

I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN
2021 (FIRST) Regular Session
LEGISLATIVE SESSION AGENDA

Speaker Antonio R. Unpingco Legislative Session Hall

May 21, 24, 25, 26, 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;**
 - April 23, 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. 127-36 (LS) through 131-36 (LS); and 132-36 (COR) through 139-36 (COR).
 - Resolution Nos. 64-36 (COR) through 67-36 (COR); 68-36 (LS) through 76-36 (LS); and 77-36 (COR) through 92-36 (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)
- (xv) **Legislative Concurrence;**
 1. The Committee on Education, Self-Determination, and Historic Preservation, Infrastructure, Border Safety, Federal and Foreign Affairs, and Maritime Transportation hereby reports out the nomination of Dr. Lisa A. Baza-Cruz to serve as a Member (Ed.D. Representative) of the Guam Commission for Educator Certification, with the recommendation to do confirm. **Moved to Voting File 5/21/21.**
 2. The Committee on Health, Land, Justice, and Culture hereby reports out the nomination of Angelina-Marie C. Lape to serve as a Member of the Guam Board of Social Work, with the recommendation to do confirm. **Placed on Session Agenda 5/21/21. Moved to Voting File 5/21/21.**
 3. The Committee on Environment, Revenue and Taxation, Labor, Procurement, and Statistics, Research, and Planning hereby reports out the nomination of Corazon R. Montellano to serve as a Member of the Guam Solid Waste Authority Board of Directors with the recommendation to do confirm. **Placed on Session Agenda 5/21/21. Moved to Voting File 5/21/21.**
 4. The Committee on Health, Land, Justice, and Culture hereby reports out the nomination of Maureen A. San Nicolas to serve as a Member (NASW Guam Chapter- Representative) of the Guam Board of Social Work, with the recommendation to do confirm. **Placed on Session Agenda 5/21/21. Moved to Voting File 5/21/21.**

5. The Committee on Education, Self-Determination, and Historic Preservation, Infrastructure, Border Safety, Federal and Foreign Affairs, and Maritime Transportation hereby reports out the nomination of Leeaná Lynn L. Borja to serve as a Member (Guidance Counselor-Representative) of the Guam Commission for Educator Certification, with the recommendation to do confirm. **Placed on Session Agenda 5/21/21. Moved to Voting File 5/21/21.**
6. The Committee on Education, Self-Determination, and Historic Preservation, Infrastructure, Border Safety, Federal and Foreign Affairs, and Maritime Transportation hereby reports out the nomination of Lawrence Jay M. Alcairo to serve as a Member (General Public Representative) of the Guam Academy Charter School Council, with the recommendation to do confirm. **Placed on Session Agenda 5/21/21. Moved to Voting File 5/21/21.**
7. The Committee on Education, Self-Determination, and Historic Preservation, Infrastructure, Border Safety, Federal and Foreign Affairs, and Maritime Transportation hereby reports out the nomination of Roberta M. Abaday to serve as a Member (Community-At- Large Representative) of the Guam Commission for Educator Certification, with the recommendation to do confirm. **Placed on Session Agenda 5/21/21. Moved to Voting File 5/21/21.**

(xvi) Consent Calendar;

(xvii) Second Reading File;

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| <p>1. Bill No. 46-36 (COR)
As substituted on the Floor.

Moved to Third Reading File 5/21/21.</p> | <p>Therese M. Terlaje
Jose “Pedo” Terlaje
Telena Cruz Nelson
Christopher M. Dueñas</p> | <p>AN ACT TO <i>AMEND</i> SUBSECTION (c) AND TO ADD A NEW SUBSECTION (d) TO § 66212 OF ARTICLE 2, ALL OF CHAPTER 66, TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO ENCOURAGING THE CONSTRUCTION OF HOMES BY EXTENDING THE VALIDITY OF A BUILDING PERMIT FOR A PERIOD OF TWELVE (12) MONTHS AND GRANTING OF EXTENSION OF SUCH PERIOD FOR CAUSE.</p> |
| <p>2. Bill No. 47-36 (COR)
As amended by the Committee on Air Transportation, Parks, Tourism, Higher Education, and the Advancement of Women, Youth, and Senior Citizens.

