



Office of the Governor of Guam

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Felix P. Camacho
Governor

Michael W. Cruz, M.D.
Lieutenant Governor

Honorable Judith T. Won Pat, Ed.D
Speaker, Thirtieth Guam Legislature
Guam Legislature Building
155 Hesler Street
Hagatna, GU 96932

Via: Secretary of the Legislature
The Honorable Tina Rose Muna-Barnes

11 JUN 2009

2009 JUN 22 PM 4:13

30-09-0736
Office of the Speaker
Judith T. Won Pat, Ed. D.
Date: 6/22/09
Time:
Received by: [Signature]

Dear Madam Speaker:

Hafa Adai! Pursuant §3131, Division 1, Chapter 3 of Title 5 GCA, the Division of Environmental Health (DEH) of the Department of Public Health and Social Services held a public hearing to receive public comments on the division's existing fee schedules for Sanitary Permit, Health Certificate, Deratting Certificate, and the Guam Controlled Substances Registration. The hearing was held on April 22, 2009. A notice of the public hearing was announced in the local newspaper on April 8, 2009 and April 22, 2009.

No oral or written testimony was presented by the public regarding DEH's existing fee schedule. We have attached the following materials for your reference:

- 1. Copies of public hearing notices that were printed in the Pacific Daily News on April 8, 2009 and April 22, 2009;
2. Minutes of the April 22, 2009 public hearing; and
3. Tape recording of the April 22, 2009 public hearing.

Should you have any questions regarding this matter, please contact Mr. J. Peter Roberto, ACSW, the Director of the Department of Public Health and Social Services, at 735-7101.

Sins eru yan Magahet,

[Signature of Felix P. Camacho]

FELIX P. CAMACHO
I Maga'lahaen Guahan
Governor of Guam

Enclosures
Cc: Doris F. Brooks, Guam Public Auditor

GOVERNMENT OF GUAM

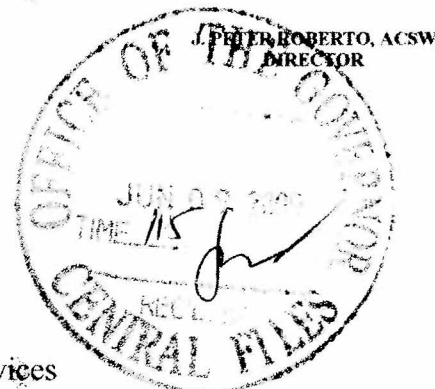


DEPARTMENT OF PUBLIC HEALTH & SOCIAL SERVICES
(DEPATTAMENTON SALUT PUPBLEKU YAN SETBISION SUSIAT)
Post Office Box 2816 Hagåtña, Guam 96932
123 Chalan Kareta, Route 10
Mangilao, Guam 96913

FELIX P. CAMACHO
GOVERNOR

MICHAEL W. CRUZ, M.D.
LIEUTENANT GOVERNOR

JUN 03 2009



MEMORANDUM

TO: The Governor
FROM: Director, Department of Public Health and Social Services
SUBJECT: Public hearing on existing fee schedules of the Division of Environmental Health, DPHSS

Hafa Adai! Pursuant §3131, Division 1, Chapter 3 of Title 5 GCA, the Division of Environmental Health (DEH) of this Department held a public hearing to receive public comments on the division's existing fee schedules for Sanitary Permit, Health Certificate, Deratting Certificate, and the Guam Controlled Substances Registration. The hearing was held on April 22, 2009 from 1:00 p.m. to 5:00 p.m. The procedures provided in the Administrative Adjudication Law (Title 5 GCA Chapter 9, Article 3) were followed in notifying and conducting the public hearing.

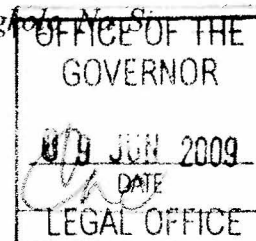
An Economic Impact Study was not necessary since the Department is not seeking to amend the existing fee schedules for any permits, certificates, or registrations issued by DEH. A notice of public hearing was announced in the local newspaper on April 8, 2009 and April 22, 2009.

