

*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	FISCAL NOTES
<b>20-32 (COR)</b>	D.G. Rodriguez, Jr.	AN ACT TO ESTABLISH A HEALTHCARE TRUST AND DEVELOPMENT FUND, BY ADDING A NEW CHAPTER 97 TO TITLE 10, GUAM CODE ANNOTATED, AND AUTHORIZING THE EXPENDITURE OF MONIES IN THE FUND BY PUBLIC HEALTH CARE PROVIDERS FOR SPECIFIC PURPOSES PERTAINING TO EXTINGUISHING THE OUTSTANDING DEBT PAYABLES OF THE GUAM MEMORIAL HOSPITAL AUTHORITY, AND PROVIDE EXPANDED HEALTHCARE SERVICES BY ESTABLISHING AND FUNDING A GMHA PRIMARY HEALTHCARE OR URGENT HEALTHCARE CENTER FOR NON-EMERGENT PATIENTS; THIS ACT TO BE CITED AS "THE GMHA HEALTHCARE TRUST AND DEVELOPMENT ACT OF 2013."	1/17/13	1/18/13	Committee on Health & Human Services, Health Insurance Reform, Economic Development, and Senior Citizens	3/11/13 9:00AM  5/23/13, 12:30PM	05/24/13	<b>Fiscal Note Requested 2/13/13</b> <b>Fiscal Notes Received 2/28/13 4:49 p.m. 4/30/13-</b> <b>Referred back to committee.</b>  <b>Substituted Version Received 05/23/13</b>  <b>Fiscal Note Requested (as Substituted) 05/23/13</b> <b>Fiscal Notes (as Substituted) Received 6/11/13</b>



# COMMITTEE ON RULES

*I Mina'trentai Dos na Liheslaturan Guåhan* • The 32nd Guam Legislature  
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Senator  
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Member  
MINORITY LEADER

Senator  
Aline Yamashita  
Member

June 11, 2013

## Memorandum

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

**From:** **Senator Rory J. Respicio**  
*Majority Leader & Rules Chair*

**Subject:** **Fiscal Notes**

*Hafa Adai!*

Attached please find the waiver for the bill numbers listed below. Please note that the fiscal notes, or waivers, are issued on the bills as introduced.

### FISCAL NOTE:

- Bill No. 20-32(COR) as Substituted
- Bill No. 119-32(COR)
- Bill No. 128-32 (COR)

Please forward the same to MIS for posting on our website. Please contact our office should you have any questions regarding this matter.

*Si Yu'os ma'åse'!*

2013 JUN 11 PM 12:03  
*[Signature]*

**BUREAU OF BUDGET & MANAGEMENT RESEARCH**

OFFICE OF THE GOVERNOR  
Post Office Box 2950, Hagåtña Guam 96932

EDDIE BAZA CALVO  
GOVERNOR

JOHN A. RIOS  
DIRECTOR

RAY TENORIO  
LIEUTENANT GOVERNOR

JUN 11 2013

Senator Rory J. Respicio  
Chairperson, Committee on Rules  
I Mina'trentai Unu na Liheslaturan Guåhan  
The 31<sup>st</sup> Guam Legislature  
155 Hesler Place  
Hagåtña, Guam 96932

*Hafa Adai* Senator Respicio:

Transmitted herewith is Fiscal Note on the following Bill Nos.: **20-32(COR) as Substituted, and 119-32 (COR).**

If you have any question(s), please do not hesitate to call the office at 475-9412/9106.

  
JOHN A. RIOS  
Director

Enclosures

cc: Senator Vicente (ben) Pangelinan

**Bureau of Budget & Management Research  
Fiscal Note of Bill No. 20-32 (COR), as Substituted**

AN ACT TO ESTABLISH A HEALTHCARE TRUST AND DEVELOPMENT FUND, BY ADDING A NEW CHAPTER 97 TO TITLE 10, GUAM CODE ANNOTATED, AND AUTHORIZING THE EXPENDITURE OF MONIES IN THE FUND FOR THE SPECIFIC PURPOSE OF PAYING THE OUTSTANDING DEBT PAYABLES OF THE GUAM MEMORIAL HOSPITAL AUTHORITY, AND ESTABLISH AND FUNDING A GMHA URGENT HEALTHCARE CENTER ON THE HOSPITAL PREMISES FOR NON-EMERGENT PATIENTS; THIS ACT TO BE CITED AS "THE GMHA HEALTHCARE TRUST AND DEVELOPMENT ACT OF 2013.

Department/Agency Appropriation Information	
Dept./Agency Affected: <b>Guam Memorial Hospital Authority (GMHA)</b>	Dept./Agency Head: <b>Joseph P. Verga</b>
Department's General Fund (GF) appropriation(s) to date:	2,225,415
Department's Other Fund (Specify) appropriation(s) to date: <b>Healthy Futures Fund &amp; GMHA Pharmaceuticals Fund</b>	11,607,693
<b>Total Department/Agency Appropriation(s) to date:</b>	<b>\$13,833,108</b>

Fund Source Information of Proposed Appropriation			
	General Fund:	(Specify Special Fund):	Total:
FY 2012 Unreserved Fund Balance <sup>1</sup>		\$0	\$0
FY 2013 Adopted Revenues	\$0	\$0	\$0
FY 2013 Appro. (P.L. 31-233)	\$0	\$0	\$0
Sub-total:	\$0	\$0	\$0
Less appropriation in Bill	\$0	\$0	\$0
<b>Total:</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Estimated Fiscal Impact of Bill						
	One Full Fiscal Year	For Remainder of FY 2013 (if applicable)	FY 2014	FY 2015	FY 2016	FY 2017
General Fund	\$4,000,000	\$0	\$0	\$0	\$0	\$0
(Specify Special Fund)	\$0	\$0	\$0	\$0	\$0	\$0
<b>Total</b>	<b>\$4,000,000</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

- Does the bill contain "revenue generating" provisions? /x/ Yes      // No  
If Yes, see attachment
- Is amount appropriated adequate to fund the intent of the appropriation? // N/A      // Yes      /x/ No  
If no, what is the additional amount required? Appropriations shall continue to be deemed appropriated, annually until revoked or amended pursuant to law.
- Does the Bill establish a new program/agency? Either a Primary Care Ctr or Urgent Care Ctr /x/ Yes      // No  
If yes, will the program duplicate existing programs/agencies? // N/A      // Yes      /x/ No  
Is there a federal mandate to establish the program/agency? // Yes      /x/ No
- Will the enactment of this Bill require new physical facilities? // Yes      /x/ No
- Was Fiscal Note coordinated with the affected dept/agency? If no, indicate reason: // Yes      /x/ No  
// Requested agency comments not received as of the due date /x/ Other: Insufficient time

Analyst: <i>Nancy L. Mesa</i> Nancy L. Mesa	Date: <i>5/24/13</i>	Director: <i>John A. Rios</i> John A. Rios, Director	<b>JUN 11 2013</b>
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Footnotes:  
See attached comments.

### Comments on Bill No. 20-32 (COR), as Substituted

Bill No. 20-32, as Substituted, also known as “The GMHA Healthcare Trust and Development Act of 2013, adds a new Chapter 97 to Title 10 of the Guam Code Annotated. If enacted into law, said Bill creates the GMHA Healthcare Trust and Development Fund (“Fund”) and proposes that licensing fees, GRT, and income tax collected from the companies involved in gaming as provided by 3 GAR §7001 et seq, be deposited into the Fund. Specifically, this includes those electronic gaming devices referred to in §7114(a)(5) and licensed per 11 GCA, Chapter 22, Article 2. These devices shall be known as the Liberty, Symbolix, and Match Play electronic gaming devices and only those registered with the Department of Taxation prior to August 1, 2001, pursuant to 3 GAR §7114(a)(5). In addition, the Bill proposes the collection of a special four percent (%) assessment fee on income on all gaming devices authorized to be licensed pursuant to 11 GCA §22202 (f) and 3 GAR §7114(a)(5), to be known as the “GMHA Trust Fund Fee”. This bill has the potential to annually generate approximately \$4,000,000 in revenues for the GMHA Healthcare Trust and Development Fund. Section 97103 of the new Chapter 97 stipulates that funds deposited into the GMHA Healthcare Trust and Development Fund shall be allocated and expended as follows:

1. Subsection (a) of Section 97103 - Not less than seventy-five percent (75%) or approximately \$3,000,000 of the funds deposited into the GMHA Healthcare Trust and Development Fund shall first be utilized by the Guam Memorial Hospital Authority (GMHA) to obtain a line of credit, a revolving loan fund, and/or a direct loan agreement to retire outstanding prior years debt as per Exhibit “A” append to this Act. It should be noted that the fees collected pursuant to this Article shall continue to be APPROPRIATED, AND SHALL CONTINUE TO BE DEEMED APPROPRIATED, ANNUALLY to GMHA for the sole and specific purpose noted and shall continue and shall remain in full force and effect until specifically revoked or amended pursuant to law.
2. Subsection (c) of Section 97103 - Up to twenty-percent (20%) of the funds or approximately \$800,000 in the GMHA Healthcare Trust and Development Fund, shall be allocated to GMHA for the purpose of subsidizing the establishment and operation, in whole or part, including as seed or start-up money, of an Urgent Healthcare Medical Center within GMHA facility and grounds. The fees collected pursuant to this Article shall be annually allocated and are hereby APPROPRIATED, AND SHALL CONTINUE TO BE DEEMED APPROPRIATED, ANNUALLY, to GMHA for the sole and specific purpose noted and shall continue and shall remain in full force and effect until specifically revoked or amended pursuant to law.

After the final payment is made and GMHA retires its outstanding prior years debt of approximately \$18,000,000, all fees received pursuant to §97102 (b)(i)(ii) of this Act shall continue in full force and effect and be used for the operations of the GMHA pursuant to §97103(c).

Bill No. 20-32, as Substituted, if enacted into law, will provide GMHA with additional revenues to pay off its outstanding prior years debt and assist the Hospital in providing medical care services for the people of Guam, regardless of a patient’s ability to pay or availability of medical insurance coverage.

**Bureau of Budget & Management Research  
Fiscal Note of Bill No. 119-32 (COR)**

**AN ACT TO ADD A NEW ARTICLE 2 TO CHAPTER 37 OF 9GCA RELATIVE TO HOME INVASION.**

Department/Agency Appropriation Information	
Dept./Agency Affected: Office of the Attorney General	Dept./Agency Head: Leonardo Rapadas
Department's General Fund (GF) appropriation(s) to date:	10,888,363
Department's Other Fund (Specify) appropriation(s) to date:	-
<b>Total Department/Agency Appropriation(s) to date:</b>	<b>\$10,888,363</b>

Fund Source Information of Proposed Appropriation			
	General Fund:	(Specify Special Fund):	Total:
FY 2012 Unreserved Fund Balance <sup>1</sup>			
FY 2013 Adopted Revenues	\$0	\$0	\$0
FY 2013 Appro. (P.L. 31-233)	\$0	\$0	\$0
Sub-total:	\$0	\$0	\$0
Less appropriation in Bill	\$0	\$0	\$0
<b>Total:</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Estimated Fiscal Impact of Bill						
	One Full Fiscal Year	For Remainder of FY 2013 (if applicable)	FY 2014	FY 2015	FY 2016	FY 2017
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
(Specify Special Fund)	\$0	\$0	\$0	\$0	\$0	\$0
<b>Total</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

- Does the bill contain "revenue generating" provisions? // Yes /x/ No  
If Yes, see attachment
- Is amount appropriated adequate to fund the intent of the appropriation? /x/ N/A // Yes // No  
If no, what is the additional amount required? \$ \_\_\_\_\_ /x/ N/A
- Does the Bill establish a new program/agency? // Yes /x/ No  
If yes, will the program duplicate existing programs/agencies? // N/A // Yes /x/ No  
Is there a federal mandate to establish the program/agency? // Yes /x/ No
- Will the enactment of this Bill require new physical facilities? // Yes /x/ No
- Was Fiscal Note coordinated with the affected dept/agency? If no, indicate reason: // Yes /x/ No  
// Requested agency comments not received by due date // Other: \_\_\_\_\_

Analyst: M. Quinata Date: 5/28/13 Director: John A. Rios, BBMR Director Date: JUN 11 2013

**Footnotes:**  
The bill proposes to add a new article to Title 9 GCA to include Home Invasion as an offense. The bill categorizes Home Invasion as a first degree felony and any person guilty shall be sentenced to at least ten (10) years which may not be suspended or reduced by the court. Title 9 GCA, Chapter 80 notes "in the case of a felony of the first degree, the court shall impose a sentence of not less than five (5) years and not more than twenty (20) years. The bill require a minimum of 10 years. It costs approximately \$84,000 a year to incarcerate one inmate. The minimum sentence requirement will have a fiscal impact. An offender could be sentenced no less than (5) years for a first degree felony per Chapter 80, Title 9 GCA. However, Bill 119-32 will require a sentence with a minimum of (10) ten years. The additional sentence requirement will have a fiscal impact of approximately \$84,000 per inmate per year.

**Bureau of Budget & Management Research  
Fiscal Note of Bill No. 128-32 (COR)**

**THE CUSTOMS AND QUARANTINE AGENCY ENACTS THE FOLLOWING RULES AND REGULATIONS TO AMEND TITLE 4, GOVERNMENT ADMINISTRATIVE RULES AND REGULATIONS, CHAPTER 2, ARTICLE 5 §2505(a)(2) OF THE CUSTOMS, AGRICULTURE, AND QUARANTINE INSPECTION SERVICE CHARGE PURSUANT TO 5GCA73, §73151.**

Department/Agency Appropriation Information	
Dept./Agency Affected: Customs and Quarantine Agency	Dept./Agency Head: Pedro A. Leon Guerrero, Jr., Director
Department's General Fund (GF) appropriation(s) to date:	-
Department's Other Fund (Specify) appropriation(s) to date: Healthy Futures Fund & Environmental Health Fund	<u>5,891,803</u>
<b>Total Department/Agency Appropriation(s) to date:</b>	<b>\$5,891,803</b>

Fund Source Information of Proposed Appropriation			
	General Fund:	(Specify Special Fund):	Total:
FY 2012 Unreserved Fund Balance <sup>1</sup>		\$0	\$0
FY 2013 Adopted Revenues	\$0	\$0	\$0
FY 2013 Appro. (P.L. 31-233)	\$0	\$0	\$0
Sub-total:	\$0	\$0	\$0
Less appropriation in Bill	\$0	\$0	\$0
<b>Total:</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Estimated Fiscal Impact of Bill						
	One Full Fiscal Year	For Remainder of FY 2013 (if applicable)	FY 2014	FY 2015	FY 2016	FY 2017
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
Special Fund - CAQISC	1/	\$0 1/	1/	1/	1/	1/
<b>Total</b>	1/	\$0 1/	1/	1/	1/	1/

- 1. Does the bill contain "revenue generating" provisions? / x / Yes      // No  
If Yes, see attachment
- 2. Is amount appropriated adequate to fund the intent of the appropriation? // N/A      / x / Yes      // No  
If no, what is the additional amount required? \$ \_\_\_\_\_ / x / N/A
- 3. Does the Bill establish a new program/agency? // Yes      / x / No  
If yes, will the program duplicate existing programs/agencies? / x / N/A      // Yes      // No  
Is there a federal mandate to establish the program/agency? // Yes      / x / No
- 4. Will the enactment of this Bill require new physical facilities? // Yes      / x / No
- 5. Was Fiscal Note coordinated with the affected dept/agency? If no, indicate reason: / x / Yes      // No  
/ x / Requested agency comments not received as of the due date      / / Other:

Analyst: Diana L. Pabe Date: 6/10/13 Director: [Signature] Date: JUN 11 2013  
John A. Rios, Director

Footnotes: 1/ See attachment.

**Bureau of Budget & Management Research**  
**Attachment to Fiscal Note No. 128-32 (COR)**  
**(for revenue generating provisions)**

Projected Multi-Year Revenues					
	Year 1	Year 2	Year 3	Year 4	Year 5
General Fund	\$0	\$0	\$0	\$0	\$0
Other Fund: CAQISC	<u>\$2,447,277</u>	<u>\$2,447,277</u>	<u>\$2,447,277</u>	<u>\$2,447,277</u>	<u>\$2,447,277</u>
<b>Total</b>	<b>\$2,447,277</b>	<b>\$2,447,277</b>	<b>\$2,447,277</b>	<b>\$2,447,277</b>	<b>\$2,447,277</b>

**Comments:**

**Footnotes: 1/**

The bill has a potential for additional funding impact based on the adjusted Customs, Agriculture, and Quarantine Inspection Service Charges (CAQISC) passengers fee from \$6.36 to \$8.29, an increase of \$1.93. Based on the average number of arriving passengers anticipated for this fiscal year is approximately 1,268,019 passengers, estimated funding increase is \$2,447,276.67. For FY2013 CQA estimates that the anticipated costs for providing, maintaining, and operating the service charge facilities as they relate to air carrier operations is approximately \$9.1 million. Over the last three (3) years, the passenger inspection fees recovered an average of approximately \$8.1 million annually and this equates to a potential under-collection of the fee by approximately \$1 million for the period of October 1, 2012 through September 30, 2013. This increase is needed in order to achieve program objectives and demand. It is expected to result in positive financial outcomes and provides CQA a vehicle to effectively recover the costs of its operations in providing air passenger clearance services and will have the ability to effectively plan for undertaking capital improvement programs and projects.





