I MINA'TRENTAI KUÅTTRO NA LIHESLATURAN GUÅHAN

2018 (SECOND) Regular Session

LEGISLATIVE SESSION VOTING RECORD

Bill No. 243-34 (COR)
As amended on the Floor.

Speaker Antonio R. Unpingco Legislative Session Hall
May 1, 2018

NAME	Aye	Nay	Not Voting/ Abstained	Out During Roll Call	Absent	Excused
Senator Thomas C. **ADA**	√					
Senator FRANK B. **AGUON, JR.**	√					
Senator William M. **CASTRO**	√					
Speaker Benjamin J.F. **CRUZ**	√					
Senator James V. **ESPALDON**	√					
Senator Fernando Barcinas **ESTEVES**					√	√
Senator Régine Biscoe **LEE**	√					
Senator Tommy **MORRISON**	√					
Senator Louise B. **MUÑA**	√					
Senator Telena Cruz **NELSON**	√					
Senator Dennis G. **RODRIGUEZ, JR.**	√					
Senator Joe S. **SAN AGUSTIN**	√					
Senator Michael F.Q. **SAN NICOLAS**	√					
Vice Speaker Therese M. **TERLAJE**	√					
Senator Mary Camacho **TORRES**	√					
TOTAL:	14				1	1
	Aye	**Nay**	**Not Voting/ Abstained**	**Out During Roll Call**	**Absent**	**Excused**

CERTIFIED TRUE AND CORRECT:

Clerk of the Legislature

I = Pass

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Introduced by: James V. Espaldon
B. J.F. Cruz

AN ACT TO *AMEND* § 4301(a) AND (b) OF ARTICLE 3, CHAPTER 4, TITLE 4, GUAM CODE ANNOTATED, RELATIVE TO PARTICIPATION IN THE GOVERNMENT OF GUAM GROUP HEALTH INSURANCE PROGRAM.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. § 4301(a) of Article 3, Chapter 4, Title 4, Guam Code Annotated, is *amended* to read:

"(a) *I Maga'låhi* (the Governor) is authorized to enter contracts and reject proposals, with the written concurrence of the Speaker of *I Liheslaturan Guåhan* (the Guam Legislature) or the Chief Justice of the Supreme Court of Guam whose consents may be withheld in their sole discretion, with one (1) or more insurance companies, authorized to do business in Guam, for group insurance, including, but *not* limited to, hospitalization, medical care, life, and accident, for all employees or separate groups of employees, and foster children, of the government of Guam. If the Legislative or Judicial Branches of government elect to enter into separate contracts for their employees as authorized in § 4301(c), *I Maga'låhi shall* obtain the written concurrence of the Branch electing to remain with the Executive Branch on or before March

1 of each year. Notwithstanding any authority granted in each entity's enabling legislation to procure separate health insurance coverage, all entities in the Executive Branch, including autonomous and semi-autonomous agencies, public corporations and authorities, *shall* participate in the Government of Guam Group Health Insurance Program. The government *shall not* be construed as an agent of any insurance company in negotiating or administering this group insurance program. Health benefits provided under this authority may be self-funded and administered by a third party if it is determined to be cost-effective. No government funds shall be authorized or expended, and no contract shall be executed with any healthcare respondent/provider for group insurance for all employees, or separate groups of employees, and foster children, of the government of Guam, whose proposal *does not* represent the most economical and beneficial healthcare insurance proposal plan, as defined in § 4302(c)(2) of this Article, and as determined by the Negotiating Team in § 4302(c) of this Article."

Section 2. § 4301(b) of Article 3, Chapter 4, Title 4, Guam Code Annotated, is *amended* to read:

"(b) All participation by employees in such contracts of insurance *shall* be on a voluntary basis. All retired employees and survivors of a retired employee who are enrolled in Medicare (Parts A and B), and who participate by electing either Class I or Class II coverage, *shall* enroll in the Retiree Supplemental Plan. Effective in the next contract following the enactment of this subparagraph, the government's contribution for health and dental insurance *shall* be uniform within each class (including separate classes and rates for retired employees and their survivors) for all competing plans, and *shall not* be less than fifty percent (50%) of the lowest premium for a single employee, except that the government *shall* increase the contributions it

makes on behalf of a retired employee or survivor of a retired employee so that the retired employee or the survivor of a retired employee contributes no more than an active employee who is otherwise in the same class. Notwithstanding any other provision of this Section to the contrary, the government of Guam *shall* cover the full cost of insurance coverage for foster children, and such coverage *shall* require no co-payments nor deductibles for the foster children insured pursuant to this Section."

Section 3. Effective Date. This Act *shall* be effective upon enactment.