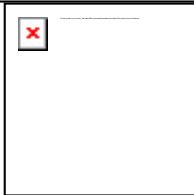
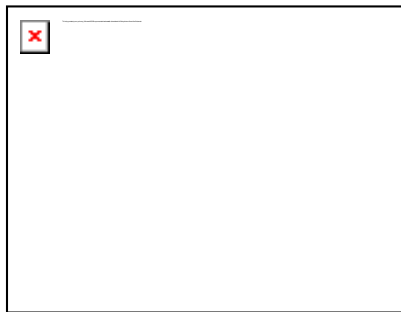


From: Speaker's Office <speaker@guamlegislature.org>
Sent: Monday, May 11, 2020 5:14 PM
To: Clerks Office
Cc: Rennae Meno
Subject: M&C Fwd: Tier-Two Facilities & Executive Order No. 2020-06
Attachments: 20.0511 GOV to SPEAKER re Tier-Two Facilities and Executive Order No. 2020-06.pdf

05-11-20	4:57 PM	05-11-20	Response to Letter regarding Tier-Two Facilities.*	Office of the Governor of Guam	35GL-20-1787
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Sinseru yan Minagâhet,

Office of the Speaker • Tina Rose Muña Barnes
Committee on Public Accountability, Human Resources & the
Guam Buildup

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

Guam Congress Building | 163 Chalan Santo Papa | Hagatna, GU 96910
T: (671) 477-2520/1
speaker@guamlegislature.org

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Gumai pribilehu yan konfedensia este siha na mensâhi. Solo espesiâtmente para hâgu ma entensioña pat ma aturisa para unrisibi. Sen prubidu kumu ti un ma aturisa para manribisa, na'setbe, pat mandespâtcha. Yanggen lachi rinisibu-mu nu este na mensâhi , put fabot ago' guatu gi I numa'huyong gi as speaker@guamlegislature.org yan despues destrosa todû siha I kopian mensâhi. Si Yu'os ma'âse'.

----- Forwarded message -----

From: <june.borja@guam.gov>
Date: Mon, May 11, 2020 at 4:57 PM
Subject: Tier-Two Facilities & Executive Order No. 2020-06
To: <speaker@guamlegislature.org>
Cc: Governor Lourdes A. Leon Guerrero <governor@guam.gov>, Lt. Governor Joshua F. Tenorio <joshua.tenorio@guam.gov>, SSD (Legal) <sophia.diaz@guam.gov>, Haig Huynh <haig.huynh@guam.gov>, Tricia T.

Guzman <tricia.guzman@guam.gov>, Eliza G. Dames <eliza.dames@guam.gov>, Shamra L.A. Chargualaf (Chamber) <shamra.chargualaf@guam.gov>, Josephine C. Cepeda (Chamber) <josephine.cepeda@guam.gov>

Hafa Adai Speaker Barnes,

Please see the attached letter dated May 11, 2020 from the **Honorable Lourdes A. Leon Guerrero, I Maga'hågan Guåhan** regarding the above matter.

Thank you.

Sincerely,



June M.C. Borja

Administrative Services Officer
Legal Office, Office of the Governor of Guam
Ricardo J. Bordallo Governor's Complex
Adelup, Guam 96910
P.O. Box 2950, Hagatna, Guam 96932
Telephone No.: (671) 475-9475
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LOURDES A. LEON GUERRERO
MAGA'HÅGA • GOVERNOR



JOSHUA F. TENORIO
SIGUNDO MAGA'LÅHI • LIEUTENANT GOVERNOR

Via Email: speaker@guamlegislature.org

May 11, 2020

HONORABLE TINA ROSE MUÑA BARNES

Speaker

I Mina'trentai Singko Na Liheslaturan Guåhan

Guam Congress Building

163 Chalan Santo Papa

Hagåtña, Guam 96910

Re: Tier-Two Facilities & Executive Order No. 2020-06

Speaker Barnes:

Thank you for your letter regarding the Tier 2 clinics earlier this month. Based on the tone of that letter, I am concerned that my conversations with the Majority on May 3rd, may have been misunderstood. While the largest portion of the meeting was based on my plans for Executive Orders 2020-12 and 2020-13, the conversation did turn to my use of emergency purchases for the various vendors that we needed to acquire during the early days of this emergency. And in that conversation, you asked that I use that authority to immediately pay some vendors and the Tier 2 clinics.

I worry that the meeting may have ended with miscommunication. I am concerned that your letter unintentionally casts an untrue perception of these Tier 2 clinics, among other clinics, who have worked selflessly and at their own expense for the betterment of the health of our people on the island. Like so many of the medical professionals on Guam, Tier 2 clinics has done this without any arrangement with the government of Guam. We were quite clear on that.

