

I MINA'TRENTA NA LIHESLATURAN GUÅHAN
2009 (FIRST) Regular Session

February 23, 2009

(Reconvening of February 17, 18, 19, 20, 2009)

~~(Reconvening of February 16, 2009)~~

- (i) **Call to order;**
- (ii) **Prayer by the Chaplain; ~~(DELAYED)~~**
- (iii) **Recitation of *Inifresi*; ~~(DELAYED)~~**
- (iv) **Singing of the Guam Hymn in Chamorro; ~~(DELAYED)~~**
- (v) **Singing of the National Anthem; ~~(DELAYED)~~**
- (vi) **Roll call;**
- (vii) **Call for approval of the Legislative Journal: ~~1-9-09 dj~~**
- (viii) **Communications and petitions; ~~There are~~**
- (ix) **Messages from the Governor; ~~There are~~**
- (x) **Reports of Standing Committees; ~~There are~~**
- (xi) **Reports of Select Committees; ~~None~~**
- (xii) **Introduction and first reading of bills and resolutions: ~~Bill No. 42(COR) to Bill No. 63(COR); Resolution No. 8 (COR) to Resolution 42(COR); Committee on Rules Certificates 4 to 21; Bill No. 64(LS); Bill No. 65(LS) to Bill No. 67(LS); Resolution No. 43(LS) to Resolution No. 44(LS); Bill No. 68(LS) to Bill No. 71(LS); Bill No. 72(LS) to Bill No. 73(LS); Resolution No. 45(LS) to Resolution No. 46(LS); Bill No. __ (LS) to Bill No. __ (LS); Resolution No. __ (LS) to Resolution No. __ (LS)~~**
- (xiii) **Motions;**

(xiv) Legislative Concurrence; (WAIVED)

1. ~~From the Committee on Appropriations, Taxation, Banking, Insurance, Retirement & Land on the appointment of Mr. Danilo M. Rapadas to serve as a member of the Guam Banking and Insurance Board with the recommendation to do confirm.~~
2. ~~From the Committee on Appropriations, Taxation, Banking, Insurance, Retirement & Land on the appointment of Ms. Edelfrida Artero Ada to serve as a member of the Guam Banking and Insurance Board with the recommendation to do confirm.~~
3. ~~From the Committee on Economic Development, Health and Human Services, & Judiciary on the appointment of Dr. David L.G. Shimizu to serve as Director, Department of Mental Health & Substance Abuse with the recommendation to do confirm.~~
4. ~~From the Committee on Economic Development, Health and Human Services, & Judiciary on the appointment of Mr. Francis P. Camacho to serve as a member of the Guam Economic Development Authority Board of Directors with the recommendation to do confirm.~~
5. ~~From the Committee on Economic Development, Health and Human Services, & Judiciary on the appointment of Mr. Arnold C. Jose to serve as a member of the Guam Economic Development Authority Board of Directors with the recommendation to do confirm.~~
6. ~~From the Committee on Municipal Affairs, Aviation, Housing & Recreation on the appointment of Mr. Jose Guevara to serve as a member of the Guam Housing & Urban Renewal Authority Board with the recommendation to do confirm.~~
7. ~~From the Committee on Education on the appointment of Mr. Marcos Fong to serve as a member of the University of Guam Board of Regents with the recommendation to do confirm.~~
8. ~~From the Committee on Education on the appointment of Ms. Gina Ramos to serve as a member of the Guam Community College Board of Trustees with the recommendation to do confirm.~~
9. ~~From the Committee on Guam Military Buildup and Homeland Security on the appointment of Mr. Dennis Santo Tomas to serve as Director of Customs & Quarantine Agency.~~

(xv) Consent Calendar; *

*Through motion that all commendatory, congratulatory and condolence resolutions and legislative certificates introduced today and remainder of this legislative session be considered first read and adopted; to allow Senators and the Legal Counsel to make technical correction and to add all Senators as co-sponsors.

