

I Mina'trentai Singko Na Liheslaturan Guåhan
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES	NOTES
159-35 (COR)	Therese M. Terlaje Mary Camacho Torres	AN ACT TO AMEND § 1101.5(m) AND ADD A NEW SUBSECTION (e) TO § 1102.8, BOTH OF CHAPTER 1, ARTICLE 1, TITLE 26, GARR, RELATIVE TO INCREASING EMERGENCY AND TEMPORARY SHELTER CAPACITY FOR CHILDREN PLACED UNDER THE PROTECTIVE CUSTODY OF CHILD PROTECTIVE SERVICES.	6/6/19 4:12 p.m.	6/21/19	Committee on Higher Education and the Advancement of Women, Youth, and Senior Citizens	7/11/19 9:00 a.m.	8/5/19 8:28 a.m.	Request: 6/21/19 7/11/19	



The Office of Senator Amanda L. Shelton

Legislative Secretary & Chairwoman

Committee on Higher Education and the Advancement of Women, Youth and Senior Citizens

I Mina'trentai Singko Na Liheslaturan Guåhan
35th Guam Legislature

81 JUL 2019

The Honorable Tina Rose Muña Barnes
Speaker

I Mina'trentai Singko na Liheslaturan Guåhan

163 Chalan Santo Papa

Hagåtña Guam, 96910

VIA: The Honorable Régine Biscoe Lee
Chairperson, Committee on Rules

PBL

RE: Committee Report on Bill No. 159-35 (COR)

Håfa Adai Speaker Barnes:

Transmitted herewith is the Committee Report on Bill No. 159-35 (COR) – “AN ACT TO AN ACT TO AMEND § 1101.5 (m) AND ADD A NEW SUBSECTION (e) TO § 1102.8, BOTH OF CHAPTER 1, ARTICLE 1, TITLE 26, GARR, RELATIVE TO INCREASING EMERGENCY AND TEMPORARY SHELTER CAPACITY FOR CHILDREN PLACED UNDER THE PROTECTIVE CUSTODY OF CHILD PROTECTIVE SERVICES” which was referred to the Committee on Higher Education and the Advancement of Women, Youth and Senior Citizens.

Committee votes are as follows:

- 4 TO PASS
- ___ TO NOT PASS
- 1 TO REPORT OUT ONLY
- ___ TO ABSTAIN
- ___ TO PLACE IN INACTIVE FILE

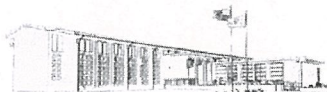
Sincerely,

Senator Amanda L. Shelton



4:57pm.

2019 AUG -5 AM 8:28 JFT





The Office of Senator Amanda L. Shelton

Legislative Secretary & Chairwoman

Committee on Higher Education and the Advancement of Women, Youth and Senior Citizens

I Mina'trentai Singko Na Libeslaturan Gnában

35th Guam Legislature

COMMITTEE REPORT

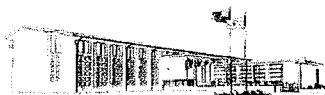
Bill No. 159-35 (COR) -

As Introduced

Therese M. Terlaje

Mary Camacho Torres

**AN ACT TO *AMEND* § 1101.5(M) AND
ADD A NEW SUBSECTION (E) TO §
1102.8, BOTH OF CHAPTER 1,
ARTICLE 1, TITLE 26, GARR,
RELATIVE TO INCREASING
EMERGENCY AND TEMPORARY
SHELTER CAPACITY FOR
CHILDREN PLACED UNDER THE
PROTECTIVE CUSTODY OF CHILD
PROTECTIVE SERVICES**





The Office of Senator Amanda L. Shelton

Legislative Secretary & Chairwoman

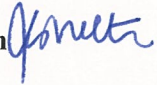
Committee on Higher Education and the Advancement of Women, Youth and Senior Citizens

I Mina'trentai Singko Na Liheslaturan Guåban
35th Guam Legislature

July 29, 2019

MEMORANDUM

To: **All Members**
Committee on Higher Education and the Advancement of Women, Youth and Senior Citizens

From: **Senator Amanda L. Shelton** 
Committee Chairperson

Subject: **Committee Report on Bill 159-35 (COR)**

Transmitted herewith for your consideration is the Committee Report on Bill 159-35 (COR) – “AN ACT TO AMEND §1101.5(m) AND ADD A NEW SUBSECTION (e) TO §1102.8, BOTH OF CHAPTER 1, ARTICLE 1, TITLE 26, GARR, RELATIVE TO INCREASING EMERGENCY AND TEMPORARY SHELTER CAPACITY FOR CHILDREN PLACED UNDER THE PROTECTIVE CUSTODY OF CHILD PROTECTIVE SERVICES”

This report includes the following:

- Copy of COR Referral of Bill 159-35 (COR)
- Notices of Public Hearing & Other Correspondence
- Public Hearing Agenda
- Public Hearing Sign-in Sheet
- Submitted Written Testimonies & Supporting Documents
- Committee Report Digest
- Bill 159-35 (COR) As Introduced
- Fiscal Note by the Bureau of Budget Management and Research
- Committee Vote Sheet

Please take the appropriate action on the attached vote sheet. Your attention to this matter is greatly appreciated. Should you have any questions or concerns, please do not hesitate to contact me.

Si Yu'os Ma'åse'!



Senator Régine Biscoe Lee
Chairperson

Senator Amanda L. Shelton,
Vice Chairperson

Speaker Tina Rose Muña Barnes,
Member

Vice Speaker Telena Cruz Nelson,
Member

Senator Kelly Marsh (Taitano), PhD,
Member

Senator Sabina Flores Perez
Member



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I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN
35TH GUAM LEGISLATURE

June 21, 2019

Senator Clynton E. Ridgell
Member

Senator Joe S. San Agustin,
Member

Senator Jose "Pedro" Terlaje,
Member

Senator Therese M. Terlaje,
Member

Senator James C. Moylan,
Member

Senator Mary Camacho Torres,
Member and
Chair, Subcommittee on Protocol

MEMO

To: **Rennae Meno**
Clerk of the Legislature
Attorney Julian Aguon
Legislative Legal Counsel

From: **Senator Régine Biscoe Lee**
Chairperson, Committee on Rules

Re: **Referral of Bill No. 159-35 (COR)**

Buenas yan Håfa adai.

As per my authority as Chairperson of the Committee on Rules and subject to §6.01(d), Rule VI of our Standing Rules, I am forwarding the referral of **Bill No. 159-35 (COR)**.

Please ensure that the subject bill is referred to the **Committee on Higher Education and the Advancement of Women, Youth, and Senior Citizens**, chaired by Senator Amanda L. Shelton.

I also request that the same be forwarded to the prime sponsor of the subject bill.

If you have any questions or concerns, please feel free to contact Mary Maravilla, Committee on Rules Director at 472-2461.

Thank you for your attention to this matter.

Respectfully,


Senator Régine Biscoe Lee
Chairperson, Committee on Rules



First Notice of Joint Public Hearing- Thursday, July 11, 2019

1 message

Senator Therese Terlaje <senatorterlajeguam@gmail.com>

Tue, Jul 2, 2019 at 4:20 PM

To: Speaker's Office <speaker@guamlegislature.org>, Vice Speaker Telena Cruz Nelson <senatorcnelson@guamlegislature.org>, Office of Senator Shelton Guam Legislature <officeofsenatorshelton@guamlegislature.org>, "Office of Senator Kelly Marsh (Taitano), PhD." <office.senatorkelly@guamlegislature.org>, Senator Regine Biscoe Lee <senatorbiscoelee@guamlegislature.org>, "Senator Joe S. San Agustin" <senatorjoessanagustin@gmail.com>, Senator Therese Terlaje <senatorterlajeguam@gmail.com>, Senator Clynt Ridgell <sen.cridgell@teleguam.net>, Senator Jose Pedro Terlaje <senatorpedo@senatorjterlaje.com>, Senator Sabina Perez <office@senatorperez.org>, Senator Wil Castro <wilcastro671@gmail.com>, Senator Louise Borja Muna <senatorlouise@gmail.com>, Senator Telo Taitague <senatortelot@gmail.com>, Senator James Moylan <senatormoylan@guamlegislature.org>, "Senator Mary C. Torres" <senatormary@guamlegislature.org>
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July 2, 2019

MEMORANDUM

To: All Senators, Stakeholders and Media

From: Senator Amanda L. Shelton

Chairperson, Committee on Higher Education and the Advancement of Women, Youth, and Senior Citizens

Senator Therese M. Terlaje

Chairperson, Committee on Health, Tourism, Historic Preservation, Land and Justice

Subject: **FIRST NOTICE of Joint Public Hearing - Thursday, July 11, 2019 at 9:00 AM**

Håfa Adai!

Please be advised that the Committee on Higher Education and the Advancement of Women, Youth, and Senior Citizens and the Committee on Health, Tourism, Historic Preservation, Land and Justice will convene a joint Public Hearing on **Thursday, July 11, 2019, beginning at 9:00 AM** in I Liheslaturan Guåhan's Public Hearing Room (Guam Congress Building, Hagåtña).

On the agenda for the Public Hearing is the following:

The Committee on Health, Tourism, Historic Preservation, Land and Justice:

· **Bill No. 134-35 (COR)- Mary C. Torres-** ACT TO ADD A NEW CHAPTER 39B TO DIVISION 3 OF TITLE 7, GUAM CODE ANNOTATED, RELATIVE TO CUSTODY AND VISITATION OF NONPARENTS; AND TO REPEAL SUBSECTION (G) OF § 8404, CHAPTER 8, DIVISION 1 OF TITLE 19, GUAM CODE ANNOTATED, RELATIVE TO THE CURRENT STATUTE ON GRANDPARENTAL RIGHTS OF VISITATION; AND TO AMEND SUBSECTION (H)(5) OF § 8404, CHAPTER 8, DIVISION 1 OF TITLE 19, GUAM CODE ANNOTATED, RELATIVE TO THE CONSIDERATION OF GRANDPARENTS IN PROVIDING CHILD-CARE FOR THEIR GRANDCHILDREN; AND TO FURTHER CITING THIS ACT AS THE “UNIFORM NONPARENT CUSTODY AND VISITATION ACT OF 2019.”

