

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
40-36 (COR)	Committee on Rules	AN ACT TO ADD \$1512.5 TO TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE REFUNDING OF GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2011A, GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2012B, AND GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX REFUNDING BONDS, SERIES 2015D, AND RELATED MATTERS.	1/25/21 11:51 a.m.	1/26/21	Committee on General Government Operations, Appropriations, and Housing	2/10/21 9:00 a.m.	3/11/21 2:55 p.m.	Request: 1/26/21 2/4/21	



SENATOR JOE S. SAN AGUSTIN

COMMITTEE ON GENERAL GOVERNMENT OPERATIONS, APPROPRIATIONS & HOUSING
I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN

March 10, 2021

The Honorable Therese M. Terlaje
Speaker
I Mina'trentai Sais Liheslaturan Guåhan
163 Chalan Santo Papa
Hagåtña, Guam 96910

VIA: The Honorable Tina Rose Muña Barnes 
Chairperson, Committee on Rules

RE: Committee Report on Bill No.40-36 (COR) As Introduced

Dear Speaker Terlaje:

Transmitted herewith is the Committee Report on **BILL No. 40-36 (COR)** As Introduced by Committee on Rules by the request of *I Maga'hågan Guåhan*, the Governor of Guam, in accordance with the Organic Act of Guam – “AN ACT TO **ADD §1512.5 TO TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE REFUNDING OF GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2011A, GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2012B, AND GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX REFUNDING BONDS, SERIES 2015D, AND RELATED MATTERS.**”

Committee votes are as follows:

- 3 TO DO PASS
- 0 TO NOT PASS
- 4 TO REPORT OUT ONLY
- 0 TO ABSTAIN
- 0 TO PLACE IN INACTIVE FILE

Respectfully,

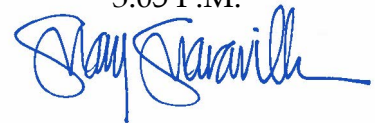

Senator Joe S. San Agustin
Chairperson, Committee on Appropriations

COMMITTEE ON RULES

RECEIVED:

March 10, 2021

3:05 P.M.



Revisions Rec'd:

March 11, 2021 @

1:57 P.M. & 2:42 P.M.



SENATOR JOE S. SAN AGUSTIN

COMMITTEE ON GENERAL GOVERNMENT OPERATIONS, APPROPRIATIONS & HOUSING
I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN

COMMITTEE REPORT

BILL NO. 40-36 (COR)

As Introduced by Committee on Rules, by the request of *I Maga'Hågan Guåhan*, the Governor of Guam, in accordance with the Organic Act of Guam.

“AN ACT TO *ADD* §1512.5 TO TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE REFUNDING OF GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2011A, GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2012B, AND GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX REFUNDING BONDS, SERIES 2015D, AND RELATED MATTERS.”



SENATOR JOE S. SAN AGUSTIN

COMMITTEE ON GENERAL GOVERNMENT OPERATIONS, APPROPRIATIONS & HOUSING
I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN

March 10, 2021

MEMORANDUM

TO: ALL MEMBERS

Committee on General Government Operations, Appropriations, and Housing

From: Senator Joe S. San Agustin

Committee Chairperson

Subject: Committee Report on Bill No. 40-36 (COR) As Introduced

Dear Speaker Terlaje:

Transmitted herewith is the Committee Report on **BILL No. 40-36 (COR)** –As Introduced by Committee on Rules by the request of *I Maga'hāgan Guåhan*, the Governor of Guam, in accordance with the Organic Act of Guam – “**AN ACT TO ADD §1512.5 TO TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE REFUNDING OF GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2011A, GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2012B, AND GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX REFUNDING BONDS, SERIES 2015D, AND RELATED MATTERS.**”

This report includes the following:

- Copy of COR Referral of Bill No. 40-36 (COR)
- Notices of Public Hearing and Other Correspondence
- Copy of Public Hearing Agenda
- Public Hearing Sign-in Sheet
- Submitted Written Testimony and Supporting Documents
- Committee Report Digest
- Copy of Bill No.40-36 (COR) As Introduced
- Copy of Fiscal Note from Bureau of Budget and Management Research
- Copy of Funding Availability Note from Office of Finance and Budget
- 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'āse'.

Senator Joe S. San Agustin

Chairman, Committee on Appropriations



Vice Speaker

TINA ROSE MUÑA BARNES

CHAIRPERSON, COMMITTEE ON RULES

I Mina'trentai Sais Na Liheslaturan Guåhan

GUAM CONGRESS BUILDING
163 CHALAN SANTO PAPA
HAGATÑA, GUAM 96910
TEL 671-472-2461
COR@GUAMLEGISLATURE.ORG

January 26, 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. 40-36 (COR)**

Buenas yan Håfa adai,

As per my authority as Chairperson of the Committee on Rules and subject to §6.01(d)(1), Rule VI of our Standing Rules, I am forwarding the referral of Bill No. 40-36 (COR) – Committee on Rules By request of *I Maga'hågan Guåhan*, the Governor of Guam, in accordance with the Organic Act of Guam. - "AN ACT TO ADD \$1512.5 TO TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE REFUNDING OF GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2011A, GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2012B, AND GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX REFUNDING BONDS, SERIES 2015D, AND RELATED MATTERS."

Please ensure that the subject bill is referred to the **Committee on General Government Operations, Appropriations, and Housing**, chaired by Senator Joe S. San Agustin.

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





Catherine Leon Guerrero <cathy.senatorsa@gmail.com>

First Notice of Public Hearing on Wednesday, 10 February 2021

1 message

Rose Mesa <rose.senatorsa@gmail.com>

Thu, Jan 28, 2021 at 10:45 AM

To: phnotice@guamlegislature.org, "Lester Jr. Carlson" <lester.carlson@bbmr.guam.gov>, Melanie Mendiola <mel.mendiola@investguam.com>

Cc: Management Information System <mis@guamlegislature.org>, Joe San Agustin <protocol@guamlegislature.org>, ed pocaigue <siedpocaigue@gmail.com>, Tom Unsiog <sgtarms@guamlegislature.org>

Bcc: cathy.senatorsa@gmail.com

28 January 2021**MEMORANDUM****To: ALL HONORABLE Senators, Stakeholders and Media****From: Senator Joe S. San Agustin, Chairman****Subject: First Notice of Public Hearing on Wednesday, 10 February 2021*****Buenas yan Håfa Adai!***

In accordance with the Open Government Law, relative to notices for public meetings, please be advised that the Committee on General Government Operations, Appropriations and Housing will convene a public hearing on **Wednesday, 10 February 2021, beginning at 9 a.m.** in *I Liheslaturan Guåhan's* Public Hearing Room (Guam Congress Building, Hagåtña). The Committee will hear and accept testimonies on the:

9 am:**Bill No. 40-36 (COR) - Committee on Rules**

AN ACT TO *ADD* §1512.5 TO TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE REFUNDING OF GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2011A, GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2012B, AND GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX REFUNDING BONDS, SERIES 2015D, AND RELATED MATTERS.

The Public Hearing will broadcast on local television, GTA Channel 21, Docomo Channel 117/60.4 and stream online via [I Liheslaturan Guåhan's live feed](#). A recording of the hearing will be available online via [Guam Legislature Media](#) on YouTube after the hearing.

Individuals who wish to submit written testimony may address Senator Joe S. San Agustin, and send it within forty-eight (48) hours to:

- Hand delivery to the Office of Senator Joe S. San Agustin at the Ran Care Building, 2nd Floor Suite 3 (CBU#203), 761 South Marine Drive, Tamuning, Guam 96931
- Email: senatorjoessanagustin@gmail.com

All government activities, programs, and services are accessible for people with disabilities in compliance with the Title II of the American with Disabilities Act (ADA). Should you or interested parties require assistance or special accommodations to fully participate in this public hearing, please contact our office at 989-5445 or via email at senatorjoessanagustin@gmail.com.

UN DANGKOLO NA SI YU'OS MA'ASE'!

Very Respectfully,

RoseMarie T. Mesa

Office Manager

I Mina'trentai Sais Na Liheslaturan Guåhan

(Thirty-Sixth Guam Legislature)

Senator Joe S. San Agustin

Committee on General Government Operations, Appropriations, and Housing

Office: 671-989-5445

Email: rose.senatorsa@gmail.com

CHANGE 1 - First Notice of Public Hearing on Wednesday, 10 February 2021

1 message

Rose Mesa <rose.senatorsa@gmail.com>

Tue, Feb 2, 2021 at 2:42 PM

To: phnotice@guamlegislature.org, senatormunabarnes@guamlegislature.org

Cc: Management Information System <mis@guamlegislature.org>, Tom Unsiog <sgtarms@guamlegislature.org>, Joe San Agustin <protocol@guamlegislature.org>

2 February 2021**MEMORANDUM****To: ALL HONORABLE Senators, Stakeholders and Media****From: Senator Joe S. San Agustin, Chairman****Subject: CHANGE 1 - First Notice of Public Hearing on Wednesday, 10 February 2021*****Buenas yan Håfa Adai!***

In accordance with the Open Government Law, relative to notices for public meetings, please be advised that the Committee on General Government Operations, Appropriations and Housing will convene a public hearing on **Wednesday, 10 February 2021, beginning at 9 a.m.** in *I Liheslaturan Guåhan's* Public Hearing Room (Guam Congress Building, Hagåtña). The Committee will hear and accept testimonies on the:

9 am:**Bill No. 1-36 (LS)** - Tina Rose Muña Barnes / Jose "Pedro" Terlaje / V. Anthony Ada

AN ACT TO TEMPORARILY WAIVE PAYMENT OF BUSINESS LICENSE FEES FROM OCTOBER 1, 2020 TO SEPTEMBER 30, 2022 AND TO ALLOW FOR A BUSINESS LICENSE FEE CREDIT FOR BUSINESSES WHO PAID THEIR LICENSE FEES PRIOR TO THE ENACTMENT OF THIS ACT; AND TO CITE THIS ACT AS THE "BUSINESS ASSISTANCE ACT OF 2021"

Bill No. 40-36 (COR) - Committee on Rules

AN ACT TO *ADD* §1512.5 TO TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE REFUNDING OF GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2011A, GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2012B, AND GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX REFUNDING BONDS, SERIES 2015D, AND RELATED MATTERS.

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UN DANGKOLO NA SI YU'OS MA'ASE'!

Very Respectfully,

RoseMarie T. Mesa

Office Manager

I Mina'trentai Sais Na Liheslaturan Guåhan

(Thirty-Sixth Guam Legislature)

Senator Joe S. San Agustin

Committee on General Government Operations, Appropriations, and Housing

Office: 671-989-5445

Email: rose.senatorsa@gmail.com



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Joe S. San Agustin <senatorjoessanagustin@gmail.com>

Second Notice of Public Hearing on Wednesday, 10 February 2021

1 message

Rose Mesa <rose.sensorsa@gmail.com>

5 February 2021 at 08:22

To: phnotice@guamlegislature.org, senatormunabarnes@guamlegislature.org

5 February 2021**MEMORANDUM****To: ALL HONORABLE Senators, Stakeholders and Media****From: Senator Joe S. San Agustin, Chairman****Subject: Second Notice of Public Hearing on Wednesday, 10 February 2021*****Buenas yan Håfa Adai!***

In accordance with the Open Government Law, relative to notices for public meetings, please be advised that the Committee on General Government Operations, Appropriations and Housing will convene a public hearing on **Wednesday, 10 February 2021, beginning at 9 a.m.** in *I Liheslaturan Guåhan's* Public Hearing Room (Guam Congress Building, Hagåtña). The Committee will hear and accept testimonies on the:

9 am:**Bill No. 1-36 (LS) - Tina Rose Muña Barnes / Jose "Pedro" Terlaje / V. Anthony Ada**

AN ACT TO TEMPORARILY WAIVE PAYMENT OF BUSINESS LICENSE FEES FROM OCTOBER 1, 2020 TO SEPTEMBER 30, 2022 AND TO ALLOW FOR A BUSINESS LICENSE FEE CREDIT FOR BUSINESSES WHO PAID THEIR LICENSE FEES PRIOR TO THE ENACTMENT OF THIS ACT; AND TO CITE THIS ACT AS THE "BUSINESS ASSISTANCE ACT OF 2021"

Bill No. 40-36 (COR) - Committee on Rules

AN ACT TO ADD §1512.5 TO TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE REFUNDING OF GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2011A, GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2012B, AND GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX REFUNDING BONDS, SERIES 2015D, AND RELATED MATTERS.

