LEGISLATIVE SESSION AGENDA I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN 2013 (FIRST) Regular Session

Speaker Antonio R. Unpingco Legislative Session Hall Legislative Day 7 April 22 23 25 29, 2013

(i)	Call to	order;
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- (ii) Prayer by the Chaplain;
- (iii) Recitation of *Inifresi*;
- (iv) Singing of the Guam Hymn in Chamorro;
- (v) Singing of the National Anthem;
- (vi) Roll call;
- (vii) Call for approval of the Legislative Journal;
 - March 25, 2013 April 1, 2013 Subject to Correction
- (viii) Communications and Petitions; There are
 - See attachment
- (ix) Messages from *I Maga'lahen Guåhan*; There are
 - See attachment
- (x) Reports of Standing Committees; There are
- (xi) Reports of Select Committees; None
- (xii) Introduction and First Reading of Bills and Resolutions;
 - Bill No. 72-32 (LS) to Bill No. 75-32 (LS)
 - Bill No. 76-32 (COR) to Bill No. 95-32 (COR)
 - Resolution No. 84-32 (LS) to Resolution No. 90-32 (LS)
 - Resolution No. 91-32 (COR) to Resolution No. 109-32 (COR)
- (xiii) Motions;
 - 1. VETOED BILL NO. 9-32 (COR) AN ACT TO *ADD* NEW §§ 58148, 58148.1, 58148.2, 58148.3 AND 58149; AND TO *AMEND* §§ 58126 AND 58115(c), ALL OF CHAPTER 58 OF TITLE 12, GUAM CODE ANNOTATED, RELATIVE TO ESTABLISHING THE QUALIFYING CERTIFICATE REVIEW BOARD, AND THE QUALIFYING CERTIFICATE ACCOUNTABILITY AND TRANSPARENCY WEBSITE; AND AMENDING CONFLICTS OF INTEREST PROVISIONS. Moved to Voting File 4/22/13.

(xiv) Legislative Concurrence;

- 1. The Committee on General Government Operations and Cultural Affairs hereby reports out the nomination of Concepcion Duenas to serve as Member of the Guam Parole Board, for a term of 4 years as defined by the Organic Act of Guam and the local laws applicable to the following position (per Governor's Letter), beginning on March 29, 2013, with the recommendation to do confirm **Moved to Voting File 4/22/13.**
- 2. The Committee on General Government Operations and Cultural Affairs hereby reports out the nomination of Goring T. Duenas to serve as Member of the Guam Parole Board, for a term of 4 years as defined by the Organic Act of Guam and the local laws applicable to the following position (per Governor's Letter), beginning on March 15, 2013, with the recommendation to do confirm. Moved to Voting File 4/22/13.
- 3. The Committee on General Government Operations and Cultural Affairs hereby reports out the nomination of John A. Smith to serve as Member of the Civil Service Commission, for a term of 6 years as defined by the Organic Act of Guam and the local laws applicable to the following position (per Governor's Letter), beginning on March 15, 2013, with the recommendation to do confirm. Moved to Voting File 4/22/13.
- 4. The Committee on Public Safety, Infrastructure and Maritime Transportation hereby reports out the nomination of Elyze McDonald Iriarte to serve as Member to the Guam Solid Waste Authority Board of Directors, at the Governor's Pleasure as defined by the Organic Act of Guam and the local laws applicable to the following position (per Governor's Letter), beginning on January 9, 2013, with the recommendation to do confirm. Moved to Voting File 4/22/13.
- The Committee on Municipal Affairs, Tourism, Housing and Hagåtña Restoration & Redevelopment Authority hereby reports out the nomination of Mayor Robert RDC Hofmann to serve as Member of the Guam Visitors Bureau Board of Directions, at the Pleasure of the Governor as defined by the Organic Act of Guam and the local laws applicable to the following position (per Governor's Letter), beginning on January 16, 2013, with the recommendation to do confirm. Moved to Voting File 4/22/13.
- 6. The Committee on Aviation, Ground Transportation, Regulatory Concerns, and Future Generations hereby reports out the nomination of Donald Taitano to serve as Member of the Cockpit License Board, for a term of 1 years as defined by the Organic Act of Guam and the local laws applicable to the following position (per Governor's Letter), beginning on January 25, 2013. Moved to Voting File 4/22/13.
- 7. The Committee on Aviation, Ground Transportation, Regulatory Concerns, and Future Generations hereby reports out the nomination of Pedro Perez Ada III to serve as Member of the Guam International Airport Board of Directors, for a term of 3 years as defined by the Organic Act of Guam and the local laws applicable to the following position (per Governor's Letter), beginning on February 11, 2013. Moved to Voting File 4/22/13.

