



I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN
LEGISLATIVE JOURNAL
JULY 31, 2023

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I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN
2023 (FIRST) Regular Session
LEGISLATIVE JOURNAL

Speaker Antonio R. Unpingco Legislative Session Hall
July 31, 2023

SPEAKER TERLAJE: *I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN* IS CALLED TO ORDER THIS PURSUANT TO A CALL TO EMERGENCY SESSION ISSUED ON JULY 30 2023 FOR TODAY MONDAY JULY 31 2023 AT 11 A.M. THE LETTER IT WAS SENT TO ALL SENATORS AND IS ALSO POSTED ON THE DRIVE MAJORITY LEADER SENATOR SHELTON YOU ARE RECOGNIZED.

SENATOR SHELTON: *BUENAS* AND *HÅFA ADAI* SPEAKER AND COLLEAGUES GOOD MORNING NOTWITHSTANDING THE HOUSE RULES I MOVE TO ADOPT TODAY'S LEGISLATIVE SESSION AGENDA DATED JULY 31ST 2023.

SPEAKER TERLAJE: ON THE MOTION TO ADOPT THE SESSION AGENDA IS THERE ANY OBJECTIONS HEARING NO OBJECTION MOTION CARRIES MAJORITY LEADER SENATOR SHELTON YOU ARE RECOGNIZED.

SENATOR SHELTON: *SI YU'OS MA'ÅSE'* MADAM SPEAKER AND NOTWITHSTANDING THE HOUSE RULES I MOVED TO WAIVE LEGISLATIVE AGENDA ITEMS TWO THROUGH SIX WHICH ARE THE PRAYER RECOGNITION OF RECIPIENT OF *I MILÅYAN MÅS TAKHILO NA SAKRAFISU* RECITING OF THE *INIFRESI* SINGING OF THE GUAM HYMN IN *CHAMORU* AND SINGING OF THE NATIONAL ANTHEM.

SENATOR SHELTON: ON THE MOTION TO WAIVE THOSE ITEMS OF THE AGENDA IS THERE ANY OBJECTION SEEING NO OBJECTION MOTION CARRIES MAJORITY LEADER OH SORRY WE ARE NOW ON ROLL CALL CLERKS PLEASE TAKE THE ROLL CALL.

SUBSTITUTE CLERK OF THE LEGISLATURE: SENATOR BARNETT SENATOR BLAS SENATOR BROWN SENATOR DUEÑAS SENATOR FISHER SENATOR LUJAN VICE SPEAKER MUÑA BARNES SENATOR PARKINSON SENATOR PEREZ SENATOR QUINATA SENATOR SAN AGUSTIN SENATOR SAN NICOLAS SENATOR SHELTON SENATOR TAITAGUE SPEAKER TERLAJE MADAM SPEAKER THERE IS A QUORUM.

SPEAKER TERLAJE: *SI YU'OS MA'ÅSE'* CLERKS THE CLERKS REPORT THERE IS A QUORUM WE WILL PROCEED WITH ITEM 8 ON THE AGENDA MAJORITY LEADER SENATOR SHELTON YOU ARE RECOGNIZED.

SENATOR SHELTON: *SI YU'OS MA'ÅSE'* MADAM SPEAKER NOTWITHSTANDING THE HOUSE RULES I MOVE TO WAIVE LEGISLATIVE SESSION ITEMS AGENDA ITEMS EIGHT THROUGH TWELVE CALL FOR APPROVAL OF THE LEGISLATIVE JOURNAL COMMUNICATIONS AND PETITIONS MESSAGES FROM *I MAGA'HÅGAN GUÅHAN* REPORTS OF STANDING COMMITTEES AND REPORTS OF SELECT COMMITTEES.

SPEAKER TERLAJE: ON THAT MOTION TO WAIVE THOSE ITEMS ON THE AGENDA IS THERE ANY OBJECTION SEEING AN OBJECTION MOTION CARRIES MAJORITY LEADER SENATOR SHELTON YOU ARE RECOGNIZED.

SENATOR SHELTON: *SI YU'OS MA'ÅSE'* MADAM SPEAKER I MOVE THAT BILLS INTRODUCED BILL NUMBERS 152-37 LS THROUGH 155-37 LS AND 156-37 COR AND RESOLUTIONS INTRODUCED RESOLUTION NUMBERS 162-37 LS THROUGH 166-37 LS BE DEEMED TO HAVE BEEN GIVEN THEIR FIRST READING.

SPEAKER TERLAJE: ON THAT MOTION REGARDING FIRST READING AND INTRODUCTION OF BILLS AND RESOLUTIONS IS THERE ANY OBJECTION SEEING NO OBJECTION MOTION CARRIES WE'RE NOW UNDER MOTIONS VICE SPEAKER.

NOTE VICE SPEAKER MUÑA BARNES PRESIDES

SENATOR TAITAGUE: MADAM SPEAKER MADAM SPEAKER IT'S JUST A POINT OF.

VICE SPEAKER MUÑA BARNES: POINT OF ORDER.

SENATOR TAITAGUE: NO POINT OF INFORMATION.

SENATOR TAITAGUE: POINT OF INFORMATION PLEASE STATE IT SENATOR TAITAGUE.

SENATOR TAITAGUE: THANK YOU MADAM SPEAKER MADAM SPEAKER I JUST CHECKED ON THE GOOGLE DRIVE AND NONE OF THE BILLS ARE LOCATED ON IT SO CAN WE WAIT AND PAUSE UNTIL WE CAN GET THESE BILLS UPLOADED.

SPEAKER TERLAJE: MADAM SPEAKER I'D LIKE TO MAKE A MOTION TO PLACE THE BILLS ON THE AGENDA.

SENATOR TAITAGUE: OH.

SPEAKER TERLAJE: OR AT LEAST AT ONE BILL ON THE AGENDA SO THEN THE CLERKS WILL TRANSFER IT TO THE CORRECT DRIVE AT THAT POINT.

VICE SPEAKER MUÑA BARNES: THANK YOU DULY NOTED SENATOR TAITAGUE THERE HAS BEEN A MOTION BY SPEAKER WON PAT TO PLACE THE BILLS ON THE AGENDA.

SPEAKER TERLAJE: NO I'M GOING TO MAKE THAT MOTION.

VICE SPEAKER MUÑA BARNES: YEAH YOU'RE GOING.

SPEAKER TERLAJE: YEAH.

VICE SPEAKER MUÑA BARNES: I'M GOING TO SAY THAT YOU'RE MAKING THAT MOTION MADAM SPEAKER YOU ARE RECOGNIZED ON THE MOTION FOR PLACEMENT.

SPEAKER TERLAJE: THANK YOU AND THANK YOU COLLEAGUES FOR YOUR ASSISTANCE AND COOPERATION THIS MORNING IN THIS CALL TO SESSION I WOULD LIKE TO MAKE A MOTION UNDER MOTIONS RIGHT NOW TO PLACE BILL NUMBER 156-37 COR ONTO THIS EMERGENCY SESSION AGENDA THIS IS A BILL WHICH IS AN ACT RELATIVE TO EXPEDITING SCHOOL INSPECTIONS BY AUTHORIZING VARIANCES INCREASING SMALL PURCHASE LIMITS DETAILING OF ADDITIONAL INSPECTORS AND TEMPORARY EMPLOYMENT OF RETIRED GOVERNMENT OF GUAM INSPECTORS BY AMENDING 4722 OF DIVISION ONE ARTICLE 7 OF CHAPTER 4 OF TITLE 26 GUAM ADMINISTRATIVE RULES AND REGULATIONS.

VICE SPEAKER MUÑA BARNES: AS INTRODUCED BY YOU AND.

SPEAKER TERLAJE: THIS IS INTRODUCED BY SEN THERESE M. TERLAJE AND CHRIS BARNETT AND IT WAS INTRODUCED ON FRIDAY LAST WEEK AND SORRY YES FRIDAY AND THIS BILL IS MAKES ONE AMENDMENT TO THE RULES AND REGARDING VARIANCES WHICH ACCORDING TO THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES HE HE HAS ASSURED ME THIS WILL EXPEDITE VARIANCES BECAUSE THEY WILL BE ABLE TO DO REVIEW THE VARIANCES BEFORE DURING AND AFTER INSPECTIONS.

VICE SPEAKER MUÑA BARNES: THANK.

SPEAKER TERLAJE: AND THERE WILL BE NO IN WITHOUT REGARD TO WHEN THE INSPECTIONS ARE.

VICE SPEAKER MUÑA BARNES: THANK YOU MADAM SPEAKER THERE HAS BEEN A MOTION TO PLACE 156-37 COR AS INTRODUCED BY SPEAKER TERLAJE AND SENATOR CHRIS BARNETT ARE THERE ANY OBJECTIONS SENATOR BLAS I WILL RECOGNIZE YOU DO YOU HAVE A POINT OF ORDER OR AN OBJECTION.

SENATOR BLAS: POINT OF ORDER MADAM MADAM CHAIR.

VICE SPEAKER MUÑA BARNES: PLEASE STATE YOUR.

SENATOR BLAS: UNTIL WE ACTUALLY GET FORMERLY THE THE BILL ITSELF JUST IN ITS INTRODUCTION MADAM SPEAKER MADAM CHAIR IT APPEARS TO BE IN VIOLATION OF OUR STANDING RULES ABOUT BASICALLY ONE SUBJECT ONE BILL YOU'RE TALKING ABOUT THREE DIFFERENT SUBJECTS.

VICE SPEAKER MUÑA BARNES: THERE HAS A BILL IN THE AGENDA YOU THE MOTION IS NOT DEBATABLE I'M WORKING ON YOUR POINT AUTHORITY DULY NOTED MINORITY LEADER IS THERE AN OBJECTION TO THAT TO THIS MOTION RIGHT NOW IS THERE AN OBJECTION.

SENATOR BLAS: OBJECTION.

VICE SPEAKER MUÑA BARNES: THERE IS AN OBJECTION ALL THOSE IN FAVOR OF PLACING 156-37 COR ONTO THE AGENDA PLEASE SIGNIFY BY RAISING YOUR HAND MOTION CARRIES SPEAKER SENATOR JOE SAN AGUSTIN I WILL RECOGNIZE YOU.

SENATOR SAN AGUSTIN: MADAM MADAM SPEAKER WE'RE IN MOTION RIGHT.

VICE SPEAKER MUÑA BARNES: YES.

SENATOR SAN AGUSTIN: SO WE CAN ADD OTHER BILLS.

VICE SPEAKER MUÑA BARNES: YES YOU ARE YES WE ARE.

SENATOR SAN AGUSTIN: OKAY CAN WE ADD BILL 91-37.

VICE SPEAKER MUÑA BARNES: CAN YOU PLEASE READ ITS AUTHOR AND THE TITLE PLEASE.

SENATOR SAN AGUSTIN: ALL RIGHTY THE AUTHOR IS MYSELF SENATOR JOE S. SAN AGUSTIN CO-SPONSORED BY SENATOR CHRIS BARNETT AN ACT TO ADD A NEW SECTION 31-34 OF ARTICLE 1 CHAPTER 3 TITLE 17 GUAM QUOTE ANNOTATED RELATIVE TO THE TEMPORARY EMPLOYMENT OF GUAM DEPARTMENT OF EDUCATION RETIREMENT FACILITIES AND MAINTENANCE PERSONNEL.

VICE SPEAKER MUÑA BARNES: THERE HAS BEEN A MOTION TO PLACE NUMBER BILL NUMBER 91-37 COR ON THE AGENDA ARE THERE ANY OBJECTIONS SEEING OR HEARING NONE MOTION CARRIES SENATOR SABINA I SAW YOUR HAND UP GOOD MORNING YOU YOU ARE RECOGNIZED.

SENATOR PEREZ: THANK YOU MADAM SPEAKER I MOVE TO PLACE BILL NUMBER 149-37 COR AS AMENDED BY THE COMMITTEE ON ENVIRONMENT REVENUE AND TAXATION LABOR PROCUREMENT STATISTICS RESEARCH AND PLANNING ON TO THE SESSION AGENDA.

VICE SPEAKER MUÑA BARNES: THANK YOU VERY MUCH SENATOR SABINA.

SENATOR PEREZ: OH I CAN READ THE TITLE.

VICE SPEAKER MUÑA BARNES: YES PLEASE DO.

SENATOR PEREZ: IT'S AN ACT TO ADD A NEW SECTION 12217 DIVISION FOUR CHAPTER 12 TITLE 2 GUAM ADMINISTRATIVE RULES AND REGULATIONS RELATIVE TO THE ADOPTION OF RULES AND REGULATIONS TO IMPLEMENTING PUBLIC LAW 37-6 PROVIDING TEMPORARY EXPEDITED PROCUREMENT PROTEST PROCEDURES FOR ACQUISITIONS FUNDED WITH THE AMERICAN RESCUE PLAN EDUCATION STABILIZATION FUND OR HEAD START GRANT MONIES ALLOTTED TO THE GUAM DEPARTMENT OF EDUCATION.

VICE SPEAKER MUÑA BARNES: ON THAT MOTION COLLEAGUES ARE THERE ANY OBJECTIONS SEEING OR HEARING THERE'S AN OBJECTION THERE'S AN OBJECTION ALL THOSE WISHING TO PUT BILL NUMBER 1949-37 COR AS AMENDED BY THE COMMITTEE PLEASE SIGNIFY BY RAISING YOUR HAND ONE TWO THREE FOUR FIVE SIX SEVEN EIGHT MOTION CARRIES ARE THERE ANY OTHER MOTIONS IF NOT WE WILL PROCEED SPEAKER TERLAJE ON BILL 156-37 YOU MAY.

SPEAKER TERLAJE: *SI YU'OS MA'ÁSE'* I'D LIKE TO MAKE A MOTION TO PLACE BILL NUMBER 156-37 COR ONTO THE THIRD READING FILE THIS IS AGAIN AN ACT RELATIVE TO EXPEDITING SCHOOL INSPECTIONS BY AUTHORIZING VARIANCES INCREASING SMALL PURCHASE LIMITS DETAILING OF ADDITIONAL INSPECTORS AND TEMPORARY EMPLOYMENT OF RETIRED GOVERNMENT OF GUAM INSPECTORS AND BY AMENDING 4722 OF DIVISION ONE ARTICLE 7 CHAPTER 4 OF TITLE 26 GUAM ADMINISTRATIVE RULES AND REGULATIONS THIS IS INTRODUCED BY THERESE M. TERLAJE AND CHRIS BARNETT AND IT WAS INTRODUCED ON FRIDAY SPEAKER I DID MAKE A MOTION I MEAN I DID SEND A LETTER TO THE CLERKS WAVING THE PUBLIC HEARING ON THIS BILL AS AN EMERGENCY MEASURE WHICH HAS IMPLICATIONS FOR THE HEALTH AND SAFETY OF THE PEOPLE OF GUAM AND SPECIFICALLY THE STUDENTS IN THE GUAM DEPARTMENT OF EDUCATION.

VICE SPEAKER MUÑA BARNES: YOU.

SPEAKER TERLAJE: AND I'D LIKE TO SPEAK ON THE BILL.

VICE SPEAKER MUÑA BARNES: THANK YOU SPEAKER YOU MAY PROCEED AT THIS TIME.

SPEAKER TERLAJE: *SI YU'OS MA'ÁSE'* THERE'S BEEN A LOT OF WE'VE HAD VARIOUS PUBLIC HEARINGS REGARDING THE GUAM DEPARTMENT OF EDUCATION SINCE THE LEGISLATURE UNANIMOUSLY PASSED A BILL TO REQUIRE THEM TO COMPLY WITH SANITATION RULES AND THEN REGULATIONS THIS UPCOMING SCHOOL YEAR THERE'S BEEN PUSHBACK OF COURSE I THINK THAT'S NATURAL BUT ON THE OTHER HAND THERE'S ALSO BEEN GREAT MOVEMENT BY THE DEPARTMENT OF EDUCATION BY THE ENTIRE GOVERNMENT OF GUAM AND WHAT WE ARE TRYING TO DO IS TO ENSURE THAT WE MAXIMIZE THE EFFICIENCY AND THE MOVEMENT BY THE GOVERNMENT OF GUAM BECAUSE THE GUAM DEPARTMENT OF EDUCATION CANNOT DO IT THEMSELVES THEY'VE ALSO LOOKED TO VOLUNTEERS IN THEIR PARENT-TEACHER ORGANIZATIONS VOLUNTEERS FROM OTHER AGENCIES THEY'VE ALSO SOUGHT ASSISTANCE FROM FEMA AND THROUGH FEMA THE GUAM NATIONAL GUARD AND THE GOVERNOR SO ALL OF US IN THE COMMUNITY WERE WORKING TO OPEN THESE SCHOOLS SAFELY FOR THE STUDENTS WITHOUT COMPROMISING THEIR SAFETY WITHOUT REQUIRING THEM TO GO ONLINE AND I I THINK THIS BILL IS INTENDED TO ASSIST AND TO EXPEDITE SOME OF THE IMPEDIMENTS THAT THEY ARE FACING SO THE FIRST PROVISION OF THIS BILL.

SENATOR FISHER: MADAM SPEAKER I RISE TO A POINT OF INQUIRY.

SPEAKER TERLAJE: I'D LIKE TO FINISH.

SENATOR FISHER: GO AHEAD.

VICE SPEAKER MUÑA BARNES: ON THE POINT OF ORDER HOLD ON SPEAKER ON THE POINT OF ORDER SENATOR FISHER.

SENATOR FISHER: YES I'VE RECEIVED A COPY OF BILL 156-37 THERE IS NO SECTION 4722 OF DIVISION ONE ARTICLE 7 CHAPTER 4 OF TITLE 26 GUAM GUAM RULES AND REGULATIONS COULD COULD.

VICE SPEAKER MUÑA BARNES: I'M GONNA TAKE THAT.

SPEAKER TERLAJE: I WILL RESPOND TO THAT.

VICE SPEAKER MUÑA BARNES: SPEAKER YES.

SPEAKER TERLAJE: MADAM SPEAKER.

VICE SPEAKER MUÑA BARNES: PLEASE PROCEED.

SPEAKER TERLAJE: THE.

SENATOR FISHER: I'M SORRY I DIDN'T HEAR THE ANSWER.

VICE SPEAKER MUÑA BARNES: I SHE WILL PROCEED SENATOR FISHER.

SPEAKER TERLAJE: I WILL YIELD YEAH TO THAT QUESTION.

SENATOR FISHER: WELL.

VICE SPEAKER MUÑA BARNES: SHE YOU HAD A POINT OF ORDER AN INQUIRY I YIELDED TO THE SPEAKER AND SPEAKER SAID SHE WILL ANSWER THAT QUESTION THANK YOU.

SENATOR FISHER: OKAY WHEN WHEN.

VICE SPEAKER MUÑA BARNES: RIGHT NOW.

SENATOR FISHER: GREAT.

SPEAKER TERLAJE: YES.

VICE SPEAKER MUÑA BARNES: YES.

SPEAKER TERLAJE: *SI YU'OS MA'ÁSE'* IN PUBLIC LAW 37 44 IT RECOGNIZED THAT IN THE CODE THERE ARE TWO SECTION NUMBERS 4721 SO IN PUBLIC LAW 37 4 WE AMENDED THE SECOND CO RULES NUMBER 4721 AND LABELED VARIANCE AND WE RENUMBERED THAT TO BE 4722 SO THAT THERE WAS A ONLY ONE 4721 AND ONE 4722 SO THIS BILL IS AMENDING 4722 AS RENUMBERED BY PUBLIC LAW 37.

VICE SPEAKER MUÑA BARNES: THANK YOU SPEAKER YOU MAY PROCEED SPEAKER TERLAJE.

SPEAKER TERLAJE: *SI YU'OS MA'ÁSE'* ALL RIGHT SO I WAS JUST GOING TO DO A VERY BRIEF BREAKDOWN OF THE BILL SO THE FIRST DELETES A LINE UNDER THE VARIANCE RULES AND REGULATIONS SO ALL SCHOOLS WE'RE COMING YOU KNOW THE DEPARTMENT OF PUBLIC HEALTH THEIR DIVISION OF ENVIRONMENTAL HEALTH IS COMING DOWN AND REALLY ENFORCING THOSE RULES THE SANITATION RULES AS WE EXPECT THEM TO AND HOWEVER THE RULES ALLOW FOR VARIANCES FOR INCIDENCES WHERE A VARIANCE FROM THE REQUIREMENT OF A PARTICULAR RULE WHERE THE SCHOOL SUBMITS AN ALTERNATE PLAN TO ADDRESS THE POTENTIAL PUBLIC HAZARDS AND NUISANCE AND SO THE GUAM DEPARTMENT OF EDUCATION HAS SUBMITTED MANY OF THESE AT THE ONE AT THE LAST HEARING THEY SAID 140 WE ALSO RECEIVED A REPORT FROM THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES THAT SHOWED ALL THE VARIANCES THAT THEY HAD RECEIVED AND THEIR ACTION ON THOSE VARIANCES AND THAT REPORT SHOWS THAT THEY HAVE ACTUALLY ACTED ON ALMOST ALL OF THE VARIANCES EITHER REQUESTING DOE FOR ADDITIONAL INFORMATION OR ADDITIONAL MEASURES TO MITIGATE THE PUBLIC HEALTH HAZARD FOR EXAMPLE AIR CONDITIONING PUBLIC HEALTH I MEAN DEPARTMENT OF EDUCATION HAS REQUESTED AN OVERALL OR A MASS VARIANCE REQUESTS FOR AIR CONDITIONING BASED ON AND THEIR MITIGATION IS THAT THEY ARE PROCURING AIR CONDITIONINGS THE THE PURCHASE ORDERS OR THE CONTRACTS HAVE ALREADY BEEN LET OUT AND SO THEY ARE JUST TRYING TO GET ENOUGH AIR CONS ON ISLAND TO TO IMPLEMENT THAT IN THE MEANTIME SO THEY HAVE APPLIED FOR A VARIANCE FOR AIR CONS ACROSS ALL THE SCHOOLS THAT NEED AIRCONS AND PUBLIC HEALTH MY UNDERSTANDING IS THAT THEY DO NOT GRANT THAT VARIANCE UNLESS THERE IS ANOTHER WAY THAT THE DEPARTMENT OF EDUCATION IS MITIGATING THE HEAT IN THE CLASSROOMS SO THAT THE HEAT IS STILL WITHIN THEIR RULES AND REGS SO I THINK THE MITIGATIONS THAT THEY'VE ALLOWED SO FAR ARE THERE ARE FANS AND AND UTILIZING OTHER CLASSROOMS FOR INSTEAD OF THE CLASSROOMS WITHOUT AIR CONS DIFFERENT THINGS BUT THAT'S JUST ONE EXAMPLE SO HOWEVER IT HAS COME TO OUR ATTENTION THAT THE DIRECTOR HE BELIEVES HE IS NOT ABLE TO ISSUE A VARIANCE IF A SCHOOL HAS FAILED INSPECTION MEANING JNK FAILED THEIR INSPECTION THE FIRST TIME THEY WANTED A VARIANCE UNCERTAIN THINGS HE WAS NOT ABLE TO ISSUE IT AFTER THEY FAILED THEIR INSPECTION AND SO WE WANT TO MAKE SURE THAT THEY CAN ISSUE VARIANCES AFTER WHEN THE SCHOOLS ACTUALLY FIND OUT WHAT THEY MIGHT NEED A VARIANCE FOR BEFORE THE SCHOOLS ARE INSPECTED AND EVEN CONCURRENTLY DURING INSPECTIONS AND THIS I BELIEVE WILL BE A VERY EFFICIENT AND EXPEDITIOUS PROCESS AND WE HAVE SEEN PUBLIC HEALTH WILLING TO PUT IN THE WORK THEY SET UP THREE TEAMS TO INSPECT THESE SCHOOLS AND THEY HAVE A TEAM THAT IS REVIEWING THE VARIANCE REQUESTS AND THE DIRECTOR HAS PROMISED ME THAT HE WILL CONTINUE TO DO THAT EXPEDITIOUSLY IF IF WE REMOVE THIS LANGUAGE THAT HE THINKS DOES NOT ALLOW HIM TO ALLOW FOR A VARIANCE AFTER INSPECTION IS DONE SO THAT'S ONE THE SECOND ITEM ON THIS BILL IS A SMALL PURCHASE LIMIT AND THIS WAS AT THE REQUEST OF THE GUAM DEPARTMENT OF EDUCATION AND THERE IN OUR HEARINGS THAT WE HAVE HAD WE'VE HAD BUDGET HEARINGS WE'VE HAD STATUS HEARINGS WE HAD OVERSIGHT HEARINGS ON ON THEIR ABILITY TO OPEN THESE SCHOOLS FOR THE SCHOOL YEAR AND THIS ONE IS WILL ALLOW SMALL PURCHASE LIMITS FOR THE GUAM DEPARTMENT OF EDUCATION FOR THE REMAINDER OF FISCAL YEAR 2023 AND THE FIRST SIX MONTHS OF 2024 IN OTHER WORDS JUST FOR THE SCHOOL OPENING WE'RE INCREASING IT TO 250000 FOR ALL ITEMS THAT'S AT THEIR REQUEST THEY BELIEVE THIS WOULD ALLOW THEM TO PURCHASE THOSE ITEMS THAT THEY NEED IN FASTER OBVIOUSLY SO THE OTHER SECTIONS OF THE BILL ARE PRETTY MUCH SELF-EXPLANATORY IT'S TO AUTHORIZE THE GOVERNOR TO DETAIL INSPECTORS FROM THE DEPARTMENT OF PUBLIC WORKS GUAM EPA THE GUAM FIRE DEPARTMENT OR OTHER AGENCIES WITH INSPECTORS WHO CAN BE TRAINED BY THE DIVISION OF ENVIRONMENTAL HEALTH TO ASSIST ENVIRONMENTAL HEALTH INSPECTORS AND SCHOOL INSPECTIONS UP UNTIL DECEMBER 31 2023 PERSONALLY I BELIEVE THE GOVERNOR HAS THIS AUTHORITY BUT JUST IN CASE WE WANT TO PUT IT IN THERE BECAUSE RIGHT NOW THEY'RE UTILIZING THREE TEAMS OF INSPECTORS THAT MEANS THEY CAN INSPECT THREE SCHOOLS AT A TIME BUT WE'RE HOPING THAT WITH DOE'S EFFORTS AND THE COMMUNITY'S EFFORTS THERE WILL BE MORE SCHOOLS READY TO INSPECT AND THAT WE COULD USE ADDITIONAL INSPECTORS AT THAT TIME THE LAST SECTION IS A TEMPORARY EMPLOYMENT OF RETIRED GOVERNMENT OF GUAM INSPECTORS THIS IS ALSO AT THE REQUEST OF

THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES THAT IF THEY COULD REHIRE AND I LOOKED THROUGH OUR BUDGET BILL WE DID NOT ALLOW THEM THIS AUTHORITY IN THE BUDGET AS WE DID FOR MANY OTHER AGENCIES TO HIRE RETIRED PERSONNEL SO WE'RE ALLOWING THEM TO HIRE RETIRED INSPECTORS IN CASE THEY ARE AVAILABLE TO ASSIST IN EXPEDITING THESE INSPECTIONS OR THESE REVIEW OF VARIANCES SO ALL OF THIS BILL IS INTENDED TO JUST CONTINUE THE PATH THAT THEY ARE ON BUT TO EXPEDITE SOME OF THOSE THINGS IF THEY'VE BEEN CLOGGED UP FOR WHATEVER REASON AND I'M JUST HOPING THOSE ARE NOT POLITICAL REASONS I I DO BELIEVE THAT THE SCHOOLS CAN DO THIS I THINK WE'RE NOT ALL HAPPY WITH THE PLANS TO DOUBLE SESSION THAT THAT'S ACTUALLY GOING TO HAVE TO HAPPEN BUT EVEN FOR THAT WE NEED A SET AMOUNT OF SCHOOLS TO BE READY AND AND SO THAT THEY CAN MAKE THE DOUBLE SESSION PLANS AND SO THIS I THINK WILL GET US FASTER TO THAT AND THAT'S THE GOAL OF THIS BILL AND SO I I BEG MY COLLEAGUES FOR THEIR ASSISTANCE IN IN HELPING TO EXPEDITE THESE THINGS *SI YU'OS MA'ÁSE'*.

VICE SPEAKER MUÑA BARNES: THANK YOU SPEAKER TERLAJE ANYONE WISHING TO SPEAK MINORITY LEADER YOU ARE YOU HAVE THE FLOOR GOOD MORNING GOOD MORNING MADAM CHAIR MADAM CHAIR I RENEW MY CONCERN ABOUT THIS BILL BEING OF HODGEPODGE AS IT WAS TALKED ABOUT GOULASH OF OF DIFFERENT SUBJECTS IN VIOLATION OF OUR STANDING RULES THAT SAID MADAM SPEAKER YOU KNOW MADAM SPEAKER YOU KNOW WHEN YOU'RE GOING TO GO FROM ONE SUBJECT TO ANOTHER YOU REALLY CANNOT HAVE JUST ONE SIMPLE CONVERSATION IN THIS BILL BECAUSE YOU'RE LOOKING AT RIGHT NOW ONE TWO THREE TWO THREE FOUR FIVE ONE TWO THREE FOUR YOU'RE LOOKING AT FOUR DIFFERENT SUBJECTS OKAY THAT WE'RE TRYING TO ADDRESS IN IN THIS BILL AND YOU KNOW I THINK IT WOULD BEHOOVE THIS BODY TO BE ABLE TO HEAR FROM THE INDIVIDUALS WHO ARE SUPPOSED TO BE AFFECTED BY THIS HOW THIS IS GOING TO BE ABLE TO ASSIST IN GETTING THINGS GETTING BEEN GETTING THE PROGRESS OF GETTING THE SCHOOLS OPEN I'M A LITTLE CONFUSED HERE IN THAT WHILE WE'RE CALLING THIS AN EMERGENCY SESSION BECAUSE SUCH AN EMERGENCY EXISTS SINCE SOME OF THESE THINGS WERE GIVING AUTHORIZATIONS UP UNTIL THE END OF THE YEAR WHEN IS THIS EMERGENCY GOING TO END SO WITH THAT MADAM CHAIR I'D LIKE TO MOVE TO THAT WE BE ABLE TO RESOLVE INTO THE COMMITTEE OF THE WHOLE BRING IN GDOE AND PUBLIC HEALTH SO THAT WE CAN TALK TO THEM ABOUT HOW THIS IS GOING TO BE ABLE TO ASSIST MUCH LESS I DON'T SEE A FISCAL NOTE FOR THIS AND THERE'S A THERE ARE EIGHT POSITIONS HERE THERE ARE THERE ARE PROVISIONS THAT ARE IN HERE THAT ARE GOING TO HAVE SOME FINANCIAL IMPACT AND FOR US TO BE ABLE TO DO OUR DUE DILIGENCE AND BEING ABLE TO PROVIDE IF THIS IN FACT AN EMERGENCY THE TOOLS THAT ARE NECESSARY TO GET THEM THROUGH I'D LIKE TO BE ABLE TO HEAR FROM THEM ON HOW THIS WAS GOING TO BE ABLE TO HELP YOU KNOW RIGHT NOW YOU KNOW I'M LOOKING AT THIS AND WE'RE GOING TO SEE AUTHORIZE THE DETAIL INSPECTORS HOW MANY INSPECTORS TEMPORARY EMPLOYMENT OF RETIRED GOVERNMENT INSPECTORS HOW MANY IS YOU KNOW HOW MANY PEOPLE ARE WE GOING TO TEMPORARY DETAIL HOW MANY PEOPLE DO WE NEED TO GET PAST THIS EMERGENCY TO DEAL WITH THIS EMERGENCY AND THE BEST PEOPLE TO BE ABLE TO PROVIDE IT ARE THE INDIVIDUALS THAT WE CAN CALL BEFORE US IN THE COMMITTEE OF THE WHOLE SO I MOVE MADAM SPEAKER THAT WE RESOLVE INTO THE COMMITTEE OF THE HOPE OF THE PURPOSES OF BEING ABLE TO DISCUSS THIS BILL IN THE VARIOUS COMPONENTS THAT IT HAS AND BE GIVEN THE FLEXIBILITY TO BIFURCATE THE THE DISCUSSIONS AS WE'RE GOING THROUGH THIS.

VICE SPEAKER MUÑA BARNES: MINORITY LEADER ARE YOU ASKING FOR A RULING FROM LEGAL OBJECTION.

SPEAKER TERLAJE: OB OB OBJECTION.

VICE SPEAKER MUÑA BARNES: IS THAT A MOTION.

SENATOR BLAS: THAT IS A MOTION MADAM CHAIR.

SPEAKER TERLAJE: OBJECTION.

VICE SPEAKER MUÑA BARNES: THERE'S AN OBJECTION.

SPEAKER TERLAJE: YES AND I RISE TO A POINT OF INFORMATION THE BILL.

VICE SPEAKER MUÑA BARNES: PLEASE STATE YOUR POINT OF INFORMATION.

SPEAKER TERLAJE: WE HAVE REQUESTED THE FISCAL IMPACT FROM OFB AS IS REQUIRED UNDER OUR STANDING RULES WE HAVE NOT RECEIVED THIS RESPONSE BUT IF YOU LOOK AT THE BILL CAREFULLY THERE

IS NO FISCAL IMPACT THERE IS NOTHING IN HERE THAT AUTHORIZES ANY ADDITIONAL SPENDING IT OFF IT AUTHORIZES A REVIEW PROCESS BY DIVISION OF ENVIRONMENTAL HEALTH NO COST IT AUTHORIZES THE CHANGE OF PURCHASE LIMIT IN THE PROCUREMENT NO ADDITIONAL COST IT AUTHORIZES DETAILED INSPECTORS THEY CAN ONLY DO THAT IF THEY HAVE THE MONEY TO HIRE THEM OBVIOUSLY OR TO DETAIL THEM AND THAT'S THE GOVERNOR'S CALL AND THE TEMPORARY EMPLOYMENT OF RETIRED INSPECTORS IS THE SAME AND I WOULD RESPECTFULLY OBJECT TO GOING INTO COMMITTEE OF THE WHOLE SIMPLY BECAUSE THESE ALL CAME AT THEIR REQUEST WE'VE HEARD FROM THEM HEARING AFTER HEARING AFTER HEARING AND PHONE CALLS AND THIS IS THEIR REQUEST.

VICE SPEAKER MUÑA BARNES: MADAM SPEAKER.

SPEAKER TERLAJE: AND REALLY IT'S QUITE AND AND THE EMERGENCY WE PUT THE TIME PERIODS TO COVER OPENING OF SCHOOLS EVERY SCHOOL POSSIBLE.

VICE SPEAKER MUÑA BARNES: MADAM SPEAKER.

SPEAKER TERLAJE: AND NOT ALL OF THOSE ARE GOING TO OCCUR IN THIS MONTH.

VICE SPEAKER MUÑA BARNES: THANK YOU VERY MUCH MADAM SPEAKER JUST BASED ON THAT.

SENATOR BLAS: POINT OF INFORMATION.

VICE SPEAKER MUÑA BARNES: IN ALL FAIRNESS LOOKING AT THE STANDING RULES SECTION 60 6.01 ON THE SUBJECT MATTER AND ALSO ON THE 2020 EDITION OF THE MASONS PAGES 284-85 I'M GOING TO TAKE A MOMENT'S RECESS FOR CLARIFICATION I WILL AT LEAST ALLOW YOU THAT ONE MOMENT PLEASE WE ARE IN A MOMENT'S RECESS.

RECESS

VICE SPEAKER MUÑA BARNES: *I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÁHAN* IS BACK FROM RECESS I DID FOR THE RECORD COLLEAGUES ASKED THE MINORITY LEADER IF HE WANTED ME TO CHECK WITH LEGAL COUNSEL IF THE FIRST ITEM DISCUSSED WAS GERMANE AT ALL MY RULING ON THAT MATTER BASED ON LEGAL'S ADVICE AND RECOMMENDATION RECOMMENDATION TO ME WAS YES IT IS GERMANE I WILL ALSO ACT ON MINORITY LEADERS MOTION TO MOVE INTO THE COMMITTEE OF THE WHOLE IS THAT WHAT YOU WANT MINORITY LEADER THERE IS A MOTION.

SPEAKER TERLAJE: POINT OF ORDER.

VICE SPEAKER MUÑA BARNES: IS THERE AN OBJECTION.

SPEAKER TERLAJE: YEAH THAT WOULD HAVE TO BE NOTWITHSTANDING THE RULES BECAUSE THE RULES DO NOT REQUIRE US TO GO INTO COMMITTEE OF THE WHOLE FOR THIS TYPE OF TOPIC.

SENATOR BLAS: MOTION NOTWITHSTANDING THEN.

VICE SPEAKER MUÑA BARNES: MOTION NOTWITHSTANDING THERE IS THERE AN OBJECTION THERE IS AN OBJECTION ALL THOSE IN FAVOR SIGNIFY BY RAISING YOUR HAND ONE TWO THREE FOUR FIVE SIX SEVEN MOTION CARRIES MADAM MADAM SPEAKER I WILL RECOGNIZE YOU AT THIS TIME IT IS 12 NOON RIGHT NOW.

SPEAKER TERLAJE: THANK YOU MADAM SPEAKER I THINK EVERYBODY'S AWARE THAT THE AGENCIES ARE NOT HERE FOR COMMITTEE OF THE WHOLE THIS IS JUST GOING TO CAUSE A DELAY WHILE THESE ENVIRONMENTAL INSPECTORS ARE WAITING TO SEE IF THEY CAN DO THIS EXPEDITED REVIEW OF THE SCHOOLS.

VICE SPEAKER MUÑA BARNES: THANK YOU.

SPEAKER TERLAJE: AND I IT'S A SHAME THIS DELAY.

VICE SPEAKER MUÑA BARNES: I'M MADAM SPEAKER I'M GOING TO TAKE A MOMENT'S RECESS.

RECESS

NOTE RESOLVED INTO THE COMMITTEE OF THE WHOLE

I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN
2023 (FIRST) Regular Session
COMMITTEE OF THE WHOLE

Speaker Antonio R. Unpingco Legislative Session Hall
July 31, 2023

NOTE SPEAKER TERLAJE PRESIDES OVER THE COMMITTEE OF THE WHOLE

SPEAKER TERLAJE: WE'RE BACK FROM RECESS WE ARE RESOLVED INTO THE COMMITTEE OF THE WHOLE PURSUANT TO MOTION SENATOR BARNETT YOU'RE RECOGNIZED.

SENATOR BARNETT: THANK YOU MADAM CHAIR I'D LIKE TO MAKE A MOTION TO RECONSIDER THE MOTION TO RESOLVE INTO THE COMMITTEE OF THE WHOLE.

SPEAKER TERLAJE: THERE'S A MOTION NOTWITHSTANDING THE RULES TO RECONSIDER THE MOTION TO RESOLVE INTO THE COMMITTEE OF THE WHOLE ALL IN FAVOR OF RECONSIDERING THE MOTION ALL OF IN FAVOR OF RECONSIDERING THE MOTION PLEASE RAISE YOUR HAND ALL IN FAVOR PLEASE RAISE YOUR HAND RECONSIDERING THE MOTION TO GO BACK INTO THE COMMITTEE OF THE WHOLE MOTION FAILS WE'RE STILL IN THE COMMITTEE OF THE WHOLE WE HAVE BEEN WAITING FOR QUITE SOME TIME NOW FOR THE SUPERINTENDENT OF EDUCATION TO COME DOWN AND IT'S MY UNDERSTANDING HE'S ON HIS WAY YES SENATOR BARNETT.

SENATOR BARNETT: YES MADAM CHAIR POINT OF INFORMATION THE SUPERINTENDENT ALONG WITH THE PUBLIC HEALTH THE REPRESENTATIVE TEAM IS CURRENTLY ON ROUTE TO THE GUAM CONGRESS HALL.

SPEAKER TERLAJE: WE'LL TAKE A FIVE-MINUTE RECESS.

RECESS

SPEAKER TERLAJE: WE'RE BACK FROM RECESS AND WE HAVE WITH US NOW THIS IS THE COMMITTEE OF THE WHOLE ON BILL NUMBER 156-37 COR WHICH IS AN ACT RELATIVE TO EXPEDITING SCHOOL INSPECTIONS BY AUTHORIZING VARIANCES INCREASED SMALL PURCHASE LIMITS DETAILING OF ADDITIONAL INSPECTORS AND TEMPORARY EMPLOYMENT OF RETIRED GOVERNMENT OF GUAM INSPECTORS AMENDING SECTION 4722 OF DIVISION ONE ARTICLE 7 CHAPTER 4 OF TITLE 26 GUAM ADMINISTRATIVE RULES AND REGULATIONS THIS COMMITTEE OF THE WHOLE WILL BE CHAIRED BY MYSELF AS SPEAKER OR MY DESIGNEE EACH SENATOR MATERIALS FOR THE COMMITTEE OF THE WHOLE ARE IN THE SHARED SESSION GOOGLE DRIVE LABELED COMMITTEE OF THE WHOLE BILL NUMBER 156-37 COR PROPOSED AMENDMENTS MUST BE SUBMITTED IN WRITING TO THE CLERKS BY EMAIL TO SESSIONDRIVE@GUAMLEGISLATURE.ORG AMENDMENTS NOT IN THE WRITING WILL BE CALLED OUT OF ORDER THE RULES OF ENGAGEMENT ARE THAT WE WILL HAVE THREE ROUNDS OF DISCUSSION TWO ROUNDS FOR QUESTIONS FOR THE PANEL WITH EACH SENATOR ALLOTTED FIVE MINUTES FOR QUESTIONS NOT INCLUDING RESPONSES TIME TO SPEAK MAY NOT BE YIELDED FROM MORE THAN ONE MEMBER TO ANOTHER A MEMBER WHO YIELDS THAT MEMBERS TIME ON A QUESTION YIELDS ALL THAT MEMBERS TIME ON THAT QUESTION AND MAY NOT LATER SPEAK EVEN IF ALL THE TIME YIELDED WAS NOT USED AFTER COMPLETION OF THE TWO ROUNDS OF QUESTIONS PANELISTS WILL BE EXCUSED AND THE THIRD ROUND IS FOR AMENDMENTS OR FINAL COMMENTS ON THE BILL AFTER WE COMPLETE DISCUSSION OF THE BILL I WILL ALLOW THE SPONSOR TO CLOSE AND WILL ENTERTAIN A MOTION FOR THE RECOMMENDATION OF THE COMMITTEE OF THE WHOLE FOLLOWED BY A MOTION TO RISE FROM THE COMMITTEE OF THE WHOLE AT WHICH TIME I WILL REPORT OUT THE BILL AS RECOMMENDED BY THE COMMITTEE OF THE WHOLE THE SORRY.

SENATOR BLAS: POINT OF INQUIRY MA'AM.

SPEAKER TERLAJE: THE PANEL HAS BEEN SWORN IN AND THEY WILL INTRODUCE THEMSELVES SHORTLY.

SENATOR BLAS: POINT OF INQUIRY MADAM CHAIR.

SPEAKER TERLAJE: THERE'S A POINT OF INQUIRY SENATOR BLAS PLEASE STATE YOUR POINT OF INQUIRY.

SENATOR BLAS: THANK YOU MADAM CHAIR MADAM CHAIR ARE YOU CHAIRING THIS COMMITTEE AS CHAIRMAN OF THE HEALTH.

SPEAKER TERLAJE: NO AS THE SPEAKER THERE WAS NO DESIGNATION MADE IN THE MOTION SO WE'RE GOING TO PROCEED THIS WAY.

SENATOR BLAS: YOU KNOW MADAM SPEAKER THIS IS OBVIOUSLY A HEALTH RELATED BILL IT CAME OUT OF YOUR COMMITTEE THIS IS CHAIRMAN THIS IS A HEALTH RELATED COMMITTEE.

SPEAKER TERLAJE: THERE'S NO COMMITTEE ON THIS BILL THIS WE WILL PROCEED WITH THE PANEL TO INTRODUCE THEMSELVES WE'LL BEGIN I GUESS WITH THE DEPUTY SUPERINTENDENT OF PUBLIC HEALTH.

SENATOR BLAS: YOU KNOW MADAM SPEAKER I'M NOT DONE WITH MY POINT OF INQUIRY.

SPEAKER TERLAJE: OH PLEASE STATE YOUR POINT OF INQUIRY SENATOR.

SENATOR BLAS: THANK YOU MADAM SPEAKER MADAM SPEAKER I.

SPEAKER TERLAJE: IS IT RELATED TO THE RULES.

SENATOR BLAS: THIS IS RELATED TO THE RULES OF ENGAGEMENT AND WE WROTE RULES OF OF THIS BODY THIS OKAY OBVIOUSLY THE THE CHAIRPERSON OF THE COMMITTEE OF THE WHOLE IS THE CHAIRPERSON OF THE THAT IS THAT OVERSEES THE CHAIR I MEAN THE THE COMMITTEE THAT THIS WOULD NORMALLY FALL UNDER SO MY OKAY MY QUESTION IS WHY ARE YOU ARE AS THE SPEAKER AS OPPOSED TO THE CHAIR OF HEALTH WHICH YOU ARE.

SPEAKER TERLAJE: I AM THE CHAIR OF HEALTH I DO NOT DENY THAT.

SENATOR BLAS: OKAY SO I OKAY.

SPEAKER TERLAJE: THIS IS A MOTION WE COME INTO COMMITTEE OF THE WHOLE NOTWITHSTANDING THE RULES THERE ARE NO RULES TO GO INTO COMMITTEE OF THE WHOLE FOR NON-APPROPRIATION BILLS.

SENATOR BLAS: I'M SORRY MADAM CHAIR.

SPEAKER TERLAJE: SO WE ARE HERE NOTWITHSTANDING THE RULES.

SENATOR BLAS: I MADE THAT I MADE THAT MOTION.

SPEAKER TERLAJE: SO.

SENATOR BLAS: NOTWITHSTANDING YOU SAID IT I DIDN'T.

SPEAKER TERLAJE: WELL THERE'S.

SENATOR BLAS: I MADE THAT MOTION.

SPEAKER TERLAJE: THERE IS NO RULE TO ALLOW US TO GO INTO COMMITTEE THE WHOLE FOR NON-APPROPRIATIONS SO WE ARE HERE.

SENATOR BLAS: YOU KNOW MADAM CHAIR DON'T PUT WORDS IN MY MOUTH MADAM CHAIR YOU.

SPEAKER TERLAJE: AND WE DID ACCOMMODATE.

SENATOR BLAS: I DID NOT MAKE A MOTION NOTWITHSTANDING.

SPEAKER TERLAJE: SENATOR YOU'RE OUT OF ORDER.

SENATOR BLAS: I AM NOT OUT OF ORDER YOU ARE OUT OF ORDER MADAM CHAIR.

SPEAKER TERLAJE: YOU ARE OUT OF ORDER YOU WANTED THE COMMITTEE OF THE WHOLE WE ARE HERE AND WE'RE TRYING TO PROCEED AS EFFICIENTLY AS WE CAN.

SENATOR BLAS: YES BUT I DID NOT MAKE MAKE A NOTWITHSTANDING MOTION IN THAT MOTION I DID NOT MAKE THAT NOTWITHSTANDING MOTION GO BACK AND LOOK AT THE TAPE IT THERE WAS NO NOTWITHSTANDING.

SPEAKER TERLAJE: WELL WE ARE HERE NOTWITHSTANDING THE RULES BECAUSE THERE IS NO RULE TO BE IN COMMITTEE OF THE WHOLE ON NON-APPROPRIATION BILLS.

SENATOR BLAS: WHO MADE THAT MOTION NOTWITHSTANDING YOU WERE SITTING AT THE CHAIR YOU CANNOT MAKE A MOTION.

SPEAKER TERLAJE: SENATOR REGARDLESS WE ARE HERE WOULD YOU LIKE TO PERCEIVE BECAUSE WE WOULD LIKE TO PERCEIVE.

SENATOR BLAS: WE ARE GOING TO PROCEED.

SPEAKER TERLAJE: ALL RIGHT THANK YOU.

SENATOR BLAS: YOU COMMITTEE AND CHAIR.

SPEAKER TERLAJE: IF I COULD PLEASE INTRODUCE THE PANEL.

SENATOR TAITAGUE: MADAM POINT OF INQUIRY.

SPEAKER TERLAJE: WHO HAS BEEN HERE WAITING FOR US.

SPEAKER TERLAJE: IS IT IS IT A POINT OF ORDER.

SENATOR TAITAGUE: YES POINT OF ORDER THEN.

SPEAKER TERLAJE: WHAT IS THE POINT OF ORDER PLEASE STATE YOUR RULE AND YOUR POINT OF ORDER.

SENATOR TAITAGUE: I WOULD LIKE A LEGAL YES I WOULD JUST LIKE LEGAL FOR LEGAL TO GIVE US AN INTERPRETATION.

SENATOR TAITAGUE: YOU CAN GO TALK TO LEGAL PLEASE.

SENATOR TAITAGUE: WELL I THINK WE SHOULD PAUSE.

SPEAKER TERLAJE: WE ARE HERE AND WE HAVE BEEN WAITING PURSUANT TO THE MOTION.

SENATOR TAITAGUE: RIGHT.

SPEAKER TERLAJE: TO GO INTO COMMITTEE OF THE RULE AND WE WAITED PRIOR.

SENATOR TAITAGUE: I WOULD LIKE LEGAL.

SPEAKER TERLAJE: TO GOING INTO SESSION FOR A CAUCUS AND WE ARE NOW IN SESSION.

SENATOR TAITAGUE: MADAM SPEAKER THERE'S NO REASON WHY YOU WOULD WANT TO NOT HEAR WHAT LEGAL HAS TO SAY WHY WOULD YOU NOT.

SPEAKER TERLAJE: I HAVE CONSULTED LEGAL YOU MAY CONSULT LEGAL.

SENATOR TAITAGUE: OKAY THEN.

SPEAKER TERLAJE: THANK YOU.

SENATOR TAITAGUE: CAN WE HAVE AN INTERPRETATION FROM LEGAL THEN IF YOU CONSULTED.

SPEAKER TERLAJE: PLEASE GO TALK TO THEM OKAY I'M NOT PROCEEDING AGAINST THE RULES THESE ARE WE WENT INTO COMMITTEE OF THE WHOLE THAT'S WHERE WE WILL BEGIN IF I COULD PLEASE INTRODUCE THE

PANEL PLEASE INTRODUCE YOURSELF AND STATE YOUR NAME AND YOUR POSITION FOR THE RECORD AND THANK YOU FOR COMING DOWN.

PETER JOHN CAMACHO – DEPUTY DIRECTOR DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES (DPHSS): *HÅFA ADAI* MADAM SPEAKER MY NAME IS PETER JOHN CAMACHO I'M THE MY NAME IS PETER JOHN CAMACHO I AM THE DEPUTY DIRECTOR FOR THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES.

FRANCINE SALAS – ACTING CHIEF ENVIRONMENTAL PUBLIC HEALTH OFFICER (DPHSS): *HÅFA ADAI* MADAM SPEAKER MY NAME IS FRANCINE SALAS I AM THE ACTING CHIEF ENVIRONMENTAL PUBLIC HEALTH OFFICER FOR THE DIVISION OF ENVIRONMENTAL HEALTH FOR PUBLIC HEALTH.

SPEAKER TERLAJE: THANK YOU MAYBE IF WE CAN BE.

FRANKLIN COOPER-NURSE – ACTING DEPUTY OF FINANCE AND ADMINISTRATIVE SERVICES GUAM DEPARTMENT OF EDUCATION (GDOE): *HÅFA ADAI* GOOD AFTERNOON EVERYONE MY NAME IS FRANKLIN COOPER-NURSE I AM THE ACTING DEPUTY OF FINANCE AND ADMINISTRATIVE SERVICES.

DR. ERIK SWANSON – SUPERINTENDENT GUAM DEPARTMENT OF EDUCATION (GDOE): GOOD AFTERNOON I'M DR ERIK SWANSON SUPERINTENDENT OF GUAM DEPARTMENT OF EDUCATION.

ERIKA CRUZ – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING: GOOD AFTERNOON MY NAME IS ERIKA CRUZ ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING.

JOE SANCHEZ – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION: GOOD AFTERNOON MADAM SPEAKER AND SENATORS JOE SANCHEZ DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION.

SPEAKER TERLAJE: THANK YOU VERY MUCH SO ALL OF THE PANEL MEMBERS WITH THE EXCEPTION OF JOE SANCHEZ WERE SWORN IN OH ESTA ALREADY *SI YU'OS MA'ÅSE'*.

SENATOR TAITAGUE: POINT OF ORDER MADAM SPEAKER.

SPEAKER TERLAJE: FOR THE RECORD ALL OF THE PANELISTS WERE SWORN IN BY THE SERGEANT AT ARMS.

SENATOR TAITAGUE: POINT OF ORDER MA'AM MADAM SPEAKER.

SPEAKER TERLAJE: YES PLEASE STATE YOUR POINT OF ORDER.

SENATOR TAITAGUE: THANK YOU I DID SPEAK WITH LEGAL COUNSEL AND THE POINT OF ORDER MADAM SPEAKER IS THAT I THINK YOU YOU LIED TO US AND YOU SAID THAT THAT YOU SPOKE TO LEGAL AND ACCORDING TO LEGAL SHE HAS TO LOOK IT UP TO GIVE US THE ANSWER TO MY QUESTION SO I'M ASKING THAT WE TAKE A SHORT RECESS TO HEAR WHAT LEGAL HAS TO SAY BECAUSE OBVIOUSLY SHE NEEDS TO LOOK IT UP IF SHE DID GIVE YOU THAT INTERPRETATION IT DIDN'T GIVE ME THE INTERPRETATION MADAM SPEAKER AND YOU ASKED ME TO GO OVER THERE AND ASK AND I DID AND I'M ASKING A SHORT RECESS SO WE CAN GET THE INTERPRETATION.

SPEAKER TERLAJE: PLEASE PROCEED TO TALK TO LEGAL AND WE WILL WE WILL COME BACK TO YOU THEN ON THIS MATTER.

SENATOR TAITAGUE: MADAM SPEAKER YOU CANNOT CONTINUE ON IF WE CAN'T GET LEGAL YOU CLAIMED THAT LEGAL GAVE YOU THE OKAY TO DO THIS AND WHEN I WENT TO LEGAL LEGAL THEY'RE STILL LOOKING UP THE LAW THAT ALLOWS THIS AND IT'S NOT TRUE SO MADAM SPEAKER FOR YOU TO CONTINUE ON AFTER YOU ASKED ME TO GO TO SPEAK TO LEGAL AND I DON'T HAVE AN INTERPRETATION FROM THEM BECAUSE THEY'RE STILL REVIEWING IT THEN HOW IS IT POSSIBLE THAT ALLOWS YOU TO SIT THERE AS THE SPEAKER INSTEAD OF THE COMMITTEE ON CHAIR MADAM SPEAKER IT'S VERY SIMPLE.

SPEAKER TERLAJE: AS OPPOSED TO WHO SENATOR YOUR POINT OF ORDER.

SENATOR TAITAGUE: AS OPPOSED TO.

SPEAKER TERLAJE: DO YOU HAVE A RULE THAT WE ARE VIOLATING CAN YOU CITE THE RULE.

SENATOR TAITAGUE: THE COMMITTEE OF THE WHOLE SHOULD BE CHAIRED BY THE CHAIRMAN AND YOU ARE THE CHAIRMAN OF HEALTH SO IT'S A MATTER OF JUST GAVELING IN AS HEALTH CHAIR.

SPEAKER TERLAJE: THANK YOU THANK YOU WE ARE IN ORDER AND WE WILL PROCEED AH IS THERE ANYONE WHO HAD QUESTIONS ON AS TO THE RULES OR PANEL MEMBERS IF NOT THEN WE WILL PROCEED AGAIN FIVE MINUTES FOR THE FIRST ROUND SENATOR TAITAGUE WOULD YOU LIKE TO PROCEED I CAN COME BACK TO SENATOR TAITAGUE IS SENATOR FISHER HERE SENATOR FISHER SENATOR TAITAGUE YOU ARE RECOGNIZED ON YOUR FIRST ROUND.

SENATOR TAITAGUE: MADAM SPEAKER I'D JUST LIKE TO MAKE IT KNOWN INTO THE RECORD AS WE MOVE FORWARD THAT YOU KNOW COMING INTO THESE INTO THE COMMITTEE OF THE WHOLE IT'S NOT CALLED ANYTHING ELSE IT'S COMMITTEE OF THE WHOLE THAT YOU'RE PRESIDING AS A SPEAKER.

SPEAKER TERLAJE: SENATOR IS THIS YOUR FIRST ROUND PLEASE START THE TIME.

SENATOR TAITAGUE: NO ACTUALLY I WAS ADVISED BY LEGAL TO BASICALLY STATE THIS FOR THE RECORD SO DON'T YOU START THE TIME.

SPEAKER TERLAJE: DO YOU HAVE A POINT OF ORDER OR OTHERWISE YOU'RE OUT OF ORDER.

SENATOR TAITAGUE: OKAY WELL THEN POINT OF ORDER.

SPEAKER TERLAJE: YES PLEASE STATE YOUR POINT OF ORDER.

SENATOR TAITAGUE: THANK YOU MADAM SPEAKER MADAM SPEAKER I JUST WANTED TO CLAIM IT FOR THE RECORD THAT YOU ARE DOING THESE PROCEEDINGS IN THE CAPACITY OF A SPEAKER AND NOT THE COMMITTEE CHAIR OF HEALTH.

SPEAKER TERLAJE: THANK YOU.

SENATOR TAITAGUE: HOWEVER I'VE BEEN ASKED TO MAKE SURE THAT THIS IS PART OF THE RECORD BECAUSE WE ARE IN THE COMMITTEE OF THE WHOLE SO I JUST WANT TO MAKE.

SPEAKER TERLAJE: THANK YOU I DID STATE THAT FOR THE RECORD *SI YU'OS MA'ÁSE'* YOU MAY BEGIN ROUND ONE SENATOR TAITAGUE YOU ARE RECOGNIZED.

SENATOR TAITAGUE: THANK YOU THIS IS DEPARTMENT OF PUBLIC HEALTH THERE WAS A LETTER THAT WAS SENT OUT TO THE SUPERINTENDENT ON JULY 26TH DO YOU HAVE THAT LETTER.

SPEAKER TERLAJE: COULD YOU CLARIFY WHICH LETTER SENATOR.

SENATOR TAITAGUE: SURE THIS LETTER WAS ON DATED JULY 26 2023 IT WAS DIRECTED TO THE SUPERINTENDENT MR DR. K. ERIK SWANSON SUPERINTENDENT.

SPEAKER TERLAJE: FROM WHO.

SENATOR TAITAGUE: FROM DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES MR. ART SAN AUGUSTIN THE DIRECTOR AND IT WAS SENT TO THEM ON JULY 2026.

DPHSS – DEPUTY DIRECTOR CAMACHO: I DON'T HAVE THAT LETTER RIGHT IN FRONT OF ME MY APOLOGIES.

SENATOR TAITAGUE: WHERE IS THE WAIT A MINUTE I'LL SEND IT TO YOU PETER JOHN AND IF YOU CAN GIVE ME ONE SEC.

SPEAKER TERLAJE: SENATOR TAITAGUE PLEASE SEND TO THE CLERK AS WELL IF YOU'RE GOING TO QUESTION ABOUT A LETTER ON THE RECORD SO SHE HE CAN ALSO UPLOAD IT TO THE DRIVE.

SENATOR TAITAGUE: ABSOLUTELY WE'LL DO MA'AM SPEAKER LET ME GO AHEAD AND SEND THIS TO MR. PETER JOHN SO HE HAS IT.

DPHSS – DEPUTY DIRECTOR CAMACHO: SENATOR TAITAGUE I DO HAVE A COPY OF THAT LETTER.

SENATOR TAITAGUE: OH GREAT.

DPHSS – DEPUTY DIRECTOR CAMACHO: THANK YOU.

SENATOR TAITAGUE: OKAY THANK YOU SO MUCH IF YOU COULD PLEASE READ THAT INTO THE RECORD DR. K. ERIK SWANSON SUPERINTENDENT GUAM DEPARTMENT OF EDUCATION.

SENATOR TAITAGUE: EXCUSE ME HAS HAS THE PANEL BEEN SWORN IN OH OKAY.

SPEAKER TERLAJE: I ANNOUNCED THAT EARLIER YES.

DPHSS – DEPUTY DIRECTOR CAMACHO: THANK YOU 501 MARINER AVENUE *BARRIGADA* GUAM 96913 DEAR SUPERINTENDENT SWANSON *BUENAS YAN SALUDU* I AM REACHING OUT TO YOU REGARDING THE STATUS OF SCHOOL INSPECTIONS OF THE GUAM DEPARTMENT OF EDUCATION SCHOOLS PUBLIC LAW 37-4 MANDATES THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES DPHSS TO INSPECT ALL GDOE SCHOOLS PRIOR TO RENEWING THEIR SANITARY PERMITS THE DIVISION OF ENVIRONMENTAL HEALTH DEH HAS DEVELOPED A PLAN FOR THE INSPECTIONS REQUIRED BY PUBLIC LAW 34-7 EFFECTIVE JULY 24 2023 DEH WILL BE DEPLOYING THREE TEAMS TO CONDUCT INSPECTIONS CONCURRENTLY OF THREE DIFFERENT SCHOOLS THE PLAN WAS TO CONDUCT THE INSPECTIONS BASED ON GDOE'S GUIDANCE ON WHICH FACILITIES ARE READY TO BE INSPECTED ON JULY 13 2023 DURING A COMMUNITY INFORMATIONAL AND INPUT SESSIONS ON SCHOOL READINESS VIRTUAL MEETING HOSTED BY GDOE ADS ERIKA CRUZ STATED WE HAVE 40 SCHOOLS THAT NEED TO BE INSPECTED AND WE DO HAVE A SCHEDULE WE PROVIDED A SCHEDULE FOR PUBLIC HEALTH AS TO WHAT SCHOOLS WE FEEL ARE READY AND WILL PASS INSPECTION ON JULY 14 2023 DEH RECEIVED A REQUEST FROM GDOE TO INSPECT LUIS P. UNTALAN MIDDLE SCHOOL AND TO REINSPECT JOHN F. KENNEDY HIGH SCHOOL AND ADACAO ELEMENTARY SCHOOL ON JULY 18 2023 DURING THE LEGISLATIVE OVERSIGHT HEARING GDOE SCHOOLS WERE CATEGORIZED INTO PHASES ONE THROUGH THREE WITH DEPUTY SUPERINTENDENT JOSEPH SANCHEZ STATING THE 10 SCHOOLS THAT ARE GOING TO BE INSPECTED THOSE WILL CONCIDE WITH FAITH COINCIDE WITH PHASE ONE THE SCHOOLS WILL BE READY TO OPEN BUT THEN WE WILL HAVE TO WAIT FOR EVERY INSPECTION TO ACTUALLY TAKE PLACE ON JULY 20 2023 ACTING CHIEF ENVIRONMENTAL PUBLIC HEALTH OFFICER FRANCINE SALAS SPOKE WITH ACTING DEPUTY SUPERINTENDENT ERIKA CRUZ ABOUT THE DPSS INSPECTION PLAN AND SOUGHT CONFIRMATION OF THE SCHOOL'S GDOE SAID WE'RE READY FOR INSPECTION THIS COMMUNICATION WAS MEMORIALIZED VIA EMAIL ON JULY 21 2023 ADS CRUZ THEN FORM ACEPHO SALAS THAT EXCEPT FOR LUIS P. UNTALAN MIDDLE SCHOOL NONE OF THE PHASE ONE SCHOOLS ARE READY FOR INSPECTION AS CONFIRMED BY ADS CRUZ AND IT WOULD IT WOULD BE ANOTHER TWO WEEKS BEFORE GDOE BELIEVED THE PHASE ONE SCHOOLS WOULD BE READY FOR AN INSPECTION THE DPHSS IS CONCERNED THAT GDOE HAS TOLD DPHSS THEIR SCHOOLS ARE NOT READY FOR INSPECTION AND WOULD NOT BE READY FOR SEVERAL MORE WEEKS WHILE PUBLICLY GDOE HAS BEEN STATING THEIR SCHOOLS ARE READY FOR INSPECTION AND GDOE IS SIMPLY WAITING FOR DPHSS TO CONDUCT THE INSPECTIONS I AM RESPECTFULLY REQUESTING YOUR ASSISTANCE IN PROVIDING DPHSS WITH AN ACCURATE LIST OF SCHOOLS GDOE BELIEVE ARE READY FOR INSPECTION BY DEH AN ACCURATE LIST IS NECESSARY FOR DEH TO ALLOCATE ITS RESOURCES MOST EFFECTIVELY WE LOOK FORWARD TO WORKING WITH GDOE TO ENSURE THE SCHOOLS PROVIDE A HEALTHY AND SAFE ENVIRONMENT FOR THE STUDENTS TEACHERS AND SCHOOL PERSONNEL FOR ANY QUESTIONS YOU MAY HAVE ON THIS MATTER PLEASE CONTACT FRANCINE SALAS ACTING CHIEF ENVIRONMENTAL PUBLIC HEALTH OFFICER OF DEH AT 671-922-2541 OR VIA HER EMAIL AT FRANCINE.SALAS@DPHSS.GUAM.GOV THANK YOU FOR YOUR ATTENTION TO THE SERIOUS MATTER RESPECTFULLY ARTHUR U. SAN AUGUSTIN MHR DIRECTOR.

SENATOR TAITAGUE: THANK YOU MR. CAMACHO MR. CAMACHO HAVE YOU RECEIVED A RESPONSE FROM DOE.

DPHSS – DEPUTY DIRECTOR CAMACHO: I DON'T KNOW MA'AM I DON'T BELIEVE WE HAVE.

SENATOR TAITAGUE: HAS THERE BEEN CONNECTION BETWEEN OKAY THEN YOU HAVEN'T RECEIVED A RESPONSE SO MY QUESTION NOW AS TO DOE THE SUPERINTENDENT THIS LETTER WAS SUBMITTED ON JULY 26TH HAVE YOU SUBMITTED RESPONSE TO PUBLIC HEALTH.

DOE – SUPERINTENDENT DR. SWANSON: INITIALLY THE OUR RESPONSE TO THAT LETTER WAS TO RECEIVE IT IT WAS PROVIDED TO ME AFTER HAD BEEN PUT IN A PUBLIC PRESS RELEASE BUT WE HAVE BEEN WORKING CLOSELY WITH OUR OUR COLLEAGUES AT PUBLIC HEALTH IN FACT EVEN AS LATE AS TODAY WORKING THROUGH STRATEGIES TO BE ABLE TO CONDUCT INSPECTIONS AT A HIGHER RATE AND WITH MORE SUCCESS AND WE'VE HAD THEY NOW HAVE THE CAPACITY TO DO THREE A WEEK AND WE'RE ABLE TO SUPPORT THAT AND SO FAR WE'VE HAD A LOT OF SUCCESS WITH THE ONES THAT HAVE BEEN DONE.

SENATOR TAITAGUE: OKAY ARE YOU DONE OKAY WELL SO THEN YOU HAVE NOT OFFICIALLY OTHER THAN ACKNOWLEDGE RECEIPT OF YOUR LETTER AND NOW TO THE EXTENT OF IT FROM DOE CORRECT I I JUST WANT TO MAKE THAT CLEAR THAT OTHER THAN THAT YOU HAVE NOT PROVIDED ANYTHING ELSE ANY LETTER I DON'T WANT TO MISS IT.

DOE – SUPERINTENDENT DR. SWANSON: I HAVE NOT PROVIDED A LETTER.

SENATOR TAITAGUE: OKAY.

DOE – SUPERINTENDENT DR. SWANSON: BUT WE HAVE MET ACTUALLY ON ZOOM AS A AS A GROUP.

SENATOR TAITAGUE: OKAY.

DOE – SUPERINTENDENT DR. SWANSON: AND HAD A QUITE CORDIAL CONVERSATION AND HAVE PLANNED OUT AND MAPPED OUT A WAY FORWARD.

SENATOR TAITAGUE: OKAY DID DID YOU HAVE ANY DISCUSSION WITH REGARDING VARIANCES.

DOE – SUPERINTENDENT DR. SWANSON: I'M SORRY COULD YOU RESTATE THAT.

SENATOR TAITAGUE: HAVE YOU HAD ANY DISCUSSION WITH PUBLIC HEALTH REGARDING VARIANCES THE ISSUE OF VARIANCES.

DOE – SUPERINTENDENT DR. SWANSON: WE HAVE DISCUSSED VARIANCES AND THE PURPOSE AND THE MEANS THAT THEY COULD BE USED.

SENATOR TAITAGUE: AND WHAT ARE THEY.

DOE – SUPERINTENDENT DR. SWANSON: WE HAVE AGREED THAT IF WE IF WE CAN ADDRESS VARIANCES AS A FIRST OF ALL AN AREA TO BE CONSIDERED FOR IMMEDIATE MITIGATION AND THEN WITH FOLLOW-UP OF A PLAN FOR REMEDIATION AND AND COMPLETELY REPAIRING SO THAT IT WAS A TWO-STEP PROCESS THAT WE WOULD MONITOR TOGETHER AND REPORT BACK TO THEM.

SENATOR TAITAGUE: HOW SOON WAS THIS DISCUSSION REGARDING VARIANCES WITH PUBLIC HEALTH AND AND DOE AND IF YOU'RE YOU WEREN'T ON BOARD AT THE TIME MAYBE YOU'RE A ASSISTANT SUPERINTENDENTS CAN ACTUALLY ANSWER THE QUESTION BECAUSE I I DO REALIZE SIR THAT YOU WERE NOT HERE THAT LONG SO WHEN WAS THE DISCUSSION OF VARIANCES BETWEEN DOE AND PUBLIC HEALTH.

DOE – SUPERINTENDENT DR. SWANSON: WHEN DID YOU START DISCUSSIONS YEAH ART MY TEAM HAS BEEN DISCUSSING THE USE OF VARIANCES AND APPLYING FOR THEM WELL IN ADVANCE OF THAT LETTER.

SENATOR TAITAGUE: CAN YOU GIVE ME A TIME AND DATE PLEASE MR. COOPER NURSE MIGHT BE ABLE TO OR ERIKA.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: I WAS GOING TO GIVE YOU THE EXACT DATE BUT I I COMMUNICATED WITH MISS FRANCINE LAST LAST WEEK.

SENATOR TAITAGUE: BUT WHEN DID DISCUSSION OF VARIANCES COME INTO PLAY WHEN WAS THE THIS FIRST DISCUSSIONS ON THE ISSUE OF VARIANCES.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: ALL RIGHT THIS THIS TOPIC HAS BEEN ONGOING SINCE THIS BILL OR SINCE THIS LAW HAS BEEN HAS BEEN ENACTED.

SENATOR TAITAGUE: SINCE PUBLIC LAW 34-7.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: YES.

SENATOR TAITAGUE: SO THE DISCUSSIONS HAS BEEN STARTED SINCE JULY 24TH WELL NO I'M SORRY.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: YEAH.

SENATOR TAITAGUE: SINCE THE PASSAGE OF THIS BILL PUBLIC LAW 34-7 IS THAT RIGHT ERIKA.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: THAT'S CORRECT.

SENATOR TAITAGUE: OKAY SO IT'S BEEN QUITE SOME TIME IN DISCUSSION WAS THERE ANY RECOMMENDATIONS TO PUBLIC HEALTH OR DID PUBLIC HEALTH HAVE ANY RECOMMENDATIONS IT'S TWOFOLD LET ME GO AHEAD AND START WITH PUBLIC HEALTH WAS PUBLIC HEALTH HAVE ANY RECOMMENDATIONS ON TO THE ISSUES OF VARIANCES AND WHY IT WAS SO IMPORTANT TO MAKE THESE CHANGES IN THE LAW THAT WAS PASSED ON PUBLIC LAW 37-7.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: GOOD AFTERNOON SENATOR.

SENATOR TAITAGUE: GOOD AFTERNOON.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: SO OUR CURRENT REGULATIONS PRIOR TO THE PASSING OR LAPSING INTO LAW OF PUBLIC LAW 37-4 ALLOWED FOR VARIANCE AND SO BY DEFINITION A VARIANCE ISN'T AN EXEMPTION AND SO NORM THE NORMAL COURSE OF ACTION PRIOR TO PUBLIC LAW 37-4 IS THE VARIANCE WOULD BE SUBMITTED WITH THE PLAN THE PORTION IN THE REGULATIONS IS CITED AND WHY THE SCHOOL IS UNABLE TO MEET THE THE REGULATION AND FROM THERE IT WOULD BE SUBJECT TO THE APPROVAL OF THE DIRECTOR AND NOT HIS AUTHORIZED REPRESENTATIVE SO THE THE MAIN THOUGHT BEHIND IT WAS REALLY THE SAFETY OF THE CHILDREN SO IT'S NOT A BLANKET FREE PASS TO ALLOW FOR ANY SORT OF MAJOR DEFICIENCY NOT TO BE ADDRESSED AND SO THAT WAS THE WHOLE IMPETUS BEHIND IT.

SENATOR TAITAGUE: FRANCINE CAN YOU TELL ME WHETHER THE DIRECTOR HAS THE AUTHORITY TO YOU KNOW LOOK AT A VARIANT AN ISSUE SOMETHING THAT LIKE LET'S SAY MAGIC MARKER ON A DESK RIGHT AND LOOK AT THAT AND ACTUALLY A LETTER COMING FROM DOE SAYING THIS DOES NOT POSE A HEALTH ISSUE OR HEALTH RISK TO THEM SO YOU'RE THEY ASK FOR A VARIANCE RIGHT THAT'S USUALLY HOW IT GOES BUT IF YEAH IS THAT TRUE CAN THAT BE DONE BY THE DIRECTOR.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: IT WOULDN'T BE SOMETHING THAT SMALL THE QUESTION WOULD BE.

SENATOR TAITAGUE: BUT CAN EVEN THOUGH IF IT'S THAT SMALL BECAUSE I'M HEARING COMMENTS IT'S THINGS THAT SMALL THAT ARE HINDERING THE SCHOOLS FROM MOVING FORWARD AND GETTING CLEARANCE SO LET'S TAKE THE MAGIC MARKER OR SOMEONE THAT MARKED A DESK.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: IF IT CANNOT BE REMEDIED ON THE ON THE SPOT AND IT CANNOT BE REMEDIED IN THE DURATION OF THE INSPECTION THEN YES YOU YOU COULD SUBMIT A VARIANCE REQUEST THAT BEING SAID THIS IS BEFORE THE PASSAGE OF PUBLIC LAW 37-4 IF AT BECAUSE IT PASSED AND THAT SUBSECTION A WHICH BILL 156 37 PROPOSES TO STRIKE OUT IF IT HAD POTENTIALLY LEAD LET'S SAY IT IS A ONE DEMERIT DEFICIENCY IF IT WOULD HAVE POTENTIALLY LED TO THE SCHOOL NOT PASSING INSPECTION IT'S NOT SOMETHING THAT THE DIRECTOR IS AUTHORIZED TO OR WILL SIGN OFF ON AS ANYTHING CITED FOR THAT LED TO THE SUSPENSION OF THE PERMIT IS INELIGIBLE FOR A VARIANCE TO BE APPROVED.

SENATOR TAITAGUE: I SEE SO PUBLIC HEALTH HAVE YOU REQUESTED FOR ANY KIND OF REMEDY WITH WITH PUBLIC HEALTH REGARDING ANY KIND OF VARIANCES LIKE ON OPTIONS THAT WE CAN REMEDY THE ISSUE ON MOVING FORWARD ESPECIALLY DEMERITS MR. JOE SANCHEZ I THINK HE HE'S WORKED QUITE A BIT I'M SORRY *SI* JOE HI JOE HOW ARE YOU MR. SANCHEZ I HAVE YOU DISCUSSED ANY ALTERNATIVES ON TRYING TO REMEDY THIS ISSUE WITH THESE SIMPLE YOU KNOW THINGS LIKE A MARKER ON THE DESK YOU KNOW THE BLACK MAGIC MARKER THAT'S PUSHED AND THINGS THAT THAT DOESN'T REALLY POSE A HEALTH ISSUE TO OUR STUDENTS WHAT HAVE YOU DONE WITH PUBLIC HEALTH TO TRY AND REMEDY THAT.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: SO I DON'T I DON'T WORK DIRECTLY WITH PUBLIC HEALTH IT'S ACTUALLY A DEPUTY SUPERINTENDENT CRUZ.

SENATOR TAITAGUE: OH OKAY ERIKA.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: BUT I CAN TELL YOU THAT THE CONVERSATIONS THAT CONTINUOUSLY COME UP IS YES TRYING TO REMEDY THESE SMALL ITEMS FOR EXAMPLE THE MARKER BUT A LOT OF THE SCHOOLS WHO BROUGHT THAT UP ARE NOT CONSIDERING THAT TO BE A MAJOR ISSUE RIGHT BECAUSE THEY'RE LIKE THE 1 POINT 2 POINTS HERE OR THERE THEY DO ADD UP.

SENATOR TAITAGUE: YUP.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: AND THEY ARE THINGS THAT WE'VE TOLD THE SCHOOLS PLEASE DO NOT DO NOT LOSE POINTS FOR LIKE LITTLE THINGS LIKE YOU KNOW ONE SCHOOL I'LL GIVE YOU AN EXACT EXAMPLE WHERE THEY DIDN'T PUT SOAP IN THE RESTROOMS BECAUSE THERE'S NO STUDENTS BUT WE REMINDED THEM HEY PUBLIC HEALTH EXPECTS EVERYTHING TO BE READY AS THOUGH THERE WERE STUDENTS THERE SO THEY WERE ABLE TO QUICKLY REMEDY THAT AND PUT SOAP IN THERE AND THEN THEY DIDN'T LOSE THAT POINT BUT YES THERE ARE THOSE ARE EXAMPLES THAT EXIST LIKE THE MARKER AND THE AIR FRESHENER AND THINGS LIKE THAT BUT WE'RE WORKING WITH THE SCHOOLS TO MAKE SURE THAT ALL THOSE LITTLE ITEMS ARE NOT PRESENT SO WE YOU KNOW WE ADDRESS THOSE.

SENATOR TAITAGUE: OKAY.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: IT'S REALLY MORE THE BIG TICKET ITEMS THAT WE'VE BEEN DISCUSSING WITH THEM ABOUT WE CALL THEM THE BIG EIGHT WHICH IS SIX DEMERITS RIGHT.

SENATOR TAITAGUE: OKAY.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: SO AIR CONDITIONING WE KNOW EVERYBODY IS GOING TO HAVE AN ISSUE WITH AIR CONDITIONING THROUGHOUT THE SCHOOLS SO JUST AN EXAMPLE AIR CONDITIONING RESTROOMS TRASH CAN LIDS WE HAVE PLANS FOR ALL OF THOSE ITEMS AND YOU KNOW DEPUTY CRUZ MEETS REGULARLY AND SPEAKS TO PUBLIC HEALTH ABOUT THAT SO THEY'VE BEEN KIND OF NEGOTIATING BUT THE CONCERN THAT MISS FRANCINE NOTED IS THAT WE ARE AWARE OF THAT IF A VARIANTS WERE TO I GUESS ADDRESS A FAILURE THEY WOULDN'T BE ABLE TO DO THAT WHICH FOR US REALLY DOESN'T HELP BECAUSE OUR OUR PUSH HAS ALWAYS BEEN TO ADDRESS THE BIG EIGHT BECAUSE THE BIG EIGHT COMES UP TO ABOUT 42 TO 46 DEMERITS IF WE WERE TO GET A VARIANCE AND JUST TO CLARIFY A VARIANCE IS NOT A WAIVER RIGHT WE'RE VERY CLEAR WITH THE SCHOOLS IT IS NOT A WAIVER WE ARE JUST ASKING TO SIMPLY MOVE FORWARD WITH OUR MITIGATION PLANS AND OUR EFFORTS TO ADDRESS THESE ITEMS FOR EXAMPLE THE AC ISSUE SIX DEMERITS BUT WE ACTUALLY HAVE A CONTRACT THAT'S GOING TO MOVE FORWARD IN THE NEXT COUPLE OF WEEKS WE'RE JUST WAITING FOR THAT DELAYED PERIOD TO HANDLE PROTEST.

SENATOR TAITAGUE: BUT JOE YOU MENTIONED THAT THE VARIANCE IS NOT A WAIVER.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: YEAH.

SENATOR TAITAGUE: NOW THAT YOU'RE TALKING ABOUT BEFORE BILL THE PUBLIC LAW 34-7.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: YES.

SENATOR TAITAGUE: YOU'RE TALKING ABOUT SOMETHING BEFORE.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: YEAH.

SENATOR TAITAGUE: BUT IF PUBLIC LAW 34-7 DID NOT PASS THEN THESE VARIANCES WOULD HAVE A WAIVER BUT IT WOULD DOESN'T MEAN LIKE YOU SAID RIGHT SO YOU'RE TALKING ABOUT BEFORE PUBLIC LAW 34-7 OKAY.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: WELL TECHNICALLY BY DEFINITION VARIANCE IS NOT A WAIVER.

SENATOR TAITAGUE: YEAH PERIOD.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: ANYWAY REGARDLESS OF WHAT THE LAW SAID RIGHT.

SENATOR TAITAGUE: RIGHT.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: IT'S THE ONLY CONDITION AND THE LAW THAT WE WERE TOLD BY PUBLIC HEALTH AND THEN WE LATER KIND OF UNDERSTOOD IT IS THAT IT RESTRICTS THEM FROM APPROVING A VARIANCE THAT WOULD HAVE AN IMPACT ON PASSAGE AND.

SENATOR TAITAGUE: ERIKA CAN YOU TELL ME HOW MANY SCHOOLS DID NOT PASS BECAUSE OF VARIANCES ISSUES THAT WERE NOT IN THE SIX SIX POINTS OR ISSUES THE SMALLER ONES.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: YEAH THERE ARE THE THEY'RE LIKE THE BIG TICKET ITEMS.

SENATOR TAITAGUE: NOT THE BIG TICKET ITEM NO.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: WITH THE SIX MERITS.

SENATOR TAITAGUE: YEAH.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: SUCH AS THE HVAC CAN YOU TELL ME HOW MANY SCHOOLS DID NOT PASS IN THE INSPECTION DUE TO THE SMALLER ONES SMALLER VARIANCES NOT THE THE BIG TICKET ITEM.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: I I WON'T BE ABLE TO GIVE THAT INFORMATION TO YOU RIGHT NOW HOWEVER WE THE SCHOOLS THAT HAVE BEEN INSPECTED IN THE LAST TWO WEEKS HAVE ALL PASSED INSPECTION.

SENATOR TAITAGUE: BUT YOU PRIOR TO THAT YOU DON'T KNOW HOW MANY SCHOOLS COULD HAVE PASSED IF IT WAS BELOW THE SMALLER ONES THE VARIANCE CAN YOU GET THE NUMBER LATER ON.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: I CAN GET YOU THAT INFORMATION I I HAVE A COPY OF ALL THE INSPECTIONS IN FACT I'VE GIVEN TO.

SENATOR TAITAGUE: THE SMALLER ONES.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: MR. BARNETT SENATOR BARNETT.

SENATOR TAITAGUE: BY THE WAY HOW MANY DEMERITS BEFORE IT FAILS.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: 41.

SENATOR TAITAGUE: 41 RIGHT OKAY OKAY AND THE SMALLER ONES.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: 41 IS FAIL 40 IS PASSING.

SENATOR TAITAGUE: 40 IS PASSING OKAY THE OTHER QUESTION I HAVE HOW MUCH TIME DO I HAVE 36 SO SO BASICALLY WHAT WE'RE DOING IS JUST ON THIS VARIANCES SO THAT PUBLIC HEALTH HAS THE ABILITY TO WAIVE LIKE THEY'VE DONE IN THE PAST AND OR GET GET A CLEARANCE FROM THE DIRECTOR TO ALLOW THEM TO MOVE FORWARD BUT YET THEY HAVE TO FOLLOW THROUGH WITH.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: YES THAT'S THAT'S ACTUALLY CORRECT SENATOR BUT WE ALWAYS IT'S ALWAYS WITHIN THE MIND OF THE SAFETY OF THE CHILDREN AND THE SAFETY OF THE SCHOOL.

