**WE SUPPORT THE PASSING OF BILLS 343, 344, AND 345.**

I fear that my children or my Mom will not have ease and accessibility to this medicine should they ever need it in the future.

I fear complacency with the status quo because its easier, not because its better. And I fear not taking a stand for something I believe in.

In regards to the federal status and classification of of cannabis as a schedule one drug <sup>FOR ME IT</sup> becomes irrelevant when we are discussing a medicine that our loved ones need. Federal law precedes state law everywhere that medicinal marijuana is legalized in the US. Still, their local government had the courage to enact the will of the people and to be great.

**I ASK THAT YOU**

Let's not assume, like I did. And

Let's not assume that Guam doesn't have the wherewithal, capacity, skills, functions, resources, or any other substitute word in a short phrase that belies a lack of confidence in the potential of this beautiful island. Remember, we are GUAMAZING!

Please don't assume that you personally will never find medicinal cannabis beneficial as a patient yourself, or for a loved one.

Lastly, please don't assume that Guam is not innovative or daring enough, or bold enough to create a superior and succesful policy or program that is suited to the constituents of Guam. Our home.

**ON BEHALF OF MANY IVE SPOKEN TO AND MYSELF,  
~~AND~~ I HUMBLLY ASK THAT YOU SUPPORT  
THE PASSING OF BILLS 343, 344, 345.**



Hafa Adai!

My name is Andrea C. Pellacani and I am the President of Women Grow Guam and a founding member of Grassroots Guam.

At the final hearing for the proposed rules governing the Joaquin "KC" Concepcion II Compassionate Cannabis Use Act of 2013 as prepared by the Department of Public Health and Social Services and transmitted by the Office of the Governor - it was our position and recommendation to reject the proposed rules and we are in full support of Bill 345.

We would like to clarify that rejection of the proposed rules and the introduction of Bill 343 - to repeal and reenact the KC Statute as well as Bill 344 - a bill to allow home cultivation for qualified patients is the best path toward strengthening the program in order to allow safe access to patients and provide for a sustainable program for our community.

The amended KC law addresses many of our concerns regarding patient privacy, lowered fees, allowing patients to be empowered to decide with their doctor if medical cannabis could be right for them and so many other flaws with the proposed rules. Most importantly - it provides equal protection under the law for patients and businesses - the singlemost important guiding principle when creating, executing and enforcing legislation enacted by the people, for the people.

We urge the Guam Legislature to thoroughly review the proposed rules before considering a "no" vote on Bill 345. Creating a program that is neither safe nor sustainable only further serves to continue to encourage and empower the current illicit market. A "no" vote is a vote for the illicit market and is a vote against the will of the people and the intent of the KC Concepcion Compassionate Use Act. No matter your position on medical marijuana, voting no on Bill 345 will only hurt our community.

We can't say enough - that safe patient access is the goal here. All policy should be developed based on safe patient access. Access to patients with fibromyalgia, diabetes, bi-polar disorder, Alzheimer's, autism, asthma and many other conditions are just as important as patients with cancer and epilepsy and the other debilitating conditions currently listed. Protecting patient privacy is of the utmost importance. Taking illicit cannabis off the street and putting it into a regulatory framework is what we are trying to achieve here.

As we meet and talk to more people, we need to really think about how we approach this. Please continue to help us find solutions to support Bills 343 and 344 instead of fighting about the merits of cannabis. We should be done having that conversation.

Consider that when you enact policy as an effort prevent the diversion of regulated medical cannabis onto the street - that you may actually be encouraging the illicit market to continue on - business as usual.





## COMMITTEE ON RULES

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

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Senator  
Rory J. Respicio  
CHAIRPERSON  
MAJORITY LEADER

Senator  
Thomas C. Ada  
VICE CHAIRPERSON  
ASSISTANT MAJORITY LEADER

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

Vice-Speaker  
Benjamin J.F. Cruz  
Member

Legislative Secretary  
Tina Rose Muna Barnes  
Member

Senator  
Dennis G. Rodriguez, Jr.  
Member

Senator  
Frank Blas Aguon, Jr.  
Member

Senator  
Michael F.Q. San Nicolas  
Member

Senator  
Nerissa Bretania Underwood  
Member

V. Anthony Ada  
MINORITY LEADER

Mary C. Torres  
MINORITY MEMBER

July 1, 2016

**VIA E-MAIL**

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

**RE: Request for Fiscal Notes – Bill Nos. 343-33(COR) through 346-33(COR)**

*Hafa Adai* Mr. Calvo:

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

Attachments (1)

