



Office of the Speaker  
**THERESE M. TERLAJE**

*I Mina'trentai Siette na Liheslaturan Guåhan* | 37th Guam Legislature  
Committee on Health, Land, Justice, and Culture

September 16, 2024

**MEMORANDUM**

To: All Senators

From: Speaker Therese Terlaje *TWT*

Subject: **First Notice - Call to Session – Monday, September 23, 2024 at 9:00 a.m.**

*Håfa Adai,*

*I Liheslaturan Guåhan* will be going into Session on **Monday, September 23, 2024 at 9:00 a.m.** in the **Speaker Antonio R. Unpingco Legislative Session Hall** in the Guam Congress Building.

The placement of bills, resolutions, and appointments on the session agenda will be pursuant to our standing rules. **A copy of the session agenda is attached.**

The session will be broadcast on GTA Channel 21, Docomo Channel 117 and at [http://www.guamlegislature.com/live\\_feed.htm](http://www.guamlegislature.com/live_feed.htm). A recording of the session will be available online via Guam Legislature Media on YouTube after the session. Please email [senatorterlajeguam@gmail.com](mailto:senatorterlajeguam@gmail.com) or call 472-3586, if you require any special accommodations or further information.

*Si Yu'os ma'åse'.*

cc: Sergeant at Arms  
Clerk of the Legislature  
Legislative Counsel  
Chaplain  
Committee on Rules  
Media

Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910

Tel: (671) 472-3586 | Email: [senatorterlajeguam@gmail.com](mailto:senatorterlajeguam@gmail.com) | [www.senatorterlaje.com](http://www.senatorterlaje.com)

*\*For transmittal of official Messages & Communications to the Guam Legislature to be distributed to all Senators, please send to: [speaker@guamlegislature.org](mailto:speaker@guamlegislature.org)*

***I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN***  
**2024 (SECOND) Regular Session**  
**LEGISLATIVE SESSION AGENDA**