· **Bill No. 135-35 (COR)- Mary C. Torres-** ACT TO ADD A NEW ARTICLE 9 TO CHAPTER 1, DIVISION 1 OF TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO PERMITTING MORE THAN SIX CHILDREN PER FOSTER HOME IN THE STANDARDS FOR FAMILY FOSTER HOMES ON GUAM; AND TO FURTHER ADD SUCH UPDATED STANDARDS REFLECTING THIS ALLOWANCE TO THE GUAM ADMINISTRATIVE RULES AND REGULATIONS.

The Committee on Higher Education and the Advancement of Women, Youth, and Senior Citizens:

· **Bill No. 159-35 (COR)- Therese M. Terlaje-** ACT TO AMEND § 1101.5(m) AND ADD A NEW SUBSECTION (e) TO § 1102.8, BOTH OF CHAPTER 1, ARTICLE 1, TITLE 26, GARR, RELATIVE TO INCREASING EMERGENCY AND TEMPORARY SHELTER CAPACITY FOR CHILDREN PLACED UNDER THE PROTECTIVE CUSTODY OF CHILD PROTECTIVE SERVICES.

We look forward to your attendance and participation. Si Yu'os Ma'åse'

If you require any special accommodations or for further information, please contact the Office of Senator Therese M. Terlaje at 472-3586. or Senator Amanda L. Shelton at 989-2572. Testimonies may be submitted to the Guam Congress Building, or via email at senatorterlajeguam@gmail.com or senatorshelton@guamlegislature.org. The hearing will broadcast on local television, GTA Channel 21, Docomo Channel 117/60.4 and stream online via I Liheslaturan Guåhan's live feed at http://www.guamlegislature.com/live_feed.htm. This ad is paid for with government funds.

Office of Senator Therese M. Terlaje

Committee on Health, Tourism, Historic Preservation, Land and Justice

I Mina'trentai Singko na Liheslaturan Guåhan

35th Guam Legislature

Office Location: Ada Plaza Center, Suite 207, 173 Aspinall Avenue, Hagåtña, Guam 96910

Mailing address: Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910

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website: www.senatorterlaje.com

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 **First notice Joint PH 7.11.19_TMT_ALS.pdf**
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GUAM DAILY POST • WEDNESDAY, JULY 3, 2019

Existing fossil fuel plants will push world across dangerous climate limit

(The Washington Post) - The world's existing power plants, industrial plants, buildings and cars are already numerous enough - and young enough - to commit the Earth to an unacceptable level of warming, according to new research published Monday.

This fossil fuel infrastructure merely needs to continue operating over the course of its expected lifetime, and the world will emit over 650 billion tons of carbon dioxide, more than enough to dash chances of limiting the Earth's warming to a rise of 1.5 degrees Celsius, or 2.7 degrees Fahrenheit. That's a level of warming that has become increasingly accepted as a scientific line in the sand.

And it gets worse: Proposals and plans are currently afoot for additional coal plants and other infrastructure that would add another nearly 200 billion tons of emissions to that total. Some of these are now actually under construction. In other words, human societies would

need not only to cancel all such pending projects but also timeout existing projects early, in order to bring emissions down adequately.

"1.5 C carbon budgets allow for no new emitting infrastructure and require substantial changes to the lifetime or operation of already existing energy infrastructure," concludes the study in Nature by Dan Tong of the University of California at Irvine and colleagues from that institution, Tsinghua University in China, Stanford and industry-monitoring group CoalSwarm.

Humanity is currently causing over 41 billion tons of carbon dioxide to enter the atmosphere each year.

The globe currently emits more than 36 billion tons of carbon dioxide annually from fossil fuel burning and cement manufacturing, based on 2017 figures from the Global Carbon Project. An additional roughly 5 billion tons are contributed through land use changes, most prominently deforestation. Thus, in total, humanity is currently causing over 41 billion tons of carbon dioxide to enter the atmosphere each year.

HK police fire protesters

By John Ruwitch and Jessie Pang
Reuters

HONG KONG - Hong Kong fired tear gas early on Tuesday to disperse hundreds of defiant protesters, some of whom had stormed and ransacked the city's Legislature earlier on the anniversary of the 1997 return to Chinese rule.


Police arrived in a convoy of vans near midnight as about 1,000 protesters, furious at a proposed law that would allow extraditions to China, were gathered around the legislature building in the former British colonial financial district in a direct challenge to authorities in Beijing.

Earlier, protesters wearing hard hats, masks and black shirts had tried to charge again and again against the compound's reinforced glass doors, which eventually gave. Scores of protesters poured into the building.

Police fired several rounds of tear gas as protesters held up umbrellas to protect themselves, trying to block their advance. Plumes of smoke billowed across major thoroughfares and between some of the world's tallest skyscrapers.

The extraordinary violence marked an escalation in the weeks-long

SENATOR THERESA M. TERLJE
Committee on Health, Tourism,
Historic Preservation, Land and
Justice



1 Minuterial Singko na Liheslaturan Guahan
35th Guam Legislature

SENATOR AMANDA L. SHELTON
Committee on Higher Education and
the Advancement of Women, Youth,
and Senior Citizens

JOINT PUBLIC HEARING - Thursday, July 11, 2019 at 9:00 a.m.
Guam Legislature Public Hearing Room, Guam Congress Building, Hagåtña

AGENDA:

Bill No. 134-35 (COR) - Mary C. Torres - ACT TO ADD A NEW CHAPTER 39B TO DIVISION 3 OF TITLE 7, GUAM CODE ANNOTATED, RELATIVE TO CUSTODY AND VISITATION OF NONPARENTS; AND TO REPEAL SUBSECTION (G) OF § 8404, CHAPTER 8, DIVISION 1 OF TITLE 19, GUAM CODE ANNOTATED, RELATIVE TO THE CURRENT STATUTE ON GRANDPARENTAL RIGHTS OF VISITATION; AND TO AMEND SUBSECTION (H)(5) OF § 8404, CHAPTER 8, DIVISION 1 OF TITLE 19, GUAM CODE ANNOTATED, RELATIVE TO THE CONSIDERATION OF GRANDPARENTS IN PROVIDING CHILD-CARE FOR THEIR GRANDCHILDREN; AND TO FURTHER CITING THIS ACT AS THE "UNIFORM NONPARENT CUSTODY AND VISITATION ACT OF 2019."

Bill No. 135-35 (COR) - Mary C. Torres - ACT TO ADD A NEW ARTICLE 9 TO CHAPTER 1, DIVISION 1 OF TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO PERMITTING MORE THAN SIX CHILDREN PER FOSTER HOME IN THE STANDARDS FOR FAMILY FOSTER HOMES ON GUAM; AND TO FURTHER ADD SUCH UPDATED STANDARDS REFLECTING THIS ALLOWANCE TO THE GUAM ADMINISTRATIVE RULES AND REGULATIONS.

Bill No. 159-35 (COR) - Theresa M. Terlje - ACT TO AMEND § 1101.5(m) AND ADD A NEW SUBSECTION (e) TO § 1102.8, BOTH OF CHAPTER 7, ARTICLE 1, TITLE 26, GARR, RELATIVE TO INCREASING EMERGENCY AND TEMPORARY SHELTER CAPACITY FOR CHILDREN PLACED UNDER THE PROTECTIVE CUSTODY OF CHILD PROTECTIVE SERVICES.

If you require any special accommodations or, for further information, please contact the Office of Senator Theresa M. Terlje at 472-9588, of Senator Amanda L. Shelton at 989-2572. Testimonies may be submitted to the Guam Congress Building, or via email at senatorterljes@guamleg.gov or senators Shelton@guamleg.gov. The hearing will broadcast on local television, G7A Channel 21, Docomo Channel 11780.4 and stream online via 1 Liheslaturan Guahan's live feed at http://www.guamlegislature.com/live_feed.htm. This ad is paid for with government funds.



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REQUEST FOR INDEPENDENT FINANCIAL STATEMENTS

RFP NO: RFP-019-19

DEADLINE FOR RECEIPT OF



Second Notice of Joint Public Hearing- Thursday, July 11, 2019

1 message

Senator Therese Terlaje <senatorterlajeguam@gmail.com>

Mon, Jul 8, 2019 at 11:15 AM

To: Speaker's Office <speaker@guamlegislature.org>, Vice Speaker Telena Cruz Nelson <senatorcnelson@guamlegislature.org>, Office of Senator Shelton Guam Legislature <officeofsenatorshelton@guamlegislature.org>, "Office of Senator Kelly Marsh (Taitano), PhD." <office.senatorkelly@guamlegislature.org>, Senator Regine Biscoe Lee <senatorbiscoelee@guamlegislature.org>, "Senator Joe S. San Agustin" <senatorjoessanagustin@gmail.com>, Senator Therese Terlaje <senatorterlajeguam@gmail.com>, Senator Clynt Ridgell <sen.cridgell@teleguam.net>, Senator Jose Pedro Terlaje <senatorpedo@senatorjpterlaje.com>, Senator Sabina Perez <office@senatorperez.org>, Senator Wil Castro <wilcastro671@gmail.com>, Senator Louise Borja Muna <senatorlouise@gmail.com>, Senator Telo Taitague <senatortelot@gmail.com>, Senator James Moylan <senatormoylan@guamlegislature.org>, "Senator Mary C. Torres" <senatormary@guamlegislature.org>
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July 8, 2019

MEMORANDUM

To: All Senators, Stakeholders and Media

From: Senator Amanda L. Shelton
Chairperson, Committee on Higher Education and the Advancement of Women, Youth, and Senior Citizens

Senator Therese M. Terlaje
Chairperson, Committee on Health, Tourism, Historic Preservation, Land and Justice

Subject: **SECOND NOTICE of Joint Public Hearing - Thursday, July 11 2019 at 9:00 AM**

Håfa Adai!

