

*I Mina'Trentai Dos Na Liheslaturan Guahan*

**Bill Log Sheet**

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
<b>140-32 (COR), P.L. 32-096</b>	Tommy Morrison	AN ACT TO AMEND SECTION 2 (c) OF PUBLIC LAW 25-55 RELATIVE TO 911 SURCHARGES.	06/07/13 10:04 a.m.	06/07/13	Committee on Public Safety, Infrastructure, & Maritime Transportation	10/22/13 9:00 a.m.	10/28/13 11:43 a.m.	<b>Fiscal Note Requested 06/11/13</b>  <b>Fiscal Note Received 07/08/13</b>
	<b>DATE PASSED</b>	<b>TITLE</b>	<b>TRANSMITTED</b>		<b>DUE DATE</b>	<small>DATE SIGNED BY I MAGA'LAHEN GUAHAN</small>	<b>PUBLIC LAW NO.</b>	<b>NOTES</b>
	11/12/2013	AN ACT TO AMEND SECTION 2 (c), SECTION 3, AND SECTION 4 OF PUBLIC LAW 25-55, RELATIVE TO 911 SURCHARGES.	11/15/13	11:28 a.m.	11/27/2013	11/27/2013	32-096	<b>As amended on the Floor.</b>

EDDIE BAZA CALVO  
Governor



RAY TENORIO  
Lieutenant Governor

*Office of the Governor of Guam*

NOV 27 2013

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

32-13-1017  
Office of the Speaker  
Judith T. Won Pat, Ed.D.  
Date 11.29.13  
Time 10:01am  
Received by [Signature]

2013 NOV 29 AM 11:18

Dear Madame Speaker:

Transmitted herewith is Bill No. 140-32 (COR) "AN ACT TO AMEND SECTION 2 (c), SECTION 3, AND SECTION 4 OF PUBLIC LAW 25-55, RELATIVE TO 911 SURCHARGES" which I signed into law on November 27, 2013 as Public Law 32-096.

*Senseramente,*

  
EDDIE BAZA CALVO

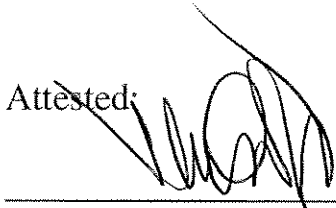


***I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN***  
**2013 (FIRST) Regular Session**

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

This is to certify that **Bill No. 140-32 (COR), "AN ACT TO AMEND SECTION 2 (c), SECTION 3, AND SECTION 4 OF PUBLIC LAW 25-55, RELATIVE TO 911 SURCHARGES"**, was on the 12<sup>th</sup> day of November 2013, duly and regularly passed.

Attested:



**Tina Rose Muña Barnes**  
**Legislative Secretary**



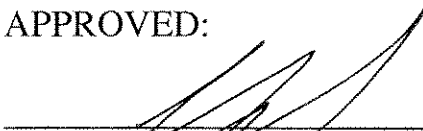
**Judith T. Won Pat, Ed.D.**  
**Speaker**

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This Act was received by *I Maga'laken Guåhan* this 15<sup>th</sup> day of Nov.,  
2013, at 11:00 o'clock A.M.



Assistant Staff Officer  
*Maga'lahi's Office*

APPROVED:



**EDWARD J.B. CALVO**  
*I Maga'laken Guåhan*

Date: NOV 27 2013

Public Law No. 32-096

***I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN***  
**2013 (FIRST) Regular Session**

**Bill No. 140-32 (COR)**

As amended on the Floor.

Introduced by:

Tommy Morrison  
Michael T. Limtiaco  
Vicente (ben) C. Pangelinan  
FRANK B. AGUON, JR.  
Michael F. Q. San Nicolas  
T. C. Ada  
V. Anthony Ada  
B. J.F. Cruz  
Chris M. Dueñas  
Brant T. McCreadie  
T. R. Muña Barnes  
R. J. Respicio  
Dennis G. Rodriguez, Jr.  
Aline A. Yamashita, Ph.D.  
Judith T. Won Pat, Ed.D.

**AN ACT TO AMEND SECTION 2 (c), SECTION 3, AND  
SECTION 4 OF PUBLIC LAW 25-55, RELATIVE TO 911  
SURCHARGES.**

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

**Section 1.** Section 2(c) of Public Law 25-55 is *amended* to read as follows:

“(c) The 911 Surcharge *shall* be established by the Commission at a rate *not to exceed* One Dollar (\$1.00) per month per subscriber line telephone service, and at a rate *not to exceed* One Dollar (\$1.00) per month per line number for commercial mobile radio service.”

**Section 2.** Section 3 of Public Law 25-55 is *amended* to read as follows:

9                   **“Section 3. Collection of “911 Surcharge.”**

10                   (a) Each Local Exchange Carrier (LEC), Voice Over Internet  
11 Protocol (VOIP) provider and Commercial Mobile Radio Service  
12 (CMRS) provider *shall* collect the surcharge as established by the  
13 Commission, and identify such as a separate line item on its invoice.

14                   (b) Each LEC, VOIP or CMRS provider *shall* remit the  
15 amounts collected to the Department of Administration *no later* than  
16 forty-five (45) days *after* the end of the month in which the amount is  
17 collected.

18                   (c) Each LEC, VOIP or CMRS provider *shall* be authorized  
19 to deduct from such remittances its actual expenses incurred for  
20 collection services, maintaining the PSAP database, and for reports  
21 and audits as *may* be required by the Commission; *provided*, such  
22 deductions are consistent with a Commission-approved budget for  
23 such expenses.

24                   (d) The surcharges collected pursuant to this Section are *not*  
25 subject to any tax, fee or assessment, *nor* are they considered revenue  
26 of the LEC, VOIP or CMRS provider

27                   (e) Each LEC, VOIP or CMRS provider is authorized to  
28 deduct from its “911” receipts, amounts necessary to cover the  
29 Commission's expenses in conducting the regulatory activities  
30 required in this Act, to be billed by the Commission on a *pro-rata*  
31 basis.

32                   (f) For purposes of this Act, a *CMRS provider* means a  
33 provider of wireless cellular, telephone service, or wireless personal  
34 communications service.

(g) *Subscriber lines* are the lines that Incumbent Local Exchange Carriers (I-LEC) use to connect to, and that Competitive Local Exchange Carriers (C-LEC) and Voice Over Internet Protocol (VOIP) carriers use to interconnect to, the local (Guam) telephone exchange.

(h) For purposes of this Act, a *VOIP provider* means a provider of telephone service over the internet, and within the 671 area code. ”

**Section 3.** Section 4 of Public Law 25-55 is *amended* to read as follows:

**“Section 4. Creation of Special Fund.** There is hereby created, separate and apart from all other funds of the government, the *Enhanced 911 Emergency Reporting System Fund* (Fund) to be administered by the Department of Administration. The Fund is created to provide a source of funding for costs associated with an Enhanced 911 Emergency Reporting System. All the 911 surcharges collected by each LEC, VOIP and CMRS provider *shall* be deposited in the Fund. The money collected and the interest earned *shall* be used by the Department *solely* for enhanced 911 equipment and system costs as described in this Act; and for the operations of the 911 call/dispatch center, the purchase/lease/maintenance of E911 hardware/software; and system/engineering services related to the installation, maintenance and upgrade of E911 hardware/software. Notwithstanding any other provision of law, no monies in the Fund shall be expended without appropriation by *I Liheslatura*. Notwithstanding any other provision of law, no monies in the Fund *shall* be expended for purposes other than provided for in this Section, without the expressed approval of *I Liheslatura*. The Fund is *exempt* from any transfer authority.”

61           **Section 4.** The Compiler of Laws *shall* codify the provisions of Public  
62 Law 25-55, inclusive of the amendments made by Sections 1, 2 and 3 of this Act.



FILE COPY

***I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN***

**THIRTY-SECOND GUAM LEGISLATURE**

155 Hesler Place, Hagåtña, Guam 96910

**November 13, 2013**

**The Honorable Edward J.B. Calvo**

***I Maga'lahen Guåhan***

***Ufisinan I Maga'lahi***

***Hagåtña, Guam 96910***

OFFICE OF THE GOVERNOR  
CENTRAL FILES

*J. Dela Rosa*

RECEIVED BY  
TIME 11:28 AM. DATE 11/13/13

**Dear Maga'lahi Calvo:**

Transmitted herewith are Bill and Substitute Bill Nos. 35-32(COR), 74-32(LS), 75-32(LS), 91-32(COR), 94-32(COR), 98-32(LS), 99-32(LS), 108-32(COR), 112-32(COR), 116-32(COR), 133-32(COR), 134-32(COR), 140-32(COR), 141-32(COR), 143-32(COR), 145-32(LS), 150-32(COR), 153-32(COR), 154-32(COR), 156-32(COR), 157-32(COR), 158-32(COR), 160-32(COR), 161-32(COR), 162-32(LS), 165-32(COR), 170-32(LS), 176-32(COR), 189-32(COR), 193-32(COR), 194-32(COR), 195-32(COR), 196-32(COR), 200-32(COR), 205-32(COR), 210-32(COR), 211-32(COR) and 217-32(LS) which were passed by *I Mina'Trentai Dos Na Liheslaturan Guåhan* on November 12, 2013.

Sincerely,

**Tina Rose Muña Barnes**  
**Legislative Secretary**

**Enclosures (38)**

FILE COPY

***I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN***  
**2013 (FIRST) Regular Session**

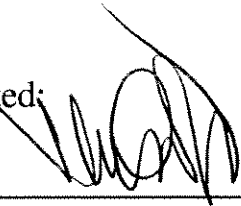
**CERTIFICATION OF PASSAGE OF AN ACT TO *I MAGA'LAHEN GUÅHAN***

This is to certify that **Bill No. 140-32 (COR), "AN ACT TO AMEND SECTION 2 (c), SECTION 3, AND SECTION 4 OF PUBLIC LAW 25-55, RELATIVE TO 911 SURCHARGES"**, was on the 12<sup>th</sup> day of November 2013, duly and regularly passed.