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Very Respectfully,

RoseMarie T. Mesa

Office Manager

I Mina'trentai Sais Na Liheslaturan Guåhan

(Thirty-Sixth Guam Legislature)

Senator Joe S. San Agustin

Committee on General Government Operations, Appropriations, and Housing

Office: 671-989-5445

Email: rose.senatorsa@gmail.com

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SENATOR JOE S. SAN AGUSTIN

COMMITTEE ON GENERAL GOVERNMENT OPERATIONS, APPROPRIATIONS & HOUSING
I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN

Public Hearing Wednesday, February 10, 2021 Public Hearing Room, The Guam Congress Building

AGENDA

9:00 A.M.

Bill No. 1-36 (LS) - Tina Rose Muña Barnes / Jose "Pedro" Terlaje / V. Anthony Ada

"AN ACT TO TEMPORARILY WAIVE PAYMENT OF BUSINESS LICENSE FEES FROM OCTOBER 1, 2020 TO SEPTEMBER 30, 2022 AND TO ALLOW FOR A BUSINESS LICENSE FEE CREDIT FOR BUSINESSES WHO PAID THEIR LICENSE FEES PRIOR TO THE ENACTMENT OF THIS ACT; AND TO CITE THIS ACT AS THE "BUSINESS ASSISTANCE ACT OF 2021"

Bill No. 40-36 (COR) - Committee on Rules, by the request of *I Maga'Hågan Guåhan*, the Governor of Guam, in accordance with the Organic Act of Guam.

"AN ACT TO ADD §1512.5 TO TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE REFUNDING OF GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2011A, GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2012B, AND GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX REFUNDING BONDS, SERIES 2015D, AND RELATED MATTERS."



Office of
SENATOR Joe S. San Agustin

I Mina'trentai - Sais na Liheslaturan Guåhan, Thirty-Sixth Guam Legislature

Public Hearing Sign-in Sheet
February 10, 2021 • 9:00 a.m. • Guam Congress Building

Bill No. 40-36 (COR) - Committee on Rules, by the request of *I Maga'Hågan Guåhan*, the Governor of Guam, in accordance with the Organic Act of Guam.

"AN ACT TO ADD §1512.5 TO TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE REFUNDING OF GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2011A, GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2012B, AND GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX REFUNDING BONDS, SERIES 2015D, AND RELATED MATTERS."

NAME	AGENCY OR ORGANIZATION (IF ANY)	SUPPORT? OPPOSE?	WRITTEN TESTIMONY	ORAL TESTIMONY	CONTACT NUMBER	EMAIL ADDRESS
Tina Garcia	GEDA	Support	X	X	647-4332	Tina.garcia@investguam.com
Lester Carlson	BBMR	Support	X	X		
Edward Birn	DOA	Support	X	X	684-3323	

Page ____ of ____

Committee Chairman: General Government Operations, Appropriations, & Housing
Ran - Care Commercial Building, CBU #230, 761 South Marine Corps Dr., Tamuning, Guam 96913
Tel: (671) 989-5445 * Fax: (671) 969-6737 * email: senatorjoessanagustin@gmail.com

Testimony Bill 40-36 (COR)

1 message

Bertha Pereda [REDACTED]

11 February 2021 at 08:08

To: "senatorjoessanagustin@gmail.com" <senatorjoessanagustin@gmail.com>


Hafa Adai Senator San Agustin,

Attached herewith is Director Birn's written Testimony for Bill 40-36 (COR) for your information and file.

Should you have any questions, please do not hesitate to call me.

Si Yu'os Ma'ase!

Bertha R. Pereda Padrones**Administrative Officer****Tel. No.: 475-1250**

 **Bill 40-36 (COR).pdf**
39K



EDWARD M. BIRN
Director (Direktot)

**DEPARTMENT OF
ADMINISTRATION**
DIPATTAMENTON ATMENESTRASION

DIRECTOR'S OFFICE
(Ufisinan Direktot)
Telephone (Telifan) (671) 475-1101/1250



LOURDES A. LEON GUERRERO
Governor (Maga'hågo)

JOSHUA F. TENORIO
Lt. Governor (Sigundo Maga'låhi)

February 11, 2021

The Honorable Joe S. San Agustin
Chairman
Committee on General Government Operations,
Appropriations and Housing
I Mina Trentai Sais Na Liheslaturan Guahan
163 Chalan Santo Papa
Hagatna, Guam 96910

RE: Testimony on Bill 40-36 (COR)

Good morning Mr. Chairman and Senators:

My name is Edward M. Birn, Director of Department of Administration (DOA).

DOA also is in full support of Bill 40-36 (COR).

It is only prudent and appropriate to capitalize on the opportunity to refinance these obligations to achieve maximum savings on Debt Service. Citi Group has set out the numbers behind the impetus to refinance these bonds, including the proposed forward delivery mechanism. These processes will enable Government of Guam and its General fund to lock in currently favorable rates.

The estimated savings which will be available from this proposal will be a great benefit to the General Fund in this year (FY 2021) and for the next two (2) years, years when it can be expected that General Fund revenues will be subject to variability and uncertainty because of the global pandemic.

As Mr. Carlson said, this financing just makes sense. Please pass Bill 40-36 (COR) so we can begin the process.

Senseramente,


EDWARD M BIRN



BUREAU OF BUDGET & MANAGEMENT RESEARCH

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



LOURDES A. LEON GUERRERO
GOVERNOR

LESTER L. CARLSON, JR.
DIRECTOR

JOSHUA F. TENORIO
LIEUTENANT GOVERNOR

FEB 10 2021

Honorable Joe S. San Agustin
Chairman
Committee on General Government Operations,
Appropriations, and Housing
I Mina'trentai Sais Na Liheslaturan Guåhan
Thirty-Sixth Guam Legislature
Ran Care Bldg., CBU 203
761 S. Marine Corps Drive
Tamuning, Guam 96931

RE: Testimony on Bill No. 40-36 (COR)

Håfa Adai! Senator San Agustin and Members of the Committee on General Government Operations, Appropriations and Housing. My name is Lester L. Carlson, Jr., the Director of the Bureau of Budget and Management Research.

Thank you for allowing me to testify today in **FULL SUPPORT** of Bill No. 40-36.

As a result of the current municipal bond market dynamics, GovGuam has a very attractive opportunity to refund certain outstanding BPT bonds for significant debt service savings currently estimated to achieve over **\$39 Million in gross savings**. These savings, which we have structured to be taken upfront, will allow GovGuam to realize approximately:

*\$5 Million in Fiscal Year 2021

*\$19.9 Million in Fiscal Year 2022

*\$13.1 Million in Fiscal Year 2023

The existing 2011A and 2012B BPT bonds have a call date in early 2022, however, they can be refinanced as early as May, 2021.

I have attached s summary of this refunding opportunity provided to GovGuam by Citi Group who has worked with us for over 20 years. The current market offers GovGuam an opportunity to lock-in savings as soon as May in advance of the Fiscal Year 2022 budget through a forward delivery refunding **where investors will commit** to purchasing bonds 4-5 months in advance of closing on the refunding.

GovGuam also has the opportunity to structure even more savings in the current fiscal year with a modest taxable refunding of certain 2015D Bonds.

As evidenced by the 2020 JFK High School refunding which attracted the interest of more than 40 investors, even during the current pandemic, institutional investors still value Guam and many have been willing to increase their holdings despite the current challenges faced throughout the world due to COVID-19.

Should the execution of this BPT refunding opportunity take longer to execute, GovGuam would lose the ability to realize any savings in the current fiscal year and be more at risk for rising interest rates to diminish savings anticipated in later fiscal years.

Financial markets are dynamic and change on a daily basis. Authorizing the BPT refunding expeditiously will provide GovGuam with the flexibility to start the approximately 60-day process to prepare a transaction and access the municipal bond market as soon as May, 2021 and enable GovGuam to lock-in meaningful debt service savings while providing more certainty for the FY2022 budget.

In the municipal market, strong mutual fund flows have increased demand while low new issue tax-exempt supply to start 2021 has resulted in lower tax-exempt interest rates for borrowers.

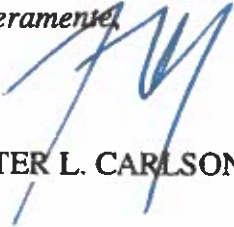
Following the inauguration of President Joe Biden, the tax-exempt market has seen a strong performance as tax-exempt investors appear to view the Biden-Harris agenda as positive news for the tax-exempt market.

The high yield segment (BBB ratings and below) has seen the biggest move lower in rates since January 1, 2021 as credit spreads have compressed to near all-time lows.

Since the start of 2021, high yield municipal bond funds have seen record weekly inflows leaving investors with a large amount of new money to invest with very limited new issue high yield supply. This has created a supply/demand imbalance and resulted in a significant tightening of credit spreads in the high yield market.

This financing just makes sense and we encourage swift passage of Bill No. 40-36. Thank you.

Senseramente,



LESTER L. CARLSON, JR.

attachment



Government of Guam

Updated Series 2011A and 2012B BPT Refunding Analysis

February 5, 2021



Citigroup is providing the information contained in this document for discussion purposes only in anticipation of serving as underwriter to the Government of Guam ("GovGuam"). The primary role of Citigroup, as an underwriter, is to purchase securities, for resale to investors, in an arm's-length commercial transaction between GovGuam and Citigroup. Citigroup has financial and other interests that differ from those of GovGuam. Citigroup is not acting as a municipal advisor, financial advisor or fiduciary to GovGuam or any other person or entity. The information provided is not intended to be and should not be construed as "advice" within the meaning of Section 15B of the Securities Exchange Act of 1934. GovGuam should consult with its own financial and/or municipal, legal, accounting, tax and other advisors, as applicable, to the extent it deems appropriate. GovGuam should consider whether to engage an advisor to act in a fiduciary capacity on its behalf in connection with this transaction.

Summary

Given the improvement in municipal interest rates and high yield credit spreads to start 2021, Citi estimates GovGuam could achieve over \$39 million in savings by refunding the 2011A and 2012B BPT Bonds

- Municipal markets have rallied (lower rates) to start 2021
- Low new issue supply has helped drive tax-exempt rates lower to start 2021
- The high yield segment of the market (BBB ratings and below) has seen the biggest move lower in rates since January 1, 2021 as credit spreads have compressed to near all-time lows
- Since the start of 2021, high yield municipal bond funds have seen record weekly inflows leaving investors with a large amount of new money to invest with very limited new issue high yield supply
 - This has created a supply/demand imbalance and resulted in a significant tightening of credit spreads in the high yield market
- As a result of the current favorable rate environment, Citi estimates GovGuam could achieve over \$39 million in gross savings
- The following analysis assumes GovGuam issues a tax-exempt forward refunding of the 2011A and 2012B BPT Bonds along with a modest taxable advance refunding of certain Series 2015D BPT Bonds to accelerate savings into the current and next two fiscal years
- Based on estimated market conditions as of February 3, 2021, the BPT refunding could be structured to generate gross savings of:
 - FY 2021: \$5.0 million
 - FY 2022: \$19.9 million
 - FY 2023: \$13.1 million

1 Preliminary – Subject to Change. Estimated market conditions as of February 3, 2021 assumes existing BB S&P rating and use of new BPT bonds for refunding. Forward refunding subject to additional diligence, ratings and credit approval. Further analysis required prior to execution. Assumes 2% costs of issuance, par call on the tax-exempt refunding bonds on January 1, 2030, escrow funded with SLGS. Savings based on estimated monthly set-asides pursuant to the BPT Bonds indenture and assumes monthly set-asides are transferred to the trustee by the first of each month for the 2011A and 2012B Bonds and by the 15th of each month for the 2015D Bonds.

