

I Mina'trentai Sais Na Liheslaturan Guåhan  
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES	NOTES
110-36 (COR)	Therese M. Terlaje Telena Cruz Nelson	AN ACT TO <i>AMEND</i> §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, TO <i>AMEND</i> §67.308.1 OF ARTICLE 3, CHAPTER 67, TITLE 9 AND TO <i>AMEND</i> §12605 (o) OF ARTICLE 6, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING ELECTRONIC TRANSMISSION OF PRESCRIPTIONS FOR SCHEDULE II, III, IV AND V SUBSTANCES.	4/7/21 2:09 p.m.	4/9/21	Committee on Health, Land, Justice, and Culture	5/12/21 5:30 p.m.	5/21/21 2:03 p.m.	Waiver: 4/12/21	



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

*I Mina'trentai Sais na Liheslaturan Guåhan* | 36th Guam Legislature  
Committee on Health, Land, Justice and Culture

May 19, 2021

**The Honorable Tina Rose Muña Barnes**

Chairperson, Committee on Rules

*I Mina'trentai Sais na Liheslaturan Guåhan*

163 Chalan Santo Papa

Hagåtña Guam, 96910

**RE: Committee Report on Bill No. 110-36(COR) As Introduced**

*Håfa Adai* Chairperson Muña Barnes:

Transmitted herewith is the Committee Report on the **Bill No. 110-36 (COR)**- As Introduced by Speaker Therese M. Terlaje and Senator Telenia C. Nelson – “AN ACT TO AMEND §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, TO AMEND §67.308.1 OF ARTICLE 3, CHAPTER 67, TITLE 9 AND TO AMEND §12605 (o) OF ARTICLE 6, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING ELECTRONIC TRANSMISSION OF PRESCRIPTIONS FOR SCHEDULE II, III, IV AND V SUBSTANCES.”

Committee votes are as follows:

<u>5</u>	TO DO PASS
<u>0</u>	TO NOT PASS
<u>2</u>	TO REPORT OUT ONLY
<u>0</u>	TO ABSTAIN
<u>0</u>	TO PLACE IN INACTIVE FILE

**COMMITTEE ON RULES**

**RECEIVED:**

May 19, 2021

9:59 A.M.

Sincerely,

**Speaker Therese M. Terlaje**

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

Tel: (671) 472-3586 | Fax: (671) 969-3590 | 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)*



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

*I Mina'trentai Sais na Liheslaturan Guåhan* | 36th Guam Legislature  
Committee on Health, Land, Justice and Culture

## **COMMITTEE REPORT**

### **Bill No. 110-36 (COR)**

Introduced by:

Speaker Therese M. Terlaje, Senator Telenia C. Nelson

**“AN ACT TO AMEND §41649 TO ARTICLE 16,  
CHAPTER 4, DIVISION 1, TITLE 26, GUAM  
ADMINISTRATIVE RULES AND REGULATIONS,  
TO AMEND §67.308.1 OF ARTICLE 3, CHAPTER  
67, TITLE 9 AND TO AMEND §12605 (o) OF  
ARTICLE 6, CHAPTER 12, TITLE 10, GUAM  
CODE ANNOTATED, RELATIVE TO ALLOWING  
ELECTRONIC TRANSMISSION OF  
PRESCRIPTIONS FOR SCHEDULE II, III, IV AND  
V SUBSTANCES.”**

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

Tel: (671) 472-3586 | Fax: (671) 969-3590 | Email: [senatorterlajeguam@gmail.com](mailto:senatorterlajeguam@gmail.com) | [www.senatorterlaje.com](http://www.senatorterlaje.com)

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please send to: [speaker@guamlegislature.org](mailto:speaker@guamlegislature.org)*



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

*I Mina'trentai Sais na Liheslaturan Guåhan* | 36th Guam Legislature  
Committee on Health, Land, Justice and Culture

May 18, 2021

## MEMORANDUM

**To:** All Members  
Committee on Health, Land, Justice and Culture

**From:** Speaker Therese M. Terlaje *Tmt*  
Committee Chairperson

**Subject:** Committee Report on Bill No. 110-36 (COR), As Introduced

Transmitted herewith for your consideration is the Committee Report on **Bill No. 110-36 (COR)– Introduced by Speaker Therese M. Terlaje and Senator Telenia C. Nelson – “AN ACT TO AMEND §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, TO AMEND §67.308.1 OF ARTICLE 3, CHAPTER 67, TITLE 9 AND TO AMEND §12605 (o) OF ARTICLE 6, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING ELECTRONIC TRANSMISSION OF PRESCRIPTIONS FOR SCHEDULE II, III, IV AND V SUBSTANCES.”**

This report includes the following:

- Copy of COR Referral of Bill No. 110-36 (COR)
- Notices of Public Hearing & Other Correspondence
- Public Hearing Agenda
- Public Hearing Sign-in Sheet
- Submitted Written Testimonies & Supporting Documents
- Committee Report Digest
- Copy of Bill No. 110-36 (COR), As Introduced
- Copy of Fiscal Note from the Bureau of Budget & Management Research
- Committee Vote Sheet

Please take the appropriate action on the attached vote sheet. Your attention to this matter is greatly appreciated. Should you have any questions or concerns, please do not hesitate to contact me.

*Si Yu'os Ma'åse'!*

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

Tel: (671) 472-3586 | Fax: (671) 969-3590 | 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)*



Vice Speaker

**TINA ROSE MUÑA BARNES**

**CHAIRPERSON, COMMITTEE ON RULES**

*I Mina'trentai Sais Na Liheslaturan Guåhan*

GUAM CONGRESS BUILDING

163 CHALAN SANTO PAPA

HAGĀTÑA, GUAM 96910

TEL 671-472-2461

COR@GUAMLEGISLATURE.ORG

April 9, 2021

## MEMO

**To:** Rennae Meno  
Clerk of the Legislature

**Attorney Ana Won Pat-Borja**  
Legislative Legal Counsel

**From:** Vice Speaker Tina Rose Muña Barnes  
Chairperson, Committee on Rules

**Re:** Referral of Bill No. 110-36 (COR)

---

*Buenas yan Häfa adai,*

As per my authority as Chairperson of the Committee on Rules and subject to §6.01(d), Rule VI of our Standing Rules, I am forwarding the referral of Bill No. 110-36 (COR) - Therese M. Terlaje, Telena Cruz Nelson - "AN ACT TO AMEND §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, TO AMEND §67.308.1 OF ARTICLE 3, CHAPTER 67, TITLE 9 AND TO AMEND §12605 (o) OF ARTICLE 6, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING ELECTRONIC TRANSMISSION OF PRESCRIPTIONS FOR SCHEDULE II, III, IV AND V SUBSTANCES."

Please ensure that the subject bill is referred to the **Committee on Health, Land, Justice, and Culture**, chaired by Speaker Therese M. Terlaje.

I also request that the same be forwarded to the prime sponsor of the subject bill.

If you have any questions or concerns, please feel free to contact Mary Maravilla, Committee on Rules Director at 472-2461.

Thank you for your attention to this important matter.

Respectfully,

**Vice Speaker Tina Rose Muña Barnes**  
Chairperson, Committee on Rules



I Mina'trentai Sais Na Liheslaturan Guåhan  
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES	NOTES
110-36 (COR)	Therese M. Terlaje Telena Cruz Nelson	AN ACT TO <i>AMEND</i> §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, TO <i>AMEND</i> §67.308.1 OF ARTICLE 3, CHAPTER 67, TITLE 9 AND TO <i>AMEND</i> §12605 (o) OF ARTICLE 6, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING ELECTRONIC TRANSMISSION OF PRESCRIPTIONS FOR SCHEDULE II, III, IV AND V SUBSTANCES.	4/7/21 2:09 p.m.	4/9/21	Committee on Health, Land, Justice, and Culture				

FIRST NOTICE of Virtual PublicHearing – Wednesday, May12, 2021, 5:30 PM

1 message

Speaker Therese M. Terlaje <senatorterlajegum@gmail.com>Wed, May 5, 2021 at 9:07 AM

To: phnotice@guamlegislature.org

Cc: Guam MIS <mis@guamlegislature.org>, Audio / Video <av@guamlegislature.org>, Tom Unsiog <sgtarms@guamlegislature.org>

Bcc: psablan@guampdn.com, mangilao.vicemayor@gmail.com, Troy Torres <troy@kanditnews.com>, Mayor Taitague <talofomayor@gmail.com>, manasilva626@yahoo.com, "Wen, Anne" <AWen@guam.gannett.com>, mtmmayorpaco17@gmail.com, haidee@postguam.com, lloretoleon@gmail.com, agatvice.chrisfejeran@yahoo.com, Phil Leon Guerrero <phil@postguam.com>, pattiontheradio@yahoo.com, life@guampdn.com, "Mayors' Council of Guam - Admin." <mcogadmin@teleguam.net>, hagatnamayor@hotmail.com, rudy iriarte <rudyiriarte@gmail.com>, Robert Hofmann <guammayor@gmail.com>, dmgeorge@guampdn.com, "Mayor Frankie A. Salas" <asanmainamayor@gmail.com>, jolene@spbgum.com, Sorensen Pacific Broadcasting <news@spbgum.com>, K57 <news@k57.com>, "Mayor Paul M. McDonald" <mayor.mcdonald671@gmail.com>, "Stole, Jasmine" <jstole@guam.gannett.com>, inalahanmayor@gmail.com, ymayortony@gmail.com, KISH <kstokish@gmail.com>, Guam PDN <news@guampdn.com>, michael ko <gktv23@hotmail.com>, raygibsonshow@gmail.com, mayorerneestc@yahoo.com, Chris Malafunkshun Barnett <Chris@kuam.com>, Maureen Maratita <publisher@glimpesofguam.com>, Mai Habib <mai.habib@spbgum.com>, Bruce Hill <pacificjournalist@gmail.com>, emmanuel@mvariety.com, KPRG <admin.kprg@gmail.com>, Maria Louella Losinio <louella.losinio@gmail.com>, Jason Salas <jason@kuam.com>, John Oconnor <john@postguam.com>, carlsonc@pstripes.osd.mil, onedededo@gmail.com, The Post Editor in Chief <editor@postguam.com>, Rindraty Limtiaco <slimtiaco@guampdn.com>, atoves.tatuha@gmail.com, Jessie Bautista <jessie.bautista007@gmail.com>, MELISSA SAVARES <melissa.savares@gmail.com>, Oyaol Ngirairikl <managingeditor@postguam.com>, bryan@mvariety.com, reporters@postguam.com, KPRG Guam <pdkprg@gmail.com>, Umatac Mayor <umatacmo@gmail.com>, guam@pstripes.osd.mil, "Limtiaco, Steve" <slimtiac@guam.gannett.com>, Mar-Vic Cagurangan <publisher@pacificislandtimes.com>, tlamorena@gmail.com, mabuhaynews@yahoo.com, Patti Rodriguez <parroyo@spbgum.com>, Kelly Park <kcn.kelly@gmail.com>, Sabrina Salas Matanane <sabrina@kuam.com>, June Blas <mayorbarrigada@gmail.com>, "Mayor Louise C. Rivera" <mayorlcrivera.tatuha@gmail.com>, Manuel Cruz <cruzma812@gmail.com>, "Santo Tomas, Joseph (Jojo)" <jsantotoma@guam.gannett.com>, mindy@postguam.com, Jessy Gogue <ocp.mayor@gmail.com>, Allan Ungacta <mayorallan.ungacta@yahoo.com>, Pacific Island Times <pacificislandtimes@gmail.com>, Desk Editor <deskeditor@postguam.com>, Kevin Kerrigan <kevin@spbgum.com>, gerry@spbgum.com, Jesse Alig <jesse.alig@pitiguam.com>, GovGU Meeting <govguammeetings@oagguam.org>, agatmayor@yahoo.com, Nestor Licanto <nestor@kuam.com>, dcrisost@guam.gannett.com, Dale Alvarez <daleealvarez@gmail.com>, editor@saipantribune.com, akaur@gannett.com, rlimtiaco@guampdn.com, junhan@mvariety.com, reporters@kuam.com, Guam Medical Society <theguammedicalsociety@gmail.com>, Theresa Arriola <theresa.arriola@gbhwc.guam.gov>, Carissa Pangelinan <Carissa.pangelinan@gbhwc.guam.gov>, SUPERDRUG DEDEDO <sddededo@paylessmarkets.com>, "Katherine B. Duenas" <Katherine.Duenas@dphss.guam.gov>, "Marilou O. Scroggs" <Marilou.Scroggs@dphss.guam.gov>, Nathaniel Berg <nberg@guamradiology.com>, "Edward Blounts Jr." <eab221@gmail.com>, Pram Sullivan <guammedicalassn@gmail.com>, "Annie Bordallo (Medical Director)" <annie.bordallo@gmha.org>, Mamie Balajadia <mamiecb@yahoo.com>, rtajalle12@gmail.com, "Drs. Gregory" <gregorydocs@gmail.com>, nadine cepeda <ntcepeda@yahoo.com>, "Suzanne S. Kaneshiro" <suzanne.kaneshiro@dphss.guam.gov>,, Masatomo Nadeau <masatomo.nadeau@dphss.guam.gov>,, Annette L. Aguon <annette.aguon@dphss.guam.gov>,, Theresa L. Arcangel <theresa.arcangel@dphss.guam.gov>,, Charlene D. San Nicolas <charlene.sannicolas@dphss.guam.gov>,, Tommy C. Taitague <tommy.taitague@dphss.guam.gov>,, Laurent Duenas <laurent.duenas@dphss.guam.gov>,, tguagun@gmail.com" <tguagun@gmail.com>, "Arthur U. San Agustin" <arthur.sanagustin@dphss.guam.gov>, "Terry G. Aguon" <Terry.Aguon@dphss.guam.gov>, Eddy Reyes <eddyreyes@gmail.com>, bellis@ite.net, eustaquioam@gmail.com, rsperrazzo@gmail.com, Gary.roy.pharmacist@gmail.com, HSP Admin Assistant <admin@hspguam.com>, Diana Calvo <dianacalvo@cssguam.org>

May 5, 2021

MEMORANDUM

To:All Senators, Stakeholders and Media

From:Speaker Therese M. Terlaje, Chairperson  
Committee on Health, Land, Justice and Culture

Subject:FIRST NOTICE of Virtual Public Hearing – Wednesday, May 12, 2021, 5:30 PM

Buenas yan Håfa Adai,

Please be advised that the Committee on Health, Land, Justice and Culture will convene a virtual public hearing on **Wednesday, May 12, 2021 at 5:30 p.m.** utilizing the Guam Legislature’s virtual meeting platform, for the following agenda items:




**Bill No. 110-36 (COR)** - Therese M. Terlaje / Telena Cruz Nelson- ACT TO AMEND §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, TO AMEND §67.308.1 OF ARTICLE 3, CHAPTER 67, TITLE 9 AND TO AMEND §12605 (o) OF ARTICLE 6, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING ELECTRONIC TRANSMISSION OF PRESCRIPTIONS FOR SCHEDULE II, III, IV AND V SUBSTANCES.


Individuals are invited to provide live testimony on any of the agenda items. Please contact the Office of Speaker Therese M. Terlaje at 472-3586 or email [senatorterlajeguam@gmail.com](mailto:senatorterlajeguam@gmail.com) to register. **Registration deadline is 5:00PM on Tuesday, May 11, 2021.** Written testimony may also be submitted via email to the Office of Speaker Therese M. Terlaje. All written testimony submitted will be placed on the record of the agenda item.


In compliance with the Americans with Disabilities Act, Individuals in need of assistance or accommodations should also contact the Office of Speaker Therese M. Terlaje. The hearing will broadcast on local television, GTA Channel 21, Docomo Channel 117/60.4 or Channel 112-4 for Docomo customers without set top boxes; and stream online via *I Liheslaturan Guåhan*'s live feed at [http://www.guamlegislature.com/live\\_feed.htm](http://www.guamlegislature.com/live_feed.htm).

**Office of Speaker Therese M. Terlaje**  
Committee on Health, Land, Justice and Culture  
*I Mina'trentai Sais na Liheslaturan Guåhan*  
36th Guam Legislature  
Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910  
T: (671) 472-3586    F: (671) 989-3590    Email: [senatorterlajeguam@gmail.com](mailto:senatorterlajeguam@gmail.com)  
website: [www.senatorterlaje.com](http://www.senatorterlaje.com)

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- 3 attachments
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**First Notice of Virtual Public Hearing on Bill 110-36 (COR)- May 12. 2021 at 530PM.pdf**  
386K
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**2021.4.12\_FN WAIVER\_B110-36 (COR).pdf**  
406K
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**Bill No. 110-36 (COR).pdf**  
964K





Office of the Speaker  
**THERESE M. TERLAJE**  
*I Mina'trentai Sais na Liheslaturan Guåhan* | 36th Guam Legislature  
Committee on Health, Land, Justice and Culture

May 5, 2021

**MEMORANDUM**

To: All Senators, Stakeholders and Media

From: Speaker Therese M. Terlaje, Chairperson  
Committee on Health, Land, Justice and Culture

Subject: **FIRST NOTICE of Virtual Public Hearing – Wednesday, May 12, 2021 beginning at 5:30 PM**

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**Bill No. 110-36 (COR)- Therese M. Terlaje / Telen Cruz Nelson-** AN ACT TO AMEND §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, TO AMEND §67.308.1 OF ARTICLE 3, CHAPTER 67, TITLE 9 AND TO AMEND §12605 (o) OF ARTICLE 6, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING ELECTRONIC TRANSMISSION OF PRESCRIPTIONS FOR SCHEDULE II, III, IV AND V SUBSTANCES.

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# Global effort to save dwindling ocean fish faces moment of truth

By Virginia Gewin  
Bloomberg

After 20 years of negotiations, the World Trade Organization is accelerating an effort to end \$22 billion in government subsidies that prop up fishing industries—a key driver of plummeting fish stocks all over the world.

Currently, some 34% of global fish populations are overexploited, according to the United Nations Food and Agriculture Organization. In the least developed countries, fish make up over 25% of protein consumption; in coastal communities, it can be up to 80%. Yet, the wealthiest countries subsidize industrial fleets that outcompete small-scale fishermen in poorer nations.

Unless something is done, environmentalists warn that the pace of overfishing threatens an unprecedented global hunger crisis and ecological disaster.

This year, new WTO Director-General Ngozi Okonjo-Iweala, a Nigerian economist who is both the first woman and African to hold the position, made the issue her top priority—with a conference set for July that could help seal



**FISH:** Freshly-caught fish at a fishmarket in Quang Nam province, Vietnam, in 2019. Without subsidies, as much as 54% of ocean fish stocks wouldn't be profitable, according to a recent study. Maika Elan/Bloomberg

an international accord. Isabel Jarrett, manager of the Reducing Harmful Fisheries Subsidies program at The Pew Charitable Trusts, said of the negotiations: "We are closer than ever before to an agreement."

But bids by several nations for exemptions and loopholes could jeopardize its effectiveness at a critical

moment for the planet's oceans.

Nations intent on protecting food access and local economies have been pouring money into fishing for decades, encouraging the continued depletion of resources by enabling struggling fisheries to expand.

In the 1970s, only 10% of the world's known fish resources were overfished,

a figure that has since more than tripled. Nevertheless, the industry continues to catch the same amount of fish as it did decades ago: The global marine catch has been about 81 million tons a year since the 1990s.

Much of that is driven by subsidies.

Ironically, reducing fishing pressure will allow stocks to rebound, improving global food security—a critical consideration given the global population has climbed by more than 2.4 billion since 1990. If governments ended subsidies, more than 35 million metric tons of fish—or 12.5% of all the fish in the sea—could be restored by 2050, according to researchers.

"In the short term, providing funds to build a new boat or to reduce the cost of fuel seems positive, but it is simply encouraging fishers to overfish," said Jarrett. "There will likely be some short-term pain in some places, but an agreement will enable us to have long-term sustainability of fish stocks."

National efforts to protect fishing industries by encouraging boatbuilding stretch back to the 1950s, said Andrés Cisneros-Montemayor, a resource

**FISH POPULATION** continued on page 17

**SPEAKER THERESE M. TERLAJE**  
1 Mina'trentai Sais na Liheslaturan Guåhan  
36th Guam Legislature

**COMMITTEE ON HEALTH, LAND, JUSTICE & CULTURE**

**VIRTUAL PUBLIC HEARING NOTICE • FRIDAY, MAY 7, 2021**

**2:00 PM: Virtual Bill Hearings:**

- BILL NO. 93-36 (LS) - Tina Rose Mufia Barnes/ James C. Moylan**- AN ACT TO REPEAL §§ 29168 AND 29169 OF CHAPTER 29, TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO ELIMINATING THE REQUIREMENT THAT ANY DEED OR INSTRUMENT CONVEYING REGISTERED LAND IN TRUST UPON CONDITION OR UPON LIMITATIONS CONTAIN THE WORDS "WITH POWER OF SALE" IN ORDER TO EMPOWER THE TRUSTEE OR TRANSFEREE OF SUCH REGISTERED LAND TO DEAL WITH THE SAME WITHOUT COURT ORDER.
- BILL NO. 54-36 (COR) - V. Anthony Ada** - AN ACT TO ADD A NEW ARTICLE 9 TO CHAPTER 19, TITLE 10 GUAM CODE ANNOTATED RELATIVE TO LIABILITY PROTECTION FOR PUBLIC AND PRIVATE EMPLOYERS DURING A STATE OF PUBLIC HEALTH EMERGENCY.

