

# LEGISLATIVE SESSION AGENDA

## *I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN*

### 2013 (FIRST) Regular Session

Speaker Antonio R. Unpingco Legislative Session Hall  
Legislative Day 12  
May 20, 21, 22, 23, 24, 28, 2013

- (i) **Call to order;**
- (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;**
  - *May 15, 2013*
- (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;**
- (xii) **Introduction and First Reading of Bills and Resolutions;**
  - *Bill No. 118-32 (COR) to 119-32 (COR)*
  - *Resolution No. 139-32 (LS) to 140-32 (LS)*
  - *Certificate No. 28 -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.
  2. **VETOED S.BILL NO. 81-32 (COR)** - AN ACT TO PROVIDE HEALTH INSURANCE TO GOVERNMENT OF GUAM EMPLOYEES AND RETIREES FOR FISCAL YEAR 2014.

**(xiv) Legislative Concurrence;**

1. The Committee on Public Safety, Infrastructure & Maritime Transportation hereby reports out the nomination of Joseph M. McDonald to serve as a Member of the Public Utilities 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 January 18, 2013, with the recommendation to do confirm. **Moved to Voting File 5/20/13**
2. The Committee on Health and Human Services, Health Insurance Reform, Economic Development, and Senior Citizens hereby reports out the nomination of Virginia Yasuhiro to serve as Member of the Council on Mental Health and Substance Abuse (AKA “The Advisory Council”), 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 January 25, 2013, with the recommendation to do confirm.  
**Moved to Voting File 5/20/13**

**(xv) Consent Calendar;**

**(xvi) Second Reading File;**

**BILLS**

- |    |  |  |   |
|----|--|--|---|
| 1. | Bill No.<br>42-32<br>(COR)<br>Referred back to<br>Committee<br>5/23/13.  | Dennis G. Rodriguez, Jr.                 | AN ACT TO AUTHORIZE THE DEPARTMENT OF PUBLIC HEALTH & SOCIAL SERVICES DIRECTOR TO CHARGE THIRD PARTY PAYERS, FIRST, FOR SERVICES PROVIDED TO INDIVIDUALS WHO QUALIFY UNDER ANY WELFARE PROGRAM (MEDICAID, MEDICALLY INDIGENT PROGRAM, ETC.) BY ADDING A NEW ARTICLE 12 TO CHAPTER 2, TITLE 10, GUAM CODE ANNOTATED. |
| 2. | ABill No.<br>59-32<br>(COR)<br>Moved to Third<br>Reading File<br>5/21/13 | Vicente (ben) C. Pangelinan              | AN ACT TO ADD CHAPTER 162 TO TITLE 11 OF THE GUAM CODE ANNOTATED, RELATIVE TO ESTABLISHING THE COLLECTIVE INVESTMENT FUNDS ACT, AND TO REPEAL SECTION 106155 OF CHAPTER 106, TITLE 11, GUAM CODE ANNOTATED.   |
| 3. | SBill No.<br>64-32<br>(COR)<br>Moved to Third<br>Reading File<br>5/21/13 | Vicente (ben) C. Pangelinan              | AN ACT TO ADD A NEW ARTICLE2 TO CHAPTER12, DIVISION 2, TITLE 22 OF THE GUAM CODE ANNOTATED, RELATIVE TO THE LICENSING OF SERVICE CONTRACTS SOLD ON GUAM.  |
| 4. | SBill No.<br>69-32<br>(COR)<br>Moved to Third<br>Reading File<br>5/20/13 | T.C. Ada<br>B.J.F. Cruz<br>R.J. Respicio | AN ACT TO ADD A NEW SECTION §5351 TO CHAPTER 5 OF 5 GCA, RELATIVE TO THE DURATION OF COMMERCIAL LEASES FOR PUBLIC REAL PROPERTY AND RELATED FACILITIES.   |
| 5. | ABill No.<br>79-32<br>(COR)  | Judith T. Won Pat, Ed.D.                 | AN ACT TO AMEND §106119(k) OF CHAPTER 106, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE TRANSFER  |

Moved to Third  
Reading File  
5/22/13

OF DORMANT AND UNCLAIMED BANK  
ACCOUNT FUNDS FROM THE TREASURER OF  
GUAM TO THE GUAM HOUSING  
CORPORATION'S HOUSING TRUST FUND.

