



CARL T.C. GUTIERREZ  
GOVERNOR OF GUAM

JAN 25 2001


The Honorable Joanne M. S. Brown  
Legislative Secretary  
I Mina'Bente Singko na Liheslaturan Guåhan  
Twenty-Fifth Guam Legislature  
Suite 200  
130 Aspinal Street  
Hagåtña, Guam 96910

Dear Legislative Secretary Brown:

Enclosed please find Substitute Bill No. 499 (COR), "AN ACT TO REPEAL AND REENACT §4(c) OF PUBLIC LAW NUMBER 22-79 TO CLARIFY THE REQUIREMENT FOR CONCRETE MONUMENTATION," which I have signed into law as Public Law No. 25-191.

This legislation makes it clear that for the land exchange authorized by Public Law No. 22-79 that non-Guam geodetic network concrete monuments are to be established on the subject properties.

Very truly yours,

  
Carl T. C. Gutierrez  
I Maga'Lahen Guåhan  
Governor of Guam

Attachment: copy attached for signed bill or overridden bill  
original attached for vetoed bill

cc: The Honorable Antonio R. Unpingco  
Speaker

|                                     |                    |
|-------------------------------------|--------------------|
| OFFICE OF THE LEGISLATIVE SECRETARY |                    |
| ACKNOWLEDGMENT RECEIPT              |                    |
| Received By                         | <u>Bj</u>          |
| Time                                | <u>10:40 a.m.</u>  |
| Date                                | <u>25 Jan 2001</u> |

0062

**MINA'BENTE SINGKO NA LIHESLATURAN GUÅHAN**  
**2000 (SCEOND) Regular Session**

**Bill No. 499 (COR)**

As substituted and amended on  
the Floor.

Introduced by:

M. G. Camacho  
A. R. Unpingco  
L. F. Kasperbauer  
F. B. Aguon, Jr.  
E. C. Bermudes  
A. C. Blaz  
J. M.S. Brown  
E. B. Calvo  
Mark Forbes  
A. C. Lamorena, V  
C. A. Leon Guerrero  
K. S. Moylan  
V. C. Pangelinan  
J. C. Salas  
S. A. Sanchez, II

**AN ACT TO REPEAL AND REENACT §4(c) OF  
PUBLIC LAW NUMBER 22-79 TO CLARIFY  
THE REQUIREMENT FOR CONCRETE  
MONUMENTATION.**

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

2                   **Section 1.** Section 4(c) of Public law Number 22-79 is hereby  
3 *repealed and reenacted* to read as follows:

6

**I MINA' BENTE SINGKO NA LIHESLATURAN GUAHAN**  
2000 (SECOND) Regular Session

Date: 12/22/00

**VOTING SHEET**

5 Bill No. 499 (COR)

Resolution No. \_\_\_\_\_

Question: \_\_\_\_\_

| NAME                       | YEAS | NAYS | NOT VOTING/<br>ABSTAINED | OUT DURING<br>ROLL CALL | ABSENT |
|----------------------------|------|------|--------------------------|-------------------------|--------|
| AGUON, Frank B., Jr.       | ✓    |      |                          |                         |        |
| BERMUDES, Eulogio C.       | ✓    |      |                          |                         |        |
| BLAZ, Anthony C.           | ✓    |      |                          |                         |        |
| BROWN, Joanne M.S.         | ✓    |      |                          |                         |        |
| CALVO, Eduardo B.          | ✓    |      |                          |                         |        |
| CAMACHO, Marcel G.         | ✓    |      |                          |                         |        |
| FORBES, Mark               | ✓    |      |                          |                         |        |
| KASPERBAUER, Lawrence F.   | ✓    |      |                          |                         |        |
| LAMORENA, Alberto C., V    | ✓    |      |                          |                         |        |
| LEON GUERRERO, Carlotta A. |      |      |                          |                         | ✓      |
| MOYLAN, Kaleo Scott        | ✓    |      |                          |                         |        |
| PANGELINAN, Vicente C.     | ✓    |      |                          |                         |        |
| SALAS, John C.             | ✓    |      |                          |                         |        |
| SANCHEZ, Simon A., II      | ✓    |      |                          |                         |        |
| UNPINGCO, Antonio R.       | ✓    |      |                          |                         |        |

TOTAL                                    14      0      0      0      1

CERTIFIED TRUE AND CORRECT:

\_\_\_\_\_  
Clerk of the Legislature

\* 3 Passes = No vote  
EA = Excused Absence



The Office of

**Senator Marcel G. Camacho**

MINA' BENTE SINGKO NA LIHESLATURAN GUAHAN  
**Twenty-Fifth Guam Legislature**

Chairman, Committee on Land, Agriculture, Military Affairs and the Arts

173 Aspinalli Avenue, Hagåtña, Guam 96910  
Suite 108A • Ada Plaza Center  
Phones (671) **479 8261 / 62 / 63 / 64**  
Facsimile (671) **472 8223**

December 11, 2000

The Honorable Antonio Unpingco, Speaker  
I Mina' Bente Singko na Liheslaturan Guahan  
155 Hesler St.  
Hagåtña, Guam 96910

Via: Committee on Rules

Dear Mr. Speaker:

The Committee on Land, Agriculture, Military Affairs and the Arts, wishes to report out its committee report on Bill No. 499(COR), as amended by the author with the recommendation **TO DO PASS**.