**Judith T. Won Pat, Ed.D.**  
**Speaker**

Attested:



**Tina Rose Muña Barnes**  
**Legislative Secretary**

-----  
This Act was received by *I Maga'lahen Guåhan* this 15<sup>th</sup> day of Nov.,  
2013, at 11:28 o'clock A.M.



**Assistant Staff Officer**  
***Maga'lahi's Office***

APPROVED:

\_\_\_\_\_  
**EDWARD J.B. CALVO**  
***I Maga'lahen Guåhan***

Date: \_\_\_\_\_

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

***I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN***  
**2013 (FIRST) Regular Session**

**Bill No. 140-32 (COR)**

As amended on the Floor.

Introduced by:

Tommy Morrison  
Michael T. Limtiaco  
Vicente (ben) C. Pangelinan  
FRANK B. AGUON, JR.  
Michael F. Q. San Nicolas  
T. C. Ada  
V. Anthony Ada  
B. J.F. Cruz  
Chris M. Dueñas  
Brant T. McCreadie  
T. R. Muña Barnes  
R. J. Respicio  
Dennis G. Rodriguez, Jr.  
Aline A. Yamashita, Ph.D.  
Judith T. Won Pat, Ed.D.

**AN ACT TO *AMEND* SECTION 2 (c), SECTION 3, AND  
SECTION 4 OF PUBLIC LAW 25-55, RELATIVE TO 911  
SURCHARGES.**

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

2        **Section 1.** Section 2(c) of Public Law 25-55 is *amended* to read as  
3 follows:

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5 rate *not to exceed* One Dollar (\$1.00) per month per subscriber line  
6 telephone service, and at a rate *not to exceed* One Dollar (\$1.00) per month  
7 per line number for commercial mobile radio service.”

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25 subject to any tax, fee or assessment, *nor* are they considered revenue  
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**“Section 4. Creation of Special Fund.** There is hereby created, separate and apart from all other funds of the government, the *Enhanced 911 Emergency Reporting System Fund* (Fund) to be administered by the Department of Administration. The Fund is created to provide a source of funding for costs associated with an Enhanced 911 Emergency Reporting System. All the 911 surcharges collected by each LEC, VOIP and CMRS provider *shall* be deposited in the Fund. The money collected and the interest earned *shall* be used by the Department *solely* for enhanced 911 equipment and system costs as described in this Act; and for the operations of the 911 call/dispatch center, the purchase/lease/maintenance of E911 hardware/software; and system/engineering services related to the installation, maintenance and upgrade of E911 hardware/software. Notwithstanding any other provision of law, no monies in the Fund shall be expended without appropriation by *I Liheslatura*. Notwithstanding any other provision of law, no monies in the Fund *shall* be expended for purposes other than provided for in this Section, without the expressed approval of *I Liheslatura*. The Fund is *exempt* from any transfer authority.”

61           **Section 4.** The Compiler of Laws *shall* codify the provisions of Public  
62 Law 25-55, inclusive of the amendments made by Sections 1, 2 and 3 of this Act.

# LEGISLATIVE SESSION

## I MINA'TRENTAI DOS NA LIHESLATURAN

### 2013 (FIRST) Regular Session

### Voting Sheet

**Bill No. 140-32 (COR)**

As amended on the Floor.

Speaker Antonio R. Unipingo Legislative Session Hall

November 12, 2013

NAME	Yea	Nay	Not Voting/ Abstained	Out During Roll Call	Absent
Senator Thomas "Tom" C. ADA	✓				
Senator V. Anthony "Tony" ADA	✓				
Senator Frank Blas AGUON Jr.	✓				
Vice-Speaker Benjamin J.F. CRUZ	✓				
Senator Christopher M. DUENAS	✓				
Senator Michael LIMTIACO	✓				
Senator Brant McCREADIE	✓				
Senator Thomas "Tommy" MORRISON	✓				
Senator Tina Rose MUÑA BARNES	✓				
Senator Vicente (ben) Cabrera PANGELINAN	✓				
Senator Rory J. RESPICIO	✓				
Senator Dennis G. RODRIGUEZ, Jr.	✓				
Senator Michael F. Q.SAN NICOLAS	✓				
Speaker Judith T. WON PAT, Ed.D.	✓				
Senator Aline A. YAMASHITA, Ph.D.	✓				

TOTAL

15

Yea

Nay

Not Voting/  
Abstained

Out During  
Roll Call

Absent

CERTIFIED TRUE AND CORRECT:

Clerk of the Legislature

I = Pass



**Senator Thomas C. Ada**

Chairman - Committee on Public Safety, Infrastructure & Maritime Transportation  
*I Mina'trentai Dos Na Liheslaturan Guåhan • 32<sup>nd</sup> Guam Legislature*

OCT 25 2013

**The Honorable Benjamin J.F Cruz**

Acting-Speaker

1 Mina'trentai Dos 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. 140-32 (COR)**

Dear Speaker Cruz:

Transmitted herewith is the Committee Report on Bill No. 140-32 (COR) "An Act to Amend Subsection 2(c) of Public Law 25-55 relative to 911 Surcharges." T.A. Morrison

Committee votes are as follows:

<u>1</u>	TO DO PASS
<u>0</u>	TO NOT PASS
<u>1</u>	TO REPORT OUT ONLY
<u>0</u>	TO ABSTAIN
<u>0</u>	TO PLACE IN INACTIVE FILE

*Si Yu'os ma'åse',*

Thomas C. Ada

2013 OCT 28 AM 11:43



**Senator Thomas C. Ada**

Chairman - Committee on Public Safety, Infrastructure & Maritime Transportation

*I Mina'trentai Dos Na Liheslaturan Guåhan • 32<sup>nd</sup> Guam Legislature*

## **COMMITTEE REPORT ON**

**Bill No. 140-32 (COR)**

**“An Act to Amend Subsection 2(c) of  
Public Law 25-55 relative to 911  
Surcharges.” T.A. Morrison**



## Senator Thomas C. Ada

Chairman - Committee on Public Safety, Infrastructure & Maritime Transportation  
*I Mina'trentai Dos Na Libeslaturan Guåhan • 32<sup>nd</sup> Guam Legislature*

October 24, 2013

### MEMORANDUM

To: **All Members**  
Committee on Public Safety, Infrastructure and Maritime Transportation

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

Subject: **Committee Report on Bill No. 140-32 (COR)**

Transmitted herewith for your consideration is the Committee Report on Bill No. 140-32 (COR), "An Act to Amend Subsection 2(c) of Public Law 25-55 relative to 911 Surcharges." T.A. Morrison

This report includes the following:

- Committee Vote Sheet
- Committee Report Digest
- Copy of Bill No. 140-32 (COR), As Introduced
- Public Hearing Sign-in Sheet
- Copies of Submitted Testimony and Supporting Documents
- COR Referral of Bill No. 140-32 (COR)
- Notices of Public Hearing
- 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'!*

Thomas C. Ada

## COMMITTEE VOTE SHEET

**Bill No. 140-32 (COR), "An Act to Amend Subsection 2(c) of Public Law 25-55 relative to 911 Surcharges." T.A. Morrison**

COMMITTEE MEMBERS	SIGNATURE	TO DO PASS	TO NOT PASS	TO REPORT OUT ONLY	TO ABSTAIN	TO PLACE IN INACTIVE FILE
<b>SENATOR THOMAS C. ADA</b> Chairperson	10/24/13 <i>T.C. ADA</i>			X		
<b>SENATOR RORY J. RESPICIO</b> Vice Chairperson	<i>RJR</i>			✓		
<b>VICE SPEAKER BENJAMIN J.F. CRUZ</b> Member	<i>B. Cruz</i>			<i>ru</i>		
<b>SENATOR FRANK B. AGUON, JR.</b> Member	<i>10/24/13</i> <i>F. Agumon</i>					
<b>SENATOR MICHAEL F.Q. SAN NICOLAS</b> Member	<i>10/24/13</i> <i>M. San Nicolas</i>			✓		
<b>SENATOR ALINE A. YAMASHITA, PH.D.</b> Minority Member	<i>A. Yamashita</i>			<i>10/25/13</i> ✓		
<b>SENATOR V. ANTHONY ADA</b> Minority Member	<i>V. Anthony Ada</i>			<i>10/24/13</i> ✓		
<b>SENATOR BRANT McCREADIE</b> Minority Member	<i>B. McCreadie</i>			<i>10-25-13</i> ✓		



## Senator Thomas C. Ada

Chairman - Committee on Public Safety, Infrastructure & Maritime Transportation  
*I Mina'trentai Dos Na Liheslaturan Guåhan • 32<sup>nd</sup> Guam Legislature*

### COMMITTEE REPORT DIGEST

#### I. OVERVIEW

Bill 140-32 (COR) was introduced on June 7, 2013 by Senator T.A. Morrison and was subsequently referred by the Committee on Rules to the Committee on Public Safety, Infrastructure and Maritime Transportation on June 10, 2013.

The Committee on Public Safety, Infrastructure and Maritime Transportation convened a public hearing on Bill 140-32 (COR) on October 22, 2013 at 9:00am in *I Liheslatura's* Public Hearing Room to receive public testimony on the measure.

#### Public Notice Requirements

Public Hearing notices were disseminated via email to all senators and all main media broadcasting outlets on October 15, 2013 (5-Day Notice), and again on October 18, 2013 (48-Hour Notice).

#### Senators Present

Senator Thomas C. Ada, *Committee Chairperson*  
Senator Rory Respicio, *Committee Vice-Chairperson*  
Senator Frank A. Aguon, jr. *Committee Member*  
Senator V. Anthony Ada, *Minority Member*  
Senator Chris Dueñas  
Senator Aline A. Yamashita Ph.D., *Minority Member*  
Senator Brant McCreddie, *Minority Member*  
Senator Thomas Morrison  
Senator Michael Limtiaco

The public hearing was Called-to-Order at 9:00 am.

