

*I Mina'Trentai Kuåtro Na Liheslaturan*  
**BILL STATUS**

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES	NOTES
328-34 (COR)	Dennis G. Rodriguez, Jr.	AN ACT TO ADD A NEW SECTION 50120 TO CHAPTER 50 TITLE 12, GUAM CODE ANNOTATED, RELATIVE TO DIRECTING THE GUAM ECONOMIC DEVELOPMENT AUTHORITY TO DEVELOP AND PUBLISH A REQUEST FOR INFORMATION RELATIVE TO HOW AN INTERESTED PHARMACEUTICAL COMPANY, RESEARCH ENTITY OF OTHER ORGANIZATION WOULD ENTER INTO A PUBLIC PRIVATE PARTNERSHIP WITH THE GOVERNMENT OF GUAM TO DEVELOP A LABORATORY AND/OR PHARMACEUTICAL RESEARCH FACILITY.	7/19/18 3:57 p.m.						

**MINA' TRENTAI KUATTRO NA LIHESLATURAN GUÅHAN  
2018 (SECOND) Regular Session**

Bill No. 328-34 (CMA)

Introduced by:

Dennis G. Rodriguez, Jr. 

**AN ACT TO ADD A NEW SECTION 50120 TO CHAPTER 50 TITLE 12, GUAM CODE ANNOTATED, RELATIVE TO DIRECTING THE GUAM ECONOMIC DEVELOPMENT AUTHORITY TO DEVELOP AND PUBLISH A REQUEST FOR INFORMATION RELATIVE TO HOW AN INTERESTED PHARMACEUTICAL COMPANY, RESEARCH ENTITY OF OTHER ORGANIZATION WOULD ENTER INTO A PUBLIC PRIVATE PARTNERSHIP WITH THE GOVERNMENT OF GUAM TO DEVELOP A LABORATORY AND/OR PHARMACEUTICAL RESEARCH FACILITY.**

2018 JUL 19 PM 3:57 CS

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guahan*  
3 (the Guam Legislature) recognize that Guam and Micronesia provide unique  
4 aspects that may be of interest to the research community. Our location,  
5 weather and government structure provide certain advantages that are found  
6 nowhere else in the world. The University of Guam currently has a Marine  
7 Lab, the Department of Public Health and Social Services currently have a  
8 mosquito lab and the Guam Police Department has a forensic lab housed on  
9 the campus of Guam Community College.

10 Micronesia also has unique flora used for centuries in treating  
11 ailments of local indigenous persons and the use of these treatments is  
12 untapped by current modern scientific research and thus may reveal medical

1 breakthroughs to support the rest of the world. Our traditional healers have  
2 and continue to use local plants and roots to make medicines. However,  
3 research conducted on these remedies would require a level of respect and  
4 cooperation to be successful. Any organization wishing to conduct scientific  
5 research would first need to become aware of our customs and culture prior  
6 to proceeding.

7         Though not an indigenous plant, cannabis was propagated in Guam  
8 and Micronesia for years. There is undeniable interest in the global  
9 community in the study of cannabis treatments. The use of cannabis in  
10 treating ailments is becoming more and more accepted yet the research on  
11 cannabis was restricted in the West for many years. Guam uniqueness may  
12 be the perfect solution for large laboratory and pharmaceutical companies to  
13 perform such desired research.

14         *I Liheslaturan Guahan* also recognizes and understanda the need for a  
15 laboratory in association with our military buildup and the continuous threat  
16 posed by disease emanating for Southeast Asia. Therefore, a public health  
17 type of laboratory to monitor and detect health threats ranging from rabies  
18 and dengue fever to radiological contaminants, genetic disorders in  
19 newborns and terrorist agents would benefit not only Guam but also the  
20 military and the world.

21         These laboratories are equipped with sophisticated instrumentation  
22 and staffed by highly trained scientists, and that these unique institutions  
23 deliver services that may be unavailable or cost-prohibitive elsewhere.

24         Guam is the far western outpost for the United States and as such  
25 would serve an important role in the national laboratory network to respond  
26 to novel strains of disease often emanating from Southeast Asia.

1           Guam also has a historic relationship with partner organizations such  
2 as the World Health Organization, Centers for Disease Control, Pacific  
3 Islands Health Officers Association, Department of Defense and other  
4 regional networks that monitor circulating strains of disease.

5           We concur that the control or containment of many types of public  
6 health threats can be greatly enhanced by analytical testing services and that  
7 Guam's role as a point of origin for foreign visitors to the United States,  
8 combined with the free migration of citizens from the Compact of Freely  
9 Associated States, increases the need for and value of the analytical testing  
10 services on Guam.

11           We further acknowledge that early detection, early warning, and early  
12 containment may start on Guam but benefits the entire United States and  
13 military forces. That transitory nature of the rotational Marines will entail  
14 training in geographic areas other than Guam.