(xv) Consent Calendar;

(xvi) Second Reading File;

1. Res. No. 98-32 (COR)
As amended by the author. Moved to Third Reading File 4/22/13.

Judith T. Won Pat, Ed.D., T. R. Muña Barnes

Relative to I Mina'Trentai Dos Na Liheslaturan Guåhan (the 32nd Guam Legislature) supporting the Coalition of Flight Attendant Unions, Federal Law Enforcement Officers Association, Coalition of Airline Pilots Associations, and the Federal Flight Deck Officers Association in their opposition of the Transportation Security Administration (TSA) policy change to allow knives and other dangerous items on board aircrafts; and to encourage the Secretary of Homeland Security (TSA)

to prohibit airplane passengers from bringing aboard a passenger aircraft any item that was prohibited as of March 1, 2013.

2. Bill No. 81-32

Pangelinan

AN ACT TO PROVIDE HEALTH INSURANCE TO GOVERNMENT OF GUAM EMPLOYEES AND RETIREES FOR FISCAL YEAR 2014

As substituted by the Committee on General Operations and Cultural Affairs and amended on the Floor.

Moved to Third Reading File 4/22/13.

File 4/22/13.

3. Bill No. Vicente (ber 77-32 Pangelinan,

AN ACT TO AMEND SECTION 68975 OF CHAPTER 68, ARTICLE 11, TITLE 21 OF THE GUAM CODE ANNOTATED RELATIVE TO THE DEVELOPMENT OF THE FARMER'S MARKET FACILITY BY THE FARMER'S COOPERATIVE ASSOCIATION OF GUAM, INC.

Public Debt, Legal Affairs, Retirement Public Parks, Recreation, Histori Preservation and Land and amended on the Floor.

Moved to Third Reading File 4/22/13.

V. Anthony Ada

AN ACT TO ADD A NEW §2228 TO CHAPTER 22 OF 15GCA RELATIVE TO INCLUDING DIGITAL ASSETS IN A DECEDENT'S ESTATE

4. Bill No.
72-32 (LS)
As amended on the Floor.

Moved to Third Reading File 4/22/13.

. Bill No. V. Anthony Ad **58-32**

AN ACT TO AMEND §§6602 AND 6603 AND TO RECODIFY §6603 TO §6121 ADD A NEW §6703 TO CHAPTER 6 OF 17GCA RELATIVE TO PROTECTION OF STUDENT INFORMATION

(COR)
As substituted by the Committee on Education, Public Library and

Moved to Third Reading File 4/22/13.

6. Bill No. 16-32 (COR)

Moved to Third Reading File 4/22/13. R.J. Respicio C.M. Duenas

AN ACT TO REZONE LOT 2181-4NEW-R1NEW-R2. LOT 2181-4NEW-R1NEW-2, LOT 2181-4NEW-1-1,LOT 2181-4NEW-1-2, LOT 2181-4NEW-1-3, LOT 2181-4NEW-1-4, LOT 2181-4NEW-1-R4 AND LOT NAVAL AIR STATION AGANA-21-R1 (AIRPORT PARCEL 4) IN THE MUNICIPALITY OF TIYAN. BARRIGADA FROM AGRICULTURAL ZONE (A) TO LIGHT INDUSTRIAL ZONE (M-1); AND TO CHANGE THE REFERENCE OF LIMITED INDUSTRIAL TO LIGHT INDUSTRIAL.

7. Bill No. 18-32

(COR)
As amended on the

Moved to Third Reading File 4/22/13. R.J. Respicio

AN ACT TO APPROPRIATE THE SUM OF THREE HUNDRED NINETY-TWO THOUSAND ONE HUNDRED SIXTY-TWO DOLLARS AND SEVENTEEN CENTS (\$392,162.17) FROM ANTICIPATED GENERAL FUND REVENUES FOR FISCAL YEAR 2013 FOR THE OUTSTANDING DEBT BALANCE OWED, INCLUDING PRINCIPAL AND INTEREST, FOR THE COMPLETION OF THE GUAM PUBLIC MARKET REDEVELOPMENT PROJECT, PHASE II-DEPARTMENT OF COMMERCE PROJECT NO. 320-5-1008-L-AGN, INCLUDING CHANGE ORDER NO. 2

8. Bill No. 20-32 (COR)

D.G. Rodriguez, Jr.