**Committee Voting Record:**

To do Pass:     5      
To not Pass:             
Abstain:           

A copy of the Committee Report is attached for your consideration.

Sincerely yours,

**MARCEL G. CAMACHO**  
Chairman

Attachments



The Office of

**Senator Marcel G. Camacho**

MINA' BENTE SINGKO NA LIHESLATURAN GUÅHAN  
**Twenty-Fifth Guam Legislature**

Chairman, Committee on **Land, Agriculture, Military Affairs and the Arts**

173 Aspinall Avenue, Hagåtña, Guam 96910  
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Facsimile (671): **472 8223**

December 5, 2000

**MEMORANDUM**

**TO: Members,  
Committee on Land, Agriculture, Military Affairs & the  
Arts**

**FR: Chairman**

**RE: Bill No. 499 (COR) As amended by the author**

Transmitted herewith for your consideration is the Committee on Land, Agriculture, Military Affairs, and the Arts' Report of **Bill No.499 (COR), as amended by the author.** (See attached for details).

Should you have any questions please contact me or my Chief-of-Staff, Alfred Duenas.

Sincerely,

**MARCEL G. CAMACHO**  
Chairman

**Attachments**

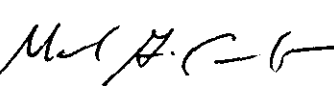


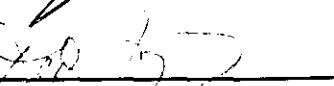

**COMMITTEE ON LAND, AGRICULTURE, MILITARY AFFAIRS  
and the ARTS**

**I Mina' Bente Singko Na Liheslaturan Guåhan  
Twenty-Fifth Guam Legislature**

**VOTING SHEET**

December 5, 2000

**RE: Bill No. 499 (COR): AN ACT TO REPEAL SUBSECTION (C) OF SECTION 4 OF PUBLIC LAW 22-79, as amended by the author.**

| COMMITTEE MEMBERS:                             | SIGNATURE   | TO DO PASS | TO NOT PASS | ABSTAIN | TO PLACE IN INACTIVE FILE |
|--|---|------------|-------------|---------|---------------------------|
| Senator Marcel G. Camacho<br>Chairman          |   | ✓          |             |         |                           |
| Senator Lawrence F. Kasperbauer, Vice-Chairman |  | ✓          |             |         |                           |
| Senator Joanne M.S. Brown                      |   |            |             |         |                           |
| Senator Eduardo B. Calvo                       |  | ✓          |             |         |                           |
| Senator Kaleo S. Moylan                        |  | ✓          |             |         |                           |
| Senator Simon A. Sanchez, II                   |   |            |             |         |                           |
| Senator Frank B. Aguon, Jr.                    |   |            |             |         |                           |
| Speaker Antonio "Tony" R. Unpingco, Ex Officio |  | ✓          |             |         |                           |

**MINA'BENTE SINGKO NA LIHESLATURAN GUÅHAN  
2000 (SCEOND) Regular Session**

**Bill No. 499 (COR)**  
As amended by the Author

Introduced by:

M.G. Camacho

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**AN ACT TO REPEAL SUBSECTION (C ) OF SECTION  
4 OF PUBLIC LAW 22-79.**

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

2 **Section 1. Legislative Findings.** I Mina' Bente Singko Na Liheslaturan  
3 Guåhan finds that modern technology now exist that will make the need for  
4 permanent concrete monuments at each survey point obsolete. With the use  
5 of Global Positioning Station, and available hand-held computer technology,  
6 anyone could locate the survey points within a high degree of accuracy. The  
7 requirement to have permanent concrete monuments at each point of the  
8 survey also makes the cost of the project prohibitive. Mr. Roy P. Duenas had  
9 a land exchange approved by the Twenty-second Guam Legislature. Public  
10 Law 22-[97]79:4:( c) required such permanent concrete monuments at each  
11 survey point. This is an unusual survey mandate.

12 **Section 2. Repeal.** Subsection (c ) of Section 4 of Public Law 22-79 is  
13 repealed.

**MINA'BENTE SINGKO NA LIHESLATURAN GUÅHAN**  
**2000 (SCEOND) Regular Session**

Bill No. 4/99 (COR)

*[Handwritten signature]*  
10-25-99  
10-26-00

Introduced by:

M.G. Camacho *[Signature]*

---

**AN ACT TO REPEAL SUBSECTION (C) OF SECTION  
4 OF PUBLIC LAW 22-79.**

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

**Section 1. Legislative Findings.** I Mina' Bente Singko Na Liheslaturan Guåhan finds that modern technology now exist that will make the need for permanent concrete monuments at each survey point obsolete. With the use of Global Positioning Station, and available hand-held computer technology, anyone could locate the survey points within a high degree of accuracy. The requirement to have permanent concrete monuments at each point of the survey also makes the cost of the project prohibitive. Mr. Roy P. Duenas had a land exchange approved by the Twenty-second Guam Legislature. Public Law 22-97:4:(c) required such permanent concrete monuments at each survey point. This is an unusual survey mandate.

