

*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>46-32 (LS), P.L. 32-020</b>	T.R. Muna Barnes	AN ACT TO AMEND A SUBSECTION (c) AND SUBSECTION (h) OF ARTICLE 1, CHAPTER 10, TITLE 5, GUAM CODE ANNOTATED RELATIVE TO THE RIGHT OF INSPECTION	2/18/13 2:06pm	2/18/13	Committee on General Governmental Operations and Cultural Affairs		3/20/13 11:29 a.m.	<b>Fiscal Note Requested 2/19/13</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>
	4/1/2013	AN ACT TO AMEND SUBSECTIONS (c) AND (h) OF §10108 OF ARTICLE 1, CHAPTER 10 OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE RIGHT OF INSPECTION	4/2/13	12:10pm	4/12/13	4/11/2013	32-020	Passed



**EDDIE BAZA CALVO**  
Governor

**RAY TENORIO**  
Lieutenant Governor

*Office of the Governor of Guam*

April 12, 2013

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

RE: Bill No. 46-32 (LS) – Public Law No. 32-020

Dear Madame Speaker:

Transmitted herewith is Bill No. 46-32 (LS), "AN ACT TO AMEND SUBSECTIONS § (c) AND (h) OF §10108 OF ARTICLE 1, CHAPTER 10 OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE RIGHT OF INSPECTION", which I signed into law on April 11, 2013, as Public Law 32-020.

*Senseramente,*

**EDDIE BAZA CALVO**

Attachment: Copy of Bill

2013 APR 12 PM 4:23

32-13-282

Office of the Speaker  
Judith T. Won Pat, Ed. D.

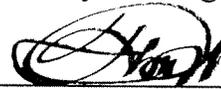
Date 4/12/13  
Time 4:23 PM  
Received by [Signature]

0282

*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. 46-32 (LS)**, "AN ACT TO AMEND SUBSECTIONS (c) AND (h) OF §10108 OF ARTICLE 1, CHAPTER 10 OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE RIGHT OF INSPECTION", was on the 1<sup>st</sup> day of April, 2013, duly and regularly passed.



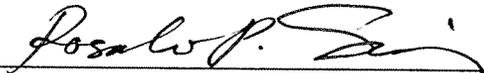
Judith T. Won Pat, Ed.D.  
Speaker

Attested:



Tina Rose Muña Barnes  
Legislative Secretary

This Act was received by *I Maga'lahaen Guåhan* this 2 day of April,  
2013, at 12:10 o'clock P.M.



Assistant Staff Officer  
*Maga'lahaen's Office*

APPROVED:



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

Date: APR 11 2013

Public Law No. 32-020

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

**Bill No. 46-32 (LS)**

Introduced by:

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

**AN ACT TO AMEND SUBSECTIONS (c) AND (h) OF  
§10108 OF ARTICLE 1, CHAPTER 10 OF TITLE 5,  
GUAM CODE ANNOTATED, RELATIVE TO THE  
RIGHT OF INSPECTION.**

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

2        **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds  
3 that there exists an inconsistency in the laws governing the disclosure of  
4 information related to public employees and officials with respect to private  
5 personal information. In 1999, Public Law 25-40:1 amended §10104(2) of Title 5,  
6 Guam Code Annotated, so as to protect from disclosure the age and personal

1 mailing address of government of Guam employees and officials. In Public Law  
2 25-40, it was recognized that no public policy is served by releasing an employee's  
3 age and mailing address, and that an amendment would protect individuals from  
4 unwanted visitors, mail, harassment, and stalkers.

5 *I Liheslaturan Guåhan* further finds that due to the rise in identity theft,  
6 there exists sound policy and justification for the continued protection of private  
7 personal information of public servants, and that such can be done without  
8 compromising the objectives of transparency.

9 **Section 2.** Subsections (c) and (h) of §10108 of Article 1, Chapter 10 of  
10 Title 5, Guam Code Annotated, are hereby *amended* to read as follows:

11 “(c) Personnel, medical, or similar files, the disclosure of which  
12 would constitute an unwarranted invasion of personal privacy. All  
13 information regarding salary, and the name, and worksite mailing address of  
14 each employee and public official *shall* be public record.”

15 “(h) The home address and telephone number of any person whose  
16 occupation is subject to regulation or licensure by the government of Guam,  
17 or of any public official or government employee, or of any member of a  
18 government board, commission, or council, *unless* such person gives express  
19 permission to disclose such information.”

20 **Section 3. Severability.** If any provision of this law or its application to  
21 any person or circumstance is found to be invalid or contrary to law, such  
22 invalidity shall not affect other provisions or applications of this law which can be  
23 given effect without the invalid provisions or application, and to this end the  
24 provisions of this law are severable.



