

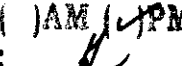


Office of the Governor of Guam

P.O. Box 2950 Hagåtña, Guam 96932
TEL: (671) 472-8931 • FAX: (671) 477-4826 • EMAIL: governor@mail.gov.gu

Office of the Speaker
VICENTE C. PANGELINAN

JUL 01 2004

TIME: 4:50 () AM / (✓) PM
RECEIVED BY: 

Felix Perez Camacho
Governor

Kaleo Scott Moylan
Lieutenant Governor

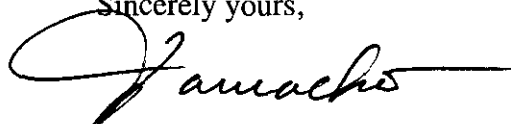
01 JUL 2004

The Honorable Vicente C. Pangelinan
Speaker
Mina' Bente Siete Na Liheslaturan Guåhan
155 Hessler Street
Hagåtña, Guam 96910

Dear Mr. Speaker:

Transmitted herewith is Bill No. 292 (COR), "AN ACT TO *AMEND* SECTION 9 OF PUBLIC LAW NUMBER 26-80, RELATIVE TO ALLOWING THE GUAM MEMORIAL HOSPITAL AUTHORITY TO USE MONIES FROM THE HEALTH SECURITY TRUST FUND SPECIFICALLY FOR PHARMACEUTICAL AND MEDICAL SUPPLY PAYMENTS," which I signed into law on June 25, 2004 as **Public Law No. 27-98**.

Sincerely yours,



FELIX P. CAMACHO
I Maga' Låhen Guåhan
Governor of Guam

Attachment: copy attached of signed bill

cc: The Honorable Tina Rose Muna-Barnes
Senator and Legislative Secretary

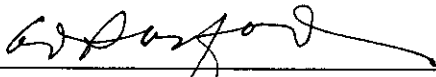
I MINA'BENTE SIETE NA LIHESLATURAN GUÅHAN
2004 (SECOND) Regular Session

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

This is to certify that Bill No. 292 (COR), "AN ACT TO AMEND SECTION 9 OF PUBLIC LAW NUMBER 26-80, RELATIVE TO ALLOWING THE GUAM MEMORIAL HOSPITAL AUTHORITY TO USE MONIES FROM THE HEALTH SECURITY TRUST FUND SPECIFICALLY FOR PHARMACEUTICAL AND MEDICAL SUPPLY PAYMENTS," was on the 18th day of June, 2004, duly and regularly passed.

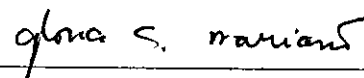
Attested:

vicente (ben) c. pangelinan
Speaker



Antoinette (Toni) D. Sanford
Senator and Acting Legislative Secretary

.....
This Act was received by I Maga'lahaen Guåhan this 21st day of June, 2004,
at 4:30 o'clock P.M.



Assistant Staff Officer
Maga'lahaen's Office

APPROVED:



FELIX P. CAMACHO
I Maga'lahaen Guåhan

Date: 6/25/04

Public Law No. 27-98

I MINA'BENTE SIETE NA LIHESLATURAN GUÅHAN
2004 (SECOND) Regular Session

Bill No. 292 (COR)
As amended.

Introduced by:

L. A. Leon Guerrero
F. B. Aguon, Jr.
J. M.S. Brown
F. R. Cunliffe
C. Fernandez
Mark Forbes
L. F. Kasperbauer
R. Klitzkie
L. A. Leon Guerrero
J. A. Lujan
v. c. pangelinan
T. R. Muña Barnes
J. M. Quinata
R. J. Respicio
Toni Sanford
Ray Tenorio

AN ACT TO AMEND SECTION 9 OF PUBLIC LAW
NUMBER 26-80, RELATIVE TO ALLOWING THE GUAM
MEMORIAL HOSPITAL AUTHORITY TO USE MONIES
FROM THE HEALTH SECURITY TRUST FUND
SPECIFICALLY FOR PHARMACEUTICAL AND MEDICAL
SUPPLY PAYMENTS.