6. Bill No. Judith T. Won Pat, Ed.D.  
95-32 T.R. Muña Barnes  
(COR) B.J.F. Cruz  
AN ACT TO APPROPRIATE THE SUM OF THREE MILLION ONE HUNDRED THOUSAND DOLLARS (\$3,100,000.00) ESCHEATED TO THE GENERAL FUND, PURSUANT TO §21116 OF CHAPTER 21, DIVISION 2, TITLE 5, GUAM CODE ANNOTATED, FOR THE PURPOSE OF SUPPORTING UNFUNDED GOVERNMENT OF GUAM OBLIGATIONS.
7. Bill No. Frank B. Aguon, Jr.  
96-32 T.R. Muña Barnes  
(COR) B.J.F. Cruz  
Moved to Third  
Reading File  
5/22/13  
AN ACT RELATIVE TO EXPANDING THE REPRESENTATION ON THE HAGATNA RESTORATION & REDEVELOPMENT AUTHORITY, TO INCLUDE THE MAYOR OF HAGATNA AND A LEGISLATIVE REPRESENTATIVE, AND FOR OTHER PURPOSES; THROUGH AMENDING §§79301 OF ARTICLE 3, CHAPTER 79, TITLE 21, GUAM CODE ANNOTATED.
8. Bill No. B.J.F. Cruz  
26-32 V. Anthony Ada  
(COR) T.R. Muña Barnes  
Moved to Third  
Reading File  
5/22/13  
AN ACT TO ADD A NEW § 8107.1 TO CHAPTER 8 OF TITLE 5, GUAM CODE ANNOTATED; RELATIVE TO MANDATING THE CREATION OF THE 'GUAM PUBLIC NOTICE WEBSITE'; AMENDING (A) OF §8104 CHAPTER 8 OF TITLE 5 GUAM CODE ANNOTATED AND ADDING (C) OF §8104 CHAPTER 8 OF TITLE 5 GUAM CODE ANNOTATED.
9. Bill No. Judith T. Won Pat, Ed.D.,  
105-32 Aline A. Yamashita, PhD.  
(COR) T.R. Muña Barnes  
Place on the  
Agenda 5/23/13.  
Moved to Third  
Reading File  
5/23/13.  
AN ACT TO AUTHORIZE SUBSIDY PAYMENTS RECEIVED IN CONNECTION WITH QUALIFIED SCHOOL CONSTRUCTION BONDS ISSUED PURSUANT TO CHAPTER 58B OF TITLE 5, GUAM CODE ANNOTATED.
10. Bill No. Chris M. Duenas  
19-32 B.J.F. Cruz  
(COR) Tommy Morrison  
As substituted  
by the Author.  
Placed on the  
Agenda 5/24/13.  
AN ACT TO ~~[AMEND CHAPTER 7, TITLE 3, GUAM ADMINISTRATIVE RULES AND REGULATIONS]~~ ADD NEW §§ 5201~5205 TO 11 GCA CHAPTER 5, RELATIVE TO CAPTURING LICENSE FEES AND TAXES FROM GAMING OPERATORS] GAMING.
11. Bill No. Dennis G. Rodriguez, Jr.  
20-32  
(COR)  
As amended by  
the author and  
substituted by  
the committee.  
Placed on the  
Agenda 5/24/13.  
AN ACT TO ESTABLISH A HEALTHCARE TRUST AND DEVELOPMENT FUND, BY ADDING A NEW CHAPTER 97 TO TITLE 10, GUAM CODE ANNOTATED, AND AUTHORIZING THE EXPENDITURE OF MONIES IN THE FUND FOR THE SPECIFIC PURPOSE OF PAYING THE OUTSTANDING DEBT PAYABLES OF THE GUAM MEMORIAL HOSPITAL AUTHORITY,

