

COPY



*I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN*  
Thirty-Seventh Guam Legislature

May 10, 2023

The Honorable Lourdes A. Leon Guerrero  
*I Maga'hågan Guåhan*  
*Ufisinan I Maga'håga*  
*Hagåtña, Guam 96910*

Dear *Maga'håga* Leon Guerrero:

Transmitted herewith is **Bill Nos. 13-37 (COR)**, which was overridden by *I Mina'trentai Siette Na Liheslaturan Guåhan* on May 10, 2023.

Sincerely,

AMANDA L. SHELTON  
Legislative Secretary

Enclosure (1)

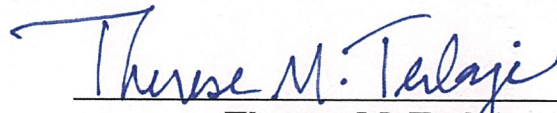
05-10-2023  
5:40pm  
CS Liguerra  
L. Shelton



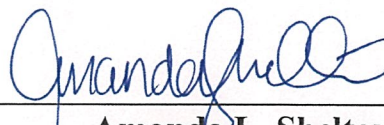
*I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN*  
2023 (FIRST) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO *I MAGA'HÅGAN GUÅHAN*

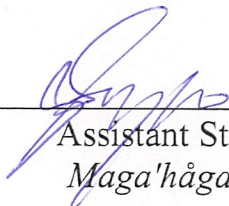
This is to certify that **Bill No. 13-37 (COR), "AN ACT TO AMEND § 83102(d) AND ADD A NEW § 83116, TO CHAPTER 83, ALL OF TITLE 12, GUAM CODE ANNOTATED, RELATIVE TO INCREASING PUBLIC NOTICE AND TRANSPARENCY OF THE ACTIONS BY THE GUAM TWENTY-FIRST CENTURY HEALTHCARE CENTER COMMITTEE RESPONSIBLE FOR THE PROPOSED MEDICAL HEALTHCARE CAMPUS,"** was reconsidered by *I Liheslaturan Guåhan* and after such consideration, did agree, on the 10<sup>th</sup> day of May 2023, to pass said bill notwithstanding the objections of *I Maga'hågan Guåhan* by a vote of twelve (12) members.

  
\_\_\_\_\_  
Therese M. Terlaje  
Speaker

Attested:

  
\_\_\_\_\_  
Amanda L. Shelton  
Legislative Secretary

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This Act was received by *I Maga'hågan Guåhan* this 10<sup>th</sup> day of May,  
2023, at 5:40 o'clock P.M.

  
\_\_\_\_\_  
Assistant Staff Officer  
*Maga'håga's Office*

Public Law No. \_\_\_\_\_

***I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN***  
**2023 (FIRST) Regular Session**

**Bill No. 13-37 (COR)**

As amended on the Floor.

Introduced by:

Therese M. Terlaje  
Telo T. Taitague  
Chris Barnett  
Joanne Brown  
Frank Blas, Jr.  
Jesse A. Lujan  
Sabina Flores Perez  
Christopher M. Dueñas  
Dwayne T. D. San Nicolas  
Thomas J. Fisher  
Tina Rose Muña Barnes  
William A. Parkinson  
Roy A. B. Quinata  
Joe S. San Agustin  
Amanda L. Shelton

**AN ACT TO *AMEND* § 83102(d) AND *ADD* A NEW § 83116,  
TO CHAPTER 83, ALL OF TITLE 12, GUAM CODE  
ANNOTATED, RELATIVE TO INCREASING PUBLIC  
NOTICE AND TRANSPARENCY OF THE ACTIONS BY  
THE GUAM TWENTY-FIRST CENTURY HEALTHCARE  
CENTER COMMITTEE RESPONSIBLE FOR THE  
PROPOSED MEDICAL HEALTHCARE CAMPUS.**

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

2           **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds  
3 that the policy statement in the Open Government Law in 5 GCA Chapter 8 states,  
4 “The Legislature declares it is the policy of this Territory that the formation of

1 public policy and decisions is public and shall not be conducted in secret. The  
2 people of Guam do not yield their individual rights to the public agencies which  
3 serve them. The people, in delegating authority, do not give their public servants  
4 the right to decide what is good for the people to know and what is not good for  
5 them to know. The people insist on remaining informed so that they may retain  
6 control over the instruments they have created.”

