I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN

2021 (FIRST) Regular Session

LEGISLATIVE SESSION AGENDA

Speaker Antonio R. Unpingco Legislative Session Hall

September 24, 27, 28, 29, 30, October 1, 2021

(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;

- August 2, 2021

(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;

- Bill Nos. 165-36 (COR) and 166-36 (COR); 167-36 (LS) through 183-36 (LS); and 184-36 (COR) through 200-36 (COR).
- Resolution Nos. 132-36 (COR) through 137-36 (COR); 138-36 (LS) through 156-36 (LS); and 157-36 (COR) through 169-36 (COR).

(xiv) Motions;

1. **VETOED BILL NO. 11-36 (COR)** - AN ACT TO *AMEND* § 19405(b) AND (c) OF ARTICLE 4, CHAPTER 19, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO REQUIRING LEGISLATIVE AUTHORIZATION TO EXTEND A DECLARATION OF A STATE OF PUBLIC HEALTH EMERGENCY AND TO BE KNOWN AS "THE RESTORATION OF SEPARATION OF POWERS ACT." (Doc. No. 36GL-21-0257)
2. **VETOED BILL NO. 38-36 (COR)** - AN ACT TO *AMEND* § 61106(b) OF ARTICLE 1, CHAPTER 61, DIVISION 2, TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO ESTABLISHING EXTENSIONS OF DEADLINES TO SUBMIT REPORTS OR POSITIONS STATEMENTS TO THE APPLICATION REVIEW COMMITTEE, AND AN ADMINISTRATIVE FINE FOR THE DIRECTOR OF A MEMBER-AGENCY OF THE APPLICATION REVIEW COMMITTEE WHO FAILS TO PROVIDE REQUIRED REPORTS OR POSITION STATEMENTS ON LAND USE APPLICATIONS. (Doc. No. 36GL-21-0258)
3. **VETOED BILL NO. 164-36 (COR)** - AN ACT TO *AMEND* SECTIONS 4, 5, 6, AND 7, AND *ADD* A NEW SECTION 8, AND *REPEAL* "EXHIBIT A,"ALL OF PUBLIC LAW 35-136 THE *RECOVERY INCOME SUPPORT AND EMPOWERMENT (RISE) ACT OF 2020*, RELATIVE TO REMOVING IMPEDIMENTS TO THE ISSUANCE OF PAYMENTS TO ELIGIBLE GUAM RESIDENTS DURING THE STATE OF PUBLIC HEALTH EMERGENCY DUE TO THE COVID-19 PANDEMIC. (Doc. No. 36GL-21-0989)

(xv) Legislative Concurrence;

1. The Committee on Environment, Revenue and Taxation, Labor, Procurement, and Statistics, Research, and Planning hereby reports out the nomination of Clare R. Delgado to serve as a Member (Real Estate Broker Representative) of the Guam Real Estate Commission, with the recommendation to do confirm. Moved to the Voting File 9/24/21.
2. The Committee on Health, Land, Justice, and Culture hereby reports out the nomination of John Q. Lizama to serve as a Member (Public-At-Large Representative) of the Guam Parole Board, with the recommendation to do confirm. Moved to the Voting File 9/24/21.
3. The Committee on Economic Development, Agriculture, Power and Energy Utilities, and the Arts hereby reports out the nomination of Siska S. Hutapea to serve as a Member (Public-At-Large Representative) of the Guam Economic Development Authority Board of Directors, with the recommendation to do confirm. Moved to the Voting File 9/24/21.

(xvi) Consent Calendar;

(xvii) Second Reading File;