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

Senator  
Rory J. Respicio  
CHAIRPERSON  
MAJORITY LEADER

Senator  
Thomas C. Ada  
VICE CHAIRPERSON  
ASSISTANT MAJORITY LEADER

Senator  
Vicente (Ben) C. Pangelinan  
Member

Speaker  
Judith T.P. Won Pat, Ed.D.  
Member

Senator  
Dennis G. Rodriguez, Jr.  
Member

Vice-Speaker  
Benjamin J.F. Cruz  
Member

Legislative Secretary  
Tina Rose Muña Barnes  
Member

Senator  
Frank Blas Aguon, Jr.  
Member

Senator  
Michael F.Q. San Nicolas  
Member

Senator  
V. Anthony Ada  
Member  
MINORITY LEADER

Senator  
Aline Yamashita  
Member

March 29, 2013

## Memorandum

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

**From:** **Senator Rory J. Respicio**   
*Chairperson, Committee on Rules*

**Subject:** **Fiscal Notes**

2013 APR -1 AM 8:30  


*Hafa Adai!*

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.

### FISCAL NOTES:

Bill Nos.: 03-32 (LS), 06-32 (LS), 30-32 (COR), 31-32 (COR), 54-32 (COR), 61-32 (COR), 56-32 (COR), and 66-32 (COR)

### WAIVERS:

Bill Nos.: 46-32 (LS)

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'!*

**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

**MAR 28 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.: 03-32(LS), 06-32(LS), 30-32(COR), 31-32(COR), 54-32(COR), 61-32(COR), 66-32(COR) and Fiscal Note Waiver on the following Bill Nos.: 46-32(LS).

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

A handwritten signature in black ink, appearing to read "John A. Rios" with a stylized flourish.

JOHN A. RIOS  
Director

Enclosures

cc: Senator Vicente (ben) Pangelinan

**BUREAU OF BUDGET & MANAGEMENT RESEARCH**

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

**EDWARD J.B. CALVO**  
GOVERNOR

**JOHN A. RIOS**  
DIRECTOR

**RAYMOND S. TENORIO**  
LIEUTENANT GOVERNOR

The Bureau requests that Bill No. 46-32(LS) be granted a waiver pursuant to Public Law 12-229 as amended for the following reason(s):

The above referenced Bill is administrative in nature and do not have any potential impact upon the revenues or the expenditure of any funds of the Government of Guam.

A handwritten signature in black ink, appearing to read "John A. Rios".

**JOHN A. RIOS**  
Director



FILE COPY

**I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN**  
THIRTY-SECOND GUAM LEGISLATURE  
155 Hesler Place, Hagåtña, Guam 96910

April 1, 2013

The Honorable Edward J.B. Calvo  
*I Maga'lahen Guåhan*  
*Ufisinan I Maga'lahi*  
Hagåtña, Guam 96910

OFFICE OF THE GOVERNOR  
CENTRAL FILES

RECEIVED BY [Signature]  
TIME 12:10 DATE 4/2/13

Dear *Maga'lahi* Calvo:

Transmitted herewith are Bill and Substitute Nos. 1-32(LS), 4-32(LS), 5-32(LS), 6-32(LS), 7-32(COR), 23-32(COR), 29-32(COR), 31-32(COR), 32-32(COR), 41-32(LS), 43-32(COR), 44-32(COR), 46-32(LS) and 54-32(COR) which were passed by *I Mina'Trentai Dos Na Liheslaturan Guåhan* on April 1, 2013.

Sincerely,

Tina Rose Muña Barnes  
Senator and Legislative Secretary

Enclosures (14)

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. 46-32 (LS)**, "AN ACT TO AMEND SUBSECTIONS (c) AND (h) OF §10108 OF ARTICLE 1, CHAPTER 10 OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE RIGHT OF INSPECTION", was on the 1<sup>st</sup> day of April, 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 2 day of April, 2013, at 12:10 o'clock P.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. 46-32 (LS)**

Introduced by:

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

**AN ACT TO *AMEND* SUBSECTIONS (c) AND (h) OF  
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GUAM CODE ANNOTATED, RELATIVE TO THE  
RIGHT OF INSPECTION.**

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

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5 personal information. In 1999, Public Law 25-40:1 amended §10104(2) of Title 5,  
6 Guam Code Annotated, so as to protect from disclosure the age and personal

1 mailing address of government of Guam employees and officials. In Public Law  
2 25-40, it was recognized that no public policy is served by releasing an employee’s  
3 age and mailing address, and that an amendment would protect individuals from  
4 unwanted visitors, mail, harassment, and stalkers.

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12 would constitute an unwarranted invasion of personal privacy. All  
13 information regarding salary, and the name, and worksite mailing address of  
14 each employee and public official *shall* be public record.”

15 “(h) The home address and telephone number of any person whose  
16 occupation is subject to regulation or licensure by the government of Guam,  
17 or of any public official or government employee, or of any member of a  
18 government board, commission, or council, *unless* such person gives express  
19 permission to disclose such information.”

20 **Section 3. Severability.** If any provision of this law or its application to  
21 any person or circumstance is found to be invalid or contrary to law, such  
22 invalidity shall not affect other provisions or applications of this law which can be  
23 given effect without the invalid provisions or application, and to this end the  
24 provisions of this law are severable.

