



Territory of Guam
Territorio de Guam

OFFICE OF THE GOVERNOR
CENINAN I MAGALAHI
AGANA GUAM 96910 U.S.A.

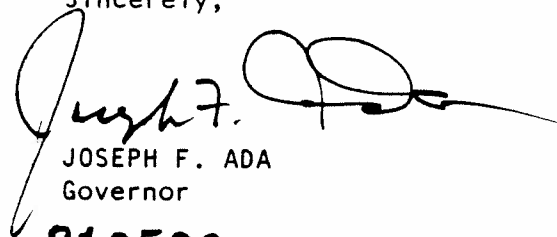
JAN 24 1992

The Honorable Joe T. San Agustin
Speaker, Twenty-First Guam Legislature
155 Hesler Street
Agana, Guam 96910

Dear Mr. Speaker:

Transmitted herewith is Bill No. 546, which I have signed into
law this date as Public Law No. 21-77.

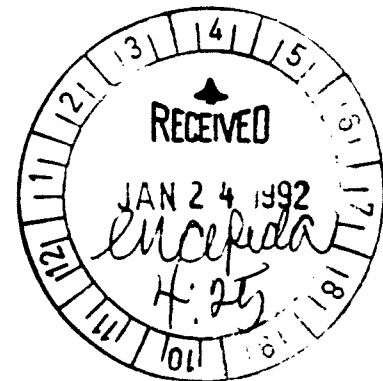
Sincerely,



JOSEPH F. ADA
Governor

210599

Attachment



Commonwealth Now!

TWENTY-FIRST GUAM LEGISLATURE
1992 (SECOND) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This is to certify that Bill No. 546 (COR), "AN ACT TO REPEAL AND REENACT §2913.55 OF TITLE 10, GUAM CODE ANNOTATED, TO AUTHORIZE PODIATRY SERVICES FOR THE MEDICALLY INDIGENT AND MEDICAID PROGRAMS," was on the 10th day of January, 1992, duly and regularly passed.



JOE T. SAN AGUSTIN
Speaker

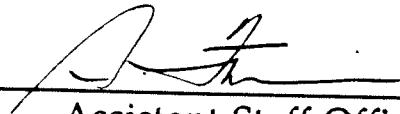
Attested:



PILAR C. LUJAN

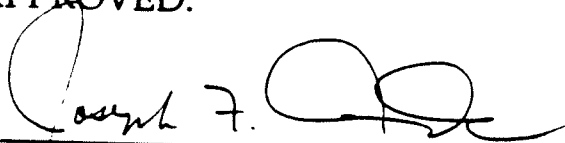
Senator and Legislative Secretary

This Act was received by the Governor this 15th day of January, 1992, at 5:05 o'clock P.m.



Assistant Staff Officer
Governor's Office

APPROVED:



JOSEPH F. ADA
Governor of Guam

Date: JAN 24 1992

Public Law No: 21-77

TWENTY-FIRST GUAM LEGISLATURE
1991 (FIRST) Regular Session

Bill No. 546 (COR)

Introduced by:

D. L. G. Shimizu
J. P. Aguon
C. T. C. Gutierrez
J. T. San Agustin
E. P. Arriola
J. G. Bamba
A. C. Blaz
M. Z. Bordallo
D. F. Brooks
H. D. Dierking
E. R. Dueñas
E. M. Espaldon
P. C. Lujan
G. Mailloux
M. D. A. Manibusan
D. Parkinson
M. J. Reidy
M. C. Ruth
F. R. Santos
T. V. C. Tanaka
A. R. Unpingco

AN ACT TO REPEAL AND REENACT §2913.55 OF TITLE 10,
GUAM CODE ANNOTATED, TO AUTHORIZE PODIATRY
SERVICES FOR THE MEDICALLY INDIGENT AND
MEDICAID PROGRAMS.

1 **BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:**
2 **Section 1.** §2913.55 of Title 10, Guam Code Annotated, is repealed and

1 reenacted as follows:

2 "§2913.55. Services not covered by the Medically Indigent
3 **Program.**

- 4 (a) Voluntary abortions.
- 5 (b) Unskilled services.
- 6 (c) Cosmetic surgery.
- 7 (d) Acupuncture.
- 8 (e) Private duty nursing services.
- 9 (f) Personal comfort or convenience items.
- 10 (g) Any services or items which are not medically required
11 for the diagnosis or treatment of a disease, injury or condition.
- 12 (h) Non-emergency use of emergency room.
- 13 (i) Over-the-counter drugs.
- 14 (k) Vaccine supplies provided free by Public Health.
- 15 (l) Fertility procedures.
- 16 (m) Orthopedic conventional shoes.
- 17 (n) Rehabilitation services.
- 18 (o) Local transportation services.
- 19 (p) Services for any inmates or residents of a public
20 institution.
- 21 (q) Drug and alcohol treatment on outpatient basis.
- 22 (r) Circumcisions which are not medically indicated.
- 23 (s) Mental disorders and psychiatric services.
- 24 (t) Speech and language therapy.
- 25 (u) Physical examinations."



