



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

Felix P. Camacho
Governor

Michael W. Cruz, M.D.
Lieutenant Governor

11 SEP 2007

The Honorable Mark Forbes
Speaker
Mina' Bente Nuebi Na Liheslaturan Guåhan
155 Hessler Street
Hagåtña, Guam 96910

29-07-0845
Office of the Speaker
MARK FORBES
Date: 9/11/07
Time: 4:30
Rec'd by: [Signature]
Print Name: Liz Quiñcho

Dear Mr. Speaker:

Transmitted herewith is Bill No. 57(EC), "AN ACT TO AMEND §80104(c) AND TO REPEAL AND REENACT §80107.1 OF CHAPTER 80 OF TITLE 10 OF THE GUAM CODE ANNOTATED, RELATIVE TO PROCUREMENT AT THE GUAM MEMORIAL HOSPITAL AUTHORITY" which I signed into law on September 7, 2007 as Public Law 29-14.

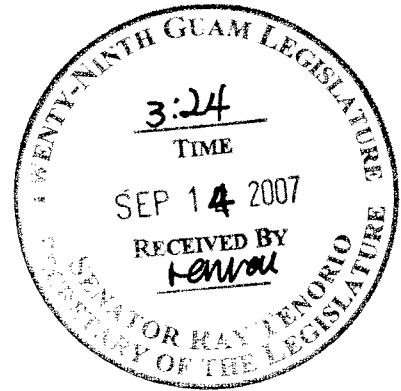
Sinseru yan Magåhet,

[Signature of Felix P. Camacho]

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

Attachment: copy of Bill

cc: The Honorable Ray Tenorio
Senator and Legislative Secretary



2007 SEP 17 09:11:21

Doc. # 845

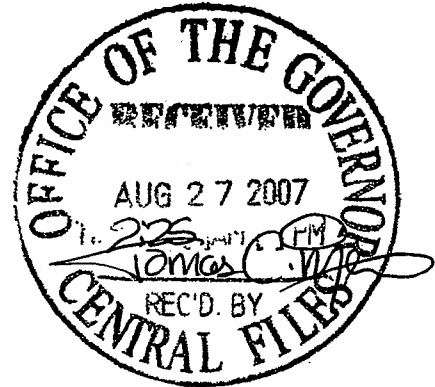
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MINA' BENTE NUEBI NA LIHESLATURAN GUÅHAN
TWENTY-NINTH GUAM LEGISLATURE
155 Hessler Place, Hagåtña, Guam 96910

August 27, 2007

The Honorable Felix P. Camacho
I Maga'lahaen Guåhan
Ufisinan I Maga'lahi
Hagåtña, Guam 96910



Dear *Maga'lahi* Camacho:

Transmitted herewith are Bill Nos. 3(LS), 6(LS), 27(EC), 53(EC), 57(EC), 60(EC), 61(EC), 62(EC), 100(LS) and Substitute Bill Nos. 2(LS), 17(EC), 22(EC), 40(EC), 52(EC), 97(LS) & 112(EC) which were passed by *I Mina'Bente Nuebi Na Liheslaturan Guåhan* on August 23, 2007.

Sincerely,

RAY TENORIO

Senator and Secretary of the Legislature

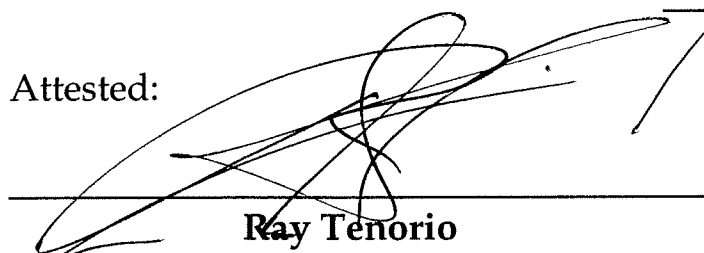
Enclosures (16)

I MINA'BENTE NUEBI NA LIHESLATURAN GUÅHAN
2007 (FIRST) Regular Session

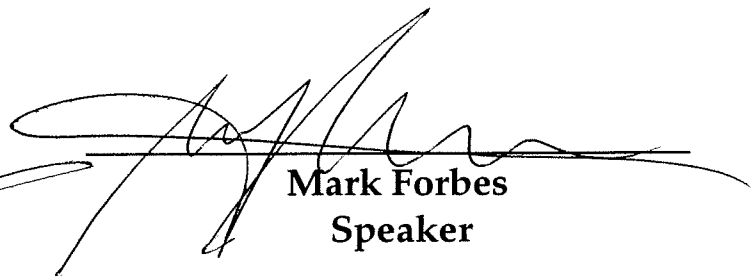
CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

This is to certify that Bill No. 57 (EC), "AN ACT TO AMEND §80104(c) AND TO REPEAL AND REENACT §80107.1 OF CHAPTER 80 OF TITLE 10 OF THE GUAM CODE ANNOTATED, RELATIVE TO PROCUREMENT AT THE GUAM MEMORIAL HOSPITAL AUTHORITY," was on the 23rd day of August 2007, duly and regularly passed.

