

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
210-35 (COR)	Therese M. Terlaje	AN ACT TO APPROPRIATE THE BALANCE OF THE HOSPITAL CAPITAL IMPROVEMENT FUND TO THE GUAM MEMORIAL HOSPITAL AUTHORITY FOR CAPITAL IMPROVEMENT PROJECTS.	9/24/19 10:35 a.m.	11/20/19	Committee on General Government Operations, Appropriations, and Housing	11/29/19 9:00 a.m.	12/20/19 3:39 p.m.	Request: 11/25/19 11/26/19	



SENATOR JOE S. SAN AGUSTIN

Chairman, Committee on General Government Operations, Appropriations, and Housing
I Mina' trentai Singko na Liheslaturan Guåhan Thirty-Fifth Guam Legislature

17 DEC 2019

The Honorable Tina Rose Muña Barnes
Speaker

I Mina' trentai Singko na Liheslaturan Guahan
163 Chalan Santo Papa
Hagatna, Guam 96910

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

RE: Committee Report on Bill No. 210-35 (COR)

PPAL

2019 DEC 20 PM 3:39

Dear Speaker Barnes:

Transmitted herewith is the Committee Report on **BILL No. 210-35 (COR)** -- *As Introduced by Senator Therese M. Terlaje - AN ACT TO APPROPRIATE THE BALANCE OF THE HOSPITAL CAPITAL IMPROVEMENT FUND TO THE GUAM MEMORIAL HOSPITAL AUTHORITY FOR CAPITAL IMPROVEMENT PROJECTS.*

Committee votes are as follows:

- 4 TO DO PASS
- 0 TO NOT PASS
- 3 TO REPORT OUT ONLY
- 0 TO ABSTAIN
- 0 TO PLACE IN INACTIVE FILE

RECEIVED
 DEC 18 2019
 1:45pm
 COMMITTEE ON RULES

Respectfully,

Joe S. San Agustin
Senator

Revision's Rec'd: 12/17/19 @
2:00pm.



SENATOR JOE S. SANAGUSTIN

I MINA' TRENTAI SINGKO NA I LIHESLATURAN GUÅHAN
CHAIRMAN, COMMITTEE ON GENERAL GOVERNMENT OPERATIONS, APPROPRIATIONS, AND HOUSING

COMMITTEE REPORT

BILL NO. 210-35 (COR)

As Introduced by Senator Therese M. Terlaje

**AN ACT TO APPROPRIATE THE BALANCE
OF THE HOSPITAL CAPITAL
IMPROVEMENT FUND TO THE GUAM
MEMORIAL HOSPITAL AUTHORITY FOR
CAPITAL IMPROVEMENT PROJECTS.**

Committee Chairman on General Government Operations, Appropriations & Housing



SENATOR JOE S. SAN AGUSTIN

Chairman, Committee on General Government Operations, Appropriations, and Housing
I Mina' trentai Singko na Liheslaturan Guahan Thirty-Fifth Guam Legislature

Date **13 DEC 2019**

MEMORANDUM

To: All Members
Committee on General Government Operations, Appropriations, and Housing

From: Senator Joe S. San Agustin
Committee Chairperson

Subject: **Committee Report on Bill No. 210-35 (COR)**

Transmitted herewith for your consideration is the Committee Report on **Bill No. 210-35 (COR)** –*As Introduced by Senator Therese M. Terlaje* - **AN ACT TO APPROPRIATE THE BALANCE OF THE HOSPITAL CAPITAL IMPROVEMENT FUND TO THE GUAM MEMORIAL HOSPITAL AUTHORITY FOR CAPITAL IMPROVEMENT PROJECTS.**

This report includes the following:

- Copy of COR Referral of Bill No 210-35 (COR)
- Notices of Public Hearing & Other Correspondence
- Copy of the Public Hearing Agenda
- Public Hearing Sign-in Sheet
- Committee Report Digest
- Copy of Bill No. 210-35 (COR) As Introduced
- Copy of Fiscal Note from Bureau of Budget & Management
- Funding Availability Note from Office of Finance and Budget
- 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, Joe S. San Agustin
Chairman

Senator Régine Biscoe Lee,
Chair

Senator Amanda L. Shelton,
Vice Chair

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 GUÅHAN
35TH GUAM LEGISLATURE

November 20, 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 Ana Won Pat-Borja
Legislative Legal Counsel

From: Senator Régine Biscoe Lee
Chair, Committee on Rules

Re: Referral of Bill No. 210-35 (COR)

Buenas yan Håfa adai.

As per my authority as Chair of the Committee on Rules and subject to § 6.01(d)(1), Rule VI of our Standing Rules, I am forwarding the referral of **Bill No. 210-35 (COR)**.