**4:00 PM: Virtual Appointment Hearings:**

- Maureen A. San Nicolas- Member, (NASW Guam Chapter- Representative), Guam Board of Social Work.
- Angelina-Marie C. Lape- Member, Guam Board of Social Work.

Please email [senatorterlaje@guam.com](mailto:senatorterlaje@guam.com) or call 472-3586 to provide live testimony on any agenda items **no later than Thursday, May 6, 2021 at 5:00pm** and/or require any special accommodations. Written testimony can also be submitted via email to [senatorterlaje@guam.com](mailto:senatorterlaje@guam.com). The hearing will broadcast on local television, GTA Channel 21, Docomo Channel 117/60.4/112-4 for Docomo customers without set top boxes and will also stream online via I Liheslaturan Guåhan's YouTube Channel.

**DEPARTMENT OF REVENUE AND TAXATION**  
Government of Guam  
P.O. Box 23607, GMF, Guam 96921  
Tel: 635-7699  
Fax No: 633-2643

**ALCOHOL BEVERAGE CONTROL BOARD**  
**NOTICE OF REGULAR MEETING**

**The Alcoholic Beverage Control Board will be meeting on Wednesday, May 12, 2021 at 4:00 p.m. via Google Meets Video Conference.**

**Meeting Link: [meet.google.com/fiw-xyqj-fip](https://meet.google.com/fiw-xyqj-fip)**

**For any special accommodations, please contact: 635-1806/02**

**THE GUAM PRESERVATION TRUST**

**REGULAR BOARD OF DIRECTORS MEETING**  
**Wednesday, May 12, 2021**  
**3:00 P.M.,**  
**GPT CONFERENCE ROOM**  
**167 PADRE PALOMO ST., HAGATNA**  
Public is invited to attend.  
For info: 472-9439/40

In response to the COVID19 pandemic, GPT requires all attendees to wear masks and practice social distancing. Due to capacity requirements limited seating is available. We ask that you contact our office if you plan to attend. The meeting may also be publicly accessible via live stream at [www.facebook.com/guampreservationtrust](https://www.facebook.com/guampreservationtrust).

Individuals requiring special accommodations are requested to contact GPT at 472-9439/40 for assistance.

**SPEAKER THERESE M. TERLAJE**  
1 Mina'trentai Sais na Liheslaturan Guåhan  
36th Guam Legislature

**COMMITTEE ON HEALTH, LAND, JUSTICE & CULTURE**

**NOTICE OF VIRTUAL PUBLIC HEARING • WEDNESDAY, MAY 12, 2021 • 5:30 PM**

- Bill No. 110-36 (COR) - Therese M. Terlaje / Telen Cruz Nelson**- AN ACT TO AMEND §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, TO AMEND §67.308.1 OF ARTICLE 3, CHAPTER 67, TITLE 9 AND TO AMEND §12605 (o) OF ARTICLE 6, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING ELECTRONIC TRANSMISSION OF PRESCRIPTIONS FOR SCHEDULE II, III, IV AND V SUBSTANCES.

Please email [senatorterlaje@guam.com](mailto:senatorterlaje@guam.com) or call 472-3586 to if you would like to provide live testimony on the agenda item, **no later than 5:00 PM ON TUESDAY, MAY 11, 2021** and/or require any special accommodations. Written testimony can also be submitted via email to [senatorterlaje@guam.com](mailto:senatorterlaje@guam.com). The hearing will broadcast on local television, GTA Channel 21, Docomo Channel 117/60.4/112-4 for Docomo customers without set top boxes and will also stream online via I Liheslaturan Guåhan's YouTube Channel.



Speaker Therese M. Terlaje &lt;senatorterlajeguam@gmail.com&gt;

## SECOND NOTICE of Virtual Public Hearing – Wednesday, May 12, 2021, 5:30 PM

1 message

Speaker Therese M. Terlaje &lt;senatorterlajeguam@gmail.com&gt;

Mon, May 10, 2021 at 11:59 AM

To: phnotice@guamlegislature.org

Cc: Guam MIS &lt;mis@guamlegislature.org&gt;, Audio / Video &lt;av@guamlegislature.org&gt;, Ibarra Hernandez &lt;ihernandez@guamlegislature.org&gt;, Tom Unsio &lt;sgtarms@guamlegislature.org&gt;

Bcc: psablan@guampdn.com, mangilao.vicemayor@gmail.com, Troy Torres <troy@kanditnews.com>, Mayor Taitague <talofomayor@gmail.com>, manasilva626@yahoo.com, "Wen, Anne" <AWen@guam.gannett.com>, mtmmayorpaco17@gmail.com, haidee@postguam.com, lloretleones@gmail.com, agatvice.chrisfejeran@yahoo.com, Phil Leon Guerrero <phil@postguam.com>, pattiontheradio@yahoo.com, life@guampdn.com, "Mayors' Council of Guam - Admin." <mcogadmin@teleguam.net>, hagatnamayor@hotmail.com, rudy iriarte <rudyiriarte@gmail.com>, Robert Hofmann <guammayor@gmail.com>, dmgeorge@guampdn.com, "Mayor Frankie A. Salas" <asanmainamayor@gmail.com>, jolene@spbgum.com, Sorensen Pacific Broadcasting <news@spbgum.com>, K57 <news@k57.com>, "Mayor Paul M. McDonald" <mayor.mcdonald671@gmail.com>, "Stole, Jasmine" <jstole@guam.gannett.com>, inalahanmayor@gmail.com, ymayortony@gmail.com, KISH <kstokish@gmail.com>, Guam PDN <news@guampdn.com>, michael ko <gktv23@hotmail.com>, raygibsonshow@gmail.com, mayorerneestc@yahoo.com, Chris Malafunkshun Barnett <Chris@kuam.com>, Maureen Maratita <publisher@glimpesofguam.com>, Mai Habib <mai.habib@spbgum.com>, Bruce Hill <pacificjournalist@gmail.com>, emmanuel@mvariety.com, KPRG <admin.kprg@gmail.com>, Maria Louella Losinio <louella.losinio@gmail.com>, Jason Salas <jason@kuam.com>, John Oconnor <john@postguam.com>, carlsonc@pstripes.osd.mil, onedededo@gmail.com, The Post Editor in Chief <editor@postguam.com>, Rindraty Limtiaco <slimtiaco@guampdn.com>, atoves.tatuha@gmail.com, Jessie Bautista <jessie.bautista007@gmail.com>, MELISSA SAVARES <melissa.savares@gmail.com>, Oyaol Ngirairikl <managingeditor@postguam.com>, bryan@mvariety.com, reporters@postguam.com, KPRG Guam <pdkprg@gmail.com>, Umatac Mayor <umatacma@gmail.com>, guam@pstripes.osd.mil, "Limtiaco, Steve" <slimtiac@guam.gannett.com>, Mar-Vic Cagurangan <publisher@pacificislandtimes.com>, tlamoren@gmail.com, mabuhaynews@yahoo.com, Patti Rodriguez <parroyo@spbgum.com>, Kelly Park <kcn.kelly@gmail.com>, Sabrina Salas Matanane <sabrina@kuam.com>, June Blas <mayorbarrigada@gmail.com>, "Mayor Louise C. Rivera" <mayorlcrivera.tatuha@gmail.com>, Manuel Cruz <cruzma812@gmail.com>, "Santo Tomas, Joseph (Jojo)" <jsantotoma@guam.gannett.com>, mindy@postguam.com, Jessy Gogue <ocp.mayor@gmail.com>, Allan Ungacta <mayorallan.ungacta@yahoo.com>, Pacific Island Times <pacificislandtimes@gmail.com>, Desk Editor <deskeditor@postguam.com>, Kevin Kerrigan <kevin@spbgum.com>, gerry@spbgum.com, Jesse Alig <jesse.alig@pitiguam.com>, GovGU Meeting <govguammeetings@oagguam.org>, agatmayor@yahoo.com, Nestor Licanto <nestor@kuam.com>, dcrisost@guam.gannett.com, Dale Alvarez <daleealvarez@gmail.com>, editor@saipantribune.com, akaur@gannett.com, rlimtiaco@guampdn.com, junhan@mvariety.com, reporters@kuam.com, Guam Medical Society <theguammedicalsociety@gmail.com>, Theresa Arriola <theresa.arriola@gbhwc.guam.gov>, Carissa Pangelinan <Carissa.pangelinan@gbhwc.guam.gov>, SUPERDRUG DEDEDO <sdededo@paylessmarkets.com>, "Katherine B. Duenas" <Katherine.Duenas@dphss.guam.gov>, "Marilou O. Scroggs" <Marilou.Scroggs@dphss.guam.gov>, Nathaniel Berg <nberg@guamradiology.com>, "Edward Blounts Jr." <eab221@gmail.com>, Pram Sullivan <guammedicalassn@gmail.com>, "Annie Bordallo (Medical Director)" <annie.bordallo@gmha.org>, Mamie Balajadia <mamiecb@yahoo.com>, rtajalle12@gmail.com, "Drs. Gregory" <gregorydocs@gmail.com>, nadine cepeda <ntcepeda@yahoo.com>, "Suzanne S. Kaneshiro" <suzanne.kaneshiro@dphss.guam.gov>, Masatomo Nadeau <masatomo.nadeau@dphss.guam.gov>, Annette L. Aguon <annette.aguon@dphss.guam.gov>, Theresa L. Arcangel <theresa.arcangel@dphss.guam.gov>, Charlene D. San Nicolas <charlene.sannicolas@dphss.guam.gov>, Tommy C. Taitague <tommy.taitague@dphss.guam.gov>, Laurent Duenas <laurent.duenas@dphss.guam.gov>, ttaguon@gmail.com <ttaguon@gmail.com>, "Arthur U. San Agustin" <arthur.sanagustin@dphss.guam.gov>, "Terry G. Aguon" <Terry.Aguon@dphss.guam.gov>, Eddy Reyes <eddyreyes@gmail.com>, bellis@ite.net, eustaquioam@gmail.com, rsperazzo@gmail.com, Gary.roy.pharmacist@gmail.com, HSP Admin Assistant <admin@hspguam.com>, Diana Calvo <dianacalvo@cssguam.org>

May 10, 2021

### MEMORANDUM

To: All Senators, Stakeholders and Media



From: Speaker Therese M. Terlaje, Chairperson  
Committee on Health, Land, Justice and Culture

Subject: **SECOND NOTICE of Virtual Public Hearing – Wednesday, May 12, 2021, 5:30 PM**

*Buenas yan Håfa Adai,*

Please be advised that the Committee on Health, Land, Justice and Culture will convene a virtual public hearing on **Wednesday, May 12, 2021 at 5:30 p.m.** utilizing the Guam Legislature's virtual meeting platform, for the following agenda items:

**Bill No. 110-36 (COR)** - Therese M. Terlaje / Telena Cruz Nelson- ACT TO AMEND §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, TO AMEND §67.308.1 OF ARTICLE 3, CHAPTER 67, TITLE 9 AND TO AMEND §12605 (o) OF ARTICLE 6, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING ELECTRONIC TRANSMISSION OF PRESCRIPTIONS FOR SCHEDULE II, III, IV AND V SUBSTANCES.

Individuals are invited to provide live testimony on any of the agenda items. Please contact the Office of Speaker Therese M. Terlaje at 472-3586 or email [senatorterlajeguam@gmail.com](mailto:senatorterlajeguam@gmail.com) to register. **Registration deadline is 5:00PM on Tuesday, May 11, 2021.** Written testimony may also be submitted via email to the Office of Speaker Therese M. Terlaje. All written testimony submitted will be placed on the record of the agenda item.

In compliance with the Americans with Disabilities Act, Individuals in need of assistance or accommodations should also contact the Office of Speaker Therese M. Terlaje. The hearing will broadcast on local television, GTA Channel 21, Docomo Channel 117/60.4 or Channel 112-4 for Docomo customers without set top boxes; and stream online via *I Liheslaturan Guåhan*'s live feed at [http://www.guamlegislature.com/live\\_feed.htm](http://www.guamlegislature.com/live_feed.htm).

## Office of Speaker Therese M. Terlaje

Committee on Health, Land, Justice and Culture

*I Mina'trentai Sais na Liheslaturan Guåhan*

36th Guam Legislature

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


T: (671) 472-3586 F: (671) 989-3590 Email: [senatorterlajeguam@gmail.com](mailto:senatorterlajeguam@gmail.com)

website: [www.senatorterlaje.com](http://www.senatorterlaje.com)

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### 3 attachments

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5/11/2021

Gmail - SECOND NOTICE of Virtual Public Hearing – Wednesday, May 12, 2021, 5:30 PM



**SECOND Notice of Virtual Public Hearing on Bill 110-36 (COR)- May 12. 2021 at 530PM.pdf**  
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Office of the Speaker  
**THERESE M. TERLAJE**  
*I Mina'trentai Sais na Liheslaturan Guåhan* | 36th Guam Legislature  
Committee on Health, Land, Justice and Culture

May 10, 2021

**MEMORANDUM**

To: All Senators, Stakeholders and Media

From: Speaker Therese M. Terlaje, Chairperson  
Committee on Health, Land, Justice and Culture

Subject: **SECOND NOTICE of Virtual Public Hearing – Wednesday, May 12, 2021 beginning at 5:30 PM**

*Buenas yan Håfa Adai,*

Please be advised that the Committee on Health, Land, Justice and Culture will convene a virtual public hearing on **Wednesday, May 12, 2021 beginning at 5:30 p.m.** utilizing the Guam Legislature's virtual meeting platform, for the following agenda items:

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# EU urges Biden to export vaccines now and worry about patents later

By Joao Lima,  
Arne Delfs  
and Viktoria Dendrinou  
Bloomberg News

European Union leaders urged U.S. President Joe Biden to lift restrictions on exports of COVID-19 vaccines to address the desperate needs of developing countries before embarking on complex discussions about whether patent waivers might also boost supply in the longer term.

Gathering in Porto, Portugal, on Friday and Saturday shortly after the U.S. suggested suspending intellectual

property rights to boost the supply of virus shots, German Chancellor Angela Merkel, French President Emmanuel Macron and Italy's Mario Draghi appealed in unison to the U.S. president to follow the EU example and start shipping significant numbers of vaccines. They argued that any patent waiver will only increase supply in the long term and the world needs a faster solution.

"I hope that now that large parts of the American society have been vaccinated we will come to a free exchange of components and opening of the market for vaccines," Merkel told reporters in Berlin after dialing in

remotely to the summit talks. "Europe has always exported a big part of its production to the world and that should now become the regular case."

Vaccine manufacturers in the EU have exported about half of the 400 million shots they've produced, whereas the U.S. has gobbled up nearly all of the doses produced on its soil. According to the Bloomberg Vaccine Tracker, the U.S. has now fully vaccinated a third of its population while in India, where the virus is raging out of control, only 2.5% of the population is fully immunized.

"We should not lose sight of the main urgencies for now, which is ramping up

vaccine production as quickly as possible and ensuring they are fairly and evenly distributed," European Commission President Ursula von der Leyen told reporters following the talks.

The U.S. has sent 4.2 million AstraZeneca shots — which aren't authorized for use in the U.S. — to Mexico and Canada and says it plans to ship another 60 million of those doses by the end of June. The doses are undergoing a safety review. Pfizer Inc. has also begun fulfilling non-U.S. orders from its U.S. production, but hasn't said how many doses it has shipped or which countries have received them.

## Clashes, prayers in Jerusalem on Muslim Laylat al-Qadr

Clashes erupted between Palestinian protesters and Israeli police outside the Old City of Jerusalem on Saturday as tens of thousands of Muslim worshippers prayed at the nearby Al-Aqsa Mosque on Islam's holy night of Laylat al-Qadr.

Palestinian youth threw stones, lit fires and tore down police barricades in the streets leading to the walled Old City gates as officers on horseback and

in riot gear used stun grenades and water cannons to repel them.

At least 80 people were injured, including minors and a one-year-old, and 14 were taken to hospital, the Palestine Red Crescent said. Israeli police said at least one officer was hurt.

"They do not want us to pray. There is a fight every day, every day there are clashes. Every day there are troubles," said Mahmoud al-Marbua, 27, speak-

ing near the Old City's Damascus Gate. Pointing to police chasing youths and firing thunder-flashes at them, he added: "Look how they are firing at us. How can we live?"

Tensions have mounted in the city throughout the Muslim holy month of Ramadan, amid growing anger over the potential eviction of Palestinians from Jerusalem homes on land claimed by Jewish settlers.

In the Palestinian Gaza Strip, hundreds of protesters gathered along the border with Israel. The Israeli military said the crowds threw burning tires and firecrackers toward the troops.

Gaza militants fired at least one rocket into Israel which landed in an open area, the military said.

"We salute the ppl. of Al-Aqsa, who oppose the arrogance of the Zionists & we call on our ppl. in Palestine to support their brothers by all means," Moussa Abu Marzouk, a leader of the armed Islamist group Hamas that rules Gaza, said on Twitter.

Israel said it was beefing up security forces on Saturday in anticipation of further confrontations in Jerusalem, the occupied West Bank and Gaza

after fierce clashes erupted the previous night at Al-Aqsa Mosque.

A Palestinian official said Egypt was mediating between the sides to prevent further escalation and Saturday's violence appeared less pronounced than Friday's events.

On Friday, police fired rubber bullets and stun grenades towards rock-hurling Palestinian youths at the mosque on the Noble Sanctuary/Temple Mount plaza holy to both Muslims and Jews.

At least 205 Palestinians and 18 Israeli officers were injured in Friday's confrontations, which drew international condemnations and calls for calm.

Clashes have erupted nightly in East Jerusalem's Sheikh Jarrah - a neighborhood where numerous Palestinian families face eviction in a long-running legal case. Police said dozens of protesters threw stones at officers there on Saturday.

Police Commissioner Yaakov Shabtai said extra officers were being deployed in Jerusalem on Saturday to "enable freedom of worship and maintain order and security."



**DEPARTMENT OF  
REVENUE AND TAXATION**  
Government of Guam  
P.O. Box 23607, GMF, Guam 96921  
Tel: 635-7699  
Fax No: 633-2643



Lourdes A. Leon Guerrero  
Governor  
Joshua F. Tenorio  
Lt. Governor

Dafne Mansapit-Shimizu  
Director  
Frank G. Leon Guerrero  
Deputy Director

**CANNABIS CONTROL BOARD NOTICE OF REGULAR MEETING**

The Cannabis Control Board will be meeting on Monday,  
May 17, 2021 at 1:00 p.m. via Google Meets Video  
Conference.

Meeting Link: [meet.google.com/tnm-gpsm-fby](https://meet.google.com/tnm-gpsm-fby)

For any special accommodations, please contact: 635-1806/02



**DEPARTMENT OF  
REVENUE AND TAXATION**  
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Lourdes A. Leon Guerrero  
Governor  
Joshua F. Tenorio  
Lt. Governor

Dafne Mansapit-Shimizu  
Director  
Frank G. Leon Guerrero  
Deputy Director


**ALCOHOL BEVERAGE CONTROL BOARD  
NOTICE OF REGULAR MEETING**

The Alcoholic Beverage Control Board  
will be meeting on Wednesday,  
May 12, 2021 at 4:00 p.m. via Google Meets Video  
Conference.

Meeting Link: [meet.google.com/fiw-xyqj-fip](https://meet.google.com/fiw-xyqj-fip)

For any special accommodations, please contact: 635-1806/02

**SPEAKER THERESE M. TERLAJE**  
1 Muna'trentai Sais na Liheslaturan Guåhan  
36th Guam Legislature



**COMMITTEE ON HEALTH, LAND,  
JUSTICE & CULTURE**

**NOTICE OF VIRTUAL PUBLIC HEARING • WEDNESDAY, MAY 12, 2021 • 5:30 PM**

- Bill No. 110-36 (COR) - Therese M. Terlaje / Telen Cruz Nelson- AN ACT TO AMEND §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, TO AMEND §67.308.1 OF ARTICLE 3, CHAPTER 67, TITLE 9 AND TO AMEND §12605 (o) OF ARTICLE 6, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING ELECTRONIC TRANSMISSION OF PRESCRIPTIONS FOR SCHEDULE II, III, IV AND V SUBSTANCES.

Please email [senatorterlaje@guam.gov](mailto:senatorterlaje@guam.gov) or call 472-3586 to if you would like to provide live testimony on the agenda item, **no later than 5:00 PM ON TUESDAY, MAY 11, 2021** and/or require any special accommodations. Written testimony can also be submitted via email to [senatorterlaje@guam.gov](mailto:senatorterlaje@guam.gov). The hearing will broadcast on local television, GTA Channel 21, Docomo Channel 117/60.4/112-4 for Docomo customers without set top boxes and will also stream online via I Liheslaturan Guåhan's YouTube Channel.