# COMMITTEE ON RULES

*I Mina'trentai Dos na Liheslaturan Guåhan* • The 32nd Guam Legislature  
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Senator  
Rory J. Respicio  
CHAIRPERSON  
MAJORITY LEADER

May 23, 2013

Senator  
Thomas C. Ada  
VICE CHAIRPERSON  
ASSISTANT MAJORITY LEADER

VIA E-MAIL  
[john.rios@bbmr.guam.gov](mailto:john.rios@bbmr.guam.gov)

Senator  
Vicente (Ben) C. Pangelinan  
Member

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

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

**RE: Request for Fiscal Note– Bill No. 20-32(COR) as Substituted**

Senator  
Dennis G. Rodriguez, Jr.  
Member

*Hafa Adai* Mr. Rios:

Vice-Speaker  
Benjamin J.F. Cruz  
Member

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.

Legislative Secretary  
Tina Rose Muña Barnes  
Member

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

Senator  
Frank Blas Aguon, Jr.  
Member

Very Truly Yours,

Senator  
Michael F.Q. San Nicolas  
Member

Senator Rory J. Respicio  
*Chairperson, Committee on Rules*

Senator  
V. Anthony Ada  
Member  
MINORITY LEADER

Attachments (1)

Senator  
Aline Yamashita  
Member

Cc: Clerk of the Legislature

2013 MAY 23 PM 2: 22

<b>Bill Nos.</b>	<b>Sponsor</b>	<b>Title</b>
<b>20-32(COR) as Substituted</b>	D. G. Rodriguez, Jr.	An act to establish a Healthcare Trust and Development Fund, by adding a new Chapter 97 to Title 10, Guam Code Annotated, and authorizing the expenditure of monies in the fund for the specific purpose of paying the outstanding debt payables of the Guam Memorial Hospital Authority, and establishing and funding a GMHA Urgent Healthcare Center on the hospital premises for non-emergency patients; this act to be cited as "The GMHA Healthcare Trust and Development Act of 2013."

**MINA' TRENTAI DOS NA LIHESLATURAN GUAHAN  
2013 (FIRST) Regular Session**

**Bill No. 20-32 (COR)**, as Substituted by the  
Committee on Health & Human Services,  
Health Insurance Reform, Economic Development, and  
Senior Citizens

Introduced by:

D.G. Rodriguez, Jr.

**AN ACT TO ESTABLISH A HEALTHCARE TRUST  
AND DEVELOPMENT FUND, BY ADDING A NEW  
CHAPTER 97 TO TITLE 10, GUAM CODE  
ANNOTATED, AND AUTHORIZING THE  
EXPENDITURE OF MONIES IN THE FUND FOR THE  
SPECIFIC PURPOSE OF PAYING THE OUTSTANDING  
DEBT PAYABLES OF THE GUAM MEMORIAL  
HOSPITAL AUTHORITY, AND ESTABLISH AND  
FUNDING A GMHA URGENT HEALTHCARE CENTER  
ON THE HOSPITAL PREMISES FOR NON-  
EMERGENCY PATIENTS; THIS ACT TO BE CITED  
AS "THE GMHA HEALTHCARE TRUST AND  
DEVELOPMENT ACT OF 2013."**

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

2        **Section 1. Legislative Findings and Intent:** *I Liheslaturan Guåhan*  
3 finds that the Guam Memorial Hospital Authority is seriously underfunded,  
4 resulting in consistent, chronic shortages in all operational areas that  
5 jeopardize the ability of Guam Memorial Hospital to adequately fulfill its  
6 mission.

7        The full scope and negative impact of the Guam Memorial Hospital  
8 Authority's outstanding debts, in excess of \$23,000,000 dollars, came to  
9 light during the Joint Status Hearing conducted by the Committee on Health  
10 & Human Services and the Committee on Finance, on April 18, 2012. *I*

1 *Liheslaturan Guåhan* further finds that in 2012, the federally approved  
2 discount provider for medical supplies garnished approximately \$500,000  
3 (taken from Medicare reimbursements through the U.S. Treasury) for non-  
4 payment of GMHA's debt. In March 2013, GMHA paid \$5,000,000 of its  
5 outstanding obligations using Compact-Impact funds, thus reducing its  
6 obligation to approximately \$18,000,000 as of March 31, 2013.

7 At the urging of the hospital administration, and with the support of the  
8 GMHA Board of Trustees and the Executive Branch of the government of  
9 Guam, it is the intent of *I Liheslaturan Guåhanto* address this lack of  
10 funding and to identify and provide additional sources of funding for the  
11 hospital.

12 It is the intent of *I Liheslaturan Guåhan* that this additional funding will be  
13 to deposited into the 'GMHA Healthcare Trust and Development Fund',  
14 apart and separate from all other funds and accounts of the government of  
15 Guam to facilitate and supplement the development and maintenance of  
16 Guam Memorial Hospital.

17 In the expenditure of GMHA HealthCare Trust and Development Fund  
18 monies, it is the intent of *I Liheslaturan Guåhan* that the first priority in the  
19 expenditure of Fund monies will be to extinguish the existing hospital debt,  
20 as per Exhibit "A" appended to this Act, by way of a line of credit, a  
21 revolving loan fund, and/or a direct loan agreement, secured and paid with a  
22 funding commitment from the Fund.

23 *I Liheslaturan Guåhan* further finds that in addition to paying off the  
24 existing hospital debt as expeditiously as possible will afford hospital  
25 administration and the GMHA Board of Trustees the opportunity to address

1 long term, systemic problems at the hospital which, in addition to the gross  
2 underfunding from the government of Guam, have also contributed to the  
3 accumulation of such a large debt.

4 These problems include, but are not limited too, the disproportionately high  
5 percentage of non-emergency, urgent care services provided by the  
6 Emergency Services (ER) Department; the lack of a viable, efficient  
7 pharmaceutical utilization and treatment tracking computer system (and  
8 software) for procurement, billing and collection purposes; and the need to  
9 establish management and operational reform practices.

10 *I Liheslaturan Guåhan* further finds that Public Law 27-77 directed the  
11 Compiler of Laws in §1610 and published all rules and regulations or  
12 amendments thereto received prior to the commencement codified in Bente  
13 Siete Na Liheslaturan Guahan. Those regulations include the gaming  
14 regulations found in Section 3 GAR §7001.

15 *I Liheslaturan Guåhan* finds the revenues to be generated from the licensing,  
16 fees, gross receipts taxes, and income taxes, and a new special assessment  
17 fee paid by the gaming industry will greatly benefit Guam Memorial  
18 Hospital.

19 *I Liheslaturan Guåhan further* finds that after approximately a 5-year period  
20 during which licenses for certain gaming machines were not issued, the  
21 government of Guam missed the opportunity to collect a minimum  
22 \$6,500,000 dollars in GRT and licensing fees over that period, which does  
23 not even account for other revenue factors such as income taxes, withholding  
24 taxes, etc.. In April 2013, *I Liheslaturan Guahan* further finds these  
25 machines were again eligible for licensure and operation pursuant to 3 GAR

1 Section 7114 and subsequently issued regulatory licenses by the Department  
2 of Revenue and Taxation.

3 Income tax, gross receipt taxes, licensing fees, and a new Four (4%) GMHA  
4 Trust Fee assessment from these recently licensed devices are considered  
5 new revenue to the government of Guam. It is the intent of *I Liheslaturan*  
6 *Guahan* to capture and retain these revenues exclusively to subsidize the  
7 Guam Memorial Hospital Authority's effort to eliminate its longstanding  
8 debt to vendors and to start the establishment of an GMHA operated  
9 outpatient Urgent Healthcare Center.

10

## 11 "CHAPTER 97

### 12 ARTICLE 1

#### 13 GMHA HEALTHCARE TRUST AND DEVELOPMENT FUND

14 § 97101. Short Title.

15 § 97102. Guam HealthCare Trust and Development Fund.

16 § 97103. Use of Funds for the Development and Support of Health Care  
17 Services Programs and Facilities.

18 § 97104. Submission of Detailed Report of Expenditures on a Quarterly  
19 Basis.

20 **§ 97101. Short Title.** This Act may be cited as "*The GMHA Healthcare*  
21 *Trust and Development Act of 2013.*"

22 **§ 97102. Guam Healthcare Trust and Development Fund.**

23 (a) Notwithstanding any other law, there is hereby created, separate  
24 and apart from other funds and accounts of the government of Guam, a fund

1 known as the *GMHA Healthcare Trust and Development Fund ('Fund')*. The  
2 Fund shall not be commingled with the General Fund or any other fund or  
3 account of the government of Guam, and shall be kept in a separate bank  
4 account, subject to legislative appropriation as provided pursuant to this  
5 Chapter, to be used by the designated public healthcare agencies of the  
6 government of Guam for the purposes authorized. The Fund, to include any  
7 monies in the Fund dedicated and dispersed for purposes specified in this  
8 Act, ***shall not*** be subject to the transfer authority of *I Maga'lahan Guåhan*.

9 (b) The Fund shall be financed by:

10 (i) licensing fees, GRT, and income tax collected from the  
11 companies involved in gaming as provided by 3 GAR §7001 et seq.  
12 This includes those electronic gaming devices referred to in  
13 §7114(a)(5) and licensed per 11 GCA, Chapter 22, Article 2. These  
14 devices shall be known as the Liberty, Symbolix, and Match Play  
15 electronic gaming devices and only those registered with the  
16 Department of Revenue of Taxation prior to August 1, 2001, pursuant  
17 to 3 GAR §7114 (a)(5).

18 (ii) Notwithstanding any other provision of law, the collection  
19 of a special four percent (4%) assessment fee on income on all gaming  
20 devices authorized to be licensed pursuant to 11 GCA §22202 (f) and  
21 3 GAR §7114(a)(5), to be known as the "*GMHA Trust Fund Fee*".

22 (c) The Department of Revenue and Taxation (hereinafter the  
23 *Department*) shall collect such fees and transmit them to the Treasurer of  
24 Guam for deposit into the Fund. The Department shall:

1 (i) Develop the necessary forms and instructions for the  
2 licensing of persons and companies as set forth in 3 GAR §7001 and  
3 §97102 (b)(i)(ii) and of this Act;

4 (ii) Act as the repository for the Fund for use as authorized  
5 pursuant to this Article in carrying out the purpose of the Fund.

6 (d) The Department of Administration shall be the disbursing and  
7 certifying officer for the Fund, and shall comply with the provisions of  
8 Chapter 14 of Title 4, Guam Code Annotated. The Director of  
9 Administration shall maintain appropriate records of the Fund and shall  
10 provide accounting and auditing services for the Fund.

11 (i) The Department of Administration *shall* disperse funds in a  
12 manner compliant with §97103 of this Chapter.

13 **§ 97103. Allocations and Use of Funds; Authorized.**

14 (a) Not less than seventy-five percent (75%) of the funds deposited  
15 into the GMHA Healthcare Trust and Development Fund shall first be  
16 utilized by the Guam Memorial Hospital Authority to obtain a line of credit,  
17 a revolving loan fund, and/or a direct loan agreement to retire outstanding  
18 prior years debt as per Exhibit “A” appended to this Act, and for that  
19 specific purpose, the fees collected pursuant to this Article shall be annually  
20 allocated and are hereby APPROPRIATED, and SHALL CONTINUE TO  
21 BE DEEMED APPROPRIATED, ANNUALLY, to the Guam Memorial  
22 Hospital Authority for the sole and specific purpose of paying the debt  
23 service for the line of credit, revolving loan fund, and/or a direct loan  
24 agreement to retire their outstanding prior years debt obligations. This shall



1 continue and shall remain in full force and effect until specifically revoked  
2 or amended pursuant to law.

3 (b) As fees are received and deposited into the Fund, a pro-rata  
4 share of available funds shall subsequently be transferred to the Guam  
5 Memorial Hospital Authority.

6 The Guam Memorial Hospital Authority shall establish a bank  
7 account apart and separate from all other bank accounts of GMHA and the  
8 government of Guam, and *shall* deposit all funds allocated and appropriated  
9 pursuant to this Subsection into the account, and from which such funds  
10 shall only be drawn upon for the sole and specific purpose of debt service  
11 payments for the line of credit, revolving loan fund, and/or a direct loan  
12 agreement.

13 (c) Up to twenty-percent (20%) of the funds in the GMHA  
14 Healthcare Trust and Development Fund, shall be allocated to the Guam  
15 Memorial Hospital Authority for the purpose of subsidizing the  
16 establishment and operation, in whole or part, including as seed or start-up  
17 money, of an Urgent Healthcare Medical Center within the Guam Memorial  
18 Hospital Authority facility and grounds. The fees collected pursuant to this  
19 Article shall be annually allocated and are hereby APPROPRIATED, and  
20 SHALL CONTINUE TO BE DEEMED APPROPRIATED, ANNUALLY,  
21 to the Guam Memorial Hospital Authority for the sole and specific purpose  
22 of subsidizing the establishment and operation, in whole or part, including as  
23 seed or start-up money, of an Urgent Healthcare Medical Center within the  
24 Guam Memorial Hospital Authority facility and grounds. This shall continue  
25 and shall remain in full force and effect until specifically revoked or  
26 amended pursuant to law.

1 (d) After the final payment are first made to the Guam Memorial  
2 Hospital Authority for the purposes completing its financial  
3 obligations provided for in §97103(a), all fees received pursuant to  
4 §97102 (b)(i)(ii) of this Act shall continue in full force and effect  
5 and be used for the operations of the Guam Memorial Hospital  
6 Authority pursuant to §97103(c).

7 (e) Fees received pursuant to this § 97103 *shall not* be subject to the  
8 transfer authority of *I Maga'lahan Guåhan*, nor may they be  
9 expended for purposes not specifically provided for pursuant to  
10 this Chapter.

11  
12 **§97104. Submission of Detailed Report of Expenditures on a Quarterly**

13 **Basis.** The Administrator of the Guam Memorial Hospital Authority shall  
14 submit to *I Liheslaturan Guåhan* and *I Maga'lahan Guåhan* a detailed report  
15 of the expenditures of the GMHA Healthcare Trust and Development  
16 Fund on a quarterly basis.

17 **Section 3. Authorization to Borrow; Guam Memorial Hospital**  
18 **Authority.** A new Subsection (v) is hereby added to §80109, Chapter  
19 80, Division 4, Title 10, Guam Code Annotated, to read:

20 (1) "(v) Arrange a line of credit, a revolving loan fund, and/or a direct  
21 loan, the total cumulative amount *not to exceed* Eighteen million  
22 dollars (\$18,000,000) with banks or other lending institutions  
23 licensed to do business on Guam. All terms of the line of credit, a  
24 revolving loan fund, and/or a direct loan agreement *shall* be  
25 negotiated by the Guam Memorial Hospital Authority and  
26 *I Maga'lahan Guåhan* [Governor] in the best interests of the people

1 of Guam, through and with the assistance of the Guam Economic  
2 Development Authority (GEDA). The terms of the line of credit, a  
3 revolving loan fund, and/or a direct loan *shall* include the  
4 following:

5 (2) the line of credit, a revolving loan fund, and/or a direct loan *shall*  
6 be solely used by the Authority to retire outstanding prior year debt  
7 to GMHA House Doctors, healthcare service providers,  
8 pharmaceutical suppliers, vendors, and all other payables, as per  
9 Exhibit "A", and provided that the loan *shall not* be used for other  
10 purposes, except as further provided pursuant to this Subsection  
11 (v);

12 (3) *no charge shall* be levied by a lender for making the loan;

13 (4) the interest rate *shall* be subjected to negotiation between GEDA,  
14 the Board of Trustees, *I Magsa'lahan Guåhan* and the lender; such  
15 interest rate *shall* be computed on a monthly average and based on  
16 the actual amount extended to the GEDA; and

17 (5) interest earned by the lender *shall* be exempt from taxation by the  
18 government of Guam.

19 (6) *I Magsa'lahen Guåhan* is authorized to pledge funds which Guam  
20 *shall* receive from §97103(a) of Chapter 97, Title 10, Guam Code  
21 Annotated, as a security for repayment of the loan, in addition to  
22 any revenues which may be pledged by the Authority. *I*  
23 *Magsa'lahan Guåhan* and the Authority are hereby authorized to  
24 execute the loan agreement, a revolving loan fund, and/or a direct  
25 loan agreement and other necessary documentation.