AN ACT TO ESTABLISH A HEALTHCARE TRUST AND DEVELOPMENT FUND, BY ADDING A NEW CHAPTER 97 TO TITLE 10, GUAM CODE **AUTHORIZING** ANNOTATED, AND THE EXPENDITURE OF MONIES IN THE FUND BY CARE PUBLIC HEALTH **PROVIDERS FOR SPECIFIC PURPOSES PERTAINING** TO EXTINGUISHING THE OUTSTANDING **DEBT** PAYABLES OF THE GUAM MEMORIAL HOSPITAL AUTHORITY, AND **PROVIDE** HEALTHCARE SERVICES BY ESTABLISHING AND FUNDING A GMHA PRIMARY HEALTHCARE OR URGENT HEALTHCARE CENTER FOR NON-EMERGENT PATIENTS; THIS ACT TO BE CITED AS "THE GMHA HEALTHCARE TRUST AND DEVELOPMENT ACT OF 2013."

9. Bill No. T.C. Ac 52-32 (LS) Moved to Third Reading

File 4/23/13.

File 4/23/13.

Third Reading File 4/23/13.

AN ACT TO REPEAL \$22421 OF CHAPTER 22, 5 GCA, RELATIVE TO THE TRANSFER OF AUTONOMOUS AGENCY REVENUES TO THE AUTONOMOUS AGENCY COLLECTIONS FUND.

53-32
(COR)
Moved to
Third Reading

AN ACT TO REPEAL 17 GCA § 33105 AND TO AMEND 17 GCA § 31109; RELATIVE TO THE PROCUREMENT AUTHORITY OF THE GUAM COMMUNITY COLLEGE.

11. Bill No. B.J.F. Cruz
56-32 T.C. Ada
(COR)
As amended by the
Committee on
Aviation, Ground
Transportation,
Regulatory
Concerns and
Future Generations.
Moved to

AN ACT TO REPEAL AND REENACT §9108 OF TITLE 16, GUAM CODE ANNOTATED, RELATIVE TO CHANGING THE PENALTY FOR VIOLATION OF THE TRAFFIC CODE FROM A PETTY MISDEMEANOR TO A CIVIL VIOLATION PUNISHABLE BY A FINE, AND TO AUTHORIZE THE TRAFFIC COURT OR JUDICIARY TO SET TRAFFIC FINES THAT ARE NOT SET BY LAW.

Moved to Third Reading File 4/25/13.

62-32

Moved to Third Reading File 4/23/13.

Moved to Third Reading File 4/23/13.

67-32

Moved to Third Reading File 4/23/13.

Moved to Third Reading File 4/25/13.

Moved to Third Reading File 4/23/13.

Bill No.

18. Bill No. 88-32

(COR) As substituted by the Committee on Aviation, Ground Transportation, Regulatory Future Generations.

Michael F.Q. San Nicolas

AN ACT TO AMEND §§ 3207 AND 3309 AND TO ADD NEW §§ 3207.1 AND 3207.2, ALL OF CHAPTER 3 TITLE 11 OF THE GUAM CODE ANNOTATED, RELATIVE TO THE REGULATION OF ALCOHOLIC BEVERAGE LICENSES.

Consideration of the Daily File; (xvii)

(1) Third Reading File; and

Adopted on

4/22/13

Passed on 4/22/13

3. Bill No.

Passed on 4/22/13

Bill No. 72-32 (LS) As amended on the Floor.

V. Anthony Ada

AN ACT TO ADD NEW §§2228 AND 2229 TO CHAPTER 22 OF TITLE 15, GUAM CODE ANNOTATED. RELATIVE TO INCLUDING DIGITAL ASSETS IN A DECEDENT'S ESTATE.

5. Bill No. 58-32 (COR)

As substituted by the Committee on Education, Public Library and Women's Affairs and amended on the Floor.

V. Anthony Ada

AN ACT TO AMEND §§6602 AND 6603; TO RE-CODIFY §6603 AS §6121; AND TO ADD A NEW §6703, ALL OF CHAPTER 6 OF TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO PROTECTION OF STUDENT INFORMATION.

