



CARL T.C. GUTIERREZ
GOVERNOR OF GUAM

OFFICE OF THE LEGISLATIVE SECRETARY	
ACKNOWLEDGMENT RECEIPT	
Received By	<u>Joni Sumatatar</u>
Time	<u>4:35 p.m.</u>
Date	<u>10-23-97</u>

OCT 23 1997

Refer to
~~Legislative Secretary~~

The Honorable Antonio R. Unpingco
Speaker
Twenty-Fourth Guam Legislature
Guam Legislature Temporary Building
155 Hesler Street
Agana, Guam 96910


Dear Speaker Unpingco:

Enclosed please find a copy of Bill No. 253 (COR), "AN ACT TO ADD A NEW §5218 TO PART B, ARTICLE 3, CHAPTER 5 OF TITLE 5 OF THE GUAM CODE ANNOTATED, RELATIVE TO REQUIRING THE GOVERNMENT PURCHASE AND USAGE OF PRODUCTS MANUFACTURED FROM RECYCLED GLASS.", which I have signed into law today as Public Law No. 24-100.

This legislation requires the contracting officer for government projects to specify the percent of content of recycled glass or products made of recycled glass to be included in a road project. The contractors responding to a request for proposal would then specify the percentage of recycled glass or products made from recycled glass that is included in the project.

This is a first step towards encouraging the use of recycling of glass materials on Guam, however, the actual use of recycled glass or glass products is dependent on the development of a materials recovery facility for recoverable items such as glass, rubber, and so forth, as part of a comprehensive solid waste management plan.

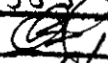
Very truly yours,


Carl T. C. Gutierrez
Governor of Guam

Attachment

cc: The Honorable Joanne M. S. Brown
Legislative Secretary

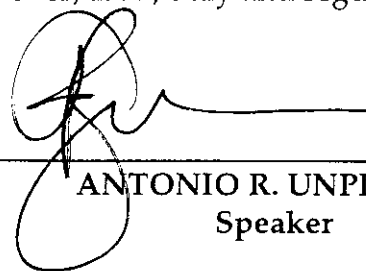
00504

Office of the Speaker
ANTONIO R. UNPINGCO
Date: 102397
Time: 1555
Rec'd by: 
Print Name: Charlene Duenas

TWENTY-FOURTH GUAM LEGISLATURE
1997 (FIRST) Regular Session

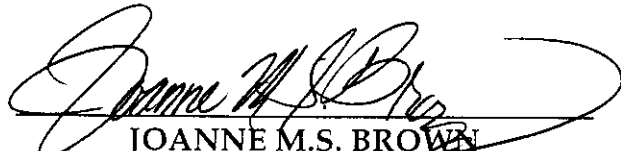
CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This is to certify that Bill No. 253 (COR), "AN ACT TO ADD A NEW §5218 TO PART B, ARTICLE 3, CHAPTER 5 OF TITLE 5 OF THE GUAM CODE ANNOTATED, RELATIVE TO REQUIRING THE GOVERNMENT PURCHASE AND USAGE OF PRODUCTS MANUFACTURED FROM RECYCLED GLASS," was on the 9TH day of October, 1997, duly and regularly passed.




ANTONIO R. UNPINGCO
Speaker

Attested:



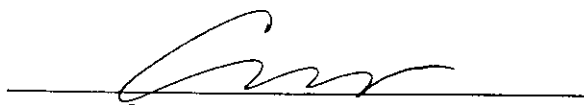
JOANNE M.S. BROWN
Senator and Legislative Secretary

This Act was received by the Governor this 17th day of October, 1997, at
4:35 o'clock P.M.



Assistant Staff Officer
Governor's Office

APPROVED:



CARL T. C. GUTIERREZ
Governor of Guam

Date: 10-23-97

Public Law No. 24-100

TWENTY-FOURTH GUAM LEGISLATURE
1997 (FIRST) Regular Session

Bill No. 253 (COR)

As amended on the Floor.

Introduced by:

V. C. Pangelinan
J. Won Pat-Borja
W. B.S.M. Flores
T. C. Ada
F. B. Aguon, Jr.
E. Barrett-Anderson
A. C. Blaz
J. M.S. Brown
Felix P. Camacho
Francisco P. Camacho
M. C. Charfauros
E. J. Cruz
Mark Forbes
L. F. Kasperbauer
A. C. Lamorena, V
C. A. Leon Guerrero
L. Leon Guerrero
J. C. Salas
A. L.G. Santos
F. E. Santos
A. R. Unpingco

**AN ACT TO ADD A NEW §5218 TO PART B,
ARTICLE 3, CHAPTER 5 OF TITLE 5 OF THE
GUAM CODE ANNOTATED, RELATIVE TO
REQUIRING THE GOVERNMENT PURCHASE
AND USAGE OF PRODUCTS MANUFACTURED
FROM RECYCLED GLASS.**

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

2 **Section 1. Legislative findings.** The Guam Legislature finds it is in the
3 best interest of Guam and its residents to promote recycling and the
4 subsequent usage of the materials processed. Pursuant to Public Law
5 Number 23-129, the government is authorized to privatize the operation and
6 maintenance of the glass pulverizer. The Guam Legislature recognizes that
7 government assistance is needed to accelerate the operation of the glass
8 pulverizer by a private operator, through the creation of markets for the
9 recycled glass.