Estimated BPT Refunding Results

Based on current market conditions, GovGuam could achieve an estimated \$39 million in gross savings and could structure the majority of the savings over the next three fiscal years

Estimated Refunding Results by Fiscal Year			
FY (9/30)	Existing Monthly Payments	Estimated Refunding Monthly Payments	Estimated Savings
2021	\$5,219,750	\$256,356	\$4,963,394
2022	35,967,888	16,049,646	19,918,242
2023	32,123,388	18,989,042	13,134,346
2024	20,580,638	20,494,115	86,523
2025	20,701,638	20,607,604	94,033
2026	24,029,888	22,982,427	1,047,460
2027	24,038,888	23,924,346	114,542
2028	24,045,388	23,921,950	123,438
2029	24,058,138	23,922,850	135,288
2030	24,070,388	24,062,500	7,888
2031	24,090,638	24,069,000	21,638
2032	24,103,150	24,081,750	21,400
2033	24,117,888	24,093,750	24,138
2034	24,137,775	24,113,250	24,525
2035	24,150,488	24,128,000	22,488
2036	24,154,200	24,136,250	17,950
2037	24,173,406	24,156,250	17,156
2038	24,194,425	24,175,250	19,175
2039	24,210,588	24,191,000	19,588
2040	24,229,606	24,206,250	23,356
2041	24,248,675	24,223,500	25,175
Total	\$500,646,825	\$460,785,085	\$39,861,740
Gross Savings			\$39,861,740
PV Savings			\$38,009,095
% PV Savings			11.7%
All-in TIC			3.57%

- Assumes pricing in May 2021 with the tax-exempt forward refunding closing on 10/4/21
- Refunds all \$285.675 million outstanding callable 2011A and 2012B BPT bonds
- Refunds the 11/15/21 maturity (\$13.7 million), the 11/15/22 maturity (\$14.3 million) and \$12.0 million of the 11/15/23 of the Series 2015D BPT Bonds with taxable bonds closing on 6/1/21

Preliminary – Subject to Change. Estimated market conditions as of February 3, 2021 assumes existing BB S&P rating and use of new BPT bonds for refunding. Forward refunding subject to additional diligence, ratings and credit approval. Further analysis required prior to execution. Assumes 2% costs of issuance, par call on the tax-exempt refunding bonds on January 1, 2030, escrow funded with SLGS.

2 Savings based on estimated monthly set-asides pursuant to the BPT Bonds indenture and assumes monthly set-asides are transferred to the trustee by the first of each month for the 2011A and 2012B Bonds and by the 15th of each month for the 2015D Bonds.



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Bill 40 and 53

2 messages

David John [REDACTED]

4 February 2021 at 11:26

To: senatormunabarnes@guamlegislature.org, Senator San Agustin <senatorjoessanagustin@gmail.com>, Lisa Dames <eliza.dames@guam.gov>

Cc: Lester Carlson <lester.carlson@bbmr.guam.gov>, Ricky Hernandez <ahernandez@guamairport.net>, Melanie Mendiola <mel.mendiola@investguam.com>, jwang@orrick.com, Joann Camacho <joann.camacho@investguam.com>, Christina Garcia <cgarcia@investguam.com>

Håfa Adai Vice Speaker Barnes and Senator San Agustin,

I hope all is well.

I am writing to request that you make a couple of modifications to Bill 40 and Bill 53.

For Bill 40, I would like to request a modification to explore having the lending occur as a General Obligation (GO) as opposed to a straight Business Priviledge Tax take out. Lester is working with John Wang of Orrick to put together the language. The GO would provide more flexibility to the territory, but it will come at a additional lending costs. If the costs are low, a GO could provide more flexibility for you going forward. If the additional borrowing costs are high, staying with BPT makes more sense.

If you agree to make the adjustments to Bill 40, I am requesting if you could pull back bill 53 until you know which direction we are headed with the lending under Bill 40. I think regardless of which way we go with Bill 40, Bill 53 conceptually makes ultimate sense. However, on a larger policy angle, it may make sense to modify parts of Bill 53 based on what comes of 40.

Summary: I am requesting that you consider the modified language for Bill 40 and pulling back Bill 53 temporarily (60-90 days).

Thanks for your consideration.

Si Yu'us Ma'åse,

David

DAVID J. JOHN
CHAIRMAN & CEO



ASC Trust | @sectrust | @ASC Trust




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Joe S. San Agustin <senatorjoessanagustin@gmail.com>

4 February 2021 at 11:30

To: Joseph Mesngon <joe.senatorsa@gmail.com>, Micha'ella Celorio <msacelorio.senatorsa@gmail.com>

Bcc: Rose Mesa <rose.senatorsa@gmail.com>

Hafa adai,

Kindly see below email from David John of ACS Trust RE: Bill 40 and 53.

V/R,

Hope

The Office of Senator Joe S. San Agustin

Committee on General Government Operations, Appropriations & Housing

I Mina'trentai Sais na Liheslaturan Guåhan

36th Guam Legislature

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

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LOURDES A. LEON GUERRERO
Governor of Guam
I Maga'Haga Guahan

JOSHUA F. TENORIO
Lt. Governor of Guam
I Segundo Na Maga'Lahen Guahan



MELANIE MENDIOLA
Chief Executive Officer/Administrator
Atkãdi Eksekutibu Ofisiat/Atmenestradora

JOANN G. CAMACHO
Deputy Administrator
Sigundon Atmenestradora

February 10, 2021

Office of Senator Joe S. San Agustin
Ran Care Building, 2nd Floor Suite 3 (CBU#203)
761 South Marine Drive
Tamuning, Guam 96931

Subject: GEDA Testimony on Bill No. 40-36 (LS) AN ACT TO ADD §1512.5 TO TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE REFUNDING OF GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2011A, GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2012B, AND GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX REFUNDING BONDS, SERIES 2015D, AND RELATED MATTERS.

Håfa Adai Senator San Agustin and members of the Committee on General Government Operations, Appropriations and Housing!

I would like to herein submit this testimony supporting Bill 40-36 (LS) AN ACT TO ADD §1512.5 TO TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE REFUNDING OF GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2011A, GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2012B, AND GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX REFUNDING BONDS, SERIES 2015D, AND RELATED MATTERS.

The Guam Economic Development Authority (GEDA), in its role as the central financial manager and consultant for the Government of Guam, monitors and advises the government when the market conditions are attractive for a refunding for a bond or, in some cases, lease financings.

The 2011A Business Privilege Tax (BPT) Bonds and the 2012B BPT Bonds have a current call date of January 1, 2022, with the earliest date for a current refunding of October 3, 2021. With the improvement we have seen in the markets recently, we have found that there exist an opportunity to achieve over \$39 million in debt service savings and accelerate this savings into Fiscal Year 2021, estimated at \$5.0 million, and Fiscal Year 2022 estimated at \$19.9 million with the refunding of the BPT 2011 A, the 2012B and a portion of the 2015D BPT bonds.

The primary advantage of this "advance refunding" is that GovGuam would be able to lock-in savings ahead of the passage of the FY 2022 budget with lowered debt service. GovGuam would issue a forward delivery refunding (pricing between May - June 2021) on the outstanding callable 2011A and 2012B BPT Bonds along with a modest taxable refunding of the 11/15/22 maturity and a portion of the 11/15/21 maturity of the 2015D BPT Bonds to achieve the estimated 11.7% present value saving and lower interest rates to 3.57%.



This assumes no extension of the current maturity, a 10-year par call and a lowering of the Debt Service Reserve Fund balance to reflect the average debt service of the new bonds.

Once again, thank you for the opportunity to provide this comment in support of the immediate passage of Bill 40-36 (LS). Should you have any questions, please contact me at 647-4332 or via email at mel.mendiola@investguam.com.

Si Yu'us Ma'åse,



Melanie Mendiola
Chief Executive Officer/Administrator





SENATOR JOE S. SAN AGUSTIN

COMMITTEE ON GENERAL GOVERNMENT OPERATIONS, APPROPRIATIONS & HOUSING
I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN

COMMITTEE REPORT DIGEST

I. OVERVIEW

Bill No. 40-36 (COR) was introduced on **January 25, 2021** by **Committee on Rules**, by the request of *I Maga'Hågan Guåhan*, the Governor of Guam, in accordance with the Organic Act of Guam, and was subsequently referred by the **Committee on Rules** to the **Committee on General Government Operations, Appropriations, and Housing** on **January 26, 2021**.

The Committee on General Government Operations, Appropriations, and Housing convened a public hearing on **Bill No. 40-36 (COR)** on **Wednesday, February 10, 2021** in the **Public Hearing Room of the Guam Congress Building Public Hearing Room**.

Public Notice Requirements

Public Hearing notices were disseminated via **e-mail** to all senators and all main media broadcasting outlets on (First Notice), **Thursday, January 28, 2021**, (5-Day Notice), **Change 1-1st Notice** was issued on **Tuesday, February 02, 2021** (Second Notice) **Friday, February 05, 2021** (48-Hour Notice).

Senators Present:

Senator Joe S. San Agustin, Chairman
Speaker Therese M. Terlaje, Member
Vice Speaker Tina Rose Muña Barnes, Member
Senator V. Anthony Ada, Member
Senator Frank F. Blas, Jr., Member
Senator Jose Toves Terlaje, Member
Senator Joanne M. S. Brown
Senator James C. Moylan
Senator Telo T. Taitague

Appearing before the Committee:

Edward Birn, Director, Department of Administration
Lester Carlson, Director, Bureau of Budget & Management Research
Tina Garcia, Guam Economic Development Agency

Written Testimony Submitted:

Edward Birn, Director, Department of Administration
Lester Carlson, Director, Bureau of Budget & Management Research
David John, Chairman & CEO ASC Trust
Melanie Mendiola, Chief Executive Officer/Administrator, Guam Economic Development Authority

II. SUMMARY OF TESTIMONY & DISCUSSION:

This public hearing was Called-to-Order @10:11AM.

Chairman Joe S. San Agustin: Good morning, good morning and *Håfa adai* to the Committee on General Government Operations, and Appropriations and Housing now I ask my colleagues to please take a seat. Notice for this public hearing were disseminated via email to all senators and all main media broadcasting outlets. First public notice was issued on **Thursday, January 28, 2021**, **Change 1- 1st Notice** was issued on **Tuesday, February 02, 2021**, and the **2nd Notice** was issued on **Friday, February 05, 2021**. For the record, today is **Wednesday, February 10, 2021** and the time now is 10:11.

The committee will hear and accept testimonies on **Bill 40-36 - AN ACT TO ADD §1512.5 TO TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE REFUNDING OF GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2011A, GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2012B, AND GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX REFUNDING BONDS, SERIES 2015D, AND RELATED MATTERS.**

I'd like to acknowledge my colleagues that have joined me on this hearing, we have Madam Speaker Therese Terlaje, we have Senator Jim Moylan, Senator Joanne Brown, Senator Telo Taitague, Senator Tony Ada, Senator Frank Blas and Senator Pedo Terlaje. Those testifying on behalf of **Bill 40-36 (COR)** will be recognized by myself. Written testimony shall be submitted to the committee, please provide my legislative staff of your written testimony for photocopying. Testimony may be read and lengthy testimony should be summarized to about five minutes, but we can extend that time. Individuals will be allowed to present oral testimony only once. Once you're done you may be asked to remain in the room for questions or for additional testimony as may be desired by members of the committee. Question and testimony shall be confined to the substance or nature of the agenda. Personal inference as to the character or the motive of any senator or any individuals testifying is not permitted any values in these general rules kind of will result in move from the public hearing by myself. Proper form and quorum shall be practiced by all present in the public hearing room for these proceedings. Individuals who fail to maintain proper form of the call may be restricted from providing oral testimony and maybe will be escorted from the room. When you speak please make sure the microphone is on, that you speak into the microphone. please state your name and your title for the record.

We will now begin to discuss **Bill 40-36**. Now as the author of the bill Vice Speaker Tina Rose Muña Barnes to give her opening statement and advice. My colleagues this bill was referred to my committee from the committee on rules, as it was transmitted from the Governor's Office so, I will just begin with the panel that are present today, we have a GEDA representative, we have BBMR Director and DOA Director. The guided representative is always a good one to see every day. Every time we meet, we're dealing in money but we'll begin with I would assume that it's going to be either BBMR or DOA will speak first on the bill and then GEDA can comment about how they're going to do the refinancing and what the impact will mean maybe, sir.

Lestor I. Carlson, Jr., Director, Bureau of Budget & Management Research: Thank you very much, Mr. Chairman, Senator San Agustin and members of the committee on General Government Operations, Appropriations, and Housing. My name is Lester I Carlson, Jr the Director of the Bureau of Budget and Management Research thank you for allowing me to testify today in full support of **Bill 40-36** as a result of the current municipal bond market dynamics Gov Guam has a very attractive opportunity to refund certain outstanding BPT bonds for significant debt service savings currently estimated to achieve over 39 million dollars in gross savings these savings which we have structured to be taken up front will allow Guam to realize approximately 5 million dollars in this current fiscal year 19.9 million dollars in fiscal 2022 and 13.1 million dollars in fiscal 2023. The

existing 2011 a and 2012 BPT bonds have a call date of early 2022 however they can be refinanced as early as May of this year I have attached a summary of the refunding opportunity provided to Gov Guam by Citi group.