6. Bill No. R.J. Respicio, **16-32 (COR)** C.M. Duenas

AN ACT TO REZONE LOT 2181-4NEW-R1NEW-R2, LOT 2181-4NEW-R1NEW-2, LOT 2181-4NEW-1-1, LOT 2181-4NEW-1-2, LOT 2181-4NEW-1-3, LOT 2181-4NEW-1-4, LOT 2181-4NEW-1-R4 AND LOT NAVAL AIR STATION AGANA-21-R1 (AIRPORT PARCEL 4) IN THE MUNICIPALITY OF TIYAN, BARRIGADA FROM AGRICULTURAL ZONE (A) TO LIGHT INDUSTRIAL ZONE (M1); AND TO AMEND \$61201 OF ARTICLE 2, CHAPTER 61 OF TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO CHANGING THE REFERENCE OF "M1 LIMITED INDUSTRIAL ZONE" TO "M1 LIGHT INDUSTRIAL ZONE."

7. Bill No. R.J. Respicio
18-32 (COR)
As amended on the

AN ACT TO APPROPRIATE THE SUM OF THREE **HUNDRED NINETY-TWO THOUSAND** ONE **HUNDRED** SIXTY-TWO **DOLLARS** AND **SEVENTEEN CENTS** (\$392,162.17) **FROM** ANTICIPATED GENERAL FUND REVENUES FOR FISCAL YEAR 2013 FOR THE OUTSTANDING DEBT BALANCE OWED, INCLUDING PRINCIPAL AND INTEREST, FOR THE COMPLETION OF THE **MARKET PUBLIC** GUAM REDEVELOPMENT PROJECT, **PHASE II-DEPARTMENT** COMMERCE PROJECT NO. 320-5-1008-L-AGN, INCLUDING CHANGE ORDER NO. 1 AND CHANGE ORDER NO. 2.

8. Bill No. T.C. Ada 52-32 (**LS**)

AN ACT TO REPEAL \$22421 OF ARTICLE 4 OF CHAPTER 22, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE TRANSFER OF AUTONOMOUS AGENCY REVENUES TO THE AUTONOMOUS AGENCY COLLECTIONS FUND.

9. Bill No. B.J.F. Cruz **53-32 (COR)**

AN ACT TO REPEAL \$33105 OF CHAPTER 33, AND TO AMEND \$31109(d) OF CHAPTER 31, TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO THE PROCUREMENT AUTHORITY OF THE GUAM COMMUNITY COLLEGE.

10. Bill No. B.J.F. Cruz
56-32 (COR)
As amended by the
Committee on
T.C. Ada

As amended by the Committee on Aviation, Ground Transportation, Regulatory Concerns and Future Generations. AN ACT TO REPEAL AND REENACT §9108 OF CHAPTER 9 OF TITLE 16, GUAM CODE ANNOTATED, RELATIVE TO CHANGING THE PENALTY FOR VIOLATION OF THE TRAFFIC CODE FROM A PETTY MISDEMEANOR TO A CIVIL VIOLATION PUNISHABLE BY A FINE.

11. Bill No. 76-32 (COR)

As amended by the Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land and further amended on the Floor. Frank B. Aguon,

AN ACT TO AMEND §§161.15, 161.125 AND 161.130; AND TO ADD A NEW SUBSECTION (d) TO §161.95, ALL OF CHAPTER 161 OF TITLE 8, GUAM CODE ANNOTATED, RELATIVE TO THE EFFICIENT IMPLEMENTATION OF THE MANDATES OF THE CRIMINAL INJURIES COMPENSATION COMMISSION.

12. Bill No. 62-32 (COR)

As substituted by the Committee on Health and Human Services, Insurance Reform, Economic Development and Senior Citizens. D.G. Rodriguez, Jr.,

Aline A.
Yamashita, Ph.D.
Brant McCreadie

AN ACT TO ADD A NEW ARTICLE 10 TO CHAPTER 3 OF DIVISION 1, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ESTABLISHING THE GUAM COUNCIL ON CHILD DEATH REVIEW AND PREVENTION (CCDRP).

13. Bill No. 65-32 (COR)

As amended by the Committee on General Government and Cultural Affairs.

Michael F.Q. San Nicolas AN ACT TO ADD A NEW §43116 TO ARTICLE 1 OF CHAPTER 43, DIVISION 4 OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO PROVIDING FOR EDUCATIONAL PROGRAMS FOR MEMBERS OF BOARDS AND COMMISSIONS.