SENATOR TAITAGUE: ABSOLUTELY.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: SO WHEN THE DIRECTOR IS REVIEWING THEM THAT'S WHAT HE HAS IN MIND WHAT IS THE PLAN FROM GDOE HOW ARE THEY GOING TO ACCOMPLISH IT AND WHAT IS THE TIME FRAME AT WHICH THEY'RE GOING TO ACCOMPLISH AND IN THE MEANTIME WHAT ARE THEY GOING TO DO TO STILL PROVIDE SAFETY AS PER THE REGULATION.

SENATOR TAITAGUE: HOW MANY MORE SCHOOLS DO YOU HAVE ON THE BOOKS TO INSPECT.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: OH MY GOODNESS I THINK WE'RE AT SIX SO MINUS 41 WE'RE AT 35.

SENATOR TAITAGUE: 35 SCHOOLS MORE TO GO RIGHT.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: YES YES.

SENATOR TAITAGUE: AND OF THOSE 35 SCHOOLS ARE A LOT OF THEM HAVE PICKET BIG TICKET ITEMS SCHOOLS.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: YES.

SENATOR TAITAGUE: ERICA YEAH SORRY.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: YES I WOULD SAY YES MAINLY THE OUR AIR CONDITIONERS.

SENATOR TAITAGUE: WITH A VARIANCE IF YOU DON'T HAVE AIR CONDITIONER BUT YOU HAVE WINDOWS THAT CAN OPEN UP.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: YES WE CAN.

SENATOR TAITAGUE: WOULD THAT PASS.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: WITH A SCREEN IF YOU HAVE A SCREEN.

SENATOR TAITAGUE: RIGHT.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: CEILING TILES FLOOR TILES LIGHTING SUCH AS OUR DIFFUSERS AND OUR SLEEVES RESTROOMS WASTE CONTAINERS FOR THE LIDS DRINKING FOUNTAINS AND VECTOR CONTROL.

SENATOR TAITAGUE: OKAY MY TIME IS UP AND IT GOES TO PUBLIC HEALTH TOO AS WELL.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: AND THAT'S THE WAY.

SENATOR TAITAGUE: AND IF THERE'S NO AIR CONDITIONER AND BUT THERE'S WINDOWS WOULD YOU PASS THIS.

SPEAKER TERLAJE: *SI YU'OS MA'ÁSE'* OH.

SENATOR TAITAGUE: I'M JUST SORRY PUBLIC HEALTH IS JUST WOULD YOU PASS IT.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: YES IF THE WINDOWS ARE OPEN AND THERE IS SCREENS IF THEY'RE WE'VE BEEN PRESENTED WITH VARIANCE REQUESTS THAT SAID THEY WOULD PUT FANS INTO THE CLASSROOM TO TRY TO MEET THE TEMPERATURE AND HUMIDITY REGULATION AND THAT'S ALSO BEEN PRESENTED WHERE THEY WOULD MOVE CLASSES TO ACTUAL CLASSROOMS THAT MEET THAT TEMPERATURE AND HUMIDITY REQUIREMENT WHICH WOULD BE POTENTIALLY CLASSROOMS THAT HAVE AIR CONDITIONING AS WELL ALREADY.

SENATOR TAITAGUE: OKAY OKAY THANK YOU THANK YOU MADAM SPEAKER.

SPEAKER TERLAJE: THANK YOU SENATOR SENATOR FISHERS SENATOR QUINATA SENATOR SAN AUGUSTIN SENATOR SAN NICOLAS DID YOU HAVE ANY QUESTIONS FOR THE PANEL ROUND ONE.

SENATOR SAN NICOLAS: GOOD AFTERNOON PANEL I HAVE NOTHING TO SAY THANK YOU.

SPEAKER TERLAJE: OH THANK YOU SENATOR LUJAN.

SENATOR LUJAN: THANK YOU MADAM SPEAKER TWO WELL ACTUALLY WELCOME TO THE PANEL THIS AFTERNOON THANK YOU FOR BEING HERE I KNOW HOW BUSY YOU GUYS ALL ARE CAN I ASK FROM A GDOE EXACTLY I KNOW MR. SUPERINTENDENT YOU JUST CAME ON BOARD SO YOU OBVIOUSLY HAVE PROBABLY A YOUR GO-TO PERSON THAT'S IN CHARGE OF OF THIS RECOVERY EFFORTS WHO MADE THAT ONE PERSON BE THAT THAT YOU RELY ON FOR THE RECOVERY EFFORTS.

DOE – SUPERINTENDENT DR. SWANSON: THE IMMEDIATE SENIOR STAFF THAT YOU SEE HERE WITH ME.

SENATOR LUJAN: OKAY.

DOE – SUPERINTENDENT DR. SWANSON: ARE THE FOLKS THAT I RELY ON THEY HAVE THE MOST EXPERIENCE WITH IT AND THEY HAVE FOLKS IN THEIR CHAIN THAT ARE ACTUALLY ON THE BOOTS ON THE GROUND DOING THE WORK WITH THE SCHOOLS.

SENATOR LUJAN: OKAY SO THE SENIOR STAFF YOU TALK ABOUT ARE THE ONES WITH YOU UP THERE NOW RIGHT IS THAT CORRECT.

DOE – SUPERINTENDENT DR. SWANSON: THAT'S CORRECT.

SENATOR LUJAN: OKAY THE SENIOR STAFF THAT YOU HAVE WITH YOU RIGHT NOW ARE ARE THEY AUTHORIZED TO TO MOVE FORWARD WITH PROCUREMENT AT THIS POINT.

DOE – ACTING DEPUTY OF FINANCE AND ADMINISTRATIVE SERVICES COOPER-NURSE: YES SENATOR WE ARE FOR PROCUREMENT YES.

SENATOR LUJAN: OKAY AND FACILITIES AND MAINTENANCE AND THINGS OF THAT NATURE AS WELL AFTER THOSE THERE.

DOE – ACTING DEPUTY OF FINANCE AND ADMINISTRATIVE SERVICES COOPER-NURSE: SO FACILITIES AND MAINTENANCE IT'S ALWAYS GOING TO BE A CHALLENGE GIVEN THE CIRCUMSTANCES OF OUR FACILITIES AND THE WORKFORCE THAT WE DO HAVE BUT WE ARE DOING OUR BEST WITH THE RESOURCES CORRECT.

SENATOR LUJAN: OKAY SO SO MY QUESTION MY QUESTION IS HERE BECAUSE I GOT A QUOTE ONE OF YOUR YOUR BOARD MEMBERS MR. ANGEL SABLAN WHO SAID THAT THAT HE DOESN'T SEE THAT THE DELAY OF THE SCHOOL OPENING THROUGH THE 23RD MIGHT DELIVER SCHOOL TO ITS THE SCHOOLS TO THE STANDARDS CAN YOU AGAIN I KNOW THEIR POLICY THEY'RE NOT THEY'RE NOT OPERATIONS BUT ACTUALLY THEY'RE A LOT CLOSER TO YOU GUYS AND THAN WE ARE AND SO HIM SAYING THAT CAN YOU GIVE ME A REASON AS TO AS TO WHY A BOARD MEMBER WOULD WOULD SAY AS SUCH.

DOE – SUPERINTENDENT DR. SWANSON: I DIDN'T UNDERSTAND THE QUESTION I WASN'T AWARE OF THAT COMMENT IT HASN'T BEEN BROUGHT TO ME AND I DO HAVE THE LATITUDE TO MAKE ADJUSTMENTS TO THE CALENDAR BY DIRECTION OF THE BOARD AND I I BELIEVE THAT WE CAN HAVE SUFFICIENT NUMBERS OF SCHOOL PASSED SO THAT WE CAN OPEN WITH SOME CREATIVE SCHEDULING OBVIOUSLY.

SENATOR LUJAN: YEAH.

DOE – SUPERINTENDENT DR. SWANSON: BECAUSE WE CAN'T GET TO ALL OF THE SCHOOLS BY THE TIME WE GET TO THE 23RD BUT DELAYING THE START OF SCHOOL BEYOND THAT DAY WORKS A GREAT DEAL OF HARDSHIP IN THE COMMUNITY BECAUSE THIS IS NOT A COVID SITUATION ALL OF OUR FAMILIES ARE UP AND ABOUT AND BEING ENGAGED IN THE ECONOMY OF THE OF THE ISLAND SO THAT PRESENTS SOME PROBLEMS SO I EXPECT THAT WE SHOULD HAVE THE ABILITY TO HAVE ALL OF OUR ELEMENTARY STUDENTS IN A FACE-TO-FACE EDUCATION WE MIGHT HAVE TO USE ONLINE FOR SECONDARY KIDS FOR A SHORT PERIOD OF TIME BUT THE SITUATION WITH EACH SCHOOL IS FLUID IN TERMS OF ITS STATE OF READINESS BECAUSE WE'RE MAKING

REPAIRS AND GETTING MORE THINGS INSTALLED EVERY DAY SO THOSE LISTS DO SHIFT AND WHEN YOU CHECK THAT.

SENATOR LUJAN: IS IT SAFE TO ASSUME THAT IT'S ALL HANDS ON DECK AT THIS POINT.

DOE – SUPERINTENDENT DR. SWANSON: YES IT IS.

SENATOR LUJAN: OKAY AND THE REASON WHY I'M ASKING THIS BECAUSE I JUST JUST THIS MORNING I RECEIVED A CALL FROM A FROM A TEACHER THAT TRIED TO GET INTO TO HER HER SCHOOL AND THAT BECAUSE IT WAS BLOCKED OFF THEY THEY DON'T HAVE ACCESS TO THE SCHOOL SO IF IT'S ALL HANDS ON DECK I MEAN I KNOW THE TEACHERS ARE NOT ARE THEY WHEN THEY ARE THEY SUPPOSED TO REPORT BACK.

DOE – SUPERINTENDENT DR. SWANSON: ON THE THIRD.

SENATOR LUJAN: ON THE THIRD.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: THIRD OR FOURTH.

SENATOR LUJAN: OKAY SO I GUESS THEY'RE WANTING TO AT THIS POINT VOLUNTEER THEIR SERVICES AND THAT BEING SAID UM IF THERE'S A WHOLE ALL HANDS ON DECK AND TEACHERS WANTING TO VOLUNTEER AND MAYBE LOOK AT THEIR OWN ROOMS TO TO PREPARE THAT AND THEY'RE NOT ALLOWED IN BASED ON I GUESS A PUBLIC HEALTH COURTING OFF OF THE FACILITY.

DOE – SUPERINTENDENT DR. SWANSON: AT PRESENT THE SITUATION WITH ACCESS IS PROBLEMATIC BECAUSE TECHNICALLY THE ONLY PEOPLE WHO CAN BE ON SITE ARE THE PEOPLE WHO ARE DOING THE WORK TO CORRECT THE SITUATIONS THAT ARE IDENTIFIED.

SENATOR LUJAN: OH OKAY SO SO AGAIN THE REPORT DATE FOR TEACHERS AS THE THIRD OF AUGUST SO SHOULD THESE FACILITIES AGAIN REMAIN INACCESSIBLE TO THE TEACHERS TO TO HELP IN PREPARATION THEN YOU'LL STILL BE CORDON OFF AND THEY STILL WOULDN'T BE ALLOWED TO INTO THEIR PARTICULAR SCHOOLS RIGHT.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: TEACHERS ARE ALLOWED AS LONG AS THEY ADDRESS CLEAN HELP IN ANY WAY POSSIBLE IT IS ALL HANDS ON DECK THEY ARE WELCOME TO COME ON CAMPUS BUT IT HAS TO BE SPECIFICALLY TO ADDRESS THE INSPECTION SO IF IF THERE IS A MISCOMMUNICATION WITH THE SCHOOL ADMINISTRATOR AND A TEACHER THAT'S SOMETHING THAT I NEED TO CORRECT BECAUSE TEACHERS HAVE BEEN COMING ON CAMPUS ASSISTING THE SCHOOL ADMINISTRATORS AND THE STAFF AS FAR AS GETTING READY FOR INSPECTION.

SENATOR LUJAN: OKAY SO IF THEY'RE GOING TO BE COMING TO CLASS JUST TO ADDRESS I GUESS THEIR PARTICULAR WHATEVER THEIR CITATIONS MAY BE AND AND THEY'RE JUST COMING INTO I GUESS GET THEIR CLASSROOM READY THEY WON'T BE ABLE TO DO THAT UNLESS THEY'RE ADDRESSING I GUESS IF IF THE CITATION IS THE BATHROOMS OR WHATEVER IT MAY BE AND HAS NOTHING TO DO WITH THEIR CLASSROOM THEY'LL BE ABLE TO ACCESS THE SCHOOL ONLY IF THEY'RE ADDRESSING THE CITATION OR.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: WELL IF THE SCHOOL HASN'T BEEN INSPECTED YET THEN WE DON'T KNOW WHAT THEY'RE ADDRESSING SO IF THEY'RE IN THEIR CLASSROOM AS ADDRESSING LET'S SAY MOLD OR YOU KNOW GENERAL CLEANING.

SENATOR LUJAN: YEAH.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: THEN THEY'RE ALLOWED TO BE ON CAMPUS.

SENATOR LUJAN: WELL OBVIOUSLY IF THEY'RE GOING TO BE ADDRESSING MOLD I MEAN THEY THEY'RE NOT EXPERTS IN ADDRESSING MOLD SO THEY WOULDN'T BE ABLE TO TO DO THAT.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: RIGHT.

SENATOR LUJAN: I MEAN THEY'RE IT'S THEY I MEAN IT'S A DANGEROUS SITUATION IS IT NOT I MEAN FOR THEM TO ADDRESS.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: RIGHT.

SENATOR LUJAN: THE MOLD SITUATION THAT THEY'RE NOT EXPERTS IN ADDRESSING IT.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: UNDERSTOOD AND WE DO HAVE A D-LAN TICKET SUBMITTED TO ADDRESS OUR MOLD SITUATION.

SENATOR LUJAN: OKAY.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: AT OUR SCHOOLS HOWEVER SCHOOL AT SCHOOL TEACHERS ARE ALLOWED TO BE ON CAMPUS TO ASSIST NOT NECESSARILY JUST IN THE CLASSROOM BUT IN OFFICES OR EVEN OUTSIDE THE CAMPUS.

SENATOR LUJAN: OKAY SO THEY'RE THEY'RE ALLOWED NOW.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: THEY'VE ALWAYS BEEN ALLOWED SO I DON'T UNDERSTAND.

SENATOR LUJAN: I DON'T EITHER AND THAT'S WHY THAT'S WHY I'M ASKING.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: YEAH SO BECAUSE THAT NEEDS TO BE CLARIFIED I DO HAVE A PRINCIPAL'S MEETING ON THURSDAY AND I WILL CLARIFY THAT WITH MY SCHOOL ADMINISTRATORS.

SENATOR LUJAN: OKAY NO NO AND AND YOU KNOW THAT THAT'S ONE OF THE THINGS THAT WE EVERYBODY NEEDS TO GET ON THE SAME PAGE.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: I MEAN.

SENATOR LUJAN: AND THAT'S WHY WE ASKED FOR COMMITTEE OF THE WHOLE TO GET EVERYBODY ON THE SAME PAGE BECAUSE YOU SAID THEY'RE ALLOWED NOW BUT AT LEAST MY OFFICE I'M GETTING A CALL THAT THEY'RE THEY'RE NOT ALLOWED.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: SO.

SENATOR LUJAN: BECAUSE THE SCHOOL IS CORDONED OFF AND SO IF WE'RE GOING TO ADDRESS THIS HOLISTICALLY.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: UNDERSTOOD YEAH.

SENATOR LUJAN: IT HAS TO BE A A CONCERTED EFFORT AND REALLY ALL HANDS ON DECK.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: SO MY UNDERSTANDING AND THIS THE PRINCIPAL'S THAT I'VE SPOKEN TO THEY HAVE TEACHERS THAT ARE COMING IN AND ASSISTING SO IT COULD BE I MEAN I DON'T KNOW HOW MANY TEACHERS HAVE CALLED YOU BUT YOU KNOW IF THERE IS ONE SCHOOL ADMINISTRATOR THAT I NEED TO SPEAK WITH THEN I WILL SPEAK WITH THAT SCHOOL ADMINISTRATOR I DON'T KNOW HOW MANY CALLS YOU RECEIVE BUT GENERALLY WE DO HAVE OUR TEACHERS ASSISTING SCHOOLS.

SENATOR LUJAN: YEAH WELL YOU KNOW MY POINT IS IS JUST WE NEED TO GET EVERYBODY ON THE SAME PAGE SO.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: UNDERSTOOD.

SENATOR LUJAN: YEAH SO IT'S YOU KNOW WHETHER IT BE ONE OR FIVE OR SIX OR SEVEN THAT HAVE CALLED YOU KNOW ALL THE PRINCIPALS AND TEACHERS ALL BE IN THE SAME PAGE AND KNOW WHAT REALLY HOW TO GO ABOUT THIS AND BECAUSE YEAH I MEAN WE'RE YOU KNOW WE'RE ASKING ASKING THE QUESTIONS WHERE WE'RE ASKING TO TO VOTE IN THE BILL WE WANT TO MAKE SURE WE DO THE RIGHT THING AND GIVE YOU THE TOOLS AND MECHANISMS TO BE ABLE TO MOVE FORWARD.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: RIGHT.

SENATOR LUJAN: AND SO THAT'S WHY WE'RE NEEDING TO ASK THESE THESE QUESTIONS AND WHETHER OR NOT WE'RE ON THE SAME PAGE.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: AND WE WE APPRECIATE THAT SIR THANK YOU.

SENATOR LUJAN: WELL THANK YOU VERY MUCH MADAM SPEAKER.

SPEAKER TERLAJE: *SI YU'OS MA'ÁSE'* SENATOR LUJAN SENATOR BROWN.

SENATOR BROWN: THANK YOU VERY MUCH FOR BEING HERE THIS AFTERNOON BUT I DID WANT TO ASK HAS THIS ISSUE BEEN RESOLVED WITH THE LETTER THAT PUBLIC HEALTH HAD SUBMITTED WITH REGARDS TO THE INSPECTIONS HAVE THESE INSPECTIONS RESUMED AND ARE COORDINATED MOVING FORWARD ARE THE SCHOOLS READY FOR THE INSPECTIONS.

DOE – SUPERINTENDENT DR. SWANSON: YEAH THE LETTER.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: YES IT HAS.

DOE – SUPERINTENDENT DR. SWANSON: THE POINTS IN THE LETTER HAVE BEEN RESOLVED AND WE'RE WORKING VERY CLOSELY WITH PUBLIC HEALTH.

SENATOR BROWN: AND AND WITH REGARDS TO THAT I MEAN I KNOW PUBLIC HEALTH HAS PRE YOU KNOW PREVIOUSLY RELAYED THERE ARE ONLY SO MANY INSPECTIONS THEY CAN DO HAS ANYTHING BEEN ADDED DO YOU HAVE ADDITIONAL TEAMS AVAILABLE TO GO OUT AND DO THE INSPECTIONS TO HELP FACILITATE TO DETERMINE WHETHER OR NOT THESE SCHOOLS ARE CLEARED TO TO BE REOCCUPIED BY OUR STUDENTS.

DPHSS – DEPUTY DIRECTOR CAMACHO: THE CURRENT PLAN IS FOR THREE TEAMS TO GO OUT AND CONCURRENTLY INSPECT A SCHOOL SO THAT'S WHERE WE ARE AND WE WILL BE WE'RE WORKING WITH GDOE TO IDENTIFY THE SCHOOLS THAT ARE GOING TO BE READY TO BE INSPECTED AND THEN WE PROCEED IN THAT MATTER MA'AM.

SENATOR BROWN: AND DO YOU HAVE A TIMELINE I MEAN I KNOW IT WAS PREVIOUSLY REPRESENTED AS IT'S GOING TO TAKE X AMOUNT OF MONTHS TO DO THESE INSPECTIONS ARE WE STILL AT THAT LEVEL OR HAVE WE BEEN ABLE TO CONSOLIDATE THE TIMELINE TO HELP FACILITATE MORE INSPECTIONS AND AGAIN I DON'T KNOW IF SOME OF THESE SCHOOLS MIGHT REQUIRE RE-INSPECTION MAYBE YOU GO BACK AND TAKE CORRECTIVE EFFORTS AND MIGHT REQUEST AGAIN FOR PUBLIC HEALTH TO COME BACK AND RE-INSPECT WHAT ARE WE LOOKING AT.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: WITH THE INSPECTION ON A WEEKLY BASIS OF THREE SCHOOLS CONCURRENTLY WITH DIVIDING TO THREE TEAMS WE ARE STILL A COUPLE MONTHS OUT YOU HAVE IT IT RUNS TWO-FOLD OKAY SO ON ONE END WE PUBLIC HEALTH IS READY TO GO WE ALSO TAKE THE DIRECTION FROM GDOE AND THAT'S WHY WE WORK WITH THEM AND WE MEET EVERY WEEK TO LET US KNOW WHAT SCHOOLS ARE READY FOR INSPECTION FOR THE FOLLOWING WEEK AND SO WE'RE MOVING IN THAT DIRECTION BUT AT THE RATE THAT WE'RE GOING AT THREE SCHOOLS A WEEK THERE IT WILL TAKE A WHILE I MEAN AT 35 34 SCHOOLS ACTUALLY I HAD TO CORRECT MYSELF ON RECORD WE'RE LOOKING AT 34 SCHOOLS THAT STILL NEED TO BE INSPECTED AND I DON'T WE HAVE TO MOVE IN TANDEM WITH GDOE BECAUSE IT WOULD IT WOULD BE FRUITLESS FOR US TO GO AND INSPECT A PHASE THREE SCHOOL THAT ISN'T READY NEXT WEEK SO OUR GOAL IS TO WORK WITH GDOE AS THEY AS THEY COME READY TO GO SO OUR TEAMS ARE READY AT

THREE A WEEK WITH BILL 156 AND I BELIEVE THE GOVERNOR HAS THE AUTHORITY TO BRING ON OR TRANSFER SOME FORMER INSPECTORS INTO PUBLIC HEALTH TO ASSIST US AND WE COULD INCREASE OUR TEAM OUR TEAM COMPOSITION TO MAYBE FIVE TEAMS AND PERHAPS WE COULD DO FIVE SCHOOLS A WEEK BUT AGAIN OUR TIMELINE IS ALWAYS TO TRY TO WORK WITH GDOE AND MAKE SURE THAT YOU KNOW WE'RE HAVING SORT OF A FRUITFUL INSPECTION AND THAT THEY'RE READY.

SENATOR BROWN: DOES PUBLIC HEALTH ANTICIPATING I'M ASSUMING IF THESE ADDITIONAL TEAMS ARE TO BE CREATED OR PUT IN PLACE HAVE DISCUSSIONS TO THAT EFFECT OCCURRED ALREADY OF HAVING OTHER DEPARTMENTS THAT MAY HAVE THE CAPABILITY BEING BROUGHT UP TO SPEED ON PUBLIC HEALTH SPECIFIC TYPE OF INSPECTIONS IS THAT SOMETHING THAT'S GOING TO BE BROUGHT ONLINE I MEAN YOU KNOW A COUPLE OF WEEKS TWO OR THREE WEEKS IT'S GOING TO GO BY EVEN THOUGH THE SCHOOL DAY HAS BEEN PUSHED BACK BY A COUPLE OF WEEKS I MEAN IT'S GOING TO BE HERE SOONER THAN LATER SO DO YOU HAVE ANY FEEDBACK TO US AND THE PUBLIC ON WHERE WHERE PUBLIC HEALTH IS WITH THAT WITH GETTING ANY ADDITIONAL ASSISTANCE FROM OTHER KEY AGENCIES THAT CAN HELP FACILITATE YOUR INSPECTIONS.

DPHSS – DEPUTY DIRECTOR CAMACHO: WE'VE NOT HEARD BACK FROM OTHER AGENCIES AT THIS POINT MA'AM WE DO HAVE SOME FORMER INSPECTORS WHO HAVE EXPRESSED AN INTEREST IN ASSISTING WITH INSPECTIONS BUT AGAIN THAT'S NOT BEEN CONFIRMED YET BY THEM BUT THEY'VE EXPRESSED AN INTEREST.

SENATOR BROWN: BUT NOT NOT NO FEEDBACK FROM OTHER GOVERNMENT AGENCIES THAT MIGHT BE ABLE TO HELP YOU FACILITATE YOUR INSPECTIONS OR GET A CRASH COURSE I GUESS ON WHAT I'M SURE YOU HAVE YOUR VERY SPECIFIC REQUIREMENTS.

DPHSS – DEPUTY DIRECTOR CAMACHO: YES.

SENATOR BROWN: FOR YOUR PUBLIC HEALTH INSPECTIONS VERSUS DPW INSPECTORS OR WHATEVER THE CASE MAY BE.

DPHSS – DEPUTY DIRECTOR CAMACHO: YES.

SENATOR BROWN: WHAT TIME FRAME WOULD IT TAKE TO EDUCATE THESE INSPECTORS TO BE IN A POSITION IF I'M SURE YOU WOULD DIVIDE YOUR TEAMS WITH AN EXPERIENCED MEMBER OF PUBLIC HEALTH PROBABLY AND THEN YOU KNOW HAVE THESE OTHER INSPECTORS COME ON YOUR TEAM BUT DO WE HAVE ANY IDEA WHAT WHAT IT WOULD TAKE TO FACILITATE THAT.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: THE TERMS OF TIME FRAME IT REALLY DEPENDS ON WHERE THE INSPECTOR IS COMING FROM THE DIVISION OF ENVIRONMENTAL HEALTH ACTUALLY HAS A FEW INSPECTORS AT THAT HAVE LEFT THE DIVISION AND NOW WORK AT A DIFFERENT AGENCY WHO ARE FAMILIAR WITH CONDUCTING SCHOOL INSPECTIONS AND THAT WOULD BE IN OUR OPINION THE FASTEST WAY TO GET PEOPLE ON BOARD THEIR THEY THEY UNDERSTAND THE REGULATIONS OR THEY WERE A PART IN THE DEVELOPMENT OF THE REGULATIONS WHICH WOULD ASSIST IN THEM CARRYING OUT INSPECTIONS ANY SORT OF ADDITIONAL HELP WOULD NEVER BE TURNED AWAY BUT IT WOULD ALSO BE IT'S IT'S ALMOST LIKE OTHER STAFF IT WOULD TAKE TWO IT WOULD TAKE A WHILE TO TRAIN AND SOMEONE WHO'S A DPW BUILDING INSPECTOR MAY NOT UNDERSTAND RIGHT THE RATIOS THAT WE HAVE TO ABIDE BY THE DRAINAGE STUFF THE SHOWER FACILITIES HOW MANY DIVIDERS YOU NEED THE THE DIMENSIONS THAT ARE REQUIRED PER REGULATIONS SO IT MIGHT TAKE A WHILE I MEAN OUR REGULATIONS ARE ACTUALLY 23 PAGES WHICH ISN'T VERY LONG BY REGULATION STANDARDS BUT AT THE SAME TIME IT'S ALMOST LIKE TEACHING A NEW LANGUAGE TO SOMEBODY WHO IS NOT FAMILIAR WITH HOW PUBLIC HEALTH DOES INSPECTIONS.

SENATOR BROWN: SO YOU WOULD SAY YOUR BEST BET WOULD BE TO TRY TO GET SOME FORMER RETIRED PUBLIC HEALTH INSPECTORS AND DO YOU HAVE AN IDEA OF HOW MANY MIGHT BE INTERESTED OR POSSIBLE TO ACTUALLY FORM ADDITIONAL TEAMS TO GO OUT THERE BECAUSE AT THIS RATE YOU KNOW I DON'T THINK OUR STUDENTS OR OUR PARENTS ARE GOING TO BE THRILLED AT THE IDEA OF YOU KNOW SCHOOLS DELAYED THAT MANY WEEKS OR MONTHS BEHIND BEFORE THE SCHOOL YEAR CAN EVEN START.

DPHSS – DEPUTY DIRECTOR CAMACHO: WE HAVE A COUPLE OF FOLKS THAT WE'VE REACHED OUT TO AND WE'LL CONTINUE TO LOOK AT OTHER FORMER EMPLOYEES WHO MIGHT BE INTERESTED IN ASSISTING US MA'AM.

SENATOR BROWN: BUT YOU DON'T KNOW AT THIS MOMENT I MEAN I I MEAN WE'RE REALLY UP AGAINST THE CLOCK SO TO SPEAK I MEAN YOU WOULD LOOK AT THIS AS URGENT RIGHT.

DPHSS – DEPUTY DIRECTOR CAMACHO: YES MA'AM.

SENATOR BROWN: SO WHAT WHAT DO YOU GUESSTIMATE AT THIS TIME YOU DON'T KNOW OR.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: SO I THINK IF WE WERE TO TRANSFER WITHIN CURRENT EXISTING EMPLOYEES THAT WOULD PROBABLY BE YOUR FASTEST BET IF YOU IF YOU TAKE IN SOMEBODY WHO RETIRED THE ONBOARDING PROCESS IS QUITE LENGTHY AS WELL THEY HAVE TO DO ALL THE SAME THINGS I THINK THAT MOST OTHER EMPLOYEE DOA EMPLOYEES LINE AGENCY EMPLOYEES HAVE TO COMPLY WITH SO THAT MAY TAKE TIME AND YOU'RE RIGHT TWO WEEKS ONE WEEK IT JUST GOES BY QUICKLY SO IT IT MAY NOT BE THE FASTEST WAY BUT WE DO HAVE SOME COMMITTED HELP ON THAT END AS WELL.

SENATOR BROWN: HAS ANY ACTION BEEN TAKEN INTERNALLY TO MOVE POTENTIAL PUBLIC HEALTH EMPLOYEES THAT COULD FACILITATE THESE INSPECTIONS WITH YOU.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: YES THERE HAVE BEEN ACTIONS TO GET ASSISTANCE FROM OTHER STAFF THAT ARE NOT IN AN INSPECTOR CAPACITY BUT MORE PROVIDE SUPPORT AS TO THE INSPECTORS TO CERTAIN CERTAIN TASKS DURING THE INSPECTION THAT TEND TO BE MORE TIME CONSUMING AND IT'S A MATTER OF COUNTING IT'S A MATTER OF CHECKING CERTAIN THINGS OUR OUR REGULATIONS ARE MET AND IN THAT SENSE YES WE'VE GOTTEN COMMITMENT FROM THE DEPARTMENT INTERNALLY.

SENATOR BROWN: AND HOW SOON CAN THAT BE PUT IN PLACE FOR THEM ACTUALLY TO BE IN THE SCHOOLS DOING INSPECTIONS.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: IT'S TECHNICALLY IN PLACE ALREADY PER OUR PLAN YEAH.

SENATOR BROWN: SO THEY'RE AVAILABLE NOW.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: YES I MEAN THEY ARE THEY ARE A PART OF OUR TEAM THAT WE'RE DISPENSING OUT TO THE SCHOOLS THAT WE'RE DOING THREE A WEEK.

SENATOR BROWN: AND HOW MANY SINCE YOU'RE STILL DOWN TO THREE A WEEK THOUGH THAT HASN'T CHANGED.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: YES.

SENATOR BROWN: EVEN WITH THESE ADDITIONAL RESOURCES IT'S STILL THREE A WEEK.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: ACTUALLY THE NUMBERS IMPROVE WE WERE AT ONE A WEEK.

SENATOR BROWN: WOW OKAY NO THAT'S GOOD TO KNOW THAT'S GOOD TO KNOW AND AND FOR DOE YOU MENTIONED THAT THE MOST RECENT INSPECTIONS THAT HAVE HAPPENED THE LAST COUPLE OF WEEKS SINCE YOU'VE BEEN BEFORE US THAT THE SCHOOLS HAVE PASSED WHAT ADDITIONAL SCHOOLS ARE THOSE THAT HAVE PASSED WE CERTAINLY LOOK FORWARD TO HEARING THAT.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: SO WE HAVE UH JOHN F. KENNEDY HIGH SCHOOL PASSED WITH A C PENDING WE'RE PENDING UNTALAN AND MY UNDERSTANDING IS WITH THE C SO I I DON'T KNOW WHAT PUBLIC HEALTH IF YOU WANT TO CLARIFY THAT THOSE ARE THE TWO SCHOOLS THAT HAVE PASSED SO FAR.

SENATOR BROWN: SO.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: AND THEN PRIOR TO THAT WE HAD *INARAJAN* ELEMENTARY AND *MERIZO* ELEMENTARY SCHOOL BOTH WITH A C.

SENATOR BROWN: YES THE ONES YOU HAVE INDICATED TO US HAD PASSED SO THE ONLY ONE THAT'S BEEN ADDED ON NOW IS JFK.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: JFK PASSED WITH A C.

SENATOR BROWN: AND WE'LL POTENTIALLY HOPEFULLY HEAR ABOUT UNTALAN.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: I'M SORRY.

SENATOR BROWN: AND WE'LL HOPEFULLY POTENTIALLY HEAR ABOUT UNTALAN.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: YES WE'RE WAITING.

SENATOR BROWN: AND HOW MANY OF YOUR SCHOOLS NOW ARE READY FOR INSPECTION ARE AWAITING PUBLIC HEALTH ARE READY.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: WE HAVE THREE SCHOOLS THAT ARE READY FOR INSPECTION THIS WEEK WILL BE WETTENGEL ELEMENTARY SCHOOL *TALOFOFO* ELEMENTARY SCHOOL AND *TIYAN* HIGH SCHOOL.

SENATOR BROWN: AND SO WHAT IS DOE'S PLAN I MEAN I KNOW YOU'VE MOVED BACK PUBLICLY THE START OF THE SCHOOL DATE BUT WHAT IS YOUR PLAN AT THIS RATE OBVIOUSLY THERE'S GOING TO BE SUBSTANTIAL LARGE NUMBER OF SCHOOLS THAT WILL NOT BE INSPECTED IN TIME.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: WE HAVE A COMMITTEE WHO IS WORKING ON THE POTENTIAL OF DOUBLE SESSION WITH SCHOOLS THAT HAVE PASSED INSPECTION OBVIOUSLY WE DO WANT OUR ELEMENTARY SCHOOL KIDS TO BE FACE TO FACE AND THE LAST RESORT OBVIOUSLY FOR OUR MIDDLE SCHOOLERS AND HIGH SCHOOLERS IS REMOTE LEARNING HOWEVER WE ARE LOOKING AT THE SCHOOLS THAT HAVE PASSED INSPECTION AND LOOKING AT SCHOOLS THAT ARE CLOSE BY TO THOSE SCHOOLS TO DO A DOUBLE SESSION JUST LIKE WE DID WITH OKKODO HIGH SCHOOL AND F.B. LEON GUERRERO MIDDLE SCHOOL SO AT THIS TIME WE HAVE JOHN F. KENNEDY AND SIMON SANCHEZ WORKING ON A DOUBLE SESSION WITH EACH OTHER AND SO IF WE'RE HOPING THAT IF *TALOFOFO* ELEMENTARY SCHOOL PASSES THEY WOULD AND M.U. LUJAN LET'S SAY DID NOT PASS OR DID NOT GO THROUGH INSPECTION YET THEY WOULD DOUBLE SESSION WITH M.U. LUJAN AND *TALOFOFO* ELEMENTARY FOR EXAMPLE.

SENATOR BROWN: YOU KNOW I'D ASSUME DOUBLE SESSION IS IS QUITE A LOGISTICAL THING.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: YEAH.

SENATOR BROWN: WE'VE BEEN ABLE TO DO IT WITH CERTAIN SCHOOLS ONE OR TWO HERE OR THERE.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: AND IT'S A MATTER OF.

SENATOR BROWN: BUT WITH A LARGE NUMBER YOU'RE TALKING ABOUT THAT'S WOULD BE SUBSTANTIAL AND THEN HOW ARE YOU GOING TO ADDRESS ADEQUATE BUSING.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: YEAH AND THAT'S.

SENATOR BROWN: TO ACCOMMODATE THAT TIME FRAME THEN ON TOP OF THAT WE HAVE PARENTS I'M SURE THAT ARE GOING TO AND TO WORK.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: AND THAT'S.

SENATOR BROWN: MIGHT NOT HAVE ANYONE TO SIT AT HOME TO SUPERVISE THESE CHILDREN EVEN IF THEY DO GO ONLINE.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: I UNDERSTAND.

SENATOR BROWN: CAN PROVIDE SOME SAFE SUPERVISION FOR THESE CHILDREN AND TEACHERS I'M SURE THAT ARE SITTING THERE WITH NO CLUE.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: RIGHT.

SENATOR BROWN: WHAT SCHOOL THEY'RE GOING TO BE IN OR WHAT CLASSROOM THEY'RE GOING TO BE THAT I'M SURE NEED TO I ASSUME THEY HAVE TO TRADITIONALLY GO IN AND SET UP THEIR WORKSPACE AND GET THEIR CLASSROOM PREPARED FOR THEIR STUDENTS AND ALL THOSE GOOD THINGS.

DOE – SUPERINTENDENT DR. SWANSON: I WOULD ADD THAT DOUBLE SESSIONS NOT REALLY DESIRABLE ESPECIALLY FOR YOUNGER KIDS BUT IT'S A LOT MORE EFFECTIVE THAN ONLINE WE KNOW THAT THAT DOES NOT WORK WITH SMALL CHILDREN AND IT CERTAINLY DOESN'T WORK WITH FAMILY WORK SCHEDULES DAYCARE AND SUPERVISION IS ALWAYS A CHALLENGE WITH ELEMENTARY AGE KIDS AND WE'LL PUT ALL OF THE RESOURCES WE HAVE INTO MAKING THAT WORK FOR PARENTS.

SENATOR BROWN: I'M JUST CONCERNED WITH THE INFORMATION BEING PROVIDED THAT YOU KNOW IN THE NEXT TWO TO THREE WEEKS I THINK WE'RE GOING TO STILL END UP IN A SIGNIFICANTLY CHALLENGING SITUATION I'M USING A NICE WORD IN ORDER TO BE ABLE TO HAVE STUDENTS EITHER ONLINE IN SCHOOL OR DOUBLE SESSION I MEAN THAT'S QUITE A SUBSTANTIAL A DOE'S NEVER EXECUTED THIS LEVEL OF ENGAGEMENT SHALL WE SAY.

DOE – SUPERINTENDENT DR. SWANSON: WE'VE NEVER BEEN IN THIS POSITION BEFORE.

SENATOR BROWN: TO IMPLEMENT THIS ALL THE THINGS ARE BEING PROPOSED HAVE BEEN IN ISOLATED CIRCUMSTANCES FOR PERIODS OF TIME BUT NOT AT THE LEVEL THAT IT APPEARS IS ON THE TABLE RIGHT NOW TAKING INTO CONSIDERATION INFORMATION PUBLIC HEALTH'S PROVIDED TO DO INSPECTIONS.

DOE – SUPERINTENDENT DR. SWANSON: I WOULD JUST SAY THAT COMBINED WITH A TYPHOON THE DECISION THE DECISION POINT THAT WAS REACHED HAS A CASCADING EFFECT THAT HAS A LOT OF UNINTENDED CONSEQUENCES AND IT'S OUR TURN TO DEAL WITH THEM THAT'S THAT'S WHAT WE'RE TRYING TO DO WE HAVE TO WE CAN'T LOSE ANOTHER YEAR COVID SHOWED US THAT WE CANNOT AFFORD IT ON A NUMBER OF LEVELS SO OUR OBJECTIVE IN THE IN THE COMING WEEKS IS TO HAVE ENOUGH ELEMENTARY SCHOOLS THAT HAVE PASSED SO THAT WE CAN DOUBLE THEM UP AND OR GEOGRAPHICALLY PLACING THEM SO THAT WE CAN CUT DOWN COMMUTING ISSUES AND TRANSPORTATION THAT'S A SERIOUS CONSIDERATION AS WELL AND OUR SECONDARY SCHOOLS ARE LOOKING PRETTY GOOD WE SAY SAVE ONE THAT MAY HAVE SOME ISSUES SO WE WILL HAVE GOOD CAPACITY AT THE SECONDARY LEVEL.

SENATOR BROWN: WELL I'M I'M I'M HOPEFUL I THINK WE ALL WANT TO REMAIN HOPEFUL IT'S JUST IT'S JUST VERY CONCERNING.

DOE – SUPERINTENDENT DR. SWANSON: IT IS CHALLENGING IT'S GOT ME UP ALL NIGHT I'LL TELL YOU THAT.

SENATOR BROWN: I'M SURE OKAY THANK YOU.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: SENATOR.

SENATOR BROWN: I'LL LEAVE MY QUESTIONS FOR THE NEXT UNLESS ANYONE ELSE HAS ANY OTHER COMMENTS.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: HI SENATOR IF I MAY ADD TO THAT BECAUSE I DON'T WANT TO LEAVE THE CONVERSATION JUST ON THE PUBLIC HEALTH INSPECTION PART BECAUSE I KNOW THAT THAT WAS ONE OF THE CONTENTIOUS POINTS IN THE LETTER THAT WE GOT FROM

PUBLIC HEALTH WE WANTED TO CLARIFY THAT IT'S NOT JUST THEIR ABILITY TO CONDUCT THE INSPECTIONS YES THAT'S A MAJOR LOGISTICAL FACTOR BUT IT'S ALSO MAKING SURE THAT WE'RE ABLE TO PASS.

SENATOR BROWN: YES OF COURSE.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: AND THAT'S THAT'S ONE OF OUR CHALLENGES IS EVEN THOUGH THERE ARE PHASE ONE SCHOOL BY DEFINITION IT'S NOT NECESSARILY THAT THEY'RE READY NOW TO BE INSPECTED SAME THING WITH THE PHASE TWO SCHOOLS EVEN THOUGH THEY'RE ESTIMATING THAT TWO-MONTH PERIOD IT MIGHT BE TOWARDS THE END OF THOSE TWO MONTHS AND WE'RE TRYING TO GET A BETTER A TIGHTER GRIP WITH THE SCHOOLS AS TO WHERE THEY'RE GETTING THEIR ESTIMATES BUT THE ONE AREA THAT THIS BILL DOES REALLY HELP IS THE VARIANCE SECTION BECAUSE IF WE GET THE TOP EIGHT AND I THINK IN DISCUSSIONS WITH A LOT OF FOLKS IF THESE TOP EIGHT VARIANCES ARE APPROVED MAJORITY IF NOT ALL OF OUR SCHOOLS WILL PASS WE HAD THEM ALL GO THROUGH THE SELF-INSPECTION WE EVEN ASKED THEM TO BE VERY CONSERVATIVE WITH YOUR ASSESSMENT OF YOUR SCHOOL AND AND TELL US WHETHER OR NOT YOU THINK THIS IS WHERE YOU WOULD LOSE CERTAIN POINTS AND WENT THROUGH OUR SELF-INSPECTIONS THE PRELIMINARY DATA IS TELLING US THAT A LARGE MAJORITY OF OUR SCHOOLS CAN OPEN WITHIN THESE NEXT FEW WEEKS IF THESE VARIANCES WERE APPROVED SO I KNOW IT'S NOT THE ANSWER TO EVERYTHING BUT LOOKING AT OPTIONS OF ONLINE VERSUS DOUBLE SESSIONS THE QUESTION IS ARE THESE VARIANCES GOOD ENOUGH TO KEEP OUR SCHOOLS OPEN AND TO ALLOW US TO START AGAIN KNOWING THAT THEY'RE NOT MEANT TO BE WAIVERS LIKE WE HAVE NO INTENTION OF DRAGGING OUR FEET OR SAYING NO WE'RE NOT GOING TO ADDRESS IT BUT REALLY JUST ALLOWING US TO OPEN WITH THE UNDERSTANDING THAT WE'RE GOING TO MOVE FORWARD IN ADDRESSING THESE PARTICULAR AREAS THANK YOU.

DOE – SUPERINTENDENT DR. SWANSON: AND I'D LIKE TO ADD THAT THE OTHER PART OF THE BILL THAT SPEAKS TO THE PROCUREMENT ADJUSTMENTS WILL MAKE IT POSSIBLE FOR US TO BREAK THE WORK INTO SMALLER BITES SO WE CAN ISSUE A CONTRACT FOR ONE SCHOOL TO DO ONE PARTICULAR SET OF WORK FOR EXAMPLE PLUMBING RENOVATION AND THAT BRINGS A DOLLAR COST IN UNDER THE UNDER THE THRESHOLD THAT CAN GET US IN IN GOOD SHAPE QUICKLY AND ALSO USE THE THE MONEY THAT THAT WE HAVE ASSIGNED FROM THE RECOVERY FROM COVID THAT THAT HAS TO BE ALL BE OBLIGATED ANYWAY SO WE CAN SPEND THAT MORE EFFECTIVELY WITH THE PROPOSED LANGUAGE.

SENATOR BROWN: WELL THANK YOU I'LL JUST WAIT FOR MY NEXT ROUND BUT THANK YOU I APPRECIATE YOUR RESPONSES.

SPEAKER TERLAJE: THANK YOU SENATOR VICE SPEAKER TINA MUÑA BARNES LEGISLATIVE SECRETARY SENATOR SHELTON.

SENATOR SHELTON: THANK YOU VERY MUCH MADAM SPEAKER THANK YOU TO THE PANEL FOR BEING HERE I THINK I HEARD A LOT OF MY QUESTIONS WERE ALREADY ANSWERED I REALLY APPRECIATE YOUR TIME HERE TODAY I DON'T WANT TO YOU KNOW PROLONG ANY OF THIS I THINK ALL OF YOU HAVE VERY IMPORTANT WORK TO DO SO THAT WE CAN GET THE STUDENTS BACK IN THE CLASSROOM AND THE ONLY THING THAT I WANT TO KNOW IS IS THIS BILL WHAT IT'S GOING TO TAKE FOR US TO HELP GET MORE STUDENTS INTO THE CLASSROOM QUICKER I THINK MR. SANCHEZ YOU ANSWERED A LITTLE BIT RIGHT NOW YOUR LAST STATEMENT AND I FEEL COMFORTABLE WITH THAT I FEEL GOOD ABOUT SUPPORTING THIS BILL AND IF THERE'S MORE SUPPORT THAT YOU NEED FROM OUR END I HOPE THAT YOU'LL YOU'LL REQUEST THAT FROM US HERE TODAY THIS *SI YU'OS MA'ÁSE'*.

SPEAKER TERLAJE: *SI YU'OS MA'ÁSE'* SENATOR PEREZ SENATOR BLAS.

SENATOR BLAS: THANK YOU MADAM CHAIR AND THANK YOU FOR THE PANEL FOR BEING HERE I I GUESS ONE OF THE QUESTIONS AND I THINK THE PREVIOUS SPEAKER FOR ASKING THE QUESTION BUT WELL I I LIKE IT MORE SUCCINCTLY BASED ON BOTH PUBLIC HEALTH AND AND GDOE THE BILL BEFORE YOU WOULD IT BE ABLE TO PROVIDE YOU THE RESOURCES NECESSARY FIRST OFF THIS IS AN EMERGENCY SESSION IS IT PRACTICAL THAT WE'RE GOING TO SAY THAT THE SCHOOLS THE NUMBER OF SCHOOLS NECESSARY TO RUN WHETHER IT BE DOUBLE SESSION OR TO STAY COMPLETELY OFFLINE WILL BE READY BY THE 23RD OF AUGUST.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: I CAN'T FORESEE THE FUTURE BUT JUST WITH MY EXPERIENCE WITH THE INSPECTIONS AND HOW LONG IT TAKES I DON'T BELIEVE THAT ALL SCHOOLS WOULD BE READY BY THE 23RD.

SENATOR BLAS: OKAY NOW IN RECOGNITION THAT THERE'S GOING TO BE YOU KNOW THIS BILL PROPOSES TO BASICALLY TAKE AWAY THE VARIANCE AND AND UNDERSTANDING OF PUBLIC HEALTH WHAT IS A VARIANCE.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: HAPPY TO DEFINE THAT FOR YOU SENATOR SO PER OUR REGULATIONS SO VARIANCE MEANS A WRITTEN DOCUMENT ISSUED BY THE DIRECTOR THAT AUTHORIZES A MODIFICATION OR WAIVER OF ONE OR MORE REQUIREMENTS OF THESE RULES AND REGULATIONS IF IN THE OPINION THE DIRECTOR A HEALTH HAZARD OR NUISANCE WILL NOT RESULT FROM THE MODIFICATION OR WAIVER SO MUCH HOW PEOPLE HAVE BEEN VIEWING VARIANCE IS AS SORT OF AN EXEMPTION AND A WAIVER IT MAY BE A SLIGHT WAIVER HOW YOU CONSIDER IT BUT AT THE DISCRETION OF THE DIRECTOR BUT AND IT REALLY THE INSPECTORS TO THEMSELVES IF IT PROPOSES A HEALTH HAZARD OR THERE'S A NUISANCE OR SOMETHING OF THE SORT THAT COULD ENDANGER THE CHILDREN OR EVEN THE STAFF THAT WORKS AT THE SCHOOL IT'S NOT SOMETHING THE DIRECTOR WOULD SIGN OFF ON THE VARIANCE SECTION OF 4722 ACTUALLY GOES INTO DETAIL AS TO WHAT IS REQUIRED AND HOW A VARIANCE MAY BE GRANTED AND SO THERE'S NEW LANGUAGE IN HERE UPON SHOWING OF GOOD CAUSE CORRECTIVE ACTION AND PROGRESS AND SO ALTHOUGH NOT CLEARLY DEFINED IN THE SECTION IT IS SOMETHING THAT THE DIRECTOR CAN CONSIDER SUCH AS SOME OF THE SCHOOL'S VARIANCE PLANS SINCE THEY'RE WAITING FOR ITEMS TO TO COME IN OR CONTRACTS TO BE PO'D THEN IN THE MEANTIME THEY'RE DOING A B AND C TO MEET THE REQUIREMENTS.

SENATOR BLAS: OKAY OKAY SO WITH REGARD TO THAT AND AND IN RECOGNIZING THAT WHEN YOU'RE DOING THE INSPECTIONS YOU'RE DOING BASICALLY A SCHOOL-WIDE INSPECTION HOW MANY DEMERITS WOULD IT TAKE FOR A SCHOOL TO FAIL.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: 41 DEMERITS.

SENATOR BLAS: 40 41 DEMERITS AND THIS IS DEMERITS THAT BASICALLY YOU'VE GATHERED FROM A SCHOOL-WIDE INSPECTION NOW I'M A LITTLE CONFUSED HERE AS TO HOW WE THEN CAN BE ABLE TO PREPARE SOME CLASSROOMS YOU KNOW THAT WILL BE ABLE TO PASS INSPECTION BUT THEY'RE GOING TO BE OTHER FACILITIES OR OTHER ROOMS WITHIN THAT FACILITY THAT MAY NOT PASS AND MAY GATHER AS MANY DEMERITS THAT NECESSARY I MEAN THAT TO FAIL HOW DOES IN THAT WORK.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: SO WHEN IT COMES TO SHOOTING A DEMERIT OR DEFICIENCY IT IS IT IS CITED ONCE SO IF THERE'S A LIGHTING ISSUE IN TWO CLASSROOMS AND NOT TEN IT'S ALREADY CITED AS ONE IT'S ALREADY CITED IT COUNTS AGAINST YOU IT'S NOT PER ROOM IT'S THE TOTALITY OF THE SCHOOL SO IF THERE'S REPEAT DEFICIENCIES WHICH MOST OF THE TIME THERE ARE IT'S IT'S ONLY COUNTED AS A DEMERIT ONE TIME IN THE IN THE COURSE OF THE INSPECTION REPORT AND THE COURSE OF THE INSPECTION.

SENATOR BLAS: OKAY I GUESS NOW ANOTHER 800 POUND GORILLA IN THE ROOM OKAY OUT OF 41 SCHOOLS IN THE LAST 10 YEARS PASSED INSPECTION BUT THEN ALL OF A SUDDEN NOW WE FIND OUT THEY'RE NOT PASSING INSPECTION WHAT WHAT WHAT CHANGED OVERNIGHT.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: IN WELL IN 10 YEARS I'M NOT SURE I DO KNOW REGULATIONS WERE UPDATED IN I BELIEVE 2019 AND THE NEW SCHOOL REGULATIONS ALLOWED FOR EFFECTIVENESS FIVE YEARS FROM ENACTMENT AND SO WE ARE INSPECTING BASED ON THESE REGULATIONS WE THERE'S BEEN NO SECRET THAT OURS WE DON'T HAVE THE MANPOWER TO INSPECT AS PER STATUTE WHICH IS FOUR TIMES A YEAR BUT AT THE SAME TIME WE DO A RESPOND TO ANY SORT OF COMPLAINTS ANY POTENTIAL HEALTH HAZARDS AND IF IT IS THE SCHOOL BECAUSE THAT'S ONE OF OUR HIGHER RISK POPULATIONS THAT WE NEED TO PROTECT WE DO WE DO WE DO RESPOND THAT BEING SAID PRIOR TO PUBLIC LAW 37-4 THE REQUIREMENT TO RENEW A SANITARY PERMIT DID NOT REQUIRE AN INSPECTION PRIOR TO THE RENEWAL OF THE SANITARY PERMIT.

SENATOR BLAS: SAY THAT AGAIN.

SENATOR BLAS: SO PRIOR TO THE PASSAGE OR ENACTMENT OF PUBLIC LAW 37-4 THERE WAS NO REQUIREMENT FOR SCHOOLS THAT HAD TO BE INSPECTED BEFORE THEIR SANITARY PERMIT WAS RENEWED.

SENATOR BLAS: WOW WHAT A REVELATION YOU KNOW I'M TRYING TO GET HERE AS TO I GUESS IN TOTALITY AND I WILL DIRECT THIS TO YOU MR. SUPERINTENDENT OF THE BILL IS THERE ANYTHING THAT THIS BILL IS LACKING THAT WOULD BE NECESSARY FOR YOU TO TRY TO MEET THOSE MANDATES OR OR TRY TO GET THESE SCHOOLS OPEN QUICKER.

DOE – SUPERINTENDENT DR. SWANSON: THE PIECE THAT WOULD HELP THE MOST FOR FROM MY PERSPECTIVE IS THAT WE FIND SOME WAY TO ALLOW ACCESS FOR OUR OUR STAFF WHEN THEY COME BACK TO DO OTHER ACTIVITIES AS THE WORK IS PROGRESSING AND ALSO ALLOW PUBLIC ACCESS FOR REGISTRATION THAT'S REALLY BEEN A PROBLEM IN THE COMMUNITY BUT THE OTHER PART THAT I THINK WOULD BE VERY HELPFUL IS THE USE OF THE VARIANTS ON A SELECTED TIME SCHEDULE SO THAT WE IDENTIFY WHAT HAS TO BE MITIGATED SHORT TERM AND THEN WORK WITH WITH PUBLIC HEALTH TO DO THE ACTUAL RETROFIT OR REPAIR WHATEVER IT HAPPENS TO BE WITH WITH REGULAR REPORTING BACK TO THEM AND POSSIBLY TO THIS BODY AS WELL IF YOU FEEL THAT THAT'S NECESSARY.

SENATOR BLAS: PUBLIC HEALTH IS THAT SOMETHING THAT YOU'RE AMENDABLE TO.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: TO ALLOW THINGS LIKE DR. SWANSON WAS TALKING ABOUT REGISTRATION AND THOSE KINDS OF THINGS TO OCCUR IT'S ACTUALLY NOT IN COMPLIANCE WITH AN ACTIVE SANITARY PERMIT SANITARY PERMITS ARE FOR SCHOOL OPERATION IF YOU DON'T HAVE A SANITARY PERMIT OR IT WASN'T RENEWED THEN NO OPERATIONS RELATED TO SCHOOL SHOULD BE OCCURRING WITH THE EXCEPTION IN THIS CASE WHAT LED TO THEM FAILING WHICH WOULD BE ANY SORT OF CORRECTIVE ACTION I'M NOT SURE DID DID DR. SWANSON ASK SOMETHING SPECIFIC OR SAY SOMETHING SPECIFIC IN REGARDS TO WHAT YOU WOULD NEED AND IF WE CAN MEET THAT.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: JUST GENERAL ACCESS TO SCHOOL FOR SCHOOL OPERATIONS SUCH AS REGISTRATION.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: YEAH THAT IS SOMETHING THAT DOESN'T FALL IN LINE WITH OUR REGULATIONS IF YOU DO NOT HAVE AN ACTIVE SANITARY PERMIT YOU CANNOT CONDUCT SCHOOL OPERATIONS THAT BEING SAID THAT IS WITHIN OUR REGULATIONS AND THAT DOES NOT STOP THIS BODY FROM CREATING SOME SORT OF LANGUAGE ALTERNATIVELY TO DO THAT BUT THAT BEING SAID AND I LIKE EVERYBODY TO UNDERSTAND THAT THERE ARE HAZARDS ON THESE SCHOOL SITES SO WHEN PARENTS COME THEY COME USUALLY THEY BRING THEIR CHILDREN USUALLY IT'S THE WHOLE CREW AND ONCE THEY'RE ON CAMPUS THERE'S NO CONTROL AS TO WHERE THEY GO WHERE THEY ALLOWED TO GO HOW YOU WOULD SORT OF CORRECT THAT OR MAKE SURE THEY STAY IN A SPECIFIC AREA SO THERE'S THERE'S SOME ISSUES TO CONSIDER WHEN ALLOWING THAT SORT OF EXEMPTION FOR THAT TO OCCUR.

SENATOR BLAS: WELL THAT'S WHY I COULD APPRECIATE THIS CONVERSATION AND THAT'S WHY I ENCOURAGE THE COMMITTEE OF THE WHOLE SO THAT YOU KNOW WE CAN WE CAN WE CAN HEAR FROM BOTH SIDES AND AND HOPEFULLY AT THE END OF THE DAY WE CAN FIND SOME HAPPY MEDIUM SOME I DON'T WANT TO SEE COMPROMISE BUT SOME WAY OF BEING ABLE TO ACCOMPLISH THINGS SO WE CAN MOVE THINGS FORWARD YOU KNOW AND AND SOMETIMES IT JUST MEANS AN OPEN AND FRANK CONVERSATION AND SEE WHAT WE CAN AND WHAT WE CANNOT DO IS IT POSSIBLE I'M VERY ENCOURAGED YOU'RE SAYING THAT THERE IS A POSSIBILITY BEING ABLE TO DO THIS IF IF THERE ARE SOME CAVEATS IF THERE'S SOME PRECAUTIONS AND THINGS THAT ARE THAT CAN BE PUT INTO PLAY I APPRECIATE THAT AND AND SO I I THANK YOU FOR YOU KNOW FOR THIS PETER JOHN SECTION FOUR OF THIS BILL TEMPORARY EMPLOYMENT OF RETIRED GOVERNMENT INSPECTORS THIS BASICALLY BASICALLY AUTHORIZE YOU TO HIRE SOMEONE SOME SOME NEW INSPECTORS ARE YOU FAMILIAR WITH THAT IS IS THIS SOMETHING THAT YOU HAD ASKED FOR OR SOMETHING THAT THE PUBLIC HEALTH.

DPHSS – DEPUTY DIRECTOR CAMACHO: IF IT'S GOING TO BRING ON ADDITIONAL STAFFING SIR WE'RE SUPPORTIVE OF THAT.

SENATOR BLAS: DO YOU HAVE THE MONEY FOR THIS.

DPHSS – DEPUTY DIRECTOR CAMACHO: YES.

SENATOR BLAS: YOU DO HAVE THE MONEY.

DPHSS – DEPUTY DIRECTOR CAMACHO: YES.

SENATOR BLAS: OKAY SO SO IF NO WHEN I SAY DO THEM I GUESS HOW MUCH MONEY I MEAN HOW MANY STAFFERS CAN YOU CAN YOU BRING ON WITH WHAT YOU'VE GOT.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: I THINK THAT DEPENDS ON HOW IF WE BRING BACK RETIRED INDIVIDUALS THE BILL DOES CITE THAT IT IS AT A MINIMUM OF A STEP ONE.

SENATOR BLAS: RIGHT.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: THAT DOESN'T NECESSARILY MEAN IT WOULDN'T BE HIGHER THAN A STEP ONE SO IT REALLY DEPENDS ON I MEAN SO IT'S A LITTLE DIFFERENT IN TERMS OF WHAT'S ALLOWABLE AND SO I THINK THE LANGUAGE ACTUALLY MIRRORS A LOT OF WHAT IS IN THE BUDGET ACT IN TERMS OF BRINGING IN RETIRED PERSONNEL BACK INTO PUBLIC HEALTH FOR THAT PURPOSE.

SENATOR BLAS: AND I WELL I GUESS IT GOES TO THE NEXT QUESTION THAT I HAVE HERE IS IS THERE ENOUGH TIME BETWEEN NOW AND AUGUST 23RD TO BE ABLE TO DO THIS.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: YEAH THAT WAS MY CONCERN AS WELL THERE IS A PROCEDURE AT WHICH YOU HIRE INDIVIDUALS WITHIN THE GOVERNMENT OF GUAM AND AND LIKE SENATOR BROWN HAD SAID EARLIER THERE I DON'T KNOW WE'LL TAKE ANY KIND OF HELP WE CAN GET WE JUST MIGHT NOT GET IT IN THE TIME THAT WE NEED IT AND SO THAT'S JUST THAT'S JUST SOMETHING WE'RE LOOKING AT AND WE'RE REALISTIC ABOUT.

SENATOR BLAS: OKAY YOU KNOW BECAUSE I I THINK THAT YOU KNOW ONE OF THE THINGS THAT WE WANT TO BE ABLE TO PROVIDE IS IS THE OPPORTUNITY TO OPEN THE SCHOOLS AS QUICKLY AS POSSIBLE I NOTICED THAT THAT MR. SWANSON HAS STEPPED OUT FOR A LITTLE BIT MR. SANCHEZ AND MRS. MISS CRUZ I WHAT ARE YOUR CONTINGENCIES NOW IF YOU'RE NOT GOING TO BE ABLE TO OPEN TO WHAT YOU WANT TO DO ON THE 23RD OF AUGUST.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: AS I SAID EARLIER WE WERE LOOKING AT DOUBLE SESSION WITH SCHOOLS THAT HAVE PASSED INSPECTION OBVIOUSLY REMOTE LEARNING IS OUR LAST RESORT BUT AT THIS POINT THE THE PLAN IS TO LOOK AT DOUBLE SESSION ESPECIALLY WITH OUR ELEMENTARY SCHOOL STUDENTS.

SENATOR BLAS: OKAY HOW MANY SCHOOLS DO YOU NEED IN THE EACH GRADE LEVEL I MEAN REPAIRED TO BE ABLE TO GET TO THAT DOUBLE SESSION.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: SO WE STARTED OUR COMMITTEE TODAY AND WE ARE LOOKING WE'RE NOT IN THAT PHASE RIGHT NOW HOWEVER WE HAVE IDENTIFIED THE SCHOOLS AND THE PROXIMITY OF THE GEOGRAPHIC PROXIMITY OF SCHOOLS THAT HAVE ALREADY PASSED INSPECTION AND WHICH SCHOOLS WE CAN ASSIGN TO THOSE SCHOOLS THAT HAVE PASSED INSPECTION.

SENATOR BLAS: OKAY BUT THE MY I GUESS MY QUESTION IS HOW MANY ELEMENTARY SCHOOLS MIDDLE SCHOOLS AND HIGH SCHOOLS ARE YOU GOING TO NEED TO BE ABLE TO MEET THAT MANDATE.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: AT LEAST HALF.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: BASED ON EARLIER ESTIMATES SEVERAL WEEKS AGO IT WOULD BE AT LEAST HALF OBVIOUSLY IF WE WERE TO LOOK AT THE BOTH THE GEOGRAPHIC AREA AS WELL AS NUMBERS WE WOULD NEED AT LEAST HALF THE SCHOOLS YOU KNOW THEY WOULD JUST PAIR UP WITH EACH OTHER SO WE HAVE SCHOOLS THAT HAVE ALREADY BEEN PRELIMINARILY PAIRED UP BECAUSE OF THEIR REGION THE CHALLENGE IS IS WHEN TWO OR THREE OF THEM ARE NOT AVAILABLE THEN THEY KIND OF PLAY THIS GAME OF WELL WE CAN DO ONE SCHOOL BUT WE CAN'T DO THE OTHER SO UNLESS WE HAVE A PERFECT HALF WE WON'T BE ABLE TO KIND OF HAVE EVERYBODY PARTICIPATE THE OTHER CHALLENGE TO THAT IS LIKE SENATOR SENATOR JOANNE BROWN EARLIER MENTIONED THE

LOGISTICS IS ALL OF THIS IS JUST THEORETICAL WHEN WE PROVIDED IT TO PUBLIC WORK SO PUBLIC WORKS HAS NOT EVEN SAID YES THEY CAN LOGISTICALLY DO IT THIS IS ALL REALLY JUST PLANNING AND YOU KNOW DRAWING LINES FROM SCHOOL TO SCHOOL SO RIGHT NOW OUR BEST HOPE IS THAT IF WE WERE TO MOVE FORWARD AND PUBLIC HEALTH STILL CONTINUED TO HAVE TO DO THE INSPECTIONS WE WOULD PASS EVERY INSPECTION LIKE THAT'S OUR KIND OF DESIRE EVERY TIME WE GET INSPECTED WE WOULD PASS AND EVERY TIME THAT SCHOOL WOULD PASS WE WOULD HAVE THE OTHER SCHOOL KIND OF JUMP ON JUMP ON THEM THE PHASE THREE SCHOOLS ARE THE HARDER ONES BECAUSE THOSE ARE THE ONES THAT WE KNOW ARE NOT GOING TO OPEN FOR A WHILE THERE IS A SOLUTION THAT HALF OF THOSE SCHOOLS IS ABOUT I THINK 12 SCHOOLS HALF OF THOSE SCHOOLS HAVE SAID THAT IF THEY WERE ALLOWED TO DOUBLE SESSION WITHIN THEMSELVES AS IN IF THEY WERE NOT TO PASS THAT INSPECTION BUT THAT INSPECTION WERE DUE TO THE NUMBER OF STUDENTS THAT THEY HAVE AND RATIOS AND IF THEY WERE ABLE TO WORK WITHIN THEMSELVES THAT HELPS BECAUSE THAT WAY YOU KNOW THEY JUST STAY WITHIN THEIR OWN CAMPUS BUT THEY JUST HAVE TO SHUT DOWN THE OTHER HALF OF THE CAMPUS BUT STILL WHAT HAPPENS IS YOU END UP HAVING YOU END UP HAVING TO ADD SCHOOLS EVERY TIME THEY THEY PASS INSPECTION.

SENATOR BLAS: YEAH AND I WONDER BECAUSE HOW'S THAT POSSIBLE IF THE DEMERITS ARE BASED ON JUST ONE INSTANCE IF ONE LIGHTS OUT EVERY ALL THE LIGHTS ARE OUT THAT'S WHEN THE ONE DEMERIT HOW DO YOU THEN THEN SAY HALF THE SCHOOLS PASS AND THE OTHER HALF ISN'T.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: WE DON'T IT'S NOT REALLY HOW IT'S DONE SO UNFORTUNATELY IF TWO ROOMS ARE OUT OR ONE ROOM IS OUT AND EVERY OTHER ROOM IS IS COMPLIANT IT COUNTS AS ONE DEMERIT NOW WHEN WE GO BACK ON RE-INSPECTION WE DO LOOK AT THE ROOM THAT WAS CITED FOR CORRECTION AND SO THAT IS SOMETHING WE DO ADDRESS.

SENATOR BLAS: MADAM SPEAKER MY TIME IS UP SO I'LL WAIT FOR THE SECOND.

SPEAKER TERLAJE: THANK YOU VERY MUCH THANK YOU SENATOR SENATOR DUEÑAS.

SENATOR TAITAGUE: MADAM SPEAKER IF I MAY I JUST LOOKED OUTSIDE THE TV WE HAVE NOT BEEN ON AIR WE ARE NOT ON AIR.

SENATOR BARNETT: JUST POINT OF INFORMATION MADAM CHAIR THE TV IN THE LOBBY WAS TURNED OFF BECAUSE WE HAD A RESOLUTION PRESENTATION EARLIER BUT WE ARE IN FACT ON THE AIR AND STREAMING AS WELL.

SENATOR TAITAGUE: OKAY THANK YOU I JUST NOTICED IT OUT THERE AND I JUST WANTED TO VERIFY.

SPEAKER TERLAJE: THANK YOU.

SENATOR TAITAGUE: THAT THIS WHOLE HEARING IS BEING RECORDED NOT RECORDED BUT ON AIR THANK YOU THANK YOU.

SPEAKER TERLAJE: THANK YOU SENATOR DUEÑAS YOU'RE RECOGNIZED.

SENATOR DUEÑAS: *SI YU'OS MA'ÁSE'* MADAM CHAIR AND I'D LIKE TO THANK MY PREVIOUS COLLEAGUES SO FAR I THINK WE HAVE MADE IT CLEAR WHY WE WANTED THE COMMITTEE OF THE WHOLE AND SOME GREAT QUESTIONS THAT HAVE BEEN ASKED I WANTED TO ALSO PREFACE MY BEFORE MY QUESTIONS THAT IT'S NO SECRET IN OUR COMMUNITY THAT THERE'S BEEN A WAR OF WORDS BETWEEN WHAT PUBLIC LAW 37-4 REQUIRES AND WHAT CAPABILITIES ARE SO WHAT WE'RE HERE TODAY FOR IS TO FIND OUT IF THIS MECHANISM THAT'S BEFORE US IS GOING TO HELP US IN ANY WAY GOING FORWARD TO DO THAT AND THAT'S THE PURPOSE FOR WHICH MANY OF US WANTED THIS COMMITTEE OF THE WHOLE I THANK YOU ALL FOR BEING HERE I KNOW YOU'RE BUSY AND I APPRECIATE YOUR TIME I THINK WE CAN GET THIS THROUGH THIS QUICKLY AND DETERMINE THE VERACITY OF THE WHAT THE BILL IS CALLING FOR PETER JOHN I WANT TO PREFACE THIS QUESTION BY STATING THAT I KNOW YOUR ACUMEN YOUR CAPABILITIES AND YOUR HISTORY BUT I HAVE TO ASK THIS QUESTION BECAUSE MY NEXT LINE OF QUESTIONS INDICATES THE DIRECTOR SO I SEE THAT THERE IS TERRY AGUON STILL A DEPUTY DIRECTOR OF PUBLIC HEALTH SO.

DPHSS – DEPUTY DIRECTOR CAMACHO: YES SIR.

SENATOR DUEÑAS: SO THERE ARE NOW TWO DEPUTY DIRECTORS OF PUBLIC HEALTH.

DPHSS – DEPUTY DIRECTOR CAMACHO: YES SIR.

SENATOR DUEÑAS: OKAY THANK YOU.

SPEAKER TERLAJE: IF I COULD CORRECT THAT THERE WERE ALWAYS TWO DEPUTIES REMEMBER LAURIE SO LAURIE DUEÑAS WAS ONE DEPUTY AND THE SECOND DEPUTY WAS TERRY SO.

SENATOR DUEÑAS: YEAH I JUST REMEMBER PREVIOUS LETTERHEADS THAT INDICATED ONE DEPUTY WAS LISTED I DON'T KNOW HOW THAT WAS DONE BUT ANYWAYS GOING FORWARD LIKE I SAID I UNDERSTAND YOUR ACUMEN AND I KNOW YOUR HISTORY SO THIS BILL CALLS FOR IN THE VARIANCE AND WHAT'S IN 4722 AS AMENDED ON LINE EIGHT THE DIRECTOR SO PETER JOHN ARE YOU HERE TO STATE TODAY THAT THE DIRECTOR HAS REVIEWED THE BILL AND AS BEING DIRECTED THE DIRECTOR WOULD BE AGREEING TO WHAT'S IN THIS BILL.

DPHSS – DEPUTY DIRECTOR CAMACHO: WE ACTUALLY DID REVIEW THE BILL SENATOR AND I CAN SAY THAT WE ARE THE THE TEAM AT PUBLIC HEALTH IS ON THE SAME PAGE WITH REGARDS TO SOME OF THE THINGS OR THE THE BILL IS OFFERING.

SENATOR DUEÑAS: OKAY SO THEN GOING TO PAGE TWO LINE ONE ONCE AGAIN THE DIRECTOR AND NOT HIS REPRESENTATIVE OR HER REPRESENTATIVE AND THIS BASICALLY IS IN ALL THE LANGUAGE THAT IS MODIFYING THE THE NOW IN THIS BILL STRUCK PROVISION UNDER A WHICH IS THE CURRENT STATUS AS MISS FRANCINE HAD STATED IN TERMS OF WHAT VARIANCES ALLOW FOR AND DON'T ALLOW FOR.

DPHSS – DEPUTY DIRECTOR CAMACHO: YES.

SENATOR DUEÑAS: OKAY SO ONCE AGAIN ON THE SAME PAGE LINE SEVEN I MUST GO OVER TO THE DIRECTOR OF AND SUPERINTENDENT OF EDUCATION SO THE BILL CALLS FOR A REPORTING REQUIREMENT ON EVERY FIFTH DAY OF EACH MONTH IN REQUESTS FOR ALL VARIANCES BY GDOE ARE YOU IN CONCERT TO COMPLY WITH THAT DIRECTIVE OF THE BILL.

DOE – SUPERINTENDENT DR. SWANSON: YES WE'RE AGREEABLE TO PROVIDE THAT INFORMATION.

SENATOR DUEÑAS: OKAY SO I'LL REDIRECT ONCE AGAIN REPORTING REQUIREMENT FOR GDOE PUBLIC SCHOOLS IS HOW IT'S TITLED SO I WANT TO GO THEN ONCE AGAIN TO PETER JOHN THE DIRECTOR OF PUBLIC HEALTH WILL BE IN COMPLIANCE WITH REPORTING UNDER WELL B THAT STRUCK AT THIS POINT BUT THE DIRECTOR WOULD BE WILLING TO COMPLY WITH THIS.

DPHSS – DEPUTY DIRECTOR CAMACHO: YES SIR.

SENATOR DUEÑAS: OKAY.

SPEAKER TERLAJE: IF I COULD JUST NOTE THEY SUBMITTED REPORTS ON JUNE 5TH AND JULY 5TH 2023 THE WHOLE LIST OF VARIANCES REPORT.

SENATOR DUEÑAS: THAT'S THAT'S FINE MADAM MADAM SPEAKER I THINK YOU CAN PROBABLY CONCUR THAT THERE HAVE BEEN MANY PRESS RELEASES THAT HAVE GONE OUT IN THE LAST SEVERAL WEEKS STATING POSITIONS ON WHO DID WHAT WHAT DID WHERE WHEN HOW AND ALL ITERATIONS OF SUCH I AM BEING VERY DISCIPLINED TO ASK THESE QUESTIONS BEFORE I VOTE ON THIS BILL SO THAT I CAN FEEL COMFORTABLE THAT WE PUT TOOLS IN TOOLBOXES AND THEN LATER ON IT DOESN'T SAY I WANTED A PIPE WRENCH AND YOU GAVE ME A SCREWDRIVER THAT'S THE POINT OF MY LINE OF QUESTIONING SO FRANCINE I HAVE TO COME BACK TO YOU BECAUSE THIS HAS TO BE VERY CLEAR AND I KNOW MY OTHER COLLEAGUES HAVE ASKED THIS BUT THE ISSUE OF SECTION FOUR AND NOT ONLY TRANSFERRING BUT HIRING WHAT IS PUBLIC HEALTH ASSESSMENT IN TERMS OF THE CAPACITIES TO TRANSFER UNDER THE EXECUTIVE BRANCH ANY AND ALL OTHER AGENCIES WHICH HAVE THE CAPABILITIES AS YOU'VE MENTIONED TO BE ABLE TO EITHER BE DEPUTIZED OR BE REALIZED AS INSPECTORS.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: MY UNDERSTANDING SENATORS THAT THE GOVERNOR ALREADY HAS THE POWER TO MOVE OR TRANSFER ANY EMPLOYEES WHERE THERE'S A NEED WITHIN THE LINE AGENCIES OF COURSE.

SENATOR DUEÑAS: AND THAT WAS THE ANSWER I WAS LOOKING FOR ONCE AGAIN BECAUSE YOU DON'T WANT TO BE ACCUSED DOWN THE LINE OF HAVING DUPLICATED SOMETHING IN PAPERWORK THAT BASICALLY EXISTS AND THEN WE ARE NOW HOLDING THE BAG ONCE AGAIN FOR NOT HAVING ACCOMPLISHED THE MISSION OF ACTUALLY PROVIDING FOR AN OPPORTUNITY FOR THIS PIECE OF LEGISLATION TO COMPLETE THE JOB MR. SWANSON I THINK WE NEED TO JUST SUPERINTENDENT WE HAVE TO BE VERY CLEAR ABOUT ONE MORE THING HERE FRANCINE HAS ALREADY MADE IT CLEAR THAT FOR THE REASONS OF LIABILITY AND THE LIKE THEY'RE NOT GOING TO BUDGE ON THE ISSUE OF REGISTRATIONS WHAT ARE THE OTHER AREAS ONCE AGAIN THAT ARE PROBLEMATIC FOR GDOE RIGHT NOW IN TERMS OF WHO IS NOT ALLOWED ON CAMPUS.

DOE – SUPERINTENDENT DR. SWANSON: INITIALLY IF IF WE CANNOT GET AN INTERIM CONDITIONAL PERMIT TO OPEN THEN THAT MOVES US INTO THE DOUBLE SESSION ENVIRONMENT SO I DON'T KNOW THAT WE CAN GO IN THAT DIRECTION BUT IF WE HAVE THE ABILITY TO INSPECT IDENTIFY AND THEN PUT THE MITIGATION STEPS IN PLACE SO THAT WE CAN GO AHEAD AND OPEN THE SCHOOL EACH EACH ONE OF THEM FOREIGN WITH THE PROVISION THAT WE HAVE THE SOLUTION STEPS IN PLACE TOO WHICH COULD BE A CONTRACT IT COULD BE OUR INTERNAL MAINTENANCE PEOPLE BUT ON A TIMELINE THAT WE MUTUALLY AGREE ON THAT THAT WOULD BE THE MOST PREFERENTIAL I ALL I KNOW IS FOR TEACHERS AND KIDS TO DO THE WORK THEY NEED TO DO WE NEED TO GET THEM BACK IN OUR BUILDINGS AS SOON AS WE POSSIBLY CAN BECAUSE THE OTHER SIDE OF THERE'S THERE'S OTHER PIECES TO THIS PUZZLE NOT THE LEAST OF WHICH IS WE'RE A CEP SYSTEM WHICH FEEDS STUDENTS AT NO COST HALF OF OUR STUDENTS THE FOOD THEY GET IS THE FOOD THEY GET AT SCHOOL SO WE NEED TO BE ABLE TO TO GET THAT MECHANISM STOOD UP AND OPERATING AS QUICKLY AS POSSIBLE I ALSO AM COMMITTED TO NOT PUTTING ANYONE IN THE FACILITY THAT'S UNSAFE WHETHER THEY'RE ADULT OR A CHILD I WILL NOT DO THAT.

SENATOR DUEÑAS: I SYMPATHIZE WITH THAT SO I HAVE TO ASK THIS QUESTION IS THAT IS THIS BILL GONNA ALLOW FOR THAT OR DO WE NEED TO ADD SOME LANGUAGE OR CAN THIS BE AN INNER AGENCY AGREEMENT BASED ON THIS MEETING.

DOE – SUPERINTENDENT DR. SWANSON: I DON'T LIKE TO MICROMANAGE THROUGH LEGISLATION BUT I THINK WE HAVE A POSITIVE WORKING RELATIONSHIP WITH PUBLIC HEALTH THAT WE CAN SOLVE THESE PROBLEMS IF WE'VE GIVEN THE FRAMEWORK TO DO THAT IN.

SENATOR DUEÑAS: FRANCINE IS THERE LANGUAGE IN HERE OR DIRECTOR OR DEPUTY DIRECTOR IS THERE LANGUAGE IN HERE THAT YOU SEE THAT WOULD ALLOW YOU TO FACILITATE THAT ALLOWANCE OUTSIDE OF PARENTS ENROLLING STUDENTS.

DPHSS – DEPUTY DIRECTOR CAMACHO: SENATOR AS SUPERINTENDENT SWANSON HAS INDICATED WE DO HAVE THAT COLLABORATIVE RELATIONSHIP WITH THEM DESPITE WORDS HERE AND THERE AND WHEREVER BUT I THINK THE THE POINT HE MADE AND I AGREE WITH IS THAT THERE IS A A SENSE OF WANTING TO WORK TOGETHER TO MAKE SURE THAT THE SCHOOLS ARE GOING TO BE OPEN FOR OUR STUDENTS FOR OUR CHILDREN SO THAT AND THEY CAN GO TO SCHOOL IN A SAFE ENVIRONMENT NOTWITHSTANDING THAT THERE ARE SOME ISSUES THAT NEED TO BE ADDRESSED I THINK ONE OF THE THINGS THAT FOR YOUR CONSIDERATION IS THAT PERHAPS A REPEAL OF 37 4 37 4 RIGHT TO BE ABLE TO ALLOW THE SCHOOLS TO BE OPENED BUT HOWEVER WE STILL WILL HAVE TO MAKE THE EFFORT WORKING WITH DOE GDOE TO ADDRESS ALL THE DEFICIENCIES THAT HAD BEEN IDENTIFIED PREVIOUSLY SO THAT WE CAN THEN CONTINUE TO MOVE FORWARD WORKING WITH THEM TO MAKE SURE THAT THOSE ENVIRONMENTS ARE SAFE.

SENATOR DUEÑAS: MY TIME IS UP I'LL LISTEN TO THE BALANCE AND LOOK FORWARD TO ROUND TWO.

SPEAKER TERLAJE: THANK YOU SENATOR DUEÑAS SENATOR PARKINSON.

SENATOR PARKINSON: THANK YOU MADAM SPEAKER I GOT SOME QUESTIONS FOR DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES FRANKLY I GUESS MY FIRST QUESTION IS IF IF WE PASS THE BILL AS IT IS WILL THIS SOLVE YOUR PROBLEM WILL THIS ALLOW THE SCHOOLS TO OPEN IN TIME.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: THE WAY THE BILL IS WRITTEN WILL EXPEDITE SOME OF THE CONCERNS I.E THE SECTION OF THE BILL THAT ACTUALLY STRIKES THROUGH SECTION A WITH THE TIME WITH IN TERMS OF ALLOWING FOR VARIANCES TO BE APPROVED BEFORE DURING AND AFTER AN INSPECTION IS COMPLETED THAT BEING SAID WE STILL ARE FACED WITH THE SAME LOGISTICAL PROBLEM WHERE WE ONLY HAVE SO MUCH STAFF AND WE CAN ONLY DO THIS IN THE MANNER THAT WE ARE DOING TO GIVE A PROPER QUALITY INSPECTION AND AT THE SAME TOKEN WE ARE ALSO WORKING WITH GDOE AND THEIR AVAILABILITY IN TERMS OF WHAT SCHOOLS ARE READY TO GO SO IT'S COLLABORATIVE IF WE WERE TO LOOK AT IT AND LET'S SAY TOMORROW ALL SCHOOLS WERE READY TO GO FOR INSPECTION AND WE'RE CONFIDENT THEY'D PASS INSPECTION WE CAN'T MEET A DEMAND OF 34 SCHOOLS IN TIME FOR AUGUST 23RD AND KEEP IN MIND SENATOR THIS IS NOT LET'S SAY A SCHOOL WERE TO FAIL INSPECTION IF THAT WERE THE CASE WE'D HAVE TO GO BACK AND REINSPECT CORRECTIONS WOULD HAVE TO BE MADE VARIANCES WOULD HAVE TO BE SUBMITTED AND WE'D HAVE TO GO AND SEE IF THOSE VARIANCES ARE IN PLACE AND SO IT WOULD ALMOST IT WILL HELP BUT BY NO MEANS EARLY ESTIMATES WILL SAY UNLESS THE SCHOOLS ARE ALL READY TO GO EVEN THAT I DON'T THINK WE'RE READY.