(xvi) Second Reading File;

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| 1. Bill No. 51(COR) (Com. of the Whole con't.) | 9. Bill No. 23(LS) |
| 2. Bill No. 37(COR) | 10. Bill No. 35(COR) |
| 3. Bill No. 34(COR) | 11. Bill No. 41(LS) |
| 4. Resolution No. 13(COR) | 12. Bill No. 42(COR) |
| 5. Resolution No. 15(COR) | 13. Bill No. 43(COR) |
| 6. SBill No. 2(LS) | 14. Bill No. 44(COR) |
| 7. SBill No. 9 (LS) | 15. Bill No. 46(COR) |
| 8. SBill No. 11(LS) | |

(xvii) Consideration of the Daily File: (WAIVED)

(1) Third Reading File; and

(2) Voting File;

2-17-09

1. On the appointment of Mr. Danilo M. Rapadas to serve as a member of the Guam Banking and Insurance Board ;
2. On the appointment of Ms. Edelfrida Artero Ada to serve as a member of the Guam Banking and Insurance Board;
3. On the appointment of Dr. David L.G. Shimizu to serve as Director, Department of Mental Health & Substance Abuse;
4. On the appointment of Mr. Francis P. Camacho to serve as a member of the Guam Economic Development Authority Board of Directors;
5. On the appointment of Mr. Arnold C. Jose to serve as a member of the Guam Economic Development Authority Board of Directors;
6. On the appointment of Mr. Jose Guevara to serve as a member of the Guam Housing & Urban Renewal Authority Board;
7. On the appointment of Mr. Marcos Fong to serve as a member of the University of Guam Board of Regents;
8. On the appointment of Ms. Gina Ramos to serve as a member of the Guam Community College Board of Trustees;
9. On the appointment of Mr. Dennis Santo Tomas to serve as Director of Customs & Quarantine Agency.

(xviii) Brief extension of remarks; (WAIVED)

(xix) Announcements; and

(xx) Adjournment.

SECOND READING FILE

Bill No. 2 (LS) by J. T. Won Pat, Ed.D. T. R. Muña-Barnes

AN ACT TO *ADD* A NEW CHAPTER 11 TO DIVISION 2 OF TITL E 17 GUAM CODE ANNOTATED RELATIVE TO AUTHORIZING THE SUPERINTENDENT OF EDUCATION TO ESTABLISH A PUBLIC CORPORATION FOR THE PURPOSE OF ADVANCING EXCELLENCE IN EDUCATION. THIS ACT SHALL BE KNOWN AS THE “FOUNDATION FOR PUBLIC EDUCATION ACT OF 2009.”

Bill No. 9 (LS) – by Ray Tenorio

As substituted by the Committee

AN ACT TO ADD A NEW CHAPTER 48 TO TITLE 9, GUAM CODE ANNOTATED RELATIVE TO NOTIFICATION OF BREACHES OF PERSONAL INFORMATION.

Bill No. 11 (LS) – by Ray Tenorio

As substituted by the Committee

AN ACT TO ADD A NEW ARTICLE 3 TO CHAPTER 70 OF 9GCA RELATIVE TO LASER SAFETY.

Bill No. 23 (LS) – by J. V. Espaldon, T. R. Muña Barnes

AN ACT TO *REPEAL* CHAPTER 41 OF TITLE 22, GUAM CODE ANNOTATED, RELATIVE TO THE GUAM BOXING AND WRESTLING COMMISSION; TO *ADD* A NEW CHAPTER 17 TO TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO “UNARMED COMBAT” AND ESTABLISHING THE GUAM [~~ATHLETIC~~] UNARMED COMBAT COMMISSION; AND, CITING THIS ACT AS THE “GUAM [~~ATHLETIC~~] UNARMED COMBAT COMMISSION ACT OF 2009”.

Bill No. 34 (COR) - v. c. pangelinan

AN ACT TO AMEND TITLE 2 GCA §2108 RELATIVE TO CONSIDERATION OF BILLS BEFORE THE LEGISLATURE

Bill No. 35 (COR) – by v. c. pangelinan

AN ACT TO REPEAL AND RE-ENACT SECTION 4 OF PUBLIC LAW 26-100 RELATIVE TO THE COMPOSITION AND DUTIES OF THE TASKFORCE AND THE RETURN OF TIYAN PROPERTIES.

Bill No. 37 (COR) – by Adolpho B. Palacios, Sr.

AN ACT TO RE-ENACT CHAPTER 6 OF TITLE 12 GCA, AND TO AMEND §4105 OF CHAPTER 4, TITLE 4 GCA RELATIVE TO RE-ESTABLISHING THE GUAM MASS TRANSIT AUTHORITY.

Bill No. 41 (LS) – by v. c. pangelinan, Tina Rose Muña Barnes

AN ACT TO AMEND SUBSECTION (a) AND TO ADD SUBSECTION (b) TO P.L. 24-33 SECTION 2 AND TO AMEND §77301, §77302, §77303, §77305, §77306, §77307 OF 12 GCA CHAPTER 77 ARTICLE 3 RELATIVE TO THE CONSTRUCTION OF SOCCER FACILITIES.