1.	**Bill No. 70-36 (COR)** As amended by the Committee on General Government Operations, Appropriations, and Housing. Moved to the bottom of Second Reading File 9/24//21.	Frank Blas Jr. Tina Rose Muña Barnes Christopher M. Dueñas	AN ACT TO *ADD* A NEW CHAPTER 54 TO TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO CREATING TAX REBATES FOR PERSONAL PROTECTIVE EQUIPMENT (PPE); AND TO BE KNOWN AS "THE PPE FOR GUAM ACT OF 2021."
2.	**Bill No. 111-36 (COR)** As amended by the Committee on Health, Land, Justice and Culture. Moved to the bottom of Second Reading File 9/24//21.	Amanda L. Shelton Mary Camacho Torres Tina Rose Muña Barnes Telena Cruz Nelson Therese M. Terlaje	AN ACT TO *AMEND* § 120.60 OF ARTICLE 1, CHAPTER 120, TITLE 8, GUAM CODE ANNOTATED, RELATIVE TO REQUIRING TESTING FOR HIV OF THOSE CHARGED WITH CRIMINAL SEXUAL ABUSE OR CONDUCT AT THE REQUEST OF VICTIMS.
3.	**Bill No. 116-36 (COR)** As amended by the Committee on Environment, Revenue and Taxation, Labor, Procurement, and Research, Statistics, and Planning. Moved to the bottom of Second Reading File 9/24//21.	Sabina Flores Perez Tina Rose Muña Barnes Joanne Brown Jose "Pedo" Terlaje James C. Moylan Telo T. Taitague V. Anthony Ada	AN ACT TO *AMEND* §§ 51202, 51204, 51205, AND 51207, ALL OF CHAPTER 51, TITLE 10, GUAM CODE ANNOTATED; AND TO *AMEND* § 40115(c) OF CHAPTER 40, TITLE 5, GUAM CODE ANNOTATED; AND TO *AMEND* § 77114.3 OF CHAPTER 77, TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO ENHANCING AGENCY CAPACITY TO ADDRESS ILLEGAL DUMPING.
4.	**Bill No. 130-36 (LS)** Moved to the bottom of Second Reading File 9/24//21.	Tina Rose Muña Barnes James C. Moylan	AN ACT TO *ADD* A NEW SECTION 13.2 TO CHAPTER 1 OF DIVISION 1, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO ESTABLISHING THE GUAM WORLD WAR II RECONCILIATION ACT OF 2021 TO COMPENSATE CLAIMS OF THE GREATEST GENERATION OF GUAM FOR THE ATROCITIES SUFFERED DURING THE WORLD WAR II OCCUPATION OF GUAM.
1.	**Bill No. 116-36 (COR)** As amended by the Committee on Environment, Revenue and Taxation, Labor, Procurement, and Research, Statistics, and Planning. Moved to the Third Reading File 9/24/21.	Sabina Flores Perez Tina Rose Muña Barnes Joanne Brown Jose "Pedo" Terlaje James C. Moylan Telo T. Taitague V. Anthony Ada	AN ACT TO *AMEND* §§ 51202, 51204, 51205, AND 51207, ALL OF CHAPTER 51, TITLE 10, GUAM CODE ANNOTATED; AND TO *AMEND* § 40115(c) OF CHAPTER 40, TITLE 5, GUAM CODE ANNOTATED; AND TO *AMEND* § 77114.3 OF CHAPTER 77, TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO ENHANCING AGENCY CAPACITY TO ADDRESS ILLEGAL DUMPING.
2.	**Bill No. 158-36 (LS)** Pass on File 9/24/21.	Tina Rose Muña Barnes Mary Camacho Torres Amanda L. Shelton Joe S. San Agustin Clynton E. Ridgell Jose "Pedo" Terlaje Frank Blas Jr. James C. Moylan V. Anthony Ada	AN ACT TO *ADD* CHAPTER 54 TO TITLE 17 GUAM CODE ANNOTATED RELATIVE TO BUILDING UP GUAM'S HEALTHCARE CAPACITY AND TO CITE THIS ACT AS THE *BIRÅDA* ACT.
3.	**Bill No. 162-36 (COR)** As amended by the Committee on Environment, Revenue and Taxation, Labor, Procurement, and Statistics, Research, and Planning; and substituted on the Floor. Set Aside 9/27/21.	Sabina Flores Perez	AN ACT TO *AMEND* § 49107(f) OF CHAPTER 49, § 50119 OF CHAPTER 50, § 51204 OF CHAPTER 51, ALL OF TITLE 10, GUAM CODE ANNOTATED, AND TO *AMEND* § 10019(g) OF CHAPTER 10, TITLE 22, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO PROGRAM FUNDS MAINTAINED BY THE GUAM ENVIRONMENTAL PROTECTION AGENCY.
4.	**Bill No. 165-36 (COR)** Moved to the Third Reading File 9/24/21.	Therese M. Terlaje Sabina Flores Perez	AN ACT TO *AMEND* §10115(a)(2) OF CHAPTER 10, TITLE 22, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO REMOVING THE CAP ON CIVIL PENALTY FOR VIOLATIONS OF THE GUAM SOIL EROSION AND SEDIMENT CONTROL REGULATIONS.