AND ESTABLISHING AND FUNDING A GMHA URGENT HEALTHCARE CENTER FOR NON-EMERGENCY PATIENTS; THIS ACT TO BE CITED AS “*THE GMHA HEALTHCARE TRUST AND DEVELOPMENT ACT OF 2013.*”

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| 12. | Bill No.<br>48-32 (LS)<br>As substituted<br>by the Author.<br><br>Placed on the<br>Agenda 5/24/13. | R.J. Respicio<br>T.C. Ada<br>B.J.F. Cruz   | AN ACT TO DEFINE THE EDUCATIONAL AND PROFESSIONAL REQUIREMENTS FOR LICENSED PROFESSIONAL COUNSELORS, LICENSED MENTAL HEALTH COUNSELORS, AND MARRIAGE AND FAMILY THERAPISTS.  |
| 13. | Bill No.<br>89-32<br>(COR)<br>Placed on the<br>Agenda 5/24/13.                                     | Michael F. Q. San Nicolas  | AN ACT TO ADD A NEW ARTICLE 17 TO CHAPTER 22, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE RESPONSIBLE RESERVE FUND.  |
| 14. | Bill No.<br>121-32<br>(LS)<br>Placed on the<br>Agenda 5/24/13.                                     | Judith T. Won Pat, Ed.D.,<br>T. R. Muña Barnes ,<br>R.J. Respicio,<br>Chris M. Dueñas                              | AN ACT TO APPROPRIATE THE SUM OF SEVEN HUNDRED THOUSAND DOLLARS (\$700,000.00) ESCHEATED TO THE GENERAL FUND, PURSUANT TO §21116 OF CHAPTER 21, DIVISION 2, TITLE 5, GUAM CODE ANNOTATED, TO THE DEPARTMENT OF ADMINISTRATION FOR THE PURPOSE OF FUNDING THE ACQUISITION OF SOFTWARE, MIGRATION, FIBER CONNECTION SECURITY, AND OTHER UPGRADES NECESSARY TO SUPPORT AND PROTECT THE GOVERNMENT OF GUAM’S COMPUTER SYSTEM AND NETWORK INFRASTRUCTURE. |
| 15. | Bill No.<br>122-32<br>(LS)<br>Placed on the<br>Agenda 5/24/13.                                     | Judith T. Won Pat, Ed.D.,<br>T. R. Muña Barnes ,<br>R.J. Respicio,<br>Chris M. Dueñas                              | AN ACT TO APPROPRIATE THE SUM OF FOUR HUNDRED THOUSAND DOLLARS (\$400,000.00) ESCHEATED TO THE GENERAL FUND, PURSUANT TO §21116 OF CHAPTER 21, DIVISION 2, TITLE 5, GUAM CODE ANNOTATED, TO THE GUAM POLICE DEPARTMENT FOR THE PURCHASE OF NEW POLICE VEHICLES.  |
| 16. | Bill No.<br>123-32<br>(LS)<br>Placed on the<br>Agenda 5/24/13.                                     | Judith T. Won Pat, Ed.D.,<br>Dennis G. Rodriguez, Jr.,<br>T. R. Muña Barnes ,<br>R.J. Respicio,<br>Chris M. Dueñas | AN ACT TO APPROPRIATE THE SUM OF FOUR HUNDRED THOUSAND DOLLARS (\$400,000.00) ESCHEATED TO THE GENERAL FUND, PURSUANT TO §21116 OF CHAPTER 21, DIVISION 2, TITLE 5, GUAM CODE ANNOTATED, TO THE DEPARTMENT OF REVENUE AND TAXATION FOR THE PURPOSE OF FUNDING THE AGENCY’S TRANSACTION PROCESSING SYSTEM.  |
| 17. | Bill No.<br>124-32<br>(LS)<br>Placed on the<br>Agenda 5/24/13.                                     | Judith T. Won Pat, Ed.D.,<br>T. R. Muña Barnes ,<br>R.J. Respicio,<br>Chris M. Dueñas                              | AN ACT TO APPROPRIATE THE SUM OF ONE MILLION FOUR HUNDRED THOUSAND DOLLARS (\$1,400,000.00) ESCHEATED TO THE GENERAL FUND, PURSUANT TO §21116 OF CHAPTER 21, DIVISION 2, TITLE 5, GUAM CODE  |