# LEGISLATIVE SESSION ATTENDANCE

## I MINA'TRENTAI DOS NA LIHESLATURAN

### 2013 (FIRST) Regular Session

### Voting Sheet

**Bill No: 46-32 (LS)**

Speaker Antonio R. Unipingco Legislative Session Hall

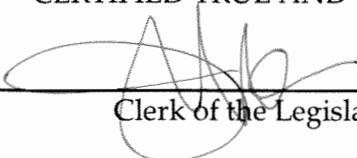
AN ACT TO AMEND SUBSECTIONS (c) AND (h) OF §10108 OF ARTICLE 1,  
CHAPTER 10 OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE RIGHT  
OF INSPECTION.

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.	✓				

(15)

TOTAL

CERTIFIED TRUE AND CORRECT:


4/1/13  
 Clerk of the Legislature

SENATOR BENJAMIN J.F. CRUZ, VICE SPEAKER  
Chairman, Committee on General Government Operations  
and Cultural Affairs  
Web Address: www.senatorbjcruz.com



IMINA TRENTAI DOS NA LIHESLATURAN GUAHAN  
The 32nd Guam Legislature • senator@senatorbjcruz.com  
155 Hesler Place, Hagatna, Guam 96910  
Telephone: (671) 477-2520/1 • Fax: (671) 477-2522

March 18, 2013

The Honorable Judith T. Won Pat  
Speaker  
*I Mina' Trentai Unu Na Liheslatuaran Guahan*  
32<sup>nd</sup> Guam Legislature  
155 Hesler Place  
Hagatna, Guam 96910

VIA: The Honorable Benjamin J.F. Cruz  
Acting Chairperson, Committee on Rules

RE: Committee Report on Bill No. 46-32 (LS)

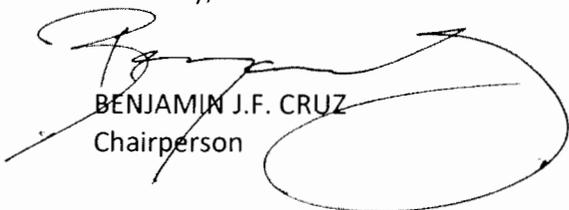
Dear Speaker Won Pat:

Transmitted herewith is the Report of the Committee on General Government Operations and Cultural Affairs on Bill No. 46-32 (LS) - T.R. Muña Barnes - An act to amend a subsection (c) and subsections (h) of Article 1, Chapter 10, Title 5, Guam Code Annotated relative to the Right of Inspection.

Committee votes are as follows:

<u>3</u>	TO DO PASS
<u>    </u>	TO NOT PASS
<u>6</u>	TO REPORT OUT ONLY
<u>    </u>	TO ABSTAIN
<u>    </u>	TO PLACE IN INACTIVE FILE

Sincerely,

  
BENJAMIN J.F. CRUZ  
Chairperson

2013 MAR 20 AM 11:29



## COMMITTEE REPORT

ON

**Bill No. 46-32 (LS) - T.R. Muña Barnes - An act to amend a subsection (c) and subsections (h) of Article 1, Chapter 10, Title 5, Guam Code Annotated relative to the Right of Inspection**



March 18, 2013

**MEMORANDUM**

**TO: All Members**

**FROM: Vice Speaker Benjamin J.F. Cruz  
Committee on General Government Operations and Cultural Affairs**

**SUBJECT: Committee Report on Bill No. 46-32 (LS)**

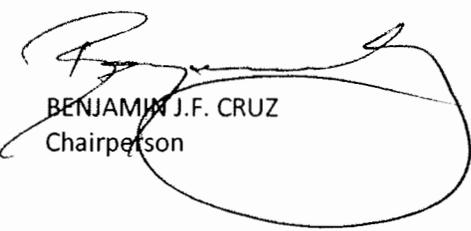
Transmitted herewith for your consideration is the Committee Report on Bill No. 46-32 (LS) - T.R. Muña Barnes - An act to amend a subsection (c) and subsections (h) of Article 1, Chapter 10, Title 5, Guam Code Annotated relative to the Right of Inspection.

This report includes the following:

- Committee Vote Sheet
- Committee Report Digest
- Bill No. 46-32 (LS)
- Public Hearing Sign-in Sheet
- Copies of Submitted Testimony & Supporting Documents
- COR Referral of Bill No. 46-32 (LS)
- Fiscal Note Requirement
- Notices of Public Hearing
- Public Hearing Agenda
- Related News Reports

Please take the appropriate action on the attached voting sheet. Your attention to this matter is greatly appreciated. Should you have any questions or concerns, please do not hesitate to contact me.

