

EDDIE BAZA CALVO
Governor



2012 DEC 31 AM 11: 22

RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam

December 27, 2012

Honorable Judith T. Won Pat, Ed.D.
Speaker
I Mina'trentai Unu Na Liheslaturan Guåhan
155 Hesler Street
Hagåtña, Guam 96910

31-12-2038
Office of the Speaker
Judith T. Won Pat, Ed. D.
Date 12/28/12
Time 5:04 PM
Received by FLU

Dear Madame Speaker:

Transmitted herewith is Bill No. 473-31 (COR) "AN ACT TO AMEND §§6105(b)(2) AND 6202(a)(1) OF ARTICLE 2, CHAPTER 6, OF TITLE 12, GUAM CODE ANNOTATED, RELATIVE TO THE MINIMUM QUALIFICATIONS OF THE GUAM REGIONAL TRANSIT AUTHORITY EXECUTIVE MANAGER POSITION AND MODIFICATIONS TO ESTABLISHED ROUTES, SCHEDULES, FARES AND POLICIES", which I signed into law on December 26, 2012 as Public Law 31-268.

Senseramente,

EDDIE BAZA CALVO

Attachment: copy of Bill

2038

I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN
2012 (SECOND) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

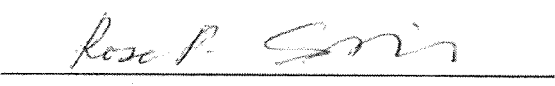
This is to certify that **Substitute Bill No. 473-31 (COR), "AN ACT TO AMEND §§6105(b)(2) AND 6202(a)(1) OF ARTICLE 2, CHAPTER 6, OF TITLE 12, GUAM CODE ANNOTATED, RELATIVE TO THE MINIMUM QUALIFICATIONS OF THE GUAM REGIONAL TRANSIT AUTHORITY EXECUTIVE MANAGER POSITION AND MODIFICATIONS TO ESTABLISHED ROUTES, SCHEDULES, FARES AND POLICIES"**, was on the 14th day of December, 2012, duly and regularly passed.


Benjamin J.F. Cruz
Acting Speaker


Attested:


Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahaen Guåhan* this 17 day of Dec,
2012, at 11:40 o'clock A.M.


Assistant Staff Officer
Maga'lahi's Office

APPROVED:


EDWARD J.B. CALVO
I Maga'lahaen Guåhan

Date: DEC 26 2012

Public Law No. 31-268

I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN
2012 (SECOND) Regular Session

Bill No. 473-31 (COR)

As substituted by the Committee on Utilities, Transportation,
Public Works and Veterans Affairs; and further substituted
by the Committee on Rules; and amended on the Floor.

Introduced by:

T. C. Ada
V. Anthony Ada
F. F. Blas, Jr.
B. J.F. Cruz
Chris M. Dueñas
Judith P. Guthertz, DPA
Sam A. Mabini, Ph.D.
T. R. Muña Barnes
Adolpho B. Palacios, Sr.
V. C. Pangelinan
R. J. Respicio
Dennis G. Rodriguez, Jr.
M. Silva Taijeron
Aline A. Yamashita, Ph.D.
Judith T. Won Pat, Ed.D.

**AN ACT TO AMEND §§6105(b)(2) AND 6202(a)(1) OF
ARTICLE 2, CHAPTER 6, OF TITLE 12, GUAM CODE
ANNOTATED, RELATIVE TO THE MINIMUM
QUALIFICATIONS OF THE GUAM REGIONAL TRANSIT
AUTHORITY EXECUTIVE MANAGER POSITION AND
MODIFICATIONS TO ESTABLISHED ROUTES,
SCHEDULES, FARES AND POLICIES.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds

that the Executive Manager position of the Guam Regional Transit Authority (GRTA)

1 is integral to the management and governance of the Authority, and furthermore, vital
2 to the planning, deployment and operation of public transit services.

3 *I Liheslaturan Guåhan* further finds that since 2009, the GRTA has been unable
4 to hire an Executive Manager, from on-island or off-island. It has been concluded that
5 current mandated qualification requirements may be unnecessarily high. Also,
6 qualified prospective off-island candidates demand compensation levels that exceed
7 the GRTA's ability to pay.

8 *I Liheslaturan Guåhan* finds that qualification requirements can be relaxed
9 without compromising the GRTA's ability to provide a responsive public transit
10 service. Therefore, *I Liheslaturan Guåhan* recommends an amendment to the current
11 law to enable the GRTA to fill this critical position.

12 *I Liheslaturan Guåhan* further finds it necessary to provide more flexibility to
13 GRTA to alter or modify its routes, schedules, fares and policies in a timely manner.