No oral or written testimony was received from the public. We have attached the following materials:

- 1. Copies of public hearing notices that were printed in the Pacific Daily News on April 8, 2009 and April 22, 2009;
- 2. Minutes of the April 22, 2009 public hearing;
- 3. Tape recording of the April 22, 2009 public hearing;
- 4. Draft transmittance letters to Speaker Judith T. Won Pat of the 30th Guam Legislature; and
- 5. 3.5" diskette with electronic copies of the draft transmittance letter to Speaker Won Pat.

For any questions you may have in this matter, please contact Mr. M. Thomas Nadeau, the Administrator of the Division of Environmental Health, at 735-7221/7209. *Danglole Na Sa Yu'os Ma'ase!*

[Signature]
J. PETER ROBERTO, ACSW



Attachments

GuamSports.com Pacific Daily News, Wednesday, April 8, 2009

Sports Notes

Sports Notes are accepted daily. Submit items in writing or call the sports section at 479-0436. Leave the information on the Sports Notes answering machine or e-mail sports@guampdn.com. Sports Notes are free. Due to limited space, Sports Notes are published on a rotating basis. All Sports Notes mailed or dropped off must have a return address.

TODAY'S EVENTS

Independent Interscholastic Athletic Association of Guam Middle School Cross Country League, 4:30 p.m. at Tiyon; McCool Elementary Middle School Seahawks vs. Harvest Christian Academy Eagles; Bishop Baumgartner Obispos vs. Andersen Middle School Dragons; St. John's Knights vs. St. Anthony Raiders.

Independent Interscholastic Athletic Association of Guam Girls' Soccer League: Simon Sanchez Sharks vs. Academy of Our Lady of Guam Cougars, 4:30 p.m. at Eagles Field; Guam High Panthers at Ofkodo Bulldogs, 4:30 p.m.; George Washington Cactos at John F. Kennedy Islanders, 8:30 p.m.

MEETINGS

GNVFF Hal's Angels Youth Football Association general membership meeting 7 p.m. today at the Dededo GPA T&D Office, behind Lucky Supplies. Parents of new players are encouraged to attend. 2009 season will be discussed. Info: Ivan at 898-4301 or coach Mike at 898-1911.

Guam National Youth Football Federation executive committee meeting 7 p.m. tomorrow at 136 Aniano Siret, Mariano Road, Mangilao. All team representatives and interested people are invited. Info: Mike Gutierrez at 898-1911 or Ivan Shiroma at 898-4301.

First Alliance Football Club general membership meeting 8 p.m. April 16 at the Ambros Inc. upper deck. All members encouraged to attend. Info: Tim Lujan at 689-8465 or e-mail tlujan@taaguan.com.

Vigo Jets Youth Football Organization of the GNVFF board meeting 7-9 p.m. April 20 at the Vigo Senior Citizens' Center. All interested people are welcome to attend. Info: Ron McCord at 653-5677.

Check your email meeting 7 p.m. every Thursday at King's Restaurant in Harmon. Info: George Flores at 689-1119.

NOTICES

Basketball
ACAS Easter Break Youth Basketball Camp half-day sessions April 6-11 at Tamuning gym. Morning session will run 8 a.m.-noon for ages 6-10. Afternoon session will run from 1-5 p.m. for ages 11-14. Camp leaders will include Alvaro de Mante coaches Rafael Mejias and Jay Salvador.

The Grand Hotel & Restaurant Association Basketball League is calling the membership to sign up teams for the 2009 season which begins on April 25. Info: GHRA at 649-1447.