Very truly yours,

  
BENJAMIN J.F. CRUZ  
Chairperson



**COMMITTEE VOTING SHEET**

**Bill No. 46-32 (LS) - T.R. Muña Barnes - An act to amend a subsection (c) and subsections (h) of Article 1, Chapter 10, Title 5, Guam Code Annotated relative to the Right of Inspection**

COMMITTEE MEMBERS	SIGNATURE	TO DO PASS	TO NOT PASS	TO REPORT OUT ONLY	TO ABSTAIN	TO PLACE IN INACTIVE FILE
CRUZ, BENJAMIN J.F. Chairperson		3/18/13				
MUÑA BARNES, TINA ROSE Vice-Chairperson		✓				
WON PAT, JUDITH T. Speaker and Ex-Officio Member		3/18/13				
ADA, THOMAS C. Member						
PANGELINAN, C. VICENTE Member				✓		
RESPICIO, RORY J. Member						
RODRIGUEZ, DENNIS G. JR. Member				3/18		
SAN NICOLAS, MICHAEL, F.Q. Member		3/18/13		✓		
AGUON, Jr., FRANK B. Member		3/18/13		✓		
ADA, V. ANTHONY Member						
Morrison, Thomas Member						
McCreadie, Brant Member				3-18-13 ✓		
YAMASHITA, ALINE Member				3/18/13		



## **Committee Report Digest**

### **I. OVERVIEW**

The Committee on General Government Operations and Cultural Affairs convened a public hearing on Wednesday, March 6th, 2013 at 10:00 a.m. in the Public Hearing Room of *I Liheslatura*. Among the items on the agenda was the consideration was Bill No. 46-32 (LS) - T.R. Muña Barnes - An act to amend a subsection (c) and subsections (h) of Article 1, Chapter 10, Title 5, Guam Code Annotated relative to the Right of Inspection.

### **Public Notice Requirements**

All legal requirements for public notices were met, with requests for publication sent to all media and all Senators on February 26, 2013, and March 1, 2013 via email. Copies of the hearing notices are appended to the report.

### **Senators Present**

Vice Speaker Benjamin J.F. Cruz  
Senator Aline A. Yamashita, Ph.D.  
Senator V. Anthony Ada  
Senator Michael Limtiaco  
Senator Brant McCreadie  
Senator Rory J. Respicio  
Senator Dennis G. Rogriguez, Jr.  
Senator Michael F.Q. San Nicolas  
Senator Thomas Morrison

The public hearing was called to order at 10:05 a.m.

### **II. SUMMARY OF TESTIMONY AND DISCUSSION**

**Vice Speaker Benjamin J.F Cruz** announced Bill No. 46-32 (LS) and noted nobody had arrived for testimony. Senator Cruz thanked his colleagues and members of the panel for their comments then asserted that the record will be open for ten days so that residents may submit their testimonies.

### **III. FINDINGS AND RECOMMENDATION**

SENATOR BENJAMIN J.F. CRUZ, VICE SPEAKER  
Chairman, Committee on General Government Operations  
and Cultural Affairs  
Web Address: [www.senatorbjcruz.com](http://www.senatorbjcruz.com)



*IMINA TRÉNTAI DOS NA LIHESLATURAN GUAHAN*  
The 32nd Guam Legislature • [senator@senatorbjcruz.com](mailto:senator@senatorbjcruz.com)  
155 Hester Place, Hagatna, Guam 96910  
Telephone: (671) 477-2520/1 • Fax: (671) 477-2522

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The Committee on General Government Operations and Cultural Affairs to which was referred "Bill No. 46-32 (LS) - T.R. Muña Barnes - An act to amend a subsection (c) and subsections (h) of Article 1, Chapter 10, Title 5, Guam Code Annotated relative to the Right of Inspection" with a recommendation TO. *Report Out Only*

2013 FEB 18 PM 2:06

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

Bill No. 46-32(LS)

Introduced by:

T. R Muna Barnes

**AN ACT TO AMEND A SUBSECTION (c) AND SUBSECTION (h) OF  
ARTICLE 1, CHAPTER 10, TITLE 5, GUAM CODE ANNOTATED  
RELATIVE TO THE RIGHT OF INSPECTION**

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

**Section 1. Legislative Intent.** *I Liheslaturan Guåhan* finds that there exists an inconsistency in the laws governing the disclosure of information related to public employees and officials with respect to private personal information. In 1999, Public Law 25-40:1 amended Section § 10104(2) of Title 5, Guam Code Annotated so as to protect from disclosure the age and personal mailing address of government of Guam employees and officials. In P.L. 25-40, it was recognized that no public policy is served by releasing an employee's age and mailing address, and that an amendment would protect individuals from unwanted visitors, mail, harassment, and stalkers.

*I Liheslaturan Guåhan* finds that due to the rise in identity theft, there exists sound policy and justification for the continued protection of private personal information of public servants, and that such can be done without compromising the objectives of transparency.

**Section 2.** § 10108(c) and § 10108(h) of Title 5 Guam Code Annotated are hereby *amended* to read as follows:

1           **§ 10108. Limitation on Right of Inspection.** *Except* as provided in §  
2           10109 of this Chapter, nothing in this Chapter shall be construed  
3           to require disclosure of records that are any of the following:

4           (c) Personnel, medical, or similar files, the disclosure of which  
5           would constitute an unwarranted invasion of personal privacy. All  
6           information regarding salary, and the name, ~~age~~, and worksite  
7           mailing address of each employee and public official shall be  
8           public record.