14. Bill No. 67-32 (COR) As amended on the

Vicente (ben) Pangelinan AN ACT TO AMEND SECTION 2 AND SECTION 3(b), AND TO ADD A NEW SECTION 4 OF PUBLIC LAW 24-33, RELATIVE TO AMENDING THE LICENSE AGREEMENT BETWEEN THE GUAM FOOTBALL (SOCCCER) ASSOCIATION AND THE GOVERNMENT OF GUAM.

15. Bill No. 73-32 (LS)

As substituted by the Committee on Health and Human Services, Insurance Reform, Economic Development and Senior Citizens and amended on the Floor.

D.G. Rodriguez, Jr.,

B.J.F. Cruz, Aline A. Yamashita, Ph.D., M. Limtiaco AN ACT TO AMEND THE TITLE OF CHAPTER 86, \$86102(a) AND \$86103, ALL OF TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO RENAMING THE DEPARTMENT OF MENTAL HEALTH AND SUBSTANCE ABUSE (DMHSA) TO THE "GUAM BEHAVIORAL HEALTH AND WELLNESS CENTER" (GBHWC), AND TO ALLOW FOR CHANGES TO OTHER RELEVANT LAWS AS NECESSARY SOLELY FOR CONSISTENCY WITH THE AGENCY'S NAME CHANGE.

12. Bill No. 57-32 (COR)

As substituted and amended on the Floor.

Judith T. Won Pat, Ed.D.

AN ACT TO AMEND \$53108, AND TO ADD A NEW \$53110 OF CHAPTER 53 OF TITLE 5, GUAM CODE ANNOTATED; AND TO AMEND \$3606(b), AND TO ADD A NEW \$3606(e) OF ARTICLE 6, CHAPTER 3 OF TITLE 16, GUAM CODE ANNOTATED, RELATIVE TO THE ENCROACHMENT OF PUBLIC ROADWAYS AND PUBLIC RIGHTS-OF-WAY, AND TO THE REMOVAL OF ABANDONED VEHICLES.

(2) Voting File;

1. VETOED BILL NO. 9-32 (COR) - AN ACT TO *ADD* NEW §§ 58148, 58148.1, 58148.2, 58148.3 AND 58149; AND TO *AMEND* §§ 58126 AND 58115(c), ALL OF CHAPTER 58 OF TITLE 12, GUAM CODE ANNOTATED, RELATIVE TO ESTABLISHING THE QUALIFYING CERTIFICATE REVIEW BOARD, AND THE QUALIFYING

CERTIFICATE ACCOUNTABILITY AND TRANSPARENCY WEBSITE; AND AMENDING CONFLICTS OF INTEREST PROVISIONS.

- On the nomination of Concepcion Duenas to serve as Member of the Guam Parole Board, for a term of 4 years as defined by Organic Act of Guam and the local laws applicable to the following position (per Governor's Letter), beginning on March 29, 2013. Confirmed on 4/22/13
- 3. On the nomination of Goring T. Duenas to serve as Member of the Guam Parole Board, for a term of 4 years as defined by Organic Act of Guam and the local laws applicable to the following position (per Governor's Letter), beginning on March 29, 2013. Confirmed on 4/22/13
- 4. On the nomination of John A. Smith to serve as Member of the Civil Service Commission, for a term of 4 years 6 years as defined by the Organic Act of Guam and the local laws applicable to the following position (per Governor's Letter), beginning on March 15, 2013. Confirmed on 4/22/13
- On the nomination of Elyze McDonald Iriarte to serve as Guam Solid Waste Authority Board
 of Directors, at the Governor's Pleasure as defined by the Organic Act of Guam and the local
 laws applicable to the following position (per Governor's Letter), beginning on January 9, 2013.
 Confirmed on 4/22/13
- 6. On the nomination of Mayor Robert RDC Hofmann to serve as Member of the Guam Visitors Bureau Board of Directions, at the Pleasure of the Governor as defined by the Organic Act of Guam and the local laws applicable to the following position (per Governor's Letter), beginning on January 16, 2013. Confirmed on 4/22/13
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- 8. On the nomination of Pedro Perez Ada III to serve as Member of the Guam International Airport Board of Directors, for a term of 3 years as defined by the Organic Act of Guam and the local laws applicable to the following position (per Governor's Letter), beginning on February 11, 2013. Confirmed on 4/22/13
- (xviii) Brief extension of remarks;
- (xix) Announcements; and
- (xx) Adjournment