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. Legislative Findings and Intent. In Public Law 25-187, I
3 *Lihselaturan Guåhan* established the Health Security Trust Fund in which
4 approximately fifty percent (50%) of the proceeds of the sale of the Guam
5 Economic Development and Commerce Authority Tobacco Settlement Asset-

1 Backed Bonds, Series 2001A and Series 2001B have been deposited. Two (2)
2 Sub-accounts were established on June 21, 2001, within the Health Security
3 Trust Fund: the Series 2001A Sub-account, with a total of Four Million Nine
4 Hundred Eleven Thousand Two Hundred Thirty-Six Dollars and Thirty Cents
5 (\$4,911,236.30) on deposit; and the Series 2001B Sub-account, with a total of
6 Five Million Eight Hundred Twenty-Eight Thousand Seven Hundred Forty
7 Dollars and Forty-Five Cents (\$5,828,740.45) on deposit. Public Law Number
8 26-35 appropriated the sum of Two Million Four Hundred Thousand Dollars
9 (\$2,400,000) from the Series 2001A Sub-account of the Health Security Trust
10 Fund to the Guam Memorial Hospital Authority (GMHA) to be used
11 exclusively for prior years' vendor payment obligations, as well as vendor
12 payments for Fiscal Year 2002. According to Guam Memorial Hospital
13 records, the amount appropriated has been expended as per the intent of the
14 Law.

15 Public Law Number 26-80 appropriated the sum of Two Million Five
16 Hundred Thousand Dollars (\$2,500,000) from the Series 2001A Sub-account of
17 the Health Security Trust Fund to the GMHA to be used exclusively for
18 capital expenses. A letter provided to *I Liheslaturan Guåhan* by GMHA on May
19 6, 2004, reports that some of these monies have been encumbered for capital
20 improvement projects at the Guam Memorial Hospital from the Health
21 Security Trust Fund. The letter further states that any ongoing capital
22 improvement projects encumbered at the Guam Memorial Hospital by the
23 Health Security Trust Fund will be funded by the 2004 Compact Impact Fund
24 money.

1 According to the Guam Memorial Hospital Authority and the Guam
2 Economic Development and Commerce Authority, there is a remaining
3 balance in the Series 2001A Health Security Trust Fund of Nine Hundred
4 Eighty-Six Thousand Five Hundred Thirty-Two Dollars and Forty Cents
5 (\$986,532.40) and represents the unexpended balance of the appropriation in
6 Public Law 26-80.

7 Presently, GMHA is experiencing a shortfall in its current budget for
8 operating expenses, specifically in the areas of pharmaceutical and medical
9 supplies, which have yet to be addressed by any transfers from *I Maga'laha*
10 *Guåhan*. These services and supplies are critical in the day to day operations
11 of the Guam Memorial Hospital and should have been resolved by
12 management months ago.

13 Therefore, it is the intent of *I Liheslaturan Guåhan* to provide the Guam
14 Memorial Hospital some financial relief by amending Section 9 of Public Law
15 26-80 to appropriate the balance of the Series 2001A of the Health Security
16 Trust Fund to the Guam Memorial Hospital Authority specifically for
17 pharmaceutical and medical supply vendor payments.

18 **Section 2. Section 9 of Public Law 26-80 is hereby *amended* to read:**

19 **“Section 9. GMHA Appropriation for Capital Expenses,**
20 **Pharmaceutical and Medical Supply Payments.**

21 a) Pursuant to Public Law Number 25-187, as *amended*, and
22 notwithstanding any other provision of law, the sum of One Million
23 Five Hundred Thirteen Thousand Four Hundred Sixty-Seven Dollars
24 and Sixty Cents (\$1,513,467.60) is hereby appropriated from the Series

1 2001A Sub-account of the Health Security Trust Fund to GMHA to be
2 used *exclusively* for capital expenses.

3 b) The sum of Nine Hundred Eighty-Six Thousand Five Hundred
4 Thirty-Two Dollars and Forty Cents (\$986,532.40) is hereby
5 appropriated from the Series 2001A Sub-account of the Health Security
6 Trust Fund to GMHA to be used *exclusively* for pharmaceutical and
7 medical supply payments.”

8 **Section 3. Severability.** *If any provision of this Act or its application to*
9 *any person or circumstances is found to be invalid or contrary to law, such*
10 *invalidity shall not affect other provisions or applications of this Act which*
11 *can be given effect without the invalid provisions or applications, and to this*
12 *end the provisions of this Act are severable.*



FRANK B. AGUON, JR.

Vice Speaker

June 9, 2004

The Honorable ben c. pangelinan
Speaker, *I Mina' Bente Siete Na Liheslaturan Guahan*
155 Hesler Street
Hagåtña, Guam 96910

Via: Honorable Senator Lou Leon Guerrero, Committee on Rules & Health

Dear Speaker pangelinan:

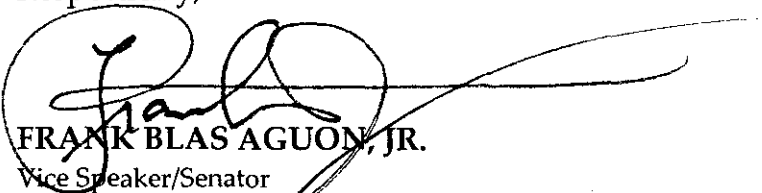
The Committee on Appropriations and Budgeting, General Governmental Operations, Reorganization and Reform, to which was referred, Bill No. 292(COR) "An Act Amend Public Law Section 9 Of Public Law 26-80 Relative To Allowing The Guam Memorial Hospital To Use Monies From The Health Security Trust Fund Specifically For Pharmaceutical And Medical Supply Payments", has had the same under consideration, and now wishes to report back the same with the recommendation TO DO PASS.