Speaker Therese M. Terlaje &lt;senatorterlajeguam@gmail.com&gt;

**Invitation to Virtual Public Hearing on Bill 110-36 (COR) on Wednesday, May 12, 2021 at 5:30 p.m.**

1 message

**Speaker Therese M. Terlaje** <senatorterlajeguam@gmail.com>

Wed, May 12, 2021 at 9:17 AM

To: Guam Pharmacists &lt;gpha671@gmail.com&gt;

Cc: Karen Song &lt;karensong671@gmail.com&gt;

May 12, 2021

**Transmitted via Electronic Mail:**

Guam Pharmacists Association

[gpha671@gmail.com](mailto:gpha671@gmail.com)**SUBJECT: Invitation to Virtual Public Hearing on Bill 110-36 (COR) on Wednesday, May 12, 2021 at 5:30 p.m.***Hafa Adai* Guam Pharmacists Association members:

The Committee on Health will convene a Virtual Public Hearing on **Wednesday, May 12, 2021 at 5:30 p.m.**, utilizing the Guam Legislature's virtual hearing platform, on the following agenda item:

**Bill No. 110-36 (COR)** - Therese M. Terlaje / Telen Cruz Nelson- AN ACT  
TO AMEND §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM  
ADMINISTRATIVE RULES AND REGULATIONS, TO AMEND §67.308.1 OF ARTICLE 3,  
CHAPTER 67, TITLE 9 AND TO AMEND §12605 (o) OF ARTICLE 6, CHAPTER 12, TITLE  
10, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING ELECTRONIC  
TRANSMISSION OF PRESCRIPTIONS FOR SCHEDULE II, III, IV AND V SUBSTANCES.

We cordially invite you or your representative to attend the hearing to provide valuable feedback on the proposed legislation. Written testimony can be submitted via email, should you not be able to attend the hearing.

I have attached a copy of the bill for your convenience. Please confirm your attendance via email at [senatorterlajeguam@gmail.com](mailto:senatorterlajeguam@gmail.com) or call 472- 3586. Upon confirmation of attendance, the hearing link and virtual hearing guidance will be emailed to you prior to the hearing. We look forward to your participation!

*Si Yu'os Ma'åse',*

Speaker Therese M. Terlaje

**Office of Speaker Therese M. Terlaje**

Committee on Health, Land, Justice and Culture

*I Mina'trentai Sais na Liheslaturan Guåhan*

36th Guam Legislature

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

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website: [www.senatorterlaje.com](http://www.senatorterlaje.com)

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**Bill No. 110-36(COR).pdf**

209K



Speaker Therese M. Terlaje &lt;senatorterlajeguam@gmail.com&gt;

**Invitation to Virtual Public Hearing on Bill 110-36 (COR) on Wednesday, May 12, 2021 at 5:30 p.m.**

1 message

**Speaker Therese M. Terlaje** <senatorterlajeguam@gmail.com>

Wed, May 12, 2021 at 9:12 AM

To: Theresa Arriola &lt;Theresa.Arriola@gbhwc.guam.gov&gt;

Cc: "Dr. Ariel Ismael" &lt;Ariel.Ismael@gbhwc.guam.gov&gt;, "Leonora G. Urbano" &lt;Leonora.Urbano@gbhwc.guam.gov&gt;,

"Quenie-Mei T. Fisher" &lt;Quenie-Mei.Fisher@gbhwc.guam.gov&gt;

May 12, 2021

**Transmitted via Electronic Mail:****Theresa Arriola, Director**

Guam Behavioral Health and Wellness Center

[theresa.arriola@gbhwc.guam.gov](mailto:theresa.arriola@gbhwc.guam.gov)**SUBJECT: Invitation to Virtual Public Hearing on Bill 110-36 (COR) on Wednesday, May 12, 2021 at 5:30 p.m.***Hafa Adai* Director Arriola:

The Committee on Health will convene a Virtual Public Hearing on **Wednesday, May 12, 2021 at 5:30 p.m.**, utilizing the Guam Legislature's virtual hearing platform, on the following agenda item:

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TO AMEND §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM  
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I have attached a copy of the bill for your convenience. Please confirm your attendance via email at [senatorterlajeguam@gmail.com](mailto:senatorterlajeguam@gmail.com) or call 472- 3586. Upon confirmation of attendance, the hearing link and virtual hearing guidance will be emailed to you prior to the hearing. We look forward to your participation!

*Si Yu'os Ma'åse',*

Speaker Therese M. Terlaje

**Office of Speaker Therese M. Terlaje**

## Committee on Health, Land, Justice and Culture

*I Mina'trentai Sais na Liheslaturan Guåhan*

36th Guam Legislature

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

T: (671) 472-3586 F: (671) 989-3590 Email: [senatorterlajegum@gmail.com](mailto:senatorterlajegum@gmail.com)

website: [www.senatorterlaje.com](http://www.senatorterlaje.com)

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**Bill No. 110-36(COR).pdf**

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

*I Mina'trentai Sais na Liheslaturan Guåhan* | 36th Guam Legislature  
Committee on Health, Land, Justice and Culture

May 4, 2021

**Transmitted via Electronic Mail:**

**Marilou Scroggs**

Acting Environmental Public Health Officer Administrator  
Division of Environmental Health  
Department of Public Health and Social Services  
[Marilou.Scroggs@dphss.guam.gov](mailto:Marilou.Scroggs@dphss.guam.gov)

**Katherine B. Duenas**

Environmental Public Health Officer III  
Division of Environmental Health  
Department of Public Health & Social Services  
[katherine.duenas@dphss.guam.gov](mailto:katherine.duenas@dphss.guam.gov)

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*Hafa Adai* Acting Chief Scroggs and EPHO Dueñas:

The Committee on Health will convene a Virtual Public Hearing on **Wednesday, May 12, 2021 at 5:30 p.m.**, utilizing the Guam Legislature's virtual hearing platform, on the following agenda item:

**Bill No. 110-36 (COR)** - Therese M. Terlaje / Telen Cruz Nelson- AN ACT TO AMEND §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, TO AMEND §67.308.1 OF ARTICLE 3, CHAPTER 67, TITLE 9 AND TO AMEND §12605 (o) OF ARTICLE 6, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING ELECTRONIC TRANSMISSION OF PRESCRIPTIONS FOR SCHEDULE II, III, IV AND V SUBSTANCES.

We cordially invite you or your representative to attend the hearing to provide valuable feedback on the proposed legislation. Written testimony that can be submitted via email, should you not be able to attend the hearing. You can view a copy of the bill linked above.

Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910  
Tel: (671) 472-3586 | Fax: (671) 969-3590 | 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)*

Letter addressed to Rosanna Y. Rabago and Katherine Dueñas, DPHSS Division of Environmental Health  
RE: Invitation to Virtual Public Hearing on Bill 110-36 (COR)

---

Please confirm your attendance via email at [senatorterlajegum@gmail.com](mailto:senatorterlajegum@gmail.com) or call 472- 3586.  
Upon confirmation of attendance, the hearing link and virtual hearing guidance will be emailed to you 48 Hours prior to the hearing. We look forward to your participation!

*Si Yu'os Ma'åse',*



Speaker Therese M. Terlaje



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

*I Mina'trentai Sais na Liheslaturan Guåhan* | 36th Guam Legislature  
Committee on Health, Land, Justice and Culture

May 4, 2021

**Transmitted via Electronic Mail:**

**Mamie Balajadia, Chairperson**

Guam Board of Allied Health Examiners

[mamiecb@yahoo.com](mailto:mamiecb@yahoo.com)

**All Members**

Guam Board of Allied Health Examiners

**SUBJECT: Invitation to Virtual Public Hearing on Bill 110-36 (COR) on Wednesday, May 12, 2021 at 5:30 p.m.**

*Hafa Adai* Chairperson Balajadia and GBAHE Members:

The Committee on Health will convene a Virtual Public Hearing on **Wednesday, May 12, 2021 at 5:30 p.m.**, utilizing the Guam Legislature's virtual hearing platform, on the following agenda item:

**Bill No. 110-36 (COR)** - Therese M. Terlaje / Telen Cruz Nelson- AN ACT TO AMEND §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, TO AMEND §67.308.1 OF ARTICLE 3, CHAPTER 67, TITLE 9 AND TO AMEND §12605 (o) OF ARTICLE 6, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING ELECTRONIC TRANSMISSION OF PRESCRIPTIONS FOR SCHEDULE II, III, IV AND V SUBSTANCES.

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*Si Yu'os Ma'åse',*

Speaker Therese M. Terlaje

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

Tel: (671) 472-3586 | Fax: (671) 969-3590 | Email: [senatorterlajeguam@gmail.com](mailto:senatorterlajeguam@gmail.com) | [www.senatorterlaje.com](http://www.senatorterlaje.com)

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

*I Mina'trentai Sais na Liheslaturan Guåhan* | 36th Guam Legislature  
Committee on Health, Land, Justice and Culture

May 4, 2021

**Transmitted via Electronic Mail:**

**Jerry Caruso, Chairperson**

Guam Board of Examiners for Pharmacy

[sddededo@paylessmarkets.com](mailto:sddededo@paylessmarkets.com)

**SUBJECT: Invitation to Virtual Public Hearing on Bill 110-36 (COR) on Wednesday, May 12, 2021 at 5:30 p.m.**

*Hafa Adai* Chairperson Caruso:

The Committee on Health will convene a Virtual Public Hearing on **Wednesday, May 12, 2021 at 5:30 p.m.**, utilizing the Guam Legislature's virtual hearing platform, on the following agenda item:

**Bill No. 110-36 (COR)** - Therese M. Terlaje / Telen Cruz Nelson- AN ACT TO AMEND §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, TO AMEND §67.308.1 OF ARTICLE 3, CHAPTER 67, TITLE 9 AND TO AMEND §12605 (o) OF ARTICLE 6, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING ELECTRONIC TRANSMISSION OF PRESCRIPTIONS FOR SCHEDULE II, III, IV AND V SUBSTANCES.

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Please confirm your attendance via email at [senatorterlajeguam@gmail.com](mailto:senatorterlajeguam@gmail.com) or call 472- 3586. Upon confirmation of attendance, the hearing link and virtual hearing guidance will be emailed to you 48 Hours prior to the hearing. We look forward to your participation!

*Si Yu'os Ma'åse',*

Speaker Therese M. Terlaje

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

Tel: (671) 472-3586 | Fax: (671) 969-3590 | Email: [senatorterlajeguam@gmail.com](mailto:senatorterlajeguam@gmail.com) | [www.senatorterlaje.com](http://www.senatorterlaje.com)

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

*I Mina'trentai Sais na Liheslaturan Guåhan* | 36th Guam Legislature  
Committee on Health, Land, Justice and Culture

May 4, 2021

**Transmitted via Electronic Mail:**

**Dr. Nathaniel Berg, Chairperson**  
Guam Board of Medical Examiners  
[nberg@guamradiology.com](mailto:nberg@guamradiology.com)

**SUBJECT: Invitation to Virtual Public Hearing on Bill 110-36 (COR) on Wednesday, May 12, 2021 at 5:30 p.m.**

*Hafa Adai* Chairperson Berg:

The Committee on Health will convene a Virtual Public Hearing on **Wednesday, May 12, 2021 at 5:30 p.m.**, utilizing the Guam Legislature's virtual hearing platform, on the following agenda item:

**Bill No. 110-36 (COR)** - Therese M. Terlaje / Telen Cruz Nelson- AN ACT TO AMEND §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, TO AMEND §67.308.1 OF ARTICLE 3, CHAPTER 67, TITLE 9 AND TO AMEND §12605 (o) OF ARTICLE 6, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING ELECTRONIC TRANSMISSION OF PRESCRIPTIONS FOR SCHEDULE II, III, IV AND V SUBSTANCES.

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Please confirm your attendance via email at [senatorterlajeguam@gmail.com](mailto:senatorterlajeguam@gmail.com) or call 472- 3586. Upon confirmation of attendance, the hearing link and virtual hearing guidance will be emailed to you 48 Hours prior to the hearing. We look forward to your participation!

*Si Yu'os Ma'åse',*

  
Speaker Therese M. Terlaje



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

*I Mina'trentai Sais na Liheslaturan Guåhan* | 36th Guam Legislature  
Committee on Health, Land, Justice and Culture

May 4, 2021

**Transmitted via Electronic Mail:**

**Dr. Thomas Shieh M.D., President**  
Guam Medical Association  
[guammedicalassn@gmail.com](mailto:guammedicalassn@gmail.com)

**SUBJECT: Invitation to Virtual Public Hearing on Bill 110-36 (COR) on Wednesday, May 12, 2021 at 5:30 p.m.**

*Hafa Adai* President Shieh:

The Committee on Health will convene a Virtual Public Hearing on **Wednesday, May 12, 2021 at 5:30 p.m.**, utilizing the Guam Legislature's virtual hearing platform, on the following agenda item:

**Bill No. 110-36 (COR)** - Therese M. Terlaje / Telen Cruz Nelson- AN ACT TO AMEND §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, TO AMEND §67.308.1 OF ARTICLE 3, CHAPTER 67, TITLE 9 AND TO AMEND §12605 (o) OF ARTICLE 6, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING ELECTRONIC TRANSMISSION OF PRESCRIPTIONS FOR SCHEDULE II, III, IV AND V SUBSTANCES.

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*Si Yu'os Ma'åse',*

Speaker Therese M. Terlaje

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

Tel: (671) 472-3586 | Fax: (671) 969-3590 | Email: [senatorterlajeguam@gmail.com](mailto:senatorterlajeguam@gmail.com) | [www.senatorterlaje.com](http://www.senatorterlaje.com)

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

*I Mina'trentai Sais na Liheslaturan Guåhan* | 36th Guam Legislature  
Committee on Health, Land, Justice and Culture

May 4, 2021

**Transmitted via Electronic Mail:**

**Dr. Edward Blounts, Jr., President**  
Guam Medical Society  
[theguammedicalsociety@gmail.com](mailto:theguammedicalsociety@gmail.com)

**All Members, Guam Medical Society**

**SUBJECT: Invitation to Virtual Public Hearing on Bill 110-36 (COR) on Wednesday, May 12, 2021 at 5:30 p.m.**

*Hafa Adai* Chairperson Blounts and GMS Members:

The Committee on Health will convene a Virtual Public Hearing on **Wednesday, May 12, 2021 at 5:30 p.m.**, utilizing the Guam Legislature's virtual hearing platform, on the following agenda item:

**Bill No. 110-36 (COR)** - Therese M. Terlaje / Telen Cruz Nelson- AN ACT TO AMEND §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, TO AMEND §67.308.1 OF ARTICLE 3, CHAPTER 67, TITLE 9 AND TO AMEND §12605 (o) OF ARTICLE 6, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING ELECTRONIC TRANSMISSION OF PRESCRIPTIONS FOR SCHEDULE II, III, IV AND V SUBSTANCES.

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*Si Yu'os Ma'åse',*

Speaker Therese M. Terlaje

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

Tel: (671) 472-3586 | Fax: (671) 969-3590 | 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)*



Speaker Therese M. Terlaje &lt;senatorterlajeguam@gmail.com&gt;

**Invitation to Virtual Public Hearing on Bill 110-36 (COR) on Wednesday, May 12, 2021 at 5:30 p.m.**

1 message

**Speaker Therese M. Terlaje** <senatorterlajeguam@gmail.com>  
To: mjcabildo17@yahoo.com

Mon, May 10, 2021 at 5:52 PM

May 10, 2021

**Transmitted via Electronic Mail:**

Maryjean Cabildo

[mjcabildo17@yahoo.com](mailto:mjcabildo17@yahoo.com)

**SUBJECT: Invitation to Virtual Public Hearing on Bill 110-36 (COR) on Wednesday, May 12, 2021 at 5:30 p.m.**

*Hafa Adai* Ms. Cabildo:

The Committee on Health will convene a Virtual Public Hearing on **Wednesday, May 12, 2021 at 5:30 p.m.**, utilizing the Guam Legislature's virtual hearing platform, on the following agenda item:

**Bill No. 110-36 (COR)** - Therese M. Terlaje / Telen Cruz Nelson- AN ACT TO AMEND §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, TO AMEND §67.308.1 OF ARTICLE 3, CHAPTER 67, TITLE 9 AND TO AMEND §12605 (o) OF ARTICLE 6, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING ELECTRONIC TRANSMISSION OF PRESCRIPTIONS FOR SCHEDULE II, III, IV AND V SUBSTANCES.

We cordially invite you to attend the hearing to provide valuable feedback on the proposed legislation. Written testimony can be submitted via email, should you not be able to attend the hearing. I have attached a pdf of the bill for your review.

Please confirm your attendance via email at [senatorterlajeguam@gmail.com](mailto:senatorterlajeguam@gmail.com) or call 472- 3586. Upon confirmation of attendance, the hearing link and virtual hearing guidance will be emailed to you 48 hours prior to the hearing. We look forward to your participation!

*Si Yu'os Ma'åse',*

Speaker Therese M. Terlaje

**Office of Speaker Therese M. Terlaje**

Committee on Health, Land, Justice and Culture

*I Mina'trentai Sais na Liheslaturan Guåhan*

36th Guam Legislature

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

T: (671) 472-3586 F: (671) 989-3590 Email: [senatorterlajeguam@gmail.com](mailto:senatorterlajeguam@gmail.com)

website: [www.senatorterlaje.com](http://www.senatorterlaje.com)

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**Bill No. 110-36(COR).pdf**

209K



Speaker Therese M. Terlaje &lt;senatorterlajeguam@gmail.com&gt;

**Invitation to Virtual Public Hearing on Bill 110-36 (COR) on Wednesday, May 12, 2021 at 5:30 p.m.**

1 message

**Speaker Therese M. Terlaje** <senatorterlajeguam@gmail.com>  
To: Yekaterina.Y.Blissard@usdoj.gov

Mon, May 10, 2021 at 5:34 PM

May 10, 2021

**Transmitted via Electronic Mail:**

Yekaterina Blissard

[Yekaterina.Y.Blissard@usdoj.gov](mailto:Yekaterina.Y.Blissard@usdoj.gov)**SUBJECT: Invitation to Virtual Public Hearing on Bill 110-36 (COR) on Wednesday, May 12, 2021 at 5:30 p.m.**

Hello Ms. Blissard:

The Committee on Health will convene a Virtual Public Hearing on **Wednesday, May 12, 2021 at 5:30 p.m.**, utilizing the Guam Legislature's virtual hearing platform, on the following agenda item:

**Bill No. 110-36 (COR)** - Therese M. Terlaje / Telen Cruz Nelson- AN ACT TO *AMEND* §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, TO *AMEND* §67.308.1 OF ARTICLE 3, CHAPTER 67, TITLE 9 AND TO *AMEND* §12605 (o) OF ARTICLE 6, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING ELECTRONIC TRANSMISSION OF PRESCRIPTIONS FOR SCHEDULE II, III, IV AND V SUBSTANCES.

We cordially invite you to attend the hearing to provide testimony on the proposed legislation. **Written testimony can be submitted via email, should you not be able to attend the hearing.** I have attached a pdf of the bill for your review.



Please confirm your attendance via email at [senatorterlajeguam@gmail.com](mailto:senatorterlajeguam@gmail.com) or call 472-3586. Upon confirmation of attendance, the hearing link and virtual hearing guidance will be emailed to you 48 hours prior to the hearing. We look forward to your participation!

*Si Yu'os Ma'åse',*

Therese M. Terlaje

Speaker

36th Guam Legislature

### **Office of Speaker Therese M. Terlaje**

Committee on Health, Land, Justice and Culture

*I Mina'trentai Sais na Liheslaturan Guåhan*

36th Guam Legislature

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

T: (671) 472-3586 F: (671) 989-3590 Email: [senatorterlajeguam@gmail.com](mailto:senatorterlajeguam@gmail.com)

website: [www.senatorterlaje.com](http://www.senatorterlaje.com)

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**Bill No. 110-36(COR).pdf**

209K



Speaker Therese M. Terlaje &lt;senatorterlajeguam@gmail.com&gt;

**Invitation to Virtual Public Hearing on Bill 110-36 (COR) on Wednesday, May 12, 2021 at 5:30 p.m.**

1 message

**Speaker Therese M. Terlaje** <senatorterlajeguam@gmail.com>

Mon, May 10, 2021 at 1:41 PM

To: "Cabrera, Lauren R." &lt;Lauren.Cabrera@grmc.gu&gt;

*Hafa Adai* Lauren,

The Committee on Health will convene a Virtual Public Hearing on **Wednesday, May 12, 2021 at 5:30 p.m.**, utilizing the Guam Legislature's virtual hearing platform, on the following agenda item:

**Bill No. 110-36 (COR)** - Therese M. Terlaje / Telen Cruz Nelson- AN ACT  
TO AMEND §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM  
ADMINISTRATIVE RULES AND REGULATIONS, TO AMEND §67.308.1 OF ARTICLE 3,  
CHAPTER 67, TITLE 9 AND TO AMEND §12605 (o) OF ARTICLE 6, CHAPTER 12, TITLE  
10, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING ELECTRONIC  
TRANSMISSION OF PRESCRIPTIONS FOR SCHEDULE II, III, IV AND V SUBSTANCES.