Cc: Clerk of the Legislature

Bill Nos.	Sponsor	Title
343-33 (COR)	T. R. Muña Barnes	AN ACT TO REPEAL AND REENACT ARTICLE 24 OF CHAPTER 12, TITLE 10 GUAM CODE ANNOTATED; RELATIVE TO STRENGTHEN THE PROVISIONS OF THE JOAQUIN (“KC”) CONCEPCION, II COMPASSIONATE CANNABIS USE ACT OF 2013.
344-33 (COR)	T. R. Muña Barnes	AN ACT TO ADD A NEW SUB-ARTICLE 1 TO ARTICLE 24, CHAPTER 12, TITLE 10 OF GUAM CODE ANNOTATED, RELATIVE TO ADDING HOME CULTIVATION PROVISION TO THE JOAQUIN (KC) CONCEPCION COMPASSIONATE CANNABIS USE ACT OF 2013.
345-33 (COR)	T. R. Muña Barnes	AN ACT TO DISAPPROVE THE PROPOSED RULES AND REGULATIONS GOVERNING THE JOAQUIN “KC” CONCEPCION II COMPASSIONATE CANNABIS USE ACT OF 2013.
346-33 (COR)	R.J. Respicio	AN ACT TO AMEND § 26203(K)(9); TO AMEND § 26203(K)(28) TO (32); AND TO ADD § 26203.1 TO ARTICLE 2, CHAPTER 26, ALL OF TITLE 11 OF THE GUAM CODE ANNOTATED RELATIVE TO INCREASING THE BUSINESS PRIVILEGE TAX EXEMPTION FOR SMALL BUSINESSES TO ONE HUNDRED FORTY THOUSAND (\$140,000) AND INCREASE TO ONE HUNDRED FIFTY THOUSAND (\$150,000) THE INCOME THRESHOLD TO QUALIFY FOR THE EXEMPTION.



# COMMITTEE ON RULES

*I Mina'trentai Tres na Liheslaturan Guåhan* • The 33rd Guam Legislature  
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E-mail: [roryforguam@gmail.com](mailto:roryforguam@gmail.com) • Tel: (671)472-7679 • Fax: (671)472-3547

Senator  
Rory J. Respicio  
CHAIRPERSON  
MAJORITY LEADER

Senator  
Thomas C. Ada  
VICE CHAIRPERSON  
ASSISTANT MAJORITY LEADER

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

Vice-Speaker  
Benjamin J.F. Cruz  
Member

Legislative Secretary  
Tina Rose Muna Barnes  
Member

Senator  
Dennis G. Rodriguez, Jr.  
Member

Senator  
Frank Blas Aguon, Jr.  
Member

Senator  
Michael F.Q. San Nicolas  
Member

Senator  
Nerissa Bretania Underwood  
Member

V. Anthony Ada  
MINORITY LEADER

Mary C. Torres  
MINORITY MEMBER

## 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. 345-33 (COR) –T.R. Muna Barnes**, "AN ACT TO DISAPPROVE THE PROPOSED RULES AND REGULATIONS GOVERNING THE JOAQUIN "KC" CONCEPCION II COMPASSIONATE CANNABIS USE ACT OF 2013."

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 345-33(COR) to be included in the committee report on said bill, is hereby waived.**

Certified by:

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

July 20, 2016  
**Date**



# COMMITTEE ON RULES

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

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Senator  
Nerissa Bretania Underwood  
Member

V. Anthony Ada  
MINORITY LEADER

Mary C. Torres  
MINORITY MEMBER

June 30, 2016

## MEMORANDUM

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

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

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

**Subject: Referral of Bill No. 345-33(COR)**

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 345-33(COR)**.

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

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

*Si Yu'os Ma'åse!*

Attachment

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

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
345-33 (COR)	T. R. Muña Barnes	AN ACT TO DISAPPROVE THE PROPOSED RULES AND REGULATIONS GOVERNING THE JOAQUIN "KC" CONCEPCION II COMPASSIONATE CANNABIS USE ACT OF 2013.	6/30/16 2:00 p.m.	06/30/16	Committee on Health, Economic Development, Homeland Security, and Senior Citizens			



Joe Mesngon <joe@toduguam.com>

# FIRST NOTICE OF PUBLIC HEARING ON THURSDAY, JULY 14, 2016, 2PM

3 messages

Joe Mesngon <joe@toduguam.com>  
To: phnotice <phnotice@guamlegislature.org>

Wed, Jul 6, 2016 at 4:43 PM

July 6, 2016

## MEMORANDUM

To: All Senators, Stakeholders and Media  
From: Sen. Dennis G. Rodriguez, Jr.  
Subject: FIRST NOTICE of Public Hearing on July 14, 2016

Hafa Adai!

The Committee on Health has scheduled a Public Hearing for Thursday, July 14, 2016 at 2pm in the Legislature's Public Hearing Room in Hagatna.