SENATOR PARKINSON: OKAY IF WE WERE TO PASS THIS BILL MAGICALLY YESTERDAY HOW MANY SCHOOLS WOULD BE AVAILABLE FOR INSPECTION TOMORROW.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: WELL THAT IS AT GO GDOE'S LIKE TIME FRAME.

SENATOR PARKINSON: YEAH I GUESS THAT'S MY QUESTION TO YOU GUYS THEN IF IF THIS BILL WERE TO PASS YESTERDAY HOW MANY BILL HOW MANY SCHOOLS WOULD BE READY FOR INSPECTION TOMORROW.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: CURRENTLY WE HAVE THREE SCHOOLS THAT ARE READY THIS WEEK AND THEN THE FOLLOWING WEEK WE'LL HAVE ANOTHER THREE AND SO FORTH SO WE'LL HAVE THREE THREE SCHOOLS A WEEK AVAILABLE FOR INSPECTION.

SENATOR PARKINSON: OKAY THEN I GUESS I HAVE ANOTHER QUESTION FOR DPHSS ON JULY 14TH I SAW THAT YOU HAD A MEMORANDUM TO THE ATTORNEY GENERAL OF GUAM A REQUEST FOR GUIDANCE ON THE ISSUANCE OF RENEWAL OF SANITARY PERMITS I SEE AS THE WAY THE LAW IS WRITTEN NOW THAT INSPECTIONS ARE REQUIRED AS OFTEN AS NECESSARY AND AT LEAST EVERY THREE MONTHS OR ELSE THEY CAN'T AS FAR AS I UNDERSTAND THE LAW THEY CAN'T ISSUE SANITARY PERMITS WERE YOU ABLE TO RECEIVE AN OPINION FROM THE ATTORNEY GENERAL AND WHETHER OR NOT THEY NEED LIKE ALL BECAUSE THE THING IS THAT THAT PROVISION ITSELF GOES BEYOND THE SCHOOLS THAT TALKS ABOUT ALL ESTABLISHMENTS SO DO ALL ESTABLISHMENTS HAVE TO BE INSPECTED EVERY THREE MONTHS OR DO WE HAVE TO OR UNDER THREAT OF CLOSURE WHAT WAS THE WHAT WAS THE THE FEEDBACK FROM THE ATTORNEY GENERAL'S OFFICE.

DPHSS – DEPUTY DIRECTOR CAMACHO: WE'RE STILL WAITING FOR A RESPONSE FROM THE AG'S OFFICE SIR.

SENATOR PARKINSON: THE THE AG HAS NOT RESPONDED.

DPHSS – DEPUTY DIRECTOR CAMACHO: NOT TO MY KNOWLEDGE.

SENATOR PARKINSON: OKAY.

DPHSS – DEPUTY DIRECTOR CAMACHO: WE'VE ACTUALLY SENT A FOLLOW-UP MEMO AS WELL.

SENATOR PARKINSON: OKAY BECAUSE THAT IS ONE OF THE THINGS THAT WE ARE TRYING TO AMEND HERE IN TODAY'S LAW AND SO IF WE'RE GOING TO AMEND THAT I THINK I WOULD LIKE TO ASK THE ATTORNEY GENERAL IF IF WE DON'T CHANGE THIS DO WE HAVE TO CLOSE BUSINESSES EVERY THREE MONTHS IF THEY DON'T GET INSPECTED SO AT THIS TIME I'D LIKE TO MOTION TO ADD THE ATTORNEY GENERAL TO THIS PANEL.

SPEAKER TERLAJE: WE ARE NOT DISCUSSING THE BUSINESSES SO POINT OF ORDER THIS IS ONLY FOR SCHOOLS THE REGULATIONS THAT WE'RE DISCUSSING ONLY CONTROL SCHOOLS AND AT THIS POINT ONLY PUBLIC SCHOOLS.

SENATOR PARKINSON: THE REGULATION THAT THEY WE'RE DISCUSSING IS BEING AMENDED SAYS THAT ALL BUSINESSES GOT CLOSED AFTER THREE MONTHS.

SPEAKER TERLAJE: IN THE BILL.

SENATOR PARKINSON: YEAH.

SPEAKER TERLAJE: THIS BILL IS TALKING ABOUT 4722 VARIANCES AND THIS IS UNDER THE RULES OF SCHOOL SANITATION RULES AND REGULATIONS.

SENATOR PARKINSON: BUT ISN'T THERE A SECTION BEING AMENDED UNDER 2104 INSPECTIONS IS OFTEN MAINLY AS DEEM AS NECESSARY AND THEY ARE SCRATCHING OUT ONCE EVERY THREE MONTHS.

SPEAKER TERLAJE: NO THERE IS NO SUCH SECTION.

SENATOR PARKINSON: OH.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: SENATOR IF I MAY THAT IS ACTUALLY IN STATUTE THAT'S 10 TITLE 10 OF THE GUAM CODE ANNOTATED CHAPTER 21 IN REGARDS TO SANITATION AS A WHOLE SO IT DOESN'T SAY I'M HAPPY TO READ THE THE SECTION THAT YOU'RE REFERRING TO.

SENATOR PARKINSON: SURE MA'AM.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: WHICH DOES DOES AND I QUOTE AS OFTEN AS MAY BE DEEMED NECESSARY AND AT LEAST ONCE EVERY THREE MONTHS THE DIRECTOR SHALL INSPECT EVERY ESTABLISHMENT OR ACTIVITY SUBJECT TO THIS CHAPTER THAT BEING SAID IT DOESN'T STATE ANYTHING IN THE LANGUAGE THAT THEY WILL NOT GET A SANITARY PERMIT THAT WE WILL SHUT THEM DOWN OR ANYTHING OF THAT SORT SO IT IT JUST SAYS THE DIRECTOR SHALL AS OFTEN AS MAY BE DEEMED NECESSARY AND AT LEAST EVERY THREE MONTHS WE HAVE TO INSPECT IT'S JUST NOT THE LANGUAGE WE'RE IN WE WOULDN'T RENEW ITS PERMIT IS IS NOT IS NOT BLANKET AND IS NOT IN OUR LAW ACTUALLY PUBLIC LAW 37-4 REQUIRED THAT SPECIFICALLY FOR GDOE SCHOOLS.

SENATOR PARKINSON: OKAY AND I GUESS YOU WERE SAYING THAT THIS WON'T SOLVE THE PROBLEM BUT IT WILL HELP I GUESS WHAT LEGISLATIVE CHANGES WOULD WE NEED TO MAKE TO HELP FACILITATE THIS AND SOLVE THE PROBLEM.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: I I THINK I CAN ONLY SPEAK FOR PUBLIC HEALTH PERHAPS IT THIS IS ONE KEY TO THE TO THE ENTIRE SYSTEM THAT MAYBE WILL HELP EXPEDITE BUT I BELIEVE ONE OF THE OTHER CONCERNS WAS THE COMPLIANCE TIMELINE AND THE ABILITY TO MEET THAT COMPLIANCE TIMELINE I THINK I'M AT AN ECHO YEAH BUT AT THE SAME TIME SENATOR THAT'S NOT AT OUR IT IS GDOE'S PER 37-4S REQUIREMENT TO MEET FULL COMPLIANCE BY SCHOOL YEAR 2023 2024 AND OUR EFFORTS WOULD ONLY BE TO HELP THEM BY THE INSPECTIONS THE RE-INSPECTIONS THE VARIANCE REQUESTS SUBMISSIONS BUT AGAIN ALL THAT ALL THAT TAKES TIME SO YOU WOULD BE SORT OF INSPECTION ONE YOU'RE PASSING WITH THE 30 A SCORE OF 38 NOW YOU CAN SUBMIT SOME VARIANCES BUT I STILL GOT TO GO BACK AND RE-INSPECT AND OR I GOT TO SEND MY INSPECTORS OUT THERE TO REINSPECT WHICH IS WHERE THE PROLONGING HAPPENS ALTHOUGH A GOOD FIX BUT THEN I THINK THE WILLINGNESS YOU'D HAVE TO ASK GDOE IF THEY CAN MEET WHAT'S READY AND WE WOULD TRY TO BE READY TO GO WITH THE ABILITY TO HIRE WITH THE ABILITY TO BRING IN RETIREES AND TO WORK IN OUR OUR TEAMS THAT WE PLAN.

SENATOR PARKINSON: OKAY AND JUST AS A HYPOTHETICAL IF IF THE LEGISLATURE WERE TO DO A FULL REPEAL OF OF THE BILL OF THE ORIGINAL BILL AND RESTORED THE DUE DATE TO JUNE 30TH OF NEXT YEAR WITH PUBLIC HEALTH BE ABLE TO MAKE ITS MANDATE THEN.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: WE CAN WE WOULD WORK WITH GDOE I WILL PREFACE AGAIN WITH THAT IT REALLY IS DEPENDENT ON THE READINESS OF DEPARTMENT OF EDUCATION WE'VE WE'VE ON OUR END THE ONLY THING I CAN SPEAK FOR IS WE'VE ALREADY LIMITED THE AMOUNT OF SERVICES THAT WE DO CONDUCT TO HAVE A LOT OF OUR STAFF FOCUS ON CONDUCTING THE INSPECTIONS EARLIER WE HAD QUOTED WE WERE AT ONE SCHOOL A WEEK WE NOW BUMP THAT UP TO THREE THE VARIANCES COULD ALSO HELP EXPEDITE BUT IT ALSO REMEMBER THE VARIANCES HAVE TO BE SUBMITTED BY GDOE THEY HAVE TO KIND OF MAKE SENSE THEY HAVE TO STILL NOT CREATE ANY HEALTH HAZARDS OR NUISANCE FOR THE STUDENTS OR ANYBODY WHO'S OCCUPYING THE SCHOOL OR GOING TO SCHOOL SO THERE'S SOME OF THOSE THINGS THAT WE NEED TO RESPOND TO THAT'S KIND OF WHERE WE'RE AT.

SENATOR PARKINSON: IS THE STATUTORY REQUIREMENT FOR INSPECTIONS EVERY THREE MONTHS IS THAT GOING TO BE PROBLEMATIC FOR DOE BECAUSE NOW THEY'RE GOING TO BE COMPETING FOR THE SAME POOL OF INSPECTORS.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: IT MIGHT BE I KNOW IN THE PAST WITH I BELIEVE WHEN BILL 2937 WAS BEING HEARD IN A PUBLIC HEARING FORMAT THEY'RE THE WE HAVE SAID WE DO NOT HAVE WE CAN'T EVEN MEET THAT MANDATE MUCH LESS EVERY EVERY THE INSPECTIONS OF GD GDOE SCHOOLS WHICH INCLUDE YOU KNOW THE RE-INSPECTIONS THE FOLLOW-UP INSPECTIONS AND SO THERE WOULD BE DIFFICULTY IN IN THE ABILITY OF US TO MEET THAT MANDATE AND PUBLIC LAW 37-4 ACTUALLY PUT THE REQUIREMENT IN PLACE ANNUALLY WHICH AGAIN IT WOULD JUST SORT OF EXACERBATE THE ISSUE AND THE CHALLENGE WE'RE ALREADY FACED WITH.

SENATOR PARKINSON: WOULD IT MAKE MORE SENSE FOR RENEWALS TO BE REQUIRED ONE YEAR AFTER INSPECTION DATE RATHER THAN ON THE SAME JUNE 30TH DATE FOR EVERYTHING BECAUSE THAT SEEMS TO ME SETTING UP A SITUATION WHERE EVERYTHING COMES DUE AT ONCE AND KIND OF MAKES AN IMPOSSIBLE WORKLOAD FOR YOU ON JUNE 30TH WOULD IT NOT BE EASIER FOR THEM TO GET THEIR INSPECTIONS WHENEVER A YEAR IS UP FOR THEM.

DPHSS – DEPUTY DIRECTOR CAMACHO: WITH REGARDS TO YOUR QUESTION SIR IT COULD ALLEVIATE SOME OF THAT CONGESTION THAT YOU'RE REFERRING TO WITH REGARDS TO GDOE EARLIER WHERE THEY SAID THAT YOU KNOW THEY'RE DOING THESE SELF-ASSESSMENTS THAT HELPS AS WELL BECAUSE IT CONTINUES IT KEEPS THE SCHOOLS IN THAT STATE OF READINESS FRAME OF MIND SO THAT THEY'RE LOOKING OUT FOR THOSE THINGS SO THAT'S ALSO HELPFUL FOR THE SCHOOLS THE ONE THING I IN AND I'M NOT AN ATTORNEY BY ANY STRETCH BUT I WAS LOOKING AT SOME OF THE THE LAWS RELATIVE TO SANITARY PERMITS AND I DIDN'T SEE ANY REFERENCE THAT SAID YOU NEEDED TO HAVE AN INSPECTION TO GET YOUR SANITARY PERMIT RENEWED THAT'S JUST MY READ.

SENATOR PARKINSON: YOU YOU HAVEN'T SEEN ANYTHING THAT REQUIRES AN INSPECTION BEFORE THE ISSUANCE OF A SANITARY PERMIT.

DPHSS – DEPUTY DIRECTOR CAMACHO: NOT IN.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: OKAY THERE ARE A FEW THERE'S ACTUALLY ONE ONE PARTICULAR TYPE OF HEALTH REGULATED ESTABLISHMENT WHICH IS TEMPORARY WORKFORCE HOUSING PER CHAPTER 26A OF A TITLE 10 WHICH ACTUALLY HAS THE RENEWAL OF THE SANITARY PERMIT IS IN IS IN PHASES AND SO IT IS NOT ALL DEEMED TO BE PHASED FOR RE-INSPECTION AT THE SAME TIME WHICH IS VERY DIFFERENT FROM THE JUNE 30TH DATE WHICH IS WHICH IS IN STATUTE BUT IT IS IT'S I THINK IN THE IN THE PAST WHEN I THINK DEPARTMENT OF REVENUE AND TAXATION HAD ALL BUSINESS LICENSE EXPIRED ON JUNE 30 I THINK IT WAS MEANT TO MIRROR THAT SAME TIME FOR RENEWAL THAT BEING SAID CLEARLY REV AND TAX HAS ACKNOWLEDGED THE NEED TO CHANGE THAT AND IT HAS IN FACT CHANGED AND WE ALSO ACKNOWLEDGE THAT TOO AND UM EVERYTHING LIKE OUR HEALTH CERTIFICATE VALIDITY IS BASED ON THE DATE OF APPLICATION SO IT COULD BE THE DATE OF APPLICATION IT COULD BE THE DATE OF ISSUANCE ONE YEAR THERE IS A THERE IS A TERM FOR THAT PERIOD SO IT'S DEFINITELY POSSIBLE I DON'T KNOW IF IT'S PERHAPS GERMANE TO INTRODUCE THIS INTO THE LANGUAGE OF THIS BILL BUT IT'S IT'S DEFINITELY POSSIBLE.

SENATOR PARKINSON: OKAY AND ARE YOU SURE THAT THE LANGUAGE IS CLEAR ABOUT NOT REQUIRING AN INSPECTION BEFORE ISSUANCE OF SANITARY PERMITS BECAUSE I I I'M NOT SURE ALL THE DETAILS OF IT BUT FROM WHAT I UNDERSTAND THE ATTORNEY GENERAL IS INDICTING PEOPLE FOR NOT INSPECTING AND ISSUING SANITARY PERMITS WERE YOU ABLE TO RECEIVE ANY GUIDANCE FROM THE ATTORNEY GENERAL ON THAT POINT.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: ACTUALLY I DON'T BELIEVE WE HAVE AND AS IT'S NOT OUR CASE AND IT'S IN LITIGATION I HAVE NO INFORMATION TO COMMENT ON THAT AS WELL I THINK DEPUTY PJ IS ON THE SAME SO WE ACTUALLY DON'T KNOW.

DPHSS – DEPUTY DIRECTOR CAMACHO: TO YOUR QUESTION SIR NO WE'VE NOT RECEIVED ANY GUIDANCE YET FROM THE ATTORNEY GENERAL.

SENATOR PARKINSON: YEAH BECAUSE I WOULD TEND TO AGREE WITH YOU THAT I DON'T THINK THERE'S ANYTHING REQUIRING IT BUT AS I SAY THE THE INDICTMENTS KIND OF FLY IN THE FACE OF THAT I GUESS REALLY THAT'S MY QUESTION IS IF YOU'VE RECEIVED ANY FURTHER I GUESS THAT'S REALLY MY QUESTION MARK HERE IS WHERE HOW IS THE AG FIT IN ALL THIS AND IF YOU EVER DO RECEIVE AN ANSWER TO YOUR FOLLOW-UP EMAIL I WOULD PLEASE REQUEST THAT YOU SHARE IT TO MY OFFICE AND WITH THAT MADAM SPEAKER I YIELD THE REST OF MY TIME TO THE NEXT QUESTION THE NEXT ROUND OF QUESTIONS.

SPEAKER TERLAJE: THANK YOU SENATOR SENATOR BARNETT.

SENATOR BARNETT: THANK YOU MADAM CHAIR I WANT TO THANK THE PANEL FOR BEING HERE AND I THINK I JUST WANT TO START WITH THE PUBLIC HEALTH IF IF I MAY ASK DO YOU BELIEVE THAT PUBLIC LAW 37-4 PREVENTS THE ISSUING OF VARIANCES RELATIVE TO THE GUAM DEPARTMENT EDUCATION FACILITIES.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: IT DOESN'T FULLY PREVENT THE ISSUANCE OF VARIANCES SECTION A WHICH IS STRUCK THROUGH FROM THIS CURRENT BILL THAT WE'RE DISCUSSING ACTUALLY DOES PREVENT VARIANCES FROM BEING APPROVED THAT LED TO THE SUSPENSION OF THE SANITARY PERMIT OR BASICALLY FAILING FAILING THE INSPECTION SO THAT MEANS EVERYTHING EVERYTHING FROM SENATOR TELO'S COMMENT ABOUT THE PERMANENT MARKER ON THE THE DESK IF IT WAS CITED THERE'S NO VARIANCE WE COULD RECEIVE FOR THAT IF IT WAS SOMETHING AS BIG AS VECTOR CONTROL AN ISSUE WITH PEST OR RODENTS THERE'S NO VARIANCE YOU COULD SUBMIT FOR THAT AS WELL SO ANYTHING THAT WAS CITED WHETHER SIMPLE OR NOT THAT LED TO THE CLOSURE BASED ON HOW THE LAW READS IS TECHNICALLY A VERY WE CANNOT WE CANNOT APPROVE ANY VARIANCES THE DIRECTOR CANNOT APPROVE ANY VARIANCES AS AS WE UNDERSTAND IT.

SENATOR BARNETT: SO YOU'RE SAYING THE DIRECTOR OF PUBLIC HEALTH CANNOT APPROVE ANY VARIANCES AS FAR AS YOU UNDERSTAND.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: THAT'S ACTUALLY INACCURATE SIR IN TERMS OF PUBLIC LAW 37 4 SECTION A SAYS IT SHALL NOT BE ISSUED TO A GDOE PUBLIC SCHOOL IF FAILURE TO COMPLY WITH ARTICLE 7 CHAPTER 26 OF THESE RULES AND REGULATIONS WILL RESULT IN THE SUSPENSION OF THE SANITARY PERMIT OF A GDOE PUBLIC SCHOOL SO THE WAY IT'S VIEWED IS THAT WE CAN'T ISSUE THAT VARIANCE IF IT LED TO A SCHOOL FAILING ANY VARIANCE BASICALLY THE ONLY OPTION A GDOE SCHOOL WOULD HAVE IS CORRECTIVE ACTION AND SO THIS BILL ACTUALLY STRIKING THAT PHRASE OUT GIVES GIVES PUBLIC HEALTH THE OPPORTUNITY OR OPTION TO RECEIVE THEM REVIEW THEM ON AT THE DIRECTOR'S DISCRETION APPROVE THEM AT WHICH HE MAY REQUIRE ADDITIONAL SUBSTANTIATION FOR THESE VARIANCES.

SENATOR BARNETT: YES THAT'S THAT'S WHAT'S A LITTLE CONFUSING TO ME IS BECAUSE IN DISCUSSIONS AND IN PREVIOUS HEARINGS WE KNOW THAT THE GUAM DEPARTMENT EDUCATION FOR SEVERAL MONTHS NOW HAS BEEN MEETING WITH THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES RELATIVE TO THIS ENTIRE ISSUE OF THE VARIANCES AND AS YOU KNOW PUBLIC LAW 37-4 REQUIRES THE DEPARTMENT OF PUBLIC HEALTH TO SUBMIT THESE REPORTS OF VARIANCES THAT WE HAVE BEEN IN RECEIPT OF SINCE MAY SO EVERY MONTH SINCE MAY WE'VE BEEN GETTING A VERY DETAILED AND LENGTHY I MIGHT ADD LIST OF THE VARIANCES THAT HAVE BEEN SUBMITTED TO THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES AND GOING AS FAR AS DPHSS SAYS SENDING BACK VARIANCE REQUESTS AND SAYING HEY CAN YOU CHANGE THIS OR THAT AND SEND IT BACK AND IT'S EVEN OUR UNDERSTANDING THAT ALTHOUGH YOU'RE SAYING THAT PUBLIC LAW 37-4 PROHIBITS YOU FROM ISSUING VARIANCES BUT THAT VARIANCES HAVE ACTUALLY BEEN GRANTED SINCE THE PASSES OF PUBLIC LAW 37-4 IS THAT CORRECT MA'AM.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: VARIANCES CAN BE GRANTED BUT A VARIANCE THAT LED A VARIANCE CANNOT BE GRANTED IF IT LED FOR FOR AN ITEM THAT WAS CITED THAT LED TO THE SUSPENSION OF A PERMIT OR BASICALLY FAILING NOW HOW YOUR SENATOR HOW HOW IT'S SORT OF VIEWED IS YES GDOE CAN SUBMIT AS MANY VARIANCE REQUESTS AS THEY'D LIKE AND WE HAVE SHOWED OUR IN OUR MONTHLY REPORTING REQUIREMENT THAT THEY HAVE SUBMIT QUITE A FEW VARIANCES THAT BEING SAID THAT DOESN'T NECESSARILY MEAN THEY'VE BEEN APPROVED BY THE DIRECTOR WHICH IS WHAT IS REQUIRED YEAH.

SENATOR BARNETT: RIGHT BUT MA'AM I I'M LOOKING AT THE VARIANCE SUBMISSION REPORTS THAT WE'VE GOT AND AND THERE WAS ACTUALLY VARIANCE GRANTED DISTRICT-WIDE FOR THE CEILING TILES CORRECT.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: THAT IS ACTUALLY THE ONLY DISTRICT-WIDE VARIANCE THAT HAS BEEN APPROVED TO DATE THAT I KNOW OF DISTRICT-WIDE YEAH IT IS IT IS THE CEILING TILES.

SENATOR BARNETT: OKAY SO THERE HAS BEEN A VARIANCE GRANTED SINCE THE PASSAGE OF PUBLIC LAW 37-4.

SENATOR BARNETT: YES THERE'S BEEN ONE.

SENATOR BARNETT: OKAY THANK YOU AND I WANTED TO NOW SWITCH THE THE GUAM DEPARTMENT EDUCATION AND MAYBE IF YOU CAN SHARE MORE OF YOUR PLANS BECAUSE THERE SEEMS TO BE THIS IDEA THAT ON AUGUST 23RD WHATEVER SCHOOLS WE ARE UNABLE TO OPEN ARE JUST NOT GOING TO OPEN EVER AND SO I KNOW THAT THE GOAL IS THAT AS YOU HAVE SAID ON THE RECORD HERE THAT WE GET AS MANY SCHOOLS OPEN AS POSSIBLE SO THAT WE HAVE A A AN ASSEMBLAGE OF ELEMENTARY MIDDLE AND HIGH SCHOOL SO THAT WE CAN DOUBLE SESSION NOW AFTER THAT HAPPENS ANY SCHOOL THAT IS UNABLE TO OPEN BY AUGUST 23RD DOES THE WORK TO OPEN THAT SCHOOL AND PLANS TO DOUBLE SESSION WITH THOSE FACILITIES DO THOSE EFFORTS CONTINUE.

DOE – SUPERINTENDENT DR. SWANSON: OUR EFFORT IS TO MATCH THEM ALL UP SO THEY CAN OPEN AND SO THAT'S WHY THE THE INSPECTIONS ARE HEAVY ON ELEMENTARY SCHOOLS BUT THEY INCLUDE MIDDLE SCHOOLS AND HIGH SCHOOLS AS WELL THE UH WE'RE IN THE PROCESS NOW OF ACTUALLY PHYSICALLY MATCHING UP STUDENT BODIES IF WE WERE TO USE ONLINE IT WOULD BE AT THE SECONDARY LEVEL NOT THE ELEMENTARY LEVEL WHICH MIGHT CAUSE US TO HAVE SMALLER KIDS IN BUILDINGS THAT ARE DESIGNED FOR BIGGER KIDS BUT FACE-TO-FACE INSTRUCTION OUTWEIGHS THE REST OF IT.

SENATOR BARNETT: CAN WE JUST GET A SPECIFIC MR. SUPERINTENDENT SO LET'S TAKE FOR EXAMPLE A PHASE THREE SCHOOL LIKE GEORGE WASHINGTON HIGH SCHOOL ARE THERE PLANS UNDERWAY DISCUSSIONS UNDERWAY TO POSSIBLY DOUBLE SESSION THAT CAMPUS WITH PARTS OF THE GUAM COMMUNITY COLLEGE AND THIS EFFORT BEING LED BY THE BOARD.

DOE – SUPERINTENDENT DR. SWANSON: THAT.

SENATOR BARNETT: THE BOARD CHAIR OF EDUCATION.

DOE – SUPERINTENDENT DR. SWANSON: YES AND THE SHORT ANSWER IS YES WE ALREADY HAVE A GUARANTEE OF 11 CLASSROOMS AT THE COMMUNITY COLLEGE AND WE'RE TRYING AND WE'RE DOING THIS WITH SEVERAL OF OUR FACILITIES TRYING TO IDENTIFY THOSE PORTIONS OF THE CAMPUS THAT WILL PASS INSPECTION AND CONDEMN THE OTHER PART IT WON'T AND THEN OFFSET WITH THAT SO GEORGE WASHINGTON IS ACCORDING TO MY CONVERSATION WITH THE PRINCIPAL AND DR. OKADA IS THAT THEY FEEL THEY'RE GOING TO HAVE ENOUGH SPACE TO HANDLE THEIR OWN STUDENT BODY IN-HOUSE.

SENATOR BARNETT: AND AND SO I THINK THAT SPEAKS TO THE IDEA OF ROLLING OPENINGS RIGHT AND SO WE'RE TRYING TO GET AN ASSEMBLY OF SCHOOLS READY FOR AUGUST 23RD BUT AFTER THAT DATE WORK WILL CONTINUE AND SCHOOLS THAT AREN'T ABLE TO OPEN BY THE 23RD WILL KNOCK ON WOOD HOPEFULLY BE ABLE TO OPEN ANYTIME AFTER THAT POINT.

DOE – SUPERINTENDENT DR. SWANSON: WELL THE THE WORK TO OPEN ALL THE FACILITIES WILL CONTINUE REGARDLESS.

SENATOR BARNETT: THANK YOU FOR THAT I WANTED TO ASK PUBLIC HEALTH THEN AND THIS IS KIND OF SOMETHING THAT I KNOW YOU GUYS ARE WORKING COLLABORATIVELY THAT'S VERY ENCOURAGING BUT RELATIVE TO AND I'M ONLY GOING TO ASK BECAUSE GDOE HAS REALLY ASKED US TO TO ASK YOU GUYS TO ALLOW PEOPLE ONTO THE SCHOOL CAMPUS RELATIVE TO REGISTERING FOR SCHOOL AND I KNOW THAT YOU EXPRESSED THAT IT'S UH PRETTY MUCH LIKE A BUILDING PERMIT IF YOU DON'T HAVE A SANITARY PERMIT YOU CAN'T COME ONTO THE CAMPUS BUT WOULD YOU BE OPEN TO THE IDEA OF DRIVE-THROUGH REGISTRATION SOMETHING LIKE WHERE THEY REMAIN IN THE VEHICLE AND ENTER THE SCHOOL PROPERTY.

DPHSS – DEPUTY DIRECTOR CAMACHO: I KNOW THERE WAS AT LEAST ONE INSTANCE WHERE THEY USED A COMMUNITY CENTER I BELIEVE TO BE ABLE TO DO THAT KIND OF ACTIVITY SIR SO FOR ME BETTER TO ER ON THE SIDE OF CAUTION AND MINIMIZE TRAFFIC GOING INTO A SCHOOL THAT HAS NOT YET BEEN CLEARED FOR OCCUPANCY OR OPERATION SO I THINK IF WE CAN IF GDOE IS ABLE TO FIND THAT KIND OF.

SENATOR BARNETT: I SEE SO CONTINUE DOING THE OFF-SITE REGISTRATION BASICALLY.

DPHSS – DEPUTY DIRECTOR CAMACHO: YES.

SENATOR BARNETT: THERE'S THERE'S YOUR ANSWER LIKE WHAT'S PETER JOHN OR MISS FRANCINE IF YOU'RE ABLE TO ANSWER THIS ARE SCHOOLS ABLE TO CONDEMN OR OTHERWISE ROPE OFF PARTS OF THEIR CAMPUS THAT THEY'RE NOT UTILIZING AND THEN ALLOW THE REST OF THE SCHOOL TO BE INSPECTED WITHOUT THAT THOSE PORTIONS AFFECTING THE INSPECTION SCORE.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: YES THEY ACTUALLY ARE ALLOWED TO DO THAT THAT BEING SAID THERE ARE FEW THINGS THAT ARE REQUIRED TO DO SO WE WOULD NEED ADEQUATE NOTICE A WRITTEN NOTICE SENT TO US LETTING US KNOW THIS AREA IS CORDONED OFF CERTAIN THEY ALSO NEED TO INDICATE IT ON THEIR SCHOOL MAP WHICH THEY PROVIDE TO OUR INSPECTORS WHEN THEY GO ON DO THEY GO ON SITE AND THEN THE AREA HAS TO HAVE PROPER CORDONING OFF WHETHER IT'S A YOU KNOW TAPE ROPE WHATEVER TO RESTRICT ACCESS IT IS ALLOWABLE IT'S JUST YOU KNOW THERE NEEDS TO BE SOMETHING POSTED TO IDENTIFY THAT THIS AREA IS RESTRICTED FROM ACCESS AND AT THAT POINT THAT IS REALLY ALL OUR INSPECTORS ARE LOOKING FOR AS THEY PASS THAT AREA.

SENATOR BARNETT: HAS GDOE BEEN PRETTY GOOD ABOUT THOSE TYPES OF PLANS BECAUSE I KNOW THERE ARE SEVERAL CAMPUSES WHERE THEY'RE INSTITUTING THAT.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: YES I THINK WE'VE WE INSPECTED I BELIEVE UNTALAN HAD A FEW AREAS CORDON OFF I I I'M ALMOST IF I'M NOT MISTAKEN IN THEIR REQUESTS AND ON THEIR THEIR MAP SO IT IT'S YOU KNOW THE INSPECTION IS KIND OF THIS MOVING PART AND SO IT'S SOMETHING THAT WE'RE TRYING TO HELP AND COLLABORATIVELY WORK TOWARDS HELPING THEM PASS BUT AT THE SAME TIME MAKING SURE THE SCHOOLS ARE SAFE AND SO WE WE HAVE WE WHERE WE YOU KNOW WE WALK THAT TIGHTROPE EVERY DAY IN HELPING GDOE SO TO HELP THEM UNDERSTAND WE KIND OF HELP WE HAVE QUESTIONS THAT'S WHY WE MEET WITH THEM EVERY WEEK THEY ASK AND WE SAY WELL WE NEED THIS NOTED THIS WAY OTHERWISE IT'S IT'S AS YOUR FLOOR PLAN OR YOUR MAP SET YOU DIDN'T CONDEMN IT OFTEN THE FLOOR PLAN SO MY INSPECTORS ARE GOING TO GO UP THERE WAS NO WRITTEN NOTICE TO LET US KNOW SO WE'RE GOING TO JUST PROCEED AS WE SHOULD SO IT'S JUST IT'S JUST HOW WE'RE SUPPOSED TO WORK TO MAKE SURE THAT EVERYBODY'S ON THE SAME PAGE THERE WAS ADEQUATE NOTICE GIVEN AND MY INSPECTORS ARE AWARE.

SENATOR BARNETT: THANK YOU FRANCINE I I DO HAVE SOME QUESTIONS THAT I'LL SAY FOR ANOTHER ROUND BUT I DID WANT TO CLOSE UP MY TIME HERE THERE'S BEEN SOME DISCUSSION WITH SOME OF MY COLLEAGUES WHO HAVE SPOKEN PREVIOUSLY AND EVEN WITH YOURSELF A DISCUSSION ABOUT A REPEAL OF PUBLIC LAW 37-4 AND SO MR. PETER JOHN AS THE DIRECTOR OF PUBLIC HEALTH ARE YOU ADVOCATING TO RETURN TO CONDITIONS WHERE OUR STUDENTS GO TO SCHOOL IN FACILITIES THAT ARE NOT INSPECTED AND DO NOT HAVE A SANITARY PERMIT.

DPHSS – DEPUTY DIRECTOR CAMACHO: MY UNDERSTANDING SENATOR IS THAT IF 37-4 IS REPEALED AND WE REVERT BACK TO THE PREVIOUS STATUTE THAT ALLOWED THE SCHOOLS THAT COME INTO COMPLIANCE BY 2024 SCHOOL YEAR 24 2024-25 IT GIVES GDOE MORE TIME TO BE ABLE TO ADDRESS YOU KNOW THINGS THAT ARE IDENT HAVE BEEN IDENTIFIED AND MAYBE IDENTIFIED IN THE FUTURE I WOULD ASK THAT AGAIN THE THE ISSUE OF FOR YOUR CONSIDERATION THE ISSUE OF THE RENEWAL OF SANITARY PERMITS AS I SAID WITH THE EXCEPTION THAT MISS FRANCINE HAD MENTIONED LIKE I SAID I'M NOT AN ATTORNEY BUT THERE'S NOTHING THAT SEEMED TO SAY YOU HAD TO HAVE THIS TO BE ABLE TO GET A SANITARY PERMIT RENEWED SO AND I'M ONLY THE DEPUTY DIRECTOR I'M NOT THE NOT THE DIRECTOR SIR.

SENATOR BARNETT: WELL THANK YOU AND I WOULD JUST CAUTION THAT I I THINK THAT UH WE'RE ON THE SAME PAGE AND I'M VERY ENCOURAGED BY THE GUAM DEPARTMENT OF EDUCATION'S EFFORTS TO MOVE TOWARDS COMPLIANCE AND I THINK THAT YOU'RE ABSOLUTELY RIGHT WE HAVEN'T SEEN THIS TYPE OF

ENERGY THIS TYPE OF URGENCY WE'VE ALSO NEVER SEEN THIS CIRCUMSTANCE WHERE PUBLIC SCHOOLS ARE GETTING INSPECTED PRIOR TO THE ISSUANCE OF THE SANITARY PERMIT AND SO I WOULD JUST SAY THAT IS A ABSOLUTELY RIDICULOUS AND OFFENSIVE TO THE STUDENTS OF THE GUAM DEPARTMENT OF EDUCATION THAT WE WOULD WHILE WE'RE MOVING FORWARD EXPEDITIOUSLY SOMEHOW INTRODUCE THE IDEA THAT IT'S OKAY TO MOVE BACKWARDS AND I DON'T THINK THAT'S A STANDARD THAT WE'RE WILLING TO RETURN TO AND I JUST WANTED TO NOTE THAT ON THE RECORD MA'AM THANK YOU MADAM CHAIR.

SPEAKER TERLAJE: THANK YOU SENATOR WE'RE UP AGAINST OUR MEETING WITH THE MISSILE DEFENSE AGENCY SO WE'RE GOING TO RECESS UNTIL 11 A.M. RECESS TILL 11 A.M.

RECESS

I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÁHAN
2023 (FIRST) Regular Session
COMMITTEE OF THE WHOLE

Speaker Antonio R. Unpingco Legislative Session Hall
July 31, August 1, 2023

NOTE VICE SPEAKER MUÑA BARNES PRESIDES OVER THE COMMITTEE OF THE WHOLE

VICE SPEAKER MUÑA BARNES: *I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÁHAN* IS BACK FROM RECESS IT'S UNFORTUNATE COLLEAGUES GOOD MORNING *MANANA* WE ARE WAITING FOR A QUORUM AND I'M HOPING TO GET THAT REAL SHORTLY ALL THE PANEL MEMBERS ARE HERE.

SENATOR BARNETT: MADAM CHAIR MAY ASK WHICH OF OUR COLLEAGUES WE'RE WAITING FOR LOOKS A LITTLE LIGHT ON THAT SIDE.

VICE SPEAKER MUÑA BARNES: WE ARE WE ARE WAITING WAITING FOR OUR COLLEAGUES.

SENATOR BARNETT: POINT OF INFORMATION.

VICE SPEAKER MUÑA BARNES: AS A POINT OF INFORMATION THE BODY CAN SEE THAT THAT THAT WE ARE STILL WAITING FOR MORE COLLEAGUES TO COME IN I DO KNOW THAT WE HAVE COLLEAGUES FROM BOTH SIDES OF THE AISLE BUT WE ARE STILL WAITING TO REACH A QUORUM AND I KNOW WE'VE GOT A QUORUM NOW WE ARE IN WE WILL BEGIN AT THIS TIME *MANANA SI YU'OS TALU'* I WILL START WITH WHEN WE LEFT OFF YESTERDAY SENATOR BARNETT YOU WERE DONE I WILL YIELD NOW TO SPEAKER THERESE TERLAJE YOU HAVE THE FLOOR FOR YOUR QUESTIONS.

SPEAKER TERLAJE: THANK YOU VERY MUCH AND THANK YOU AGAIN TO THE PANEL FOR BEING HERE I KNOW YOU'VE GOT A VERY URGENT MATTERS TO ATTEND TO I'M TRYING TO HELP HERE THROUGH THIS BILL I THINK WE'RE ALL UNITED IN OUR GOAL TO OPEN THE SCHOOLS AS MUCH AS POSSIBLE IF WE HAVE TO DOUBLE SESSION THEM OKAY LET'S DOUBLE SESSION BUT I HOPE WE'RE ALL TRYING TO AVOID ANY ONLINE AND ANY ANY YOU KNOW ANY OTHER INCIDENCES BUT SO THAT'S THE GOAL SO WHAT WE'RE TRYING TO DO I JUST WANT TO BE SURE WE'RE TRYING TO ALLOW PUBLIC HEALTH TO ADDRESS VARIANCES THEY'VE THEY'VE RECEIVED AND THEY'VE REPORTED ON AS REQUIRED BY LAW THANK YOU THE REPORTS HAVE BEEN ON TIME THEY'VE BEEN THOROUGH THEY TELL US THE ACTION THAT PUBLIC HEALTH HAS TAKEN ON ALL THE REQUESTS FOR VARIANCES SOME VARIANCES HAVE BEEN GRANTED BUT RIGHT NOW IF A SCHOOL FAILS AND IT CANNOT REQUEST A VARIANCE AFTER THAT SO IF IT FAILS AN INSPECTION SO WHAT WE'RE TRYING TO DO IS TO EXPEDITE THIS SO VARIANCES CAN BE GRANTED BEFORE INSPECTION DURING AN INSPECTION TECHNICALLY AFTER AN INSPECTION EVEN AFTER FAILURE OF AN INSPECTION SO THAT THEY CAN THEN COME BACK WITH A VARIANCE AND PERHAPS BE REINSPECTED AND PASS THAT'S THE GOAL THAT WOULD ALLOW MORE SCHOOLS TO GET INSPECTED AND TO BE OPENED AND I KNOW PUBLIC I MEAN DEPARTMENT OF EDUCATION IS WORKING VERY HARD TO TO GET THESE SCHOOLS READY SO THEY REPORT IT TO US DURING OUR HEARINGS AND I KNOW THEY THEY UPDATE THIS REGULARLY BUT GENERALLY THEY HAVE A PHASE ONE PHASE TWO PHASE THREE AND 14 SCHOOLS ARE IN PHASE ONE AND WE'RE HOPING CLOSE TO READY TO BE INSPECTED AND ALL THE SCHOOLS THAT ARE READY AS OF MONDAY ARE OR HAVE BEEN EXPECTED OR ARE BEING INSPECTED THIS WEEK RIGHT AND SO AS THE SCHOOLS BECOME READY NEXT WEEK HOPEFULLY MORE SCHOOLS THAT WE'RE TRYING TO TAKE CARE OF ALL OF THESE IN FACE ONE FOR SURE GET THOSE OUT THAT'S ALMOST HALF OF THE SCHOOLS THAT'S ABOUT 14 HALF OF THE SCHOOLS WOULD BE 20 AND WE NEED A GENERALLY I KNOW THIS IS NOT AN EXACT SCIENCE BUT GENERALLY HALF OF THESE SCHOOLS TO OPEN IN ORDER TO DOUBLE SESSION ALL OF THEM RIGHT SO FOR ME THAT'S THE MINIMUM GOAL IS WE WANT TO OPEN HALF THE SCHOOLS WE NEED TO CLEAR OUT PHASE ONE THE 14 SCHOOLS THAT ARE THERE BRING SOME OF THE PHASE TWO INTO PHASE ONE AND READY FOR INSPECTION AS SOON AS POSSIBLE RIGHT NOW PHASE TWO IS SCHEDULED FOR THREE TO THREE WEEKS OR LONGER THAT WAS ACTUALLY WHEN THIS LIST WAS CREATED MAYBE A WEEK OR TWO HAS GONE

BY NOW SO HOPEFULLY THIS WILL BE UPDATED AND UH WE WON'T WE CAN MOVE MORE OF THE PHASE TWO OR EVEN THE PHASE THREES AFTER HEARING THE GW NEWS AND THE GCC STEPPING IN TO ASSIST THAT A LOT YOU KNOW THAT WE'RE GETTING MOVEMENT IN A GOOD WAY FROM PHASE TWO AND PHASE THREE INTERFACE READY FOR INSPECTION READY TO OPERATE AND SO YOU KNOW WE JUST WANT TO MAKE SURE NOBODY'S HANDS ARE TIED IN ANY WAY BUT OF COURSE THERE'S A POSSIBILITY THAT DOE WILL PREPARE MORE THAN THREE SCHOOLS IN A WEEK RIGHT THIS IS OUR OPTIMISM AND IF THEY PREPARE MORE THAN THREE SCHOOLS IN A WEEK WHILE WE HAVE ONLY THREE INSPECTOR TEAMS THAT'S WHY THE REST OF THE BILL ADDRESSES HOW TO GET ADDITIONAL INSPECTORS IF IF THE DIVISION OF ENVIRONMENTAL HEALTH WANTS TO USE THAT METHOD TO INCREASE THEIR TEAMS OTHERWISE IT'S UP TO THEM TO USE ANOTHER METHOD HOW TO INCREASE THEIR TEAMS HOW TO MAKE SURE WE CAN DO MORE INSPECTIONS AT THE SAME TIME AND I WANT TO THANK THEM FOR THE WORK THEY STARTED OFF WITH ONE TEAM AND THEN NOW THEY'RE AT THREE TEAMS AND HOPEFULLY WITH A LITTLE MORE ADJUSTMENT WE'LL BE ABLE TO MATCH THE EFFORTS OF DOE AND INSPECT EVERY SCHOOL THAT DOE HAS READY FOR INSPECTION AND DOE AND SO THE OTHER PART OF THE BILL IS IS AGAIN TO HELP DOE IN THE SMALL PURCHASE LIMITS MY UNDERSTANDING WAS FOR EXAMPLE PLUMBING THAT WE WERE GOING TO ADDRESS PLUMBING ON A ON A ISLAND-WIDE BASIS WITH BIG CONTRACT FOR PLUMBING BUT WITH THIS HOPEFULLY WE CAN TAKE CARE OF FOR EXAMPLE JOSE RIOS PLUMBING OR YOU KNOW ONE SCHOOL'S PLUMBING GET THAT ONE SCHOOL READY IT'S CRITICAL FOR YOUR DOUBLE SESSION NEEDS AND THAT ONE'S DONE AND YOU DON'T HAVE TO WAIT FOR THE CONTRACT AND THE WORK ON THE ENTIRE CONTRACT FOR THE ISLAND WHITE THAT'S THAT'S MY GOAL THAT'S MY HOPE AND SO I JUST WANT TO CONFIRM WITH YOU IF THAT'S WHAT YOU SEE THIS BILL TO DO FOR YOU PUBLIC HEALTH.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: GOOD MORNING SPEAKER YES THE BILL 156 IN STRIKING OUT THE LANGUAGE DOES ACTUALLY GIVE A LITTLE BIT MORE LEEWAY IN THE DIRECTOR'S ABILITY TO GRANT VARIANCES OR APPROVE THEM IT DEFINITELY DOES IF YOU WERE TO SUBMIT BEFORE DURING AND POTENTIALLY AFTER AN INSPECTION IT DOES ALLOW THAT LEEWAY IN ADDITION TO GDOE MAKING THE CORRECTIONS BASED ON THE FINDINGS OR DEFICIENCIES NOTED IN THE INSPECTION REPORT AS TO THE GOVERNOR'S AUTHORITY TO DETAIL INSPECTORS IT WAS MY UNDERSTANDING THAT SHE HAS THE AUTHORITY TO DO SO ALREADY I I SUPPOSE IT CAN'T HURT TO PUT THIS LANGUAGE IN THERE AND THEN AS TO SECTION FOUR WITH THE TEMPORARY EMPLOYMENT OF RETIRED GOVERNMENT OF GUAM INSPECTORS AS WAS STATED IN THE BUDGET HEARING WE DID WE IT IS A MOVING TARGET MUCH LIKE GDOE IN TERMS OF INITIALLY THERE WAS INTEREST BUT COMPETING FACTORS TO OUR RETIRED PERSONNEL IN THEIR LIVES ACTUALLY HAS CHANGED SO CURRENTLY WE ONLY HAVE ONE INDIVIDUAL RETIREE THAT'S INTERESTED SORT OF A SOFT COMFORT CONFIRMATION OF MAYBE FOR THIS MONTH BUT EVEN THEN MY MY CONCERN WITH BRINGING ON RETIRED PERSONNEL WOULD BE HOW TO EXPEDITE THAT PROCESS AND THE DOA LEVEL JUST BECAUSE WE WE THEY DO THAT FOR US ON OUR END BUT WE DO HAVE ADEQUATE FUNDING TO SUPPORT THIS EFFORT IT AND FUND THESE INDIVIDUALS.

SPEAKER TERLAJE: THANK YOU PUBLIC DOE.

DOE – SUPERINTENDENT DR. SWANSON: THANK YOU FOR THE THE UPDATE OF THE PERSPECTIVE THAT THERE'S A COUPLE OF POSTS POINTS THAT I NEED TO MAKE WITH REGARD TO THE RATE THAT WE CAN GET SCHOOLS READY AS I WAS LISTENING TO OUR TESTIMONY YESTERDAY I WAS THINKING HOW DO WE GET THE MATH TO WORK OUT AND IT'S IT'S A MATH PROBLEM AND WE ALL MADE IT THROUGH ALGEBRA ONE AND WE KNOW WHAT TIME THE TRAINS MEET IN OMAHA BUT WHEN WE FIGURE OUT HOW TO MAKE ALL THE KIDS AND TEACHERS MEET IN THE SCHOOL THAT'S ANOTHER STORY THE LOGISTICS ARE SIGNIFICANT AS I LOOK AT IT WE AFTER FOUR WEEKS OR THE TIME THAT WE HAVE LEFT LEFT BEFORE THE SCHEDULE OPENING OF SCHOOL WE CAN GET TO 41 42 PERCENT OF CAPACITY WE CAN'T DELAY ANY FURTHER THAT WOULD GET US INTO MORE CAPACITY BUT IT WOULD CREATE A CHAIN OF EVENTS THAT WE JUST DON'T WANT TO HAVE TO DEAL WITH NOT ONLY FOR OUR ORGANIZATION BUT IN THE COMMUNITY AS WELL SO WHAT DO WE NEED I NEED TO FIGURE OUT HOW TO HAVE THE CAPACITY TO SERVE 30000 PEOPLE EVERY DAY STARTING ON THE 23RD IN THE IN THE MEANTIME WE I'M DEAF AND I CAN HEAR IT ANYWAY WE NEED TO HAVE THE ACCESS STARTING THIS WEEK FOR OUR TEACHERS TO BE ON CAMPUS BECAUSE THEY'RE GOING TO DO TWO THINGS ONE OF THEM IS PROFESSIONAL DEVELOPMENT BUT THE OTHER ONE IS ATTACKING SOME OF THE ISSUES THAT ARE HOLDING US UP WITH THE INSPECTIONS THEY'RE GOING TO BE ABLE TO GET HANDS-ON BECAUSE THEY'RE ALL BACK SOME OF THEM AREN'T EVEN ON ISLAND RIGHT NOW BUT THEY'LL BE BACK TO WORK AT THE END OF THE WEEK AND ONE OF THE THINGS THAT I'M CHARGING PRINCIPAL'S WITH IS TO TAKE CHARGE ON YOUR CAMPUS BECAUSE EACH CAMPUS IS DIFFERENT

THEY HAVE DIFFERENT CHALLENGES AND THE THE BOOTS ON THE GROUND THAT LIVE IN THAT BUILDING KNOW THE MORE THE BIG CHALLENGES ARE WE CERTAINLY HAVE BEEN OVER ALL THE DETAILS OF WHAT'S EXPECTED FROM PUBLIC HEALTH ON INSPECTION WE HAVE NO DESIRE IN TRYING TO SLOW DOWN THAT RATE WE WANT TO KEEP IT GOING AND ACCELERATE IT IF POSSIBLE WITHIN THEIR CAPACITY TO DO THAT WORK BUT I NEED TO GET MY FOLKS BACK ON CAMPUS AND GET THEM TO WORK WE NEED TO DO THAT SO I NEED SOME SORT OF ACTION FROM THIS BODY THAT ALLOWS US TO DO THAT AND THEN AT THAT SAME TIME WE WANT TO LOOK AT OUR ALL OF OUR FACILITIES AND I'LL DO THIS PERSONALLY AND DETERMINE HOW MUCH OF THE FACILITY IS GOING TO BE USABLE WHEN YOU START THINKING ABOUT THE PHASE ONE PHASE TWO PHASE THREE WE ALREADY HAVE WORKED OUT THE THE MECHANISMS TO CORDON OFF PARTS OF CAMPUSES AND THEN WE CAN MAKE AN INTERNAL DETERMINATION BECAUSE MY GOAL IS TO HAVE OUR KIDS BACK IN SCHOOL IN THEIR OWN BUILDING EXCEPT THOSE CASES LIKE SIMON SANCHEZ WHERE THEIR BUILDINGS BEING REPLACED SO WE HAVE TO DO THAT AND I HAVE TO HAVE THAT DIRECT DIRECT CONTACT WITH MY LEADERSHIP BELOW THIS LEVEL BUT THE FOLKS THAT ARE ACTUALLY IN THE SCHOOLS SO WE NEED TO BE ABLE TO ACTUALLY OPEN CAMPUSES WITHIN THE CAPACITY THAT MEETS THE STANDARDS FOR RATIOS FOR THE NUMBER OF TOILETS THE NUMBER OF WATER FOUNTAINS SO THAT MIGHT BE ON ONE CAMPUS WE'RE SPLIT WITHIN OURSELVES ON IT WE MIGHT HAVE ONE OR TWO CAMPUSES THAT ACTUALLY WILL HAVE TO DOUBLE UP ON ANOTHER CAMPUS BUT WE WANT TO AVOID THAT BECAUSE THE TRANSPORTATION LOGISTICS ARE HORRIFIC TRYING TO MAKE THAT WORK AND WE WANT TO MAKE OUR SCHOOL LIFE AS NORMAL AS POSSIBLE THINKING ABOUT AND REMEMBERING WE'RE STILL SHAKING OFF COVID AND A TYPHOON SO OUR COMMUNITY IS UNDER TREMENDOUS LEVEL OF STRESS THAT IS UNUSUAL BUT IT'S THE REALITY WE HAVE TODAY BUT I DO APPRECIATE YOUR COMMENTS ON WHAT WHAT YOU'RE LOOKING AT TRYING TO ACCOMPLISH BUT I KNOW THAT I NEED THE LATITUDE TO MAKE A DECISION ABOUT IS THIS BUILDING SAFE FOR KIDS BECAUSE AT THE END OF THE DAY I'M THE GUY THAT GETS THE BULLET NOT THEM NOT THE PRINCIPALS ME SO I'M NOT GOING TO PUT ANY CHILD OR ANY ONE OF MY STAFF IN A DANGEROUS SITUATION NOT KNOWINGLY AND I'VE BEEN AROUND THIS BUSINESS OF FACILITIES AND CONSTRUCTION MY ENTIRE CAREER SO I THINK I'M COMPETENT TO MAKE THAT DECISION THAT WOULD CERTAINLY WORK WITH THE PUBLIC HEALTH FOLKS AND THEIR CRITERIA SO THAT WE MATCH UP SO THAT WHEN THEY DO COME TO INSPECT THAT WE'RE GOING TO PASS.

SPEAKER TERLAJE: HOW MANY SCHOOLS ARE YOU WAITING FOR MOLD MITIGATION THAT YOU SAID YOU SUBMITTED A D-LAN TICKET UP TO OFFICE OF CIVIL DEFENSE FOR MOLD MITIGATION HOW MANY SCHOOLS WILL BE IMPACTED BY THAT.

DOE – SUPERINTENDENT DR. SWANSON: ALL SCHOOLS WE'RE PUTTING MITIGATION STEPS IN FACT REGARDLESS WE HAVE TO.

SPEAKER TERLAJE: THANK YOU I JUST DON'T WANT TO SEE THE TEACHERS THERE IF THAT'S NOT DONE YET BUT THANK YOU THANK YOU MADAM CHAIR.

VICE SPEAKER MUÑA BARNES: THANK YOU SPEAKER TERLAJE WE WILL NOW START FROM THE BACK ON THE SECOND ROUND THIS IS YOUR LAST ROUND WE'LL START WITH SENATOR SAN NICOLAS DO YOU HAVE ANY QUESTIONS OR INQUIRY TO THE PANEL MEMBERS.

SENATOR SAN NICOLAS: YES MA'AM THANK YOU MADAM CHAIR SIR IF YOU WERE GIVEN THE THE LEEWAY OR THE AUTHORITY TO DECIDE ON YOUR ON YOUR OWN THAT THE BUILDINGS WERE SAFE ENOUGH YOU COULD MAKE THAT DETERMINATION ON YOUR OWN I JUST HEARD YOUR LAST STATEMENT I JUST WANT TO HEAR IT AGAIN.

DOE – SUPERINTENDENT DR. SWANSON: I CAN MAKE THAT INTO AND SEVERAL OF MY STAFF CAN BASED ON THE ON THE CRITERIA THAT PUBLIC HEALTH IS USING THOSE ARE THE STANDARDS THAT WE'RE TRYING TO MEET AND THOSE ARE THE ONES WE'LL USE.

SENATOR SAN NICOLAS: I'M A SO YOU CAN MAKE THE DETERMINATION WHETHER SCHOOL IS SAFE OR NOT.

DOE – SUPERINTENDENT DR. SWANSON: I CAN'T MAKE THE LEGAL DETERMINATION FOR BRANDING PERMITS BUT I CAN CERTAINLY MAKE THAT JUDGMENT AS A PROFESSIONAL YES.

SENATOR SAN NICOLAS: AND IF YOU WERE GIVEN THE THE AUTHORITY TO MAKE THAT DECISION SO THAT WE CAN OPEN ALL SCHOOLS WOULD YOU WOULD THAT WOULD THAT MAKE THINGS A LOT EASIER.

DOE – SUPERINTENDENT DR. SWANSON: IT WOULD OPEN THE DOOR SO WE CAN DO WHAT WE NEED TO DO SO THE ANSWER IS YES IT'S THERE'S NOTHING EASY IN THIS.

SENATOR SAN NICOLAS: RIGHT.

DOE – SUPERINTENDENT DR. SWANSON: BUT IT MAKES IT POSSIBLE RIGHT NOW WE'RE LOOKING AT A SITUATION THAT WHEN YOU DO THE MATH IT'S IMPOSSIBLE.

SENATOR SAN NICOLAS: RIGHT.

DOE – SUPERINTENDENT DR. SWANSON: AND WE DON'T HAVE THAT OPTION.

SENATOR SAN NICOLAS: I'M TOTALLY OPPOSED TO DOUBLE SESSIONS I USED TO BE A SCHOOL COUNSELOR MYSELF SO I UNDERSTAND THE IMPLICATIONS AND ALL THAT STUFF THAT ALL THE OTHER THINGS THAT GO ALONG WITH THAT ALTHOUGH I WOULD LOVE TO KEEP THE STUDENTS SAFE I THINK THE THE PREVIOUS LAWS THAT WERE ENACTED KIND OF I GUESS HASTEN EVERYTHING AND AND PUT ON REASONABLE TIMELINES ON EVERYBODY AND AND IT'S I I I THINK I THINK IF YOU WERE GIVEN THE LATITUDE TO TO ALLOW ALL THE SCHOOLS TO OPEN I THINK THAT WOULD BE THAT WOULD BE MORE BETTER FOR THE ENTIRE SCHOOL SYSTEM.

DOE – SUPERINTENDENT DR. SWANSON: WELL I WOULD ASSURE YOU THAT TO DO THAT WE WOULD CERTAINLY HAVE TO PUT LIMITING PARAMETERS BUILDING BY BUILDING BECAUSE.

SENATOR SAN NICOLAS: RIGHT.

DOE – SUPERINTENDENT DR. SWANSON: I'M I'M NOT AND I DON'T THINK YOU'RE SUGGESTING EITHER A BLANKET APPROVAL TO JUST GO DO WHAT WE FEEL LIKE WE SHOULD DO I CERTAINLY WANTED ME ADHERING TO THE REQUIRED STANDARDS BECAUSE I DON'T WANT TO PUT ANYBODY IN A DANGEROUS SITUATION NOR MYSELF IN UNNECESSARY LIABILITY EXPOSURE.

SENATOR SAN NICOLAS: YES SIR I I AGREE WITH THAT BUT NO YOU KNOW IT'S IT'S COMING DOWN TO THE WIRE AND I WANT TO BE ABLE TO GET AS MANY STUDENTS IN AND ALSO ALLOW PUBLIC HEALTH AND ALL THE OTHER AGENCIES TO DO THINGS IN A IN A MUCH MORE TIMELY MANNER MORE MORE RELAXED MANNER AND MAYBE WE KIND OF LIKE DID IT THAT WAY WE WON'T MAKE SO MUCH MISTAKES BUT THANK.

DOE – SUPERINTENDENT DR. SWANSON: AND OUR INTENT IS TO CONTINUE THE THE REPAIR AND INSPECTION SCHEDULE THERE'S NO STEPPING AWAY FROM THAT.

SENATOR SAN NICOLAS: YES SIR.

DOE – SUPERINTENDENT DR. SWANSON: WE WANT TO GET EVERYBODY CERTIFIED.

SENATOR SAN NICOLAS: YES YES AND I I I DO I MEAN IT TOOK A LONG TIME FOR US IT TOOK A LONG TIME TO GET TO WHERE WE'RE AT AND THERE'S SO MANY SO MANY ISSUES INVOLVED AND I I I I THINK THE PREVIOUS LAWS WERE PLACED UNREASONABLE DEMANDS AND IT'S NOT THAT I'M SAYING WE SHOULDN'T DO PUBLIC HEALTH INSPECTIONS AND TRYING TO GET OUR OUR HOUSE IN ORDER IT'S JUST I WOULD LIKE A LITTLE BIT MORE I GUESS LEEWAY IN IN THAT REGARD BUT I I I THINK YOU YOU'RE SMART ENOUGH MAN TO MAKE THAT DETERMINATION WHETHER SCHOOLS CAN OPEN BASED ON YOUR BASED ON YOUR GOOD JUDGMENT AND YOUR YOUR EXPERIENCE WITH WITH THE SCHOOLS SO THAT'S ALL I HAVE TO SAY ABOUT THAT THANK YOU SIR.

VICE SPEAKER MUÑA BARNES: THANK YOU SENATOR SAN NICOLAS SENATOR JOE SAN AGUSTIN DO YOU HAVE ANY QUESTIONS FOR THE PANEL MEMBERS.

SENATOR SAN AGUSTIN: SURE I GOT I GOT A FEW YOU KNOW I'M AS I LISTENED TO BOTH GROUPS UP THERE THE PUBLIC HEALTH AND DOE VERY SIMPLE FOR DOE FIRST WHAT IS YOUR STUDENT POPULATION TODAY IS 25000 CORRECT WHAT IS YOUR SCHOOL THE NUMBER OF SCHOOLS YOU HAVE YOU HAVE 41 SCHOOLS.

DOE – SUPERINTENDENT DR. SWANSON: WE HAVE 39 CAMPUSES THAT WE INTEND TO HAVE ACTIVE.

SENATOR SAN AGUSTIN: NO NO HOW MANY CAMPUSES DO YOU HAVE TODAY NOT NOT WHAT'S ACTIVE WHAT'S BEING USED WELL HOW MANY CAMERAS DO YOU HAVE SUPPOSED TO HAVE 41 IF I'M CORRECT.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: 41.

DOE – SUPERINTENDENT DR. SWANSON: 21 CORRECT.

SENATOR SAN AGUSTIN: 41.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: 41.

DOE – SUPERINTENDENT DR. SWANSON: 41.

SENATOR SAN AGUSTIN: OKAY OUT OF THE 41 WHAT NUMBER OF STUDENTS IS THAT SUPPOSED TO BE ABLE TO FILL UP WITH WHAT IS THE STUDENT POPULATION THAT 41 SCHOOL WAS SUPPOSED TO BE ABLE TO ATTAIN FIFTY THOUSAND FORTY THOUSAND.

DOE – SUPERINTENDENT DR. SWANSON: 50 WE COULD ACCOMMODATE OUR STATIC CAPACITY APPROACHES 50000.

SENATOR SAN AGUSTIN: STAFF CAPACITY IS 50000 DOES A DO YOU PLAN BECAUSE YOU'RE THE SUPERINTENDENT NOW DO YOU PLAN ON REDISTRICTING SO YOU CAN KIND OF LIKE REORGANIZE WHAT YOU GOT BECAUSE HOW MANY SCHOOLS WOULD THAT REDUCE FROM 41 WOULD IT GO DOWN TO.

DOE – SUPERINTENDENT DR. SWANSON: NOT KNOWING THE CAPACITY OF EACH BUILDING I CAN'T GIVE YOU AN ACCURATE ON THE BUTTON NUMBER BUT WHAT I CAN WHAT I DO KNOW IS THAT WE ARE OVER CAPITALIZED WITH CAPACITY BASED ON OUR ENROLLMENT THAT'S A PROCESS ALSO THAT WE WOULD HAVE TO ENGAGE OUR COMMUNITY BECAUSE WE KNOW THAT WE IN EVERY COMMUNITY I'VE EVER BEEN IN THERE'S A GREAT DEAL OF EMOTIONAL ATTACHMENT TO DIFFERENT CAMPUSES FOR A NUMBER OF REASONS AND WE HAVE TO WORK OUR WAY THROUGH THAT AND IT INVOLVES THE WORD THAT NO ONE EVER ONCE SPOKEN AND THAT'S CALLED REZONING SO BUT WE NEED TO DOWNSIZE THE REAL ESTATE I AGREE AND IN THIS PROCESS WITH THE SITUATION THAT WE'RE FACED WITH I WANT TO LOOK FIRST AT THOSE CAMPUSES THAT ARE GOING TO COST THE MOST TO RENOVATE AND SEE IF WE STILL NEED THEM OR NOT AND THEY MAKE THOSE DECISIONS BUT THAT'S A COLLABORATIVE DECISION WITH THE COMMUNITY AND THAT'S NOT JUST SOMETHING I WOULD DO OUT OF HAND.

SENATOR SAN AGUSTIN: UNDERSTOOD NOW THE REASON WHY I GIVE YOU A GOOD EXAMPLE CHIEF BRODIE WHAT IS THE STUDENT POPULATION THERE BECAUSE THAT IN *TAMUNING* ALONE YOU HAVE TWO THREE ELEMENTARY SCHOOLS WOW AND YOU HAVE NO MIDDLE SCHOOL THERE BUT YOU GO TO HIGH SCHOOL HOW DOES THAT MAKE SENSE I MEAN I CAN SEE YOU HAVE TWO MIDDLE TWO ELEMENTARY'S A MIDDLE SCHOOL AND THEN HIGH SCHOOL BUT YOU DON'T HAVE A MIDDLE SCHOOL AND EVERYBODY GOES TO JOSE RIOS SO I'M JUST CURIOUS AND THE POPULATION IS NOT THAT MUCH AND IT'S BEEN DWINDLING THAT'S WHY I ASKED THE QUESTION IF YOU'VE GOT 41 SCHOOLS AND THE STUDENT POPULATION IS 25 AND THE THE NUMBER OF SCHOOLS YOU HAVE CAN BE FILLED WITH FIFTY THOUSAND KIDS YOU'RE SAYING THAT YOUR YOUR NUMBER OF SCHOOLS COULD ACTUALLY GO DOWN FROM 41 COULD BE AT 30 POSSIBLY MIGHT.

DOE – SUPERINTENDENT DR. SWANSON: POSSIBLY THERE COULD CERTAINLY BE LESS THAN WHAT WE HAVE.

SENATOR SAN AGUSTIN: OKAY AND THE ONLY REASON WHY I BRING THAT UP IS BECAUSE AS I KNOW THAT SOME VILLAGES MAY WANT TO KEEP THEIR SCHOOLS BUT WE DID THAT WITH F.Q. SANCHEZ WHEN F.Q. SANCHEZ WAS CLOSED IT ENDED UP BY LAW IT WAS GIVEN TO TO YOU THE *UMATAC* VILLAGE AND IT'S UP TO THEM THEY WANT TO MAKE IT A CHARTER SCHOOL WHATEVER BUT IT WAS GIVEN TO THEM AND THE VILLAGES CAN TAKE OWNERSHIP OF THAT CAMPUS THAT THE ONLY REASON WHY I'M ASKING THERE IS DR. SWANSON IS THAT AS PUBLIC HEALTH IS LOOKING AT INSPECTING SCHOOLS YOU HAVE 41 CAMPUSES THEY'RE EYEING 41 I HEARD YOU MENTIONED OR SOMEBODY MENTIONED CAN YOU GIVE ME A NUMBER OF SCHOOLS ARE IN PHASE ONE PHASE TWO AND PHASE THREE SO WE JUST COULD GO DOWN THE LIST CAN YOU GIVE ME THE NUMBERS PLEASE ANYBODY UP THERE FRANK.

DOE – SUPERINTENDENT DR. SWANSON: THE NUMBER.

SENATOR SAN AGUSTIN: I REMEMBER JOE.

DOE – SUPERINTENDENT DR. SWANSON: YEAH THE NUMBER THE NUMBER FOR PHASE ONE IS 14.

SENATOR SAN AGUSTIN: OKAY.

DOE – SUPERINTENDENT DR. SWANSON: PHASE TWO IS THIRTEEN PHASE THREE IS 12.

SENATOR SAN AGUSTIN: OKAY HOW MANY ARE HOW MANY ON THE LEASE SCHOOLS ARE IN ANY OF THE PHASES ANY OF THE LEASE SCHOOLS IN PHASE THREE THIRTEEN I MEAN OR OR PHASE TWO BECAUSE I'D BE SURPRISED THAT THEIR LEASE SCHOOL AND WE'RE STILL PAYING FOR THE LEASE.

DOE – SUPERINTENDENT DR. SWANSON: OKAY.

SENATOR SAN AGUSTIN: WHY DO WE HAVE SUCH AN ISSUE WITH THEM THEY'RE BEING PAID TO MAINTAIN THE SCHOOLS.

DOE – SUPERINTENDENT DR. SWANSON: IN PHASE THREE.

SENATOR SAN AGUSTIN: WHO.

DOE – SUPERINTENDENT DR. SWANSON: ADACAO ELEMENTARY AND ASTUMBO MIDDLE SCHOOL ARE LEASE SCHOOLS.

SENATOR SAN AGUSTIN: RIGHT NOW I KNOW THERE'S FOUR THERE'S A TOTAL OF FIVE LEASE SCHOOLS YOU GOT YOU GOT OR IS IT SIX YOU GOT JFK.

DOE – SUPERINTENDENT DR. SWANSON: AND JFK IS.

SENATOR SAN AGUSTIN: OKKODO ASTUMBO MIDDLE LIGUAN TERRACE AND ADACAO FIVE SO WHAT ARE WHERE ARE THEY AT.

DOE – SUPERINTENDENT DR. SWANSON: JFK IS IN PHASE ONE THEY'VE PASSED.

SENATOR SAN AGUSTIN: OKAY YEP I WAS THERE AT THE REUNION YEP THEY PASSED THEY GOT A LETTER C.

DOE – SUPERINTENDENT DR. SWANSON: IS *TIYAN*.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: *TIYAN* NO.

DOE – SUPERINTENDENT DR. SWANSON: AND *TIYAN* IS UNDER INSPECTION THIS WEEK.

SENATOR SAN AGUSTIN: THEY ARE THEY A LEASE SCHOOL.

DOE – SUPERINTENDENT DR. SWANSON: YES.

SENATOR SAN AGUSTIN: OKAY SO THERE'S SIX THEN.

DOE – SUPERINTENDENT DR. SWANSON: YEAH.

SENATOR SAN AGUSTIN: THEY'RE THEY'RE IN PHASE ONE ALSO OKAY HOW ABOUT OKKODO.

VICE SPEAKER MUÑA BARNES: SENATOR SENATOR SAN AUGUSTIN IF I MAY ON THAT FOLLOW-UP SO ARE YOU SAYING THAT PRIVATE SCHOOLS AND CHARTER SCHOOLS SUBJECT TO THE SAME STANDARDS AS IT RELATES TO THE INSPECTION ALL SCHOOLS INCLUSIVE.

SENATOR SAN AGUSTIN: I WAS GOING TO ASK THAT ON PUBLIC HEALTH.

DOE – SUPERINTENDENT DR. SWANSON: YES.

VICE SPEAKER MUÑA BARNES: OKAY.

DOE – SUPERINTENDENT DR. SWANSON: ALL SCHOOLS HAVE TO BE INSPECTED REGARDLESS OF.

SENATOR SAN AGUSTIN: NO NO.

DOE – SUPERINTENDENT DR. SWANSON: LANDLORD.

SENATOR SAN AGUSTIN: DOE IS A DIFFERENT GROUP OF GROUP OF FOLKS I'LL ASK THE QUESTION TO PUBLIC HEALTH WHEN IT COMES TO PRIVATE SCHOOLS.

DOE – SUPERINTENDENT DR. SWANSON: OKAY.

VICE SPEAKER MUÑA BARNES: SORRY.

SENATOR SAN AGUSTIN: BUT TO YOU YOU IDENTIFY TWO SCHOOLS IN PHASE ONE HOW ABOUT THE OTHER OTHER FOUR SCHOOLS WHERE ARE THEY AT.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: TIYAN AND JFK IS PHASE ONE.

DOE – SUPERINTENDENT DR. SWANSON: YEAH AND ONE.

SENATOR SAN AGUSTIN: WHERE ARE THEY AT ON THE PHASE THE THE LEASE SCHOOL THE REASON WHY I'VE ASKING THIS DR. SWANSON BECAUSE I'M GOING TO ASK THAT THAT LEASE SCHOOLS BE BE EXEMPTED FROM THIS REQUIREMENT BECAUSE NUMBER ONE WE'RE STILL PAYING THEM WE PUT IT IN THE BUDGET TO PAY TO MAINTAIN THE LEASE SO THAT SCHOOLS ARE MAINTAINED AND I DON'T I'LL ASK PUBLIC HEALTH THAT QUESTION WHEN DID THEY CHANGE WHEN THE SCHOOLS WERE BUILT THEY WERE BUILT TO STANDARD THEY MET THE OCCUPANCY PERMIT ALL THE LICENSING AND ALL THEY HAVE TO DO IS MAINTAIN IT WHEN YOU CHANGE RULES YOU THE SCHOOL DIDN'T CHANGE THE POLICE ARE STILL NOT ONE OF THESE ENDS OR THERE'S ANY MODIFICATIONS IN SCHOOL THEN OF COURSE THEY GOT TO MEET THE CURRENT STANDARD BUT I HAVE AN AMENDMENT TO THIS BILL TO MAKE THAT WORK BUT I'M JUST CONCERNED ABOUT THE NUMBER OF SCHOOLS YOU HAVE BECAUSE THE LEASE SCHOOLS ARE STAYING THEY'RE NOT ENOUGH THEY WON'T BE UP FOR REDIS THEY MAY BE UP FOR REDISTRICTING TO REALIGN THE NUMBER OF STUDENTS BUT IT'S JUST AMAZING.

DOE – SUPERINTENDENT DR. SWANSON: THE BURDEN TO MAKE THE CORRECTIONS ON THE LEASE SCHOOLS WITH THE LEASEHOLDER AND WE'RE WORKING WITH THEM TO DO THAT.

SENATOR SAN AGUSTIN: BUT BUT DR. SWANSON WE NEED TO UNDERSTAND WHEN THAT LEASE WAS FIRST SIGNED AND THEY BUILT THE SCHOOL THIS WAS THE STANDARD THIS IS WHAT PUBLIC HEALTH SAID PUBLIC WORKS SAID EVERYBODY SAID IF YOU START CHANGING THE REQUIREMENTS AND THE SCHOOL DIDN'T CHANGE HOW DO YOU EXPECT THE LEASE THE LEASEE TO PUT THE BURDEN OF THAT THAT'LL BE ON I'LL BE UNFAIR FOR ME IT'D BE UNFAIR.

DOE – ACTING DEPUTY OF FINANCE AND ADMINISTRATIVE SERVICES COOPER-NURSE: SO SENATOR THAT'S SOMETHING THAT WE HAVE BEEN IN DISCUSSION WITH THE LEASE SCHOOLS AND YOU'RE ABSOLUTELY RIGHT AND THAT'S THAT'S THEIR SENTIMENT AS WELL IS THEY'VE GOT PERMITS THEY'VE BEEN INSPECTED PRIOR TO THEIR OPENING AND UPON CONSTRUCTION APPARENTLY RULES HAVE CHANGED SO THE THE INSPECTIONS THAT THEY'RE FACING NOW HAVE A LITTLE BIT MORE TEETH IN IT SO THIS IS PARTIAL OF SOME OF THEIR DEMERITS BUT THERE ARE SOME OTHER DEMERITS THAT THEY'RE DEEDING DIRECTLY AS WE UNDERSTAND AS A RESULT OF THE TYPHOON SO SO SOME OF THESE THAT'S THE REASON WHY FOR THE PHASE CONDITIONS AND AS OUR SUPERINTENDENT SAID THE RESPONSIBILITY TO GET THESE SCHOOLS PREPARED AND MAINTAINED IS WITH THE LESSER IT'S STIPULATED IN THEIR LEASE AGREEMENT AS YOU SAID IT'S FUNDED SO WE'RE LOOKING FOR THEM TO MAKE THESE SOLUTIONS.

SENATOR SAN AGUSTIN: OKAY.

DOE – ACTING DEPUTY OF FINANCE AND ADMINISTRATIVE SERVICES COOPER-NURSE: BUT AS YOU BUT AS YOU SAID AGAIN THEY THEY PASSED UPON OCCUPANCY WE WERE ABLE TO OPERATE FOR THE PAST SEVERAL YEARS AND THEN THERE'S TWO THINGS IN FRONT OF THEM IS A CHANGE IN REGULATIONS OF HOW THEY'RE BEING INSPECTED BUT THEN ALSO JUST THE IMPACT OF THE THE PAST TYPHOON WHICH IS AGAIN IS AFFECTING SOME OF THE THE SCHOOLS IN A MAJOR.

SENATOR SAN AGUSTIN: OKAY.

DOE – ACTING DEPUTY OF FINANCE AND ADMINISTRATIVE SERVICES COOPER-NURSE: MAJOR MANNER FACILITY THANK YOU.

SENATOR SAN AGUSTIN: THANK YOU I KNOW THE SAME THING ON PUBLIC HEALTH DO ALL THE OTHER SCHOOLS HAVE THE SAME REQUIREMENTS THAT YOU NEED TO INSPECT DOE YES OR NO.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: THE.

SENATOR SAN AGUSTIN: LIKE PRIVATE SCHOOLS.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: YES EVERY EVERY SCHOOL THAT IS PERMITTED DOES HAVE TO COME INTO COMPLIANCE AND THEY GO INTO EFFECT FOR ALL OTHER SCHOOLS SO THAT WOULD BE CHARTER PRIVATE SCHOOLS YEAH.

SENATOR SAN AGUSTIN: I'M FAMILIAR WITH THE CHARTER.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: YEAH.

SENATOR SAN AGUSTIN: THEY REPORTED TO US THAT THEY WERE ALREADY INSPECTING THEY'RE GOOD TO GO SO.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: WELL THEY THEY WON'T HAVE TO THEY THEIR SANITARY PERMITS WERE RENEWED THAT COME NEXT YEAR WHEN THEY HAVE TO FALL INTO COMPLIANCE IT'LL BE DIFFERENT.

SENATOR SAN AGUSTIN: OKAY.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: BUT THE PRIOR INSPECTION AS AS I UNDERSTAND IT WITH 37 4 AND INSPECTION IS REQUIRED IN ORDER TO RENEW A PERMIT FOR GDOE SCHOOLS.

SENATOR SAN AGUSTIN: OKAY DO YOU HAVE ANY INFO ON PRIVATE SCHOOLS.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: CURRENTLY.

SENATOR SAN AGUSTIN: THE ONLY REASON I'M ASKING ABOUT PRIVATE SCHOOLS BECAUSE THERE'S A BILLBOARD ON TOP OF BY THE BY THE AIRPORT THAT SAYS TAKE CARE OF OUR KIDS GET THEM TO SCHOOLS AND THERE SEEMS TO BE A PITCH TO FIND WAYS TO FUND IT TO SEND THEM TO PRIVATE SCHOOLS AND I WANT TO MAKE SURE NUMBER ONE AT LEAST THEY'RE CERTIFIED TEACHERS NUMBER TWO THEY MEET ALL THE REQUIREMENTS OF PUBLIC HEALTH WHAT IS NEEDED ON DOE SHOULD BE NO DIFFERENT WHEN IT GOES TO PRIVATE.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: THAT IS.

SENATOR SAN AGUSTIN: THE CHARTER SCHOOL WE CAN FIGURE THAT THAT ONE OUT ALSO.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: YES SIR THAT IS ACTUALLY TRUE THERE IS NO DIFFERENCE THAT BEING SAID THE TIME AND FRAME AT WHICH THEY NEED TO COME INTO COMPLIANCE VERSUS WHEN GDOE HAS TO COME TO COMPLIANCE IS DIFFERENT AND THAT'S YES GDOE HAS TO COME INTO FULL COMPLIANCE BY THE BEGINNING OF THE SCHOOL YEAR 23 24.

SENATOR SAN AGUSTIN: BECAUSE.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: PER PUBLIC LAW 37-4.

SENATOR SAN AGUSTIN: OKAY I JUST WANTED I JUST WANTED YOU TO SAY THAT SO I CAN OKAY

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: SO EVERY OTHER SCHOOL DOES NOT NEED TO COME INTO COMPLIANCE UNTIL 2024 AND SO THAT IS PER WHEN THE REGULATIONS FELL INTO I GUESS LAPSED INTO LAW GOT APPROVED WHATEVER THEY HAD FIVE YEARS TO COME INTO COMPLIANCE WHICH WAS WHAT WAS ORIGINALLY THE ORIGINAL DATE THAT IT'S SLATED FOR.

SENATOR SAN AGUSTIN: RIGHT BECAUSE IF I'M CORRECT FRANCINE I HEARD YOU YESTERDAY SAY THAT IT WE REPEALED 37-4 EVERYBODY WE GO GOOD TO GO THEY STILL NEED TO GET CHECKED YOU GUYS STILL NEED TO GET CHECKED NEEDS TO STILL CLEAR TO BE SAFE BUT AT LEAST THAT WOULD KIND OF EASE OFF THE PRESSURE AND THEN DOE CAN SPEED UP THE PROCESS BY SPENDING THEIR ARP MONEY THAT THEY AND NOT ASKING FOR SO MUCH MONEY WHEN THEY GOT 110 MILLION DOLLARS TO FIX SCHOOLS I JUST KEEP REITERATING THAT RIGHT.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: IT WOULD DEFINITELY AFFECT THE TIMELINE YES BUT THAT BEING SAID WE WE FOLLOW THE LAW HOWEVER YOU CHOOSE TO CHANGE IT SENATOR.

SENATOR SAN AGUSTIN: THANK YOU I I THINK THERE WERE OTHER QUESTIONS I WANTED TO ASK BUT I WANT TO LEAVE IT ALONE I'M JUST CONCERNED ABOUT THE NUMBER OF SCHOOLS WE HAVE THAT WE HAVE TOO MANY SCHOOLS REMEMBER I WAS ON THE BOARD OF EDUCATION I DIDN'T I DIDN'T LIKE CLOSING SCHOOLS AND YOU'RE RIGHT DR. SWANSON THE COMMUNITY TAKES IT BECOMES A PERSONAL THING TO THEM AND I DON'T BLAME THEM BUT WE CAN GIVE IT TO THE VILLAGES OR GIVE IT TO WHOEVER NEEDS TO SCHOOL THE CAMPUS OR TURN INTO A SOLAR FARM BUT WITH THAT THANK YOU MADAM MADAM CHAIR.

VICE SPEAKER MUÑA BARNES: THANK YOU VERY MUCH SENATOR SAN AUGUSTIN SENATOR FISHER YOU'RE RECOGNIZED TO ASK QUESTIONS TO THE PANEL.