I'm sure many of the members of this body sitting here today have had the opportunity to meet with representatives from Citi group they've served as Guam for over 20 years. The current market offers Gov Guam an opportunity to lock in savings, as I mentioned earlier as soon as May in advance of the fiscal year 2022 budget discussions through a forward delivery refunding where investors will commit to purchasing bonds four to five months in advance of the refunding so what we would be doing here is asking the body's permission and authorization to proceed we would price the bonds get commitments in May and then in early October close and realize the savings but by that time we'll already have known what it was that our obligations were and how they can be incorporated into the budget longer.

Gov Guam also has an opportunity to structure even more savings in the current fiscal year with a modest taxable refunding of certain 2015 series D BBT bonds as evidenced by the 2020 JFK refunding which attracted the interests of more than 40 investors even during the current pandemic institutional investors still value Guam and many have been willing to increase their holdings despite the current challenges faced throughout the world due to COVID-19. should the execution of the BPT refunding opportunity take longer?

Well, Gov Guam could lose the ability to realize any savings in the current fiscal year and be more at risk in for rising interest rates to diminish savings anticipated in the in the following fiscal years financial markets are dynamic and change on a daily basis authorizing the BPT refund expeditiously will provide Guam with the flexibility to start the approximately 60-day process to prepare a transaction and access the municipal bond market as soon as may of 2021 and enable Guam to lock in meaningful debt service savings while providing more certainty for the 2022 budget. In the municipal market strong mutual fund out flows have increased demand while low new interest tax exempt supply to start 2021 has resulted in lower tax-exempt rates for borrowers. I'm sure everybody here is aware that mortgage rates are continuing to be at all-time lows and this is also reflected in the municipal bond market also following the inauguration of President Joe Biden

The tax-exempt market has seen a strong performance as tax exempt investors appeared to view the Biden/Harris agenda as positive news for the tax-exempt market the high-yield segment Triple B ratings and below have seen the biggest move in lower interest rates since January 1st as credit spreads have compressed to all-time lows that just simply means that the difference between a triple A rate and a triple B ordinarily is this but is now more compressed at the start of 2021 high-yield municipal bond funds have seen record weekly inflows leaving investors with a large amount of new money to invest with very limited new high new issue high yield supply this has created a supply demand imbalance and resulted in a significant tightening of credit spreads in the high-yield market. This financing just makes sense and we encourage the swift passage of bill 40-36 again I did attach the summary from city some of the points on the page mark summary were contained in my testimony and the following page indicates the savings on the far-right column for the committee's review and with that concludes my testimony, thank you.

Chairman Joe S. San Agustin: Thank you for this sir, I think we'll go ahead and go to the GEDA right? Mr. Birns do you have anything you wanted to bring on Mr. Birn, if not it'll have GEDA folks to speak.

Edward M. Birn, Director, Department of Administration: Yes Mr. Chairman if I could just make a brief statement?

Chairman Joe S. San Agustin: All right, please.

Edward M. Birn, Director, Department of Administration: Thank you, sir, good morning Mr. Chairman and Senators, my name is Edward Birn, Director of the Department of Administration, (DOA) is also in full support of Bill 40-36 it is only prudent and appropriate to capitalize on the opportunity to refinance these obligations to achieve maximum savings on debt service Citi group has set out the numbers behind the impetus to refinance these bonds including the proposed forward delivery mechanism. These processes will enable Gov Guam and its general fund to lock in currently favorable rates. The estimated savings which will be available from this proposal will be of great benefit to the general fund in this year fiscal 2021 and for the next two years when it can be expected that the general fund revenues will be subject to variability and uncertainty because of the global pandemic as Mr. Carlson said the financing just makes sense. Please pass **Bill 40-36** so that we can regain the process thank you, sir.

Chairman Joe S. San Agustin: All right thank you, Mr. Birn, Ms GEDA

Tina Garcia, Public Finance Manager, Guam Economics Development Authority: *Håfa adai* and good morning, my name is Tina Garcia, GEDA, Public Finance Manager and I'm here to read the testimony of Ms Melanie Mendiola GEDA, CEO & Administrator, who apologizes, she had a previous commitment at this time of day. Senator San Agustin and members of the Committee on General Government Operations Appropriations and Housing.

I would like to hear and submit this testimony supporting **Bill 40-36**. The Guam Economic Development Authority in its role as the Central Financial Manager and Consultant for the Government of Guam, monitors and advises the government when the market conditions are attractive for refunding for a bond or in some cases lease financings the 2011 business privilege tax bonds in the 2012 business privilege tax bonds have a current call date of January 1, 2022 with the earliest date for the current refunding of October 3rd 2021 with the improvement.

We have seen in the markets recently; we have found that there exists an opportunity to achieve over 39 million in debt service savings and accelerate this savings into fiscal year 2021 estimated at 5 million fiscal and fiscal year 2022 estimated at 19.9 million with the refunding of the BPT 2011 and the 2012 B and a portion of the 2015 DBPT bonds. The primary advantage of this advanced refunding is that Gov Guam would be able to lock in savings ahead of the passage of the fiscal year 2022 budget, with lower debt service Gov Guam would issue a forward delivery refunding pricing between May and June 2021 on the outstanding callable 2011 a and 20 and 2012 be PBT bonds along with a modest taxable refunding of the 11 of the November 15, 2022 maturities and a portion of the 11 1115-2021 maturity of the 2015 d BPT bonds to achieve the estimated 11.7 percent present value savings and lower the interest rates to about 3.57 percent. This assumes no extension of the current maturity a 10-year par call and a lowering of the debt service reserve fund balance to reflect the average debt service of the new bonds once again thank you for the opportunity to provide this commenting support of the immediate passage of **Bill 40-36**. Should you have any questions please contact Ms Melanie Mendiola, at GEDA.

Chairman Joe S. San Agustin: Thank you, Tina, thank you, we'll call milly. Now madame Vice the chairwoman of Committed on Rules, ma'am,

Vice Speaker Tina Rose Muña Barnes: Thank you Mr. Chair I guess my question will go to Lester if he may help me out this, we're looking at a 39-million-dollar savings right as you noted in your report he 39th that's correct ma'am Mike my question to you is if the savings is going to be achieved in that and you have a breakdown of 5 million for 2021 19.9 for 2022 and 13.1 for 2023. Do you have a proposal of what that funding will be that extra funding will be used for in as far as the breakdown?

Lester I. Carlson, Jr., Director, Bureau of Budget & Management Research: I do not have anything for 2022 but I do note that? The executive budget requests submitted to this body. There is a shortfall and I believe there are a number of public health, public safety and public education areas that could use some assistance and I think the nice thing about what this opportunity provides is that we can provide that needed assistance so as far as specific areas, it really does come out to what Senator Augustin's Appropriations committee's bill that he ends up reporting out looks like and how that savings and could be better incorporated to meet the needs.

Vice Speaker Tina Rose Muña Barnes: Thank you, Mr. Carlson for sharing that information with us because every penny counts and knowing that there are short falls especially as it relates to health looking at the availability of this goes through could truly help those agencies get the resources that they really need so thank you, thank you Mr. Chair, thank you.

Chairman Joe S. San Agustin: Madam Chair of committee on rules, Madame Speaker Senators Speaker Therese, any questions for the panel?

Speaker Therese M, Terlaje: Yes, thank you Mr. Chair, Ms Garcia thank you so much for your testimony, thank you all for your testimony, could you just tell us what are the costs of this refinancing.

Melanie Mendiola, Chief Executive Officer/Administrator, Guam Economic Development: Authority: Hello, okay sorry, I don't have the exact cost but we're normally two percent less than two percent of the car amount of the financing for the total cost for the refunding.

Speaker Therese M, Terlaje: So, what would that be?

Melanie Mendiola, Chief Executive Officer/Administrator, Guam Economic Development: If it's two percent, I'll give you, give me a moment and I'll calculate.

Chairman Joe S. San Agustin: Tina when you identify that they estimated the cost, that's two percent of the total whatever refinance okay you can give us that total number so we can picture it all.

Melanie Mendiola, Chief Executive Officer/Administrator, Guam Economic Development: The total estimated bond car amount is about 610.7 million and sorry wait that's too high, it's a 285 plus 14. so, the power between about 300 million, 300 million 2 would be 6 million. My apologies, the total part will be around 300 million and two percent of that is about six million and the estimated GEDA estimated the all-in cost interest percent to be 3.57 and that's after all costs.

Speaker Therese M. Terlaje: Okay, thank you and is the bill has written I mean I heard your breakdown of the savings per year but is the bill, does the bill as written, allow the savings or I guess in the refinancing is that is that set can or is it possible that in the refinancing you're going to move the savings around in the years and between the years or sure, Lester?

Lester I. Carlson, Jr., Director, Bureau of Budget & Management Research: Thank you madam speaker, we were leaning heavily towards the upfront savings to coincide with the pandemic recovery,

we can run level that service savings but we just don't believe that the benefit would be the benefit, just isn't there but we can certainly provide that to the committee.

Speaker Therese M. Terlaje: No, I agree with the upfront, I just wanted to know if the bill is written kind of mandates that upfront service?

Lestor I. Carlson, Jr., Director, Bureau of Budget & Management Research: No.

Speaker Therese M. Terlaje: It's kind of open, right? Okay savings, and then, and the bill is written, doesn't allocate these savings anywhere at this point? Is that correct?

Lestor I. Carlson, Jr., Director, Bureau of Budget & Management Research: No.

Speaker Therese M. Terlaje: Okay, so, all right when do you think the 5 million savings in FY-21 would be able to be realized? I guess.

Melanie Mendiola, Chief Executive Officer/Administrator, Guam Economic Development: So, if we are able to close the bonds again between May and June then that's where we would realize the savings and again it's closing, closing all right.

Speaker Therese M. Terlaje: Thank you very much, thank you Mr. Chair.

Chairman Joe S. San Agustin: Thank you, Madam Speaker, Senator Frank Blas, we'll start from by far right now we'll go the opposite direction Senator Frank Blas.

Senator Frank F. Blas, Jr.: Thank you, thank you, Mr. Chair and thank you, Mr. Birn, Mr. Carlson and Ms. Garcia, I know that you're, what we provided was very safely conservatively slow or tried to the cons or the assumptions with regard to the climate or what we hope to attain in this, what is the worst-case scenario in this attempt or what assurances can we get or will we have that these assumptions that you're making that we can somehow attain or achieve these marks, is there any?

Lestor I. Carlson, Jr., Director, Bureau of Budget & Management Research: Thank you, Senator Blas, there are no concrete assurances, we can provide at this time given the dynamics of the market. The bill as written does with all bond issuances require that we have a minimum two percent net, present value savings as a minimum threshold the good thing about what you guys to consider today is that we will have a very, very, good idea in May, June and the very latest, you know of what it is that investors have promised to buy therefore we can relay those numbers to you in the May, June, time frame certainly well in advance of the completion of the FY22 budget.

Senator Frank F. Blas, Jr.: Okay and according to your assumptions and what we probably can attain is you're looking and you're hoping initially for an initial savings of 4.9 mil?

Lestor I. Carlson, Jr., Director, Bureau of Budget & Management Research: That's correct?

Senator Frank F. Blas, Jr.: And you had mentioned earlier that what you're trying to do is recognizing that there is a shortfall in the budget already of what you anticipate. How much?

Lestor I. Carlson, Jr., Director, Bureau of Budget & Management Research: Are you talking about this current year?

Senator Frank F. Blas, Jr.: No, that's taking into consideration that this doesn't exist what is it that you anticipated the budget shortfall to be for next fiscal year?

Lestor I. Carlson, Jr., Director, Bureau of Budget & Management Research: For the next fiscal year?

Senator Frank F. Blas, Jr.: Yeah.

Lestor I. Carlson, Jr., Director, Bureau of Budget & Management Research: I think it was about 20 something million dollars.

Senator Frank F. Blas, Jr.: And was the, which do you have a projected shortfall for the budget for this fiscal year?

Lestor I. Carlson, Jr., Director, Bureau of Budget & Management Research: No, we're too early in the CRER, I think pegs it at around 11 million dollars but that's with a significant amount of retail not open so as I've mentioned on numerous occasions, I'm hopeful that the vaccinations and some of the other proactive measures that we're taking locally will allow for the opening of more retail therefore more business activity therefore better collections.