Attested:




Ray Tenorio
Senator and Secretary of the Legislature



Mark Forbes
Speaker

This Act was received by *I Maga'lahaen Guåhan* this 27th day of Aug, 2007, at
2:25 o'clock P.M.



Assistant Staff Officer
Maga'lahaen's Office

APPROVED:



FELIX P. CAMACHO
I Maga'lahaen Guåhan

Date: 7 Sept. 2007

Public Law No. 29-14

I MINA'BENTE NUEBI NA LIHESLATURAN GUÁHAN
2007 (FIRST) Regular Session

Bill No. 57 (EC)

As amended.

Introduced by:

Frank F. Blas, Jr.
Tina Rose Muña Barnes
James V. Espaldon
Edward J.B. Calvo
Mark Forbes
Judith Paulette Guthertz
Frank T. Ishizaki
J. A. Lujan
A. B. Palacios, Sr.
v. c. pangelinan
R. J. Respicio
David L.G. Shimizu
Ray Tenorio
A. R. Unpingco
J. T. Won Pat

AN ACT TO AMEND §80104(c) AND TO REPEAL AND REENACT §80107.1 OF CHAPTER 80 OF TITLE 10 OF THE GUAM CODE ANNOTATED, RELATIVE TO PROCUREMENT AT THE GUAM MEMORIAL HOSPITAL AUTHORITY.

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

2 **Section 1. Legislative Findings and Intent.** Presently, Guam Memorial
3 Hospital Authority (GMHA) is required to have *sole* source procurement
4 documents signed by the GMHA Board Chair, which creates delays in procuring
5 critically needed items and requires the Chair to participate in routine operations.
6 “Sole Source” procurements permit GMHA to benefit from federally negotiated
7 prices *or* direct purchases from the manufacturer *or* authorized distributors.
8 There are clearly defined and documented guidelines to determine eligibility for

1 “sole source” designation.

2 GMHA has been attempting to recruit a Chief Financial Officer since the
3 departure of the previous incumbent, and has received five (5) applications.
4 Unfortunately, none of the applicants were eligible because of the position’s legal
5 requirement for lengthy work experience.

6 **Section 2.** §80104(c) of Chapter 80 of Title 10 Guam Code Annotated is
7 hereby *amended* to read as follows:

8 “(c) Acquire, subject to the laws of Guam, by grant, purchase, gift,
9 devise *or* lease, and hold and use any real property necessary *or* convenient
10 *or* useful for the carrying on of any of its powers pursuant to the provisions
11 of this Article; upon written certification of the Administrator, that specified
12 and specialized medical equipment and related supplies are needed
13 immediately for the health and welfare of the patients of the Hospital in
14 particular, and the people of Guam in general, the Guam Memorial Hospital
15 Authority *shall* be exempt from the provisions of §§5210 and 5211 of Title
16 5, Guam Code Annotated, in the acquisition of the medical equipment and
17 related supplies specified in such written certification of the Administrator;
18 provided, that the Hospital *shall* use its best judgment and efforts to secure
19 the best equipment and supplies at the lowest cost, utilizing businesses
20 licensed to do business on Guam whenever possible.”

21 **Section 3.** §80107.1. of Chapter 80 of Title 10 Guam Code Annotated is
22 *amended* to read:

23 “§80107.1. **Chief Financial Officer.** (a) The position of Chief
24 Financial Officer is established within the Guam Memorial Hospital
25 Authority. The Chief Financial Officer *shall* meet the following minimum
26 qualifications:

1 (i) Possession of a Certified Public Accountant (CPA)
2 certificate in the United States and a Bachelor's degree in Health
3 Services Management (HSM) *or* health related work experience, plus
4 one (1) year supervisory experience; or

5 (ii) Graduation from a recognized college *or* university with
6 a Master's degree in accounting, finance, economics, business
7 administration *or* a related field, plus four (4) years experience as an
8 administrator for general accounting and fiscal services of which one
9 (1) year must be management-level fiscal experience in a hospital *or*
10 health care facility; or

11 (iii) Graduation from a recognized college *or* university with
12 a Bachelor's degree in accounting finance, economics, business
13 administration *or* a related field, plus five (5) years as an administrator
14 responsible for general accounting and fiscal services of which two
15 (2) years must be management-level fiscal experience in a hospital *or*
16 health care facility; and

17 (iv) *shall* have experience in negotiating contracts with
18 external parties, including third party payers, vendors, insurance
19 carriers and other contracting parties.”