7 *I Liheslaturan Guåhan* further finds that Public Law 36-56 authorized the  
8 Government of Guam to enter into a contract for the design, build, finance, lease,  
9 transfer and long-term capital maintenance of the Guam Twenty-First Century  
10 Healthcare Center with private sector contractors who can provide long-term  
11 financing. The construction of the proposed medical healthcare campus is currently  
12 estimated to cost \$1 billion dollars.

13 It is the intent of the *I Liheslaturan Guåhan* to ensure the people of Guam,  
14 medical providers, and the Legislature are informed of the meetings, actions, and  
15 decisions surrounding the design, lease, and financing of the proposed medical  
16 healthcare campus by making Guam Twenty-First Century Healthcare Committee  
17 meetings subject to the Open Government Law.

18 **Section 2.** § 83102(d) of Chapter 83, Title 12, Guam Code Annotated, is  
19 hereby *amended* to read:

20 “(d) ‘*Guam Twenty-First Century Healthcare Center Committee*’  
21 *shall* be chaired by Administrator or Deputy Administrator of the Guam  
22 Economic Development Authority and include the Administrator and  
23 Directors of all Healthcare Agencies, the Director or Deputy Director of  
24 Department of Public Works, the Director or Deputy Director of Department  
25 of Land Management, the Director or Deputy Director of the Bureau of  
26 Statistics and Planning, the Director or Deputy Director of the Bureau of

1 Budget Management and Research, Director or Deputy Director of the  
2 Department of Administration, the Legislative committee chairperson with  
3 jurisdiction on health matters or his/her designee, Chairpersons of the  
4 Municipal Planning Councils of impacted villages as determined by the  
5 Mayors Council of Guam or their designee, President of the Guam Medical  
6 Society or their designee, and President of the Guam Medical Association  
7 or their designee. Notwithstanding any other provision of law, Members of  
8 the Guam Twenty-First Century Healthcare Center Committee are  
9 “officials” for the purposes of Title 4 Chapter 13 Guam Code Annotated, the  
10 Public Official Disclosure Act and shall file a financial disclosure pursuant  
11 to that Chapter.”

12 **Section 3.** A new § 83116 is hereby *added* to Chapter 83, Title 12, Guam  
13 Code Annotated, to read:

14 **“§ 83116. Public Notices of Guam Twenty-First Century**  
15 **Healthcare Center Committee Meetings.**

16 (a) All meetings, including working meetings and subcommittee  
17 meetings of the Guam Twenty-First Century Healthcare Center Committee  
18 shall be subject to the Open Government Law pursuant to 5 GCA Chapter 8  
19 and the public shall be allowed to attend. It is intended that the Guam  
20 Medical Association and the Guam Medical Society shall notify their  
21 members of meetings via email.

22 (b) All meeting minutes shall be posted on the Guam Economic  
23 Development Authority website, the audio recording of each meeting shall  
24 be provided to the Office of Public Accountability within seven (7) calendar  
25 days after the meeting, and electronic copies of the meeting agendas,  
26 minutes, and other attachments and addendums as discussed in each meeting

1 shall be provided to the Speaker of *I Liheslaturan Guâhan* no later than  
2 fifteen (15) days after the meeting.”

3 **Section 4. Severability.** The provisions outlined in this Act are declared  
4 to be separate and severable. The invalidity of any clause, sentence, paragraph,  
5 subdivision, section or portion of this statute, or the invalidity of the application  
6 thereof to any person or circumstance shall not affect the validity of the remainder  
7 of this statute or the validity of its application to other persons or circumstances.

8 **Section 5. Effective Date.** This Act shall be effective upon enactment.