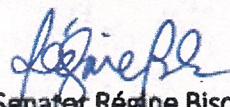
Please ensure that the subject bill is referred, in my name, to Senator Joe S. San Agustin, Chairperson of the Committee on General Government Operations, Appropriations, and Housing. I also request that the same be forwarded to the prime sponsor of the subject bill.

After committee review, the subject bill may be further referred by the Committee on Appropriations to the Principal Committee of subject matter jurisdiction, pursuant to § 6.01(d)(1), Rule VI of our Standing Rules. If the Committee on Appropriations determines that a subsequent referral is in order, the Committee on Rules respectfully advises that the subject bill be referred to the Committee on Health, Tourism, Historic Preservation, Land and Justice, chaired by Senator Therese M. Terlaje.

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 important matter.

Respectfully,


Senator Régine Biscoe Lee
Chair, Committee on Rules



Catherine Leon Guerrero <cathy.senatorsa@gmail.com>

FIRST NOTICE of Public Hearing: November 29, 2019 @ 9 a.m.

1 message

Rose Mesa <rose.senatorsa@gmail.com>

Thu, Nov 21, 2019 at 12:01 PM

To: phnotice@guamlegislature.org

Cc: Management Information System <mis@guamlegislature.org>, Tom Unsiog <sgtarms@guamlegislature.org>, Joe San Agustin <protocol@guamlegislature.org>

Bcc: cathy.senatorsa@gmail.com

21 November 2019

MEMORANDUM

To: ALL HONORABLE Senators / Members and Media

From: Senator Joe S. San Agustin, Chairman

Subject: FIRST NOTICE of Public Hearing: November 29, 2019 @ 9 a.m.

Buenas yan Håfa Adai!

In accordance with the Open Government Law, relative to notices for public meetings, please be advised that the Committee on General Government Operations, Appropriations and Housing will convene a Public Hearing on **Friday, 29 November 2019, beginning at 9:00 am** in *I Liheslaturan Guåhan's* Public Hearing Room (Guam Congress Building, Hagåtña). The Committee will hear and accept testimonies on the:

Bill No. 249-35 (COR) - Kelly Marsh (Taitano), PhD / Tina Rose Muña Barnes / Amanda L. Shelton / Jose "Pedo" Terlaje / Clynton E. Ridgell / Joe S. San Agustin **AN ACT TO ADD A NEW (m) TO § 85102 OF CHAPTER 85, TITLE 5, GCA, RELATIVE TO DESIGNATING THE COUNCIL ON THE ARTS AND HUMANITIES AS THE STATE ARTS AGENCY FOR GUAM; TO ADD A NEW (n) TO § 851 OF CHAPTER 8, TITLE 1, GCA, RELATIVE TO DEFINING THE TERM WORKS OF ART IN THE ARTS IN PUBLIC BUILDINGS LAW; AND TO AMEND § 852(a)(2)(C) OF CHAPTER 6, TITLE 1 GCA, RELATIVE TO ALLOWING THE USE OF MONEY COLLECTED THEREIN FOR TRAVEL TO FESTPAC**

Bill No. 210-35 (COR) - Therese M. Terlaje **AN ACT TO APPROPRIATE THE BALANCE OF THE HOSPITAL CAPITAL IMPROVEMENT FUND TO THE GUAM MEMORIAL HOSPITAL AUTHORITY FOR CAPITAL IMPROVEMENT PROJECTS**

Individuals who wish to submit written testimony may address Senator Joe S. San Agustin, and send it within forty-eight (48) hours to:

- Hand delivery to the Office of Senator Joe S. San Agustin at the Ran Care Building, 2nd Floor Suite 3 (CBU#203), 761 South Marine Drive, Tamuning, Guam 96931
- Email: senatorjoessanagustin@gmail.com

All government activities, programs, and services are accessible for people with disabilities in compliance with the Title II of the American with Disabilities Act (ADA). Should you or interested parties require assistance or special accommodations to fully participate in this public hearing, please contact our office at 989-5445 or via email at senatorjoessanagustin@gmail.com.

UN DANGKOLO NA SI YU'OS MA'ASE'

Very Respectfully,

*RoseMarie T. Mesa
Office Manager
I Mina'trentai Singko na Liheslaturan Guåhan
(Thirty-Fifth Guam Legislature)
Senator Joe S. San Agustin
Committee on General Government Operations,
Appropriations, and Housing
Office: 671-989-5445
Email: rose.senatorsa@gmail.com*



Joe S. San Agustin <senatorjoessanagustin@gmail.com>

SECOND NOTICE of Public Hearing: November 29, 2019 @ 9 a.m.