Please be advised that the Committee on Higher Education and the Advancement of Women, Youth, and Senior Citizens and the Committee on Health, Tourism, Historic Preservation, Land and Justice will convene a joint Public Hearing on **Thursday, July 11, 2019, beginning at 9:00 AM** in I Liheslaturan Guåhan's Public Hearing Room (Guam Congress Building, Hagåtña).

On the agenda for the Public Hearing is the following:

The Committee on Health, Tourism, Historic Preservation, Land and Justice:

· **Bill No. 134-35 (COR)- Mary C. Torres-** ACT TO ADD A NEW CHAPTER 39B TO DIVISION 3 OF TITLE 7, GUAM CODE ANNOTATED, RELATIVE TO CUSTODY AND VISITATION OF NONPARENTS; AND TO REPEAL SUBSECTION (G) OF § 8404, CHAPTER 8, DIVISION 1 OF TITLE 19, GUAM CODE ANNOTATED, RELATIVE TO THE CURRENT STATUTE ON GRANDPARENTAL RIGHTS OF VISITATION; AND TO AMEND SUBSECTION (H)(5) OF § 8404, CHAPTER 8, DIVISION 1 OF TITLE 19, GUAM CODE ANNOTATED, RELATIVE TO THE CONSIDERATION OF GRANDPARENTS IN PROVIDING CHILD-CARE FOR THEIR GRANDCHILDREN; AND TO FURTHER CITING THIS ACT AS THE "UNIFORM NONPARENT CUSTODY AND VISITATION ACT OF 2019."

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The Committee on Higher Education and the Advancement of Women, Youth, and Senior Citizens:

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We look forward to your attendance and participation. Si Yu'os Ma'åse'

If you require any special accommodations or for further information, please contact the Office of Senator Therese M. Terlaje at 472-3586. or Senator Amanda L. Shelton at 989-2572. Testimonies may be submitted to the Guam Congress Building, or via email at senatorterlajeguam@gmail.com or senatorshelton@guamlegislature.org. The hearing will broadcast on local television, GTA Channel 21, Docomo Channel 117/60.4 and stream online via Liheslaturan Guåhan's live feed at http://www.guamlegislature.com/live_feed.htm. This ad is paid for with government funds.

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Office of Senator Therese M. Terlaje

Committee on Health, Tourism, Historic Preservation, Land and Justice

I Mina'trentai Singko na Liheslaturan Guåhan

35th Guam Legislature

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Second Notice Joint PH 7.11.19_TMT_ALS.pdf

926K

GUAM 5-DAY FORECAST

AccuWeather - DOWNLOAD THE FREE APP

Today	Tonight	Wednesday	Thursday	Friday	Saturday
Partly sunny, a shower 90° Winds: E 6-12 mph Precipitation: 45%	Partly cloudy 80° Winds: E 3-6 mph Precipitation: 25%	Mostly cloudy, a shower 90° 80° Winds: ESE 6-12 mph Precipitation: 40%	A couple of showers 90° 80° Winds: ENE 7-14 mph Precipitation: 70%	A stray afternoon t-storm 89° 79° Winds: E 6-12 mph Precipitation: 50%	A morning t-storm or two 90° 79° Winds: SE 4-8 mph Precipitation: 60%

Almanac

Statistics through Sunday

Temperature

High	90°
Low	78°
Normal high	87°
Normal low	77°
Record high	92° in 2007
Record low	72° in 1992


Surf Report

Clouds and some sun with a shower in spots. Wind east to northeast at 6-12 knots. Seas 1-2 feet with surf of 2-4 feet. Times of clouds and sun Wednesday with a spotty shower. Winds east at 6-12 knots.

Tides

Pacific Forecast





- MAYOR -
JUNE U. BLAS

AND


- VICE MAYOR -
JESSIE P. BAUTISTA

BARRIGADA
MUNICIPAL PLANNING COUNCIL

INVITE SURVIVORS & THEIR FAMILIES

FOR THOSE WHO SUFFERED AND WERE SLAVED DURING THE WAR

SENATOR THERESA M. TERLAJE
Committee on Health, Tourism, Historic Preservation, Land and Justice



1 Mna trenta Singto na Liheslaturan Guåhan
35th Guam Legislature

SENATOR AMANDA L. SHELTON
Committee on Higher Education and the Advancement of Women, Youth, and Senior Citizens

JOINT PUBLIC HEARING- Thursday, July 11, 2019 at 9:00 a.m.
Guam Legislature Public Hearing Room, Guam Congress Building, Hagåtña


AGENDA:

Bill No. 134-35 (COR)- Mary C. Torres- ACT TO ADD A NEW CHAPTER 39B TO DIVISION 3 OF TITLE 7, GUAM CODE ANNOTATED, RELATIVE TO CUSTODY AND VISITATION OF NONPARENTS; AND TO REPEAL SUBSECTION (G) OF § 8404, CHAPTER 8, DIVISION 1 OF TITLE 19, GUAM CODE ANNOTATED, RELATIVE TO THE CURRENT STATUTE ON GRANDPARENTAL RIGHTS OF VISITATION; AND TO AMEND SUBSECTION (H)(5) OF § 8404, CHAPTER 8, DIVISION 1 OF TITLE 19, GUAM CODE ANNOTATED, RELATIVE TO THE CONSIDERATION OF GRANDPARENTS IN PROVIDING CHILD-CARE FOR THEIR GRANDCHILDREN; AND TO FURTHER CITING THIS ACT AS THE "UNIFORM NONPARENT CUSTODY AND VISITATION ACT OF 2019."

Bill No. 135-35 (COR)- Mary C. Torres- ACT TO ADD A NEW ARTICLE 9 TO CHAPTER 1, DIVISION 1 OF TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO PERMITTING MORE THAN SIX CHILDREN PER FOSTER HOME IN THE STANDARDS FOR FAMILY FOSTER HOMES ON GUAM; AND TO FURTHER ADD SUCH UPDATED STANDARDS REFLECTING THIS ALLOWANCE TO THE GUAM ADMINISTRATIVE RULES AND REGULATIONS.

Bill No. 159-35 (COR)- Theresa M. Terlaje- ACT TO AMEND § 1101.5(m) AND ADD A NEW SUBSECTION (e) TO § 1102.8, BOTH OF CHAPTER 1, ARTICLE 1, TITLE 26, GARR, RELATIVE TO INCREASING EMERGENCY AND TEMPORARY SHELTER CAPACITY FOR CHILDREN PLACED UNDER THE PROTECTIVE CUSTODY OF CHILD PROTECTIVE SERVICES.

If you require any special accommodations or for further information, please contact the Office of Senator Theresa M. Terlaje at 472-3586, of Senator Amanda L. Shelton at 989-2572. Testimonies may be submitted to the Guam Congress Building, or via email at senatorterlaje@guamlegislature.gu or senatorshelton@guamlegislature.gu. The hearing will broadcast on local television, GTA Channel 21, Docomo Channel 11780.4 and stream online via 1 Liheslaturan Guåhan's live feed at http://www.guamlegislature.com/live_feed.htm. This ad is paid for with government funds.



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Invitation to provide oral/written testimony at Public Hearing on July 11th at 9am

1 message

Senator Therese Terlaje <senatorterlajeguam@gmail.com>

Tue, Jul 2, 2019 at 5:12 PM

To: "Linda U. DeNorcey" <linda.denorcey@dphss.guam.gov>, Linda Rodriguez <Linda.Rodriguez@dphss.guam.gov>, vince.arriola@dpw.guam.gov, anita.santos@dphss.guam.gov, "Elizabeth I. Ignacio" <Elizabeth.Ignacio@dphss.guam.gov>, linda.ibanez@publicworks.guam.gov, William Pesch <guamfamilylawoffice@gmail.com>, guamffa@gmail.com, Harvest.House@hbcguam.net, rigaluguam@gmail.com

Cc: Office of Senator Shelton Guam Legislature <officeofsenatorshelton@guamlegislature.org>, "Mary C. Torres" <senatormary@guamlegislature.org>, Hazel Estrellado <hazel.estrellado@guamlegislature.org>

Håfa Adai!

Please be advised that the Committee on Higher Education and the Advancement of Women, Youth, and Senior Citizens and the Committee on Health, Tourism, Historic Preservation, Land and Justice will convene a joint Public Hearing on **Thursday, July 11, 2019, beginning at 9:00 AM** in I Liheslaturan Guåhan's Public Hearing Room (Guam Congress Building, Hagåtña).

Senator Therese Terlaje, Senator Amanda Shelton and Senator Mary Torres would like to cordially invite you to provide testimony on the bills that apply to your agency's mission or organizational work. Please also feel free to forward this notice to anyone that may want to attend and provide their feedback as well.

Testimonies may be submitted before the public hearing to the mail room of the Guam Congress Building, 163 Chalan Santo Papa, Hagåtña or via email at senatorterlajeguam@gmail.com or senatorshelton@guamlegislature.org.

On the agenda for the Public Hearing is the following:

The Committee on Health, Tourism, Historic Preservation, Land and Justice:

- **Bill No. 134-35 (COR)- Mary C. Torres-** ACT TO ADD A NEW CHAPTER 39B TO DIVISION 3 OF TITLE 7, GUAM CODE ANNOTATED, RELATIVE TO CUSTODY AND VISITATION OF NONPARENTS; AND TO REPEAL SUBSECTION (G) OF § 8404, CHAPTER 8, DIVISION 1 OF TITLE 19, GUAM CODE ANNOTATED, RELATIVE TO THE CURRENT STATUTE ON GRANDPARENTAL RIGHTS OF VISITATION; AND TO AMEND SUBSECTION (H)(5) OF § 8404, CHAPTER 8, DIVISION 1 OF TITLE 19, GUAM CODE ANNOTATED, RELATIVE TO THE CONSIDERATION OF GRANDPARENTS IN PROVIDING CHILD-CARE FOR THEIR GRANDCHILDREN; AND TO FURTHER CITING THIS ACT AS THE "UNIFORM NONPARENT CUSTODY AND VISITATION ACT OF 2019."