10 The Guam Legislature further finds that such a policy benefits Guam
11 through reduction of waste going to the landfill extending its life and service,
12 and promotion of recycling which ultimately protects our environment.

13 **Section 2.** A new §5218 is hereby added to Part B, Article 3, Chapter 5
14 of Title 5 of the Guam Code Annotated to read as follows:

15 **“Section 5218. Procurement of Products Manufactured from**
16 **Recycled Glass.** Each Request for Proposal, Request for Price
17 Quotation, Request for Bid or any other method used for the
18 procurement of services and construction where the project includes
19 concrete or asphalt paving, construction and repair of highways,
20 including all secondary and tertiary roads, shall include the requirement
21 that the individual or company submitting a response to any request for
22 proposal, price quotation, bid or procurement includes the purchase of
23 available recycled glass pulverized on Guam or appropriate products
24 manufactured therefrom. In all contracts for concrete or asphalt paving,
25 construction and repair of highways, including all secondary and

1 tertiary roads, the administrator of the contract shall determine the
2 suitable percentage of recycled glass to be used in the project and, as a
3 condition of the award of the contract, shall require the contractor to
4 identify and certify in writing the percentage of recycled glass contained
5 in the material offered.”

16-94-100



GUAM LEGISLATURE

Senator Felix P. Camacho
Power, Foreign Affairs and General Government Services

✓
472-350576
472-9747

October 6, 1997

The Honorable
Antonio R. Unpingco
Speaker, 24th Guam Legislature
Agana, Guam

via: Committee on Rules

Dear Mr. Speaker:

The Committee on Power, Foreign Affairs & General Government Services, to which was referred **Bill No. 253**, "An act to add a new §5218 to Title 5, Guam Code Annotated, relative to requiring the government purchase and usage of products manufactured from recycled glass" with the recommendation **TO DO PASS**.

Votes of committee members are as follows:

- 9 To Pass
- _____ Not To Pass
- _____ To The Inactive File
- _____ Abstained
- _____ Off-Island
- 5 Not Available

Sincerely,

Felix P. Camacho

Attachments

**COMMITTEE ON POWER, FOREIGN AFFAIRS
& GENERAL GOVERNMENT SERVICES
TWENTY-FOURTH GUAM LEGISLATURE
155 Hesler Street, Agana, Guam 96910**

Chairman: Senator Felix P. Camacho Vice Chairman: Senator Lawrence F. Kasperbauer
Ex-Officio Member: Speaker Antonio R. Unpingco

VOTING SHEET ON:

Bill No. 253, "An act to add a new §5218 to Title 5, Guam Code Annotated, relative to requiring the government purchase and usage of products manufactured from recycled glass".

<u>COMMITTEE MEMBERS</u>	<u>INITIAL</u>	<u>TO PASS</u>	<u>NOT TO PASS</u>	<u>ABSTAIN</u>	<u>TO PLACE IN INACTIVE FILE</u>
Sen. Felix P. Camacho	<i>FC</i>	✓			
Sen. Lawrence F. Kasperbauer	<i>LFK</i>	X			
Sen. Thomas C. Ada					
Sen. Elizabeth Barrett-Anderson	<i>EBA</i>	✓			
Sen. Francisco P. Camacho	<i>FC</i>	✓			
Sen. Mark C. Charfauros					
Sen. Edwardo J. Cruz, MD	<i>EJC</i>	✓			
Sen. William B. S.M. Flores	<i>WBF</i>	✓			
Sen. Carlotta A. Leon Guerrero					
Sen. Alberto A.C. Lamorena V	<i>ALV</i>	✓			
Sen. Vicente C. Pangelinan	<i>VCP</i>	✓			
Sen. Angel L.G. Santos					
Sen. Francis E. Santos					
Sen. Judith Won Pat-Borja	<i>JWP</i>	✓			

COMMITTEE ON POWER, FOREIGN AFFAIRS
& GENERAL GOVERNMENT SERVICES
TWENTY-FOURTH GUAM LEGISLATURE
155 Hesler Street, Agana, Guam 96910

COMMITTEE REPORT

ON

Bill No. 253

“An act to add a new §5218 to Title 5, Guam Code Annotated, relative to requiring the government purchase and usage of products manufactured from recycled glass”

COMMITTEE MEMBERS

Chairman: Felix P. Camacho

Vice Chairman: Senator Lawrence F. Kasperbauer

Ex-Officio Member: Antonio R. Unpingco

Thomas C. Ada
Francisco P. Camacho
Edwardo J. Cruz, MD
Alberto A.C. Lamorena V
Vicente C. Pangelinan
Francis E. Santos

Elizabeth Barrett-Anderson
Mark C. Charfauros
William B. S.M. Flores
Carlotta A. Leon Guerrero
Angel L.G. Santos
Judith Won Pat-Borja

COMMITTEE REPORT
POWER, FOREIGN AFFAIRS & GENERAL GOVERNMENT SERVICES

BILL NO. 253

“An act to add a new §5218 to Title 5, Guam Code Annotated, relative to requiring the government purchase and usage of products manufactured from recycled glass”.