1 message

Rose Mesa <rose.senatorsa@gmail.com>

25 November 2019 at 15:43

To: phnotice@guamlegislature.org

Cc: Management Information System <mis@guamlegislature.org>, Tom Unsiog <sgtarms@guamlegislature.org>, Joe San Agustin <protocol@guamlegislature.org>

25 November 2019

MEMORANDUM

To: ALL HONORABLE Senators / Members and Media

From: Senator Joe S. San Agustin, Chairman

Subject: SECOND NOTICE of Public Hearing: November 29, 2019 @ 9 a.m.

Buenas yan Håfa Adai!

In accordance with the Open Government Law, relative to notices for public meetings, please be advised that the Committee on General Government Operations, Appropriations and Housing will convene a Public Hearing on **Friday, 29 November 2019, beginning at 9:00 am** in *I Liheslaturan Guåhan's* Public Hearing Room (Guam Congress Building, Hagåtña). The Committee will hear and accept testimonies on the:

Bill No. 249-35 (COR) - Kelly Marsh (Taitano), PhD / Tina Rose Muña Barnes / Amanda L. Shelton / Jose "Pedo" Terlaje / Clynton E. Ridgell / Joe S. San Agustin **AN ACT TO ADD A NEW (m) TO § 85102 OF CHAPTER 85, TITLE 5, GCA, RELATIVE TO DESIGNATING THE COUNCIL ON THE ARTS AND HUMANITIES AS THE STATE ARTS AGENCY FOR GUAM; TO ADD A NEW (n) TO § 851 OF CHAPTER 8, TITLE 1, GCA, RELATIVE TO DEFINING THE TERM WORKS OF ART IN THE ARTS IN PUBLIC BUILDINGS LAW; AND TO AMEND § 852(a)(2)(C) OF CHAPTER 6, TITLE 1 GCA, RELATIVE TO ALLOWING THE USE OF MONEY COLLECTED THEREIN FOR TRAVEL TO FESTPAC**

Bill No. 210-35 (COR) - Therese M. Terlaje **AN ACT TO APPROPRIATE THE BALANCE OF THE HOSPITAL CAPITAL IMPROVEMENT FUND TO THE GUAM MEMORIAL HOSPITAL AUTHORITY FOR CAPITAL IMPROVEMENT PROJECTS**

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- Email: senatorjoessanagustin@gmail.com

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I Mina'trentai Singko Na Liheslaturan Guåhan

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I Mina'trentai Singko Na Liheslaturan Guáhan

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Updated as of 8/6/19



SENATOR JOE S. SANAGUSTIN

I Mina' trentai Singko na Liheslaturan Guahan Thirty-Fifth Guam Legislature

PUBLIC HEARING

Friday, November 29, 2019 @9:00A.M.

Guam Congress Building Public Hearing Room

AGENDA

Bill No. 249-35 (COR) – *As Introduced by Senators: Kelly Marsh (Taitano), PhD / Speaker Tina Rose Muña Barnes / Amanda L. Shelton / Jose "Pedo" Terlaje / Clynton E. Ridgell / Joe S. San Nicolas - AN ACT TO ADD A NEW (m) TO § 85102 OF CHAPTER 85, TITLE 5, GCA, RELATIVE TO DESIGNATING THE COUNCIL ON THE ARTS AND HUMANITIES AS THE STATE ARTS AGENCY FOR GUAM; TO ADD A NEW (n) TO § 851 OF CHAPTER 8, TITLE 1, GCA, RELATIVE TO DEFINING THE TERM WORKS OF ART IN THE ARTS IN PUBLIC BUILDINGS LAW; AND TO AMEND § 852(a)(2)(C) OF CHAPTER 6, TITLE 1 GCA, RELATIVE TO ALLOWING THE USE OF MONEY COLLECTED THEREIN FOR TRAVEL TO FESTPAC.*

Bill No. 210-35 (COR) – *As Introduced by Senator Therese M. Terlaje / - AN ACT TO APPROPRIATE THE BALANCE OF THE HOSPITAL CAPITAL IMPROVEMENT FUND TO THE GUAM MEMORIAL HOSPITAL AUTHORITY FOR CAPITAL IMPROVEMENT PROJECTS.*

Committee Chairman: General Government Operations, Appropriations, and Housing

*Ran - Care Commercial Building, CBU #230, 761 South Marine Corps Dr., Tamuning, Guam 96913
Tel: (671) 989-5445 * Fax: (671) 969-6737 * email: senatorjoessanagustin@gmail.com*



SENATOR JOE S. SANAGUSTIN

I Mina' trentai Singko na Liheslaturan Guåhan Thirty-Fifth Guam Legislature

Public Hearing Sign-in Sheet

Friday, November 29, 2019 • @ 9:00AM • Guam Congress Building

BILL NO. 210-35 (COR) – Therese M. Terlaje - AN ACT TO APPROPRIATE THE BALANCE OF THE HOSPITAL CAPITAL IMPROVEMENT FUND TO THE GUAM MEMORIAL HOSPITAL AUTHORITY FOR CAPITAL IMPROVEMENT PROJECTS.