Tamuning Typhoons Basketball Club 2009 season starts April 17 at the Tamuning gym. Registration

tables will be open 4-8 p.m. Fridays only. Last day to register is May 15. Practices will be 4-5:30 p.m. for 8U and 10U, 5:30-7 p.m. for 12U and 14U and 7-8:30 p.m. for 16U. All new members must have a copy of their birth certificate or passport. Info: Elsa at 646-2227 or tamuningtyphoons@yahoo.com.

DPR Inter-Government Business Basketball League is registering Gov/Guam departmental and private business teams interested in participating in the upcoming league. Info: Guam sports complex gym at 633-2521 or e-mail beatterm@hotmall.com.

Guam Basketball Association is seeking individuals to develop an International Officials Association. Clinics will be conducted 6:30 p.m. Tuesdays at the University of Guam field house conference room. Info: Bob Pelkey at 735-2862 or Tony Thompson at 734-5730.

Football

76 Circle K Giants of the GYFL are currently registering boys and girls ages from the Mangilao area ages 6-14. Info: Jean at 483-7392 or Lillian at 988-8496.

Parsons Saints of the GYFL are currently registering boys and girls ages 6-14 from the Dededo/Vigo area. Info: Christine Cruz at 898-8677 or 637-8677.

Southern Cowboys of the GYFL are currently registering boys and girls ages 6-14 from the southern villages and naval station areas. Info: Rebecca Carpeia at 898-3647.

Tamuning Warriors of the GYFL are currently registering boys and girls ages 6-14. Info or to sign up: Contact the Tamuning mayor's office at 646-5211; or Steve at 477-6313.

Guam National Youth Football Federation organizations are currently registering players and cheerleaders ages 5-14 for the upcoming 2009 season. For information, contact the following team representatives or go online at www.gnyff.com: Hal's Angels Organization - Mike Gutierrez at 898-1911 or Ivan Shiroma at 898-4301; GNVFF Giants - Chris Hemden at 789-1117, Trini Cotelesse at 482-9297 or Joelyn Rosario at 898-3161; Vigo Jets - Juan Robinson at 689-0331 or Renee Ortega at 929-8249; or GNVFF Raiders - Brandy Opiolo at 689-2716 or Paul Blas at 898-3139.

Golf

Ho-Ian Golf game April 11 at Windward Hills Country Club. Show: 6 a.m. Info: BW at 488-7355.

Hui Alkane Golf Club April ace tournament April 11 at Orward Takofolo Golf Resort. Show: 11 a.m. Tee: 11:30 a.m. Participants must confirm in advance with Tim Lujan at 688-8465 or e-mail tlujan@taaguan.com.

Engineers, Architects & Surveyors Golf Club ace of the week tournament April 12 at Admiral Nimitz Golf Course. Show: 5:50 a.m. Info: Dennis Jose at 898-0708.

Sunday Gang golf game April 12 at Admiral Nimitz Golf Course. Show: 6:15 a.m. Info: Joe Babauta at 734-0689.

Chomorro Golf Club April ace tournament April 12 at Windward Hills Country Club. Show: 6:30 a.m. Call John at 472-0744 to confirm attendance.

Santa Rita Golf Association golf game April 12 at Admiral Nimitz Golf Course. Show: 7 a.m. Tee: 7:25 a.m. Info: Fred at 687-7528 or 565-1251.

Eagle Golf Club eagle game April 12 at Windward Hills Country Club. Show: 11:45 a.m. Tee: Noon. Info: Duke at 688-2836.

Paintball

Eye/Pro 3-on-3 Paintball Tournament hosted by Team Boonie Dogs and XSports Paintball April 12 at the XSports Paintball field in Tiyon. Registration deadline is April 9. Early registration is \$50

per person, and registration on the day of tournament is \$75 per person. Air fills included and only tournament/field paint is allowed. Prizes will be three tournament markers. In 687-2279, e-mail info@guampaintball.com visit www.guampaintball.com.

Running

5th Annual HCA 5K Run/Walk April 18 at Ypao Ba Park. Proceeds will benefit programs for Harvest Christian Academy students. Info: Kevin Atuku at 477-6314, ext. 207.