Dr. David L.G. Shimizu

SENATOR

Chairman: Committee on Health, Ecology & Welfare

TWENTY FIRST

GUAM LEGISLATURE

January 8, 1992

The Honorable
Joe T. San Agustin
Speaker, 21st Guam Legislature
Agana, Guam

via: Committee on Rules

Dear Mr. Speaker:

The Committee on Health, Ecology & Welfare, to which was referred Bill 546: AN ACT TO AMEND SECTION 2913.55 OF 10 GCA TO PROVIDE FOR PODIATRY SERVICES FOR THE MEDICALLY INDIGENT AND MEDICAID PROGRAMS herein reports back and recommends that Bill 546 be Passed.

Votes of committee members are as follows:

- 12 _____ To Pass
- 0 _____ Not To Pass
- 0 _____ To The Inactive File
- 0 _____ Abstained
- 0 _____ Off-Island
- 0 _____ Not Available

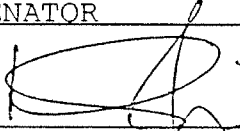
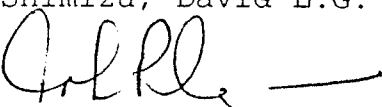
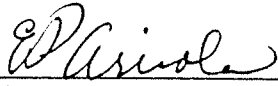
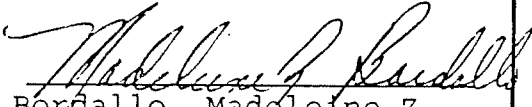
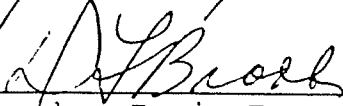
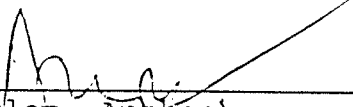

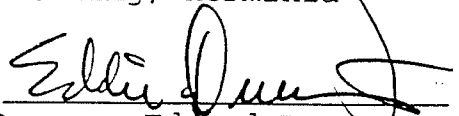

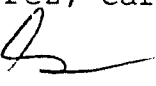

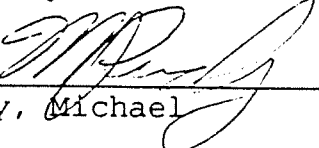
Sincerely,

Dr. David L.G. Shimizu

attachments



VOTE SHEET
Committee on Health, Ecology & Welfare
Bill No. 546: AN ACT TO AMEND SECTION 295 OF 10 GCA TO
PROVIDE FOR PODIATRY SERVICES FOR THE MEDICALLY INDIGENT
AND MEDICAID PROGRAMS.

SENATOR	TO PASS	NOT TO PASS	ABSTAIN	INACTIVE FILE
 Shimizu, David L.G.	✓			
 Aguon, J.P.	✓			
 Arriola, Elizabeth P.	✓			
 Bordallo, Madeleine Z.	✓			
 Brooks, Doris F.	✓			
 Blaz, Anthony	✓			
 Dierking, Herminia	✓			
 Duenas, Edward R.	✓			
 Gutiérrez, Carl T.C.	✓			
 Mailoux, Gordon	✓			
 Manibusan, Marilyn D.A.	✓ 1/7/92 mam			
 Reidy, Michael	✓			

COMMITTEE ON HEALTH, ECOLOGY AND WELFARE

COMMITTEE REPORT ON BILL NO. 546

AN ACT TO AMEND SECTION 2913.55 OF 10 GCA TO PROVIDE FOR PODIATARY SERVICES FOR THE MEDICALLY INDIGENT AND MEDICAID PROGRAMS

BACKGROUND

Bill No. 546 (Attachment I) was referred to the Committee on Health, Ecology and Welfare on September 16, 1991 (Attachment II). The Bill was introduced by Senator David L. G. Shimizu and co-sponsored by Senator John P. Aguon, Senator Carl T. C. Gutierrez and Speaker Joe T. San Agustin. A Fiscal Note was requested from the Bureau of Budget and Management Research on September 16, 1991 (Attachment III). Based on the information provided (Attachment IV), the Bureau advised that the intent of the proposed legislation is administrative in nature and has no fiscal impact on the Government's coffers at this time.