NAME	AGENCY OR ORGANIZATION	SUPPORT? OPPOSE?	WRITTEN TESTIMONY	ORAL TESTIMONY	CONTACT NUMBER	EMAIL ADDRESS
Sedfmg Linsangan	Self	support		✓	649-6997	



SENATOR JOE S. SANAGUSTIN

I Mina' trentai Singko na Liheslaturan Guahan Thirty-Fifth Guam Legislature

Public Hearing Sign-in Sheet

Friday, November 29, 2019 • @ 9:00AM • Guam Congress Building

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NAME	AGENCY OR ORGANIZATION	SUPPORT? OPPOSE?	WRITTEN TESTIMONY	ORAL TESTIMONY	CONTACT NUMBER	EMAIL ADDRESS
<i>KB</i>	<i>Guam CIPA</i>	<i>opposed</i>		<i>Y</i>	<i>689-3000</i>	<i>kb@yaho.com</i>

Committee Chairman: General Government Operations, Appropriations, and Housing
Ran - Care Commercial Building, CBU #230, 761 South Marine Corps Dr., Tamuning, Guam 96913
Tel: (671) 989-5445 * Fax: (671) 969-6737 * email: senatorjoessanagustin@gmail.com



SENATOR JOE S. SAN AGUSTIN

I MINA'TRENTAI SINGKO NA LIHESLATURAN GUAHAN
CHAIRMAN, COMMITTEE ON APPROPRIATIONS, GENERAL GOVERNMENT OPERATIONS & HOUSING

Committee Report Digest

I. OVERVIEW

Bill No. 210-35 (COR) was introduced on **September 24, 2019** by Senator Therese M. Terlaje - **AN ACT TO APPROPRIATE THE BALANCE OF THE HOSPITAL CAPITAL IMPROVEMENT FUND TO THE GUAM MEMORIAL HOSPITAL AUTHORITY FOR CAPITAL IMPROVEMENT PROJECTS.**

The Committee on General Government Operations, Appropriations, and Housing convened a public hearing on **Bill No. 210-35 (COR)** on **Friday, November 29, 2019** at **9:00A.M.** in *I Liheslatura's* Public Hearing Room.

Public Notice Requirements:

Public Hearing notices were disseminated via **e-mail** to all senators and all main media broadcasting outlets on (First Notice), **Thursday, November 21, 2019** (5-Day Notice), and again on (Second Notice) **Monday, November 25, 2019** (48-Hour Notice).

(b) Committee Members and Senators Present:

- Senator Joe S. San Agustin, Chairperson
- Senator James C. Moylan, Member
- Senator Clynton E. Ridgell, Member
- Senator Kelly Marsh (Taitano), PhD., Member
- Senator Jose "Pedo" Terlaje, Member
- Senator Therese M. Terlaje, Member
- Senator Telo M. Taitague

(c) Appearing before the Committee:

- Sedfrey Linsangan

(d) Written Testimony Submitted:

- None

II. SUMMARY OF TESTIMONY & DISCUSSION:

This public hearing was Called-to-Order @ 9:00 a.m.

Chairman Joe S. San Agustin: The Committee on General Government Operations, Appropriations, and Housing will Continue this public hearing. Now we will proceed to Bill 210-35 that was introduced by Senator Therese Terlaje senator if you could please give your opening statement on your bill thank you

Senator Therese M. Terlaje: Thank You Mr. Chair this bill is an act to appropriate the balance of the hospital Capital Improvement Fund to the Guam Memorial Hospital Authority for capital improvement projects as you know this fund was created during the recent budget in the recent budget law and it sets aside ten million dollars of excess 2019 revenues for capital improvement projects at the hospital which were not funded at all in the 2020 budget so we all know that GMH has had numerous long-standing ongoing challenges which include the maintenance of its old facility and there have been some improvements to GMH but many challenges so for two fiscal years in a row gmh was denied funding requested for capital improvements and appropriated significantly less than its total budget requests in 2019 gmh requested a total budget of 242 thousand (\$242,000) but only received 30 I mean sorry 242 Million (\$242,000,000) but only received 30 million (\$30,000,000) this appropriation did not include funding for capital improvements in 2020 GMH requested a total budget of 190 Million (\$190,000,000) but only received 28 million (\$28,000,000) earlier this year GMH leadership during their oversight hearings and again in budget hearings were asked to identify their top three urgent capital improvement projects and they did and they stated that these were the roof repair and the electronic health records which was a CMS requirement and the electrical panel at the hospital they have made efforts to address some of these items and but the HER primarily has been not yet addressed ten million dollars according to GMH will be far short of what it needs to complete the electronic health record system but I think they need in order to proceed with procurement of a record system or even what it will need to proceed with the procurement for example experts or other to develop the RFP they will need money as soon as possible that the deadline for the electronic health record system the company that currently manages this system is phasing out this system so gmh will be unable to remedy any issues that come up or address any issues with their HER and thus it puts GMH at risk for losing the centers for a Medicare accreditation and thus puts GMH at risk for losing Medicare money and that's really the goal here is to make sure that GMH never loses its Medicare accreditation because the government of Guam quite frankly will not be able to afford what Medicare is currently providing gmh and so we need to ensure that that funding sources is secure by complying with the CMS requirements so this bill again Mr. speaker is to ensure that the fund that was created during the budget law says that the ten million (\$10,000,000) will be deposited there and this bill is to take the money out from this Capital Improvement Fund and allocate it specifically to replace the electrical panel