**Section 2. Repeal.** Subsection (c) of Section 4 of Public Law 22-79 is repealed.





**TESTIMONY SHEET**  
**COMMITTEE ON LAND, AGRICULTURE, MILITARY AFFAIRS and the ARTS**

**TESTIMONY RELATIVE TO THE PUBLIC HEARING:**

Friday, November 3, 2000  
Public Hearing Room, Legislature Building

**Bill No. 499**

| NAME | AGENCY / BUSINESS / SIFT / ORGANIZATION | TOPIC | WRITTEN TESTIMONY | ORAL TESTIMONY | REMARKS |
|------|---|-------|-------------------|----------------|---------|
| 1    |   |       |                   |                |         |
| 2    |   |       |                   |                |         |
| 3    |   |       |                   |                |         |
| 4    |   |       |                   |                |         |
| 5    |   |       |                   |                |         |
| 6    |   |       |                   |                |         |
| 7    |   |       |                   |                |         |
| 8    |   |       |                   |                |         |
| 9    |   |       |                   |                |         |
| 10   |   |       |                   |                |         |



The Office of

**Senator Marcel G. Camacho**

**MINA' BENTE SINGKO NA LIHESLATURAN GUAHAN  
Twenty-Fifth Guam Legislature**

**Chairman, Committee on Land, Agriculture, Military Affairs and the Arts**

173 Aspinall Avenue, Hagåtña, Guam 96910  
Suite 108A • Ada Plaza Center  
Phones: (671) **479 8261 / 62 / 63 / 64**  
Facsimile: (671) **472 8223**

**Friday, November 3, 2000  
9:00 am  
Legislature's Public Hearing Room**

## **AGENDA**

- I. Opening Remarks**
- II. Bill No. 253 (COR): AN ACT AUTHORIZING THE CHAMORRO LAND TRUST COMMISSION, OR ITS DESIGNATED REPRESENTATIVE, TO ENTER INTO A GENERAL LEASE FOR THE COMMERCIAL DEVELOPMENT OF OKA POINT.**
- III. Bill No. 491 (COR): AN ACT TO AUTHORIZE *I MAGA'LAHEN GUAHAN* TO EXCHANGE A PORTION OF GOVERNMENT OF GUAM PROPERTY DESIGNATED AS LOT NO. 10120-R16, DEDEDO ON A VALUE FOR VALUE BASIS WITH LOT NO. 147, BLOCK 20, AGANA.**
- IV. Bill No. 496 (COR): AN ACT TO AMEND §80103 OF TITLE 21 OF THE GUAM CODE ANNOTATED, RELATIVE TO REDUCING THE QUORUM OF THE ANCESTRAL LANDS COMMISSION FROM SIX(6) MEMBERS TO FOUR(4) MEMBERS.**
- V. Bill No. 499 (COR): AN ACT TO REPEAL SUBSECTION (C) OF SECTION 4 OF PUBLIC LAW 22-79.**
- VI. Adjournment**



**Senator**  
**Marcel G. Camacho**  
Chairman, Committee on Land,  
Agriculture,  
Military Affairs and the Arts



155 Hesler St.-Hagåtña, GU 96910-Phone: 479-8261-4-Fax: 472-8223

**PUBLIC HEARING**  
Friday, November 3, 200, 9:00 AM  
Legislative Public Hearing Room  
**AGENDA**

**Bill No. 253 (COR):** AN ACT AUTHORIZING THE CHAMORRO LAND TRUST COMMISSION, OR ITS DESIGNATE REPRESENTATIVE, TO ENTER INTO A GENERAL LEASE FOR THE COMMERCIAL DEVELOPMENT OF OKA POINT.

**Bill No. 491 (COR):** AN ACT TO AUTHORIZE I MAGA'LAHEN GUAHAN TO EXCHANGE A PORTION OF GOVERNMENT OF GUAM PROPERTY DESIGNATED AS LOT NO. 10120-R16, DEDEDO ON A VALUE FOR VALUE BASIS WITH LOT NO. 147, BLOCK 20, AGANA.

**Bill No. 496 (COR):** AN ACT TO AMEND §80103 OF TITLE 21 OF THE GUAM CODE ANNOTATED, RELATIVE TO REDUCING THE QUORUM OF THE ANCESTRAL LANDS COMMISSION FROM SIX (6) MEMBERS TO FOUR (4) MEMBERS.

**Bill No. 499 (COR):** AN ACT TO REPEAL SUBSECTION (c) OF SECTION 4 OF PUBLIC LAW 22-79.

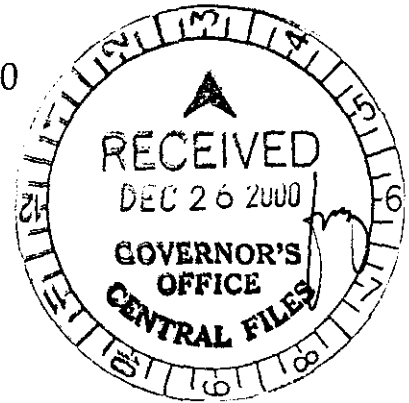
*THE PUBLIC IS ENCOURAGED TO ATTEND*

FSV 10/27



**MINA' BENTE SINGKO NA LIHESLATURAN GUÅHAN**  
**TWENTY-FIFTH GUAM LEGISLATURE**  
155 Hesler Street, Hagåtña, Guam 96910

December 26, 2000



The Honorable Carl T.C. Gutierrez  
*I Maga'lahaen Guåhan*  
*Ufisinan I Maga'lahi*  
*Hagåtña, Guam 96910*

Dear *Maga'lahi* Gutierrez:

Transmitted herewith are Substitute Bill Nos. 446(COR) and 499(COR) which were passed by *I Mina'Bente Singko Na Liheslaturan Guåhan* on December 20, 2000.

