

I Mina Trentai Kuåttro Na Liheslaturan
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES	NOTES
292-34 (COR) As amended on the Floor.	Dennis G. Rodriguez, Jr.	AN ACT TO ADD NEW §§ 43121 AND 43122 TO ARTICLE 1, CHAPTER 43, TITLE 5 OF THE GUAM CODE ANNOTATED, RELATIVE TO ALLOWING THE USE OF VIDEO TELECONFERENCING APPLICATIONS AT MEETINGS OF GOVERNMENT BOARDS AND COMMISSIONS TO GUARANTEE QUORUM, FOR CONVENIENCE, AND TO EXPAND ELIGIBILITY OF MEMBERSHIP TO THOSE COMMUNITY MEMBERS THAT MAY BE HOMEBOUND; AND RELATIVE TO THE USE OF VIDEO LIVE STREAMING AT MEETINGS IN ORDER TO INCREASE TRANSPARENCY IN GOVERNMENT.	5/30/18 8:44 a.m.	6/7/18	Committee on General Government Operations and Federal, Foreign, and Regional Affairs	7/18/18 10:00 a.m.	7/25/18 4:46 p.m.	Fiscal Note Request 6/7/18 Fiscal Note 6/18/18	
	SESSION DATE	TITLE	DATE PASSED	TRANSMITTED	DUE DATE	NOTES			
	10/01/18	AN ACT TO ADD NEW §§ 43121 AND 43122 TO ARTICLE 1 OF CHAPTER 43, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING THE USE OF VIDEO TELECONFERENCING APPLICATIONS AT MEETINGS OF GOVERNMENT BOARDS AND COMMISSIONS TO GUARANTEE A QUORUM, FOR CONVENIENCE, AND TO EXPAND THE ELIGIBILITY OF MEMBERSHIP TO THOSE COMMUNITY MEMBERS THAT MAY BE HOMEBOUND; AND ENCOURAGING THE USE OF VIDEO LIVE STREAMING AT MEETINGS IN ORDER TO INCREASE TRANSPARENCY IN GOVERNMENT.	10/04/18	10/05/18 1:08 p.m.	10/17/18				



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I MINA'TRENTAI KUÅTTRO NA LIHESLATURAN GUÅHAN
Thirty-Fourth Guam Legislature

October 5, 2018

The Honorable Edward J.B. Calvo
I Maga'låhen Guåhan
Ufisinan I Maga'låhi
Hagåtña, Guam 96910

Dear *Maga'låhi* Calvo:


Transmitted herewith are Bill Nos. 28-34 (COR), 127-34 (COR), 128-34 (COR), 129-34 (COR), 130-34 (COR), 219-34 (COR), 272-34 (COR), 279-34 (COR), 292-34 (COR), 297-34 (COR), 319-34 (COR), and 326-34 (COR); and Substitute Bill No. 302-34 (COR), which were passed by *I Mina'Trentai Kuåttro Na Liheslaturan Guåhan* on October 4, 2018.

Sincerely,


RÉGINE BISCOE LEE
Legislative Secretary

Enclosure (13)

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I MINA'TRENTAI KUÁTTRO NA LIHESLATURAN GUÁHAN
2018 (SECOND) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO *I MAGA'LÁHEN GUÁHAN*

This is to certify that **Bill No. 292-34 (COR)**, “**AN ACT TO ADD NEW §§ 43121 AND 43122 TO ARTICLE 1 OF CHAPTER 43, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING THE USE OF VIDEO TELECONFERENCING APPLICATIONS AT MEETINGS OF GOVERNMENT BOARDS AND COMMISSIONS TO GUARANTEE A QUORUM, FOR CONVENIENCE, AND TO EXPAND THE ELIGIBILITY OF MEMBERSHIP TO THOSE COMMUNITY MEMBERS THAT MAY BE HOMEBOUND; AND ENCOURAGING THE USE OF VIDEO LIVE STREAMING AT MEETINGS IN ORDER TO INCREASE TRANSPARENCY IN GOVERNMENT,**” was on the 4th day of October 2018, duly and regularly passed.




Therese M. Terlaje
Acting Speaker

Attested:



Régine Biscoe Lee
Legislative Secretary

.....
This Act was received by *I Maga'láhen Guáhan* this 5th day of OCTOBER,
2018, at 1:00 o'clock P.M.



Assistant Staff Officer
Maga'láhi's Office

APPROVED:

EDWARD J.B. CALVO
I Maga'láhen Guáhan

Date: _____

Public Law No. _____

I MINA'TRENTAI KUÁTTRO NA LIHESLATURAN GUÁHAN
2018 (SECOND) Regular Session

Bill No. 292-34 (COR)

As amended on the Floor.