Bill Link: [http://www.guamlegislature.com/Bills_Introduced_35th/Bill%20No.%20134-35%20\(COR\).pdf](http://www.guamlegislature.com/Bills_Introduced_35th/Bill%20No.%20134-35%20(COR).pdf)

- **Bill No. 135- 35 (COR)- Mary C. Torres-** ACT TO ADD A NEW ARTICLE 9 TO CHAPTER 1, DIVISION 1 OF TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, RELATIVE TO PERMITTING MORE THAN SIX CHILDREN PER FOSTER HOME IN THE STANDARDS FOR FAMILY FOSTER HOMES ON GUAM; AND TO FURTHER ADD SUCH UPDATED STANDARDS REFLECTING THIS ALLOWANCE TO THE GUAM ADMINISTRATIVE RULES AND REGULATIONS.

Bill Link: [http://www.guamlegislature.com/Bills_Introduced_35th/Bill%20No.%20135-35%20\(COR\).pdf](http://www.guamlegislature.com/Bills_Introduced_35th/Bill%20No.%20135-35%20(COR).pdf)

The Committee on Higher Education and the Advancement of Women, Youth, and Senior Citizens:

- **Bill No. 159-35 (COR)- Therese M. Terlaje-** ACT TO AMEND § 1101.5(m) AND ADD A NEW SUBSECTION (e) TO § 1102.8, BOTH OF CHAPTER 1, ARTICLE 1, TITLE 26, GARR, RELATIVE TO INCREASING EMERGENCY

AND TEMPORARY SHELTER CAPACITY FOR CHILDREN PLACED UNDER THE PROTECTIVE CUSTODY OF
CHILD PROTECTIVE SERVICES.

Bill Link: [http://www.guamlegislature.com/Bills_Introduced_35th/Bill%20No.%20159-35%20\(COR\).pdf](http://www.guamlegislature.com/Bills_Introduced_35th/Bill%20No.%20159-35%20(COR).pdf)

If you require any special accommodations or for further information, please contact the Office of Senator Therese M. Terlaje at 472-3586. or Senator Amanda L. Shelton at 989-2572. The hearing will broadcast on local television, GTA Channel 21, Docomo Channel 117/60.4 and stream online via I Liheslaturan Guåhan's live feed at http://www.guamlegislature.com/live_feed.htm. This ad is paid for with government funds.

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Office of Senator Therese M. Terlaje

Committee on Health, Tourism, Historic Preservation, Land and Justice

I Mina'trentai Singko na Liheslaturan Guåhan

35th Guam Legislature

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Updated as of 5.15.19



Senator

THERESE M. TERLAJE

I Mina'trentai Singko na Liheslaturan Guåhan

35th Guam Legislature

Committee on Health, Tourism, Historic Preservation, Land and Justice

Thursday, July 11, 2019

AGENDA

9:00 AM

The Committee on Health, Tourism, Historic Preservation, Land and Justice:

- **Bill No. 134-35 (COR)**- Mary C. Torres- ACT TO ADD A NEW CHAPTER 39B TO DIVISION 3 OF TITLE 7, GUAM CODE ANNOTATED, RELATIVE TO CUSTODY AND VISITATION OF NONPARENTS; AND TO REPEAL SUBSECTION (G) OF § 8404, CHAPTER 8, DIVISION 1 OF TITLE 19, GUAM CODE ANNOTATED, RELATIVE TO THE CURRENT STATUTE ON GRANDPARENTAL RIGHTS OF VISITATION; AND TO AMEND SUBSECTION (H)(5) OF § 8404, CHAPTER 8, DIVISION 1 OF TITLE 19, GUAM CODE ANNOTATED, RELATIVE TO THE CONSIDERATION OF GRANDPARENTS IN PROVIDING CHILD-CARE FOR THEIR GRANDCHILDREN; AND TO FURTHER CITING THIS ACT AS THE "UNIFORM NONPARENT CUSTODY AND VISITATION ACT OF 2019."
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The Committee on Higher Education and the Advancement of Women, Youth, and Senior Citizens:

- **Bill No. 159-35 (COR)**- Therese M. Terlaje- ACT TO AMEND § 1101.5(m) AND ADD A NEW SUBSECTION (e) TO § 1102.8, BOTH OF CHAPTER 1, ARTICLE 1, TITLE 26, GARR, RELATIVE TO INCREASING EMERGENCY AND TEMPORARY SHELTER CAPACITY FOR CHILDREN PLACED UNDER THE PROTECTIVE CUSTODY OF CHILD PROTECTIVE SERVICES.

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We look forward to your attendance and participation.

Si Yu'os Ma'åse



I Mina'trentai Singko na Liheslaturan Guåhan
Office of Senator Amanda Shelton
Joint Public Hearing

Committee on Higher Education and the Advancement of Women, Youth, and Senior Citizens / Committee on Health, Tourism, Historic Preservation, Land and Justice

Date: Thursday, July 11, 2019

Time: 9:00 AM

BILL 159-35 (COR)- THERESE M. TERLAJE- ACT TO AMEND § 1101.5(m) AND ADD A NEW SUBSECTION (e) TO § 1102.8, BOTH OF CHAPTER 1, ARTICLE 1, TITLE 26, GARR, RELATIVE TO INCREASING EMERGENCY AND TEMPORARY SHELTER CAPACITY FOR CHILDREN PLACED UNDER THE PROTECTIVE CUSTODY OF CHILD PROTECTIVE SERVICES.

	NAME	ADDRESS	CONTACT NO.	E-MAIL	Type of Testimony		Support	
					WRITTEN	ORAL	Yes	No
1	Linda B. Indurain	DPHSS-BSSA	475-2053	linda.indurain@dphss.guam.gov	✓	✓	✓	
2	Scitee Brigida Berg	Mercy Health Center	489-1439	bperez2@mercyhc.org	✓	✓		
3	Christine Calvo	138 MARTYR ST. HAGATNA	969-8031	cmscalvo621@gmail.com	✓	✓		
4	Bethany Taylor	125 Aragon St Toto GU	489 4737	btaylor@hbcguam.net		✓	✓	
5	Helen Middlebrooke	250 Clara Rd, Toto	797-1448	inmiddle@guam.net			✓	
6								
7								
8								
9								
10								



**I Mina'trentai Singko na Liheslaturan Guåhan
Office of Senator Amanda Shelton
Joint Public Hearing**

Committee on Higher Education and the Advancement of Women, Youth, and Senior Citizens / Committee on Health, Tourism, Historic Preservation, Land and Justice

Date: **Thursday, July 11, 2019** **Time:** **9:00 AM**

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	NAME	ADDRESS	CONTACT NO.	E-MAIL	Type of Testimony		Support	
					WRITTEN	ORAL	Yes	No
1	Evelina C. McDonald		727-0115	linamcdonald@hotmail.com			✓	
2	Marie Beinto		486-8178				✓	
3	Evelyn Casio		483-5113	casio@feleguam.net			✓	
4								
5								
6								
7								
8								
9								
10								



LOURDES A. LEON GUERRERO
GOVERNOR, MAGA'HAÇA'

JOSHUA F. TENORIO
LT. GOVERNOR, SIGUNDO MAGA'LÁHI

GOVERNMENT OF GUAM
DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES
DIPATTAMENTON SALUT PUPBLEKO YAN SETBISION SUSIAT



LINDA UNPINGCO DENORCEY, MPH
DIRECTOR

LAURENT SF DUENAS, MPH, BSN, RN
DEPUTY DIRECTOR

Written Testimony in support of Bill 159-35 (COR)

Buenas! Senator Therese Terlaje, Chairman and Members of the Committee on Health, Tourism, Historic Preservation Land and Justice. My name is Linda Unpingco Denorcey. I am the Director of the Department of Public Health and Social Services (DPHSS).

Thank you for allowing me the opportunity to present testimony on Bill 159-35 (COR), "an Act to amend §1101.5 (m) of Chapter 1, Article 1, Title 26, Guam Administrative Rules and Regulations, relative to increasing emergency and temporary shelter capacity for children placed under the protective custody of Child Protective Services (CPS).

The Department of Public Health and Social Services (DPHSS), Bureau of Social Services Administration (BOSSA), Child Protective Services (CPS) is mandated by *Public Law 20-209, the Guam Child Protective Act*, to receive and respond to all referrals on Guam of alleged abuse and neglect of children seven (7) days a week, 24 hours a day. This act requires the expeditious investigation, adjudication, treatment, and disposition of child abuse and neglect so that children can be returned to their natural homes. Children who have been harmed or threatened with harm, and whose safety cannot be guaranteed in their homes can be removed and placed under CPS' legal and protective custody. Public Law 20-209 also requires CPS to provide prompt and timely placements for children with responsible substitute foster parents and families until permanency plans are developed.

For many children, being in the child welfare system becomes a traumatic event. This is true of the child's first separation from his or her home and family, as well as any additional placements. Children that are placed out of their family home may suffer adverse childhood experiences that can lead to mental health problems, such as disruptive behavior disorder, attention deficit/hyperactivity disorder, posttraumatic stress disorder and other anxiety and mood disorders.

In FY2017, CPS exerted temporary legal custody over 247 foster children and 225 foster children in FY2018. Currently, there are 270 foster children in Guam's foster care system. Of the 270 children, 149 children are male minors and the remaining 121 minors are female. Current data reveals that (194) foster children are of Chamorro descent. The remaining children include: (49) Chuukese, (12) Filipinos, (5) African Americans, (4) Palauans, (3) Yapese, (2) Pohnpeans, and (1) Caucasian.