Moved to Third Reading File 5/21/21.</p> | <p>V. Anthony Ada</p> | <p>AN ACT TO <i>ADD</i> A NEW § 9117 TO ARTICLE 1 OF CHAPTER 9, TITLE 12, GUAM CODE ANNOTATED, RELATIVE TO TRANSFERRING CONTROL OF THE TOURIST ATTRACTION FUND GRANTS PROGRAM TO THE GUAM VISITORS BUREAU.</p> |
| <p>3. Bill No. 65-36 (COR)

Moved to Third Reading File 5/21/21.</p> | <p>Amanda L. Shelton
Mary Camacho Torres
Tina Rose Muña Barnes
Jose “Pedo” Terlaje
Sabina Flores Perez</p> | <p>AN ACT TO <i>AMEND</i> SUBSECTIONS (a)(4), (c)(1), (d)(2), AND (d)(4), ALL OF § 7120.1, CHAPTER 7, TITLE 16, GUAM CODE ANNOTATED, RELATIVE TO REMOVING THE DATE OF EXPIRATION ON REMOVABLE WINDSHIELD PLACARDS AND EXTENDING THE PERIOD OF TIME FOR PHYSICIAN CERTIFICATION ON TEMPORARY REMOVABLE WINDSHIELD PLACARDS.</p> |
| <p>4. Bill No. 71-36 (COR)
As amended by the Committee on Environment, Revenue and Taxation, Labor, Procurement, and Statistics, Research and Planning.

Moved to Third Reading File 5/21/21.</p> | <p>Amanda L. Shelton
Telena Cruz Nelson
Tina Rose Muña Barnes
Mary Camacho Torres
Joanne Brown</p> | <p>AN ACT TO <i>ADD</i> NEW § 5013 TO PART A OF ARTICLE 1, CHAPTER 5, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO ADOPTING A PROCUREMENT POLICY IN FAVOR OF WOMEN OWNED BUSINESSES, AND TO CITE THIS ACT AS “THE SUPPORT FOR WOMEN-OWNED BUSINESSES ACT.”</p> |

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| <p>5. Bill No. 74-36 (COR)
As substituted on the Floor.

Committee of the Whole 5/24/21.

Moved to Third Reading File 5/24/21.</p> | <p>Joe S. San Agustin
Tina Rose Muña Barnes
Jose "Pedo" Terlaje
Clynton E. Ridgell
Mary Camacho Torres</p> | <p>AN ACT TO <i>AMEND</i> §26203.2 OF CHAPTER 26 TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO PERMANENTLY INCREASING THE GROSS THRESHOLD FOR LIMITED EXEMPTIONS ON THE BUSINESS PRIVILEGE TAXES FOR CERTAIN SMALL BUSINESSES AND TO FURTHER REPEAL §26203.3 OF CHAPTER 26 TITLE 11, GUAM CODE ANNOTATED.</p> |
| <p>6. Bill No. 85-36 (COR)
As substituted on the Floor.

Moved to Third Reading File 5/25/21.</p> | <p>Joe S. San Agustin</p> | <p>AN ACT TO <i>AMEND</i> § 15301 OF ARTICLE 3 AND § 15407 BOTH OF ARTICLE 4, CHAPTER 15, TITLE 4 GUAM CODE ANNOTATED, RELATIVE TO REAFFIRMING THE INDEPENDENCE OF THE GUAM ETHICS COMMISSION.</p> |
| <p>7. Bill No. 89-36 (COR)
As amended by the Committee on General Government Operations, Appropriations, and Housing; and substituted on the Floor.

Moved to Third Reading File 5/25/21.</p> | <p>Joe S. San Agustin</p> | <p>AN ACT TO <i>AMEND</i> §4703 (d)(1)(2) and §4703 (g) OF CHAPTER 4, TITLE 12, GUAM CODE ANNOTATED, RELATIVE TO INCREASING THE THRESHOLD OF THE TOTAL COST OF PURCHASE FROM THREE HUNDRED THOUSAND DOLLARS (\$300,000) TO THREE HUNDRED FIFTY THOUSAND DOLLARS (\$350,000) AND TO EXCLUDE OTHER COST IMPOSED ONTO THE PURCHASE OF A HOME; AND TO REMOVE THE FIVE (5) YEARS PROVISION ON THE ELIGIBLE TRANSACTION AMOUNT ADJUSTMENT.</p> |
| <p>8. Bill No. 90-36 (COR)

Moved to Third Reading File 5/25/21.</p> | <p>James C. Moylan</p> | <p>AN ACT TO <i>AMEND</i> § 5248 OF CHAPTER 5, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO REQUIRING MONTHLY REPORTS AND JUSTIFICATION SUMMARIES WHEN PURCHASES ARE MADE THROUGH A SOLE SOURCE OR EMERGENCY PROCUREMENT PROCESS.</p> |
| <p>9. Resolution No. 56-36 (COR)
As amended by the Author.