Speaker Antonio R. Unpingco Legislative Session Hall

September DRAFT, 2024

- (i) Call to Order;**
- (ii) Prayer;**
- (iii) Recognition of a Recipient of *I Milåyan Mås Takhilo 'Na Sakrafisu*;**
- (iv) Reciting of *Inifresi*;**
- (v) Singing of the Guam Hymn in *CHamoru*;**
- (vi) Singing of the National Anthem;**
- (vii) Roll Call;**
- (viii) Call for Approval of the Legislative Journal;**
- (ix) Communications and Petitions;**
- (x) Messages from *I Maga'hågan Guåhan*;**
- (xi) Reports of Standing Committees;**
- (xii) Reports of Select Committees;**
- (xiii) Introduction and First Reading of Bills and Resolutions;**
- (xiv) Motions;**
  - 1. Motion to place all Vetoed items received prior to and during Session.
  - 2. **VETOED BILL NO. 136-37 (COR)** - AN ACT TO *ADD* A NEW § 7117 TO CHAPTER 7, TITLE 17, GUAM CODE ANNOTATED RELATIVE TO ALLOWING THE USE OF EMERGENCY PROCUREMENT PROCEDURES TO ENABLE THE GUAM DEPARTMENT OF EDUCATION TO COMPLY WITH PUBLIC LAW 37-4 IN THE WAKE OF TYPHOON MAWAR.\* (Doc. No. 37GL-23-0633)
  - 3. **VETOED BILL NO. 7-37 (COR)** - AN ACT TO *ADD* A NEW § 19406, AND *AMEND* §§19405(b), 19405(c), AND 19805(c) OF CHAPTER 19, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO PROHIBITING THE SUSPENSION OF CONSTITUTIONAL RIGHTS, AND TO REPEAL CRIMINAL PENALTIES FOR VIOLATIONS OF EXECUTIVE ORDERS. (Doc. No. 37GL-23-0853)
  - 4. **VETOED BILL NO. 30-37 (COR)** - AN ACT TO *ADD* A NEW § 4101 (a)(1)(E) OF ARTICLE 1, AND A NEW §4203.4 OF ARTICLE 2, BOTH OF CHAPTER 4, TITLE 4, GUAM CODE ANNOTATED; AND TO *AMEND* 49.90 OF CHAPTER 49, TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO THE PROHIBITION OF EMPLOYMENT IN THE GOVERNMENT OF GUAM FOR INDIVIDUALS CONVICTED OF OFFICIAL MISCONDUCT. (Doc. No. 37GL-24-1635)
  - 5. **VETOED BILL NO. 209-37 (COR)** - AN ACT TO *AMEND* §§3803, 3805, 3806, 3807, 3808, 3809, 3810, 3811, 3813, AND 3814 OF ARTICLE 8, CHAPTER 3, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO UPDATING THE COMMUNITY HEALTH CENTER PROGRAM, ITS ADVISORY COUNCIL, AND THE DUTIES OF THE COUNCIL CONCERNING COMMUNITY HEALTH CENTERS. (Doc. No. 37GL-24-1727)
  - 6. **VETOED BILL NO. 185-37 (LS)** - AN ACT TO *ADD* A NEW §83117 TO CHAPTER 83 OF TITLE 12, GUAM CODE ANNOTATED, RELATIVE TO REQUIRING ANY NEW HOSPITAL CONSTRUCTED PURSUANT TO THE *GUAM TWENTY-FIRST (21ST) CENTURY HEALTHCARE CENTER ACT OF 2021* TO BE CONSTRUCTED ON LOT 5173-1-R2NEW-R7, LOT 5173-1-R2NEW-7, AND LOT5173-1-R2NEW-6 IN THE VILLAGE OF *TAMUNING*. (Doc.No.37GL-24-1729)
  - 7. **VETOED BILL NO. 213-37 (COR)** - AN ACT TO *ADD* A NEW § 1909(c)(1) TO CHAPTER 19 OF TITLE 1, GUAM CODE ANNOTATED, RELATIVE TO THE DUTIES OF THE PUBLIC AUDITOR. (Doc.No.37GL-24-1882)
  - 8. **VETOED BILL NO. 165-37 (COR)** - AN ACT TO *ADD* A NEW ARTICLE 11 AND A NEW § 51A120(c) TO CHAPTER 51A OF TITLE 10, GUAM CODE ANNOTATED; AND *ADD* A NEW § 14104(p) TO CHAPTER 14 OF TITLE 12, GUAM CODE ANNOTATED, RELATIVE TO ESTABLISHING THE GUAM SOLID WASTE AUTHORITY ISLANDWIDE COLLECTION PLAN. (Doc.No.37GL-24-2059)

9. **VETOED BILL NO. 234-37 (COR)** - AN ACT TO *AMEND* § 90.308 OF ARTICLE 7, CHAPTER 90, TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO INCREASING THE PLEDGE OR RESERVATION OF REVENUES OF THE 'DEPARTMENT OF CORRECTIONS MODERNIZATION ACT OF 2021. (Doc.No.37GL-24-2062)
10. **VETOED BILL NO. 227-37 (COR)** - AN ACT TO *AMEND* § 1909(i) OF CHAPTER 19, TITLE 1, GUAM CODE ANNOTATED, RELATIVE TO ENHANCING THE INDEPENDENT STATUS OF THE OFFICE OF THE PUBLIC ACCOUNTABILITY (OPA) BY CONTINUOUSLY APPROPRIATING ONE-QUARTER (0.25) OF ONE PERCENT (1%) OF THE GOVERNMENT OF GUAM'S ANNUAL BUDGET TO THE OPA. (Doc.No.37GL-24-2171)