9           (h) The home address and telephone number of any person whose  
10          occupation is subject to regulation or licensure by the government  
11          of Guam, or of any public official or government employee, or of  
12          any member of a government board, commission, or council,  
13          unless such person gives expressed permission to disclose such  
14          information. ~~The exemption in this Subsection shall not apply to~~  
15          ~~information provided by nominated board members, directors and~~  
16          ~~other officials up for confirmation by *I Liheslaturan Guåhan* [the~~  
17          ~~Legislature].~~

18          **Section 3: Severability.**       If any provision of this Law or its  
19          application to any person or circumstance is found to be invalid or contrary  
20          to law, such invalidity shall not affect other provisions or applications of this  
21          Law which can be given effect without the invalid provisions or application,  
22          and to this end the provisions of this Law are severable.





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

Senator  
Rory J. Respicio  
CHAIRPERSON  
MAJORITY LEADER

Senator  
Thomas C. Ada  
VICE CHAIRPERSON  
ASSISTANT MAJORITY LEADER

Senator  
Vicente (Ben) C. Pangelinan  
Member

Speaker  
Judith T.P. Won Pat, Ed.D.  
Member

Senator  
Dennis G. Rodriguez, Jr.  
Member

Vice-Speaker  
Benjamin J.F. Cruz  
Member

Legislative Secretary  
Tina Rose Muña Barnes  
Member

Senator  
Frank Blas Aguon, Jr.  
Member

Senator  
Michael F.Q. San Nicolas  
Member

Senator  
V. Anthony Ada  
Member  
MINORITY LEADER

Senator  
Aline Yamashita  
Member

## Certification of

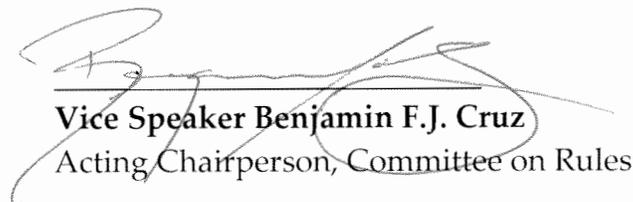
## Waiver of

## Fiscal Note Requirement

This is to certify that the Committee on Rules submitted to the Bureau of Budget and Management Research (BBMR) a request for a fiscal note, or applicable waiver, on **BILL NO. 46-32 (COR) – “AN ACT TO AMEND A SUBSECTION © AND SUBSECTIONS (h) OF ARTILE 1, CHAPTER 10, TITLE 5, GUAM CODE ANNOTATED RELATIVE TO THE RIGHT OF INSPECTION.”** – on February 20, 2013. COR hereby certifies that BBMR confirmed receipt of this request on February 14, 2013 at 10:04 AM.

COR further certifies that a response to this request was not received. **Therefore, pursuant to 2 GCA §9105, the requirement for a fiscal note, or waiver thereof, on Bill 46-32 (COR) to be included in the committee report on said bill, is hereby waived.**

Certified by:

  
**Vice Speaker Benjamin F.J. Cruz**  
Acting Chairperson, Committee on Rules

March 20, 2013  
Date



## 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  
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Senator  
Michael F.Q. San Nicolas  
Member

Senator  
V. Anthony Ada  
Member  
MINORITY LEADER

Senator  
Aline Yamashita  
Member

February 18, 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. 46-32(LS)**

As the Chairperson of the Committee on Rules, I am forwarding my referral of Bill No. **46-32(LS)**.

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	DATE COMMITTEE REPORT FILED	STATUS
46-32 (LS)	T.R. Muna Barnes	AN ACT TO AMEND A SUBSECTION (c) OF ARTICLE 1, AND SUBSECTION (h) OF ARTICLE 1, CHAPTER 10, TITLE 5, GUAM CODE ANNOTATED RELATIVE TO THE RIGHT OF INSPECTION	2/18/13 2:06pm	2/18/13	Committee on General Governmental Operations and Cultural Affairs			



February 26, 2013

**MEMORANDUM**

**To:** All Members/All Senators  
**From:** Chairman, Committee on General Government Operations and Cultural Affairs  
**Re:** First Notice of Public Hearing – Five Day Notice – March 6, 2013

*Hafa Adai!* Please be advised that the Committee on General Government Operations and Cultural Affairs will conduct a Public Hearing on **Wednesday, March 6, 2013, beginning at 10:00AM in / Liheslatura's Public Hearing Room** with the following agenda:

**Bill No. 45-32 (LS)** - B.T. McCreadie / R.J. Respicio - An act to add §5004.1 of Chapter 5, Title 5, Guam Code Annotated, relative to allowing the Guam Memorial Hospital to obtain professional services in accordance with industry practice.

**Bill No. 31-32 (COR)** - V.A. Ada - An act to add a new §5132 to Chapter 5 of 5GCA relative to retention of procurement related email messages.