ANNOTATED, TO THE DEPARTMENT OF REVENUE AND TAXATION FOR THE PURPOSE OF FUNDING REAL PROPERTY REVALUATION.

18. Bill No. Judith T. Won Pat, Ed.D.,  
125-32 T. C. Ada,  
(LS) T. R. Muña Barnes ,  
Placed on the R.J. Respicio,  
Agenda 5/24/13. Chris M. Dueñas
- AN ACT TO APPROPRIATE THE SUM OF FIVE HUNDRED THOUSAND DOLLARS (\$500,000.00) ESCHEATED TO THE GENERAL FUND, PURSUANT TO §21116 OF CHAPTER 21, DIVISION 2, TITLE 5, GUAM CODE ANNOTATED, TO THE DEPARTMENT OF PUBLIC WORKS FOR THE PURPOSE OF FUNDING THE ACQUISITION OF PROPERTY FOR THE TIYAN PARKWAY PROJECT.
19. Bill No. Judith T. Won Pat, Ed.D.,  
127-32 T. R. Muña Barnes ,  
(LS) R.J. Respicio,  
Chris M. Dueñas
- AN ACT TO APPROPRIATE THE SUM OF ONE HUNDRED THOUSAND DOLLARS (\$100,000.00) ESCHEATED TO THE GENERAL FUND, PURSUANT TO §21116 OF CHAPTER 21, DIVISION 2, TITLE 5, GUAM CODE ANNOTATED, TO THE DEPARTMENT OF REVENUE AND TAXATION FOR THE PURPOSE OF SUPPORTING THE OBJECTIVES OF P.L. 31-135, ALSO KNOWN AS THE “CASH ECONOMY ENFORCEMENT ACT OF 2011”

## RESOLUTIONS

20. Res. No. Aline A. Yamashita, Ph.D.  
42-32  
(LS)  
Moved to Third  
Reading File  
5/20/13
- Relative to fully supporting HR 91 introduced by Congresswoman Donna Christensen, Congresswoman Madeleine Z. Bordallo and Congressman Faleomavarga to extend the supplemental security income benefits program to Guam, the United States Virgin Islands and America Samoa, and extending Dângkolo Na Si Yu’os Ma’âse’ to the Representatives for advocating for their people with disabilities.
21. Res. No. T.R. Muña Barnes  
83-32  
(COR)  
Moved to Third  
Reading File  
5/22/13
- Relative to recognizing the many advantages of using alternative, sustainable, and green building materials including timber, both soft and hardwood, thatched plant products, recycled materials both natural and commercially manufactured, to construct sustainable and family-friendly homes, and encouraging local insurers to provide home insurance coverage for housing structures built with such materials.

### (xvii) Consideration of the Daily File;

#### (1) Third Reading File; and

1. Bill No. T.C. Ada  
69-32 B.J.F. Cruz  
(COR) R.J. Respicio  
As substituted by  
the Committee  
and amended on  
the Floor.
- AN ACT TO ADD A NEW §5351 TO ARTICLE 6 OF CHAPTER 5 OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE DURATION OF COMMERCIAL LEASES FOR PUBLIC REAL PROPERTY AND RELATED FACILITIES.