1 (7) The line of credit authorized in this Act *shall not* be used in the  
2 calculation for rate relief in any rate methodology for any ratecase  
3 before the Public Utilities Commission.

4 (8) The Guam Memorial Hospital Authority shall pledge all or part of  
5 its revenues from the GMHA Healthcare Trust and Development  
6 Fund as the primary source of repayment for the line of credit,  
7 revolving loan fund, and/or a direct loan, as authorized and  
8 appropriated pursuant to §97103(a) of Chapter 97, Division 2, Title  
9 10, Guam Code Annotated. If required, the Authority may pledge,  
10 in addition, only its revenues as a security for repayment as  
11 determined by the negotiated agreement.

12 (9) Any money borrowed *shall* be repaid in accordance with the  
13 terms established in the negotiated agreement, but *not to exceed* an  
14 initial amortization period of more than fifteen (15) years.

15 (10) Notwithstanding the provisions of Chapter 6 of Title 5 of the  
16 Guam Code Annotated, the government of Guam hereby waives  
17 immunity from any suit or action in contract upon the loan and  
18 guaranty but *does not* waive sovereign immunity as to the personal  
19 liability of elected or appointed officials and employees of the  
20 government Guam."

21 **Section 4. GMHA Urgent HealthCare Center.**

22 (a) **Legislative Intent.** It is the *intent* of *I Liheslaturan Guåhan* to  
23 mandate the establishment and operation of an outpatient Urgent  
24 Healthcare medical services facility within the GMHA facility  
25 premises.

1 (b) A new §80122 is hereby added to Chapter 80 of Division 4,  
2 Title 10, Guam Code Annotated, to read:

3 “§80122. Urgent Care Center, Established. (a) The Guam  
4 Memorial Hospital Authority *shall* establish, within the premises of  
5 the hospital facilityan Urgent Healthcare Medical Services Center for  
6 non-emergency outpatient medical services. The urgent care center  
7 shall serve as a facility to treat patients who have an injury or illness  
8 requiring immediate care, but are not apparently serious enough to  
9 require emergency room attention.

10 (b) Criteria for an Urgent Care Center. The Urgent Care  
11 center shall seek to develop and maintain a standard of medical care  
12 that meets the minimum criteria and requirements for primary care or  
13 urgent care services, as set forth by the Joint Commission and the  
14 CMS.

15 (f)The Guam Memorial Hospital Authority (GMHA) *shall*  
16 within six (6) months of enactment of this Act, establish a working  
17 group comprised of the necessary expertise, including professional  
18 GMHA Emergency Medicine representation, to develop: (1) Urgent  
19 Care Center operational criteria; (2) identify adequate, available space  
20 for the establishment of the Primary Care Center or Urgent Care  
21 Center; and, (3) commence the requisite processes necessary for  
22 GMHA to establish an Urgent Care Center.”

23 **Section 6. Exhibit “A”.** Exhibit “A”, appended to and incorporated  
24 in this Act, listing the Guam Memorial Hospital Authority’s outstanding  
25 obligations, is adopted, provided, however, GMHA shall update the listing

1 to reflect the outstanding payables due as of the date of enactment of this  
2 Act, which shall be the listing of payables authorized to be extinguished  
3 pursuant to this Act.

4 **Section 7. §22202 (f) Chapter 22, Title 11, Guam Code**  
5 **Annotated is hereby amended to read:**

6 (f) electronic gaming devices authorized by 3 GAR §7114(a)(5),  
7 registered and licensed by the Department of Revenue and  
8 Taxation as of August 1, 2001, shall be assessed an annual  
9 licensing fee of Five Hundred Twenty Five Dollars (\$525.00)  
10 commencing 1 July, 2013. A Twenty Five Dollar (\$25.00) increase  
11 in licensing fees shall be assessed per device every year thereafter;  
12 to wit devices known as the Liberty, Symbolix, and Match Play.

13 ~~(f) on each video type symbolic amusement machine or any~~  
14 ~~other amusement device that is not listed in this Section, Five~~  
15 ~~Hundred Dollars (\$500.00);~~

16 **Section 7. Severability.** *If* any provision of this Act or its application  
17 to any person or circumstance is found to be invalid or contrary to law, such  
18 invalidity shall *not* affect other provisions or applications of this Act which  
19 can be given effect without the invalid provisions or application, and to this  
20 end the provisions of this Act are severable.

21 **Section 8. Effective Date.** This Act shall become immediately  
22 effective upon enactment.

23

Exhibit “A”

for

***“GMHAHEALTHCARE TRUST AND  
DEVELOPMENT ACT OF 2013”***

# EXHIBIT "A" BILL 20-32, as SUBSTITUTED

## GMHA ACCOUNTS PAYABLE AS OF 3/31/2013

SUMMARY	TOTAL	0 - 30	31 - 60	61 - 90	OVER 90
Payroll Payables	839,176	139,808	278,774	281,008	139,586
- GOV RET-DBP					
- GOV RET-DCP					
- DEPT OF REV 485	4,006,199				4,006,199
GPA	352,967		352,967		
GTA	150,381		58,832	415	91,134
GWA	83,926	32,228	5,977	25,466	20,255
House Doctors	702,731		175	8,366	694,191
Vendor Payables	12,274,163	494,371	1,214,112	1,136,450	9,429,229
Dietary Vendors	212,381	71,238	70,618	36,410	34,116
Patient Refund	11,277			1,128	10,149
as of 03/31/2013	\$18,633,201	737,645	1,981,456	1,489,242	14,424,859
54 TREASURER OF	4,006,198.76				4,006,198.76
164 GUAM FEDERATI	6.00	0.50	1.00	1.00	3.50
166 CALVO'S SELEC	839,170.23	139,807.76	278,772.93	281,006.57	139,582.97
	839,176.23	139,808.26	278,773.93	281,007.57	139,586.47
224 ANNAKUTTY MAT	13,786.14				13,786.14
249 ANTONIO L GAR	96,957.94				96,957.94
307 EDGAR M MAGCA	8,932.52				8,932.52
231 EDNA V SANTOS	40,725.15				40,725.15
202 FOJAS MILLICO	20,523.45				20,523.45
247 GLADYS LINSAN	87,914.48				87,914.48
206 GUAM ORTHOPAE	17,624.07			2,623.13	15,000.94
392 GUAM SURGICAL	4,584.95				4,584.95
256 ISLA PEDIATRI	11,541.65				11,541.65
229 JAROSLAV RICH	112.00				112.00
319 JOEL MARC RUB	958.36				958.36
271 MA CRISTINA M	45,441.67				45,441.67
323 MARIA ANDREA	17,481.79			112.00	17,369.79
265 MEDICAL PROFE	145.12				145.12
377 MPG PEDIATRIC	35,314.26				35,314.26
212 PACIFIC MEDIC	49,323.67			2,554.05	46,769.62
237 PEDIATRIC & A	47,653.76				47,653.76
282 SDA CLINIC	74,620.17				74,620.17
328 SEAN FITZSIMM	1,020.29				1,020.29
201 SHEFF CONRAD,	741.12				741.12
281 THE DOCTORS C	9,188.85		175.00	1,437.90	7,575.95
254 THE NEUROLOGY	6,486.20			344.40	6,141.80
361 YOLANDA CARRE	111,653.69			1,294.26	110,359.43
	702,731.30		175.00	8,365.74	694,190.56
400 GUAM POWER AU	352,966.93		352,966.93		
401 GTA SERVICES	150,380.50		58,832.09	414.59	91,133.82
402 GUAM WATERWOR	78,270.25	32,953.71	2,330.31	22,810.38	20,175.85
403 GUAM WATERWOR	101.36	13.21	14.57	73.58	
404 GUAM WATERWOR	-503.73	-739.34	77.05	158.56	
405 GUAM WATERWOR	1,197.44		1,197.44	-79.28	79.28
406 GUAM WATERWOR	4,861.12		2,358.09	2,503.03	
	83,926.44	32,227.58	5,977.46	25,466.27	20,255.13



GMHA  
ACCOUNTS PAYABLE AS OF 3/31/2013

SUMMARY	TOTAL	0 - 30	31 - 60	61 - 90	OVER 90
1068 3M KHSO298	92,716.51	11,392.17	15,668.76	799.19	64,856.39
1003 ABBOTT LABORA	19,818.64				19,818.64
20501 ACCOUNT CONTR	-92.57		-92.57		
7310 AHR MEDICAL	479,721.80				479,721.80
8779 AIRGAS - GASP	379.44				379.44
5578 AMBROS INC	23,598.00	5,854.00	8,719.00	5,475.00	3,550.00
5869 AMERICA'S BES	2,988.50	2,988.50			
7034 AMERICAN OVER	2,342.26				2,342.26
2032 AMERICAN PRIN	2,280.86	1,757.30	523.56		
1010 AMERICAN RED	348,841.00	44,162.00	107,406.00	68,220.00	129,053.00
7900 ANN MUNA	54.33	54.33			
5825 APEX ENGINEER	3.44				3.44
8335 ASHE/AMERICAN	125.00				125.00
1166 BAXTER HEALTH	10,269.33	-3,682.76	597.75	13,354.34	
1188 BECKMAN COULT	5,815.48		5,815.48		
4117 BENSON GUAM E	63,082.00	1,107.93	4,527.30	3,046.59	54,400.18
50046 BLANCAFLOR MA	300.00				300.00
1182 CARIS MEDICAL	4,540.60	4,540.60			
50013 CAROLINE YAP	6,000.00	6,000.00			
4264 CARS PLUS LLC	50.23	50.23			
7147 CERNER CORPOR	263,054.13	-88,714.14			351,768.27
1223 COLLEGE OF AM	14,544.00				14,544.00
1178 COLORADO DEPT	13,923.00				13,923.00
4012 COMFORT AUTO	685.00			685.00	
6073 COMPACIFIC	1,534.00	1,298.00	236.00		
2079 COMPUTERMART	2,575.00	400.00	2,175.00		
8351 CONNECT IMAGI	14,376.68				14,376.68
5079 CONSOLIDATED	173.99				173.99
4126 CONSTRUCTION	1,448.40	1,448.40			
5677 CREATIVITEES	1,528.00		1,528.00		
2044 DATA MANAGEME	10,536.00				10,536.00
5060 DELOITTE & TO	20,000.00			20,000.00	
5213 DEPO RESOURCE	1,577.50				1,577.50
4131 DETRY PUMPING	1,738.00		286.00	566.00	886.00
1021 DIAGNOSTIC LA	302,854.71		94,096.16		208,758.55
2077 DISCOUNT COMP	14,572.55	7,248.50	2,549.75	1,274.50	3,499.80
5619 DOOLEY ROBERT	8,221.90				8,221.90
8964 DR PATRICIA T	437.50				437.50
50046 DUENAS VINCEN	1,235.00				1,235.00
4314 ECOLAB (GUAM)	387.06	387.06			
5233 ESSENTIAL CON	40,000.00		40,000.00		
5104 FISHER & ASSO	92,959.25	26,988.75	26,565.00	21,026.75	18,378.75
4292 FORMFAST INC	13,435.00		13,435.00		
5007 G4S CASH SOLU	2,000.00	2,000.00			
50012 GARRIDO JOHN	1,995.00				1,995.00
1001 GENESIS ISLAN	433,913.27	55,463.90	84,330.95	99,961.98	194,156.44
1418 GENPRO INTERN	980.00				980.00
4365 GETS BUSINESS	6,744.26			287.50	6,456.76
5696 GRAPHIC CENTE	60.00		60.00		
4275 GUAM MEDICAL	30,345.23				30,345.23
2017 GUAM MODERN O	399.00				399.00
4010 GUAM PACIFIC	2,763.48	150.48	2,613.00		
9481 HAWAII MEDICA	6,000.00				6,000.00
5087 HAWAIIAN TELC	24,508.78			24,508.78	
7840 HEALTH LINE S	10,635.00				10,635.00
8020 HEALTH SERVIC	4,446.51				4,446.51
50012 HERNANDEZ MAR	600.00				600.00
2009 HOI MING PRIN	844.56	570.96	273.60		
1027 HOSPIRA WORLD	36,043.85	3,128.50	30,911.17	2,004.18	

GMHA  
ACCOUNTS PAYABLE AS OF 3/31/2013

SUMMARY	TOTAL	0 - 30	31 - 60	61 - 90	OVER 90
8667 I-CONNECT	486.09				486.09
5180 INDUSTRIAL HY	150.00				150.00
8840 INFOPRINT SOL	7,224.00				7,224.00
5688 INKS & GRAPHI	2,385.00		2,385.00		
5815 INNERWORKINGS	21,452.31	3,883.40	6,154.67	6,031.23	5,383.01
4251 INTELLITYPE T	4,615.88	2,163.83			2,452.05
1397 INTERNATIONAL	105,076.08	2,364.46	9,911.86	30,149.77	62,649.99
1036 ISLAND EQUIPM	87,452.75	4,594.10	9,381.19	59,360.50	14,116.96
5089 IT&E OVERSEAS	527.50		527.50		
5208 IVANS	765.00		382.50	382.50	
6016 JC MARKETING	308,372.48	84,093.36	30,384.38	20,876.10	173,018.64
4177 JMI-EDISON	596,221.57	8,673.60	36,416.91	136,956.80	414,174.26
5903 JOHNSTONE SUP	282.30	282.30			
4175 J&B MODERN TE	3,932.50				3,932.50
2047 KEANE INC	409,979.19	63,711.05	10,782.00	73,981.12	261,505.02
1955 LANDMARK DIST	198,470.78	94,497.80	74,609.70	29,363.28	
5005 LITTLE PALM O	28,500.00		28,500.00		
1416 M D WHOLESALE	343,655.44	16,656.33	50,358.36	49,086.29	227,554.46
1231 MALLINKRODT I	996.00				996.00
50046 MANALOTO MA C	850.00				850.00
5689 MARIANAS VARI	224.00				224.00
1400 MEDPHARM	269,341.41	30,516.18	102,354.07	47,256.97	89,214.19
1348 MEDTRONIC USA	21,200.00				21,200.00
2012 MEGABYTE	730.48		517.12		213.36
2067 MEREDITH DIGI	4,757.55		4,757.55		
4214 MGT CORPORATI	396.00	396.00			
2018 MICRO OFFICE	8,101.20				8,101.20
1044 MICROMED SUPP	3,850.00	3,850.00			
1049 MIDWEST MEDIC	103,934.54		787.49	34,066.46	69,080.59
4006 MOTOROLA	3,966.25		793.25	793.25	2,379.75
7475 NALCO COMPANY	3,201.27				3,201.27
1014 NATIONAL DRUG	156.60	156.60			
7010 NATIONAL ECON	900.00				900.00
7377 NATIONAL MEDI	22,000.00			22,000.00	
2001 NATIONAL OFFI	20,734.72	8,080.16	12,654.56		
1225 NOVIS PHARMAC	25,406.10	13,942.10	11,464.00		
5682 ONEDERA'S INC	5,688.99	436.50	1,458.85	2,165.77	1,627.87
1179 OREGON DEPT O	30,020.00			7,656.00	22,364.00
4047 OTIS ELEVATOR	4,372.57			4,372.57	
4301 PACIFIC GUAM	18,496.74	6,152.50	4,650.00	1,200.00	6,494.24
5115 PACIFIC LAUND	222,009.03		110,835.59	87,855.25	23,318.19
4045 PACIFIC POWER	7,281.00		7,281.00		
5033 PACIFIC TECHN	1,095.51	1,095.51			
4127 PACIFIC WASTE	5,407.48	1,989.58	3,417.90		
1083 PFIZER PHARMA	16,429.64	16,429.64			
3049 PHILIPS HEALT	43,420.65				43,420.65
4260 PMBCS	7,741.10				7,741.10
7374 PRACTICE SIGH	18,000.00	9,000.00			9,000.00
1031 PROGRAM SUPPO	5,366,453.10	22,031.35	168,260.39	141,163.56	5,034,997.80
4039 PROVIDER ADVA	1,800.00				1,800.00
1002 QUANTUM PHARM	27,657.52	-450.00	1,046.50	6,986.30	20,074.72
5034 RADIOCOM	13,994.54				13,994.54
5684 REAGAN WILSON	11,500.00		11,500.00		
7818 ROCHE DIAGNOS	804.00	804.00			
50021 ROSARIO-SANCH	50.00	50.00			
1069 ROYAL MEDIA N	57,849.31				57,849.31
1090 RSA GUAM LLC	14,823.00		1,568.00	128.00	13,127.00
8889 SECURESAFE SO	1,200.00	1,200.00			
1018 SERIM RESEARC	2,516.81				2,516.81
1024 SIEMENS HEALT	64,677.54			64,677.54	
1133 SIEMENS MEDIC	11,843.32				11,843.32

