

I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN
LEGISLATIVE SESSION AGENDA
2015 (FIRST) Regular Session

Speaker Antonio R. Unpingco Legislative Session Hall

October 20, 21, 22, 2015

- (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;**
 - September 14, 2015
- (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; There is None**
- (xii) Introduction and First Reading of Bills, Resolutions and Certificates;**
 - Bill No. 176-33 (LS)
 - Bill Nos. 177-33 (COR) to 190-33 (COR)
 - Resolution Nos. 183-33 (LS) to 184-33 (LS)
 - Resolution Nos. 185-33 (COR) to 216-33 (COR)
 - Certificate Nos. 77-33 (COR) to 90-33 (COR)
- (xiii) Motions;**
 - 1. **VETOED BILL NO. 20-33 (COR) - AN ACT TO AMEND §§ 5425, 5426, 5427, 5450, 5452, 5480, 5481 AND 5485(a) AND (b) OF ARTICLE 9; AND AMEND §§ 5703, 5705, 5706(b), 5707(a) AND 5708, AND ADD A NEW § 5710 TO ARTICLE 12, ALL OF CHAPTER 5, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO LEGAL AND CONTRACTUAL REMEDIES IN GUAM PROCUREMENT LAW.**
(Doc. No. 33GL-15-0227)
- (xiv) Legislative Concurrence;**
 - 1. The Committee on Finance and Taxation, General Government Operations and Youth Development hereby reports out on the nomination of Edelfrida A. Ada to serve as a Member of the Guam Banking and Insurance Board, with the recommendation to confirm.
Moved to Voting File 10/20/15.

2. The Committee on Health, Economic Development, Homeland Security, and Senior Citizens hereby reports out on the nomination of Nathaniel B. Berg, M.D. to serve as a Member of the Guam Board of Medical Examiners, with the recommendation to confirm.
Moved to Voting File 10/20/15.
3. The Committee on Finance and Taxation, General Government Operations and Youth Development hereby reports out on the nomination of Laura-Lynn V. Dacanay to serve as a Member of the Guam Banking and Insurance Board, with the recommendation to confirm.
Moved to Voting File 10/20/15.
4. The Committee on Health, Economic Development, Homeland Security, and Senior Citizens hereby reports out on the nomination of Sharon J. Davis to serve as a Member of the Guam Memorial Hospital Board of Trustees, with the recommendation to confirm.
Moved to Voting File 10/20/15.
5. The Committee on Health, Economic Development, Homeland Security, and Senior Citizens hereby reports out on the nomination of Philip J. Flores to serve as a Member of the Guam Board of Medical Examiners, with the recommendation to confirm.
Moved to Voting File 10/20/15.
6. The Committee on Appropriations and Adjudication hereby reports out on the nomination of Catherine D. Gayle to serve as a Member of the Civil Service Commission.
Moved to Voting File 10/20/15.
7. The Committee on Finance and Taxation, General Government Operations and Youth Development hereby reports out on the nomination of Frank L.G. Lujan, Jr. to serve as the Chief Technology Officer of the Office of Technology, with the recommendation to confirm.
Moved to Voting File 10/20/15.
8. The Committee on Municipal Affairs, Tourism, Housing and Historic Preservation hereby reports out on the nomination of Cecilia C.A. Perez to serve as a Member of the Guam Housing Corporation Board of Directors, with the recommendation to confirm.
Moved to Voting File 10/20/15.
9. The Committee on Finance and Taxation, General Government Operations and Youth Development hereby reports out on the nomination of John R. Taitano to serve as a Member of the Guam Alcoholic Beverage Control (ABC) Board, with the recommendation to confirm.
Moved to Voting File 10/20/15.

(xv) Consent Calendar;

(xvi) Second Reading File;

1. Bill No. T. C. Ada
175-33 (COR) R. J. Respicio
As substituted by the Sponsor;
and further substituted on the
Floor.
Third Reading File
10/21/15

AN ACT TO PRIORITIZE THE SURVEYING, REGISTRATION, AND CONSTRUCTION OF INFRASTRUCTURE FOR CHAMORRO LAND TRUST COMMISSION (CLTC) RESIDENTIAL AND AGRICULTURE PROPERTIES USING THE PROCEEDS OF COMMERCIAL LEASES, THROUGH THE ENACTMENT OF RULES AND REGULATIONS FOR CLTC COMMERCIAL LEASES.