necessary generator to repair the roof and to procure an electronic health record systems Si Yu'os ma'ase' Mr. speaker.

Chairman Senator Joe S. San Agustin: Thank You senator Terlaje we have two individuals that have signed up in support of this bill we have Mr. Sedfrey Linsangan and Mr. Ken Leon Guerrero but I know Mr. Leon Guerrero had to depart but I like to also continue to recognize my college that that are still here Senator Moylan Senator Kelly Marsh Taitano, senator "Pedo" Terlaje, Senator Clynt Ridgell and Senator Telo Taitague Mr. Linsangan please sir.

Mr. Sedfrey Linsangan: Thank You Mr. chairman good morning to all of you noble senators I have a happy Thanksgiving yesterday and I hope all of you as well yes, I support this bill to release the balance of the fund to GMH for the capital improvement projects specifically, for the three issues that Senator Terlaje mentioned well in case of the electrical panel GPA have inspected this panel a few months ago and they stated that it's still good and the technology now you can buy refurbished parts that are still okay or the new parts so why do you have to spend eight million (\$8,000,000) or ten million dollars (\$10,000,000) for a new electrical panel second to repair the roof well what they're doing is wrong see what they did is put styrofoam on the loop and pass the concrete just not the right way to repair the roof you know based on my experience because I have houses in Philippines and here every time we have leak on the roof, we scrape or expose the cracks on the roof Grind it or stand it and then you grind the part of the crack and inject epoxy adhesive it will sit and plot all the place that is needed to repair that's the proper way not patching and patching that's why we will have the same problem because they're doing the wrong thing we just spend the money and it's not hard to do that you know even their own people can do that they can order the material here and they're making it a big issue reminds me of the old saying if you want something done there's so many ways if you don't want something done there's so many alibis for reason you know sometimes if the intention is to build a new hospital they'll memory pair up you think they'll never make it right they will stage an act that is no good it will collapse but you see the hospital is only built in 1977 based on the report they Post newspaper we are now in 2019 2019 - 1977 is what named 42 years only the hospital imagine only 42 years then they just saw some cracks on the columns on the floor they said oh it will collapse how many years they've been saying that for almost ten years they even Condemn one of the building they just saw the column one of the column concrete just some cracks in the rebar showing oh it's already going to fall down it's a matter of life and death that's a lie big lie you know they don't even have any what any certification from engineering firm that they had their certification to condemn it to justify their action those are just acts to just give the new hospital in other country videos one says new projects so they can have a cut or Commission sometimes I'm thinking like that my positive instinct is telling me oh they want a Hospital a state-of-the-art hospital but made on the hard rain my negative instinct is telling me they want a cut or Commission that's why am i did a lot that 500 or 700 million (\$700,000,000) again you will drain the Borrowing capacity of the government you know and then what you want to do you got to increase the peace again the taxes the property tax the GRT just me frustration with this government and even with the pass administration they're trying to stage an act so many buildings where demolish just like the administration building in front of the police department and then rent to the private company they demolished JFK and then Rent

again to that private company this even will be even paying the maintenance Why you have to pay the maintenance of releasing the property that will paying 1 million dollars for the maintenance you know some things to think about the senators because these are just easy if you will help if you, they have good intention it deleted have good intention everything will be in order.

I would like to suggest Mr. senator since you're limiting us to five minutes I hope you will also consider limiting the questioning by your colleagues through five minutes only you know because you know there's people also you know waiting you know for the other bills and it's just Fair and Square equal protection of the law that you also limit the questioning just like the US Senate the US senators with a question the people making testimony after they make the make justice upon they're all is limited to two minutes or five minutes anyway if they want more questions then they need to schedule an oversight hearing this just my piece your honor senators and I hope you know reminds me of the leaning tower because it just problem with the hospital it will lean no just problem is a structural hospital it will live just like the PISA leaning tower in Italy I've been there so many times in Europe and they preserve the building like 1,000 years, 500 hundred years, 800 hundred years but I'll see you would like the demolished building instead of preserving it as if we have a lot of money in the world Thank You Mr. senator.