SENATOR FISHER: THANK YOU MADAM SPEAKER VICE SPEAKER WE WE ARE HERE THIS MORNING AND WE'RE HERE YESTERDAY ON AN EMERGENCY SESSION BY THE WAY GOOD MORNING EVERYONE MY NAME IS TOM FISHER I'M A SENATOR HERE WE WERE CALLED HERE YESTERDAY ON AN EMERGENCY SESSION BECAUSE OF THE DISREPAIR OF THE SCHOOLS IT MIGHT BE THAT SOME OF THE SCHOOLS MAYBE ARE SOMEWHAT UNSANITARY SO FORTH AND SO ON BUT I THINK WE MISSED THE MARK THERE I DON'T BELIEVE THAT'S THE EMERGENCY THE EMERGENCY IS THE CHILDREN ARE NOT THEIR BUTTS ARE NOT IN THE CHAIRS THAT IS THE EMERGENCY AND WE MUST GET THE SCHOOLS OPEN AS QUICKLY AS POSSIBLE I WANT THE FIRST GRADERS LEARNING TO READ AND THEIR MULTIPLICATION TABLES I WANT THE HIGH SCHOOLERS DOING THE CALCULUS I WANT THAT TO HAPPEN I ALSO WANT THE CHILDREN TO GET A HOT NUTRITIOUS BREAKFAST BECAUSE THE SCHOOL SYSTEMS ARE A VITAL PART OF THE OF THE OF OUR SOCIETY IT'S A VITAL PART OF THE SOCIAL CONTRACT WE ARE YOU YOU FOLKS FEED MORE PEOPLE PER DAY THAN JUST ANYONE ELSE ON ISLAND SO I WANT THE KIDS FED YOU DO TOO I KNOW THAT A NUTRITIOUS BREAKFAST I WANT THE KIDS GETTING A NUTRITIOUS HOT LUNCH AND IN BETWEEN THAT I ALSO WANT THEM LEARNING THE TIMES TABLE THE ABCS I WANT THEM TO LEARN TO WRITE I WANT THEM TO LEARN TO SOCIALIZE I WANT THEM TO LEARN TO GET IN FIGHTS WITH THEIR CLASSMATES I WANT THEM TO LEARN HOW TO BE CITIZENS AND THAT'S ONE OF THE ROLES THAT WE PUSH OFF ON THE DEPARTMENT OF EDUCATION AFTER ALL AS A SOCIETY WE'RE NOT I MEAN WE ONLY HAVE BASICALLY THREE RESPONSIBILITIES WE GOT TO KEEP PEOPLE SAFE WE'VE GOT TO KEEP A REASONABLE LEVEL OF PUBLIC HEALTH AND WE HAVE TO EDUCATE THE CHILDREN AND IF WE'RE NOT EDUCATING THE CHILDREN THAT IS A TRUE TRUE TRUE EMERGENCY IT IS NOT AN EMERGENCY IF YOU KNOW ONE OF THE WALLS IS DRIPPING THAT'S UNFORTUNATE AND IT'S REPAIRABLE IT IS NOT AN EMERGENCY WITH ONE SCHOOL HAS A RAT IN IT THAT'S UNFORTUNATE BUT WE CAN'T TAKE CARE OF THE RAT IN THE MEANTIME THOSE KIDS NEED TO BE IN THOSE CHAIRS AND THEY NEED TO BE LEARNING I I THINK WE ALL JOIN IN THAT YOU KNOW I COMPLETELY DISAGREE I SUPPOSE SOMETIMES IT'S NECESSARY THIS IDEA OF DOUBLE SESSIONS OKAY THOSE ARE A NIGHTMARE LOGISTICALLY AND OTHERWISE I DON'T WANT FIRST GRADERS AND KINDERGARTNERS BEING WOKEN UP AT THREE O'CLOCK IN THE MORNING AND MARCHED OUT TO A DARK BUS STOP WHERE THEY WAIT FOR A BUS THAT IS PROBABLY 20 TO 30 MINUTES LATE AND THEN RETURNING TO A HOUSE WHERE MOM AND DAD ARE AT WORK AND YOU KNOW AS ONE OF MY COLLEAGUES WAS OBSERVING YOU KNOW THE AUNTIES AND UNCLES THEY'RE NOT THERE ANYMORE THERE'S THE THESE KIDS ARE COMING IN A DOUBLE SESSION OR COMING HOME TO A HOME WITHOUT ADULT SUPERVISION THAT'S NOT GOOD IT'S NOT A GOOD MESSAGE TO SEND TO THE KIDS AND THAT'S NOT A GOOD WAY TO TEACH THEM SO WE NEED TO AVOID DOUBLE SESSIONS AT ALL COSTS SO TO ME THAT IS THE REAL EMERGENCY AND IT IT GOES I MEAN JUST WITHOUT SAYING WE'RE GOING TO FEEL THIS FOR YEARS WE WENT THROUGH COVID AS IT WAS IT WAS OBSERVED AND THOSE ARE LOST YEARS WE'LL NEVER RECOVER THEM AND THESE YEARS WHEN CHILDREN ARE NOT IN THE SCHOOLS LEARNING THEIR TIMES TABLES LEARNING TO BEHAVE THEMSELVES LEARNING TO USE THE BATHROOM BY THEMSELVES ALL THE STUFF CHILDREN NEED TO LEARN THOSE WILL BE LOST YEARS AND WE HAVE TO AVOID THAT WITH THAT I WANTED TO ASK A QUESTION BECAUSE TIME'S RUNNING SHORT HERE IT SEEMS TO ME THAT A BIG ISSUE HERE IS THE

IDEA OF THE VARIANCE THAT WE'RE GOING TO STRIKE THE VARIANCE SO THIS IS A HYPOTHETICAL I GUESS TO THE SUPERINTENDENT YOU MIGHT NOT KNOW THAT I KNOW YOU'RE RELATIVELY NEW AT THE JOB BUT WHEN WAS IT DISCOVERED THAT THE VARIANCE ISSUE WOULD BE A PROBLEM.

DOE – SUPERINTENDENT DR. SWANSON: THAT CAME THE DIFFICULT WITH THE VARIANCES CAME WITH THE INTRODUCTION OF THE NEW LAW 37-4.

SENATOR FISHER: DID IF YOU KNOW DID YOU COMMUNICATE THAT THE VARIANCE THING WAS GOING TO BE A PROBLEM TO ANYONE HERE IN THE LEGISLATURE.

DOE – SUPERINTENDENT DR. SWANSON: I WASN'T HERE FOR THAT PART.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: THAT'S PUBLIC HEALTH.

SENATOR FISHER: OH.

DOE – SUPERINTENDENT DR. SWANSON: WE DID MY TEAM DID ADDRESS THAT WITH PUBLIC HEALTH AT THE ONSET.

SENATOR FISHER: GOOD HOW ABOUT LAWMAKERS.

DOE – SUPERINTENDENT DR. SWANSON: NO.

SENATOR FISHER: OKAY THEN I'LL THROW IT OVER TO PUBLIC HEALTH.

DOE – SUPERINTENDENT DR. SWANSON: BUT IT HAS BEEN PRESENTED IN TESTIMONY DURING THE UPDATES THAT WE'VE GIVEN.

SENATOR FISHER: IN PUBLIC HEARINGS SO IT OKAY SO WE HERE IN THE LEGISLATURE WE CANNOT FAIRLY SAY THAT THIS IS A BIG SURPRISE WE HAVE IN ONE FORM OR ANOTHER NEW THIS TRAIN WAS COMING OUR WAY CORRECT.

DOE – SUPERINTENDENT DR. SWANSON: YES THAT'S ACCURATE.

SENATOR FISHER: OKAY YESTERDAY SENATOR PARKINSON SUGGESTED THAT WE JUST PUSH EVERYTHING OFF A YEAR OPEN THE SCHOOLS LET'S OPEN THEM ON TIME IF POSSIBLE LET'S OPEN THEM ALL WITHIN TWO WEEKS CLEAN THEM UP AT THE SAME TIME I TRUST YOU SIR MR. SUPERINTENDENT I TRUST YOU TO KEEP OUR CHILDREN SAFE I KNOW YOU WILL DO IT AND IF A SCHOOL IS NOT IS NOT SAFE YOU WON'T ALLOW KIDS IN THERE AND I TRUST YOU TO DO THAT WOULD IT BE POSSIBLE BECAUSE LAST YEAR THREE MONTHS AGO THEY WERE IN THE SCHOOLS THEY WERE LEARNING THE BOOKS WERE OPEN HERE'S HOW YOU READ SEE DICK SEE YOU KNOW JANE RUN AND ALL THAT KIND OF STUFF THAT WAS HAPPENING JUST THREE MONTHS AGO CAN'T WE DO IT AGAIN AND CHEW GUM AT THE SAME TIME CLEAN THE SCHOOLS.

DOE – SUPERINTENDENT DR. SWANSON: YES OF COURSE WE CAN.

SENATOR FISHER: AND SIR IF YOU DO IF YOU CAME TO A PART I'M RUNNING THAT TIME CAME TO A SECTION WHERE YOU THOUGHT IT WAS DANGEROUS WOULD YOU KEEP THE KIDS OUT.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: WOULD YOU KEEP THE KIDS OUT OF THE SCHOOLS IS DANGEROUS.

DOE – SUPERINTENDENT DR. SWANSON: NO I DIDN'T KNOW WHAT WAS THE QUESTION.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: WOULD YOU KEEP THE KIDS OUT OF THE SCHOOLS IS DANGEROUS THE QUESTION.

DOE – SUPERINTENDENT DR. SWANSON: YES OF COURSE WE WILL.

SENATOR FISHER: THANK YOU.

DOE – SUPERINTENDENT DR. SWANSON: I'M SORRY I DO HAVE A HEARING LOSS.

SENATOR FISHER: I YOU.

DOE – SUPERINTENDENT DR. SWANSON: AND THIS IS A HORRIBLE ROOM ACOUSTICALLY.

SENATOR FISHER: AMEN YOU'RE NOT THE ONLY ONE THIS ROOM IS HORRIBLE I'M RUNNING OUT OF TIME I'VE GOT A REAL PROBLEM WITH THE SMALL PURCHASES THING I DON'T KNOW WHY WE WENT UP TO 250K THAT'S ALMOST A DEAL BREAKER FOR ME AND I'M OUT OF TIME THANK YOU VERY MUCH.

VICE SPEAKER MUÑA BARNES: THANK YOU SENATOR FISHER SENATOR TELO YOU'RE RECOGNIZED.

SENATOR TAITAGUE: THANK YOU MADAM VICE SPEAKER MADAM CHAIR TAGGING OFF OF SENATOR FISHER THE 250000 WAS THAT A REQUEST BY DOE.

DOE – SUPERINTENDENT DR. SWANSON: GO AHEAD I DIDN'T UNDERSTAND THE QUESTION.

DOE – ACTING DEPUTY OF FINANCE AND ADMINISTRATIVE SERVICES COOPER-NURSE: YES YES I KNOW SENATOR IT WAS.

SENATOR TAITAGUE: WHEN THE BILL WAS CREATED AND YOU CAME FOR PUBLIC HEARING WHY WASN'T IT REQUESTED THEN.

DOE – ACTING DEPUTY OF FINANCE AND ADMINISTRATIVE SERVICES COOPER-NURSE: I'M SORRY CAN YOU REPEAT THE QUESTION.

VICE SPEAKER MUÑA BARNES: GO.

SENATOR TAITAGUE: OKAY SO THE QUESTION WAS WHEN WHEN THE BILL WAS NOT THIS BILL BUT ON THE PRIOR BILL PUBLIC LAW 4-37 BEFORE IT BECAME LAW AND IT HAD PUBLIC HEARING WHY DIDN'T YOU REQUEST THE 250 THEN.

DOE – ACTING DEPUTY OF FINANCE AND ADMINISTRATIVE SERVICES COOPER-NURSE: DID YOU REQUEST IT THEN.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: IT WASN'T A PART OF THE BILL.

DOE – ACTING DEPUTY OF FINANCE AND ADMINISTRATIVE SERVICES COOPER-NURSE: GO AHEAD.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: OBVIOUSLY JUST TO JUST TO CLARIFY SO MAYBE IN THE EARLIER TIME PRIOR TO THE STORM MAJORITY OF OUR FUNDS THAT WE WERE GOING TO UTILIZE WERE FEDERAL SO I GUESS JUST IN DISCUSSION IT DIDN'T IT DIDN'T OCCUR TO US TO INCREASE THE THRESHOLD FOR LOCAL SO EVEN AFTER THE TYPHOON MAJORITY OF OUR FUNDS THAT WE'RE USING ARE ACTUALLY FEDERAL FUNDS BUT SINCE WE'VE GOTTEN AN APPROPRIATION AND I BELIEVE THAT MONEY IS STILL SUPPOSED TO BE AVAILABLE TO US WE WANTED TO MAKE SURE THAT IF WE DID IN FACT USE LOCAL FUNDS THAT WE HAD THE SAME THRESHOLD AS FEDERAL BECAUSE RIGHT NOW ANYTHING THAT'S FUNDED UNDER ESF2 OR ARP THE COVID FUNDING OUR THRESHOLD BECAUSE OF OUR HIGH-RISK STATUS IS 250000 VERSUS IF WE KIND OF USE LOCAL FUNDS IT PUTS US YOU KNOW WE CAN'T WE JUST HAVE TO USE THE LOCAL THE LOCAL LEVEL SO WE WANTED TO RAISE IT UP TO THAT HIGHER HIGHER STANDARD.

SENATOR TAITAGUE: SO THE FEDERAL GOVERNMENT ALLOWS YOU 250.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: YES.

SENATOR TAITAGUE: OKAY SO CAN YOU TELL ME WHAT THE LOCAL AMOUNT IS.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: I THINK IT'S THE 25000.

SENATOR TAITAGUE: 25000 OKAY.

DOE – ACTING DEPUTY OF FINANCE AND ADMINISTRATIVE SERVICES COOPER-NURSE: SO YES SO FOR SMALL PURCHASES IT'S UNDER 25000 ANYTHING 25000 GOES OUT TO COMPETITIVE BIDDING.

SENATOR TAITAGUE: THANK YOU OKAY SO THE NEXT QUESTION I HAVE IS TIMELINE MR. SUPERINTENDENT YOU MENTIONED THAT YOU'RE WORKING ON ALL THESE SCHOOLS AND YOU'RE TRYING TO GET IT DONE IT THE TIER THREE WHAT IS THE FINAL DATE DO YOU THINK THAT YOU WOULD BE IN COMPLIANCE ON TIER THREE.

DOE – SUPERINTENDENT DR. SWANSON: BY WHEN.

SENATOR TAITAGUE: REALISTICALLY PLEASE.

DOE – SUPERINTENDENT DR. SWANSON: OKAY OKAY THE THE TIER THREE TIER THREE SCHOOLS ON A RESTRICTED USE ENVIRONMENT WE COULD GET INTO COMPLIANCE VERY VERY QUICKLY PROBABLY BY THE TIME WE OPEN NOW TO SOLVE THE THE MAJOR ISSUES THAT WOULD PUT THEM AT TIER THREE WE'RE LOOKING AT SIGNIFICANT CONTRACTING THAT'LL HAVE TO BE DONE THAT'S BEYOND OUR CAPACITY TO DO IN IN-HOUSE AND THAT WILL VARY BUILDING TO BUILDING DEPENDING ON THE COST OF THE PROJECT.

SENATOR TAITAGUE: TIER THREE CAN YOU ACTUALLY MAKE THESE REPAIRS WHILE CHILDREN ARE GOING TO SCHOOL.

DOE – SUPERINTENDENT DR. SWANSON: FROM WHAT I'VE SEEN SO FAR IF WE CAN RESTRICT THE USE OF PART OF THE CAMPUS AND BY BEING CREATIVE HOW WE SCHEDULE YES WE CAN DO THAT SAFELY WE WE'RE STILL LOOKING.

SENATOR TAITAGUE: DO YOU PLAN ON DOING THAT BECAUSE IF IF YOU MOVE FORWARD AND THIS VARIANCE IS LIFTED THEN CAN YOU DO THAT AND WHAT IS THE DATE OKAY YOU SAID YOU WENT LET'S GO BACK YOU SAID SOMETHING ABOUT HOW YOU KNOW IT'S IT DEPENDS ON THE CONTRACTOR OF COURSE YOU KNOW PUTTING IN AN RFP AND GETTING ALL THOSE OUT HAVEN'T YOU DONE THAT SO FAR ALREADY.

DOE – SUPERINTENDENT DR. SWANSON: YES.

SENATOR TAITAGUE: OKAY.

DOE – SUPERINTENDENT DR. SWANSON: WE HAVE SEVERAL IN THE PIPELINE.

SENATOR TAITAGUE: OKAY SO YOU CAN GIVE ME MORE OF A REALISTIC TIME ON WHEN THESE THESE BIG BIGGER PROJECTS CAN BE FINISHED BY.

DOE – SUPERINTENDENT DR. SWANSON: YEAH GO AHEAD.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: HI SENATOR.

SENATOR TAITAGUE: YES.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: YEAH WE'VE BEEN HAVING DISCUSSIONS WITH OUR CAPITAL IMPROVEMENT FOLKS SO THERE'S A COUPLE OF MOVING PARTS TO USE A CLICHE WE BELIEVE THAT SOME OF THESE SCHOOLS AT LEAST SIX OF THE 12 I BELIEVE HAVE IDENTIFIED THEMSELVES AS BEING ABLE TO OPEN IF WE CAN SHUT DOWN PART OF THE SCHOOL AND GO PARTIAL OCCUPANCY THAT'S AN EXAMPLE OF SCHOOLS THAT HAVE SEWAGE AND RESTROOM ISSUES THE SEWAGE AND RESTROOM ISSUES ARE BEING DEALT WITH OUR CAPITAL IMPROVEMENT THAT'S WHAT PUTS THEM AS A TIER THREE PIECE OF WORK BECAUSE WE ACTUALLY HAVE BIDS OUT FOR CONTRACTUAL WORK TO FIX ALL OF OUR RESTROOMS SO THIS WOULD HAVE BEEN PRETEND THAT THERE WASN'T A TYPHOON THIS WOULD HAVE HAPPENED ANYWAY BECAUSE WE HAVE OUR COVID CAPITAL IMPROVEMENT PROJECTS ANYWAY RIGHT SO YOU KNOW MOVING FORWARD WE WOULD HAVE HAD THIS SITUATION ANYWAY IN OUR SCHOOLS SO THOSE EARLIER PLANS WERE TO ALREADY SECTION OFF PARTS OF THE SCHOOL SO THAT WORK COULD CONTINUE TO BE DONE THERE'S ACTUALLY TWO OPTIONS ONE OPTION IS THAT IT BECAUSE IT'S BY REGION IF HALF THE SCHOOLS CLOSE AND THEN THE OTHER HALF GET WORKED ON BY THE CONTRACTOR AND WE DOUBLE SESSION WITH THOSE SCHOOLS OR THEY STAY WITHIN THE SAME SCHOOL AND SECTION OFF PART OF THE WORK SO THAT WORK CAN BE HAPPENING ON CAMPUS IT REALLY DEPENDS ON THE DISCUSSIONS WITH THE CONTRACTORS WHICH WE DON'T HAVE A CONTRACT WITH YET BUT THE PRELIMINARY DISCUSSIONS THAT WE HAVE WITH THE CONTRACTORS ASSOCIATION THAT'S WHAT SOME OF THE ADVICE WAS TO US THAT SOME CONTRACTORS WILL ASK FOR THE WHOLE CAMPUS TO BE CLOSED VERSUS SOME CONTRACTORS CAN ACTUALLY WORK WITHIN HALF

THE BUILDING AND A BIG FACTOR IN THAT DECISION IS THE MEN THE MANPOWER IS DO THEY HAVE ENOUGH YOU KNOW WORKERS.

SENATOR TAITAGUE: CONTRACTORS.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: ACTUALLY WORK ON A REGULAR BASIS BECAUSE I GUESS THE WORST CASE SCENARIO IS WE CLOSE DOWN A SCHOOL AND THEN YOU DRIVE BY AND NO WORK IS BEING DONE FOR YOU KNOW WEEKS OR MONTHS SO WE'RE TRYING TO AVOID THAT SITUATION.

SENATOR TAITAGUE: RIGHT.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: AND BE ABLE TO USE THE CAMPUS WHILE IT'S BEING WORKED ON SO SORRY TO TO ANSWER YOUR QUESTION IS YEAH SOME OF THESE PROJECTS TO GO BACK TO.

SENATOR TAITAGUE: SIX OUT OF 12 GO BACK TO SIX OUT OF 12.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: YEAH SIX OUT OF 12 COULD BE OPEN THE OTHER SIX WEREN'T.

SENATOR TAITAGUE: BY BY WHEN JOE.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: OH YOU'RE TALKING ABOUT LIKE.

SENATOR TAITAGUE: YES SIX OUT OF 12.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: WE'RE LOOKING AT YEAH.

SENATOR TAITAGUE: CAN BE OPEN BY WHEN.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: YEAH THEY CAN PROBABLY IN A COUPLE OF WEEKS.

SENATOR TAITAGUE: OKAY OF THE TIER THREE.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: OH TIER THREE YEAH.

SENATOR TAITAGUE: OKAY SIX OUT OF 12 WHAT ABOUT THE OTHER SIX WHEN CAN THEY BE OPEN.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: BUT THAT THAT THE OTHER THE THE OTHER THREE HAVE NOT GIVEN US AN ESTIMATE WE'RE STILL WORKING ON IT.

SENATOR TAITAGUE: NO CONTRACT HAS BEEN IN PLACE FOR THOSE SCHOOLS YET.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: NO.

SENATOR TAITAGUE: NOTHING HAS BEEN OUT NO RF HAS RP'S BEEN SENT OUT.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: WELL SO THE F.B. ONE THAT THAT HAS BEEN BID OUT THE SIMON SANCHEZ IS NOT YOU KNOW PART OF OUR HANDS BUT THE OTHER THE OTHER FOUR OR FIVE SCHOOLS WE DON'T HAVE AN ESTIMATE FOR THOSE SCHOOLS YET WE'RE STILL WORKING ON THOSE THAT'S WHY THAT'S WHY THEY'RE IN THE PHASE THREE SECTION BUT THE SIX WE DO HAVE A BETTER IDEA BECAUSE WE KNOW EXACTLY WHAT OTHER ISSUES ARE THERE.

SENATOR TAITAGUE: THOSE PARTICULAR OTHER SIX THAT I'M CONCERNED ABOUT RIGHT NOW.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: YEAH YUP.

SENATOR TAITAGUE: WHAT DO YOU EVEN IF LET'S SAY ALL THE VARIANCES WERE CLEARED RIGHT FROM PUBLIC HEALTH WHAT NEEDS TO BE DONE TO THOSE SIX SCHOOLS I MEAN ARE THEY SAFE MR. SUPERINTENDENT.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: YEAH.

SENATOR TAITAGUE: YOU YOU YOU'VE SAID TO YOURSELF THAT YOU WOULD NEVER LET CHILDREN INTO SCHOOLS THAT WERE NOT SAFE SO OF THOSE SIX SCHOOLS THAT ON TIER THREE THAT IS DOESN'T HAVE THE CONTRACTORS OR ANYTHING ARE THEY SAFE TO HAVE THOSE STUDENTS GO IN WITH ANY KIND OF MITIGATION THAT YOU CAN DO RIGHT NOW ARE THEY SAFE TO GO IN AND ATTEND SCHOOL START STUDENTS GO INTO ATTEND SCHOOLS.

DOE – SUPERINTENDENT DR. SWANSON: THAT WILL HAVE TO BE A CAMPUS BY CAMPUS EVALUATION AND WE WOULD SEVERELY CORDON OFF THE ANY AREAS THAT WOULDN'T BE ALLOWED TO BE USED.

SENATOR TAITAGUE: MR. SUPERINTENDENT.

DOE – SUPERINTENDENT DR. SWANSON: SO THAT WE DON'T HAVE ANYONE IN THAT IN THAT SPACE.

SENATOR TAITAGUE: RIGHT.

DOE – SUPERINTENDENT DR. SWANSON: EXCEPT WORKERS.

SENATOR TAITAGUE: BUT HAVE YOU DONE THAT HAVE YOU DONE THAT EVALUATION OF THOSE SIX.

DOE – SUPERINTENDENT DR. SWANSON: A PRELIMINARY ONE YES BUT I HAVEN'T DONE THAT PERSONALLY NOT YET.

SENATOR TAITAGUE: TO GIVE YOUR YOU KNOW JOHN HANCOCK ON TO SAY THAT OKAY I FEEL THIS IS SAFE FOR OUR STUDENTS TO GO IN TO CONTINUE YOU HAVEN'T DONE THAT YET.

DOE – SUPERINTENDENT DR. SWANSON: WELL I THAT'S A THAT'S A PROCESS THAT WE'RE BEGINNING IN FACT TOMORROW.

SENATOR TAITAGUE: TOMORROW.

DOE – SUPERINTENDENT DR. SWANSON: I'VE GOT SOME FIVE SCHOOLS TO LOOK AT TOMORROW.

SENATOR TAITAGUE: THE FIVE SCHOOLS OF THE SIX THAT WE WERE JUST TALKING ABOUT SIR.

DOE – SUPERINTENDENT DR. SWANSON: WELL I'M GOING TO START WITH THE ONES THAT ARE IN THE ON THE.

SENATOR TAITAGUE: TIER THREE.

DOE – SUPERINTENDENT DR. SWANSON: TIER THREE.

SENATOR TAITAGUE: YEAH THE ONE THAT JOE MENTIONED EARLIER YOU HAVE SIX THAT JUST NEED THAT ALREADY HAS CONTRACTORS IN THAT'S READY YOU KNOW TO GET THE WORK DONE ON THE REPAIRS BUT THEN YOU HAVE THAT OTHER SIX THAT HAVE YET TO EVEN DOING AN ASSESSMENT OR EVEN TO WALK THE SCHOOL TO SEE IF IT'S WHETHER TO WHETHER YOU CAN GO INTO IT IS THAT CORRECT I JUST WANT TO VERIFY I KNOW YOU ANSWERED IT WITH IT'S GOING TO HAPPEN TOMORROW BUT I JUST WANTED TO VERIFY IS THAT CORRECT YOU'RE JUST GOING TO DO THIS TOMORROW STARTING TOMORROW.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: YES.

DOE – SUPERINTENDENT DR. SWANSON: YES.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: AND CAN I CLARIFY SENATOR.

SENATOR TAITAGUE: SURE JOE YEAH.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: JUST BASED ON WHAT YOU JUST SAID IT'S NOT THAT THEY HAVE CONTRACTORS RIGHT NOW AS THOSE SIX SCHOOLS WE HAVE IDENTIFIED SPECIFICALLY WHAT THE ISSUES ARE THAT MAKE THEM A TIER THREE SCHOOL.

SENATOR TAITAGUE: WAIT JOE BEFORE YOU START.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: OH GO AHEAD YEAH.

SENATOR TAITAGUE: BECAUSE YOU WE'VE GOT TWO SETS OF SIX SCHOOLS OKAY.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: YEAH.

SENATOR TAITAGUE: SO YOU'RE TALKING ABOUT THE FIRST SIX WHICH YOU THINK YOU KNOW THE PLUMBING AND EVERYTHING THAT NEEDS TO BE DONE.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: YES.

SENATOR TAITAGUE: YOU'VE LOOKED INTO THAT YOU GOT YOU KNOW.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: YES.

SENATOR TAITAGUE: OKAY WHICH ONE ARE YOU TALKING ARE YOU TALKING ABOUT THE SIX SCHOOLS THAT HAVEN'T EVEN BEEN ASSESSED.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: OKAY I'M TALKING WELL I'M TALKING ABOUT THE FIRST SIX SCHOOLS.

SENATOR TAITAGUE: OKAY GOT IT RIGHT OKAY GO AHEAD YEAH.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: SO THE FIRST SIX SCHOOLS IT'S NOT THAT THEY HAVE A CURRENT CONTRACTOR IT'S THAT THEY'VE ALREADY WE'VE ALREADY SPECIFICALLY IDENTIFIED THE REASON WHY THEY'RE IN PHASE THREE AND IN OUR DISCUSSIONS WITH THE PRINCIPALS BECAUSE A LOT OF THIS IS REALLY ALSO IN COLLABORATION WITH THE PRINCIPAL AND THE SELF-INSPECTIONS AND AND WHAT THEY'RE DOING AT THEIR SITE AS WELL AS THE FACILITIES AND CIP FOLKS SO THE SIX SCHOOLS THAT HAVE SELF-IDENTIFIED AND VERIFIED BY OUR FACILITIES FOLKS HAVE SAID THAT THE REASON WHY THEY'RE IN PHASE THREE IS BECAUSE OF SEWAGE OR BECAUSE OF RESTROOMS THAT ARE NOT AVAILABLE AND THEN WE ASK THEM ABSENT THAT PARTICULAR ISSUE HOW SOON DO YOU THINK YOU CAN OPEN AND THEIR RESPONSE WAS YEAH WE CAN EITHER BE PHASE TWO OR PHASE ONE EVEN IF THAT PARTICULAR ISSUE WAS TAKEN CARE OF SO.

SENATOR TAITAGUE: DO YOU HAVE A CONTRACTOR FOR THE PLUMBING BECAUSE YOU CAN'T SEND CHILDREN TO SCHOOL WITHOUT A RESTROOM.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: RIGHT YEAH SO WE'RE LOOKING AT CONTRACTING FOR THE PLUMBING WE'RE LOOKING AT IDENTIFYING SEND.

SENATOR TAITAGUE: JOE YOU HAVEN'T YOU HAVEN'T SENT AN RFP OUT THAT WE WE'VE BEEN DISCUSSING THE SCHOOL ISSUES SINCE THE BILL WAS PASSED IN MARCH YOU KNOW OR IT WAS LAPSED INTO LAW IN JULY.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: RIGHT.

SENATOR TAITAGUE: BUT.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: SO THERE IS THERE IS A BID OUT FOR PLUMBING AND I BELIEVE THAT THAT THEY ARE MOVING FORWARD WITH SOME OF THESE SCHOOLS SO AND THIS IS PRE-TYPHOON SO SOME OF THESE.

SENATOR TAITAGUE: YEAH YEAH I UNDERSTAND.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: SOME OF THESE ISSUES ARE ARE PRE-TYPHOON THAT THEY WERE ALREADY STARTING ANYTHING THAT'S ADDITIONAL AFTER THAT IS BEING WORKED ON RIGHT NOW.

SENATOR FISHER: OKAY THE PLUMBING IS THERE AN RFP OUT.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: SO THERE'S A THERE'S A THERE'S A THERE'S A BID OUT FOR PLUMBING AND SOME OF THEM ALREADY HAVE CONTRACTORS IDENTIFIED.

SENATOR TAITAGUE: OKAY SO THEY'VE ALREADY ANSWERED TO YOUR YOUR REQUEST.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: YEAH.

SENATOR TAITAGUE: OKAY SO THAT CAN BE DONE AS SOON AS YOU KNOW YOU CAN PUT THAT IN PHASE TWO LIKE WITHIN ONCE THEY START TO WORK CORRECT.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: WE'RE LOOKING AT THAT.

SENATOR TAITAGUE: WHAT WAS THE ESTIMATED TIME FRAME THAT THESE CONTRACTORS GAVE YOU TO FIX THE PROBLEM.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: OH THAT'S WHAT DID WE PUT INTO THE BID IS IT SIX TO EIGHT RIGHT RIGHT SIX TO EIGHT MONTHS OKAY LOOKING AT SIX TO EIGHT MONTHS.

SENATOR TAITAGUE: TO FIX THE PROBLEM OF THE PLUMBING.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: YEAH.

SENATOR TAITAGUE: THAT MEANS THIS SCHOOL WILL BE OUT OF COMMISSION FOR SIX MONTHS.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: SO JUST TO CLARIFY AGAIN WITH THOSE SIX SCHOOLS THAT HAVE IDENTIFIED THAT PLUMBING AS THE ISSUE THAT'S WHY WE'RE LOOKING AT MITIGATION EFFORTS LIKE DOUBLE SESSION SO IF IT'S NOT HAVING ENOUGH AVAILABLE RESTROOMS THEY'VE ALREADY IDENTIFIED THAT IF THEY WERE TO EITHER HAVE HALF THE POPULATION PRESENT.

SENATOR TAITAGUE: OKAY.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: THEY WOULD BE ABLE TO FUNCTION LIKE I THINK IT'S AGUEDA AND BMS THEY DID IF THEY GO HALF AND HALF THEY WOULD BE ABLE TO FUNCTION AS A SCHOOL.

SENATOR TAITAGUE: SO TECHNICALLY YOU'RE LOOKING AT MAYBE A SIX MONTH TIME FRAME IN THE SCHOOL YEAR THAT WILL BE DOUBLE SESSION AND THEN ONCE THAT'S COMPLETED YOU GO TO FULL FULL TIME.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: YES.

SENATOR TAITAGUE: THAT'S IT THAT'S THE.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: THAT'S OUR THAT'S OUR POTENTIAL EFFORT.

SENATOR TAITAGUE: OKAY.

DOE – ACTING DEPUTY OF FINANCE AND ADMINISTRATIVE SERVICES COOPER-NURSE: AND SENATOR JUST TO ADD TO THAT BECAUSE I I KNOW THAT THAT'S AN ALARMING TIME FRAME CONSIDERING WHAT WE'RE UP AGAINST IN TERMS OF GETTING THE SCHOOLS OPEN BUT UNDERSTANDING THAT THESE ARE THE OLDER SCHOOLS THAT WERE PINPOINTING THE FACILITIES THAT ARE IN DISREPAIR THAT NEEDS TO BE REPAIRED ISN'T THE COMMON GO TO THE RESTROOM GET THE THE TOILETS REPLACED THESE ARE MAJOR CAPITAL IMPROVEMENT PROJECTS THAT DEAL WITH LINES INTO THE CAMPUS TO PROPERLY ADDRESS THOSE SCHOOLS SO OBVIOUSLY THESE ARE THE THE OLDER SCHOOLS THAT NEED THE CORRECTION TO THE PLUMBING FROM I I DON'T KNOW THE TECHNICAL WORD FROM THE INTAKE FROM THE WATER LINE SYSTEM TO GET IT THROUGH TO THE RESTROOM SYSTEMS TO GET THEM WORKING SO YES THAT THAT TIME FRAME PROBABLY COULD BE A LITTLE BIT MORE AGGRESSIVE BUT WE'RE JUST PROPOSING IT BASED ON THE TIMELINES THAT WE HAD AND WE DO UNDERSTAND THAT WE ARE BEHIND THE EIGHT BALL BECAUSE OF THE TYPHOON BUT THESE WERE IN MOTION SO WE ARE TRYING TO GET THAT EXECUTED QUICKLY.

SENATOR TAITAGUE: I DO UNDERSTAND ABOUT THE TYPHOON YOU KNOW I I DO PUT THAT IN CONSIDERATION ON THIS WITH PUBLIC HEALTH YOU KNOW LISTENING TO THE WHERE WE HAD A OUR BUDGET HEARING AND THEN LISTENING TO YOU ABOUT THE INSPECTORS IT'S IT'S IT'S NOT HOPEFUL BUT CAN YOU GIVE ME A REALISTIC TIME ON TO BE ABLE TO INSPECT ALL THESE SCHOOLS BUT IT'S A REALISTIC TIME THAT YOU'LL BE BE ABLE TO

DO IT THE ONES THAT ARE LEFT OVER BECAUSE I KNOW YOU'VE ALREADY INSPECTED SOME I THINK WAS 35 LEFT OVER TO INSPECT IS IT.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: IT'S ACTUALLY I CORRECTED MYSELF I THINK WE'RE 34.

SENATOR TAITAGUE: OKAY 34 OKAY SO WITH 34 HOW LONG WILL IT TAKE FOR YOU TO DO THE INSPECTION.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: SO THE TIME FRAME OF AN INSPECTION DOES VARY BASED ON THE.

SENATOR TAITAGUE: SIZE OF THE SCHOOL AND STUFF.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: WELL THE ASSESSMENT THE CALL.

SENATOR TAITAGUE: RIGHT.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: THE SIZE OF THE SCHOOL HOW MANY SORT OF COMPLICATIONS OR POTENTIAL DEFICIENCIES WE SEE AND IT COULD TAKE LONGER AS WE PROGRESS THROUGH THE COURSE OF THE INSPECTION SO THERE IS IT DOES VARY OBVIOUSLY HIGH SCHOOLS TAKE MUCH LONGER THAN A ELEMENTARY SCHOOL BUT BALLPARK I KNOW IN OUR INITIAL TESTIMONY WE HAD IT AT LIKE ALMOST A YEAR I THINK TO DO ALL THE SCHOOLS AND THAT WOULD BE AT ONE SCHOOL A WEEK NOW WE'VE MINIMIZE THAT NUMBER AT THREE A TIME FRAME BY LIKE THREE SCHOOLS A WEEK BUT EVEN AT THAT POINT AT THREE SCHOOLS A WEEK WITH THREE TEAMS WE HAD A ROUGH ESTIMATE OF ROUGHLY DECEMBER AND THAT OF COURSE IS IN LINE.

SENATOR TAITAGUE: IT'S 11 WEEKS 11.6 WEEKS.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: ABOUT THAT.

SENATOR TAITAGUE: OKAY SO DECEMBER RIGHT.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: YES AND THAT IS OF COURSE OPERATING ON THE NOTION THAT GDOE IS READY THE REPAIRS HAVE BEEN MADE THERE WILL YOU KNOW THEY'RE CONFIDENT THAT THEY WOULD ACTUALLY PASS THEIR INSPECTION.

SENATOR TAITAGUE: OKAY JUST LISTENING TO THANK YOU SO MUCH FRANCINE FOR THAT AND THANK YOU FOR YOUR EFFORTS AS WELL I KNOW YOU'RE PUSHING THIS VERY MUCH AND I'M GLAD THEY GOT YOU AT THE HELM OF THIS YOU'RE DOING A GREAT JOB JUST LISTENING TO ON BOTH SIDES NOW AND IT'S NICE TO HAVE BOTH PUBLIC HEALTH AND DOE HERE THAT IT SOUNDS TO ME LIKE EVERYTHING'S GOING TO BE DONE BY DECEMBER JANUARY OF JANUARY OF NEXT YEAR OR BY DECEMBER WHICH PUTS YOU IN ADVANCE OF THE TIMELINE THAT'S NEEDED FOR THE NEXT SCHOOL YEAR ACTUALLY THE ORIGINAL LAW THAT SAID THAT EVERYONE NEEDS TO BE IN COMPLIANCE BY 2024 SCHOOL YEAR IF THAT IS THAT RIGHT FRANCINE THAT EVERYBODY EVEN THE PRIVATE AND PUBLIC SCHOOLS.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: YES THAT'S CORRECT.

SENATOR TAITAGUE: OKAY SO IN SIX MONTHS YOU KNOW THAT'S THAT'S JUST HALF OF YOU NOT VERY FAR AWAY BUT AND I'M THINKING THAT DOE AT THIS POINT YOU KNOW MR. SUPERINTENDENT TO HAVE TO KNOW THAT YOU'RE ONLY GOING IN THERE TOMORROW FOR THOSE SIX SCHOOLS THAT ARE REALLY IN DISARRAY TO ONLY DO YOUR ASSESSMENT TOMORROW I THOUGHT YOU WOULD HAVE DONE THAT YOU KNOW WEEKS PRIOR AS SOON AS YOU CAME IN BUT I DO UNDERSTAND THE TYPHOON YOU KNOW AN ISSUE AND OH MY TIME IS UP BUT GREATLY APPRECIATE THE THE TIME YOU GAVE ME AND GIVES US MORE INFORMATION ON HOW TO MOVE FORWARD WITH THIS LEGISLATION THANK YOU.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: I SENATOR SORRY IF I CAN JUST RESPOND TO THAT I APOLOGIZE AGAIN IF IF I WASN'T CLEAR BUT THE REMAINING SIX SCHOOLS NOT THE ONES THAT WE THINK CAN OPEN IF THEY DO DOUBLE SESSION THE REMAINING SIX SCHOOLS IS NOT THAT WE DON'T HAVE AN ASSESSMENT WE HAVE AN ASSESSMENT OF ALL SCHOOLS WE'VE IDENTIFIED THE MAIN ISSUES WE STARTED TO IDENTIFY THE DIFFERENT ACTIONS WHAT WE DON'T HAVE IS WE DON'T HAVE A SOLID ESTIMATE

OF WHEN WE THINK THOSE WOULD BE DONE BECAUSE THOSE PARTICULAR SCHOOLS REQUIRE ADDITIONAL CONTRACTUAL WORK MOST OF THE SCHOOLS THAT WE HAVE UNDER UNDER PHASE THREE AND PHASE TWO THE CONTRACTUAL WORK IS ALREADY WAS ALREADY RELATED TO OUR ORIGINAL CIP PLANS SO WE ALREADY HAD CANOPIES AND WALKWAYS AS PART OF THE PLAN SO ALMOST EVERY SCHOOL REPORTED MORE OF THE CANOPIES BLOWN AWAY WELL THAT DIDN'T REQUIRE A CHANGE IN THE SCOPE OF SERVICES BECAUSE WHETHER OR NOT YOU HAD THREE OR FOUR CANOPIES BLOWN DOESN'T CHANGE IF YOU HAVE SIX OR SEVEN RIGHT IT CHANGES THE PRICE BUT THEN OF COURSE THAT WOULD BE UP TO THE VENDOR WHENEVER THEY PUT IN THEIR BID SO A LARGE AMOUNT OF THE DAMAGE THAT'S ALREADY RELATED TO CIP WOULD IT WE DIDN'T HAVE TO ADD TO THAT THE PHASE THREE SCHOOLS THE ADDITIONAL SIX HAVE WORKED OTHER THAN THAT SO WE WEREN'T PREPARED AND WE'RE WORKING ON IT NOW TO NUMBER ONE BUDGET FOR THAT SO WE'RE TRYING TO LOOK FOR FUNDS LIKE ADDITIONAL PLUMBING WORK ADDITIONAL ELECTRICAL WORK MIGHT MIGHT BE NECESSARY AND THEN THAT WOULD REQUIRE ADDITIONAL SCOPES SO BECAUSE ALL THOSE FACTORS ARE THERE WE DON'T WE DON'T HAVE A CURRENT ESTIMATE OF WHEN IT WOULD BE DONE SO WE ARE CONCERNED ABOUT THAT WE'RE TALKING ABOUT IT THAT WE NEED TO GET THAT DONE BUT SO FAR THAT'S WHAT WE MEAN BY NOT HAVING A DATE IT'S NOT THAT WE DON'T HAVE AN ASSESSMENT WE KNOW WHAT WORK NEEDS TO BE DONE WE JUST DON'T HAVE A SOLID DATE AS TO WHEN THAT WORK SHOULD BE FINISHED.

SENATOR TAITAGUE: THANK YOU.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: THANK YOU.

SENATOR TAITAGUE: THAT'S THAT'S ENCOURAGING TO KNOW AND BUT STILL HE SAYS SOMETHING'S HAPPENING TOMORROW I HOPE THAT WILL GIVE YOU THE ABILITY TO DETERMINE WHETHER IT'S SAFE OR NOT FOR THAT YOU WOULD ALLOW THESE STUDENTS TO STILL GO BACK INTO SCHOOL WHILE THE REPAIRS ARE BEING DONE THAT'S.

NOTE SPEAKER TERLAJE PRESIDES OVER THE COMMITTEE OF THE WHOLE.

SENATOR TAITAGUE: THANK YOU SENATOR.

SENATOR TAITAGUE: THAT'S THE ONE I'D LIKE TO HEAR THANK YOU.

SPEAKER TERLAJE: SEN SENATOR LUJAN YOU'RE RECOGNIZED.

SENATOR LUJAN: THANK YOU MADAM SPEAKER I WANT TO ASK IN REGARDS TO THE TO THE VARIANCE HERE AND AND THIS WAS PROBABLY PROBABLY GOES OUT TO THE TO PUBLIC HEALTH AND WHEN I READ THIS SECTION ABOUT VARIANCE IT DOESN'T SOUND LIKE A VERY EASY SITUATION TO JUST SIGN OFF ON SOMETHING WHEN WHEN YOU READ THIS IN THE EVENT THAT THE SCHOOL OR THE OPERATOR IS UNABLE TO COMPLY WITH CERTAIN REQUIREMENTS OF THE RULES AND REGULATIONS UPON A SHOWING OF GOOD CAUSE WHICH IS NOT A RESULT OF NEGLIGENCE OR MALFEASION HOW IS THE DIRECTOR GOING TO DETERMINE WHETHER TO ALLOW THIS VARIANCE AND THIS IS AND WHATEVER THE VARIANCE ALLOWANCE MAY BE WAS NOT A RESULT OF EITHER NEGLECT OF MALFEASANCE WHERE MAYBE SOMETHING WAS ORIGINALLY THE CITATION WAS SOMETHING THAT WAS CITED BECAUSE ORIGINALLY IT WAS A CAUSE OF MALFEASION AND THEN OVER THE YEARS NEGLECTED TO TO BE TO BE CORRECTED SO HOW I MEAN IS IS THE DIRECTOR EQUIPPED TO DETERMINE WHETHER OR NOT THAT YOU KNOW THE RESULT OF THE VERY OR THE RAMPING OF THE VARIANCE IS IS NOT A RESULT OF THE SITUATION BEING ORIGINALLY CAUSED FROM NEGLIGENCE OR OR MALFEASION.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: SOMETIMES THAT IS ACTUALLY DIFFICULT TO IDENTIFY SENATOR BUT FOR EXAMPLE PERHAPS THERE WAS MALFEASANCE PERHAPS THERE WAS AN ISSUE OF OVERSIGHT AND LET'S SAY YOU HAVE A SLIGHT PEST PROBLEM THAT DOES GROW INTO THREE YEARS OF NEGLIGENCE INTO A SERIOUS VECTOR PROBLEM.

SENATOR LUJAN: SURE.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: AND OBVIOUSLY THAT MAY BE HARD TO DETERMINE AND VECTOR CONTROL IS A HUGE ISSUE FOR US AND SO THE WAY IN WHICH ONE OF THE OTHER PORTIONS OF THE VARIANCE LANGUAGE IS CORRECTIVE ACTION BEING IN PROGRESS AND SO AGAIN THE DIRECTOR'S ALWAYS LOOKING AT THE SAFETY OF THE CHILDREN WHICH IS BASICALLY THE SPIRIT BEHIND THESE THESE REGULATIONS IN GENERAL SO AS A RESULT SEEING A VARIANCE REQUEST WITH A PURCHASE

ORDER CUT FOR PEST CONTROL SERVICES FOR REGULAR VECTOR CONTROL MITIGATION IS IS THE WORK IN PROGRESS AND THE GOOD FAITH EFFORT THAT IS ALSO ON BEHALF OF GDOE OR WHOEVER WOULD BE SUBMITTING A VARIANCE REQUEST.

SENATOR LUJAN: SO SO BASICALLY I'M ASKING IN THE GRANTING OF A VARIANCE IT'S NOT THAT I'M SOMETHING THAT THEY CAN YOU SIGN OFF ON THIS VARIANCE YOU'RE PROBABLY GOING TO HAVE TO GO BACK AND FORTH AND SAY WELL LET ME LET ME SEE YOUR CORRECTIVE ACTION SO THAT MAY NOT I MEAN IT MAY TAKE A LITTLE LONGER TO GRANT THAT BECAUSE YOU WANT TO MAKE SURE THAT WHEN YOU SIGN OFF ON THAT VARIANCE THAT YES CORRECTIVE ACTIONS AND THESE ARE THE STEPS SO IT'S NOT IT'S IT'S PROBABLY NOT JUST A ONE DAY THING OR I'M SUBMITTING YOU KNOW NINE O'CLOCK IN THE MORNING AND THREE O'CLOCK IN THE AFTERNOON THE VARIANCE WILL BE GRANTED TO ME RIGHT.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: THAT'S CORRECT SENATOR THAT IS NOT SOMETHING WE DON'T TAKE ANY VARIANCE REQUESTS LIGHTLY WE ALWAYS LOOK AT IT WITH THE RULES AND REGULATIONS IN MIND AS WELL AS A PLAN TO STILL SORT OF MEET COMPLIANCE IN AN ALTERNATIVE WAY AND SO THAT'S SOMETHING THAT ALWAYS TAKES TIME AND WE HAVE RECEIVED IN OUR MONTHLY REPORT THAT WE PROVIDE TO THE LEGISLATURE QUITE A FEW VARIANCE REQUESTS FROM GDOE THAT BEING SAID WE COUNT THE ONES THAT WE RECEIVE INITIALLY THAT DO NEED TO BE REMEDIED OR EDITED OR SOME MORE WORK IS NEEDED THAT WE HAVE BEEN COLLABORATING WITH GDOE BACK AND FORTH TO SAY WE NEED A LITTLE BIT MORE THAN THIS AND SO BECAUSE THE DIRECTOR IS THE ONLY INDIVIDUAL THAT IS AUTHORIZED TO SIGN VARIANCE REQUESTS APPROVE THEM FOR SCHOOLS THAT IS THE ONLY HE WOULD COME BACK TO US IF IT'S STILL NOT STRINGENT ENOUGH FOR HIS REQUIREMENTS AS TO HOW HE INTERPRETS THE REGULATIONS.

SENATOR LUJAN: WHAT IS WHAT IS AGAIN ROUNDABOUT OKAY WHAT'S THE AVERAGE TIME ON A A VARIANCE GRANTING.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: I BELIEVE IT DEPENDS ON THE DISCRETION OF THE DIRECTOR IF IT'S SOMETHING AS SIMPLE WHICH IS THE CEILING TILE SITUATION WHICH A GRANT A VARIANCE WAS GRANTED FOR THAT BECAUSE CEILING TILES ARE ON ORDER OR WHATNOT FOR ALL GDOE SCHOOLS WHICH IS QUITE A LARGE ORDER TO FILL SOMETHING LIKE THAT CAN BE MITIGATED BUT I THINK HIS MAIN THOUGHT BEHIND AND I DON'T WANT TO SPEAK FOR HIM BUT THE MAIN LOGIC WOULD BE WHAT IS THE LEVEL OF RISK IF THE RISK IS MUCH HIGHER THAN THE DETERMINATION OF THE VARIANCE REQUESTS SUBMITTED ALONG WITH THE MITIGATION PLAN OR CORRECTIVE ACTION PLAN WOULD TAKE A LITTLE BIT LONGER BECAUSE THERE WOULD BE QUESTIONS.

SENATOR LUJAN: OKAY SO SO SO AGAIN IT'S IT'S NOT A QUICK TURNOVER SITUATION OKAY AND THAT'S WHAT I WANTED TO TO.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: ABSOLUTELY NOT.

SENATOR LUJAN: YEAH NOT A QUICK TURNOVER LIKEWISE EVEN IN THE GRANTING OF THE VARIANCE IN THE GRANTING OF THE VARIANCE AND THIS IS I GUESS NOT WITH THE DIRECTOR OF EDU OF PUBLIC HEALTH BUT WITH THE WITH THE SUPERINTENDENT THE VARIANCE IS IS IS GRANTED WHETHER OR NOT IT'S GRANTED OR NOT WHAT WHAT WOULD PREVENT AGAIN I GUESS EVEN IF IF AS IT IS RIGHT NOW THERE ARE SOME THINGS THAT ARE NOT IN COMPLIANCE WITH UH PUBLIC LAW 2845 THE ADEQUATE EDUCATION LAW BASICALLY NOW YOU HAVE THE GRANTING OF THE VARIANCE WHAT WILL AND AND THE SUPERINTENDENT REQUEST THAT AND THE DIRECTOR GRANTS IT UH WHAT WOULD WHAT WOULD KEEP THE AG FROM INDICTING THE THE DIRECTOR FOR NOT BEING OR THAT SUPERINTENDENT FROM NOT BEING IN COMPLIANCE WITH THE ADEQUATE EDUCATION LAW PUBLIC LAW 2845.

DOE – SUPERINTENDENT DR. SWANSON: NOT BEING AN ATTORNEY I CAN'T REALLY ANSWER THAT QUESTION.

SENATOR LUJAN: YEAH.

DOE – SUPERINTENDENT DR. SWANSON: I WOULD HOPE THAT THE EVIDENCE OF MAKING MAKING VISIBLE PROGRESS AND DOCUMENTING THE STEPS THAT WE'RE TAKING WOULD WOULD DISSUADE ANYONE FROM GOING DOWN THAT ROAD WHATEVER POLITICAL MOTIVES ARE OUT THERE THOSE ARE WHAT THEY ARE.

SENATOR LUJAN: WELL I MEAN IF IF IF THE SITUATION IF IF A SCHOOL OR SCHOOLS ARE NOT IN IN COMPLIANCE AS IT IS AND THE VARIANCE IS GRANTED AND IT'S PROBABLY SAFE TO ASSUME THAT YOU'RE LITTLE LESS I MEAN MORE LESS IN COMPLIANT WITH THE ADEQUATE EDUCATION ACT AND THAT'S WHAT I'M SAYING BECAUSE IT IS LAW AND THIS ATTORNEY GENERAL DOES ENFORCE LAW AS IT IS THAT IT'S NOT FOR ME TO FIX IT'S FOR YOU GUYS TO FIX SO I'M JUST WONDERING WHAT WILL KEEP THE THE ATTORNEY GENERAL FROM INDICTING ANY AND IT IT WON'T AND HE'S NOT HERE TO ANSWER THAT ANYWAY I'LL MOVE ON SECTION THREE WHERE IT SAYS THE GOVERNOR AND I THINK YOU ANSWER THIS QUESTION MA'AM IN THE PREVIOUS THE THE HEARING WHERE THE GOVERNOR'S AUTHORIZED TO TELL INSPECTORS FROM THE PUBLIC PUBLIC WORKS ENVIRONMENTAL OR ENVIRONMENT OR YEAH AGENCY THE FIRE DEPARTMENT AND I TELL YOU AS SOMEONE WHO'S BUILD HOMES PAST THAT FEW YEARS IT'S NOT GOING TO HAPPEN IT'S NOT GOING TO HAPPEN I MEAN THE THESE THESE AGENCIES ARE PRESSED RIGHT NOW BUILDERS BUSINESS FOLKS AND ALL THAT ARE ARE SCREAMING AT THOSE DIRECTORS BECAUSE THEY CAN'T GET ENOUGH OR FAST THESE INSPECTORS OUT THERE FAST ENOUGH SO TO DETAIL TO REMOVE FROM THESE AGENCIES TO YOUR TO PUBLIC HEALTH I I DON'T THINK THESE DIRECTORS ARE GOING TO GONNA DO IT JUST BECAUSE THEY THEMSELVES ARE BEING SCREAMED AT IN THE REGULAR OPERATIONAL DAYS RIGHT NOW BECAUSE THERE ARE MORE APPLICATIONS THAN THAN INSPECTORS AT THE AT THIS POINT SO I DON'T SEE THAT HAPPENING LIKEWISE I ASKED AS WELL IN IN REGARDS TO THE EMPLOYMENT OF RETIRED GOVGUAM INSPECTORS AND THE DIRECTOR HAD MENTIONED THAT MAYBE ONE MIGHT BE INTERESTED IS THAT CORRECT.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: YES THAT IS CORRECT AT PRESENT WE HAVE ONE FIRM INTERESTED INDIVIDUAL.

SENATOR LUJAN: OKAY SO I SEE VARIANS IN SECTION THREE AND SECTION FOUR NOT NECESSARILY I GUESS IN SHORT LET ME ASK YOU IN SHORT IS THIS BILL THE ANSWER TO CORRECTIVE MEASURES.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: AS FAR AS THE DEPARTMENT OF PUBLIC HEALTH INSPECTORS THE BILL 15637 DOES THIS THE LANGUAGE STRUCK OUT DOES POTENTIALLY ALLOW FOR AN E FOR TURNAROUND TIME AND VARIANCES TO BE SUBMITTED TO ALLOW GDOE IF THEY ARE APPROVED TO BE GRANTED THOSE VARIANCES WHICH MAY OR MAY WHICH MAY AFFECT THEIR INSPECTION SCORE THE BILL CAN DO THAT I DON'T KNOW IF THIS IF EVERYTHING ELSE FIXES ALL OF THE OTHER NEEDS.

SENATOR LUJAN: OKAY AND LIKEWISE WE YOU JUST ANSWERED EARLIER THAT THE VARIANCES ARE NOT A QUICK TURNOVER TURN AROUND RIGHT THANK YOU MADAM SPEAKER.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: CORRECT.

SENATOR LUJAN: THANK YOU.

DPHSS – DEPUTY DIRECTOR CAMACHO: SENATOR SENATOR IF I MAY ALSO JUST ADD TO.

SENATOR LUJAN: SURE.

DPHSS – DEPUTY DIRECTOR CAMACHO: MISS FRANCINE YOU'RE CORRECT THE THE VARIANCE IN AND OF ITSELF COULD HELP THE PROCESS BUT WHEN THE VARIANCE IS IS GRANTED WE STILL HAVE TO GO THROUGH THE PROCESS GDOE STILL HAS TO GO THROUGH THE PROCESS OF MAKING THOSE CORRECTIONS OF THERE'S STILL TIME GOING TO GOING TO LAPSE SO IT'S NOT A REAL QUICK FIX AS OPPOSED TO DOING ANOTHER TYPE OF ACTION THAT WOULD RETURN EVERYTHING BACK TO THE WAY IT WAS PREVIOUSLY WITH PROVISIONS AND PROVISIONS SUCH AS REPORTING PROGRESS ON YOU KNOW MAKING THESE CORRECTIONS THAT NEED TO BE SUBMITTED TO THE LEGISLATURE OR WHOMEVER IT IS THAT IS IS APPROPRIATE THAT THE REPORTS GET SUBMITTED TO THOSE MIGHT FACILITATE GETTING THINGS DONE THAT HAVE BEEN NEGLECTED FOR OR NOT THAT PAID ATTENTION TO FOR MANY MANY YEARS SO.

SENATOR LUJAN: THANK YOU THANK YOU VERY MUCH THANK YOU MADAM SPEAKER.

SPEAKER TERLAJE: THANK YOU SENATOR BROWN YOU'RE RECOGNIZED.

SENATOR BROWN: THANK YOU MADAM SPEAKER YOU KNOW THE MORE I HEAR I I JUST I JUST ANTICIPATE IN A COUPLE OF WEEKS THAT WE'RE GOING TO HAVE SOME MAJOR PROBLEMS WITH THE OPENING SCHOOLS EVEN

WITH THE PASSAGE OF THIS LANGUAGE BECAUSE THE TIMELINES ARE JUST TIMELINES ARE NOT GOING TO CHANGE FROM WHAT I'M HEARING FROM PUBLIC HEALTH WITH REGARDS TO I'M SORRY.

SPEAKER TERLAJE: SORRY CAN WE JUST WAIT FOR THE SUPERINTENDENT.

SENATOR BROWN: YEAH NO PROBLEM.

SPEAKER TERLAJE: SORRY I WANT HIM TO HEAR THE QUESTIONS THANK YOU.

SENATOR BROWN: IT'S JUST AS WE'RE LISTENING TO THE REAL YOU KNOW THE REALISTIC TIMELINES PUBLIC HEALTH IS PROVIDING US I MEAN EVEN IF THE SCHOOLS ARE READY TO BE INSPECTED AND YOU GET AROUND TO INSPECTING IT WE STILL MAY BE TALKING YOU KNOW MANY WEEKS BEYOND YOU KNOW TOWARDS THE END OF THE MONTH TO ACTUALLY OPEN A SCHOOL AND I DON'T HEAR EVEN IF THE POTENTIAL OF GETTING JUST FROM SENATOR LUJAN'S QUESTION ANY RETIRED INSPECTORS OR ANYONE WHO'S HAD SOME BACKGROUND THAT CAN COME IN AND ASSIST YOU YOU KNOW ONE ADDITIONAL INSPECTOR IS NOT GOING TO PROVIDE THAT MUCH OF AN IMPACT TO HELP THIS PROCESS MOVE ANY QUICKER AT THE OTHER END DEPARTMENT OF EDUCATION BECAUSE OF THEIR OWN CHALLENGES AND EVEN BEING ABLE TO GET CONTRACTORS AND PROCESSING PROCUREMENT YOU KNOW WE'RE GOING TO HAVE POSSIBLE SCHOOLS THAT CAN STILL BE USED FOR STUDENTS TO BE EDUCATED IN SITTING IDLY BECAUSE OF THIS WHOLE BUREAUCRACY THAT NOW HAS COME INTO PLAY AND YOU KNOW I CERTAINLY UNDERSTAND BECAUSE I I WAS VERY MUCH A PROPONENT OF WANTING TO ENSURE THESE SCHOOLS MEET THESE STANDARDS FOR THESE CHILDREN TO BE PLACED IN I MEAN WHEN WE ASK THE CHARTER SCHOOLS IN THEIR BUDGET DID THEY RECEIVE PUBLIC HEALTH SANITIZED YOU KNOW SANITIZE SANITIZATION PERMITS THEY ALL SAID THEY DID UNLESS PUBLIC HEALTH KNOWS OTHERWISE YOU KNOW IF THE CHARTER SCHOOLS WERE ABLE TO DO IT YOU KNOW OF COURSE WE WOULD WANT TO EXPECT THAT DOE IS ABLE TO DO IT AND I I JUST SEE MAJOR PROBLEMS IN THE NEXT FEW WEEKS AND AFTER IF I WAS A PARENT I'M NOT GOING TO NECESSARILY WANT MY CHILD TO BE DOUBLE SESSIONED BECAUSE AGAIN AS MENTIONED EARLIER I THINK A LOT OF THESE CHILDREN ARE NOT GOING TO HAVE SUPERVISION ESPECIALLY THESE YOUNGER CHILDREN I KNOW YOU'RE TRYING TO FACILITATE THE ELEMENTARY SCHOOL KIDS BUT EVEN MIDDLE SCHOOL KIDS I WOULDN'T BE COMFORTABLE MY CHILD WAS A MIDDLE SCHOOL CHILD AT HOME IF I HAD TO GO TO WORK AND THERE'S NO ONE THERE TO SUPERVISE THEM SO I I THINK WE YOU KNOW WE UNDERSTAND THAT AND THE MORE I HEAR I I JUST THINK WE'RE WE'RE ALL IN FOR A WORLD OF HURT TRYING TO START THE NEW SCHOOL YEAR LOGISTICALLY I DON'T BELIEVE YOU'RE GOING TO BE ABLE TO DO ALL THIS BUSING I WAS DIRECTOR OF DPW THERE ARE NOT ENOUGH BUSES AND BUS DRIVERS HOPEFULLY THAT ARE YOU KNOW ON THE JOB AND NOT ON ANYTHING ELSE TO SAFELY DRIVE OUR CHILDREN SO I DON'T KNOW LOGISTICALLY HOW IT'S GOING TO BE POSSIBLE MAYBE SOME PARENTS MIGHT BE ABLE TO DROP THEIR CHILDREN AND PICK THEM UP BUT THAT'S NOT A MAJORITY I BELIEVE OF THE PUBLIC SCHOOL OF 30 PLUS THOUSAND CHILDREN THAT ARE GOING TO BE ABLE TO GET SAFELY DROPPED OFF AND PICKED UP FROM SCHOOL SO IF I CAN ASK DOE WHAT IS YOUR RECOMMENDED SOLUTION THAT IS VIABLE BECAUSE I MEAN UNDERSTANDABLE THE TYPHOON ADDED AN ADDITIONAL LAYER BUT A LOT OF THESE ISSUES PLUMBING BATHROOMS THOSE THINGS EXISTED BEFORE THE TYPHOON AND THEY'RE GOING TO TAKE A LONGER LEAD TIME TO ADDRESS WHAT IDEALLY CAN WE DO TO MAXIMIZE THE OPPORTUNITY OF EXISTING SCHOOLS THAT ARE VIABLE FOR STUDENTS TO GO IN MAYBE THERE'S AREAS THERE'S A LEAK OR WHATEVER THAT NEEDS TO BE FIXED BUT IT'S NOTHING STRUCTURALLY THAT'S GOING TO AFFECT THE SAFETY OF THESE CHILDREN AND I'M ASSUMING YOU'RE ALSO WORKING ON YOUR YOUR CLEANING UP OF OF THE FACILITY WHAT CAN BE DONE BECAUSE WE EVEN HEARD TEACHERS CAN'T EVEN GO IF THEY THEY WANTED TO GO TO SCHOOL TO REGISTER OR ADMINISTRATIVE STAFF TO REGISTER STUDENTS FOR THE SCHOOL YEAR YOU CAN'T EVEN GO INTO THE SCHOOL TO DO THAT SO WHAT DO YOU NEED TO HELP FACILITATE TO THE MAXIMUM EXTENT POSSIBLE GETTING AS MANY CHILDREN IN THE CLASSROOM AT THIS POINT UNDER THE CIRCUMSTANCES.

DOE – SUPERINTENDENT DR. SWANSON: WELL THE AS I SPOKE SPOKE OF THIS EARLIER IN THE SESSION TODAY WE NEED TO HAVE THE THE CLEARANCE TO FIRST OF ALL LET OUR TEACHERS BACK ONTO CAMPUS SO THEY CAN DO TWO THINGS THAT THEY CAN DO PREPARATION FOR THE INSTRUCTIONAL YEAR BUT ALSO ASSIST WITH THE CLEANUP AND PREPARATION OF THE CAMPUS THEY COME BACK TO WORK ON THE THIRD AND AT THIS POINT THERE'S NO PLACE FOR THEM TO GO TO DO PROFESSIONAL DEVELOPMENT BECAUSE OF THE SITUATION WE'RE IN SO WE NEED WE NEED THAT AUTHORIZATION TO GO AHEAD AND MOVE FORWARD AND THEN USE THE PARTS OF OUR CAMPUSES THAT THAT ARE SAFE SO THAT WE CAN ULTIMATELY BRING THE STUDENTS BACK IN AND THAT HAS TO BE A BUILDING BY BUILDING EVALUATION BECAUSE EACH SCHOOL COMMUNITY IS

DIFFERENT THE REQUIREMENTS ARE DIFFERENT SOME HAVE SUGGESTED THAT WE DOUBLE SHIFTS STUDENTS IN SCHOOLS BUT WE HAVE TO REMEMBER THAT ELEMENTARY KIDS HAVE TO BE AT AN ELEMENTARY SCHOOL THERE ARE DIFFERENT SIZE PEOPLE.

SENATOR BROWN: SURE.

DOE – SUPERINTENDENT DR. SWANSON: THEY HAVE DIFFERENT SIZE THINGS THAT THEY NEED TO WORK WITH AND EVEN PLAYGROUND EQUIPMENT THIS IS ALL DIFFERENT SO WE HAVE TO THEN BE ABLE TO GO INTO AS I DESCRIBED EARLIER BEING ABLE TO SELF-ASSESS AND AND AND DETERMINE WHICH AREAS ON A CAMPUS ARE CAN BE USED ON THOSE THAT CANNOT BE AND THEN CORDEN THEM OFF SO THAT WE CAN CONTINUE TO DO THE WORK TO BRING OUR SCHOOLS UP TO STANDARDS GET THE INSPECTIONS DONE AND GET THE PERMITS IN PLACE WHETHER THAT'S DONE FOR A VARIANCE OR SOME OTHER MECHANISM WHAT I NEED TO DO IS HAVE ALL MY PEOPLE BACK TO WORK ON THE THIRD AND HAVE ALL THE KIDS BACK IN THE CLASSROOM ON THE 23RD AND THAT THAT WORKFORCE THAT COMES BACK LATER THIS WEEK IS KEY TO US BEING ABLE TO ACHIEVE THE LEVELS OF SAFETY THAT WE WANT FOR OUR KIDS.

SENATOR BROWN: SO MR. SUPERINTENDENT IF YOU'RE ABLE TO DO THAT IF YOU WERE ABLE TO DO THAT HOW MANY MORE SCHOOLS DO YOU THINK YOU COULD PUT ONLINE VERSUS WHERE WE ARE NOW.

DOE – SUPERINTENDENT DR. SWANSON: I BELIEVE WE CAN GET ALL BUT THOSE LAST SIX SO THAT WOULD GIVE US 33 AND THAT THAT MAKES IT REALLY DOABLE WE COULD BE WE COULD BE IN BETTER SHAPE THAN THAT DEPENDING ON THE EFFORTS OF THE FOLKS INVOLVED BECAUSE WE ALSO HAVEN'T BEEN ABLE TO TO ENGAGE THE PARENT COMMUNITY AT THE LEVEL THAT WE WANT AND WE WE WANT TO BE ABLE TO DO THAT WITH THE TEACHERS WITH THE PRINCIPALS GUIDING THE WORK IN THEIR OWN SCHOOLS THE SCHOOLS THAT HAVE BEEN ABLE TO DO THAT HAVE HAD GREAT RESULTS AND WE WANT TO SPREAD THAT ACROSS THE WHOLE SYSTEM.

SENATOR BROWN: AND SO WHAT WOULD YOU NEED FROM PUBLIC HEALTH TO ALLOW YOU TO EVEN GET YOUR TEACHERS IN THE SCHOOL ON THE THIRD THAT YOU SAID TO BE ABLE TO COME IN AND BEGIN THIS PROCESS BECAUSE RIGHT NOW I'M HEARING THAT TEACHERS ARE NOT EVEN ABLE TO GO INTO THESE SCHOOLS AT ALL EVEN TO GO HELP YOU KNOW IF THEY WANTED TO GO HELP AND ASSIST.

DOE – SUPERINTENDENT DR. SWANSON: YEAH.

SENATOR BROWN: WHAT THEY'VE BEEN TOLD THEY'RE TOLD THEY PHYSICALLY CANNOT EVEN COME INTO THEM.

DOE – SUPERINTENDENT DR. SWANSON: AND.

SENATOR BROWN: I DON'T KNOW IF YOU HAVE DIFFERENT INFORMATION BUT.

DOE – SUPERINTENDENT DR. SWANSON: TECHNICALLY WHAT THEY'VE BEEN DOING IS GOING IN TO HELP WITH THE WORK PROCESS TO CLEAN THE SCHOOLS UP BUT THAT'S CORRECT THE TO TO JUST GENERALLY BE THERE THAT'S OUTSIDE THE LINE RIGHT NOW AND WHEN I BRING THEM BACK TO WORK THERE'S A ONE OF THE ISSUES IS THERE ARE VERY FEW VENUES ON THE ISLAND WHERE WE CAN DO PROFESSIONAL DEVELOPMENT THAT WE CAN AFFORD BECAUSE WE START RENTING HOST HEALTH SPACE THAT GETS EXPENSIVE IN A HURRY.

SENATOR BROWN: SURE.

DOE – SUPERINTENDENT DR. SWANSON: AND THAT'S THAT WASN'T BUILT IN THE BUDGET WHEN WE STARTED ALL OF THIS SO WE NEED TO USE OUR FACILITIES.

SENATOR BROWN: WELL AND NOW THAT YOU'RE ON BOARD AND AND CERTAINLY I I MEAN YOU YOU DEFINITELY JUMPED INTO THE HOT WATER COMING COMING HERE AT THIS PARTICULAR TIME ARE YOU CONFIDENT YOU'RE GOING TO BE ABLE TO ADDRESS THESE ISSUES IF YOU'RE GIVEN ADDITIONAL TIME TO DO IT BECAUSE I DON'T SEE ANY OTHER ALTERNATIVE I MEAN IF WE CAN PUT ALL THIS OTHER LANGUAGE BUT IF YOU'RE NOT GIVEN ADDITIONAL TIME WE'RE REALLY GOING TO BRING EDUCATION TO A STANDSTILL AND I THINK ALL OF US ANYONE WHO'S A PARENT WHO HAS A CHILD YOU KNOW A SCHOOL AGE WOULD WANT YOUR CHILDREN IN SCHOOL AND EDUCATED IF YOU HAVE A CERTIFIED TEACHER AND YOU CAN EDUCATE THEM YOU

KNOW THE DETAILS THE FINE-TUNING DETAILS MAYBE WE NEED TO EXTEND THAT TIME SO THAT WE CAN ACTUALLY GET BACK TO EDUCATION BECAUSE I JUST SEE CHAOS IN A FEW WEEKS I SEE CHAOS WITHIN THE HOMES OF A LOT OF FAMILIES IN A FEW WEEKS IF WE DON'T DO SOMETHING TO ACKNOWLEDGE AND IT'S THE REALITY I MEAN I DON'T LIKE IT PROBABLY YOU DON'T LIKE IT I'M SURE OUR PEOPLE DON'T LIKE IT OUR PARENTS DON'T LIKE IT BUT WE HAVE TO DO SOMETHING THAT'S WORKABLE I THINK OTHERWISE WE'RE JUST HEADING FOR A TRAIN CRASH IS WHERE I'M SEEING UP AHEAD.

DOE – SUPERINTENDENT DR. SWANSON: WELL THE THE THING THAT AVOIDS THE TRAIN WRECK IS IS VERY VERY VERY CLEARLY OPERATING UNDER THIS THE CULTURAL AND SOCIAL NORMS THAT WE'VE SET UP FOR HOW SCHOOL WORKS IN THE BIGGER PICTURE OF THE COMMUNITY AND SO THAT MEANS OUR KIDS IN SCHOOL AT WHAT IS CLOSE TO IF NOT THE SAME AS THE USUAL TIMES THAT FAMILIES HAVE LEARNED AND AND AND OUR BUSINESSES HAVE LEARNED TO OPERATE AROUND SO THAT WE KNOW THAT THIS IS CRITICAL I MY GOAL IS THAT THE THE THE THE SEQUENCE OF THINGS THAT WE DON'T WANT START WITH ONLINE LEARNING THEN COME DOWN TO DOUBLE SESSIONS SO WHAT WE WANT TO DO IS HAVE THERE'S ANOTHER WAY TO DO THE RATHER THAN DOUBLE SESSIONS BUT IT STILL PUTS AN IMPACT ON FAMILIES FOR YOUNGER KIDS WITH SUPERVISION BECAUSE YOU COULD GO ON ALTERNATE DAYS SORT OF AN ARRANGEMENT ALL OF THOSE THINGS HAVE BEEN TRIED AND THEY WORK TO A DEGREE BUT THEY DON'T WORK AS WELL AS WHAT WE'RE WIRED FOR WHICH IS KIDS AT SCHOOL FROM EIGHT EIGHT O'CLOCK IN THE MORNING OR SO UNTIL THREE IN THE AFTERNOON ON MONDAY THROUGH FRIDAY NOW WE HAVE TO WE REALLY HAVE TO SO I'M TRYING TO GET US TO THAT AND IT'S GOING TO TAKE SOME FLEXIBILITY ON ON HOW THE RULES ARE APPLIED TO WHAT WE DO I CERTAINLY HAVE NO PROBLEM WITH REPORTING BACK DIRECTLY TO THE PUBLIC HEALTH OR THIS BODY OR BOTH ON THE PROGRESS ON A MONTHLY BASIS THAT'S ALREADY LANGUAGE IN THE LAW IT SOUNDS TO ME LET'S SAY ME WRITING THE SUPERINTENDENT'S REPORT FOR THE LAST BOARD MEETING OF THE MONTH AND THEN I GIVE YOU A COPY TOO.

SENATOR BROWN: SURE.

DOE – SUPERINTENDENT DR. SWANSON: AND THAT'S THAT'S SOMETHING THAT WE CAN DO AT THE SAME TIME WE HAVE TO ENERGIZE ALL OF THE RESOURCES AVAILABLE TO US TO INCLUDE THE ADJUSTED PROCUREMENT CEILINGS WHICH LET US PAY FOR THESE THINGS AS WE GO THIS IS GOING TO BE A TOUGH FIRST SEMESTER AT LEAST BUT.

SENATOR BROWN: WELL I APPRECIATE YOUR RESPONSE THANK YOU AND MADAM SPEAKER IF I COULD JUST MAKE A MOTION OF MY ONE SECOND LEFT IF WE CAN MOTION FOR A RECESS UNTIL ONE TWO O'CLOCK FOR A LUNCH BREAK FOR A QUICK LUNCH BREAK FOR EVERYONE.

SPEAKER TERLAJE: THERE'S A MOTION FOR RECESS FOR LUNCH IS THERE ANY OBJECTION SEEING NO THERE'S AN OBJECTION ALL IN FAVOR PLEASE RAISE YOUR HAND MOTION FAILS.

SENATOR BROWN: BUT I DON'T WANT TO HAVE LUNCH WHERE IS EVERYONE ELSE THAT LEFT.

SPEAKER TERLAJE: VICE SPEAKER YOU HAVE THE FLOOR.

SENATOR BROWN: WHAT WAS THAT ASK FOR RECONSIDERATION JUST ONE HOUR TO EAT.

VICE SPEAKER MUÑA BARNES: THANK YOU MADAM SPEAKER.

SENATOR BARNETT: JUST POINT OF INFORMATION ARE THEY RECESSING ON OUR KIDS RIGHT NOW.

SPEAKER TERLAJE: VICE SPEAKER YOU HAVE THE FLOOR WE HAVE THE PANEL HERE LET'S PROCEED.

VICE SPEAKER MUÑA BARNES: THANK YOU MADAM SPEAKER I PROMISE I'LL TRY AND BE AS BRIEF AS POSSIBLE JUST HEARING WHAT'S BEEN GOING ON SINCE YESTERDAY AND TODAY I DO HAVE SIX QUESTIONS AND I AND I KNOW SOME MAY HAVE BEEN ANSWERED BUT I'M GONNA RE-ASK SOME OF THE QUESTIONS SO THAT I CAN GET A VERY BETTER CLARIFICATION ARE PRIVATE SCHOOLS AND CHARTER SCHOOLS SUBJECT TO THE SAME STANDARDS AS IT RELATES TO THE INSPECTIONS PUBLIC HEALTH.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: AS IT RELATES TO THE INSPECTIONS AND THE REGULATIONS AND THE REQUIREMENTS THEY NEED TO FOLLOW YES THE EFFECTIVE DATE OF THEIR COMPLIANCE IS 2024.

VICE SPEAKER MUÑA BARNES: OKAY THANK YOU VERY MUCH IF THE AG DETERMINES THAT ALL ESTABLISHMENTS OTHER THAN SCHOOLS CANNOT BE GIVEN A SANITATION PERMIT WITHOUT INSPECTION HOW WILL YOU DETERMINE WHETHER OR NOT BUSINESS EMPLOYING 300 PEOPLE GETS AN INSPECTION OR A SCHOOL ALSO HOW WOULD YOU ACCOMMODATE KEEPING HOTELS BUSINESSES AND OTHER GOVERNMENT AGENCIES OPEN WHILE ACCOMMODATING THE URGENT NEEDS FOR THE SCHOOLS DOES THIS BILL HELP YOU MAKE AN IMPACT HONESTLY.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: IT DOES NOT IF THE AG WERE TO DETERMINE BECAUSE OUR CURRENT STATUTE DOES NOT SAY A BUSINESS CANNOT BE OPERATING WITHOUT THE AN INSPECTION IF THE AG WERE TO DETERMINE THAT WE CANNOT OPEN THESE ESTABLISHMENTS BASED ON THEIR THEY HAVEN'T BEEN INSPECTED OUR STANDARD OPERATING A THOUGHT PROCESS IN TERMS OF WHO WE INSPECT FIRST HAS TO DO WITH THE COMMUNITIES THAT ARE AT THE HIGHER RISK LEVEL SO CHILDREN AGING COMMUNITY PEOPLE WITH HEALTH DISPARITIES THOSE WOULD ALL BE OUR FIRST OUR FIRST PRIORITY IT IS AT THAT POINT IF WE'RE ABLE TO MEET THAT THEN WE WOULD MOVE DOWN THE LINE WE WOULDN'T KNOW NECESSARILY HOW TO DEAL WITH OVER 2500 ESTABLISHMENTS WHICH IS WHAT WE PERMIT AND THAT'S HOW WE WOULD PRIORITIZE IT AFTER THAT THE PRIORITY IS I I WE WOULDN'T HAVE ANY SPECIFICATIONS FOR THAT.

VICE SPEAKER MUÑA BARNES: THANK YOU IF WE PASS THIS BILL HOW MANY SCHOOLS WILL NOT BE READY TO OPEN BY AUGUST 23RD DOE ANYONE WILL NOT BE READY TO OPEN BY AUGUST 23RD.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: SO WE DON'T HAVE A SOLID NUMBER BUT THE THE BEST WE CAN DO IS THAT THE SIX SCHOOLS THAT DIDN'T GIVE US AN ESTIMATED DATE IT WOULD PROBABLY BE THOSE SIX SCHOOLS WILL NOT NOT OPEN UNTIL WE GET A BETTER DATE FROM THEM.

VICE SPEAKER MUÑA BARNES: HOW MANY SCHOOLS WILL NOT BE READY TO OPEN AT ALL THIS YEAR THAT IS HOW MANY SCHOOLS WILL NOT BE ABLE TO COME INTO COMPLIANCE THIS YEAR EVEN WITH THE THIS BILL PASS WITH THIS BILL'S PASSAGE.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: GOSH IT'S WELL SORRY NOT NOT TO BELABOR THIS THIS POINT BUT OUR OUR ESTIMATES ARE REALLY BASED ON THE POTENTIAL DEMERITS WE WOULD GET FROM PUBLIC HEALTH SO IF THOSE VARIANCES THAT ARE BEING DISCUSSED WERE NOT APPROVED IT'S SAFE TO ASSUME THAT MAJORITY OF OUR SCHOOLS WILL NOT WILL NOT PASS BUT IF ALL OF THOSE ITEMS THAT WE WHAT WE CALL THE BIG EIGHT WERE TO BE APPROVED IN OTHER WORDS THOSE DEMERITS WOULD NOT COUNT WE BELIEVE THAT MAJORITY OF OUR SCHOOLS WOULD PASS AND THAT'S BASED ON OUR CURRENT SELF-INSPECTIONS OKAY I'M GOING TO YIELD IT TO PUBLIC HEALTH DO YOU HAVE ANY THOUGHTS BASED ON WHAT WAS JUST SAID.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: THE I DON'T SPEAK FOR GDOE AND THEIR REASONING BEHIND THEIR APPROACH BUT THAT BEING SAID AGAIN THE OPPORTUNITY FOR THEM TO APPLY FOR VARIANCES BASED ON THIS BILL WOULD OPEN UP A LOT MORE FOR THE SCHOOLS THAT HAVE FAILED INSPECTIONS THE SCHOOLS THAT THEY KNOW ARE THE HIGHER DEMERIT ITEMS THAT BEING SAID I DON'T KNOW IF THEY'LL NECESSARILY BE APPROVED BASED ON WHAT'S BEFORE US PRESENTED BEFORE US AND THEN ALSO AT AT THE DISCRETION OF THE DIRECTOR WHO'S THE ONLY PERSON THAT CAN APPROVE THE VARIANCES SO EVEN THOUGH IT DOES OPEN THE DOOR IT DOESN'T GUARANTEE AN APPROVAL.

VICE SPEAKER MUÑA BARNES: SO MY NEXT QUESTION WAS GOING TO SAY DOES THIS BILL SOLVE THE PROBLEM WOULD IT ALLOW FOR ALL SCHOOLS TO OPEN ON TIME OR AT LEAST AT A REASONABLE TIME AND I KNOW YOU SAID IT HELPS BUT WOULD THAT BE WOULD THIS BE A GOOD RESOLVE OR REPEALING THE PUBLIC LAW WOULD BE BETTER I OPEN TO BOTH.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: I'M NOT SURE ABOUT GDOE'S TIMELINE IN TERMS OF THEIR PROCUREMENT AND THEIR CORRECTIVE ACTIONS BEING MADE I DO THINK THAT THERE ARE SOME MERITS TO 37 4 IN THAT THE REPORTING REQUIREMENT THAT IS REQUIRED ON OUR END FOR THE PUBLIC HEALTH BECAUSE WE'RE WE'RE MORE THAN HAPPY TO PROVIDE STATUS UPDATES I THINK IT HELPS BUT IT MAY NOT

NECESSARILY RESOLVE THE SHORT-TERM TIME FRAME THAT INDIVIDUAL THAT EVERYBODY'S TRYING TO GET FOR THE SCHOOLS TO BE COMPLIANT WITH THE AMOUNT OF DAYS THEY NEED FOR INSTRUCTION COUPLED WITH THE THE NEED TO OPEN AND THE DEMAND TO OPEN.

VICE SPEAKER MUÑA BARNES: OKAY AGAIN MADAM SPEAKER THEN MAYBE I'LL JUST LEAVE IT TO MY LAST QUESTION WHAT DO YOU THINK THE SOLUTION IS TO ALLOW ALL SCHOOLS TO OPEN ON TIME OR AT LEAST A REASONABLE AMOUNT OF TIME FOR BOTH WHAT DO YOU THINK THE SOLUTION IS IS IT A COMPLETE REPEAL IS IT THIS VARIANCE WHAT DO YOU THINK THE SOLUTION IS TO ALLOW ALL SCHOOLS TO OPEN ON TIME OR AT LEAST A REASONABLE AMOUNT OF TIME.