**(xv) Legislative Concurrence;**

1. The Committee on Infrastructure, Economic Development, Simon Sanchez High School, Disability Services, Self-Determination and Historic Preservation, Housing, Public Accountability, and the Guam Buildup hereby reports out the nomination of Romeo “Romy” A. Angel to serve as a Member of the Guam Housing Corporation Board of Directors, with the recommendation to do confirm.
2. The Committee on Health, Land, Justice, and Culture hereby reports out the nomination of Attorney Sean E. Brown to serve as a Magistrate Judge of the Superior Court of Guam, with the recommendation to do confirm.
3. The Committee on Health, Land, Justice, and Culture hereby reports out the nomination of Dr. Gregory J. Cruz to serve as a Member (Respiratory Therapy Representative) of the Guam Board of Allied Health Examiners, with the recommendation to report out only.
4. The Committee on Health, Land, Justice, and Culture hereby reports out the nomination of Lisa D. Flores, M.D. to serve as a Member of the Criminal Injuries Compensation Commission, with the recommendation to do confirm.
5. The Committee on Health, Land, Justice, and Culture hereby reports out the nomination of Jeffrey John P. Ibanez to serve as a Member of the CHamoru Land Trust Commission, with the recommendation to do confirm.
6. The Committee on Infrastructure, Economic Development, Simon Sanchez High School, Disability Services, Self-Determination and Historic Preservation, Housing, Public Accountability, and the Guam Buildup hereby reports out the nomination of Abner V. Mariano, P.E., RCDD, LEED AP BD+C to serve as a Member (Registered Professional Engineer Representative) of the Guam Building Code Council, with the recommendation to do confirm.
7. The Committee on Environment, Revenue and Taxation, Labor, Procurement, and Statistics, Research, and Planning hereby reports out the nomination of Cathleen D. Moore-Linn to serve as a Member of the Guam Environmental Protection Agency, with the recommendation to do confirm.
8. The Committee on Infrastructure, Economic Development, Simon Sanchez High School, Disability Services, Self-Determination and Historic Preservation, Housing, Public Accountability, and the Guam Buildup hereby reports out the nomination of Gustavo A. Morales to serve as a Member of the Guam Housing Corporation Board of Directors, with the recommendation to do confirm.

**(xvi) Consent Calendar;**

**(xvii) Second Reading File;**

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| <ol style="list-style-type: none"> <li>1. <b>Bill No. 124-37 (COR)</b><br/>As amended by the Committee on Environment, Revenue and Taxation, Labor, Procurement, and Statistics, Research, and Planning.</li> </ol>                                      | <p>Sabina Flores Perez<br/>Therese M. Terlaje<br/>Joanne Brown</p>   | <p>AN ACT TO <i>ADD</i> § 15103.1 TO CHAPTER 15 OF TITLE 22, GUAM CODE ANNOTATED, RELATIVE TO ESTABLISHING A UNIFORM CERTIFICATE OF AUTHORITY APPLICATION.</p>  |
| <ol style="list-style-type: none"> <li>2. <b>Bill No. 174-37 (COR)</b><br/>As amended by the Committee on Environment, Revenue and Taxation, Labor, Procurement, and Statistics, Research, and Planning and further amended by the Committee.</li> </ol> | <p>Roy A. B. Quinata<br/>Joe S. San Agustin<br/>Sabina Flores Perez<br/>Therese M. Terlaje<br/>Chris Barnett<br/>Dwayne T.D. San Nicolas<br/>Amanda L. Shelton<br/>Tina Rose Muña Barnes<br/>William A. Parkinson<br/>Thomas J. Fisher</p> | <p>AN ACT TO <i>AMEND</i> § 3102 OF CHAPTER 3, TITLE 16, GUAM CODE ANNOTATED, RELATIVE TO CREATING EIGHT-YEAR DRIVER’S LICENSES ISSUED THAT ALIGNS WITH THE MAXIMUM RENEWAL PERIOD ALLOWED UNDER THE REAL ID ACT.</p> |