GMHA  
ACCOUNTS PAYABLE AS OF 3/31/2013

SUMMARY	TOTAL	0 - 30	31 - 60	61 - 90	OVER 90
1240 SIEMENS WATER	3,755.00				3,755.00
5816 SOUTH PACIFIC	796.00	796.00			
2002 STANDARD OFFI	252.92	89.96	162.96		
4020 T-SYSTEM INC	27,495.60		27,495.60		
1417 TEAL PACIFIC	43,092.00				43,092.00
5010 TNT EXPRESS /	-949.48				-949.48
453 TREASURER OF	930.00				930.00
4195 TREASURER OF	59,762.35			3,523.30	56,239.05
451 TREASURER OF	318.56				318.56
1023 TRILLAMED LLC	19,312.22		6,825.21	12,487.01	
5117 TRIPLE B FORW	6,268.61	619.71	4,333.54	1,315.36	
7375 TRUSTAFF TRAV	965,790.24				965,790.24
5723 TSANG BROTHER	2,100.00				2,100.00
8805 UNITED LITHOG	10,570.00	3,850.00	3,220.00	1,050.00	2,450.00
4091 UNITEK ENVIRO	6,590.00		300.00	6,290.00	
7248 UNIVERSITY OF	375.00				375.00
7248 UNIVERSITY OF	300.00				300.00
5000 US POSTAL SER	5,000.00	5,000.00			
7373 VISTA STAFFIN	20,158.50				20,158.50
8801 WESTERN PACIF	9,500.00		950.00	8,550.00	
1050 WESTSOURCE, M	8,442.20	2,505.14	5,937.06		
2004 XEROX CORPORA	71,965.72	314.82	19,522.73	15,515.65	36,612.52
	12,274,162.74	494,370.69	1,214,112.35	1,136,450.39	9,429,229.31
6000 COCA COLA BEV	8,466.55	3,229.34	5,237.21		
6031 DYNASTY MARKE	20,336.00	2,583.00		2,271.40	15,481.60
6004 GUAM BAKERY,	2,488.35	1,825.10	663.25		
6039 ISLAND CHOICE	561.50	71.50	126.50	110.00	253.50
6055 ISLAND VIEW F	539.00				539.00
6063 J.J.Q. INTERN	5,717.46	4,214.10	1,503.36		
6043 M H ENTERPRIS	31,607.77	7,527.82	2,745.85	14,840.60	6,493.50
6015 MARKET WHOLES	3,982.27	1,386.06	2,596.21		
6020 MICRONESIAN B	51,673.16	22,504.54	27,349.18		1,819.44
6010 PACIFIC PRODU	65,420.43	20,988.47	18,626.70	18,153.72	7,651.54
6021 PAY-LESS MARK	3,395.32		484.14	1,034.14	1,877.04
6012 PEPSI COLA BO	816.75	816.75			
6009 QUALITY DISTR	1,225.82	1,225.82			
6017 SUNNY WHOLESA	16,078.90	4,793.50	11,285.40		
6003 TAI FA IMPORT	72.00	72.00			
	212,381.28	71,238.00	70,617.80	36,409.86	34,115.62
30009 CAREFIRST BLU	5,839.52				5,839.52
30009 FIDELA CRUZ M	365.28			365.28	
30009 INTERNATIONAL	1,358.00				1,358.00
30009 TRICARE	1,068.00				1,068.00
30009 TRICARE	518.72				518.72
30009 VICENTE DIEGO	100.00			100.00	
30009 WENHAO HUANG	662.26			662.26	
30009 WPS TRICARE	1,364.94				1,364.94
	11,276.72			1,127.54	10,149.18



## COMMITTEE ON RULES

*I Mina'trentai Dos na Liheslaturan Guåhan* • The 32nd Guam Legislature  
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Michael F.Q. San Nicolas  
Member

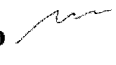
Senator  
V. Anthony Ada  
Member  
MINORITY LEADER

Senator  
Aline Yamashita  
Member

February 28, 2013

### Memorandum

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

**From:** **Senator Rory J. Respicio**   
*Majority Leader & Rules Chair*

**Subject:** **Fiscal Notes**

*Hafa Adai!*

Attached please find the fiscal notes for the bill numbers listed below. Please note that the fiscal notes, or waivers, are issued on the bills as introduced.

Bill Nos.: 10-32 (COR), 12-32 (COR), 13-32 (COR), 14-32 (COR), 20-32 (COR), and 23-32 (COR)

Please forward the same to MIS for posting on our website. Please contact our office should you have any questions regarding this matter.

*Si Yu'os ma'åse'!*

2013 FEB 28 PM 4:49

**BUREAU OF BUDGET & MANAGEMENT RESEARCH**

OFFICE OF THE GOVERNOR  
Post Office Box 2950, Hagåtña Guam 96932

**EDDIE BAZA CALVO**  
GOVERNOR

**JOHN A. RIOS**  
DIRECTOR

**RAY TENORIO**  
LIEUTENANT GOVERNOR

***FACSIMILE INFORMATION PAGE***

PLEASE DELIVER TO: Senator Rory Respicio

FACSIMILE NUMBER: 472-3547

FROM: BBMR

Total Pages including this page: 15

If you do not receive legible copies of all the pages, please call back as soon as possible. Phone numbers (671) 475-9412/9450. Fax number (671) 472-2825

**RE:** Fiscal Note Waiver on the following Bill Nos.: 12-32(COR), 13-32(COR), 14-32(COR), 20-32(COR) and Fiscal Note Waivers on the following Bill Nos. 10-32(COR), and 23-32(COR).

**COMMENTS:** Fiscal Notes to be picked up via Central Files.

Thank You!

**BUREAU OF BUDGET & MANAGEMENT RESEARCH**

OFFICE OF THE GOVERNOR

Post Office Box 2950, Hagåtña Guam 96932


**EDDIE BAZA CALVO**  
GOVERNOR**JOHN A. RIOS**  
DIRECTOR**RAY TENORIO**  
LIEUTENANT GOVERNOR**FEB 28 2013**

Senator Rory J. Respicio  
Chairperson, Committee on Rules  
I Mina'trentai Unu na Liheslaturan Guåhan  
The 31<sup>st</sup> Guam Legislature  
155 Hesler Place  
Hagåtña, Guam 96932

*Hafa Adai* Senator Respicio:

Transmitted herewith is Fiscal Note on the following Bill Nos.: 12-32(COR), 13-32(COR), 14-32(COR), 20-32(COR) and Fiscal Note Waivers on the following Bill Nos. 10-32(COR), and 23-32(COR).

If you have any question(s), please do not hesitate to call the office at 475-9412/9106.



JOHN A. RIOS  
Director

Enclosures

cc: Senator Vicente (ben) Pangelinan

**Bureau of Budget & Management Research  
Fiscal Note of Bill No. 20-32 (COR)**

**AN ACT TO ESTABLISH A HEALTHCARE TRUST AND DEVELOPMENT FUND, BY ADDING A NEW CHAPTER 97 TO TITLE 10, GUAM CODE ANNOTATED, AND AUTHORIZING THE EXPENDITURE OF MONIES IN THE FUND BY PUBLIC HEALTH CARE PROVIDERS FOR SPECIFIC PURPOSES PERTAINING TO EXTINGUISHING THE OUTSTANDING DEBT PAYABLES OF THE GUAM MEMORIAL HOSPITAL AUTHORITY, AND PROVIDE EXPANDED HEALTHCARE SERVICES BY ESTABLISHING AND FUNDING A GMHA PRIMARY HEALTHCARE OR URGENT HEALTHCARE CENTER FOR NON-EMERGENT PATIENTS; THIS ACT TO BE CITED AS "THE GMHA HEALTHCARE TRUST AND DEVELOPMENT ACT OF 2013.**

Department/Agency Appropriation Information	
Dept./Agency Affected: Guam Memorial Hospital Authority (GMHA)	Dept./Agency Head: Joseph P. Verga
Department's General Fund (GF) appropriation(s) to date:	2,225,415
Department's Other Fund (Specify) appropriation(s) to date: Healthy Futures Fund & GMHA Pharmaceuticals Fund	11,607,693
<b>Total Department/Agency Appropriation(s) to date:</b>	<b>\$13,833,108</b>

Fund Source Information of Proposed Appropriation			
	General Fund:	(Specify Special Fund):	Total:
FY 2012 Unreserved Fund Balance		\$0	\$0
FY 2013 Adopted Revenues	\$0	\$0	\$0
FY 2013 Appro. (P.L. 31-233)	\$0	\$0	\$0
Sub-total:	\$0	\$0	\$0
Less appropriation in Bill	\$0	\$0	\$0
<b>Total:</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Estimated Fiscal Impact of Bill						
	One Full Fiscal Year	For Remainder of FY 2013 (if applicable)	FY 2014	FY 2015	FY 2016	FY 2017
General Fund	\$8,500,000	\$0	\$0	\$0	\$0	\$0
(Specify Special Fund)	\$0	\$0	\$0	\$0	\$0	\$0
<b>Total</b>	<b>\$8,500,000</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

- Does the bill contain "revenue generating" provisions? /x/ Yes    // No  
If Yes, see attachment
- Is amount appropriated adequate to fund the intent of the appropriation? // N/A    // Yes    /x/ No  
If no, what is the additional amount required? Appropriations shall continue to be deemed appropriated, annually until revoked or amended pursuant to law.
- Does the Bill establish a new program/agency? Either a Primary Care Ctr or Urgent Care Ctr. /x/ Yes    // No  
If yes, will the program duplicate existing programs/agencies? // N/A    // Yes    /x/ No  
Is there a federal mandate to establish the program/agency? // Yes    /x/ No
- Will the enactment of this Bill require new physical facilities? // Yes    /x/ No
- Was Fiscal Note coordinated with the affected dept/agency? If no, indicate reason: /x/ Yes    // No  
// Requested agency comments not received as of the due date    // Other:

Analyst: Nancy L. Mesa Date: 2/25/13 Director: John A. Rios Date: **FEB 28 2013**

Footnotes:  
See attached comments.

## Comments on Bill No. 20-32

Bill No. 20-32, also known as "The GMHA Healthcare Trust and Development Act of 2013, adds a new Chapter 97 to Title 10 of the Guam Code Annotated. If enacted into law, said Bill proposes that healthcare insurance companies pay a four percent (4%) assessment fee on all health care insurance premiums paid in Guam for the coverage of company employees and their dependents', or individuals. The revenues collected from the 4% assessment fee shall be used for the purpose of establishing a "GMHA Healthcare Trust and Development Fund" and to facilitate and supplement the development and maintenance of public health care services for the people of Guam. This bill has the potential to annually generate approximately \$8,500,000 (with projected 2012 4<sup>th</sup> quarter - \$20M +) in revenue for the GMHA Healthcare Trust and Development Fund. Section 97103 of the new Chapter 97 stipulates that revenues generated from the 4% assessment fee shall be allocated and expended as follows:

1. Subsection (a) - Up to sixty-two percent (62%), but not to exceed \$5,000,000, whichever is less, of the funds in the GMHA Healthcare Trust and Development Fund shall be utilized by the Guam Memorial Hospital Authority (GMHA) to obtain a line of credit, a revolving loan fund, and/or a direct loan agreement to retire outstanding prior year debt to GMHA House Doctors, healthcare service providers, pharmaceutical suppliers, vendors, and all other payables, as per Exhibit "A" appended to this Act. It should be noted that the \$5,000,000 appropriation shall continue to be appropriated, annually, to GMHA and shall remain in full force and effect until specifically revoked or amended pursuant to law. The implementation of this Subsection (a) shall be subject to GMHA first satisfying the prerequisite conditions set forth pursuant to §97104 of this Chapter 97. Until such time that GMHA meets the conditions of §97104, all funds collected and allocated for purposes of this Subsection (a) shall be deposited into the Fund and allowed to accrue.
2. Subsection (b) - Up to thirty percent (30%), but not to exceed \$2,500,000, whichever is less, of the funds in the GMHA Healthcare Trust and Development Fund, shall be allocated to GMHA for the purpose of subsidizing the establishment and operation of either a Primary Healthcare Medical Center or Urgent Healthcare Medical Center within GMHA. It should be noted that the \$2,500,000 appropriation shall continue to be appropriated, annually, to GMHA and shall remain in full force and effect until specifically revoked or amended pursuant to law.
3. Subsection (c) - Up to six percent (6%), but not to exceed \$500,000, whichever is less, of the funds in the GMHA Healthcare Trust and Development Fund, shall be allocated to establish and maintain a Loan Payment Security Reserve Fund for the sole purpose of further ensuring and backing the security of payments pledged for the line of credit, revolving loan fund, and/or direct loan agreement pursuant to 10 GCA §97103(a) of this Chapter. It should be noted that the \$500,000 appropriation shall continue to be appropriated, annually, to GMHA and shall remain in full force and effect until specifically revoked or amended pursuant to law.
4. All other remaining proceeds from fees collected under this Article shall be deposited into the Fund. After payments are first made to GMHA for the purposes provided for in §97103(a), and second to GMHA for the purposes provided for in §97103(b), and third to the Loan Payment Security Reserve Fund for the purposes provided in §97103(c), shall be allocated and solely



**GUAM MEMORIAL HOSPITAL AUTHORITY  
PRESS RELEASE CONCERNING BILL 20-32  
"THE GHMA HEALTHCARE TRUST AND DEVELOPMENT ACT OF 2013"**

The Board of Trustees, Leaders, Members of the Medical Staff and Employees of Guam Memorial Hospital Authority ("GMHA") appreciate the creation of a funding resource as defined in Bill 20-32 ("Bill 20") also known as "The GMHA Healthcare Trust and Development Act of 2013".

Bill 20 recognizes that the Organic Act of Guam mandates the Government of Guam to provide medical care services regardless of a patient's ability to pay or availability of medical insurance coverage. Bill 20 provides revenues for:

1. A line of credit, revolving loan fund, and/or a direct loan agreement for payment of outstanding debts for supplies, pharmaceuticals, staff and physicians.
2. Funding the development and start-up of a Primary Care Center or an Urgent Care Facility.
3. Subsidize the cost of unpaid or underpaid medical care services to Medically Indigent Program patients, Medicaid patients, and self-paying patients utilizing the Primary Care Center or Urgent Care Center.
4. A Loan Payment Security Reserve Fund.

During its fiscal year ending September 30, 2012, over 70% of the care provided to its patients who had governmentally-provided insurance (Medicare, Medicaid, or MIP (Medically Indigent Program), or were self-insured or uninsured. Funding from the Government of Guam, the Federal Government and from patients did not allow GMHA to meet its financial obligations. Even if GMHA collected 40% of the \$21 million charged to self- and un-insured patients, total collections would not be adequate to pay outstanding liabilities.

GMHA has reported over 46,000 annual visits to its Emergency Department in its fiscal years ending 2011 and 2012. Over 70% of these patients had similar insurance coverage to the statistics mentioned above.

The GMHA Board of Trustees and its executive leadership are acutely aware of GMHA's financial condition and its cash needs. With the recruitment of a seasoned Chief Executive Officer and Chief Financial Officer in August and December of 2012, the Board of Trustees expects organizational and fiscal leadership to provide fiscal stability to GMHA.

The Board of Trustees recognize, however, that a "magical pill" will not return GMHA to fiscal solvency or provide adequate funds to pay the liabilities that have grown because of under-funding, under-reimbursement and inadequate collection procedures.

The Board of Trustees and GMHA's executive leaders have taken concrete steps to resolve the fiscal issues including:

1. Conversion to a pharmaceutical utilization and treatment tracking computer system (also known as EMARS) as part of its clinical software program "IMED";
2. Converting to a new Revenue Cycle software system in April 2013 for registering patients, billing claims, and collections;
3. Identification of a software solution for GMHA's materials management, human resource and fiscal management software with a conversion planned for late Calendar 2013; and,
4. Initiation of fiscal processes to improve registration, billing, collections for receivables from insurance companies, insured patients and self-insured patients. Additional details regarding these initiatives will be presented to the Board of Trustees in its February meeting and shortly after to legislative leaders.

GMHA executive and department leadership are presently gathering fiscal data and projections for the Fiscal 2014 budget that will be presented to the legislature by March 31, 2013. The budget process includes requests for capital assets as well as staffing for new revenue generating specialty medical services as envisioned by Bill 20.

With regards to the development of a Primary Care Center or Urgent Care Center, GMHA is reviewing space utilization in its expanded Emergency Department. It is important to remember that GMHA has trauma physicians who provide clinical care to presenting trauma patients. Recognizing that all patients using the Emergency Department services do not have acute medical conditions requiring Board-Certified trauma physicians, GMHA is investigating alternative clinical staffing.