5.	**Resolution No. 143-36 (LS)** Moved to the Third Reading File 9/27/21.	Therese M. Terlaje Jose "Pedo" Terlaje	Relative to expressing the support of *I Mina'trentai Sais na Liheslaturan Guåhan* and advocating for the passage of H.R. 3730, which seeks to amend Title 38, United States Code, to establish in the Department of Veteran Affairs an Advisory Committee on United States Outlying Areas and Freely Associated States, and for other purposes.
6.	**Bill No. 70-36 (COR)** As amended by the Committee on General Government Operations, Appropriations, and Housing. Set Aside 9/27/21. Sent back to Committee 9/28/21.	Frank Blas Jr. Tina Rose Muña Barnes Christopher M. Dueñas	AN ACT TO *ADD* A NEW CHAPTER 54 TO TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO CREATING TAX REBATES FOR PERSONAL PROTECTIVE EQUIPMENT (PPE); AND TO BE KNOWN AS "THE PPE FOR GUAM ACT OF 2021."
7.	**Bill No. 111-36 (COR)** As amended by the Committee Health, Land, Justice and Culture. Set Aside 9/27/21. Moved to the Third Reading File 9/28/21.	Amanda L. Shelton Mary Camacho Torres Tina Rose Muña Barnes Telena Cruz Nelson Therese M. Terlaje	AN ACT TO *AMEND* § 120.60 OF ARTICLE 1, CHAPTER 120, TITLE 8, GUAM CODE ANNOTATED, RELATIVE TO REQUIRING TESTING FOR HIV OF THOSE CHARGED WITH CRIMINAL SEXUAL ABUSE OR CONDUCT AT THE REQUEST OF VICTIMS.
8.	**Bill No. 184-36 (COR)** As amended by the Committee on Public Safety, Emergency Response, Military and Veteran Affairs, Mayors Council, and Public Transit. Placed on Session Agenda 9/24/21. Moved to the Third Reading File 9/27/21.	Joe S. San Agustin Amanda L. Shelton Telena Cruz Nelson Tina Rose Muña Barnes Clynton E. Ridgell Jose 'Pedo' Terlaje V. Anthony Ada Frank Blas, Jr. James C. Moylan Christopher M. Dueñas	AN ACT TO AUTHORIZE THE MILITARY ORDER OF THE PURPLE HEART, GUAM CHAPTER 1315, TO USE A PORTION OF THE SKINNER PLAZA TO ESTABLISH THE GUAM PACIFIC ISLAND GOLD STAR FAMILIES MONUMENT HONORING GUAM'S GOLD STAR SERVICE FAMILIES WHOSE SON OR DAUGHTER MADE THE ULTIMATE SACRIFICE IN SERVICE OF OUR ISLAND AND COUNTRY.
9.	**Bill No. 106-36 (COR)** As amended by the Committee on Public Safety, Emergency Response, Military and Veteran Affairs, Mayors Council, and Public Transit. Placed on Session Agenda 9/24/21. Failed to place 9/27/21.	James C. Moylan Joe S. San Agustin Jose "Pedo" Terlaje Frank Blas Jr.	AN ACT TO ADD § 60109.1(l)(1)(I) AND § 60109.1(l)(1)(J) TO CHAPTER 60, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO INCLUDING POLICE PRECINCTS AND GOVERNMENT OFFICES TO THE LIST OF EXCEPTIONS WHERE AN AUTHORIZED INDIVIDUAL SHALL NOT OPENLY CARRY A FIREARM OR CARRY A CONCEALED FIREARM.
10.	**Bill No. 130-36 (LS)** As substituted in the Committee of the Whole. Resolved into the Committee of the Whole 9/28/21.	Tina Rose Muña Barnes James C. Moylan	AN ACT TO *ADD* A NEW SECTION 13.2 TO CHAPTER 1 OF DIVISION 1, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO ESTABLISHING THE GUAM WORLD WAR II RECONCILIATION ACT OF 2021 TO COMPENSATE CLAIMS OF THE GREATEST GENERATION OF GUAM FOR THE ATROCITIES SUFFERED DURING THE WORLD WAR II OCCUPATION OF GUAM.
11.	**Bill No. 121-36 (COR)** As amended by the Committee on General Government Operations, Appropriations, and Housing; and substituted on the Floor; and further amended by the Committee on General Government Operations, Appropriation, and Housing. Resolved into the Committee of the Whole 9/28/21. Set Aside 9/28/21.	Joe S. San Agustin Tina Rose Muña Barnes	AN ACT TO *ADD* A NEW CHAPTER 83 TO TITLE 12, DIVISION 2, GUAM CODE ANNOTATED RELATIVE TO THE DESIGN, BUILD, FINANCE, LEASE, TRANSFER AND MAINTENANCE OF THE GUAM TWENTY-FIRST (21ST) CENTURY HEALTHCARE CENTER WHICH SHALL BE CALLED THE "THE GUAM TWENTY-FIRST (21ST) CENTURY HEALTHCARE CENTER CONSTRUCTION ACT OF 2021."

12.	**Bill No. 153-36 (COR)** As amended by the Committee on General Government Operations, Appropriations, and Housing. Resolved into the Committee of the Whole 9/28/21.	Joe S. San Agustin Jose "Pedo" Terlaje Tina Rose Muña Barnes Clynton E. Ridgell James C. Moylan Frank Blas Jr. Amanda L. Shelton V. Anthony Ada Mary Camacho Torres	AN ACT TO *ADD* A NEW ARTICLE 7 TO CHAPTER 90, TITLE 9, GUAM CODE ANNOTATED RELATIVE TO THE FINANCE, DESIGN, CONSTRUCTION AND MAINTENANCE OF THE GOVERNMENT OF GUAM DEPARTMENT OF CORRECTIONS WHICH THE ACT SHALL BE CALLED THE "DEPARTMENT OF CORRECTIONS MODERNIZATION ACT OF 2021."