Senator Frank F. Blas, Jr.: Okay, recognizing and seeing that these are probably the projections and everything be based on what you had just said that you know you're the reductions in as far as retail activity and collections and what not, will that have any effect on your presentation of our solvency or our ability to be able to go to market with us.

Lestor I. Carlson, Jr., Director, Bureau of Budget & Management Research: No, sir right now we pledge three percent of the five percent BPT that is extremely strong coverage. We have an abundance of coverage this bond deal was actually structured to provide investor security and so even if we ended the fiscal year or we were we're tracking when the time we priced these bonds to have a deficit at the end of the fiscal year it would not uh adversely impact this credit simply because of all the inherent safeguards contained in the bond indenture.

Senator Frank F. Blas, Jr.: So, what we're looking at so, there is going to be no structural change to the initial bond that we had on this thing it's just a matter of the refinancing. I mean so, you talked about the security of the three percent right so if I remember that was the security that we provided when we first went out with us so nothing of that is going to change.

Lestor I. Carlson, Jr., Director, Bureau of Budget & Management Research: No sir as a matter of fact everything that we've entered into from a bond perspective requires debt service to be paid first so, the construct of the budget you know we take out a debt service then we take out tax refunds and any credits GMHA pharmaceutical fund and then what's left is available for appropriation so you're absolutely correct sir those obligations are structured to be paid first and then government operations afterwards.

Senator Frank F. Blas, Jr.: Okay, thank you very much, thank you Mr. Chair.

Chairman Joe S. San Agustin: Thank you, Senator Blas, Senator Ada?

Senator V. Anthony Ada: Thank you, Mr. Chair, Lester, you were mentioning that you know, at the execution of the BPT, should it take longer and go one would lose the ability to

realize any savings in the current fiscal year, and the markets, the bond market, is opening May 2021.

Lestor I. Carlson, Jr., Director, Bureau of Budget & Management Research: We will be looking at pricing in May yes approaching the market.

Senator V. Anthony Ada: So, what would be the latest that this bill can pass to ensure that we don't jeopardize the savings or the interest rates?

Lestor I. Carlson, Jr., Director, Bureau of Budget & Management Research: I'm hoping that the body can take this bill up in the next legislative session. We're already in the second week of February, upon passage we then have to be able to begin the lengthy process of rating agency engagements, the supplemental indenture preparation, all the sausage making that goes into a bond deal and once we have the authorization then we can make a public notice through GEDA so that people are aware that this body has authorized the refunding and the investor, the underwriting firms can start beginning you know to make some contact. You know we're working on this deal. We're working on this deal, it's kind of like the marinade before the barbecue, right?

Senator V. Anthony Ada: So, I believe we go into session, I believe this Friday the 12th.

Lestor I. Carlson, Jr., Director, Bureau of Budget & Management Research: Oh, no well not that soon sir.

Senator V. Anthony Ada: So, then we're looking at the next session, the March session at the latest.

Lestor I. Carlson, Jr., Director, Bureau of Budget & Management Research: Please because it doesn't give us a whole heck of a lot of time after and I'm hoping that the session could be early March because you pass it in March, that only gives us you know, I mean April and May and we want to be in the market in May so, the 60-day window that we normally need we'd really like to be able to have that opportunity to do justice to this bill.

Senator V. Anthony Ada: So, we have a session in late March, mid to late March and are we actually looking at cutting it really close or it would still be something that you guys would?

Lestor I. Carlson, Jr., Director, Bureau of Budget & Management Research: I would, I would really like it if you could do it, you know, I mean next week or Friday is asking too much i realize that but early, early March would really be of great assistance, but I think if we're looking at taking advantage of the savings that we could realize from the refinancing and working together to either place it onto this session agenda or perhaps holding a special session for that and you know I think that's something that we can look at so I'm not sure when we're scheduled for our session in March, madam Speaker probably be able to you know, help with that and look forward to including this into the session agenda thank you
Senator Ada.

Senator V. Anthony Ada: Thank you, thank you Mr. Carlson, thank you Mr. Chairman,

Chairman Joe S. San Agustin: Thank you, Senator Taitague?

Senator Telo T. Taitague: Thank you Mr. Chair for the opportunity and thank you for being here today to testify like I was hoping BBMR would be here in bill one that we had earlier to testify whether I was outside oh do you support does BBMR support Bill 1?

102:26

Chairman Joe S. San Agustin: Let's stick with **Bill 40**.

Senator Telo T. Taitague: Well since he's here a minute, we'll stick to **Bill 40**.

Chairman Joe S. San Agustin: Thank you, Senator Taitague and then you can answer that later, Lester.

Senator Telo T. Taitague: Okay, thank you so regarding the BBT and per the CRER report ending December 31st 2020, Guam collected 21 million 733 and 202 less during the first quarter in FY2021, that's compared to the same period in FY2022. That's a difference of about 84,139,049 if the Government of Guam was successful in re in refinancing BPT bonds at lower interest rate, will the government be able to meet these obligations considering that our tourism industry remains closed?

Lester I. Carlson, Jr., Director, Bureau of Budget & Management Research: I believe I answered that question when Senator Blas posed it ma'am.

Senator Telo T. Taitague: So, you still stand firm to that considering the numbers that I just reiterated about how much less that we are, you still feel that same way so you mentioned to my other colleague about trying to get this bill passed, what about future legislation we know that was passed regarding the BBT if there is any future legislation that would lower the BPT or even you know, add less like what we did for the 250,000 on well let me ask you first three percent is always obligated to bonds right? Three percent anything after that not so if you refinance this, it'll be just the three percent is that correct?

Lester I. Carlson, Jr., Director, Bureau of Budget & Management Research: That's the pledge.

Senator Telo T. Taitague: Okay so as long as we don't touch that so, we would not be able to do any kind of legislation because it would jeopardize bond covenants correct?

Lester I. Carlson, Jr., Director, Bureau of Budget & Management Research: That is correct.

Senator Telo T. Taitague: So that being said with you know, moving forward these individuals who buy these bonds, do they look at our you know, economic or financial situation on Guam when they decide to whether to buy it or not or to you know refinance is this something that they look into first?

Lester I. Carlson, Jr., Director, Bureau of Budget & Management Research: Very intently ma'am.

Senator Telo T. Taitague: Right so, if Guam is falling short especially with the CRER reports and you know like, what is the word you used on Kuam, you're optimistic.

Lester I. Carlson, Jr., Director, Bureau of Budget & Management Research: I'm always optimistic

Senator Telo T. Taitague: Is that the word, optimistic while most people want to be more realistic you know, moving forward but I guess being not optimistic so Tina, you mentioned earlier that it's a total of 300 million dollars that's going to be refinanced correct?

Tina Garcia, Public Finance Manager, Guam Economics Development Authority: Yes.

Senator Telo T. Taitague: And GEDA takes whenever you finance when GEDA is a part of this financial so, when GEDA is part of this negotiations, you take a two percent,

Tina Garcia, Public Finance Manager, Guam Economics Development Authority: No, the two percent is the total cost of the financing which includes the attorneys the underwriters and all other costs involved.

Senator Telo T. Taitague: How much does GEDA make from this?

Tina Garcia, Public Finance Manager, Guam Economics Development Authority: So GEDA's fee is actually a point two percent at you know, around that range and so maybe around 600,000 but again the GEDA fee is a one-time fee. We continue monitoring it for the remainder of the maturity. We're so that's kind of the basis for that it's a one-time fee.

Senator Telo T. Taitague: So, is it technically that how this works is it it's 300 million that you're refinancing but you have to add that 6 million on the cost so you're actually, is it going to be borrowing 306 million or is it just 300 and then you have to incorporate that six million into the payments is that how it?

Tina Garcia, Public Finance Manager, Guam Economics Development Authority: The numbers we've given you as far as we would have to get the estimated par but it would be three 300 million. Our sources would be 300 million plus any release from the debt service reserve our uses would include escrow payment funding for escrow and then any and all costs so it comes you know; it comes up to maybe just a little bit over 300 million but usually because our bonds are priced at a premium although we're selling about 300 million in bonds. We actually release or actually borrow a little bit less than that because again there's a in what we've seen in all our financings. There's a large demand from investors so that helps us bring down the car.

Senator Telo T. Taitague: Okay well, thank you Tina for that, it's always a pleasure seeing you here, to testify and thank you Mr. Chair and I hope I can get that answer from BBMR about bill 1. Thank you.

Chairman Joe S. San Agustin: Thank you, you're welcome, Senator Brown?

Senator Joanne M. Brown: Thank you, very much Mr. Chairman, I mean a lot of my question was asked by Senator Telo with regards to you know, what the ultimate cost and I certainly appreciate Mrs. Garcia being able to provide those figures so we know exactly what the financing is going to cost us and how that's going to come into place with the overall amount that we're refinancing. I mean I think we can see the initial plus of about 38 million dollars just within the next three years moving forward and I think, we all recognize our economic challenges and this certainly I can't believe I'm saying this because I'm actually saying something favorable to the administration and I don't know what I'm drinking right now but I think we can see the benefit of where that's going to be simply because we're already in a you know, financial decline with regards to our tourism industry and other businesses here that support that industry that you know have been unfortunately either reduced in operation or not

operating at all as a result of this pandemic and so certainly at least how we can look at taking advantage of these savings particularly because it is within the first three years and this is probably where our needs going to be the greatest anticipating, hopefully that later this year if you know keep our fingers crossed and on prayer that you know, we'll be able to overcome this pandemic and we don't have something more challenging that's going to affect us and I appreciate the fact also that the funds have not been dedicated yet so that would all open up the opportunity to us looking at what the credit more critical priorities are in our government that we are going to need to address the respective shortfalls so I appreciate the presentation.

I think having dealt with all of you collective parties on our own refinance our financing for the port and certainly the extent to which the investors do analyze the Guam market and you're right in spite of our challenge is they want to buy more than we have to sell and that's a very good position to be and I hope we continue to be in that position moving forward so thank you very much for the presentation and providing the information to us, thank you very much Mr. Chairman.

Chairman Joe S. San Agustin: Thank you Senator Brown, Senator Moylan, sir.

Senator James C. Moylan: Thank you, Mr. Chairman, thank you to the pane, Lester, I got really excited when I saw BBT but we're refinancing the bond but I'm hoping you know that that's still a good sign. Anything that reads BPT for me and we're discussing about it, that's really helpful, of course we should be looking at this as DOA Director has stated, it makes sense and I'm glad like Senator Brown has mentioned that these finances and of our savings have not been dedicated so I know we have our budgetary coming up and I think that's where we'll really look at where we can prioritize some stuff but Mr. Chair, if I can just put in a little line I think we found where we can find an additional \$250,000 that DRT could use and probably something for the Dave Santos Bill as well so I thank you for the presentation and I'm looking forward to this moving forward thank you Mr. Chairman.

Chairman Joe S. San Agustin: Thank you Senator Moylan, Senator Pedro, do you have any questions to the panel.

Senator Jose Toves Terlaje: Not a question but just congratulatory for Lester and Tina for your testimony. I just wanted to point out that you know, **Public Law 35-99** was adopted, the level for fiscal year 2021 at 300 million and I'm glad to see that the BPT is tracking 290 million so we're just about 12 million short from that estimation and I want to say certainly that we will probably meet that 12 million dollars by the time this pandemic is over and I want to thank Lester and Tina for your input thank you very much Mr. Chair.

Chairman Joe S. San Agustin: Thank you Senator Terlaje and thank you to the panel and to my colleagues that participated in today on the hearing. I like to only stress to my colleagues because there's a savings, doesn't mean we need to appropriate it, we need to make sure we keep the government functional. That the people of Guam are taken care of so that if anything was to ever happen, we're not caught, we're trying to figure out how to fund it and we try to balance exactly what Senator Brown did. I was surprised she even said that but thank you Senator Brown but and you know it's all about the staff, when the staff does their job, they do their homework, it gives us the right, the right feeling that we need and it's you know, we just move on from there.

The committee will continue to hear testimonies for the next few days and we'll try to address the speed of presenting this. Please address your written testimony to Committee on General Government Operations, Appropriations and Housing and submit it via email to senatorjoessanagustin@gmail.com or to my office located at Ran Care building, second floor, suite three, seven six one, South Marine

Corps Drive, Tamuning, Guam. *Si Yu'os ma'åse'* for your attendance and participation on today's hearing and for those at home, thank you for watching. This public hearing on **Bill 40-36** yours now adjourned is now adjourned at 10:55 and you all have a nice day thank you.