15           *I Liheslaturan Guåhan* therefore directs the Guam Economic  
16 Development Authority under its authority found in 12 GCA, Ch68 Hospital  
17 Facilities Finance Act, §68103, Additional Powers of the Board, to develop  
18 a Request for Information (RFI) and put forth that RFI to the market. The  
19 purpose of this RFI is seeking information on how interested operators  
20 would partner with government entities to form a public private partnership  
21 to develop a laboratory and/or pharmaceutical research facility.

22           The compilation and analysis of information from respondents will  
23 assist the community and policy makers to achieving this facility goal. The  
24 Government of Guam will evaluate the RFI responses and will use the  
25 information provided as the basis to potentially develop a budget request  
26 which will lead to a more formal proposal process for specific solutions.  
27 There is currently no timeframe for this.

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**Section 2.** A new Section § 50120 is *added* to Chapter 50 of Title 12 Guam Code Annotated to read:

**§ 50120 Department of Public Health and Social Services Request for Information; Laboratory and Pharmaceutical Research.**

Request for Information. The Guam Economic Development Authority ("GEDA") *shall* develop and publish a Request for Information (RFI) for the purpose of soliciting and determining public interest and the desired direction public policymakers should take in the development of Laboratory and/or Pharmaceutical research facility.

(a) The information to be solicited *shall* include, at a minimum, but *shall not* be limited to:

- (1) A public private collaboration in the development of a Laboratory and or Pharmaceutical research facility on Guam and the relevant form of such an entity. The use of Special Purpose Vehicle (SPV) and risk mitigation options;
- (2) An assessment into the efficacy and viability of establishing a research laboratory on Guam supporting the region with specific research areas of interest including:
  - a. Research on the efficacy and safety of certain forms of cannabis and cannabis delivery.
  - b. Research into use of indigenous floral on Guam manufacturing and sale of traditional healing and other non-U.S. Food & Drug Administration-reviewed local tonics.
  - c. Research on diseases endemic to Guam and the region.

1 d. Development of drugs and other products using local  
2 strains of cannabis and indigenous floral.

3 (b)(1)The publication of the RFI shall expressly state that it is being issued  
4 solely for the purpose of soliciting public information for planning  
5 purposes, does not constitute a Request for Proposal (RFP), and does not  
6 commit the government to contract for any supply or service.

7 (2)GEDA shall not accept unsolicited submissions that are deemed  
8 beyond the scope and intent of the RFI.

9 (c) (1) Respondents shall be advised that the government of Guam will not  
10 pay for any information received or administrative costs incurred in  
11 responding to this RFI.

12 (2) All costs experienced or associated with responding to this RFI will be  
13 incurred solely at the contributing party's expense.

14 (3) Not responding to this RFI does not preclude participation in any  
15 future RFP, if any is issued.

16 (4) All submissions to this Request for Information shall become the  
17 property of the government of Guam, subject to public review, and will  
18 not be returned.

19 (5) Any issues relating to intellectual property and copyright must be  
20 clarified by the respondent and clearly marked.

21 (d) Delivery Period/Dissemination. GEDA shall publicly disseminate the  
22 RFI in a manner to solicit the broadest number of qualified interested  
23 respondents. Registries, direct mailings, and other methods, at a minimum,  
24 shall be utilized to maximize the potential number of responses to the RFI.  
25 In addition to companies in the traditional research, pharmaceutical and  
26 laboratory industry, the Government of Guam seeks responses from a wide

1 range of non-traditional entities that may be interested in this initiative,  
2 including such potential respondents as:

3 (1) Companies involved in the emerging technology including solutions  
4 providers and manufacturers.

5 (2) Non-profit organizations and Public cooperatives.

6 (3) Local businesses, including those in the technology sector that have  
7 expertise to lend and a stake in the benefits that such research may offer.

8 (4) Companies and organizations that offer grant opportunities.

9 (e) GEDA shall adhere to the following schedule:

10 (1) Within sixty (60) days from enactment of this Act, develop and  
11 publish the Request for Information (RFI);

12 (2) Provide for a fifteen (15) day question period, Saturday, Sunday, and  
13 government holidays excepted, commencing from the date of publication,  
14 for requested clarification(s) on the RFI from interested parties/potential  
15 respondents;

16 (3) Provide a thirty (30) day period, Saturday, Sunday, and government  
17 holidays excepted, after the close of the question period for submission to  
18 the RFI by respondents;

19 (4) Compilation by GEDA of the RFI submissions by respondents not to  
20 exceed 30 days; and

21 (5) Transmittal of the RFI compilation/results from GEDA to *I*  
22 *Maga'låhen Guåhan* and *I Liheslaturan Guåhan* no more than thirty days  
23 (30) days after the receipt of information to the RFI.

24 **Section 3. Effective Date.** This Act *shall* become immediately effective  
25 upon enactment.