**Bill No. 32-32 (COR)** - V.A. Ada - An act to add a new (e) to §5008 of Chapter 5 of 5GCA relative to prohibiting government of Guam branches, departments, agencies and instrumentalities from excluding local businesses from the procurement process.

**Bill No. 44-32 (COR)** - J.T. Won Pat, Ed.D. / A.A. Yamashita, Ph.D. / B.J.F. Cruz / R.J. Respicio - An act to amend §23111(g)(2) of Chapter 23, Division 2, Title 5, Guam Code Annotated, relative to authorizing the use of mileage earned through credit card purchases authorized by the government of Guam, to support student travel involving academic, sports and cultural activities.

**Bill No. 46-32 (LS)** - T.R. Muña Barnes - An act to amend a subsection (c) and subsections (h) of Article 1, Chapter 10, Title 5, Guam Code Annotated relative to the Right of Inspection.

Please provide written testimonies at least one day prior to the hearing to the Office of Vice Speaker Benjamin J.F Cruz, 155 Hesler Place, Hagåtña Guam 96910. They may be sent via facsimile to 477-2522, or via email to [mike.lidia@senatorbjcruz.com](mailto:mike.lidia@senatorbjcruz.com).

We comply with Title II of the Americans with Disabilities Act (ADA). Should you require assistance or special accommodations, please contact Mike Lidia at the Office of the Vice Speaker Benjamin J.F Cruz at 477-2521 or via email at [mike.lidia@senatorbjcruz.com](mailto:mike.lidia@senatorbjcruz.com).

Senseramente,

Mike Lidia  
Research Analyst  
Office of Vice Speaker Cruz  
477-2520



Mike Lidia &lt;mike.lidia@senatorbjcruz.com&gt;

**First Notice of Public Hearing – Five Day Notice – March 6, 2013 (Attachment Included)**

34 messages

Mike Lidia &lt;mike.lidia@senatorbjcruz.com&gt;