Chairman Senator Joe S. San Agustin: Thank You Mr. Linsangan Senator Moylan do you have questions on Bill 210 no Senator Kelly Marsh, no Senator Pedro no Senator Clynt thank you I know senator Telo has that's the task force.

Senator Telo Taitague: Thank You Mr. chair and thank you for your testimony today I am support of this definitely we are I think many of my colleagues are in support of this measure and reading through it understanding the issues I'm just concerned Mr. chair that you know BBMR is not here as well as Guam Memorial Hospital is not here and I'm hoping that Mr. chair that we can get some kind of testimony from them it'd be very helpful is my comment but I'm totally support of this bill and thank You.

Chairman Senator Joe S. San Agustin: Thank you Senator Telo and yes GMH has responded that they will be submitting testimony but we're going to find out what's their next excuse the money is ready in the budget the money is there just a matter of transferring that what this bill will do and before I ask the author of the bill to speak I like the first maybe I can ask a few questions or actually make a few statements number one what I'm concerned about is that I'm in full support of this bill I want to get the hospital fixed but what surprised me the most is that the priority is to fix the cracks in the roof the cracks on the roof at GMH has been covered under insurance the now the insurance company won't pay and that bothers me because if I'm correct Guam Memorial hospital is still being shirt by the same company and renewed it but they're not getting paid and I'm going to have to ask that question now ask that separate separately on the oversight the oversight chair to maybe take a look at that because if they're going to keep going after the same insurance to be insured and you can get coverage then they need to stop they need to think about that because Exact what Mr. Linsangan says because when they did repair the cracks and they put the foam they shouldn't have done that on their own unless they got clearance from their insurance to make sure

that's what they repair and then on the issue of the electrical panel I agree with you totally Mr. Linsangan but the statement they made and the last oversight but it's not really that the panel is broken it's because it's too close to the boiler the risk has hazardous the threat to the employees and to patients that's the threat is they need to move the panel away or move the boiler it's too close to water that was the reason why and I have nothing else more to say and I'd ask the oversight chair then the sponsor bill to make her statement and we can move forward.

Senator Therese M. Terlaje: Thank You Mr. chair Thank You Mr. Linsangan for your testimony today I hear you and I agree with you that it is frustrating when we hear different messages mixed messages sometimes especially over the years whether it's urgent then it turns to not urgent versus we are putting patients you know at risk but yet you know we don't have to pursue this for I don't know how long so it is very concerning to me that GMH is not here DOA is not here or BBMR not here because I don't think the money has been deposited into this fund at this point although the law says it shall be deposited and so we may hear you know we're going to wait until the audits done we're going to wait until we pay eighty-three million dollars (\$83,000,000) in deficit before this money gets deposited I'm not sure but I really appreciate that there are mixed messages and what the legislature and the people of Guam need and deserve is a very clear message are we going to fix this even if we're going to build a new hospital are you going to fix the roof for the next five years or are we going to continue to have leakages while we have patients in critical care there those types of questions I just I believe GMH was being very consistent about their capital improvement needs but I'm just concerned that they're not here today and what that what the message is you know in that regard but I think that you know regardless of any other concerns we know that CMS has put it in writing they need to fix their electronic health records and this is going to help patient care across the board everybody agrees private physicians they want to hook up to that also, and so if we could find a way that would set this you know superhighway for Guam electronic health records that's even better but at the minimum we've got to set it up for GMH in order to meet this CMS requirement and that I think is urgent I don't want to hear another story in the news about the data system you know stopped operating and we they were unable to fix it so I just think I think we have to focus on patient care we need to focus on what are we going to do regardless of whether we build or we don't bill are there minimum you know requirements for this facility that we are trusting our families - you know receive good quality care and I think they are doing their best with this facility and I commend them for that but I think all of us and in leadership we need to be consistent and so I hope that the money will be deposited the next time we check that it will be deposited as required by the law and that we know will not have a legal battle and in that regard and I hope that my colleagues will support this bill to take that deposited money and put it into these improvements that need to be made right away and that GMH of course will do.

I'm hoping that they will do their part to do as the chairman has said - to follow up with this insurance company that has denied you know covering roof that they will follow up you know in all the other things and be consistent whether GPA has fixed the electrical or you know they're still going to invest in moving it at this point or not and I know they said they're there waiting for this Army Corps of engineer assessment on many things but the Army Corps

made it very clear I mean they see the same things that we've all seen for many years and so it's just a matter but they've also made it very clear that their estimate to build a new hospital even if that is the plan at a cost of what seven hundred million dollars that that would be that we could not shortcut the next five years of you know critical urgent needs and so I just I just want to see the government to be consistent in this regard Si Yu'os Ma'åse' again Mr. Linsangan Mr. chairman.