2. Res. No.           Aline A. Yamashita, Ph.D.  
42-32  
(LS)

Relative to fully supporting H.R. 91, introduced by Congresswoman Donna Christensen, Congresswoman Madeleine Z. Bordallo, and Congressman Eni Faleomavaega, to extend the supplemental security income benefits program to Guam, the United States Virgin Islands, and American Samoa; and to further extending *Un Dangkolo Na Si Yu'os Ma'åse'* to the Representatives for advocating for their people with disabilities.
3. Bill No.           Vicente (ben) C. Pangelinan  
59-32  
(COR)  
As amended; substituted by the Committee and further amended on the Floor.

AN ACT TO *ADD* A NEW CHAPTER 162 TO TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO ESTABLISHING THE COLLECTIVE INVESTMENT FUNDS ACT.
4. Bill No.           Vicente (ben) C. Pangelinan  
64-32  
(COR)  
As substituted by the Committee and amended on the Floor.

AN ACT TO *ADD* A NEW ARTICLE 2 TO CHAPTER 12, DIVISION 2, TITLE 22 OF THE GUAM CODE ANNOTATED, RELATIVE TO THE LICENSING OF SERVICE CONTRACTS SOLD ON GUAM.
5. Bill No.           Judith T. Won Pat, Ed.D.  
79-32  
(COR)  
As amended by the Committee and further amended on the Floor.

AN ACT TO *AMEND* §106119(k) AND (o) OF PART A OF ARTICLE 1, CHAPTER 106 OF TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE TRANSFER OF DORMANT AND UNCLAIMED BANK ACCOUNT FUNDS FROM THE TREASURER OF GUAM TO THE GUAM HOUSING CORPORATION'S HOUSING TRUST FUND.
6. Bill No.           Frank B. Aguon, Jr.  
96-32  
(COR)  
As amended on the Floor.

T.R. Muña Barnes  
B.J.F. Cruz

AN ACT TO *AMEND* §79301 OF ARTICLE 3, CHAPTER 79 OF TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO EXPANDING THE REPRESENTATION ON THE *HAGÁTÑA* RESTORATION & REDEVELOPMENT AUTHORITY, TO INCLUDE THE MAYOR OF *HAGÁTÑA* AND A LEGISLATIVE REPRESENTATIVE, AND FOR OTHER PURPOSES.
7. Bill No.           B.J.F. Cruz  
26-32  
(COR)  
As substituted by the Committee and amended on the Floor.

V. Anthony Ada  
T.R. Muña Barnes

AN ACT TO *ADD* A NEW § 8107.1 AND A NEW SUBPART (C) OF § 8104(a)(5), AND TO *AMEND* SUBPART (A) OF § 8104(a)(5), ALL OF CHAPTER 8 OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE CREATION OF THE "GUAM PUBLIC NOTICE WEBSITE."
8. Res. No.           T.R. Muña Barnes  
83-32  
(COR)  
As amended on the Floor.

Relative to recognizing the many advantages of using alternative, sustainable and green building materials, including timber, both soft and hardwood, thatched plant products, and recycled materials, both natural and commercially manufactured, to construct sustainable and family-friendly homes; and to further encouraging local insurers to provide home insurance coverage for housing

structures built with such materials.

9. Bill No.  
105-32  
(COR)

Judith T. Won Pat, Ed.D.,  
Aline A. Yamashita, PhD.  
T.R. Muña Barnes

AN ACT TO AUTHORIZE SUBSIDY PAYMENTS  
RECEIVED IN CONNECTION WITH QUALIFIED  
SCHOOL CONSTRUCTION BONDS ISSUED  
PURSUANT TO CHAPTER 58B OF TITLE 5, GUAM  
CODE ANNOTATED.

**(2) Voting File;**

1. On the nomination of Joseph M. McDonald to serve as a Member of the Public Utilities 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 January 18, 2013.
2. On the nomination of Virginia Yasuhiro to serve as Member of the Council on Mental Health and Substance Abuse (AKA "The Advisory Council"), 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 January 25, 2013.

**(xviii) Brief extension of remarks;**

**(xix) Announcements; and**

**(xx) Adjournment**