Tue, Feb 26, 2013 at 2:30 PM

To: bmkelman@guampdn.com, clynt@spbguam.com, Janela <janela@mvguam.com>, Jason Salas <jason@kuam.com>, Kevin Kerrigan <kevin@spbguam.com>, Krystal Paco <krystal@kuam.com>, KUAM <hottips@kuam.com>, Mindy Aguon <mindy@kuam.com>, news@guampdn.com, news@k57.com, Pacific News Center <news@spbguam.com>, parroyo@k57.com, Ray Gibson <rgibson@k57.com>, sabrina@kuam.com, thebigshow@k57.com, therese.hart.writer@gmail.com, Travis Coffman <travis.coffman@gmail.com>, Adonis Mendiola <adonis.mendiola@gmail.com>, AJ Balajada <albert.balajada@gpd.guam.gov>, Aline Yamashita <aline4families@gmail.com>, Amanda Lawson <alawson@visitguam.org>, Andy Arceo <andy.arceo@gmail.com>, Angel Sablan <anghet@hotmail.com>, Anisia Terlaje <anisiaterlaje@hotmail.com>, Annette Donner <annette.donner@fe.navy.mil>, Anthony Tamayo <anthony.tamayo@guam.gov>, Antone Aguon <afaguon@gmail.com>, Art Perez <aperez@gpagwa.com>, Arthur Clark <arthur.clark@guam.gov>, Arthur San Agustin <arthur.sanagustin@dphss.guam.gov>, Barry Mead <bigb@guam.net>, Ben Servino <benito.servino@disid.guam.gov>, Benita Manglona <bmanglonacpa@gmail.com>, Bernadette Artero <bernieartero@yahoo.com>, Bernadette Stern-Meno <bmemo@portguam.com>, Bertha Tajieron <bertha.tajieron@dphss.guam.gov>, Bryan Cruz <bacruz@guamattorneygeneral.com>, Carl Dominguez <carl.dominguez@dpw.guam.gov>, Carlene Okiyama <carlene.okiyama@guam.gov>, Carmelita Santos <carmelita.santos@clb.guam.gov>, Catherine Cruz Norton <catherine.norton@fe.navy.mil>, Cathy Gogue <cathy.gogue@gmail.com>, Charlyne Guerrero <charlyne.guerrero@epa.guam.gov>, Chief Fred Bordallo <fred.bordallo@gpd.guam.gov>, Christine Camacho <christine.camacho@gmail.com>, Chuck Ada <chuck.ada@ghs.guam.gov>, "Col. Ralph Sgambelluri" <rsgamby@yahoo.com>, Coleen Perez <coleen.perez@fe.navy.mil>, CPT Kenneth Ola <kenneth.ola@us.army.mil>, Dave Camacho <davidvcamacho@gmail.com>, David Camacho <ancestrallandsguam@yahoo.com>, Dong Choe <dong.choe@guam.gov>, "Dr. Anita Enriquez" <abe@uguam.uog.edu>, "Dr. Aurelio Espinola" <cme.guam@gmail.com>, "Dr. Helen Whippy" <hwhippy@uguam.uog.edu>, "Dr. Larry Lizama" <larry.lizama@gmha.org>, "Dr. Mary Okada" <mary.okada@guamcc.edu>, "Dr. Paul Pineda" <ppineda.spcs@gmail.com>, "Dr. Robert Underwood" <anacletus2010@gmail.com>, Ed Cruz <ed.cruz@bit.guam.gov>, Ed Ordonez <eduardo.ordonez@clb.guam.gov>, Eric Palacios <eric.palacios@epa.guam.gov>, Evert Arevalo <evert.arevalo@guam.gov>, Felix Pangelinan <frpangelinan@portguam.com>, Ferdinand Soriano <ferdinand.soriano@cqa.guam.gov>, Florence Blas <florencesgro@gmail.com>, Francis Santos <fsantos@staywellguam.com>, Frank Pangelinan <frankpangelinan08@yahoo.com>, Franklin Arriola <franklin.arriola@guam.gov>, Gener Deliquina <gfdeliquina@yahoo.com>, General Benny Paulino <benny.m.paulino@us.army.mil>, Gerald Perez <geap43@yahoo.com>, Geri Castillo <geraldine.castillo@guam.gov>, Gerry Cruz <gerry.cruz@epa.guam.gov>, Heidi Ballendorf <heidi@guamwaterworks.org>, Henry Taitano <henry.taitano@guam.gov>, "Hinson, Carrie K MSgt USAF" <carrie.hinson@andersen.af.mil>, Ivan Quinata <ivan.quinata@epa.guam.gov>, Jack Casey <jackwcasey@yahoo.com>, Jackie Balbas <jacqueline.balbas@caha.guam.gov>, James Canto <james.canto@guam.gov>, James Casey <jimcasey352@yahoo.com>, Jayne Flores <jayne.flores@guamcc.edu>, Jesse Alig <jesse.alig@guam.gov>, Jim McDonald <jim.mcdonald@ghs.guam.gov>, Joann Camacho <fjoann@hotmail.com>, Joanne Brown <j.msbrown@yahoo.com>, Joaquin Flores <jflores@gpagwa.com>, Joe Cameron <jacam57@ite.net>, Joey San Nicolas <jjoey.sannicolas@gfd.guam.gov>, John Benavente <gpagm@ite.net>, John Camacho <jpcamacho@revtax.gov.gu>, Jose San Agustin <tankaila@hotmail.com>, Joseph Cameron <joseph.cameron@dca.guam.gov>, Josephine Torres <josephine.torres@dpw.guam.gov>, Josette Javelosa <jjavelosa@portguam.com>, judguthertz@pticom.com, Karl Pangelinan <kpangelinan@guameda.net>, Kelly Basilia <kelly.basilia@guam.gov>, law@guamattorneygeneral.com, Leah Beth Oligario Naholowaa <lbnaholowaa@yahoo.com>, Leila Uong <leila.uong@guam.gov>, Leo Casil <leo.casil@dphss.guam.gov>, Linda DeNorsey <jilinda@teleguam.net>, "Lt Jodie K. 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J. Cruz" <senadotbjcruz@gmail.com>, Senator Ben Pangelinan <senbenp@guam.net>, "Senator Frank Blas, Jr." <frank.blasjr@gmail.com>, Senator Rory Respicio <roryforguam@gmail.com>, Senator Sam Mabini <senatorsam@senatormabini.com>, Senator Tina Muna-Barnes <tinamunabarnes@gmail.com>, Senator Tom Ada <tom@senatorada.org>, Senator Tony Ada <senatortonyada@guamlegislature.org>, Sherrill Gardner <sherrill.gardner.ctr@fe.navy.mil>, Simeon Palomo <simeon.palomo@dca.guam.gov>, Siva Kapurran <sivakgu@yahoo.com>, Speaker Judi Won Pat <speaker@judiwonpat.com>, Steve Guerrero <stephen.guerrero@bbmr.guam.gov>, Taryn Walker <taryn.walker@guam.gov>, Telo Taitague <sentelo@gmail.com>, Terry Cuabo <terry.cuabo@bsp.guam.gov>, Thelma Hechanova <Thelma.Hechanova.ctr@fe.navy.mil>, Theresa Cepeda <theresa.cepeda@fe.navy.mil>, Tina Garcia <cgarcia@investguam.com>, Tommy Morrison <morrison671@gmail.com>, Tony Lamorena