Guam Running Club's 40th Annual PIC Perimeter Relay April 25 starting at United Seaman's Club PBI. Teams of up to 10 runners will cover a mile course. Show: 3:15 a.m. Go: Staggered times. Applications are available at Hornet Sq or register at captains meeting 6 p.m. April 24 at the United Seaman's Club pavilion. At least one team member must be at the cap meeting. Info: Emilie 653-4006.

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Tel: 477-8051 • Fax: 477-5312
Email: arcesq@hotmail.com

GOVERNMENT OF GUAM

DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES
DEPARTAMENTON SAJUT PUBLIKO YAN SERBISION RUSLANA
8133 Chalan Kareta, Mangilao, Guam 96913-6304

NOTICE OF PUBLIC HEARING

Pursuant to §3131, Division 1, Chapter 3 Title 5 GCA, the Department of Public Health and Social Services will be accepting public comments on the existing fee schedules of the Division of Environmental Health:

- Sanitary Permit (1:00 P.M.)
- Health Certificate (2:00 P.M.)
- Derating Certificate (3:00 P.M.)
- Guam Controlled Substances Registration (4:00 P.M.)

DATE: April 22, 2009
TIME: 1:00 P.M. TO 5:00 P.M.
PLACE: Division of Senior Citizens Conference Room, Casino Mall, Mangilao

Copies of existing fee schedules of the Division of Environmental Health (DEH) may be picked up at DEH of the Department of Public Health and Social Services in Mangilao. Please call DEH at 735-7311 for questions and assistance.

This fund has been paid for by the Environmental Health Fund of the Department of Public Health and Social Services.

Winchell

Newspaper

\$2

2 Donuts & 16oz. Coffee

4 Pandesal & 16oz. Coffee

New Canito G

NATION

Supreme Court tackles race issue

USA TODAY

WASHINGTON — In his first major speech as attorney general, Eric Holder tried to spur a conversation on race by bluntly describing America as “essentially a nation of cowards” and saying people “simply do not talk enough with each other about race.”

Two months later, the issue of race is squarely before the Supreme Court, which begins hearing this week four cases that could dramatically alter the landscape of civil rights law. The cases also could provide a revealing look at how the administration of the nation’s first African-American president will address racial matters before the Supreme Court, led by conservative Chief Justice John Roberts.

The disputes come to the high court just months after the election of Barack Obama as president and the confirmation of Holder as the nation’s first black attorney general. They also arise at a time when a majority of the nine justices have signaled they want to end government policies that favor racial minorities to remedy past bias or enhance diversity.

The cases encompass fundamental issues — voting rights, employment, housing and education — and will test the court’s stance on civil rights more comprehensively than at any time in the past decade. Their outcomes will determine, for example, the Justice Department’s authority to screen state election policies that might hurt minority candidates.

The justices also will examine the

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Tel: 477-8051 • Fax: 477-5312

Email: arcesq@hotmail.com



GOVERNMENT OF GUAM



DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES
DEPARTAMENTON SALUT PUBLIKO YAN SETBISION SUSLAT
#123 Chalan Karrera, Mangilao, Guam 96913-6304

NOTICE OF PUBLIC HEARING

Pursuant to §3131, Division 1, Chapter 3 Title 5 GCA, the Department of Public Health and Social Services will be accepting public comments on the existing fee schedules of the Division of Environmental Health:

- Sanitary Permit (1:00 P.M.)
- Health Certificate (2:00 P.M.)
- Deratting Certificate (3:00 P.M.)
- Guam Controlled Substances Registration (4:00 P.M.)

DATE: April 22, 2009

TIME: 1:00 P.M. TO 5:00 P.M.

PLACE: Division of Senior Citizens Conference Room,
Castle Mall, Mangilao

Copies of existing fee schedules of the Division of Environmental Health (DEH) may be picked up at DEH of the Department of Public Health and Social Services in Mangilao. Please call DEH at 735-7221 for questions and assistance.