Chairman Senator Joe S. San Agustin: Thank you Senator Terlaje being no one else to testify the committee will conclude the public hearing on bill number 210-35 the time now is 9:34 a.m. committee will continue to receive testimony for the next few days please addressed here in testimony the Committee on general government operation and appropriation and housing via email senatorjoessanagustin@gmail.com my office Si Yu'os Ma'åse' for attendance and participation in today's hearing and for Those at Home thank you for watching have a nice day thank you happy Good Friday.

This Public hearing was adjourned at **9:34 a.m.**

III. FINDINGS & RECOMMENDATIONS:

The Committee on **General Government Operations, Appropriations, and Housing** hereby reports out **Bill No. 210-35 (COR)** – As Introduced by Senator Therese M. Terlaje - **AN ACT TO APPROPRIATE THE BALANCE OF THE HOSPITAL CAPITAL IMPROVEMENT FUND TO THE GUAM MEMORIAL HOSPITAL AUTHORITY FOR CAPITAL IMPROVEMENT PROJECTS.** with the recommendation *TO Report out only*.

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

Bill No. 210-35 (COR)

Introduced by:

Therese M. Terlaje 

**AN ACT TO APPROPRIATE THE BALANCE OF THE
HOSPITAL CAPITAL IMPROVEMENT FUND TO THE
GUAM MEMORIAL HOSPITAL AUTHORITY FOR
CAPITAL IMPROVEMENT PROJECTS.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds that the Guam Memorial Hospital Authority has three critical capital improvement projects necessary to the function of the hospital in its entirety. *I Liheslaturan Guåhan* further finds that these capital improvement projects are mandates raised by the Centers for Medicare and Medicaid Services. Therefore, it is the intent of *I Liheslaturan Guåhan* to appropriate funds from the Hospital Capital Improvement Fund established in Section 5 of Chapter III of P.L. 35-36, the Government of Guam Fiscal Year 2020 Budget Act, to the Guam Memorial Hospital Authority for capital improvement projects.

Section 2. Appropriation. The balance of the Hospital Capital Improvement Fund is hereby appropriated to the Guam Memorial Hospital Authority. Such funds shall be used to repair or replace the electrical panel and necessary generator, to repair the roof and to procure an electronic health records system.

2019 SEP 24 AM 10:35 K

Senator Régine Biscoe Lee,
Chair

Senator Amanda L. Shelton,
Vice Chair

Speaker Tina Rose Muña Barnes,
Member

Vice Speaker Telen Cruz Nelson,
Member

Senator Kelly Marsh (Taitano), PhD,
Member

Senator Sabina Flores Perez,
Member



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

November 26, 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

From: Senator Régine Biscoe Lee
Chair, Committee on Rules

Re: Fiscal Note

Buenas yan Håfa adai.

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

Bill No. 210-35 (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 important matter.



**Bureau of Budget & Management Research
Fiscal Note of Bill No. 210-35 (COR)**

AN ACT TO APPROPRIATE THE BALANCE OF THE HOSPITAL CAPITAL IMPROVEMENT FUND TO THE GUAM MEMORIAL HOSPITAL AUTHORITY FOR CAPITAL IMPROVEMENT PROJECTS.

Department/Agency Appropriation Information	
Dept./Agency Affected: Guam Memorial Hospital Authority	Dept./Agency Head: Lilian Perez Posadas, Administrator
Department's General Fund (GF) appropriation(s) to date:	\$6,803,665
Department's Other Fund (Specify) appropriation(s) to date: GMHA Pharmaceutical Fund-\$19,491,692; Healthy Futures Fund- \$1,729,597.	21,221,289
Total Department/Agency Appropriation(s) to date:	\$28,024,954

Fund Source Information of Proposed Appropriation			
	General Fund:	Special Fund (specify)	Total:
FY 2019 Unreserved Fund Balance		\$0	\$0
FY 2020 Adopted Revenues	\$0	\$0	\$0
FY 2020 Appro. (P.L. 35-36 thru P.L.)	\$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 2020 (if applicable)	FY 2021	FY 2022	FY 2023	FY 2024
General Fund 1/	\$0	\$0	\$0	\$0	\$0	\$0
Special Fund (specify) 1/	\$0	\$0	\$0	\$0	\$0	\$0
Total 1/	\$0	\$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? 1/ // N/A /X/ 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? /X/ N/A // Yes // 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: Diana E. Pobre Date: 11/26/19 Director: Lester L. Carlson, Jr. Date: NOV 26 2019
Diana E. Pobre, BMA III

Footnote:

1/ As reflected in the September 2019 Consolidated Revenue & Expenditure Report (CRER), total gross General Fund (GF) revenue collections in FY2019 was approximately \$798,066,773, or \$22,437,805 over the adopted GF level of \$775,628,968 in P.L. 34-116. However, it is important to note that the FY2018 Government of Guam Audit reflect a cumulative deficit of \$83,443,863. Due to the cumulative General Fund shortfall of \$83,443,863, the Bureau does not recommend any appropriation of revenues collected in excess of the adopted FY2019 General Fund levels contained in P.L. 34-116 as it is not fiscally prudent. Appropriating from such a source will hinder the Government of Guam's ability to reduce the cumulative General Fund deficit. Therefore, the Ten Million Dollars (\$10,000,000) of Fiscal Year 2019 income tax and business tax revenues in excess of these levels set forth in Public Law 34-116, should not be deposited in the Hospital Capital Improvement Fund due to the aforementioned cumulative GF deficit.

OFFICE OF FINANCE AND BUDGET

Committee on General Government Operations,

Appropriations and Housing

Tel: (671) 989-5445 / Fax: (671) 969-6737

Email: senatorjoessanagustin@gmail.com



I Mina'trentai Singko Na Leheslaturan Guahan

THE 35TH GUAM LEGISLATURE

Ran Care Bldg. Suite 5, 2nd Floor,

721 . Marine Corps. Dr., Tamuning Guam 96913

October 31, 2019

MEMORANDUM

To: Senator Joe S. San Agustin
Chairman, Committee on General Government Operations, Appropriations and Housing

From: Stephen J. Guerrero
Director, Office of Finance and Budget

Re: Funding Availability Note: Bill No. 210-35 (COR)

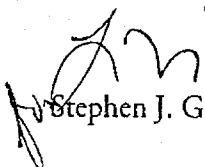
Hafa Adai Senator San Agustin!

Pursuant to the Standing Rules of the 35th Guam Legislature, the Committee on Appropriations and/or the Office of Finance and Budget (OFB) shall determine in writing if the funding source cited in Appropriation or Authorization for Appropriations bills are sufficient.

The Office has received Bill No 210-35 (COR), AN ACT TO APPROPRIATE THE BALANCE OF THE HOSPITAL CAPITAL IMPROVEMENT FUND TO THE GUAM MEMORIAL HOSPITAL AUTHORITY FOR CAPITAL IMPROVEMENT PROJECTS.

Bill No 210-35 seeks to appropriate the balance of the Hospital Capital Improvement Fund as enacted in the FY 2020 Budget (P.L. 36-35), Chapter III, Part 1, Section 5, to the Guam Memorial Hospital Authority for the purpose of funding capital improvement projects within GMHA. The sum of \$10,000,000.00 is funded from the FY2019 income tax and business privilege tax revenues collected in excess of those revenue levels set forth in Public Law 34-116 for both categories combined. Excess revenues are estimated at \$22 Million based on the CRER report as of September 30, 2019.

Thank you,


Stephen J. Guerrero



SENATOR Joe S. San Agustin

I Mina' trentai Singko na Liheslaturan Guahan Thirty-Fifth Guam Legislature

COMMITTEE VOTE SHEET

BILL NO. 210-35 (COR) – As Introduced by Senator Therese M. Terlaje - AN ACT TO APPROPRIATE THE BALANCE OF THE HOSPITAL CAPITAL IMPROVEMENT FUND TO THE GUAM MEMORIAL HOSPITAL AUTHORITY FOR CAPITAL IMPROVEMENT PROJECTS.

Committee Members	Signature	TO DO PASS	TO NOT PASS	TO REPORT OUT ONLY	TO ABSTAIN	TO PLACE IN INACTIVE FILE
Senator Joe S. San Agustin <i>Chairman</i>		✓				
Senator Amanda L. Shelton <i>Vice Chairperson (Gen Govt Operations, & Housing)</i>						
Speaker Tina Muña Barnes <i>Member</i>		✓				
Senator William M. Castro <i>Member</i>				✓ 12/13/19		
Senator Régine Biscoe Lee <i>Member</i>						
Senator Kelly G. Marsh (Taitano), Ph.D. <i>Member</i>						
Senator James C. Moylan <i>Member</i>				✓ 12/13/19		
Senator Louise B. Muña <i>Member</i>				✓ 12/17/19		
Senator Clynton E. Ridgell <i>Vice Chairperson (Appropriation)</i>						
Senator Jose "Pedo" Terlaje <i>Member</i>		✓				
Senator Therese M. Terlaje <i>Member</i>						

Committee Chairman: General Government Operations, Appropriations, and Housing

Ran - Care Commercial Building, CBU #230, 761 South Marine Corps Dr., Tamuning, Guam 96913
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