The Public Hearing was adjourned at 10:55 A.M..

III. Findings and Recommendations

The **Committee on General Government Operations, Appropriations, and Housing** hereby reports out **Bill No. 40-36 (COR)** – As Introduced by Committee on Rules, by the request of *I Maga'Hågan Guåhan*, the Governor of Guam, in accordance with the Organic Act of Guam. – “**AN ACT TO ADD §1512.5 TO TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE REFUNDING OF GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2011A, GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2012B, AND GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX REFUNDING BONDS, SERIES 2015D, AND RELATED MATTERS,**” with the recommendation **TO REPORT OUT ONLY.**

I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN
2021 (FIRST) REGULAR SESSION

Bill No. 40-36 (COR)

Introduced by:

Committee on Rules

At the request of *I Maga'hågan Guåhan*, the Governor of Guam, in accordance with the Organic Act of Guam

AN ACT TO ADD §1512.5 TO TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE REFUNDING OF GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2011A, GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2012B, AND GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX REFUNDING BONDS, SERIES 2015D, AND RELATED MATTERS.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Section 1512.5 is hereby added to Title 5, Guam Code Annotated as follows:

“§1512.5. Authorization of Refunding of Government of Guam Business Privilege Tax Bonds, Series 2011A, Government of Guam Business Privilege Tax Bonds, Series 2012B, and Government of Guam Business Privilege Tax Refunding Bonds, Series 2015D.

(a) Authorization of Issuance of Bonds. Pursuant to § 50103(k), Title 12, Guam Code Annotated, *I Maga'hågan Guåhan* is authorized to issue one or more series of tax-exempt or taxable bonds of the government of Guam from time to time, including, but not limited to, on a forward basis, for the purpose of refunding all or a portion of the Government of Guam's outstanding Business Privilege Tax Bonds, Series 2011A (the “2011A Bonds”), its Business Privilege Tax Bonds, Series 2012B (the “2012B Bonds”), and/or its Business Privilege Tax

1 Refunding Bonds, Series 2015D (the "2015D Bonds") and, together with the 2011A Bonds and
2 the 2012B Bonds, (herein the "Prior Bonds"), in accordance with the following requirements,
3 limitations, terms and conditions:

4 (1) All obligations of the Government to pay debt service on, and
5 the redemption price of, the Prior Bonds refunded shall be discharged
6 concurrently with the issuance of the refunding bonds. Thereafter, such
7 Prior Bonds shall be payable solely from and secured solely by an escrow
8 established for such purpose in accordance with the Government's existing
9 bond indenture or otherwise shall be redeemed on the closing date of the
10 refunding bonds.

11 (2) The debt service savings resulting from the issuance of the
12 refunding bonds shall be not less than an amount equal to two percent (2%)
13 of the principal amount of the Prior Bonds refunded, inclusive of all charges
14 and fees for bond counsel and bond underwriters and other costs of issuance
15 in connection with the issuance, sell and delivery of the bonds. Debt service
16 savings is defined for this purpose to be the amount by which the present
17 value of debt service on the Prior Bonds exceeds the present value of debt
18 service on the refunding bonds, using the yield on the refunding bonds as
19 the discount rate for purposes of calculating present value. This provision
20 shall not apply to the refunding of Prior Bonds for the primary purpose of
21 providing cash flow relief to the Government.

22 (3) Such refunding bonds shall have a principal amount or principal
23 amounts sufficient to provide funds for the payment of all or a portion of
24 the Prior Bonds refunded, and in addition, for the payment of all expenses
25 incident to the calling, retiring or paying of such Prior Bonds and the
26 issuance of such refunding bonds, including:

1 (i) the difference in amount between the par value of the
2 refunding bonds and any amount less than par for which the
3 refunding bonds are sold;

4 (ii) any amount necessary to be made available for the
5 payment of interest upon such refunding bonds from the date of sale
6 thereof to the date of payment of the Prior Bonds or to the date upon
7 which the Prior Bonds will be paid pursuant to the call thereof or
8 agreement with the holders thereof;

9 (iii) the premium, if any, necessary to be paid in order to
10 call or retire the Prior Bonds and the interest accruing thereon to the
11 date of the call or retirement; and

12 (iv) any additional amount needed to provide for a
13 deposit to the debt service reserve in connection with the issuance
14 of the refunding bonds.

15 (4) The issuance of the refunding bonds shall not result in any
16 increase in the aggregate amount of the government's outstanding "public
17 indebtedness" as that term is used in 48 USC 1423a (§11 of the Organic Act
18 of Guam).

19 (5) The refunding bonds shall have a final maturity not later than the
20 final maturity of the Prior Bonds; *provided, however*, that this provision
21 shall not apply to the refunding of Prior Bonds for the primary purpose of
22 providing cash flow relief to the Government.

23 (b) **Terms and Conditions Determined by Certificate or Indenture.** The
24 terms and conditions of the bonds shall be as determined by *I Maga'hagan Guåhan*
25 by the execution of a certificate or indenture authorizing the issuance of the bonds
26 upon or prior to the issuance of the bonds.

1 **(c) Pledge of Business Privilege Tax Revenues.** All bonds authorized by
2 Subsection 1512.5 (a) of Article 5, Chapter 1, Title 5, Guam Code Annotated, as
3 may be amended from time to time (the “BPT Bonds”), shall be secured by a statutory
4 lien on all tax revenues derived from the levy of the first three (3) percentage points,
5 out of the total number of percentage points levied from time to time, of the business
6 privilege tax levied pursuant to Article 2 of Chapter 26 of Title 11, Guam Code
7 Annotated, or any successor thereto (“Pledged business privilege tax revenues”).
8 This lien shall arise automatically without the need for any action or authorization
9 by *I Maga’hågan Guåhan*, the government of Guam, or any other person or entity.
10 Such lien shall be valid and binding from the time such BPT Bonds are issued. The
11 Pledged business privilege tax revenues shall immediately be subject to such lien,
12 and the lien shall automatically attach to the Pledged business privilege tax
13 revenues and be effective, binding, and enforceable against *I Maga’hågan Guåhan*,
14 the government of Guam, their successors, assignees, and creditors, and all others
15 asserting rights therein, irrespective of whether those parties have notice of the lien
16 and without the need for any physical delivery, recordation, filing, or further act.
17 Pledged business privilege tax revenues received by the government of Guam or by
18 any trustee, depository or custodian shall be deposited in a separate account entitled
19 the “BPT Revenue Fund”. Pledged business privilege tax revenues that are not
20 required to make payments on the BPT Bonds shall automatically, and without the
21 need for any further action, be released from such lien and shall be available for
22 appropriation for any other lawful purpose of the government. The statutory lien
23 described in this paragraph shall not be subject to Division 9 of Title 13 of the
24 Guam Code Annotated or any successor statute.

25 (d) In addition to the statutory lien provided for above, all or any part of the
26 Pledged business privilege tax revenues may be pledged, if and to the extent
27 determined by *I Maga’hågan Guåhan*, to secure the payment of any BPT Bonds

1 issued pursuant to that certain Indenture, dated as of December 1, 2011, by and
2 among the government of Guam, Bank of Guam, as trustee, and U.S. Bank National
3 Association, as co-trustee, as amended or supplemented from time to time in
4 accordance with its terms (the "BPT Indenture"). Any such pledge shall be valid
5 and binding against all parties in accordance with its terms and have priority against
6 all parties in accordance with its terms from the time the pledge is made, and
7 property so pledged shall immediately be subject to the lien of the pledge without
8 the need for physical delivery, recordation, filing, or other further act. The pledge
9 shall not be subject to Division 9 of Title 13 of the Guam Code Annotated or any
10 successor statute. The BPT Indenture by which such pledge is created need not be
11 recorded, and shall direct the distribution and disbursement of revenues from the
12 BPT Revenue Fund following their deposit therein. All such taxes to the extent so
13 pledged are hereby continuously appropriated for such purpose. So long as any
14 bonds issued pursuant to the BPT Indenture, including but not limited to those
15 authorized under § 1512.5(a), Title 5, Guam Code Annotated, as may be amended
16 from time to time, remain outstanding, the government of Guam may not reduce
17 the rate of levy and collection of the pledged business privilege tax below three
18 percent (3%), nor may the government of Guam reduce the services, products or
19 activities to which the pledged business privilege tax applies, nor may the
20 government of Guam upwardly adjust any exception or exclusion to, or otherwise
21 impair, the pledged business privilege tax.

22 (e) **Valid and Binding.** The bonds authorized by this Section shall
23 constitute the valid and binding limited obligations of the government of Guam,
24 secured by a pledge of the Pledged business privilege tax revenues described in
25 subsection (c) of this Section, all as further specified below in such subsection. All
26 officers charged by law with any duty in the collection of the revenues of the

1 government from which debt service on the bonds will be payable shall do every
2 lawful thing necessary to collect such sum.

3 (f) **Appropriation of Revenues.** All revenues are hereby appropriated for
4 the purposes of paying the principal and interest on the bonds issued pursuant to
5 this Section. Revenues released from the lien of the indenture or certificate
6 pursuant to which the bonds are issued shall be available for appropriation by *I*
7 *Maga'hågan Guåhan* for any other lawful purpose.

8 (g) **Additional Bonds.** Nothing in this Section shall be construed to
9 prevent the government from issuing, after appropriate enabling legislation, other
10 obligations secured by Pledged business privilege tax revenues on a parity with or
11 subordinate to the bonds or the government's obligations with respect thereto
12 authorized by this Section on such terms as may be provided by the indenture or
13 certificate pursuant to which the bonds are issued. Nothing in this Section shall be
14 construed to prevent the government of Guam from issuing, after appropriate
15 enabling legislation, other obligations of the government secured by the general
16 obligation of the government on a parity with or subordinate to the bonds authorized
17 by this Section on such terms as may be provided by the indenture or certificate
18 pursuant to which the bonds are issued.

19 (h) **Waiver of Immunity; Submission to Jurisdiction.** Notwithstanding
20 any substantive or procedural provision of Chapter 6 of Title 5, Guam Code
21 Annotated, the government of Guam waives immunity from any suit or action in
22 contract on the bonds, but does not waive sovereign immunity as to the personal
23 liability of elected officials and employees of the government of Guam. The
24 government hereby submits to jurisdiction of the Federal District Court for the
25 District of Guam for purposes of any such suit or action in contract on the bonds.

26 (i) **No Personal Liability.** No employee or elected official of the
27 government of Guam shall be individually or personally liable for the payment of

1 any amounts due on any bonds issued under this Section, or for any other liability
2 arising in connection with the bonds; provided, however, that nothing in this
3 Section shall relieve any employee or elected official from the performance of any
4 ministerial duty required by law.

5 (j) **Form of Bonds; Covenants; Appointment of Fiduciaries.** The
6 technical form and language of the bonds, including provisions for execution,
7 exchange, transfer, registration, paying agency, lost or mutilated bonds,
8 negotiability, cancellation and other terms or conditions not inconsistent with this
9 Section, including covenants relating to the collection of Pledged business privilege
10 tax revenues, shall be as specified in the certificate or indenture executed by *I*
11 *Maga'hågan Guåhan* authorizing the issuance of the bonds. The certificate or
12 indenture shall appoint one or more trustees, co-trustees or other fiduciaries
13 authorized to receive and hold in trust the proceeds of the bonds, the Pledged
14 business privilege tax revenues and other moneys relating thereto, to protect the
15 rights of bondholders and to perform such other duties as may be specified in the
16 indenture. *I Maga'hågan Guåhan* is also authorized to execute, on behalf of the
17 government of Guam, any appropriate agreements, certificates or other instruments
18 relating to the bonds and the sale of bonds.

19 (k) **Authorization for Credit Enhancement.** *I Maga'hågan Guåhan* is
20 authorized to enter into such contracts or agreements with such banks, insurance
21 companies or other financial institutions as she determines are necessary or
22 desirable to improve the security and marketability of the bonds issued under this
23 Section, if and only if such contracts or agreements reduce the cost of the debt by
24 more than the cost of credit enhancement. Such contracts or agreements may
25 contain an obligation to reimburse, with interest, any such banks, insurance
26 companies or other financial institutions for advances used to pay principal of or
27 interest on the bonds and to indemnify any such banks, insurance companies or

1 other financial institutions for costs and expenses incurred in connection with any
2 such advance. Any such reimbursement obligation and any other obligations of the
3 government under such contracts or agreements shall be general obligations of the
4 government of Guam and shall additionally be secured by a pledge of, Pledged
5 business privilege tax revenues, and any such advance, if necessary, shall be treated
6 for Organic Act purposes as creating an obligation issued to refund the bonds.