Sincerely,


JOANNE M.S. BROWN  
Senator and Legislative Secretary

Enclosure (2)

MINA'BENTE SINGKO NA LIHESLATURAN GUAHAN  
2000 (SECOND) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUAHAN


This is to certify that Substitute Bill No. 499 (COR) AN ACT TO REPEAL AND REENACT §4(c) OF PUBLIC LAW NUMBER 22-79 TO CLARIFY THE REQUIREMENT FOR CONCRETE MONUMENTATION," was on the 20<sup>th</sup> day of December 2000, duly and regularly passed.



---

ANTONIO R. UNPINGCO  
Speaker

Attested:



---

JOANNE M.S. BROWN

Senator and Legislative Secretary

-----  
This Act was received by *I Maga'lahen Guahan* this \_\_\_\_\_ day of \_\_\_\_\_, 2000,  
at \_\_\_\_\_ o'clock \_\_\_\_\_.M.

---

Assistant Staff Officer  
*Maga'lahi's Office*

APPROVED:

---

CARL T. C. GUTIERREZ  
*I Maga'lahen Guahan*

Date: \_\_\_\_\_

Public Law No. \_\_\_\_\_

MINA'BENTE SINGKO NA LIHESLATURAN GUAHAN  
2000 (SECOND) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUAHAN

This is to certify that Substitute Bill No. 499 (COR) AN ACT TO REPEAL AND REENACT §4(c) OF PUBLIC LAW NUMBER 22-79 TO CLARIFY THE REQUIREMENT FOR CONCRETE MONUMENTATION," was on the 20<sup>th</sup> day of December 2000, duly and regularly passed.

\_\_\_\_\_  
**ANTONIO R. UNPINGCO**  
Speaker

Attested:

\_\_\_\_\_  
**JOANNE M.S. BROWN**  
Senator and Legislative Secretary

-----  
This Act was received by *I Maga'lahen Guahan* this \_\_\_\_\_ day of \_\_\_\_\_, 2000,  
at \_\_\_\_\_ o'clock \_\_\_\_\_.M.

\_\_\_\_\_  
Assistant Staff Officer  
*Maga'lahi's Office*

APPROVED:

\_\_\_\_\_  
CARL T. C. GUTIERREZ  
*I Maga'lahen Guahan*

Date: \_\_\_\_\_

Public Law No. \_\_\_\_\_

**MINA'BENTE SINGKO NA LIHESLATURAN GUÅHAN**  
**2000 (SECOND) Regular Session**

**Bill No. 446(COR)**

As substituted by the Committee  
on Health, Human Services and  
Chamorro Heritage and amended on the Floor.

Introduced by:

S. A. Sanchez, II

F. B. Aguon, Jr.

E. C. Bermudes

A. C. Blaz

J. M.S. Brown

E. B. Calvo

M. G. Camacho

Mark Forbes

L. F. Kasperbauer

A. C. Lamorena, V

C. A. Leon Guerrero

V. C. Pangelinan

J. C. Salas

A. R. Unpingco

**AN ACT TO ADD ARTICLE 9 TO CHAPTER 9 OF  
TITLE 10 OF THE GUAM CODE ANNOTATED,  
RELATIVE TO ESTABLISHING PROMPT  
PAYMENT REQUIREMENTS FOR HEALTH CARE  
AND HEALTH INSURANCE CLAIMS.**

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

2        **Section 1. Short Title.**        This Article shall be known as the "*Prompt*  
3 *Payment Act of 2000.*"

4        **Section 2. Legislative Intent.**        Prompt payment legislation has been

1 enacted in thirty-five (35) states. The purpose of this Act is to help improve  
2 the way Health Plan Administrators and Health Care Providers transact  
3 business in a manner that affords the prompt payment of accurate billings.

4 **Section 3.** Article 9 is hereby *added* to Chapter 9 of Title 10 of the Guam  
5 Code Annotated to read as follows:

6 **“Section 9901. Definitions.** For the purpose of this Chapter,  
7 the following words and phrases have the meanings assigned to them,  
8 respectively, *except* where the context otherwise requires:

9 (a) *‘Claim’* means any claim, bill, or request for payment  
10 for all or any portion of healthcare services provided by a  
11 healthcare provider, or services submitted by a patient or Health  
12 Care Provider that is eligible for reimbursement.

13 (b) *‘Clean Claim’* means a claim, or portion thereof, that  
14 may be processed without a reasonable request for additional  
15 information from the provider of service or from a third party, but  
16 does *not* include any claim under investigation for fraud or abuse  
17 or claims under review for medical necessity. In no event may a  
18 claim be contested or denied for the lack of information that has  
19 no factual impact upon the Health Plan Administrator’s ability to  
20 adjudicate the claim.