14 **Section 2.** §6105(b)(2) of Chapter 6, Title 12, Guam Code Annotated is
15 hereby *amended* to read as follows:

16 “(2) Establish operational routes, schedules, fares and policies consistent
17 with the purpose of the Authority. Such services may be altered or modified
18 *only* after completing the following:

19 (A) **Public Outreach Notice.** The GRTA *shall* provide notice *no*
20 *less than* ten (10) working days before the effective date of the proposed
21 changes. Notices *shall* be posted, made available and disseminated at the
22 office of the GRTA and within vehicles used to provide the services of
23 the GRTA.

24 (B) **World Wide Web Notice.** The GRTA, *no less than* ten (10)
25 working days before the effective date of the proposed changes, *shall*

1 publish a World Wide Web (Web) page, available to the public via the
2 GRTA website. The Web page link *shall* be highly visible on the
3 GRTA's main web page, and should legibly state in bold letters, "**Guam**
4 **Regional Transit Authority Service Change Proposal**".

5 (C) **Public Hearing Notice.** The GRTA *shall* hold *at least* three
6 (3) public hearings on proposed changes at least thirty (30) days prior to
7 the effective date of the proposed changes. One (1) of the public hearings
8 *shall* be held in a location in northern Guam; one (1) of the public
9 hearings *shall* be held in a location in central Guam; and one (1) of the
10 public hearings *shall* be held in southern Guam.

11 (i) No public hearing shall be held *unless* notice of the
12 hearing has been advertised in a newspaper of general circulation
13 *at least* twice. The notices *shall* be made five (5) working days
14 and forty-eight (48) hours prior to the first scheduled hearing.

15 (ii) Any interested party, in person or their authorized
16 representative, *shall* be afforded an adequate opportunity to
17 participate in the formulation of the proposed changes through the
18 presentation of facts or arguments or the submission of written
19 data or views. All relevant matter presented *shall* be documented
20 by the GRTA and officially submitted to the Board for disposition.

21 (D) **Notices.** All notices *shall* include the following:

22 (i) date of notice;

23 (ii) GRTA point of contact name, telephone number and
24 email;

25 (iii) effective date of proposed change(s);

1 (iv) all public hearing dates, locations and times; and

2 (v) summary of proposed change(s) to established route,
3 schedule fare or policy.

4 (E) **Board Approval.** The Board *shall* approve or disapprove the
5 proposed changes.

6 (F) **Effective Date.** No change(s) to established operational
7 routes, schedules, fare and policies shall be effective until after
8 compliance with the provisions of this Section.”

9 **Section 3.** §6202(a)(1) of Chapter 6, Title 12 Guam Code Annotated is
10 hereby *amended* to read as follows:

11 “§ 6202. **Executive Manager.**

12 (a) The Board may appoint an Executive Manager, who *shall* be its chief
13 executive officer. The Executive Manager *shall* serve at the pleasure of the
14 Board, and the Board *shall* establish the compensation. The Executive Manager
15 *shall*, at a minimum, possess the following qualifications:

16 (1) a combined minimum of six (6) years of operational,
17 supervisory, and management experience working in an organization that
18 provides transportation related services; and”

6

I MINA' TRENTAI UNU NA LIHESLATURAN GUÅHAN

2011 (SECOND) Regular Session

Date: 12/14/12

VOTING SHEET

SBill No. 473-31(COR)

Resolution No. _____

Question: _____

<u>NAME</u>	<u>YEAS</u>	<u>NAYS</u>	<u>NOT VOTING/ ABSTAINED</u>	<u>OUT DURING ROLL CALL</u>	<u>ABSENT</u>
ADA, Thomas C.	✓				
ADA, V. Anthony	✓				
BLAS, Frank F., Jr.	✓				
CRUZ, Benjamin J. F.	✓				
DUENAS, Christopher M.	✓				
GUTHERTZ, Judith Paulette	✓				
MABINI, Sam					EA
MUNA-BARNES, Tina Rose	✓				
PALACIOS, Adolpho Borja, Sr.	✓				
PANGELINAN, vicente (ben) cabrera	✓				
RESPICIO, Rory J.	✓				
RODRIGUEZ, Dennis G., Jr.	✓				
SILVA TAIJERON, Mana	✓				
WON PAT, Judith T.	✓				
YAMASHITA, Aline A.	✓				

TOTAL

14 0 0 0 1

CERTIFIED TRUE AND CORRECT:



Clerk of the Legislature

* 3 Passes = No vote
EA = Excused Absence



Senator Thomas C. Ada

CHAIRMAN - Committee on Utilities, Transportation, Public Works, and Veterans Affairs
31st Guam Legislature • I Mina'trentai Unu Na Liheslaturan Guåhan

August 10, 2012

The Honorable Judith T. Won Pat, Ed.D.