In conclusion, Bill 20 provides GMHA with a new funding mechanism for reducing the hospital's outstanding liabilities after GMHA demonstrates its commitment to appropriately bill and collect for the services provided to the population and visitors of Guam.

expended for accelerated early payment(s) on the principal of the GMHA line of credit, revolving loan fund, and/or a direct loan agreement, as authorized and entered into for pursuant to 10GCA §80109(v), on a quarterly basis for the fiscal year.

Bill No. 20-32 if enacted into law will provide GMHA with additional revenues to assist the Hospital in providing medical care services for the people of Guam, regardless of a patient's ability to pay or availability of medical insurance coverage.



# COMMITTEE ON RULES

*I Mina'trentai Dos na Liheslaturan Guahan* • The 32nd Guam Legislature

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MINORITY LEADER

Senator  
Aline Yamashita  
Member

February 13, 2013

**VIA FACSIMILE**

(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. 19-32 through 40-32 (COR) and Bill No. 41-32 (LS)**

*Hafa Adai* Mr. Rios:

Transmitted herewith is a listing of *I Mina'trentai Dos na Liheslaturan Guahan'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'ãse'* for your attention to this matter.

Very Truly Yours,

  
**Senator Rory J. Respicio**  
Chairperson, Committee on Rules

Attachments

Cc: Clerk of the Legislature

2013 FEB 14 AM 9:10

M

**Bill No. 19-32(COR) – C.M. Duenas / B.J.F. Cruz / T.A. Morrison**

AN ACT TO AMEND CHAPTER 7, TITLE 3, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO CAPTURING LICENSE FEES AND TAXES FORM GAMING OPERATORS.

**Bill No. 20-32 (COR) – D.G. Rodriguez, Jr.**

AN ACT TO ESTABLISH A HEALTHCARE TRUST AND DEVELOPMENT FUND, BY ADDING A NEW CHAPTER 97 TO TITLE 10, GUAM CODE ANNOTATED, AND AUTHORIZING THE EXPENDITURE OF MONIES IN THE FUND BY PUBLIC HEALTH CARE PROVIDERS FOR SPECIFIC PURPOSES PERTAINING TO EXTINGUISHING THE OUTSTANDING DEBT PAYABLES OF THE GUAM MEMORIAL HOSPITAL AUTHORITY, AND PROVIDE EXPANDED HEALTHCARE SERVICES BY ESTABLISHING AND FUNDING A GMHA PRIMARY HEALTHCARE OR URGENT HEALTHCARE CENTER FOR NON-EMERGENCY PATIENTS; THIS ACT TO BE CITED AS "THE GMHA HEALTHCARE TRUST AND DEVELOPMENT ACT OF 2013."

**Bill No. 21-32 (COR) – B.J.F. Cruz**

AN ACT TO AMEND § 66104.2 OF CHAPTER 66, TITLE 10, OF THE GUAM CODE ANNOTATED; RELATIVE TO THE EMPLOYMENT OF CIVILIAN VOLUNTEER POLICE RESERVE OFFICERS.

**Bill No. 22-32 (COR) – F.B. Aguon, Jr.**

AN ACT TO AMEND §2103.12, CHAPTER 2, TITLE 4, GUAM CODE ANNOTATED, RELATIVE TO ACTING APPOINTMENTS IN EXCESS OF NINETY (90) DAYS.

**Bill No. 23-32 (COR) – A.A. Yamashita, T.R. Muna Barnes**

AN ACT TO PLACE THE FORMER AGAT FIRE STATION UNDER THE ADMINISTRATIVE JURISDICTION OF THE MAYOR'S OFFICE OF AGAT, BY AMENDING ITEM(1) OF §40113(B) OF CHAPTER 40, TITLE 5, GUAM CODE ANNOTATED.

**Bill No. 24-32 (COR) – F.B. Aguon, Jr.**

AN ACT TO AMEND §7120.3 OF CHAPTER 7, TITLE 16, OF THE GUAM CODE ANNOTATED RELATIVE TO WAIVER OF FEES FOR IMMEDIATE KIN OF FALLEN HEROES.

**Bill No. 25-32 (COR) – D.G. Rodriguez, Jr.**

AN ACT TO REPROGRAM AVAILABLE FUNDS FROM THE HIGHWAY 2001 BOND CONSTRUCTION FUND AND THE HIGHWAY 1985 BOND CONSTRUCTION FUND, AND DESIGNATE AND PRIORITIZE CERTAIN CAPITAL IMPROVEMENT PROJECTS, AND PURCHASE HEAVY EQUIPMENT NEEDED BY DPW FOR FLOOD MITIGATION.

**Bill No. 26-32 (COR) – B.J.F. Cruz / V.A. Ada / T.R. Muna Barnes**

AN ACT TO ADD A NEW § 8107.1 TO CHAPTER 8 OF TITLE 5, GUAM CODE ANNOATED; RELATIVE TO MANDATING THE CREATION OF THE 'GUAM PUBLIC NOTICE WEBSITE', AMENDING (A) OF §8104 CHAPTER 8 OF TITLE 5 GUAM CODE ANNOTATED AND ADDING (C) OF §8104 CHAPTER 8 OF TITLE 5 GUAM CODE ANNOATED.

**Bill No. 27-32 (COR) – F.V. Aguon, Jr.**

AN ACT TO ADD A NEW §850 TO TITLE 1, GUAM CODE ANNOTATED, TO DESIGNATE ROUTE 15 AS "AIR FORCE HIGHWAY" IN HONOR OF AND SPECIAL TRIBUTE TO THE MEN AND WOMEN OF GUAM WHO HAVE SERVED IN THE UNITED STATES AIR FORCE.

**Bill No. 28-32 (COR) – A.A. Yamashita**

AN ACT RELATIVE TO AUTHORIZING THE RE-ALLOCATION OF UNDISTRIBUTED COLLECTION FUNDS BY THE CHILD SUPPORT ENFORCEMENT DIVISION OF THE OFFICE OF THE ATTORNEY GENERAL, TO PROVIDE FOR THE CRITICAL SUPPORT NEEDED FOR CHILD SUPPORT AND PROTECTIVE SERVICES; THROUGH AMENDING §34111 OF CHAPTER 34, TITLE 5, GUAM CODE ANNOTATED.

**Bill No. 29-32 (COR) – V.C. Pangelinan**

AN ACT TO ADD §60114.1 AND §60114.2 TO CHAPTER 60 OF 21 GUAM CODE ANNOTATED RELATIVE TO COMPETITIVE EQUALIZATION ACT ON THE LEASING OF GUAM PROPERTY.

**Bill No. 30-32 (COR) – M.T. Limtiaco**

AN ACT TO AMEND 2 GCA § 1106 (a) AND TO REPEAL 2 GCA § 1106 (b), TO REDUCE SENATORS' SALARIES TO FIFTY-FIVE THOUSAND THREE HUNDRED SEVEN DOLLARS (\$55,307.00) PER ANNUM

**Bill No. 31-32 (COR) – V.A. Ada**

AN ACT TO ADD A NEW §5132 TO CHAPTER 5 OF 5GCA RELATIVE TO RETENTION OF PROCUREMENT RELATED EMAIL MESSAGES.

**Bill NO. 32-32 (COR) –V.A. Ada**

AN ACT TO ADD A NEW (e) TO §5008 OF CHAPTER 5 OF 5GCA RELATIVE TO PROHIBITING GOVERNMENT OF GUAM BRANCHES, DEPARTMENTS, AGENCIES AND INSTRUMENTALITIES FROM EXCLUDING LOCAL BUSINESSES FROM THE PROCUREMENT PROCESS

**Bill NO. 33-32 (COR) – V.A. Ada / R.J. Respicio**

AN ACT TO AMEND §7105 OF CHAPTER 7 OF 16GCA RELATIVE TO REQUIRING PROOF OF USE TAX PAYMENT AS A CONDITION OF REGISTRATION FOR VEHICLES ACQUIRED OFF-ISLAND.

**Bill NO. 34-32 (COR) – V.A. Ada / R.J. Respicio**

AN ADD A NEW §§ 7178 & 7179 TO 16GCA RELATIVE TO VEHICLE REGISTRATIONS

**Bill No. 35-32 (COR) – V.C. Pangelinan**

AN ACT TO ADD §§ 61314, 61315, 61316, 61317, 61318, 61319 AND 61320 TO CHAPTER 61 ARTICLE 3 OF 21 GUAM CODE ANNOTATED RELATIVE TO THE ENFORCEMENT OF ZONING LAWS

**Bill No. 36-32 (COR) - M.F.Q. San Nicolas/ V.A. Ada**

AN ACT TO ADD A NEW (e) AND (f) TO §30111 OF CHAPTER 30, TITLE 22, GUAM CODE ANNOTATED AND A NEW §24307.1, §24307.2, §24307.3, §24307.4, §24307.5, §24307.6, §24307.7 TO CHAPTER 24, TITLE 11 GUAM CODE ANNOTATED, RELATIVE TO REQUIRING REAL ESTATE APPRAISERS TO SUBMIT VALUATIONS TO THE DEPARTMENT OF REVENUE AND TAXATION AND TO AUTHORIZE THE DEPARTMENT OF REVENUE AND TAXATION TO ADJUST PROPERTY TAX ASSESSMENTS THEREWITH.

**Bill No. 37-32 (COR) – F.B. Aguon, Jr. / R.J. Respicio / V.A. Ada**

AN ACT TO REZONE LOT NO. 2247-REM, LOT NO. 2242-R1, LOT NO. 2244-R2, LOT NO. 2247 EASTERN PART-R1, AND LOT NUMBER 2247-PART-R1 IN THE MUNICIPALITY OF BARRIGADA FROM AGRICULTURAL ZONE (A) TO MULTIPLE DWELLING ZONE (R2).

**Bill No 38-32 (COR) – Committee on Rules, Federal, Foreign & Micronesian Affairs, Human & Natural Resources and Election Reform**

AN ACT MAKING APPROPRIATIONS FOR THE OPERATIONS OF THE EXECUTIVE BRANCH OF THE GOVERNMENT OF GUAM FOR FISCAL YEAR ENDING SEPTEMBER 30, 2014, MAKING OTHER APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS.

**Bill No. 39-32 (COR) – F.B. Aguon, Jr.**

AN ACT TO AMEND §3103 OF CHAPTER 3, TITLE 7, OF THE GUAM CODE ANNOTATED RELATIVE TO ADDING A SUCCESSIVE TERM OF SERVICE FOR THE CHIEF JUSTICE OF THE SUPREME COURT OF GUAM.

**Bill No. 40-32 (COR) – T.C. Ada/B.J.F. Cruz / R.J. Respicio**

AN ACT TO AMEND §58111, CHAPTER 58, TITLE 10 GCA AND §73110, CHAPTER 73, TITLE 10 GCA, RELATIVE TO THE PENALTY CLASSIFICATION FOR VIOLATIONS OF THE FIRE CODE, AND TO AMEND §58112, CHAPTER 58, TITLE 10 GCA

**Bill No. 41-32 (LS) – B.B. Aguon, Jr. / B.J.F. Cruz/ J.T. Won Pat, Ed.D.**

AN ACT TO AMEND CHAPTER 30, TITLE 9 GUAM CODE ANNOTATED RELATIVE TO STRENGTHENING THE PENALTIES FOR CRIMES OF FAMILY VIOLENCE.

MESSAGE CONFIRMATION

FEB-13-2013 05:59 PM WED

FAX NUMBER : 4772240  
NAME : GNF

NAME/NUMBER : 4722825  
PAGE : 4  
START TIME : FEB-13-2013 05:58PM WED  
ELAPSED TIME : 00' 48"  
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RESULTS : [ O.K ]



COMMITTEE ON RULES

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Benjamin J.F. Cruz  
Member
- Legislative Secretary  
Tina Rose Muña Barrios  
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 13, 2013

VIA FACSIMILE

(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. 19-32 through 40-32 (COR) and Bill No. 41-32 (LS)**

*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'ase'* for your attention to this matter.

Very Truly Yours,

*Rory J. Respicio*  
Senator Rory J. Respicio  
Chairperson, Committee on Rules

Attachments

Cc: Clerk of the Legislature

*Received by:  
Analyn Fustagnio*

*2/14/13*

*sent forward in phone 2/13/13 9:00 AM shubin*





## 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

January 18, 2013

### MEMORANDUM

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

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

**From:** **Senator Rory J. Respicio**   
*Majority Leader & Rules Chair*

**Subject:** **Referral of Bill Nos. 20 &21-32(COR)**

As the Chairperson of the Committee on Rules, I am forwarding my referral of Bill Nos. **20 &21-32(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

**MINA' TRENTAI DOS NA LIHESLATURAN GUAHAN  
2013 (FIRST) Regular Session**

Bill No. 20-32 (COR)

Introduced by:

**D.G. RODRIGUEZ, JR.** 

2013 JAN 1:19

**AN ACT TO ESTABLISH A HEALTHCARE TRUST AND DEVELOPMENT FUND, BY ADDING A NEW CHAPTER 97 TO TITLE 10, GUAM CODE ANNOTATED, AND AUTHORIZING THE EXPENDITURE OF MONIES IN THE FUND BY PUBLIC HEALTH CARE PROVIDERS FOR SPECIFIC PURPOSES PERTAINING TO EXTINGUISHING THE OUTSTANDING DEBT PAYABLES OF THE GUAM MEMORIAL HOSPITAL AUTHORITY, AND PROVIDE EXPANDED HEALTHCARE SERVICES BY ESTABLISHING AND FUNDING A GMHA PRIMARY HEALTHCARE OR URGENT HEALTHCARE CENTER FOR NON-EMERGENT PATIENTS; THIS ACT TO BE CITED AS “THE GMHA HEALTHCARE TRUST AND DEVELOPMENT ACT OF 2013.”**

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

**Section 1. Legislative Findings and Intent:** *I Liheslaturan Guåhan* finds

that the public health care institutions and approved non-governmental organizations providing healthcare services are seriously underfunded. This has led to continual shortages in supplies, pharmaceuticals and staff. It has, as well, led to the increasing loss of house doctors willing to provide medical services at the Guam Memorial Hospital due to nonpayment. The full scope and negative impact of the Guam Memorial Hospital Authority’s outstanding debts, in excess of \$23,000,000 dollars, came to light during the *Joint Status Hearing* conducted by the Committee on Health & Human Services and the Committee on Finance, on April 18, 2012. *I Liheslaturan Guåhan* further finds that in 2012, the federally approved discount provider for medical supplies intercepted approximately

1 \$500,000.00 (taken from Medicare reimbursements through the U.S. Treasury),  
2 and is currently threatening to garnish additional funds.

3 *I Liheslaturan Guåhan* further finds that there were \$174,457,564.00 (2007),  
4 \$184,148,347.00 (2008), \$190,191,200.00 (2009), \$202,328,780.00 (2010),  
5 \$231,611,664.00 (2011), and \$181,990,405.00 (as of 3<sup>rd</sup> quarter -Sept. 2012) in  
6 health insurance premiums written by domestic, Guam based, health care insurance  
7 providers and health maintenance organizations (**\$1,164,727,183.00** (2007 ~ 2012  
8 (as of 3<sup>rd</sup> quarter). Further, there is an additional annual average of over  
9 \$2,605,262.00 in health insurance premiums written by non-domestic health  
10 insurance providers (2007 ~ 3<sup>rd</sup> quarter 2011 only). This is a rising combined  
11 annual aggregate average of over **\$194,555,537.00** (w/o 2012 4<sup>th</sup> quarter) being  
12 paid in health care insurance premiums, with an aggregate total of  
13 **\$1,167,333,222.00** in health insurance premiums paid over the past six years;  
14 without domestic healthcare administrators having to pay a 4% Business Privilege  
15 Tax, and limited taxation on non-domestic providers. Put another way, in lieu of a  
16 4% Business Privilege Tax not being applied, the aggregate sum of **\$1.1 Billion**  
17 (over the period: 2007 ~ 3<sup>rd</sup> quarter Sept. 2012) equates to approximately **\$46.7**  
18 **Million** in tax revenues not being realized by the government. Further, Domestic  
19 Health Insurers continue to hold Qualifying Certificates and a Grant of Benefit  
20 [pursuant to §§58105.6, 58128.4, QC Law] for ONE HUNDRED PERCENT  
21 (100%) rebates for Income Tax [§58128.4(a), QC Law], Income Tax on Dividends  
22 [§§58130, 58128.4(b), QC Law], and Abatement of Gross Receipt Taxes on  
23 Premiums [§58127.5, QC Law], pursuant to which they continue to enjoy  
24 significant tax relief.

25 *I Liheslaturan Guåhan* takes due note that with the implementation of  
26 issuing Qualifying Certificates to health care insurance providers, as well as the

1 Captive Insurance Program pursuant to Chapter 23, Title 22, Guam Code  
2 Annotated, that the premiums for health care insurance are tax free. This has  
3 reduced the tax revenue to the government which is in need of funds for the  
4 provision of public health care services for the people of Guam.