The Committee will accept oral and written testimony on:

Bill No. 341-33 (COR) - Introduced by Senators D. G. Rodriguez, Jr. / V. A. Ada / R. J. Respicio

An act to amend §80109 to chapter 80, division 4 of title 10, Guam Code Annotated, relative to establishing rates and fees for services of the Guam Memorial Hospital Authority at a level which is commensurate with, but not to exceed, Medicare rates.

Bill No. 345-33 (COR) - Introduced by Senator Tina Rose Muña-Bames

An act to disapprove the proposed rules and regulations governing the Joaquin "KC" Concepcion II Compassionate Cannabis Use Act of 2013.

Written testimony may be addressed to Sen. Dennis G. Rodriguez, Jr., Chairman of the Committee on Health and sent via email to [senatordrodriguez@gmail.com](mailto:senatordrodriguez@gmail.com), or hand delivered to his office at 176 Serenu Avenue Suite 107, Tamuning, Guam or the Legislature's Mailroom at 155 Hesler Place, Hagatna, Guam.

Individuals who may require special assistance are asked to contact the office of Sen. Rodriguez at 649-8638/0511 no later than 48 hours prior to the scheduled hearing.

For more information, please contact the office of Sen. Rodriguez.

Si Yu'os Ma'ase'!

**Joseph A. Q. Mesngon**  
Office of Senator Dennis G. Rodriguez, Jr.  
Committee on Health, Economic Development,  
Homeland Security and Senior Citizens  
*I Mina'trentai Tres Na Liheslaturan Guahan*  
33rd Guam Legislature  
176 Serenu Ave. Suite 107  
Tamuning, Guam 96931  
649-8638/0511  
[www.toduguam.com](http://www.toduguam.com)

Joe San Agustin <joesa@guamlegislature.org>  
To: Joe Mesngon <joe@toduguam.com>

Thu, Jul 7, 2016 at 8:05 AM

Cc: adam@guamlegislature.org

Received and now posted. Thanks Brutha Joe

**From:** Joe Mesngon [mailto:joe@toduguam.com]  
**Sent:** Wednesday, July 06, 2016 4:43 PM  
**To:** phnotice  
**Subject:** FIRST NOTICE OF PUBLIC HEARING ON THURSDAY, JULY 14, 2016, 2PM

[Quoted text hidden]

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**Joe Mesngon** <joe@toduguam.com>  
To: Joe San Agustin <joesa@guamlegislature.org>  
Cc: Adam Bearce <adam@guamlegislature.org>

Thu, Jul 7, 2016 at 8:22 AM

Si Yu'os Ma'ase' Che'lu!

*Joseph A. Q. Mesngon*

Office of Senator Dennis G. Rodriguez, Jr.  
Committee on Health, Economic Development,  
Homeland Security and Senior Citizens  
*I Mina'trentai Tres Na Libeslaturan Guahan*  
33rd Guam Legislature  
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www.toduguam.com

[Quoted text hidden]





Joe Mesngon &lt;joe@toduguam.com&gt;

## SECOND NOTICE OF PUBLIC HEARING ON THURSDAY, JULY 14, 2016, 2PM

2 messages

Joe Mesngon &lt;joe@toduguam.com&gt;

Tue, Jul 12, 2016 at 8:51 AM

To: phnotice <phnotice@guamlegislature.org>, editor@postguam.com, janela@spbguam.com, jasmine@postguam.com, jessthebuzz@gmail.com, louella@postguam.com, rgibson@k57.com, robert@postguam.com, "Borja, Karlyn RCG" <krborja@guam.gannett.com>, Christie San Agustin <christie@kuam.com>, GUA-life <GUA-life@guam.gannett.com>, GUA-NEWS <news@guampdn.com>, GUA-voice <GUA-voice@guam.gannett.com>, Guam Daily Post - Amier Younis <amier@postguam.com>, Guam Daily Post - Eric Thomas <content@postguam.com>, Guam Daily Post - Jacqueline PEry Guzman <jackie@postguam.com>, Guam Daily Post - John O'Connor <john@postguam.com>, Guam Daily Post - Mar-Vic Cagurangan <marvic@postguam.com>, Guam Daily Post - Sean Ignacio <webmaster@postguam.com>, Guam Webz - Rhaj Sharma <rhaj@guamwebz.com>, Guam Webz - Updates <updates@guamwebz.com>, GuamPhotos <Gua-Photos@guam.gannett.com>, "Iriarte, Hannah" <hciriarte@guam.gannett.com>, Joan Aguon <joanaguon@gmail.com>, Joan Aguon Charfauros <joan@kuam.com>, "Joy FM - Alex J. Rhowuniong" <production@joyfmgum.com>, "K57 (1)" <news@k57.com>, K57 - Patti <parroyo@spbguam.com>, K57 - Phill <phillpleonguerrero@gmail.com>, Krystal Paco <krystal@kuam.com>, KUAM <newsdirector@kuam.com>, KUAM - Isa Baza <isa@kuam.com>, KUAM - Jason Salas <jason@kuam.com>, KUAM - Ken Quintanilla <kenq@kuam.com>, KUAM - Sabrina <Sabrina@kuam.com>, "Lee, Sue" <sjlee@guam.gannett.com>, "Limtiaco, Steve" <slimtiac@guam.gannett.com>, "Maluwelmeng, Laura R" <lmaluwelme@gannett.com>, Marianas Variety - Gerry Partido <gerry@postguam.com>, Matt Dodd <matt@joy92.net>, Mindy Aguon <mindy@kuam.com>, Pacific Daily News - Tano Goodrich <tgoodrich@guam.gannett.com>, Pacific News Center <news@pacificnewscenter.com>, PNC - Clynt Ridgell <clynt@spbguam.com>, PNC - Roselle Romanes <roselle@spbguam.com>, PNC - Tim Blaz McHenry <tim@spbguam.com>, "Sablan, Jerick P" <jpsablan@guam.gannett.com>, "San Nicolas, Elizabeth" <esannicola@guam.gannett.com>, SMG - Glenn Lujan <glenn@spbguam.com>, Sorensen - Larry <larry@spbguam.com>, Sorensen - Ron Diaz <rdiaz@k57.com>