Speaker

I Mina'trentai Unu Na Liheslaturan Guåhan

155 Hesler Place

Hagåtña, Guam 96910

VIA: The Honorable Rory J. Respicio

Chairperson, Committee on Rules

RE: Committee Report on Bill No. 473-31 (COR)

Dear Speaker Won Pat:

Transmitted herewith is the Committee Report on Bill No. 473-31 (COR) – An act to amend §6105(b)(2) and §6202(a)(1) of Article 2, Chapter 6 of Title 12 Guam Code Annotated, relative to the minimum qualifications of the Guam Regional Transit Authority Executive Manager position and modifications to established routes, schedules, fares and policies.

Committee votes are as follows:

4

TO PASS

TO NOT PASS

4

TO REPORT OUT ONLY

TO ABSTAIN

TO PLACE IN INACTIVE FILE

Si Yu'os ma'åse',

Thomas C. Ada

2012 AUG 13 PM 2:55



Senator Thomas C. Ada

CHAIRMAN - Committee on Utilities, Transportation, Public Works, and Veterans Affairs
31st Guam Legislature • I Mina'trentai Unu Na Liheslaturan Guåhan

COMMITTEE REPORT ON

BILL NO. 473-31 (COR)

“An act to amend §6105(b)(2) and §6202(a)(1) of Article 2, Chapter 6 of Title 12 Guam Code Annotated, relative to the minimum qualifications of the Guam Regional Transit Authority Executive Manager position and modifications to established routes, schedules, fares and policies.”




Senator Thomas C. Ada

CHAIRMAN - Committee on Utilities, Transportation, Public Works, and Veterans Affairs
31st Guam Legislature • I Mina'trentai Unu Na Liheslaturan Guåhan

July 26, 2012

MEMORANDUM

To: **All Members**
Committee on Utilities, Transportation, Public Works and Veterans Affairs

From: **Senator Thomas C. Ada** 
Committee Chairperson

Subject: **Committee Report on Bill No. 473-31 (COR)**

Transmitted herewith for your consideration is the Committee Report on Bill No. 473-31 (COR) – An act to amend §6105(b)(2) and §6202(a)(1) of Article 2, Chapter 6 of Title 12 Guam Code Annotated, relative to the minimum qualifications of the Guam Regional Transit Authority Executive Manager position and modifications to established routes, schedules, fares and policies.

This report includes the following:

- Committee Vote Sheet
- Committee Report Digest
- Copy of Bill No. 473-31 (COR)
- Copy of COR Referral of Bill No. 473-31 (COR)
- Notices of Public Hearing
- Copy of the Public Hearing Agenda

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'!




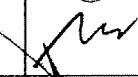

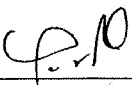

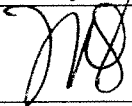


Senator Thomas C. Ada

CHAIRMAN - Committee on Utilities, Transportation, Public Works, and Veterans Affairs
31st Guam Legislature • I Mina'trentai Unu Na Liheslaturan Guåhan

COMMITTEE VOTE SHEET

Bill 473-31 (COR)– T. C. Ada – An act to amend §6105(b)(2) and §6202(a)(1) of Article 2, Chapter 6 of Title 12 Guam Code Annotated, relative to the minimum qualifications of the Guam Regional Transit Authority Executive Manager position and modifications to established routes, schedules, fares and policies.

COMMITTEE MEMBERS	SIGNATURE	TO DO PASS	TO NOT PASS	TO REPORT OUT ONLY	TO ABSTAIN	TO PLACE IN INACTIVE FILE
SENATOR THOMAS C. ADA Chairperson		✓				
SENATOR ADOLPHO B. PALACIOS, SR. Vice Chairperson		✓ 8/13				
VICE SPEAKER BENJAMIN J.F. CRUZ Member				✓ 8/13/12		
SENATOR RORY J. RESPICIO Member		✓ 8/13				
SENATOR TINA ROSE MUÑA BARNES Member						
SENATOR DENNIS G. RODRIGUEZ, JR. Member						
SENATOR V. ANTHONY ADA Minority Member				8/12		
SENATOR ALINE A. YAMASHITA, PH.D. Minority Member				8/12		
SENATOR MANA SILVA TAIJERON Minority Member				8/13/12		
SENATOR CHRISTOPHER M. DUEÑAS Minority Member						



Senator Thomas C. Ada

CHAIRMAN - Committee on Utilities, Transportation, Public Works, and Veterans Affairs
31st Guam Legislature • I Mina'trentai Unu Na Liheslaturan Guåhan

COMMITTEE REPORT DIGEST

I. OVERVIEW

Bill 473-31 (COR) was introduced on June 13, 2012 by Senator Thomas C. Ada, and was subsequently referred by the Committee on Rules to the Committee on Utilities, Transportation, Public Works and Veterans Affairs.