We cordially invite you or your representative to attend the hearing to provide valuable feedback on the proposed legislation. Please contact the Office of Speaker Therese M. Terlaje at 472-3586 or email [senatorterlajeguam@gmail.com](mailto:senatorterlajeguam@gmail.com) to register. **Registration deadline is 5:00PM on Tuesday, May 11, 2021.** Written testimony may also be submitted via email to the Office of Speaker Therese M. Terlaje. I have attached the second notice to this email, as well as a copy of the bill and the fiscal note waiver for your reference. We look forward to your participation!

*Si Yu'os Ma'åse'!*

Speaker Therese M. Terlaje

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May 10, 2021

**MEMORANDUM**

To: All Senators, Stakeholders and Media

From: Speaker Therese M. Terlaje, Chairperson  
Committee on Health, Land, Justice and CultureSubject: **SECOND NOTICE of Virtual Public Hearing – Wednesday, May 12, 2021, 5:30 PM**

*Buenas yan Håfa Adai,*

Please be advised that the Committee on Health, Land, Justice and Culture will convene a virtual public hearing on **Wednesday, May 12, 2021 at 5:30 p.m.** utilizing the Guam Legislature's virtual meeting platform, for the following agenda items:

**Bill No. 110-36 (COR)** - Therese M. Terlaje / Telen Cruz Nelson- ACT TO AMEND §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, TO AMEND §67.308.1 OF ARTICLE 3, CHAPTER 67, TITLE 9 AND TO AMEND §12605 (o) OF ARTICLE 6, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING ELECTRONIC TRANSMISSION OF PRESCRIPTIONS FOR SCHEDULE II, III, IV AND V SUBSTANCES.

Individuals are invited to provide live testimony on any of the agenda items. Please contact the Office of Speaker Therese M. Terlaje at 472-3586 or email [senatorterlajeguam@gmail.com](mailto:senatorterlajeguam@gmail.com) to register. **Registration deadline is 5:00PM on Tuesday, May 11, 2021.** Written testimony may also be submitted via email to the Office of Speaker Therese M. Terlaje. All written testimony submitted will be placed on the record of the agenda item.

In compliance with the Americans with Disabilities Act, Individuals in need of assistance or accommodations should also contact the Office of Speaker Therese M. Terlaje. The hearing will broadcast on local television, GTA Channel 21, Docomo Channel 117/60.4 or Channel 112-4 for Docomo customers without set top boxes; and stream online via *I Liheslaturan Guåhan's* live feed at [http://www.guamlegislature.com/live\\_feed.htm](http://www.guamlegislature.com/live_feed.htm).

## Office of Speaker Therese M. Terlaje

### Committee on Health, Land, Justice and Culture

*I Mina'trentai Sais na Liheslaturan Guåhan*

36th Guam Legislature

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


T: (671) 472-3586 F: (671) 989-3590 Email: [senatorterlajeguam@gmail.com](mailto:senatorterlajeguam@gmail.com)

website: [www.senatorterlaje.com](http://www.senatorterlaje.com)


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#### 3 attachments

 **Bill No. 110-36(COR).pdf**  
209K

 **Bill No. 110-36(COR)\_FN\_WAIVER.pdf**  
309K

 **SECOND NOTICE of Virtual Public Hearing -- Wednesday, May 12, 2021, 530PM.pdf**  
419K



Speaker Therese M. Terlaje &lt;senatorterlajeguam@gmail.com&gt;

**Invitation to Virtual Public Hearing on Bill 110-36 (COR) on Wednesday, May 12, 2021 at 5:30 p.m.**

1 message

**Speaker Therese M. Terlaje** <senatorterlajeguam@gmail.com>

Tue, May 4, 2021 at 12:29 PM

To: "Rosanna Y. Rabago" &lt;Rosanna.rabago@dphss.guam.gov&gt;, "Katherine B. Duenas" &lt;katherine.duenas@dphss.guam.gov&gt;

May 4, 2021

**Transmitted via Electronic Mail:****Rosanna Y. Rabago**

Environmental Public Health Officer Administrator  
Division of Environmental Health  
Department of Public Health and Social Services  
[Rosanna.rabago@dphss.guam.gov](mailto:Rosanna.rabago@dphss.guam.gov)

**Katherine B. Duenas**

Environmental Public Health Officer III  
Division of Environmental Health  
Department of Public Health & Social Services  
[katherine.duenas@dphss.guam.gov](mailto:katherine.duenas@dphss.guam.gov)

**SUBJECT: Invitation to Virtual Public Hearing on Bill 110-36 (COR) on Wednesday, May 12, 2021 at 5:30 p.m.***Hafa Adai* Chief Rabago and EPHO Dueñas:

The Committee on Health will convene a Virtual Public Hearing on **Wednesday, May 12, 2021 at 5:30 p.m.**, utilizing the Guam Legislature's virtual hearing platform, on the following agenda item:

**Bill No. 110-36 (COR)** - Therese M. Terlaje / Telen Cruz Nelson- AN ACT TO AMEND §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, TO AMEND §67.308.1 OF ARTICLE 3, CHAPTER 67, TITLE 9 AND TO AMEND §12605 (o) OF ARTICLE 6, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING ELECTRONIC TRANSMISSION OF PRESCRIPTIONS FOR SCHEDULE II, III, IV AND V SUBSTANCES.

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*Si Yu'os Ma'åse',*

Speaker Therese M. Terlaje

## **Office of Speaker Therese M. Terlaje**

### **Committee on Health, Land, Justice and Culture**

*I Mina'trentai Sais na Liheslaturan Guåhan*

36th Guam Legislature

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

T: (671) 472-3586 F: (671) 989-3590 Email: [senatorterlajeguam@gmail.com](mailto:senatorterlajeguam@gmail.com)

website: [www.senatorterlaje.com](http://www.senatorterlaje.com)

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**DPHSS Invitation to Virtual Public Hearing on Bill 110-36 (COR)\_05.12.2021\_TMT.pdf**

426K



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

*I Mina'trentai Sais na Liheslaturan Guåhan* | 36th Guam Legislature  
Committee on Health, Land, Justice and Culture

## VIRTUAL PUBLIC HEARING

Wednesday, May 12, 2021

5:30 PM

### AGENDA:

**Bill No. 110-36(COR) Therese M. Terlaje / Telen Cruz Nelson - AN ACT TO AMEND §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, TO AMEND §67.308.1 OF ARTICLE 3, CHAPTER 67, TITLE 9 AND TO AMEND §12605 (o) OF ARTICLE 6, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING ELECTRONIC TRANSMISSION OF PRESCRIPTIONS FOR SCHEDULE II, III, IV AND V SUBSTANCES.**

**Bill Link:**

[https://www.guamlegislature.com/36th\\_Guam\\_Legislature/Bills\\_Introduced\\_36th/Bill%20No.%20110-36%20\(COR\).pdf](https://www.guamlegislature.com/36th_Guam_Legislature/Bills_Introduced_36th/Bill%20No.%20110-36%20(COR).pdf)

The hearing will broadcast on local television, GTA Channel 21, Docomo Channel 117/60.4. Please note that for Docomo customers without set top boxes, the broadcast channel is now 112-4.

The hearing will also stream online via *I Liheslaturan Guåhan's* live feed at [http://www.guamlegislature.com/live\\_feed.htm](http://www.guamlegislature.com/live_feed.htm). A recording of the hearing will be available online via Guam Legislature Media on YouTube after the hearing.

In compliance with the Americans with Disabilities Act, individuals requiring assistance or accommodations should contact the Office of Speaker Therese M. Terlaje at 472-3586 or email [senatorterlajeguam@gmail.com](mailto:senatorterlajeguam@gmail.com)

We look forward to your participation! *Si Yu'os Ma'åse'!*

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

Tel: (671) 472-3586 | Fax: (671) 969-3590 | Email: [senatorterlajeguam@gmail.com](mailto:senatorterlajeguam@gmail.com) |

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*\*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)*





**Mina'trentai Sais na Liheslaturan Guåhan | 36th Guam Legislature**  
**Office of Speaker Therese M. Terlaje**

Committee on Health, Tourism, Historic Preservation, Land and Justice

**Date:** **Friday, May 7, 2021**

**Time:** **5:30 PM**

**Virtual Public Hearing on Bill No. 110-36 (COR)- Therese M. Terlaje, Telena Cruz Nelson- AN ACT TO AMEND §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, TO AMEND §67.308.1 OF ARTICLE 3, CHAPTER 67, TITLE 9 AND TO AMEND §12605 (o) OF ARTICLE 6, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING ELECTRONIC TRANSMISSION OF PRESCRIPTIONS FOR SCHEDULE II, III, IV AND V SUBSTANCES.**

	NAME	ADDRESS	CONTACT NO.	E-MAIL	Type of Testimony		Support	
					WRITTEN	ORAL	Yes	No
1	Carla Haddock, DNP					x	x	
2	Jeffrey S. Pinault, BPSI Administrator, Division of Environmental Health, DPHSS					x	x	
3	Marilou O. Scroggs, Acting Chief Environmental Public Health Officer, Division of Environmental Health, DPHSS							
4	<u>Rosanna Rabago, Administrator, Controlled Substances Program, DPHSS</u>					x	x	
5	<u>Katherine Duenas, Environmental Health Officer III, DEH, DPHSS (NOTE: She will only be present to answer some questions if necessary due to her medical treatment)</u>							
6	<u>Chima Mbakwem, DPHSS</u>							
7	<u>Laurent Duenas, Deputy Director, DPHSS</u>					x	x	
8	<u>Jerome Garcia, DPHSS</u>							
9								
					Page 1 of 1			



Speaker Therese M. Terlaje &lt;senatorterlajeguam@gmail.com&gt;

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**RE: SECOND NOTICE of Virtual Public Hearing – Wednesday, May 12, 2021, 5:30 PM**1 message

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**SuperDrug Dededo** [REDACTED]

Mon, May 10, 2021 at 5:23 PM

To: "Speaker Therese M. Terlaje" &lt;senatorterlajeguam@gmail.com&gt;

Cc: Zennia Pecina &lt;Zennia.Pecina@dphss.guam.gov&gt;

To: Speaker Therese M. Terlaje, Chairperson

Committee on Health, Land Justice and Culture

My name is Thomas J. Caruso, RPh. Also known as “Jerry”. I have been a registered pharmacist (RPh) on Guam since 1993 and licensed in the States since 1968, and although I am currently a member of the Guam Board of Examiners for Pharmacy, I am not representing the GBEP since the Board has not met to discuss the topic at hand in any formal meeting. My comments and opinions are exclusively my own.

My professional experience on Guam as been mainly in retail pharmacies. As such, I have been in the forefront of pharmacy ever since. My professional opinion regarding Bill No. 110-36(COR) is that, overall, it is beneficial to patients/customers for the vast majority of situations. Since pharmacies on Guam have been processing prescriptions via “e-scripts”, or electronically transmitted prescriptions, for years now, it should not pose any problem with the pharmacies.

My concern with physicians having to send e-scripts for controlled substances primarily centers around which pharmacy they are transmitting an e-script to, and whether that pharmacy has the product in stock . Regarding, RXs for Schedule-III, -IV and -V there is less of a problem since most pharmacies on Guam carry the most commonly prescribed products for those categories. However, when it comes to Schedule-II products, only about half of all pharmacies on Guam stock them at all, and then not all strengths or versions of even the most commonly prescribed drugs. Since e-script RXs for controlled substances are sent with greater security than regular medication RXs, they will have to recall an RX from one pharmacy that is not able to fill that RX, and then, resend it to another pharmacy.

This means that the prescribing physician, or his/her staff, must contact pharmacies to determine which one/s have the product they are looking for in stock and in sufficient quantity to fill the prescription/s **prior to sending controlled substance RXs!** It is not uncommon at all for customers to call or drive from pharmacy to pharmacy until they find one that can fill their RX/s. It is also not uncommon for customers to fill one RX at one pharmacy and others at another pharmacy. Such is the situation on Guam.

The upshot of the proposed Bill will shift the burden of filling controlled substance RXs from the patient to the provider. At least, the patient should not have to waste time looking for a pharmacy to fill the prescription.

Sincerely,

Jerry

Thomas J. Caruso, RPh

Super Drug Pharmacy

Dededo, GU 96929

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**From:** Speaker Therese M. Terlaje [mailto:[senatorterlajeguam@gmail.com](mailto:senatorterlajeguam@gmail.com)]

**Sent:** Monday, May 10, 2021 12:00 PM

**To:** [phnotice@guamlegislature.org](mailto:phnotice@guamlegislature.org)

**Cc:** Guam MIS; Audio / Video; Ibarra Hernandez; Tom Unsiog

**Subject:** SECOND NOTICE of Virtual Public Hearing – Wednesday, May 12, 2021, 5:30 PM

May 10, 2021

## MEMORANDUM

To: All Senators, Stakeholders and Media

From: Speaker Therese M. Terlaje, Chairperson

**Mamie C. Balajadia, Ed.D.**  
**Licensed Clinical Psychologist**  
P.O. Box 12061 Tamuning, Guam 96931-2061

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May 10, 2021

Honorable Therese M. Terlaje  
Speaker of the 36<sup>th</sup> Guam Legislature *and*  
Chair on the Committee on Health, Land, Justice & Culture

RE: Bill No. 110-36

Dear Speaker Terlaje:

Said Bill was placed on the Agenda of the Guam Board of Allied Health Examiners (GBAHE) meeting of May 7, 2021.

At the May 7<sup>th</sup> Board meeting, I offered my opinion of the Subject Bill, which I am submitting here as a Practitioner.

Electronic transmission of prescriptions would:

- 1) Lessen time and errors between the practitioner and the pharmacist. In a traditional prescription, handwritings of the doctor on the medication(s) and dosages may be difficult to read. This, then, would prompt the pharmacist to call the doctor to verify the prescription dosage, etc.
- 2) Patients would have the freedom of choice on the pharmacy that they preferred to pick up their prescription(s) upon informing their doctor. Also, a convenience for patients.
- 3) A measure to eliminate a traditional prescription pad that may be stolen and/or altering the doctor's signature. I had known of incidents in the past that patients had stolen blank prescriptions, wrote the desired narcotic and forged the physician's signature. I must say that this was a rare occasion.

In summary, as a practitioner, I am in support of Bill 110-36.

Very Sincerely,

MAMIE C. BALAJADIA, Ed.D.



Speaker Therese M. Terlaje &lt;senatorterlajeguam@gmail.com&gt;

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**Re: Invitation to Virtual Public Hearing on Bill 110-36 (COR) on Wednesday, May 12, 2021 at 5:30 p.m.**

1 message

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**Theresa Arriola** <Theresa.Arriola@gbhwc.guam.gov>

Wed, May 12, 2021 at 3:00 PM

To: "Speaker Therese M. Terlaje" &lt;senatorterlajeguam@gmail.com&gt;

Cc: "Dr. Ariel Ismael" &lt;Ariel.Ismael@gbhwc.guam.gov&gt;, "Leonora G. Urbano" &lt;Leonora.Urbano@gbhwc.guam.gov&gt;,

"Quenie-Mei T. Fisher" &lt;Quenie-Mei.Fisher@gbhwc.guam.gov&gt;

Hafa Adai Speaker Terlaje:

GBHWC unfortunately will not be able to attend this evenings Public Hearing on Bill 110.

GBHWC supports Bill 110 and thanks the good Speaker for its introduction.

Electronic Prescriptions by licensed providers of GBHWC to our consumer's pharmacist of choice is fully supported as it provides for a mechanism in which licensed doctor speaks directly with pharmacist leaving no room for abuse.

Thank you for this opportunity and we wish you good health always.

Un Dankalu na Saina Ma'ase (Thank you),

THERESA C. ARRIOLA, MBA  
Director

Guam Behavioral Health and Wellness Center  
[790 Gov. Carlos G. Camacho Road](#)  
Tamuning, Guam 96913  
671. 647.1901 w  
671. 482.9231 m  
[Theresa.arriola@gbhwc.guam.gov](mailto:Theresa.arriola@gbhwc.guam.gov)

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**From:** Speaker Therese M. Terlaje <senatorterlajeguam@gmail.com>**Sent:** Wednesday, May 12, 2021 9:12 AM**To:** Theresa Arriola**Cc:** Dr. Ariel Ismael; Leonora G. Urbano; Quenie-Mei T. Fisher**Subject:** Invitation to Virtual Public Hearing on Bill 110-36 (COR) on Wednesday, May 12, 2021 at 5:30 p.m.

May 12, 2021

**Transmitted via Electronic Mail:****Theresa Arriola, Director**

Guam Behavioral Health and Wellness Center  
[theresa.arriola@gbhwc.guam.gov](mailto:theresa.arriola@gbhwc.guam.gov)

**SUBJECT: Invitation to Virtual Public Hearing on Bill 110-36 (COR) on Wednesday, May 12, 2021 at 5:30 p.m.**

*Hafa Adai* Director Arriola:

The Committee on Health will convene a Virtual Public Hearing on **Wednesday, May 12, 2021 at 5:30 p.m.**, utilizing the Guam Legislature's virtual hearing platform, on the following agenda item:

**Bill No. 110-36 (COR)** - Therese M. Terlaje / Telen Cruz Nelson- AN ACT TO AMEND §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, TO AMEND §67.308.1 OF ARTICLE 3, CHAPTER 67, TITLE 9 AND TO AMEND §12605 (o) OF ARTICLE 6, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING ELECTRONIC TRANSMISSION OF PRESCRIPTIONS FOR SCHEDULE II, III, IV AND V SUBSTANCES.

We cordially invite you or your representative to attend the hearing to provide valuable feedback on the proposed legislation. Written testimony can be submitted via email, should you not be able to attend the hearing.

I have attached a copy of the bill for your convenience. Please confirm your attendance via email at [senatorterlajeguam@gmail.com](mailto:senatorterlajeguam@gmail.com) or call 472- 3586. Upon confirmation of attendance, the hearing link and virtual hearing guidance will be emailed to you prior to the hearing. We look forward to your participation!

*Si Yu'os Ma'åse',*

Speaker Therese M. Terlaje

### **Office of Speaker Therese M. Terlaje**

Committee on Health, Land, Justice and Culture

*I Mina'trentai Sais na Liheslaturan Guåhan*

36th Guam Legislature

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

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**9 GCA CRIMES AND CORRECTIONS**  
**CH. 67 GUAM UNIFORM CONTROLLED SUBSTANCES ACT**

**§ 67.305. Order to Show Cause.**

(a) Before denying, suspending, revoking or refusing to renew a registration, DPHSS shall serve upon the applicant or registrant an order to show cause why registration should not be denied, suspended or revoked, or the renewal refused. The order must state its grounds and direct the applicant or registrant to appear before DPHSS at a specified time and place not less than thirty (30) days after the date of service of the order. In case of a refusal to renew a registration, the order must be served not later than thirty (30) days before expiration of the registration. The proceedings must be conducted in accordance with the Administrative Adjudication Law, 5 GCA § 9100, *et seq.* The proceedings do not preclude any criminal prosecution or other proceeding. A proceeding to refuse to renew a registration does not affect the existing registration, which remains in effect until completion of the proceedings.

(b) DPHSS may suspend, without an order to show cause, a registration simultaneously with the institution of proceedings under § 67.304, or if renewal, of registration is refused, upon finding that there is an imminent danger to the public health and safety which warrants the action. The suspension continues in effect until the conclusion of the proceedings, including judicial review, unless earlier by DPHSS or dissolved by a court of competent jurisdiction.

**§ 67.306. Records of Registrants.**

A person registered to manufacture, distribute or dispense controlled substances under this Act shall keep records and maintain inventories in compliance with Federal law, and rules adopted by DPHSS.

**§ 67.307. Order Forms.**

A registrant may distribute a substance included in Schedule I or II to another registrant only by means of an order form. Compliance with Federal law respecting order forms constitutes compliance with this Section.

**§ 67.308.1. Prescriptions.**

**9 GCA CRIMES AND CORRECTIONS**  
**CH. 67 GUAM UNIFORM CONTROLLED SUBSTANCES ACT**

(a) As used in this Section, “medical treatment” includes dispensing or administering a narcotic drug for pain, including intractable pain; however, this does not include dispensing any controlled substance to a fighting cock or a competitive racing dog for their performance or appearance enhancement.

(b) A person may dispense a controlled substance only as provided in this Section.

(c) Except when dispensed directly by a practitioner, other than a pharmacy, to an ultimate user, a substance included in Schedule II may not be dispensed without the written prescription of a practitioner and pursuant to rules adopted by DPHSS. A prescription for a Schedule II, III, IV or V substance shall not be filled by a pharmacist more than seven (7) days after its date of issuance; however, refill(s) indicated on a prescription submitted within the seven (7) days for controlled substance listed in Schedule III, IV or V, may be filled after the seven (7) days of issuance. Any original prescription in need of being filled after the seven (7) days shall be renewed by a practitioner.

