



# Territory of Guam

OFFICE OF THE GOVERNOR  
AGANA, GUAM 96910  
U.S.A.

4301

24 NOV 1981

Honorable Thomas V.C. Tanaka  
Speaker, Sixteenth Guam Legislature  
Post Office Box 373  
Agana, Guam 96910

Dear Mr. Speaker:

This is to advise you that I have signed Bill No. 333 into law, but, in so doing, I wish to express my strong objections to Section 1 of the measure. As you know, this section increases marriage license fees to \$50, with a \$50 fee for a waiver of the 5-day waiting period. I am sure this increase would adversely affect our tourist industry.

In FY 80, Guam benefitted by the receipt of over \$250 million in tourist revenue. There were 1300 marriages performed in 1980 at an average cost of \$500 per marriage. This approximately \$650,000 gross is distributed among civil and church services, photography, floral companies, lawyers, restaurants, payment for limousine services, as well as personal and gross receipt tax payments from these individuals and companies.

Please note that Saipan only charges \$2, and Hawaii and New York \$10 for marriage license fees. Should this bill be implemented in its present form with the total \$100 fee enforced, a mere \$50 more on the part Japanese honeymooners will target Hawaii as the "honeymooner's paradise of the Pacific" instead of Guam. As you can see, we will eventually price ourselves out of the market resulting in a substantial loss of tourism dollars to the economy.

It is for this reason that I requested of several members of the Legislature that this section be amended to provide for a fee of not more than \$30, which is reasonable. The commitment I received from the bill's main sponsor, co-sponsor, and other members of the Legislature to amend this provision eliminates the need for a veto, and since the measure is not to take effect until April 1982, there is still ample time to introduce and pass the necessary amendment.

Even with this objection, however, the approval of Bill No. 333 was eminent. Section 7 of the measure is extremely vital for the financial stability of the hospital. The present law stipulates that Guam Memorial Hospital provide free services for treatment of irreversible renal failure. This treatment costs the hospital nearly \$1 million annually to provide. Existing law precludes reimbursement to the hospital from federal funds and health insurance. Bill No. 333 would remedy this problem, and I strongly believe that to veto this measure would not be in the best interest of the hospital and its patients given its current pressing financial difficulties.

Sincerely yours,

*Joseph F. Ada*  
JOSEPH F. ADA  
Acting Governor of Guam  
1600304

*Handwritten signature and date:*  
11/24/81  
1600304

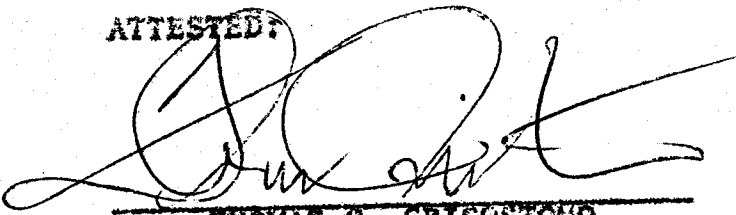
*Rec'd 11/24/81  
4:55 Ktichawa*

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

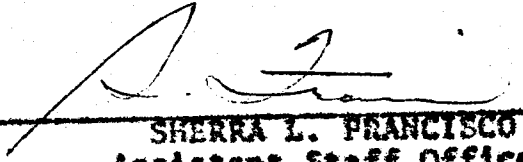
This is to certify that Bill No. 333, "An Act to establish a fee for waiving the five day waiting period for issuance of a marriage license and to increase the marriage license fee and for other purposes", was on the 5th day of November 1981, duly and regularly passed.

  
\_\_\_\_\_  
FRANK F. BLAS  
Acting Speaker


ATTESTED:

  
\_\_\_\_\_  
THOMAS C. CRISOSTOMO  
Legislative Secretary

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This Act was received by the Governor this 12th day of  
November, 1981, at 3:00 o'clock P.M.

  
\_\_\_\_\_  
SHERRA L. FRANCISCO  
Assistant Staff Officer  
Governor's Staff

APPROVED:

  
\_\_\_\_\_  
JOSEPH F. ADA, Acting  
Governor of Guam

DATED: Nov. 24, 1981 2:30pm,  
P. L. 16-47

SIXTEENTH GUAM LEGISLATURE  
1981 (FIRST) Regular Session

Bill No. 333

Introduced by: T. C. Crisostomo, C. A. Kasperbauer

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AN ACT TO ESTABLISH A FEE FOR WAIVING THE FIVE  
DAY WAITING PERIOD FOR ISSUANCE OF A MARRIAGE  
LICENSE AND TO INCREASE THE MARRIAGE LICENSE  
FEE AND FOR OTHER PURPOSES.

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

2 Section 1. Subsections (c) and (i) of Section 69 of the  
3 Civil Code are amended to read:

4 "(c) Applications for a marriage license shall be made  
5 on a form prescribed by the Director of Revenue and Taxation  
6 and must be sworn to by both applicants before the Director  
7 of Revenue and Taxation or his designee. No license shall be  
8 issued until after the expiration of five (5) days after  
9 the filing of the application unless the applicants shall  
10 pay a waiver fee of Fifty Dollars (\$50.00). Upon paying the  
11 waiver fee, the Director of Revenue and Taxation or his  
12 designee may authorize the immediate issuance of a marriage  
13 license.