Set Aside 5/25/21.</p> | <p>Tina Rose Muña Barnes
Clynton E. Ridgell
Jose "Pedo" Terlaje
Joe S. San Agustin
James C. Moylan
Frank Blas, Jr.</p> | <p>RELATIVE TO EXPRESSING THE UTMOST SUPPORT OF HOUSE RESOLUTION 279, ACKNOWLEDGING THAT THE UNITED STATES SUPREME COURT'S DECISIONS IN THE INSULAR CASES AND THE "TERRITORIAL INCORPORATION DOCTRINE" ARE CONTRARY TO THE TEXT AND HISTORY OF THE UNITED STATES CONSTITUTION, REST ON RACIAL VIEWS AND STEREOTYPES FROM THE ERA OF PLESSY V. FERGUSON THAT HAVE LONG BEEN REJECTED, ARE CONTRARY TO OUR NATION'S MOST BASIC CONSTITUTIONAL AND DEMOCRATIC PRINCIPLES, AND SHOULD BE REJECTED AS HAVING NO PLACE IN UNITED STATES CONSTITUTIONAL LAW.</p> |
| <p>10. Bill No. 102-36 (COR)

Placed on Session Agenda 5/21/21.

Moved to Third Reading File 5/25/21.</p> | <p>Joanne Brown
Therese M. Terlaje
Telo T. Taitague</p> | <p>AN ACT TO <i>ADD</i> NEW §§ 8103(d), 8103.1, AND 8107(d), ALL OF CHAPTER 8, AND TO <i>AMEND</i> § 43122(a) OF ARTICLE 1, CHAPTER 43, ALL OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO INCREASING PUBLIC ACCESS TO INFORMATION ON GOVERNMENT MEETINGS, DELIBERATIONS, AND DECISION MAKING BY REQUIRING BROADCASTING OF PUBLIC MEETINGS AND NOTICE OF AGENDA ITEMS.</p> |

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

(1) Third Reading File:

- 1. Bill No. 46-36 (COR)**
As substituted, and amended on the Floor.

Therese M. Terlaje
Jose "Pedro" Terlaje
Telena Cruz Nelson
Christopher M. Dueñas
Joe S. San Agustin

AN ACT TO *AMEND* SUBSECTION (c) AND TO ADD A NEW SUBSECTION (d) TO § 66212 OF ARTICLE 2, ALL OF CHAPTER 66, TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO ENCOURAGING THE CONSTRUCTION OF HOMES BY EXTENDING THE VALIDITY OF A BUILDING PERMIT FOR A PERIOD OF TWELVE (12) MONTHS AND GRANTING OF EXTENSION OF SUCH PERIOD FOR CAUSE.

- 2. Bill No. 47-36 (COR)**
As amended by the Committee on Air Transportation, Parks, Tourism, Higher Education, and the Advancement of Women, Youth, and Senior Citizens; and further amended on the Floor.

V. Anthony Ada
Amanda L. Shelton
Tina Rose Muña Barnes
James C. Moylan
Telo T. Taitague
Joanne Brown
Telena Cruz Nelson
Sabina Flores Perez
Joe S. San Agustin
Clynton E. Ridgell
Jose "Pedro" Terlaje
Frank Blas Jr.
Christopher M. Dueñas

AN ACT TO *ADD* A NEW § 9117 TO ARTICLE 1 OF CHAPTER 9, TITLE 12, GUAM CODE ANNOTATED, RELATIVE TO TRANSFERRING CONTROL OF THE TOURIST ATTRACTION FUND GRANTS PROGRAM TO THE GUAM VISITORS BUREAU.

- 3. Bill No. 65-36 (COR)**
As amended on the Floor.

Amanda L. Shelton
Mary Camacho Torres
Tina Rose Muña Barnes
Jose "Pedro" Terlaje
Sabina Flores Perez
Telo T. Taitague
Joe S. San Agustin

AN ACT TO *AMEND* SUBSECTIONS (a)(4), (c)(1), (d)(2), AND (d)(4), ALL OF § 7120.1, CHAPTER 7, TITLE 16, GUAM CODE ANNOTATED, RELATIVE TO REMOVING THE DATE OF EXPIRATION ON REMOVABLE WINDSHIELD PLACARDS AND EXTENDING THE PERIOD OF TIME FOR PHYSICIAN CERTIFICATION ON TEMPORARY REMOVABLE WINDSHIELD PLACARDS.

- 4. Bill No. 71-36 (COR)**
As amended by the Committee on Environment, Revenue and Taxation, Labor, Procurement, and Statistics, Research and Planning; and further amended on the Floor.

Amanda L. Shelton
Telena Cruz Nelson
Tina Rose Muña Barnes
Mary Camacho Torres
Joanne Brown
Telo T. Taitague

AN ACT TO *ADD* NEW § 5013 TO PART A OF ARTICLE 1, CHAPTER 5, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO ADOPTING A PROCUREMENT POLICY IN FAVOR OF WOMEN OWNED BUSINESSES, AND TO CITE THIS ACT AS "THE SUPPORT FOR WOMEN-OWNED BUSINESSES ACT."

- 5. Bill No. 74-36 (COR)**
As substituted and amended on the Floor.