(d) In an emergency, as defined by rules of DPHSS, a substance included in Schedule II may be dispensed upon oral prescription of a practitioner, reduced promptly to writing, signed by the practitioner, and filed by the pharmacy. The pharmacy shall keep prescriptions in conformity with § 67.306. A prescription for a substance included in Schedule II may not be refilled.

(e) Except when dispensed directly by a practitioner, other than a pharmacy, to an ultimate user, a substance included in Schedule III or IV, which is a prescription drug as determined under this Act, may not be dispensed without a written or oral prescription of a practitioner. The prescription must not be refilled more than six (6) months after its date unless renewed by the practitioner.

(f) A substance included in Schedule V may be distributed or dispensed only for a medical purpose, including medical treatment or authorized research.

(g) A practitioner may dispense or deliver a controlled substance to or for an individual or animal only for medical



**9 GCA CRIMES AND CORRECTIONS**  
**CH. 67 GUAM UNIFORM CONTROLLED SUBSTANCES ACT**

treatment or authorized research in the ordinary course of that practitioner's profession.

(h) No civil or criminal liability or administrative sanction may be imposed on a pharmacist for action taken in reliance on a reasonable belief that an order purporting to be a prescription was issued by a practitioner in the usual course of professional treatment or in authorized research.

(i) An individual practitioner may not dispense a substance included in Schedule II, III or IV for that individual practitioner's personal use except in a medical emergency.

**2011 NOTE:** P.L. 24-149:2 repealed and reenacted this section without subsection (a) designation which Compiler assigned to harmoniously fit this chapter.

**§ 67.308.2. Administering or Dispensing of Narcotic Drugs.**

(a) Narcotic drug dependent means an individual who physiologically needs heroin or a morphine-like drug to prevent the onset of signs of withdrawal.

(b) The administering or dispensing, but not prescribing, of narcotic drugs listed in any schedule to a narcotic drug dependent person for "detoxification treatment" or "maintenance treatment" as defined in § 102 of the Federal Controlled Substances Act (21 U.S.C. § 802) shall be deemed to be within the meaning of the term "in the course of his professional practice or research" in § 308(e) and § 102(20) of the Federal Controlled Substances Act (21 U.S.C. § 828(e)); provided, that the practitioner is separately registered with the United States Attorney General as required by § 303(g) of the Federal Controlled Substances Act (21 U.S.C. § 823(g)) and then thereafter complies with the regulatory standards imposed relative to treatment qualification, security, records and unsupervised use of drugs pursuant to the Federal Controlled Substances Act.

(c) Nothing in this Section shall prohibit a physician who is not specifically registered to conduct a narcotic treatment program from administering, but not prescribing, narcotic drugs to a person for the purpose of relieving acute withdrawal symptoms when necessary while arrangements are being made

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**CH. 12 MEDICAL PRACTICES**

welfare and is subject to regulation and control in the public interest. It is further declared to be a matter of public interest and concern that the practice of pharmacy, as defined in this Act, merit and receive the confidence of the public and that only qualified persons be permitted to engage in the practice of pharmacy, and to ensure the quality of drugs and related devices distributed on Guam. This Act shall be liberally construed to carry out these objectives and purposes.

**§ 12603. Statement of Purpose.**

It is the purpose of this Act to promote, preserve and protect the public health, safety and welfare by and through the effective control and regulation of the practice of pharmacy; the licensure of pharmacists; the licensure, control and regulation of all sites or persons in Guam that distribute, manufacture or sell drugs, or devices used in the dispensing and administration of drugs, within Guam, and the regulation and control of such other materials as may be used in the diagnosis, treatment and prevention of injury, illness and disease of a patient or other individual.

**§ 12604. Practice of Pharmacy.**

For purposes of this Article the ‘practice of pharmacy’ means the interpretation, evaluation and implementation of medical orders; the dispensing of prescription drug orders; participation in drug and device selection, drug administration, drug regimen reviews, and drug or drug-related research; provision of patient counseling and the provision of those acts or services necessary to provide pharmaceutical care in all areas of patient care, including primary care; and the responsibility for compounding and labeling of drugs and devices, except labeling by a manufacturer, repackaged, or distributor of non-prescription drugs and commercially packaged legend drugs and devices, proper and safe storage of drugs and devices, and maintenance of proper records for them.

**§ 12605. Definitions.**

For purposes of this Article, the following words and phrases have been defined to mean:

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**CH. 12 MEDICAL PRACTICES**

(a) Administer means the direct application of a drug to the body of a patient or research subject by injection, inhalation, ingestion or any other means.

(b) Automated Pharmacy Systems include, but are not limited to, mechanical systems which perform operations or activities, other than compounding or administration, relative to the storage, packaging, dispensing or distribution of medications, and which collect, control, and maintain all transaction information.

(c) Beyond-Use Date means a date determined by a pharmacist and placed on a prescription label at the time of dispensing that is intended to indicate to the patient or care giver a time beyond which the contents of the prescription are not recommended to be used.

(d) Board of Pharmacy or Board means the Guam Board of Examiners for Pharmacy.

(e) Collaborative Pharmacy Practice is that practice of pharmacy whereby a pharmacist has jointly agreed, on a voluntary basis, to work in conjunction with one or more practitioners under protocol whereby the pharmacist may perform certain patient care functions authorized by the practitioner or practitioners under certain specified conditions and/or limitations.

(f) Compounding means the preparation, mixing, assembling, packaging, or labeling of a drug or device:

(1) as the result of practitioner's prescription drug order or initiative based on the practitioner/patient/pharmacist relationship in the course of professional practice, or

(2) for the purpose of, or as an incident to, research, teaching, or chemical analysis and not for sale or dispensing. Compounding also includes the preparation of drugs or devices in anticipation of prescription drug orders based on routine, regularly observed prescribing patterns.

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(g) Confidential Information means information accessed, maintained by or transmitted to the Pharmacist in the patient's records, or which is communicated to the patient as part of patient counseling, which is privileged and may be released only to the patient or, as the patient directs, to those practitioners, other authorized health care professionals and other pharmacists where, in the pharmacist's professional judgment, such release is necessary to protect the patient's health and well being; and to such other persons or governmental agencies authorized by law to receive such confidential information, regardless of whether such information is in the form of paper, preserved on microfilm or is stored on electronic media.

(h) Deliver or Delivery means the actual, constructive, or attempted transfer of a drug or device from one (1) person to another, whether or not for a consideration.

(i) Device means an instrument, apparatus, implement, machine, contrivance, implant, or other similar or related article, including any component part or accessory, which is required under Federal law to bear the label, 'Caution: Federal or State law requires dispensing by or on the order of a physician.'

(j) Dispense or Dispensing means the interpretation, evaluation and implementation of a prescription drug order, including the preparation and delivery of a drug or device to a patient or patient's agent in a suitable container appropriately labeled for subsequent Administration to, or use by, a patient.

(k) Distribute means the delivery of a drug or device other than by administering or dispensing.

(l) Drug means:

(1) articles recognized as drugs in any official compendium, or supplement thereto, designated from time to time by the Board for use in the diagnosis, cure, mitigation, treatment, or prevention of disease in human or other animals;

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(2) articles intended for use in the diagnosis, cure, mitigation, treatment or prevention of disease in human or other animals;

(3) articles, other than food, intended to affect the structure or any function of the body of human or other animals; and

(4) articles intended for use as a component of any articles specified in clauses (1), (2) or (3) of this Subsection.

(m) Drug Regimen Review includes, but is not limited to, the following activities:

(1) evaluation of the prescription drug order(s) and patient record(s) for:

(A) known allergies;

(B) rational therapy-contraindications;

(C) reasonable dose and route of administration; and

(D) reasonable directions for use;

(2) evaluation of the prescription drug order(s) and patient record(s) for duplication of therapy;

(3) evaluation of the prescription drug order(s) and patient record(s) for interactions:

(A) drug-drug;

(B) drug-food;

(C) drug-disease; and

(D) adverse drug reactions.

(4) evaluation of the prescription drug order(s) and patient record(s) for proper utilization, including over- or under-utilization, and optimum therapeutic outcomes;

(n) Electronic Transmission means transmission of information in electronic form or the transmission of the

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exact visual image of a document by way of electronic equipment.

(o) Emergency Situations for the purposes of authorizing an oral prescription drug order or a Schedule II controlled substance, means those situations in which the prescribing practitioner determines:

(1) that immediate administration of the controlled substance is necessary for proper treatment of the patient,

(2) that no appropriate alternative treatment is available, including Administration of a drug which is not a Schedule II controlled substance, and

(3) that it is not reasonably possible for the prescribing Practitioner to provide a written prescription drug order to be presented to the person dispensing the substance, prior to the dispensing.

(p) Equivalent Drug Product means a drug product which has the same established name, active ingredient(s), strength or concentration, dosage form, and route of Administration and which is formulated to contain the same amount of active ingredient(s) in the same dosage form and to meet the same compendial or other applicable standards, (i.e. strength, quality, purity and identity,) but which may differ in characteristics such as shape, scoring, configuration, packaging, excipients (including colors, flavors, preservatives), and expiration time.

(q) Home Infusion Pharmacy means a pharmacy which compounds solutions for direct administration to a patient in a private residence, long term care facility, or hospice setting by means of parenteral, intravenous, intramuscular, subcutaneous or intraspinal infusion.

(r) Intern means an individual who is:

(1) currently licensed by the Board to engage in the practice of pharmacy while under the personal supervision of a pharmacist and is satisfactorily

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progressing toward meeting the requirements for licensure as a pharmacist; or

(2) a graduate of an approved college of pharmacy or a graduate who has established educational equivalency by obtaining a Foreign Pharmacy Graduate Examination Committee ('FPGEC') Certificate, who is currently licensed by the Board of Pharmacy for the purpose of obtaining practical experience as a requirement for licensure as a pharmacist; or

(3) a qualified applicant awaiting examination for licensure; or

(4) an individual participating in a residency or fellowship program.

(s) Labeling means the process of preparing and affixing a label to any drug container, exclusive, however, of the labeling by a manufacturer, packer or distributor of a non-prescription drug or commercially packaged legend drug or device. Any such label shall include all information required by Federal and state law or rule.

(t) Long Term Care Facility means a nursing home, retirement care, mental care, or other facility or institution which provides extended health care to resident patients.

(u) Manufacturer means a person engaged in the manufacture of drugs or devices.

(v) Manufacturing means the production, preparation, propagation, conversion, or processing of a drug or device, either directly or indirectly, by extraction from substances of natural origin, or independently by means of chemical or biological synthesis, and includes any packaging or repackaging of the substance(s) or labeling or relabeling of its container, and the promotion and marketing of such drugs or devices. Manufacturing also includes the preparation and promotion of commercially available products from bulk compounds for resale by pharmacies, practitioners or other persons.

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(w) Medical Order means a lawful order of a practitioner which may or may not include a prescription drug order.

(x) Non-Prescription Drug means a drug which may be sold without a prescription and which is labeled for use by the consumer in accordance with the requirements of the laws and rules of Guam and the Federal government.

(y) Non-Resident Pharmacy means a pharmacy located outside Guam.

(z) Patient Counseling means the oral communication by the Pharmacist of information, as defined in the rules of the Board, to the patient or care giver, in order to ensure proper use of drugs and devices.

(aa) Person means an individual, corporation, partnership, association or any other legal entity including government.

(bb) Pharmaceutical Care is the provision of drug therapy and other patient care services intended to achieve outcomes related to the cure or prevention of a disease, elimination or reduction of a patient's symptoms, or arresting or slowing of a disease process as defined in the rules of the Board.

(cc) Pharmacist means an individual currently licensed by the Board to engage in the practice of pharmacy.

(dd) Pharmacist-in-Charge means a pharmacist currently licensed in Guam who accepts responsibility for the operation of a pharmacy in conformance with all laws and rules pertinent to the practice of pharmacy and the distribution of drugs, and who is personally in full and actual charge of such pharmacy and personnel.

(ee) Pharmacy means any place within Guam where drugs are dispensed and pharmaceutical care is provided and any place outside of Guam where drugs are dispensed and pharmaceutical care is provided to residents of Guam.



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(ff) Pharmacy Technician means personnel who assist in the practice of pharmacy under the personal and direct supervision of a pharmacist, and are registered with the Board as defined in § 12614 of this Act.

(gg) Practice of Telepharmacy means the provision of pharmaceutical care through the use of telecommunications and information technologies to patients at a distance.

(hh) Practitioner means an individual currently licensed, registered, or otherwise authorized by the jurisdiction to prescribe and, administer drugs in the course of professional practice in Guam.

(ii) Preceptor means an individual who is currently licensed as a Pharmacist by the Board of Pharmacy, meets the qualifications as a preceptor under the rules of the Board, and participates in the instructional training of pharmacy Interns.

(jj) Prescription Drug or Legend Drug means a drug which is required under Federal law to be labeled with either of the following statements prior to being dispensed or delivered:

(A) ‘Caution: Federal law prohibits dispensing without prescription’; or

(B) ‘Caution: Federal law restricts this drug to use by, or on the order of, a licensed veterinarian’; or

(C) a drug which is required by any applicable Federal or state law or rule to be dispensed pursuant only to a prescription drug order or is restricted to use by practitioners only.

(kk) Prescription Drug Order means a lawful order of a practitioner for a drug or device for a specific patient, including orders derived from Collaborative Pharmacy Practice, that is communicated directly to a pharmacist in a licensed pharmacy.

(ll) Primary Care is the first level of contact of individuals, the family, and the community with the health

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care delivery system, bringing health care as close as possible to where people live and work, and constitutes the first element of a continuing health care process. Areas of Primary Care where pharmacists provide Pharmaceutical Care include, but are not limited to, the following: chronic disease management; smoking cessation; maternal and child health; immunizations; family planning; self-care consulting; drug selection under protocol; treatment of common diseases and injuries; nutrition; and general health education and promotion.

(mm) Prospective Drug Use Review means a review of the patient's drug therapy and prescription drug order, as part of a drug regimen review, as defined in the rules of the Board, prior to dispensing the drug.

(nn) Significant Adverse Drug Reaction means any drug-related incident that may result in serious harm, injury or death to the patient.

(oo) Wholesale Distributor means any person engaged in wholesale distribution of drugs, including, but not limited to, manufacturers; repackagers; own label distributors; private-label distributors; jobbers; brokers; warehouses, including manufacturers' and distributors' warehouses, chain drug warehouses and wholesale drug warehouses; independent wholesale drug traders; and retail pharmacies that conduct wholesale distributions.

**2013 NOTE:** Pursuant to the authority granted by 1 GCA § 1606, numbers and/or letters in subsections (m)(1), (m)3) and (jj) were altered to adhere to the Compiler's alpha-numeric scheme.

**§ 12606. Board of Pharmacy: Designation.**

The responsibility for enforcement of the provisions of this Act is hereby vested in the Guam Board of Examiners for Pharmacy. The Board shall have all of the duties, powers and authority specifically granted by or necessary for the enforcement of this Act, as well as such other duties, powers and authority as it may be granted from time to time by applicable law(s).

**§ 12607. Membership.**

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**DIV. 1 – DIRECTOR OF PUBLIC HEALTH & SOCIAL SERVICES**  
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(4) That he may withdraw his consent anytime during the inspection.

(d) The written consent shall be produced in duplicate with the original retained by the inspector, and the duplicate to be given to the person inspected.

**§ 41648. Prescription Information.**

All prescriptions for controlled substances shall provide the information mandated by Federal law and any other requirements stated elsewhere in these rules and the Act.

**§ 41649. Printing and Signing of Prescription.**

Where an oral order is not permitted, prescriptions shall be written with ink or indelible pencil or typewriter and shall be manually signed by the practitioner.

**§ 41650. Identification.**

Upon receipt of a prescription for controlled substance, a pharmacist must verify the identification of that person to whom the prescription is written for by examining valid and current picture identification. Valid and current picture identification shall be an official:

- (a) Guam Identification Card;
- (b) Passport;
- (c) Guam Driver's license;
- (d) Military identification card; or
- (e) Any other legal picture identification the Director deems acceptable.

**§ 41651. Submitting of Prescription by Third Party.**

In the event a prescription for controlled substance is brought to a pharmacy by an individual other than the person the prescription is written for, the pharmacist shall verify the identification of that individual before the order is filled, and the pharmacist shall print on the back of that prescription:



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

*I Mina'trentai Sais na Liheslaturan Guåhan* | 36th Guam Legislature  
Committee on Health, Land, Justice and Culture

## Committee Report Digest

### **I. OVERVIEW**

Bill No. 110-36 (COR) was introduced on **Wednesday, April 7, 2021**, by Speaker Therese M. Terlaje and Senator Telen Cruz Nelson and was subsequently referred by the Committee on Rules to the Committee on Health, Land, Justice and Culture on **Friday, April 9, 2021**.

The Committee on Health, Land, Justice and Culture convened a virtual public hearing on **Wednesday, May 12, 2021**, beginning at **5:30 PM** in *I Liheslatura's* Virtual Public Hearing Platform.

### **Public Notice Requirements**

Notices for this Confirmation Hearing were disseminated via email to all senators and all main media broadcasting outlets on **Wednesday, May 5, 2021 (5-Day Notice)** again on **Monday, May 10, 2021 (48-Hour Notice)**. The notice was also published in the Guam Daily Post on **Wednesday, May 5, 2021** again on **Monday, May 10, 2021**.

### **Senators Present:**

Speaker Therese M. Terlaje, Committee Chairperson  
Senator Telen C. Nelson, Vice Chairperson on Justice  
Senator Telo T. Taitague, Member and Chairperson on Medical Malpractice  
Senator Joanne M. Brown, Member  
Senator V. Anthony Ada  
Senator Frank Blas Jr.

### **Appearing Before the Committee:**

Laurent Duenas, Deputy Director, Department of Public Health and Social Services  
Marilou O. Scroggs, Acting Chief Environmental Public Health Officer, DPHSS  
Rosanna Rabago, Administrator, Controlled Substances Program, DEH, DPHSS  
Jeffrey Pinaula, EPSI Administrator, DPHSS  
Dr. Carla Haddock, Doctor of Nurse Practice

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**Written Testimony Submitted:**

Dr. Mamie Balajadia, Ed.D, Chairperson, Guam Board of Allied Health Examiners  
Thomas J. Caruso, RPh, SuperDrug Pharmacy  
Theresa Arriola, Director, Guam Behavioral Health and Wellness Center

## II. SUMMARY OF TESTIMONY & DISCUSSION

The Virtual Public Hearing on Bill No. 110-36(COR) was Called-to-Order at **5:30 PM**. Chairperson Therese M. Terlaje informed of public notices, the Guam Legislature's virtual hearing guidance and that agenda items. Bill No. 110-36 (COR) was the only item on the agenda.

**Chairperson Therese M. Terlaje:** *Hafa Adai.*

We have just one agenda item and that is Bill No. 110-36(COR), introduced by myself, Therese Terlaje, and Senator Telena Cruz Nelson, AN ACT TO AMEND §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, TO AMEND §67.308.1 OF ARTICLE 3, CHAPTER 67, TITLE 9 AND TO AMEND §12605 (o) OF ARTICLE 6, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING ELECTRONIC TRANSMISSION OF PRESCRIPTIONS FOR SCHEDULE II, III, IV AND V SUBSTANCES.

I'd like to acknowledge the presence of my colleagues today, beginning with Senator Frank Blas Jr., Senator Telo Taitague and Senator Anthony Ada. *Si Yu'os Ma'åse'* for being here, colleagues.

And also, Senator Joanne Brown. Thank you, Senator, for being present. All right. We have several people signed up to testify. I just want to note for the record, we've also sent invitations to the Department of Public Health and Social Services, the Guam Board of Medical Examiners, the Guam Board of Examiners for Pharmacy, the Guam Board of Allied Health Examiners, the Guam Medical Society, the Guam Medical Association, the Guam Behavioral Health and Wellness Center, and the Guam Pharmacists Association.

I'd also like to recognize the presence of my Vice Chair Senator, Senator Nelson. Senator Nelson. Thank you for being here. And she's the co-sponsor of the bill as well.

We also invited the Department of Public Health and Social Services' contact at the Drug Enforcement Agency (DEA) to provide testimony, but she let us know that she was unable to attend the hearing, but she would be available for any questions after the hearing.

Since I am the primary sponsor of the bill, I'm just going to introduce the bill briefly. With the guidance and expertise of the Department of Public Health and Social Services and their contact at the Drug Enforcement Administration (DEA), I introduced Bill No. 110-36(COR) in efforts to close the gap between concerns made by providers on patient accessibility to needed medication and the monitoring capabilities of controlled substances to prevent misuse and drug abuse.

Providers had testified, at another hearing, of instances where patients in pain have to tolerate going to the doctor's clinic to pick up a physical copy of their prescription, identify a pharmacy that carries it and deliver it to that pharmacy, waiting 25-30 minutes or however long for their prescription. This can be strenuous activity for those individuals who are already experiencing pain from their illness and have no other means of getting their medication. Limited mobility and transportation are other challenges faced by these patients.

Bill No. 110-36(COR) seeks to remove the restriction in current law that requires certain controlled substance prescriptions to be physically delivered to the pharmacies. It allows providers the ability to electronically transmit such prescriptions directly to pharmacies, minimizing patient contact and preventing diversion and misuse by reducing the incidence of prescription theft and forgery which is more likely with physical copies of prescriptions.