Introduced by:

Dennis G. Rodriguez, Jr.
Thomas C. Ada
FRANK B. AGUON, JR.
William M. Castro
James V. Espaldon
Fernando Barcinas Esteves
Régine Biscoe Lee
Tommy Morrison
Louise B. Muña
Telena Cruz Nelson
Joe S. San Agustin
Michael F.Q. San Nicolas
Therese M. Terlaje
Mary Camacho Torres

AN ACT TO ADD NEW §§ 43121 AND 43122 TO ARTICLE 1 OF CHAPTER 43, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING THE USE OF VIDEO TELECONFERENCING APPLICATIONS AT MEETINGS OF GOVERNMENT BOARDS AND COMMISSIONS TO GUARANTEE A QUORUM, FOR CONVENIENCE, AND TO EXPAND THE ELIGIBILITY OF MEMBERSHIP TO THOSE COMMUNITY MEMBERS THAT MAY BE HOMEBOUND; AND ENCOURAGING THE USE OF VIDEO LIVE STREAMING AT MEETINGS IN ORDER TO INCREASE TRANSPARENCY IN GOVERNMENT.

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that a great deal of government inefficiency is due to the lack of a quorum at several,
4 if not all, board and commission meetings. Without a quorum, actions are delayed

1 and pushed back to the next meeting. Meetings are often conducted monthly and
2 these delays result in inefficient methodology. In addition to the concerns about
3 having enough members present to move actions forward, the requirement for
4 physical presence at meetings excludes many in our community from participating
5 in government service. Oftentimes, lack of transportation, physical disability, care-
6 taking responsibilities, and a myriad of other personal life concerns, prevent
7 members from attending board and commission meetings. In our present day,
8 technology affords an answer. The rapid advance in teleconferencing applications
9 and the improvements in internet access and speed now allow for the use of these
10 applications in our government. Applications such as FaceTime, ZOOM,
11 GotoMeeting and Skype are used extensively in the private sector and used for
12 personal convenience. These applications are now capable of more than just seeing
13 someone's face on a telephone call. These applications now have options to record
14 proceedings, project slides and video to the group, screen sharing, and automatically
15 generate transcripts. One great advantage is these applications are free or cost a
16 minimal monthly fee currently around Fifteen Dollars (\$15.00) per month, and can
17 be used across various platforms.

18 Using these applications will allow members to participate from home, when
19 traveling, and even while parked along the road using their phone.

20 *I Liheslaturan Guåhan* further finds that the use of video live streaming,
21 currently used in legislative proceedings, is an effective way of engaging with the
22 community and increases transparency of government operations.

23 *I Liheslaturan Guåhan* finds that the time is right to take further advantage of
24 this technology to reduce government inefficiency and to allow greater access to our
25 people and participation in government service.

26 *I Liheslaturan Guåhan* therefore intends to allow and encourage government
27 boards and commissions to use video teleconferencing and to develop rules and

1 processes within their bylaws and according to existing statutes, depending on the
2 uniqueness of their missions and functions. There is currently no timeframe for
3 implementation of this process and it is dependent on each board or commission's
4 process and consideration.

5 **Section 2. Use of Video Teleconferencing at Board and Commission**
6 **Meetings.** A new § 43121 is *added* to Article 1 of Chapter 43, Title 5, Guam Code
7 Annotated, to read:

8 **“§ 43121. Use of Video Teleconferencing at Meetings.**

9 (a) Board and commission members may participate in regular and
10 special meetings via video teleconferencing. The board or commission
11 member *shall* submit a written request to participate in regular and special
12 meetings via video teleconferencing to the Chairperson. Such request *shall* be
13 attached to the minutes of said meeting.

14 (b) Participation via video teleconferencing *shall* meet the
15 requirements for a quorum.

16 (c) Boards and commissions *shall* develop rules and regulations and
17 education on the use of video teleconferencing for their members, in
18 consultation with the Office of Technology (OTECH) and the Office of the
19 Attorney General, in accordance with their individual missions and functions,
20 and in accordance with existing statute, specifically the Open Government
21 Law, contained in Chapter 8 of this Title.

22 (d) Executive sessions and due process hearings *shall not* be
23 conducted via video teleconferencing.”

24 **Section 3. Use of Live Streaming at Board and Commission Meetings.**
25 A new § 43122 is *added* to Article 1 of Chapter 43, Title 5, Guam Code Annotated,
26 to read:

27 **“§ 43122. Use of Video Live Streaming at Meetings.**

1 (a) Boards and commissions may elect to broadcast regular and
2 special meetings via video live streaming applications.

3 (b) Boards and commissions *shall* develop rules and regulations and
4 education on the use of video live streaming for their members, in consultation
5 with the Office of Technology (OTECH) and the Office of the Attorney
6 General, in accordance with their individual missions and functions, and in
7 accordance with existing statute, specifically the Open Government Law,
8 contained in Chapter 8 of this Title.

9 (c) Boards and commissions *shall* provide instructions on how the
10 public can access these video live streams on their meeting notices.”

11 **Section 4. Effective Date.** This Act *shall* become effective upon enactment.