Bill No. 42 (COR) – by Judith T. Won Pat, Ed.D.

AN ACT TO AMEND SECTION 5 OF PUBLIC LAW 29-106; RELATIVE TO THE APPROPRIATION OF FIVE MILLION EIGHT HUNDRED THOUSAND DOLLARS (\$5,800,000.00) TO THE GUAM PUBLIC SCHOOL SYSTEM FOR TEXTBOOKS.

Bill No. 43 (COR) – by J. P. Guthertz, R.J. Respicio, B. J. F. Cruz

AN ACT TO AMEND TITLE 1 GUAM CODE ANNOTATED § 2301 (c) RELATIVE TO TASKING *I KUMISION GUÅHAN FINE'NANA* TO DETERMINE WHICH LAND THE FEDERAL GOVERNMENT MAY INTEND TO LEASE OR SUB-LEASE AND REPORT THEIR FINDINGS TO *I LIHESLATURA* AND *I MAGA'LAHI'*.

Bill No. 44 (COR) - R. J. Respicio

AN ACT TO ADD A NEW § 2109 TO CHAPTER 2 TITLE 2 GUAM CODE ANNOTATED RELATIVE TO REQUIRING *I LIHESLATURA* TO SUBMIT THE ANNUAL BUDGET FOR THE GOVERNMENT OF GUAM TO *I MAGA'LAHI'* BY NO LATER THAN AUGUST 31 PRIOR TO EACH FISCAL YEAR.

Bill No. 46 (COR) – by Adolpho B. Palacios, Sr.

AN ACT TO AMEND SUBSECTIONS 3101.(d) AND 3101.(o), CHAPTER 3, TITLE 16 GUAM CODE ANNOTATED TO PERMIT THE USE OF MOTORCYCLE LICENSES ISSUED BY ANY OTHER TERRITORY, COMMONWEALTH, OR STATE OF THE UNITED STATES PURSUANT TO §3101.(d),(o).

**SBill No. 51 (COR) – by the Committee on Rules, Com. of the Whole 2-17, 18, 19, 20-09
Natural Resources, and
Federal, Foreign & Micronesian
Affairs, By request of I Maga’lahen
Guåhan in accordance with the
Organic Act of Guam**

AN ACT TO ENACT ARTICLE 8 OF CHAPTER 51 OF TITLE 10 OF THE GUAM CODE ANNOTATED RELATIVE TO AUTHORIZING GOVERNMENT OF GUAM TO ISSUE SOLID WASTE MANAGEMENT SYSTEM REVENUE BONDS FOR THE PURPOSE OF FINANCING FACILITIES OF THE SOLID WASTE MANAGEMENT SYSTEM OF GUAM; APPROVING THE TERMS AND CONDITIONS OF THE ISSUANCE OF ONE OR MORE SERIES OF SUCH BONDS PURSUANT TO SUCH ARTICLE TO PAY THE COSTS OF A NEW LANDFILL AND THE CLOSURE OF THE ORDOT LANDFILL AND OTHER SYSTEM COSTS; AND TO ENACT ARTICLE 9 OF CHAPTER 51 OF TITLE 10 OF THE GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING GOVERNMENT OF GUAM TO ENTER INTO A LEASE AND A LEASE-BACK FOR THE PURPOSE OF FINANCING FACILITIES OF THE SOLID WASTE MANAGEMENT SYSTEM OF GUAM; APPROVING THE TERMS AND CONDITIONS OF SUCH LEASES PURSUANT TO SUCH ARTICLE TO PAY THE COSTS OF A NEW LANDFILL AND THE CLOSURE OF THE ORDOT LANDFILL AND OTHER SYSTEM COSTS.

Resolution No. 13 (COR) – by R. J. Respicio

Relative to adding a new Section 4.02.05 to Rule IV, “Convening and Sessions,” of *I Mina’Trenta na Liheslaturan Guåhan’s Otden Areklamento* (Thirtieth Guam Legislature’s Standing Rules) to increase transparency in the legislative process.

Resolution No. 15 (COR) – by R. J. Respicio, J. T. Won Pat, A. B. Palacios, J. P. Guthertz, B. J.F. Cruz, T. R. Muña Barnes, F. B. Aguon, Jr.

Relative to presenting an Agenda of Priority Concerns for Guam on Federal-territorial issues for proposed action to President Barack Obama and to the Congress of the United States.