21 (c) *‘Contest,’ ‘contesting’* or *‘contested’* means the  
22 circumstances under which a payer entity was *not* provided with,  
23 or did *not* have reasonable access to, sufficient pertinent  
24 information needed to determine payment liability or basis for



1 payment of the claims.

2 (d) *'Deny,' 'denying' or 'denied'* means the assertion by a  
3 Health Plan Administrator that it has no, or partial, liability to pay  
4 a claim based upon eligibility of the patient, coverage of a service,  
5 medical necessity of a service, liability of another payer or other  
6 grounds.

7 (e) *'Health Plan Administrator'* means insurance companies,  
8 health plan providers, all companies defined as third party payers,  
9 including, but *not* limited to, health maintenance organizations,  
10 medical service organizations, governmental organizations,  
11 worker's compensation organization, or other legal entities  
12 providing or applying to provide third party payment or health  
13 insurance or payment for healthcare services that are organized  
14 and operating under the laws of Guam.

15 (f) *'Health Care Provider'* means any health care facility,  
16 hospital, clinic, laboratory, nursing home, home health agency,  
17 pharmacy, physician, dentist, nurse, acupuncturist, chiropractor,  
18 or any other practitioner or organized entity certified or licensed  
19 to provide health care services on Guam.

20 **Section 9902. Prompt Payment for Health Care and Health**  
21 **Insurance Benefits.** (a) This Section applies to Health Plan  
22 Administrators, as defined by this Act, organized and operating  
23 under the laws of Guam.

24 (b) Health Plan Administrators shall reimburse a Clean  
25 Claim, or any portion thereof, submitted by a patient or Health

1 Care Provider, that is eligible for payment and *not* contested or  
2 denied *not more than* forty-five (45) calendar days *after* receiving  
3 the Clean Claim filed in writing.

4 (c) *If* a claim is contested or denied, or requires more time  
5 for review by the Health Plan Administrator, the Health Plan  
6 Administrator shall notify the Health Care Provider in writing *not*  
7 *more than* thirty (30) calendar days after receiving a claim filed for  
8 payment. The notice shall identify the contested or denied portion  
9 of the claim and the specific reason for contesting or denying the  
10 claim, and may request additional information. Requests for  
11 information on a contested or denied claim, or portion thereof,  
12 shall be reasonable and relevant to the determination of why the  
13 claim is being contested or denied. In no event may a claim be  
14 contested or denied for the lack of information that has no factual  
15 impact upon the Health Plan Administrator's ability to adjudicate  
16 the claim.

17 (d) *If* information received pursuant to a request for  
18 additional information is satisfactory to warrant paying the Clean  
19 Claim, the Clean Claim shall be paid *not more than* forty-five (45)  
20 calendar days after receiving the additional information in  
21 writing.

22 (e) The payment of a Clean Claim under this Section shall  
23 be effective upon the date of postmark of the mailing.

24 (f) Health Care Providers shall be responsible for  
25 obtaining proof in writing that a specific claim was delivered to a

1 Health Plan Administrator on a specific date for determining the  
2 time periods for the purposes of prompt payment.

3 (g) Notwithstanding any provisions to the contrary,  
4 interest shall be allowed to accrue at a rate of twelve percent (12%)  
5 per annum as damages for money owed by a Health Plan  
6 Administrator for payment of a Clean Claim, or portion thereof,  
7 that exceeds the applicable reimbursement time limitations under  
8 this Section, including applicable costs for collecting past due  
9 payments as provided in §9905 of this Act, as follows:

10 (1) for an uncontested Clean Claim:

11 (i) filed in writing, interest from the first  
12 calendar day after the forty-five (45) day period in  
13 Subsection 9902(b); *or*

14 (2) for a contested claim, or portion thereof, filed in  
15 writing:

16 (i) for which notice was provided under  
17 Subsection 9902(c), interest from the first calendar day  
18 forty-five (45) days after the date the additional  
19 information is received; *or*

20 (ii) for which notice was provided, but *not*  
21 within the time specified under Subsection 9902(c),  
22 interest from the first calendar day after the claim is  
23 received.

24 (h) Each Health Care Provider shall notify the Health Plan  
25 Administrator and patient in writing of all claims for which they

1 intend to charge interest. Any interest that accrues as a result of  
2 the delayed payment of a Clean Claim, or any portion thereof, in  
3 accordance with the provisions of this Act shall be *automatically*  
4 added by the Health Plan Administrator to the amount of the  
5 unpaid Clean Claims due the Health Care Provider.

6 (i) Interest shall only apply to the principal portion of the  
7 claim.

8 (j) The provisions of this Section shall *not* apply to the  
9 payment or reimbursement of any claim, or portion thereof,  
10 involving a Coordination of Benefits between multiple payers of a  
11 claim.

12 **Section 9903. Timely Filing of Accurate Claims.**

13 (a) This Section applies to Health Care Providers, as  
14 defined by this Act, duly certified, licensed, or organized and  
15 operating under the laws of Guam.

16 (b) All claims submitted for reimbursement must be  
17 submitted on a UB-92, HCFA 1500, ADA claim, or other billing  
18 document generally accepted by Health Plan Administrators.  
19 Claims may be submitted electronically *if* such a transmittal  
20 arrangement has been agreed to by the Health Plan Administrator.