14 (i) A fee of Fifty Dollars (\$50.00) shall accompany  
15 each application for a marriage license and shall not be  
16 refunded if the license is not issued or used. No marriage  
17 license fees collected by the government of Guam prior to the  
18 enactment of this subsection shall be refunded."

19 Section 2. Section 290b of the Civil Code is amended to  
20 read:

21 "Section 290b. Fee for filing articles. Before filing  
22 the articles of incorporation, the Director of Revenue  
23 and Taxation shall collect and receive for filing such

1 such articles in accordance with provisions of this Title,  
2 a fee of Fifty Dollars (\$50.00)."

3 Section 3. Section 301 of the Civil Code is amended to read:

4 "Section 301. Bylaws: adoption. Every corporation  
5 formed under this Title must, within one (1) month after  
6 the filing of articles of incorporation with the Director of  
7 Revenue and Taxation adopt a code of bylaws for its govern-  
8 ment. These bylaws shall be consistent with its articles of  
9 incorporation and shall not be inconsistent with the provi-  
10 sions of this Title or other provisions of law. For the  
11 adoption of any bylaw or bylaws by the corporation, the  
12 affirmative vote of the stockholders representing a majority  
13 of all the paid-up capital stock, entitled to vote, or of a  
14 majority of the members if there be not capital stock, is  
15 necessary. The bylaws shall be signed by the stockholders or  
16 members voting for them and shall be kept in the principal  
17 office of the corporation, subject to the inspection of the  
18 stockholders or members during office hours and a copy  
19 thereof, duly certified to by a majority of the directors  
20 and countersigned by the secretary of the corporation, shall  
21 be filed with the Director of Revenue and Taxation, who shall  
22 attach the same of the original articles of incorporation  
23 and charge a fee of Ten Dollars (\$10.00) for the filing  
24 thereof."

25 Section 4. The beginning paragraph of Subsection (b) of  
26 Section 5156 of the Government Code of Guam as amended by Public  
27 Law 15-89 is further amended to read as follows:

28 "(b) The Governor shall present the proposed comprehen-  
29 sive program and financial plan in a message to the Legisla-  
30 ture not later than January 31 prior to each fiscal year.

1 The message shall be accompanied by a budget document which  
2 shall contain the Governor's recommended goals, plans and  
3 appropriations. The budget document shall be furnished each  
4 member of the Legislature and each department or agency of  
5 the government. The budget document shall contain the  
6 following information."

7 Section 5. Section 4 of this Act shall take effect January  
8 31, 1982.

9 Section 6. Section 1 of Public Law 16-43 is repealed. Sec-  
10 tion 3 of Public Law 14-29 is revived as it existed prior to the  
11 amendment made in Section 1 of Public Law 16-43.

12 Section 7. Section 49010.4 is added to the Government Code  
13 to read:

14 "Section 49010.4. Irreversible Renal Failure. Citizens  
15 of the territory of Guam afflicted with irreversible renal  
16 failure who are medically indigent as determined by the  
17 Department of Public Health and Social Services by regula-  
18 tions, shall receive hospitalization, medical treatment, and  
19 drugs for the treatment of irreversible renal failure, and  
20 any conditions directly, or indirectly caused thereby, with-  
21 out charge, provided, however, that this Section shall not  
22 apply to those persons whose treatments are chargeable to  
23 health and medical insurance programs or medical assistance  
24 programs. Nothing in this Section shall be construed or  
25 used as a basis for the exclusion or limitation of any private  
26 or government third party health or medical insurance  
27 coverage, or benefits for hospitalization, medical treatment,  
28 and drugs for the treatment of irreversible renal failure and  
29 any condition directly, or indirectly caused thereby."

1           Section 8. Section 16 of Public Law 16-44 is repealed and  
2 reenacted to read:

3           "Section 16. The Department of Public Health and  
4 Social Services shall expend funds available from the medi-  
5 caid program by receiving all statements for services rendered  
6 in the appropriate period and reimbursing those providing care  
7 on a prorated basis, based on the funds allocated by the  
8 Bureau of Budget and Management Research for that period,  
9 except that such reimbursements shall not exceed the allot-  
10 ment for that period or the total sum of the billings, which-  
11 ever is less."

12          Section 9. The Department of Public Health and Social  
13 Services shall, within six (6) months after the enactment of this  
14 Act, present to the Legislature a plan to increase the efficiency  
15 of the management of the medicaid program. The department shall  
16 report on the feasibility of providing medical services to in-  
17 digent persons through a prepaid health plan. The department  
18 shall report on the feasibility of establishing an out-patient  
19 clinic to provide out-patient care for medicaid participants and  
20 to discontinue the use of the Guam Memorial Hospital Authority  
21 for out-patient care except in life-threatening emergencies only.  
22 The department shall recommend other cost-cutting measures neces-  
23 sary to maintain expenditures under the medicaid program.

24          Section 10. Section 1 of this Act shall be effective  
25 April 1, 1982.