July 12, 2016

### MEMORANDUM

To: All Senators, Stakeholders and Media

From: Sen. Dennis G. Rodriguez, Jr.

Subject: SECOND NOTICE of Public Hearing on July 14, 2016

Hafa Adai!

The Committee on Health has scheduled a Public Hearing for Thursday, July 14, 2016 at 2pm in the Legislature's Public Hearing Room in Hagatna.

The Committee will accept oral and written testimony on:

Bill No. 341-33 (COR) - Introduced by Senators D. G. Rodriguez, Jr. / V. A. Ada / R. J. Respicio

An act to amend §80109 to chapter 80, division 4 of title 10, Guam Code Annotated, relative to establishing rates and fees for services of the Guam Memorial Hospital Authority at a level which is commensurate with, but not to exceed, Medicare rates.

Bill No. 345-33 (COR) - Introduced by Senator Tina Rose Muña-Bames

An act to disapprove the proposed rules and regulations governing the Joaquin "KC" Concepcion II Compassionate Cannabis Use Act of 2013.

Written testimony may be addressed to Sen. Dennis G. Rodriguez, Jr., Chairman of the Committee on Health and sent via email to [senatordrodriguez@gmail.com](mailto:senatordrodriguez@gmail.com), or hand delivered to his office at 176 Serenu Avenue Suite 107, Tamuning, Guam or the Legislature's Mailroom at 155 Hesler Place, Hagatna, Guam.

Individuals who may require special assistance are asked to contact the office of Sen. Rodriguez at 649-8638/0511 no later than 48 hours prior to the scheduled hearing.

For more information, please contact the office of Sen. Rodriguez.

Si Yu'os Ma'ase'!

**Joseph A. Q. Mesngon**

Office of Senator Dennis G. Rodriguez, Jr.  
Committee on Health, Economic Development,  
Homeland Security and Senior Citizens  
*I Mina'trentai Tres Na Liheslaturan Guahan*  
33rd Guam Legislature  
176 Serenu Ave. Suite 107  
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www.toduguam.com

---

**Joe Mesngon** <joe@toduguam.com>

Tue, Jul 12, 2016 at 10:47 AM

To: Maria Loraine Umbrero <mumbrero.senatordrodriguez@gmail.com>

*Joseph A. Q. Mesngon*

Office of Senator Dennis G. Rodriguez, Jr.  
Committee on Health, Economic Development,  
Homeland Security and Senior Citizens  
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Public Hearing Notice Listserv  
*phnotice@guamlegislature.org (Media, All Senators, and Staff)*

Updated: June 30, 2016

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Updated: June 30, 2016

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**SENATOR DENNIS G. RODRIGUEZ, JR.**

**PUBLIC HEARING AGENDA**

**Thursday, July 14, 2016 2:00pm Public Hearing Room, *I Liheslatura***

**I. Call to order**

**II. Items for public consideration:**

- **Bill No. 341-33 (COR) -An act to amend §80109 to chapter 80, division 4 of title 10, Guam Code Annotated, relative to establishing rates and fees for services of the Guam Memorial Hospital Authority at a level which is commensurate with, but not to exceed, Medicare rates.**
- **Bill No. 345-33 (COR) -An act to disapprove the proposed rules and regulations governing the Joaquin “KC” Concepcion II Compassionate Cannabis Use Act of 2013.**

**III. Adjournment**

**Thank you for your participation in today’s hearing.**