The Committee on Utilities, Transportation, Public Works and Veterans Affairs convened a public hearing on Bill 473-31 (COR) on June 22, 2012 at 10:00 am in *I Liheslatura's* Public Hearing Room.

Public Notice Requirements

Public Hearing notices were disseminated via email to all senators and all main media broadcasting outlets on June 15, 2012 (5-Day Notice), and again on June 20, 2012 (48-Hour Notice).

Senators Present

Senator Thomas C. Ada	Committee Chairperson
Senator Adolpho B. Palacios, Sr.	Committee Vice-Chairperson
Senator Aline A. Yamashita, Ph.D.	Committee Member
Senator Mana Silva Taijeron	Committee Member

II. SUMMARY OF TESTIMONY AND DISCUSSION

The public hearing was Called-to-Order at 10:02 am.

Senator Thomas C. Ada: My office has received notice that the acting Executive Manager is on "sick leave" and no one representing the Board of Directors will be present today to provide testimony; however, I was provided the following information:

On May 20, 2011 the application process for recruitment of the Executive Manager was initiated. The Guam Regional Transit Authority (GRTA) received two (2) qualified applications. Interviews and negotiations were conducted, but were unsuccessful because applicants requested compensation above the allotted \$74,000 and relocation costs. GRTA revised the position to a Step 10 position at \$85,000, but no additional funds have been identified for relocation or travel costs. At this time, the GRTA received one (1) application.

Bill 473-31 relaxes the current requirements for the position. Currently, the law requires candidates to have ten (10) years of experience managing a public/private public transit system or a business of a similar size and scope to the GRTA.

Bill 473-31 amends this requirement and proposes a combined minimum of six (6) years of operational, supervisory and management experience in an organization that provides transportation related services.



Senator Thomas C. Ada

CHAIRMAN - Committee on Utilities, Transportation, Public Works, and Veterans Affairs
31st Guam Legislature • I Mina'trentai Unu Na Liheslaturan Guåhan

No one has signed up to provide testimony.

The public hearing was adjourned at 10:06 am.

III. FINDINGS AND RECOMMENDATIONS

The Committee on Utilities, Transportation, Public Works and Veterans Affairs hereby reports out Bill 473-31 (COR), with the recommendation **TO PASS**.

I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN
2012 (SECOND) Regular Session

Bill No. 473-71 (Cor)

Introduced by:

T. C. Ada

2012 JUN 13 PM 12:38

Handwritten signature

AN ACT TO AMEND §6105(b)(2) AND §6202(a)(1) OF ARTICLE 2, CHAPTER 6, OF TITLE 12 GUAM CODE ANNOTATED, RELATIVE TO THE MINIMUM QUALIFICATIONS OF THE GUAM REGIONAL TRANSIT AUTHORITY EXECUTIVE MANAGER POSITION AND MODIFICATIONS TO ESTABLISHED ROUTES, SCHEDULES, FARES AND POLICIES.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds that the Executive Manager position of the Guam Regional Transit Authority (GRTA) is integral to the management and governance of the Authority, and furthermore, vital to the planning, deployment and operation of public transit services.

I Liheslaturan Guåhan further finds that since 2009, the GRTA has been unable to hire an Executive Manager, from on-island or off-island. It has been concluded that current mandated qualification requirements may be unnecessarily high. Also, qualified prospective off-island candidates demand compensation levels that exceed the GRTA's ability to pay.

I Liheslaturan Guåhan finds that qualification requirements can be relaxed without compromising the GRTA's ability to provide a responsive public transit service. Therefore, *I Liheslaturan Guåhan* recommends amendment to the current law to enable the GRTA to fill this critical position.

I Liheslaturan Guåhan further finds it necessary to provide more flexibility to GRTA to alter or modify its routes, schedules, fares and policies in a timely manner.

Section 2. §6105(b)(2) of Chapter 6, Title 12 Guam Code Annotated is hereby *amended* to read as follows:

(2) Establish routes, schedules, fares and policies consistent with the purpose of the Authority. Such services may be altered or modified ~~pursuant to the Administrative Adjudication Law~~ only after adequate public notice has been given on proposed changes.

Section 3. §6202(a)(1) of Chapter 6, Title 12 Guam Code Annotated is hereby *amended* to read as follows:

§ 6202. Executive Manager.