2. Bill No. T. C. Ada
181-33 (COR)
As substituted by the Sponsor.
Third Reading File
10/21/15

AN ACT TO AMEND § 3102.1 OF CHAPTER 3 OF TITLE 16 GUAM CODE ANNOTATED, RELATIVE TO WAIVER OF FEES FOR SPOUSE AND LEGAL GUARDIAN OF 100% DISABLED VETERANS AND FOR GOLDSTAR WIDOWS/WIDOWERS AND PARENTS.

3. Bill No. FRANK B. AGUON, JR.
146-33 (COR)
Third Reading File
10/21/15

AN ACT TO ADD A NEW § 832.1 TO ARTICLE 1, CHAPTER 8, TITLE 1, GUAM CODE ANNOTATED, RELATIVE TO THE ESTABLISHMENT OF A WAR ON TERROR FALLEN HEROES MONUMENT ON THE ADELUP PARADE FIELD IN THE RICARDO J. BORDALLO GOVERNOR'S COMPLEX AT ADELUP; AND TO REPEAL PUBLIC LAW 32-046.

4. Bill No. FRANK B. AGUON, JR.
153-33 (LS) V. Anthony Ada
Still in discussion in the R. J. Respicio
Committee of the Whole. Frank F. Blas, Jr.

AN ACT TO APPROPRIATE THE SUM OF TWENTY FIVE THOUSAND DOLLARS (\$25,000.00) FROM THE INITIAL SAVINGS REALIZED IN FISCAL YEAR 2015 PURSUANT TO PUBLIC LAW 33-060 TO THE DEPARTMENT OF ADMINISTRATION FOR THE PURPOSE OF FUNDING THE FALLEN HEROES MONUMENT TO BE ERECTED BY THE FALLEN HEROES OF THE PACIFIC FOUNDATION (GUAM).

5. Bill No. 154-33 (LS) FRANK B. AGUON, JR.
Dennis G. Rodriguez, Jr.
T. R. Muña Barnes AN ACT TO APPROPRIATE THE SUM OF ONE HUNDRED THOUSAND DOLLARS (\$100,000.00) FROM THE INITIAL SAVINGS REALIZED IN FISCAL YEAR 2015 PURSUANT TO PUBLIC LAW 33-060 TO THE YOÑA MAYOR'S OFFICE FOR THE PURPOSES OF THE REPAIR OF THE YOÑA GYM FACILITIES.
6. Bill No. 155-33 (LS) FRANK B. AGUON, JR.
Dennis G. Rodriguez, Jr.
T. R. Muña Barnes AN ACT TO APPROPRIATE THE SUM OF THIRTY-NINE THOUSAND DOLLARS (\$39,000.00) FROM THE INITIAL SAVINGS REALIZED IN FISCAL YEAR 2015 PURSUANT TO PUBLIC LAW 33-060, TO THE TALOFO'FO' MAYOR'S OFFICE FOR THE PURPOSES OF THE REPAIR AND UPGRADES TO THE TALOFO'FO' BASEBALL FIELD.
7. Bill No. 156-33 (LS) FRANK B. AGUON, JR.
Tommy Morrison
Dennis G. Rodriguez, Jr.
T. R. Muña Barnes AN ACT TO APPROPRIATE THE SUM OF TWO HUNDRED SEVENTY THREE THOUSAND DOLLARS (\$273,000.00) FROM THE INITIAL SAVINGS REALIZED IN FISCAL YEAR 2015 PURSUANT TO PUBLIC LAW 33-060, TO THE DEPARTMENT OF PUBLIC WORKS FOR THE REPAIR OF THE UMATAC BRIDGE TOWERS.
8. Bill No. 157-33 (LS) FRANK B. AGUON, JR.
V. Anthony Ada
Dennis G. Rodriguez, Jr.
T. R. Muña Barnes AN ACT TO APPROPRIATE THE SUM OF ONE HUNDRED FIFTY THOUSAND DOLLARS (\$150,000.00) FROM THE INITIAL SAVINGS REALIZED IN FISCAL YEAR 2015 PURSUANT TO PUBLIC LAW 33-060 TO THE SINAJAÑA MAYOR'S OFFICE FOR THE COMPLETION OF THE OPEN AIR GYMNASIUM, RENOVATIONS AND RECONFIGURATION OF THE PARKING LOT, BUILDING OF A PLAYGROUND, AND RENOVATION OF THE BASEBALL FIELD.