The Committee on Health, Ecology and Welfare conducted a public hearing on Monday, September 30, 1991, in the Legislative Public Hearing Room. The committee members present at the public hearing include: Senator David L. G. Shimizu, Chairman; Senator Doria Flores Brooks and Senator Anthony C. Blaz, members.

TESTIMONY

Mr. Vince P. Arriola of FHP was the only one that testified during the hearing and he presented oral testimony. He advised that the hospital insurance program covers podiatry services and the Medically Indigent Program used to cover podiatry services but a

subsequent change in the law excluded the coverage. He, however, favors the restoration of coverage that Bill No. 546 would bring because of the demand on the island.

The Department of Public Health and Social Services did not appear at the public hearing but a written testimony (Attachment V) was submitted favoring the inclusion of podiatrist services for the Medically Indigent and Medicaid Programs. The lifting of the restriction will definitely help ease up the load to the medical/surgical practitioners at the same time provide better quality care for foot disease patients. The Department, however, advised that Medicaid coverage for podiatrist services will be effective only upon approval of the necessary State Plan amendment by the Health Care Financing Administration, Region IX, San Francisco.

RECOMMENDATION

The Health, Ecology and Welfare Committee, having heard all the testimonies on Bill No. 546, recommends the passage of Bill No. 546.

TWENTY-FIRST GUAM LEGISLATURE
1991 (FIRST) REGULAR SESSION

Bill No. 546
Introduced By:

D.L.G. Shimizu
J.P. Aguon
C.T.C. Gutierrez
J.T. San Agustin

Heard

AN ACT TO AMEND SECTION 2913.55 OF 10 GCA TO
PROVIDE FOR PODIATRY SERVICES FOR THE MEDICALLY
INDIGENT AND MEDICAID PROGRAMS

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

Section 1. Section 2913.55 of 10 GCA is repealed and
reenacted as follows:

"Section 2913.55. Services Not Covered By The Medically
Indigent Program.

- (a) Voluntary abortions.
- (b) Unskilled services.
- (c) Cosmetic Surgery
- (d) Acupuncture.
- (e) Private duty nursing services.
- (f) Personal comfort or convenience items.
- (g) Any services or items which are not medically
required for the diagnosis or treatment of a
disease, injury or condition.
- (h) Non-emergency use of emergency room.
- (i) Section 2103 drugs on Food and Drug Administration
listing.
- (j) Over-the-counter drugs.
- (k) Vaccine supplies provided free by Public Health.
- (l) Fertility procedures.

- (m) Orthopedic conventional shoes.
- (n) Rehabilitation services.
- (o) Local transportation services.
- (p) Services for any inmates or residents of a public institution.
- (q) Drug and Alcohol treatment on outpatients basis.
- (r) Circumcisions which are not medically indicated
- (s) Mental disorders and psychiatric services.
- (t) Speech and language therapy.
- (u) Physical examinations."



Committees:

CHAIRPERSON:

Rules

General
Governmental
Operations

VICE CHAIRPERSON:

Ways & Means

Energy
Utilities and
Consumer
Protection

MEMBER:

Economic and
Agricultural
Development

Education

Health,
Ecology and
Welfare

Housing
Community
Development,
Federal and
Foreign Affairs

Judiciary
and
Criminal Justice

Tourism and
Transportation

Youth, Senior
Citizens, and
Cultural Affairs

August 26, 1991

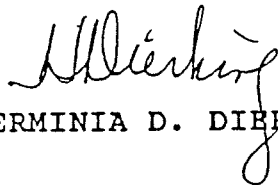
MEMORANDUM

TO: Chairperson, Committee on Health,
Ecology and Welfare

FROM: Chairperson, Committee on Rules

SUBJECT: Referral - Bill No. 546

The above Bill is referred to your Committee. Please note that the referral is subject to ratification by the Committee on Rules at its next meeting. It is recommended you schedule a public hearing at your earliest convenience.


HERMINIA D. DIERKING

Enclosure

September 16, 1991

Mr. Giovanni Sgambelluri
Director
Bureau of Budget & Management Research

Dear Mr. Sgambelluri:

The Health, Ecology & Welfare Committee will hold a public hearing at the Legislative Hearing Room on Wednesday, September 25, 1991, from 9:00 AM on the following bills:

Bill 485: AN ACT TO REPEAL SECTION 2913.75 (e) OF TITLE 10 OF THE GUAM CODE ANNOTATED.

Bill 546: AN ACT TO AMEND SECTION 2913.55 OF 10 GCA TO PROVIDE FOR PODIATRY SERVICES FOR THE MEDICALLY INDIGENT AND MEDICAID PROGRAMS.