5 *I Liheslaturan Guåhan* takes note of the fact that when the healthcare  
6 insurance industry utilized the benefits of the available qualifying certificates and  
7 the captive insurance program, they realized a significant financial windfall.  
8 However, *I Liheslaturan Guåhan* also takes due note that there were no  
9 commensurate reductions in the cost of insurance premiums passed on to  
10 consumers. Further, *I Liheslaturan Guåhan* gives due consideration that of the  
11 four domestic healthcare insurance companies, they collectively maintained a  
12 significant book-of-business, allowing them for many years to make substantial  
13 profits, regardless of whether or not they paid out Medical Loss Ratio rebates to  
14 their subscribers, and therefore, should not now be overly burdened or impacted by  
15 the application of a four percent (4%) fee upon health care insurance premiums for  
16 the purpose of establishing a ‘GMHA Healthcare Trust and Development Fund’,  
17 which would be utilized for the public’s benefit by way of improving and  
18 supporting the government provision of health care services. Their years of  
19 exemptions from the business privilege tax have already served its stated purpose  
20 of bolstering their businesses, but unfortunately, without a reciprocal  
21 corresponding effort by them to reduce costs to their subscribers. Further, and  
22 notwithstanding the issues of tax abatements, in 2012, that at least two Guam based  
23 HMO’s issued over Fourteen Million Dollars (\$14,000,000.00+) in medical loss  
24 ratio refunds to subscribers; while another issued corporate dividends, also, in the  
25 amount of approximately \$14 Million dollars.

1           It is the intent of *I Liheslaturan Guåhan* to assess a four percent (4%) fee  
2 upon all health care insurance premiums for the purpose of establishing a ‘GMHA  
3 Healthcare Trust and Development Fund’, apart and separate from all other funds  
4 and accounts of the government of Guam to facilitate and supplement the  
5 development and maintenance of public health care services. This has the potential  
6 to annually generate approximately **\$8.5 Million** (with projected 2012 4<sup>th</sup> quarter -  
7 \$20M+) in revenue for the GMHA HealthCare Trust and Development Fund for  
8 expenditure on the development and provision of hospital healthcare services for  
9 the people of Guam.

10           In the expenditure of GMHA HealthCare Trust and Development Fund  
11 monies, it is the intent of *I Liheslaturan Guåhan* that the first priority in the  
12 expenditure of Fund monies, should be to extinguish the existing \$22,000,000.00  
13 plus in outstanding debt payables of the Guam Memorial Hospital Authority, as per  
14 Exhibit “A” appended to this Act, to GMHA House Doctors, healthcare service  
15 providers, pharmaceutical suppliers, and all other vendor payables, in its entirety,  
16 by way of a line of credit, a revolving loan fund, and/or a direct loan agreement,  
17 secured and paid with a funding commitment from the Fund.

18           *I Liheslaturan Guåhan* finds that a disproportionately high percentage of  
19 services being provided by the Guam Memorial Hospital Authority emergency  
20 room are dedicated to non-emergency medical services, as compared to normal,  
21 dedicated emergency room services. Further, these non-emergency medical  
22 services are more costly to provide within the setting of an emergency room, and  
23 should more appropriately be available through a private medical clinic, or, by way  
24 of an *Urgent Care Center*. *I Liheslaturan Guåhan* takes due note of the GMHA  
25 report on emergency room utilization for the year 2010, during which the 19,291  
26 non-emergent cases exceeded the 8,785 actual emergency cases. Of the \$28.7

1 Million in costs of going to the emergency room for 2010, 68.5% or \$19.6 Million  
2 was for non-emergent cases.

3 *I Liheslaturan Guåhan* further finds that whereas the government of Guam is  
4 mandated pursuant to the Organic Act of Guam to provide medical care services  
5 for the people of Guam, regardless of a patient's ability to pay or availability of  
6 medical insurance coverage. The cost of providing the requisite medical services  
7 can be reduced by establishing an urgent care center to address the non-emergency  
8 medical needs of patients currently availing themselves of GMHA emergency  
9 room services and resources. It is the *intent* of *I Liheslaturan Guåhan* to mandate  
10 the establishment and operation of either a Primary Healthcare or Urgent  
11 Healthcare medical services within the GMHA facility, and thereby, reduce the  
12 hospitals cost of operations for non-emergent medical services.

13 *I Liheslaturan Guåhan* finds that GMHA continues to lack a viable, efficient  
14 pharmaceutical utilization and treatment tracking computer system (and software)  
15 for billing and collection purposes. Notwithstanding grand pronouncements early  
16 in 2011 by the new GMHA administration and Board of Trustees of turning  
17 GMHA's financial management shortfalls, deficiencies' and inefficiencies' around,  
18 thereby placing the hospital on a sound financial footing, just the opposite occurred  
19 and GMHA experienced a worsening performance being reported for collections  
20 and financial management, as per the Office of Public Accountability, and the  
21 Independent Auditor's Report for years 2010 /2011, by Deloitte & Touch, LLP,  
22 dated March 23, 2012.

23 Therefore, it is, further, the *intent* of *I Liheslaturan Guåhan* to ensure that a  
24 repetition of escalating indebtedness and cash shortfalls does not reoccur, as was  
25 the case after GMHA borrowed \$12,000,000 pursuant to § 80109(s) of Chapter 80,

1 Title 10, Guam Code Annotated (P.L. 30-200:2 (enacted Dec. 09, 2010), for the  
2 purpose of establishing a line of credit, a revolving loan fund, and/or a direct line  
3 of credit to be used by the Authority when a cash shortage threatens the operations  
4 of the Hospital.

5 As a *prerequisite condition* of GMHA’s authorization to utilize the funds  
6 provided pursuant to Section 2 of this Act relative to extinguishing GMHA’s  
7 indebtedness’, it is the *intent of I Liheslaturan Guåhan* that GMHA *shall* first  
8 establish a viable, efficient pharmaceutical utilization and treatment tracking  
9 computer system, as well as other needed management tools, for billing and  
10 collection, procurement, and other similar purposes pertaining to the efficient  
11 management and operation of GMHA, as provided for and funded pursuant to  
12 Section 2 of this Act (a new 10 GCA § 97104. Establishment of GMHA  
13 Management Reform Practices and Policies, as a Mandatory Prerequisite to the  
14 Implementation of §97103(a) Allocations and Use of Funds). Further, *I*  
15 *Liheslaturan Guåhan* finds it crucial that GMHA’s plan of action include the  
16 establishment of new revenue generating specialty medical services.

17 **Section 2.** A new Chapter 97, is hereby added to Title 10, Guam Code  
18 Annotated, to read:

19 **“CHAPTER 97**

20 **ARTICLE 1**

21 **GMHA HEALTHCARE TRUST AND DEVELOPMENT FUND**

- 22 § 97101. Short Title.  
23 § 97102. Guam HealthCare Trust and Development Fund.  
24 § 97103. Use of Funds for the Development and Support of Health Care Services  
25 Programs and Facilities.

1 § 97104. Submission of Detailed Report of Expenditures on a Quarterly Basis.

2 § 97101. **Short Title.** This Act may be cited as “*The GMHA Healthcare Trust*  
3 *and Development Act of 2013.*”

4 § 97102. **Guam Healthcare Trust and Development Fund.**

5 (a) There is hereby created, separate and apart from other funds and  
6 accounts of the government of Guam, a fund known as the *GMHA Healthcare*  
7 *Trust and Development Fund* ('Fund'). The Fund shall not be commingled with the  
8 General Fund or any other fund or account of the government of Guam, and shall  
9 be kept in a separate bank account, subject to legislative appropriation as provided  
10 pursuant to this Chapter, to be used by the designated public healthcare agencies of  
11 the government of Guam for the purposes authorized. The Fund, to include any  
12 monies in the Fund dedicated and dispersed for purposes specified in this Act,  
13 **shall not** be subject to the transfer authority of *I Maga'lahan Guåhan*.

14 (b) The Fund shall be financed by the collection of a four percent (4%)  
15 assessment fee on all healthcare insurance premiums paid in Guam for the  
16 coverage of company employees and their dependents', or individuals. Such fees  
17 shall be collected from the healthcare insurance companies providing such  
18 coverage on Guam.

19 (c) For purposes of this section, *healthcare insurance* is defined as health  
20 insurance against sickness or injury of persons or companies employees, with the  
21 insured being engaged in activities within Guam, such activities being included in  
22 the definition of *healthcare insurance provider* or *health maintenance organization*  
23 (HMO) defined in Title 11, Guam Code Annotated.



1 (d) The Department of Revenue and Taxation (the *Department*) shall collect  
2 such fees and transmit them to the Treasurer of Guam for deposit in the Fund. The  
3 Department shall:

4 (i) Develop the necessary forms and instructions to be sent to all insurance  
5 companies issuing healthcare insurance. Such forms and instructions shall  
6 direct these insurance companies to pay the four percent (4%) assessment as  
7 a condition of continuing to do business of Guam;

8 (ii) Act as the repository for the Fund for use as authorized pursuant to this  
9 Article in carrying out the purpose of the Fund.

10 (e) The Department of Administration shall be the disbursing and certifying  
11 officer for the Fund, and shall comply with the provisions of Chapter 14 of Title  
12 46, Guam Code Annotated. The Director of Administration shall maintain  
13 appropriate records of the Fund and shall provide accounting and auditing services  
14 for the Fund.

15 (i) The Department of Administration *shall* disperse funds in a manner  
16 compliant with §97105 of this Chapter.

17 **§ 97103. Allocations and Use of Funds; Authorized.**

18 (a) Up to Sixty-two Percent (62%), but not to exceed Five Million Dollars  
19 (\$5,000,000.00), whichever is less, of the funds in the GMHA Healthcare Trust  
20 and Development Fund shall be utilized by the Guam Memorial Hospital Authority  
21 to obtain a line of credit, a revolving loan fund, and/or a direct loan agreement to  
22 retire their outstanding prior year debt to GMHA House Doctors, healthcare  
23 service providers, pharmaceutical suppliers, vendors, and all other payables, as per  
24 Exhibit “A” appended to this Act; and for that specific purpose, the SUM of FIVE

1 MILLION DOLLARS (\$5,000,000.00) of the fees collected pursuant to this  
2 Article shall be annually allocated and is hereby APPROPRIATED, and SHALL  
3 CONTINUE TO BE DEEMED APPROPRIATED, ANNUALLY, to the Guam  
4 Memorial Hospital Authority for the sole and specific purpose of paying the debt  
5 service for the line of credit, revolving loan fund, and/or a direct loan agreement to  
6 retire their outstanding prior year debt obligations.

7 The annual allocation of Five Million Dollars (\$5,000,000.00), as  
8 appropriated pursuant to this Subsection (a), shall continue and shall remain in full  
9 force and effect until specifically revoked or amended pursuant to law. As fees are  
10 received and deposited into the Fund, a pro-rata share of available funds shall  
11 subsequently be transferred to the Guam Memorial Hospital Authority.

12 The Guam Memorial Hospital Authority shall establish a bank account apart  
13 and separate from all other bank accounts of GMHA and the government of Guam,  
14 and *shall* deposit all funds allocated and appropriated pursuant to this Subsection  
15 into the account, and from which such funds shall only be drawn upon for the sole  
16 and specific purpose of debt service payments for the line of credit, revolving loan  
17 fund, and/or a direct loan agreement, *provided, however*, the implementation of  
18 this Subsection (a) *shall* be subject to GMHA *first* satisfying the prerequisite  
19 conditions set forth pursuant to §97104 of this Chapter 97. Until such time that  
20 GMHA meets the conditions of §97104, all funds collected and allocated for the  
21 purposes of this Subsection (a) *shall* be deposited into the Fund and allowed to  
22 accrue specifically for the purposes of this Subsection (a), thereby building and  
23 ensuring the accounts value and credit worthiness’.

24 All other proceeds from fees collected under this Article *shall* be deposited  
25 into the Fund and *shall not* be commingled with the General Fund.

1 (b) Up to Thirty Percent (30%), but not to exceed Two Million Five  
2 Hundred Thousand Dollars (\$2,500,000.00), whichever is less, of the funds in the  
3 GMHA Healthcare Trust and Development Fund, shall be allocated to the Guam  
4 Memorial Hospital Authority for the purpose of subsidizing the establishment and  
5 operation of either a Primary Healthcare Medical Center or Urgent Healthcare  
6 Medical Center within the Guam Memorial Hospital Authority facility and  
7 grounds; therefore, the SUM of TWO MILLION FIVE HUNDRED THOUSAND  
8 DOLLARS (\$2,500,000.00) of the fees collected pursuant to this Article shall be  
9 allocated and is hereby APPROPRIATED, and SHALL CONTINUE TO BE  
10 DEEMED APPROPRIATED, ANNUALLY, to the Guam Memorial Hospital  
11 Authority.

12 The annual allocation of Two Million Five Hundred Thousand Dollars  
13 (\$2,500,000.00), as appropriated pursuant to this Subsection (b), shall continue and  
14 shall remain in full force and effect until specifically revoked or amended pursuant  
15 to law. As fees are received and deposited into the Fund, a pro-rata share of  
16 available funds shall subsequently be transferred to the Guam Memorial Hospital  
17 Authority. The first two years of allocations shall be utilized, to the extent  
18 necessary, for the establishment and startup of the Primary Care Center, or, Urgent  
19 Care Center, and subsequently, thereafter, the allocations shall be utilized to help  
20 off-set and subsidize the cost of unpaid or underpaid medical care services  
21 provided to Medically Indigent Program patients, Medicaid patients, and self-  
22 paying patients utilizing the Primary Care Center or Urgent Care Center.

23 (c) Up to Six percent (6%), but not to exceed Five Hundred Thousand  
24 Dollars (\$500,000.00), whichever is less, of the funds in the Guam Healthcare  
25 Trust and Development Fund, shall be allocated to establish and maintain a Loan  
26 Payment Security Reserve Fund for the sole purpose of further ensuring and

1 backing the security of payments pledged for the line of credit, revolving loan  
2 fund, and/or direct loan agreement pursuant to 10 GCA §97103(a) of this Chapter,  
3 and entered into pursuant to 10 GCA §80109(v); therefore, the SUM of FIVE  
4 HUNDRED THOUSAND DOLLARS (\$500,000.00) of the fees collected pursuant  
5 to this Article shall be allocated and is hereby APPROPRIATED, and SHALL  
6 CONTINUE TO BE DEEMED APPROPRIATED, ANNUALLY, to the Loan  
7 Payment Security Reserve Fund.

8 The annual allocation of Five Hundred Thousand Dollars (\$500,000.00), as  
9 appropriated pursuant to this Subsection (c), shall continue and shall remain in full  
10 force and effect until specifically revoked or amended pursuant to law. As fees are  
11 received and deposited into the Fund, a pro-rata share of available funds shall  
12 subsequently be transferred and deposited in the Loan Payment Security Reserve  
13 Fund.

14 (1)The funds in the Loan Payment Security Reserve Fund may be  
15 pledged as additional security for the payment funds pledged pursuant  
16 to 10GCA §97103(a) for the debt service incurred, as authorized  
17 pursuant to 10GCA §80109(v), and *shall* only be drawn upon as  
18 required to ensure consistent, timely payment of the debt service  
19 obligation.

20 (d) All other remaining proceeds from fees collected under this Article  
21 *shall* be deposited into the Fund and *shall not* be commingled with the General  
22 Fund. After payments are first made to the Guam Memorial Hospital Authority for  
23 the purposes provided for in §97103(a), and second to the Guam Memorial  
24 Hospital Authority for the purposes provided for in §97103(b), and third to the  
25 Loan Payment Security Reserve Fund for the purposes provided for in subsection

1 (c), of §97103, then, any remaining monies in the Fund shall be allocated and  
2 solely expended, as follows:

3 (1) Accelerated early payment(s) on the principal of the Guam Memorial  
4 Hospital Authority line of credit, revolving loan fund, and/or a direct loan  
5 agreement, as authorized and entered into for pursuant to 10GCA §80109(v),  
6 on a quarterly basis for the fiscal year.

7 (e) All monies in funds from fees received, deposited, allocated,  
8 appropriated and dispersed pursuant to this § 97103 *shall not* be subject to the  
9 transfer authority of *I Maga'lahan Guåhan*, nor may they be expended for  
10 purposes not specifically provided for pursuant to this Act.

11 **§ 97104. Establishment of GMHA Management Reform Practices and**  
12 **Policies, as a Mandatory Prerequisite to Implementation of §97103(a).** (a)  
13 Prior to the utilization of funds authorized and appropriated pursuant to §97103(a)  
14 of this Act, the Guam Memorial Hospital Authority *shall* first develop and adopt  
15 by Board resolution a *plan of action*, and subsequently implement and establish a  
16 viable, efficient pharmaceutical utilization and treatment tracking computer  
17 system, as well as other needed management tools, for billing and collection,  
18 procurement, and other similar purposes pertaining to the efficient management  
19 and operations of GMHA, to include, as well, the establishment of new revenue  
20 generating specialty medical services.