(a) The Board ~~shall~~ may appoint an Executive Manager, who *shall* be its chief executive officer. The Executive Manager *shall* serve at the pleasure of the Board, and the Board *shall* establish the compensation. The Executive Manager *shall*, at a minimum, possess the following qualifications:

(1) a combined minimum of six (6) years of operational, supervisory, and management ~~Ten (10) years of documented~~ experience working in an organization that provides transportation related services successfully ~~managing a public or private transit system, or business activity similar to or greater in scope and size to the Authority; and~~

(2) possess at a minimum, from an accredited institution, a Bachelors degree, preferably in the field of business administration, city planning, urban planning, engineering, engineering technology, public administration *or a closely related field or discipline.*

Public Hearing

June 22, 2012

10:00am

An act to amend §§6105(b)(2) and §6202(a)(1) of Article 2 of Chapter 6 of Title 12, Guam Code Annotated, relative to the minimum qualifications of the Guam Regional Transit Authority Executive Manager position and modifications to established routes, schedules, fares and policies.

[illegible]



COMMITTEE ON RULES

I Mina'trentai Unu na Libeslaturan Guåhan • The 31st Guam Legislature
155 Hesler Place, Hagatña, Guam 96910 • www.guamlegislature.com
E-mail: roryforguam@gmail.com • Tel: (671)472-7679 • Fax: (671)472-3547

Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

June 22, 2012

Memorandum

Senator
Judith P. Guthertz
VICE CHAIRPERSON
ASST. MAJORITY LEADER

To: Pat C. Santos
Clerk of the Legislature

MAJORITY MEMBERS:

From: Senator Rory J. Respicio
Majority Leader & Rules Chair

Speaker
Judith T. Won Pat

Subject: Fiscal Notes

Vice Speaker
Benjamin J. F. Cruz

Hafa Adai!

Senator
Tina Rose Muña Barnes
LEGISLATIVE SECRETARY
MAJORITY WHIP

Attached please find the fiscal notes for the bill numbers listed below.
Please note that the fiscal notes, or waivers, are issued on the bills as
introduced.

Senator
Dennis G. Rodriguez, Jr.
ASST. MAJORITY WHIP

Bill No.: 471-31 (COR)
473-31 (COR)
474-31 (LS)

Senator
Thomas C. Ada

Senator
Adolpho B. Palacios, Sr.

Senator
vicente c. pangelinan

Please forward the same to MIS for posting on our website. Please
contact our office should you have any questions regarding this
matter.

MINORITY MEMBERS:

Senator
Aline A. Yamashita
ASST. MINORITY LEADER

Si Yu'os ma'åse'!

Senator
Christopher M. Duenas

2012 JUN 22 PM 2:16

MW

**BUREAU OF BUDGET & MANAGEMENT RESEARCH**

OFFICE OF THE GOVERNOR
Post Office Box 2950, Hagåtña Guam 96932

EDDIE BAZA CALVO
GOVERNOR

RAY TENORIO
LIEUTENANT GOVERNOR

JOHN A. RIOS
DIRECTOR

STEPHEN J. GUERRERO
DEPUTY DIRECTOR

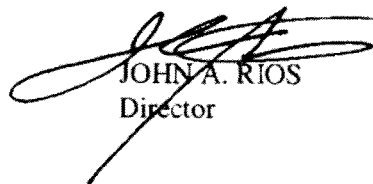
JUN 22 2012

Senator Rory J. Respicio
Chairperson, Committee on Rules
I Mina'trentai Unu na Liheslaturan Guåhan
The 31st Guam Legislature
155 Hesler Place
Hagåtña, Guam 96932

Hafa Adai Senator Respicio:

Transmitted herewith is the Fiscal Note on the following Bill Nos.: **471-31(COR), 473-31(COR), and 474-31(LS).**

If you have any question(s), please do not hesitate to call the office at 475-9412/9106.


JOHN A. RIOS
Director

Enclosures

cc: Senator Vicente (ben) Pangelinan

**Bureau of Budget & Management Research
Fiscal Note of Bill No. 473-31 (COR)**

AN ACT TO AMEND §6105(B)(2) AND §6202(A)(1) OF ARTICLE 2, CHAPTER 6 OF TITLE 12 GUAM CODE ANNOTATED, RELATIVE TO THE MINIMUM QUALIFICATIONS OF THE GUAM REGIONAL TRANSIT AUTHORITY EXECUTIVE MANAGER POSITIONS AND MODIFICATIONS TO ESTABLISHED ROUTES, SCHEDULES, FARES AND POLICIES.