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Currently, pharmacies on Guam have the ability to receive electronically transmitted prescriptions and have been doing so for Schedule III, IV and V Substances. To be consistent, we included these schedules in the legislation but have also added Schedule II Controlled Substances, which is a more highly regulated class of medications.

With advancements in technology and security capabilities for electronic applications, the Drug Enforcement Administration, in 2010, lifted the restriction against the use of electronic prescribing for controlled substances, Schedule II,III, IV and V to provide practitioners with the option of issuing electronic prescriptions for controlled substances in lieu of paper prescriptions.

The regulations also permit pharmacies to receive, dispense, and archive these electronic prescriptions. These regulations are an addition to the existing rules and provide pharmacies, hospitals, and practitioners with the ability to use modern technology for controlled substance prescriptions while maintaining the closed system of controls on controlled substances.

The Substance Use-Disorder Prevention that Promotes Opioid Recovery and Treatment for Patients and Communities Act, also known as the SUPPORT ACT of 2018-- this is a federal law, requires that prescriptions for controlled substances covered under a Medicare Part D prescription drug plan or Medicare Advantage Prescription Drug Plan be transmitted by a health care practitioner electronically in accordance with an electronic prescription drug program, beginning January 1, 2021. The SUPPORT Act provides CMS with the authority to, through rulemaking, enforce and specify appropriate penalties for noncompliance with the requirement.

The compliance date is January 2022 to encourage providers to implement e-prescribing of controlled substances as soon as possible, while allowing them more time to come into compliance without penalty.



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So, the practice of e-prescribing is already federally mandated in that sense and Bill No. 110 is a step toward Electronic Prescriptions for Controlled Substances. Without mandating it, it is allowing it to be an option for Guam.

I want to thank DPHSS for closely collaborating with this bill, specifically the Controlled Substances Program, for taking the time to really guide us through the federal guidelines and provide the necessary expertise in order for us to complete this bill. I welcome any input as to making this bill better for the patients that are going to be availing of these services.

All right. So, we will now accept testimony from the panel. I would like to start with the Deputy Director of the Department of Public Health. Ms. Lorie Duenas? Is she here?

**Laurent Duenas, Deputy Director, DPHSS:** Yes, I am, Speaker.

*Hafa Adai* and thank you. We have a testimony here and...Speaker Therese Terlaje, Senator Telena Nelson and members of the Committee on Health, Land, Justice and Culture. The Director has requested that we present the testimony and the one that we will have present is Rosanna Rabago. I thank you very much for really taking the time to put this bill into place.

If you take a look among the States, there are many already implementing it. There's only a few that have not mandated this prescriptive authority and also, there are quite a number right now that are in legislation. So, I will go ahead and turn this over to Rosanna Rabago to read the Director's testimony. Thank you.

**Chairperson Therese M. Terlaje:** Thank you, Deputy Director Duenas. Rosanna Rabago is the Administrator of the Controlled Substances Program at the Department of the Department of Social Services. Ms. Rabago?

**Rosanna Rabago, Administrator, DPHSS:** Thank you, Speaker Terlaje, and our Deputy Director, as well as you, Speaker Terlaje, have been very spot on in terms of this collaboration in terms of working out the bill for electronic prescription.

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It certainly wasn't just a feat that was managed by our program, the Controlled Substances Program, but it's also collaboration with the Division of Public Health, the Division of Public Welfare, and also the Health Professional Licensing Office who oversees the licensing of practitioners and pharmacists.

And with that, I will begin our testimony. *Buenas* Speaker Terlaje and Senators of the 36<sup>th</sup> Guam Legislature. Senator Taitague, Senator Ada, Senator Blas, Senator Brown, and Senator Nelson. I think I covered everyone here. Right?

The Department Public Health and Social Services supports Bill 110-36 (COR)- AN ACT TO AMEND §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, TO AMEND §67.308.1 OF ARTICLE 3, CHAPTER 67, TITLE 9 AND TO AMEND §12605 (o) OF ARTICLE 6, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING ELECTRONIC TRANSMISSION OF PRESCRIPTIONS FOR SCHEDULE II, III, IV AND V SUBSTANCES.

The Department of Public Health and Social Services supports Bill 110-36 (COR). Research shows that implementing an electronic prescription system will improve patient safety and care, resulting in cost savings on health care costs and reduce medication errors. These factors contribute to improve patient outcomes and decreased patient visits. Studies have shown that the use of electronic prescribing technologies has numerous benefits for both patients and healthcare providers. Utilizing electronic prescribing has the potential to reduce the number of prescription errors caused by illegible handwriting and misunderstood oral prescriptions.

Additionally, it would help both pharmacies and hospitals increase efficiency by integrating prescription records directly into other medical records. The amount of time that patients would spend waiting to have their prescriptions filled will also be reduced. Electronic prescribing is considerably more secure than paper prescriptions. Amending the Guam Administrative Rules and Regulations to allow electronic transmission of prescriptions for Schedule II, III, IV, and V substances will improve patient treatment, streamline prescription processing, reduce patient wait time, prevent duplication of

prescription and misinterpretation of orders due to illegible handwriting as mentioned earlier.

And it may also enhance patient safety and lower potential for drug abuse. This will allow the physicians to track whether the prescription was filled, monitor the utilization and counsel patients, if necessary, on medication management.

Another advantage with electronic prescribing is ensuring that only registered healthcare providers electronically sign and authorize controlled substances prescriptions. This will ensure that the prescription record cannot be altered without detection. Any system that fails to provide such security measures would create new routes for diversion that could be even harder to prevent and detect.

Electronic prescribing as a means of dispensing prescriptions for Schedule II, III, IV, and V substances continue to offer benefits to everyone involved. It's more secure. It prevents prescription drug errors and monitors controlled substance prescription. The need to amend the Guam Administrative Rules and Regulations to allow electronic transmission of prescriptions for these scheduled drugs, Schedules II, III, IV, and V cannot be overemphasized.

Electronic prescribing will help track the number of controlled substance prescriptions that a patient is receiving and help decrease the likelihood of over-prescribing by healthcare workers who can quickly reconcile a patient medication history when using the electronic prescription and will also reduce doctor shopping by patients, which is part of diversion.

The electronic prescribing inbuilt alert system will also help to inform healthcare workers of potential drug interactions, as well as duplicate therapies, pregnancy, and other issues that would be contra-indicated for a patient when taking a particular medication. Electronic prescribing will help reduce the loss of prescriptions, which would be sent directly to the pharmacy instead of issuing it to the patient who may lose it right along the way.

The features of electronic prescriptions will reduce the number of cases related to diversion of pharmaceutical controlled substances. The controlled substances program of the Division of Environmental Health of this department is responsible for administering the Guam Uniform Controlled Substances Act, Title 9, Guam Code Annotated, Chapter 67, relating to the manufacturing, distribution and dispensing of controlled substances.

This program is mandated to set standards for the control of prescribing, dispensing, and administering of pharmaceuticals by healthcare providers, as well as distribution of pharmaceuticals by health care facilities, like hospitals, clinics, and long-term care, as well as other entities manufacturers and distributors.

In the past five fiscal years, over 10 cases were investigated and referred to the Guam Police Department by this department related to alleged forgery of altering prescriptions, alleged Medicaid fraud, stolen prescription pads and the misuse of pharmaceutical controlled substances. The department believes that an electronic prescription system would help reduce future crimes of this nature due to the reduced need for prescription pads and paperwork for registrants. It is vital that the electronic prescription system be equipped with the necessary security safeguards to protect patient health information.

Utilizing either a stand-alone system or one that is linked to an Electronic Health Record system may need to be further discussed amongst the health care clinicians, hospitals, and pharmacies. In addition, we would like to suggest enforcing the use of tamper resistant prescription, those are the words that may be written onto a prescription pad, for the affirmation of scheduled drugs or to mandate the pharmacy providers to call the prescribing practitioner for paper prescription to obtain verbal confirmation and document the confirmation appropriately.

Finally, we would like to suggest making cybersecurity a primary consideration in electronic prescribing, due to cyber-attacks that are growing in frequency, size, and complexity. Thank you for the opportunity to provide comments. And this testimony is submitted on behalf of the department, and it's co-signed by Mr. Chima Mbakwem, Acting Chief Public Health Officer for the Division of Public Health; Acting Chief

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Environmental Health Officer MariLou Scroggs; Chief Administrator for the Division of Public Welfare, Ms. Maria Theresa Arcangel; Deputy Director Terry Aguon; Deputy Director Laurie Duenas; and Director Arthur San Agustin.

Thank you very much.

**Chairperson Therese M. Terlaje:** Thank you, Ms. Rabago and thank you to all of those who signed the testimony. Is there anyone from the Department of Public Health and Social Services who would like to provide additional testimony?

All right. If not, then we will move on and we have also signed up, Carla Haddock, DNP. I think that's a Doctor of Nurse Practitioner.

**Dr. Carla Haddock, DNP:** *Hafa Adai*, Speaker and Senators. I am testifying today as an advanced registered practical nurse who has prescriptive authority under local law, as well as has my DEA and my federal prescriptive authority for controlled substances.

I wanted to testify in support of Bill 110-36. As a practitioner, writing narcotics or controlled prescriptions is actually very cumbersome, having to do it on the paper with, with... you know, sometimes you forget to write the patient's address and then it's returned back or your DEA number and having it submitted electronically makes it very secure.

I would say I submit 90% of my prescriptions electronically now and having the ability to also have controlled substances done electronically would greatly benefit my clients, as well as lead to a lot of security. I'm always hesitant when I provide a paper prescription and I have to manually write my DEA number in there...that it might somehow be misused because, you know, there is no database where you can go and search for someone's DEA number.

But it's mandated that I write it on these prescriptions, and it's provided on paper prescriptions. Also, I think our pharmacy colleagues do a wonderful job with verifying prescriptions, but the electronic prescriptions also allow for safeguarding for the

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prescriber in that before you submit a prescription, it crosschecks with all the other medications that a person is on.

And it gives you alerts whether or not there's a cross-reaction or what we call a high alert or contraindication to prescribing that medicine. So that's one more safeguard with electronic prescriptions versus paper prescriptions. And finally, I just believe that it's a great benefit to our clients who, like Ms. Rabago said, have some physical mobility.

Or, you know, who are cancer patients who can't always come in just to pick up the paper prescription when we know that they're on long-term home care or hospice care with these controlled substances. So, I very much support this bill and thank you, Speaker and Senator Nelson for introducing this piece of legislation.

And I am testifying as a provider in support of it. Thank you.

**Chairperson Therese M. Terlaje:** Thank you very much, Dr. Haddock, for your testimony taking the time to weigh in on this. I very much appreciate it. Next, we have Gary Schiff, Patients' Rights Advocate Guam and CNMI. Mr. Schiff?

Okay. I don't see him. Okay, so he's not present.

All right, then I'm going to open it now for the panel. Oh, for the record we have, I received written testimony in support of the bill from Dr. Mamie Balajadia, PhD. She's also the Chairperson of the Allied Health Board. And from Thomas J. Caruso, RPH, SuperDrug Pharmacy.

And from the Guam Behavioral Health and Wellness Center, in support of the bill who will.... they sent an email saying they are in support of the bill and that they will be providing detailed testimony later. We've provided all these testimonies to all of the Senators. So those are available to you.

The Bureau of Budget Management and Research stated that the bill is administrative in nature and does not pose an impact on any government of Guam funds. Legal review on this bill is pending. All right. I'm going to recognize my Vice Chair, Senator Nelson.



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**Senator Telena C. Nelson:** Thank you, Madam Speaker. I don't have any questions at this time. I just want to thank everyone for giving your testimony, especially Mrs. Rosanna Rabago for the very detailed discussion on the impacts of the bill and the federal benefits of it. Thank you.

**Chairperson Therese M. Terlaje:** Thank you, Senator. Senator Blas.

**Senator Frank Blas Jr.:** Thank you, Madam Speaker, and thank you to all taking the time to be able to testify in this public hearing on this piece of legislation. I do have a bit of a concern. And thank you, Ms. Rabago for that presentation and unfortunately as a result of the presentation...that heightened my concern in that it's recognized that this bill was primarily so that you all can permit the electronic transmission for prescriptions for Schedule II.

Already Schedule II, III, IV, and V are permitted. Am I correct?

**Rosanna Rabago, Administrator, DPHSS:** My understanding is that they are already doing electronic prescribing for these scheduled drugs.

**Senator Frank Blas Jr.:** For III, IV, and V, right?

**Rosanna Rabago, Administrator, DPHSS:** That's my understanding.

**Senator Frank Blas Jr.:** Okay. And so, this is for Schedule II and the reason why...

And recognizing that this is for the electronic transmission of the prescription of the script from the healthcare provider to the pharmacy. My concern was that... I just want to make sure that this in no way says that this can be done...most especially with Schedule II that...it's one thing about electronically.

It's another thing about telephonically. I think that we should still require... when you got people who are going to be prescribed opiates, hallucinogens, or, or whatnot, as a Schedule II,, sometimes there's gotta be that face to face, if you will, to ensure that this individual is just not calling just to be able to get it without that physical examination that



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the doctor or the prescribing official knows and recognizes that, you know, this medication or that prescription is still needed.

Um, I think that's...you've said that you've worked with GPD on a number of cases, and I think that a lot of times, it's these individuals who don't need it for medicinal use. They need it for more elicit uses. And we just want to make sure that this does not temper or reduce the necessity and the need for that face-to-face examination by the physician. I just want to make sure of that.

**Rosanna Rabago, Administrator, DPHSS:** Great. Thank you. So, if I may comment, as the speaker had stated earlier, this electronic prescription method is really an option available to any practitioner to utilize. It's not the only way. It's not going to replace, in other words, the written prescription.

It's not going to replace it. It's just an option that's available, a better option.

**Senator Frank Blas Jr.:** I understand. And I appreciate that that option is available, but I just don't want this option to be perceived or to be defined as it's no longer necessary for that physical examination especially when you're prescribing Schedule II Controlled Substances, especially in that area.

**Rosanna Rabago, Administrator, DPHSS:** And we share that same concern with Schedule II drugs. They are the more addictive drugs of all the Scheduled drugs, and it will definitely have more, you know, strict safeguard requirements in terms of the actual visit by the patient and the doctor.

There are controls in terms of the number of refills and how it's to be refilled at a pharmacy. So those security measures are still in place.

**Senator Frank Blas Jr.:** I'll tell you what, if this technology was available 30 years ago when I was working with the DEA task force and helping the diversion group go out and make these inspections, I wouldn't have to be sitting there and counting all those pills in the scripture as well.

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So, Madam Speaker, thank you for the bill. You're right. It will provide that efficiency, especially in the area of diversion and accountability, quite honestly, for the drug. So, thank you very much. And that's all I have, ma'am. Thank you.

**Chairperson Therese M. Terlaje:** Thank you, Senator Blas.

**Senator Telo Taitague:** Thank you. Madam Speaker, for the opportunity. There was also a testimony from an individual. I don't know if you mentioned his name, Thomas Caruso. He's a pharmacist in Guam. That was received earlier. And I was... Go ahead, Speaker.

**Chairperson Therese M. Terlaje:** Yes, I did. He is from SuperDrug Pharmacy. He's actually the Chairperson of the Pharmacy Board but he's only testifying in his personal capacity.

**Senator Telo Taitague:** Okay, I'm just reading some of his comments that he made. And one of the concerns he says is, "my concerns with physicians having to send me e-scripts for controlled substances, primarily centers around which pharmacy they are transmitting an e-script to and whether the pharmacy has the product in stock. Regarding RX for Schedule III, IV and V, there is less of a problem since most pharmacies in Guam carry the commonly prescribed products of this category.

When it comes to Schedule II products, only about half of all pharmacies on Guam stock them at all, and then not all strengths or versions of even the most commonly prescribed drugs since e-script RX for controlled substances are sent with greater security than regular medication RX. They will have to recall an RX from one pharmacy that is not able to fill that RX and then resend it to another pharmacy. So, I guess, this is a concern and I'd like to bring this to Rosanna.

Hi, good evening. Rosanna.

**Chairperson Therese M. Terlaje:** Can I just ask you to read the last sentence following that?

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**Senator Telo Taitague:** I'll go ahead and finish it. I was just wanting to hear her comments on that paragraph, but I'll go ahead and read the remaining, Madam Speaker. "This means that the prescribing physician or his or her staff must contact pharmacies to determine which ones have the product they are looking for in stock and sufficient quality to fill the prescriptions prior to sending controlled substance RXs.

It is not uncommon at all for customers to call or drive from pharmacy to pharmacy until they find one that can fill their RX. It is also not uncommon for customers to fill one RX at one pharmacy and others at another pharmacy. Such is the situation in Guam.

The upshot of the proposed bill will shift the burden of filling controlled substance RX from the patient to the provider. At least the patient should not have to waste time looking for pharmacies to fill the prescription."

And so, I just wanted to ask Rosanna, if you can comment on circumstances like this, that would happen. If something was already subscribed to one pharmacy and then they don't have it. I mean, what are the guidelines or the... if you can explain... to the next pharmacy.

**Rosanna Rabago, Administrator, DPHSS:** Right. That's a great question. And I think the answer lies in education. I'm sure that the practitioners and pharmacies do not want...the last thing they want is for a patient to be going from pharmacy to pharmacy, trying to find their drugs. And this electronic prescription program.

You hit it right on the nail or rather, Thomas Caruso did, through his testimony that the practitioner would have to identify the pharmacy that's going to be able to fill that particular controlled substance drug, right, that medication, because let's say I'm prescribed a controlled drug and you know, they may say what pharmacy do you want to go to?

I want to go to this pharmacy X in Tamuning. And then I go there and then unfortunately, the drug may not be there. I would like to think that we would be able to, as small as an island that we are, that we would be able to iron out all those challenges in the beginning so that we can become familiar with what pharmacies would be carrying Schedules II, III, IV and V and what would be those common drugs that would be available at that

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pharmacy. I'd like to think that a practitioner would call a pharmacy before sending a patient to that pharmacy and just be turned away because what would happen is that the practitioner would have to send another electronic prescription to another pharmacy, just so that medication can be filled.

And Dr. Haddock. I don't know if you would like to comment on that if you're a little bit more familiar with that process, but that's kind of what I'm thinking. And I really believe that the education component would play a strong role in reducing the number of instances that that would happen.

**Chairperson Therese M. Terlaje:** Senator Taitague. Is it okay if I call Dr. Haddock to answer as well?

**Senator Telo Taitague:** Yes, please. Sorry. I was anticipating that. No problem.

**Dr. Carla Haddock, DNP:** So, the way it currently works, even for non-controlled prescriptions, is if we do e-prescribe something and a pharmacy doesn't have it available, usually they'll call the prescribing provider and let them know that we don't have this medication in stock. And then we have the ability, and the pharmacy has the ability to recall the prescription, so it will be deleted off of the system and then we re-prescribe it to somewhere else.

And I can tell you, Senator Taitague that we as providers can't call pharmacies and ask them how much Percocet do you have in stock? Because it's part of their policy for diversion, they don't want to release the amount that they have in stock, even to the providers.

So, we do take that gamble when we do it. But the pharmacists are, I can tell you, are wonderful with communicating with the prescribers and they will call back and let me know. Hey, Carla, I only have, you know, 10 pills on hand. I expect a shipment on Monday. Is it okay if I dispense these 10 and we'll hold it off until we get the shipment in, or they'll say we're just not going to be able to fill this. You might want to explore another

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pharmacy. And then in that case, I will say, okay, we will cancel this prescription and then resend to another.

And then if I could just comment to Senator Blas, also with your concerns about the face-to-face, I don't want anyone to have the misconception that when we do electronic prescribing, it's just strictly a telehealth visit or they're not coming in.

We utilize the e-prescriptions a lot for everyone we see face to face because it just cuts down on us having to go. And, you know, since we're e-charting already in a lot of our places, that is just that step that we write everything and e-prescribe everything directly. And then as you know, Senator Blas, that also helps with reimbursement. We get another rate for as many e-prescriptions as we write versus physical paper prescriptions.

**Senator Frank Blas Jr.:** Understood. Thank you.

**Senator Telo Taitague:** Well, thank you so much, Carla and Rosanna. I'll always appreciate your input. Thank you so much, Madam Speaker, that's all the questions I had. Thank you.

**Chairperson Therese M. Terlaje:** Thank you very much, Senator. Senator Ada.

**Senator V. Anthony Ada:** Thank you. Madam Speaker, Madam Chair. Rosanna, you spoke earlier about the security, I guess, for e-prescription, right through the system. Is there already a system in place that you know of that, I guess, doctors here can utilize to give the prescriptions over to the pharmacies or, I mean, how does that work with a secure system?

**Rosanna Rabago, Administrator, DPHSS:** That's a great question, Senator Ada, and in doing my research with electronic prescribing. I know that there's so many different methods that electronic prescribing can occur. In terms of the security, I'm not too informed of all the details. And I know that they have some software that are available that pharmacies and practitioners have bought into whereas you may have other systems that are standalone systems, as I mentioned in my testimony.