Joe S. San Agustin
Tina Rose Muña Barnes
Jose "Pedro" Terlaje
Clynton E. Ridgell
Mary Camacho Torres
Telo T. Taitague
Amanda L. Shelton
James C. Moylan
V. Anthony Ada
Frank Blas Jr.
Telena Cruz Nelson
Therese M. Terlaje

AN ACT TO *AMEND* §26203.2 OF CHAPTER 26 TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO PERMANENTLY INCREASING THE GROSS THRESHOLD FOR LIMITED EXEMPTIONS ON THE BUSINESS PRIVILEGE TAXES FOR CERTAIN SMALL BUSINESSES AND TO FURTHER REPEAL §26203.3 OF CHAPTER 26 TITLE 11, GUAM CODE ANNOTATED.

- 6. Bill No. 85-36 (COR)**
As substituted and amended on the Floor.

Joe S. San Agustin
Tina Rose Muña Barnes
Clynton E. Ridgell
Amanda L. Shelton
V. Anthony Ada
Telo T. Taitague
Frank Blas, Jr.
Jose "Pedro" Terlaje
James C. Moylan
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AN ACT TO *AMEND* § 15301 OF ARTICLE 3 AND § 15407 BOTH OF ARTICLE 4, CHAPTER 15, TITLE 4 GUAM CODE ANNOTATED, RELATIVE TO REAFFIRMING THE INDEPENDENCE OF THE GUAM ETHICS COMMISSION.

8. Bill No. 90-36 (COR)

As amended on the Floor.

James C. Moylan
Sabina Flores Perez
Therese M. Terlaje
Joanne Brown
V. Anthony Ada
Christopher M. Dueñas
Frank Blas Jr.
Joe S. San Agustin
Telo T. Taitague

AN ACT TO *AMEND* § 5248 OF CHAPTER 5, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO REQUIRING MONTHLY REPORTS AND JUSTIFICATION SUMMARIES WHEN PURCHASES ARE MADE THROUGH A SOLE SOURCE OR EMERGENCY PROCUREMENT PROCESS.

8. Bill No. 89-36 (COR)

As amended by the Committee on General Government Operations, Appropriations, and Housing; and substituted on the Floor.

Joe S. San Agustin
Telo T. Taitague
Therese M. Terlaje
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AN ACT TO *AMEND* §4703 (d)(1)(2) and §4703 (g) OF CHAPTER 4, TITLE 12, GUAM CODE ANNOTATED, RELATIVE TO INCREASING THE THRESHOLD OF THE TOTAL COST OF PURCHASE FROM THREE HUNDRED THOUSAND DOLLARS (\$300,000) TO THREE HUNDRED FIFTY THOUSAND DOLLARS (\$350,000) AND TO EXCLUDE OTHER COST IMPOSED ONTO THE PURCHASE OF A HOME; AND TO REMOVE THE FIVE (5) YEARS PROVISION ON THE ELIGIBLE TRANSACTION AMOUNT ADJUSTMENT.

9. Bill No. 102-36 (COR)

As amended on the Floor.

Joanne Brown
Therese M. Terlaje
Telo T. Taitague
V. Anthony Ada
Frank Blas Jr.
Christopher M. Dueñas
James C. Moylan
Tina Rose Muña Barnes
Telena Cruz Nelson
Sabina Flores Perez
Clynton E. Ridgell
Joe S. San Agustin
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AN ACT TO *ADD* NEW §§ 8103(d), 8103.1, AND 8107(d), ALL OF CHAPTER 8, AND TO *AMEND* § 43122(a) OF ARTICLE 1, CHAPTER 43, ALL OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO INCREASING PUBLIC ACCESS TO INFORMATION ON GOVERNMENT MEETINGS, DELIBERATIONS, AND DECISION MAKING BY REQUIRING BROADCASTING OF PUBLIC MEETINGS AND NOTICE OF AGENDA ITEMS.

(2) Voting File:

1. The nomination of Dr. Lisa A. Baza-Cruz to serve as a Member (Ed.D. Representative) of the Guam Commission for Educator Certification.
2. The nomination of Leeaná Lynn L. Borja to serve as a Member (Guidance Counselor-Representative) of the Guam Commission for Educator Certification.
3. The nomination of Lawrence Jay M. Alcairo to serve as a Member (General Public Representative) of the Guam Academy Charter School Council.
4. The nomination of Roberta M. Abaday to serve as a Member (Community-At-Large Representative) of the Guam Commission for Educator Certification.
5. The nomination of Angelina-Marie C. Lape to serve as a Member of the Guam Board of Social Work.
6. The nomination of Corazon R. Montellano to serve as a Member of the Guam Solid Waste Authority Board of Directors.

7. The nomination of Maureen A. San Nicolas to serve as a Member (NASW Guam Chapter - Representative) of the Guam Board of Social Work.

(xix) Brief Extension of Remarks;

(xx) Announcements; and

(xxi) Adjournment.