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**MINA' TRENTA NA LIHESLATURAN GUAHAN  
THIRTIETH GUAM LEGISLATURE  
2010 (SECOND) Regular**

Bill No. 409-30 (cov)

Introduced by:

FRANK B. AGUON, JR.



1            **AN ACT TO INCLUDE THE DEPARTMENT OF**  
2            **MENTAL HEALTH & SUBSTANCE ABUSE IN**  
3            **THE GROUP PURCHASING OF DRUGS WITH**  
4            **OTHER AGENCIES; BY AMENDING §5270 OF**  
5            **ARTICLE 4, CHAPTER 5, TITLE 5, GUAM CODE**  
6            **ANNOTATED, - SO AS TO INCLUDE DMHSA.**

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

8            **Section 1. Legislative Finding and Intent:** *I Liheslaturan Guahan*  
9            *finds* that the Department of Mental Health & Substance Abuse is unable to  
10           take advantage of wholesale purchase prices in the acquisition of  
11           pharmaceuticals along with the Department of Administration, the  
12           Department of Public Health & Social Services, the Guam Memorial  
13           Hospital Authority, and the Department of Education, because they are not  
14           included in §5270, of Article 4, Chapter 4, Title 5, Guam Code Annotated –  
15           *Government to Purchase Drugs from Manufacturer*. This is resulting in  
16           DMH&SA paying higher prices for the same pharmaceuticals being  
17           procured in group purchases by other government of Guam agencies.

18           It is the *intent* of *I Liheslaturan Guahan* to include the Department of  
19           Mental Health & Substance Abuse, by amending §5270, of Article 4,

1 Chapter 4, Title 5, Guam Code Annotated – *Government to Purchase Drugs*  
2 *from Manufacturer.*

3 **Section 2.** Section §5270 of Article 4, Chapter 5, Title 5, Guam Code  
4 Annotated, is amended, to read:

5 **“§ 5270. Government to Purchase Drugs from Manufacturer.**  
6 Whenever possible, the Department of Administration, the  
7 Department of Public Health and Social Services, the Guam  
8 Memorial Hospital Authority, the Department of Mental Health &  
9 Substance Abuse, and the Department of Education shall purchase  
10 drugs, generic or other wise, directly from the manufacturer so as to  
11 ensure and maximize economy.”