21 (c) Health Care Providers shall be responsible for the  
22 accuracy of all claims filed. Duplicate claims, unbundled claims,  
23 or fee-for-service claims billed in a capitated arrangement, may *not*  
24 be submitted and cannot be considered for prompt payment in  
25 accordance with the provisions of this Act.

1 (d) Should a Health Care Provider fail to submit a  
2 response to a reasonable request for additional information on a  
3 contested or disputed claim, within forty-five (45) days from the  
4 date of request for such additional information, no interest shall  
5 accrue to the claim or portion thereof eligible for payment. For  
6 purposes of this Subsection, should a Health Care Provider be a  
7 hospital, then such a hospital provider shall be allowed to submit  
8 a response to a reasonable request for additional information on a  
9 contested or disputed claim within ninety (90) days from the date  
10 of request for such additional information.

11 (e) In order for a Health Care Provider to receive interest  
12 for the late payment of a claim as provided in §9902, a claim for  
13 health services rendered must be submitted within forty-five (45)  
14 days from the date the health service was provided.

15 (f) With the exception of those claims that involve the  
16 coordination of benefits, all claims for payment must be submitted  
17 by the Health Care Provider within ninety (90) days from the date  
18 that health services were rendered. Any claim *not* submitted by  
19 the Health Care Provider within ninety (90) days from the date  
20 that health services were rendered shall *not* be the financial  
21 responsibility of either the Health Plan Administrator or the  
22 patient.

23 **Section 9904. Billing of Patients Allowed.**

24 (a) No patient receiving care from a Health Care Provider,  
25 may be billed for the same Clean claim, or portion thereof,

1 this Act are *not* exclusive. The remedies provided herein are in addition  
2 to any other remedy or procedure provided by any other law or at  
3 common law.

4 **Section 9907. Effective Dates.** The provisions of this Act shall  
5 *not* apply to any claim filed *prior to* the date of enactment. The Act shall  
6 take effect sixty (60) days from the date of enactment into law, with the  
7 exception of the government of Guam's Medically Indigent Program  
8 ('MIP') whose effective date for implementation of the provisions of this  
9 Act shall be March 1, 2001."

10 **Section 4. Existing Contracts to Prevail.** The provisions of §3 of  
11 this Act shall *not* supercede any contract in force between a Health Plan  
12 Administrator and a Health Care Provider as of the effective date of the Act.



# FILE

**MINA' BENTE SINGKO NA LIHESLATURAN GUÅHAN**  
**TWENTY-FIFTH GUAM LEGISLATURE**  
155 Hesler Street, Hagåtña, Guam 96910

December 13, 2000

( DATE )

Memorandum

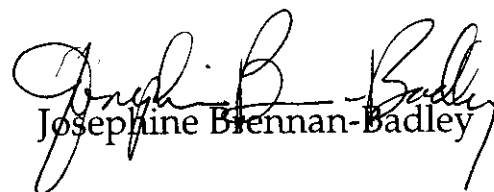
To: Senator Marcel G. Camacho

From: Clerk of the Legislature

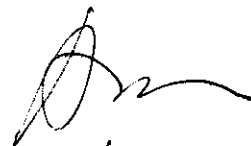
Subject: Report on Bill No. 499(COR)

Pursuant to §7.04 of Rule VII of the 25<sup>th</sup> Standing Rules, transmitted herewith is a copy of the Committee Report on Bill No. 499(COR), for which you are the prime sponsor.

Should you have any questions or need further information, please call the undersigned at 472-3464/5.

  
Josephine Brennan-Badley

Attachment

  
12/13/00  
10:55 AM



The Office of

**Senator Marcel G. Camacho**

MINA' BENTE SINGKO NA LIHESLATURAN GUAHAN  
**Twenty-Fifth Guam Legislature**

Chairman, Committee on Land, Agriculture, Military Affairs and the Arts

173 Aspinall Avenue, Hagåtña, Guam 96910  
Suite 108A • Ada Plaza Center  
Phones (671) **479 8261 / 62 / 63 / 64**  
Facsimile (671) **472 8223**

December 11, 2000

The Honorable Antonio Unpingco, Speaker  
I Mina' Bente Singko na Liheslaturan Guahan  
155 Hesler St.  
Hagåtña, Guam 96910

Via: Committee on Rules

Dear Mr. Speaker:

The Committee on Land, Agriculture, Military Affairs and the Arts, wishes to report out its committee report on Bill No. 499(COR), as amended by the author with the recommendation **TO DO PASS**.

**Committee Voting Record:**

To do Pass:           5     
To not Pass:               
Abstain:                  

A copy of the Committee Report is attached for your consideration.

Sincerely yours,

**MARCEL G. CAMACHO**  
Chairman

Attachments





The Office of

**Senator Marcel G. Camacho**

MINA' BENTE SINGKO NA LIHESLATURAN GUAHAN  
**Twenty-Fifth Guam Legislature**

Chairman, Committee on Land, Agriculture, Military Affairs and the Arts

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December 5, 2000

**MEMORANDUM**

**TO: Members,  
Committee on Land, Agriculture, Military Affairs & the  
Arts**

**FR: Chairman**

**RE: Bill No. 499 (COR) As amended by the author**

Transmitted herewith for your consideration is the Committee on Land, Agriculture, Military Affairs, and the Arts' Report of **Bill No.499 (COR)**, *as amended by the author.* (See attached for details).