In the vast majority of cases, these children live with foster families or their relatives until a permanent home is found or they are reunified with their parents. CPS makes every attempt to place children in a family setting because it is the best placement for their development. About (123) children are residing in relative homes, (18) are placed in non-relative homes and (49) children are in foster homes. Currently, there are only 33 licensed foster homes on Guam.

Temporary foster homes or relative homes are the best environment for children's development because they can provide individual attention for the child. However, relatives are the preferred placement for children because the child already has a connection with his or her family.

Although children benefit from a parental figure in their life, there are many dedicated and caring staff in group homes that are committed to these children. Group homes are not the best home environment for children, but they keep children safe and prevent them from engaging in crimes or being homeless and living in the streets.

Currently, there are (21) children residing in group homes, (9) are in a residential treatment facility and (8) are in a youth correctional facility.

Children usually end up in these group homes because there isn't anywhere else for them to go. In addition, there aren't enough foster parents, especially those willing to open their home to teenagers and children with a history of behavioral issues.

If CPS Social Workers cannot locate relatives or foster homes, children are usually placed at the Alee Shelter for Children or Sanctuary's coed facility. Sanctuary accepts adolescents (12 to 18 years of age). Both group homes are a 24 hour emergency shelter for children in crisis. However, the Alee Shelter provides a structured, home-like environment for children from birth to 17 years of age.

The Alee Shelter was designed to meet the needs of foster children by providing them with a safe environment to reduce their trauma.

The staff from Alee Shelter try to create a stable, secure, and loving home so the hurt that these children have experienced can begin to heal. While in the shelter's care, the child's educational, social and recreational needs are also met as part of their daily program.

The Alee Shelter is supposed to provide short term care and assistance for Guam's foster children. Children may stay up to 90 days at the shelter before they are placed in another foster care setting or returned to their parents' custody. However, the shelter continues to extend the placements for these children because of the shortage of foster homes on the island. Over the past two years, the Alee Shelter has reached its maximum capacity and can only accommodate 12 foster children because of the current standards governing the occupancy and capacity of a Group Child Care Home.

In FY2018, CPS placed at least 37 foster children at the Alee Shelter. Although several children have been released from this shelter over the past year, these vacancies are usually filled up within a day or two to accommodate other children who are in need of an immediate placement. Children stayed at the shelter anywhere from one day (for immediate placement) up to 16 months. The long term placements were for children who had no relatives and there were no foster homes available. These foster children continue to be placed on a waiting list for foster homes.

CPS Social Workers continue to have difficulties removing children from the shelters after 90 days because they cannot find suitable homes. Some of the children have left the Alee shelter, but placements broke down because there was not a gradual transition with the new caregivers. Children were also removed from relative homes and placed back at the Alee Shelter because caregivers were violating stay away orders from the court.

CPS Social Worker have often expressed that another group home similar to the Alee Shelter would be ideal for foster children so they can gradually transition children into a foster home. This can alleviate future breakdowns in placement and also avoid multiple placements of foster children. In addition, it will allow the CPS Social Worker ample time to conduct a thorough home assessment with other caregivers before placing the child in a safe home.

Another group home will also lessen the trauma of separating large sibling groups in different homes. Children who are abused and neglected by their parents have especially strong ties to one another and separating them may cause additional trauma.

Research has shown that keeping siblings together when they enter foster care bolsters positive outcomes, including reducing the trauma they experience when they are removed from their homes.

Establishing another group home, will also allow the Alee Shelter to have more space available for children that are in imminent danger in the middle of the night or require placement over the weekends and after the normal working hours.

I Guma Mina'ase "House of Mercy" Foster Care Group Home will have a similar homelike environment but accommodate more children until they are placed in a foster home or reunified with their parents. It will be used to stabilize the child's placement until they can return to a family-like setting. It will provide a clean and safe home for children on Guam who are victims of abuse, abandonment and neglect. The children will attend local schools, be supervised around the clock and have a structured life with counseling, tutoring, recreational opportunities, emotional support and other services.

The Department of Public Health and Social Services is committed to helping foster children reach their greatest potential and become productive adults by providing them a safe, stable and nurturing environment.

The Department of Public Health and Social Services supports Bill 159-35 because it will allow the Director of DPHSS to grant a compliance waiver to *I Guma Mina'ase, "House of Mercy"* for the emergency placement of foster children by Child Protective Services and also provide a temporary home setting for children on a wait list.

Thank you for the opportunity to speak on behalf of this bill.

Senseramente,


LINDA UNPINGCO DENORCEY, MPH
Director

TESTIMONY
Christine Calvo
Bill 159-35
7-11-19

Hafa Adai Chairwoman, senators, and to the ladies and gentlemen who are here with us today.

My name is Christine Calvo. I am here today to share my support for the island's foster children and for Bill 159-35, and to ask for your support as well.

I want to thank Sen. Therese Terlaje, as well as Sen. Mary Torres, for introducing the bill, which would authorize the director of the Department of Public Health and Social Services the discretion to increase the capacity of this group child care facility or foster home to accommodate a greater number of children in need of emergency shelter.

I also express my gratitude to Public Health Director Linda DeNorcey, who has worked closely with the social workers at Child Protective Services for many years, for her support of this measure.

Sen. Terlaje stated that the impetus for this bill was the story of a little girl, only 4 years old, who was raped by a man who was able to simply walk into the abandoned building that she and her family were using for shelter, and steal the innocence of a beautiful child.

As reasonable, responsible adults, I think we all agree that something must be done.

There are hardships and the vices - circumstances that perhaps are part of a story we'll never know and can't ever understand - except that we can see how they have strangled so many families to the point where they can't provide a safe home for their babies and their children.

Unfortunately, foster children have stories that differ in how they start - but they all end very similarly.

I too saw a child, years ago, she had health issues and was all but abandoned by her parents - but her smile could light up the room. Just as I'm sure, the story of that 4-year-old girl left Sen. Terlaje with some sleepless nights - the story of this little baby's life kept me awake at night. It's what drew me into a labor of love that was shared by so many in our community like Sister Mary Brigid, and the social workers at child protective services.

Together, our shared focus to help foster children created the Rigalu Foundation, which has worked hard to assist hundreds of foster children and support foster families over the years.

At last count, we had more than 260 foster children.

We have 37 foster families, and few shelters where these children can be housed for a short period - Sanctuary Inc., Alee Shelter are among them. Altogether, these families and shelters care for more than 100 children.

That means social workers and, often times police officers, are making calls in the dead of the night to find somewhere safe for children of all ages to stay - at least until more permanent accommodations can be found.

A few years ago, we had a dream to build another shelter to build Guam's capacity to provide a safe environment for foster children.

With the help of so many agencies and so many people - Public Health, of Department of Public Works, Department of Land Management, the Mayor and vice mayor of Barrigada, that dream has become a reality.

Last year, we officially named the shelter after a woman who has worked tirelessly, giving decades of her life to help provide shelter, food, comfort and safety to women and children.

I Guma Mina'ase' Sister Mary Brigid Perez, R.S.M., is almost fully constructed.

When we dreamt of this emergency shelter for foster children, we had hoped to house dozens. However, based on the information we had then, we believed we could accommodate only 12.

Today, it seems we have an opportunity to safely expand that capacity.

Before I close, I would like to note something many of you already know — funding is necessary in order for the emergency foster children's home to operate. I understand that Sen. Telo Taitague, along with Speaker Tina Muna Barnes, Sen. Wil Castro and Sen. Clynt Ridgell introduced another bi-partisan bill to provide funding to help our foster kids at the shelter.

I want to state on the record my whole-hearted support for Bill 178-35 as well as my appreciation to these senators for working together to ensure the Department of Public Health receives the funding support needed to run the facility.

I humbly ask all of the senators of the 35th Guam Legislature, to open your hearts to the children and vote in favor of Bill 159-35 as well as Bill 178-35.

Un dangkolo na si Yu'us ma'ase.

Bill #135-35

Bill #159-35

Bill # 178

Good Morning! I am Sister Brigid Perez, a Religious Sister of Mercy and Regalu Board member

To Senator Mary C. Torres and Senator Therese M. Terlaje

My support this morning is to echo the needs of Bill # 135-35 permitting more than 6 children per foster home in the standards for family foster homes on Guam; and to further add such updated standards reflecting this allowance to the Guam administrative rules and regulations and Bill # 159-35- relative to increasing emergency and temporary shelter capacity for children placed under the protective custody of child protective services. Both bills place an important concern for placement of children at the Foster Home, for the fact that both Bills have a greater need to put our attentions of the placement and regulation of both in regards to Bill # 135-35 Permitting more than 6 children per foster home in the standards. Yes, we say emergency home. We need to be flexible and accommodating for the greater needs at the moment, especially situations such as if a child needing a home at an ungodly hour. We bend our rules and regulations for the emergency. We can address the concerns about the law and or regulations of such programs the following working day. Yes, the building is big enough to house at least 20 + children. This we can address later as to be in compliance with the systems. Let us open our hearts to our Brothers and Sisters who are in need of our love and attention. We are dealing with delicate and human issues. Let us give a place to rest their weary heart. Yes, we all have a motherly instinct to help and we make it work. So, let us do our work.