3. **Bill No. 193-37 (LS)** Joe S. San Agustin  
 As amended by the Committee on Telo T. Taitague  
 Environment, Revenue and Taxation, Roy A. B. Quinata  
 Labor, Procurement, and Statistics, Dwayne T. D. San Nicolas  
 Research, and Planning.
- AN ACT TO ADD A NEW CHAPTER 10 AND CHAPTER 11 TO DIVISION 1, TITLE 11 GUAM CODE ANNOTATED AND ADD A NEW CHAPTER 98 TO DIVISION 4, TITLE 10 GUAM CODE ANNOTATED, RELATIVE TO ESTABLISHING AN ELECTRONIC NICOTINE DELIVERY SYSTEMS (ENDS) PRODUCT TAX AND LICENSING WHICH SHALL BE CITED AS THE “ENDS EXCISE ACT OF 2023” AND ESTABLISH A DEPARTMENT OF REVENUE AND TAXATION REVOLVING FUND AND A GUAM MEMORIAL HOSPITAL AUTHORITY REVOLVING FUND.
4. **Bill No. 222-37 (COR)** Therese M. Terlaje
- AN ACT TO RESERVE LOT NO. 2417-1-R7, THE FORMER DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES MAIN BUILDING IN MANGILAO, FOR IMMEDIATE USE BY DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES.
5. **Bill No. 247-37 (COR)** Therese M. Terlaje  
 As amended by the Committee on Health, Land, Justice, and Culture.
- AN ACT TO AMEND § 6118 AND 6A118 OF CHAPTER 6 AND 6A, TITLE 18, GUAM ADMINISTRATIVE RULES AND REGULATIONS RELATIVE TO THE APPROVAL OF LEASES FOR CERTAIN ELIGIBLE OCCUPANTS OF THE CHAMORRO LAND TRUST.
6. **Bill No. 249-37 (COR)** Sabina Flores Perez  
 As amended by the Committee on Therese M. Terlaje  
 Environment, Revenue and Taxation, Chris Barnett  
 Labor, Procurement, and Statistics,  
 Research, and Planning; and further amended by the Committee.
- AN ACT TO ADD A NEW § 1203.1 TO CHAPTER 1, TITLE 5 AND A NEW § 45112 TO ARTICLE 1 CHAPTER 45, TITLE 10 GUAM CODE ANNOTATED RELATIVE TO ALLOWING THE BUREAU OF STATISTICS AND PLANS GUAM COASTAL MANAGEMENT PROGRAM AND THE GUAM ENVIRONMENTAL PROTECTION AGENCY TO HIRE ENVIRONMENTAL LAW ATTORNEYS FOR THEIR EXCLUSIVE USE.
7. **Bill No. 286-37 (LS)** Therese M. Terlaje
- AN ACT TO AMEND §6105 (B) OF ARTICLE 1, CHAPTER 6, TITLE 12 GCA RELATIVE TO PROVIDING FREE BUS PASSES VALID FOR 30 DAYS TO THOSE WHO LACK ACCESS TO RELIABLE TRANSPORTATION.

8. **Bill No. 293-37 (COR)**  
As amended by the Committee on Education, Public Safety and the Arts.
- Telo T. Taitague  
Joanne M. Brown  
Chris Barnett  
Frank Blas, Jr.  
Joe S. San Agustin  
Christopher M. Dueñas  
Jesse A. Lujan
- AN ACT TO ADD A NEW § 58.61 TO CHAPTER 58 OF TITLE 9 OF THE GUAM CODE ANNOTATED RELATIVE TO THE USE OF ALCOHOL AND CONTROLLED SUBSTANCES WITHIN DETENTION AND CORRECTIONAL FACILITIES.
9. **Bill No. 321-37 (LS)**  
As amended by the Committee on General Government Operations and Appropriations.
- Roy A. B. Quinata  
Joe S. San Agustin  
Chris Barnett  
Amanda L. Shelton  
Thomas J. Fisher  
William A. Parkinson  
Dwayne T.D. San Nicolas  
Tina Rose Muña Barnes  
Jesse A. Lujan
- AN ACT TO APPROPRIATE THE SUM OF SEVEN MILLION DOLLARS (\$7,000,000) FROM FISCAL YEAR 2024 GENERAL FUND REVENUES COLLECTED IN EXCESS OF THE ADOPTED LEVELS ENUMERATED IN PUBLIC LAW 37-42, AS AMENDED, TO GUAM DEPARTMENT OF EDUCATION TO COVER COSTS ASSOCIATED WITH THE REBUILDING OF THE SIMON A. SANCHEZ HIGH SCHOOL CAMPUS AND THE LEASING OF A TEMPORARY CAMPUS.
10. **Bill No. 327-37 (COR)**  
As amended by the Committee on Health, Land, Justice and Culture.
- Therese M. Terlaje
- AN ACT TO AUTHORIZE THE EXTENSION OF THE TERM OF THE LEASE BETWEEN THE GUAM ANCESTRAL LANDS COMMISSION AND AT&T CORP FOR LOT NO. 10192, MUNICIPALITY OF DEDEDO, AND THE BUILDING THEREON.
11. **Bill No. 328-37 (COR)**  
As amended by the Committee on Environment, Revenue and Taxation, Labor, Procurement, and Statistics, Research, and Planning.
- Roy A. B. Quinata  
Dwayne T.D. San Nicolas  
Tina Rose Muña Barnes
- AN ACT TO *AMEND* § 5707(a) OF ARTICLE 12, CHAPTER 5, TITLE 5, GUAM CODE ANNOTATED; AND TO *AMEND* § 1913(c) OF CHAPTER 19, TITLE 1, GUAM CODE ANNOTATED, RELATIVE TO THE PROCEDURE FOR JUDICIAL REVIEW OF DECISIONS MADE BY THE PUBLIC AUDITOR IN PROCUREMENT APPEALS AND PROCEDURES FOR IMPLEMENTATION OF AUDIT RECOMMENDATIONS BY AGENCIES.
12. **Bill No. 334-37 (LS)**
- Therese M. Terlaje
- AN ACT TO ADD A NEW §75A.126 TO ARTICLE 1, CHAPTER 75A, TITLE 21, GUAM CODE ANNOTATED RELATIVE TO REMOVING LEGAL CLOUDS ON THE EXISTING LEASES ISSUED BY THE CHAMORU LAND TRUST COMMISSION.
13. **Bill No. 338-37 (COR)**  
As amended by the Committee on Environment, Revenue and Taxation, Labor, Procurement, and Statistics, Research, and Planning.
- Therese M. Terlaje  
Sabina Flores Perez  
Telo T. Taitague  
Chris Barnett  
Jesse A. Lujan
- AN ACT TO *ADD* A NEW §3127 AND §3128 TO ARTICLE 1, *AMEND* §3207 AND *ADD* A NEW §3229.1 TO ARTICLE 2, CHAPTER 3, TITLE 11 GUAM CODE ANNOTATED RELATIVE TO ADDING A NEW INSTRUCTIONAL TASTING LICENSE.