Should you have any questions please contact me or my Chief-of-Staff, Alfred Duenas.

Sincerely,

**MARCEL G. CAMACHO**  
**Chairman**

**Attachments**

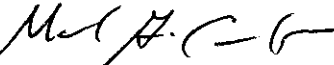

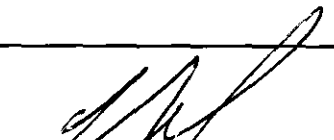
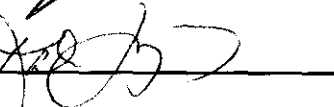

**COMMITTEE ON LAND, AGRICULTURE, MILITARY AFFAIRS  
and the ARTS**

**I Mina'Bente Singko Na Liheslaturan Guåhan  
Twenty-Fifth Guam Legislature**

**VOTING SHEET**

December 5, 2000

**RE: Bill No. 499 (COR): AN ACT TO REPEAL SUBSECTION (C) OF SECTION 4 OF PUBLIC LAW 22-79, as amended by the author.**

| COMMITTEE MEMBERS:                             | SIGNATURE   | TO DO PASS | TO NOT PASS | ABSTAIN | TO PLACE IN INACTIVE FILE |
|--|---|------------|-------------|---------|---------------------------|
| Senator Marcel G. Camacho<br>Chairman          |  | ✓          |             |         |                           |
| Senator Lawrence F. Kasperbauer, Vice-Chairman |  | ✓          |             |         |                           |
| Senator Joanne M.S. Brown                      |   |            |             |         |                           |
| Senator Eduardo B. Calvo                       |  | ✓          |             |         |                           |
| Senator Kaleo S. Moylan                        |  | ✓          |             |         |                           |
| Senator Simon A. Sanchez, II                   |   |            |             |         |                           |
| Senator Frank B. Aguon, Jr.                    |   |            |             |         |                           |
| Speaker Antonio "Tony" R. Unpingco, Ex Officio |  | ✓          |             |         |                           |

## Committee on Land, Agriculture, Military Affairs & the Arts

### Committee Report November 3, 2000

The Committee on Land, Agriculture, Military Affairs & the Arts held a public hearing on November 3, 2000 at the Public Hearing Room in the Legislative Building. The hearing was called to order at 9:27 a.m. by the Chairman, Senator Marcel G. Camacho.

Present for the hearing were Senator Frank Aguon, Senator Tony Lamorena and Senator Larry Kasperbauer.

**Bill No. 499 (COR): AN ACT TO REPEAL SUBSECTION (C) OF SECTION 4 OF PUBLIC LAW 22-79.**

There being no testimony, the Chairman explained that Subsection 4 of P.L. 22-79 requires that concrete monuments be used to identify the corners of the property. Concrete monuments are normally installed to densify a network of control markers for future surveying, but the requirement to put concrete markers on a single family lot to identify the corners is excessive, unnecessary and expensive approximately \$1,000 per marker.

Joseph Garrido commented that some type of permanent marker should be used to identify the property.

The chairman stated that he will make sure that the corners of the lot are identified using recent technology and require a permanent marker installed but not necessarily a GGN marker.

The Chairman then noted that Senator Kasperbauer requested that he co-sponsor this legislation.

There being no other testimony, the bill is publicly heard.

**Committee Recommendations:** The Committee finds that the requirement for permanent markers to complete the land exchange is excessive and not necessary. The Committee wishes to report out Bill No. 499 as amended by the author with a **recommendation to do pass**.

MINA'BENTE SINGKO NA LIHESLATURAN GUÅHAN  
2000 (SCEOND) Regular Session

Bill No. 499 (COR)

*[Signature]*  
10-25-99  
10-26-00

Introduced by:

M.G. Camacho *[Signature]*

---

**AN ACT TO REPEAL SUBSECTION (C) OF SECTION  
4 OF PUBLIC LAW 22-79.**

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

**Section 1. Legislative Findings.** I Mina' Bente Singko Na Liheslaturan Guåhan finds that modern technology now exist that will make the need for permanent concrete monuments at each survey point obsolete. With the use of Global Positioning Station, and available hand-held computer technology, anyone could locate the survey points within a high degree of accuracy. The requirement to have permanent concrete monuments at each point of the survey also makes the cost of the project prohibitive. Mr. Roy P. Duenas had a land exchange approved by the Twenty-second Guam Legislature. Public Law 22-97:4:( c) required such permanent concrete monuments at each survey point. This is an unusual survey mandate.