DOE – SUPERINTENDENT DR. SWANSON: THAT THAT GOES BACK TO MY ORIGINAL STATEMENT THAT WE WOULD REALLY NEED TO HAVE THE THE THE LATITUDE PROVIDED TO US TO FIRST OF ALL GET ALL OF OUR STAFF BACK ON CAMPUS AND DO THE CORRECTIVE WORK THAT WE CAN AND THEN GO INTO CLASSIFYING EACH BUILDING IN TERMS OF READINESS CONTINUE WITH THE INSPECTIONS CONTINUE WITH CORRECTIVE ACTION BUT GO AHEAD AND BRING THE KIDS BACK TO TO THE SCHOOLS WITH SOME KIND OF AUTHORIZATION WHETHER IT'S UNDER A VARIANCE OR SOME OTHER TERM SO THAT WE CAN OPEN ON TIME AND THEN CONTINUE TO TO REPORT TO THIS BODY AND TO THE PUBLIC HEALTH ON OUR PROGRESS WITH MITIGATION AND CORRECTION AND CONTINUE INSPECTIONS.

VICE SPEAKER MUÑA BARNES: OKAY THANK YOU FOR THAT YOU KNOW AND JUST ONE MORE I GOT A COUPLE OF MINUTES SO IT WAS SAID EARLIER AND I JUST WANT TO MAKE SURE I'M SAYING THIS RIGHT SO WE PASSED THIS BILL TODAY ONLY SIX SCHOOLS WILL BE CLOSED AM I SAYING THAT CORRECT OR IS I JUST I JUST WANT TO MAKE SURE I'M GETTING THAT.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: NO NO I GUESS JUST TO JUST TO CLARIFY WHAT WE'RE SAYING IS BASED ON OUR ESTIMATES.

VICE SPEAKER MUÑA BARNES: ESTIMATES.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: WE BELIEVE THAT RIGHT NOW IT'S ONLY SIX SCHOOLS THAT ARE UP IN THE AIR WITH NO NO ESTIMATE RIGHT NOW IN FACT WE'VE BEEN DISCUSSING THAT SO BASED ON THE ADDITIONAL WORK THAT'S NEEDED WE DON'T HAVE A SOLID DATE BUT IF IF.

VICE SPEAKER MUÑA BARNES: MEANING THEY DIDN'T TURN IN ANYTHING.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: NO NO NO IT JUST REQUIRES ADDITIONAL KIND OF COSTING OUT AND PROBABLY ADDITIONAL CONTRACTUAL WORK THAT NEEDS TO BE DONE SO BASED ON THAT INFORMATION WE DON'T HAVE AN ESTIMATE OF WHEN ALL OF THAT WILL BE COMPLETED.

VICE SPEAKER MUÑA BARNES: OKAY.

DOE – DEPUTY SUPERINTENDENT CURRICULUM AND INSTRUCTION SANCHEZ: WITH THE PASSAGE OF THIS PARTICULAR LAW IT REALLY DOES HELP WITH THE VARIANCE PIECE BECAUSE AS WE NOTED EARLIER EVEN IF WE WERE TO GET INSPECTED WE CAN'T GUARANTEE THAT ALL SCHOOLS WOULD PASS INSPECTION BUT BASED ON OUR SELF-INSPECTIONS WE'VE ALREADY YOU KNOW WE ALREADY HAVE A LIST THAT IDENTIFIED ALL THE MAJOR ITEMS WHERE WE'RE LOSING POINTS ON AND THAT'S WHERE WE GET THE CONSISTENT EIGHT SO WE CALL IT THE BIG EIGHT SO IF WE WERE TO GET AND I AGAIN I DON'T I'M USING THE WRONG TERMINOLOGY I KNOW WHAT PUBLIC HEALTH WHERE IT'S LIKE A BLANKET VARIANCE FOR ALL EIGHT MEANING ALL SCHOOLS WOULD NOT BE DINGED FOR THOSE EIGHT ITEMS WE BELIEVE THAT MAJORITY OF THEM WOULD OPEN WITH THE EXCEPTION OF THE SIX WHICH WE'RE NOT 100 PERCENT SURE.

VICE SPEAKER MUÑA BARNES: OKAY THANK YOU THANK YOU VERY MUCH MADAM SPEAKER I REALLY APPRECIATE THE TIME THANKS THANK YOU I YIELD THE REST OF MY TIME THANKS.

SPEAKER TERLAJE: SENATOR QUINATA.

SENATOR QUINATA: MADAM SPEAKER I MAKE A MOTION TO RECESS.

SPEAKER TERLAJE: THERE'S A MOTION TO RECESS.

SENATOR QUINATA: UNTIL 230.

SPEAKER TERLAJE: UNTIL 2:30. IS THERE ANY OBJECTION HEARING NO OBJECTION WE'RE RECESS UNTIL 2:30.

RECESS

SPEAKER TERLAJE: WE'RE BACK FROM RECESS WE LEFT OFF ON OUR SECOND ROUND I BELIEVE SENATOR SHELTON LEGISLATIVE SECRETARY YOU ARE NEXT OH SURE GIVE IT TO HIM.

SENATOR SHELTON: THANK YOU VERY MUCH MADAM SPEAKER I HAVE NO QUESTIONS AT THIS TIME I WANT TO THANK THE PANEL AND I YIELD MY TIME TO THE CHAIR OF EDUCATION.

SPEAKER TERLAJE: THANK YOU SENATOR BLAS ROUND TWO.

SENATOR BLAS: THANK YOU MADAM SPEAKER AND THANK YOU ONCE AGAIN TO THE PANEL AND I GUESS THE MILLION DOLLAR QUESTION HERE WELL FIRST OFF I KNOW MR. SWANSON GDOE YOU HAD BROKEN SCHOOLS UP INTO THREE DIFFERENT CATEGORIES PHASE ONE TWO AND THREE WERE THOSE PHASES BASED ON WHAT YOU WOULD PERCEIVE TO BE SCHOOLS THAT WERE GOING TO BE INSPECTED AND PASSED THE INSPECTION PREVIOUS TO MARWAR OR DID MARWAR PLAY AN INFLUENCE INTO THE CATEGORIZATION OF THOSE PHASES.

DOE – SUPERINTENDENT DR. SWANSON: WE'RE TAKING THE CONDITIONS POST MARWAR.

SENATOR BLAS: POST MARWAR.

DOE – SUPERINTENDENT DR. SWANSON: YEAH BECAUSE REGARDLESS OF HOW THEY GOT THE WAY THEY ARE THEY ARE THE WAY THEY ARE.

SENATOR BLAS: HAS THERE BEEN A STUDY OF THE ASSUMPTION THAT IF IF WE DID NOT HAVE MARWAR WOULD THERE BEEN THE CATEGORY OR PHASE THREE SCHOOLS THAT HAVE BEEN PHASE TWO AND PHASE TWO THAT'D BE PHASE ONE.

DOE – SUPERINTENDENT DR. SWANSON: YES I BELIEVE SO.

SENATOR BLAS: WHAT WOULD HAVE THAT WHAT WOULD THOSE NUMBERS HAVE BEEN TODAY HAD WE NOT HAD TYPHOON MARWAR WHERE WOULD WE WE BE AT TODAY WITH.

DOE – SUPERINTENDENT DR. SWANSON: WE WOULD BE FARTHER INTO THE INSPECTION PROCESS FOR SURE BECAUSE THAT SLOWED EVERYTHING DOWN AND THEN THE OTHER PIECE OF IT IS THE FUNDING SIDE BECAUSE WE HAD THE TYPHOON WE HAVE FUNDING AVAILABLE TO MAKE REPAIRS THAT WE WOULD NOT HAVE HAD OTHERWISE SO WE WOULD BE WORKING ON THE PROBLEM BUT WITH A LOT FEWER RESOURCES.

SENATOR BLAS: OKAY WELL SPEAKING OF THE FUNDING YOU KNOW ONE OF THE SECTIONS OF THE BILL IS THE SMALL PURCHASE LIMIT AT 250000 THIS IS THE ASSUMPTION FIRST OFF MY UNDERSTANDING YOU ALREADY HAVE THAT ABILITY WITH ARPA AND ESF.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: YES WE DID.

DOE – SUPERINTENDENT DR. SWANSON: YES WE DID.

SENATOR BLAS: SO IT WAS JUST A MATTER OF WELL WHEN YOU WHEN YOU DECIDE TO COMBINE ARPA WITH GENERAL FUND MONEY NOW THE QUESTION IS THIS BODY HAD GIVEN YOU OR APPROPRIATED I THINK THERE'S SOME 20 MILLION DOLLARS HOW MUCH IS THAT 20 MILLION DOLLARS HAVE YOU RECEIVED YET.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: NONE NONE NONE.

DOE – SUPERINTENDENT DR. SWANSON: DO YOU WANT TO TAKE THAT WE HAVEN'T HAD ACCESS TO THAT AT THIS POINT.

SENATOR BLAS: SO IT'S KIND OF INTERESTING BECAUSE IF WE GIVE YOU THE AUTHORITY TO BE ABLE TO DO THIS OF WHAT YOU ALREADY HAVE OR EXISTING FUNDS AND YOU CAN'T USE THAT STATUTE OR THE SECTION OF THE LAW UNLESS YOU HAD THE LOCAL FUND BUT YOU DON'T HAVE THE LOCAL FUNDS IT'S LIKE THANK YOU BUT NO THANK YOU.

DOE – ACTING DEPUTY SUPERINTENDENT FOR EDUCATIONAL SUPPORT AND COMMUNITY LEARNING CRUZ: YOU'RE CORRECT YEAH HE'S CORRECT.

SENATOR BLAS: MR. COOPER-NURSE.

DOE – ACTING DEPUTY OF FINANCE AND ADMINISTRATIVE SERVICES COOPER-NURSE: SENATOR YOU'RE ABSOLUTELY RIGHT SO GIVEN GIVEN THE CIRCUMSTANCES THAT WE HAVE THE ABILITY WITH OUR USA GRANTS TO HAVE THAT PROVISION AT 250 PUTTING THAT LANGUAGE IN THE LAW NOW WILL SPECIFICALLY BE AIMED AT HAVING LOCAL FUNDS BUT WE WOULD HAVE TO HAVE THE LOCAL FUNDS READILY AVAILABLE AND AS OUR SUPERINTENDENT SAID WE DID HAVE THE ACCESS TO THE 20 MILLION WE DID WE TRIED OUR EARNERS AND WE'RE STILL WORKING IN THAT PROCESS TO HAVE ACCESS TO TO AVAIL OF A SPECIFIC PROVISION IN LAW THAT THIS BODY IS TRYING TO INTRODUCE IN THIS IN THIS NEW BILL.

SENATOR BLAS: OKAY WELL YOU KNOW AT NO FAULT TO THIS LEGISLATURE AND TO THE AUTHOR OF THE BILL AND EVERYTHING I CAN UNDERSTAND WHY YOU KNOW THIS WOULD HAVE BEEN A PERFECT TOOL HAD YOU HAD THAT OPPORTUNITY WITH THE 20 MILLION DOLLARS RIGHT.

DOE – ACTING DEPUTY OF FINANCE AND ADMINISTRATIVE SERVICES COOPER-NURSE: THAT'S CORRECT AND AGAIN IF HAD WE HAD ACCESS TO THE 20 MILLION DOLLARS THE MOLD AND EVERYTHING FOR AS A RESULT THAT EXASPERATED THE SCHOOL CONDITIONS WOULD HAVE BEEN IN PROCESS.

SENATOR BLAS: OKAY PUBLIC HEALTH QUESTION THAT I HAVE WITH REGARD TO AS IT STANDS RIGHT NOW WITH 3704 OBVIOUSLY THIS IS THE MAINLY BUT THIS IS THE WAY THESE INSPECTIONS ARE OCCURRING AND WHATNOT IS TO BE IN COMPLIANCE OF 3704 AM I CORRECT.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: I'M SORRY JUST I COULDN'T HEAR YOU.

SENATOR BLAS: THE THE INSPECTIONS THAT ARE ONGOING NOW OR AS A RESULT OF THE IMPETUS OF 3704.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: THAT'S CORRECT.

SENATOR BLAS: OKAY.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: THE INSPECTION WOULD NEED TO BE CONDUCTED PRIOR TO THE RENEWAL OF SANITARY PERMIT FOR GDOE SCHOOLS.

SENATOR BLAS: AND I DON'T WANT TO FLOG A DEAD HORSE NOR SOUND LIKE I'M YOU KNOW THIS IS THE A HERITARY ITERATION OF A QUESTION THAT WAS ASKED OF YOU TIME AND TIME AND TIME AGAIN IT'S JUST THAT WE NEED TO BE ABLE TO SAY THIS TIME AND TIME AND TIME AGAIN BASED ON WHAT YOU CURRENTLY HAVE TO WORK WITH YOUR ASSETS BASED ON WHAT YOU EVEN IF YOU WERE TO GIVE YOU THESE TOOLS WITH REGARDS TO HIRING NEW PROSPECTS I THINK THIS MORNING I THINK THAT WAS A CONVERSATION IN THE HEARING WHERE YOU CAN POSSIBLY BRING BACK ONE RETIREE POSSIBLY AND THAT IT'LL TAKE ABOUT TWO TO THREE MONTHS TO BE ABLE TO TRAIN UP OTHER INSPECTORS FROM OTHER AGENCIES RECOGNIZING TOO THAT THE OTHER AGENCIES HAVE THEIR OWN INSPECTION PRIORITIES YOU KNOW IN OTHER PLACES WHAT WOULD YOU BE YOUR AND WHAT WOULD BE YOUR BEST GUESS AS TO WHEN YOU BE ABLE PRESUMING LET'S ASSUME THAT ALL THE SCHOOLS THAT PASS INSPECTION ONE FIRST TIME AROUND OKAY WHAT WOULD BE YOUR EARLIEST POSSIBLE CONCEIVABLE TIME THAT THESE ALL THE SCHOOLS WILL BE BACK UP INTO COMPLIANCE OR AT LEAST LET'S LET'S MAKE IT THIS WAY 40 OR 39 CAMPUSES LET'S TAKE HALF OF THAT OKAY 20 CAMPUSES.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: OKAY AND THE QUESTION IS HOW.

SENATOR BLAS: HOW LONG WOULD IT TAKE FOR YOU TO MAKE.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: TO INSPECT THEM.

SENATOR BLAS: TO INSPECT THEM AND WITH WITH THE ASSUMPTION THAT ALL OF THEM PASS INSPECTIONS.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: WELL OUT OF THAT 20 I THINK WE'RE AT SEVEN IF LET'S JUST THINK ABOUT WHERE WE'RE AT RIGHT NOW AND SO THAT WOULD LEAVE ROUGHLY WAS IT 13 13 12 OR 13 SCHOOLS LEFT TO INSPECT TO MEET THAT 20 DEMAND AND IF WE'RE GOING TO DO THAT AT THREE SCHOOLS A WEEK WHAT WE'RE LOOKING AT THAT CYCLE AT THREE WEEKS IF WE IF IF AS THINGS STAND NOW WITH WITH THE RESOURCES THAT ARE AVAILABLE TO ME TODAY IT WOULD BE CLOSE TO THREE WEEKS BECAUSE YOU'RE SAYING WHAT DO WE SAY WE SAID 20 SCHOOLS WHICH WAS ROUGHLY HALF OF YOUR FOUR YOUR 39 RIGHT.

SENATOR BLAS: RIGHT RIGHT.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: AND WE'VE INSPECTED SEVEN I THINK MAYBE EIGHT SO THAT WOULD LEAVE YOU WHAT AT 12 13 SCHOOLS SO YOU'RE LOOKING AT THREE SCHOOLS A WEEK ABOUT THREE SIX NINE MAYBE A LITTLE BIT LONGER THAN THAT SO MAYBE THREE AND A HALF WEEKS SOMETHING LIKE THAT AND THAT'S ASSUMING OF COURSE ALL THESE SCHOOLS PASS IN ORDER TO GET THEIR SANITARY PERMIT RENEWED THAT'S KIND OF WHERE WE'RE AT.

SENATOR BLAS: OKAY.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: THE ADDITIONAL RESOURCES THAT WE MAY BE ABLE TO GET THERE COULD BE A POSSIBILITY TO INCREASE BUT I WOULD ANTICIPATE AT MOST TWO AND A HALF WEEKS AS OPPOSED TO THREE AND A HALF WEEKS.

SENATOR BLAS: OKAY AND WHAT IF IF A SCHOOL WERE TO FAIL WHAT ARE YOU BASICALLY WHAT WHAT'S THE NEXT STEP IN AS FAR AS GETTING THEM TO GET REINSPECTED IS THERE A TIMELINE OR IS THERE SOMETHING THAT YOU HAVE TO FOLLOW BASED ON STATUTE OR REGULATION.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: YES SO IF IF WHETHER SCHOOL FAILS OR PASSES THERE IS A TIMELINE SET FORTH IN OUR REGULATIONS BASED ON TWO TWO FACTORS WHICH IS FIRST SCORING SO IF YOU SCORED I BELIEVE 20 DEMERITS OR LESS THEN YOU HAVE UP TO 30 DAYS TO REMEDY THOSE ITEMS CITED IF IT'S MORE THAT'S LIKE 21 OR MORE DEMERITS THEN YOU WOULD NEED YOU'D HAVE EVEN LESS DAYS YOU'D HAVE LIKE 15 DAYS TO REMEDY AND THOSE ITEMS THAT HAVE BEEN HIGHLIGHTED THE BIG EIGHT AS SEEMS TO BE REFERRED IN THIS CONVERSATION WHICH ARE THE ITEMS THAT GARNERED THE MOST TO MERITS BECAUSE THEY ARE OF THE HIGHEST HEALTH RISKS TO ANYONE WHO'S OCCUPYING THE SCHOOL YOU ARE REQUIRED TO FIX IT OR YOU KNOW FIX IT WITHIN 10 DAYS NOW THAT BEING SAID 10 DAYS FROM OUR PERSPECTIVE WOULD BE COMPLETE REMEDY OR CORRECTION OR IN THIS CASE IN A NORMAL COURSE OF ACTION A VARIANCE REQUEST WAS SUBSTANTIAL SORT OF A SUBSTANTIAL PLAN IN ORDER FOR US TO EVEN IN ORDER FOR THE DIRECTOR I WOULD THINK TO EVEN THINK TO GRANTING A VARIANCE OR APPROVING A VARIANCE FOR ANY OF THE BIG SIX DEMERIT ITEMS YEAH AND NOW IF IF A SCHOOL WERE TO BECAUSE OF PUBLIC LAW 37-4 IF A SCHOOL WERE TO NOT PASS INSPECTION THEY'RE INELIGIBLE FOR ANY ANY VARIANCE REQUEST AT CURRENT WHICH IS WHY THAT VERBIAGE IS BEING STRICKEN IN PUBLIC IN BILL 156 AND SO ANYTHING THAT COULD HAVE BEEN SIMPLE THAT COULD HAVE BEEN MITIGATED THEY HAVE TO CORRECT IT THERE'S NO VARIANCE FOR THAT RIGHT NOW SO SHOULD THIS BILL PASS THAT DOES GIVE A LITTLE BIT OF LEEWAY FOR GDOE TO APPLY FOR VARIANCES WHETHER THEY PASS WHETHER THEY FAIL ALL THIS THOUGH IF THEY DO FAIL REQUIRES RE-INSPECTION AND RE-INSPECTION WOULD HAVE TO BE INITIATED BY THE SCHOOL OR OR GDOE THAT THEY ARE READY WE HAVE A FORM THE SAME FORM WAS SUBMITTED WHEN JFK SUBMITTED THE YOU KNOW REQUEST FOR RE-INSPECTION.

SENATOR BLAS: WHAT WOULD YOU SAY WOULD BE A NORMAL TIMELINE BETWEEN A FAILED INSPECTION AND A RE-INSPECTION OR.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: IT REALLY VARIES OUR REGULATIONS HAVE SPECIFIED PARAMETERS IN TERMS OF TIME TO FIX AND OR APPLY FOR THE VARIANCE AND GET IT APPROVED BUT THAT BEING SAID THE OTHER CONTRIBUTING FACTORS AVAILABILITY OF AN INSPECTOR TO GO OUT THERE AND INSPECT I MEAN THE LOGIC IS THEY NEED TO PASS THE SCHOOL GDOE SCHOOLS NEED TO PASS INSPECTION IN ORDER TO RENEW THEIR PERMIT THEIR SANITARY PERMIT SO EVEN THOUGH THEY PASS THERE'S STILL AN

OBLIGATION OF GDOE SCHOOLS TO CORRECT THOSE VIOLATIONS TO TRULY COME INTO FULL COMPLIANCE BUT IT'S NOT NECESSARY AS I READ IT WITH THE LAW TO RENEW YOUR SANITARY PERMIT AT THIS POINT.

SENATOR BLAS: OKAY PETER JOHN I ASKED THIS QUESTION OF YOU YESTERDAY THE TEMPORARY EMPLOYMENT OF RETIRED GLOBAL HOME INSPECTORS AND THE QUESTION THAT I HAD YESTERDAY WAS WHETHER YOU THERE WAS ENOUGH IN THE BUDGET TO BE ABLE TO PROVIDE FOR THOSE POSITIONS BUT THEN THIS MORNING I GUESS IN THE HEARING YOUR AGENCY AS A WHOLE IS DEALING WITH SOME SHORTFALLS WERE THESE POSITIONS BUDGETED POSITIONS IN ADVANCE OR WHAT OR HOW DID YOU INTEND TO FUND THESE.

DPHSS – DEPUTY DIRECTOR CAMACHO: GO AHEAD YEAH.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: ACTUALLY SENATOR I CAN ANSWER THAT OR JUST BECAUSE YES PUBLIC HEALTH AS A WHOLE HAS A REDUCTION IN THEIR BUDGET REQUESTS THAT BEING SAID THE DIVISION OF ENVIRONMENTAL HEALTH ACTUALLY HAS AN INCREASE IN ITS BUDGET FROM FY 23 TO FY24 OF ROUGHLY ABOUT THREE TO FOUR HUNDRED THOUSAND DOLLARS IN TOTAL OF EXTRA FROM PRIOR YEAR SO THAT COUPLED WITH THE OPPORTUNITY TO UTILIZE OUR LAPSE FUNDS WHICH WE ARE AUTHORIZED TO DO SO NOW THAT IT IS A REVOLVING FUND GIVES US SORT OF THE LEEWAY BECAUSE NUMBER ONE WE HAVE PEOPLE THAT WE NEED TO HIRE WHICH WE'VE HAD OPEN POSITIONS FOR FOR QUITE SOME TIME BUT IN ADDITION TO THAT TO AUGMENT THE POTENTIAL COST OF HIRING RETIREES AND ALSO BRINGING BACK OR TRANSFERRING OTHER EMPLOYEES FROM OTHER AGENCIES SHOULD SHOULD THAT BE POSSIBLE AND SHOULD THEY BE AVAILABLE SO THERE IS THERE IS MONEY WITHIN OUR BUDGET THE DIVISION OF ENVIRONMENTAL HEALTH TO AUGMENT THESE ADDITIONAL EXPENSES THAT BEING SAID I I WOULD HOPE THAT THE PROCESS COME THE NEXT SCHOOL YEAR COME THE NEXT YEAR COMES TO SOME SORT OF REALISTIC FLOW THAT WILL WORK WHERE WE WOULDN'T ALWAYS HAVE TO TAP ON THAT ADDITIONAL HELP BUT EITHER WAY WE ARE WE ARE READY TO AUGMENT THESE INDIVIDUALS SHOULD WE NEED TO.

SENATOR BLAS: AND YOU KNOW THIS IS VERY SPECIFIC TO EVERYBODY RETIREMENT GOVERNMENT OF GUAM EMPLOYEES NOW AND THEN ALSO THE DISCUSSION GOING BACK TO THAT IN THE DISCUSSION IN YOUR SEARCH FOR RETIRED GOVERNMENT OF GUAM EMPLOYEES YOU KNOW THERE'S ONLY ONE THAT ONE PERSON THAT WOULD BE ABLE TO FIT THAT CATEGORY THAT YOU CAN PUT RIGHT INTO RIGHT INTO THE BOX AND LET THEM PERFORM RIGHT.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: WE HAVE SO WHEN THE WHEN THE BILL LAPSED INTO LAW IN ON APRIL 1ST WE DID REACH OUT TO QUITE A FEW FORMER INSPECTORS AT ALL DIFFERENT LEVELS THAT WE KNEW THAT WERE ON ISLAND AND HAVE RETIRED WE'VE EVEN REACHED OUT TO A COUPLE THAT ACTUALLY JUST RESIGNED BECAUSE THEY'RE LEAVING OFF ISLAND EVENTUALLY AND THERE WAS QUITE A QUITE A BIT THERE WAS IT WAS SPLIT IN HALF SOME EXPRESSED INTERESTS SOME HAD A WEIGH OUT THE AMOUNT THAT THEY WERE GENERATING THROUGH RETIREMENT I I DON'T KNOW HOW THAT ACTUALLY WORKS BUT AND FOR THEM THEY DECLINED BECAUSE FOR THEM IT WAS LIKE NO IT WOULD ACTUALLY COST ME MORE TO COME BACK INTO THE GOVERNMENT OF GUAM SO THAT THAT ASIDE THE INDIVIDUALS THAT DID A SOFT COMMITMENT THINGS HAVE CHANGED WE'RE NOW IN AUGUST THIS IS THIS IS FOUR MONTHS THINGS HAVE CHANGED AND SO RIGHT NOW WE HAVE A FIRM CONFIRMATION OF ONE WITH THE POSSIBILITY OF A SECOND INDIVIDUAL AS WELL BUT THAT'S PRETTY MUCH IT IN TERMS OF WHAT INTEREST IS SPARKED IN OUR DIRECTION.

SENATOR BLAS: OKAY HOW MANY PEOPLE HOW MANY INSPECTORS DO YOU NEED PER TEAM YOU HAVE THREE TEAMS RIGHT NOW RIGHT.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: WE HAVE THREE TEAMS.

SENATOR BLAS: HOW MANY TEAMS INSPECTORS.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: WE HAVE THREE TEAMS AND WE HAVE THREE INSPECTORS PER TEAM DEPENDENT ON I GUESS LEVEL OF EXPERTISE OR FAMILIARITY WITH THE REGULATIONS MORE SO THAN OTHERS THERE ARE SOME THAT DO THIS ALL THE TIME THERE ARE SOME THAT HAVE SHIFTED THERE THEY HAVE BEEN TRAINED BUT THEY HAVE SHIFTED THEIR NORMAL PROGRAMS THAT THEY DEAL WITH TO FOCUS ON SCHOOL INSPECTIONS SO THOSE TEAMS WOULD BE COMPRISED OF THREE INSPECTORS AS WELL AS TWO SUPPLEMENTAL LIKE OTHER STAFF TO ASSIST IN COUNTING SO WE'RE LOOKING AT A TOTAL TEAM COMPOSITION OF FIVE.

SENATOR BLAS: FIVE.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: FIVE MEMBERS AND AT LEAST AND NO MORE THAN THREE INSPECTORS PER TEAM.

SENATOR BLAS: GOOD LUCK OKAY WELL YOU KNOW I MEAN.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: WE HAVE THREE TEAMS NOW.

SENATOR BLAS: YOU HAVE THREE TEAMS YEAH OKAY AND I THINK BUT BUT I THINK WHAT WE'RE TRYING TO DO HERE IS INCREASE THE NUMBER OF TEAMS AND JUST BASED ON WHAT YOU'RE SAYING I MEAN AND THE TIMELINES I'M JUST CONCERNED OKAY I I CAN'T EQUATE BOTH SIDES OKAY TRY TO FIGURE SOMETHING OUT I'M ALMOST RUNNING OUT OF TIME BUT I'LL GO IN AND OKAY MADAM SPEAKER THANK YOU VERY MUCH.

SPEAKER TERLAJE: THANK YOU SENATOR SENATOR DUEÑAS ROUND TWO.

SENATOR DUEÑAS: *SI YU'OS MA'ÁSE'* MADAM CHAIR I'M GONNA SAVE YOU THE AGONY OF TRYING TO ASK THE SAME QUESTION 50 DIFFERENT WAYS AND I'M NOT THAT IS NO ASPERSION TO MY COLLEAGUES WHO SPOKE BEFORE ME BECAUSE THEY'VE BEEN VERY ELOQUENT AND THEY'VE ASKED VERY IMPORTANT QUESTIONS BUT WHAT I AM GOING TO DO IS I'M GOING TO MAKE AN OVERVIEW OF MY INTERPRETATION OF THE DIALOGUE THAT'S TAKEN PLACE PARTICULARLY IN THIS SECOND ROUND IF ANY ONE OF YOU DISAGREES WITH MY INTERPRETATION PLEASE FEEL FREE TO SPEAK UP AND CORRECT TO ME FIRST OF ALL WHEN WE CAME INTO THIS SESSION MANY OF US WHO WANTED TO BE IN THE COMMITTEE OF THE WHOLE WANTED TO DO EXACTLY THIS WE WANTED TO ENSURE THAT WE WERE NOT GOING TO MANAGE THIS CRISIS BY PRESS RELEASE WE WANTED TO MAKE SURE THAT WE WEREN'T GOING TO FINGER POINT AND WE WANTED TO MAKE SURE MANY OF US THAT WE WERE NOT GOING TO WE'RE NOT GOING TO WASH OUR HANDS SO OPERATING OFF OF THE FOUR CORNERS OF THE BILL WHICH OF COURSE DOESN'T TAKE INTO CONSIDERATION OUTSIDE FACTORS HERE ARE MY OBSERVATIONS FIRST OF ALL IT'S UNCONSCIONABLE THAT THE DEPARTMENT ADMINISTRATION CONTINUES TO HOLD ON TO THE 20 MILLION DOLLARS THAT'S NEEDED FOR DEPARTMENT OF EDUCATION THAT IN MY OPINION IS ABSOLUTELY UNEXCUSABLE AND WE NEED TO PUSH AS HARD AS WE CAN BECAUSE GOING INTO THE THIRD SECTION OF THIS BILL THAT WOULD ESSENTIALLY REMEDY THE FACT THAT YOU HAVE THE LATITUDE TO USE FUNDS AND RESOURCES THAT ARE AT YOUR DISCRETION OR THAT SHOULD BE AT YOUR DISCRETION BASED ON LEGISLATIVE MANDATE MR. SWANSON I WANT TO SAY THAT I'M REFRESHED BY YOUR LEADERSHIP AND YOUR WILLINGNESS TO STEP FORWARD AND SAY STRAIGHT AWAY THAT I AM TAKING THE BULLETS AND SO I THINK ONE OF THE THINGS THAT WE HAVE TO DO IS TRY TO GIVE YOU A FLAK JACKET SO THAT YOU CAN TAKE THOSE BULLETS BUT TAKE IT WITH A REASONABLE ABILITY TO EXECUTE YOUR MISSION WHAT I'VE HEARD FROM YOU IS GIVEN LIFTED BARRIERS THAT YOU CURRENTLY HAVE THE TWO MAIN ONES ARE YOUR INABILITY TO BRING IN THOSE INDIVIDUALS WHO WOULD BE ARE CURRENTLY BARRED FROM BEING ON BOARD ON CAMPUS BECAUSE OF THE FACT THAT THE LAW IS PROHIBITIVE AS PER INSPECTIONS FUNDAMENTALLY AND THE OTHER THING IS THE ABILITY NOW TO WORK WITH PUBLIC HEALTH TO NOT HAVE TO HAVE A GLOBAL CERTIFICATION IN THE SCHOOLS AND BE ABLE TO MODIFY THAT IN ORDER TO BE ABLE TO OUTSIDE OF WHAT THE CURRENT MANDATE IS OPERATE ON SCHOOLS AND CAMPUSES AND AREAS THAT WOULD PASS INSPECTION AM I CORRECT SO FAR MR. SWANSON ON THOSE TWO OBSERVATIONS.

DOE – SUPERINTENDENT DR. SWANSON: THOSE OBSERVATIONS ARE ACCURATE BUT YOU NEED TO ALSO UNDERSTAND THAT THAT IN MIND WITH THE USE OF VARIANCES THAT ARE NAMED IN THE BILL THAT'S THE TOOL THAT GIVES US THE CAPACITY TO DO THAT.

SENATOR DUEÑAS: AND SO THAT'S WHERE I'M SAYING MR. SWANSON I BELIEVE AND THIS IS LEADING TO MY CONCLUSION I BELIEVE THAT ON THE FOUR CORNERS OF THE BILL IT FALLS SHORT OF WHAT'S ABSOLUTELY REQUIRED IN ORDER TO GIVE YOU AS I SAID I DON'T WANT TO BE STUCK IN A POSITION AT LEAST FROM MY PERSPECTIVE ONE OF 15 INVOLVED IN HAND WASHING AND AND GETTING MYSELF IN A POSITION TO WHERE YOU ASKED FOR PIPE WRENCH AND I GAVE YOU A SCREWDRIVER THAT'S JUST MY ANALOGY BUT I APPRECIATE THE FACT THAT YOU'VE BROUGHT FORWARD THAT THERE ARE THINGS OUTSIDE OF WHAT'S CURRENTLY CONTAINED IN ORDER TO BE ABLE TO ACCOMPLISH THIS MISSION WE WANT TO ENSURE THAT YOU HAVE EVERYTHING YOU NEED TO ACCOMPLISH YOUR MISSION BECAUSE YOU HAVE STEPPED FORWARD AND BASICALLY SAID YOU'RE WILLING TO TAKE ON THAT RESPONSIBILITY SENATOR AFTER SENATOR HAS PUT BEFORE YOU THE OPPORTUNITY TO GET TO A CONCLUSION THAT IS GOING TO BE THE CONCLUSION OF MY

COMMENTS WHAT I WANTED TO SEE MORE THAN ANYTHING ELSE AND WHAT I WANTED TO PROVE TO MYSELF WAS THAT THE DEPARTMENT OF EDUCATION AND DEPARTMENT OF PUBLIC HEALTH ARE ABSOLUTELY COMMITTED TO GET THE JOB DONE BUT WHAT YOU PRESENTED TO US TODAY IS IN MY HUMBLE OPINION IT'S A WONDERFUL AND NOBLE EFFORT ON THE FOUR CORNERS OF THIS BILL BUT YOU NEED A LOT MORE I KNOW MANY IN THIS BODY ARE CONSIDERING THAT WE'LL TAKE THAT UP WHEN THE TIME COMES BUT IN CONCLUSION I WANTED TO SAY THAT MISSION ACCOMPLISHED WHEN AT LEAST FROM MY OBSERVATION EVERYONE IS COMMITTED TO THIS PROCESS DEPARTMENT OF EDUCATION HAS COME FORWARD AND THEY HAVE DELIVERED ON THEIR TIERS OF THE RESPONSIBILITIES OF THE SCHOOLS TO GET THROUGH THESE INSPECTIONS THEY HAVE SET IT UP TO WHERE THEY CAN WORK HARMONIOUSLY WITH PUBLIC HEALTH TO BE ABLE TO WITH THE PROPER LEEWAY DO WHAT THEY NEED TO DO TO ACCOMPLISH THIS MISSION IN THE END IT COMES DOWN TO THIS IT'S ALL THE FACULTY STAFF BUT MORE IMPORTANTLY STUDENTS AND TEACHERS I MEAN STUDENT PARENTS AND STUDENTS WHO ARE AT THE CORE OF THIS THERE'S A BIGGER SOLUTION THAN THIS IS NEEDED AND THAT'S THE WAY I FEEL AT THIS TIME THANK YOU MADAM CHAIR.

SPEAKER TERLAJE: THANK YOU SENATOR BARNETT YOU'RE RECOGNIZED.

SENATOR BARNETT: THANK THANK YOU MADAM CHAIR I WANT TO START WITH A TIMELINE BECAUSE IT APPEARS THAT WE'RE SUFFERING FROM A COLLECTIVE MEMORY LOSS IN THIS BODY SO I WANTED TO REFRESH THE MEMORIES OF ALL THOSE IN THE PEOPLE'S HOUSE AS TO WHY WE ARE AT THIS JUNCTURE I WANT TO GO BACK TO FEBRUARY 5TH THERE WAS AN ARTICLE IN THE GUAM DAILY POST ABOUT RAT INFESTATION FLEA INFESTATION MOLD INFESTATION AT DIFFERENT GUAM DEPARTMENT EDUCATION SCHOOLS ARE ALSO STORIES ABOUT DIRTY RESTROOMS THAT WEREN'T BEING MAINTAINED I HAD BEEN QUOTED AS SAYING IF WE'RE ISSUING A CURRENT SANITARY PERMIT BUT WE'RE NOT INSPECTING THE SCHOOLS IN MY ESTIMATION THE SANITARY PERMIT IS NOT WORTH THE PAPER IT'S WRITTEN ON ON THE 14TH OF FEBRUARY THE OFFICE OF THE GOVERNOR VIA LIEUTENANT GOVERNOR JOSH TENORIO DECIDED TO GET IN ON THE ACTION AND ISSUED A PRESS RELEASE WHICH IS STILL UP ON THE GOVERNOR'S WEBSITE I'D LIKE TO SHARE MY COLLEAGUES AS YOU CAN SEE RIGHT THERE THERE'S A LIEUTENANT GOVERNOR JOSH TENORIO ACTING GOVERNOR ENGAGES WHOLE OF GOVERNMENT TO FIX SCHOOLS OVER 100 MILLION DOLLARS AVAILABLE TO FIX SCHOOL FACILITIES THE DEPARTMENT OF EDUCATION'S LONG-STANDING ISSUES OF MAINTAINING FACILITIES REQUIRE A AND I'M QUOTING THE LIEUTENANT THE ACT THE ACTING GOVERNOR AT THE TIME THE CURRENT LIEUTENANT GOVERNOR JOSH TENORIO THE DEPARTMENT OF EDUCATION'S LONG-STANDING ISSUES WITH MAINTAINING FACILITIES REQUIRE A WHOLE OF GOVERNMENT APPROACH WHERE ALL PARTNERS ARE ADDRESSING THE VARIOUS NEEDS OF OUR SCHOOLS IT'S NOT HAPPENING THAT WAS ON FEBRUARY 14TH ON MARCH 10 SIMON SANCHEZ HIGH SCHOOL FAILED ITS FIRST PUBLIC HEALTH INSPECTION IN SEVEN YEARS MARCH 15TH THE GOVERNOR DELIVERED HER STATE OF THE ISLAND ADDRESS RIGHT HERE AT THE GUAM CONGRESS HALL SHE SAID SENATORS IF YOU EXPECT BETTER SCHOOLS AND FACILITIES DO NOT ROLL BACK THE BPT SHE ALSO SAID SENATORS THERE WAS A TIME WHEN THE ORGANIC ACT AND THE LAWS OF GUAM WOULD HAVE MADE ME CLEARLY RESPONSIBLE FOR THE STATE OF PUBLIC EDUCATION IN GUAM THAT TIME NO LONGER EXISTS LET ME BE CLEAR I WILL TAKE ANY LAWFUL STEPS TO IMPROVE PUBLIC EDUCATION IN GUAM FIX THE PROCUREMENT LAW RAISE THE SALARIES OF TECHNICAL STAFF AND BIDDING AND SPEC WRITING SO THEY CAN ISSUE CONTRACTS AND GIVE DOE THE RESOURCES IT NEEDS TO TRULY INVEST IN OUR CLASSROOMS MADAM SPEAKER YOUR PREDECESSORS BELIEVE THAT DOE'S FATE SHOULD BE SORTED BY THE LEGISLATURE ONLY YOU CAN SHOW THEM IF THEY WERE RIGHT MARCH 20TH EMERGENCY SESSION CONDUCTED BY THE 37TH GUAM LEGISLATURE IN WHICH WE PASSED BILL 2937 NOW PUBLIC LAW 37-4 AND THIS SAME EMERGENCY SESSION WE PASSED A BILL THAT EXPEDITED PROCUREMENT PROTESTS AND WE ALSO PASSED A BILL THAT APPROPRIATED 20 MILLION DOLLARS TO THE GUAM DEPARTMENT OF EDUCATION UPON THE ENACTMENT OF PUBLIC LAW 37-4 THE GUAM DEPARTMENT OF EDUCATION BEGAN MONTHS-LONG WEEKLY MEETINGS WITH THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES AND THESE MEETINGS BECAUSE I WAS BRIEFED ABOUT THESE MEETINGS AND WE HAVE BEEN A RECEIPT OF VARIOUS REPORTS THAT WERE SUBMITTED TO THE GUAM LEGISLATURE AS REQUIRED BY PUBLIC LAW 37-4 AND IN THESE THREE MONTHS OF VARIANCE REPORTS AS WE WE HAVE RECEIVED YOU CAN SEE FOR YOURSELF THAT THERE WAS PLENTY OF CONVERSATION BETWEEN DOE AND PUBLIC HEALTH ABOUT EDITING VARIANCES CORRECTING THE VARIANCES THAT WERE SUBMITTED WHICH TO ME INDICATES THAT FOR THREE MONTHS DOE AND PUBLIC HEALTH HAD MET AND I DON'T KNOW ABOUT YOU BUT IF WE CAN'T GRANT VARIANCES I'M PRETTY SURE THAT WOULD HAVE COME UP AND IN ALL THIS TIME WE NEVER SAW THE WHOLE OF GOVERNMENT APPROACH INSTEAD OF ALL HANDS ON DECK THIS ADMINISTRATION

SADLY HAS CHOSEN TO TAKE A HANDS-OFF APPROACH WHEN IT COMES TO HELPING OUR PUBLIC SCHOOL STUDENTS INSTEAD THEY HAVE LODGED PRESS RELEASE AFTER PRESS RELEASE FROM THE COMFORT OF THEIR NEWLY RENOVATED OFFICES WHILE WE ARE ATTEMPTING TO HOLD A STANDARD THAT OUR PUBLIC SCHOOL STUDENTS DESERVE HAD THE GUAM DEPARTMENT OF EDUCATION GOTTEN THE HELP IF THE ADMINISTRATION HAD CHOSEN TO READ BEYOND THE SECTION OF MY LAW THAT THEY HAD SUCH AN ISSUE WITH THEY WOULD HAVE BEEN ABLE TO SEE THAT WE MANDATED ADDITIONAL RESOURCES TO OBTAIN COMPLIANCE *IMAGA'HĀGAN GUĀHAN* MAY TRANSFER PERSONNEL AND OTHER RESOURCES FROM BUT NOT LIMITED TO THE DEPARTMENT OF PUBLIC WORKS TO ASSIST WITH PREPARING PROCUREMENT RELATED SCOPE OF WORK PREPARATION REPAIRS OR OTHER ACTIONS DEEMED NECESSARY TO OBTAIN GDOE PUBLIC SCHOOL COMPLIANCE WITH SANITARY PERMIT REQUIREMENTS HAD THE WHOLE OF GOVERNMENT APPROACH THE ALL HANDS ON DECK THE PROMISED LAWFUL HELP FROM OUR GOVERNOR COME WE WOULDN'T BE HAVING THIS CONVERSATION INSTEAD THE ONLY SOLUTION MY COLLEAGUES CAN OFFER IS TO SEND OUR KIDS BACK TO SCHOOLS THAT ARE NOT SAFE AND I REFUSE TO ALLOW TO LET THAT HAPPEN ON MY WATCH NO WE HAVE ALL AGREED IN THIS BODY TO SET A NEW STANDARD AND I BELIEVE WE SHOULD STICK TO THAT STANDARD THIS IS NOT A CHA-CHA WE DON'T TAKE TWO STEPS FORWARD AND THEN TWO STEPS BACK WHAT WE HAVE HEARD HERE FROM THE GUAM DEPARTMENT OF EDUCATION IS THAT EVERY ASPECT OF THIS BILL WILL HELP THEM REACH COMPLIANCE WE HAVE ALSO HEARD FROM THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES THAT THEY ARE COMMITTED TO GRANTING THESE VARIANCES THAT THIS BILL ALLOWS WE'VE ALSO HEARD FROM THE SUPERINTENDENT RIGHT HERE ON THE RECORD THAT HE BELIEVES RAISING THE SMALL PURCHASE LIMIT TO 250 THOUSAND DOLLARS WILL ALLOW HIM TO ADDRESS THE NEEDS OF THE PHASE TWO SCHOOLS SO THAT WE CAN MOVE THEM UP TO PHASE ONE SO THAT WE CAN GET THEM INSPECTED AND OPENED WILL ALL THE SCHOOLS BE OPEN BY APRIL 23RD PROBABLY NOT BUT THE GUAM DEPARTMENT OF EDUCATION HAS AGAIN COMMITTED HERE ON THE RECORD THAT IT IS THEIR INTENTION TO CONTINUE MOVING FORWARD TO REACH COMPLIANCE WITH PUBLIC LAW 37-4 AND I AM NOT COMFORTABLE WITH THE NUMBER TWO PUBLIC HEALTH OFFICIAL ON OUR ISLAND ADVOCATING THAT WE SEND STUDENTS BACK TO SCHOOLS THAT ARE NOT SAFE IS THAT WHAT YOU'RE SUGGESTING MR. CAMACHO AS THE NUMBER TWO PUBLIC HEALTH AUTHORITY ON THIS ISLAND ARE YOU ADVOCATING THAT WE SEND OUR PUBLIC SCHOOL STUDENTS BACK TO FACILITIES THAT ARE NOT SAFE BACK TO FACILITIES THAT CAN'T PASS PUBLIC HEALTH INSPECTIONS IS THAT WHAT YOU'RE ADVOCATING BECAUSE I HEARD YOU YESTERDAY PUSH FOR REPEAL OF PUBLIC LAW 37-4 AND I THINK THAT'S VERY IRRESPONSIBLE OF YOU AS A PUBLIC HEALTH OFFICIAL TO ADVOCATE FOR SUCH A THING DO YOU CARE TO ANSWER THE QUESTION SIR.

DPHSS – DEPUTY DIRECTOR CAMACHO: NO I'M NOT ADVOCATING THAT WE GO BACK TO NON-COMPLIANCE WITH STANDARDS.

SENATOR BARNETT: ARE YOU STATING THAT ON THE RECORD.

DPHSS – DEPUTY DIRECTOR CAMACHO: I'M SORRY SIR.

SENATOR BARNETT: BECAUSE THAT'S A CONTRADICTION FROM WHAT I HEARD YESTERDAY.

DPHSS – DEPUTY DIRECTOR CAMACHO: WHEN I I WAS LOOKING FOR AN OPPORTUNITY FOR THIS PROCESS TO MOVE FORWARD BUT OBVIOUSLY THE SAFETY OF OUR CHILDREN IS MOST IMPORTANT AND THE STAFF AND THE OTHER FOLKS THAT HAVE ACCESS TO THE FACILITY.

SENATOR BARNETT: IT BOGGLES MY MIND THAT THAT WE HAVE AN ATTORNEY GENERAL WHO WAS ISSUING INDICTMENTS RELATIVE TO SANITARY CONDITIONS AND THE GRANTING OF PERMITS AT OUR SCHOOLS YET WE'RE DISCUSSING GOING BACKWARDS AND SENDING KIDS INTO THESE SAME CONDITIONS OUR PARENTS OUR STUDENTS HAVE DEMANDED THIS STANDARD OUR TEACHERS HAVE DEMANDED THIS STANDARD THEY UNDERSTAND THAT WE'RE GOING TO DO THE WORK NOW TO ONCE AND FOR ALL BRING OUR SCHOOLS INTO COMPLIANCE WITH SAFETY AND SANITATION GUIDELINES IS IT GOING TO BE UGLY ABSOLUTELY BUT WE CAN'T EXPECT OUR STAFF AND OUR STUDENTS TO FOCUS ON LEARNING AND ACADEMICS WHEN THEY'RE GOING TO SCHOOL AND FACILITIES THAT CAN'T MEET THE BASIC SAFETY AND SANITATION GUIDELINES WHEN THEY'RE GOING TO SCHOOL AND FACILITIES NONE OF THESE SCHOOLS OR RESTAURANTS WOULD BE SHUT DOWN AND I JUST CAN'T BELIEVE THAT THAT'S WHAT WE'RE ADVOCATING INSTEAD WHAT WE SHOULD BE ADVOCATING IS A REAL ALL HANDS ON DECK APPROACH WE HAVE SCHOOL AIDES OUT THERE DOING CONTRACTOR WORK TO BRING OUR SCHOOLS INTO COMPLIANCE WHEN WE IN PUBLIC LAW 37-4 ALLOWED FOR THE ASSISTANCE OF THE DEPARTMENT OF PUBLIC WORKS WE'RE NOT GETTING THAT ASSISTANCE AND INSTEAD OF PRESSURING THIS

ADMINISTRATION TO ASSIST OUR SCHOOL CHILDREN BECAUSE EVERY ELECTION WE ALWAYS HEAR THE KIDS COME FIRST EDUCATION FIRST INSTEAD OF DEMANDING THAT WE ALL WORK TOGETHER TO REACH COMPLIANCE OUR SOLUTION IS TO GIVE UP THE FIGHT AND SEND OUR KIDS BACK TO SCHOOLS THAT ARE MOLDY WE HAVEN'T EVEN DONE THE MOLD MITIGATION WORK MR. SUPERINTENDENT DOES THIS BILL BEFORE YOU GIVE YOU TOOLS THAT YOU NEED TO HELP YOU REACH COMPLIANCE WITH PUBLIC LAW 37-4.

DOE – SUPERINTENDENT DR. SWANSON: YES IT DOES.

SENATOR BARNETT: DOES THE SMALL PURCHASE LIMIT BEING RAISED TO 250000 GIVE YOU THE FLEXIBILITY YOU NEED TO PROCURE THE SUPPLIES YOU NEED TO ADDRESS THE NEEDS OF PHASE TWO SCHOOLS SO THAT THEY CAN BE INSPECTED AND OPENED FOR OUR STUDENTS.

DOE – SUPERINTENDENT DR. SWANSON: YES IT DOES.

SENATOR BARNETT: IS IT YOUR BELIEF THAT THE VARIANCE LANGUAGE IN THIS BILL WILL ALLOW YOU TO WORK WITH PUBLIC HEALTH TO ADDRESS THE VARIANCES THAT YOU NEED SO THAT YOU CAN HAVE SCHOOLS PASS INSPECTIONS SO THAT YOU CAN OPEN SCHOOLS SO OUR CHILDREN CAN GO TO THESE SCHOOLS THAT MEET BASIC HEALTH AND SAFETY SANITATION GUIDELINES.

DOE – SUPERINTENDENT DR. SWANSON: IT DOES GIVES US THAT ABILITY.

SENATOR BARNETT: THANK YOU SIR WE'RE DOING THIS FOR OUR KIDS THAT'S ALL IT'S ABOUT OUR KIDS DESERVE A STANDARD A STANDARD THAT HAS BEEN IN PLACE ACROSS THE NATION BUT FOR SOME REASON NOT HERE ON GUAM MR. SUPERINTENDENT WOULD WE BE HAVING THIS CONVERSATION IF IF THESE WERE DODEA SCHOOLS WOULD THE DEPARTMENT OF DEFENSE EDUCATION ACTIVITIES I KNOW YOU USED TO TO BE WITH DODEA WOULD THEY ALLOW SCHOOLS TO OPEN IN THESE CONDITIONS.

DOE – SUPERINTENDENT DR. SWANSON: NO.

SENATOR BARNETT: I BELIEVE OUR KIDS OUTSIDE THE FENCE LINE DESERVE THE SAME STANDARD AND THAT'S WHAT WE'RE DOING HERE IS WE'RE TRYING TO KEEP THIS BASIC STANDARD THAT ALL OF OUR CHILDREN TO INCLUDE MY KIDS WHO ARE AT A PHASE THREE SCHOOL DANIEL L. PEREZ ELEMENTARY IN YIGO WHERE THEY HAD A FLEA INFESTATION PROBLEM THEY COULDN'T EVEN PLAY ON THE PLAYGROUND THEY GET OFF THE BUS THEY WALK THROUGH THE WALKWAY IF IT'S RAINING THEY GET WET BECAUSE THERE'S NO ROOF AND I'M CRYING FOR ALL OUR KIDS YOU THINK OUR GOVERNOR AND OUR LIEUTENANT GOVERNOR ARE CRYING RIGHT NOW NO THEY'RE NOT BECAUSE IT LOOKS LIKE THEY DON'T GIVE A DAMN ABOUT OUR PUBLIC SCHOOL KIDS AND THIS BODY HAS SHOWN THAT WE DO NOTHING FURTHER.

SPEAKER TERLAJE: THANK YOU SENATOR.

NOTE VICE SPEAKER MUÑA BARNES PRESIDES

VICE SPEAKER MUÑA BARNES: SPEAKER THERESE YOU ARE RECOGNIZED ON QUESTIONS FOR THE PANEL.

SPEAKER TERLAJE: THANK YOU I JUST WANT TO ECHO THE SENTIMENTS OF THE PREVIOUS SPEAKER THAT'S THE BOTTOM LINE MAYBE WE HAVE A PHILOSOPHICAL DIFFERENCE IN THIS ROOM I DON'T THINK WE HAVE A THERE'S NOT A MONEY ISSUE THERE IS NO MONEY ISSUE TO FIXING THESE SCHOOLS PUBLIC HEALTH HAS ADVOCATED FOR THE IMPLEMENTATION OF RULES AND REGULATIONS FOR SANITARY CONDITIONS THAT'S IT NOT ANYTHING AN EXTRAORDINARY BUT SANITARY CONDITIONS WE GAVE DOE FOUR YEARS TO COMPLY USE THEIR OWN JUDGMENT BUT WHAT HAPPENED ARE WE ADVOCATING TO GO BACK TO THAT I AM NOT I THINK DOE IS DOING A GREAT JOB RIGHT NOW WORKING THEIR HARDEST WITH THEIR LIMITED RESOURCES TO GET THINGS DONE AND IT'S REALLY THE ONLY WAY WE WE'RE EITHER GOING TO GET IT DONE OR WE'RE GOING TO END UP SENDING KIDS ONLINE THOSE ARE THE OPTIONS THAT HAVE BEEN GIVEN TO US ONLINE OR INTO SCHOOLS THAT ARE NOT CLEAN NOT MEETING SANITARY REQUIREMENTS I REFUSE TO GO DOWN ANY OF THOSE TWO OPTIONS EVEN EVEN DOUBLE SESSION AS THE SUPERINTENDENT SAID IS GOING TO BE SO DIFFICULT A NIGHTMARE UGLIEST SOME OF MY COLLEAGUES SAY UGLY YES BUT IT'S A LOT LESS UGLY THAN POSTPONING THE SCHOOL YEAR POSTPONING THE INSPECTIONS AND ALLOWING KIDS INTO THOSE SCHOOLS THAT DOE THEMSELVES HAVE DONE SELF-ASSESSMENTS AND HAVE ADMITTED THAT THEY ARE NOT SUITABLE SOME OF THEM WILL NOT BE SUITABLE FOR A WHILE BECAUSE THEY NEED CAPITAL IMPROVEMENT PROJECTS AND DOE

IS GOING TO ACTUALLY FINALLY GET THOSE DONE AND WE HAVE BEEN WAITING AS A COMMUNITY FOR 20 YEARS IN SOME CASES TO GET THOSE DONE SO I DON'T WANT TO GO BACKWARDS ON THIS BUT WE HAVE GIVEN THE DEPARTMENT OF EDUCATION THEY HAVE THE ARP 120 MILLION DOLLARS WE GAVE THEM 20 MILLION DOLLARS MORE THE GOVERNOR TOOK IT IS USING IT FOR TYPHOON IMPROVEMENTS BUT DOE HAS THE ABILITY TO SUBMIT TICKETS FOR THOSE TYPHOON IMPROVEMENTS SO THEY DID THEY ASKED FOR MOLD MITIGATION IT HASN'T HAPPENED YET I DON'T KNOW WHY I DON'T KNOW WHAT WE'RE WAITING FOR I THINK THEY ASKED FOR A WHOLE LIST OF OTHER THINGS AND I THINK THEY'RE STILL WAITING ON A LOT OF THOSE ISN'T THAT CORRECT MR. SUPERINTENDENT.

DOE – SUPERINTENDENT DR. SWANSON: YES IT'S CORRECT.

SPEAKER TERLAJE: WE GAVE DOE OVER THE YEARS ITS OWN PROCUREMENT AUTHORITY EMERGENCY APPEALS FOR PROCUREMENT EMERGENCY PROCUREMENT HIRING AUTHORITY THEY DON'T EVEN HAVE TO WAIT FOR DOA LIKE THE REST OF THE GOVERNMENT IS WAITING PAY RAISES THAT'S WHAT THE GOVERNOR ALSO ASKED FOR IN HER STATE OF THE ISLAND THE PROBLEM OF DOE WAS WE NEEDED TO GIVE THEM PAY RAISES SO EVERY SINGLE EMPLOYEE WHO IS CLASSIFIED AT LEAST AT DOE HAS RECEIVED PAY RAISES BUT THAT'S NOT BEEN ENOUGH TO GET THE SCHOOLS FIXED SO WE PASS A LAW TO SAY GET THE SCHOOLS FIXED NOW FOR THIS SCHOOL YEAR NOT PROLONG IT AND I SEEM TO HAVE HEARD THE SAME THING AND I'M CONCERNED SO DOE DIVIDED THE SCHOOLS INTO THREE PHASES WE DON'T NEED 41 SCHOOLS BECAUSE THAT'S NOT POSSIBLE NOT BECAUSE OF THEIR EFFORTS BUT IT'S NOT POSSIBLE BECAUSE YOU CAN'T FIX A ROOF IN THE TWO WEEKS THAT YOU HAVE LEFT BUT THERE ARE SCHOOLS THAT WE CAN DO THINGS FOR AND THEY'VE LISTED 14 SCHOOLS THAT WE CAN DO THINGS FOR SO 14 SCHOOLS CAN WE GET THOSE READY PUBLIC HEALTH HAS STEPPED UP INCREASED THEIR TEAMS AND THEY CAN INSPECT 14 SCHOOLS BEFORE THE BEGINNING OF THE SCHOOL YEAR TODAY YOU SEE YOU NEED 50 PERCENT 20 THIS IS TO PREVENT ONLINE CAN WE GET 20 I'M PUSHING PUBLIC HEALTH AND I HOPE THAT THEY CAN GET 20 WITH THIS BILL THAT THEY CAN INSPECT 20 SCHOOLS AND WE CAN DO DOUBLE SESSIONS FOR ALL OF THEM AS OPPOSED TO OR NOT EVEN IF NOT NECESSARY BUT DOUBLE SESSION INSTEAD OF ONLINE OR INSTEAD OF LETTING THEM INTO UNSAFE SCHOOLS SO FRANCINE PUBLIC HEALTH YOU SAID THAT YOU THINK THE GOVERNOR HAS THE ABILITY TO DETAIL EMPLOYEES RIGHT NOW.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: THAT IS THAT IS MY UNDERSTANDING OF HER TRANSFER AUTHORITY OR DETAIL AUTHORITY OF ANY CLASSIFIED EMPLOYEE TO OTHER AGENCIES YES.

SPEAKER TERLAJE: AND ISN'T IT CORRECT THAT ARE THERE ARE DEPARTMENT OF ENVIRONMENTAL HEALTH INSPECTORS WHO HAVE MOVED TO OTHER AGENCIES WHO WOULD BE READY TO ASSIST YOU IN THESE IF THE GOVERNOR DETAILED THEM TO YOUR AGENCY.

DPHSS – ACTING CHIEF ENVIRONMENTAL OFFICER SALAS: THAT IS CORRECT AS WELL SPEAKER THERE ARE THOSE CURRENTLY EMPLOYED FORMER ENVIRONMENTAL HEALTH INSPECTORS DO EXIST AND ARE WORKING IN OTHER AGENCIES YES.

SPEAKER TERLAJE: AND IF YOU'VE GOT THE ONE RETIREE THAT WOULD BE TWO INSPECTORS READY TO CREATE A TEAM THAT WOULD ALLOW US FOUR TEAMS AND IF YOU DO THE MATH PUBLIC I MEAN SORRY BUT DOE IS NOT READY FOR FOUR TEAMS TODAY SO YOU HAVE BEEN ABLE TO MEET THEIR DEMAND FOR INSPECTIONS AND AND TRY TO OPEN THE SCHOOLS AND SO WHAT WE'RE TRYING TO DO IS TO HELP YOU MEET THEIR DEMAND IN CASE THEY ARE READY WITH MORE SCHOOLS AND WE ARE TRYING TO GIVE THEM EVERY TOOL AND CONTINUE AND NOT MOVE BACKWARDS BUT CONTINUE TO GIVE THEM EVERYTHING WE CAN TO MOVE FORWARD IN THEIR REPAIR WHILE YOU MOVE FORWARD WITH YOUR INSPECTIONS SIMPLE AS THAT I DON'T THINK MR. SUPERINTENDENT CAN YOU PLEASE CLARIFY YOU YOU SAID I WANT TO KNOW WHETHER YOU WANT THIS BILL OR YOU WANT US TO MAKE A BLANKET WAIVER TO HAVE T PROFESSIONAL DEVELOPMENT CLASSES ON CAMPUS OR DO WE WANT TO MAKE THE CAMPUSES WHILE THEY HAVE MOLD MIND YOU OR DO WE WANT TO PREPARE THOSE CAMPUSES FOR SCHOOL YOU'VE GOT 20 MILLION UP THERE IN THE D-LAN WHY NOT ASK FOR THAT MONEY TO SEND YOUR TEACHERS TO A HOTEL FOR PROFESSIONAL DEVELOPMENT OR SEND THEM TO ADELUP SEND THEM ANYWHERE IF THAT'S THE PROBLEM MONEY MONEY SHOULD NOT EVER BE A PROBLEM BUT I DON'T AGREE TO SEND TEACHERS INTO SCHOOLS FOR PROFESSIONAL DEVELOPMENT WHEN THEY HAVE MOLD AND THEY'VE BEEN DECLARED UNSAFE IF THEY'RE SAFE YES DO IT BUT DO YOU WANT THAT ABILITY THE TEACHERS ARE ALREADY ALLOWED ACCORDING TO PUBLIC HEALTH TO COME IN AND HELP WITH THE REPAIRS SO THAT THEY CAN GET INSPECTED HELP WITH THE FAILED SCHOOLS AND HELP THEM TO PASS SO

DO YOU WANT THE BILL TO HELP YOU WITH THE MONEY PART I MEAN NOT THE MONEY EVEN IT'S JUST A PROCUREMENT LEVEL AND AS YOU SAID EARLIER THIS THIS MATCHES WITH THE FEDERAL PROCUREMENT LEVEL OTHERWISE I WOULDN'T DO IT BUT DOE IS ALREADY OPERATING UNDER THIS PROCUREMENT LEVEL WITH ALL OF THAT 120 MILLION DOLLARS THEY'VE BEEN TRUSTED TO DO THAT AND I TRUST YOU'RE GOING TO DO THAT BECAUSE THESE SCHOOLS WE ARE YOU ARE DOING IT AND AND SO I GUESS I JUST WANT TO BE CLEAR DO YOU NEED THAT OR DO YOU NOT THE 100 THE 250000 CAPACITY FOR SMALL PURCHASES OR DO YOU WANT US TO STOP ALL OF THIS AND ALLOW YOU TO BRING TEACHERS INTO THE MOLDY SCHOOLS NOT TO HELP YOU CLEAN THEM UP BUT FOR PROFESSIONAL DEVELOPMENT BECAUSE THAT'S I'M SORRY BUT I'M AFRAID THERE'S SOME MIXED MESSAGES HERE.

DOE – SUPERINTENDENT DR. SWANSON: I APOLOGIZE FOR MIXED MESSAGES THE THE NEED IS YES WE WE NEED THAT THRESHOLD 250000 THOUSAND DOLLARS BECAUSE IT'S A MATTER OF WHICH COLOR IS THE MONEY AND WHERE WHAT RULES APPLY TO WHAT THE SOURCES ARE AND TO BE VERY CLEAR I DON'T WANT TO PUT ANY OF OUR STAFF OR STUDENTS IN SITUATIONS THAT ARE UNSAFE AND UNHEALTHY WELL I DON'T I DON'T WANT TO DO THAT AT ALL AND AS FAR AS D-LAN MONEY TO USE FOR TRAINING CONFERENCES ELSEWHERE I DIDN'T EVEN THINK THAT WAS LEGAL BUT MY MAN HERE WILL KEEP ME STRAIGHT AND KEEP ME OUT OF TROUBLE ON THAT SCORE BUT BECAUSE HE'S AN AUDITOR BY HEART SO WE NEED THE PROVISIONS OF THE BILL AND I WILL ACKNOWLEDGE THAT WHATEVER THE OPENING LOOKS LIKE IT WILL BE DIFFICULT AND HOPEFULLY IT WILL BE SHORT-LIVED IF WE CAN GET THE WORK DONE THAT WE NEED DONE.

SPEAKER TERLAJE: YES THAT'S WHAT I'D LOVE TO HEAR THAT EVEN THOUGH IT'S UGLY ON DAY ONE BECAUSE EVERYBODY'S DOUBLE SESSIONING WE'RE GOING TO PROGRESS AND CONTINUE TO FIX CONTINUE TO INSPECT AND CONTINUE TO OPEN MORE SCHOOLS.

DOE – SUPERINTENDENT DR. SWANSON: THAT'S CORRECT THAT'S CORRECT WE'RE NOT GOING TO LET UP.

SPEAKER TERLAJE: THANK YOU *SI YU'OS MA'ÁSE'*.

VICE SPEAKER MUÑA BARNES: THANK YOU SPEAKER AT THIS TIME COLLEAGUES WE HAVE JUST COMPLETED ROUND TWO WE WILL TAKE A MOMENT'S RECESS SO THAT WE CAN ASK TO EXCUSE THE PANEL MEMBER BUT WANT TO EXTEND OUR UN DÁNGKOLO NA *SI YU'OS MA'ÁSE'* FOR TAKING YOUR TIME OUT HERE TO COME AND ANSWER ALL THE QUESTIONS BY MY COLLEAGUES *SI YU'OS MA'ÁSE'* WE ARE IN RECESS.

RECESS

NOTE SPEAKER TERLAJE PRESIDES OVER THE COMMITTEE OF THE WHOLE

SPEAKER TERLAJE: WE'RE BACK FROM RECESS WE ARE ABOUT TO BEGIN ROUND THREE WHICH IS FOR AMENDMENTS OR FINAL COMMENTS ON THE BILL WE CAN GO AROUND THE ROOM THERE'S ONLY ONE AMENDMENT IN THE DRIVE SO THAT'S THE ONLY AMENDMENT THAT WILL BE ENTERTAINED WILL START THERE'S AN AMENDMENT BY SENATOR SAN AUGUSTIN PLEASE CONFIRM THAT YOU HAVE IT IF NOT RAISE YOUR HAND SO THAT SARGE CAN MAKE SURE THAT ONE IS PASSED OUT IT WAS PASSED OUT EARLIER MAYBE IT WAS PASSED OUT YESTERDAY ALL RIGHT SO IF COPIES OF THE AMENDMENT COULD BE PASSED WHILE WE'RE WAITING FOR THAT SENATOR TAITAGUE DID YOU WANT TO HAVE ANY COMMENTS ON ROUND THREE.

SENATOR TAITAGUE: THANK YOU MADAM SPEAKER FOR THE OPPORTUNITY I JUST I THINK THERE WAS A LOT OF CONVERSATIONS THAT HERE THAT WAS ABOUT HELPING THE SCHOOL CHILDREN AND YOU KNOW TRYING TO GET THEM IN SCHOOL WITHOUT ANY DELAY AND THERE ARE CIRCUMSTANCES BUT I I THINK THAT WE HERE AS A BODY HAS SOME HAVE SOLUTIONS TO PROFFER AND NOT JUST THIS BILL BUT YOU KNOW OTHER BILLS THAT MAY COME DOWN THE PIPELINE AND I JUST THINK THE PUBLIC HEALTH AND DOE FOR THE FIRST TIME COMING TOGETHER IN ONE PLACE SO CAN WE REALLY TALK TO THEM BOTH AND HAVE OUR QUESTIONS ANSWERED I GREATLY APPRECIATE THAT I THINK IT'S VERY HELPFUL TOO FOR THE PUBLIC WHO IS WATCHING TO BE ABLE TO UNDERSTAND WHAT KIND OF PREDICAMENT THAT WE ARE IN RIGHT NOW AND I THINK THIS BODY CAN FIND OF DIFFERENT SOLUTIONS AND IT'S HOPEFULLY THE BEST ONE WILL WILL PREVAIL SO I THANK YOU FOR THE OPPORTUNITY MADAM SPEAKER OR MADAM CHAIR.

SPEAKER TERLAJE: THANK YOU SENATOR FISHER ON ROUND THREE FINAL COMMENTS.

SENATOR FISHER: NO THANK YOU MA'AM.

SPEAKER TERLAJE: THANK YOU SENATOR QUINATA'S WAVING HIS TIME SENATOR SAN AUGUSTIN YOU'RE RECOGNIZED.

SENATOR SAN AGUSTIN: THANK YOU MADAM CHAIR I HAVE ONE AMENDMENT AND IT'S IS THIS IT IS B156 JSA I GOT RABQ TRMB DSN L10 P P 3 COTW AND AND ALL THIS IS IS VERY SIMPLE IT'S ADD A NEW SECTION THERE WERE GDOE LEASE SCHOOLS WAIVER THE REQUIREMENTS OF ARTICLE 7 CHAPTER 4 DIVISION ONE OF TITLE 26 THE GUAM ADMINISTRATIVE RULES AND REGULATIONS ARE HEREBY WAIVED FOR ALL LEASE SCHOOLS OF THE DEPARTMENT OF EDUCATION REQUIREMENTS SHALL BE FULFILLED PURSUANT TO SUCH LEASE AGREEMENT AND AND MY COLLEAGUES THROUGHOUT THE FIRST AND THE FIRST AND SECOND ROUND DOE AND PUBLIC HEALTH HAD NO PROBLEM BECAUSE THEY KNEW THAT IF THERE'S ANYTHING AS A RESULT OF THE TYPHOON THEN THEY'RE GOING TO REPAIR IT BUT ANYTHING THAT THAT THAT IS ADDED ON THAT WAS NEVER ADDED PART OF THE LEASE THEN OF COURSE THAT'S WHAT THEY'RE ASKING THE WAIVER FOR AND AND THEY'LL BE IN COMPLIANCE AND THEY'LL BE ABLE TO FIX THE SCHOOLS AND THAT'S ALL THEY'RE ASKING FOR ALL RIGHT THANK YOU THANK YOU MADAM SPEAKER MADAM CHAIR.

SPEAKER TERLAJE: THANK YOU SENATOR ON THE AMENDMENT VICE SPEAKER YOU'RE RECOGNIZED.

VICE SPEAKER MUÑA BARNES: *SI YU'OS MA'ÁSE'* MADAM SPEAKER MADAM SPEAKER ON THAT SAME EFFORT I'D LIKE TO THANK THE AUTHOR OF THE AMENDMENT FOR INCLUDING ME IN THIS IN THIS AMENDMENT THAT HAS BEEN PROFFERED I WANT TO SAY THAT IN THE EFFORTS OF OF THIS KNOWING THAT THE LEASE SCHOOLS ALREADY HAVE A CONTRACT WHEN WHEN THESE SCHOOLS WERE BEING BUILT THE MAINTENANCE COMPONENT AND AND THE OPERATIONS OF THAT WOULD WOULD GO THROUGH THE CONDITIONS AS ALREADY STATED IN THE LEASE AGREEMENT SO I THINK THAT THIS AMENDMENT IS IN ORDER AND I ASK MY COLLEAGUES TO SUPPORT THE SAME *SI YU'OS MA'ÁSE'* I STAND IN SUPPORT AND AND AGAIN ASK MY COLLEAGUES TO SUPPORT THIS AMENDMENT *SAINA MA'ÁSE'*.

SPEAKER TERLAJE: *SAINA MA'ÁSE'* SO ON THE AMENDMENT ANYONE WANTED TO BE RECOGNIZED ON THE AMENDMENT ON THE AMENDMENT SENATOR BARNETT ON THE AMENDMENT.

SENATOR BARNETT: THANK YOU MADAM CHAIR SO IN TALKING WITH THE GUAM DEPARTMENT OF EDUCATION THEY HAVE EXPRESSED TO ME THAT THEY'VE BEEN DISAPPOINTED WITH THE EFFORTS BY THE LEASE SCHOOLS TO COME INTO COMPLIANCE OF PUBLIC LAW 37-4 NOW GRANTED ONE OF THE LEASE SCHOOLS JOHN F. KENNEDY HIGH SCHOOL PASSED THEIR SECOND PUBLIC HEALTH INSPECTION BUT JUST JUST TO GIVE MY COLLEAGUES A LITTLE MORE INFORMATION ON SOME OF THE OTHER LEASE SCHOOLS NOW THE THERE'S THE OTHER GROUP OF THESE SCHOOLS I BELIEVE IS OKKODO ASTUMBO ELEMENTARY ADACAO LIGUAN ELEMENTARY NOW ACCORDING TO MY CONVERSATIONS WITH GDOE LEADERSHIP ALL OF THESE SCHOOLS ARE SUFFERING FROM SIMILAR ISSUES YES SOME OF IT RELATED TO TYPHOON DAMAGE BUT ALSO IN THE ESTIMATION OF THE GDOE LEADERSHIP MANY OF THE ISSUES WITH THESE AT LEAST SCHOOLS DEAL WITH A LACK OF ROUTINE MAINTENANCE AND I'M JUST OF THE OPINION THAT AND AND I'M NOT SURE THAT I AGREE THAT PUBLIC LAW 37-4 PLACES ANY NEW MANDATES ON THESE LEASE SCHOOLS I KNOW THAT GDOE BELIEVES THAT THE LEASE SCHOOLS SHOULD BE RESPONSIBLE AND ARE RESPONSIBLE FOR MAINTAINING THEIR FACILITIES TO A CERTAIN STANDARD SO I DON'T THINK THAT THE LAW REQUIRES THESE SCHOOLS TO DO ANYTHING ABOVE AND BEYOND WHAT THEY ARE ALREADY SUPPOSED TO DO AND WHAT THEY ARE NOT DOING REMEMBER THESE ARE SCHOOLS THAT SHOULD BE ABLE TO AFFORD THE WORK THAT IS REQUIRED TO COME INTO COMPLIANCE WITH THE PUBLIC LAW 37-4 AND SO WITH THAT I LODGE MY OPPOSITION TO THIS AMENDMENT MADAM CHAIR.

NOTE VICE SPEAKER MUÑA BARNES PRESIDES OVER THE COMMITTEE OF THE WHOLE

VICE SPEAKER MUÑA BARNES: THANK YOU SENATOR BARNETT SENATOR FISHER ON THE AMENDMENT AS PROFFERED BY SENATOR SAN AUGUSTIN.

SENATOR FISHER: YES THANK YOU MA'AM I I SUPPOSE I SIT TO A POINT OF INQUIRY HERE.

VICE SPEAKER MUÑA BARNES: PLEASE STATE YOUR QUESTION.

SENATOR FISHER: THANK YOU VERY MUCH.

VICE SPEAKER MUÑA BARNES: CAN YOU SPEAK INTO THE MIC SENATOR FISHER I APOLOGIZE.

SENATOR FISHER: LIKE THAT.

VICE SPEAKER MUÑA BARNES: YES SIR.

SENATOR FISHER: RIGHT ON DOES DOES THE CHAIR EDUCATION CHAIR HAVE ANY IDEA WHY THE DEPARTMENT OF EDUCATION IS NOT ENFORCING THE LEASE REQUIREMENTS FROM WHAT I JUST HEARD IT SOUNDS LIKE THEY ARE IN BREACH OF CONTRACTING IS GDOE DOING ANYTHING TO ENFORCE IT.

VICE SPEAKER MUÑA BARNES: I WILL ASK THE CHAIR WOULD YOU LIKE TO ANSWER THAT SIR.

SENATOR BARNETT: I WOULD YIELD TO THE QUESTION AS AS.

VICE SPEAKER MUÑA BARNES: PLEASE DO.

SENATOR BARNETT: THE ONE OF THE GDOE DEPUTIES TESTIFIED IN THE COMMITTEE OF THE WHOLE I BELIEVE WAS YESTERDAY SAID THAT GDOE LEGAL IS ACTUALLY REVIEWING THIS ISSUE AND SO AGAIN I WOULD JUST UH CAUTION THAT THAT I JUST HAVE DIFFICULTY MOVING FORWARD WITH THIS AMENDMENT BECAUSE WE'RE TRYING TO APPLY A WAIVER TO THESE LEASE SCHOOLS AND THESE LEASE SCHOOLS ARE RESPONSIBLE FOR MAINTAINING THESE CAMPUSES SO AND THEY HAVE THE MEANS TO MAINTAIN THESE CAMPUSES AND REMEMBER WE HAVE HELD THESE LEASE-BACKED SCHOOLS UP RIGHT WE HAVE SAID OH THE THE LEASE BACK SCHOOL SHOULD BE ABLE TO PASS THE INSPECTION AND WE SAW A JOHN F. KENNEDY HIGH SCHOOL GRANTED IT WAS A LITTLE DIFFERENT CIRCUMSTANCES BECAUSE THEY'RE INSPECTED A REALLY SOON AFTER TYPHOON MAWAR SO I DON'T BELIEVE THAT THEY WERE READY FOR THAT AND THEY FAILED THEY PASSED SUBSEQUENTLY BUT AGAIN GDOE IS OF THE OPINION AND I AM TOO THAT THESE THESE LEASE-BACKED SCHOOLS HAVE THE MEANS TO MAINTAIN THEIR FACILITIES THEY JUST HAVEN'T BEEN DOING THAT AND THAT'S ACCORDING TO GDOE MA'AM THANK YOU.

VICE SPEAKER MUÑA BARNES: THANK YOU SENATOR FISHER YOU STILL HAVE THE FLOOR.

SENATOR FISHER: THANK YOU THANK YOU THANK YOU VERY MUCH SPEAKER VICE SPEAKER JUST TO FOLLOW UP ON THAT JUST REVERSE THE QUESTION IF WE INSTITUTE 156-37 WITH ITS NEW TERMS ARE WE NOW IN BREACH IN REGARD TO THE LEASEHOLDERS.

VICE SPEAKER MUÑA BARNES: I WILL ASK THE AUTHOR WHICH IS I MEAN THE OVERSIGHT CHAIR IF YOU'D LIKE TO YIELD DO YOU WANT HIM TO RESTATE THE QUESTION.

SENATOR BARNETT: COULD COULD HE.

VICE SPEAKER MUÑA BARNES: RESTATE THE QUESTION SENATOR.

SENATOR FISHER: IT'S JUST IT'S JUST THE THE THE OTHER SIDE OF THE COIN IF WE ADD NEW CONDITIONS TO THE LEASE BY LAW THROUGH 150 156-37 ARE WE IN BREACH BECAUSE WE HAVE A CORRESPONDING OBLIGATIONS AND WE CAN'T JUST YOU KNOW CONTRACTS WE CAN'T JUST ADD THINGS IN.

VICE SPEAKER MUÑA BARNES: SENATOR BARNETT.

SENATOR BARNETT: MA'AM I KNOW THAT THE GUAM DEPARTMENT EDUCATION AND THEIR LEGAL TEAM IS REVIEWING THIS ISSUE AND AGAIN I WOULD JUST STATE ON THE RECORD THAT THEY WERE DISAPPOINTED WITH THE PACE OF WITH THE THE EFFORTS AT SOME OF THESE LEASE-BACKED SCHOOLS TO INCLUDE GDOE STAFF EVEN PERFORMING A MAINTENANCE TASKS THAT THE THE LEASE THE ENTITIES THAT WERE LEASING THESE SCHOOLS FROM SHOULD HAVE BEEN DOING SO AGAIN THE ISSUE IS UNDER REVIEW OF THE GDOE AND THEIR LEGAL MA'AM I HOPE THAT SATISFIES THE ASKER OF THE QUESTION.

SENATOR FISHER: YEAH THANK YOU VERY MUCH MA'AM I JUST BE REALLY RELUCTANT TO MOVE IF WE'RE GOING TO PLACE OURSELVES IN BREACH IT SOUNDS LIKE GDOE DOESN'T HAVE AN OPINION ON IT BUT CAUTION THANK YOU MA'AM THANK YOU MA'AM.

VICE SPEAKER MUÑA BARNES: ANYBODY ELSE ON THE AMENDMENT ANYBODY ELSE ON THE AMENDMENT SENATOR SAN NICOLAS I WILL RECOGNIZE YOU ON TH SAN AUGUSTIN AMENDMENT.

SENATOR SAN NICOLAS: THANK YOU MADAM CHAIR I SUPPORT THE AMENDMENT THANK YOU.

VICE SPEAKER MUÑA BARNES: ANYBODY ELSE WISHING TO SPEAK ON THE AMENDMENT SENATOR FRANK BLAS YOU ARE RECOGNIZED MINORITY LEADER.

SENATOR BLAS: I THANK THANK YOU MADAM CHAIR MADAM CHAIR I WONDER IF THE AUTHOR OF THE AMENDMENT CAN YIELD TO A QUESTION AND THE QUESTION BEING AS IT READS RIGHT NOW THE ADMINISTRATIVE RULES AND REGULATIONS ARE HEREBY WAIVED FOR ALL THESE SCHOOLS BUT THEN IT GOES ON TO SAY REQUIREMENTS SHALL BE FULFILLED PURSUANT TO LEASE CONTRACT WHAT ARE WE WAIVING AND WHAT ARE WE REQUIRING.

VICE SPEAKER MUÑA BARNES: I WILL ASK THE SENATOR SENATOR SAN AGUSTIN WOULD YOU LIKE TO YIELD TO THAT QUESTION.

SENATOR SAN AGUSTIN: YES AND I CAN ONLY ANSWER SO MUCH WHEN I SPOKE TO A FEW OF THEM THEY SAID THAT THERE WERE SOME REQUIREMENTS LIKE WHEN THEY FIRST BUILT THE SCHOOL THEY SAID THAT THE BATHROOM DOORS HAVE THERE'S NO BATHROOM DOORS THIS IS THE WAY IT'S CONFIGURED TO MAINTAIN SAFETY SO THEY CAN ACCESS THE RESTROOM FOR EMERGENCY OR WHATEVER AND THEN NOW THE ADDED REQUIREMENTS NO NO YOU GOT TO PUT A DOOR THEN THEY SAID THINGS LIKE THE DROP CEILING IT'S GOING TO BE A CERTAIN DROP CEILING WHEN AT THE TIME THEY WERE WHEN THE SCHOOL WAS BUILT.

VICE SPEAKER MUÑA BARNES: COMPLIANT.

SENATOR SAN AGUSTIN: THESE WERE WHAT THEY NEEDED TO BE IN COMPLIANCE THEN ALL OF A SUDDEN NOW THEY'RE CHANGING IT THEY'RE WILLING TO WORK WHATEVER THEY CAN BUT YOU CAN'T EXPECT THAT YOU CAN BE EXPECTING THEM TO DO THINGS OVERNIGHT AND THEN BE BLAMED THAT YOU FAILED TO MAINTAIN WAIT A MINUTE AND I YOU KNOW AS I HEARD EARLIER THEY THINK THAT THEY COULDN'T BREACHED WELL IF THEY BREACHED THEN DOE WE SHOULD HAVE DONE SOMETHING AND EXACTLY WHAT MY OTHER COLLEAGUE SAID THAT IF WE CAUSE THE LAW TO CHANGE THEIR LEASE WE MAY BE IN IN JEOPARDY OF THAT SO ALL I'M ASKING FOR IN THIS AMENDMENT IS JUST A WAIVE THIS PART AND THEN LET THEM GET FIXED AND IT MAINTAINS IT THE REQUIREMENTS SO BE FULFILLED PURSUANT TO THE LEASE SO WHATEVER'S ON THEIR LEASE THEY HAVE TO FULFILL THAT'S THE MAINTENANCE FIXING AND WHATEVER THEY NEED TO FIX BUT AT LEAST ON THE ARTICLE 7 OF CHAPTER FOUR DIVISION ONE THEY BE WAIVED FROM THAT VERY SIMPLE THANK YOU.