Department/Agency Appropriation Information

Dept./Agency Affected: Guam Regional Transit Authority	Dept./Agency Head: Felix Dungca, Acting Executive
Department's General Fund (GF) appropriation(s) to date:	
Department's Other Fund (Specify) appropriation(s) to date: Guam Highway Fund and Public Transit Fund	3,240,645
Total Department/Agency Appropriation(s) to date:	\$3,240,645

Fund Source Information of Proposed Appropriation

	General Fund:	(Specify Special Fund):	Total:
FY 2011 Unreserved Fund Balance		\$0	\$0
FY 2012 Adopted Revenues	\$0	\$0	\$0
FY 2012 Appro. (P.L. 31-75 & 31-77)	\$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 2012 (if applicable)	FY 2013	FY 2014	FY 2015	FY 2016
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
(Specify Special Fund)	\$0	\$0	\$0	\$0	\$0	\$0
Total 1/	\$0	\$0	\$0	\$0	\$0	\$0

1. Does the bill contain "revenue generating" provisions? /X/ Yes / / No
If Yes, see attachment - Not required
2. 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
3. Does the Bill establish a new program/agency? / / Yes /X/ No
If yes, will the program duplicate existing programs/agencies? / / Yes / / No
Is there a federal mandate to establish the program/agency? / / Yes /X/ No
4. Will the enactment of this Bill require new physical facilities? / / Yes /X/ No
5. Was Fiscal Note coordinated with the affected dep/agency? If no, indicate reason: / / Yes /X/ No
/ / Requested agency comments not received by due date /X/ Other: Time constraint

Analyst (s): Joe Certeza Date: 06/19/2012 Director: John A. Rios, Director Date: JUN 22 2012

Footnotes:

1/ The Bill has potential fiscal impacts to the Government of Guam, specifically, the anticipated funding requirements for an appointed GRTA Executive Manager who possesses and meets the new and relaxed job qualification criterias. In addition, the flexibility for GRTA to alter or modify its operational activities without the Administrative Adjudication Law process may be appropriate, cost-effective, and timely, specifically, in terms of projected fare increases to meet the anticipated increases in transportation costs as a result of the anticipated increase in demand of GRTA users. However, in its present form, such impacts cannot be determined at this time.



COMMITTEE ON RULES

I Mina'trentai Unu na Liheslaturan Guåhan • The 31st Guam Legislature

155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com

E-mail: roryforguam@gmail.com • Tel: (671)472-7679 • Fax: (671)472-3547

Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

Senator
Judith P. Guthertz
VICE CHAIRPERSON
ASST. MAJORITY LEADER

MAJORITY MEMBERS:

Speaker
Judith T. Won Pat

Vice Speaker
Benjamin J. F. Cruz

Senator
Tina Rose Muña Barnes
LEGISLATIVE SECRETARY
MAJORITY WHIP

Senator
Dennis G. Rodriguez, Jr.
ASST. MAJORITY WHIP

Senator
Thomas C. Ada

Senator
Adolpho B. Palacios, Sr.

Senator
vicente c. pangelinan

MINORITY MEMBERS:

Senator
Aline A. Yamashita
ASST. MINORITY LEADER

Senator
Christopher M. Duenas

June 14, 2012

MEMORANDUM

To: **Pat Santos**
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: **Senator Rory J. Respicio**
Majority Leader & Rules Chair

Subject: **Referral of Bill No. 473-31 (COR)**

As the Chairperson of the Committee on Rules, I am forwarding my referral of Bill No. 473-31 (COR).

Please ensure that the subject bill is referred, in my name, to the respective committee, as shown on the attachment. I also request that the same be forwarded to all members of *I Mina'trentai Unu na Liheslaturan Guåhan*.

Should you have any questions, please feel free to contact our office at 472-7679.

Si Yu'os Ma'åse!

(1) Attachment

I Mina'Trentai Unu Na Liheslaturan Guahan

Bill Log Sheet

BILL NOS.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	120 DAY DEADLINE	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	STATUS
473-31 (COR)	T. C. Ada	AN ACT TO AMEND §6105(b)(2) AND §6202(a)(1) OF ARTICLE 2, CHAPTER 6, OF TITLE 12 GUAM CODE ANNOTATED, RELATIVE TO THE MINIMUM QUALIFICATIONS OF THE GUAM REGIONAL TRANSIT AUTHORITY EXECUTIVE MANAGER POSITION AND MODIFICATIONS TO ESTABLISHED ROUTES, SCHEDULES, FARES AND POLICIES	6/13/12 12:38 p.m.	6/14/12		Committee on Utilities, Transportation, Public Works and Veterans Affairs			



Office of
Senator Tom Ada

tomada@phg.gov

Public Hearing Notice: Bill No. 473-31

Jimmy Camacho <jcamacho@senatorada.org>

Fri, Jun 15, 2012 at 9:46 AM

To: phnotice@guamlegislature.org

Hafa adai,

Please find the attached Public Hearing Notice regarding Bill No. 473-31 scheduled to occur on **Friday, June 22, 2012 at 10:00am**.