The voting record is as follows:

TO PASS	<u>5</u>
NOT TO PASS	<u>Ø</u>
TO ABSTAIN DUE TO POTENTIAL CONFLICT	<u>Ø</u>
TO PLACE IN INACTIVE FILE	<u>Ø</u>

Copies of the Committee Report and other pertinent documents are attached. Thank you for your attention to this matter. **Dangkolo' Na Si Yu'os Ma'ase.**

Respectfully,


FRANK BLAS AGUON, JR.
Vice Speaker/Senator
I Mina' Bente Siete Na Liheslaturan Guahan

Respetu Para Todu (*Respect for All*)

I Mina Bente-Siete Na Liheslaturan Guahan * Twenty-Seventh Guam Legislature
Suite 101-A * Ada's Commercial and Professional Center * 118 East Marine Drive * Hagåtña, Guam 96910
Phone (671) 479-4GUM (4486/4828) * Fax (671) 479-4827





FRANK B. AGUON, JR.

Vice Speaker

June 9, 2004

MEMORANDUM

TO: Members, Committee on Appropriations and Budgeting, General Governmental Operations, Reorganization and Reform

FROM: Vice Speaker Frank B. Aguon, Jr. Chairman, Committee on Appropriations and Budgeting, General Governmental Operations, Reorganization and Reform

SUBJECT: Committee Report – Bill No. 292(COR)

Transmitted herewith for your information and action is the report on Bill No. 292(COR) "An Act Amend Public Law Section 9 Of Public Law 26-80 Relative To Allowing The Guam Memorial Hospital To Use Monies From The Health Security Trust Fund Specifically For Pharmaceutical And Medical Supply Payments", from the Committee on Appropriations and Budgeting, General Governmental Operations, Reorganization and Reform.

This memorandum is accompanied by the following:

1. Committee Voting Sheet
2. Committee Report
3. Bill No. 292(COR)
4. Public Hearing Sign-in Sheet
5. Notice of Public Hearing

Please take the appropriate action on the attached voting sheet. Your attention and cooperation in this matter is greatly appreciated.

Should you have any questions regarding the report or accompanying documents, please do not hesitate to contact me. **Dangkolo' Na Si Yu'os Ma'ase.**

Respectfully,


FRANK BLAS AGUON, JR.

Vice Speaker/Senator

I Mina' Bente Siete Na Liheslaturan Guåhan

Respetu Para Todu (Respect for All)

I Mina Bente-Siete Na Liheslaturan Guåhan * Twenty-Seventh Guam Legislature
Suite 101-A * Ada's Commercial and Professional Center * 118 East Marine Drive * Hagåtña, Guam 96910
Phone (671) 479-4GUM (4486/4828) * Fax (671) 479-4827





FRANK B. AGUON, JR.

Vice Speaker

Committee on Appropriations and Budgeting, General Governmental Operations, Reorganization and Reform

VOTING SHEET

Bill No. 292(COR) - "An Act Amend Public Law Section 9 Of Public Law 26-80 Relative To Allowing The Guam Memorial Hospital To Use Monies From The Health Security Trust Fund Specifically For Pharmaceutical And Medical Supply Payments"

Committee Members	To Pass	Not to Pass	To Abstain due to potential Conflict	To place in Inactive File
 FRANK B. AGUON, JR. 4/09/04 Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
ANTOINETTE D. SANFORD Vice Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 LOU LEON GUERRERO Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TINA R. MUÑA-BARNES Member	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
JOHN M. QUINATA Member	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 RORY J. RESPICIO Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 CARMEN FERNANDEZ Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
MARK FORBES Member	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
LAWRENCE F. KASPERBAUER Member	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Respetu Para Todu (Respect for All)





FRANK B. AGUON, JR.