VICE SPEAKER MUÑA BARNES: THANK YOU SENATOR BLAS DOES THAT ANSWER.

SENATOR BLAS: YES IT DOES THANK YOU VERY MUCH MA'AM.

VICE SPEAKER MUÑA BARNES: ANYBODY ELSE ON THE SAN AGUSTIN AMENDMENT THERE HAS BEEN AN OPPOSITION TO YOUR AMENDMENT SENATOR SAN AGUSTIN WOULD YOU LIKE TO CLOSE.

SENATOR BARNETT: MADAM CHAIR MAY I JUST OFFER A POINT OF INFORMATION.

VICE SPEAKER MUÑA BARNES: STATE YOUR POINT OF INFORMATION.

SENATOR BARNETT: JUST TO PROVIDE THIS INFORMATION TO MY COLLEAGUES THAT A FEW OF THESE LEASE BACK SCHOOLS SPECIFICALLY LIGUAN ELEMENTARY ASTUMBO MIDDLE SCHOOL ARE CURRENTLY ON ON PHASE THREE AND AND DISCUSSION DISCUSSION WITH MISS FRANCINE FROM PUBLIC HEALTH SHE SHOWED ME PICTURES FROM ADACAO WHICH WAS OVERRUN WITH MOLD SO BYPASSING THIS AMENDMENT WE ARE ALLOWING OUR STUDENTS TO GO BACK INTO PHASE THREE SCHOOLS THAT NOT ONLY ARE LIKELY TO NOT PASS PUBLIC HEALTH INSPECTIONS BUT THAT I BELIEVE WOULD POSE IMMINENT HEALTH AND SAFETY RISKS TO OUR STUDENTS.

VICE SPEAKER MUÑA BARNES: SENATOR TERLAJE ON THE AMENDMENT.

SPEAKER TERLAJE: THANK YOU I UNDERSTAND YOU KNOW WE WANT TO ONLY REQUIRE WHAT'S REQUIRED BY LEASE NOT PUT ANY ADDITIONAL OBLIGATIONS ON ON THE SCHOOLS BUT I THINK THIS WOULD ACTUALLY HAVE THE OPPOSITE EFFECT BECAUSE RIGHT NOW DOE THEY CAN ENFORCE THEIR LEASE AND AND THE LESS THE LESSORS THEY CAN DEFINITELY ENFORCE THEIR LEASE THEY HAVE THE MEANS TO DO IT WE ARE PAYING THEM LEASE PAYMENTS EVERY YEAR AND WE ARE PAID THE GOVERNMENT OF GUAM THE TAXPAYERS ARE PAYING FOR MAINTENANCE SO I THINK THAT IF DOE HAS ANY RIGHTS TO ENFORCE THAT THAT THEY SHOULD

AND I CANNOT IMAGINE THAT THEY WERE EVER EXEMPT FROM SANITARY RULES AND REGULATIONS OF THE GOVERNMENT OF GUAM AND THAT THE GOVERNMENT OF GUAM BY THAT LEASE WAS NOT ALLOWED TO UPDATE ITS SANITARY RULES AND REGULATIONS FOR THE 30-YEAR LEASE AND THIS AMENDMENT UNFORTUNATELY WOULD NOT BE WAIVING JUST FOR EXAMPLE THE DOOR REQUIREMENT AT JFK WHICH BY THE WAY THEY FIXED THOSE CONTRACTORS THEY CAME IN I MEAN THE THE LESSER THEY CAME IN AND THEY FIXED IT SO I THINK THAT SHOWS THAT THAT IS WHAT THEY'RE SUPPOSED TO DO AND THEY SHOULD HAVE BEEN DOING IT ALL ALONG BUT THE MY ISSUE IS THAT THIS AMENDMENT WOULD WAIVE EVERY RULE AND REGULATION EVERY SANITARY RULE AND REGULATION EVEN IF I MEAN IT IT WAIVES THEM ALL THE ENTIRE CHAPTER THAT'S EXACTLY WHAT WE'RE TRYING TO PREVENT WE DON'T WANT TO WAIVE THAT FOR ANY SCHOOL STUDENTS AND I THINK MUCH LESS THE ONES WHO ARE IN THE BRAND NEW SCHOOLS THEY SHOULD BE ENTITLED TO THE CLEANEST SPACES ON GUAM AND I DON'T WANT TO TAKE THAT AWAY FROM THEM AND I DON'T WANT TO DIMINISH IN ANY WAY DOE'S ABILITY TO DEMAND THAT FROM THEM AND THEY ARE BE THEY ARE DOING THAT THEY EVEN RAISE THIS AT THE ROUND TABLE THAT WE HAD WITH THE ATTORNEY GENERAL REGARDING SCHOOLS AND THEY SAID YOU KNOW WE'RE GOING TO BE MEETING WITH THE SCHOOLS AND THE ATTORNEY GENERAL IF I REMEMBER CORRECTLY SAID IF YOU HAVE ANY ISSUES WITH THAT YOU CALL ME TO HELP THEM TO ENFORCE SO THE THINGS THAT I UNDERSTAND IS THAT THESE SCHOOLS ARE NOT ABLE TO PASS INSPECTION AND WE WOULD BE WAVING THAT FOR THEM AND THE ISSUES THAT THEY HAVE I DO NOT THINK ARE SAFE THEY HAVE MOLD AS THE PREVIOUS SPEAKER SAID BUT THEY THEY ALSO HAVE I ASKED PUBLIC HEALTH ABOUT THIS THEY HAVE VECTOR ISSUES VECTOR TO ME IS THE INFESTATION THAT'S THE NICE WORD THAT THEY USE FOR INFESTATION AT ASTUMBO THAT'S WHY ASTUMBO'S ON TIER PHASE THREE THEY HAVE SEVERE ISSUES AND I'M ASKING MY COLLEAGUES WHY ARE WE THE GOVERNMENT OF GUAM WHO'S PAYING MONEY TO THESE PEOPLE GOING TO WAIVE THAT REQUIREMENT OF THEM TO MAKE SURE THAT THERE ARE NO INFESTATIONS IN THEIR SCHOOLS AND NOT DOING THE OPPOSITE THESE ARE COMPANIES MAKING MONEY OFF OF US AND WE'RE GOING TO GIVE THEM A BIG BREAK I DON'T UNDERSTAND THAT WE SHOULD WE SHOULD BE DOING THE OPPOSITE WE SHOULD BE DEMANDING WHY DIDN'T THEY FIX THAT THAT'S NOT A TYPHOON PROBLEM THAT'S ABS THAT LOOKS LIKE IT MUST HAVE BEEN A PROBLEM THAT THE STUDENTS WERE ACTUALLY LIVING WITH SO I'M JUST ASKING LET'S NOT LET'S NOT MAKE OUR KIDS GO TO THE UNSANITARY SCHOOLS THAT WE ARE THE THEY'RE UNSANITARY THEY'RE INFESTED THEY'VE GOT MOLD LET'S NOT DO THAT JUST MAYBE THESE YOU KNOW THESE COMPANIES ARE OUR FRIENDS WE HAVE FRIENDS IN THESE COMPANIES BUT I DON'T THINK THAT'S THE REASON TO TAKE CARE OF THEM WE NEED TO TAKE CARE OF THE STUDENTS NOBODY IS GOING TO STAND UP FOR THEM EXCEPT FOR US AND SO I THINK WE SHOULD HELP DOE STAND UP TO THEM AND I CANNOT IMAGINE THAT THEY'VE EVER BEEN EXEMPT FROM SANITARY RULES OR THAT WE WANT ANY SCHOOL LEASE SCHOOL OR ANY KIND TO OPEN WITHOUT A SANITARY PERMIT THAT'S WHAT WAVING THIS CHAPTER SAYS YOU DON'T NEED A SANITARY PERMIT PLEASE LET'S NOT DO THAT SO I RISE IN OBJECTION TO THIS AMENDMENT.

VICE SPEAKER MUÑA BARNES: THANK YOU SENATOR THERESE ON ON ON THE AMENDMENT SENATOR SAN AUGUSTIN TO CLOSE OH SENATOR TELO ON THE SAN AUGUSTIN AMENDMENT I WILL RECOGNIZE YOU AT THIS TIME.

SENATOR TAITAGUE: THANK YOU MADAM SPEAKER AND THANK YOU FOR MY COLLEAGUES FOR YOU KNOW COMMENTING ON THIS PARTICULAR BILL I HAD TO READ THIS LIKE THREE TIMES TO TRY AND UNDERSTAND TO MAKE SURE THAT ONE WE ARE NOT GIVING UP OUR THE RIGHTS FOR THIS COMPANY THESE THE LEASOR OR OR THE LEASEE SOAR YEAH ARE YOU SO RIGHT LESSOR TO NOT PROVIDE YOU KNOW A SAFE ENVIRONMENT FOR FOR OUR CHILDREN AND THEN READING JUST THINK THE WAY IT WAS WRITTEN IS NOT VERY CLEAR I UNDERSTAND WHAT THE THE AUTHOR IS TRYING TO DO FOR THIS PARTICULAR AMENDMENT BUT THE WAY IT'S WRITTEN WHEN YOU HAVE SCHOOLS OF THE DEPARTMENT OF EDUCATION THEN REQUIREMENTS SHALL BE FULFILLED I MEAN THAT'S WHERE I THINK WE HAVE AN ISSUE HERE TO MAKE IT CLEAR AND DEFINE THAT ALL REQUIREMENTS PURSUANT TO THE LEASE CONTRACT SHALL STILL MEAN IN REMAIN IN EFFECT NOW THAT THAT SOUNDS A LITTLE BIT BETTER RIGHT IT'S BASICALLY WHAT IT IS BUT YOU KNOW IT IT JUST REQUIREMENTS SHALL BE FULFILLED PURSUANT TO SUCH LEASE CONTRACTS I THINK THE THAT'S WHY AND THEN YOU PUTTING A YOU KNOW SEMICOLON THERE AND AND IT JUST IT DOES NOT I THINK IT SHOULD BE SEPARATED BUT IF I COULD GET JUST A SHORT RECESS TO TALK WITH THE AUTHOR OF THE LEGIS OF THE AMENDMENT.

VICE SPEAKER MUÑA BARNES: WE'RE IN A MOMENT'S RECESS.

SENATOR TAITAGUE: THANKS.

RECESS

VICE SPEAKER MUÑA BARNES: *I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÁHAN* IS BACK FROM RECESS WHEN WE TOOK THE MOMENTS RECESS WHERE WITH SENATOR TELO YOU ARE RECOGNIZED STILL.

SENATOR TAITAGUE: THANK YOU MADAM CHAIR MADAM CHAIR AFTER SPEAKING WITH THE AUTHOR OF THE AMENDMENT I THINK THAT WE'VE COME TO A A GREAT SOLUTION SO THANK YOU FOR THE OPPORTUNITY.

VICE SPEAKER MUÑA BARNES: THANK YOU WITH THAT BEING SAID I WILL YIELD BACK TO THE AUTHOR OF THE AMENDMENT SENATOR SAN AGUSTIN.

SENATOR SAN AGUSTIN: MADAM CHAIR I'D LIKE TO WITHDRAW MY AMENDMENT AND INTRODUCE ANOTHER AMENDMENT.

VICE SPEAKER MUÑA BARNES: WE HAVE A MOTION TO BY SENATOR SAN AGUSTIN TO WITHDRAW AN AMENDMENT AND FOR HIM TO PROFFER ANOTHER ONE I WILL ALLOW THAT ON THAT MOTION ARE THERE ANY OBJECTIONS SEEING OR HEARING NON-MOTION CARRIES SENATOR SAN AGUSTIN.

SENATOR SAN AGUSTIN: THANK YOU.

VICE SPEAKER MUÑA BARNES: I'LL STILL RECOGNIZE YOU FOR YOUR NEW AMENDMENT.

SENATOR SAN AGUSTIN: THANK YOU MADAM CHAIR THE AMENDMENT HAS BEEN PASSED OUT AND WE WORKED WITH LEAGAL ON THIS TO MAKE SURE WE'RE WE'RE IN IN LINE ALL IT CHANGES THE REQUIREMENTS OF ARTICLE 7 AND CHAPTER FOUR DIVISION ONE OF TITLE 26 OF THE GUAM ADMINISITRATIVE RULES AND REGULATIONS ARE HEREBY WAIVED FOR ALL PUBLIC SCHOOLS LEASED BY THE DEPARTMENT EDUCATION THE LESSOR AND LEASEE OF EACH OF THESE PUBLIC SCHOOLS SHALL COMPLY WITH THE MAINTENANCE REPAIR AND OTHER APPLICABLE REQUIREMENTS CONTAINED IN THE LEASE IN EFFECT AS OF THE EFFECTIVE DATE OF THE LEASE AND AND SEVERAL OF MY COLLEAGUES WERE ABLE TO REVIEW THE CONTRACT AND I'M NOT PROMOTING DIRTY SCHOOLS I NEVER HAVE I WAS IN SCHOOL BOARD I'VE ALWAYS FOUGHT FOR CLEANER SCHOOLS SO ANYWAY MOVING ALONG THAT'S MY AMENDMENT THANK YOU MADAM MADAM CHAIR.

VICE SPEAKER MUÑA BARNES: ON THAT MOTION DOES ANYBODY HAVE AN OBJECTION TO THE EMOTION TO HIS AMENDMENT SENATOR SAN AGUSTIN'S NEW AMENDMENT HE WITHDREW THE OTHER AMENDMENT SPEAKER TERLAJE AND THEN HE AND THEN HE HAS A NEW ONE SO I'M GONNA ASK DOES ANYONE WISH TO SPEAK IT'S THE ONE THAT ADDS THE PROVISION THAT THE LEASER OR LEASEE OF EACH LEASE PUBLIC SCHOOLS SHALL COMPLY WITH THE MAINTENANCE REPAIR AND OTHER APPLICABLE REQUIREMENTS CONTAINED IN THE LEASE IN EFFECT AS OF THE EFFECTIVE DATE OF THE LEASE SENATOR ROY ON THE AMENDMENT.

SENATOR QUINATA: CAN WE CALL FOR THE VOTE.

VICE SPEAKER MUÑA BARNES: I I DO APOLOGIZE THAT IT'S NOT A MOTION I WILL STILL SENATOR TERLAJE ARE YOU GOING TO SPEAK ON THE AMENDMENT ON THE AMENDMENT.

SPEAKER TERLAJE: THANK YOU SO THE AMENDMENT SAYS THAT THE REQUIREMENTS OF ARTICLE 7 OF CHAPTER 4 DIVISION 1 TITLE 26 OF THE ADMINISTRATIVE RULES AND REGULATIONS ARE WAIVED FOR ALL PUBLIC SCHOOLS THAT ARE LEASED THAT MEANS THAT ALL OF THE SANITARY RULES AND REGULATIONS AND THE REQUIREMENT THAT SCHOOLS GET A SANITARY PERMIT WILL BE WAIVED FOR ALL SCHOOLS THAT ARE LEASED NOT JUST I MEAN FOR ALL SCHOOLS THAT ARE LEASED AND.

VICE SPEAKER MUÑA BARNES: THAT WOULD BE THE SIX LEASE SCHOOLS MADAM.

SPEAKER TERLAJE: THAT'S CORRECT SIX LEASE SCHOOLS THESE ARE THE SCHOOLS THAT THE GOVERNMENT OF GUAM AND THE PEOPLE OF GUAM THROUGH TAX MONEY ARE PAYING TO BE MAINTAINED WE DON'T NECESSARILY PAY FOR MAINTENANCE AT ALL THE OTHER SCHOOLS WE'RE RELYING ON PARENTS TEACHERS PRINCIPALS TO PUT THEIR SWEAT IN THERE AND TRY TO MAKE A DECENT PLACE FOR THEIR KIDS TO GO TO SCHOOL BUT THESE PLACES WHO WE ARE PAYING IN ONE SCHOOL 650000 THOUSAND DOLLARS A YEAR FROM MAINTENANCE AND INSURANCE WE'RE EITHER TRYING TO SAVE THESE COMPANIES THE MAINTENANCE FUNDS

SO THEY CAN KEEP IT OR WE'RE TRYING TO SAVE SOME INSURANCE COMPANIES INSURANCE COSTS OR OR FROM PAYING OUT ON INSURANCE CLAIMS WHO ARE WE TRYING TO TAKE CARE OF HERE BECAUSE THIS AMENDMENT IS NOT ADDRESSING ANY REQUESTS OF THE GUAM DEPARTMENT OF EDUCATION AND IT'S NOT MAKING THE SCHOOLS SAFER IT'S IT'S DOING THE OPPOSITE IT'S WHEN THE DEPARTMENT OF EDUCATION IS TRYING TO ENFORCE THAT THESE SCHOOLS NOT HAVE MOLD OR RATS THAT WE ARE GOING TO GIVE THEM A BIG EXEMPTION TO HAVE RATS AND MOLD AND WE'RE GOING TO TAKE AWAY DEPARTMENT OF EDUCATION WHETHER THEY'RE RIGHT IN THE MIDDLE OF IS ENFORCING THAT AND THEY'VE BEEN SUCCESSFUL BECAUSE THAT'S WHY JFK ON RE-INSPECTION WAS PASSED BECAUSE THEY WERE FORCED TO DO THE REQUIRED MAINTENANCE SO WE'RE NOT GIVING TO DOE WHAT THEY NEED WE'RE TAKING AWAY FROM DOE WE'RE TAKING OUR STUDENTS OUT OF SAFETY AND PUTTING THEM IN SCHOOLS THAT DON'T REQUIRE SAFETY SANITARY PERMITS I DON'T EVEN KNOW IF THAT'S LEGAL LET ALONE CONSCIONABLE I I THINK WE'RE DOING THE OPPOSITE WHO ARE WE TAKING TAKING CARE OF OR TAKING CARE OF THESE PEOPLE WHO ARE MAKING THE MILLIONS OF DOLLARS OFF OF THE GOVERNMENT OF GUAM WE'RE GOING TO TAKE CARE OF THEM AND PUT OUR CHILDREN INTO SCHOOLS THAT DO NOT HAVE TO MEET THESE REQUIREMENTS WHILE WE ASK OUR PRINCIPALS AND TEACHERS AND PARENTS TO GO TO THOSE OLDER SCHOOLS AND DEAL WITH BROKEN PLUMBING ON YOUR WEEKENDS AND FIX THE DOORS WITH YOUR MONEY ON YOUR WEEKENDS FIND YOUR OWN CONTRACTORS THAT'S WHAT THEY'VE BEEN DOING ALL THESE YEARS THESE ARE THE SPECIAL SCHOOLS WHERE WE ARE PAYING THE MILLIONS OF DOLLARS TO GET THEM FIXED ALWAYS EVEN AFTER TYPHOONS THAT'S WHY THE INSURANCE CLAUSES AND IF YOU IN ONE SENTENCE SAY THEY'RE GOING TO ABIDE BY THE TERMS OF THE LEASE BUT IN ANOTHER SENTENCE WAIVE THEM FROM SANITARY RULES AND REGULATIONS AND THE REQUIREMENT THAT SCHOOLS GET SANITARY PERMITS DON'T TRY TO FOOL THE PEOPLE IT'S NOT MAKING THE SCHOOL SAFER IT'S MAKING THEM LESS SAFE AND IS TAKING CARE OF SOMEBODY WHO WANTS TO SAVE MONEY WHILE.

SENATOR FISHER: MADAM SPEAKER I RISE TO A POINT OF INQUIRY.

SPEAKER TERLAJE: PARDON.

SENATOR FISHER: I CAN.

VICE SPEAKER MUÑA BARNES: DO YOU HAVE A POINT OF INQUIRY STATE YOUR POINT OF INQUIRY.

SENATOR FISHER: I DO.

SPEAKER TERLAJE: I'M SPEAKING MADAM SPEAKER WE CAN DO THAT AFTER I'M DONE.

VICE SPEAKER MUÑA BARNES: HOLD ON.

SENATOR FISHER: NO NO NO.

VICE SPEAKER MUÑA BARNES: MADAM SPEAKER IF I MAY ON A POINT OF.

SENATOR FISHER: INQUIRY.

VICE SPEAKER MUÑA BARNES: ORDER AND INQUIRY PLEASE STATE YOUR POINTS.

SENATOR FISHER: THANK YOU MA'AM DOES THE CURRENT SPEAKER TERLAJE DOES SHE BELIEVE IN THE CONCEPT OF SANCTITY OF CONTRACT THAT'S IT.

SPEAKER TERLAJE: MADAM SPEAKER I THINK THAT IS ABSOLUTELY OUT OF ORDER TO INTERRUPT SOMEBODY WHO'S SPEAKING TO ASK THEM A FRIVOLOUS QUESTION.

VICE SPEAKER MUÑA BARNES: SENATOR SPEAKER YOU HAVE THE YOU HAVE THE FLOOR BASED ON THE GUIDELINES I AM I.

SPEAKER TERLAJE: IF THERE'S SANCTITY OF CONTRACT THEN THEY CAN ENFORCE THEIR CONTRACT AND IF THEY CAN'T.

VICE SPEAKER MUÑA BARNES: OKAY.

SPEAKER TERLAJE: AND THAT'S THEIR PROBLEM BUT THEY SHOULD BE ABLE TO ENFORCE IT AND I BELIEVE THAT THEY WILL FIGHT DOE ON EVERY NICKEL AND DIAMOND THIS IS THE CASE THAT THEY ARE GOING BEHIND DOE'S BACK AND LOBBYING THESE SENATORS IN HERE TO GIVE THEM A BIG HUGE WAIVER FOR WHAT PURPOSE.

VICE SPEAKER MUÑA BARNES: THANK YOU FOR YIELDING SPEAKER YOU MAY PROCEED.

SPEAKER TERLAJE: IT'S NOT FOR THE STUDENTS.

VICE SPEAKER MUÑA BARNES: YOU CAN PROCEED THANK YOU FOR YIELDING YOU STILL HAVE TO FLOOR.

SPEAKER TERLAJE: IF WE WANT THE CONTRACT TO BE ENFORCED THE WAY IT IS THEN LEAVE IT ALONE BUT AGAIN THE LEGISLATURE WANTS TO JUMP ITSELF INTO THE MIDDLE OF POTENTIAL LITIGATION AND FOR THE BENEFIT OF THE PEOPLE WHO ARE MAKING MONEY OFF OF THE GOVERNMENT OF GUAM AS OPPOSED TO THE STUDENTS AND CONTINUE TO TELL OUR PARENTS AND STUDENTS AND PRINCIPALS TO SUFFER AND LET THESE PEOPLE WHO HAVE THE MONEY AND THE MEANS AND THE INSURANCE CONTRACTS TO COVER THE DAMAGES TO THE SCHOOL TO TO WE'RE GOING TO SAY NO WE'RE WAIVING THE REQUIREMENT THAT YOU SHOULD NOT HAVE MOLD WE'RE WAIVING THE REQUIREMENT THAT YOU SHOULD NOT HAVE RATS WHAT HAS HAPPENED HERE I THINK IT'S PETTY POLITICS VERY BAD POLICY FOR THE GOVERNMENT OF GUAM AND REALLY A STAB IN THE BACK TO DOE AND THOSE PRINCIPALS AND TEACHERS WHO HAVE BEEN WORKING THEIR ENTIRE FAMILIES ON THEIR WEEKENDS TO GET THESE SCHOOLS READY THANK YOU.

VICE SPEAKER MUÑA BARNES: THANK YOU SPEAKER TERLAJE THERE HAS BEEN A NEW AMENDMENT AS PROFFERED BY SENATOR SAN AUGUSTIN ANYONE ELSE WISHING TO SPEAK SENATOR JOANNE BROWN I WILL RECOGNIZE YOU AT THIS TIME.

SENATOR BROWN: THANK YOU VERY MUCH MADAM CHAIR I MEAN I YOU KNOW IN IN THESE MEETINGS THAT WE'VE HAD AND OVERSIGHTS WITH DEPARTMENT OF EDUCATION THIS IS ONE OF THE QUESTIONS THAT CERTAINLY I'VE AND OTHER COLLEAGUES HAVE RAISED WAS A CONCERN WE HAD ABOUT THE SCHOOLS THAT WE HAVE CONTRACTED OUT WITH THESE LEASE AGREEMENTS TO ADDRESS THE MAINTENANCE AND CLEANLINESS AT THESE SCHOOLS AND YOU KNOW ON THE FIRST ROUND DEPARTMENT OF EDUCATION INFORMED US THAT NONE OF THESE SCHOOLS PASSED INSPECTION WHICH IS VERY CONCERNING AND IN ONE CASE IN PARTICULAR WE WERE TOLD UP AT *TIYAN* THAT AS A RESULT OF THE TYPHOON WATER ENTERED INTO THE CLASSROOMS AND I GUESS THERE'S MOLD AS A RESULT OF IT THAT THEY SAID AND AGAIN THIS IS THIS IS WHAT WAS TOLD TO US BY THE DOE REPRESENTATIVES IS THAT THEY WERE TOLD THAT THAT WAS NOT PART OF THEIR LEASE AGREEMENT AND THAT THEY WOULD NEED TO PROVIDE ADDITIONAL FUNDING FOR THE CONTRACTOR TO ADDRESS REMOVING THE MOLD WHICH TO ME YOU KNOW I'M LIKE IF YOU OWN THE BUILDING AND I'M LEASING THE BUILDING I MEAN I EXPECT THE BUILDING TO BE MAINTAINED TO A CERTAIN STANDARD SO THAT I CAN OPERATE IN THE BUILDING IN THIS PARTICULAR CASE THE INTENT IS TO HAVE OUR CHILDREN IN THE CLASSROOM YOU KNOW I'M NOT I'M NOT AN ATTORNEY AND OF COURSE PERHAPS I CAN UNDERSTAND AGREEMENTS BEING MADE BUT I DON'T KNOW HOW AGREEMENTS CAN BE MADE CONTRARY TO GUAM LAW THAT INCLUDES THE AUTHORITY OF PUBLIC HEALTH TO CONDUCT THESE INSPECTIONS TO ENSURE THAT THESE FACILITIES MEET A DESIRED STANDARD SO IN THIS PARTICULAR CASE I HAVE TO SAY I DON'T MIND A SECOND SENTENCE IN THIS PARTICULAR AMENDMENT I DON'T CARE FOR THE FIRST SENTENCE IN THIS AMENDMENT AND THE MESSAGE THAT IT'S SENDING OUT THAT WE ARE WAIVING THESE REQUIREMENTS BECAUSE I OF COURSE AT LEAST FROM MY VIEW OF IT IF WE ARE PAYING ALL THIS ADDITIONAL MONEY AND AGAIN THIS IS SO THIS WHOLE IDEA IS BEING TOUTED THIS WHOLE IDEA IS BEING TOUTED FOR SIMON SANCHEZ THAT NOT ONLY SHOULD WE BUILD THE NEW FACILITY BUT WE SHOULD INCLUDE A LEASE AGREEMENT FOR THE MAINTENANCE OF THE FACILITY SO THAT WE DON'T END UP FALLING BACK TO THESE CHALLENGES THAT WE'RE FACING TODAY WITH A TRADITIONAL PROCESS OF HAVING THESE SCHOOLS NOT MEETING THE REQUIREMENTS THAT WE WOULD LIKE TO SEE THIS HAS MADE ME PAUSE AND I DID ASK THE DOE ADMINISTRATION WHO IN DEPARTMENT OF EDUCATION IS GOING OUT AND INSPECTING TO VERIFY THAT WHATEVER THE LEASE AGREEMENT IS AND DELIVERABLES THAT ARE SUPPOSED TO BE MAINTAINED OR THE REGULAR CLEANLINESS AND OTHER THINGS OF MAINTENANCE WHO'S DOING THAT AND THEY SAID WELL THE SCHOOL PRINCIPAL WELL THAT DOESN'T REALLY HELP ME I MEAN I GIVE ME THAT JOB I WANT MY CHECKLIST AND WE'LL GET IN OUR CAR AND WE WILL DRIVE TO OUR SIX LEASE SCHOOLS AND WE WILL GO DOWN THE LIST I'D LOVE THAT JOB THAT THAT GOSH I COULD DO THAT WITHOUT MUCH EFFORT AND GET PAID WOW WHAT A DEAL SO I HAVE CONCERN ABOUT THIS BECAUSE IF WE'RE GOING TO PAY THIS ADDITIONAL MONEY THE FACT THAT THESE LEASE SCHOOLS AND AGAIN

I UNDERSTAND IT WAS BROUGHT TO OUR ATTENTION THAT JFK THAT WELL THE DOORS WEREN'T OPENING YOU KNOW THEY WERE OPENING IN THE OPPOSITE DIRECTION YOU KNOW THEN I'M GOING TO COME BACK TO THE GOVERNMENT OF GUAM AND SAY WELL WHO WHO AT PUBLIC HEALTH AUTHORIZED AND SIGNED OFF ON THE BUILDING PERMIT BECAUSE THAT'S THE QUESTION YOU GOT TO ASK BECAUSE THEY WOULD HAVE HAD TO SIGN OFF AND CONCUR ON THE CONSTRUCTION OF THAT FACILITY SO I JUST YOU KNOW IF IF OUR PUBLIC SCHOOLS DOWN SOUTH PART OF OUR TRADITIONAL PROCESS IN-HOUSE CLEANING CAN GET THEIR YOU KNOW PASSING GRADE THEN I DON'T UNDERSTAND WHY THESE THESE LEASE BACK SCHOOLS ALL SIX OF THEM DID NOT FLY THROUGH THESE INSPECTIONS AND MAYBE THERE ARE OTHER YOU KNOW QUIRKS LIKE THE DIRECTION THE DOOR IS OPENING IN I I DON'T KNOW WHY IT HAS TO BE ONE WAY VERSUS THE OTHER BUT NEVERTHELESS I THINK WE'D HAVE AN EXPECTATION THAT THESE IF WE'RE GOING TO PAY THIS ADDITIONAL MONEY IF WE'RE GOING TO SELL THIS IDEA THAT HAVING THESE CONTRACTED SCHOOLS HAVING IT BUILT AND THEN HAVING A CONTRACT ATTACHED TO IT TO DO THE MAINTENANCE IS THE WAY TO GO ALTHOUGH WE WOULD EXPECT BETTER PERFORMANCE AND ALSO THAT DOE MANAGEMENT NOW I THINK THEY'VE BEEN PUT ON NOTICE AT LEAST I HOPE SO NOW THAT THEY PRIORITIZE BECAUSE I'M DUMBFOUNDED I DON'T WANT TO HAVE TO MANAGE DOE YOU KNOW ADMINISTRATIVELY FROM THE LEGISLATURE THAT'S NOT OUR ROLE BUT FOR GOODNESS SAKES THAT IS SOMETHING THAT SHOULD HAVE BEEN PART OF THE REQUIREMENTS SO THAT WE KNOW THAT THE WORK IS BEING PERFORMED AND THAT THE MONEY IS BEING PAID THAT WE'RE GETTING THE DELIVERABLES THAT WE NEED I THINK THAT'S VERY YOU KNOW IT'S VERY BASIC SO I HAVE RESERVATIONS AGAIN WITH REGARDS TO THIS PROPOSED AMENDMENT AND I JUST WANT TO MAKE SURE THAT IF WE'RE PAYING FOR IT THROUGH THESE CONTRACTS OR WE'RE PAYING FOR IT BY HIRING SOMEONE IN THE SCHOOL TO DO IT THAT THEY'RE DOING THE JOB THAT WE'RE PAYING FOR I THINK THAT'S AN EXPECTATION OUR PEOPLE WOULD HAVE THANK YOU MADAM CHAIR FOR THE OPPORTUNITY TO COMMENT.

VICE SPEAKER MUÑA BARNES: THANK YOU SENATOR BROWN SENATOR SAN AGUSTIN I UNDERSTAND YOU HAVE A.

SENATOR SAN AGUSTIN: YES YES MADAM CHAIR.

SENATOR SAN AGUSTIN: YEAH I'LL RECOGNIZE YOU AT THIS TIME AT THIS POINT I.

SPEAKER TERLAJE: IS THIS CLOSING MADAM SPEAKER.

SENATOR SAN AGUSTIN: NO I'M NOT CLOSING.

VICE SPEAKER MUÑA BARNES: I NO IT'S NOT NO.

SENATOR SAN AGUSTIN: I'M SPEAKING NOW MADAM SPEAKER.

VICE SPEAKER MUÑA BARNES: YEAH.

SENATOR SAN AGUSTIN: LET ME SPEAK AND THEN YOU CAN SPEAK IF YOU WANT.

VICE SPEAKER MUÑA BARNES: NO.

SENATOR SAN AGUSTIN: BUT I'VE BEEN RECOGNIZED.

VICE SPEAKER MUÑA BARNES: YOU HAVE.

SENATOR SAN AGUSTIN: THANK YOU.

SPEAKER TERLAJE: DIDN'T HE SPEAK ON THE AMENDMEN.

VICE SPEAKER MUÑA BARNES: NO MA'AM HE PROFFERED AN AMENDMENT BUT I WAS TOLD THAT HE WAS GOING TO GIVE ANOTHER MOTION.

SENATOR SAN AGUSTIN: YES.

VICE SPEAKER MUÑA BARNES: A MOTION IN PLACE GIVE HIM TIME MADAM SPEAKER.

SENATOR SAN AGUSTIN: YES BUT I WANTED TO MAKE A STATEMENT FIRST WHEN I WHEN I'M GOING TO MAKE THAT MOTION NUMBER ONE OKAY MY MOTION IS TO WITHDRAW THE AMENDMENT BECAUSE YOU KNOW WHEN

THERE'S A BREACH OF THE CONTRACT EXACTLY LIKE OUR LAST COLLEAGUE SAID THERE'S A CONTRACT FULFILL IT IT WAS NEVER ABOUT ALLOWING KIDS TO GO TO SCHOOL THAT WERE MOLDY IT'S NOT ABOUT ALLOWING KIDS TO GO TO SCHOOL AND REPAIR IT BY THEIR PARENTS NO IT'S ABOUT MAKING SURE THAT WHATEVER CONTRACT THE GOVERNMENT SIGN AT THE TIME THEY FULFILL IT NOW WHEN IT WHEN IT COMES DOWN TO GETTING SCHOOLS FIXED I HAVE A COPY OF THE LEASE I WILL BE PRESENTING IT TO EVERYONE BUT I'M GOING TO GO AHEAD AND WITHDRAW IT AND EVERYBODY THAT WANTS TO TALK ABOUT WHO AM I TRYING TO PROTECT I'M TRYING TO PROTECT THE GOVERNMENT OF GUAM BECAUSE WHEN THERE'S A BREACH AND WE GET SUED GET READY WE NEED TO FIND THE MONEY TO COVER OKAY AND WITH THAT I WITHDRAW THE AMENDMENT SO WE DON'T HAVE TO DISCUSS THIS ANY FURTHER I'M HERE FOR THE KIDS THANK YOU.

VICE SPEAKER MUÑA BARNES: ON THE MOTION TO WITHDRAW THE AMENDMENT ARE THERE ANY OBJECTIONS SEEING OR HEARING NONE MOTION CARRIES ON THE MAIN ON THE MAIN MOTION SENATOR ROY QUINATA YOU ARE RECOGNIZED.

SENATOR QUINATA: MADAM SPEAKER I MAKE A MOTION TO RECESS UNTIL 8 A.M. TOMORROW.

SPEAKER TERLAJE: OBJECTION.

VICE SPEAKER MUÑA BARNES: THERE IS AN OBJECTION.

SENATOR QUINATA: CALL FOR THE.

VICE SPEAKER MUÑA BARNES: ALL THOSE IN FAVOR.

SPEAKER TERLAJE: MADAM SPEAKER WE'RE HERE FOR EMERGENCY SESSION WE'RE DONE WITH OUR COMMENTS ON THE BILL I I SAY WE WRAP UP THE BILL.

VICE SPEAKER MUÑA BARNES: THERE HAS BEEN AN OBJECTION ALL THOSE IN FAVOR OF THE RECESS TO EIGHT O'CLOCK TOMORROW SIGNIFY BY RAISING YOUR HAND TWO THREE FOUR FIVE SIX MOTION FAILS.

SENATOR TAITAGUE: MADAM SPEAKER TAI.

VICE SPEAKER MUÑA BARNES: SENATOR TELO ON THE MAIN MOTION.

SENATOR TAITAGUE: YEAH I'D LIKE TO MAKE A MOTION.

SPEAKER TERLAJE: WE SHOULD NOT.

SENATOR TAITAGUE: TO RECESS UNTIL 9 A.M.

VICE SPEAKER MUÑA BARNES: THERE HAS BEEN A MOTION TO RECESS TILL 9 A.M.

SPEAKER TERLAJE: OBJECTION.

VICE SPEAKER MUÑA BARNES: THERE IS AN OBJECTION ALL THOSE.

SPEAKER TERLAJE: AGAIN MADAM SPEAKER ALL WE NEED ALL THAT'S LEFT IS IF THERE'S ANY FINAL COMMENTS AND IF THERE'S NOT THEN TO VOTE ON THE BILL.

VICE SPEAKER MUÑA BARNES: THERE IS A MOTION ON THE FLOOR SPEAKER TERLAJE.

SPEAKER TERLAJE: OBJECTION.

VICE SPEAKER MUÑA BARNES: THERE IS AN OBJECTION IT'S NOT DEBATABLE.

SENATOR BARNETT: OBJECTION.

VICE SPEAKER MUÑA BARNES: THERE IS AN OBJECTION I ALREADY NOTED THAT PLEASE SIGNIFY BY RAISING YOUR HAND ONE TWO THREE FOUR FIVE SIX SEVEN EIGHT MOTION CARRIES.

RECESS

I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN
2023 (FIRST) Regular Session
COMMITTEE OF THE WHOLE

Speaker Antonio R. Unpingco Legislative Session Hall

July 31, August 1, 2, 2023

NOTE VICE SPEAKER MUÑA BARNES PRESIDES OVER THE COMMITTEE OF THE WHOLE

VICE SPEAKER MUÑA BARNES: *MANANA SI YU'OS* COLLEAGUES THE COMMITTEE OF THE WHOLE OF THE 37TH GUAM LEGISLATURE IS BACK FROM RECESS AT THIS TIME I WILL RECOGNIZE SPEAKER THERESE TERLAJE YOU ARE RECOGNIZED GOOD MORNING COLLEAGUES I DO APOLOGIZE WHEN WE LEFT OFF YESTERDAY THE MOTION THAT WAS PROFFERED BY SENATOR SAN AGUSTIN WAS WITHDRAWN AND ACCEPTED AND NOW WE ARE ON THE THIRD ROUND STILL WITH UH SENATOR JESSE LUJAN SENATOR JESSE SENATOR BROWN SENATOR SENATOR ROY DO YOU HAVE A POINT OF INFORMATION.

SENATOR QUINATA: NO CAN I ASK FOR THE BODY TO JUST PAUSE FOR A MOMENT OF SILENCE FOR ONE OF OUR EMPLOYEES WHO PASSED AWAY UNFORTUNATELY YESTERDAY IF WE CAN ALL RISE.

VICE SPEAKER MUÑA BARNES: YES THANK YOU VERY MUCH SENATOR ROY COLLEAGUES PLEASE BOW YOUR HEADS FOR A MOMENT OF SILENCE AND LET'S STAND AS WE RECOGNIZE A VERY LONG TIME EMPLOYEE WHO WAS WITH US IF NOT ALMOST 20 YEARS AT THE GUAM LEGISLATURE MR. PETE QUICHOCHO WE EXTEND OUR CONDOLENCES TO HIS FAMILY ON THEIR GREAT LOSS MAY PERPETUAL LIGHT SHINE UPON HIM AMEN THANK YOU COLLEAGUES THANK YOU VERY MUCH SENATOR ROY FOR FOR THAT SECRETARY SHELTON SENATOR SABINA MINORITY LEADER SENATOR DUEÑAS SENATOR BARNETT SPEAKER TERLAJE SPEAKER ON THE MOTION TO CLOSE NOW ON CLOSING.

SPEAKER TERLAJE: RIGHT YES IF I COULD JUST COMBINE MY THIRD ROUND WITH MY CLOSING.

VICE SPEAKER MUÑA BARNES: YES.

SPEAKER TERLAJE: I I WOULD JUST DO THAT RIGHT NOW.

VICE SPEAKER MUÑA BARNES: YES AND YOU'RE YIELDING YOUR TIME HE'S YIELDING HIS TIME.

SPEAKER TERLAJE: OH THANK YOU ALL RIGHT AGAIN SO THANKS TO MY COLLEAGUES FOR ALL THE ALL THE DEBATE ON THE BILL AND OF COURSE I'M VERY GRATEFUL FOR THE GUAM DEPARTMENT OF EDUCATION AND GUAM DEPART DIVISION OF ENVIRONMENTAL HEALTH FROM PUBLIC HEALTH FOR HAVING SPENT THAT TIME WITH US TO MAKE SURE EVERYBODY IS UPDATED AND ON THE SAME PAGE THIS ALL BEGAN WITH SANITARY RULES AND REGULATIONS THAT WERE HAVE ACTUALLY BEEN IN PLACE ALWAYS SCHOOLS ARE ALWAYS REQUIRED TO COMPLY WITH SANITARY RULES AND REGULATIONS THAT'S WHY FOR YEARS THEY'VE ALWAYS BEEN UNDER THREAT OF BEING CLOSED IF THEY FOUND VIOLATIONS AND WE'VE SEEN THEM CLOSE EVEN THIS YEAR EVEN LAST YEAR WHAT'S WHAT'S NEW IS THAT THE SANITARY RULES AND REGULATIONS WERE UPDATED FOUR YEARS AGO AND GDOE ASKED FOR AN EXTENSION AND WAS GIVEN ONE AND THEN THEY WERE CALLED ON IT AFTER FOUR YEARS TO MAKE SURE THAT THE SCHOOLS ARE FINALLY IMPROVED AND THE REASON THAT WAS DONE MAYBE EVERYBODY HAD THEIR OWN REASON BUT WHY IT WAS A VERY EXCELLENT TIMING IS BECAUSE DOE AT THAT MOMENT HAD 130 MILLION DOLLARS IN ARP FUNDS THAT THEY HAD NOT SPENT DESPITE THE CONDITIONS OF THE SCHOOL THEY STILL HAD NOT SPENT IT AND ON TOP OF THAT WE GAVE THEM 20 MILLION DOLLARS TO TAKE CARE OF THOSE SCHOOLS AND THEY HAD GREAT PLANS FOR THE 20 MILLION DOLLARS TO USE IT AS MATCHING FUNDS TO GET EVEN MORE FUNDS FOR AND FOR DIRECT REPAIR OF THE SCHOOLS BUT WHAT HAPPENED DURING THE FOUR YEARS IS THAT PUBLIC HEALTH DID NOT INSPECT THE SCHOOLS REGULARLY THEY RELIED ON GDOE TO MAKE SURE THE SCHOOLS WERE SAFE BUT WHAT ENDED UP HAPPENING IS THAT THE SCHOOLS WERE NOT SAFE WE ENDED UP HAVING TO CLOSE SCHOOLS FOR

INFESTATIONS FOR BUILDINGS THAT WERE LITERALLY CRUMBLING ON THE STUDENTS SOME OF THEM HAD ASBESTOS I THINK THAT WAS THE THE FINDING AT ONE OF THESE AT LEAST BUT THE PRINCIPALS AND THE TEACHERS FOR YEARS THEY KNOW THE SCHOOLS ARE OLD BUT THEY'VE BEEN WORKING WITH THEM FOR YEARS AND YEARS FOR DECADES AND THEY WERE TOLD AND THEY TESTIFIED AND THEY TOLD US WE WERE TOLD THERE'S NO MONEY THERE'S NO MONEY THERE'S NO MONEY TO REPAIR THE SCHOOL SO WE WILL ACCEPT LIVING LIKE THIS BUT THAT WAS NOT THE TRUTH THE TRUTH IS THERE IS MONEY TO FIX THE SCHOOLS AND IF WE DON'T USE THAT MONEY RIGHT NOW TO FIX THOSE SCHOOLS AND WE USE IT FOR PERSONNEL INSTEAD OR PAYROLL AND WE JUST DON'T FIX THOSE SCHOOLS AND WE WE PROMISE LIKE MANY OTHER GENER LEGISLATURES BEFORE US THAT WE ARE GOING TO SET THAT MONEY ASIDE AND FIX THESE SCHOOLS IT DOESN'T HAPPEN WE WE PASSED LEGISLATURES MADE APPROPRIATIONS TO REPAIR THE SCHOOLS TO BUILD SIMON SANCHEZ BUT THAT MONEY THAT WAS SUPPOSED TO BE SET ASIDE WAS NOT IT WAS USED FOR OTHER PURPOSES SO SINCE APRIL THE SCHOOLS ARE ON NOTICE THAT THEY HAVE TO PASS INSPECTIONS THIS YEAR AND THEY HAVE BEEN WORKING DILIGENTLY TO GET ASSESSMENTS IN EVERY SCHOOL THEY KNOW GENERALLY THE STATUS AND WHAT THEY FOUND OUT EARLY ON WAS THAT THERE WERE SOME SCHOOLS WHERE THEY WERE GOING TO USE ARP FUNDS FOR CIP PROJECT CAPITAL IMPROVEMENT THAT BECAUSE THEY WERE CONSTRUCTION PROJECTS MIGHT TAKE THOSE SCHOOLS OFFLINE FOR SIX MONTHS OR EVEN A YEAR DEPENDING SO THEY KNEW THAT WE KNEW WE COULD NOT START THE SCHOOL YEAR WITH 41 SCHOOLS EVERYBODY WHO IS PAYING ATTENTION SHOULD HAVE KNOWN THAT SO WE WERE DOWN DOE TOOK TWO OFF THEY WERE GOING TO REPAIR THE REST SIX OF THESE ARE LEASED SO THAT'S SIX LESS FOR DOE TO FIX SO THEY STILL NEED TO FIX OR TRYING TO HAVE OPERATING 20 SCHOOLS MINUS THE SIX AND RIGHT NOW THEY'VE GOT 14 ON THE SHORT LISTS THAT THEY BELIEVE FROM THEIR OWN ASSESSMENTS CAN BE OPENED AND THAT IS OUR GOAL IS TO GIVE THEM EVERY OUNCE OF HELP THAT WE CAN TO GET THOSE 14 SCHOOLS OPEN SO THAT THEY CAN HAVE OVER 20 SCHOOLS OPEN WITHOUT DELAY ON THE FIRST DAY OF SCHOOL AND WHILE THE OTHER SCHOOLS ARE FIXED AND TO KEEP THE PRESSURE ON THEM TO KEEP FIXING THOSE SCHOOLS AND SPENDING THAT MONEY AND OPENING THE SCHOOLS AS THE MINUTE THAT THEY ARE READY THROUGHOUT THE SCHOOL YEAR SO IT WILL BE TOUGH BUT THE PLAN THAT THEY HAVE IS THE ALTERNATIVE TO ONLINE EDUCATION BECAUSE THAT WAS THEIR EASY ANSWER MONTHS AGO ONLINE UNTIL WE HAD TEACHERS AND TEACHERS OF THE YEAR AND PARENTS AND EVERYBODY COMING IN HERE CRYING EVEN TELLING US NO DO NOT PUT THEM ONLINE IT'S NATIONWIDE STUDIES AS TO THE EFFECTIVENESS OF THE ONLINE LEARNING DURING COVID IT WAS NOT EFFECTIVE AND IT CAUSED MENTAL HEALTH ISSUES OTHER PROBLEMS SOCIAL ISSUES SO ON TOP OF THE ARP MONEY THE LEGISLATURE GAVE THEM 20 MILLION DOLLARS BUT THEN THE GOVERNOR TOOK THE 20 MILLION DOLLARS AND THE GOVERNOR SAID IF YOU WANT TO USE THIS 20 MILLION DOLLARS THEN YOU NEED TO SEND ME A REQUEST SO THEY HAD TO START ALL OVER AGAIN AND SEND THEIR REQUESTS UP THERE PRETTY MUCH BEGGING PLEASE USE THAT MONEY THAT WAS DEDICATED FOR EDUCATION AND GET THE MOLD OUT OF OUR SCHOOLS PLEASE USE IT FOR ELECT MASTER A MASTER ELECTRICIAN BECAUSE WE DO NOT HAVE ONE IN THE GUAM DEPARTMENT OF EDUCATION PLEASE HIRE PLUMBERS PLEASE HAVE OUR POWER RESTORED PLEASE HELP US WITH THE FENCING PLEASE GET THE SEWER LINE REPAIRED AT RIOS PLEASE GET THE UPI ELECTRICAL FIXED PLEASE GIVE US CARPENTERS WELDERS PLUMBERS AT ALL THE SCHOOLS THEY SENT THESE REQUESTS IN AND THEY TESTIFIED YESTERDAY THAT THEY ARE STILL WAITING EVEN FOR THE MOLD MITIGATION THEY'RE WAITING FOR ALL THOSE ITEMS EXCEPT FOR THE TREE REMOVAL AND THE OUTSIDE DEBRIS REMOVAL THAT'S TWO MONTHS AFTER THE TYPHOON THEY'RE STILL WAITING ALL OF THIS WHILE THE CLOCKS ARE TICKING ON OUR STUDENTS AND OUR PARENTS AND OUR TEACHERS BUT THEY'RE WORKING HARD AND PUBLIC HEALTH AT FIRST THEY SAID WOW WE WE COULD NEVER INSPECT ALL THE SCHOOLS BEFORE THEY HAVE TO OPEN BUT THEY STARTED AND AND THEY UPPED THEIR TEAMS AND NOW THEY'VE GOT THREE TEAMS SO THEY ARE MEETING THE DEMAND OR THE REQUEST OF DOE FOR WHEN THEIR SCHOOLS ARE READY THEY HAVE BEEN INSPECTING THEM AND THEY WERE VETTING VARIANCES SINCE MAY AND THEY'VE SENT US THE REPORTS THE EVIDENCE IS THERE THEY'RE THOROUGH THEY'RE VETTING THEM THEY'RE GETTING IT DONE UNTIL THERE WAS A PRESS RELEASE FROM ADELUP THAT SAYS WE CAN'T GRANT VARIANCES IF A SCHOOL FAILS SO WE ARE HERE TO REMOVE ANY SEMBLANCE OF EXCUSE FROM ADELUP FROM ALLOWING PUBLIC HEALTH TO GRANT THESE VARIANCES AND WE ARE HERE TO REMIND THE GOVERNOR THAT SHE HAS THE POWER TO DETAIL INSPECTORS PLEASE DO THAT WE SAID THAT IN PUBLIC LAW 34 7 WE SET IT AT THE TYPHOON EMERGENCY LAW AND WE'RE SAYING IT AGAIN IN THIS LAW IF YOU HAVE THESE INSPECTORS AND THESE PLUMBERS AND WELDERS IN THE GOVERNMENT OF GUAM PLEASE SEND THEM TO PUBLIC HEALTH AND DOE AND LET'S GET THIS STUFF DONE AND LET'S HELP THESE TEACHERS AND PARENTS THAT ARE DOING THIS WORK AND IF WE HAVE RETIRED INSPECTORS THAT CAN BE PUT ON THE JOB IMMEDIATELY THAT'S WHAT THE BILL WANTS TO ALLOW YOU TO DO AND IT'S UP

TO DOA TO JUST DO THAT AS QUICKLY AS POSSIBLE AND LET'S NOT THREATEN THEM AGAIN WITH ONLINE LEARNING WHILE THE PARENTS AND TEACHERS AND GW THIS IS A LIST OF 50 ITEMS THAT THE GWPTA IS SENDING OUT CRIES FOR HELP FROM THE PEOPLE OF GUAM PLEASE BRING ME GAS FOR MY WATER BLASTER WATER HOSES SPACKLE SPAY FROM THERE GOING ALL OUT EVERY PTA IS BECAUSE EVERY PARENT WANTS THEIR STUDENTS IN THE SCHOOLS SO LET'S NOT TIE THEIR HANDS FROM DOING THIS WHILE THEY HAVE THE MONEY TO ACTUALLY GET IT DONE LET'S NOT GIVE THEM ANY MORE EXCUSES TO DELAY THAT THEY ARE DOING IT AND LET'S CONTINUE TO STAY ON TRACK ALL OF US THE GOVERNOR THE LEGISLATURE GDOE EVERY AGENCY OF THIS GOVERNMENT STAY ON TRACK FIX THOSE SCHOOLS THAT'S OPEN AS MANY AS WE CAN NOW AND LET'S KEEP FIXING THE REST UNTIL WE CAN OPEN THEM DURING THIS SCHOOL YEAR ALMOST ALL OF THEM ARE PREDICTED TO BE OPEN IF WE CAN GET THEM THIS HELP OTHERWISE THEY'RE GOING TO USE THAT ARP MONEY FOR PERSONNEL AND THEY'RE GOING TO TELL US TO APPROPRIATE LATER FOR REPAIR OF THE SCHOOLS THAT'S NOT GOING TO WORK WE'VE SEEN THAT ALL OF YOU HAVE SEEN THAT LONGER THAN I HAVE SO THANK YOU TO ALL MY COLLEAGUES I ASKED FOR YOUR CONSIDERATION OF THIS BILL *SI YU'OS MA'ÁSE*'.

VICE SPEAKER MUÑA BARNES: THANK YOU MADAM SPEAKER ON THE MOTION TO MOVE PLEASE.

SPEAKER TERLAJE: I'D LIKE TO MOVE THAT BILL NUMBER 156-37 COR OR I'D LIKE TO MAKE A MOTION BUT WITH THE RECOMMENDATION OF THE COMMITTEE OF THE WHOLE TO BE PLACED ON THE THIRD READING FILE.

VICE SPEAKER MUÑA BARNES: ON THAT MOTION OF THE COMMITTEE OF THE WHOLE TO PLACE BILL 156-37 COR INTO THE THIRD READING FILE ARE THERE ANY OBJECTIONS HERE SEEING OR HEARING NONE MOTION CARRIES.

SPEAKER TERLAJE: I'D LIKE TO MOVE TO RISE FROM THE COMMITTEE OF THE WHOLE THE RECOMMENDATION THAT BILL NUMBER 156-37 COR BE PLACED ON THE THIRD READING FILE.

VICE SPEAKER MUÑA BARNES: ON THAT MOTION COLLEAGUES ARE THERE ANY OBJECTIONS SEEING OR HEARING NONE MOTION CARRIES COLLEAGUES WE WILL STAND IN A MOMENT'S RECESS.

RECESS

NOTE ROSE FROM THE COMMITTEE OF THE WHOLE

I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÁHAN **2023 (FIRST) Regular Session** **LEGISLATIVE JOURNAL**

Speaker Antonio R. Unpingco Legislative Session Hall

July 31, August 1, 2, 2023

NOTE SPEAKER TERLAJE PRESIDES

SPEAKER TERLAJE: WE'RE BACK FROM RECESS WERE BACK IN THE SECOND READING MAJORITY LEADER YOU ARE RECOGNIZED.

SENATOR SHELTON: *SI YU'OS MA'ÁSE*' MADAM SPEAKER I WISH TO REPORT BACK TO THE BODY AFTER THE DELIBERATION OF BILL NUMBER 156-37 COR AS AMENDED IN THE COMMITTEE OF THE WHOLE WITH THE RECOMMENDATION OF THE COMMITTEE OF THE WHOLE TO PLACE ON THE THIRD READING FILE.

SPEAKER TERLAJE: ON THE MOTION TO PLACE ON THE THIRD READING FILE BILL NUMBER 156-37 COR IS THERE ANY OBJECTION SEEING NO OBJECTION MOTION CARRIES WE'RE NOW ON BILL NUMBER 91 WERE ON BILL NUMBER 91 SENATOR BLAS DO YOU HAVE A POINT OF ORDER SENATOR SAN AGUSTIN YOU ARE RECOGNIZED SENATOR BLAS DO YOU HAVE A POINT OF ORDER.

SENATOR BLAS: OH NO MADAM SPEAKER I MOVE TO GO BACK TO MOTIONS NOTWITHSTANDING.

SPEAKER TERLAJE: THERE'S A MOTION NOTWITHSTANDING TO GO BACK TO MOTIONS IS THERE ANY OBJECTION THERE'S AN OBJECTION ALL IN FAVOR RAISE YOUR HAND MOTION FAILS.

SENATOR BLAS: HUH ONE TWO THREE THREE FIVE SIX SEVEN EIGHT.

SPEAKER TERLAJE: RAISE YOUR HANDS AGAIN KEEP THEM UP MOTION CARRIES SECOND READINGS.

SENATOR BLAS: NO WE'RE IN MOTIONS MADAM.

SPEAKER TERLAJE: I MEAN SORRY WE'RE ON MOTIONS SENATOR BLAS YOU ARE RECOGNIZED.

SENATOR BLAS: THANK YOU THANK YOU MADAM CHAIR SPEAKER MADAM SPEAKER NOTWITHSTANDING I MOVE TO PLACE BILL NUMBER 159-37 LS INTO THE SECOND READING OF THIS EMERGENCY SESSION.

SPEAKER TERLAJE: COULD YOU PLEASE REPEAT YOUR MOTION.

SENATOR BLAS: I NOTWITHSTANDING I RE MOVE TO PLACE BILL 159-37 LS INTO THE SECOND READING FILE IN THIS EMERGENCY SESSION.

VICE SPEAKER MUÑA BARNES: MADAM SPEAKER CAN WE HAVE THE MINORITY LEADER READ THE BILL PLEASE.

SPEAKER TERLAJE: COULD YOU PLEASE READ THE TITLE.

SENATOR BLAS: THANK YOU MA'AM MADAM SPEAKER BILL 159-37 LS INTRODUCED BY MYSELF FRANK BLAS, JR JOANNE BROWN DWAYNE T.D. SAN NICOLAS TELO T. TAITAGUE CHRISTOPHER M DUEÑAS JESSE A. LUJAN AND THOMAS J. FISHER IS AN ACT TO AMEND SUBSECTION 4719A AND B AND TO ADD A NEW 4719C AND D ALL OF DIVISION ONE ARTICLE 7 CHAPTER 4 TITLE 26 OF GUAM ADMINISTRATIVE RULES AND REGULATIONS RELATIVE TO COMPLIANCE REQUIREMENTS AND REGULATIONS FOR DEPARTMENT OF EDUCATION PUBLIC SCHOOLS.

SPEAKER TERLAJE: ALL RIGHT WE'LL TAKE A ONE MINUTE RECESS.

RECESS

SPEAKER TERLAJE: WE'RE BACK FROM RECESS.

SENATOR BLAS: I.

SPEAKER TERLAJE: THERE'S BEEN A MOTION TO PLACE BILL NUMBER 159-37 LS ONTO THE AGENDA NOTWITHSTANDING THE RULES BILL 159-37 HAS NOT HAD A PUBLIC HEARING AND ACCORDING TO TWO GCA2103 PUBLIC HEARINGS ARE MANDATORY NO BILL MAY BE PASSED BY *I LIHESLATURA* UNLESS IT HAS RECEIVED A PUBLIC HEARING EXCEPT THAT WHEN THE PRESIDING OFFICER OF *I LIHESLATURA* CERTIFIES THAT EMERGENCY CONDITIONS EXIST INVOLVING DANGER TO THE PUBLIC HEALTH OR SAFETY THE REQUIREMENT FOR A PUBLIC HEARING MAY BE WAIVED AND IN THE EVENT THE BILL IS IDENTICAL TO A BILL INTRODUCED EARLIER WHICH LATER BILL RECEIVED A PUBLIC HEARING THEN A PUBLIC HEARING FOR THE IDENTICAL BILL MAY BE WAIVED SO THIS STATUTE HAS NOT BEEN WAIVED ALTHOUGH THE MOTION IS TO WAIVE THE STANDING RULES SO I'M I'M RULING THE MOTION OUT OF ORDER BECAUSE IT DOESN'T COMPLY WITH TWO GCA2103.

SENATOR BLAS: POINT OF ORDER MADAM CHAIR POINT OF ORDER MADAM CHAIR POINT OF ORDER.

SPEAKER TERLAJE: SENATOR BLAS YOU ARE RECOGNIZED.

SENATOR BLAS: YEAH THANK YOU MADAM CHAIR MADAM CHAIR THIS BILL AS WITH OTHER BILLS THAT HAVE BEEN DELIBERATED AND TO BE CONSIDERED IN THIS BILL DID NOT HAVE A PUBLIC HEARING DID NOT HAVE FISCAL IT DOES FALL IN LINE WITH WHY WITH THE EMERGENCY SESSION WHY WE WERE CALLED INTO EMERGENCY SESSION THIS HAS GOT THIS MEETS ALL THE CRITERIA THAT HAS ALREADY BEEN SET SET IN PRECEDENCE AND HAS ALREADY BEEN RULED ON.

SPEAKER TERLAJE: THAT'S CORRECT BUT THERE HAS BEEN NO REQUESTS AND NO RULING.

SENATOR BLAS: I MOTION TO MOVE OKAY NOTWITHSTANDING OKAY TO BASICALLY TO CHALLENGE THE RULING OF THE CHAIR.

SPEAKER TERLAJE: IF YOU ARE ASKING ME TO RULE ON TWO GCA I AM WILLING TO DO THAT.

SENATOR BLAS: YOU KNOW MADAM MADAM CHAIR I'M I'M MOTIONING.

SPEAKER TERLAJE: ALRIGHT.

SENATOR BLAS: OKAY TO CHALLENGE THE THE RULING OF THE CHAIR BASED ON YOUR RULE YOUR DETERMINATION IS TO WHETHER OR NOT THIS BILL CONTINUES TO GO IN THE SESSION AGENDA.

SPEAKER TERLAJE: ALL RIGHT SO TWO GCA 2103 ALLOWS THE WAIVER.

SENATOR BLAS: I AM NOT THE MOTION HAS BEEN SET MADAM CHAIR THERE IS NO DELIBERATION ON IT.

SPEAKER TERLAJE: YES AND I AM RULING ON IT ON THE MOTION ALLOWS THE WAIVER OF A PUBLIC HEARING WHEN EMERGENCY CONDITIONS EXIST INVOLVING DANGER TO THE PUBLIC HEALTH OR SAFETY THESE CONDITIONS.

SENATOR BLAS: THAT'S NOT THE MOTION MADAM CHAIR THE MOTION WAS TO RULE IT WAS OKAY THESE CONDITIONS WAS TO RECONSIDER YOUR YOUR YOUR RULING THAT WAS THE MOTION MADAM CHAIR SO RULE OKAY SO MOVE ON THE MOTION.

SPEAKER TERLAJE: THIS IS NOT DEBATE TWO.

SENATOR BLAS: SO RULE ON IT SO START THE MOTION PROCESS.

SPEAKER TERLAJE: SENATOR.

SENATOR BLAS: GO AHEAD.

SPEAKER TERLAJE: WE ARE GOING TO VOTE ON YOUR MOTION TO OVERRULE.

SENATOR BLAS: YES.

SPEAKER TERLAJE: BUT BEFORE YOU DO THAT I AM GOING TO STATE THIS.

SENATOR BLAS: NO YOU DON'T BECAUSE THERE'S NO DEBATE MOVE ON THIS.

SPEAKER TERLAJE: NO NO NO THIS IS NOT A DEBATE.

SENATOR BLAS: THAT'S RIGHT.

SPEAKER TERLAJE: IT'S A RULING I AM RULING THAT OUT OF OUT OF ORDER BECAUSE YOU CANNOT WAIVE STATUTES.

SENATOR BLAS: THAT'S NOT OKAY MOVE ON THE MOTION MOVE ON THE MOTION MADAM CHAIR.

SPEAKER TERLAJE: TWO GCA2103 ALLOWS THE WAIVER OF A PUBLIC HEARINGS WHEN EMERGENCY CONDITIONS EXIST WE WILL SENATOR WHEN EMERGENCY CONDITIONS EXIST INVOLVING DANGER TO THE PUBLIC HEALTH OR SAFETY.

SENATOR BLAS: ARE YOU RULED ON THAT ALREADY GO AHEAD NEXT ONE.

SPEAKER TERLAJE: THESE CONDITIONS EXIST IN THE SCHOOLS HOWEVER THE BILL WOULD ALLOW STUDENTS TO ATTEND SCHOOLS THAT HAVE FAILED SANITARY INSPECTIONS AND WOULD ALLOW THE OPERATIONS OF THE SCHOOLS.

SENATOR BLAS: YOU ARE ALREADY DELIBERATING ON A BILL THAT HASN'T BEEN ACCEPTED YET MADAM CHAIR.

SPEAKER TERLAJE: I AM RULING ON THE REQUEST FOR WAIVING STATUTE YOU CAN YEAH BE THE BODY.

SENATOR BLAS: NO YOU'RE NOT WHAT YOU'RE MAKING IS A DETERMINATION OF THE CHAIR AS TO WHAT THIS BILL IS ABOUT LET THAT BE THE DETERMINATION OF THIS BODY THAT'S WHAT THIS ROLE IS THAT'S WHAT THIS BODY IS FOR.

SPEAKER TERLAJE: THEY ARE GOING TO DETERMINE THAT.

SENATOR BLAS: YOU HAVE STARTED TO MAKE A DETERMINATION ON THAT.

SPEAKER TERLAJE: I I HAVE TO.

SENATOR BLAS: NO YOU HAVE NOT MADAM CHAIR.

SPEAKER TERLAJE: BY TWO GCA I AM MANDATED TO DO THAT OR.

SENATOR BLAS: YOU ARE MANDATED TO BASICALLY STICK WITH WHAT'S WHAT'S IN FRONT OF YOU NOT WHAT YOU THINK ABOUT IT I WILL CHALLENGE.

SPEAKER TERLAJE: SO CHALLENGE BUT YOU HAVE TO LISTEN TO IT FIRST BEFORE YOU VOTE FOR THE CHALLENGE.

SENATOR BLAS: NO NO NO WE ALREADY HEARD IT SO I'M CHALLENGING WHAT YOU'VE ALREADY RULED OKAY YOU HAVE ALREADY RULED MADAM CHAIR.

SPEAKER TERLAJE: THE BILL WOULD ALLOW TO ATTEND SCHOOLS THAT HAVE FAILED SANITARY INSPECTIONS AND WOULD ALLOW THE OBLIGATION OF SCHOOLS WITHOUT A SANITARY PERMIT.

SENATOR BLAS: YOU HAVE ALREADY RULED MADAM CHAIR.

SPEAKER TERLAJE: AND THUS POSES A GREATER RISK TO THE HEALTH AND SAFETY OF THE STUDENTS SO I AM NOT WAIVING THE PUBLIC HEARING ON THE BILL HOWEVER SO I HAVE RULED IT OUT OF ORDER BUT THERE'S BEEN A MOTION TO OVERRULE THE PRESIDING OFFICER AND THAT IS TOTALLY IN LINE YOU CAN WAIVE THE STATUTE IF THAT'S YOUR MOTION WAIVE THE STANDING RULES SO THERE'S A MOTION TO OVERRULE THE CHAIR AND TO PLACE TO ALLOW ALLOW THE MOTION.

SENATOR BLAS: ALLOW THE MOTION THE BILL TO BE PLACED ON SESSION AGENDA THAT'S WHAT THE RULING IS FOR.

SPEAKER TERLAJE: SO ALL IN FAVOR IS THERE AN OBJECTION WELL NO THERE'S NO OBJECTION THERE THERE'S A MOTION TO OVERRULE THE CHAIR ALL IN FAVOR PLEASE RAISE YOUR HAND THERE'S EIGHT MOTION CARRIES.

SENATOR BLAS: YEAH THANK YOU.

SPEAKER TERLAJE: WE'RE STILL ON MOTIONS SENATOR SAN NICOLAS YOU ARE RECOGNIZED.

SENATOR SAN NICOLAS: THANK YOU MADAM SPEAKER I WOULD LIKE TO MAKE A MOTION TO INTRODUCE MY BILL ONTO THE SECOND READING ON THIS EMERGENCY SESSION NOTWITHSTANDING MOVE TO PLACE BILL 158 37 LS ON THE SESSION AGENDA BILL NUMBER 158 37 LS INTRODUCED BY MYSELF DWAYNE T.D. SAN NICOLAS AN ACT TO AUTHORIZE THE OPERATION OF GUAM PUBLIC SCHOOLS THAT ARE AWAITING INSPECTION FOR SCHOOL YEAR 2023 AND 2024 THANK YOU.

SPEAKER TERLAJE: *SI YU'OS MA'ÁSE'* AND I WANT TO THANK YOU THANK YOU FOR SENDING YOUR REQUEST FOR A WAIVER OF THE PUBLIC HEARING PURSUANT TO THE STATUTE FOR SENDING THAT IN ADVANCE AND AS YOU KNOW I HAVE RULED ON THAT OR I HAVE ISSUED A RESPONSE TO YOU THE 2 GCA 2103 ALLOWS THE WAIVER OF A PUBLIC HEARING WHEN EMERGENCY CONDITIONS EXIST INVOLVING DANGER TO THE PUBLIC HEALTH OR SAFETY AND THESE CONDITIONS DO EXIST IN OUR SCHOOLS TODAY HOWEVER THIS BILL WOULD ALLOW STUDENTS TO ATTEND SCHOOLS THAT HAVE FAILED SANITARY INSPECTIONS AND WOULD ALLOW FOR THE OPERATION OF SCHOOLS WITHOUT A SANITARY PERMIT AND THUS POSES A GREATER RISK TO THE HEALTH AND SAFETY OF THE STUDENTS AND I WILL NOT WAIVE THE PUBLIC HEARING ON THE BILL SO I'M RULING YOUR MOTION OUT OF ORDER HOWEVER YOU MAY CHALLENGE THE SPEAKER IF YOU.

SENATOR SAN NICOLAS: MA'AM I'D LIKE TO CHALLENGE THAT.

SPEAKER TERLAJE: FINE ALL IN FAVOR OF OVERRULING THE RULING OF THE SPEAKER AND PLACING BILL NUMBER 158-37 LS ONTO THE AGENDA PLEASE RAISE YOUR HAND MOTION CARRIES.

SENATOR SAN NICOLAS: THANK YOU MADAM SPEAKER THANK YOU.

SPEAKER TERLAJE: THANK YOU SENATOR WE'RE STILL UNDER MOTION SENATOR BARNETT YOU'RE RECOGNIZED UNDER MOTIONS.

SENATOR SAN NICOLAS: I MAKE A MOTION MADAM SPEAKER I MAKE A MOTION THAT.

SENATOR BARNETT: MADAM SPEAKER I WAS JUST RECOGNIZED.

SPEAKER TERLAJE: YES I'LL GET YOU'RE RECOGNIZED SENATOR BARNETT.

SENATOR BARNETT: DO YOU WANT TO UNRECOGNIZE ME OR.

SPEAKER TERLAJE: NO YOU'RE RECOGNIZED SENATOR BARNETT.

SENATOR BARNETT: OKAY THANK YOU THANK YOU MADAM SPEAKER I MOTION TO NOTWITHSTANDING THE HOUSE RULES MOVE TO THE THIRD READING FILE FOR THE PURPOSE OF VOTING ON BILL 156 WITHOUT ENGROSSMENT MA'AM.

SENATOR TAITAGUE: OBJECTION.

SPEAKER TERLAJE: MOTION TO VOTE WITHOUT ENGROSSMENT THERE'S BEEN AN OBJECTION ALL IN.

SENATOR BARNETT: I JUST ASK THE SUPPORT OF MY COLLEAGUES AS WE HAVE HEARD IN THE COMMITTEE OF THE WHOLE FROM PUBLIC HEALTH AND DOE THAT THEY NEED THIS BILL.

SENATOR TAITAGUE: EXCUSE ME MADAM SPEAKER IT'S NOT DEBATABLE IT'S A MOTION.

SENATOR BARNETT: I'M NOT DEBATING I'M JUST STATING.

SENATOR TAITAGUE: THERE IS A COMMENT.

SENATOR BARNETT: THANK YOU.

SENATOR TAITAGUE: THERE WAS A MOTION MADE NOW IT'S FOR A RULE THERE'S BEEN AN OBJECTION IT'S NON DEBATABLE.

SENATOR BARNETT: DO I STILL HAVE THE FLOOR MADAM SPEAKER DO I STILL HAVE THE FLOOR OR IS THIS GOING TO BE WE'RE GOING TO TALK OVER EACH OTHER ALL DAY.

SPEAKER TERLAJE: PLEASE RESTATE YOUR MOTION SENATOR.

SENATOR BARNETT: I'M NOT DEBATING I'M I'M STATING.

SPEAKER TERLAJE: SENATOR BARNETT PLEASE RESTATE YOUR MOTION.

SENATOR BARNETT: I MOTION THAT WE MOVE TO THIRD READING FILE NOTWITHSTANDING FOR THE PURPOSE OF VOTING WITHOUT ENGROSSMENT ON BILL 156-37 MA'AM.

SENATOR TAITAGUE: OBJECTION.

SPEAKER TERLAJE: ON THAT MOTION THERE'S BEEN AN OBJECTION ALL IN FAVOR WITHOUT VOTING WITHOUT ENGROSSMENT ON BILL NUMBER 156-37 LS PLEASE RAISE YOUR HAND MOTION FAILS WE'RE STILL UNDER MOTION SENATOR SAN NICOLAS YOU ARE RECOGNIZED.

SENATOR SAN NICOLAS: MADAM SPEAKER I MAKE A MOTION TO PLACE NUMBER BILL NUMBER 15837 ON THE SESSION AGENDA BILL NUMBER 15837 INTRODUCED BY MYSELF DWAYNE T.D. SAN NICOLAS AN ACT TO AUTHORIZE THE OPERATION OF GUAM PUBLIC SCHOOLS THAT ARE AWAITING INSPECTION FOR SCHOOL YEAR 2023 AND 2024.

SPEAKER TERLAJE: ALL RIGHT I I THOUGHT WE VOTED ON THIS BUT ALL IN FAVOR OF PLACING THAT BILL ON THE AGENDA PLEASE RAISE YOUR HAND.

VICE SPEAKER MUÑA BARNES: MADAM SPEAKERS IS THERE AN OBJECTION.

SPEAKER TERLAJE: YES EIGHT THE MOTION CARRIES.

SENATOR TAITAGUE: THANK YOU MADAM SPEAKER.

SENATOR TAITAGUE: POINT MADAM SPEAKER POINT OF INQUIRY.

SPEAKER TERLAJE: PLEASE STATE YOUR POINT OF INFORMATION.

SENATOR TAITAGUE: THANK YOU MORE POINT OF INQUIRY MADAM SPEAKER I JUST WANTED TO VERIFY THAT BILL 159 BECAUSE OF WHAT JUST HAPPENED RIGHT HERE JUST WANTED TO VERIFY THAT BILL 159-37 IS ON THE SESSION AGENDA AND AND TO ASK THE CLERK IF IT'S IF IT IS ON THE SESSION AGENDA.

SPEAKER TERLAJE: I THOUGHT IT WAS BUT THE IT'S POSSIBLE THAT IT'S NOT CLEAR ACCORDING TO THE CLERK SO WE CAN TAKE THAT SEPARATE MOTION AS WELL.

SENATOR TAITAGUE: OKAY.

SPEAKER TERLAJE: SO ALL IN FAVOR OF PLACING BILL PLEASE 159-37 LS ON THE AGENDA NOTWITHSTANDING THE RULES PLEASE RAISE YOUR HAND.

SENATOR TAITAGUE: CHRIS CHRIS CHRIS CHRIS.

SPEAKER TERLAJE: MOTION CARRIES WE'RE STILL UNDER MOTIONS ARE THERE ANY OTHER MOTIONS IF NOT THEN WE'LL MOVE TO SECOND READING WE'RE ON BILL NUMBER 91 SENATOR SAN AGUSTIN YOU ARE RECOGNIZED.

SENATOR SAN AGUSTIN: THANK YOU MADAM SPEAKER I MOVED TO ACCEPT BILL 91 TO 37 COR AS AMENDED BY THE COMMITTEE ON EDUCATION PUBLIC SAFETY AND ARTS INTRODUCED BY MYSELF AND SENATOR CHRIS BARNETT TO ADD AN ACT TO ADD A NEW SECTION 3134 OF ARTICLE 1 CHAPTER 3 TITLE 17 GUAM CODE ANNOTATED RELATIVE TO TEMPORARY EMPLOYMENT OF GUAM DEPARTMENT OF EDUCATION RETIRED FACILITIES AND MAINTENANCE PERSONNEL MADAM SPEAKER THE COMMITTEE REPORT WAS FILED ON JULY 31ST 2023 AND AT 11:12 A.M. AND POSTED THAT SAME DAY.

SPEAKER TERLAJE: WOULD YOU LIKE TO SPEAK ON THE BILL ON THE MOTION PLEASE PROCEED.

SENATOR SAN AGUSTIN: YEAH THE ONLY THING ON THE MOTION MADAM SPEAKER.

SPEAKER TERLAJE: OH I'M SORRY THIS IS NOT FROM THE COMMITTEE IT'S ON THE FLOOR.

SENATOR SAN AGUSTIN: YEAH IT'S ON THE FLOOR ALREADY IT WAS INTRODUCED WITHOUT THE AMENDMENT THAT WAS THAT WAS TAKEN CARE OF.

SPEAKER TERLAJE: OKAY

SENATOR SAN AGUSTIN: BY THE COMMITTEE.

SPEAKER TERLAJE: I UNDERSTAND ALL RIGHT SO ON THE MOTION TO ACCEPT THE BILL NUMBER 91-37 AS AMENDED BY THE COMMITTEE IS THERE ANY OBJECTION SEEING OBJECTION MOTION CARRIES PROCEED SENATOR SENATOR SAN AGUSTIN.

SENATOR SAN AGUSTIN: THANK YOU MADAM SPEAKER I'D LIKE TO MOVE THE BILL TO THE THIRD READING AND DISCUSS THE BILL.

SPEAKER TERLAJE: PLEASE PROCEED.

SENATOR SAN AGUSTIN: THANK YOU MADAM SPEAKER THE BILL IS VERY SIMPLE IT'S GENERALLY JUST TO AUTHORIZED THE DEPARTMENT OF EDUCATION TO HIRE RETIRED FACILITIES AND MAINTENANCE FOLKS AND THE REASON WHY BECAUSE IN IN THE PAST FEW YEARS THEY'VE BEEN PEOPLE HAVE BEEN RETIRING AND THEY'VE BEEN HAVING PROBLEMS HIRING FOLKS AND IT'S TO BRING BACK SOME OF THE RETIREES AND BE ABLE TO CONTINUE THE WORK THEY NEED TO DO TO CLEAN THE SCHOOL OR TO MAINTAIN THE SCHOOL IN ADDITION TO EVERYTHING ELSE THAT'S GOING ON ON ON DEPARTMENT OF EDUCATION BUT THAT'S WHERE THEIR SHORTFALLS IS AT THAT'S GENERALLY WHAT THE BILL IS ALL ABOUT NOW THE SAME TOKEN IN THE BILL THE SUPERINTENDENT MUST ENSURE A CERTIFICATE NECESSITY SHALL BE SIGNED POSTING THAT THEY DO STILL NEED THE RETIREES THAT'S THE CATCH IN OTHER WORDS IT'S NOT JUST INDEFINITE THE BILL RECOGNIZES THAT

IF IF THEY HIRE THEM FOR SIX MONTHS OR 12 MONTHS OR TWO YEARS THEY GOTTA PROVE THAT THEY REALLY STILL NEED THEM THANK YOU MADAM SPEAKER AND I HOPE MY COLLEAGUES WILL SUPPORT THE BILL IT'S VERY SIMPLE.

SPEAKER TERLAJE: THANK YOU SENATOR ON ON THE BILL ON THE MOTION TO PLACE THE BILL SENATOR BLAS YOU ARE RECOGNIZED.

SENATOR BLAS: THANK YOU MADAM CHAIR YOU KNOW MADAM SPEAKER YOU KNOW IN THESE TIMES OF US OF EMERGENCY AND TRYING TO BE ABLE TO PROVIDE THE DEPARTMENT OF THE GUAM DEPARTMENT OF EDUCATION WITH ALL THE TOOLS NECESSARY WITHIN WITHIN THEIR MEANS I STAND IN SUPPORT OF THIS BILL AND IT BASICALLY PROVIDES THE AVENUE AND SOME CLARITY WITH REGARD TO THE RE-EMPLOYMENT OF GUAM RETIREES YOU KNOW YOU KNOW MADAM CHAIR AGAIN THESE ARE EXITING TIMES EXITING CIRCUMSTANCES AND RECOGNIZING THAT AS OUR ISLAND IS TRYING TO RECOVER FROM ONE MAJOR CATASTROPHE AND THEN TRYING TO DEAL THEN WITH ANOTHER ON TOP OF YOU KNOW A LAW THAT EXISTS THAT WOULD PROVIDE AND RIGHTFULLY SO FOR THE HEALTH AND SAFETY OF OUR CHILDREN AND SCHOOL CHILDREN AS WELL AS THE EMPLOYEES THE FACULTY AND STAFF OF THE GUAM DEPARTMENT OF EDUCATION THIS PROVIDES ANOTHER AVENUE ANOTHER TOOL WHICH THIS BODY IS REALLY IS WILLING TO BE ABLE TO PROVIDE WANTS TO PROVIDE SO THAT WE CAN GET THE SCHOOLS OPEN AND IT IS OUR HOPE THAT WE CAN GET THEM OPEN AND SAFELY WITH THE HEALTH AND SAFETY OF MINE WITH OUR CHILDREN AND BRINGING BACK INDIVIDUALS WHO ARE SUBJECT MATTER EXPERTS FOR LACK OF BETTER TERM AND THOSE INDIVIDUALS WHO HAVE THE SKILL SETS THAT ARE NECESSARY TO BE ABLE TO ACHIEVE THIS THIS IS ABOUT ONE OF THE TOOLS IN THE TOOLBOX THAT WE CAN PUT TOOLS THAT WE CAN PUT INTO THE TOOLBOX WILL IT RESOLVE AND BE THE END BE ALL END ALL OF THIS THING PROBABLY NOT BUT I THINK IN CONCERT WITH EVERYTHING THAT THIS BODY WOULD BE ABLE TO PROVIDE TO THE GOVERNMENT DEPARTMENT OF EDUCATION UM THROUGH MANY DIFFERENT MEANS WE'LL BE ABLE TO GET THERE SO I STAND IN SUPPORT OF THIS BILL 91-37 COR THANK YOU VERY MUCH MADAM CHAIR.

SPEAKER TERLAJE: THANK YOU SENATOR ON THE MAIN MOTION ON BILL NUMBER 91 IS THERE ANYONE ELSE WHO'D LIKE TO BE RECOGNIZED ON THE BILL SENATOR I MEAN VICE SPEAKER YOU'RE RECOGNIZED ON ON BILL 91.

VICE SPEAKER MUÑA BARNES: THANK YOU VERY MUCH MADAM SPEAKER MADAM SPEAKER I PROMISE I'LL BE BRIEF I STAND IN RISE AND SUPPORT A BILL A NUMBER 91-37 COR AND I THANK THE GOOD AUTHOR OF THIS LEGISLATION FOR PUTTING THIS OUT AS WE CONTINUE TO LOOK AT PROVIDING NOT JUST RESOURCES BUT MANPOWER TO HELP THE DEPARTMENTS OUT AND THIS IS ONE WAY OF SUPPORTING THOSE EFFORTS AND SHOWING THE COMMUNITY THAT WE WANT TO MAKE SURE THAT WE GET THESE FACILITIES AND MAINTENANCE DONE AND TIME AND JUST SUPPORT THE EFFORTS OF GUAM DOE SO I STAND AND RISE IN FULL SUPPORT OF THIS MEASURE AND I ASK MY COLLEAGUES TO SUPPORT THE SAME AND IF THE GOOD AUTHOR CAN FIND IT IN HIS HEART TO ALLOW ME TO BE A PART OF THAT SPONSORSHIP I WOULD BE VERY HUMBLER *SI YU'OS MA'ÁSE'* MADAM SPEAKER.