7 (l) **Use of Proceeds from the Sale of the Bonds.** The proceeds from the
8 sale of the bonds shall be used and are hereby appropriated to (i) fund an escrow to
9 pay principal, interest and redemption price of Government of Guam Business
10 Privilege Tax Bonds, Series 2011A, Government of Guam Business Privilege Tax
11 Bonds, Series 2012B, and Government of Guam Business Privilege Tax Refunding
12 Bonds, Series 2015D, or otherwise to pay in full such 2011A Bonds, 2012B Bonds
13 or 2015D Bonds; (ii) pay expenses relating to the authorization, sale and issuance
14 of the bonds, including, without limitation, printing costs, costs of reproducing
15 documents, credit enhancement fees, underwriting, legal, financial advisory and
16 accounting fees and charges, fees paid to banks or other financial institutions
17 providing credit enhancement, costs of credit ratings and other costs, charges and
18 fees in connection with the issuance, sale and delivery of the bonds, and (iii) fund
19 capitalized interest on the bonds for a period not longer than twelve (12) months
20 from the date of issuance of such bonds.

21 (m) **Permitted Investments.** The proceeds of the bonds, and any Pledged
22 business privilege tax revenues relating to such bonds, may be invested in, but only
23 in, the types of investments permitted by the certificate or indenture pursuant to
24 which such bonds are issued.

25 (n) **Approval by Guam Economic Development Authority.** §50103(k),
26 Title 12, Guam Code Annotated, provides that agencies and instrumentalities of the
27 Government of Guam shall issue bonds and other obligations only by means of and

1 through the agency of the Guam Economic Development Authority (“GEDA”). No
2 issue of bonds authorized by this Section shall be sold until the board of directors
3 of GEDA has adopted a resolution approving the sale of such issue.

4 (o) **Approval of Voters Not Required.** Notwithstanding any law to the
5 contrary, the issuance of the bonds authorized by this Section shall not be required
6 to be subject to the approval of, or placed before, the voters of Guam.

7 **Section 2. Local Sales of Bonds.** *I Maga’hagan Guåhan* shall undertake their best efforts
8 to cause a portion of any bonds issued pursuant to Section 1 of this Act (Section 1512.5, Title 5,
9 Guam Code Annotated), to be offered for sale to residents of Guam, as well as to residents of other
10 jurisdictions, if and to the extent that such offer and any sales resulting from such offer do not
11 increase the costs to the government of Guam of issuing and repaying such bonds.

12 **Section 3. Bond Proceeds Not Subject to Transfer Authority.** The proceeds of the
13 bonds approved by Section 3 of this Act shall not be subject to any transfer authority of *I*
14 *Maga’hagan Guåhan*.

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



Vice Speaker

TINA ROSE MUÑA BARNES

CHAIRPERSON, COMMITTEE ON RULES

I Mina'trentai Sais Na Liheslaturan Guåhan

GUAM CONGRESS BUILDING

163 CHALAN SANTO PAPA

HAGÁTÑA, GUAM 96910

TEL 671-472-2461

COR@GUAMLEGISLATURE.ORG

February 4, 2021

MEMO

To: Rennae Meno
Clerk of the Legislature

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

Re: Fiscal Note on Bill No. 40-36 (COR)

Buenas yan Håfa adai.

Attached, please find the fiscal note for the following bill:

Bill No. 40-36 (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
Fiscal Note of Bill No. 40-36 (COR)

AN ACT TO ADD \$1512.5 TO TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE REFUNDING OF GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2011A, GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2012B, AND GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX REFUNDING BONDS, SERIES 2015D, AND RELATED MATTERS.

Department/Agency Appropriation Information	
Dept./Agency Affected: Guam Economic Development Authority (GEDA)	Dept./Agency Head: Melanie Mendiola, Administrator
Department's General Fund (GF) appropriation(s) to date:	\$0
Department's Other Fund (Specify) appropriation(s) to date:	\$0
	\$0

Fund Source Information of Proposed Appropriation			
	General Fund:	Special Fund	Total:
FY 2020 Unreserved Fund Balance		\$0	\$0
FY 2021 Adopted Revenues	\$0	\$0	\$0
FY 2021 Appro. (P.L. 35-99)	\$0	\$0	\$0
Sub-total:	\$0	\$0	\$0
Less appropriation in Bill	\$0	\$0	\$0
Total:	\$0	\$0	\$0

Estimated Fiscal Impact of Bill						
	One Full Fiscal Year	For Remainder of FY 2021 (if applicable)	FY 2022	FY 2023	FY 2024	FY 2025
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
Special Fund	\$0	\$0	\$0	\$0	\$0	\$0
Total	\$0	\$0	\$0	\$0	\$0	\$0

- Does the bill contain "revenue generating" provisions? // Yes /X/ No
If Yes, see attachment
- Is amount appropriated adequate to fund the intent of the appropriation? /X/ N/A // Yes // No
If no, what is the additional amount required? /X/ N/A
- Does the Bill establish a new program/agency? // Yes /X/ No
If yes, will the program duplicate existing programs/agencies? // N/A // Yes /X/ No
Is there a federal mandate to establish the program/agency? // Yes /X/ No
- Will the enactment of this Bill require new physical facilities? // Yes /X/ No
- Was Fiscal Note coordinated with the affected dept/agency? If no, indicate reason: /X/ Yes // No
// Requested agency comments not received by due date // Other:

Analyst: Jose Salas Cruz, Jr., BMA II Date: 03 FEB 21 Director: Lester L. Carlson, Jr., Director Date: FEB 04 2021

1/The proposed legislation intends to add \$1512.5 to Title 5, Guam Code Annotated, relative to authorizing the refunding of Government of Guam Business Privilege Tax (BPT) Bonds, Series 2011A, Government of Guam BPT Bonds, Series 2012B, and Guam BPT Refunding Bonds, Series 2015D, and related matters. The Guam Economic Development Authority (GEDA) stated that the 2011A Business Privilege Tax (BPT) Bonds and the 2012B BPT Bonds have a current call date of January 1, 2011, with the earliest date for a current refunding of October 3, 2021. GEDA has found that there exists an opportunity to achieve nearly \$22 million in estimate debt service savings and accelerate this savings into Fiscal Year 2021, estimated at \$2.6 million, and Fiscal Year 2022, estimated \$18 million, potential investors would be willing to commit to buying new BPT bonds 4-5 months in advance of an October closing which would allow GovGuam to lock-in savings and eliminate future interest rate risk. They stated that the primary advantage of this forward delivery refunding is that GovGuam would be able to lock-in savings ahead of the passage of the FY 2022 budget with lowered debt service. While the proposed legislation does not include revenue generating provisions, the GovGuam stands to realize savings from the proposed refunding of the 2011A Bonds, 2012B Bonds, and/or 2015D. Following the onset of the COVID-19 pandemic which depleted the island's tourism industry, per the Consolidated Revenue/Expenditure Report as of September 30, 2020, the actual year-to-date total BPT collections was \$297,815,194 which was \$17M less than the FY 2020 adopted revenues. The potential savings from the proposed refunding will assist GovGuam in meeting the required debt service coverage as well as with its recovery efforts in general heading into FY2022.



February 5, 2021

MEMORANDUM

To: Senator Joe S. San Agustin
Chairman, Committee on General Government Operations, Appropriations and Housing

From: Stephen J. Guerrero
Director, Office of Finance and Budget

Re: Funding Availability Note: Bill No. 40-36(COR)

Hafa Adai Senator San Agustin!

Pursuant to the Standing Rules of the 36th Guam Legislature, the Committee on Appropriations and/or the Office of Finance and Budget (OFB) shall determine in writing if the funding source cited in Appropriation or Authorization for Appropriations bills are sufficient.

The Office has received Bill No. 40-36 (COR), AN ACT TO ADD §1512.5 TO TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE REFUNDING OF GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2011A, GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2012B, AND GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX REFUNDING BONDS, SERIES 2015D, AND RELATED MATTERS.

The proposed Bill No. 40-36 (COR) authorizes the Governor to issue one or more series of tax-exempt or taxable bonds of the Government of Guam for the purpose of refunding all or a portion of the Government of Guam's outstanding Business Privilege Tax (BPT) Bonds, Series 2011A, its Business Privilege Tax Bonds, Series 2012B, and/or its Business Privilege Tax Refunding Bonds, Series 2015D, and together with the 2011A Bonds and 2012B Bonds.

Based on information from the Guam Economic Development Authority, the refunding of the bond would potentially provide an opportunity to achieve an estimated \$22 million debt service savings. This would provide an estimated savings of \$2.6 million in re-payment for this fiscal year and an estimated \$18 million in general fund savings in FY 2022. According to the Governor in a Guam Daily Post article, she stated that the proposed bill will allow for the Government of Guam to better plan for FY 2022 by securing the savings and utilizing these funds to offset the General Fund projections contained in the spending plan.

Although the proposed bill does not provide revenue generating provisions, the Government of Guam could achieve savings from the refunding of the BPT bonds. It also should be noted that the current BPT rate of five percent (5%) was applied to all Budget Acts of FY 2019, FY 2020, FY 2021. Based on Bureau of Budget and Management Research's Consolidated Revenue/Expenditure

Reports, BPT collection was at \$309 million in FY 2019 and dropped to \$298 million in FY 2020. Per Public Law 35-99, the adopted level for FY 2021 is \$304 million, but is currently tracking \$292 million. The potential savings from refunding of BPT bonds would assist the Government of Guam in meeting its required debt service coverage.

Respectfully,


Stephen J. Guerrero




Office of
SENATOR Joe S. San Agustin

I Mina' trentai Sais na Liheslaturan Guåhan Thirty-Sixth Guam Legislature

COMMITTEE VOTE SHEET

BILL NO. 40-36 (COR) – As Introduced by Committee on Rules, by the request of *I Maga'hågan Guåhan*, the Governor of Guam, in accordance with the Organic Act of Guam. – “AN ACT TO ADD §1512.5 TO TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE REFUNDING OF GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2011A, GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2012B, AND GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX REFUNDING BONDS, SERIES 2015D, AND RELATED MATTERS.”

Committee Members	Signature	TO DO PASS	TO NOT PASS	TO REPORT OUT ONLY	TO ABSTAIN	TO PLACE IN INACTIVE FILE
Senator Joe S. San Agustin <i>Chairman</i>		<input checked="" type="checkbox"/> 3/10/21				
Senator Amanda L. Shelton <i>Vice Chairperson (Gen Govt Operations, Appr & Housing)</i>	E-vote 03/10/21			<input checked="" type="checkbox"/>		
Senator Clynton E. Ridgell <i>Vice Chairman (Appropriations) Member</i>	E-vote 03/10/21			<input checked="" type="checkbox"/>		
Speaker Therese M. Terlaje <i>Member</i>	E-vote 03/10/21			<input checked="" type="checkbox"/>		
Vice-Speaker Tina Rose Muña Barnes <i>Member</i>						
Senator V. Anthony Ada <i>Member</i>	E-vote 03/10/21	<input checked="" type="checkbox"/>				
Senator Frank F. Blas Jr. <i>Member</i>	E-vote 03/10/21			<input checked="" type="checkbox"/>		
Senator Jose “Pedro” Terlaje <i>Member</i>	E-vote 03/10/21	<input checked="" type="checkbox"/>				
Senator Mary Camacho Torres <i>Member</i>						

Committee Chairman: General Government Operations, Appropriations, and Housing

Ran - Care Commercial Building, CBU #230, 761 South Marine Corps Dr., Tamuning, Guam 96913

Tel: (671) 989-5445 * Fax: (671) 969-6737 * email: senatorjoessanagustin@gmail.com



Michaela Celorio <msacelorio.senatorsa@gmail.com>

Request for E-vote: Bill 40-36 (COR)

15 messages

Michaela Celorio <msacelorio.senatorsa@gmail.com>

Wed, Mar 10, 2021 at 1:00 PM

To: Office of Senator Shelton Guam Legislature <officeofsenatorshelton@guamlegislature.org>, Clynt Ridgell <clyntridgell@guamlegislature.org>, Senator Therese Terlaje <senatorterlajeguam@gmail.com>, Vice Speaker Tina Rose Muña Barnes <senatormunabarnes@guamlegislature.org>, Senator Tony Ada <senatorvanthonyada@gmail.com>, "Office of Senator Frank Blas, Jr." <office@senatorfrankblas.com>, Senator Pedro Terlaje <senatorpedo@senatorjpterlaje.com>, "Senator Mary C. Torres" <senatormary@guamlegislature.org>
Cc: Catherine Leon Guerrero <cathy.senatorsa@gmail.com>, Joseph Mesngon <joe.senatorsa@gmail.com>, Rose Mesa <rose.senatorsa@gmail.com>, "Joe S. San Agustin" <senatorjoessanagustin@gmail.com>

Hafa Adai, Committee Members

Please see attached below the Committee Report on Bill 40-36 (COR) "AN ACT TO ADD §1512.5 TO TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE REFUNDING OF GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2011A, GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2012B, AND GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX REFUNDING BONDS, SERIES 2015D, AND RELATED MATTERS." As Introduced by Committee on Rules

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 40-36 (COR), which will be filed with the Committee on Rules.