#### II. SUMMARY OF TESTIMONY AND DISCUSSION

##### Senator Tommy Morrison

*Provided an opening statement as the bill's author*

Senator Morrison states that Bill 140-32 is a result of public safety agencies concern of the need to modernize and upgrade the 9-1-1 System. Senator Morrison further states that the bill will ensure that the surcharge is levied on all communication devices that can call 9-1-1, as in all states, with no exceptions like the 25-line cap in Public Law 25-55. Senator Morrison closes by stating that the bill will not only bring Guam “*into compliance with federal mandates, and provide equity and fairness to all telecommunications providers and will provide support for one of Guam's most critical public services. ...if we [the Guam Legislature] do not address this proactively, it could literally mean the difference between life and death.*”

**Acting Fire-Chief Micheal Uncangco (Assistant Fire Chief)**

*Provided written and oral testimony (see attached)*

**Acting Fire-Chief Uncangco** states he and the Guam Fire Department are in full support of the passage of Bill 140-32. Acting Fire-Chief Uncangco further states Bill 140-32 would assist the Fire Department in moving forward as the additional revenue from the bill would help with GFD's current efforts to obtain a 9-1-1 system to replace the obsolete system as well as a stand-alone building to house the system. Acting Fire-Chief Uncangco continues by stating there are also problems with the administrative costs carriers retain in collecting and remitting the 9-1-1 surcharge. He alludes to OPA Audit 10-06 and the range of the percentage of administrative costs retained by carriers from as little as 1% to as much as 31% but clarifies that such retention by carriers was authorized by the Public Utilities Commission and this hearing [on bill 140] might not be the proper venue for that issue.

**Lieutenant Philip J.E. Camacho (Officer in Charge – GFD E911 Communications Bureau)**

*Provided oral testimony*

Lt. Camacho states that the E-9-1-1 employees are in support of the legislation. He further states that he has seven new hires who are tech-savvy and look at how old the system is, probably older than some of them, but he urges them to drive forward until the new system arrives and continue to serve the people as best as they can. He further states he agrees with the chief's testimony and supports Bill 140-32.

**Discussion, Question and Answer:**

**Senator Morrison** asks what other type of personnel are behind the E911 system as it operates currently?

**Lieutenant Camacho** states there are fifteen EMDs [Emergency Medical Dispatchers] certified as EMDs by APCO, the national certifying agencies and the reason for the new hires is because of the 24-hour/7 365 days a year shifts and the amount of overtime, which they may be able to stabilize.

**Senator Morrison** asks if the option or feasibility of privatizing the 9-1-1 system has been visited?

**Acting Fire-Chief Uncangco** states there has been and he believes there is still discussion with the Lt. Governor's office about privatizing and that he can provide more details when Chief Wusstig gets back.

**Senator Morrison** asks how many times the E-9-1-1 system has moved in the passed ten years?

**Acting Fire-Chief Uncangco** states that he was against the move to Civil Defense from Tiyan because GFD was not consulted when the space was built. He further states that the Guam Police Department's dispatch system; a standby or alternate PSAP – Public Safety Answering Point and

Computer Aided Dispatch is also housed in the same area as GFD's E-9-1-1 system. He clarifies that the E-9-1-1 system has moved approximately four times within the last four years.

**Senator Morrison** asks whether there is a mover for a permanent home [for E911] in the future.

**Acting Fire-Chief Uncango** states that the priorities at this time are for a next generation 9-1-1 system that is state of the art and meets all the requirements of the public and further states that should revenue be sufficient then they will move toward a new building to house the system.

**Chairman Ada** asks whether the seven new hires are uniformed personnel or civilian personnel?

**Lt. Camacho** states they are civilians.

**Chairman Ada** clarifies whether or not the employees will be at the E-9-1-1 system facility full-time?

**Lt. Camacho** answers yes they will.

**Chairman Ada** states that the GFD states it supports the bill because of the increase in revenues to potentially purchase a new system, but last he communicated with the Fire Department the procurement had changed from and IFB to and RFP and back to and IFB. He asks, what is the status of the procurement of a new 9-1-1 system?

**Lt. Camacho** states that he agrees it has been a tedious process, from the IFB to lease-to-own and back to IFB, but Chief Wusstig and Firefighter Reilly are off-island inspecting the trucks and they would be the ones who could answer the questions.

**Chairman Ada** states that he is afraid that the bill will go through and generate more revenue that will be used for different items and not for a new 9-1-1 system. He further states that is his concern and that the idea of building a stand alone facility is not as far out of reach as one might think, but a lot of these ideas have been tossed around and they have never gone beyond the idea stage. Chairman Ada states he recalls a group was formed to determine the specifications and needs of GFD's new system, but again, has not heard anything come out of that. He asks whether or not during the moves of 9-1-1 to Dededo whether or not he has the full features of a 911 center to record the person in panic or whether the dispatcher just has a phone and basic dispatch functions with the field?

**Lt. Camacho** states that's basically it. The COOP site in Dededo has GTA transfer the lines and the dispatchers have lap tops that have ALI and ANI information that they can access, but they do direct dispatch with the radios they have. However the COOP does not have the capabilities to record and when GFD does COOP, 9-1-1 calls are not recorded. Lt. Camacho clarifies that the GFD moved in 2010 and they were at Dededo for four months due to air conditioning problems.

**Chairman Ada** clarifies if that is a critical component of 9-1-1? [the ability to record 9-1-1 calls]

**Lt. Camacho** states it can be. And he alludes to a recent subpoena where they were cooped and only had transmissions, an attorney asked “where are the 9-1-1 recordings?” To which he answered, unfortunately at that time, we [GFD E911] were cooped.

**Chairman Ada** states what he is hearing is that GFD does not know where they are with the solicitation process. He asks whether GFD is ready to go to market or if they have an idea of what it is that they want?

**Lt. Camacho** states he was involved with the original specifications and management decided to test other waters, he was tasked to assist with the hosted solution but was unable to attend the meeting when the decision was made to go to lease-to-own, so he asked the chief if the original specifications would have worked to which he said yes. Lt. Camacho further states he cannot speak to the status since then.

**Chairman Ada** asks if the results or findings in approaching the Department of Administration to see if there was funding to back-up the solicitation where they stated there was no money is still the case?

**Acting Fire-Chief Uncangco** states yes, that is true [there was no funding].

**Senator Tony Ada** states that in May of 2011 he introduced Bill 205 that would have authorized the Governor to purchase a new [E911] system for the fire department. He further states he is taken aback by the stance today that it is a priority today, yet two and a half years they found themselves in an emergency and stated that it was a priority [then] when the system no longer had parts... Senator Tony Ada further states that here we are two and a half years later and the Fire Department is still saying it's a priority. He concludes by stating that maybe it is time he reintroduce the bill authorizing the governor to take out a loan to purchase a new E911 system.

**Senator Yamashita** states she too is disturbed because she was at the hearings when there was a healthy balance in the account. She states she left the hearing thinking things were moving forward and here we are where it is just as disturbing that there is no money in the account anymore.

**Acting Fire-Chief Uncangco** states that there is nothing available to the Guam Fire Department in that the budget act reverts all funds to the source. So in terms of lapsed funding, it is not available to the Fire Department. He further states that the GFD's ASO is currently working with DOA to determine the amount of cumulative lapses from the fund. Acting Chief-Uncangco further states that PL 25-55 states the purpose of the funds as just for the E911 system, but the last three budget acts have made funds available to things other than the 911 system to include GFD's operations. He further states that a good example is the Budget Law just passed where GFD has requested for \$450,000.00 for contractual obligations from the General Fund. In the end, nothing was appropriated from the general fund for contractual obligations, but instead, GFD was expected to pay for these services out of the E911 Fund. He further states that right now he is trying to find out what is available in the fund that is not available to the GFD.

**Senator Yamashita** states that while the budget may be the problem, the steps taken and the process to the procurement may be the problem.

**Chairman Ada** states that he certainly is interested in supporting the passing of Bill 140, but there has to be two players where the Legislature provides the funding and on the part of GFD, the plan and use of the funds will get Guam to a Next Generation 911 system and a new facility. He further states however that he is concerned about voting for a bill that would increase the funds, but the other half of the picture is not there.

**Acting Fire-Chief Uncangco** states that he cannot speak to the progress now, as Chief Wusstig would be better able to answer that. He further states that in 2010 when Senator Tony Ada introduced the bill, they were in the process of providing specifications, but it was time-consuming because the department was trying to formulate specifications in an area where none of them were subject matter experts. They tried to engage vendors and the vendor feed back was for the Fire Department should not write specifications, they should have instead told the vendors what they wanted. The last he heard from Chief Wusstig was that Mr. Brad Hokanson to formulate what the Fire Department needs and what 9-1-1 needs.

**Senator Morrison** closes by stating he appreciates the concerns of the Committee and hopes GFD will provide timelines on any progress and how the Legislature can assist them. He further states the 9-1-1 system needs to get upgraded to address ADA compliance issues.

**Acting Fire-Chief Uncangco** states that he will provide feedback to the questions raised during the hearing.

### **III. FINDINGS AND RECOMMENDATIONS**

The Committee on Public Safety, Infrastructure and Maritime Transportation hereby reports out Bill 140-32 (COR), as introduced, with the recommendation TO REPORT OUT ONLY.

**I MINA' TRENTAI DOS NA LIHESLATURAN GUÅHAN**  
**2013 (FIRST) Regular Session**

Bill No. 140-32 (COR)

Introduced by:

T. A. Morrison 2

**AN ACT TO AMEND SECTION 2 (c) OF PUBLIC LAW**  
**25-55 RELATIVE TO 911 SURCHARGES.**

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

**Section 1.** Section 2 (c) of Public Law 25-55 is amended to read as follows"

"(c) The "911 Surcharge" shall be established by the Commission at a rate *not* to exceed One Dollar (\$1.00) per month per access line, ~~up to a maximum of twenty-five (25) access lines per account bill rendered for local exchange~~ telephone service, and at a rate *not* to exceed One Dollar (\$1.00) per month per ~~account~~ line number for commercial mobile radio service, ~~up to a maximum of twenty-five (25) account numbers per account bill rendered per month.~~ "

**Section 2.** The Compiler of Laws shall codify the provision of Public Law 25-55 inclusive of the amendments made by Section 1 of this Act.