21 (b) Upon adoption of the *plan of action* by the Board of Trustees, and solely  
22 for the purposes of facilitating and initiating the implementation of the *plan*  
23 adopted pursuant to §97104(a), the SUM of FIVE HUNDRED THOUSAND  
24 DOLLARS (\$500,000.00) of the first \$500,000.00 of fees collected and deposited  
25 into the Fund is hereby APPROPRIATED and authorized for release and

1 expenditure by GMHA specifically for the purposes provided pursuant to this  
2 Section.

3 (c) Guam Memorial Hospital Authority *shall*, within thirty (30) days of the  
4 enactment of this Act, report to the Speaker, the Committee on Health & Human  
5 Services of *I Liheslaturan Guåhan*, and *I Maga'lahan Guåhan* on the  
6 implementation of this Section. The Committee on Health and Human Services,  
7 shall subsequently, by Legislative Resolution, seek the approval of *I Liheslaturan*  
8 *Guåhan* to authorize the Guam Memorial Hospital Authority to proceed with the  
9 full implementation of §97103(a) of this Chapter.

10 **§97105. Submission of Detailed Report of Expenditures on a Quarterly**

11 **Basis.** The Administrator of the Guam Memorial Hospital Authority shall submit  
12 to *I Liheslaturan Guåhan* and *I Maga'lahan Guåhan* a detailed report of the  
13 expenditures of the GMHA Healthcare Trust and Development Fund on a quarterly  
14 basis.

15 **§ 97106. Mandatory Prioritization for Distribution of Funds.** Notwithstanding  
16 any other provision of this Chapter 97, so as to ensure the timely and continuing  
17 payment of any debt entered into by the Guam Memorial Hospital Authority  
18 pursuant to subsection (a) of § 97103of this Chapter 79, the distribution of  
19 available monies actually in the Fund *shall* be prioritized, as follows:

- 20 (1) First to the Guam Memorial Hospital Authority for the payment of a line  
21 of credit, a revolving loan fund, and/or a direct loan agreement. Having  
22 assured the availability of funds and the payment of the GMHA debt  
23 being paid first, then;
- 24 (2) The balance of available monies in the Fund shall subsequently be  
25 distributed in the appropriate prorated amounts due to the Guam

1 Memorial Hospital Authority, for the purposes provided for pursuant to  
2 subsections (b), (c), and (d) of § 97103 of this Chapter 79.

3 **Section 3. Authorization to Borrow; Guam Memorial Hospital**

4 **Authority.** A new Subsection (v) is hereby added to §80109, Chapter 80, Division  
5 4, Title 10, Guam Code Annotated, to read:

6 "(v) Arrange a line of credit, a revolving loan fund, and/or a direct loan, the  
7 total cumulative amount *not to exceed* Twenty-five Million Dollars (\$25,000,000),  
8 with banks or other lending institutions licensed to do business on Guam. All  
9 terms of the line of credit, a revolving loan fund, and/or a direct loan agreement  
10 *shall* be negotiated by the Guam Memorial Hospital Authority and *I Maga'lahan*  
11 *Guåhan* [Governor] in the best interests of the people of Guam, through and with  
12 the assistance of the Guam Economic Development Authority (GEDA). The terms  
13 of the line of credit, a revolving loan fund, and/or a direct loan *shall* include the  
14 following:

15 (1) the line of credit, a revolving loan fund, and/or a direct loan *shall*  
16 be solely used by the Authority to retire outstanding prior year debt to  
17 GMHA House Doctors, healthcare service providers, pharmaceutical  
18 suppliers, vendors, and all other payables, as per Exhibit "A", and provided  
19 that the loan *shall not* be used for other purposes, except as further provided  
20 pursuant to this Subsection (v);

21 (2) *no charge shall* be levied by a lender for making the loan;

22 (3) the interest rate *shall* be subjected to negotiation between GEDA,  
23 the Board of Trustees, *I Maga'lahan Guåhan* and the lender; such interest

1 rate *shall* be computed on a monthly average and based on the actual amount  
2 extended to the GEDA; and

3 (4) interest earned by the lender *shall* be exempt from taxation by the  
4 government of Guam.

5 (5) *I Maga'lahen Guåhan* is authorized to pledge funds which Guam  
6 *shall* receive from §97103(a) of Chapter 97, Title 10, Guam Code  
7 Annotated, as a security for repayment of the loan, in addition to any  
8 revenues which may be pledged by the Authority. *I Maga'lahan Guåhan*  
9 and the Authority are hereby–authorized to execute the loan agreement, a  
10 revolving loan fund, and/or a direct loan agreement and other necessary  
11 documentation.

12 (6) The line of credit authorized in this Act *shall not* be used in the  
13 calculation for rate relief in any rate methodology for any rate–case before  
14 the Public Utilities Commission.

15 (7) The Guam Memorial Hospital Authority shall pledge all or part of  
16 its revenues from the GMHA Healthcare Trust and Development Fund as the  
17 primary source of repayment for the line of credit, revolving loan fund,  
18 and/or a direct loan, as authorized and appropriated pursuant to §97103(a) of  
19 Chapter 97, Division 2, Title 10, Guam Code Annotated. If required, the  
20 Authority may pledge, in addition, only its revenues as a security for  
21 repayment as determined by the negotiated agreement.

22 (8) Any money borrowed *shall* be repaid in accordance with the  
23 terms established in the negotiated agreement, but *not to exceed* an initial  
24 amortization period of more than fifteen (15) years. In *no case shall* any



1 amount borrowed be refinanced permitting repayment *more than* twenty (20)  
2 years after the loan is made.

3 (9) Notwithstanding the provisions of Chapter 6 of Title 5 of the  
4 Guam Code Annotated, the government of Guam hereby waives immunity  
5 from any suit or action in contract upon the loan and guaranty but *does not*  
6 waive sovereign immunity as to the personal liability of elected or appointed  
7 officials and employees of the government Guam."

#### 8 **Section 4. GMHA Primary Care Center / Urgent Care Center.**

##### 9 **(a) Legislative Intent.**

10 It is the *intent* of *I Liheslaturan Guåhan* to mandate the establishment and  
11 operation of either a Primary Healthcare or Urgent Healthcare medical services  
12 within the GMHA facility premises, so as to alleviate the current strain being  
13 imposed upon the emergency room, and imposition of exorbitant costs against  
14 limited GMHA finances.

15 (b) A new §80122 is hereby added to Chapter 80 of Division 4, Title 10,  
16 Guam Code Annotated, to read:

##### 17 **“§80122. Primary Care Center, or, Urgent Care Center, Established.**

18 (a) The Guam Memorial Hospital Authority *shall* establish, within the premises of  
19 the hospital facility, *either* a Primary Healthcare Medical Services Center, *or*, an  
20 Urgent Healthcare Medical Services Center, for non-emergent outpatient medical  
21 services. The primary care center or urgent care center shall serve as a center to  
22 treat patients who have an injury or illness that requires immediate care, but are not  
23 apparently serious enough to require emergency room attention. The  
24 Administrator *may*, upon approval by the GMHA Board of Trustees and in

1 accordance with all relevant procurement laws, contract a licensed physician(s), or  
2 group of physicians, or private medical clinic to either lease and/or operate the  
3 functions of a Primary Care Center, or, an Urgent Care Center within the hospital  
4 premises. The contract shall be for a term of up to five (5) years, but not less than  
5 three (3) years, renewable by mutual agreement for an additional term of up to five  
6 (5) year period, but not less than three (3) years.

7 (b) Hours of Operation. The Board of Trustees shall determine the time(s)  
8 and appropriate number of hours the Primary Care Center or Urgent Care Center  
9 shall be open on a daily basis, inclusive of weekends and holidays, provided,  
10 however, at a minimum, the care center shall remain open for a minimum  
11 aggregate total of ten (10) hours or more per day.

12 (c) Criteria for Primary Care Center or Urgent Care Center. The Primary  
13 Care Center or Urgent Care center shall seek to develop and maintain a standard of  
14 medical care that meets the minimum criteria and requirements for primary care or  
15 urgent care services, as set forth by the Joint Commission and the CMS.

16 (d) The Primary Care Center, or, Urgent Care Center *shall* have all  
17 necessary medical personnel and resources to operate and maintain a fully  
18 functioning primary care center or urgent care center for outpatient medical  
19 services, as deemed appropriate pursuant to applicable medical standards and  
20 estimated population demand criteria.

21 (e) The Primary Care Center, or Urgent Care Center *shall* be required to  
22 accept patients on the same basis, terms and conditions as the Guam Memorial  
23 Hospital Authority, as mandated by the Organic Act of Guam relative to its  
24 requisite provision that the Governor of Guam shall ensure for the provision of

1 medical and hospital care for the people of Guam. The Primary Care Center or  
2 Urgent Care Center shall accept Medically Indigent Program patients and  
3 Medicaid program patients. This Section shall not be construed or interpreted to in  
4 any way impede the Primary Care Center or Urgent Care Center from collecting or  
5 seeking the collection of payment for medical services rendered. Patients shall be  
6 financially liable for medical services rendered as required pursuant to applicable  
7 law.

8 (f) The Guam Memorial Hospital Authority (GMHA) *shall* within six (6)  
9 months of enactment of this Act: (1) develop the Primary Care Center or Urgent  
10 Care Center operational criteria required to provide the medical services mandated  
11 pursuant to the spirit and intent of this Act; (2) identify and dedicate adequate,  
12 available space for the establishment of the Primary Care Center or Urgent Care  
13 Center; (3) commence the requisite processes necessary for GMHA to establish a  
14 Primary Care Center or Urgent Care Center; and/or, (4) *may*, at the discretion of  
15 the Board of Trustees, develop and solicit for a *Request for Proposals*, or solicit for  
16 *letters of interest*, pursuant to applicable procurement law, relative to the  
17 availability of the opportunity to provide contractual services to manage and/or  
18 operate a Primary Care Center or Urgent Care Center for non-emergent outpatient  
19 medical services at GMHA.”

20 **Section 5. Sunset Provision.** Chapter 97 of Title 10, Guam Code  
21 Annotated, as established pursuant to Section 2 of this Act shall remain in full  
22 force and effect for a period of fifteen (15) years, the end of which Chapter 97, 10  
23 GCA, shall automatically be deemed to be repealed, unless extended pursuant to  
24 law, provided, however, Chapter 97, 10 GCA, shall continue to remain in full force

1 and effect until such time as the debt incurred by the Guam Memorial Hospital  
2 Authority pursuant to Section 3 of this Act is fully extinguished.

3 **Section 6. Severability.** *If* any provision of this Act or its application to  
4 any person or circumstance is found to be invalid or contrary to law, such  
5 invalidity shall *not* affect other provisions or applications of this Act which can be  
6 given effect without the invalid provisions or application, and to this end the  
7 provisions of this Act are severable.

8 **Section 7. Effective Date.** This Act shall become immediately effective  
9 upon enactment.

10

Exhibit “A”

for

***“GMHA HEALTHCARE TRUST AND  
DEVELOPMENT ACT OF 2013”***

GUAM MEMORIAL HOSPITAL AUTHORITY  
A/P LISTING AS OF 01/14/2013

Date	Ck No	Ck Amount	SUMMARY	TOTAL	0 - 30	31 - 60	61 - 90	OVER 90
			Payroll Payables	1,119,968	279,212	280,796	284,739	275,222
			- GOV RET-DBP	158,524	158,524			
			- GOV RET-DCP	311,578	311,578			
			- DEPT OF REV 485	4,006,199				4,006,199
			GPA	437,644	220,000	217,644		
		29,677	GTA	219,344	28,698	29,135	29,115	132,397
		52,475	GWA	110,116	21,996	18,531		69,589
			House Doctors	838,019	2,872	3,099	4,551	827,498
		<b>772,188</b>	<b>Vendor Payables</b>	<b>14,820,209</b>	<b>1,456,768</b>	<b>1,368,487</b>	<b>824,968</b>	<b>11,169,985</b>
		<b>103,167</b>	<b>Dietary Vendors</b>	<b>309,470</b>	<b>59,502</b>	<b>71,617</b>	<b>52,501</b>	<b>125,849</b>
			Patient Refund	10,149				10,149
-----								
		\$957,506	as of 01/14/2013	\$22,341,222	2,539,150	1,989,310	1,195,874	16,616,888
			as of 01/07/2013	\$23,291,327	2,817,196	2,009,262	1,328,922	17,135,947
			as of 12/30/2012	\$21,720,643	2,198,444	1,609,604	1,163,421	16,749,174
			as of 12/24/2012	\$21,760,890	1,551,550	1,923,554	1,385,567	16,900,219
			as of 12/17/2012	\$21,863,815	2,072,096	1,799,653	1,376,040	16,616,026
			as of 12/10/2012	\$21,964,214	1,962,637	1,551,263	1,771,239	16,679,075
			as of 12/03/2012	\$21,564,573	1,670,981	1,542,269	1,765,955	16,585,369
			as of 11/26/2012	\$21,577,109	1,410,157	1,920,793	1,669,071	16,577,088
			as of 11/12/2012	\$20,988,962	893,094	1,926,138	1,599,008	16,570,721
			as of 10/29/2012	\$22,045,610	1,154,090	2,101,291	1,676,624	17,113,605
			as of 10/22/2012	\$23,976,102	1,771,816	2,334,067	1,833,225	18,036,995
			as of 10/15/2012	\$21,460,430	1,035,227	1,892,049	1,838,795	16,694,359

GUAM MEMORIAL HOSPITAL AUTHORITY  
A/P LISTING AS OF 01/14/2013

Date	Ck No	Ck Amount	SUMMARY	TOTAL	0 - 30	31 - 60	61 - 90	OVER 90
			25 GOV GUAM RET	158,523.54	158,523.54			
			26 GOV GUAM RET	311,578.34	311,578.34			
			54 TREASURER OF	4,006,198.76				4,006,198.76
			164 GUAM FEDERATI	3.50	1.00	1.00	1.00	0.50
			166 CALVO'S SELEC	1,119,964.65	279,210.82	280,794.89	284,737.76	275,221.18
				1,119,968.15	279,211.82	280,795.89	284,738.76	275,221.68
			201 SHEFF CONRAD,	741.12				741.12
			202 FOJAS MILLICO	25,578.24				25,578.24
			206 GUAM ORTHOPAE	28,610.52	1,472.00	480.00		26,658.52
			212 PACIFIC MEDIC	51,730.17		412.94	1,522.68	49,794.55
			220 BYUNGSOO KIM,	2,424.00				2,424.00
			224 ANNAKUTTY MAT	18,784.56				18,784.56
			229 JAROSLAV RICH	112.00				112.00
			231 EDNA V SANTOS	48,269.93				48,269.93
			237 PEDIATRIC & A	55,137.53				55,137.53
			247 GLADYS LINSAN	109,445.69			1,741.67	107,704.02
			249 ANTONIO L GAR	119,883.92		1,517.10		118,366.82
			254 THE NEUROLOGY	7,691.60		688.80	688.80	6,314.00
			256 ISLA PEDIATRI	11,541.65				11,541.65
			263 VINCENT DUENA	1,805.00			380.00	1,425.00
			265 MEDICAL PROFE	145.12				145.12
			269 MARIANAS FOOT	1,352.01	1,032.01			320.00
			271 MA CRISTINA M	55,475.48				55,475.48
			281 THE DOCTORS C	12,512.01			217.73	12,294.28
			282 SDA CLINIC	74,620.17				74,620.17
			307 EDGAR M MAGCA	8,676.52	368.00			8,308.52
			319 JOEL MARC RUB	958.36				958.36
			323 MARIA ANDREA	21,661.68				21,661.68
			328 SEAN FITZSIMM	1,020.29				1,020.29
			361 YOLANDA CARRE	127,460.27				127,460.27
			377 MPG PEDIATRIC	41,737.84				41,737.84
			392 GUAM SURGICAL	10,643.59				10,643.59
				838,019.27	2,872.01	3,098.84	4,550.88	827,497.54
			400 GUAM POWER AU	437,644.38	220,000.00	217,644.38		
01/11/2013	122357	29,676.56	401 GTA SERVICES	219,344.07	28,697.61	29,134.94	29,114.73	132,396.79
01/11/2013	122359	51,376.60	402 GUAM WATERWOR	108,296.09	20,175.85	18,531.16		69,589.08
01/11/2013	122360	396.40	405 GUAM WATERWOR	79.28	79.28			
01/11/2013	122361	702.27	406 GUAM WATERWOR	1,741.02	1,741.02			
		52,475.27		110,116.39	21,996.15	18,531.16		69,589.08