9. Bill No. 182-33 (COR) N. B. Underwood, Ph.D. AN ACT TO APPROPRIATE THE SUM OF TWO HUNDRED FIFTY THOUSAND DOLLARS (\$250,000) FROM THE INITIAL SAVINGS REALIZED IN FISCAL YEAR 2015 PURSUANT TO PUBLIC LAW 33-060 TO THE UNIVERSITY OF GUAM FOR THE PURPOSE OF ADDRESSING THE CAPITAL OUTLAY PROJECTS AND MAINTENANCE NEEDS IN ANTICIPATION OF THE WESTERN ASSOCIATION OF SCHOOLS AND COLLEGES (WASC) VISIT.
10. Bill No. 183-33 (COR) N. B. Underwood, Ph.D. AN ACT TO APPROPRIATE THE SUM OF FIVE HUNDRED THOUSAND DOLLARS (\$500,000) FROM THE INITIAL SAVINGS REALIZED IN FISCAL YEAR 2015 PURSUANT TO PUBLIC LAW 33-060 TO THE DEPARTMENT OF EDUCATION FOR THE PURPOSES OF PAYING OUTSTANDING VENDOR PAYMENTS .
As substituted by the Committee on Appropriations and Adjudication.
11. Bill No. 26-33 (COR) T. R. Muña Barnes AN ACT TO ADD A NEW § 10315 TO CHAPTER 10, TITLE 5 OF THE GUAM CODE ANNOTATED; RELATIVE TO THE ONLINE AND PUBLIC DISCLOSURE OF MEDICAL LICENCES ISSUED BY THE GUAM BOARD OF MEDICAL EXAMINERS.
12. Bill No. 29-33 (COR) B. J.F. Cruz AN ACT TO APPROVE THE SETTLEMENT BETWEEN THE GOVERNMENT OF GUAM AND THE ESTATE OF JOSE MARTINEZ TORRES.
As substituted by the Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement; and further amended by the Committee on Rules, Federal, Foreign and Micronesian Affairs, Human and Natural Resources, Election Reform and Capitol District.
13. Bill No. 76-33 (COR) Dennis G. Rodriguez, Jr. AN ACT TO AMEND § 3201.1(a) OF CHAPTER 3, DIVISION 1, TITLE 10, GUAM CODE ANNOTATED, TO PROVIDE FOR THE QUALIFICATIONS OF THE GUAM TERRITORIAL EPIDEMIOLOGIST OF THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES.
14. Bill No. 91-33 (LS) Mary Camacho Torres AN ACT TO AMEND §70115, §70116 AND §70117 OF CHAPTER 70 TITLE 11 GUAM CODE ANNOTATED RELATIVE TO THE ISSUANCE OF BUSINESS LICENSES.

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| <p>15. Bill No.
111-33 (LS)
As substituted by the Committee on Guam U.S. Military Relocation, Public Safety and Judiciary.</p> | <p>T. R. Muña Barnes
Frank F. Blas, Jr.</p> | <p>AN ACT TO AMEND § 77119 TO CHAPTER 77, TITLE 10 OF THE GUAM CODE ANNOTATED; RELATIVE TO THE ASSIGNMENT OF POLICE OFFICERS.</p> |
| <p>16. Bill No.
134-33 (COR)</p> | <p>V. Anthony Ada
T. R. Muña Barnes</p> | <p>AN ACT TO REZONE LOT NO. 3257-4-2, IN THE MUNICIPALITY OF SINAJANA, FROM AGRICULTURAL ZONE (A) TO COMMERCIAL ZONE (C).</p> |
| <p>17. Bill No.
137-33 (COR)
As substituted by the Sponsor.</p> | <p>T. C. Ada</p> | <p>AN ACT TO AMEND THE LAND TRANSFER FOR GEORGE TOVES AS AUTHORIZED BY P.L. 28-68 TO BE AREA FOR AREA NOT TO INCLUDE LAND USED BY A MILITARY UTILITY EASEMENT.</p> |
| <p>18. Bill No.
144-33 (COR)
As amended by the Committee on Appropriations and Adjudication.</p> | <p>Frank F. Blas Jr.
James V. Espaldon</p> | <p>AN ACT TO ADD A NEW § 4123, CHAPTER 4, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO ESTABLISHING FEDERAL RECEIPTS REPORTING REQUIREMENTS.</p> |
| <p>19. Bill No.
145-33 (COR)</p> | <p>Dennis G. Rodriguez, Jr.</p> | <p>AN ACT AUTHORIZE THE WOMEN, INFANTS, AND CHILDREN'S PROGRAMS AND THE BUREAU OF ECONOMIC SECURITY, DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES TO UTILIZE JOINDER AND MUTUAL USE PROCUREMENTS BY REPEALING AND REENACTING § 5126 OF CHAPTER 5, TITLE 5, GUAM CODE ANNOTATED.</p> |
| <p>20. Bill No.
152-33 (COR)</p> | <p>T. R. Muña Barnes
Mary Camacho Torres
B. J.F. Cruz
Frank F. Blas, Jr.</p> | <p>AN ACT TO APPROPRIATE FUNDS FROM THE FISCAL YEAR 2014 HOTEL OCCUPANCY TAX (HOT) SURPLUS FUND TO THE GUAM VISITOR'S BUREAU.</p> |
| <p>21. Bill No.
164-33 (LS)
As amended by the Sponsor.</p> | <p>T. C. Ada</p> | <p>AN ACT TO CREATE A CHAMORRO LAND TRUST SURVEY FUND FROM THE SALES OF GOVERNMENT OF GUAM LANDS SUCH AS BULL CART TRAILS AND LAND REMNANTS AND TO ADD A NEW SUBSECTION (k) TO §75112 OF CHAPTER 75, TITLE 21, GUAM CODE ANNOTATED.</p> |