14. **Resolution No. 325-37 (LS)**  
As amended by the Author.

Sabina Flores Perez

Relative to preserving one of the most valuable cultural sites in the Marianas Archipelago by identifying an alternative location for the Ritidian Wildlife Refuge Visitor Center and its associated facilities pursuant to the planned relocation prescribed in the May 2020 Memorandum Of Agreement (MOA) between the Department of the Interior (DOI) and the Department of the Navy (DON), in order to prevent further unnecessary environmental and cultural destruction, and relative to urging DOI and DON to fully recognize the Indigenous rights of the original landowners of the lands concerned, per their Indigenous rights inextricable from the genuine protection of such lands.

15. **Resolution No. 433-37 (COR)**

Therese M. Terlaje

Relative to requesting from the Secretary of the U.S. Department of Defense the unclassified version of the “independent assessment of the integrated air and missile defense architecture to defend Guam” which was authorized by U.S. Public Law 117-263 and commissioned by the U.S. Department of Defense from Massachusetts Institute of Technology Lincoln Laboratory in 2023.

16. **Resolution No. 441-37 (LS)**

Tina Rose Muña Barnes  
Jesse A. Lujan  
Christopher M. Dueñas  
Dwayne T.D. San Nicolas  
Joe S. San Agustin

RELATIVE TO EXPRESSING THE SUPPORT OF H.R. 8786, INTRODUCED IN THE UNITED STATES HOUSE OF REPRESENTATIVES, WHICH SEEKS TO PROVIDE FOR A CABOTAGE EXEMPTION FOR FOREIGN AIR CARRIERS LANDING IN GUAM OR THE NORTHERN MARIANA ISLANDS.

17. **Resolution No. 447-37 (COR)**

Jesse A. Lujan  
Tina Rose Muña Barnes  
Joanne M. Brown  
Therese M. Terlaje  
Joe S. San Agustin  
Dwayne T.D. San Nicolas  
Sabina Flores Perez  
Telo T. Taitague  
Chris Barnett  
Roy A. B. Quinata  
Frank Blas, Jr.  
Thomas J. Fisher

Relative to requesting the United States Secretary of Transportation to authorize a temporary twenty-four (24) consecutive month exemption to expand cargo and passenger flexibility at the A.B. Won Pat International Airport Authority, Guam and allow certain foreign air carriers to stop in Guam in the course of transportation of passengers or cargo in either direction between a place in the United States and a place outside the United States, and for other purposes.

**(xviii) Consideration of the Daily File;**

**(1) Third Reading File:**

**(2) Voting File:**

**(xix) Brief Extension of Remarks;**

**(xx) Announcements; and**

**(xxi) Adjournment.**