Vice Speaker

I MINA' BENTE SIETE NA LIHESLATURAN GUÅHAN

Committee on Appropriations and Budgeting,
General Governmental Operations,
Reorganization and Reform

**VICE SPEAKER FRANK B. AGUON, JR.
CHAIRMAN**

Committee Report
On
Bill No. 292 (COR)

**AN ACT AMEND PUBLIC LAW SECTION 9 OF PUBLIC LAW 26-80
RELATIVE TO ALLOWING THE GUAM MEMORIAL HOSPITAL TO USE
MONIES FROM THE HEALTH SECURITY TRUST FUND SPECIFICALLY
FOR PHARMACEUTICAL AND MEDICAL SUPPLY PAYMENTS.**



Respetu Para Todu (Respect for All)

I Mina Bente-Siete Na Liheslaturan Guåhan * Twenty-Seventh Guam Legislature
Suite 101-A * Ada's Commercial and Professional Center * 118 East Marine Drive * Hagåtña, Guam 96910
Phone (671) 479-4GUM (4486/4828) * Fax (671) 479-4827



I. OVERVIEW

The Committee on Appropriations and Budgeting, General Governmental Operations, Reorganization and Reform to which was referred Bill No. 292 (COR) held a public hearing at 9:30 a.m. on Friday, June 4, 2003 in the Public Hearing Room, *I Liheslaturan Guåhan*. A paid ad was publicized on page 20, Pacific Daily News on Friday, May 28, and Thursday, June 3, 2004.

Senators present at the public hearing were:

Vice-Speaker Frank Blas Aguon, Jr., Chairman
Senator John Quinata
Speaker vicente pangelinan
Senator Joanne Brown
Senator Robert Klitzkie
Senator Jesse Lujan

II. SUMMARY OF TESTIMONY

William McMillan, Administrator, Guam Memorial Hospital, submitted written (see attached) testimony in support of Bill No. 292 (COR). Mr. McMillan thanks the authors for the initiative and looks forward to an expeditious passage into law.

III. FINDINGS AND RECOMMENDATION

The Committee on Appropriations and Budgeting, General Governmental Operations, Reorganization and Reform finds that the Guam Memorial Hospital serves as the island's only civilian hospital. As such, GMH must provide services to all without respect to ability to pay. This, however, places an undue financial burden on the hospital when payment for services cannot be collected. As a result, GMH is experiencing a deficit in their current budget for operating expenses. The Committee further finds that Bill No. 292 (COR) will help address the budgetary shortfall by providing funding to specifically pay for pharmaceutical and medical supplies that are necessary for day-to-day operations.

Accordingly, the Committee on Appropriations and Budgeting, General Governmental Operations, Reorganization and Reform, to which Bill 292(COR) was referred does hereby submit its findings and recommendations to *I Mina Bente Siete Na Liheslaturan Guåhan* TO DO PASS Bill No. 292 (COR), ~~as amended:~~ "An Act Amend Public Law Section 9 Of Public Law 26-80 Relative To Allowing The Guam Memorial Hospital To

Use Monies From The Health Security Trust Fund Specifically For Pharmaceutical And Medical Supply Payments.”

- Attachments:
1. Written Testimony
 - a. Bill McMillan
 2. Witness Sign-In Sheet
 3. Paid Advertisement
 4. Bill No. 292 (COR)



**Guam Memorial Hospital Authority
Aturidåt Espetåt Mimuriåt Guåhan**

850 GOV. CARLOS CAMACHO ROAD
OKA, TAMUNING, GUAM 96911
TEL: 647-2444 or 647-2330
FAX: (671) 849-0145



**Testimony Submitted In Support of Bill 292
AN ACT TO AMEND PUBLIC LAW SECTION 9 OF PUBLIC LAW 26-80 RELATIVE
TO ALLOWING THE GUAM MEMORIAL HOSPITAL TO USE MONIES FROM THE
HEALTH SECURITY TRUST FUND SPECIFICALLY FOR PHARMACEUTICAL AND
MEDICAL SUPPLY PAYMENTS.**

Greetings Mr. Speaker, Vice-Speaker, members of *I Liheslaturan Guåhan* and citizens of the island of Guam. Thank you for the opportunity to present testimony regarding this bill introduced by Senators Lou Leon Guerrero and Frank B. Aguon.

On behalf of the Guam Memorial Hospital Authority (GMHA), I thank the senators and supporters of this bill for their continued consideration of the hospital's financial needs. Bill 292, in particular, demonstrates the much needed legislative support to meet the current financial crisis at the hospital, and it is with great appreciation that this testimony of full support is submitted.

The management, staff, and stakeholders of the Guam Memorial Hospital, along with the broader healthcare community, thank you for this initiative. We look forward to its expeditious passage into law so that outstanding debts to vendors can be paid immediately and future stocks of needed pharmaceuticals more readily stocked.

Respectfully,

William I. McMillan
CEO/Administrator

WIM:llg