2013 JUN -7 AM 10:04







**Eddie Baza Calvo**  
Governor

**Ray Tenorio**  
Lt. Governor

**GUAM FIRE DEPARTMENT**  
**DIPATTAMENTON GUAFI GUAHAN**  
*Professionalism \* Respect \* Integrity \* Dedication \* Empathy*



**John L. Wusstig**  
Acting Fire Chief

Senator Thomas C. Ada  
Chairman  
Committee on Public Safety, Infrastructure, & Maritime Transportation  
32<sup>nd</sup> Guam Legislature

Ref: Testimony on Bill 140-32(COR)  
“An Act to Ammend Section 2(c) of Public Law 25-55  
Relative to 911 Surcharges,”

Hafa Adai Senator Ada & Distinguished Senators,

The Guam Fire Department (GFD) fully supports the intent of Bill 140-32, and would like to thank Senator Morrison for introducing such measure.

The Enhanced 911 Emergency Reporting System Fund was created through Public Law 25-55, for the just and reasonable expenses of operating and maintaining the 911 system. This bill when passed and enacted, will provide additional revenues, which is a needed factor in our efforts to move the local 911 into the 21<sup>st</sup> Century.

For the past three years, the GFD has been attempting to purchase a new Next-Generation 911 System and Computer Aided Dispatch (CAD). This purchase is vital for better serving the people of Guam as the existing 911 system is so antiquated that parts are very difficult to find; are no longer supported (manufactured) by the existing vendor; and necessary functions such as GPS location, texting for the deaf community, and statistics gathering are not existing functions with the current system.

It is also the GFD's intention to build a Communications Center that will house both the Guam Police Department (GPD) and GFD personnel. In 2010, both agencies were mandated to move from the old Tiyan site to the existing one at the Guam Homeland Security/Office of Civil Defense (GHS/OCD) Building located in Agana Heights. Both agencies are functioning there, however, the proximity of both dispatch offices is at times insufficient due to background noise; and the space provided is inadequate.

As previously stated, GFD fully supports the intent of Bill 140-32, however, we would like to ask this body to address another issue relative to the 911 Surcharge Fund, either through inclusion in this bill or through another introduced bill. The issue on hand deals with the Administrative Costs being charged by the Service Providers to collect the \$1.00 surcharge from its customers. As

revealed and reported by the Public Auditor in OPA Report No. 10-06, the amount charged by the Service Providers are excessive and charge anywhere from 3% to as much as 31% for administrative costs. What basically this means is that GFD only receives anywhere from .97 cents to as low as .69 cents from the \$1.00 collected from telephone subscribers. The OPA determined that the administrative costs are excessive as compared among stateside service providers, which charge anywhere from 1% - 5%. The average charges from all Service Providers equates to 12%.

I want to thank this Committee and its members, for allowing me the opportunity to provide testimony to this bill.



Michael F. Uncangco  
Acting Fire Chief  
Guam Fire Department



## COMMITTEE ON RULES

*I Mina'trentai Dos na Liheslaturan Guåhan* • The 32nd Guam Legislature

155 Hesler Place, Hagåtña, Guam 96910 • [www.guamlegislature.com](http://www.guamlegislature.com)

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Senator  
Rory J. Respicio  
CHAIRPERSON  
MAJORITY LEADER

Senator  
Thomas C. Ada  
VICE CHAIRPERSON  
ASSISTANT MAJORITY LEADER

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Vicente (Ben) C. Pangelinan  
Member

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Member

Senator  
Dennis G. Rodriguez, Jr.  
Member

Vice-Speaker  
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Legislative Secretary  
Tina Rose Muña Barnes  
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Senator  
Frank Blas Aguon, Jr.  
Member

Senator  
Michael F.Q. San Nicolas  
Member

Senator  
V. Anthony Ada  
Member  
MINORITY LEADER

Senator  
Aline Yamashita  
Member

July 8, 2013

### Memorandum

To: **Rennae Meno**  
*Clerk of the Legislature*

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

Subject: **Fiscal Notes**

*Hafa Adai!*

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

### FISCAL NOTE:

Bill Nos. 121-32(LS), 131-32 (COR), 137-32(COR), 140-32(COR),  
141-32(COR), and 143-32(COR)

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

*Si Yu'os ma'åse'!*

2013 JUL - 9 PM 2: 28

**BUREAU OF BUDGET & MANAGEMENT RESEARCH**

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

**EDDIE BAZA CALVO**  
GOVERNOR

**JOHN A. RIOS**  
DIRECTOR

**RAY TENORIO**  
LIEUTENANT GOVERNOR

***FACSIMILE INFORMATION PAGE***

PLEASE DELIVER TO: Senator Rory Respicio

FACSIMILE NUMBER: 472-3547

FROM: BBMR

Total Pages including this page: 15

If you do not receive legible copies of all the pages, please call back as soon as possible. Phone numbers (671) 475-9412/9450. Fax number (671) 472-2825

**RE:** Fiscal Note on the following Bill Nos.: 121-32(LS), 131-32(COR), 137-32(COR), 140-32(COR), 141-32(COR), and 143-32(COR).

**COMMENTS:** Fiscal Notes to be picked up via Central Files.

Thank You!

**BUREAU OF BUDGET & MANAGEMENT RESEARCH**

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

**EDDIE BAZA CALVO**  
GOVERNOR

**JOHN A. RIOS**  
DIRECTOR

**RAY TENORIO**  
LIEUTENANT GOVERNOR


**JUL 02 2013**

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

*Hafa Adai* Senator Respicio:

Transmitted herewith is Fiscal Note on the following Bill Nos.: 121-32(LS), 131-32(COR), 137-32(COR), 140-32(COR), 141-32(COR), and 143-32(COR).

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. 140-32 (COR)**

AN ACT TO AMEND SECTION 2 (c) OF PUBLIC LAW 25-55 RELATIVE TO 911 SURCHARGES.

**Department/Agency Appropriation Information**

Dept./Agency Affected: Department of Administration	Dept./Agency Head: Benita Manglona
Department's General Fund (GF) appropriation(s) to date:	27,958,631
Department's Other Fund (Specify) appropriation(s) to date: Healthy Futures Fund & Environmental Health Fund	8,523,716
Total Department/Agency Appropriation(s) to date:	\$36,482,347

**Fund Source Information of Proposed Appropriation**

	General Fund:	(Specify Special Fund):	Total:
FY 2012 Unreserved Fund Balance <sup>1</sup>		\$0	\$0
FY 2013 Adopted Revenues	\$0	\$0	\$0
FY 2013 Appra. (P.L. 31-233)	\$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 2013 (if applicable)	FY 2014	FY 2015	FY 2016	FY 2017
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
Enhanced 911 Emergency Reporting System	1/	\$0	\$0	\$0	\$0	\$0
Total	1/	\$0	\$0	\$0	\$0	\$0

1. Does the bill contain "revenue generating" provisions?  
If Yes, see attachment /X/ Yes      / / No
2. Is amount appropriated adequate to fund the intent of the appropriation?  
If no, what is the additional amount required? \$ \_\_\_\_\_ / / N/A      /X/ Yes      / / No
3. Does the Bill establish a new program/agency?  
If yes, will the program duplicate existing programs/agencies?  
Is there a federal mandate to establish the program/agency? / / N/A      / / 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 dept/agency? If no, indicate reason:  
/ / Requested agency comments not received as of the due date /X/ Yes      / / No  
/ / Other:

Analyst: Jean Manglona Date: 6/27/13 Director: John A. Rios Date: JUL 02 2013  
Jean Manglona, BMAII

**Footnotes:**

1/ See attached comments

**Bureau of Budget & Management Research**  
**Attachment to Fiscal Note No. 140-32 (COR)**  
**(for revenue generating provisions)**

Projected Multi-Year Revenues					
	Year 1	Year 2	Year 3	Year 4	Year 5
General Fund	\$0	\$0	\$0	\$0	\$0
Enhanced 911 Emergency Reporting System	1/	1/	1/	1/	1/
<b>Total</b>	1/	1/	1/	1/	1/

**Comments:**

1/ The intent of this bill is to amend Section 2 (c) of Public Law 25-55 relative to 911 Surcharges, "deleting the maximum twenty five (25) access lines for telephone service and deleting the maximum twenty five (25) account numbers per account bill rendered per month for commercial mobil radio service". Based on "The Guam Public Utilities Commission E-911 Fiscal 2012 Surcharge Summary- GTA Docket 12-05 dated December 27, 2012 prepared by Slater, Nakamura & Co LLC consulting firm, the total number of lines (postpaid and prepaid) by Fiscal Year Ended September 30, 2012 is 2,078,903 of which 121,919 are noted as lines exempted from \$1.00 surcharge with a total net lines of 1,956,984. Should this bill become law, there will be a potential increase in revenue of at least \$121,919 based on the number of exempt lines reported as all lines and account numbers reported by the Collection Agents (Docomo Pacific, GTA Telecom, Guam Telecom, I-Connect, Pacific Data System, PTI Pacifica dba IT&E, Pulse Mobile) will be charged \$1.00 per month for 911 Surcharge.



## COMMITTEE ON RULES

*I Mina'trentai Dos na Liheslaturan Guåhan* • The 32nd Guam Legislature  
155 Hesler Place, Hagåtña, Guam 96910 • [www.guamlegislature.com](http://www.guamlegislature.com)  
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Member

Senator  
V. Anthony Ada  
Member  
MINORITY LEADER

Senator  
Aline Yamashita  
Member

June 10, 2013

### MEMORANDUM

To: **Rennae Meno**  
*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. 140-32(COR)**

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 140-32(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 Dos na Liheslaturan Guåhan*.