22. Bill No. 166-33 (LS) Dennis G. Rodriguez, Jr. AN ACT TO REPEAL AND REENACT § 103120 OF CHAPTER 103, TITLE 11, GUAM CODE ANNOTATED, AND TO AMEND § 15110 OF ARTICLE 1, CHAPTER 15, TITLE 22, GUAM CODE ANNOTATED, FOR THE PURPOSE OF REESTABLISHING AND FUNDING THE BANKING AND INSURANCE ENFORCEMENT FUND, AND THEREBY FACILITATING HEALTH INSURANCE REFORM PRACTICES.
23. Bill No. 169-33 (COR) Judith T. Won Pat, Ed.D. N. B. Underwood, Ph.D. AN ACT TO AMEND SECTION 18(i) OF PUBLIC LAW 31-277 AND ITEM (q)(1) OF SECTION 22425 OF TITLE 5 GUAM CODE ANNOTATED, RELATIVE TO APPROVING LEASE-LEASEBACK AGREEMENTS BETWEEN THE UNIVERSITY OF GUAM AND THE UNIVERSITY OF GUAM ENDOWMENT FOUNDATION FOR THE CONSTRUCTION OF THE STUDENT SERVICES CENTER AND ENGINEERING ANNEX AT THE UNIVERSITY OF GUAM.
24. Bill No. 171-33 (COR) R. J. Respicio AN ACT TO MANDATE THAT THE BUREAU OF STATISTICS AND PLANS (BSP) COLLECT DATA ON THE AMOUNT AND TYPE OF ALL PRODUCE IMPORTED TO GUAM, SUCH INFORMATION TO BE LISTED QUARTERLY BY TYPE OF PRODUCE ON BOTH THE BSP AND DEPARTMENT OF AGRICULTURE'S WEBSITES.

25. Bill No. 174-33 (COR)
As amended by the Committee on Finance & Taxation, General Government Operations, and Youth Development.
- Judith T. Won Pat, Ed.D.
Dennis G. Rodriguez, Jr.
N. B. Underwood, Ph.D.
- AN ACT TO AMEND § 58104 OF CHAPTER 58, DIVISION 5, TITLE 5, GUAM CODE ANNOTATED, RELATING TO THE REFINANCING OF THE GOVERNMENT OF GUAM'S OBLIGATIONS WITH RESPECT TO THE GUAM EDUCATION FINANCING FOUNDATION CERTIFICATES OF PARTICIPATION (GUAM PUBLIC SCHOOL FACILITIES PROJECT) SERIES 2006, THE GUAM EDUCATION FINANCING FOUNDATION CERTIFICATES OF PARTICIPATION (GUAM PUBLIC SCHOOL FACILITIES PROJECT) SERIES 2006B AND THE GUAM EDUCATION FINANCING FOUNDATION CERTIFICATES OF PARTICIPATION (GUAM PUBLIC SCHOOLS FACILITIES PROJECT) SERIES 2008.
26. Bill No. 176-33 (LS)
- Dennis G. Rodriguez, Jr.
R. J. Respicio
FRANK B. AGUON, JR.
- AN ACT TO ADD A NEW ITEM (5) TO SUBSECTION (o) OF SECTION 1, CHAPTER V OF PUBLIC LAW 33-66 RELATIVE TO THE CLASSIFICATION OF PERSONNEL VITAL TO THE PROTECTION OF GUAM'S NATURAL RESOURCES.
27. Resolution No. 177-33 (COR)
- Michael F.Q. San Nicolas
- RELATIVE TO EXPRESSING I LIHESLATURA'S SUPPORT FOR THE PASSAGE OF H.R. 9, THE INNOVATION ACT, WHICH OFFERS A HOST OF CRITICAL FIXES TO THE PROBLEM OF ABUSIVE PATENT LITIGATION BY ADDING TRANSPARENCY AROUND PATENT OWNERSHIP, MAKING DEFENDING AGAINST A PATENT SUIT LESS PROHIBITIVELY EXPENSIVE, AND ENSURING LOCAL BUSINESSES ENGAGED IN E-COMMERCE SHALL NOT BE VICTIMIZED BY SUCH ABUSIVE LITIGATION.