Jimmy Taitano Camacho
Policy Analyst
Office of Senator Thomas C. Ada
I Mina' Trentai Unu Na Liheslaturan Guåhan - 31st Guam Legislature
(Office) 473 - 3301 (Cell) 486 - 9494



Public Hearing Notice Bill No. 473-31 [Senators].pdf

195K



Senator Thomas C. Ada

CHAIRMAN - Committee on Utilities, Transportation, Public Works, and Veterans Affairs
31st Guam Legislature • I Mina'trentai Unu Na Liheslaturan Guåhan

June 15, 2012

PUBLIC HEARING NOTICE

To: All Senators

Subject: **Public Hearing Notice: June 22, 2012**

Please be advised that the Committee on Transportation, Utilities, Public Works and Veterans Affairs is holding a Public Hearing on **June 22, 2012**. This meeting will take place in the **Public Hearing Room of I Liheslatura**.

The agenda is as follows:

10:00am

Bill No. 473-31 (COR):

AN ACT TO AMEND §6105(b)(2) AND §6202(a)(1) OF ARTICLE 2, CHAPTER 6, OF TITLE 12 GUAM CODE ANNOTATED, RELATIVE TO THE MINIMUM QUALIFICATIONS OF THE GUAM REGIONAL TRANSIT AUTHORITY EXECUTIVE MANAGER POSITION, AND MODIFICATIONS TO ESTABLISHED ROUTES, SCHEDULES, FARES AND POLICIES.

Testimonies should be addressed to Senator Thomas C. Ada, Chairperson, and will be accepted via hand delivery to our office or our mailbox at the Main Legislature Building at 155 Hesler Place, Hagåtña, Guam 96932, via email to jcamacho@senatorada.org, or via facsimile to (671) 473-3303 until **June 30, 2012, 5:00 pm**. Individuals requiring special accommodations, auxiliary aids, or services should submit their request to Jimmy Camacho at 473-3301. Please feel free to contact our office at 473-3301 should you have any questions or concerns.


THOMAS C. ADA



Senator Tom Ada

media.org

Public Hearing Notice: Bill No. 473-31

Jimmy Camacho <jcamacho@senatorada.org>

Fri, Jun 15, 2012 at 9:45 AM

To: Media <media@senatorada.org>

Hafa adai,

Please find the attached Public Hearing Notice regarding Bill No. 473-31 scheduled to occur on **Friday, June 22, 2012 at 10:00am**.

—
Jimmy Taitano Camacho
Policy Analyst
Office of Senator Thomas C. Ada
I Mina' Trentai Unu Na Liheslaturan Guáhan - 31st Guam Legislature
(Office) 473 - 3301 (Cell) 486 - 9494



Public Hearing Notice Bill No. 473-31 [MEDIA].pdf

195K



Senator Thomas C. Ada

CHAIRMAN - Committee on Utilities, Transportation, Public Works, and Veterans Affairs
31st Guam Legislature • I Mina'trentai Unu Na Liheslaturan Guáhan

June 15, 2012

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To: All Media

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THOMAS C. ADA



Office of
Senator Tom Ada

phnotice@guamlegislature.org jcamacho@senatorada.org

Second Public Hearing Notice: Bill No. 473-31

Jimmy Camacho <jcamacho@senatorada.org>

Wed, Jun 20, 2012 at 5:36 AM

To: phnotice@guamlegislature.org

Hafa adai,

Please find the attached Public Hearing Notice regarding Bill No. 473-31, to be conducted on **Friday, June 22, 2012 at 10:00am**.

Jimmy Taitano Camacho
Policy Analyst
Office of Senator Thomas C. Ada
I Mina' Trentai Unu Na Liheslaturan Guåhan - 31st Guam Legislature
(Office) 473 - 3301 (Cell) 486 - 9494



Public Hearing Notice Bill No. 473-31 [Senators].pdf

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Senator Thomas C. Ada

CHAIRMAN - Committee on Utilities, Transportation, Public Works, and Veterans Affairs
31st Guam Legislature • I Mina'trentai Unu Na Liheslaturan Guáhan

June 15, 2012

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THOMAS C. ADA

*Senator Tom Ada*tom.ada@senatorada.org

Public Hearing Notice: Bill No. 473-31

Jimmy Camacho <jcamacho@senatorada.org>

Wed, Jun 20, 2012 at 5:37 AM

To: Media <media@senatorada.org>

Hafa adai,

Please find the attached Public Hearing Notice regarding Bill No. 473-31, to be conducted on **Friday, June 22, 2012 at 10:00am**.