Bill 411: AN ACT TO ADD A NEW SUBSECTION (e) TO 4 GCA CHAPTER 4 §4301 TO ESTABLISH MEDICAL MONITORING COVERAGE FOR GOVERNMENT OF GUAM EMPLOYEES HANDLING HAZARDOUS MATERIALS.

Bill 548: AN ACT TO AMEND 10 GCA CHAPTER 80 §80104 §§(a) RELATIVE TO EMERGENCY ROOM SERVICE AT GUAM MEMORIAL HOSPITAL.

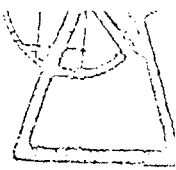
Please provide us with the necessary fiscal note for the above-listed measures.

Sincerely,

Dr. David L.G. Shimizu


attachments





IOVANNI T. SGAMBELLURI
Director

The Bureau requests that Bill Nos. 546 be granted a waiver pursuant to Public Law 12-229 for the following reasons: The bill proposes to amend a certain section of Section 2913.55 of 10GCA pertaining to services not covered by the Medically Indigent Program. The bill is merely administrative in nature and has no fiscal impact on the Government's coffers at this time.


GIOVANNI T. SGAMBELLURI





DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES

GOVERNMENT OF GUAM
P. O. BOX 2816
AGANA, GUAM 96910



SEP 30 1991

Senator David L.G. Shimizu, Ph.D.
Chairman
Committee on Health, Ecology & Welfare
Twenty First Guam Legislature
324 West Soledad Avenue, Suite 202
Agana, Guam 96910

Dear Dr. Shimizu:

I am Dr. Leticia V. Espaldon, Director of Public Health and Social Services. Thank you for allowing me the opportunity to share with this committee a felt concern of both the Medically Indigent and the Medicaid Programs regarding this medical specialty.

Bill 546: An Act to Amend Section 2913.55 of 10 GCA To Provide For Podiatry Services For The Medically Indigent and Medicaid Programs.

I am in favor of the amendment to Section 2913.55 of 10 GCA to include podiatrist services for the Medically Indigent and Medicaid Programs. Let me add however, that Medicaid coverage for podiatrist services will be effective only upon approval of the necessary State Plan amendment by the Health Care Financing Administration, Region IX, San Francisco.

Diseases of the foot is quite common in our island community. One of the leading causes of which is as a complication of the metabolic disease, diabetes mellitus.

The island is right now experiencing an inadequate number of surgical/medical practitioners. The existing practitioners are forced to take on the health care of clients suffering from but not limited to diseases of the foot as a result of the restrictions or both the local law and the federal/state plan for podiatrist services. The lifting of this restriction will definitely help ease up the load to the medical/surgical practitioners at the same time provide better quality care for foot diseases sufferers.

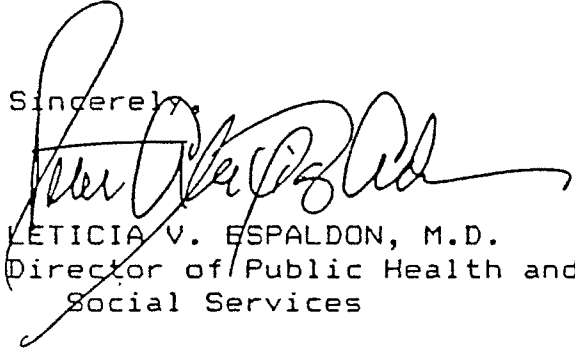
Senator David L.G. Shimizu, Ph. D.
Re: Bill 546
Page 2.

For purposes of this amendment, I think we need to include definitions for the following terms:

1. Podiatrist is a health professional responsible for the examination, diagnosis, prevention, treatment, and care of conditions and functions of the human foot. A podiatrist performs surgical procedures, prescribes corrective devices and drugs and physical therapy as legally authorized in the State in which he or she is practicing.
2. Podiatry is a branch of medicine that deals with the diagnosis, treatment and prevention of ailments of the foot.

Thank you.

Sincerely,



LETICIA V. ESPALDON, M.D.
Director of Public Health and
Social Services

Introduced

AUG 27 '91

TWENTY-FIRST GUAM LEGISLATURE
1991 (FIRST) REGULAR SESSION

Bill No. *546 (cor)*
Introduced By:

D.L.G. Shimizu
J.P. Aguon
C.T.C. Gutierrez
J.T. San Agustin

AN ACT TO AMEND SECTION 2913.55 OF 10 GCA TO
PROVIDE FOR PODIATRY SERVICES FOR THE MEDICALLY
INDIGENT AND MEDICAID PROGRAMS

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

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