SPEAKER TERLAJE: *SI YU'OS SI YU'OS MA'ÁSE'* SENATOR QUINATA ON THE BILLIARD RECOGNIZED.

SENATOR QUINATA: THANK YOU MADAM SPEAKER I ASKED THE I CONCUR WITH THE PREVIOUS SPEAKER AND I ALSO ASKED SENATOR SAN AUGUSTIN THE GOOD SENATOR OF *YIGO* TO ALSO ADD ME AS A CO-SPONSOR CERTAINLY WE WE ARE IN ON A TIME OF NEED FOR SOME OF OUR RETIREES TO COME BACK IF THEY WISH TO AND I'M HOPEFUL THAT THEY WILL RETURN AND HELP US MEDIATE OUR OUR IMMEDIATE CONCERNS AND RECTIFY THE STANDING ISSUES IN OUR SCHOOLS THANK YOU SO MUCH.

SPEAKER TERLAJE: ON THE BILL IS THERE ANYONE WHO WOULD LIKE TO BE RECOGNIZES ON THE BILL SENATOR BARNETT.

SENATOR BARNETT: THANK YOU MADAM SPEAKER RISE THE FULL SUPPORT OF THIS MEASURE OBVIOUSLY AS A CO-SPONSOR CAME AT THE SUGGESTION OF THE GUAM DEPARTMENT OF EDUCATION AND I COMMEND THE MAIN AUTHOR FOR THIS A GREAT BILL THAT I FULLY SUPPORT AND YOU KNOW WE OFTEN TALK ABOUT THE THE HEYDAY OF FACILITIES AND MAINTENANCE AT THE GUAM DEPARTMENT OF EDUCATION WE NOW KNOW THAT THEY'RE ANTICIPATING ATTEMPTING TO FILL ANYWHERE FROM 30 TO 70 POSITIONS AND AND WE'VE ALSO HEARD IN PREVIOUS REMARKS ON DIFFERENT BILLS THAT THAT THEY'RE ASKING AGAIN FOR SKILLED

LABORERS FROM THE GOVERNOR'S OFFICE AND IT ALTHOUGH THAT IS A BEEN SLOW TO NO INCOMING I THINK THIS BILL IS A GREAT MEASURE TO BRING BACK SOME OF THESE UH RETIREES WHO HAVE THE INSTITUTIONAL KNOWLEDGE AND AND MOST ESPECIALLY YOU HAVE THAT DESIRE AND EXPERIENCE TO TO DO THE WORK AT THE SCHOOL LEVEL AND THEN NOW'S THE TIME MA'AM AND I ASKED MY COLLEAGUES TO FULLY SUPPORT THIS THIS BILL THANK YOU.

SPEAKER TERLAJE: THANK YOU ON THE BILL IS THERE ANY OTHER SENATOR YOU'D LIKE TO BE RECOGNIZED ON THE BILL IF NOT THEN SENATOR SAN AGUSTIN YOU MAY CLOSE ON THE BILL.

SENATOR SAN AGUSTIN: THANK YOU MADAM SPEAKER.

SPEAKER TERLAJE: I'M SORRY SENATOR WELL TAKE ONE MINUTE RECESS I JUST WANT TO WAIT FOR LEGAL SHE WAS CHECKING ONE THING ON THIS BILL YES ONE MINUTE RECESS.

SENATOR SAN AGUSTIN: YES NO PROBLEM.

RECESS

SPEAKER TERLAJE: WE'RE BACK FROM RECESS SENATOR SAN AGUSTIN YOU MAY CLOSE ON THE BILL.

SENATOR SAN AGUSTIN: THANK YOU MADAM SPEAKER I I HAVE ONE MOTION THAT THE LEGAL CAN MAKE THE TECHNICAL CORRECTIONS THAT NEEDS TO BE MADE ON THE BILL AT THE WHEN YOU KNOW WHEN WE'RE DONE BUT IN ADDITION TO THAT LIKE THE MOTION THAT VICE SPEAKER TINA TINA ROSE MUÑA BARNES BE ADDED ON THE BILL SENATOR ROY QUINATA SENATE DWAYNE AND SENATOR LUJAN AND ALL THE MEMBERS UNLESS THEY OBJECT TO BEING ADDED AND IF THEY WOULD ALLOW AND SUPPORT THE BILL I REALLY WOULD APPRECIATE IT IT'S ABOUT TAKING CARE OF THE SCHOOLS THIS IS SOMETHING THAT I'VE EVEN FOUGHT FOR WHEN I WAS IN AT THE BOARD WHICH I COULDN'T GET THE LEGISLATURE TO BACK ME THEN THANK YOU MADAM SPEAKER.

SPEAKER TERLAJE: YOU'RE WELCOME ON THE MOTION TO ADD THE SPONSORS IS THERE ANY OBJECTION NO OBJECTION ON THE MOTION TO ALLOW TECH LEGAL TECHNICAL CORRECTIONS ANY OBJECTION NO OBJECTION.

SENATOR SAN AGUSTIN: AND A MOTION TO SEND IT TO THE VOTING FILE.

SPEAKER TERLAJE: AND MOTION TO PLACE BILL NUMBER 91-37 COR AS AMENDED BY THE COMMITTEE AND FURTHER AMENDED ON THE FLOOR TO THE THIRD READING FILE IS THERE ANY OBJECTION SEEING NO OBJECTION MOTION CARRIES CAN YOU CALL OH THERE SHE IS WE'RE NOW ON BILL NUMBER 149-37 COR SENATOR PEREZ YOU ARE RECOGNIZED.

SENATOR PEREZ: THANK YOU MADAM SPEAKER I MOVE TO PLACE SUBSTITUTE BILL 149-37 COR ONTO THIS YEAH ONTO THE FLOOR IT'S AN ACT TO ADD A NEW SECTION 12117 A THROUGH N DIVISION FOUR CHAPTER 12 OF TITLE 2 OF GUAM ADMINISTRATIVE RULES AND REGULATIONS TO AMEND SECTION 12117 TABLE OF CONTENTS SECTION 12117A B G H J L AND TO ADD A NEW SECTION 12117M TO RENUMBER CURRENT SECTION 12117M ALL OF DIVISION FOUR CHAPTER 12 TITLE 2 GUAM ADMINISTRATIVE RULES AND REGULATIONS RELATIVE TO THE ADOPTION OF RULES AND REGULATIONS PROVIDING TEMPORARY EXPEDITED PROCUREMENT PROTEST PROCEDURES FOR ACQUISITIONS FUNDED WITH THE AMERICAN RESCUE PLAN ACT EDUCATION STABILIZATION FUND OR HEAD START GRANT MONIES ALLOTTED TO THE GUAM DEPARTMENT OF EDUCATION ATTACHED HERETO AS EXHIBIT A.

SPEAKER TERLAJE: ON THE MOTION TO ACCEPT THE BILL AS AMENDED BY THE COMMITTEE AND FURTHER SUBSTITUTED ON THE FLOOR IS THERE ANY OBJECTION SEEING NO OBJECTION MOTION CARRIES SENATOR PEREZ MOTION TO PLACE ON THIRD.

SENATOR PEREZ: YES THANK YOU I MOVED TO PLACE BILL NUMBER 149-37 AS AMENDED AND FURTHER SUBSTITUTED INTO THE THIRD READING FILE AND I WISH TO DISCUSS.

SPEAKER TERLAJE: PLEASE PROCEED.

SENATOR PEREZ: BILL 149-37 AIMS TO ADOPT THE AMENDED REGULATIONS PROMULGATED BY THE PUBLIC AUDITOR AS PART OF THE REQUIREMENTS OF PUBLIC LAW 37-6 WHICH EMULATES A PREVIOUS LAW THAT

IMPLEMENTED TEMPORARY EXPEDITED PROTEST PROCEDURES THAT WERE USED SUCCESSFULLY DURING THE AMERICAN RECOVERY REINVESTMENT ACT OF 2009 THE INTENT OF THESE EXPEDITED PROCEDURES WERE IN THE CASE OF A PROTEST TO EXPEDITE THE USE OF FEDERAL FUNDS BEFORE THEY EXPIRED DECEMBER 2024 THE STAKES ARE SEEMINGLY HIGHER NOW IN 2023 DURING THE RECENT GDOE OVERSIGHT HEARING AS WELL AS THE COMMITTEE OF THE WHOLE IT WAS PRESENTED THAT APPROXIMATELY TWO-THIRDS OF GUAM'S PUBLIC SCHOOLS WERE DEEMED NOT READY TO OPEN DUE TO NON-COMPLIANCE OR SANITARY REQUIREMENTS ALTHOUGH THIS IS RAPIDLY SHIFTING AS SCHOOLS ARE MAKING THE NECESSARY UPGRADES TO ADDRESS ISSUES THAT ARE HIGHLIGHTED FROM THE DEPARTMENT OF PUBLIC HEALTH INSPECTIONS OR SELF-INSPECTIONS OF SCHOOLS AS THESE SCHOOLS COME INTO COMPLIANCE BEFORE THE START DATE OF AUGUST 23RD PROCUREMENT OF SUPPLIES SERVICES BECOME EVEN MORE CRITICAL SHOULD THERE BE A PROTEST IT IS ESSENTIAL A RESOLUTION IS ACHIEVED EXPEDITIOUSLY SPECIFICALLY BILL 149 THE ACCOMPANYING REGULATIONS FOR PUBLIC LAW 37-6 WOULD EXPEDITE PROTESTS FOR CAPITAL IMPROVEMENT PROJECTS FUNDED IN WHOLE OR APART BY THE AMERICAN RESCUE PLAN ACT THE EDUCATION STABILISM STABILIZATION FUND OR THE HEAD START GRANT FUNDS I JUST LIKE TO PROVIDE A SUMMARY OF THESE REGULATIONS SO UNDER THESE EXPEDITED PROCEDURE REGULATIONS AMONG OTHER THINGS AN AGREED PERSON SHALL HAVE THE RIGHT TO FILE A PROTEST WITH A PUBLIC AUDITOR WITHIN 14 DAYS FROM THE DATE THAT SUCH PERSON KNEW OR SHOULD HAVE KNOWN THE FACTS GIVING RISE TO THE PROTEST TWO THE AGGRIEVED PERSON IS REQUIRED TO PROVIDE DOE NO LESS THAN ONE BUSINESS DAY ADVANCE NOTICE PRIOR TO FILING A PROTEST TO NOTIFY DOE IN WRITING OF ITS INTENT TO FILE A PROTEST WITH A PUBLIC AUDITOR THREE DOE SHALL PROVIDE THE PROCUREMENT RECORD TO THE PUBLIC OTTER WITHIN TWO BUSINESS DAYS OF THE DATA FILING THE PROTEST FOUR THE AGGRIEVED PERSON DOE INTERESTED PARTY SHALL HAVE UP TO 20 DAYS FROM THE DATA FILING OF THE PROTEST TO RESOLVE IT BY MUTUAL AGREEMENT FIVE A HEARING ON THE MERITS OF THE PROTEST SHALL BE HELD WITHIN 15 DAYS UNLESS WAIVED 15 DAYS SATURDAY SUNDAYS AND GOVERNMENT HOLIDAYS ACCEPTED AND THE PUBLIC AUDITOR SHALL EXPEDITE THE ADMINISTRATIVE REVIEW PROCESS AND DECIDE THE PROTESTS BY ISSUING A WRITTEN DECISION AFTER WITHIN 20 DAYS SATURDAY SUNDAYS AND GOVERNMENT HOLIDAYS ACCEPTED AFTER THE DATE OF FILING THE PROTESTS THE DECISION OF THE PUBLIC AUDITOR SHALL BE FINAL CONCLUSIVE NO ACTION JUDICIAL REVIEW APPELLATE REVIEW OR INTERLOCUTORY REPEAL SHALL BE AVAILABLE TO ANY UNSUCCESSFUL PARTY PROSPECTIVE BIDDERS OFFERS AND CONTRACTORS WHO RESPOND TO THE SOLICITATION ARE REQUIRED AS PART OF THEIR RESPONSE TO THE SOLICITATION TO ACKNOWLEDGE AND SIGN AN AFFIDAVIT STATING THAT THEY ARE AWARE OF THE EXPEDITED PROCEDURE AND THAT THEY AGREE TO ABIDE BY THE RULES AND THE DEADLINE IN THE REGULATION SO 20 BUSINESS DAYS TO FINALIZE A PROTEST HAS BEEN ACCOMPLISHED SUCCESSFULLY DURING THE AMERICAN RECOVERY REINVESTMENT ACT DAYS OF 2009 TO 2011 WHEN GDOE HAD LAST HAD AN INFLUX OF FEDERAL FUNDS WITH TODAY'S INFLUX OF FUNDS FROM THE AMERICAN RESCUE PLAN EDUCATION STABILIZATION AND HEAD START COMBINED WITH A HUGE NEED TO BRING OUR SCHOOLS UNDER COMPLIANCE BY AUGUST 23RD THIS EXPEDITED PROTEST PROCEDURE IS NEEDED TO ENSURE THAT PUBLIC LAW 37-6 IS IMPLEMENTED IN THE CASE OF A PROTEST DURING THIS CRITICAL TIME AND BEFORE THE EXPIRATION OF THE EDUCATION STABILIZATION FUNDS WHICH IS IN SEPTEMBER AND THE ARPA FUNDS WHICH IS IN DECEMBER SO THE EDUCATION STABILIZATION FUNDS IS GOING TO EXPIRE SEPTEMBER OF THIS YEAR THE ARPA FUNDS ARE GOING TO EXPIRE IN DECEMBER 2024 TO BE USED FOR MUCH NEEDED CAPITAL IMPROVEMENT PROJECTS FOR GDOE I'D LIKE TO THANK THE PUBLIC AUDITOR AND HIS STAFF FOR EXPEDITION EXPEDITIOUSLY PROMULGATING THESE REGULATIONS AND ALSO ALL THOSE THAT CAME TO THE PUBLIC HEARING TO TESTIFY AND THOSE ARE MY COLLEAGUES THAT CAME TO THE HEARING AS WELL AND I ASKED FOR MY COLLEAGUES SUPPORT *SI YU'OS MA'ÅSE*.

SPEAKER TERLAJE: *SI YU'OS MA'ÅSE* ON THE BILL SENATOR BARNETT YOU ARE RECOGNIZED.

SENATOR BARNETT: THANK YOU MADAM SPEAKER I TOO RISE IN FULL SUPPORT OF THIS MEASURE AND I THANK THE AUTHOR AND I PRAY THAT WE EXPEDITIOUSLY ADDRESS THIS AS IT IS A A NEEDED COMPONENT FOR THE GUAM DEPARTMENT OF EDUCATION ESPECIALLY GIVEN THE TIMELINE OF THE USE OF THESE FUNDS AND THE TENDENCY FOR PROTESTS I MEAN WE ALL KNOW IT IS WHAT IT IS AND I ALSO COMMEND THE AUTHOR FOR WORKING CLOSELY WITH THE OFFICE OF THE PUBLIC AUDITOR TO MOVE THESE RULES IN REGS AND I ASK FOR THE SUPPORT OF THE BODY TO GET THIS MEASURE PASSED *SI YU'OS MA'ÅSE*.

SPEAKER TERLAJE: *SI YU'OS MA'ÅSE* ON THE BILL IS THERE ANYONE ELSE YOU'D LIKE TO BE RECOGNIZED ON THE BILL SENATOR BLAS YOU ARE RECOGNIZED ON THE BILL.

SENATOR BLAS: THANK YOU MADAM CHAIR MADAM CHAIR I TOO RISE IN SUPPORT OF THE THE THIS PIECE OF LEGISLATION I WANT TO THANK AND APPLAUD THE AUTHOR OF THIS LEGISLATION I THINK THAT IT'S A WELL-KNOWN FACT THAT OVER THE LAST FEW YEARS SHE'S BEEN TAKING ON THE MANTLE ON THE ROLE OF BEING ABLE TO MAKE SURE THAT WE CROSS OUR T'S AND DOT OUR I'S WITH REGARDS TO THE PROCUREMENT PROCESS AND EVERYTHING AND I KIND OF TRUST IN IN HER ABILITY TO BE ABLE TO PUT THIS TOGETHER IN WORKING WITH THE OPA SO THAT YOU KNOW WE CAN EXPEDITE THIS AS SHE HAD MENTIONED EARLIER YOU KNOW THERE ARE TIMELINES THAT THAT ARE ATTACHED TO TO THIS FUNDING AND YOU KNOW THE UNFORTUNATELY THOSE TIMELINES THOSE THOSE DEADLINES DON'T TAKE INTO BECAUSE OR WON'T TAKE INTO CONSIDERATION ANY OF THE PROTESTS THAT MAY TAKE MOVE THE PROCUREMENT PROCESS IN IN PAST THE THE EXPIRATION DATE OF THESE THINGS AND WHAT WE'RE TRYING TO DO IS PROVIDE THEM THE TOOLS AND THE AVENUES TO BE ABLE TO RESOLVE THAT AS QUICKLY AND EFFICIENTLY THE MATTER IS POSSIBLE SO THAT WE CAN ACTUALLY GET THE TOOLS NECESSARY FOR OUR GUAM DEPARTMENT OF EDUCATION SO I I APPRECIATE AGAIN THE AUTHORS AND OF THIS LEGISLATION AND THE WORK THAT SHE'S DONE AND I FULL IN FULL SUPPORT OF THAT THANK YOU VERY MUCH MADAM CHAIR.

SPEAKER TERLAJE: THANK YOU SENATOR ON THE BILL IS THERE ANYONE ELSE YOU'D LIKE TO BE RECOGNIZED ON THE BILL ON THE BILL IF NOT THEN THE SPONSOR MAY CLOSE ON THE BILL.

SENATOR PEREZ: THANK YOU MADAM SPEAKER YOU KNOW I REALLY APPRECIATE THE THE SUPPORT FROM MY COLLEAGUES I WOULD LIKE TO MAYBE ADD CO-SPONSORS TO THE BILL SENATOR CHRIS BARNETT SENATOR FRANK BLAS, JR. AND IF THERE'S EVERYBODY ELSE IF THERE'S NO OBJECTION TO THAT.

SPEAKER TERLAJE: IS THERE ANY OBJECTION TO THE MOTION TO ADD SPONSORS SEEING NO OBJECTION MOTION CARRIES MOTION TO PLACE ON THIRD ON THE MOTION.

SENATOR PEREZ: THANK YOU MADAM SPEAKER I MOVED TO PLACE BILL 149-37 AS AMENDED FURTHER SUBSTITUTE ON THE FLOOR TO BE PLACED IN THE THIRD READING FILE.

SPEAKER TERLAJE: ON THAT MOTION TO PLACE A BILL IN THE THIRD READING IS THERE ANY OBJECTION SEEING NO OBJECTION MOTION CARRIES WE ARE NOW ON BILL NUMBER 159-37 LS SENATOR BLAS YOU ARE RECOGNIZED.

SENATOR BLAS: THANK YOU MADAM CHAIR MADAM SPEAKER MADAM SPEAKER I MOVED TO PLACE BILL 159-37 LS INTRODUCED BY MYSELF SENATOR FRANK SENATOR FRANK BLAS, JR. SENATOR JOANNE BROWN SENATOR DWAYNE T.D. SAN NICOLAS SENATOR TELO T. TAITAGUE SENATOR CHRISTOPHER M. DUEÑAS SENATOR JESSE LUJAN AND SENATOR THOMAS J. FISHER AN ACT TO AMEND SUBSECTION 4719 A AND B AND TO ADD A NEW SECTION SUBSECTION 4719 C AND D ALL OF THIS DIVISION ONE ARTICLE 7 CHAPTER 4 TITLE 26 OF GUAM ADMINISTRATIVE RULES AND REGULATIONS RELATIVE TO COMPLIANCE REQUIREMENTS AND REGULATIONS FOR DEPARTMENT OF EDUCATION PUBLIC SCHOOLS INTO THE THIRD READING AND I LIKE THE OPPORTUNITY TO BE ABLE TO DISCUSS IT.

SPEAKER TERLAJE: PLEASE PROCEED.

SENATOR BLAS: THANK YOU MADAM SPEAKER MADAM SPEAKER YOU KNOW CALL WE WERE CALLED INTO THE INTO THIS EMERGENCY SESSION FOR THE PURPOSES OF BEING ABLE TO TRY TO MAKE SURE ONE TWO TWO THINGS ONE IS TO BE ABLE TO PROVIDE A SAFE HEALTHY ENVIRONMENT FOR OUR CHILDREN BUT ALSO SO THAT WE CAN MAKE SURE THAT OUR CHILDREN HAVE THE ABILITY TO BE ABLE TO GET THE EDUCATION THAT THEY NEED AND THEY DESERVE AND AS A RESULT OF THE PUB THE DISCUSSIONS THAT WERE HAD ON A PREVIOUS PIECE OF LEGISLATION THROUGH THE COMMITTEE OF THE WHOLE THERE WERE A LOT OF THINGS THAT WERE THAT WERE DISCUSSED AND THAT THAT WERE REVEALED CAME TO CAME TO REVELATION AND I THINK OF THE MOST PART WHAT I THINK IS THERE'S NOBODY HERE ON THIS IN IN THIS BODY THAT I THAT I BELIEVE NOR ANYBODY INDIVIDUALS WHO ARE WHO ARE CHARGED WITH BEING ABLE TO TO ENSURE THAT OUR CHILDREN HAVE A SAFE ENVIRONMENT AND SAFE AND HEALTHY ENVIRONMENT TO GO TO SCHOOL AT THERE'S NOTHING HERE THAT SAYS THAT WE DON'T WANT THAT WE DO WANT THAT AND YOU KNOW IN RELATIVE TO TO A LAW THAT WAS THAT WAS THAT WAS PASSED AND AND PROMULGATED INTO LAW EARLIER IN THE YEAR WHERE IT PROVIDED BASICALLY LOOK FOR MANY YEARS THE SCHOOLS HAVE NOT MET THE HEALTH AND SAFETY REQUIREMENTS NECESSARY FOR FOR OUR CHILDREN IT'S GOT TO STOP AND THERE WAS THE A MOVE BY THIS LEGISLATION TO MAKE TO TO GET THAT THING IN MOTION AND GRANTED THAT THERE WERE ALREADY SOME

CHALLENGES THAT EXISTED THAT MADE IT I DON'T WANT TO SAY IMPOSSIBLE BUT VERY DIFFICULT TO BE ABLE TO MEET THE TIMELINE NECESSARY TO BE ABLE TO COMPLETE YOU KNOW THE THESE REQUIREMENTS THERE WAS THIS THING CALLED TYPHOON MARWAR THAT CAME BY AND YOU KNOW MARWAR BEING FIRST OFF A NATURAL DISASTER OF WHICH OUR ISLAND HAD NOT SEEN IN OVER TWO DECADES IT PUT A FOR LACK OF A BETTER TERM A HUGE MONKEY WRENCH INTO THIS WHOLE EFFORT TO BE ABLE TO MAKE SURE THAT OUR SCHOOLS ARE IN COMPLIANCE BY THE START OF THE SCHOOL YEAR 2023-2024 AND SO THAT'S WHAT WE ARE IN THE EMERGENCY SESSION FOR SO THAT WE CAN PROVIDE THE TOOLS SO THAT WE CAN WE CAN ENSURE THAT AS QUICK AS POSSIBLE IF WE AND I TELL YOU WHAT THERE'S NOBODY HERE THAT WOULD RATHER DESIRE THAT WE WOULD LIKE TO THAT THE DESIRE TO MEET THOSE MANDATES BEFORE THE START BEFORE THE FIRST CHILD ENTERS THE SCHOOL THAT'S WHAT WE ALL WANT WHAT THE DEPARTMENT OF EDUCATION WAS ASKING FOR AS WELL AS THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES GIVE US THE TOOLS AND THE AND AND BASICALLY THE FLEXIBILITY NECESSARY SO THAT WE CAN CONTINUE WE CAN MEET THESE MANDATES THERE'S NOWHERE IN THE DISCUSSIONS THAT WE HAD OVER THE LAST COUPLE OF DAYS WHERE THE DEPARTMENT OF EDUCATION SAID LOOK I DON'T WANT LET'S LET'S FORGO HAVING SAFE SCHOOLS AND YOU KNOW AND SAFE ENVIRONMENTS NO THEY'VE ALWAYS SAID WE WILL THAT'S WHAT WE WANT TO BE ABLE TO ACCOMPLISH THAT'S WHAT WE WANT TO BE ABLE TO SUCCEED WE JUST NEED TIME TO BE ABLE TO DO THIS HOWEVER WE ALSO NEED TO BE ABLE TO BRING OUR CHILDREN IT BACK IN BACK INTO A A LEARNING ENVIRONMENT YOU KNOW THAT IS CONDUCIVE TO LEARNING AND SO WHAT THIS BILL BASICALLY PROVIDES IS WE'RE NOT SAYING TO REPEAL THE THE THE THE MANDATE THAT WAS SET UP THAT THE DEPARTMENT OF EDUCATION WILL HAVE SCHOOLS IN FULL COMPLIANCE WHAT WE'RE SAYING IS LET'S GIVE THEM SOME OF THE LEEWAY LET'S MOVE THE TIME FRAME OKAY TO THE NEXT SCHOOL YEAR BUT FURTHER YOU'RE NOT GOING TO SIT ON YOUR LORALS YOU'RE NOT GOING TO SIT BACK AND SAY OH WE GOT JUST WE GOT ANOTHER YEAR WE'RE GONNA DO THIS NO WE WANT YOU TO BE ABLE TO PROVIDE A MONTHLY REPORT ON THE PROGRESS AND THE CHALLENGES THAT YOU ARE GOING TO THAT THAT YOU THAT YOU MAY BE FACING TO BE ABLE TO MEET THAT THIS DOES NOT SAY THAT THIS MONTHLY REPORT ALL ABOUT WHEN WE'RE GOING TO NEED ANOTHER YEAR NO I THINK THAT IS SET IN STONE ALREADY BECAUSE YOU KNOW THIS BASICALLY BRINGS THIS STATUE THIS MANDATE BACK TO THE ORIGINAL DATE AND YOU KNOW MADAM SPEAKER I DON'T THINK WE WILL BE HAVING THIS DISCUSSION I WOULDN'T BE STANDING HERE ARGUING FOR THIS FOR YOU KNOW FOR THIS PIECE OF LEGISLATION HAD WE NOT HAD A NATURAL DISASTER THAT WE HAVE TO DEAL WITH SOME WE'RE STILL DEALING WITH THE NATURAL DISASTER I DON'T KNOW ABOUT YOU BUT LAST NIGHT I HAD YOU KNOW I ALREADY I HAD A A ROLLING POWER OUTAGE ON TOP OF THAT I DON'T HAVE I STILL DON'T HAVE INTERNET CAN YOU IMAGINE IF WE HAD TO GO AND AND AND KEEP THIS YEAR ALL THE OTHER LOGISTICAL AND OPERATIONAL CHALLENGES ARE GOING TO BE NECESSARY TO BE ABLE TO GET OUR CHILDREN THE EDUCATION THEY NEED IN A SAFE ENVIRONMENT SO WHAT WE'RE DOING IS WE'RE PROVIDING THEM GIVING THEM THE EXTRA TOOLS NECESSARY WILL THEY NEED ALL THE WAY UP TO 24 25 WE HOPE NOT OKAY BUT IT'S GIVING THEM THAT FLEXIBILITY BUT ALSO IN GIVING THEM THAT FLEXIBILITY IT ALSO GIVES THEM THE RESPONSIBILITY OF BEING ABLE TO REPORT BACK TO US AND REPORT BACK TO THE POWER AND THEN TO THE EXECUTIVE BRANCH THAT THESE ARE THESE AREAS THAT WE ARE THAT WE MAKE PROGRESS ON THESE ARE THE AREAS THAT WE CONTINUE TO HAVE CHALLENGES WITH THESE ARE THE THINGS THAT WE'RE GOING TO THERE'S GOING TO BE THAT CONSTANT COMMUNICATIVE COMMUNICATIONS SO THAT IF IT FALLS BY THE WAYSIDE YOU KNOW IF IF DOE COMES IN NEXT MONTH AND HE SAYS HERE'S MY MONTHLY REPORT AND WE DO NOTHING AND THERE'S THERE'S CHALLENGES WE DO NOTHING THEN FALLS BACK ON US BUT IT PROVIDES US THE OPPORTUNITY TO MAKE SURE THAT WHAT WE HAVE MANDATED WHAT WAS MANDATED IN 3704 AND AS FAR AS THE THE THE THE THE SAFE ENVIRONMENT FOR A HEALTHY ENVIRONMENT FOR CHILDREN IS GOING TO BE MET WE'RE NOT GOING TO DEVIATE FROM THAT THAT'S THAT'S NOT GOING TO WE'RE NOT GOING TO SAY GIVE YOU A VARIANCE FOR THIS THING AND I KNOW THEY'RE SAYING GET IT DONE THE WAY IT'S SUPPOSED TO BE DONE HERE'S THE TIME THAT YOU'RE GOING TO NEED TO BE ABLE TO DO IT GIVE US A PROGRESS REPORT ON THE ON THIS THING SO THAT WE CAN HELP YOU OUT SO WE CAN FIGURE THIS OUT SO THAT AT THE END OF THE DAY IT'S A SAFE AND HEALTHY WORK SCHOOL ENVIRONMENT FOR OUR CHILDREN AND A SAFE AND HEALTHY WORK ENVIRONMENT FOR THE STAFF THE TEACHERS THE SUPPORT STAFF EVERYBODY THAT WORKS IN THE SCHOOLS THAT HELP TO PROVIDE OUR CHILDREN THE EDUCATION SO WITH THAT MADAM CHAIR I'D LIKE TO BE ABLE TO THEN SIT BACK AND LISTEN TO THE TO TO YOU KNOW WHAT MY COLLEAGUES FEEL ABOUT THIS BILL WHAT AMENDMENTS IF NECESSARY IN THIS BILL HOW CAN WE MAKE THIS BETTER AT THE END OF THE DAY WHAT WE WANT TO DO IS PROVIDE A PRODUCT THIS PRODUCT AND MAYBE AND MANY OTHER PRODUCTS TO BE PROVIDED IN OTHER BILLS TO THE GUAM DEPARTMENT OF EDUCATION AND TO THE EXECUTIVE BRANCH IF YOU

WILL TO MAKE SURE THIS GETS DONE SO THANK YOU VERY MUCH MADAM SPEAKER FOR THE OPPORTUNITY TO SPEAK ON THIS AND I WAIT TO HEAR MORE FROM MY COLLEAGUES THANK YOU.

SPEAKER TERLAJE: ON THE BILL NUMBER 159-37 LS IS THERE ANYONE ELSE WHO'D LIKE TO BE RECOGNIZED ON THE BILL SENATOR NICOLAS SHOULD RECOGNIZE ON THE BILL.

SENATOR SAN NICOLAS: I THANK MY THE HONORABLE GENTLEMAN STATESMAN OVER THERE FOR INTRODUCING THIS BILL ALONG WITH MY REPUBLICAN COLLEAGUES THIS IS A WONDERFUL MEASURE IT SHOWS WHAT HAPPENS WHEN CALMER COOLER HEADS PREVAIL IF IT WAS UP TO ME I'D BE OUT THERE GROUNDBREAKING ON NEW SCHOOLS ALREADY I DON'T KNOW HOW I'D FIND IT BUT I FIND A WAY TO BUILD NEW SCHOOLS I THINK REPAIRING THEM IS JUST IT'S JUST NOT WHERE WE WANT TO BE BUT WE GOT TO FIND A WAY TO BUILD NEW SCHOOLS AND REPLACE THE ONES WE ALREADY HAVE THIS BILL JUST VISUALIZE FOR A MOMENT AND THEY'RE YOU'RE FLYING AND YOU'VE GOT FOUR ENGINES AND ONE OF THEM JUST HAPPENS TO BLOW OUT THE PILOT WON'T SAY EVERYBODY JUST LETS IT ALL DITCH THIS PLANE A GOOD PILOT WOULD PROBABLY SAY HANG IN THERE WE HAVE THREE MORE TO GO YOU'RE GONNA FLY US IN THERE AND THAT'S SOME THAT THAT THAT'S THE CONDITION OF SOME OF OUR SCHOOLS YOU KNOW WE'RE MISSING ONE ENGINE BUT WE HAVE THREE MORE GOOD ENGINES YOU KNOW WE GOT THE DESIRE AND THE LOVE AND THE DEDICATION OF OUR TEACHERS THAT'S THAT'S ONE ENGINE AND THE GOOD LEADERSHIP OF OUR PRINCIPALS AND THAT'S A GOOD ENGINE WE HAVE OUR SUPERINTENDENT BRAND NEW ONE AND HE'S A GOOD ANOTHER GOOD ENGINE AND WE HOPE THAT THESE GUYS YOU KNOW WE TRUST THAT THEY WOULD KEEP OUR KIDS SAFE THEY WOULDN'T PUT IN PUT THEM IN HARM'S WAY THIS THIS MEASURE ALLOWS A LITTLE BIT OF LEEWAY A LITTLE BIT OF BREATHING ROOM DOESN'T FOREGO OR OR DISPARAGE WHAT WE'VE SAID IN MOTION ALL IT DOES IS JUST ALLOWS US TO TAKE A STEP BACK TAKE A LITTLE BIT OF A BREATHER AND ALLOW THE PEOPLE WHO WE ENTRUST WE PUT FAITH IN JUST LIKE HOW THE PEOPLE PUT FAITH IN US TO LET THEM DO THEIR JOB AND SO I THANK MY THE VERY GOOD GENTLEMAN A WONDERFUL GENTLEMAN AND MY REPUBLICAN COLLEAGUES FOR THIS BIPARTISAN MEASURE ALLOWING FOR MUCH COOLER CALMER HEADS TO PREVAIL BEING LED BY A GREAT STATESMAN THANK YOU MADAM SPEAKER.

SPEAKER TERLAJE: THANK YOU SENATOR ON THE BILL IS THERE ANY OTHER SENATOR WHO'D LIKE TO BE RECOGNIZED ON THE BILL IF NOT SENATOR BARNETT ON THE BILL.

SENATOR BARNETT: THANK YOU MADAM SPEAKER I'M NOT SURE WHAT WE'RE DOING HERE BUT I THINK IT'S VERY CLEAR THAT THE THE PEOPLE OF GUAM THE PARENTS OF GUAM THE THE STUDENTS OF GUAM WANT AND DESERVE CLEAN SAFE SCHOOLS NOW NOT NEXT YEAR NOW GUAM DEPARTMENT OF EDUCATION OVER THE LAST COUPLE DAYS HAS INDICATED TO US THAT CHILDREN WILL BE GETTING AN EDUCATION THAT THEY ARE WORKING VERY HARD TO OPEN AS MANY SCHOOLS AS THEY CAN BY AUGUST 23RD AND BEYOND AUGUST 23RD THEY WILL CONTINUE TO WORK VERY HARD TO OPEN MORE SCHOOLS WHAT THIS BILL DOES WHAT THIS BILL DOES IS THIS BILL WILL SEND OUR KIDS INTO SCHOOLS THAT ARE NOT SAFE THAT'S WHY I'M CONFUSED ABOUT WHAT WE'RE DOING HERE BECAUSE THE GUAM DEPARTMENT EDUCATION HAS HAD THE OPPORTUNITY IN THE PAST TO MAKE DETERMINATIONS ABOUT HOW SAFE AND SANITARY OUR SCHOOLS ARE AND THEY HAVE FAILED AT THAT RESPONSIBILITY AND I'D LIKE TO REMIND MY COLLEAGUES THAT THAT'S WHY WE PASSED PUBLIC LAW 37-4 AND THIS BILL IS GOING TO MAKE IT TAKE LONGER FOR OUR STUDENTS TO GET INTO CLEAN SAFE SCHOOLS BECAUSE THE GUAM DEPARTMENT OF EDUCATION IN TESTIMONY RIGHT HERE IN THIS BODY JUST THE OTHER DAY SAID THAT THEY PLAN AND ANTICIPATE THAT MOST IF NOT ALL SCHOOLS WILL BE OPEN BY LATE THIS YEAR THIS BILL IS GOING TO MAKE THAT TAKE EVEN LONGER BY STRETCHING IT OUT TO NEXT YEAR AND BY FORCING THE GUAM DEPARTMENT OF EDUCATION AND COME TO THE LEGISLATURE AND I'M A LITTLE OFFENDED AS THE CHAIR OF EDUCATION BECAUSE I THINK I'VE HAD THEM COME TO THE LEGISLATURE PROBABLY MORE THAN ANY OTHER CHAIR OF EDUCATION THAT I CAN REMEMBER AND WE HAVE ALREADY HEARD FROM THE GUAM DEPARTMENT OF EDUCATION THAT WHAT THEY NEED IS THE SUPPORT TO MEET THE MANDATES TO COMPLY WITH PUBLIC LAW 37-4 THAT IS EXACTLY WHAT THEY ASKED FOR MORE SUPPORT WE ALSO HEARD IN THE COMMITTEE OF THE WHOLE THAT FROM PUBLIC HEALTH THAT NEVER BEFORE HAVE THEY SEEN THIS LEVEL OF URGENCY THIS AMOUNT OF HARD WORK BEING DONE AT THE SCHOOLS AND THEY'RE WORKING HARD TO REACH COMPLIANCE AND THEY'RE WORKING HARD AND THEY ASK FOR FOR MORE TIME BUT WE HEARD RIGHT HERE THAT THE SCHOOLS ARE MOLDING THAT THEY'RE NOT SAFE AND OUR PEOPLE OUR KIDS DESERVE CLEAN SAFE SCHOOLS NOW NOT NEXT YEAR RIGHT NOW GDOE AND ITS PARTNERS THEY HAVE THEIR FOOT ON THE GAS THEY'RE MOVING QUICKLY WORKING HARD EVEN WITHOUT THE SUPPORT OF THIS

ADMINISTRATION AND INSTEAD OF TRYING TO DERAIL THEIR HARD WORK TO COME INTO COMPLIANCE WITH SOMETHING WE ALL AGREED WAS NECESSARY FOR OUR PEOPLE AND OUR CHILDREN WE SHOULD BE SUPPORTING THEM TO REACH THESE GOALS WE SHOULD BE PLEADING AND ASKING THE GOVERNOR LIEUTENANT GOVERNOR TO ASSIST THE GUAM DEPARTMENT OF EDUCATION NOT TRYING TO SEND OUR KIDS INTO SCHOOLS THAT THAT AREN'T SAFE THAT AREN'T READY BECAUSE OF TYPHOON MAWAR IT'S A LITTLE CONTRADICTORY TO SAY THAT YOU WANT OUR KIDS TO GO TO SCHOOLS THAT ARE SAFE BUT YET YOU'RE INTRODUCING A BILL THAT IS GOING TO DO THE OPPOSITE OF THAT AND SEND OUR KIDS INTO SCHOOLS THAT AREN'T READY AND THE SCHOOLS THAT STILL NEED WORK AND AGAIN WE SHOULD BE ASKING FOR THAT SUPPORT TO HELP GDOE MEET ITS GOALS NOT GIVE THEM A WAY OUT AND SO THIS IDEA THAT THAT WE'RE GOING TO PASS THESE BILLS THAT CONTRADICT EACH OTHER AND LEAVE IT ON THE DESK OF THE GOVERNOR AND LET HER DECIDE WHO SHE DISLIKES LESS WHOSE BILL WILL GET VETOED WHOSE BILL WILL GET SIGNED PURE POLITICS IS WHAT I SEE HERE IT WAS DISAPPOINTING THAT THAT WE AGREED UNANIMOUSLY THAT OUR KIDS DESERVE TO GO TO CLEAN SAFE SCHOOLS NOW NOT NEXT YEAR AND FRANKLY IT LOOKS LIKE *ADELUP* GOT TO SOME PEOPLE AND I'M JUST SHOCKED AND SURPRISED THAT IT WAS MY REPUBLICAN COLLEAGUES IT'S DISAPPOINTING QUITE FRANKLY AS AS GDOE AGAIN HAS COMMITTED THAT THEY'RE DOING THE HARD WORK THEY'RE MOVING FORWARD AND NOW TO MOVE BACKWARDS LIKE I SAID YESTERDAY THIS IS NOT A DANCE FLOOR WE'RE NOT DOING THE CHA-CHA IF WE TAKE TWO STEPS FORWARD WE SHOULD KEEP GOING FORWARD AND NOT GOING BACKWARDS IF YOU CARE ABOUT THE KIDS AND YOU CARE ABOUT THEIR EDUCATION YOU WILL NOT DELAY WHAT THEY DESERVE AND THAT IS TO GO TO CLEAN SAFE SCHOOLS NOW NOT PUSH IT OFF A YEAR AND THEN BRING BRING GDOE IN HERE NOW THAT THERE'S NO PRESSURE THERE'S NO MOTIVE THERE'S NO NEED TO MEET A MANDATE THAT WE SET IN PLACE A NEW STANDARD AND LEAVE IT UP TO THE HONOR SYSTEM WHICH AGAIN WE KNOW HASN'T WORKED THAT'S WHY WE SET THIS NEW STANDARD DO WE GO EAT LUNCH IN A RESTAURANT AND PRAY THAT THE OWNERS AND THE EMPLOYEES ARE AWARE OF WHAT IS SAFE AND SANITARY IT'S NOT GDOE'S JOB TO DETERMINE WHAT IS SAFE AND SANITARY IT'S THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES AND WE HAVE ARGUED THIS ISSUE AND WE ALL AGREED THAT SCHOOLS THAT CANNOT PASS PUBLIC HEALTH INSPECTIONS ARE NOT SAFE FOR OUR CHILDREN THIS IS NOT ABOUT A STRAY MARKER ON A DESK THIS IS ABOUT REAL HEALTH AND SAFETY RISKS FOR OUR CHILDREN AND I DON'T KNOW MAYBE IT'S BECAUSE WE'RE NOT INVESTED IN OUR PUBLIC SCHOOL SYSTEM MAYBE IT'S BECAUSE WE DON'T HAVE STUDENTS IN OUR PUBLIC SCHOOL SYSTEM MAYBE IT'S BECAUSE WE WENT TO PRIVATE SCHOOL WHATEVER THE REASON IS IT'S NOT GOOD ENOUGH I ASKED THAT MY MY COLLEAGUES AGAIN REMEMBER WHY WE SET THIS NEW STANDARD WHY WE ALL CAME TOGETHER AND AGREED THAT OUR STUDENTS AND OUR TEACHERS WHO SUPPORT THIS NEW STANDARD GET WHAT THEY DESERVE AND WHAT THEY DESERVE IS TO GO TO CLEAN SAFE SCHOOLS NOW THAT IS THE ISSUE AT HAND HERE WHETHER WE WANT OUR KIDS TO GO TO SCHOOLS THAT ARE SAFE AND CLEAN OR WE DON'T AND THIS BILL TO ME SAYS THAT WE DON'T THAT'S WHY I RISE IN OPPOSITION TO THIS MEASURE I BEG AND I PLEAD WITH MY COLLEAGUES TO RECONSIDER THEIR SUPPORT OF THIS MEASURE AND TO KEEP MOVING FORWARD AND TO HELP US GIVE GDOE AND PUBLIC HEALTH THE TOOLS THEY NEED TO REACH COMPLIANCE WITH PUBLIC LAW 37-4 WHICH IS ALREADY HAPPENING THE WORK IS UNDERWAY THE GOAL WILL BE MET SCHOOLS WILL BE OPEN CHILDREN WILL GET AN EDUCATION AND WE WILL ADDRESS THE SAFETY AND SANITATION OF OUR SCHOOLS NOW ANY FURTHER DELAY JEOPARDIZES THE VERY EDUCATION THAT THOSE WHO INTRODUCED THIS BILL CLAIM THEY ARE TRYING TO PROTECT BECAUSE YOU CANNOT EXPECT OUR KIDS TO DO WELL IN SCHOOL TO GET AN EDUCATION IN MOLD-INFESTED RAT INFESTED FLEA INFESTED SCHOOLS WITH DIRTY BATHROOMS AND THAT'S WHY WE PASSED PUBLIC LAW 37-4 BECAUSE WE ALL AGREED THAT IT IS PUBLIC HEALTH THAT MAKES THE DETERMINATION ABOUT WHETHER OR NOT SCHOOLS ARE SAFE ENOUGH FOR OUR STUDENTS AND OUR STAFF'S WORKING SO HARD RIGHT NOW WITH THE HELP OF OF THE MAYOR'S OFFICES AND AGAIN THE GUAM ARMY NATIONAL GUARD BUT I DON'T UNDERSTAND WHY MY COLLEAGUES AREN'T PRESSURING THE ADMINISTRATION ESPECIALLY THOSE OF US WHO ALSO SUPPORTED GIVING THE GUAM DEPARTMENT OF EDUCATION 20 MILLION DOLLARS AND FOR THE GOVERNOR TO TAKE THAT 20 MILLION DOLLARS AND HOLD IT HOSTAGE AND FORCE THE GUAM DEPARTMENT OF EDUCATION TO COME AND KISS THE RING OF *ADELUP* THAT WE CAN GET THE WORK WE NEED DONE AT THE SCHOOLS DONE WE SHOULD BE WORKING TOGETHER COLLECTIVELY ACROSS THIS BODY WITH THE THE DIFFERENT OVERSIGHTS TO MAKE SURE THAT THE AGENCIES THAT THAT WE HAVE OVERSIGHT OF ARE DOING THE MOST TO ASSIST THE GUAM DEPARTMENT OF EDUCATION IN REACHING THE GOAL OF COMPLIANCE WITH PUBLIC LAW 37-4 AND SENDING OUR KIDS TO SCHOOLS THAT ARE CLEAN AND SAFE NOW IT'S A LITTLE PERVERSE FOR THE OFFICE OF THE GOVERNOR LIEUTENANT GOVERNOR TO TAKE CREDIT FOR HELPING OUR SCHOOLS WITH MONEY THAT WE GAVE THE GUAM DEPARTMENT OF EDUCATION TO HELP OUR SCHOOLS SO INSTEAD OF MOVING

FORWARD AND KEEPING THAT ENERGY MY COLLEAGUES HAVE DECIDED TO LET THE ADMINISTRATION OFF THE HOOK AND TO THROUGH THIS BILL GIVE THEM EXACTLY WHAT THEY WANT PLAY RIGHT INTO THEIR POLITICAL SCHEMES AND I'M DISAPPOINTED THAT THAT SOME OF MY COLLEAGUES WHO SUPPORT THIS THIS MEASURE WHO I BELIEVE ARE USUALLY MORE ASTUTE AN OBSERVANT OF OF THE FACTS THAT ARE BEFORE US HAVE CHOSEN INSTEAD TO CLOSE THEIR EYES AND KICK THIS CAN FURTHER DOWN THE ROAD AND I OBJECT BECAUSE AGAIN OUR PUBLIC SCHOOL STUDENTS OUR PUBLIC SCHOOL TEACHERS OUR PUBLIC SCHOOL STAFF DESERVE CLEAN SAFE SCHOOLS NOW NOT NEXT YEAR SO AS MY COLLEAGUES WHO HAVE INTRODUCED THIS MEASURE TO PLEASE RECONSIDER THEIR SUPPORT OF IT AND INSTEAD DO WHAT WE CAN TO KEEP MOVING FORWARD SO THAT OUR KIDS CAN GO TO CLEAN SAFE SCHOOLS NOW THANK YOU MADAM SPEAKER.

SPEAKER TERLAJE: THANK YOU SENATOR ON THE BILL SENATOR TAITAGUE YOU'RE RECOGNIZED THEN SENATOR DUEÑAS.

SENATOR TAITAGUE: THANK YOU MADAM SPEAKER LET'S MAKE ONE THING VERY VERY CLEAR HERE THERE'S NOT ONE SENATOR IN THIS BODY DOES NOT CARE FOR THE SAFETY AND WELFARE OF OUR SCHOOL CHILDREN NOT ONE PERSON AND THEN IF IF ANYONE SAYS ANYTHING DIFFERENTLY SHAME ON THEM BECAUSE THEY'RE LYING TO PUSH THEIR OWN AGENDA.

SENATOR BARNETT: OBJECTION MADAM SPEAKER IF IF WE CARED ABOUT OUR KIDS.

SENATOR TAITAGUE: EXCUSE ME.

SENATOR BARNETT: IF WE CARED ABOUT OUR KIDS WE'D SEND THE TO SCHOOLS THAT ARE SAFE.

SENATOR TAITAGUE: EXCUSE ME A LITTLE MORE DECORUM.

SPEAKER TERLAJE: SENATOR.

SENATOR TAITAGUE: I I DIDN'T I DIDN'T INTERRUPT YOU.

SPEAKER TERLAJE: SENATOR.

SENATOR TAITAGUE: SENATOR BARNETT I DIDN'T INTERRUPT YOU.

SPEAKER TERLAJE: ORDER PLEASE.

SENATOR TAITAGUE: WE ARE ALL VERY PASSIONATE.

SPEAKER TERLAJE: SENATOR ORDER YOU ARE RECOGNIZED.

SENATOR TAITAGUE: THANK YOU MADAM SPEAKER I THINK WE ARE ALL VERY PASSIONATE ABOUT OUR SCHOOL CHILDREN BUT TO PEG PEOPLE IN THIS BODY THAT'S SHAMEFUL WHEN EVERYONE HAS BEEN HERE TO TALK ABOUT A BILL THAT WAS PASSED BY THIS BODY CORRECT A BILL THAT WAS PASSED BY THIS BODY 34 7 I MEAN 37-4 A BILL THAT WE ALL AGREE THAT'S WHY WE'RE HERE TODAY MY COLLEAGUES BECAUSE IT'S FLAWED THAT'S WHY WE'RE HERE TODAY TO PUT ANOTHER BILL TO FIX PUBLIC LAW 37-4 BILL 159-37 DOES THE SAME THING IN FACT THERE'S NOTHING STOPPING 159-37 THIS BILL THAT WE'RE TALKING AND MOVING FORWARD TO TO ALLOW THE VARIANCES THAT THE BILL 156 THAT THE GOOD SPEAKER AUTHORED WITH THE OVERSIGHT CHAIR AND THEN WHY WE'RE HERE TODAY TO FIX PUBLIC LAW 4-37 BY ADDING A VARIANCES THAT WAS NOT ADDED.

SENATOR BARNETT: MADAM SPEAKER I I HAVE A POINT OF INFORMATION MADAM SPEAKER AND I THINK IT WAS INDICATED IN COMMITTEE OF THE WHOLE THAT THAT THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES IN THE GUAM DEPARTMENT.

SENATOR TAITAGUE: MADAM CHAIR.

SENATOR BARNETT: OF EDUCATION.

SENATOR TAITAGUE: THIS IS DEBATE.

SENATOR BARNETT: I'M TRYING TO FINISH MY POINT OF INFORMATION.

SPEAKER TERLAJE: SENATOR BARNETT I WILL RECOGNIZE YOU ON YOUR POINT OF INFORMATION

SENATOR BARNETT: OKAY THANK YOU I JUST WANT TO PROVIDE THE INFORMATION THAT DPHSS AND GDOE WERE MOVING FORWARD FOR MONTHS VARIANCES ARE GRANTED AND VARIANCES THIS POLICY ON GRANTING VARIANCES WAS COMPLETELY REVERSED WHEN *ADELUP* ISSUED A PRESS RELEASE THAT SAID WE CAN'T GRANT VARIANCES AND SO I OBJECT

SPEAKER TERLAJE: SENATOR BARNETT THANK YOU.

SENATOR BARNETT: TO THE IDEA

SPEAKER TERLAJE: THANK YOU SENATOR BARNETT YOU ARE OUT OF ORDER.

SENATOR BARNETT: IS FLAWED.

SPEAKER TERLAJE: SENATOR TAITAGUE YOU'RE RECOGNIZED I BELIEVE WE WERE ALL HERE LISTENING TO THESE ROUND TABLES I KNOW I WAS PRESENT AT MOST OF ANY ROUND TABLE THAT HAD PUBLIC HEALTH OR DEPARTMENT OF EDUCATION I HEARD THE SAME THING BUT ONCE AGAIN WE ARE HERE IN THIS EMERGENCY TO FIX PUBLIC LAW 4-37 I'M PROBABLY SWITCHING THAT ROUND TO 37-4 BUT THAT'S WHY WE'RE HERE TODAY AND BUT THIS BILL BILL 159 THAT WE'RE DISCUSSING ON THE FLOOR RIGHT NOW DOESN'T TAKE AWAY ALLOWING VARIANCES IT DOESN'T DO THAT BUT I WILL TELL YOU ONE THING IT DOES IT REQUIRES ACCOUNTABILITY FOR THE SCHOOLS TO COME BACK THE SUPERINTENDENT TO COME BACK TO US ON A MONTHLY BASIS TO GIVE US A STATUS REPORT OF ALL THE SCHOOLS UNTIL ALL THE SCHOOLS HAVE THEIR SANITARY PERMIT I DON'T SEE ANOTHER BILL OUT HERE THIS WHOLE WEEK THAT HAS THAT ON IT WE'RE TALKING ABOUT HAVING THESE SCHOOLS BE ACCOUNTABLE THIS BILL DOES THAT AND I'M SURE EVERY PARENT IS GOING TO WANT TO SEE THAT SAME REPORT AND I'LL BE HAPPY TO SHARE IT WITH ANY OF OUR CHILDREN'S PARENTS TO SEE WHAT THE STATUS IS THAT'S WHY THIS BILL HAS TO PASS BECAUSE THE OTHER BILLS DON'T HAVE THAT WE'RE NOT GOING TO DROP THE BALL WE'RE NOT CLOSING OUR EYES TO ANYTHING WE ARE OPENING THEM WIDE AND ENSURING THAT OUR SCHOOLS CAN BE OPEN TO TAKE IN OUR STUDENTS AND IF THAT'S SUPERINTENDENT OR ANYONE ELSE BRINGS STUDENTS INTO AN UNSAFE SCHOOL IF THAT'S WHAT THE CONCERN IS I WE HEARD IT WE HEARD IT FROM DOE AND DON'T YOU THINK THAT PUBLIC HEALTH IS NOT GOING TO CONTINUE TO INSPECT THESE SCHOOLS TO ENSURE THAT THESE SCHOOLS ARE SAFE TO GO IN THE SUPERINTENDENT MADE IT CLEAR HE WOULD NOT SEND ANY STUDENTS INTO AN UNSAFE SCHOOL MADAM SPEAKER I YOU KNOW TO SAY THAT ONE OF US HAS BOWED DOWN TO KISS ANY KIND OF RING THAT'S RIDICULOUS WE'RE HERE TRYING TO ASSIST WHERE WE CAN BUT THE AREAS THAT WE CAN'T CONTROL ARE THE OTHER AGENCIES WE CAN'T CONTROL THEM THE GOVERNOR DOES THE GOVERNOR CAN DEPLOY ANYBODY FROM ALL HER AGENCIES TO ASSIST NOT ONLY PUBLIC HEALTH BUT DOE AS WELL WE ARE GIVING HER THE OPPORTUNITY BY HAVING THIS BILL THE BILL THAT BILL 156-37 THAT WE'VE BEEN DEBATING ON THIS WEEK AND EVEN ANOTHER BILL THAT'S GOING TO COME UP WE ARE GOING TO GIVE HER THE TOOLS THAT THERE IS NO EXCUSE AFTER THAT TO HAVE HER AGENCIES COME AND INSIST ANY OF THESE SCHOOLS THAT NEED HELP THAT'S WHAT THIS BILL DOES AS WELL THIS IS NOT A WAY OUT FOR ANYBODY THIS IS NOT A WAY OUT THIS IS A WAY OF MOVING FORWARD WE'VE HAD VARIABLES THAT HAVE COME IN FRONT OF US FOR OUR SCHOOLS SO WE HAVE TO GO WITH THE FLOW PEOPLE THIS TYPHOON THAT WE HAD RECENTLY WE HAVE TO ADJUST THROWING THE HAMMER DOWN AND BEING STUBBORN AND NOT FINDING ANY OTHER KIND OF SOLUTION THAT'S NOT THE WAY TO MOVE FORWARD THAT'S NOT THE WAY TO HELP OUR CHILDREN THAT'S WHY WE'RE IN AN EMERGENCY SESSION RIGHT NOW TO MAKE THOSE AMENDMENTS TO THE LAW THAT WE PASSED RECENTLY 37-4 THAT'S WHY WE'RE HERE TODAY AND THAT'S WHY WE'RE HERE ASKING THIS BODY TO SUPPORT BILL 159-37 BECAUSE WE FOUND ANOTHER SOLUTION TO HELP OUR CHILDREN ONE THAT HAS AN ACCOUNTABILITY SYSTEM TO IT THAT REQUIRES A REPORT EVERY MONTH THAT BEING SAID MADAM SPEAKER EVERY SINGLE ONE IN THIS BODY IS CARING IS DOING EVERYTHING EVERYTHING THEY CAN TO ENSURE THAT OUR STUDENTS ARE SAFE AND TO PROVIDE THEM WITH AN EDUCATION THAT THEY SO DESERVEDLY SHOULD HAVE SO I ASKED MY COLLEAGUES PLEASE TO SUPPORT BILL 159-37 TO SUPPORT 156-37 TO SUPPORT 158-37 91-37 AND ALSO 140 149-37 BECAUSE THEY'RE ALL GOOD BILLS THEY'RE ALL GOOD BILLS THANK YOU MADAM SPEAKER.

SPEAKER TERLAJE: ON THE BILL SENATOR DUEÑAS YOU ARE RECOGNIZED ON THE BILL.

SENATOR DUEÑAS: *SI YU'OS MA'ÁSE'* MADAM SPEAKER AND I CERTAINLY RISE IN SUPPORT OF BILL 159 37 GOING TO MAKE A LITTLE ATTEMPTED HUMOR HERE AND QUOTE SHAGGY WASN'T ME I HAVE NOT RECEIVED A TEXT A

PHONE CALL ANY COMMUNICATION FROM THE GOVERNOR LIEUTENANT GOVERNOR OR ANYBODY FROM ADELUP I THINK SAVE ONE TIME TO GO DOWN AND BE REBUKED FOR BILL 1136 SO I WANT THAT TO BE VERY CLEAR ON THE RECORD I HAVE NOT CAVED NOR BEEN CONTACTED BY ANYBODY TO MAKE THIS DECISION AS A MATTER OF FACT MADAM SPEAKER I HAD TO CONTEMPLATE WHEN BEING APPROACHED WITH THIS OPPORTUNITY BUT IT WAS CLEAR TO ME FIRST AND FOREMOST BY THE RELUCTANCE TO GO INTO THE COMMITTEE OF THE WHOLE AND THEN IT WAS CLEAR TO ME DURING THE REASON WHY MANY OF US WANTED TO GO IN TO COMMITTEE THE WHOLE THAT WE NEEDED INFORMATION TO SEE IF BILL 156 IN ITS TOTALITY AND THE OTHER BILLS INTRODUCED WOULD DO THE JOB I WANT TO GO ON THE RECORD MADAM SPEAKER AND SAYING THAT I'M GOING TO VOTE FOR EVERY SINGLE BILL THAT'S GOING TO BE CONTEMPLATED IN THE DAILY FILE WHEN WE GO TO VOTING I'M GOING TO VOTE YES ON EVERY SINGLE MEASURE BUT MADAM CHAIR ONCE AGAIN I'LL REITERATE WHAT I SAID IN MY CLOSING STATEMENT DURING THE ROUND TWO OF THE COMMITTEE AS A WHOLE WHEN WE WENT AND HAD THE DISCUSSION WITH DEPARTMENT OF PUBLIC HEALTH AND DEPARTMENT OF EDUCATION AND I MUST SAY DURING THESE ENTIRE OVERSIGHTS AND ROUNDTABLES AND OTHERS THAT WE'VE BEEN HAVING MUCH TO MY DISAPPOINTMENT I DON'T KNOW WHETHER IT WAS BY INVITATION OR NON-PROTOTTING BUT WE NEVER HAD A REALLY REALLY GOOD COMMUNICATION ON THE NUMEROUS ROUNDTABLES THAT WE HAD WITH PUBLIC HEALTH WHO WAS CLEARLY IN THE DRIVER'S SEAT WHEN IT CAME TO MEETING AND FULFILLING THEIR END OF THE OBLIGATION TO COMPLY AND TO OPEN OUR SCHOOLS ON TIME AS A RESULT OF 37 4 SO I WAS SKEPTICAL IN TERMS OF WHAT REALLY WAS THE COMMITMENT OVER THE TWO DAYS OF THE COMMITTEE OF THE WHOLE I BECAME CONFIDENT WITH MISS FRANCINE AND PETER JOHN THAT THEY ARE DOING EVERYTHING WITHIN THEIR POWER AND THEY SUPPORT BILL 156 BUT IT BECAME CLEAR THAT MORE THAN LIKELY IT WILL NOT BE ENOUGH MADAM CHAIR ONE THING THAT PERPLEXES ME SINCE I INTEND ON VOTING ON EVERY MEASURE THAT'S GOING TO MAKE IT TO THE THIRD READING FILE IS WHY WE WOULD EVEN BE WORRIED ABOUT THIS BILL IF 156 WILL DO THE JOB IT WOULD BE MOOT AT THAT POINT AND I KNOW MY COLLEAGUES THINK THAT'S ITS POLITICS BECAUSE OF THE FACT THAT THERE WILL BE A VETO OF 156 IN FAVOR OF AND I'M HOPING THAT MY COLLEAGUES WILL JOIN ME ON THIS I WILL VOTE TO OVERRIDE THAT VETO BECAUSE I'M GOING TO TELL YOU RIGHT NOW HERE IN THE RECORD I'M INSULTED AT ANY INSINUATION THAT I WOULD SUPPORT BILL 159 IN ANY SORT OF COLLUSION OR ANY SORT OF REVERSAL I WANT ALL OF THESE MEASURES TO PASS AND I IMPLORE THE GOVERNOR TO SIGN EVERY SINGLE ONE OF THEM AND I HOPE IF 156 IS VETOED THAT WE OVERRIDE IT LIKE WE'VE OVERRIDDEN THREE BILLS NOW IN THIS SESSION I GET THE BATTLE BELIEVE ME I KNOW IT VERY WELL PLENTY OF SCARS AFTER 20 YEARS BUT I WILL NOT I WILL NOT BE ACCUSED ON THIS FLOOR AND NOT STAND UP AND VEHEMENTLY SAY THAT I WOULD BE PART OF ANY POLITICAL GAME TO SUPPORT THIS BILL BECAUSE THERE'S SOME SORT OF POLITICS AFOOT THIS IS A SINCERE EFFORT AFTER TWO DAYS OF LISTENING TO A CONVERSATION BETWEEN THE DEPARTMENT OF EDUCATION AND DEPARTMENT OF PUBLIC HEALTH TO ENSURE AND I CANNOT EMPHASIZE THIS MORE THAT WHAT WE SUPPORT IS OUR CHILDREN GOING BACK TO CLEAN AND SAFE SCHOOLS BUT THE PROBLEM ENUMERATED BETWEEN DEPARTMENT OF EDUCATION SUPERINTENDENT AND PUBLIC HEALTH THAT THEY STATED CLEARLY WAS AND PUBLIC HEALTH MADE IT CLEAR THEY'RE NOT GOING TO MOVE ON TO MAJOR ISSUES ONE IS TO DISALLOW TEACHERS AND OTHER INDIVIDUALS TO COME ONTO THE CAMPUSES FOR ANY OTHER BUSINESS THAN WHAT IT'S CLEARED FOR BECAUSE OF THE MANDATE THE SECOND WAS THE SUPERINTENDENT SAYING THAT HIS STRICT READING OF THE MANDATE WOULD BE THAT THERE WOULD BE AN PUBLIC HEALTH STATED CLEARLY THEY WOULD NOT PARTIALLY ALLOW A SCHOOL TO OPEN EVEN THOUGH THERE MAY BE UP TO 50 PERCENT OF THE ROOMS THAT ARE FULLY CAPABLE OF COMING IN COMPLIANCE WITH SAFETY AND SECURITY PAUSE AND WOULD HAVE TO INCLUDE THE ADMINISTRATIVE BUILDING AND ANY STRUCTURE WHERE THEY'RE GOING TO BE DOING FEEDING OF STUDENTS AND ANY OTHER THING THAT THEY'RE GOING TO CONDUCT THE THIRD IS THEY MADE IT VERY CLEAR THAT IT'S A BUREAUCRATIC PROCESS STILL THAT WE PUT IN PLACE IN 156 TO HAVE THE DIRECTOR BE THE ONE AFTER RECEIVING A REPORT PROBABLY GOING THROUGH A MEETING OF ENVIRONMENTAL HEALTH TO SAY DO YOU CONCUR WITH THESE VARIANCES THAT WE'VE DONE SEND IT UP TO THE DIRECTOR AND HAVE THE DIRECTOR PROBABLY TAKE THESE HUNDREDS OF VARIANCES COMING IN TO SIT THERE SIFT THROUGH AND APPROVE IN THREE WEEKS NOW CAN IT BE POSSIBLE ABSOLUTELY AND IF IT HAPPENS THEN THIS BILL IS MOOT IT WOULDN'T EVEN MATTER BECAUSE THIS 156 SHOULD BE A COMPLEMENTARY LAW ALONGSIDE OF THIS LAW DOES IT CHANGE THE ALACRITY NO THE SUPERINTENDENT WHO I'M VERY REFRESHED I'M GLAD THE BOARD OF EDUCATION IN MY OPINION MADE A DAMN GOOD DECISION THIS SUPERINTENDENT SAT IN FRONT OF US AND SAID I WILL TAKE I'M TAKING THE BULLETS I'M COMMITTED TO THIS AND I WILL NOT LET ONE STUDENT ONE PARENT ONE STAFF MEMBER WALK INTO AN UNSAFE ABILITY FACILITY REGARDLESS OF WHAT LAWS YOU PASS IN SPEAKING TO THIS SUPERINTENDENT THAT I THINK THE

BOARD MADE A DAMN GOOD DECISION IN SELECTING ON THE SIDE HE MENTIONED TO ME AND HE WAS EVEN QUESTIONED ON THIS FLOOR WOULD YOU ALLOW STUDENTS TO GO TO DODEA SCHOOLS INSIDE THE FENCE WHEN YOU HAD AUTHORITY IN THAT POSITION AND HE SAID NO BUT HE SAID HE WILL NOT DO IT NOW THAT HE'S OUTSIDE OF THE FENCE AS WELL YOU KNOW IT PERPLEXES ME ONCE AGAIN WE'RE HERE AND WE'RE SUPPOSED TO BE A DELIBERATIVE BODY WHO RESPECTS THE DELIBERATION YET WE HAVE HAD TO FIGHT TOOTH AND NAIL TO PUT ON A MEASURE THAT WAS IDENTICALLY PLACED IN FACT EVEN WITH MORE TIME THE MEASURE HAVING BEEN INTRODUCED YESTERDAY WE'VE HAD OUR COLLEAGUES WHO HAVE SPOKE PASSIONATELY I'M VERY CAPABLE OF IT MYSELF SAY YOU DON'T LIKE IT VOTE IT DOWN BUT TO INSINUATE THAT THE OTHER COLLEAGUES HAVE MADE SOME SORT OF ACQUIESCENCE SOME SORT OF DEAL SOME SORT OF COLLUSION I DO NOT ACCEPT NOR DO I RESPECT IT I HAVE KNOWN THE AUTHOR OF THIS BILL FRANK BLAS, JR. SINCE THE DAYS HIS FATHER WAS A LIEUTENANT GOVERNOR SINCE HE WAS IN WHAT HERD IS THAT SIR 23RD HERD WITH MY COUSIN THE LATE TGD CRUZ GOD REST HIS SOUL OUT THERE PROTECTING THE LIVES OF OUR PEOPLE WHEN HE WAS A POLICE OFFICER AND AS A SENATOR AS A HOMELAND SECURITY ADVISOR AS SOMEBODY WHO CARES ABOUT THIS ISLAND AND SPENT HIS LIFETIME IN PUBLIC SERVICE PROTECTING THE PEOPLE OF GUAM I DON'T THINK MY COLLEAGUE FRANK BLAS, JR. WOULD INTRODUCE A BILL SUCH AS THIS PARTICULARLY BECAUSE EVERY NIGHT HE GOES TO SLEEP WITH SOMEBODY WHO WAKES UP IN THE MORNING AND SPENDS NO NOT THE 7:30 TILL 2:30 IN THE AFTERNOON BUT PROBABLY ZERO SIX FORTY FIVE TO 1745 EVERY DAY IN *ADACAO* IF HE THOUGHT THAT HE WAS FOR ONE SECOND GOING TO COMPROMISE THE SAFETY AND SECURITY AND SANITARY CONDITIONS FOR OUR CHILDREN TO LEARN IN ONE IF ONE OF THE REASONS I CAN TELL YOU THAT FOR SURE IS BECAUSE IN THE FINANCE WORLD THE GREATEST INDICATOR WELL NOT FLAWLESS A FUTURE RETURNS HIS PAST PERFORMANCE AND THIS GENTLEMAN IS ONE HELL OF A PERFORMER WHEN IT COMES TO TAKING CARE OF OUR PEOPLE SO I SAT WITH MY COLLEAGUES AND YES I THANK SENATOR SAN NICOLAS FOR JOINING US ON THIS BILL AND WE SAID WE ARE NOT GOING TO DO SOMETHING OPEN-ENDED WE ARE GOING TO HOLD THIS SUPERINTENDENT AS FAR AS I'M CONCERNED WHO IS ABSOLUTELY WORTH HIS METTLE TO HIS WORD THAT HE WOULD COME BEFORE THIS BODY MONTHLY NOT BY SUMMONS BUT VOLUNTARILY TO GIVE US A REPORT AND A SIT AND A SITUATIONAL AWARENESS OF EVERY STEP OF THE WAY ON A MONTHLY BASIS I ACTUALLY THINK MADAM SPEAKER WITH THE COMPLIMENT OF BILLS THAT WE SHOULD PASS IN THIS LEGISLATURE TODAY IF POSSIBLE WILL ACTUALLY BE THE ROAD MAP TO GETTING THIS DONE BEFORE 2024 BUT BEING ABLE TO PUT STUDENTS IN SCHOOLS ON TIME ON A SCHEDULE SO THEIR PARENTS AND EVERYONE CAN UNDERSTAND WHAT THEY'RE DOING IN THE NEXT THREE WEEKS BECAUSE THEY ARE THE ONES WHO ARE IN THE MIDDLE OF ALL OF THIS WE CAN MAKE OUR POLITICAL PRONOUNCEMENTS ALL I WANT ALL WE WANT I HAVE TAKEN PLENTY OF OPPORTUNITY TO BE DISAPPOINTED BY THE ADMINISTRATION BUT WHAT IT COMES THE TIME WHEN WE HAVE TO MAKE A DECISION BECAUSE THE PEOPLE WHO ARE STUCK IN THE MIDDLE ARE PARENTS AND CHILDREN THEY WILL BE THE FINAL ARBITERS OF WHETHER OR NOT THE SCHOOLS ARE READY FOR THEIR KIDS TO GO I JUST WANT TO GIVE THEM AN OPPORTUNITY AND I THINK THIS BILL HAS PLENTY OF INTEGRITY THANK YOU MADAM CHAIR.

SPEAKER TERLAJE: ON THE BILL SENATOR MAJORITY LEADER YOU'RE RECOGNIZED.

SENATOR SHELTON: MADAM SPEAKER I MOVED TO RECESS UNTIL 2 P.M. TODAY.

SPEAKER TERLAJE: THERE'S AN OBJECTION.

SENATOR SHELTON: I WITHDRAW.

SPEAKER TERLAJE: ON THE BILL SENATOR FISHER YOU'RE RECOGNIZED.

SENATOR FISHER: THANK YOU VERY MUCH SPEAKER I RECOGNIZE THE HOUR AND I REALIZE THAT WE HAVE TO GET TO LUNCH SO I'LL TRY AND BE BRIEF I'D LIKE TO FIRST OF ALL ASSOCIATE MYSELF WITH THE REMARKS OF SENATOR DUEÑAS ENTIRELY AGREE WITH HIM I CAN ASSURE YOU TO MY FRIEND ON THE OTHER SIDE OF THE AISLE I CAN ASSURE YOU SIR THAT I RECEIVED NO PHONE CALL TELEGRAM TELEGRAPH FROM *ADELUP* AT ALL BUT I CAN ALSO TELL YOU IF THE GOVERNOR HAD CALLED ME I WOULD HAVE LISTENED TO HER WITH RESPECT THE GOVERNOR IS NOT THE ENEMY THE PEOPLE OF GUAM DON'T WANT US TO YOU KNOW DRAW FACTIONS AND GO TO WAR WITHIN WITH ONE ANOTHER THEY'RE CONCERNED ABOUT THE KIDS GETTING EDUCATED SHE IS NOT THE ENEMY WE'RE MEMBERS OF DIFFERENT POLITICAL PARTIES BUT I RECOGNIZE THAT SHE'S NOT THE ENEMY AND I'M NOT GOING TO TREAT HER AS A PIÑATA TO ADVANCE MY OWN POLITICAL OR PERSONAL AGENDA I'M JUST NOT GOING TO DO THAT.

SENATOR BARNETT: POINT OF PERSONAL PRIVILEGE OF MADAM SPEAKER I HAVE NOT IN ANY WAY INDICATED THAT THE GOVERNOR IS THE ENEMY I'VE ONLY INDICATED THAT I AM DISAPPOINTED THAT HER ADMINISTRATION AND ALL OF ITS POWER HAS TURNED A BLIND EYE AND REFUSED TO HELP OUR PUBLIC SCHOOLS IN A MEANINGFUL WAY THAT IS WHAT I DID I DID AT NO POINT IN ANY OF THE REMARKS I MADE ON THE FLOOR INDICATE THAT I CONSIDER THE GOVERNOR AN ENEMY I TREAT HER WITH RESPECT WHENEVER I SEE HER AND WITH ALL DUE RESPECT I'M OFFENDED BY THE REMARKS OF SENATOR FISHER.

SENATOR FISHER: MA'AM SENATOR BARNETT IS.

SPEAKER TERLAJE: YOU HAVE THE FLOOR SENATOR FISHER.

SENATOR FISHER: YES THANK YOU I JUST HAVE TO OBSERVE THAT SENATOR BARNETT WAS OUT OF ORDER BECAUSE THAT IS CERTAINLY NOT A POINT OF PERSONAL PRIVILEGE THAT IS MERELY SPEECHIFYING SO ANYWAY LET ME JUST FOLLOW UP WITH THAT YOU KNOW THOUSANDS THOUSANDS TENS OF THOUSANDS OF PEOPLE ON THIS ISLAND VOTED FOR THE GOVERNOR BECAUSE THEY TRUSTED HER JUDGMENT AND I'M GOING TO TRUST THE PEOPLE OF GUAM AND THEIR JUDGMENT SO AGAIN I'M NOT GOING TO TREAT ANYBODY AT ADELUP LIKE A PIÑATA JUST TO ADVANCE WHAT I WANT TO HAPPEN I WANT TO WORK COLLECTIVELY AND EVERYBODY OVER HERE WANTS TO WORK COLLECTIVELY TO GET THOSE KIDS THEIR DERRIERES IN THE SEATS NOW I THINK THAT AT THE BEGINNING OF THE DISCUSSION ON THIS BILL AGAIN UNFORTUNATELY ON THE OTHER SIDE OF THE AISLE WE WERE WAVING A BLOODY SHIRT AND MAKING IT LOOK LIKE YOU KNOW HELL AND BRIMSTONE WAS COMING DOWN ON US I REMEMBER THAT THE SUPERINTENDENT AGAIN I REALLY ASSOCIATE MYSELF WITH WITH SENATOR DUEÑAS THE SUPERINTENDENT SAID THE SCHOOLS CAN OPEN THE SUPERINTENDENT SAID THE SCHOOLS CAN BE CLEANED AT THE SAME TIME THEY ARE OPENED I TRUST HIS WORD I PARTICULARLY TRUST THE FACT THAT HE SAID THAT HE WOULD NOT ALLOW CHILDREN IN LOCATIONS THAT ARE DANGEROUS AND I BELIEVE HIM AT THAT I BELIEVE HE HAS THE EXPERTISE TO WORK THROUGH THAT REMEMBER WITH THIS BILL AND THE OTHERS THAT ARE OFFERED WE'RE GOING TO NOT HAVE DOUBLE SESSIONS THAT WHOLE NIGHTMARE WE'RE GOING TO AVOID IT WE'RE NOT GOING TO HAVE ONLINE LEARNING GOD FORBID BECAUSE IT DOESN'T WORK IN DOUBLE SESSIONS ARE A NIGHTMARE THEY'RE DISRUPTIVE FOR FAMILIES AND EVERYTHING HARDLY NEEDS TO BE HARDLY NEEDS TO BE MENTIONED BUT YOU KNOW WE'RE YAKKING ABOUT THAT BUT THE REAL POINT IS THE CHILDREN ARE NOT GETTING AN EDUCATION YOU CAN'T RECOVER THAT WE WENT THROUGH COVID THERE WAS A TWO LOST YEARS THAT WE WILL NEVER NEVER RECOVER IT WILL BE FEELING THAT THROUGHOUT THE NEXT GENERATION WE HAVE GOT TO GET THE CHILDREN IN SCHOOL THE DEPARTMENT OF EDUCATION IS THE MOST IMPORTANT FOUNDATIONAL BLOCK IN THIS GOVERNMENT THE DEPARTMENT OF EDUCATION IS ABOUT THE FUTURE ENTIRELY UNLIKE OTHER AGENCIES THAT ARE WORKING WITH CLEAR AND PRESENT PROBLEMS THE DEPARTMENT OF EDUCATION IS PREPARING GUAM FOR A TIME AFTER WE ARE ALL DEAD I WANT THEM TO SUCCEED AT THAT I WANT GUAM TO SUCCEED AND THIS IS THE WAY TO DO IT GET THESE KIDS EDUCATED MAKE IT HAPPEN NOW THANK YOU VERY MUCH MA'AM.

SPEAKER TERLAJE: ON THE BILLS THERE ANYONE ELSE ON THE BILL MAJORITY LEADER YOU ARE RECOGNIZED.

SENATOR SHELTON: THANK YOU MADAM SPEAKER I MOVED TO RECESS UNTIL 2:30 TODAY.

SPEAKER TERLAJE: IS THERE ANY OBJECTION TO MOTION TO RECESS UNTIL TWO SEEING NO OBJECTION MOTION CARRIES RECESS UNTIL TWO.

RECESS

I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN
2023 (FIRST) Regular Session
LEGISLATIVE JOURNAL

Speaker Antonio R. Unpingco Legislative Session Hall

July 31, August 1, 2, 3, 2023

NOTE SPEAKER TERLAJE PRESIDES

SPEAKER TERLAJE: *MANANA SI YU'OS I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN* IS BACK IN SESSION FROM RECESS WE ARE CONTINUING ON THE SECOND READING WE ARE ON BILL NUMBER 158-37 LS WE LEFT OFF ON A FLOOR AMENDMENT BY SENATOR TAITAGUE SENATOR TAITAGUE YOU MAY CLOSE ON THE AMENDMENT.

SENATOR TAITAGUE: *SI YU'OS MA'ÅSE'* MADAM SPEAKER MADAM SPEAKER I APPRECIATE ALL THE COMMENTS THAT WERE MADE I'M JUST GOING TO MAKE THIS VERY SHORT WE'VE BEEN AT THIS FOR ABOUT A WEEK TRYING TO FIGURE OUT HOW WE'RE GOING TO YOU KNOW HELP WITH THE OPENING OF THE OF THE SCHOOL AND PROVIDE A SAFE ENVIRONMENT FOR NOT ONLY OUR STUDENTS BUT OUR TEACHERS AND THE STAFF THAT WORK AT DOE THIS REPORTING REQUIREMENT MAY BE IN ANOTHER LAW BUT IT ALSO ADDS ADDITIONAL REQUIREMENTS DIFFERENT VERBIAGE AND I DON'T SEE ANY REASON WHY WE CAN'T HAVE THIS LAW OR THIS AMENDMENT IN AND IF IT SHOULD PASS THIS BILL SHOULD PASS THAT IT COMPLEMENTS THE SAME KIND OF REPORTING REQUIREMENT AT LEAST SOME OF IT IN IN A PRIOR LAW PUBLIC LAW 4-37 IT MAKES IT VERY VERY CLEAR THAT IF ONE PERSON BELIEVES THAT THERE'S NO REPORTING REQUIREMENTS ARE REQUIRED IN THIS LAW WELL IF THIS LAW PASSES WE'VE GOT TWO OF THEM SAYING YES IT DOES AND IT'S ABOUT ACCOUNTABILITY TRANSPARENCY WHICH WE ALL BELIEVE IN BECAUSE I HOPE WE ALL BELIEVE IN AND I JUST ASKED MY COLLEAGUES TO SUPPORT THIS AMENDMENT.

SPEAKER TERLAJE: THANK YOU SENATOR ON THE AMENDMENT THIS IS THE SECOND AMENDMENT ON THE PAGE ON SECTION THREE THERE WAS AN OBJECTION ALL IN FAVOR OF THE AMENDMENT PLEASE RAISE YOUR HAND JUST HOLD IT UP FOR A LITTLE WHILE AMENDMENT PASSES WE'RE BACK ON THE BILL SENATOR TAITAGUE DID.

SENATOR TAITAGUE: YEAH I STILL HAVE A LITTLE MORE TIME LEFT BUT YOU KNOW I'LL JUST I'LL YIELD MY TIME AND THEN MOVE ON THANK YOU.

SPEAKER TERLAJE: ALL RIGHT THANK YOU AND ON THE BILL IS THERE ANY SENATOR WHO'D LIKE TO BE RECOGNIZED ON THE BILL ON BILL 158 ON THE BILL SENATOR BLAS YOU ARE RECOGNIZED.

SENATOR BLAS: THANK YOU MADAM SPEAKER FOR THE OPPORTUNITY AND GOOD MORNING UM YOU KNOW MADAM SPEAKER BILL 158 AND I WANT TO THANK THE GOOD AUTHOR OF THE OF THE LEGISLATION IS AGAIN YOU KNOW WE'LL LEAVE IT TO THE SUBJECT MATTER EXPERTS GIVE THEM THE TOOLS AND GIVE THEM THE ABILITY TO BE ABLE TO MAKE SOUND AND DECISIONS AND YOU KNOW RECOGNIZING THAT WITH THE RECENTLY PASSED AMENDMENTS OF ENSURING THAT THERE IS STILL THE ACCOUNTABILITY THAT'S NECESSARY TO THIS I THINK AT THE END OF THE DAY IT IS THE GOAL THE GOAL THAT THAT THE KIDS DO UM THE CLASSROOMS AND THE AND THE PLAYROOMS THE LIBRARY CAFETERIA AND THE OFFICES THAT THEY'RE GOING TO BE OCCUPYING OR GOING IN AND OUT OF THAT THESE PLACES ARE SAFE THEY'RE HEALTHY THEY'RE CONDUCIVE TO A LEARNING ENVIRONMENT THIS IS AGAIN AS WITH THE MANY BILLS THAT WE HAD DELIBERATED IN THIS EMERGENCY SESSION A COLLECTIVE GATHERING OF TOOLS AND OF ALTERNATIVES AND A MEANS TO BE ABLE TO ACCOMPLISH ULTIMATELY WHAT WE WOULD LIKE TO HAVE ACCOMPLISHED AGAIN I I NEED TO REMIND THEM YOU KNOW BACK WHEN WE WHEN WE DISCUSSED 3704 WE RECOGNIZED THAT THERE WAS GOING TO BE CHALLENGES BUT WE WE PUSH THE HEAD WE FORGED AHEAD ON IT I'VE BEEN WATCHED TO US AND TOO MANY YOU KNOW TO ALMOST EVERYBODY THERE WAS A NATURAL DISASTER THAT OCCURRED THAT OBVIOUSLY THREW A WRENCH INTO THE WHOLE SYSTEM OKAY WHICH GIVES US THE OPPORTUNITY WHICH IS WHY WE'RE IN THIS EMERGENCY BECAUSE WE HAVE TO LOOK BACK LOOK AT OKAY WHAT HAD BEEN SAID MAY HAD MAY NEED TO BE RESET AND BILL 158 IS ONE OF THOSE OPPORTUNITIES AND ONE OF OUR ALTERNATIVES THAT WE WOULD LIKE TO BE ABLE TO GIVE TO THE GUAM DEPARTMENT OF EDUCATION AND TO THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES SO I APPLAUD THE AUTHOR AND I'M IN SUPPORT OF THIS MEASURE THANK YOU VERY MUCH MANAGER

SPEAKER TERLAJE: THANK YOU SENATOR ON THE BILL SENATOR FISHER YOU'RE RECOGNIZED THEN SENATOR DUEÑAS.