[Quoted text hidden]



Public Hearing Notice Bill No. 473-31 [MEDIA].pdf

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Senator Thomas C. Ada

CHAIRMAN - Committee on Utilities, Transportation, Public Works, and Veterans Affairs
31st Guam Legislature • I Mina'trentai Unu Na Liheslaturan Guåhan

June 15, 2012

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To: All Media

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THOMAS C. ADA

Listserv: phnotice@guamlegislature.org

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Senator Thomas C. Ada

CHAIRMAN - Committee on Utilities, Transportation, Public Works, and Veterans Affairs
31st Guam Legislature • I Mina'trentai Unu Na Liheslaturan Guåhan

AGENDA

PUBLIC HEARING

Friday, June 22, 2012, at 10:00 am
Public Hearing Room, *I Liheslaturan Guåhan*

The agenda is as follows:

Bill No. 473-31 (COR) - T.C. Ada

An act to amend §6105(b)(2) and §6202(a)(1) of Article 2 of Chapter 6 of Title 12, Guam Code Annotated, relative to the minimum qualifications of the Guam Regional Transit Authority Executive Manager position and modifications to established routes, schedules, fares and policies.

Testimonies should be addressed to Senator Thomas C. Ada, Chairperson, and will be accepted via hand delivery to our office or our mailbox at the Main Legislature Building at 155 Hesler Place, Hagåtña, Guam 96932, via email to office@senatorada.org, or via facsimile to (671) 473-3303 until June 30, 2012, 5:00 pm. Please feel free to contact our office at 473-3301 should you have any questions or concerns.

I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN
2012 (SECOND) Regular Session

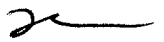
Bill No. 473-21 (Cor)

Introduced by:

T. C. Ada

2012 JUN 13 PM 12:38

FILE



AN ACT TO AMEND §6105(b)(2) AND §6202(a)(1) OF ARTICLE 2, CHAPTER 6, OF TITLE 12 GUAM CODE ANNOTATED, RELATIVE TO THE MINIMUM QUALIFICATIONS OF THE GUAM REGIONAL TRANSIT AUTHORITY EXECUTIVE MANAGER POSITION AND MODIFICATIONS TO ESTABLISHED ROUTES, SCHEDULES, FARES AND POLICIES.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds that the Executive Manager position of the Guam Regional Transit Authority (GRTA) is integral to the management and governance of the Authority, and furthermore, vital to the planning, deployment and operation of public transit services.

I Liheslaturan Guåhan further finds that since 2009, the GRTA has been unable to hire an Executive Manager, from on-island or off-island. It has been concluded that current mandated qualification requirements may be unnecessarily high. Also, qualified prospective off-island candidates demand compensation levels that exceed the GRTA's ability to pay.

I Liheslaturan Guåhan finds that qualification requirements can be relaxed without compromising the GRTA's ability to provide a responsive public transit service. Therefore, *I Liheslaturan Guåhan* recommends amendment to the current law to enable the GRTA to fill this critical position.

I Liheslaturan Guåhan further finds it necessary to provide more flexibility to GRTA to alter or modify its routes, schedules, fares and policies in a timely manner.

Section 2. §6105(b)(2) of Chapter 6, Title 12 Guam Code Annotated is hereby *amended* to read as follows:

(2) Establish routes, schedules, fares and policies consistent with the purpose of the Authority. Such services may be altered or modified ~~pursuant to the Administrative Adjudication Law~~ only after adequate public notice has been given on proposed changes.

Section 3. §6202(a)(1) of Chapter 6, Title 12 Guam Code Annotated is hereby *amended* to read as follows:

§ 6202. Executive Manager.

(a) The Board ~~shall~~ may appoint an Executive Manager, who *shall* be its chief executive officer. The Executive Manager *shall* serve at the pleasure of the Board, and the Board *shall* establish the compensation. The Executive Manager *shall*, at a minimum, possess the following qualifications:

(1) a combined minimum of six (6) years of operational, supervisory, and management ~~Ten (10) years of documented~~ experience working in an organization that provides transportation related services successfully ~~managing a public or private transit system, or business activity similar to or greater in scope and size to the Authority; and~~

(2) possess at a minimum, from an accredited institution, a Bachelors degree, preferably in the field of business administration, city planning, urban planning, engineering, engineering technology, public administration *or a closely related field or discipline.*