As I have shown in my first iteration of the CARES Act Funds budget, I am developing a program to encourage all medical clinics to help Guam keep, not only the potential of a second and more lethal surge of COVID-19 at bay, but also to sustain a program of preventative and maintenance health care. This is to ensure that our hospitals remain ready and able to care for all illnesses and ailments needing hospitalization. COVID-19, as horrible as it has been, has shown us that there is hope that all medical facilities, both public and private, can work together to keep our island

To: Speaker Tina Rose Muña Barnes
Fr: Governor of Guam
Date: May 11, 2020
Re: Tier-Two Facilities & Executive Order No. 2020-06

Page 2 of 2

healthy. I intend on continuing to embrace the strength of our medical community and work towards our goal of a sustainable solution to provide access to healthcare to all on Guam.

While I appreciate your help in highlighting issues for those we serve, we must do so quickly. I rely heavily on the Department of Public Health and Social Services, the Guam National Guard's State Surgeon Cell and the Physician's Advisory Group (which includes representatives from the Tier 2 clinics) to provide me with sound data and advice. Thanks to them, Guam has been on the right side of the decisions related to this response.

My team's success in this response has been positive so far. Please trust in us to continue making the best decisions we can for Guam.

Senseremente,



LOURDES A. LEON GUERRERO

Maga'hågan Guåhan

Governor of Guam

Enclosure(s): Copy of letter dated May 4, 2020 to Dr. Michael Cruz from Speaker Barnes

cc via email: *Sigundo Maga'låhen Guåhan*



Office of the Speaker
TINA ROSE MUNA BARNES
I Mina'Trentai Singko Na Liheslaturan Guahan



05/04/2020

Dr. Michael Cruz, MD, MBA
Governor's Physician Advisory Group
COVID-19 Unified Response Effort (CURE) Task Force
Transmitted via Electronic Mail

RE: Tier-Two Facilities & E.O. 2020-06

Dear Dr. Cruz,

Hafa Adai! We hope this letter finds you well. As we look back at the original projections and our cases today – I want to take the time to thank you and your team for a job well done. While we agree with you that we are not in the clear just yet, we are all optimistic that should we stay the course, we will prevail. It is with that same logic that we write to you regarding the status of our Tier Two clinics. I have heard from all three Tier Two clinics that have been designated by the C.U.R.E. Task Force who have stated that they have yet to receive any payment for the services that have been provided to our community.

Pursuant to Executive Order 2020-06, relative to creating the CURE Action team and the policies to combat this Pandemic, one of the provisions allows for the CURE Action team to direct Health Care Clinics to provide necessary health care services. It also states that participating clinics shall be reimbursed for services provided as agreed upon through a Memorandum of Understanding (MOU) to be developed by the CURE Action Team.

As noted in JIC Release No. 30, dated March 24th, 2020, American Medical Center, FHP Health Care Center, as well as the Seventh-Day Adventist Clinic have been deemed as "Tier-Two" facilities to provide Urgent Care to residents. From our follow-ups today with all three of these clinics, they have yet to receive a single cent, as the Government of Guam has yet to adopt an MOU as required by E.O. 2020-06.

We have also been informed that they have presented an MOU and is awaiting action from your end. They have also expressed to us, that there seems to be a lack of understanding between the clinics and the Governor's office on the impact that becoming a Tier-Two clinic has on a Health Care facility. As such, I have been requested to facilitate a tour of a tier-two clinic to get a firsthand understanding of their operations. While my staff and I have been tested at these clinics, and we have observed and experienced it firsthand, should you feel that



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Phone: (671) 477-2520/2521 / Email: speaker@guamlegislature.org / Website: www.guamlegislature.org



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it is important to conduct this tour, I am more than willing to facilitate this with you and the Governor's Legal Counsel.

By stepping up to the plate, exhibiting the Spirit of *Inafa Maolek* that is instilled in each and every one of us, and answering the call to serve, these doctors, nurses, and countless other healthcare professionals are putting their lives on the line to keep us safe. This also means that they are sacrificing all other revenue-generating procedures to strictly conduct no-cost tests to our residents - something this Government has required of them. They have done their part: they have played a key role in keeping our community safe for over a month now, the least we can do is pay them so that they can pay their employees and take care of their families. Let us demonstrate our appreciation to our front-line heroes and get to the bottom of this. *Put Fabot*, lets get this done.

Saina Ma'ase,

Tina Rose Muna Barnes
Speaker, 35th Guam Legislature

CC:

Mr. Haig Huynh, Legal Counsel – Office of the Governor
haig.huynh@guam.gov

Dr. Hoa V. Nguyen, President – American Medical Center
hoa@amc.clinic

Ms. Lhyza Lin, Director of Finance, SDA Clinic
llin@adventistclinic.com

Ms. Rose Grino, Clinic Administrator – FHP
rose.grino@fhphhealth.com

Mr. Charles Esteves, Administrator, Office of Civil Defense
Charles.esteves@ghs.guam.gov



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