This ad has been paid for by the Environmental Health Fund of the Department of Public Health and Social Services.

/s/ J. PETER ROBERTO, ACSW
Director

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PUBLIC HEARING
Existing Fees for Sanitary Permit
April 22, 2009, 1:00 p.m.
Division of Senior Citizens Conference Room
Castle Mall, Mangilao

TOPICS	DISCUSSIONS	REMARKS AND ACTIONS TO BE TAKEN
I. Attendance	There was 1 representative from the Department of Public Health & Social Services of the Division of Environmental Health present.	<u>DPHSS Representative Present:</u> Cynthia Naval, Planner IV, DEH
II. Opening Remarks	Ms. Cynthia Naval, Planner IV, provided opening remarks.	<p>Hafa Adai, My name is Cynthia Naval, Planner IV of the Division of Environmental Health of the Department of Public Health & Social Services. I welcome you to this public hearing on the existing fees for the issuance of Sanitary Permit by the Division of Environmental Health. A Sanitary Permit is required of all establishments regulated by the Division of Environmental Health, such as Eating & Drinking Establishments, Food Establishments, Institutional Facilities, Hotels, Cosmetic Establishments, Laundries and Dry Cleaners, Swimming Pools, Edible Garbage Establishments, and Mortuaries as defined in Chapters 23-30, and 33 of Title 10 GCA. Today's public hearing is held pursuant to Section 3131, Division 1, Chapter 3, Title 5 GCA, which requires all Government of Guam agencies to seek public comments on their existing fee schedules.</p> <p>The fee schedule for the Sanitary Permit was established through the adoption of "Rules and Regulations Governing the Issuance of Sanitary Permit" on September 12, 2005. Section 21103 of Title 10 GCA, Chapter 21 authorizes the Department of Public health and Social Services to promulgate regulations to assess fees for the issuance of the permit.</p> <p>We will now formally accept any written or oral testimonies on the existing fee schedule for the Sanitary Permit. Dangkolo Na Si Yu'os Ma'ase!</p>
III. Written or Oral Testimonies		No written or oral testimonies were given due to no public audience.

PUBLIC HEARING
Existing Fees for Health Certificate
April 22, 2009, 2:00 p.m.
Division of Senior Citizens Conference Room
Castle Mall, Mangilao

TOPICS	DISCUSSIONS	REMARKS AND ACTIONS TO BE TAKEN
I. Attendance	There was 1 representative from the Department of Public Health & Social Services of the Division of Environmental Health present. There was 1 representative of Guam Community College present to answer questions about fees associated with the Health Certificate Food Safety Workshop conducted by Guam Community College.	<p>DEH Representative Present: Cynthia Naval, Planner IV</p> <p>GCC Representative Present: Lolita C. Reyes, Assistant Director, Office of Continuing Education, Guam Community College</p>
II. Opening Remarks	Ms. Cynthia Naval, Planner IV, provided opening remarks.	<p>Hafa Adai, My name is Cynthia Naval, Planner IV of the Division of Environmental Health of the Department of Public Health & Social Services. I welcome you to this public hearing on the existing fees for the issuance of Health Certificate by the Division of Environmental Health. A Health Certificate is required of all individuals working at establishments regulated by the Division of Environmental Health, such as Eating & Drinking Establishments, Food Establishments, Institutional Facilities, Hotels, Cosmetic Establishments, Laundries and Dry Cleaners, Swimming Pools, Edible Garbage Establishments as defined in Chapters 23-29, and 33 of Title 10 GCA. Today's public hearing is held pursuant to Section 3131, Division 1, Chapter 3, of Title 5 GCA, which requires all Government of Guam agencies to seek public comments on their existing fee schedules.</p> <p>The fee schedule for the Health Certificate was established through the adoption of "Rules and Regulations Governing the Issuance of Health Certificates" on November 13, 2001. Section 22104 of Title 10 GCA, Chapter 22 authorizes the Department of Public Health and Social Services to establish fees for Health Certificates by regulations.</p> <p>We will now formally accept any written or oral testimonies on the existing fee schedule for the Health Certificate. Dangkolo Na Si Yu'os Ma'ase!</p>
III. Written or Oral Testimonies		No written or oral testimonies were given due to no public audience.