**Section 2. Repeal.** Subsection (c ) of Section 4 of Public Law 22-79 is repealed.



**TESTIMONY SHEET**  
**COMMITTEE ON LAND, AGRICULTURE, MILITARY AFFAIRS and the ARTS**

TESTIMONY RELATIVE TO THE PUBLIC HEARING:

Friday, November 3, 2000  
 Public Hearing Room, Legislature Building

**Bill No. 499**

| NAME | AGENCY / BUSINESS / SELF / ORGANIZATION | TOPIC | WRITTEN (TESTIMONY) | ORAL (TESTIMONY) | REMARKS |
|------|---|-------|---------------------|------------------|---------|
| 1    |   |       |                     |                  |         |
| 2    |   |       |                     |                  |         |
| 3    |   |       |                     |                  |         |
| 4    |   |       |                     |                  |         |
| 5    |   |       |                     |                  |         |
| 6    |   |       |                     |                  |         |
| 7    |   |       |                     |                  |         |
| 8    |   |       |                     |                  |         |
| 9    |   |       |                     |                  |         |
| 10   |   |       |                     |                  |         |



The Office of

**Senator Marcel G. Camacho**

MINA' BENTE SINGKO NA LIHESLATURAN GUAHAN  
**Twenty-Fifth Guam Legislature**

Chairman, Committee on Land, Agriculture, Military Affairs and the Arts

173 Aspinall Avenue, Hagåtña, Guam 96910  
Suite 108A • Ada Plaza Center  
Phones (671) **479 8261 / 62 / 63 / 64**  
Facsimile (671) **472 8223**

**Friday, November 3, 2000**  
**9:00 am**  
**Legislature's Public Hearing Room**

## AGENDA

- I. Opening Remarks**
- II. Bill No. 253 (COR): AN ACT AUTHORIZING THE CHAMORRO LAND TRUST COMMISSION, OR ITS DESIGNATED REPRESENTATIVE, TO ENTER INTO A GENERAL LEASE FOR THE COMMERCIAL DEVELOPMENT OF OKA POINT.**
- III. Bill No. 491 (COR): AN ACT TO AUTHORIZE *IMAGA'LAHEN GUAHAN* TO EXCHANGE A PORTION OF GOVERNMENT OF GUAM PROPERTY DESIGNATED AS LOT NO. 10120-R16, DEDEDO ON A VALUE FOR VALUE BASIS WITH LOT NO. 147, BLOCK 20, AGANA.**
- IV. Bill No. 496 (COR): AN ACT TO AMEND §80103 OF TITLE 21 OF THE GUAM CODE ANNOTATED, RELATIVE TO REDUCING THE QUORUM OF THE ANCESTRAL LANDS COMMISSION FROM SIX(6) MEMBERS TO FOUR(4) MEMBERS.**
- V. Bill No. 499 (COR): AN ACT TO REPEAL SUBSECTION (C) OF SECTION 4 OF PUBLIC LAW 22-79.**
- VI. Adjournment**



Senator

**Marcel G. Camacho**

**Chairman, Committee on Land,  
Agriculture,  
Military Affairs and the Arts**



155 Hesler St. Hagåtña, GU 96910-Phone: 479-8261~4-Fax: 472-8223

**PUBLIC HEARING**

**Friday, November 3, 200, 9:00 AM**

**Legislative Public Hearing Room**

**AGENDA**

**Bill No. 253 (COR):** AN ACT AUTHORIZING THE CHAMORRO LAND TRUST COMMISSION, OR ITS DESIGNATE REPRESENTATIVE, TO ENTER INTO A GENERAL LEASE FOR THE COMMERCIAL DEVELOPMENT OF OKA POINT.

**Bill No. 491 (COR):** AN ACT TO AUTHORIZE I MAGA'LAHEN GUAHAN TO EXCHANGE A PORTION OF GOVERNMENT OF GUAM PROPERTY DESIGNATED AS LOT NO. 10120-R16, DEDEDO ON A VALUE FOR VALUE BASIS WITH LOT NO. 147, BLOCK 20, AGANA.

**Bill No. 496 (COR):** AN ACT TO AMEND §80103 OF TITLE 21 OF THE GUAM CODE ANNOTATED, RELATIVE TO REDUCING THE QUORUM OF THE ANCESTRAL LANDS COMMISSION FROM SIX (6) MEMBERS TO FOUR (4) MEMBERS.

**Bill No. 499 (COR):** AN ACT TO REPEAL SUBSECTION (c) OF SECTION 4 OF PUBLIC LAW 22-79.

*THE PUBLIC IS ENCOURAGED TO ATTEND*


*FSV 10/27*

Handwritten: OCT 26 2000

**MINA'BENTE SINGKO NA LIHESLATURAN GUÅHAN  
2000 (SCEOND) Regular Session**

Bill No. 499 (COR)

Introduced by:

M.G. Camacho 

---

**AN ACT TO REPEAL SUBSECTION (C ) OF SECTION  
4 OF PUBLIC LAW 22-79.**

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

**Section 1. Legislative Findings.** I Mina' Bente Singko Na Liheslaturan Guåhan finds that modern technology now exist that will make the need for permanent concrete monuments at each survey point obsolete. With the use of Global Positioning Station, and available hand-held computer technology, anyone could locate the survey points within a high degree of accuracy. The requirement to have permanent concrete monuments at each point of the survey also makes the cost of the project prohibitive. Mr. Roy P. Duenas had a land exchange approved by the Twenty-second Guam Legislature. Public Law 22-97:4:( c ) required such permanent concrete monuments at each survey point. This is an unusual survey mandate.

**Section 2. Repeal.** Subsection (c ) of Section 4 of Public Law 22-79 is repealed.




Handwritten text at the top right of the page.

OCT 26 2000

**MINA'BENTE SINGKO NA LIHESLATURAN GUÅHAN  
2000 (SCEOND) Regular Session**

Bill No. 499 (COR)

Introduced by:

M.G. Camacho 

---

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