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But what all of that entails, I'm not too sure, but I'm sure that there's some security encrypted method into the software. And I'm gonna call on my prescription drug monitoring personnel to kind of help me with that, if he has any more input on that. Mr. Jeff Pinaula? Do you have some input on that as far as how a security or secured system would be for this electronic prescription system?

**Jeffrey Pinaula, BPSI Administrator, DPHSS:** *Hafa Adai*, thank you again, Senators and Madam Speaker. You know, with any type of e-prescribing, electronic type of prescribing, there is always going to be some sort of security to worry about. And I know with at least the prescription drug monitoring program that I administer; the vendor has all these security measures in place.

So, I think it would be the coordination between the hospital, clinic, clinicians, and pharmacy, to work with their vendors to ensure that all the security measures are in place with the systems they are using. But currently right now, there is no managed system by the Department, which I don't think there is a necessary need for that.

It should be coordinated with the practitioners and the pharmacists. That's all. Thank you.

**Senator V. Anthony Ada:** So then how do we, how do we ensure security on the system, right? Someone can log into a doctor's computer or, I mean, is the doctor actually being the one that prescribes on his end to the pharmacy or is it an assistant? I mean, that's my concern, right?

**Jeffrey Pinaula, BPSI Administrator, DPHSS:** You know, I'm not familiar with how all the e-prescription works. Maybe Dr. Haddock can comment on that. She's saying that they already have e-prescribing for Schedules III, IV and V and I'm pretty sure they have security measures in place to ensure that not anyone is just going into her profile and making prescriptions.

**Senator V. Anthony Ada:** Yeah, that'd be great if she can comment on it. I'd like to know more. Thank you.



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**Dr. Carla Haddock, DNP:** Okay. So, in order to have the e- prescribing authority, you usually have to utilize EMR, which is an electronic medical record system, which is actually some kind of software or product development. So, it's not something that I can just go and create on my own. Or say, I'm going to do an email system for it.

So, it's actually something that you purchase that comes with security defenses and encryption, and the pharmacies also had to buy into this encryption service to be able to receive from these different EMR companies. So, it depends on your different operating system in order for me to e-prescribe, what I basically do is I am given my own login, which I use for my own charting.

It is secured with my password and there is a firewall and an encryption service. And then no one else has access to my password. No one else can access my login and our IT department also made it so we can see who's actually logging into my system. It's a double verification, meaning I can't log into my system without getting a verification on my phone as well.

**Senator V. Anthony Ada:** I see. So, it's a system that has to be by the physician that's writing the prescription and also the pharmacy has to be on that same system then to be able to receive the encryption?

**Dr. Carla Haddock, DNP:** Yeah, so usually the pharmacies have this system where they can receive from various different EMR records, an electronic prescription record.

So, they have their system that allows them to access everyone's different systems because I know for a while, they were talking about integrating GMH's system with island-wide, but that didn't happen. So, the pharmacies have their own system that allows for them to access everyone else's different systems.

And you know, all of these programs are created usually by...I don't think anyone uses a locally developed program. We all use one that was developed somewhere in the mainland.

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**Senator V. Anthony Ada:** I see. So, then there's no call verification after a prescription is electronically sent, is there?

**Dr. Carla Haddock, DNP:** So if it's faxed in, you get a call back from the pharmacy with verification that it was indeed faxed, even if it's from our fax number, but if it's the e-prescription, which we're talking about, where it's a different system within our EMR, then I normally don't get the call back unless something is really wrong with the prescription because everything is verified on the system and the pharmacy can verify that it came directly from my system, with my log in.

**Senator V. Anthony Ada:** Okay. All right. Thank you. I appreciate that information. Madam Speaker. That's the only question I had and thank you for everyone's participation here today.

**Chairperson Therese M. Terlaje:** All right. Thank you. Senator Brown.

**Senator Joanne Brown:** Thank you very much. Madam Speaker, I don't really have any questions at this point. A lot of our colleagues already asked. I think our main concern is just the security of these prescriptions because ultimately, I know we're up against individuals, unfortunately, that may not be entitled to be able to receive these types of prescriptions, falsifying or trying to get these controlled drugs.

Certainly, if those safety measures are put in place, I think we can see the benefits for patients that are in need of these prescriptions. But I concur with the questions of my other colleagues and I have no further questions to add. Thank you very much, Madam Speaker.

**Chairperson Therese M. Terlaje:** Thank you too, Senator. Ms. Rabago and Haddock, can you please clarify one thing? So, our intention with this bill was to, of course, allow these electronic prescriptions or the transmission of electronic prescriptions. However, we weren't intending to amend any other rules or regulations or laws that require when you are going to see your patients, how often you're going to have to see them face to face, how long these prescriptions can last or anything like that. So, if you could just confirm, did you see anything in this bill that might do that inadvertently?



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**Dr. Carla Haddock, DNP:** I did not.

**Chairperson Therese M. Terlaje:** Thank you and Ms. Rabago? Well, you helped me write this so...

**Rosanna Rabago, Administrator, DPHSS:** Thank you and I really would like to give our appreciation to the Drug Enforcement Administration. Unfortunately, they do not have Diversion Investigators on Guam, but we have a strong partnership with them. They have their office in Honolulu and they've been great partners and we were able to have them review the proposed bill and provide their comments because naturally, with our Guam Uniform Controlled Substances Act, the electronic prescription is something that's already approved on the federal statute, but it's not necessarily mirrored onto the Guam law.

We're grateful for the support for this bill so that we could be more in line with the federal regulations in terms of electronic prescribing. So, I don't think so. They did make some comments. We're grateful for the consideration so that we could get the support also with our federal partners. I hope that answered the question.

**Chairperson Therese M. Terlaje:** That reminds me. So, in order to be a prescriber of these controlled substances, you have to comply with the federal laws as well, is that right? And that was our intention. That's why I'm so glad that public health was able to run this through the DEA, because we did not want to interfere at all with their rules that are already existing.

And can I just ask you something? it's a little bit, in the future...so this is to allow, but not to mandate. When do you think Guam would be able to mandate such electronic prescriptions instead of just allowing it? My understanding is that it's the capability of the providers to get themselves able to do that according to the DEA rules. Ms. Haddock, what do you think?

**Dr. Carla Haddock, DNP:** I think it would really rely a lot too on having an integrated system. If we could have public health and GMH and all the different clinics tie into one EMR. I think that that honestly would be the benefit.

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I think it's not realistic to a lot of smaller clinics, single providers on the Island because these EMR systems I'm talking about \$50,000 buy in with yearly maintenance fees that are not feasible for some providers. So, if we could somehow develop a government of Guam system that everyone can kind of tack on and buy into, then I would think mandating electronic prescriptions would be a benefit to the island. But as of right now, I don't foresee it being a feasible option.

**Chairperson Therese M. Terlaje:** Okay, I'm glad you gave me that reference about 50,000, approximately per year, probably minimum. And there was talk, you are right about... I participated in many meetings over the last few years about integrating the EMR system since GMH had to go out for a new one to integrate that with public health but I don't think that that was the requirement for the RFP, but...Ms. Rabago, anything else you would like to add?

**Rosanna Rabago, Administrator, DPHSS:** Right. I'd just like to concur with Dr. Haddock and her comments in terms of having an integrated electronic monitoring system. That will definitely come at a cost. I'm not too sure what that exact figure would be, but there's definitely going to be a cost. And I know that in looking at the studies and research in the States, um, there have been practitioners and clinics and pharmacies who may not have been able to afford buying into an electronic monitoring system.

But perhaps in the future, who knows what could happen. Maybe there'll be a grant to fund that system for all the clinicians and clinics here on the Island, but until such time, we are grateful that this is going to be an option available to the community.

And we think it will definitely go a long way in terms of patient care and reduce diversion cases here on the Island. So we're very thankful for the authors, Speaker Terlaje, Senator Nelson and all of the senators here at this public hearing for your support. Thank you.

**Chairperson Therese M. Terlaje:** Thank you. Anyone else with any last-minute questions or wants to add anything? All right. If not, again, thank you again to the Deputy Director and all of the...I call them the big wigs at public health for being here. They are very instrumental in these programs and in policy that we are trying to improve. And so again,

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I thank you, Dr. Haddock, for being here and your testimony is very valuable today.

Thank you very much.

And thank you to my colleagues. I think your questions really helped to flesh out the protections that we will continue to have, hopefully, with this bill and that increase in fact and balance patient needs with our provider's needs and with our need to monitor as well, Public Health, especially.

All right. And so, any other input, please send my way. I look forward to any additional input that anyone would like to contribute. And again, *Si Yu'os ma'åse'* to all of you. Thank you for your cooperation and your partnership in this. *Si Yu'os ma'åse'*. Take care.

The Virtual Public Hearing on Bill No. 110-36(COR) was adjourned at **6:22 PM**.

### III. FINDINGS AND RECOMMENDATIONS

The Committee on Health, Land, Justice, and Culture finds that in 2010, with advancements in technology and security capabilities for electronic applications, the Drug Enforcement Administration (DEA) lifted the restriction against the use of electronic prescribing for controlled substances, Schedule II, III, IV and V to provide practitioners with the option of issuing electronic prescriptions for controlled substances in lieu of paper prescriptions.

The federal regulations also permit pharmacies to receive, dispense, and archive these electronic prescriptions. These regulations are an addition to the existing rules and provide pharmacies, hospitals, and practitioners with the ability to use modern technology for controlled substance prescriptions while maintaining the closed system of controls on controlled substances.

The Substance Use-Disorder Prevention that Promotes Opioid Recovery and Treatment (SUPPORT) for Patients and Communities Act of 2018 requires that prescriptions for controlled substances covered under a Medicare Part D prescription drug plan or

Medicare Advantage Prescription Drug Plan be transmitted by a health care practitioner electronically in accordance with an electronic prescription drug program, beginning January 1, 2021. The SUPPORT Act provides CMS with the authority to, through rulemaking, enforce and specify appropriate penalties for noncompliance with the requirement.

The compliance date is January 2022 to encourage providers to implement e-prescribing of controlled substances as soon as possible, while allowing them more time to come into compliance without penalty.

The electronic transmission of prescriptions for Schedule III, IV and V Controlled Substances from healthcare facilities to pharmacies is permissible on Guam. Bill No. 110-36(COR) includes these schedules to be consistent while adding Schedule II Controlled Substances, a more highly regulated class of drugs. Allowing the electronic transmission of these schedules, as an option for providers, is intended to close the gap between concerns made by providers on patient accessibility to needed medication and the monitoring capabilities of controlled substances, minimizing patient contact and preventing diversion and misuse by reducing the incidence of prescription theft and forgery.

Dr. Mamie Balajadia, Ed.D, a licensed clinical psychologist, submitted written testimony in support of the bill, stating that it would lessen time and potential errors between practitioners and pharmacists, be convenient for patients, and eliminate traditional prescription pads.

Thomas J. Caruso, RPh, submitted written testimony as a pharmacist in support of the bill, stating that it is beneficial to patients. He further explained that Guam pharmacists have been processing "e-scripts" or electronically transmitted prescriptions for Schedule III, IV and V for years so the bill would not pose a problem for them. However, he expressed the concern that the bill will shift the burden of filling controlled substance prescriptions from

patients to providers as providers will have to verify which pharmacies have Schedule II Controlled Substances in stock.

Carla Haddock, DNP, provided oral testimony as a provider in support of the bill, expressing her frustration with paper prescriptions to include having to manually write information on the paper, which may lead to mistakes and leaving a provider's DEA number unsecured for anyone to forge. Dr. Haddock made the point that 90% of her prescriptions are done electronically. She further stated that it would benefit her patients and lead to more security since electronic prescriptions allow for safeguards for the prescriber because it cross checks with all other medications and provides alerts.

Dr. Haddock explained that there is an Electronic Medical Record (EMR) System that is utilized for those with e-prescribing authority, which comes with security defenses and encryption that pharmacies also had to purchase to receive from different EMR companies. Such EMR systems require a login and password and provide double verification and notification of utilization. She stated that e-prescriptions are utilized for patients that are seen face-to-face. If prescriptions are faxed in, pharmacies call the clinics to verify even if the prescription has been faxed directly from the clinics. With e-prescriptions, pharmacies do not always call because verification comes from the EMR system.

The Department of Public Health and Social Services (DPHSS) provided testimony in support of allowing the electronic transmission of prescriptions for the following reasons: increases security with an inbuilt alert system; improves patient treatment; streamlines prescription processing; reduces patient wait time; prevents duplication of prescription and misinterpretation of orders; enhances patient safety and lowers potential for drug abuse.

According to DPHSS, electronic prescriptions will reduce the number of cases related to diversion of pharmaceutical controlled substances. The Controlled Substances Program of the DPHSS' Division of Environmental Health is mandated under the Guam Uniform

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Controlled Substances Act, Chapter 67, Title 9, Guam Code Annotated, to set standards for the control of prescribing, dispensing, and administering of pharmaceuticals by healthcare providers, as well as distribution of pharmaceuticals by healthcare facilities, manufacturers, and distributors.

In the past five fiscal years, over 10 cases were investigated and referred to the Guam Police Department by the DPHSS related to alleged forgery or altering prescriptions, alleged Medicaid fraud, stolen prescription pads and the misuse of pharmaceutical controlled substances. DPHSS is of the opinion that an electronic prescription system would help reduce future crimes of this nature. Jeffrey Pinaula, BPSI Administrator of the Division of Environmental Health at DPHSS, explained that the Prescription Drug Monitoring Program (PDMP) vendor has security measures in place to address potential for abuse.

DPHSS made additional suggestions outside the scope of this bill for further legislative consideration, including to enforce the use of tamper resistant prescriptions; or to mandate the pharmacy providers to call the prescribing practitioner for paper prescription to obtain verbal confirmation and document the confirmation appropriately; and to make cyber security a primary consideration in electronic prescribing due to growth of cyber-attacks, stating it is vital that the electronic prescription system be equipped with the necessary security safeguards to protect patient health information.

DPHSS further stated that mandating (as is done in many other jurisdictions) instead of optional use of electronic prescriptions for Scheduled Substances at this time would be a burden on small clinics due to the cost to purchase the compatible system. The Committee therefore finds that due to the overall cost of an EMR system being unmanageable for smaller clinics, mandating electronic prescribing would not be a feasible option at this time unless the Government of Guam develops an EMR system that all healthcare facilities and pharmacies can utilize.



COMMITTEE REPORT ON BILL NO. 110-36(COR)- SPEAKER THERESE M. TERLAJE/ SENATOR TELENA CRUZ NELSON- "AN ACT TO AMEND §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, TO AMEND §67.308.1 OF ARTICLE 3, CHAPTER 67, TITLE 9 AND TO AMEND §12605 (O) OF ARTICLE 6, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING ELECTRONIC TRANSMISSION OF PRESCRIPTIONS FOR SCHEDULE II, III, IV AND V SUBSTANCES."

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In light of testimony and research presented to the Committee outlining the benefits of expanding the use of electronic prescriptions to Schedule II substances and the effective monitoring of controlled substances that will occur, the Committee finds the benefits far outweigh the risks of abuse.

The Committee on Health, Land, Justice and Culture hereby reports out **Bill No. 110-36(COR)** - *As Introduced by Speaker Therese M. Terlaje and Senator Telena Cruz Nelson* - "AN ACT TO AMEND §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, TO AMEND §67.308.1 OF ARTICLE 3, CHAPTER 67, TITLE 9 AND TO AMEND §12605 (o) OF ARTICLE 6, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING ELECTRONIC TRANSMISSION OF PRESCRIPTIONS FOR SCHEDULE II, III, IV AND V SUBSTANCES," with the recommendation TO DO PASS.

***I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN***  
**2021 (FIRST) Regular Session**

**Bill No. 110-36 (COR)**

Introduced by:

Therese M. Terlaje 

Telena C. Nelson 

**AN ACT TO *AMEND* §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, TO *AMEND* §67.308.1 OF ARTICLE 3, CHAPTER 67, TITLE 9 AND TO *AMEND* §12605 (o) OF ARTICLE 6, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING ELECTRONIC TRANSMISSION OF PRESCRIPTIONS FOR SCHEDULE II, III, IV AND V SUBSTANCES.**

**BE IT ENACTED BY THE PEOPLE OF GUAM:**

**Section 1.** §41649 of Article 16, Chapter 4, Division 1, Title 26, Guam Administrative Rules and Regulations, is hereby *amended* to read:

**“§41649. Printing and Signing of Prescriptions.** Where an oral order is not permitted, paper prescriptions shall be written with ink or indelible pencil, ~~or~~ typewriter, or printed on a computer printer and shall be manually signed by the practitioner and dated as of, and signed on, the day when issued. A computer-generated prescription that is printed out or faxed by the practitioner must be manually signed.

**§41649.1 Electronic Transmission of Prescriptions.**



1       (a) Except as otherwise prohibited by law, prescriptions may be transmitted  
2 by electronic means from the prescriber to the pharmacy.

3       (b) Electronic Transmission shall be as defined in 10 GCA, Chapter 12,  
4 Article 6, §12605 (n).

5       (c) An electronically transmitted prescription which meets the requirements  
6 of this regulation shall be deemed to be a Prescription within the meaning of 26  
7 GARR, Division 1, Chapter 4, Article 18, §41804 (x).

8       (d) An electronically transmitted prescription order shall include the name and  
9 address of the prescriber, a telephone number for oral confirmation, date of  
10 transmission and the identity of the recipient, as well as any other information  
11 required by federal or local law or regulations. The prescriber's address, license  
12 classification and federal registry number may be omitted if they are on file and  
13 readily retrievable in the receiving pharmacy.

14       (e) An “interim storage device” means an electronic file into which a  
15 prescription is entered for later retrieval by an authorized individual.

16       (f) Any interim storage device used for electronic signing and transmitting of  
17 prescription orders shall meet all standards set forth by the U.S. Drug Enforcement  
18 Administration (DEA).

19       (g) Any interim storage device shall, in addition to the above information,  
20 record and maintain the date of entry and/or receipt of the prescription order, date of  
21 transmission from the interim storage device and identity of the recipient of such  
22 transmission. The interim storage device shall be maintained so as to ensure against  
23 unauthorized access and use of prescription information, including dispensing  
24 information.

25       (h) A pharmacy shall receive electronic prescription transmission for  
26 controlled substances in accordance with regulations promulgated by the DEA.

1        (i) A pharmacy receiving an electronic image transmission prescription shall  
2 either receive the prescription in hard copy form or have the capacity to retrieve a  
3 hard copy facsimile of the prescription from the pharmacy's computer memory. Any  
4 hard copy of a prescription shall be maintained on paper of permanent quality.

5        (j) An electronically transmitted prescription shall be transmitted only to the  
6 pharmacy of the patient's choice. This requirement shall not apply to orders for  
7 medications to be administered in acute care facilities.

8        (k) Any person who transmits, maintains or receives any prescription or  
9 prescription refill, orally, in writing or electronically, shall ensure the security,  
10 integrity, authenticity, and confidentiality of the prescription and any information  
11 contained therein.”

12        **Section 2.** § 67.308.1 of Article 3, Chapter 67, Title 9, Guam Code  
13 Annotated, is hereby *amended* to read:

14        **“§ 67.308.1. Prescriptions.**

15        (a) As used in this Section, “medical treatment” includes dispensing or  
16 administering a narcotic drug for pain, including intractable pain; however, this does  
17 not include dispensing any controlled substance to a fighting cock or a competitive  
18 racing dog for their performance or appearance enhancement.

19        (b) A person may dispense a controlled substance only as provided in this  
20 Section.

21        (c) Except when dispensed directly by a practitioner, other than a pharmacy,  
22 to an ultimate user, a substance included in Schedule II, III, IV or V may not be  
23 dispensed without the written or electronic prescription of a practitioner and  
24 pursuant to rules adopted by DPHSS. Schedules III, IV or V substances may also be  
25 dispensed through the oral prescription of a practitioner. A prescription for a  
26 Schedule II, III, IV or V substance shall not be filled by a pharmacist after ~~more than~~  
27 ~~seven (7) days after~~ of its date of issuance; ~~however, refill(s) indicated on a~~

1 ~~prescription submitted within the seven (7) days for controlled substance listed in~~  
2 ~~Schedule III, IV or V, may be filled after the seven (7) days of issuance.~~ Any original  
3 prescription in need of being filled after the seven (7) days shall be renewed by a  
4 practitioner. Refill(s) listed in Schedule III, IV or V, may be filled after the seven  
5 (7) days of issuance.

6 (d) In an emergency, as defined by rules of DPHSS, a substance included in  
7 Schedule II may be dispensed upon oral prescription of a practitioner, reduced  
8 promptly to writing, signed by the practitioner, and filed by the pharmacy. The  
9 pharmacy shall keep prescriptions in conformity with § 67.306. A prescription for a  
10 substance included in Schedule II may not be refilled.