GUAM MEMORIAL HOSPITAL AUTHORITY

A/P LISTING AS OF 01/14/2013

Date	Ck No	Ck Amount	SUMMARY	TOTAL	0 - 30	31 - 60	61 - 90	OVER 90		
01/11/2013	122379	13,183.78	1068 3M KHSO298	155,388.52	15,851.61	1,245.74	29,790.40	108,500.77		
			1003 ABBOTT LABORA	53,950.09				53,950.09		
			5667 AGA - GUAM CH	360.00					360.00	
			7310 AHR MEDICAL	992,224.47				25,417.70	966,806.77	
			5928 AIR ENERGY SY	46,189.00	46,189.00					
			8779 AIRGAS - GASP	379.44					379.44	
			5578 AMBROS INC	23,016.20	11,250.00			4,051.20	7,715.00	
			5869 AMERICA'S BES	7,715.20				160.00	688.50	6,866.70
			2072 AMERICAN HEAL	1,980.00				990.00		990.00
			7034 AMERICAN OVER	2,342.26						2,342.26
01/09/2013	122351	104,833.00	1010 AMERICAN RED	371,589.00	40,094.00	121,556.00	88,439.00	121,500.00		
			1340 AMERICAN REGE	23,322.87		525.00	22,508.45	289.42		
			5825 APEX ENGINEER	3.44					3.44	
			8335 ASHE/AMERICAN	125.00					125.00	
			1088 B BRAUN MEDIC	3,514.62				678.48	2,836.14	
			1166 BAXTER HEALTH	7,268.82			6,408.50	860.32		
			4117 BENSON GUAM E	164,493.29	1,204.57			7,490.41	155,798.31	
			5052 BLUE PACIFIC	13,314.66					13,314.66	
			4212 BUNNY PEST CO	1,166.66			1,166.66			
			4264 CARS PLUS LLC	114.12	54.52	59.60				
			7147 CERNER CORPOR	125,542.64	1,999.76					123,542.88
			5214 CLEAN SHOT	1,640.00				580.00	480.00	580.00
			1223 COLLEGE OF AM	4,509.00						4,509.00
			1178 COLORADO DEPT	13,923.00						13,923.00
			6073 COMPACIFIC	4,022.80				672.00	354.00	2,996.80
			2063 COMPUTER 2000	1,593.48						1,593.48
			01/11/2013	122355	7,401.25	2079 COMPUTERMART	5,325.00		5,325.00	
8351 CONNECT IMAGI	28,753.36							28,753.36		
5079 CONSOLIDATED	173.99							173.99		
4126 CONSTRUCTION	2,795.72							2,795.72		
5605 COPY EXPRESS	485.95	485.95								
2044 DATA MANAGEME	10,536.00							8,716.00	1,820.00	
01/03/2013	122315	203,608.00	5679 DCK PACIFIC G	578,725.00	578,725.00					
			5060 DELOITTE & TO	30,000.00		30,000.00				
			5213 DEPO RESOURCE	8,905.75				8,905.75		
01/11/2013	122356	4,203.00	4131 DETRY PUMPING	529.00	386.00	143.00				
01/09/2013	122352	81,806.79	1021 DIAGNOSTIC LA	118,563.33			58,251.72	27.50	60,284.11	
			2077 DISCOUNT COMP	40,136.60	12,469.40	27,667.20				
			5619 DOOLEY ROBERT	2,442.46					2,442.46	
			8964 DR PATRICIA T	437.50					437.50	
			7475 ECOLAB INC	3,201.27					3,201.27	
			4314 ECOLAB (GUAM)	3,287.11					3,287.11	
			2045 ELITE PRINTIN	2,444.00	2,275.00				169.00	
			5658 EMC2 MECHANIC	1,960.00					1,960.00	
			8803 EONS ENTERPRI	29,561.30				9,660.00	19,901.30	
			4143 EPS INC	64.37				64.37		
			5104 FISHER & ASSO	80,645.52				15,690.00	16,668.75	48,286.77
			5007 G4S CASH SOLU	30,123.57				19,531.33		10,592.24
			1001 GENESIS ISLAN	574,447.66	51,673.65	34,246.30	61,564.19		426,963.52	
4365 GETS BUSINESS	6,744.26	287.50				6,456.76				
1061 GLAXOSMITHKLI	174.66					174.66				



GUAM MEMORIAL HOSPITAL AUTHORITY  
A/P LISTING AS OF 01/14/2013

Date	Ck No	Ck Amount	SUMMARY	TOTAL	0 - 30	31 - 60	61 - 90	OVER 90
			599 GMH MAIN CASH	630.00	157.50	472.50		
			598 GMH PETTY CAS	764.54	518.41	216.18		29.95
			4033 GRAINGER	4,451.72				4,451.72
			5696 GRAPHIC CENTE	4,196.80				4,196.80
			5114 GUAM JRC LOGI	230.00				230.00
			4275 GUAM MEDICAL	30,345.23				30,345.23
			2017 GUAM MODERN O	399.00				399.00
01/03/2013	122317	9,297.30	4010 GUAM PACIFIC	20,907.07	14,576.62	5,784.75		545.70
			5088 GUAM PUBLICAT	850.50			850.50	
			2087 Hafa ADAI SIG	285.00				285.00
			9481 HAWAII MEDICA	6,000.00				6,000.00
			4007 HAWTHORNE PAC	10,237.59	7,763.90		2,473.69	
			7163 HEALTH CARE L	4,473.50	794.64	823.20	2,855.66	
01/11/2013	122362	15,500.94	HEALTH SERVIC	4,446.51		4,446.51		
			2009 HOI MING PRIN	4,209.84	2,533.20	551.00	818.84	306.80
			1027 HOSPIRA WORLD	63,881.28	551.84	(212.50)		63,541.94
01/08/2013	122347	10,911.35	HYDRA AIR PACIF					
			8667 I-CONNECT	12,954.29		12,630.24	162.04	162.01
01/10/2013	122353	300.00	5180 INDUSTRIAL HY	150.00				150.00
			5688 INKS & GRAPHI	3,053.38		1,144.00	1,407.38	502.00
01/11/2013	122363	12,276.74	5815 INNERWORKINGS	9,562.50	6,766.50			2,796.00
01/11/2013	122364	12,929.93	4251 INTELLITYPE T	17,489.34	2,720.85	5,659.73	6,218.96	2,889.80
			1397 INTERNATIONAL	84,004.02				84,004.02
01/11/2013	122365	49,332.73	1036 ISLAND EQUIPM	186,775.22	68,204.73	85,375.70	33,194.79	
			2084 ITD PRINT SOL	321.46				321.46
			5208 IVANS	750.00		382.50	367.50	
			6016 JC MARKETING	567,516.18	49,253.96	72,879.63	48,849.69	396,532.90
			5009 JL BAKER & SO	4,954.26				4,954.26
			4177 JMI-EDISON	913,918.51	89,264.44	204,782.86	33,726.53	586,144.68
			5903 JOHNSTONE SUP	13,000.70			1,196.40	11,804.30
			8766 JRN AIR CONDI	21,550.00		21,550.00		
			4175 J&B MODERN TE	3,932.50				3,932.50
			1075 KARL STORZ EN	6,995.50				6,995.50
01/11/2013	122367	74,409.41	2047 KEANE INC	361,804.19	155,788.04	63,711.05	5,698.00	136,607.10
			3039 KLS MARTIN L.	370.50			370.50	
			1214 KRASITY'S MED	1,557.73				1,557.73
01/11/2013	122368	15,704.60	1955 LANDMARK DIST	101,275.20	8,075.00	2,106.00	5,880.00	85,214.20
			5102 LAW OFFICES O	10,000.00				10,000.00
			4188 LEMAITRE VASC	5,745.00				5,745.00
			5005 LITTLE PALM O	48,000.00	25,500.00	22,500.00		
			1416 M D WHOLESale	471,745.76	41,764.43	71,578.92	24,147.71	334,254.70
			2070 M & M CARTRID	256.00				256.00
			1231 MALLINKRODT I	996.00	996.00			
			4276 MDX IMAGING C	11,218.64				11,218.64
01/11/2013	122369	70,457.14	1400 MEDPHARM	370,627.46	47,890.90	66,447.27	65,413.79	190,875.50
			1348 MEDTRONIC USA	52,424.20				52,424.20
			2012 MEGABYTE	213.36	213.36			
			1936 MERCK & CO IN	8,857.57			3,855.41	5,002.16
			2018 MICRO OFFICE	10,851.99	1,766.16	554.88		8,530.95
			1044 MICROMED SUPP	54,175.80				54,175.80
			4018 MICRONESIA GU	11,000.00	11,000.00			

GUAM MEMORIAL HOSPITAL AUTHORITY  
A/P LISTING AS OF 01/14/2013

Date	Ck No	Ck Amount	SUMMARY	TOTAL	0 - 30	31 - 60	61 - 90	OVER 90
01/11/2013	122371	15,466.28	1049 MIDWEST MEDIC	156,330.56	3,485.00	1,152.75	8,108.09	143,584.72
			1052 MODERN LABORA	2,204.25			469.75	1,734.50
			4030 MORRICO EQUIP	1,500.00		750.00	750.00	
			4006 MOTOROLA	3,173.00	793.25	793.25	793.25	793.25
			4037 NAPA AUTO PAR	482.50				482.50
			1014 NATIONAL DRUG	16,784.25	4,289.95			12,494.30
			7010 NATIONAL ECON	900.00				900.00
			2001 NATIONAL OFFI	14,643.28	4,709.51	2,979.08	6,739.69	215.00
			1225 NOVIS PHARMAC	42,375.41		38,041.41	4,334.00	
			5682 ONEDERA'S INC	29,652.48	1,044.11	2,145.73	1,075.40	25,387.24
			1179 OREGON DEPT O	27,611.00		14,248.00		13,363.00
01/11/2013	122372	8,328.76	OTIS ELEVATOR					
			3002 PACIFIC DATA	98.44		98.44		
01/11/2013	122374	10,327.00	4301 PACIFIC GUAM	21,746.24	5,794.24	6,000.00	992.00	8,960.00
			5115 PACIFIC LAUND	278,195.06	82,264.49	63,052.62	70,866.88	62,011.07
01/03/2013	122323	2,057.04	4058 PACIFIC RAINB	6,500.00				6,500.00
01/11/2013	122375	10,220.01	4127 PACIFIC WASTE	10,237.47	7,284.97	2,952.50		
			4304 PARTS SOURCE,	52,387.90				52,387.90
			5769 PAUL'S	9,602.73			5,058.85	4,543.88
			1083 PFIZER PHARMA	33,203.53		24,332.40	7,778.35	1,092.78
			3049 PHILIPS HEALT	1,314.58	1,314.58			
			1056 PLUS MARKETIN	9,789.20		3,639.20		6,150.00
			4260 PMBCS	7,741.10				7,741.10
			7374 PRACTICE SIGH	9,000.00			9,000.00	
			1031 PROGRAM SUPPO	5,378,233.92	28,969.32	176,270.33	152,214.02	5,020,780.25
			4039 PROVIDER ADVA	1,800.00	1,800.00			
			5754 PROVIDO TAN A	14,040.00		14,040.00		
			1002 QUANTUM PHARM	54,748.38	5,666.39	7,764.37	4,425.53	36,892.09
			1046 RADIATION DET	388.00	388.00			20.00
			5034 RADIOCOM	13,994.54		1,198.14	1,198.14	11,598.26
			7818 ROCHE DIAGNOS	24.36			24.36	
			5861 ROGER L MEJAR	1,575.00	1,575.00			
			1069 ROYAL MEDIA N	111,717.51		7,546.55	340.00	103,830.96
			1090 RSA GUAM LLC	13,127.00				13,127.00
			4001 SAFETY 1ST SY	228.00				228.00
			8889 SECURESAFE SO	525.00			525.00	
			1018 SERIM RESEARC	2,516.81				2,516.81
01/11/2013	122376	4,725.16	1024 SIEMENS HEALT	66,681.60		1,682.89		64,998.71
			1133 SIEMENS MEDIC	35,302.21				35,302.21
			1240 SIEMENS WATER	3,755.00				3,755.00
			4221 SMART COPY SE	61.80				61.80
01/11/2013	122377	18,607.33	SOUTH PACIFIC P					
			2002 STANDARD OFFI	8,589.60			652.72	7,936.88
			1066 SYNTHES (USA)	53.62			(38.58)	92.20
			4020 T-SYSTEM INC	24,996.00				24,996.00
			1417 TEAL PACIFIC	43,092.00				43,092.00
			4082 TEN TAK SUPPL	776.65				776.65
			5010 TNT EXPRESS /	(949.48)				(949.48)
			3000 TOPPY FURNITU	1,470.00				1,470.00
			453 TREASURER OF	930.00				930.00
			4195 TREASURER OF	56,239.05				56,239.05

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GUAM MEMORIAL HOSPITAL AUTHORITY  
A/P LISTING AS OF 01/14/2013

Date	Ck No	Ck Amount	SUMMARY	TOTAL	0 - 30	31 - 60	61 - 90	OVER 90
			451 TREASURER OF	318.56				318.56
			1023 TRILLAMED LLC	37,080.11		16,456.16	20,091.15	532.80
			7375 TRUSTAFF TRAV	965,790.24				965,790.24
			5723 TSANG BROTHER	4,360.50	2,100.00			2,260.50
			1322 UDL LABORATOR	6,307.30	654.39	1,766.79	3,886.12	
			8805 UNITED LITHOG	8,470.00	2,450.00	3,500.00		2,520.00
			7248 UNIVERSITY OF	300.00				300.00
			7248 UNIVERSITY OF	375.00				375.00
			7373 VISTA STAFFIN	20,158.50				20,158.50
01/08/2013	122350	16,300.00	1050 WESTSOURCE, M WL GORE & ASSOC	3,332.96	2,582.96	750.00		
			8838 WORLDWIDE TRA	39,335.89	575.89			38,760.00
			2004 XEROX CORPORA	52,207.97			14,691.35	37,516.62
			50046 ALANO MARIA A	400.00			400.00	
			50046 BLANCAFLOR MA	400.00				400.00
			50046 DOMALANTA DIN	1,450.00			600.00	850.00
			50012 GARRIDO JOHN	1,995.00			1,615.00	380.00
			50012 HERNANDEZ MAR	600.00			400.00	200.00
			50046 LINSANGAN MA	400.00			400.00	
			50046 MANALOTO MA C	1,450.00			600.00	850.00
			50046 SANTOS EDNA	1,200.00			1,200.00	
			50046 TERLAJE RICAR	380.00			380.00	
		777 777 777						
		777,187.54		14,820,209.38	1,456,768.49	1,368,487.45	824,968.02	11,169,985.42
			6000 COCA COLA BEV	31,855.07	5,134.51	8,970.46	7,922.34	9,827.76
			6031 DYNASTY MARKE	12,898.60		2,583.00	5,149.60	5,166.00
			6000 FOREMOST FOOD	1,366.65	1,366.65			
01/11/2013	122358	10,115.85	6004 GUAM BAKERY,	12,558.93	2,530.30	3,202.88	3,131.20	3,694.55
			6042 GUAM FISHERMA	3,932.12				3,932.12
			6039 ISLAND CHOICE	237.00	33.00	93.50	33.00	77.50
			6055 ISLAND VIEW F	539.00		50.00	88.00	401.00
01/11/2013	122366	15,597.75	6063 J.J.Q. INTERN	4,354.67	4,354.67			
			6043 M H ENTERPRIS	50,922.85	4,192.50	6,861.00	12,715.38	27,153.97
			6015 MARKET WHOLES	6,519.31	2,376.45	3,801.40	341.46	
01/11/2013	122370	25,511.37	6020 MICRONESIAN B	41,538.74	16,997.83	22,029.83	2,223.08	288.00
01/11/2013	122373	30,523.97	6010 PACIFIC PRODU	97,635.21	12,009.68	17,808.21	15,511.82	52,305.50
			6021 PAY-LESS MARK	17,250.60	185.40	1,023.61	1,762.28	14,279.31
			6012 PEPSI COLA BO	7,224.06	696.96	1,114.44	940.20	4,472.46
			6009 QUALITY DISTR	3,497.66	495.94	1,341.30	1,417.60	242.82
01/11/2013	122378	21,417.90	6017 SUNNY WHOLESA	9,733.20	8,234.20	1,499.00		
			6003 TAI FA IMPORT	7,406.60	894.00	1,238.60	1,265.50	4,008.50
		103,166.84		309,470.27	59,502.09	71,617.23	52,501.46	125,849.49

GUAM MEMORIAL HOSPITAL AUTHORITY  
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Date	Ck No	Ck Amount	SUMMARY	TOTAL	0 - 30	31 - 60	61 - 90	OVER 90
			30009 CAREFIRST BLU	5,839.52				5,839.52
			30009 INTERNATIONAL	1,358.00				1,358.00
			30009 TRICARE	1,068.00				1,068.00
			30009 TRICARE	518.72				518.72
			30009 WPS TRICARE	1,364.94				1,364.94
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				10,149.18				10,149.18