PUBLIC HEARING
Existing Fees for Deratting and Deratting Exemption Certificates
April 22, 2009, 3:00 p.m.
Division of Senior Citizens Conference Room
Castle Mall, Mangilao

TOPICS	DISCUSSIONS	REMARKS AND ACTIONS TO BE TAKEN
I. Attendance	There was 1 representative from the Department of Public Health & Social Services of the Division of Environmental Health present.	<u>DEH Representative Present:</u> Cynthia Naval, Planner IV
II. Opening Remarks	Ms. Cynthia Naval, Planner IV, provided opening remarks.	<p>Hafa Adai, My name is Cynthia Naval, Planner IV of the Division of Environmental Health of the Department of Public Health & Social Services. I welcome you to this public hearing on the existing fees for the issuance of the Deratting Certificate and Deratting Exemption Certificate by the Division of Environmental Health. Either one or the other certificate is required of all ocean-going vessels entering Guam's water-ports pursuant the World Health Organization's International Regulations, which this department adopted in March 22, 1974. Today's public hearing is held to comply with Section 3131, Division 1, Chapter 3, of Title 5 GCA, which requires all Government of Guam agencies to seek public comments on their existing fee schedules.</p> <p>The fee schedule for the Deratting Certificate and Deratting Exemption Certificate was established through Executive Order 2000-22 on July 27, 2000.</p> <p>We will now formally accept any written or oral testimonies on the existing fee schedule for the Deratting Certificate and Deratting Exemption Certificate. Dangkolo Na Si Yu'os Ma'ase!</p>
III. Written or Oral Testimonies		No written or oral testimonies were given due to no public audience.

PUBLIC HEARING
Existing Fees for the Guam Controlled Substances Registration
April 22, 2009 4:00 p.m.
Division of Senior Citizens Conference Room
Castle Mall, Mangilao

TOPICS	DISCUSSIONS	REMARKS AND ACTIONS TO BE TAKEN
I. Attendance	There was 1 representative from the Department of Public Health & Social Services of the Division of Environmental Health present.	<u>DEH Representative Present:</u> Cynthia Naval, Planner IV
II. Opening Remarks	Ms. Cynthia Naval, Planner IV, provided opening remarks.	<p>Hafa, Adai, My name is Cynthia Naval, Planner IV of the Division of Environmental Health of the Department of Public Health & Social Services. I welcome you to this public hearing on the existing fees for the issuance of Guam Controlled Substances Registration (aka GCSR) by the Division of Environmental Health. GCSR is required of all practitioners and institutions who manufacture, distribute, and/or dispense controlled substances on Guam. Today's public hearing is held pursuant to Section 3131, Division 1, Chapter 3 of Title 5 GCA, which requires all Government of Guam agencies to seek public comments on their existing fee schedules.</p> <p>The fee schedule for the Guam Controlled Substances Registration was established through the adoption of "Rules Governing the Manufacture, Distribution and Dispensing of Controlled Substances" on November 14, 2001. Section 67.301 of Title 9 GCA, Chapter 67, otherwise known as the "Guam Uniform Controlled Substances Act", authorizes the Department of Public Health and Social Services to adopt rules and charge reasonable fees relating to the registration and control of controlled substances.</p> <p>We will now formally accept any written or oral testimonies on the existing fee schedule for the Guam Controlled Substances Registrations. Dangkolo Na Si Yu'os Ma'ase!</p>
III. Written or Oral Testimonies		No written or oral testimonies were given due to no public audience.