To Senators Telo T. Taitague, Speaker Tina Muna Barnes, Senator William M. Castro, and Senator Clynton E. Ridgell for Bill 178- An Act to Appropriate one million two hundred thousand dollars (1,200,000.00) from the Healthy Futures Fund to the Department of Public Health and Social Services for the Operations of I Guma Mina'ase Foster Care Facility. The appropriation stated that it shall be used by the government of Guam to fund personnel, equipment, supplies, and contractual services required for the health and safety of children at I Gu'ma Mina'ase foster care facility. This appropriation shall continue to be available until September 30, 2020 and is not to transferred or used for any other purpose. Senators, thank you so much for your hard work to find means to continue our services for our children. Again, Thank you senators. *Si Yu'os Ma'ase!*

Sister Brigid Perez, RSM 7/11/19



The Office of Senator Amanda L. Shelton

Legislative Secretary & Chairwoman

Committee on Higher Education and the Advancement of Women, Youth and Senior Citizens

I Mina'trentai Singko Na Liheslaturan Guahan

35th Guam Legislature

COMMITTEE REPORT DIGEST

I. OVERVIEW

The Committee on Higher Education and the Advancement of Women, Youth and Senior Citizens and the Committee on Health, Tourism, Historic Preservation, Land and Justice convened a joint public hearing on Thursday, July 11, 2019 at 9:00 AM in *I Liheslatura's* Public Hearing Room. Among the items on the agenda was the consideration of Bill 134-35, Bill 135-35, and Bill 159-35. Only Bill 159-35 was exclusively referred to the Committee on Higher Education and the Advancement of Women, Youth, and Senior Citizens

Public Notice Requirements

Notices were disseminated via e-mail to all main media broadcasting outlets on Tuesday, July 2, 2019 (5 day notice) and again on Monday, July 8, 2019 (48 Hour Notice).

Senators Present

Senator Amanda L. Shelton, Chairperson, Committee on Higher Education and the Advancement of Women, Youth, and Senior Citizens

Senator Therese M. Terlaje, Chairperson, Committee on Health, Tourism, Historic Preservation, Land and Justice

Senator Mary Camacho Torres - Committee Member

Senator Telo T. Taitague

II. SUMMARY OF TESTIMONY & DISCUSSION

The public hearing was Called-to-Order at 9:07 AM

Chairwoman Amanda L. Shelton: Thank you very much and if you are here to testify on Bill 159-35, you can please come up to the table now.

Hafa Adai and thank you for joining us again for this joint public hearing. The Committee on Higher Education and the Advancement of Women, Youth, and Senior Citizens will now hear the next item on the agenda, which is Bill No. 159-35. So, those who signed up to testify, I see there are some others in the



audience, if you'd like to come up, and before we hear from the panel, I would like to invite the sponsor of 159, Senator Therese Terlaje to introduce the bill.

Senator Therese Terlaje: Thank you very much Madam Chair, I would also like to thank the cosponsors of my bill, Senator Mary Torres, Senator Telena Nelson, uh... or sorry Senator Torres but I would also like to acknowledge that this bill was written kind of as a continuation of what had done in the previous term with Senators Nelson, Senator Regine Biscoe Lee, and Senator Louise Muna when we the only women in the Legislature at the time and so we tried to collaborate because we, well it's... unlike you who see this everyday, we were seeing in the newspaper, incidences of crime against children who were living in abandoned shelters and the more I looked, the worse the story became, and it was kind of traumatizing, I would have to say.

For us to learn to these things that unfortunately we were not that closely aware of I am going to admit straight up so and I want to thank you again for all the work that you do in this area. At that time there were, there was a child who had been sexually assaulted, she was four years old and she was living in an abandoned shelter in Dededo, which is actually very close to an actual shelter in Dededo, which was another factor in that case that really, really troubled us. But then the more we looked we also found that this is exactly the same place that other child or another person that was disabled had also been sexually assaulted and I guess it made us realize that when you're homeless, you are unable to lock a door. You are unable to even have a door and you are vulnerable not only to the physical aspects of homelessness but crime and in this particular case, children were very vulnerable to sexual assaults.

That let us all to really learn as much as we could and with the help of, of course, Public Health, GHURA, Guam Housing, the Governor's office, we tried to talk to everyone and see as much as we could as fast as we could. We thought we were going to solve this right away but it.. We came to realize that, the biggest challenge in taking care of children in general but especially homeless children was finding home and that's what you all said this morning and that's...that was a really hard realization. So but uh, I would also want to thank the Guam Homeless Coalition who I think does very good work. They seem to know and have been out there enough to get a handle on every homeless family and... or they tried to at least, and I think they are able to give a good assessment of which ones are you know, not all homeless families but I mean they are able to I think also help CPS to get, to be in the community, to tell them which cases are the priority cases. Which ones really are in danger because not all are maybe in danger, they just have a different living environment but it's the ones in danger that we were very much concerned about and we found out that there is still a lot.

So, that was really the emphasis and I just wanted to share that story and to thank my colleagues for their help and to thank all these agencies that really helped us, even the Guam Police Department. We were really trying to get to the end of that but uhm... this shortage of foster care homes and capacity restrictions was brought to our attention also and we realized that it is a huge impediment for CPS to act swiftly and to act with confidence when they are just not that sure that they are going to be able to find another placement for children.

In order to assist them, especially to move children who are in an environment of harm or potential harm, and put them into their custody. We wanted coincidentally, sorry I sound a little bit unorganized but its just I got a lot of thoughts going on but... so coincidentally at the same time of course the Regalu House led by the First Lady Christine Calvo and Sister Bridget been working very hard and they were making much progress on the development of a foster home or group home and uh...and so we learned about

that and that was pursuant to a grant with Public Health, which is managing and that uh... it was also land. I remember the bill where the land had been transferred from the Chamorro Land Trust Commission so they also helped out in that regard and this uh... to place... to transfer some land over to Public Health and to the Regalu Foundation so that they could build this shelter. I mean well this foster home and so coincidentally we thought oh wonder, maybe CPS has it all under control until we realized only 12 children would be able to be placed in that home under current law so long story short, that really the emphasis of this bill.

We wanted to help the children as much as possible, help CPS to help the children to move them as quickly as possible really and to... to supplement the effort that has really gone before us uh... by all in the community who were also struggling with the exact same information and who had made the effort and fundraisings and planning and getting the permits and doing everything they needed to do to get the new *I Guma Mina'ase*, Sister Mary Bridget Perez R.S.M. facility built. So this facility uh... would increase the capacity immediately by 12 for children.

It was \$1.4 million federally funded children's group home through the Department of Public Health and Regalu Foundation. It is a seven thousand square foot facility and... so we are hoping at.. If it can accommodate more than the Department of Public Health would be able to determine that and will be able to determine if there is a need for more, that they would have that flexibility and those tools available to them to accommodate additional children in this facility.

So we note that the Department of Public Health had requested \$864,192 for FY 2020 so they have their... their plans are very smooth, they are... they got the funding in line to fund the contractual services that will be needed to run this and they confirmed with me that this facility is going to be run in addition to current facilities that they have; the Alee Shelter for Children so that we increase we don't... and then when we decrease but we increase at least that kind of capacity. They have also testified that the Department may have lapses so I am also hoping that with lapses and the Governor's transfer authority that if they are able to get this RFP out as they and I know they are working very diligently on the RFP for the services, and if they are able to get that out immediately or you know in conjunction with the complete of the construction that then... they will be able to fund the services immediately right, even before October 1 if that's possible so uhm... again I just want to thank Public Health and all of the community, the Regalu Foundation, Sister Bridget, Ms. Christine Calvo, I know you were spearheading this very much and named in honor of Sister Mary Bridget and we are honored that you are here today with us and I just want to thank you all for uh.. Helping us to really come to these... solutions and for the solutions that we need to continue work on and thank you for your assistance in that.

Thank you for caring for the children, thank you for being on the front lines and uhh... doing the very hard work of being in those situations. Have to be necessarily and that you have to see everyday and you have to make split decisions every day of what you were going to do. In those types of situations so our goal is to help you to get these children where you think they need to be and to move them as fast as possible if that's the situation so I want to thank you again.

Chairwoman Amanda L. Shelton: Thank you very much Senator Terlaje here now we will begin hearing testimony so First lady Christine Calvo I invite you to begin.

Christine Calvo: [Written Testimony]

Chairwoman Amanda L. Shelton: Si Yu'os Ma'ase First Lady Calvo and I would also like to recognize your board here from the Regalu Foundation who have come in support of this bill so Si Yu'os Ma'ase for being here. Okay, Sister Brigid?

Sister Mary Brigid Perez, R.S.M.: I just want to reiterate again that Bill 159 - 35, Relative to increasing emergency and temporary shelter capacity for children placed under the protective custody of Child Protective Services. I know that we discussed earlier this morning that also Bill 135 is a very similar and I know that I'm inviting all of you to come and see the place it is huge. I can't see only six kids in that house. So actually in capacity, because they didn't count the baby room and there an isolation room, so when they said six, there's more room to put in the need at this point in time, so that's all... I'm inviting you to come and see the place. It's almost finished but its taking a little time because the construction seems to be faster when it begins but slower as you finish because of the details. Thank you very much.

Chairwoman Amanda L. Shelton: Thank you very much Sister Brigid, I'd like to take you up on your offer and see the facility. Ms. Linda

Linda Rodriguez: I uhm.. I have written testimony here from my Director, and so if I could have a chance to read it, it's kind of lengthy though.

Chairwoman Amanda L. Shelton: Yes, please go ahead and read it for the record

Linda Rodriguez: [Written Testimony from DPHSS Director Linda DeNorcey, MPH]

Chairwoman Amanda L. Shelton: Thank you so much Linda and thank you to your Director, Mrs. DeNorcey. Now Bethany would you like to give testimony.

Bethany Taylor: I did not write anything down according to this Bill but thank you again And I have a lot of experience with the foster children on Guam and definitely is a solution to the children that have come out of the shelter so I can testify on behalf of that as long as... I just wanted me two comments regarding this Bill. One, I do want to make sure we all have due diligence and making sure every foster child has a safe home to go to. So whatever shelter we create or we have in place, we want to make sure that the children do not linger in the shelter setting. So I would like to as the Director of a nonprofit, Harvest House, I do like to work closely with CPS with the Alee Shelter and in hopes of the House of Mercy, is that what its called? Uhm... to help find homes for these kids once they are placed in the shelter setting and CPS has been very good lately about trying to coordinate some things and some solutions so these children can find homes, permanent homes. We don't want a child... the shelter is an awesome thing for emergency settings and sibling groups to stay together. We would love them to stay 30 days to 60 days what the normal emergency setting is supposed to be like but we want a child to grow up in a shelter and sometimes these kids are there for years and if it looks like a placement needs to happen, we would like to, on behalf of the children, make sure that every child that is placed in a shelter has a voice or not uhm... not the kind of in limbo or forgotten children. They do an outstanding job, they do what needs to be done because we are in a crisis. My second thought is we also as a non profit, Harvest House, we would like to day down the road, hope to be a part of that solution as well and maybe having a shelter or having more foster homes that are connected out of our non-profit. Whether that happens or not, we want you as legislature to know that we also want to be part of this solution and that too if we need more homes and more shelters. We're in support of this law and we want to make sure that every child has a safe place to go to in the middle of the night. Thank you.