11 (e) Except when dispensed directly by a practitioner, other than a pharmacy,  
12 to an ultimate user, a substance included in Schedule III or IV, which is a prescription  
13 drug as determined under this Act, may not be dispensed without a written, electronic  
14 or oral prescription of a practitioner. The prescription must not be refilled more than  
15 six (6) months after its date unless renewed by the practitioner. No prescription for  
16 a controlled substance listed in Schedule III or IV may be refilled more than five (5)  
17 times.

18 (f) A substance included in Schedule V may be distributed or dispensed only  
19 for a medical purpose, including medical treatment or authorized research.

20 (g) A practitioner may dispense or deliver a controlled substance to or for an  
21 individual or animal only for medical treatment or authorized research in the  
22 ordinary course of that practitioner's profession.

23 (h) No civil or criminal liability or administrative sanction may be imposed  
24 on a pharmacist for action taken in reliance on a reasonable belief that an order  
25 purporting to be a prescription was issued by a practitioner in the usual course of  
26 professional treatment or in authorized research.

1 (i) An individual practitioner may not dispense a substance included in  
2 Schedule II, III or IV for that individual practitioner's personal use except in a  
3 medical emergency.

4 (j) A prescription may not be issued in order for an individual practitioner to  
5 obtain controlled substances for supplying the individual practitioner for the purpose  
6 of general dispensing to patients.

7 (k) A prescription may not be issued for the "detoxification treatment" or  
8 "maintenance treatment" unless the prescription is for Schedule III, IV or V narcotic  
9 drug approved by the Food and Drug Administration specifically for use in  
10 maintenance or detoxification treatment and the practitioner is in compliance with  
11 §1301.28 of Title 21 Code of Federal Regulations.

12 (l) A prescription may be issued by a qualifying practitioner, as defined in  
13 Section 303(g)(2)(G)(iii) of the Federal Controlled Substance Act (21 U.S.C. 823  
14 (g)(2)(G)(iii)), in accordance with §1306.05 of Title 21 Code of Federal Regulations,  
15 for a Schedule III, IV or V controlled substance for the purpose of maintenance or  
16 detoxification treatment for the purposes of administration in accordance with  
17 Section 309A of the Federal Controlled Substances Act (21 U.S.C. 829a) and  
18 §1306.07(f) of Title 21 Code of Federal Regulations. Such prescription issued by a  
19 qualifying practitioner shall not be used to supply any practitioner with a stock of  
20 controlled substances for the purpose of general dispensing to patients."

21 **Section 3.** § 12605 (o) of Article 6, Chapter 12, Title 10, Guam Code  
22 Annotated, is hereby *amended* to read:

23 "(o) Emergency Situations for the purposes of authorizing an oral prescription  
24 drug order or a Schedule II controlled substance, means those situations in which the  
25 prescribing practitioner determines:

26 (1) that immediate administration of the controlled substance is  
27 necessary for proper treatment of the patient,

1           (2) that no appropriate alternative treatment is available, including  
2       Administration of a drug which is not a Schedule II controlled substance,  
3       and

4           (3) that it is not reasonably possible for the prescribing Practitioner to  
5       provide a written or electronic prescription drug order to be presented to the  
6       person dispensing the substance, prior to the dispensing.”

7       **Section 4. Severability.** If a provision of this act or its application to any  
8       person or circumstance is held invalid, the invalidity does not affect other provisions  
9       or applications of the act that can be given effect without the invalid provision or  
10      application, and to this end the provisions of this act are severable.



Vice Speaker

**TINA ROSE MUÑA BARNES**

**CHAIRPERSON, COMMITTEE ON RULES**

*I Mina'trentai Sais Na Liheslaturan Guåhan*

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April 12, 2021

# MEMO

**To:** **Rennae Meno**  
Clerk of the Legislature

**From:** **Vice Speaker Tina Rose Muña Barnes**  
Chairperson, Committee on Rules

**Re:** **Fiscal Note Waivers Bill Nos. 109-36 (COR) and 110-36 (COR)**

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*Buenas yan Håfa adai.*

Attached, please find the fiscal note waivers for the following bills:

**Bill No. 109-36 (COR)**

**Bill No. 110-36 (COR)**

Please forward the same to Management Information Services (MIS) for posting on our website.

If you have any questions or concerns, please feel free to contact Mary Maravilla, Committee on Rules Director at 472-2461.

Thank you for your attention to this important matter.





## BUREAU OF BUDGET & MANAGEMENT RESEARCH

OFFICE OF THE GOVERNOR  
Post Office Box 2950, Hagåtña Guam 96932



**LOURDES A. LEON GUERRERO**  
GOVERNOR

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DIRECTOR

**JOSHUA F. TENORIO**  
LIEUTENANT GOVERNOR

**APR 12 2021**

Vice Speaker Tina Muña Barnes  
Chairperson, Committee on Rules  
I Mina'trentai Sais Na Liheslaturan Guåhan  
Thirty-Sixth Guam Legislature  
Guam Congress Building  
163 Chalan Santo Papa  
Hagåtña, Guam 96910

Hafa Adai Vice Speaker Barnes:

The Bureau requests that Bill No. 110-36 (COR) be granted a waiver pursuant to Public Law 12-229, as amended for the following reason(s):

Bill No. 110-36 (COR) IS "AN ACT TO AMEND §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, TO AMEND § 67.308.1 OF ARTICLE 3, CHAPTER 67, TITLE 9, AND TO AMEND §12605(o) OF ARTICLE 6, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING ELECTRONIC TRANSMISSION OF PRESCRIPTIONS FOR SCHEDULE II, III, IV, AND V SUBSTANCES."

Enactment of the proposed legislation will amend the rules and regulations governing the issuing and dispensing of a Schedule II, III, IV, V drug by a practitioner and pharmacy. First, by allowing a practitioner to issue a paper prescription(s) written with ink or indelible pencil, typed using a typewriter, or printed on a computer. A printed prescription issued by a physician shall be dated as of, the date of issue, and must be manually signed. And second, by allowing for the electronic transmission of a prescription(s) from a practitioner to a pharmacy in accordance with local and federal rules and regulations; and requiring that the "interim storage device" used to send and receive electronic prescriptions meet the standards set forth by the U.S. Drug and Enforcement Agency.

As such, the Bill is administrative in nature and poses no fiscal impact upon any funds of the Government of Guam.

Senseramente,

  
LESTER L. CARLSON, JR.




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

*I Mina'trentai Sais na Liheslaturan Guåhan* | 36th Guam Legislature  
Committee on Health, Land, Justice and Culture

## **COMMITTEE VOTE SHEET**

**Bill No. 110-36 (COR) – Introduced by Speaker Therese M. Terlaje and Senator Telena C. Nelson – “AN ACT TO AMEND §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, TO AMEND §67.308.1 OF ARTICLE 3, CHAPTER 67, TITLE 9 AND TO AMEND §12605 (o) OF ARTICLE 6, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING ELECTRONIC TRANSMISSION OF PRESCRIPTIONS FOR SCHEDULE II, III, IV AND V SUBSTANCES.”**

	SIGNATURE	TO DO PASS	TO NOT PASS	TO REPORT OUT ONLY	TO ABSTAIN	TO PLACE IN INACTIVE FILE
<b>Speaker Therese M. Terlaje</b> Chairperson	 5/18/2021	✓				
<b>Senator Sabina Flores Perez</b> Vice Chairperson of Health, Land and Culture	E-VOTE 5/18/2021	✓				
<b>Senator Telena C. Nelson</b> Vice Chairperson of Justice	E-VOTE 5/19/2021	✓				
<b>Vice Speaker Tina Muña Barnes</b> Member	E-VOTE 5/19/2021	✓				
<b>Senator Joanne M. Brown</b> Member						
<b>Senator Christopher M. Dueñas</b> Member	E-VOTE 5/19/2021	✓				
<b>Senator Amanda L. Shelton</b> Member	E-VOTE 5/19/2021			✓		
<b>Senator Telo T. Taitague,</b> Member	E-VOTE 5/18/2021			✓		
<b>Senator Jose “Pedro” Terlaje</b> Member						

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

Tel: (671) 472-3586 | Fax: (671) 969-3590 | 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)*





Speaker Therese M. Terlaje &lt;senatorterlajeguam@gmail.com&gt;

**Re: REQUEST FOR E-VOTE: BILL NO. 110-36 (COR)**

1 message

Sabina Perez &lt;sabina@senatorperez.org&gt;

Tue, May 18, 2021 at 3:22 PM

To: "Speaker Therese M. Terlaje" &lt;senatorterlajeguam@gmail.com&gt;

To do pass.

On Tue, May 18, 2021 at 3:10 PM Speaker Therese M. Terlaje &lt;senatorterlajeguam@gmail.com&gt; wrote:

Hafa Adai, Committee Members:

Please see the attached Committee Report for **Bill No. 110-36 (COR)**- Introduced by Speaker Therese M. Terlaje / Senator Telena C. Nelson - **"AN ACT TO AMEND §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, TO AMEND §67.308.1 OF ARTICLE 3, CHAPTER 67, TITLE 9 AND TO AMEND §12605 (o) OF ARTICLE 6, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING ELECTRONIC TRANSMISSION OF PRESCRIPTIONS FOR SCHEDULE II, III, IV AND V SUBSTANCES."**

Please indicate your preferred action, based on the following options.

- ☐ To Do Pass;
- ☐ To Not Pass;
- ☐ To Report Out Only;
- ☐ To Abstain; or
- ☐ To Place in Inactive File.

Please submit your response **ASAP**. Your response will be logged into the Committee Vote Sheet for Bill No. 110-36 (COR)- Introduced by Speaker Therese M. Terlaje / Senator Telena C. Nelson, which will be filed with the Committee on Rules.

**Office of Speaker Therese M. Terlaje**

Committee on Health, Land, Justice and Culture

*I Mina'trentai Sais na Liheslaturan Guåhan*

36th Guam Legislature

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

T: (671) 472-3586 F: (671) 989-3590 Email: [senatorterlajeguam@gmail.com](mailto:senatorterlajeguam@gmail.com)website: [www.senatorterlaje.com](http://www.senatorterlaje.com)

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--

**Senator Sabina Perez**

Office of Senator Sabina Perez

36th Guam Legislature • *I Mina'Trentai Sais na Liheslaturan Guåhan*Committee on Environment, Revenue and Taxation, Labor, Procurement, and Statistics,  
Research, and Planning

Tel: (671) 989-2968

Email: [sabina@senatorperez.org](mailto:sabina@senatorperez.org)Website: [senatorperez.org](http://senatorperez.org)



Speaker Therese M. Terlaje &lt;senatorterlajeguam@gmail.com&gt;

**Re: REQUEST FOR E-VOTE: BILL NO. 110-36 (COR)**

1 message

Senator Telo Taitague &lt;senatortelot@gmail.com&gt;

Tue, May 18, 2021 at 3:25 PM

To: "Speaker Therese M. Terlaje" &lt;senatorterlajeguam@gmail.com&gt;

To report out only.

***Si Yu'os Ma'åse,******Create a Great Day!****Senator Telo T. Taitague*

36th Guam Legislature

Suite 309 DNA Building

238 Archbishop Flores St.

Hagatna, Guam 96910

Tel: (671) 989-8356

Email: [senatortelot@gmail.com](mailto:senatortelot@gmail.com)On Tue, 18 May 2021 at 15:10, Speaker Therese M. Terlaje <[senatorterlajeguam@gmail.com](mailto:senatorterlajeguam@gmail.com)> wrote:

Hafa Adai, Committee Members:

Please see the attached Committee Report for **Bill No. 110-36 (COR)**- Introduced by Speaker Therese M. Terlaje / Senator Telena C. Nelson - **"AN ACT TO AMEND §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, TO AMEND §67.308.1 OF ARTICLE 3, CHAPTER 67, TITLE 9 AND TO AMEND §12605 (o) OF ARTICLE 6, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING ELECTRONIC TRANSMISSION OF PRESCRIPTIONS FOR SCHEDULE II, III, IV AND V SUBSTANCES."**

Please indicate your preferred action, based on the following options.

- ☐ To Do Pass;
- ☐ To Not Pass;
- ☐ To Report Out Only;
- ☐ To Abstain; or
- ☐ To Place in Inactive File.

Please submit your response **ASAP**. Your response will be logged into the Committee Vote Sheet for Bill No. 110-36 (COR)- Introduced by Speaker

Therese M. Terlaje / Senator Telen C. Nelson, which will be filed with the Committee on Rules.

**Office of Speaker Therese M. Terlaje**

Committee on Health, Land, Justice and Culture

*I Mina'trentai Sais na Liheslaturan Guåhan*

36th Guam Legislature

Guam Congress Building, [163 Chalan Santo Papa](#), Hagåtña, Guam 96910

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website: [www.senatorterlaje.com](http://www.senatorterlaje.com)

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Speaker Therese M. Terlaje &lt;senatorterlajeguam@gmail.com&gt;

**Re: REQUEST FOR E-VOTE: BILL NO. 110-36 (COR)**

1 message

Chris Duenas &lt;senatorchrisduenas@gmail.com&gt;

Wed, May 19, 2021 at 8:47 AM

To: "Speaker Therese M. Terlaje" &lt;senatorterlajeguam@gmail.com&gt;

Cc: Chris Duenas &lt;duenasenator@gmail.com&gt;, "jzterbio@gmail.com" &lt;jzterbio@gmail.com&gt;

To do pass.

On Tue, May 18, 2021 at 3:10 PM Speaker Therese M. Terlaje &lt;senatorterlajeguam@gmail.com&gt; wrote:

Hafa Adai, Committee Members:

Please see the attached Committee Report for **Bill No. 110-36 (COR)**- Introduced by Speaker Therese M. Terlaje / Senator Telena C. Nelson - **"AN ACT TO AMEND §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, TO AMEND §67.308.1 OF ARTICLE 3, CHAPTER 67, TITLE 9 AND TO AMEND §12605 (o) OF ARTICLE 6, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING ELECTRONIC TRANSMISSION OF PRESCRIPTIONS FOR SCHEDULE II, III, IV AND V SUBSTANCES."**

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**Office of Speaker Therese M. Terlaje**

Committee on Health, Land, Justice and Culture

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*Si Yu'os Ma'åse',*

**Office of Senator Christopher M. Dueñas**

36th Guam Legislature

*I Mina 'trentai Sais Na Liheslaturan Guåhan*

(671) 989-9554 - [116 Chalan Santo Papa, Hagatna](#)

[senatorchrisduenas@gmail.com](mailto:senatorchrisduenas@gmail.com)

   @senatorduenas

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Speaker Therese M. Terlaje &lt;senatorterlajeguam@gmail.com&gt;

**Re: REQUEST FOR E-VOTE: BILL NO. 110-36 (COR)**

1 message

**Vice Speaker Tina Rose Muña Barnes** <senatormunabarnes@guamlegislature.org> Wed, May 19, 2021 at 9:04 AM  
To: "Speaker Therese M. Terlaje" <senatorterlajeguam@gmail.com>  
Cc: Sabina Perez <sabina@senatorperez.org>, Senator Sabina Perez <office@senatorperez.org>, "Office of Senator Telen C. Nelson" <senatortcnelson@gmail.com>, Senator Telen Cruz Nelson <senatortcnelson@guamlegislature.org>, "Honorable Joanne M. Brown" <office@senatorjoannebrown.com>, Chris Duenas <senatorchrisduenas@gmail.com>, "Amanda S. Shelton" <senatorshelton@guamlegislature.org>, Office of Senator Shelton Guam Legislature <officeofsenatorshelton@guamlegislature.org>, Senator Telo Taitague <senatortelot@gmail.com>, Senator Jose Pedo Terlaje <senatorpedo@senatorjpterlaje.com>

To do pass

On Tue, May 18, 2021 at 3:10 PM Speaker Therese M. Terlaje &lt;senatorterlajeguam@gmail.com&gt; wrote:

Hafa Adai, Committee Members:

Please see the attached Committee Report for **Bill No. 110-36 (COR)**- Introduced by Speaker Therese M. Terlaje / Senator Telen C. Nelson - **"AN ACT TO AMEND §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, TO AMEND §67.308.1 OF ARTICLE 3, CHAPTER 67, TITLE 9 AND TO AMEND §12605 (o) OF ARTICLE 6, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING ELECTRONIC TRANSMISSION OF PRESCRIPTIONS FOR SCHEDULE II, III, IV AND V SUBSTANCES."**

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**Office of Speaker Therese M. Terlaje**  
Committee on Health, Land, Justice and Culture

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36th Guam Legislature

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Speaker Therese M. Terlaje &lt;senatorterlajeguam@gmail.com&gt;

**Re: REQUEST FOR E-VOTE: BILL NO. 110-36 (COR)**

1 message

Office of Senator Amanda L. Shelton <officeofsenatorshelton@guamlegislature.org> Wed, May 19, 2021 at 9:13 AM  
To: "Speaker Therese M. Terlaje" <senatorterlajeguam@gmail.com>

To report out only.

Respectfully,

**Senator Amanda L. Shelton***Legislative Secretary**Chairwoman, Committee on Air Transportation, Parks,  
Tourism, Higher Education, and the Advancement of  
Women, Youth, and Senior Citizens***Office of the People • Senator Amanda L. Shelton**

36th Guam Legislature

*I Mina'trentai Sais na Liheslaturan Guåhan***T** +1 (671) 969-2574 • (671) 989-2572**E** [officeofsenatorshelton@guamlegislature.org](mailto:officeofsenatorshelton@guamlegislature.org)

On Tue, May 18, 2021 at 3:10 PM Speaker Therese M. Terlaje <[senatorterlajeguam@gmail.com](mailto:senatorterlajeguam@gmail.com)> wrote:

Hafa Adai, Committee Members:

Please see the attached Committee Report for **Bill No. 110-36 (COR)**- Introduced by Speaker Therese M. Terlaje / Senator Telenia C. Nelson - **“AN ACT TO AMEND §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, TO AMEND §67.308.1 OF ARTICLE 3, CHAPTER 67, TITLE 9 AND TO AMEND §12605 (c) OF ARTICLE 6, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING ELECTRONIC TRANSMISSION OF PRESCRIPTIONS FOR SCHEDULE II, III, IV AND V SUBSTANCES.”**

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**Office of Speaker Therese M. Terlaje**

Committee on Health, Land, Justice and Culture

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36th Guam Legislature

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

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Speaker Therese M. Terlaje &lt;senatorterlajeguam@gmail.com&gt;

**Re: REQUEST FOR E-VOTE: BILL NO. 110-36 (COR)**

1 message

**Office of Senator Telena Cruz Nelson** <senatortcnelson@guamlegislature.org> Wed, May 19, 2021 at 9:31 AM  
To: "Speaker Therese M. Terlaje" <senatorterlajeguam@gmail.com>  
Cc: Sabina Perez <sabina@senatorperez.org>, Senator Sabina Perez <office@senatorperez.org>, "Office of Senator Telena C. Nelson" <senatortcnelson@gmail.com>, Vice Speaker Tina Rose Muña Barnes <senatormunabarnes@guamlegislature.org>, "Honorable Joanne M. Brown" <office@senatorjoannebrown.com>, Chris Duenas <senatorchrisduenas@gmail.com>, "Amanda S. Shelton" <senatorshelton@guamlegislature.org>, Office of Senator Shelton Guam Legislature <officeofsenatorshelton@guamlegislature.org>, Senator Telo Taitague <senatortelot@gmail.com>, Senator Jose Pedo Terlaje <senatorpedo@senatorjpterlaje.com>

- To Do Pass

On Tue, May 18, 2021 at 3:10 PM Speaker Therese M. Terlaje <senatorterlajeguam@gmail.com> wrote:

Hafa Adai, Committee Members:

Please see the attached Committee Report for **Bill No. 110-36 (COR)**- Introduced by Speaker Therese M. Terlaje / Senator Telena C. Nelson - **"AN ACT TO AMEND §41649 TO ARTICLE 16, CHAPTER 4, DIVISION 1, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, TO AMEND §67.308.1 OF ARTICLE 3, CHAPTER 67, TITLE 9 AND TO AMEND §12605 (o) OF ARTICLE 6, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING ELECTRONIC TRANSMISSION OF PRESCRIPTIONS FOR SCHEDULE II, III, IV AND V SUBSTANCES."**

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**Office of Speaker Therese M. Terlaje**  
Committee on Health, Land, Justice and Culture

*I Mina'trentai Sais na Liheslaturan Guåhan*

36th Guam Legislature

Guam Congress Building, [163 Chalan Santo Papa](#), Hagåtña, Guam 96910T: (671) 472-3586 F: (671) 989-3590 Email: [senatorterlajeguam@gmail.com](mailto:senatorterlajeguam@gmail.com)website: [www.senatorterlaje.com](http://www.senatorterlaje.com)

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**The Office of Senator Telen Cruz Nelson***Committee on Education, Self-Determination and Historic Preservation, Infrastructure, Border Safety, Federal and Foreign Affairs, and Maritime Transportation*

I Mina'trentai Sais na Liheslaturan Guåhan | 36th Guam Legislature

[173 Aspinall Avenue, Suite 202A](#) Ada Plaza Center, Hagåtña, Guam 96910**Phone:** (671) 989-7696/4678**Email:** [senatortcnelson@guamlegislature.org](mailto:senatortcnelson@guamlegislature.org)