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

*Si Yu'os Ma'åse!*

Attachment

*I Mina Trentai Dos Na Liheslaturan Guahan*

**Bill Log Sheet**

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE
140-32 (COR)	Tommy Morrison	AN ACT TO AMEND SECTION 2 (c) OF PUBLIC LAW 25-55 RELATIVE TO 911 SURCHARGES.	06/07/13 10:04 a.m.	6/10/13	Committee on Public Safety, Infrastructure, & Maritime Transportation	



## Senior Form Aids

**1st Notice - Public Hearing: October 22, 2013**

**William Brennan** <will@senatorada.org>

Tue, Oct 15, 2013 at 8:58 AM

To: [phnotice@guamlegislature.org](mailto:phnotice@guamlegislature.org), Media <[media@senatorada.org](mailto:media@senatorada.org)>

Cc: Cyrus Luhr <cyrus@senatorada.org>, Cody Freeman <cody@senatorada.org>, William Brennan <will@senatorada.org>

October 15, 2013

# MEMORANDUM

To:

All Senators, Media, and Stakeholders

Fr: Senator Thomas C. Ada

**Subject: 1<sup>st</sup> Notice - Public Hearing: October 22, 2013**

Please be advised that the Committee on Public Safety, Infrastructure, and Maritime Transportation is holding a public hearing on

**Tuesday, October 22, 2013.** This meeting will take place in the Public Hearing Room of / *Liheslatura*.

The agenda is as follows:

**9:00 am**

**Bill 61-32 (COR): T.C.Ada**

An act to add a new §6101.7 to Chapter 67, Title 21, Guam Code Annotated, relative to adopting the Guam Tropical Energy Code (GTEC).

**Bill 140-31 (COR): T.A.Morrison**

An act to amend Section 2(c) of Public Law 25-55 relative to 911 surcharges.

1:00 pm

The **Executive Appointment** of Dr. Jeffrey C. Johnson to serve as a **Commissioner** to the **Guam Public Utilities Commission**.

The **Executive Appointment** of Mr. Francisco G.Santos to serve as a **Member** to the **Jose D. Leon Guerrero Commercial Port Authority of Guam's Board of Directors.**

Testimonies on any of the bills or appointments should be addressed to Senator Thomas C. Ada, Chairperson, and will be accepted via hand delivery to our office, our mailbox at the Main Legislature Building at 155 Hesler Place, Hagåtña, Guam 96932, via email to [office@senatorada.org](mailto:office@senatorada.org).

or via facsimile to (671) 473-3303 until **Wednesday, October 23, 2013 at 5:00 pm**. Individuals requiring special accommodations, auxiliary aids, or services should submit their request to William Brennan at 473-3301. Please feel free to contact my office should you have any questions or concerns.

*Sí Yu'os Ma'ase.*

Thomas C. Ada

—  
Office of Senator Thomas C. Ada  
I Mina' Trentai Dos Na Liheslaturan Guåhan - 32nd Guam Legislature  
Office (671) 473 - 3301



**PH-1st Notice-Oct 22, 2013.pdf**  
518K



Senator Tom Ada

William Brennan &lt;will@senatorada.org&gt;

---

**1st Notice - Public Hearing: October 22, 2013**

---

**William Brennan** <will@senatorada.org>

Tue, Oct 15, 2013 at 10:11 AM

To: William Brennan &lt;will@senatorada.org&gt;

Bcc: dledy@guamchamber.com.gu, ccastro@guamchamber.com.gu, acorn@docomopacific.com, seanm@mcvguam.com, jennifer.badar@choicephonellc.com, carlos.camacho@ite.net, nmendiola@gta.net, john@pds-guam.com, jeffcharjohnson@hotmail.com, lpalomo@guampuc.com, horecky@ite.net, dfbrooks@guamopa.org, admin@guamopa.org, john.wusstig@gfd.guam.gov, edward.artero@gfd.guam.gov, philip.camacho@gfd.guam.gov, anita.arile@doa.guam.gov, Sheena Black <sheena.black@guam.gov>, info@ghra.org, dannysn@guamairport.net, rsablan@msa-guam.com, markf@bankpacific.com, kin.cook@bankofguam.com, ron.cannoles@boh.com, erlinda.alegre@boh.com, imafnas@fhhb.com, esegura@fhhb.com, donnalynn.camacho@anz.com, joleen.manglona@anz.com, johnm@bankpacific.com, edna.jasa@citi.com, mtuncap@communityfirstfcu.com, jatalig@coast360fcu.com, "Daniel J. Tydingco" <djtydingco@gta.net>, Christine Baleto <cbaleto@marketwholesale.com>, Shelly Gibson <sgibson@ite.net>, Mike Benito <MBenito@paylessmarkets.com>, "Margret N. Duenas" <mnduenas@portguam.com>, jbrown@portguam.com, bvalera@msa-guam.com, bvalencia@matson.com, gdavid@ambyth.guam.net, amiller@ambyth.guam.net, daniel.young@iss-shipping.com, ed\_cruz@mariana-express-guam.com, ken\_constantino@mariana-express-guam.com, plblas@seabridgeguam.com, fjsantos@seabridgeguam.com, greyes@nortonlilly.com, jlcruz@dimguam.net, Chuck Ada <chuck.ada@guamairport.net>, Eva Pangilinan <epangilinan@guamchamber.com.gu>

Hafa Adai,

\*Please note, you are receiving this message because you, your organization, or an organization you are affiliated with, may be affected by one of the agenda items below. Please contact me at 473-3301 should you have any questions or concerns.

Respectfully,

William

—

October 15, 2013

**MEMORANDUM**

To:

All Senators, Media, and Stakeholders

Fr: Senator Thomas C. Ada

Subject: **1<sup>st</sup> Notice - Public Hearing: October 22, 2013**

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*Si Yu'os Ma'ase.*

—  
William B Brennan  
Policy Analyst  
Office of Senator Thomas C. Ada  
I Mina' Trentai Dos Na LiheSlaturan Guåhan - 32nd Guam Legislature  
Office (671) 473 - 3301

 **PH-1st Notice-Oct 22, 2013.pdf**  
518K



Senator Tom Ada

**2nd Notice: Public Hearing - Tuesday October 22, 2013****William Brennan** <will@senatorada.org>

Fri, Oct 18, 2013 at 7:57 AM

To: phnotice@guamlegislature.org, Media &lt;media@senatorada.org&gt;

Cc: Cyrus Luhr &lt;cyrus@senatorada.org&gt;, William Brennan &lt;will@senatorada.org&gt;

Bcc: dleddy@guamchamber.com.gu, ccastro@guamchamber.com.gu, acorn@docomopacific.com, seanm@mcvguam.com, jennifer.badar@choicephonellc.com, carlos.camacho@ite.net, nmendiola@gta.net, john@pdsguam.com, jeffcharjohnson@hotmail.com, lpalomo@guampuc.com, horecky@ite.net, dfbrooks@guamopa.org, admin@guamopa.org, john.wusstig@gfd.guam.gov, edward.artero@gfd.guam.gov, philip.camacho@gdf.guam.gov, anita.arile@doa.guam.gov, Sheena Black <sheena.black@guam.gov>, info@ghra.org, dannysn@guamairport.net, rsablan@msa-guam.com, markf@bankpacific.com, kin.cook@bankofguam.com, ron.cannoles@boh.com, erlinda.alegre@boh.com, imafnas@fhb.com, esegura@fhb.com, donnalynn.camacho@anz.com, joleen.manglona@anz.com, johnm@bankpacific.com, edna.jasa@citi.com, mtuncap@communityfirstfcu.com, jatalig@coast360fcu.com, "Daniel J. Tydingco" <dtydingco@gta.net>, Christine Baleto <cbaleto@marketwholesale.com>, Shelly Gibson <sgibson@ite.net>, Mike Benito <MBenito@paylessmarkets.com>, "Margret N. Duenas" <mnduenas@portguam.com>, jbrown@portguam.com, Byron Valera <bvalera@msa-guam.com>, bvalencia@matson.com, gdavid@ambyth.guam.net, amiller@ambyth.guam.net, daniel.young@iss-shipping.com, ed\_cruz@mariana-express-guam.com, ken\_constantino@mariana-express-guam.com, plblas@seabridgeguam.com, fjsantos@seabridgeguam.com, greyes@nortonlilly.com, jlcruz@dimguam.net, Chuck Ada <chuck.ada@guamairport.net>, Eva Pangilinan <epangilinan@guamchamber.com.gu>

Hafa Adai,

I hope this message finds you safe and well during the inclement weather. In order to meet the requirements of the Open Government Law, please see the second notice for a public hearing to be held Tuesday (October 22, 2013) below:

October 18, 2013

**MEMORANDUM**

To:

All Senators, Media, and Stakeholders

Fr: Senator Thomas C. Ada

Subject: **2nd Notice - Public Hearing: October 22, 2013**

Please be advised that the Committee on Public Safety, Infrastructure, and Maritime Transportation is holding a public hearing on **Tuesday, October 22, 2013**. This meeting will take place in the Public Hearing Room of *Liheislatura*. The agenda is as follows:

**9:00 am****Bill 61-32 (COR): T.C.Ada**

An act to add a new §6101.7 to Chapter 67, Title 21, Guam Code Annotated, relative to adopting the Guam Tropical Energy Code (GTEC).

**Bill 140-32 (COR): T.A.Morrison**

An act to amend Section 2(c) of Public Law 25-55 relative to 911 surcharges.

**1:00 pm**

The **Executive Appointment** of **Dr. Jeffrey C. Johnson** to serve as a **Commissioner** to the **Guam Public Utilities Commission**.

-  
The **Executive Appointment** of **Mr. Francisco G.Santos** to serve as a **Member** to the **Jose D. Leon Guerrero Commercial Port Authority of Guam's Board of Directors**.

Testimonies on any of the bills or appointments should be addressed to Senator Thomas C. Ada, Chairperson, and will be accepted via hand delivery to our office, our mailbox at the Main Legislature Building at 155 Hesler Place, Hagåtña, Guam 96932, via email to [office@senatorada.org](mailto:office@senatorada.org), or via facsimile to (671) 473-3303 until **Wednesday, October 23, 2013 at 5:00 pm**. Individuals requiring special accommodations, auxiliary aids, or services should submit their request to William Brennan at 473-3301. Please feel free to contact my office should you have any questions or concerns.