SENATOR FISHER: THANK YOU VERY MUCH MA'AM I ALSO WOULD LIKE TO CONGRATULATE THE AUTHOR OF THIS BILL SENATOR DWAYNE T.D. SAN NICOLAS IT'S AN EXCELLENT BILL IT IS STRAIGHTFORWARD NO QUESTION ABOUT WHAT IT WILL DO AND WHAT IT WILL DO IS UH GET OUR KIDS IN SCHOOL AND GETTING THEM EDUCATED AND THERE'S NOTHING WRONG WITH THAT AND I APPLAUD I APPLAUD THE SURGICAL NATURE OF THIS BILL AND I SUPPORT IT THANK YOU VERY MUCH MA'AM.

SPEAKER TERLAJE: THANK YOU SENATOR SENATOR DUEÑAS ON THE BILL YOU'RE RECOGNIZED.

SENATOR DUEÑAS: *SI YU'OS MA'ÁSE'* MADAM SPEAKER AND I ALSO RISE IN FULL SUPPORT OF 158 37 IT'S KIND OF INTERESTING BECAUSE AS MANY OF US WERE GATHERING TO TALK ABOUT POTENTIAL ALTERNATIVES AND OPPORTUNITIES HAVING SAT AND HEARD THE SUPERINTENDENT IN PUBLIC HEALTH FOR A COUPLE OF DAYS GO OVER 156 WE WERE DISCUSSING ISSUES AND ALL OF A SUDDEN WE SEE A BILL INTRODUCED BY OUR GOOD FRIEND AND THE GOOD SENATOR SAN NICOLAS AND I WAS LIKE WOW I GUESS MANY OTHERS ARE CONTEMPLATING THIS AND SO WE HAD A GREAT OPPORTUNITY TO SPEAK AND CHAT WITH HIM AND I I WANT TO RECOGNIZE THAT WE WERE ON THE SAME TRAIN OF THOUGHT BECAUSE OF HIS LINE OF QUESTIONING VERY STRAIGHTFORWARD LINE OF QUESTIONING TO THE SUPERINTENDENT YOU KNOW THERE HAS BEEN QUESTIONS AND THERE WAS A QUESTION TO THE SUPERINTENDENT SWANSON THAT WOULD YOU ALLOW DODEA SCHOOLS TO OPEN OR OPERATE UNDER THESE CONDITIONS AND HE SAID NO BUT MANY OF US ASKED HIM WITH ADDITIONAL TOOLS AND NOT BEING PREPARED WOULD YOU ALLOW OUR SCHOOLS TO OPEN AND COMPROMISE SAFETY OF ANY ONE OF OUR STUDENTS FACULTY OR STAFF AND HE ALSO SAID NO AN EMPHATIC NO TO THAT SO WITH THE DUELS THAT WE HAVE ALL LAID OUT AND FOR THE DISPOSITION OF THE GOVERNOR TO MAKE A DECISION GOING FORWARD WHEN THESE BILLS ARE TRANSMITTED I'M CONFIDENT WITH THE PASSAGE OF THIS BILL AND OTHERS AS OPPORTUNITIES FOR THE GOVERNOR AND THE EXECUTIVE BRANCH WORKING WITH DEPARTMENT OF EDUCATION TO SORT THROUGH THE SEVERAL WEEKS IN FRONT OF US AND OF COURSE THE DAYS WEEKS AND MONTHS BEYOND THAT THAT THERE HAVE BEEN ASSURANCES AND I BELIEVE THAT'S WHY THE GOOD SENATOR TOOK THE INITIATIVE TO INTRODUCE THE BILL AND THEN ALSO WAS GRACIOUS GRACIOUS ENOUGH TO SUPPORT ALSO 159 AND JOIN THE REST OF US WHO DECIDED TO GO AHEAD AND PROVIDE AN ALTERNATIVE AS WELL SO I DON'T THINK WE CAN OVER EMPHASIZE THE FACT THAT OUR GOOD SUPERINTENDENT WHO SAID LET ME SPEAK TO THESE ISSUES BECAUSE I'M THE ONE WHO TAKES THE BULLETS AND SO I HAD I WAS SO IMPRESSED BY THAT PRESENTATION OF THE SUPERINTENDENT AND I'M MORE IMPRESSED BY THE FACT THAT SENATOR SAN NICOLAS TOOK THAT SAME ENERGY PUSHED IT FORWARD AND SAID WELL I'LL SEE YOU ONE I'LL RAISE YOU AND SEE WHAT HAPPENS THANK YOU MADAM CHAIR.

SPEAKER TERLAJE: THANK YOU SENATOR ON THE BILL IS THERE ANYONE ELSE WHO'D LIKE TO BE RECOGNIZED ON THE BILL ANY SENATOR SENATOR BARNETT YOU'RE RECOGNIZED ON THE BILL.

SENATOR BARNETT: THANK YOU MADAM SPEAKER I WANT TO FIRST START WITH SOME NEWS I LEARNED OF THIS MORNING THAT WETTENGEL ELEMENTARY SCHOOL HAS FAILED ITS PUBLIC HEALTH INSPECTION BUT THAT DOESN'T SEEM TO MATTER BECAUSE THIS BILL WILL ALLOW KIDS TO GO TO THAT SCHOOL ANYWAY AND ALTHOUGH I HEARD FROM HIGH-RANKING GDOE OFFICIALS THAT THE REASON WHY THEY FAILED INSPECTION WAS SOMETHING ABOUT THE WINDOWS DIDN'T HAVE SCREENS WHAT I HEARD FROM TEACHERS THIS MORNING WAS MORE UNNERVING HAS PUBLIC HEALTH SHARED THAT WETTENGEL ELEMENTARY SCHOOL MY SCHOOL FAILED INSPECTION WITH THE LEGISLATURE BECAUSE WE WERE NOTIFIED THAT WE FAILED AND I HAD RESPONDED TO THIS TEACHER I HAD HEARD IT WAS SOMETHING ABOUT THE SCREENS ON THE WINDOWS NO WE TEACHERS KNEW WE'D FAIL BECAUSE OF OUR ROACH INFESTATION AND RATS IN THE CLASSROOM THIS IS MY CLASSROOM SENT A PICTURE I HAVE GAPS IN MY WALLS AND IN OTHER PLACES I'M SURE A LOT OF THE CLASSROOMS ARE JUST LIKE THIS THERE WAS A SHELF BLOCKING THAT SIDE AND IT'S A PICTURE OF HER CLASSROOM WHERE THERE IS A GAP IN THE WALL THAT WOULD ALLOW A VECTOR LIKE A ROACH OR A RAT TO ENTER THE CLASSROOM IT'S BEEN FOUR YEARS IN THAT ROOM AND I'VE BEEN BLAMING MY AC FOR THE FLOOD ON MY FLOORS WHEN ALL THIS TIME IT WAS COMING FROM THESE GAPS I WAS TOLD YESTERDAY THEY SEALED IT WITH A TEMPORARY SEAL BEFORE MY ROOM WAS INSPECTED MAJORITY OF THE AIRCON UNITS ARE NOT WORKING PROPERLY AND SOME ARE JUST DEAD IT'S BEEN THIS WAY SINCE WAY BEFORE MAWAR I JUST SPOKE WITH OUR SCHOOL NURSE THIS MORNING SHE IS VERY CONCERNED WITH MOLD ESPECIALLY FOR US TEACHERS I'VE BEEN IN RECEIPT OF JUST A OVERWHELMING AMOUNT OF MESSAGES IN SUPPORT OF KEEPING THIS UNREASONABLE TIMELINE OF PUBLIC 37-4 IN PLACE THOSE WHO WANT TO DO THE CHA-CHA DON'T CARE BECAUSE THEY DON'T HAVE THEIR CHILDREN GOING TO PUBLIC SCHOOLS PRAYING FOR CONTINUED STRENGTH AND THAT WE DO WORK TOGETHER TO FINALLY PUT EDUCATION AND SAFETY FIRST FOR OUR FUTURE AND OUR ISLAND THANK YOU FOR VOICING WHAT WAS HEAVY IN OUR THOUGHTS ALTHOUGH MY MIDDLE SCHOOL THAT

I TEACH AT RECENTLY PASSED INSPECTION IT'S JUST NOT ENOUGH AND UNACCEPTABLE AS A PARENT AT THIS SCHOOL I WOULDN'T GO TO A RESTAURANT THAT WAS RATED A C FOR INSPECTION HAVE THOSE SENATORS WHO WANT TO OPEN UNSAFE UNHEALTHY SCHOOLS MOVE THEIR OFFICES TO THOSE SCHOOLS AS AN EDUCATOR OF 22 YEARS I WANT TO THANK YOU FOR BEING A TRUE REPRESENTATIVE AND VOICE OF THE SCHOOL SYSTEM ANOTHER MESSAGE I'VE BEEN A TEACHER FOR JUST A YEAR AND I'VE ALREADY EXPERIENCED DEAD MICE IN MY CLASS HEAT EXHAUSTION FROM STUDENTS DUE TO NON-WORKING AIR CONDITIONERS AGAIN BEFORE MAWAR SNAKES AND CHICKENS ROAMING AROUND RANDOMLY AND MOLD INFESTATIONS I KNOW MANY HAVE QUIT BECAUSE OF THESE CONDITIONS AND THAT IT'S BEEN ACCEPTED AS THE STATUS QUO I WAS EXCITED WHEN YOUR BILL BECAME LAW BECAUSE I THOUGHT FINALLY THEY CARE AND WILL MAKE THINGS HAPPEN NOW IF SCHOOL ADMINISTRATORS SAY THEY HAD CLASSROOMS WIPED DOWN FOR MOLD AND THE SCHOOLS ARE SAFE TO PEOPLE FOR PEOPLE TO BE IN WHAT WILL THE CONTRACTED MOLD MITIGATION PEOPLE BE THERE FOR YOU I HAVE ASTHMA AND I WORRY ABOUT IF I'M FORCED TO CLEAN MY CLASSROOM ON FRIDAY AND THERE'S MOLD THAT I'M EXPECTED TO WIPE DOWN ANOTHER MESSAGE COMMENT IT'S SO DISAPPOINTING TO READ HOW OUR ELECTED LEADERS ARE PERFECTLY FINE WITH SENDING OUR KIDS TO SCHOOLS WITH MOLD RATS AND FLEAS GOVERNOR SENATORS WOULD YOU EAT AT A RESTAURANT WITH MOLD WOULD YOU ALLOW YOUR GRANDKIDS TO PLAY IN A PLAYGROUND INFESTED WITH FLEAS HOW CAN THEY BE COMFORTABLE WITH OUR CHILDREN ENTERING ANY BUILDING WITH THESE CONDITIONS HOW CAN THEY DENY OUR CHILDREN THEIR RIGHT TO A SAFE AND SANITARY LEARNING ENVIRONMENT AS A PARENT OF THE PUBLIC SCHOOLS I COMPLETELY UNDERSTAND THAT MY CHILDREN MAY NOT GO TO SCHOOL ON AUGUST 23RD BUT I AM LOOKING FORWARD TO THE CLEAN CAMPUS THEY WILL EVENTUALLY RETURN TO I PRAY THAT ALL OF OUR LEADERS STOP COMPLAINING AND POINTING FINGERS AND THAT THEY WILL TRULY PUT ALL HANDS ON DECK TO FIX OUR SCHOOLS ONCE AND FOR ALL THE CHILDREN OF GUAM DESERVE A CLEAN ENVIRONMENT TO LEARN NOT FANCY JUST ACCEPTABLE HOW CAN YOU EXPECT A'S AND B'S FROM STUDENTS THAT WERE PLACED IN SCHOOLS THAT WERE RATED D'S AND F'S THEY HAVE ACCEPTED THESE CONDITIONS FOR WAY TOO LONG I CAN'T BELIEVE SOMEONE TO LEAVE IT UP TO THE SUPERINTENDENT TO DECIDE I'M SURE HE'LL DO GREAT THINGS FOR GDOE BUT THIS IS WHY YOU GUYS ARE HERE HAVING THIS DISCUSSION IN THE FIRST PLACE I WAS AT A PHASE THREE SCHOOL THIS MORNING BECAUSE I I WANTED TO JUST CHECK YOU KNOW THERE WAS A LOT OF TALK ABOUT GETTING OUR KIDS EDUCATED AND THE KIDS SHOULD BE IN SCHOOL AND THEY SHOULD BE IN CLASS AND THEY SHOULD BE LEARNING AND THESE OVER BROAD GENERALIZATIONS ARE HARD TO ARGUE BECAUSE I AGREE I TOTALLY AGREE OUR KIDS SHOULD BE IN SCHOOL THEY SHOULD BE LEARNING BUT THAT'S IN JEOPARDY BECAUSE OF OUR FAILURE TO HOLD OUR LEADERS ACCOUNTABLE OVER THE LAST FEW DECADES AND SO THIS PHASE THREE SCHOOL BECAUSE WE'RE TALKING ABOUT SENDING KIDS BACK TO SCHOOLS AND I FEAR THAT WITH ALL OF THESE EFFORTS TO GET THESE KIDS BACK INTO SCHOOLS THAT EVEN IF WE LEAVE IT UP TO THE SUPERINTENDENT AS A PREVIOUS SPEAKER HAD SAID WE'RE GOING TO END UP HAVING DOUBLE SESSION ANYWAY BECAUSE THIS PHASE THREE SCHOOL I WAS AT DOESN'T HAVE WORKING BATHROOMS AND THE ONES THAT ARE WORKING YOU COULD SMELL AS YOU APPROACH IN DESPERATE NEED OF REPAIR SO I ASKED THE STAFF AT THE SCHOOL WHO WERE BUSY SCRAPING PAINT TO PREPARE THE SCHOOL FOR THE STUDENTS LET'S SAY ANY COMBINATION OF THESE BILLS THAT WE'RE DISCUSSING PASSES WOULD YOU BE ABLE TO OPEN THE RESPONSE WAS SENATOR HOW CAN WE OPEN WE DON'T EVEN HAVE BATHROOMS SO I HOPE IF WE'RE GOING TO PASS LEGISLATION AND SEND IT OVER TO THE DESK OF THE GOVERNOR WHERE IT MAY BE POTENTIALLY SIGNED THAT WE'RE PREPARED TO ASSIST THESE SCHOOLS THAT WE'RE TRYING TO FORCE TO OPEN BECAUSE THEY'RE SIMPLY NOT READY AND A PREVIOUS SPEAKER HAD MENTIONED INTERESTINGLY TYPHOON MAWAR AS A REASON TO OPEN SCHOOLS AND TYPHOON MAWAR IS A REASON THE SCHOOLS NEED MORE TIME TO BE SAFE AND HEALTHY TO BE ABLE TO OPEN AND SO WE TALK ABOUT SENDING OUR KIDS BACK INTO SCHOOLS I JUST WANT TO BE CLEAR THAT WE'RE NOT TALKING ABOUT A STRAY MARKER ON A DESK WE'RE TALKING ABOUT REAL AND SIGNIFICANT HEALTH AND SAFETY RISKS GOD BLESS THE SUPERINTENDENT'S HEART THERE'S BEEN A LOT OF TALK ABOUT LEAVING IT UP TO THIS NEW SUPERINTENDENT BECAUSE HE CAME FROM DODEA HE SAID VERY CLEARLY ON THE FLOOR HERE IF THESE WERE DODEA SCHOOLS THEY WOULD NOT BE ALLOWED TO OPEN OH BUT SOMEHOW THERE'S A LOWER STANDARD FOR OUR CHILDREN OUTSIDE THE FENCE LINE THAT WE ARE OKAY WITH AND GOD BLESS THE SUPERINTENDENT'S HEART BUT HE HASN'T EVEN BEEN TO THE PHASE THREE SCHOOL THAT I WAS AT THIS MORNING SO HOW CAN WE LEAVE IT UP TO THE SUPERINTENDENT TO MAKE THESE DETERMINATIONS WHEN WE ALL KNOW AND WE'VE ALL AGREED THAT PUBLIC HEALTH THEY ARE THE EXPERTS THEY ARE THE ONES WHO MAKE THE DETERMINATION ABOUT SCHOOLS BEING SAFE BECAUSE IF WE LEAVE IT UP TO GDOE NO ONE WILL KNOW ABOUT THE RATS AT WETTENGEL THEY DIDN'T EVEN WANT TO TELL ANYONE ABOUT THE RATCHET SANCHEZ AND THAT'S WHY WE PASSED PUBLIC LAW 37-4 AND THIS BILL 158-37 WHAT IT WILL DO IS IT WILL ALLOW FOR GDOE SCHOOLS TO OPERATE WHILE THEY'RE AWAITING INSPECTION BUT CLEARLY THE THE PHASE THREE SCHOOL THAT I WAS AT THIS MORNING CANNOT OPERATE AND WILL LIKELY FAIL ITS INSPECTION BUT THERE ARE 32 SCHOOLS THAT THE GUAM DEPARTMENT OF EDUCATION BELIEVES THEY CAN GET READY SO THAT WE CAN HAVE DOUBLE SESSIONS SO THAT WE CAN AVOID ONLINE LEARNING

THEY'RE WORKING ON PLANS DOUBLE SESSIONING GEORGE WASHINGTON WITH THE GUAM COMMUNITY COLLEGE SO THEY'RE DOING THE WORK AND THEY'RE DOING THE WORK BECAUSE OF PUBLIC LAW 37-4 IF WE DON'T KEEP TO THIS TIMELINE AND THIS THIS IS THE DISCUSSION I HAD WITH THE STAFF THIS MORNING AT THIS SCHOOL IF WE DON'T KEEP THIS TIMELINE IN PLACE DESPITE THE SURPRISING OPTIMISM OF MANY OF MY COLLEAGUES WHO HAVE SPOKEN ON THIS AND OTHER MEASURES BEFORE US IN THIS EMERGENCY SESSION BUT THE REALITY THAT THE PEOPLE WHO ARE DOING THE WORK ARE TALKING ABOUT IS IF WE LIFT THIS TIMELINE WE TALK ABOUT PUTTING TOOLS IN THE TOOLBOX RIGHT IF WE LIVE THIS TIMELINE WE ARE ESSENTIALLY TAKING AWAY THE TOOLBOX THE WORK WILL STOP BECAUSE THE SCHOOL AGE THE CAFETERIA WORKERS WHO ARE WORKING HARD AT OUR SCHOOLS BECAUSE THEY'RE NOT GETTING THE HELP THAT WAS PROMISED THAT WE ALL SEEM SO EAGER TO EXPLAIN AWAY THEY'RE GOING TO BE TOLD TO START PREPARING FOR STUDENTS COMING ONTO THESE BROKEN UNSAFE UNHEALTHY SCHOOLS AND THAT MEANS PUTTING DOWN THE HAMMER PUTTING AWAY THE TOOLBOX AND GETTING READY FOR THE KIDS FOR THE FIRST DAY OF SCHOOL AND THEN THEY'LL BE GETTING READY FOR THE SECOND DAY OF SCHOOL AND THEN WE'RE GOING TO BE HAVING THIS SAME CONVERSATION NEXT SUMMER BECAUSE IF WE LIFT THIS TIMELINE IF WE LIFT THIS PRESSURE THIS URGENCY AND KIDS GO BACK TO SCHOOL AND SCHOOLS THAT AREN'T HEALTHY OR SAFE THE SCHOOL YEAR IS GOING TO GO BY AND NEXT SUMMER IT'S GOING TO BE THE SAME OLD THING ALL OVER AGAIN WE'RE NOT GOING TO BE ABLE TO GET THE SCHOOLS READY IN TIME BECAUSE WE COULDN'T DO THE WORK AND BECAUSE WE COULDN'T DO THE WORK AND THE KIDS CAME TO SCHOOL THE CONDITIONS WORSENERD WE WENT FROM A STATE OF EMERGENCY TO A STATE OF NO URGENCY AND IT'S IT'S VERY DISAPPOINTING THIS MEASURE BEFORE ME AIMS TO ALLOW GDOE SCHOOLS THAT HAVE FAILED INSPECTION LIKE WETTENGEL ELEMENTARY TO OPERATE A COLLEAGUE OF MINE WHO SPOKE PREVIOUSLY ON THIS MEASURE SAID I'LL LET THE PARENTS DECIDE IT'S UP TO THE PARENTS IF YOU KNOW THE SCHOOL'S UNHEALTHY OR UNSAFE LET THEM DECIDE WE JUST WANT THE KIDS TO GET INTO SCHOOL SAYS PEOPLE WHO DON'T HAVE KIDS GOING TO THE SCHOOL BUT HOW CAN THE PARENTS DECIDE IF THEY DON'T KNOW WHAT THE RISKS ARE HOW CAN THE PARENTS DECIDE IF THE GUAM DEPARTMENT OF EDUCATION IS NOT GOING TO BE FORTHCOMING ABOUT THE DANGERS AT EACH OF THE INDIVIDUAL SCHOOLS BECAUSE THEY DON'T HAVE TO BE IF THIS LAW PASSES AND SO WHILE I'M VERY TROUBLED BY THE CONFUSING DIRECTION WE'RE GOING IN AS THE POLICY-MAKING BODY FOR OUR PEOPLE I DON'T EVEN KNOW WHAT OUR POLICY IS ANYMORE BECAUSE OUR POLICY UP UNTIL LAST WEEK WAS THAT WE WANTED OUR KIDS TO GO TO CLEAN SAFE SCHOOLS NOW OUR POLICY IS WE WANT OUR KIDS TO GO TO CLEAN SAFE SCHOOLS AND WE DON'T AND WE ARE NOW GOING TO TO HAND OUR POLICY MAKING DUTIES OFF TO ADELUP AND SAY HEY YOU KNOW WHAT YOU FIGURE OUT THE POLICY WHICH WAY YOU WANT TO GO YOU WANT TO GO THIS WAY YOU WANT TO GO THAT WAY YOU DECIDE IT'S EMBARRASSING THAT WE'RE PASSING THE BUCK AND IT COMES AT THE COST OF OUR SCHOOLS AND OUR SCHOOL CHILDREN I DO HAVE A COUPLE OF AMENDMENTS THOUGH THAT I WOULD LIKE TO TO ADD TO THE BILL BECAUSE AGAIN THE INTENTION APPARENTLY OF THE BODY IS TO SEND A BUNCH OF BILLS UP TO THE GOVERNOR AND LET HER DECIDE AND SO I WANT TO MAKE SURE THAT IF THAT'S THE CASE I'M GOING TO TRY AND MAKE THE BILL BEFORE ME A LITTLE MORE ACCEPTABLE AS DIFFICULT AS THAT IS AND SO I'VE PLACED A COUPLE AMENDMENTS IN THE DRIVE MADAM SPEAKER DO I JUST DO THAT NOW.

SPEAKER TERLAJE: YES.

SENATOR BARNETT: OKAY SO MY FIRST AMENDMENT SINCE WE SEEM SO EAGER TO GET THESE KIDS BACK INTO SCHOOLS THAT THE GUAM DEPARTMENT OF EDUCATION HAS CLEARLY STATED ARE SIMPLY NOT READY THEN WE'RE LOOKING TO ALLOW OUR STUDENTS TO GO INTO SCHOOLS THAT HAVE FAILED PUBLIC HEALTH INSPECTIONS OR.

SENATOR FISHER: I RISE TO A POINT OF PROCEDURE MA'AM IT'S TOO LATE TO OFFER THE AMENDMENTS THE SPEAKER IS OUT OF TIME.

SPEAKER TERLAJE: THAT'S CORRECT UNLESS THERES A MOTION NOT WITH STANDING THE RULES.

SENATOR BARNETT: OKAY THANKS THANK YOU I'D LIKE TO THANK MY THE SESSION POLICE BACK THERE THANK YOU NOT CAN I CAN I NOTWITHSTANDING THE HOUSE RULES OFF FOR THIS AMENDMENT.

SPEAKER TERLAJE: THERE'S A MOTION TO ALLOW HIM TO DO HIS AMENDMENTS NOTWITHSTANDING THE RULES IS THERE ANY OBJECTION THERE'S AN OBJECTION SORRY SENATOR YOU'RE OUT OF TIME OKAY WE'RE ON THE BILL IS THERE ANYONE ELSE WHO'D LIKE TO SPEAK ON THE BILL SENATOR BROWN YOU'RE ON THE BILL YOU'RE RECOGNIZED.

SENATOR BROWN: THANK YOU MADAM SPEAKER YOU KNOW I RISE IN SUPPORT OF ONE BILL 158 AND I CERTAINLY GIVE CREDIT TO MY COLLEAGUE SENATOR SAN NICOLAS FOR INTRODUCING IT YOU KNOW WE ARE GOING THROUGH SOME CHALLENGING TIMES AND I HAVE TO TELL YOU YOU KNOW THE IRONY YOU KNOW A

COUPLE OF MONTHS AGO I WAS BERATED ON THE FLOOR BY ONE OF MY COLLEAGUES WHEN I RAISED ABOUT THE CAPABILITY AND COMPETENCY OF DOE MANAGEMENT CONSIDERING SOME OF THE RECENT ACTIVITIES YOU KNOW CONCERNING ISSUES THAT AROSE WITH THE MISUSE OF FEDERAL FUNDS OF CHARGING OVERTIME THAT PERHAPS WAS NOT EARNED OR ALLEGED TO HAVE NOT HAVE BEEN EARNED AND I WAS BERATED ON THIS FLOOR BY ONE OF THESE GOOD COLLEAGUES THAT I DIDN'T HAVE CONFIDENCE IN THESE HARD-WORKING PEOPLE THAT WERE TRYING TO DO SOMETHING BECAUSE YOU KNOW THE REST OF US HAVE BEEN AROUND ALL THESE YEARS HAVEN'T BEEN TRYING TO DO ANYTHING ABOUT THE SCHOOL SYSTEM NONE OF US ARE HAPPY ABOUT THIS SITUATION MADAM SPEAKER THERE'S NOBODY HERE THAT CARES MORE ABOUT CHILDREN THAN ANYONE ELSE EVEN THOUGH SOME OF US WANT TO WALK AROUND THINKING WE'RE THE ONLY ONE THAT CARES BUT THE REALITY IS WE NEED TO HAVE OUR CHILDREN EDUCATED AND I DON'T THINK ANYONE CAN ARGUE AT THIS POINT I'M NOT HAPPY WITH HOW WE ARE WHERE WE ARE BECAUSE ALL I'VE SEEN AND I'VE SAID IT BEFORE I'VE BEEN AROUND HERE LONG ENOUGH ONLY THING THAT'S CHANGED OR THE NAME OF THE FACES THAT SIT UP HERE FROM DOE AND PUBLIC HEALTH BUT HAVE THINGS GOTTEN BETTER NO IN SOME AREAS THEY'VE ACTUALLY GOTTEN WORSE AM I HAPPY ABOUT IT NO BECAUSE I'VE DONE HEAVY LIFTING AND DISCOVER NOT EVERYONE HERE HAS SO I CAN TALK BECAUSE I'VE RUN MAJOR OPERATIONS AS GOVERNMENT THERE'S NOT A SINGLE DEPARTMENT I'VE EVER WORKED AT THAT I HAVEN'T MADE SURE IN PHYSICAL INFRASTRUCTURE WAS BETTER THAN WHEN I WALKED IN TO ENSURE THAT THE EMPLOYEES HAD A SAFE CLEAN WORKING ENVIRONMENT DIDN'T HAVE TO BE THE NICEST IN THE FANCIES BUT IT WOULD BE SAFE AND IT WOULD BE CLEAN SO YEAH I'M A LITTLE DUMBFOUNDED I'M DUMBFOUNDED BY THIS BECAUSE THERE'S A LOT OF PEOPLE IN THE SYSTEM THAT ARE ADMINISTRATORS AT DOE THAT LOOKED MANY DIFFERENT WAYS BECAUSE HOW DID WE GET TO WHERE WE'RE AT WHO HERE IS HAPPY WITH WHERE WE'RE AT WHO HERE CONDONES WHERE WE'RE AT I DON'T THINK ANY OF US DO BUT WE ARE NOT THE ARMS AND LEGS AND INFRASTRUCTURE OF DOE TO GO INTO THE SCHOOLS AND FIX IT WHAT WE CAN DO AND WHAT WE'RE AUTHORIZED TO DO IN THIS BRANCH OF GOVERNMENT IS SET POLICY SO YOU KNOW LET'S FLIP THIS OVER HERE ARE WE NOW SEEING ALL THESE HARD-WORKING PEOPLE IN DOE ARE INCOMPETENT AND INCAPABLE AND THEY'RE NOT GOING TO DO ANYTHING I THINK WE CAN ALL AGREE A LOT OF ATTENTION HAS NOW BEEN PLACED ON THE MAINTENANCE OF OUR SCHOOL FACILITIES YOU KNOW LAST YEAR MADAM SPEAKER I RECALL WHEN THE ADMINISTRATION DECIDED THAT OH WE'RE GOING TO DO THESE PAY RAISES WHERE DID THEY TAKE THE MONEY FROM MADAM SPEAKER BECAUSE I DON'T RECALL AT THE TIME THE LEGISLATURE PASSING FUNDING FOR IT EVEN THOUGH LEGISLATURE WENT BACK LATER IN THE BUDGET BILL AND ADDED IT WHICH I DIDN'T VOTE FOR THEY WERE TAKING FEDERAL MONEY OUT OF THE INFRASTRUCTURE ACCOUNT THERE IS A LIST OF PROJECTS THAT WERE INTENDED FOR THIS MONEY TO GO TO BUT DID ANYBODY HERE GET UP AND RAISE HELL ABOUT THAT THE MAINTENANCE OF THESE FACILITIES THAT A YEAR AGO COULD HAVE BEEN ADDRESSED BUT NO WE YOU KNOW WE'VE GOT TO MAKE SURE WE GET OUR YOU KNOW MONEY IN OUR POCKET THAT'S MORE IMPORTANT BUT WERE THERE AREAS WHERE SCHOOLS CAN BE OCCUPIED WHERE IT IS SAFE AND CLEAN FOR OUR CHILDREN TO BE EDUCATED THAN BY ALL MEANS LET'S GET OUR CHILDREN EDUCATED WE DIDN'T GET HERE OVERNIGHT AND WE'RE CERTAINLY NOT GOING TO GET IT ALL ADDRESSED IN THE NEXT TWO AND A HALF WEEKS THE PROCUREMENT OF THE GOVERNMENT AT GUAM OH MY GOODNESS ANOTHER CREATION OF THIS GOVERNMENT THAT LITERALLY MAKES IT IMPOSSIBLE FOR US TO ACQUIRE THE GOODS AND SERVICES THAT WE NEED THEN WE PUT A SYSTEM A PROTEST ON TOP OF IT SO HOPEFULLY YOU KNOW SENATOR SABINA'S BILL WILL HELP US FACILITATE SO THAT WE CAN ACTUALLY GET THE TOOLS THAT WE NEED IN THE TOOLBOX TO DO THE JOB SO I I HOPE WE'RE NOT SAYING NOW WE DON'T HAVE CONFIDENCE IN THESE DOE ADMINISTRATORS TO GO OUT THERE AND DO WHAT THEY NEED TO DO WHAT THEY SHOULD HAVE BEEN DOING BUT YOU KNOW WHAT I'M GOING TO STEP UP I'M GOING TO ATTEND THESE HEARINGS AND I'M GOING TO WANT TO MAKE SURE DOE IS ON THE BALL BUT THE ALTERNATIVE IS TO MAKE SURE OUR CHILDREN AREN'T IN SCHOOL FOR MONTHS ON END THE ALTERNATIVE MAY BE CHILDREN THAT ARE UNATTENDED THAT DON'T HAVE ANYONE DURING THE SCHOOL DAY AT HOME TO WATCH THEM TO MAKE SURE THAT THEY'RE BEING EDUCATED TO MAKE SURE THAT THEY'RE SAFE TO MAKE SURE THAT THEY'RE BEING FED YOU KNOW MADAM SPEAKER AT MY AGE GOD YES I'LL TELL YOU IT TAKES ME A FEW MORE SECONDS TO CLIMB UP ON THAT YOU KNOW ON THAT SOAPBOX BUT I'LL CLIMB IT I CAN SPAR WITH THE BEST OF YOU HERE BUT THAT'S NOT GOING TO DO A SINGLE THING TO HELP OUR KIDS RIGHT NOW I DON'T LIKE THE SITUATION IF IT WAS MY OPERATION I DON'T THINK I'D BE ASHAMED TO BE IN HERE TO BE HONEST WITH YOU TO BE TOLD RUNNING AN AGENCY HOW TO DO MY JOB I'D HAVE TO SUBMIT MY RESIGNATION OUT OF SHAME BECAUSE I CERTAINLY WOULDN'T HAVE MEMBERS OF THE LEGISLATURE TELLING ME HOW TO DO MY OPERATION BUT WE'RE WE'RE HERE WE ARE HERE AND THERE LIKE I SAID YESTERDAY THERE IS ENOUGH BLAME THERE'S TWICE MAYBE THREE FIVE TIMES *ESTA* BLAME TO GO AROUND THAT'S NOT GOING TO DEAL WITH THE REALITIES OF WHERE OUR CHILDREN ARE TODAY AND WHERE THE SCHOOLS ARE CLEAN AND WHERE THEY'RE SAFE AND WHERE THESE ISSUES CAN BE ADDRESSED BECAUSE THEY CAN BE ADDRESSED AND THE TIER THREE SCHOOLS WHERE IT'S GOING TO TAKE A LITTLE MORE TIME I THINK WE ACKNOWLEDGE THAT THAT'S GOING TO TAKE A LITTLE MORE TIME DOE IS GOING TO HAVE TO GET

CONTRACTORS OUT THERE AND GET THEM HIRED AND GET THEM IN THE SCHOOLS TO DO THE REPAIR AND THAT'S NOT GOING TO BE AN EASY CHALLENGE EITHER BECAUSE RIGHT NOW THE REALITY IS THERE'S NOT A LOT OF CONTRACTORS OUT THERE TO BE FOUND BUT GOODNESS WE NEED TO MAKE SOME REALLY REAL PRACTICAL DECISIONS THAT ARE WORKABLE AND I'M NO FAN OF HOW DOE'S OPERATED I'M ONE OF THE MORE CRITICAL ONES I'M SURE I'M NOT ON THEIR THEIR THEIR BEST SENATOR LIST BUT WHO CARES BUT WE JUST CAN'T THROW OUR HANDS UP IN THE AIR AND COMPLAIN ABOUT IT AND CRITICIZE AND AND SAY OH MY GOD YOU KNOW THE SKY IS FALLING THE SKY'S FALLING EVERYBODY AND LEAVE KIDS OUT FOR THREE OR FOUR OR FIVE OR SIX MONTHS OUT OF A CLASSROOM THESE CHILDREN ARE ALREADY BEHIND LOOK OVER THE LAST SEVERAL YEARS THE LAST YOU KNOW IMAGINE THESE KIDS IMAGINE THE KIDS ARE GOING TO GRADUATE WE STILL HAVE TO MAKE UP INSTRUCTIONAL TIME HOW DO YOU SUGGEST WE DO THAT WE'RE CREATING A CLUSTER UNFORTUNATE SITUATION IF WE DON'T ADDRESS SOME PRACTICAL REALITIES THAT OUR SCHOOL SYSTEM IS HAVING TO DEAL WITH AND DO WE LIKE IT WHO IN HERE IS GOING TO SAY THEY'RE HAPPY WITH THIS SITUATION I'M NOT I'M NOT BUT WE HAVE TO DO SOMETHING THAT IS WORKABLE AND I APPRECIATE THE EFFORTS YOU KNOW I HAVE TO SAY I DON'T AGREE WITH ALL THE BILLS MY GOOD COLLEAGUES SOME OF THEM ARE VERY INTERESTING MY GOOD COLLEAGUE SENATOR DWAYNE INTRODUCES BUT YOU KNOW WHAT HE'S JUST A PRACTICAL MAN TRYING TO COME UP WITH A PRACTICAL SOLUTION TO ADDRESS TO MAXIMIZE THE OPPORTUNITY SO THAT MANY OF AS MANY OF OUR KIDS AS POSSIBLE THAT CAN BE IN A CLEAN SAFE ENVIRONMENT CAN GO TO SCHOOL AND THEN HOPEFULLY FROM THERE THE PRESSURE IS GOING TO BE ON I DON'T THINK DOE IS GOING TO BE ABLE TO WALK OUT OF HERE SCOTT-FREE I DON'T THINK THE ACTING OR NEXT OUR CURRENT DIRECTOR PUBLIC HEALTH IS GOING TO BE CASUAL SIGNING THINGS OFF ESPECIALLY UNDER THE CURRENT CIRCUMSTANCE THAT HE'S IN I DON'T THINK THE NEW SUPERINTENDENT IS GOING TO BE YOU KNOW HAPPY SIGNING AWAY WORRIED ABOUT GOSH AM I GOING TO GET INDICTED EVERYBODY SHOULD FEEL A SENSE OF PRESSURE ABOUT WHERE WE ARE MOVING FORWARD BECAUSE THE TASK IS IMMENSE IT'S NOT INSURMOUNTABLE BUT IT'S IMMENSE AND I I DON'T HAVE ANY PLANS TO NOT BE THERE AT THESE MEETINGS I'VE BEEN AT THEM COLLEAGUES I HOPE MORE OF YOU JOIN US SO THAT WE CAN MAKE SURE BECAUSE I DON'T I DON'T NEED THEM TO READ THE REPORT BUT I WANT THEM TO BE ABLE TO PRESENT WHERE THEY'RE AT WHAT PROJECTS THEY HAVE ADDRESSED WHAT'S ON THE LIST WHAT'S THE TIMELINE FOR THESE PROJECTS IT'S COMPLETE WHAT ARE THEY DOING TO MAKE SURE THAT GETS DONE AND TRACK THAT PERFORMANCE WE REALLY AS A LEGISLATIVE BODY SHOULDN'T HAVE TO DO THAT BUT UNFORTUNATELY THIS IS WHERE WE'RE AT THAT'S WHAT IT TAKES I'M WILLING TO DO THAT BUT IF THE ALTERNATIVE SUGGESTION IS UNTIL WE GET EVERYTHING IN PLACE WE'RE JUST NOT GOING TO ALLOW THESE CHILDREN TO GO TO SCHOOL WE'RE NOT GOING TO ALLOW THEM TO GET AN EDUCATION WE'RE NOT GOING TO ALLOW THEM TO GET FED FOR MONTHS ON END I JUST DON'T SEE HOW THAT IS A WORKABLE SOLUTION I REALLY DON'T SEE HOW THAT'S TENUABLE AND WE CAN SAY THAT FROM HERE IN HERE BUT WHERE ARE WE GOING TO BE IN TWO AND A HALF WEEKS EVEN IF DOE CAN OPEN THE SCHOOLS THAT ARE CLEARED FOR TO BE OCCUPIED BY STUDENTS AND TEACHERS THEY ARE STILL GOING TO HAVE A TREMENDOUS CHALLENGE DOUBLE SESSIONING SIMON SANCHEZ OCEANVIEW WHERE ELSE WHAT ELSE IS GOING TO BE NEXT HAVING BEEN A FORMER DIRECTOR OF DPW I KNOW THE DEPARTMENT OF PUBLIC WORKS DOES NOT HAVE THE INFRASTRUCTURE OR THE BUSES OR ENOUGH BUS DRIVERS TO ACCOMMODATE ALL THESE ADDITIONAL MULTIPLIED SCHEDULES SO HOW ARE WE GOING TO GET CHILDREN TO SCHOOL SOME OF THEM DON'T HAVE AN ALTERNATE SOURCE OF TRANSPORTATION WHAT ABOUT PARENTS THAT HAVE TO GO TO WORK EVERY DAY MAYBE THEY CAN TAKE OFF TIME FOR A PERIOD OF TIME BUT I DON'T KNOW ANYONE WHO HAS INFINITE LEAVE HOW ARE WE GOING TO DEAL WITH THOSE REALITIES AND THEN WHAT ARE WE GOING TO DO WITH THE FEDERAL PROGRAMS AND THE FEDERAL MONEY THAT HAS TO BE HAVE DELIVERABLES OR WE JUST GOING TO PAY PEOPLE NOT TO WORK HOW ARE WE GOING TO MAKE UP THE CLASS TIME AT THE END OF SCHOOL YEAR HOW ARE WE GOING TO DO THAT THERE ARE MANY MANY MANY MANY MANY LAYERS INVOLVED HERE I JUST THINK WE NEED TO MAKE SOME REASONABLE WORKABLE DECISIONS UNDER THE UNFORTUNATE CIRCUMSTANCE THAT WE'RE IN COLLEAGUES WHEN YOU'RE READY WHEN YOU GOT WHAT IT TAKES TO START HOLDING PEOPLE IN THIS GOVERNMENT ACCOUNTABLE FOR THEIR LACK OF PERFORMANCE I'M WITH YOU I'LL BE HAPPY TO SPONSOR THAT LEGISLATION I'LL BE HAPPY TO SEE IF WHEN THE TIME COMES ON THIS FLOOR TO START HOLDING PEOPLE ACCOUNTABLE BECAUSE WE HAVE SUCH A HARD TIME DOING THAT IN THIS GOVERNMENT WE JUST GLOSSED IT OVER THERE YOU DIDN'T KNOW THAT THAT'S YOU KNOW IT'S JUST THE WAY IT IS WE DON'T HOLD PEOPLE RESPONSIBLE WE DON'T REMOVE THEM FROM THERE WE DON'T TERMINATE THEM I MEAN IF WE WERE GOING TO DO THAT LOOK AT THE PERFORMANCE OF THE LAST SUPERINTENDENT EXCEPTIONAL EVALUATIONS AND THEN ONCE HE LEFT EVERYTHING STARTED EVERYTHING STARTED COMING TO THE SURFACE YOU GOT TO WONDER WHERE'S OUR BOARD AND ALL THIS WE HAVE AN ELECTED BOARD AND YET THIS IS HOW OUR SCHOOL SYSTEM IS RUNNING SO MAYBE WE NEED TO RESTRUCTURE THAT MAYBE WE NEED TO STRUCTURE HOW WE EDUCATE ON GUAM MAYBE WE NEED TO BREAK UP THE BIG DEPARTMENT OF EDUCATION TO MAKE IT MORE FUNCTIONAL I MEAN WHEN WE HAVE THE BUDGET HEARING FROM THE CHARTER SCHOOLS WHAT DO THEY TELL YES DO YOU HAVE YOUR SANITARY PERMIT COLLEAGUES

THAT WERE DID YOU HEAR A SINGLE ONE OF THEM SAY NO IF SMALLER SCHOOLS PRIVATE SCHOOLS CHARTER SCHOOLS CAN DO IT FOR LESS MONEY AND PRODUCE CHILDREN WITH HIGHER SCORES THEN MAYBE WE NEED TO LOOK AT THAT AND THAT'S DEFINITELY A DISCUSSION WE'RE GOING TO HAVE BUT IT HAS TO HAPPEN ANOTHER DAY IT'S NOT GOING TO HAPPEN IN THE NEXT TWO AND A HALF WEEKS SO I THINK WE NEED TO DO ALL THAT WE CAN IN THIS TIME FRAME AND EVEN AFTER BECAUSE EVERY CHILD IS NOT GOING TO BE ABLE TO GO TO SCHOOL IN TWO AND A HALF WEEKS BUT ANY STEPS WE CAN TAKE TO MAXIMIZE THE OPPORTUNITY FOR AS MANY CHILDREN TO BE IN THE CLASSROOM FOR TEACHERS TO BE TEACHING WE HAVE A CERTIFIED TEACHER IN THE CLASSROOM TEACHING OUR CHILDREN THEN TO ME WOW THAT I THINK THAT NEEDS TO BE A PRIORITY AND WHETHER WE HAVE KIDS IN THE PUBLIC SCHOOL SYSTEM OR NOT I DON'T THINK THERE'S ANYONE HERE WHO'S LESS CARING OR LESS COMPASSIONATE WHETHER YOU BIOLOGICALLY HAVE CHILDREN OR NOT OTHERWISE WHY WOULD WE BE HERE TO SERVE OUR PUBLIC WHY WOULD WE SACRIFICE TO GO THROUGH ALL WE HAVE TO DO TO BE HERE GOOD LORD I MEAN I DIDN'T REALIZE THAT GOD ONLY GRANTED A SELECT FEW IN HERE TO MATTER AND EVERYBODY ELSE WHAT GOOD LUCK TO YOU YOU KNOW GOD DIDN'T PICK YOU YOU WERE NOT ANOINTED IT'S REALLY REALLY DISTURBING TO CONTINUE TO HEAR THIS AND WHENEVER IT'S CONVENIENT WE FLIP ON A DIME ON WHAT WE SAY AND HOW WE ATTACK AND HOW WHAT WHATEVER WHO CARES AT THIS POINT ABOUT US WHAT'S IMPORTANT IS ENSURING THAT WE HAVE THE OPPORTUNITY TO GET THE CHILDREN IN THE CLASSROOM WHAT'S IMPORTANT IS THAT WE TRACK DOE TO MAKE SURE THEY DELIVER THAT THEY PERFORM AND THAT THEY GET THESE THINGS CORRECTED BECAUSE I'LL TELL YOU JUST COMPLAINING ABOUT IT AIN'T GOING TO GET US THERE AND I DON'T SEE ANYBODY SLACKING OFF AT THIS POINT I'M GOING TO MAKE SURE THEY'RE NOT SLACKING OFF I'M GOING TO BE THERE TO MAKE SURE THEY'RE NOT SLACKING OFF AND I HOPE THE REST OF US ARE GOING TO BE THERE TO HOLD THEM RESPONSIBLE THAT'S WHAT WE SHOULD BE FOCUSED ON THAT'S WHAT WE'RE CAPABLE OF DOING AND THAT'S CERTAINLY WHAT WE SHOULD BE DOING WITH THAT MADAM SPEAKER AGAIN I RISE IN SUPPORT OF BILL 158.

SPEAKER TERLAJE: ALL RIGHT ON THE BILL SENATORS ON THE BILL IS THERE ANYONE ELSE ON THE BILL SENATOR LUJAN ON THE BILL YOU'RE RECOGNIZED.

SENATOR LUJAN: THANK YOU MADAM SPEAKER AND GOOD MORNING TO MY COLLEAGUES MADAM SPEAKER I RISE IN IN SUPPORT OF BILL 150 58 37 OF COURSE AUTHORED BY A GOOD SENATOR DWAYNE T.D. SAN NICOLAS YOU KNOW MADAM SPEAKER SOME OF MY OR TODAY WILL BE REPETITIVE FROM FROM YESTERDAY BUT AS THE PREVIOUS SPEAKER HAD UH HAD MENTIONED WE ARE A COLLECTIVE BODY 15 OF US WERE HIRED TO DO THE WORK IT'S NOT ONE OR TWO IT'S FIFTEEN THERE IS NO SUCH THING AS A MONOPOLY OF THOUGHT OR IDEAS WHAT BECOMES LAW IS A COMBINATION AND AMENDMENTS OF A COLLECTIVE BODY AND THAT'S WHAT WE HAVE THESE BILLS AND AS WAS MENTIONED NOT JUST TODAY BUT YESTERDAY IN PREVIOUS DAYS THAT ALL THESE BILLS ARE GOING TO PASS ARE ANY OF THESE BILLS ANY SINGLE ONE THAT PASS IS ANY ONE OF THEM THE SILVER BULLET THAT WILL MAKE THAT WILL CORRECT EVERYTHING AND MAKE EVERYTHING PERFECT ABSOLUTELY NOT EVEN COLLECTIVELY WOULD THEY MAKE EVERYTHING PERFECT ABSOLUTELY NOT BUT ARE THEY TOOLS THAT WE PROVIDE PUBLIC HEALTH AND DEPARTMENT OF EDUCATION TO GET THINGS FIXED AND GET THEM UP TO STANDARDS AND HOPEFULLY BEYOND STANDARDS BECAUSE AT THIS POINT WE JUST WANTED TO GET THEM TO STANDARDS THESE ARE TOOLS AND I DON'T KNOW WHAT YOU WOULD CALL THAT TOOL I DON'T KNOW IF IT'S A WRENCH OR A HAMMER OR A JACKHAMMER WHATEVER IT IS I THINK IT'S MORE OF A WIDGET WE DON'T KNOW WHAT IT IS AND EVEN IF SUCH EVEN IF THIS WIDGET WERE TO BE ABLE TO FIX IT I'M SURE IT'S GOING TO BE A PROP PROCESS OF MACGYVERING IT TOO AS WELL TO BE ABLE TO FIX IT YOU KNOW ALL OF US WANT TO GET TO THAT POINT OF ABSOLUTE SAFENESS ABSOLUTE CLEANLINESS THE UTOPIA OF SCHOOLS ABSOLUTELY WE ALL WANT TO GET THERE YOU KNOW LET ME EQUATE THIS TO THIS EACH ONE OF US NOT JUST INDIVIDUALS BUT FAMILY MEMBERS SAY WE WANT TO GET TO SAY LA OKAY WE GO GET A TICKET GO FROM HERE WE CAN'T FLY OVER HAWAII SO WE STOP IN HAWAII WE GET OFF WE GET TREATED LIKE CRAP IN HAWAII PASSENGERS FROM GUAM GET TREATED LIKE CRAP IN HAWAII *MANÁMKO'* HAVE TO LUG THEIR BAGS ONCE THEY GET OUT OF THE PLANE LUG THEM BACK UPSTAIRS WALK ABOUT A MILE DO THEIR CONNECTING GATE HUNGRY THIRSTY PAID THOUSANDS OF DOLLARS BECAUSE THEY NEED TO GET THERE RIGHT AWAY MOST OF US HAVE LEARNED THAT SO WE TAKE THE OTHER OUT WE GO THROUGH EITHER JAPAN WE GO THROUGH THE PHILIPPINES WE GO THROUGH KOREA TO GET TO LA YOU KNOW WHAT IT COSTS LESS AND WE'RE TREATED GREATLY WE'RE GOING TO BE FLYING OVER MORE ORSCHELN'S YES AND WE'RE GOING TO GET THERE FIVE SIX HOURS LATER BUT WE'LL STILL GET TO LA OR FINDING ALTERNATIVES IT'S LONGER WE MIGHT NOT BE THERE AS QUICK BUT WE'RE TREATED A LITTLE BETTER WE STILL HAVE TO GO THROUGH CUSTOMS BUT WE'RE NOT TREATED LIKE CRAP AND WE DON'T HAVE TO PAY AS MUCH SO I HOPE THAT WHEN I SEND MY ABOUT SIXTH LETTER TO HAWAII I HOPE THAT THE BODY WILL JOIN ME IN IN PETITION IN HAWAII TO QUIT QUIT TREATING OUR OUR PEOPLE LIKE CRAP THAT LEAD FROM HERE TO POINTS BEYOND HAWAII BECAUSE MY CALL MY MY OFFICE ON A DAILY BASIS GETS CALLED FROM *MANÁMKO'* AND SAY THIS IS HOW WE'RE TREATED I REGRESS THIS BILL IS SIMILAR WE WANT TO GET TO OUR SAME DESTINATION THIS IS BILL IT'S A PART OF A WIDGET I DON'T

KNOW WHAT IT IS THIS IS NOT THE SINGLE ANSWER NEITHER ARE ANY OF THE BILLS THAT ARE GOING TO PASS ARE THE SINGLE ANSWER AND IF IT WAS IF IT WAS THAT SINGLE ANSWER THEN THAT BILL THE AUTHOR OF THAT BILL THAT HAS THAT SINGLE ANSWER WILL SAY THIS IS GUARANTEED 100 PERCENT THAT IF THIS BILL PASSES IT WILL BE THIS 100 PERCENT GUARANTEED NOBODY HAS SAID THAT NO BILL AUTHOR HAS SAID THAT ABOUT ANY OF THE BILLS BECAUSE IT'S NOT IT'S NOT THIS IS A PART OF A MECHANISM OF A WIDGET TO HELP THE FOLKS THAT CAME BEFORE US TO GET THE WORK DONE AND WE'RE NOT POUNDING THIS OFF TO THE EXECUTIVE BRANCH THIS IS A COLLECTIVE BODY THIS IS WHAT WE'RE DOING THIS IS WHAT WE'RE DOING TO HELP THE EXECUTIVE BRANCH WHEN I SAY CONSECUTIVE BRANCH I'M TALKING ABOUT THE AGENCIES GET THEIR WORK DONE THIS IS WHAT WE DO TO HELP THEM DO THEIR JOBS SO TO SAY WE'RE POUNDING THIS OFF TO THEM NO WE'RE NOT WE'RE DOING OUR JOBS TO BE ABLE TO HELP FACILITATE THEM DO THEIR JOBS AND IF THEY DON'T THEN LET'S CALL THEM IN HERE AND DEMAND THAT THEY GET REMOVED THAT'S WHAT THE BODY IS HERE FOR THEY DON'T DO THEIR JOBS WE HAVE THE AUTHORITY TO CALL THEM IN AND DEMAND THAT THEY'D BE REMOVED FROM THOSE JOBS ANY SINGLE ONE OF THE MEMBERS OF THIS BODY TO STAND UP AND ADVOCATE FOR SENDING OUR KIDS TO DIRTY UNSAFE SCHOOLS IT'S LIKE SAYING WELL JESS OR SENATOR FRANK YOU'RE GOING TO FLY THROUGH JAPAN TO GO TO LA OH YOU'RE PUTTING YOUR LIFE IN DANGER BROTHER *HÁFA ENAO* YOU COULD SAY YOU'RE GONNA BE FLYING OVER MORE OCEAN THAN ME BROTHER YEAH THAT'S THE TRUTH AND BRO I MIGHT GET TO L.A. A LITTLE FASTER THAN YOU AND HE'LL AGREE WITH THAT BUT THEN HE'LL TURN AROUND AND SAY HEY JUST BUT I WON'T BE AS FRUSTRATED AS YOU WE ALL WANT TO GET TO THAT DESTINATION WE ALL WANT TO GET TO THAT PLACE AND THAT'S WHY 37-4 WAS UNANIMOUSLY VOTED BECAUSE THAT'S WHERE WE WANT TO GET THAT'S WHERE WE WANT TO GET THESE BILLS AND 158-37 BEING ONE OF THEM IT'S ONE OF THE TOOLS ONE OF THE WIDGETS IN THIS TOOLBOX AND LIKE I SAID WHEN THEY TAKE IT OUT TO TRY TO FIX IT MIGHT NEED SOME DUCT TAPE WITH IT AS WELL YOU *KAO MACGYVER NAI* GUAM THERE'S NOT A MONOPOLY OF THOUGHT IN HERE WE ARE 15 AND HOW DARE FOR SOMEONE TO SAY THAT ONE OF US IS ADVOCATING FOR AN UNSAFE UNCLEAR SCHOOL I DARE YOU COME TO MY FACE AND TELL ME THAT I WANT MY NEPHEWS MY NEPHEWS JEREMY AND AND GAVIN TO GO TO SCHOOL TO AN UNSAFE AND DIRTY SCHOOL COME AND FACE ME AND TELL ME THAT THAT'S WHAT YOU WANT ME TO DO BECAUSE THAT IS NOT WHAT THESE BILLS ARE MEANT TO DO YOU KNOW WHEN WE CALL THESE PEOPLE AT TIMES THE EXPERT AT TIMES WE DON'T TRUST THEM WELL IF YOU DON'T TRUST THEM NOW THEN LET'S CALL THEM BACK IN AND DEMAND THAT THEY'RE REMOVED FROM THOSE AGENCIES BUT TO SIT HERE TO LISTEN TO INSULT THAT THIS BODY WANTS TO ALLOW KIDS TO GO INTO DIRTY AND UNSAFE SCHOOLS AS *NANA* WOULD SAY *SA TÁYA GUINI HÁLOM NA GUMA' MÁŠ MALÁTE' KINI OTRO TÁYA GUINI GI KINSE' MÁŠ MALÁTE' KINI OTRO GUINI NA MEMBRO GUINI NA GUMA' GUMA' I TAOTAO I TAOTAO GUAM SIGI ADAI NA UN TAPANG HAO* LIKE I SAID I'M A PRODUCT OF PUBLIC SCHOOLS AND VERY PROUD OF IT AND AGAIN THIS DIDN'T JUST HAPPEN OVERNIGHT AND AGAIN WITH THESE THESE TOOLS AND MECHANISMS THESE WIDGETS THAT WE'RE PUTTING INTO THIS TOOLBOX NOW EVEN MORE SO WE SHED MORE LIGHT MORE SUNSHINE WILL SHINE ON THE SCHOOLS AND THE THE LEADERS OF NOT JUST THE SCHOOLS BUT BUT PUBLIC HEALTH TO ENSURE THAT THEY'RE DOING THEIR JOBS AND IF THEY'RE NOT IF THEY'RE NOT THEN WE DEMAND THEIR REMOVAL REPLACEMENT I HAVE HIGH HOPES FOR THE NEW SUPERINTENDENT BUT IF HE DOESN'T DO HIS JOB HEY SHOULD BE REMOVED AND THAT'S WHAT THESE OVERSIGHTS WILL DO ON A MONTHLY BASIS I THINK OF IT I'VE ATTEND ALMOST EVERY OVERSIGHT OR ROUNDTABLE I MAY HAVE MISSED ONE OR TWO BUT AGAIN COLLEAGUES I RISE IN SUPPORT IS 158 37 THE SILVER BULLET ABSOLUTELY NOT ARE ANY OF THE BILLS THAT WE'RE GOING TO PASS TODAY THE SILVER BULLET NO IS IT OUR EFFORT TO BE ABLE TO GET THEM CLOSER TO THE END RESULT THAT WE WANT YES WILL COLLECTIVELY ANYONE OR ALL OF THESE BILLS PASS BE THE MAGIC BULLET NO SO AGAIN I WANT TO THANK MY COLLEAGUE DWAYNE T.D. SAN NICOLAS FOR THE INTRODUCTION OF 150 5837 TO ADD AGAIN AN ADDITIONAL WIDGET TO THIS TOOLBOX AND OUR DEMAND TO MAKE SURE THAT THE FOLKS IN THE EXECUTIVE BRANCH THE DOE AND PUBLIC HEALTH ARE ABLE TO HAVE ENOUGH OF THE WIDGETS TO GET THINGS DONE TO DO IT RIGHT AND WITH THAT MADAM SPEAKER I THANK YOU AND AND THANK YOU TO MY COLLEAGUES AND I AGAIN I URGE MY COLLEAGUES TO VOTE ON BILL 158 37 LS BY THE GOOD AUTHOR DWAYNE T.D. SAN NICOLAS THANK YOU VERY MUCH MADAM SPEAKER.

SPEAKER TERLAJE: THANK YOU SENATOR ON THE BILL IS THERE ANY OTHER SENATOR ON THE BILL SENATOR PEREZ ON THE BILL YOU ARE RECOGNIZED.

SENATOR PEREZ: THANK YOU MADAM SPEAKER I YIELD MY TIME TO SENATOR BARNETT.

SPEAKER TERLAJE: SENATOR BARNETT YOU ARE RECOGNIZED.

SENATOR TAITAGUE: MADAM SPEAKER MADAM SPEAKER THERE IF I MAY.

SPEAKER TERLAJE: SENATOR TELO SENATOR TAITAGUE DO YOU HAVE A POINT OF ORDER.

SENATOR TAITAGUE: IF I CAN HAVE A RECESS BECAUSE MADAM SPEAKER I I UNDERSTAND WE CAN YIELD OUR TIME DURING A COMMITTEE OF THE WHOLE BUT WHEN WE'RE ON THE FLOOR IN SESSION I'VE NEVER HEARD OF US BEING ABLE TO YIELD OUR TIME SO IF I COULD TAKE A MOMENT WITH RECESS TO FIND OUT IF THIS IS OKAY.

SPEAKER TERLAJE: WE'LL TAKE ONE MINUTE RECESS.

RECESS

SPEAKER TERLAJE: WE'RE BACK FROM RECESS SENATOR BARNETT YOU HAVE THE FLOOR.

SENATOR BARNETT: THANK YOU MADAM SPEAKER IT'S NOT THE FIRST TIME PEOPLE HAVE HAD A PROBLEM WITH ME SPEAKING OUT SO APPRECIATE IT I DID HAVE A COUPLE OF AMENDMENTS AND THANK YOU SENATOR PEREZ FOR YOUR TIME.

SENATOR TAITAGUE: CHALLENGE OBJECT OBJECT.

SENATOR BLAS: PARDON ME MADAM SPEAKER POINT OF ORDER

SENATOR BARNETT: CAN I OFFER.

SPEAKER TERLAJE: SENATOR BLAS PLEASE STATE YOUR POINT OF ORDER.

SENATOR BLAS: THANK YOU MADAM SPEAKER MADAM SPEAKER ACCORDING TO OUR STANDING RULES HERE YOU KNOW ON IN THE AREA OF SESSION AND MORE SPECIFICALLY IN SUBSECTION D3 SPEAKING IN DEBATES THE MEMBER HAS A RIGHT TO SPEAK ONLY ONCE PERIOD NOT TO EXCEED 15 MINUTES ON A QUESTION AT THE SAME STAGE OF PROCEDURE ON THE SAME DAY OR EVEN ON THE SAME OR EVEN ON ANOTHER DAY IF THE DEBATE BE ADJOURNED OR RECESSED HOWEVER A MEMBER WHO HAS MADE A MOTION OR AMENDMENT SHALL BE PERMITTED TO CLOSE ON THE DEBATE AS THE FINAL SPEAKER SPEAKING AND CLOSING FOR NOT MORE THAN 10 MINUTES KEEP TIME TO SPEAK MAY NOT BE YIELDED MORE THAN ONE MEMBER TO ANOTHER.

SENATOR BARNETT: THANK YOU.

SENATOR BLAS: BUT YOU KNOW MADAM SPEAKER HIS TIME WAS UP ALREADY AND IT WAS SO NOTED AND AND HE WAS RULED ON YOU THAT IT WAS HIS TIME WAS UP AND THIS IS BASED ON YOUR RULING THAT AS TIME WAS UP BASED ON AN INQUIRY FROM AND I APPRECIATE IT AND I RESPECT I JUST WANT THIS IS BASED ON ON OUR STANDING RULES OKAY SO I JUST BRING THAT AS A POINT OF ORDER.

SPEAKER TERLAJE: THANK YOU SENATOR I'VE CONCURRED WITH COUNSEL AND SHE COULD OR CONSULTED WITH COUNSEL SHE CONCURS THAT THE REST OF THE RULE READS TIME TO SPEAK MAY NOT BE YIELDED FOR MORE THAN ONE MEMBER TO ANOTHER A MEMBER WHO YIELDS THAT MEMBERS TIME ON A QUESTION YIELDS ALL THAT MEMBERS TIME ON THE QUESTION AND MAY NOT LATER SPEAK SO IF SENATOR PEREZ YIELDS HER TIME SHE MAY NOT LATER SPEAK ON THIS BILL HOWEVER SHE'S ENTITLED TO 15 MINUTES THAT SHE IS YIELDING.

SENATOR BLAS: MA'AM.

SPEAKER TERLAJE: SENATOR BARNETT YOU ARE RECOGNIZED.

SENATOR BARNETT: THANK YOU THANK YOU MADAM SPEAKER I ALSO WANT TO THANK MY COLLEAGUE SENATOR PEREZ BUT YEAH.

SENATOR BLAS: MADAM CHAIR.

SENATOR BARNETT: REALLY I I JUST WANT TO PUT AN AMENDMENT IN HERE.

SENATOR BLAS: OKAY.

SENATOR BARNETT: THANK YOU THE AMENDMENTS IN THE DRIVE AND I BELIEVE.

SENATOR TAITAGUE: MADAM SPEAKER WE'RE CHALLENGING THE RULING OF THE CHAIR.

SENATOR BARNETT: SENATOR.

SENATOR TAITAGUE: OR THE SPEAKER RIGHT NOW I MEAN EVERYBODY'S BACK HERE TRYING TO GET YOUR ATTENTION SPEAKERS SO I'M SORRY TO JUMP UP AND INTERRUPT LIKE THIS AND.

SENATOR BARNETT: MA'AM IF I COULD JUST BE ALLOWED TO CONTINUE.

SENATOR TAITAGUE: BUT WE WE ARE CHALLENGING THE THE SPEAKER RIGHT NOW AND WE'D LIKE TO I.

SPEAKER TERLAJE: DO YOU MEAN YOU WOULD LIKE TO MOVE NOTWITHSTANDING THE RULES THAT HE NOT BE ALLOWED TO SPEAK.

SENATOR BARNETT: SO YOU DON'T WANT ME TO TALK IN OTHER WORDS OKAY RIGHT ON.

SENATOR TAITAGUE: NO WE'RE JUST CHALLENGING YOUR DECISION ON TO MOVE FORWARD AND ALLOWING HIM TO SPEAK.

SENATOR BARNETT: I MOVE.

SENATOR TAITAGUE: YES MADAM SPEAKER SO I MAKE A MOTION THAT THAT HE DOES NOT SPEAK HE'S ALREADY HAD HIS TIME.

SENATOR BARNETT: YOU WANT ME TO WRITE IT DOWN I'M GOING TO WRITE IT DOWN.

SENATOR TAITAGUE: AND THEN WE IF IF YOU DON'T AGREE THEN OF COURSE WE WILL CHALLENGE YOUR DECISION MADAM SPEAKER WITH ALL DUE RESPECT.

SENATOR BARNETT: OH I FEEL LIKE CAN I TALK OR NOT.

VICE SPEAKER MUÑA BARNES: NO.

SPEAKER TERLAJE: WHAT'S WRONG.

SENATOR BARNETT: THANK YOU VICE.

VICE SPEAKER MUÑA BARNES: POINT OF ORDER MADAM SPEAKER.

SPEAKER TERLAJE: PLEASE STATE YOUR POINT OF ORDER AND CITE THE RULE.

VICE SPEAKER MUÑA BARNES: I'D LIKE TO I'D JUST LIKE TO NOTE FOR THE RECORD THAT THERE WAS A MOTION THAT WAS MADE AND THAT MOTION SHOULD BE ADDRESSED THERE HAS BEEN.

SENATOR BARNETT: THAT'S RIGHT.

VICE SPEAKER MUÑA BARNES: A MOTION ON THE FLOOR AND IF LEGAL COUNSEL IS.

SENATOR BARNETT: MADAM SPEAKER THERE WAS A MOTION MADE TO YIELD ME.

SPEAKER TERLAJE: SENATOR BARNETT PLEASE LET ME HEAR THE VICE SPEAKER'S POINT OF ORDER PLEASE CITE THE RULE.

VICE SPEAKER MUÑA BARNES: ON A MOMENT'S RECESS MADAM SPEAKER JUST TO GET A CLARIFICATION.

SPEAKER TERLAJE: ONE MOMENTS RECESS.

RECESS

SPEAKER TERLAJE: WE'RE BACK FROM RECESS AND WHEN WE LEFT OFF THERE WAS A CONTENTION REGARDING A MEMBER YIELDING THEIR TIME TO ANOTHER MEMBER THE THE RULES ON PAGE 9 SECTION D3 CLEARLY ALLOW ONE MEMBER TO YIELD 15 MINUTES OF THEIR TIME TO ANOTHER MEMBER AND EACH MEMBER OF THE BODIES ENTITLED TO SPEAK AND DEBATE FOR 15 MINUTES I HAVE NEVER DENIED ANYONE FROM YIELDING THEIR TIME TO ANOTHER AND TO TO DO SO WOULD BE TO IGNORE THE SENTENCES IN OUR RULES THAT ALLOW FOR YIELDING OF TIME SO I HAVE RULED THAT SENATOR SENATOR PEREZ IS ALLOWED TO YIELD HER TIME TO SENATOR BARNETT.

SENATOR DUEÑAS: MADAM SPEAKER I RISE TO THE POINT OF ORDER.

SPEAKER TERLAJE: PLEASE STATE YOUR POINT OF ORDER.

SENATOR DUEÑAS: AT THIS TIME I CALLED THE PREVIOUS QUESTION ON 158 37 WHICH ENDS DEBATE.

SENATOR BARNETT: SO.

SPEAKER TERLAJE: THERE'S A CALL FOR THE PREVIOUS QUESTION ALL THOSE IN FAVOR PLEASE RAISE YOUR HAND MOTION PASSES.

SENATOR BARNETT: SO I CAN'T TALK.

SPEAKER TERLAJE: NO.

SENATOR BARNETT: OKAY SO THEY DON'T WANT ME TO TALK THANK YOU.

SPEAKER TERLAJE: WE HAVE EXHAUSTED THE SECOND READING FILE WE WILL MOVE TO THE THIRD READING WE'LL TAKE A FIVE MINUTE RECESS THANK YOU.

RECESS

SPEAKER TERLAJE: WE'RE BACK FROM RECESS THE LAST MOTION WAS TO CALL FOR THE PREVIOUS QUESTION WHICH PASSED WE ARE NOW ON THE PREVIOUS QUESTION SENATOR SAN NICOLAS YOU MAY CLOSE AND MAKE YOUR MOTION.

SENATOR SAN NICOLAS: MA'AM I'D LIKE TO MAKE A MOTION TO MOVE IT TO THE THIRD READING FOR VOTING BILL 150 BILL 158-37 LS.

SPEAKER TERLAJE: WITHOUT ENGROSSMENT.

SENATOR SAN NICOLAS: YES MA'AM.

SPEAKER TERLAJE: ON THAT MOTION IS THERE ANY OBJECTION TO MOVE THE BILL TO THIRD READING WITHOUT ENGROSSMENT IS THERE ANY OBJECTION THERE'S BEEN AN OBJECTION ALL IN FAVOR PLEASE RAISE YOUR HAND 123456 MOTION CARRIES WE'RE NOW ON WE'VE EXHAUSTED THE SECOND READING FILE WE'RE ON THIRD READING THE CLERKS HAVE INFORMED ME THAT OR THE CLERK HAS INFORMED ME THAT ALL THE BILLS HAVE BEEN PLACED ON YOUR DESK ALREADY DURING THE SESSION THEY HAVE NOT PREPARED ANOTHER FOLDER SO THEY'RE ASKING YOU TO USE THE BILLS YOU HAVE SINCE ALL OF THE BILLS WILL BE VOTED ON WITHOUT ENGROSSMENT IS THERE ANYONE WHO NEEDS ANY COPIES OF THE BILL BEFORE VOTING IF NOT THEN WE'LL WE'LL PROCEED TO THE THIRD READING RIGHT THE FIRST BILL IS BILL NUMBER 156-37 COR CLERKS PLEASE READ THE TITLE.

CLERKS STAFF: BILL NUMBER 156-37 COR INTRODUCED BY THERESE M. TERLAJE CHRIS BARNETT AND ACT TO AMEND SECTION 4722 OF ARTICLE 7 CHAPTER 4 DIVISION ONE OF TITLE 26 GUAM ADMINISTRATIVE RULES ON REGULATIONS RELATIVE TO EXPEDITING GDOE SCHOOL INSPECTIONS BY AUTHORIZING VARIANCES AND TO INCREASING SMALL PURCHASE LIMITS THE DETAILING OF ADDITIONAL INSPECTORS AND THE TEMPORARY EMPLOYMENT OF RETIRED GOVERNMENT OF GUAM INSPECTORS FOR THE OPENING OF GDOE PUBLIC SCHOOLS.

SUBSTITUTE CLERK OF THE LEGISLATURE: SENATOR BARNETT (AYE) SENATOR BLAS (AYE) SENATOR BROWN (AYE) SENATOR DUEÑAS (AYE) SENATOR FISHER (AYE) SENATOR LUJAN (AYE) VICE SPEAKER MUÑA BARNES (AYE) SENATOR PARKINSON.

SENATOR SHELTON: MADAM SPEAKER.

SPEAKER TERLAJE: MAJORITY LEADER YOU ARE RECOGNIZED.

SENATOR SHELTON: THANK YOU I MOVED TO EXCUSE MEMBERS NOT PRESENT FOR THIS VOTE.

SPEAKER TERLAJE: ON THAT MOTION TO EXCUSE MEMBERS NOT PRESENT IS THERE ANY OBJECTIONS SEEING NO OBJECTION MOTION CARRIES *SI YU'OS MA'ÁSE*.

SUBSTITUTE CLERK OF THE LEGISLATURE: SENATOR PARKINSON (EXCUSED) SENATOR PEREZ (AYE) SENATOR QUINATA (AYE) SENATOR SAN AGUSTIN (AYE) SENATOR SAN NICOLAS (AYE) SENATOR SHELTON (AYE) SENATOR TAITAGUE (AYE) SPEAKER TERLAJE (AYE).

SPEAKER TERLAJE: BILL NUMBER 156-37 COR RECEIVED WAIT BILL NUMBER 156-37 COR RECEIVED 14 AYES AND ONE EXCUSED BILL NUMBER 156-37 COR IS DULY PASSED BY THIS BODY WE'RE NOW ON BILL NUMBER 91-37 COR CLERKS PLEASE READ THE TITLE.

CLERKS STAFF: BILL NUMBER 91-37 COR AS AMENDED BY THE COMMITTEE ON EDUCATION PUBLIC SAFETY AND THE ARTS AND FURTHER AMENDED ON THE FLOOR INTRODUCED BY JOE S. SAN AGUSTIN CHRIS BARNETT TINA ROSE MUÑA BARNES ROY A. B. QUINATA DWAYNE T.D. SAN NICOLAS FRANK BLAS, JR. JOANNE BROWN CHRISTOPHER M. DUEÑAS THOMAS J. FISHER JESSE A. LUJAN WILLIAM A. PARKINSON SABINA FLORES PEREZ AMANDA L. SHELTON TELO T. TAITAGUE THERESE M. TERLAJE AN ACT TO AMEND SECTION 812-181 OF ARTICLE 1 CHAPTER 8 TITLE FOUR GUAM CODE ANNOTATED RELATIVE TO THE TEMPORARY EMPLOYMENT OF THE OF GOVERNMENT OF GUAM RETIRED FACILITIES AND MAINTENANCE PERSONNEL.

SPEAKER TERLAJE: PLEASE NOTE THAT THE TITLE HAS BEEN CORRECTED BY COUNSEL ROLL CALL.

SUBSTITUTE CLERK OF THE LEGISLATURE: SENATOR BARNETT (AYE) SENATOR BLAS (AYE) SENATOR BROWN (AYE) SENATOR DUEÑAS (AYE) SENATOR FISHER (AYE) SENATOR LUJAN (AYE) VICE SPEAKER MUÑA BARNES (AYE) SENATOR PARKINSON (EXCUSED) SENATOR PEREZ (AYE) SENATOR QUINATA (AYE) SENATOR SAN AGUSTIN

(AYE) SENATOR SAN NICOLAS (AYE) SENATOR SHELTON (AYE) SENATOR TAITAGUE (AYE) SPEAKER TERLAJE (AYE).

SPEAKER TERLAJE: BILL NUMBER 91-37 COR RECEIVED 14 AYES AND ONE EXCUSE BILL NUMBER 91-37 COR IS DULY PASSED BY THE BODY BILL NUMBER 149-37 COR CLERKS PLEASE READ THE TITLE

CLERKS STAFF: BILL NUMBER 15149-37 COR AS AMENDED BY THE COMMITTEE ON ENVIRONMENT REVENUE AND TAXATION LABOR PROCUREMENT AND STATISTICS RESEARCH AND PLANNING SUBSTITUTED AND FURTHER AMENDED ON THE FLOOR INTRODUCED BY SABINA FLORES PEREZ CHRIS BARNETT FRANK BLAS, JR. JOANNE BROWN CHRISTOPHER M. DUEÑAS THOMAS J. FISHER JESSE A. LUJAN TINA ROSE MUÑA BARNES WILLIAM A. PARKINSON ROY A. B. QUINATA JOE S. SAN AGUSTIN DWAYNE T.D. SAN NICOLAS AMANDA L. SHELTON TELO T. TAITAGUE THERESE M. TERLAJE AN ACT TO ADD A NEW SECTION 12117 TO CHAPTER 12 OF DIVISION FOUR TITLE TWO GUAM.

SPEAKER TERLAJE: SORRY CLERKS COULD YOU PLEASE REREAD THAT TITLE.

CLERKS STAFF: AN ACT TO ADD A NEW SECTION 12117 TO CHAPTER 12 OF DIVISION ONE.

SPEAKER TERLAJE: JUST A ONE MINUTE RECESS.

RECESS

SPEAKER TERLAJE: ALL RIGHT THANK YOU BACK FROM RECESS PLEASE PROCEED AND REREAD THE TITLE.

CLERKS STAFF: AN ACT TO ADD IN USE SECTION 12117 TO CHAPTER 12 OF DIVISION FOUR TITLE 2 GUAM ADMINISTRATIVE RULES ON REGULATIONS RELATIVE TO THE ADOPTION OF RULES AND REGULATIONS PROVIDING TEMPORARY EXPEDITED PROCUREMENT PROTESTS PROCEDURES FOR ACQUISITIONS FUNDED WITH AMERICAN RESCUE PLAN ACT EDUCATION STATE STABILIZATION FUND OR HEAD START GRANT MONIES ALLOTTED TO THE GUAM DEPARTMENT OF EDUCATION.

SPEAKER TERLAJE: ROLL CALL PLEASE NOTE THAT THE TITLE WAS CHANGED BY THE LEGISLATIVE COUNSEL ROLL CALL.

SUBSTITUTE CLERK OF THE LEGISLATURE: SENATOR BARNETT (AYE) SENATOR BLAS (AYE) SENATOR BROWN (AYE) SENATOR DUEÑAS (AYE) SENATOR FISHER (AYE) SENATOR LUJAN (AYE) VICE SPEAKER MUÑA BARNES (AYE) SENATOR PARKINSON (EXCUSED) SENATOR PEREZ (AYE) SENATOR QUINATA (AYE) SENATOR SAN AGUSTIN (AYE) SENATOR SAN NICOLAS (AYE) SENATOR SHELTON (AYE) SENATOR TAITAGUE (AYE) SPEAKER TERLAJE (AYE).

SPEAKER TERLAJE: BILL NUMBER 149-37 COR RECEIVED 14 AYES AT ONE EXCUSED BILL NUMBER 149-37 COR IS DULY PASSED BY THE BODY WE'RE NOW IN BUILD NUMBER 159-37 LS CLERKS PLEASE READ THE TITLE.

CLERKS STAFF: BILL NUMBER 159-37 LS AS AMENDED ON THE FLOOR INTRODUCED BY FRANK BLAS, JR. JOANNE BROWN DAWAYNE T.D. SAN NICOLAS TELO T. TAITAGUE CHRISTOPHER M. DUEÑAS JESSE A. LUJAN THOMAS J. FISHER TINA ROSE MUÑA BARNES WILLIAM A. PARKINSON ROY A. B. QUINATA JOE S. SAN AGUSTIN AMANDA L. SHELTON AN ACT TO AMEND SECTION 4719 OF ARTICLE 7 CHAPTER 4 DIVISION 1 TITLE 26 GUAM ADMINISTRATIVE RULES AND REGULATIONS RELATIVE TO COMPLIANCE REQUIREMENTS AND REGULATIONS FOR DEPARTMENT OF EDUCATION PUBLIC SCHOOLS.

SPEAKER TERLAJE: ROLL CALL.

SUBSTITUTE CLERK OF THE LEGISLATURE: SENATOR BARNETT (NAY) SENATOR BLAS (AYE) SENATOR BROWN (AYE) SENATOR DUEÑAS (AYE) SENATOR FISHER (AYE) SENATOR LUJAN (AYE) VICE SPEAKER MUÑA BARNES (AYE) SENATOR PARKINSON (EXCUSED) SENATOR PEREZ (NAY) SENATOR QUINATA (AYE) SENATOR SAN AGUSTIN (AYE) SENATOR SAN NICOLAS (AYE) SENATOR SHELTON (AYE) SENATOR TAITAGUE (AYE) SPEAKER TERLAJE (NAY).

SPEAKER TERLAJE: BILL NUMBER 159-37 LS RECEIVED 11 AYES THREE NAYS AND ONE EXCUSED BILL NUMBER 159-37 LS IS DULY PASSED BY THIS BODY BILL NUMBER 158-37 LS CLERKS PLEASE READ THE TITLE.

CLERKS STAFF: BILL NUMBER 158-37 LS AS AMENDED ON THE FLOOR INTRODUCED BY DWAYNE T.D. SAN NICOLAS AN ACT TO AUTHORIZE THE OPERATION OF GUAM PUBLIC SCHOOLS THAT ARE AWAITING INSPECTION FOR SCHOOL YEAR 2023-2024.

SPEAKER TERLAJE: ROLL CALL.

SUBSTITUTE CLERK OF THE LEGISLATURE: SENATOR BARNETT (NAY) SENATOR BLAS (AYE) SENATOR BROWN (AYE) SENATOR DUEÑAS (AYE) SENATOR FISHER (AYE) SENATOR LUJAN (AYE) VICE SPEAKER MUÑA BARNES

(AYE) SENATOR PARKINSON (EXCUSED) SENATOR PEREZ (NAY) SENATOR QUINATA (AYE) SENATOR SAN AGUSTIN (AYE) SENATOR SAN NICOLAS (AYE) SENATOR SHELTON (AYE) SENATOR TAITAGUE (AYE) SPEAKER TERLAJE (NAY).

SPEAKER TERLAJE: BILL NUMBER 158-37 LS RECEIVED 11 AYES AND THREE NAYS AND ONE EXCUSED BILL NUMBER 158-37 LS IS DULY PASSED BY THIS BODY WE'VE EXHAUSTED THE VOTING FILE WE ARE NOW ON BRIEF EXTENSION OF REMARKS FLOORS OPEN TO BRIEF EXTENSION OF REMARKS THERE'S ANYONE WOULD LIKE TO BE RECOGNIZED THAT YEAH WE ON ANNOUNCEMENTS I DID SEND OUT A NOTICE FOR A SESSION CALL TO SESSION AT MONDAY AUGUST 7TH 9 A.M. AND THE AGENDA ITEM IS THE FY24 BUDGET MAJORITY LEADER YOU ARE RECOGNIZED.

SENATOR SHELTON: THANK YOU MADAM SPEAKER I MOVED TO ADJOURN TODAY'S SESSION SUBJECT TO THE CALL OF THE SPEAKER.

SPEAKER TERLAJE: ON THE MOTION TO ADJOURN SUBJECT TO THE CALL IS THERE ANY OBJECTION SIGNAL OBJECTION MOTION CARRY PARDON.

SENATOR SAN AGUSTIN: MADAM SPEAKER BECAUSE WE HAVE THE MOTION DON'T WE RECESS AND THEN WE'RE GOING TO COME BACK MONDAY OR WE'RE GOING TO ADJOURN AND THEN START UP AGAIN MONDAY.

SPEAKER TERLAJE: THIS WILL BE ADJOURN YES.

SENATOR SAN AGUSTIN: OH OKAY NO PROBLEM.

SPEAKER TERLAJE: THIS IS AN EMERGENCY SESSION WE'LL COME BACK IN REGULAR SESSION ON MONDAY AUGUST 7 9 A.M. ON THE MOTION TO ADJOURN THERE HAS BEEN NO OBJECTION SO WE ARE HEREBY ADJOURN SUBJECT TO THE CALL OF THE SPEAKER.