(xviii) Consideration of the Daily File;

(1) Third Reading File:

1.	**Bill No. 116-36 (COR)** As amended by the Committee on Environment, Revenue and Taxation, Labor, Procurement, and Research, Statistics, and Planning; and further amended on the Floor.	Sabina Flores Perez Tina Rose Muña Barnes Joanne Brown Jose "Pedo" Terlaje James C. Moylan Telo T. Taitague V. Anthony Ada	AN ACT TO *AMEND* §§ 51202, 51204, 51205, AND 51207, ALL OF CHAPTER 51, TITLE 10, GUAM CODE ANNOTATED; AND TO *AMEND* § 40115(c) OF CHAPTER 40, TITLE 5, GUAM CODE ANNOTATED; AND TO *AMEND* § 77114.3 OF CHAPTER 77, TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO ENHANCING AGENCY CAPACITY TO ADDRESS ILLEGAL DUMPING.
2.	**Bill No. 165-36 (COR)** As amended on the Floor.	Therese M. Terlaje Sabina Flores Perez Clynton E. Ridgell Joanne Brown Telo T. Taitague	AN ACT TO *AMEND* §10115(a)(2) OF CHAPTER 10, TITLE 22, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO REMOVING THE CAP ON CIVIL PENALTY FOR VIOLATIONS OF THE GUAM SOIL EROSION AND SEDIMENT CONTROL REGULATIONS.
3.	**Resolution No. 143-36 (LS)** As amended on the Floor. Adopted 9/29/21.	Therese M. Terlaje Jose "Pedo" Terlaje Telo T. Taitague Joanne Brown Sabina Flores Perez Telena Cruz Nelson Joe S. San Agustin James C. Moylan V. Anthony Ada Christopher M. Dueñas Frank Blas Jr. Tina Rose Muña Barnes Clynton E. Ridgell Amanda L. Shelton Mary Camacho Torres	Relative to expressing the support of *I Mina'trentai Sais na Liheslaturan Guåhan* and advocating for the passage of H.R. 3730, which seeks to amend Title 38, United States Code, to establish in the Department of Veteran Affairs an Advisory Committee on United States Outlying Areas and Freely Associated States, and for other purposes.
4.	**Bill No. 184-36 (COR)** As amended by the Committee on Public Safety, Emergency Response, Military and Veteran Affairs, Mayors Council, and Public Transit; and further amended on the Floor. Passed 9/29/21.	Joe S. San Agustin Amanda L. Shelton Telena Cruz Nelson Tina Rose Muña Barnes Clynton E. Ridgell Jose 'Pedo' Terlaje V. Anthony Ada Frank Blas, Jr. James C. Moylan Christopher M. Dueñas Therese M. Terlaje Joanne Brown Telo T. Taitague Sabina Flores Perez Mary Camacho Torres	AN ACT TO AUTHORIZE THE MILITARY ORDER OF THE PURPLE HEART, GUAM CHAPTER 1315, TO USE A PORTION OF THE SKINNER PLAZA TO ESTABLISH THE GUAM PACIFIC ISLAND GOLD STAR FAMILIES MONUMENT HONORING GUAM'S GOLD STAR SERVICE FAMILIES WHOSE SON OR DAUGHTER MADE THE ULTIMATE SACRIFICE IN SERVICE OF OUR ISLAND AND COUNTRY.

5.	**Bill No. 111-36 (COR)** As amended by the Committee on Health, Land, Justice, and Culture.	Amanda L. Shelton Mary Camacho Torres Tina Rose Muña Barnes Telena Cruz Nelson Therese M. Terlaje	AN ACT TO *AMEND* § 120.60 OF ARTICLE 1, CHAPTER 120, TITLE 8, GUAM CODE ANNOTATED, RELATIVE TO REQUIRING TESTING FOR HIV OF THOSE CHARGED WITH CRIMINAL SEXUAL ABUSE OR CONDUCT AT THE REQUEST OF VICTIMS.

(2) Voting File:

1. The nomination of Clare R. Delgado to serve as a Member (Real Estate Broker Representative) of the Guam Real Estate Commission.

2. The nomination of John Q. Lizama to serve as a Member (Public-At-Large Representative) of the Guam Parole Board.

3. The nomination of Siska S. Hutapea to serve as a Member (Public-At-Large Representative) of the Guam Economic Development Authority Board of Directors.

(xix) Brief Extension of Remarks;

(xx) Announcements; and

(xxi) Adjournment.