Chairwoman Amanda L. Shelton: Thank you very much Bethany and thank you to Harvest House for that recognition and Senator Terlaje do you have any questions or comments for the panel ? Senator Mary Torres?

Senator Mary Torres: I just want to thank you for the comments, I think that in looking at the solutions there's always the best case scenario which is ultimately placement in a loving caring home. The first step of course is sheltering, for safety and security but the ultimate goal as you bring up Bethany is placement and putting them in a situation where they don't linger. I was quite moved when you called on us to give the kids voice, because often times that isn't a factor and with my first Bill 134, that voice of the child and the needs is one criteria that is considered so we absolutely never want to overlook what the child believes in their heart is best for them or what would suit them and give them that quality of life that they aspire to. Congratulations on the... *I Guma Mina'ase* coming to final completion somewhere down in the immediate future and we certainly want to support all of your efforts but the dialogue has been very helpful in understanding the realm of challenges that you all have and how we as policy makers can help to facilitate those efforts so that it works for you. So Si Yu'os Ma'ase and you have my commitment to support whatever it is that will make your jobs come to fruition. Thank you.

Chairwoman Amanda L. Shelton: Thank you very much, Senator Terlaje?

Senator Therese Terlaje: Thank you very much Madam Chair, I wanted to thank you all again of course and not just for your testimony today but again on your work that you do everyday and that the work that you have done to get us to this point and I.. I want to especially thank CPS and..for... throughout the entire process since we started on this last year, reminding us this is not a solution, it's really not a solution. It's a temporary fix really, it's just a tool in your toolkit that you can use but it can not be our end goal ever and that uhh yes. Thank you again for reminding us that... but that's really what we want also. We do not want... this is not suppose to be a permanent orphanage or anything like that, it is a temporary emergency tool where we can give these children safety and I think safety we want to give them even if we have to you know really get out there and move them around but uh... but after that I mean we really do want to.. We have to continue to work on the permanent solution, which is homes. Homes and love and permanency if possible. I just wanted to point out that in our work with BOSSA that when they were working on the RFP, its... this bill might.. It makes the RFP a little complex because we have... we are pretty much going to the shelter for sure is going to be able to take 12 children, it is going to be at the discretion of Public Health whether it accepts more and so it's a little bit of complex how you.. They were working that and we are trying to assist in this RFP to make sure that it is also going to be flexible enough to get the services that might increase, we don't even know how many at this point. That's why it is complex and that of course we are looking very closely at the end construction date and Sister, do you have an estimated, the most estimated completion date? When we called DPW they said that this is in line with their permitting...that the expansion of additional children would be in line with their permitting so they didn't have any objection.

Sister Mary Brigid Perez, RSM: They are predicting October

Senator Therese Terlaje: Okay so October, so we were hoping that they would get the RFP out in advance of October so that the minute it is ready, they are ready right. The services are ready and so if we... and that's our goal to make those two meet each other and so I want to thank the division of Public Health including Environmental Health so this bill was not just a BOSSA bill it was in a large part an

Environmental Health, the same group at Public Health that do inspections of all kinds of facilities; food facilities, childcare facilities, and many other kinds. It is their restrictions that are really at place here and are limiting so but they have also worked together as a team and I really want to commend all the different divisions at Public Health and the Director. So she came out early on after we discussed this with her and said yes because of the need we will support this and she feels confident in the ability between her and CPS to be able to make those determinations that there is a safe way to determine when we put more children in a group home, when we put more children in an individual home so that we always meet some kind of criteria for the safety of the children, the best interests of the children, and that type of thing and that we don't have any unforeseen.. Really downside to that type of arrangement so again thank you again First Lady, I am really honored you are here today. Sister, because of your efforts, Si Yu'os Ma'ase and Si Yu'os Ma'ase to all of you.

Chairwoman Amanda L. Shelton: Thank you very much Senator Terlaje, Senator Telo do you have any questions?

Senator Telo Taitague: Yes and comments as well Madam Chair. I just wanted to commend the author of the bill, this bill comes at a perfect time, perfect timing. As you know, I've been in contact with CPS and Public Health and with Linda (DPHSS Director). In fact I wish I had with me the itemized area of... to ensure that a foster care facility in Barrigada Heights is... it goes through its completion. I was told it was in October, a Bill that I introduced, 178, would find this funding because from what I gathered there is no lapses. I've been working with DPHSS and I know that you can't go after an RFP unless you have the money in place so, I am hoping that if this is the case, that the Governor will, like the author said, the Governor has transfer authority and hopefully that.. This will definitely come to light because we don't have very much time and an RFP takes a while to get through so I am hoping that my bill is heard, 178 right away so we can get this Bill through. I mean not have the funding needed to get the facility up and going. It mentioned in CPS the importance of your role at CPS in placing children, and then.. That was my concern early on and again I asked Linda to really review Bill 134 because it takes CPS out of the picture when deciding on this so it's a concern I have but uhm... thank you Madam Chair. I mean it all works together as one you know we are here for this Bill too and it brings up other issues like other Senators speaking brought up, I'm doing the same and allowing the same of... ability to do so as well. You mentioned something about the Alee Shelter as well as and this was also help the help the Alee Shelter in terms of the capacity and knowing that the facility in Barrigada Heights, I *Guma Mina'ase*, it is a very large facility. The Alee Shelter does it have the capacity to go a little bit larger?

Linda Rodriguez: Right now there is just set up at 12, that is what the standards say

Senator Telo Taitague: It is set as 12, but with this Bill passing, it will give you the ability to, it does have extra room to move, to allow more clients to come in

Linda Rodriguez: Yes, but its still got to be under the Director's discretion and they also need to insure that there is enough staff to meet the child staff ratio

Senator Telo Taitague: So then that brings me to another question that you just brought up. Even though we are allowing the capacity to be larger, would there be something that we need to also adjust in the law as far as those overseeing the facility and the child, is there a ratio per client? The foster child per individual is there a law that?

Linda Rodriguez: There is a ratio already set in place and standards, uhm... that's why the plan that we submitted for the RFP has that flexibility if we need more than 12 kids to be placed there, they can always increase the number of staff, but it is a bigger facility than the Alee Shelter.

Senator Telo Taitague: Well, I'll ask the author then if she can maybe shed some light on that.

Senator Therese Terlaje: So we did consider whether we needed to change ratios but we... for this Bill we decided no, we wanted to keep the ratios in place and CPS I think agreed and everyone at Public Health agreed that we want to keep the same ratios so the trick is not to increase the number of children per caretakers or other staff so there are going to... so they are going to have to increase their staff which is why we looked very closely at their budget for 2020 whether they would be able to do that and how much, by how much. It is a limiting factor yes, the number of staff to be able to hire will limit how many children they are able to take. I think more than the building itself will limit the amount of children they are willing to take because its 7,000 square feet.

Linda Rodriguez: And the ratios are... the staff:child ratios are standards that we use in all childcare facilities on the island. We want to maintain it.

Senator Telo Taitague: Okay that's good to know and I appreciate the answer from the author because it is important to keep this safety of these children also and the eyes on them to make sure they are okay and well protected. Again I'd like to thank you everyone for being here today, a great full support of anything that would help these children who are going through such difficult times and those of my colleagues who are not here, you can count on me for lobbying their support for this Bill. Thank you so much again for your help with the most vulnerable of our community. Thank you.

Chairwoman Amanda L. Shelton: Thank you so much Senator Taitague, and I just wanted to ask, I know Sister Brigid you mentioned that the layout is 7,000 square feet and I just wanted to know from this layout there is already an idea of how many beds fit in this facility?

Sister Mary Brigid Perez, RSM: Just for one bedroom, the capacity is 194 square feet, each bedroom so that means you can place two bunk bed or three to four single beds. Thats how big it is. The baby room would be maybe 4-5 playpens.

Chairwoman Amanda L. Shelton: And how many bedrooms are in the home

Sister Mary Brigid Perez, RSM: There's 3 for the boys, 3 for the girls, a baby room and an isolation room.

Chairwoman Amanda L. Shelton: Okay, thank you very much Sister and again I would like to thank all of you for being here, Senator Terlaje do you wish to close? Okay again thank you for your testimony, thank you for your time here this morning. The time is now 11:33am and this public hearing is adjourned.

III. FINDINGS & RECOMMENDATIONS

With the addition of the almost constructed *I Guma Mina'ase*, another temporary shelter, both community leaders, officials at the Department of Public Health, and Senators present at the public

hearing agreed that increasing the capacity of shelter will help provide relief for other shelters and foster families and that it is necessary to ensure the safety and wellbeing of the island's most vulnerable population.

The Committee on Higher Education and the Advancement of Women, Youth and Senior Citizens hereby reports out Bill 159-35 (COR) AN ACT TO *AMEND* §1101.5 (m) AND *ADD* A NEW SUBSECTION (e) TO §1102.8, BOTH OF CHAPTER 1, TITLE 26, GARR, RELATIVE TO INCREASING EMERGENCY AND TEMPORARY SHELTER CAPACITY FOR CHILDREN PLACED UNDER THE PROTECTIVE CUSTODY OF CHILD PROTECTIVE SERVICES, with the recommendation To Report Out.