*Si Yu'os Ma'ase.*

Thomas C. Ada

—  
Office of Senator Thomas C. Ada  
I Mina' Trentai Dos Na Liheslaturan Guåhan - 32nd Guam Legislature  
Office (671) 473 - 3301



**PH-2nd Notice-Oct 22, 2013.pdf**

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## Senator Thomas C. Ada

Chairman - Committee on Public Safety, Infrastructure & Maritime Transportation  
*I Mina'trentai Dos Na Liheslaturan Guåban • 32<sup>nd</sup> Guam Legislature*

October 18, 2013

### MEMORANDUM

To: All Senators, Media, and Stakeholders  
Fr: Senator Thomas C. Ada  
Subject: **2nd Notice - Public Hearing: October 22, 2013**

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*Si Yu'os Ma'ase.*

Thomas C. Ada



## Senator Thomas C. Ada

Chairman - Committee on Public Safety, Infrastructure & Maritime Transportation  
*I Mina'trentai Dos Na Liheslaturan Guåhan • 32<sup>nd</sup> Guam Legislature*

October 15, 2013

### MEMORANDUM

To: All Senators, Media, and Stakeholders  
Fr: Senator Thomas C. Ada  
Subject: **1<sup>st</sup> Notice - Public Hearing: October 22, 2013**

Please be advised that the Committee on Public Safety, Infrastructure, and Maritime Transportation is holding a public hearing on **Tuesday, October 22, 2013**. This meeting will take place in the Public Hearing Room of *I Liheslatura*. The agenda is as follows:

**9:00 am**

**Bill 61-32 (COR): T.C. Ada**

An act to add a new §6101.7 to Chapter 67, Title 21, Guam Code Annotated, relative to adopting the Guam Tropical Energy Code (GTEC).

**Bill 140-31 (COR): T.A. Morrison**

An act to amend Section 2(c) of Public Law 25-55 relative to 911 surcharges.

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*Si Yu'os Ma'ase.*

Thomas C. Ada

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<a href="#">bmkelman@guampdn.com</a>	bmkelman@guampdn.com	Member
<a href="#">breakfastshowk57@gmail.com</a>	breakfastshowk57@gmail.com	Member
<a href="#">clynt@spbg Guam.com</a>	clynt@spbg Guam.com	Member
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<a href="#">dcrisost@guampdn.com</a>	dcrisost@guampdn.com	Member
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<a href="#">zita@mvguam.com</a>	zita@mvguam.com	Member



## Senator Thomas C. Ada

Chairman - Committee on Public Safety, Infrastructure & Maritime Transportation  
*I Mina'trentai Dos Na Liheslaturan Guåhan* • 32<sup>nd</sup> Guam Legislature

### **AGENDA** **PUBLIC HEARING** **Tuesday, October 22, 2013** **Public Hearing Room, *I Liheslaturan Guåhan***

The agenda is as follows:

#### **9:00 am**

##### **Bill 61-32 (COR): T.C. Ada**

An act to add a new §6101.7 to Chapter 67, Title 21, Guam Code Annotated, relative to adopting the Guam Tropical Energy Code (GTEC).

##### **Bill 140-32 (COR): T.A. Morrison**

An act to amend Section 2(c) of Public Law 25-55 relative to 911 Surcharges

#### **1:00 pm**

The **Executive Appointment** of **Dr. Jeffrey C. Johnson** to serve as a **Commissioner** to the **Guam Public Utilities Commission**.

The **Executive Appointment** of **Mr. Francisco G. Santos** to serve as a **Member** to the **Jose D. Leon Guerrero Commercial Port Authority of Guam's Board of Directors**.

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## Council nixes closure expansion near test site

By Mar-Vic Cagurangan  
marvic@mvguam.com  
Variety News Staff

THE Western Pacific Fishery Management Council has reiterated the concerns raised by fishermen in the Northern Mariana Islands, who are opposed to the Navy's plan to expand the closure around the Farallon de Medinilla testing range.

CNMI fishermen have expressed concern that the Navy's plan would cut their livelihood as the area planned to be closed is a prime bottom-fishing spot.

During the four-day meeting in Honolulu which concluded Friday, the fishery council noted that the military's plans for the expansion of activities around the islands of Tinian and Pagan may hurt fishing in those areas as well.

Farallon de Medinilla, which forms part of the Marianas

Land-Based Operational Range Complex, is an uninhabited island that is approximately 1.7 miles long and 0.3 miles wide (approximately 206 acres). The island is part of the CNMI and is leased for use by the U.S. government.

The island is located approximately 50 miles north-northeast of Saipan and approximately 150 miles north of Guam. FDM's operational training activities generally consist of aerial bombardment, naval surface fire support, and raiding craft fire.

During the meeting, the fisheries council decided to conduct a review of the current CNMI bottom-fish fishery and its existing management regime and develop an options paper for council consideration that would remove the large vessel area closure for bottom-fish in the southern portion of the archipelago.

## Man dead, woman shot in Yigo

By Gina Tabonara-Relly  
gina@mvguam.com  
Variety News Staff

A MAN has died and a woman is now on life support at the hospital following an alleged domestic violence incident in Yigo on Saturday night.

The man, in his 60s, was found lifeless at a residence on Chalan Emsley, Yigo when officers from the Dededo Precinct responded to a reported shooting at around 8:06 p.m.

According to Officer A.J. Balajadia, Guam Police Department spokesperson, the woman was immediately rushed to Guam Memorial Hospital and was still in critical condition as

of press time.

Both identities were withheld pending the notification of their relatives. They were both initially identified as Yapese. According to GPD, the woman is about 25 years old.

Initial findings by criminal investigation officers indicated the man died from a self-inflicted gunshot wound.

Balajadia said the scheduled autopsy this afternoon is expected to reveal more information on the cause of the man's death.

Little information can be made available to the public while police officers are still conducting a death investigation.



A court order has denied Adelup's motion to halt the procurement process of all solid waste projects. Variety file photo

## Adelup files new appeal on solid waste

By Gina Tabonara-Relly  
gina@mvguam.com  
Variety News Staff

THE legal counsel of the Office of the Governor, has filed another appeal before the Ninth Circuit Court, asking the court to clarify the role of the Attorney General in the solid waste case.

Attorney Sandra Miller, the legal counsel of the Office of the Governor, is bringing the issue to the Court of Appeals while District Court Judge Frances Tydingco-Gatewood is still reviewing a July 1 court order denying Adelup's motion to halt the procurement process of all consent decree projects.

On Sept. 26, Adelup also filed an appeal before the Ninth Circuit regarding the May 16 order of the chief judge denying the substitution of the Office of the Attorney General with a private law firm and appealing the district court's denial of their motion for reconsideration dated Aug. 13.

Since April 26, the Office of

the Governor has been attempting to remove the OAG as its counsel, raising several issues which include conflict of representation and differences in litigation strategy with respect to the payment of Layon land with Section 30 bond funds.

The court had denied the substitution of the OAG and only allowed the Cabot Mantanona LLP law firm to represent GovGuam on the issues raised in the former landowners' motion to intervene.

### Motion for clarification

During her decision on the motion for clarification, Tydingco-Gatewood reaffirmed the OAG's role, explaining that although the OAG has cooperated and assisted the federal receiver with a variety of issues, the government of Guam remains the actual client.

The Office of the Governor repeatedly stated their loss of confidence in the OAG's legal representation, accusing the government attorneys of taking sides against GovGuam in favor

of the U.S. government and the federal receiver.

### Pending motion

In a separate filing, attorney Miller asked the court to decide on the motion to stay and for further relief which she filed on Sept. 13.

According to Miller, the first motion to stay is still pending and the decision of the court could avert the need for a stay pending before the Ninth Circuit.

Miller raised concerns over the lack of GovGuam representation by the counsel of its choice since the Cabot Mantanona law firm had no further role in the solid waste case with the court's denial of the former landowners' motion to intervene.

"Even if the chief legal counsel of the governor or Cabot Mantanona LLP were asked by the court to appear at the Oct. 25 hearing, their appearance would be on behalf of the Office of the Governor not the government and would be clearly inadequate given their uncertain status and role," Miller said.

On Friday, at 9:30 a.m., the court will hear a motion to unseal and a motion regarding the request for order directing the federal receiver to participate in a mediation process before the presentation by Gershman, Brickner & Bratton Inc. of its quarterly report.

Like a previous order, the court wants the attendance of Gov. Eddie Calvo (or Lt. Gov. Ray Tenorio), Speaker Judith Won Pat (or Vice Speaker Benjamin Cruz), Guam Environmental Protection Agency Administrator Eric Palacios, and all members of the Guam Solid Waste Authority board.

The court is also encouraging members of the 32nd Guam Legislature to attend the status conference.



### Senator Tom Ada

Chairman - Committee on Public Safety, Infrastructure & Maritime Transportation  
I Mina'frentai Dos Na Liheslaturan Guahan

### Public Hearing Notice

Tuesday, October 22, 2013  
Public Hearing Room, 1st Floor, Senate Building

#### 9:00 am

- Bill 61-32 (COR): T.C. Ada - An act relative to adopting the Guam Tropical Energy Code (GTEC).
- Bill 140-32 (COR): T.A. Morrison - An act to amend P.L. 25-55 relative to 911 surcharges.

#### 1:00 pm

- The Executive Appointment of Dr. Jeffrey C. Johnson to the Guam Public Utilities Commission.
- The Executive Appointment of Mr. Francisco G. Santos to the Jose D. Leon Guerrero Commercial Port Authority of Guam's Board of Directors.

Written and oral testimony on the agenda items will be accepted at the hearing. Please contact the Office of Senator Tom Ada at 473-3301 for other methods of delivery. Copies of agenda items may be found on the official Guam Legislature website ([www.guamlegislature.com](http://www.guamlegislature.com)).

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# Velasquez defends UFC title

## Dos Santos loses in 5th round via stoppage

HOUSTON (AP) — Cain Velasquez stopped Junior Dos Santos in the fifth round Saturday night at UFC 166 to retain the heavyweight title.

Dos Santos came out firing to start the final round, but Velasquez (13-1) worked him down to the mat only to have Dos Santos (16-3) get back up against the Octagon walls.

The two traded lefts before Velasquez landed a left and took Dos Santos down head-first to the mat, causing referee Herb Dean to stop the bout at 3:09.