(xvii) Consideration of the Daily File;

(1) Third Reading File:

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| 1. Bill No.
175-33 (COR)
<small>As substituted by the Sponsor;
and further substituted and
amended on the Floor.</small> | T. C. Ada
R. J. Respicio | AN ACT TO PRIORITIZE THE SURVEYING, REGISTRATION, AND CONSTRUCTION OF INFRASTRUCTURE FOR CHAMORRO LAND TRUST COMMISSION (CLTC) RESIDENTIAL AND AGRICULTURE PROPERTIES USING THE PROCEEDS OF COMMERCIAL LEASES, THROUGH THE ENACTMENT OF RULES AND REGULATIONS FOR CLTC COMMERCIAL LEASES. |
| 2. Bill No.
181-33 (COR)
<small>As substituted by the Sponsor;
and amended on the Floor.</small> | T. C. Ada
FRANK B. AGUON, JR.
V. Anthony Ada
N. B. Underwood, Ph.D.
Mary Camacho Torres
T. R. Muña Barnes | AN ACT TO AMEND § 3102.1 OF CHAPTER 3 OF TITLE 16 GUAM CODE ANNOTATED, RELATIVE TO WAIVER OF FEES FOR SPOUSE AND LEGAL GUARDIAN OF 100% DISABLED VETERANS AND FOR GOLDSTAR WIDOWS/WIDOWERS AND PARENTS. |
| 3. Bill No.
146-33 (COR)
<small>As amended on the Floor.</small> | FRANK B. AGUON, JR.
Judith T. Won Pat, Ed.D.
T. C. Ada
V. Anthony Ada
N. B. Underwood, Ph.D.
Mary Camacho Torres
T. R. Muña Barnes | AN ACT TO ADD A NEW § 832.1 TO ARTICLE 1, CHAPTER 8, TITLE 1, GUAM CODE ANNOTATED, RELATIVE TO THE ESTABLISHMENT OF A WAR ON TERROR FALLEN HEROES MONUMENT ON THE ADELUP PARADE FIELD IN THE RICARDO J. BORDALLO GOVERNOR'S COMPLEX AT ADELUP; AND TO REPEAL PUBLIC LAW 32-046. |

(2) Voting File:

1. The nomination of Edelfrida A. Ada to serve as a Member of the Guam Banking and Insurance Board.
2. The nomination of Nathaniel B. Berg, M.D. to serve as a Member of the Guam Board of Medical Examiners.
3. The nomination of Laura-Lynn V. Dacanay to serve as a Member of the Guam Banking and Insurance Board.
4. The nomination of Sharon J. Davis to serve as a Member of the Guam Memorial Hospital Board of Trustees.
5. The nomination of Philip J. Flores to serve as a Member of the Guam Board of Medical Examiners.
6. The nomination of Catherine D. Gayle to serve as a Member of the Civil Service Commission.
7. The nomination of Frank L.G. Lujan, Jr. to serve as the Chief Technology Officer of the Office of Technology.

8. The nomination of Cecilia C.A. Perez to serve as a Member of the Guam Housing Corporation Board of Directors.
9. The nomination of John R. Taitano to serve as a Member of the Guam Alcoholic Beverage Control (ABC) Board.

(xviii) Brief Extension of Remarks;

(xix) Announcements; and

(xx) Adjournment.