Si Yu'os Ma'ase'!

Michaela Celorio

Research Policy Analyst

Office of Senator Joe S. San Agustin

I Mina'Trentai Sais Na Lehislaturan Guahan

36th Guam Legislature

Chairman, Committee on General Government Operations, Appropriations & Housing

Office of Finance and Budget

Email: msacelorio.senatorsa@gmail.com

Tel: (671) 989-5445



BILL 40-36 COR CR.pdf

1642K

Senator Therese Terlaje <senatorterlajeguam@gmail.com>

Wed, Mar 10, 2021 at 1:21 PM

To: Michaela Celorio <msacelorio.senatorsa@gmail.com>, senatorjoessanagustin@gmail.com

To Report Out Only.

Thank you.

TMT

On Mar 10, 2021, at 1:00 PM, Michaela Celorio <msacelorio.senatorsa@gmail.com> wrote:

[Quoted text hidden]

<BILL 40-36 COR CR.pdf>

Senator Tony Ada <senatorvanthonyada@gmail.com>

Wed, Mar 10, 2021 at 1:23 PM

To: Michaela Celorio <msacelorio.senatorsa@gmail.com>

Cc: Office of Senator Shelton Guam Legislature <officeofsenatorshelton@guamlegislature.org>, Clynt Ridgell <clyntridgell@guamlegislature.org>, Senator Therese Terlaje <senatorterlajeguam@gmail.com>, Vice Speaker Tina Rose Muña Barnes <senatormunabarnes@guamlegislature.org>, "Office of Senator Frank Blas, Jr." <office@senatorfrankblas.com>, Senator Pedro Terlaje <senatorpedo@senatorjpterlaje.com>, "Senator Mary C. Torres" <senatormary@guamlegislature.org>, Catherine Leon Guerrero <cathy.senatorsa@gmail.com>, Joseph Mesngon <joe.senatorsa@gmail.com>, Rose Mesa <rose.senatorsa@gmail.com>, "Joe S. San Agustin" <senatorjoessanagustin@gmail.com>

Sent from my iPhone

On Mar 10, 2021, at 1:00 PM, Michaela Celorio <msacelorio.senatorsa@gmail.com> wrote:

Hafa Adai, Committee Members

Please see attached below the Committee Report on Bill 40-36 (COR) "AN ACT TO ADD §1512.5 TO TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE REFUNDING OF GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2011A, GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX BONDS, SERIES 2012B, AND GOVERNMENT OF GUAM BUSINESS PRIVILEGE TAX REFUNDING BONDS, SERIES 2015D, AND RELATED MATTERS." As Introduced by Committee on Rules

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 40-36 (COR), which will be filed with the Committee on Rules.

Si Yu'os Ma'ase'!

Michaela Celorio

Research Policy Analyst

Office of Senator Joe S. San Agustin

I Mina'Trentai Sais Na Lehislaturan Guahan

36th Guam Legislature

Chairman, Committee on General Government Operations, Appropriations & Housing

Office of Finance and Budget

Email: msacelorio.senatorsa@gmail.com

Tel: (671) 989-5445

<BILL 40-36 COR CR.pdf>



BILL 40-36 COR CR.pdf
1672K

Michaela Celorio <msacelorio.senatorsa@gmail.com>
To: Senator Therese Terlaje <senatorterlajeguam@gmail.com>

Wed, Mar 10, 2021 at 1:24 PM

Hafa Adai, Speaker

Your vote has been received and will be filed with the Committee on Rules.

Thank you.

Best,
Michaela Celorio
Research Policy Analyst

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--

[Quoted text hidden]

Senator Pedro Terlaje <senatorpedo@senatorjpterlaje.com>

Wed, Mar 10, 2021 at 1:28 PM

To: Senator Tony Ada <senatorvanthonyada@gmail.com>

Cc: Catherine Leon Guerrero <cathy.senatorsa@gmail.com>, Clynt Ridgell <clyntridgell@guamlegislature.org>, "Joe S. San Agustin" <senatorjoessanagustin@gmail.com>, Joseph Mesngon <joe.senatorsa@gmail.com>, Michaela Celorio <msacelorio.senatorsa@gmail.com>, "Office of Senator Frank Blas, Jr." <office@senatorfrankblas.com>, Office of Senator Shelton Guam Legislature <officeofsenatorshelton@guamlegislature.org>, Rose Mesa <rose.senatorsa@gmail.com>, "Senator Mary C. Torres" <senatormary@guamlegislature.org>, Senator Therese Terlaje <senatorterlajeguam@gmail.com>, Vice Speaker Tina Rose Muña Barnes <senatormunabarnes@guamlegislature.org>

To do pass.

On Wed, Mar 10, 2021 at 1:23 PM Senator Tony Ada <senatorvanthonyada@gmail.com> wrote:

Sent from my iPhone

On Mar 10, 2021, at 1:00 PM, Michaela Celorio <msacelorio.senatorsa@gmail.com> wrote:

Hafa Adai, Committee Members

[Quoted text hidden]

<BILL 40-36 COR CR.pdf>

--

The Office of Senator Jose "Pedro" Terlaje
Committee on Public Safety, Emergency Response,
Military and Veterans Affairs, Mayors' Council, and Public Transit

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

777 Route 4, MVP Center - Units 101/ 102, Sinajana, GU 96910
Tel: (671) 989-5301/ 3218
Email: senatorpedo@senatorjpterlaje.com

Senator V. Anthony Ada <senatorvanthonyada@gmail.com>
To: Michaela Celorio <msacelorio.senatorsa@gmail.com>

Wed, Mar 10, 2021 at 1:28 PM

To Do Pass

[Quoted text hidden]



Office of Senator V. Anthony Ada

36th Guam Legislature

I Mina'trentai Sais Na Liheslaturan Guåhan

204 Hesler Place, Ada Plaza Center, Suite 202 & Suite 203

Hagatna, Guam 96910

Phone: (671) 969-3555

Email: senatorvanthonyada@gmail.com

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Gumai pribilehu yan konfedensia este siha na mensáhi. Solo espesiátmente para hágu ma entensioña pat ma aturisa para unrisibi. Sen prubidu kumu ti un ma aturisa para manribisa, na'setbe, pat mandespátcha. Yanggen lachi rinisibu-mu nu este na mensáhi, put fabot ago' guatu gi I numa'huyong gi as senatorvanthonyada@gmail.com yan despues destrosa todú siha I kopian mensáhi. Si Yu'os ma'ase'.

Michaela Celorio <msacelorio.senatorsa@gmail.com>
To: Senator Pedro Terlaje <senatorpedo@senatorjpterlaje.com>

Wed, Mar 10, 2021 at 1:31 PM

Hafa Adai, Senator Terlaje

Your vote has been received and will be filed with the Committee on Rules.

Thank you.

Best,
Michaela Celorio
Research Policy Analyst

[Quoted text hidden]

[Quoted text hidden]

Michaela Celorio <msacelorio.senatorsa@gmail.com>
To: Senator Tony Ada <senatorvanthonyada@gmail.com>

Wed, Mar 10, 2021 at 1:33 PM

Hafa Adai, Senator Ada

Your vote has been received and will be filed with the Committee on Rules.

Thank you.

Best,
Michaela Celorio
Research Policy Analyst

On Wed, Mar 10, 2021 at 1:23 PM Senator Tony Ada <senatorvanthonyada@gmail.com> wrote:

Sent from my iPhone

On Mar 10, 2021, at 1:00 PM, Michaella Celorio <msacelorio.senatorsa@gmail.com> wrote:

[Quoted text hidden]

<BILL 40-36 COR CR.pdf>

[Quoted text hidden]

Michaella Celorio <msacelorio.senatorsa@gmail.com>
To: "Senator V. Anthony Ada" <senatorvanthonyada@gmail.com>

Wed, Mar 10, 2021 at 1:33 PM

Hafa Adai, Senator Ada

Your vote has been received and will be filed with the Committee on Rules.

Thank you.

Best,
Michaella Celorio
Research Policy Analyst

[Quoted text hidden]

[Quoted text hidden]

Senator Frank Blas Jr. <frank.blasjr@senatorfrankblas.com>

Wed, Mar 10, 2021 at 1:50 PM

To: Michaella Celorio <msacelorio.senatorsa@gmail.com>

Cc: Office of Senator Shelton Guam Legislature <officeofsenatorshelton@guamlegislature.org>, Clynt Ridgell <clyntridgell@guamlegislature.org>, Senator Therese Terlaje <senatorterlajeguam@gmail.com>, Vice Speaker Tina Rose Muña Barnes <senatormunabarnes@guamlegislature.org>, Senator Tony Ada <senatorvanthonyada@gmail.com>, "Office of Senator Frank Blas, Jr." <office@senatorfrankblas.com>, Senator Pedro Terlaje <senatorpedo@senatorjpterlaje.com>, "Senator Mary C. Torres" <senatormary@guamlegislature.org>, Catherine Leon Guerrero <cathy.senatorsa@gmail.com>, Joseph Mesngon <joe.senatorsa@gmail.com>, Rose Mesa <rose.senatorsa@gmail.com>, "Joe S. San Agustin" <senatorjoessanagustin@gmail.com>

To report out only
FBJ

Sent from my iPad

On Mar 10, 2021, at 1:00 PM, Michaella Celorio <msacelorio.senatorsa@gmail.com> wrote:

[Quoted text hidden]

<BILL 40-36 COR CR.pdf>

Michaella Celorio <msacelorio.senatorsa@gmail.com>
To: "Senator Frank Blas Jr." <frank.blasjr@senatorfrankblas.com>

Wed, Mar 10, 2021 at 1:52 PM

Hafa Adai, Senator Blas

Your vote has been received and will be filed with the Committee on Rules.

Thank you.

Best,
Michaela Celorio
Research Policy Analyst

[Quoted text hidden]

[Quoted text hidden]

Clynt Ridgell <clyntridgell@guamlegislature.org>
To: Michaela Celorio <msacelorio.senatorsa@gmail.com>

Wed, Mar 10, 2021 at 2:24 PM

To report out only.

On Wed, Mar 10, 2021 at 1:00 PM Michaela Celorio <msacelorio.senatorsa@gmail.com> wrote:
[Quoted text hidden]

Michaela Celorio <msacelorio.senatorsa@gmail.com>
To: Clynt Ridgell <clyntridgell@guamlegislature.org>

Wed, Mar 10, 2021 at 2:30 PM

Hafa Adai, Senator Ridgell

Your vote has been received and will be filed with the Committee on Rules.

Thank you.

Best,
Michaela Celorio
Research Policy Analyst

[Quoted text hidden]

[Quoted text hidden]

Office of Senator Amanda L. Shelton <officeofsenatorshelton@guamlegislature.org>
To: Michaela Celorio <msacelorio.senatorsa@gmail.com>

Wed, Mar 10, 2021 at 2:40 PM

To report out only.

Si Yu'os Ma'åse'.

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

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On Wed, Mar 10, 2021 at 1:00 PM Michaela Celorio <msacelorio.senatorsa@gmail.com> wrote:
[Quoted text hidden]

Michaela Celorio <msacelorio.senatorsa@gmail.com>
To: "Office of Senator Amanda L. Shelton" <officeofsenatorshelton@guamlegislature.org>

Wed, Mar 10, 2021 at 2:43 PM

Hafa Adai, Senator Shelton

Your vote has been received and will be filed with the Committee on Rules.

Thank you.

Best,
Michaela Celorio
Research Policy Analyst
[Quoted text hidden]

—
[Quoted text hidden]