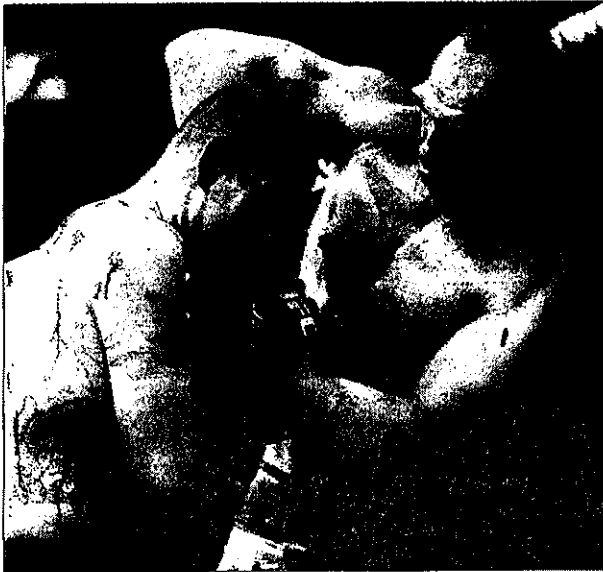
"It was a pretty tough fight," Velasquez said. "It was very difficult. It was a tough night. I give him a lot of credit, he is a tough fighter. We were ready for everything. We trained hard in camp and prepared for everything. I tried to get him down this time. I was trying to throw crisp punches this time. I love the competition."

The fight was third between the two. Dos Santos beat Velasquez in 1:04 in the first meeting in 2011, and Velasquez won the second by unanimous decision in 2012.

"I'm definitely satisfied," Velasquez said. "I just hope there are no more excuses on his part. That's it. We don't look for the finish. We just put more pressure on and when it happens, it happens."

In the co-main event, Daniel Cormier (13-0) unanimously outpointed Roy Nelson (20-9) in a heavyweight bout, with all three judges scoring it 30-27.

Velasquez took Dos Santos down twice in a row midway through the third round with several rights and pounced on him on the ground, but Dos Santos was able to make it to his feet.



Elbow to the face: UFC heavyweight champion Cain Velasquez and former heavyweight champion Junior Dos Santos fight for the UFC World Heavyweight title in Houston Oct. 19. Velasquez kept his title, beating Dos Santos with a TKO in the fifth round. The Associated Press

In the post-fight press conference Dana White said he thought the fight should have been stopped in the third round.

"I've been around this sport and boxing for a long time and seen men who are too tough for their own good," White said. "I think Junior Dos Santos is one of them in the last Cain fight and this should have been stopped. I don't think he should have taken more punishment."

Velasquez remained on the

attack, landing several rights with Dos Santos up against the wall, opening up cuts on Dos Santos' left ear and mouth.

Velasquez continued the attack to begin the fourth round, landing several combinations in the first 40 seconds of the fourth round, and he continued the assault up against the Octagon wall. Dos Santos was able to break free and land a left.

However, Velasquez landed more combinations, including a left that opened up a cut above Dos Santos' right

eye that stopped the fight for a moment before it was determined he could continue. Following the restart, Velasquez continued to land combinations, with Dos Santos getting in a left once.

"He beat me up. What can I say?" Dos Santos said in the ring after the fight. "He's a great fighter. I just want to give a good fight to the fans."

Dos Santos was not in the post-fight press conference.

Velasquez landed several lefts to start the second round and a kick to the head as well,

cutting Dos Santos on the bridge of his nose. Velasquez had Dos Santos locked up against the walls of the Octagon several times in the second round, but Dos Santos landed a right at the end of the second round.

Velasquez took Dos Santos to the mat midway through the first round, but was unable to land any hard shots, and Dos Santos got to his feet. The two went after it from the start, with Velasquez landing a couple lefts, and Dos Santos hitting an uppercut to go along with two lefts.

The crowd was firmly in Velasquez's corner throughout the fight, yelling "Si, se puede" numerous times for the Mexican.

In the co-main event, Cormier took Nelson down in each of the three rounds, including less than a minute into the bout, but he could not keep Nelson down. Cormier controlled the bout, landing more strikes than Nelson, but Cormier was not able to land combinations.

Gilbert Melendez (22-3) earned his first UFC win, defeating Diego Sanchez (26-6) by unanimous decision — 29-28, 29-28 and 30-27 — in a lightweight bout. Melendez opened up a cut over Sanchez's left eye with a right hook with two minutes left in the first round.

The referee stopped the fight midway through the second and third rounds when the cut reopened but in both instances, the fight was continued. Sanchez came back with an uppercut and a flurry in the third round as the sell-out crowd chanted "Diego! Diego!"

## Soccer: Sidekick SC forces draw

Continued from page 26

Michael "Jake" Benito. Desmond Lai scored for the Strykers.

The Wolverines edged the Southern Cobras 4-3 behind two goals from Chris Mallada. Justin Escobar and Jordan Rosario also scored for the Wolverines. Donovan Reyes, Napu Topasna and Joseph Quan scored for the Cobras.

In an all-Wings FC matchup, the Wings Red and Wings Black battled to a 3-3 draw. Isiah Lagutang struck twice and Wings Red teammate Brian Tsujii also scored. Shashikant Kotwal scored twice for the Wings Black and teammate Sean Evans scored the team's other goal.

In the U14 division, Clayton Mitchell and Vincent Cruz each scored twice in the Strykers' shut out win over the Islanders Asut. Anthony Moon and Jacob Herring also scored for the Strykers.

The Islanders Betde salvaged a 3-3 draw with last season's runner-up Community First Dededo Soccer Club. Todd Pangelinan scored twice for the Islanders Betde and Caylani Estoy also scored. Michael De Leon scored twice for Dededo and teammate Peter Garland also scored.

A brace by Giancarlo Abril helped the Sidekicks force a 2-2 draw with Quality Distributors. Alan Thomas and An Truong scored for Quality.

The Wings continued its winning ways with a 6-0 win over the Wolverines.

In the U12A division, the Wings defeated the Islanders Asut 5-1. Mark Iseke and Nicolas Vavra each scored twice and Kyle Halchale also scored for the Wings. E.J. Reyes scored the Islanders Asut's lone goal.

A late goal from Luke Kim helped the Tigers salvage a 3-3 draw with Community First Dededo Soccer Club. Yu Chan and Matthew Park also scored for the Tigers. Dededo's Jericho Snaer scored on a long-distance strike from near the center line and teammates Deanna Blas and Tyler Hilliard also scored for Dededo.

In other U12A matches, the Islanders Betde blanked Quality 3-0 and the Sidekicks edged the Wolverines 2-1.

Youth league matches continue Saturday.

Information was provided by Jill Espiritu, media and marketing office for the Guam Football Association.



### Senator Tom Ada

Chairman - Committee on Public Safety, Infrastructure & Maritime Transportation

*I Mina'trentai Dos Na Libeslaturan Guåhan*

### Public Hearing Notice

Tuesday, October 22, 2013, Guam Legislature

#### 9:00am

- **Bill 61-32 (COR): T.C. Ada**  
An act relative to adopting the Guam Tropical Energy Code (GTEC).
- **Bill 140-32 (COR): T.A. Morrison**  
An act to amend P.L. 25-55 relative to 911 Surcharges.

#### 1:00pm

- The Executive Appointment of **Dr. Jeffrey C. Johnson** to the Guam Public Utilities Commission.
- The Executive Appointment of **Mr. Francisco G. Santos** to the Jose D. Leon Guerrero Commercial Port Authority of Guam's Board of Directors.

Written and oral testimony on the agenda items will be accepted at the hearing. Please contact the Office of Senator Tom Ada at 473-3301 for other methods of delivery. Copies of agenda items may be found on the official Guam Legislature Website ([www.guamlegislature.com](http://www.guamlegislature.com)).

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## COMMITTEE ON RULES

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Aline Yamashita  
Member

July 8, 2013

### Memorandum

**To:** Rennae Meno  
*Clerk of the Legislature*

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

**Subject:** Fiscal Notes

*Hafa Adai!*

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

### FISCAL NOTE:

Bill Nos. 121-32(LS), 131-32 (COR), 137-32(COR), 140-32(COR),  
141-32(COR), and 143-32(COR)

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

*Si Yu'os ma'åse'!*

2013 JUL -8 PM 2:28

**BUREAU OF BUDGET & MANAGEMENT RESEARCH**

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

**EDDIE BAZA CALVO**  
GOVERNOR

**JOHN A. RIOS**  
DIRECTOR

**RAY TENORIO**  
LIEUTENANT GOVERNOR

***FACSIMILE INFORMATION PAGE***

PLEASE DELIVER TO: Senator Rory Respicio

FACSIMILE NUMBER: 472-3547

FROM: BBMR

Total Pages including this page: 15

If you do not receive legible copies of all the pages, please call back as soon as possible. Phone numbers (671) 475-9412/9450. Fax number (671) 472-2825

**RE:** Fiscal Note on the following Bill Nos.: 121-32(LS), 131-32(COR), 137-32(COR), 140-32(COR), 141-32(COR), and 143-32(COR).

**COMMENTS:** Fiscal Notes to be picked up via Central Files.

Thank You!

**BUREAU OF BUDGET & MANAGEMENT RESEARCH**

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

**EDDIE BAZA CALVO**  
GOVERNOR

**JOHN A. RIOS**  
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**RAY TENORIO**  
LIEUTENANT GOVERNOR

**JUL 02 2013**

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

*Hafa Adai* Senator Respicio:

Transmitted herewith is Fiscal Note on the following Bill Nos.: 121-32(LS), 131-32(COR), 137-32(COR), 140-32(COR), 141-32(COR), and 143-32(COR).

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. 140-32 (COR)**

AN ACT TO AMEND SECTION 2 (c) OF PUBLIC LAW 25-55 RELATIVE TO 911 SURCHARGES.