I MINA 'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN
2019 (FIRST) Regular Session

Bill No. 159-35 (COR)

Introduced by:

Therese M. Terlaje *TMT*
Mary Camacho Torres *NC*

AN ACT TO AMEND § 1101.5(m) AND ADD A NEW SUBSECTION (e) TO § 1102.8, BOTH OF CHAPTER 1, ARTICLE 1, TITLE 26, GARR, RELATIVE TO INCREASING EMERGENCY AND TEMPORARY SHELTER CAPACITY FOR CHILDREN PLACED UNDER THE PROTECTIVE CUSTODY OF CHILD PROTECTIVE SERVICES.

2019 FEB - 6 PM 4: 12 Jm

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that pursuant to § 13302 of Chapter 13, Title 19, Guam Code Annotated, the Child
4 Protective Services (CPS) of the Bureau of Social Services, Department of Public
5 Health and Social Services (DPHSS), shall assume protective custody of a child
6 without a court order and without consent of the child's family regardless of whether
7 the child's family is absent if, in the discretion of such police officer, Child
8 Protective Services social worker or physician, the child is in such circumstances or
9 condition that the child's continuing in the custody or care of the person responsible
10 for the child's welfare presents a situation of harm or threatened harm to the child.

11 *I Liheslaturan Guåhan* further finds that the rising numbers of children placed
12 in the protective custody of CPS and limited number of licensed foster care homes
13 to provide emergency or temporary shelter presents a challenge to the protective

1 placement of children. CPS has recently reported 270 children in foster care, 12
2 children in emergency children shelters, and 35 children waiting for foster
3 placement. Furthermore, a Group Child Care Home or facility is limited in
4 occupancy and capacity to at least seven (7) children, and not more than twelve (12)
5 children, during all or part of a twenty-four hour period.

6 *I Liheslaturan Guåhan* finds that DPHSS will soon complete construction of
7 the \$14 million federally funded, *I Guma Mina'ase*, "House of Mercy," a 7,000
8 square feet temporary facility planned by DPHSS and the Rigålu Foundation, as a
9 temporary home for children waiting to be placed in foster care.

10 It is the intent of *I Liheslaturan Guåhan* to support the increasing need for
11 shelter for children placed in the protective custody of CPS by authorizing the
12 Director of the Department of Public Health And Social Services, to grant a waiver
13 allowing Group Child Care Homes to exceed the maximum capacity of twelve (12)
14 children, for the protective placement of a child determined to be in a situation of
15 harm or threatened harm. Nothing in this bill is intended to lessen federal mandates
16 or child to caretaker ratios.

17 **Section 2.** § 1101.5(m) of Chapter 1, Article 1, Title 26, Guam
18 Administrative Rules and Regulations, is *amended* to read:

19 “(m) Group eChild eCare hHome means a home or facility which
20 provides child care for at least seven (7), and not more than twelve (12)
21 children, during all or part of a twenty-four (24) hour day. The Director may
22 waive the maximum capacity of twelve (12) children for a Group Child Care
23 Home for the emergency or temporary placement of children in the
24 protective custody of the Child Protective Services.”

25 **Section 3.** A new subsection (e) is hereby *added* to § 1102.8 of Chapter 1,
26 Article 1, Title 26, Guam Administrative Rules and Regulations, to read:

1 “(e) The Director may waive the maximum capacity of twelve (12)
2 children for a Group Child Care Home for the emergency or temporary
3 placement of children in the protective custody of the Child Protective
4 Services.”

5 **Section 4. Severability.** If any provision of this Act or its application to
6 any person or circumstance is found to be invalid or contrary to law, such
7 invalidity *shall not* affect other provisions or applications of this Act that can be
8 given effect without the invalid provision or application, and to this end the
9 provisions of this Act are severable.

Senator Régine Biscoe Lee
Chairperson

Senator Amanda L. Shelton
Vice Chairperson

Speaker Tina Rose Muña Barnes
Member

Vice Speaker Telena Cruz Nelson
Member

Senator Kelly Marsh (Taitano), PhD
Member

Senator Sabina Flores Perez
Member



COMMITTEE ON RULES
I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÁHAN
35TH GUAM LEGISLATURE

Senator Clynton E. Ridgell
Member

Senator Joe S. San Agustin
Member

Senator Jose "Pedro" Terlaje
Member

Senator Therese M. Terlaje
Member

Senator James C. Moylan
Member

Senator Mary Camacho Torres
Member and Chair, Subcommittee on Protocol

July 11, 2019

MEMO

To: **Rennae Meno**
Clerk of the Legislature

From: **Senator Régine Biscoe Lee**
Chairperson, Committee on Rules

Re: **Fiscal Note**

Buenas yan Háfa adai.

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

Bill No. 159-35 (COR)

Please forward the same to Management Information Services (MIS) for posting on our website.

For any questions or concerns, please feel free to contact Mary Maravilla, Committee on Rules Director at 472-2461.

Thank you for your attention to this matter.



**Bureau of Budget & Management Research
Fiscal Note of Bill No. 159-35 (COR)**

AN ACT TO AMEND § 1101.5(m) AND ADD A NEW SUBSECTION (e) TO § 1102.8, BOTH OF CHAPTER 1, ARTICLE 1, TITLE 26, GARR, RELATIVE TO INCREASING EMERGENCY AND TEMPORARY SHELTER CAPACITY FOR CHILDREN PLACED UNDER THE PROTECTIVE CUSTODY OF CHILD PROTECTIVE SERVICES.

Department/Agency Appropriation Information	
Dept./Agency Affected: Public Health & Social Services	Dept./Agency Head: Linda Unpingco-Denorcey, Director
Department's General Fund (GF) appropriation(s) to date:	51,785,486
Department's Other Fund (Specify) appropriation(s) to date: Environmental Health Fund - \$1,400,306, Healthy Futures Fund - \$9,262,141, Health Professional Licensing Office Revolving Fund - \$256,382, Office of Vital Statistics Revolving Fund - \$254,505, Sanitary Inspection Revolving Fund - \$137,280, and the Guam Cancer Registry - \$320,709.	11,631,323
Total Department/Agency Appropriation(s) to date:	563,416,809

Fund Source Information of Proposed Appropriation			
	General Fund:	(Specify Special Fund):	Total:
FY 2018 Unreserved Fund Balance		\$0	\$0
FY 2018 Adopted Revenues	\$0	\$0	\$0
FY 2019 Appro. (P.L. 34-116 thru)	\$0	\$0	\$0
Sub-total:	\$0	\$0	\$0
Less appropriation in Bill	\$0	\$0	\$0
Total:	\$0	\$0	\$0

Estimated Fiscal Impact of Bill						
	One Full Fiscal Year	For Remainder of FY 2019 (if applicable)	FY 2020	FY 2021	FY 2022	FY 2023
General Fund	1/	\$0	\$0	\$0	\$0	\$0
Special Fund	1/	\$0	\$0	\$0	\$0	\$0
Total	1/	\$0	\$0	\$0	\$0	\$0

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

Analyst: *OSD* Date: 6/31/19 Director: *[Signature]* Date: JUL 09 2019
(Oscar Dimalanta, BMA I) Lester L. Carlson, Jr., Director

Footnotes:
1/ See attached comments.

Comment on Legislative Bill No. 159-35 (COR)

This proposed legislation seeks to amend § 1101.5(m) and add a new subsection (e) to § 1102.8, both of Chapter 1 of Article 1 of Title 26 of the Guam Administrative Rules and Regulations (GARR). Section 2 of this bill amends the current provision under § 1101.5(m) which currently allows a Group Child Care Home to provide child care for at least seven (7) and up to twelve (12) children during all or part of a twenty-four (24) hour day. Subject amendment is to authorize the Department of Public Health and Social Services (DPHSS) Director to waive the maximum capacity of the 12 children cap limit for the purpose of emergency or temporary placement of children in the protective custody of the Child Protective Services (CPS). Section 3 of this bill is to add a new subsection (e) of the same 12 children waiver provision under § 1102.8, which states operational procedures for a Group Child Care Home.

Addressing the rising numbers of children placed in the protective custody of CPS on Guam and the limited number of licensed foster care homes to provide emergency or temporary shelter, the proposed bill seeks to mitigate the challenge for the placement of children.

However, the Bureau notes that the DPHSS Director's authorization to waive and to allow 12 or more children to be placed in a Group Child Care Home may require additional resources in order to accommodate the increased level of activity. Such resources may include the need for additional CPS employees to facilitate the increased number of children per home and additional stipend to the parents and insurance to the children. Absent any additional information in reference to the specific operational requirements to sustain the current work capacity and the subsequent increase of such upon the proposed bill's enactment, the Bureau is unable to determine an approximate financial impact at this time.



The Office of Senator Amanda L. Shelton

Legislative Secretary & Chairwoman

Committee on Higher Education and the Advancement of Women, Youth and Senior Citizens

I Mina'trentai Singko Na Liheslaturan Guahan
35th Guam Legislature

COMMITTEE VOTE SHEET

Bill No. 159-35 (COR) - Therese M. Terlaje, As Introduced - "AN ACT TO AN ACT TO AMEND § 1101.5 AND ADD A NEW SUBSECTION (E) TO § 1102.8, BOTH OF CHAPTER 1, ARTICLE 1, TITLE 26, GARR, RELATIVE TO INCREASING EMERGENCY AND TEMPORARY SHELTER CAPACITY CHILDREN PLACED UNDER THE PROTECTIVE CUSTODY OF CHILD PROTECTIVE SERVICES"

	SIGNATURE	TO DO PASS	TO NOT PASS	TO REPORT OUT ONLY	TO ABSTAIN	TO PLACE IN INACTIVE FILE
Senator Amanda L. Shelton Chairperson		✓ 7/31/19				
Senator Régine Biscoe Lee Vice Chairperson		✓ 31 JULY 2019				
Speaker Tina Muña Barnes Member		✓				
Vice Speaker Telena Cruz Nelson Member						
Senator Joe San Agustin Member						
Senator Kelly G. Marsh (Taitano), Ph.D Member				✓ 7/31/19		
Senator Therese M. Terlaje Member		7/31/19				
Senator Mary Camacho Torres Member						
Senator Louise B. Muña Member						