PUBLIC HEARING

Senator Felix P. Camacho, Chairman of the Committee on Power, Foreign Affairs & General Government Services (CPFA&GGS) called to order at 9:00 a.m., Monday, July 7, 1997, a public hearing to gather testimony on Bill No. 253, “An act to add a new §5218 to Title 5, Guam Code Annotated, relative to requiring the government purchase and usage of products manufactured from recycled glass”.

MEMBERS PRESENT

Senator Felix P. Camacho	Chairman
Senator Lawrence Kasperbauer	Vice-Chairman
Senator Edwardo Cruz	Member
Senator Francisco P. Camacho	Member
Senator Vicente Pangelinan	Member
Senator Tom Ada	Member
Senator Lou Leon Guerrero	Nonmember

PRESENT TO TESTIFY

No one was present to testify.

BACKGROUND

The government of Guam is an advocate of recycling efforts and use of materials processed. One area in need of support is the privatized glass pulverizer which has been stymied from the lack of a market to ensure its regular operational use. The government should provide a mechanism to promote the use of recycled glass pulverized here on Guam.

TESTIMONY

Senator Vicente Pangelinan provide a brief overview of the bill, and to highlight the benefits of this bill which will alleviate glass garbage materials from the Ordot Dump site, minimize the waste stream, and basically support the government’s move to support the privatization and operation of the glass pulverizer.

Senator Felix P. Camacho, Chairman, stated the bill is a positive step to enhance our recycling efforts on Guam.

BBMR states in its Fiscal Note that the fiscal impact will be minimal.

FINDINGS

The Committee finds that Bill No. 253 can be reported out without changes.

RECOMMENDATION

The Committee on Power, Foreign Affairs & General Government Services hereby reports out Bill No. 253 with the recommendation **TO DO PASS**.

**FISCAL NOTE
BUREAU OF BUDGET AND MANAGEMENT RESEARCH**

Bill No. 253
 Amendatory Bill YES X NO

Date Received 5/14/97
 Date Reviewed 5/22/97

Department/Agency Affected: Department of Public Works
 Department/Agency Head: Mr. Sabino P. Flores, Acting Director
 Total FY appropriation to Date: \$24,674,938

Bill Title (Preamble): An Act to Add a New Section 5218 to Title 5, Guam Code Annotated, Relative to Requiring the Government Purchase and Usage of Products Manufactured from Recycled Glass.

Change in Law: Add a New Section 5218 to Title 5, Guam Code Annotated

Bill's Impact on Present Program Funding:

 Increase Decrease Reallocation X No Change
 Bill is for: Operations X Capital Improvement Other

FINANCIAL/PROGRAM IMPACT

ESTIMATED SINGLE-YEAR FUND REQUIREMENTS (Per Bill)

PROGRAM CATEGORY	GENERAL FUND	OTHER	TOTAL
<u>Infrastructure & Utilities</u>	<u>-0-</u>	<u> </u>	<u>-0-</u>

ESTIMATED MULTI-YEAR FUND REQUIREMENTS (Per Bill)

FUND	1st	2nd	3rd	4th	5th	TOTAL
GENERAL FUND	<u>see comments</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
OTHER	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
TOTAL	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

FUNDS ADEQUATE TO COVER INTENT OF THE BILL? YES/NO - IF NO, ADD'L AMOUNT REQUIRED n/a

AGENCY/PERSON/DATE CONTACTED: Dept. of Public Works / Mr. Tony Quinata, Engineer Supvr. / 5/22/97

ESTIMATED POTENTIAL MULTI-YEAR REVENUES

FUND	1st	2nd	3rd	4th	5th	TOTAL
GENERAL FUND	<u>n/a</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
OTHER	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
TOTAL	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

ANALYST Frank Lizama DATE 5/22/97 DIRECTOR JOSEPH E. RIVERA DATE MAY 28 1997
Joseph E. Rivera
 Acting Director

Footnotes: see attached comments.

Bureau of Budget and Management Research
Fiscal Note Comments to Legislative Bill 253
May 22, 1997

The proposed procurement requirement to include pulverized recycled glass in the procurement of services and construction where the project includes concrete or asphalt paving and construction and repair of highways is intended for the creation of markets for the use of recycled glass. However, such procurement requirements will cause increased product and service costs for future construction and material purchases.

A costs-benefits analysis must be developed to determine the cost effectiveness of the operations of the glass pulverizer, the creation of product markets for the pulverized glass, and sample project cost assessments in determining increases in project costs for construction and material purchases. At the present time, an impact analysis is not available in determining the feasibility and financial viability in the creation of markets for recycled glass.