**Department/Agency Appropriation Information**

Dept./Agency Affected: Department of Administration	Dept./Agency Head: Benita Manglona
Department's General Fund (GF) appropriation(s) to date:	27,958,631
Department's Other Fund (Specify) appropriation(s) to date: Healthy Futures Fund & Environmental Health Fund	8,523,716
Total Department/Agency Appropriation(s) to date:	\$36,482,347

**Fund Source Information of Proposed Appropriation**

	General Fund:	(Specify Special Fund):	Total:
FY 2012 Unreserved Fund Balance <sup>1</sup>		\$0	\$0
FY 2013 Adopted Revenues	\$0	\$0	\$0
FY 2013 Appra. (P.L. 31-233)	\$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 2013 (if applicable)	FY 2014	FY 2015	FY 2016	FY 2017
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
Enhanced 911 Emergency Reporting System	1/	\$0	\$0	\$0	\$0	\$0
Total	1/	\$0	\$0	\$0	\$0	\$0

1. Does the bill contain "revenue generating" provisions? /X/ Yes      / / No  
If Yes, see attachment
2. Is amount appropriated adequate to fund the intent of the appropriation? / / N/A      /X/ 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? / / N/A      / / Yes      /X/ 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 dept/agency? If no, indicate reason: /X/ Yes      / / No  
/ / Requested agency comments not received as of the due date / / Other:

Analyst: Jean Manglona Date: 6/27/13 Director: John A. Rios Date: JUL 02 2013

**Footnotes:**

1/ See attached comments

**Bureau of Budget & Management Research**  
**Attachment to Fiscal Note No. 140-32 (COR)**  
**(for revenue generating provisions)**

Projected Multi-Year Revenues					
	Year 1	Year 2	Year 3	Year 4	Year 5
General Fund	\$0	\$0	\$0	\$0	\$0
Enhanced 911 Emergency Reporting System	1/	1/	1/	1/	1/
<b>Total</b>	1/	1/	1/	1/	1/

**Comments:**

1/ The intent of this bill is to amend Section 2 (c ) of Public Law 25-55 relative to 911 Surcharges, "deleting the maximum twenty five (25) access lines for telephone service and deleting the maximum twenty five (25) account numbers per account bill rendered per month for commerical mobil radio service". Based on "The Guam Public Utilities Commission E-911 Fiscal 2012 Surcharge Summary- GTA Docket 12-05 dated December 27, 2012 prepared by Slater, Nakamura & Co LLC consulting firm, the total number of lines (postpaid and prepaid) by Fiscal Year Ended September 30, 2012 is 2,078,903 of which 121,919 are noted as lines exempted from \$1.00 surcharge with a total net lines of 1,956,984. Should this bill become law, there will be a potential increase in revenue of at least \$121,919 based on the number of exempt lines reported as all lines and account numbers reported by the Collection Agents (Docomo Pacific, GTA Telecom, Guam Telecom, I-Connect, Pacific Data System, PTI Pacifica dba IT&E, Pulse Mobile) will be charged \$1.00 per month for 911 Surcharge.



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Aline Yamashita  
Member

June 11, 2013

VIA E-MAIL  
[john.rios@bbmr.guam.gov](mailto:john.rios@bbmr.guam.gov)

John A. Rios  
Director  
Bureau of Budget & Management Research  
P.O. Box 2950  
Hagåtña, Guam 96910

RE: Request for Fiscal Notes– Bill Nos. 131–140(COR)

*Hafa Adai* Mr. Rios:

Transmitted herewith is a listing of *I Mina'trentai Dos na Liheslaturan Guåhan*'s most recently introduced bills. Pursuant to 2 GCA §9103, I respectfully request the preparation of fiscal notes for the referenced bills.

*Si Yu'os ma'åse'* for your attention to this matter.

Very Truly Yours,

Senator Rory J. Respicio  
Chairperson, Committee on Rules

Attachments (1)

Cc: Clerk of the Legislature

2013 JUN 11 AM 11:12

<b>Bill Nos.</b>	<b>Sponsor</b>	<b>Title</b>
<b>131-32 (COR)</b>	T. C. Ada	AN ACT TO AMEND SUBSECTION (f) AND ADD A NEW SUBSECTION (g) TO §3301 AND OF CHAPTER 3, TITLE 16 GUAM CODE ANNOTATED, RELATIVE TO ESTABLISHING SPEEDLIMITS.
<b>132-32 (COR)</b>	Dennis G. Rodriguez,Jr.	AN ACT TO ADD A NEW SECTION 11 TO PUBLIC LAW 30-200 RELATIVE TO EXPANDING THE BORROWING ABILITY OF THE GUAM MEMORIAL HOSPITAL AUTHORITY BY INCLUDING THE AUTHORIZATION TO ALSO ENTER INTO REVOLVING LOAN FUNDS, AND DIRECT LOAN FUNDS.
<b>133-32 (COR)</b>	v.c. pangelinan B.J.F. Cruz	AN ACT TO ADD SUBSECTION 6206(c) AND TO AMEND SUBSECTION 6210(a) AND TO ADD SUBSECTION 6210(c) TO TITLE 5 GUAM CODE ANNOTATED CHAPTER 6 ARTICLE 2; TO AMEND SUBSECTION 6401(b) TO TITLE 5 GUAM CODE ANNOTATED CHAPTER 6, ARTICLE 4; TO AMEND SUBSECTION 10102(d) AND SECTION 10113 TO TITLE 5 GUAM CODE ANNOTATED, CHAPTER 10, ARTICLE 1; AND TO AMEND SECTION 1820 TO TITLE 1 GUAM CODE ANNOTATED, CHAPTER 18, ARTICLE 2 RELATIVE TO PROHIBIT THE SEALING OF SETTLEMENTS OF CLAIM AGAINST THE GOVERNMENT
<b>134-32 (COR)</b>	Frank B. Aguon,Jr	AN ACT RELATIVE TO RECOGNIZING THE OFFICE OF VETERANS AFFAIRS AS THE OFFICIAL LOCAL AGENCY FOR ESTABLISHING AND MAINTAINING THE "GUAM VETERANS REGISTRY" WHICH SHALL BE UTILIZED FOR ENUMERATING THE POPULATION OF VETERANS ON GUAM, AND FOR THE USE OF SUCH INFORMATION FOR INCREASING OR ACQUIRING NECESSARY HEALTHCARE AND OTHER RELEVANT SERVICES TO BENEFIT VETERANS AND THEIR FAMILIES; THROUGH ADDING A NEW §67110 TO CHAPTER 67, TITLE 10, GUAM CODE ANNOTATED.
<b>135-32 (COR)</b>	Frank B. Aguon, Jr.	AN ACT RELATIVE TO INCREASING THE REPRESENTATION OF THE NUMBER OF VETERANS SERVING ON THE GUAM VETERANS COMMISSION, TO INITIATE EFFORTS TOWARD THE EVENTUAL ESTABLISHMENT OF THE "SENGSONG BETERANUN GUAHAN - GUAM VETERANS VILLAGE", WHICH SHALL SERVE AS A ONE-STOP VETERANS SERVICES CENTER; AND FOR OTHER PURPOSES; THROUGH THE REPEAL AND RE-ENACTMENT §67107 OF CHAPTER 67, TITLE 10, GUAM CODE ANNOTATED.
<b>136-32 (COR)</b>	T. R. Muña Barnes R.J. Respicio	AN ACT TO REZONE LOT NO. 2174, LOCATED IN TIYAN IN THE MUNICIPALITY OF BARRIGADA, FROM AGRICULTURAL ZONE (A) TO LIGHT INDUSTRIAL ZONE (M1).
<b>137-32 (COR)</b>	B.J.F. Cruz	AN ACT TO ADD A NEW §1115 TO CHAPTER 1 OF TITLE 12 OF THE GUAM CODE ANNOTATED; RELATIVE TO PROVIDING NO COST SPACE TO THE GUAM CUSTOMS AND QUARANTINE AGENCY IN A MANNER CONSISTENT WITH FEDERAL LAW.
<b>138-32(COR)</b>	Vicente (ben) C. Pangelinan	AN ACT TO AMEND SECTION 1515(i)(2)(G), ARTICLE 5, CHAPTER 1, TITLE 5 OF THE GUAM CODE ANNOTATED RELATIVE TO THE REPAIR AND IMPROVEMENTS TO THE GUAM FISHERMEN'S COOPERATIVE.

<b>139-32 (COR)</b>	Frank B. Aguon,Jr	AN ACT RELATIVE TO REMOVING ANY REFERENCE OF SLOT MACHINES IN THE DEFINITION OF GAMING DEVICES; THROUGH DELETING SUB-ITEM “(1)” OF SUBSECTION “(N)” OF §7102, CHAPTER 7, TITLE 3 OF THE GUAM ADMINISTRATIVE RULES AND REGULATIONS
<b>140-32 (COR)</b>	Tommy Morrison	AN ACT TO AMEND SECTION 1515(i)(2)(G), ARTICLE 5, CHAPTER 1, TITLE 5 OF THE GUAM CODE ANNOTATED RELATIVE TO THE REPAIR AND IMPROVEMENTS TO THE GUAM FISHERMEN'S COOPERATIVE.



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Member

### MEMORANDUM

**To:** **Rennae Meno**  
*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. 140-32(COR)**

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 140-32(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 Dos na Liheslaturan Guåhan*.

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

*Si Yu'os Ma'åse!*

Attachment

**I MINA' TRENTAI DOS NA LIHESLATURAN GUÅHAN**  
**2013 (FIRST) Regular Session**

Bill No. 140-92 (COR)

Introduced by:

T. A. Morrison 2

**AN ACT TO AMEND SECTION 2 (c) OF PUBLIC LAW**  
**25-55 RELATIVE TO 911 SURCHARGES.**

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

2

3 **Section 1.** Section 2 (c) of Public Law 25-55 is amended to read as follows"

4

5 "(c) The "911 Surcharge" shall be established by the Commission at a rate *not* to  
6 exceed One Dollar (\$1.00) per month per access line, ~~up to a maximum of twenty~~  
7 ~~five (25) access lines per account bill rendered for local exchange~~ telephone  
8 service, and at a rate *not* to exceed One Dollar (\$1.00) per month per ~~account~~ line  
9 number for commercial mobile radio service, ~~up to a maximum of twenty five (25)~~  
10 ~~account numbers per account bill rendered per month.~~ "

11

12 **Section 2.** The Compiler of Laws shall codify the provision of Public Law 25-55  
13 inclusive of the amendments made by Section 1 of this Act.

2013 JUN -7 AM 10:04