<alberto.lamorena@csc.guam.gov>, troy.torres@guam.gov, Vice Mayor Allan Ungacta <vicemayor\_allan.ungacta@yahoo.com>, Vice Mayor Louise Rivera <tatuhamo@ecomm.com>, Vice Mayor Robert Hoffman <vicemayor@gmail.com>, Vincent Leon Guerrero <vincent.leonguerrero@guam.gov>, Wilfred Aflague <wilfred.aflague@mail.dmtsa.guam.gov>, William Knight <william.knight@fe.navy.mil>, sgrarmes@guamlegislature.org, Adam Bearce <adam@guamlegislature.org>, Yong Pak <yong@guamlegislature.org>, "Benjamin J.F. Cruz" <senator@senatorbjcruz.com>, Senator Tina Muña Barnes <senator@tinamunabarnes.com>, office@senatorada.org, "Senator Dennis Rodriguez, Jr." <senatordrodriguez@gmail.com>, "Frank Blas Aguon, Jr." <aguon4guam@gmail.com>, Senator Michael San Nicolas <senatorsannicolas@gmail.com>, Chris Duenas <duenasenator@gmail.com>, Brant McCreadie <brantforguam@gmail.com>, "Michael T. Limtiaco" <mike@mikelimtiaco.com>, Tommy Morrison <tommy@senatormorrison.com>  
Cc: Charissa Tenorio <charissatenorio@gmail.com>, Chris Carillo <chris.carillo@senatorbjcruz.com>, Carlos Pangelinan <carlos.pangelinan@senatorbjcruz.com>, Carlo Branch <carlo.branch@gmail.com>

February 26, 2013

**MEMORANDUM**

**To:** All Members/All Senators

**From:** Chairman, Committee on General Government Operations and Cultural Affairs

**Re:** First Notice of Public Hearing – Five Day Notice – March 6, 2013

*Hafa Adai!* Please be advised that the Committee on General Government Operations and Cultural Affairs will conduct a Public Hearing on **Wednesday, March 6, 2013, beginning at 10:00AM in I Liheslatura's Public Hearing Room** with the following agenda:

**Bill No. 45-32 (LS)** - B.T. McCreadie / R.J. Respicio - An act to add §5004.1 of Chapter 5, Title 5, Guam Code Annotated, relative to allowing the Guam Memorial Hospital to obtain professional services in accordance with industry practice.

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**Bill No. 44-32 (COR)** - J.T. Won Pat, Ed.D. / A.A. Yamashita, Ph.D. / B.J.F. Cruz / R.J. Respicio - An act to amend §23111(g)(2) of Chapter 23, Division 2, Title 5, Guam Code Annotated, relative to authorizing the use of mileage earned through credit card purchases authorized by the government of Guam, to support student travel involving academic, sports and cultural activities.

**Bill No. 46-32 (LS)** - T.R. Muña Barnes - An act to amend a subsection (c) and subsections (h) of Article 1, Chapter 10, Title 5, Guam Code Annotated relative to the Right of Inspection.

Please provide written testimonies at least one day prior to the hearing to the Office of Vice Speaker Benjamin J.F. Cruz, 155 Hesler Place, Hagåtña Guam 96910. They may be sent via facsimile to 477-2522, or via email to [mike.lidia@senatorbjcruz.com](mailto:mike.lidia@senatorbjcruz.com).

We comply with Title II of the Americans with Disabilities Act (ADA). Should you require assistance or special accommodations, please contact Mike Lidia at the Office of the Vice Speaker Benjamin J.F. Cruz at 477-2521 or via email at [mike.lidia@senatorbjcruz.com](mailto:mike.lidia@senatorbjcruz.com).

Senseramente,

Mike Lidia

Research Analyst

Office of Vice Speaker Cruz  
477-2520

 **02262013 B.J. Cruz First Notice of Public Hearing for 03062013.doc**  
128K

**Mail Delivery Subsystem** <mailer-daemon@googlemail.com>  
To: mike.lidia@senatorbjcruz.com

Tue, Feb 26, 2013 at 2:30 PM

Delivery to the following recipient failed permanently:

miki.leonguerrero@bsp.guam.gov

Technical details of permanent failure:

Google tried to deliver your message, but it was rejected by the server for the recipient domain bsp.guam.gov by aspmx.l.google.com. [173.194.75.27].

The error that the other server returned was:

550 5.2.1 The email account that you tried to reach is disabled. pm1si10455730vcb.12 - gsmtpt

----- Original message -----

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HJog==

MIME-Version: 1.0

X-Received: by 10.220.242.73 with SMTP id lh9mr8036076vcb.49.1361853052009;

Mon, 25 Feb 2013 20:30:52 -0800 (PST)

Received: by 10.220.230.202 with HTTP; Mon, 25 Feb 2013 20:30:51 -0800 (PST)

X-Originating-IP: [202.128.4.44]

Date: Tue, 26 Feb 2013 14:30:51 +1000

Message-ID: <CAFRf6VbR1SffKmrH+65jB2=kcmY0UCBjqJz1fk-crNify90CTQ@mail.gmail.com>

Subject: =?windows-1252?Q?First\_Notice\_of\_Public\_Hearing\_=96\_Five\_Day\_Notice\_?=

=?windows-1252?Q?=96\_March\_6=2C\_2013\_=28Attachment\_Included=29?=>

From: Mike Lidia <mike.lidia@senatorbjcruz.com>

To: bmkelman@guampdn.com, clynt@spbgua.com, Janela <janela@mvguam.com>,

Jason Salas <jason@kuam.com>, Kevin Kerrigan <kevin@spbgua.com>, Krystal Paco <krystal@kuam.com>,

KUAM <hottips@kuam.com>, Mindy Aguon <mindy@kuam.com>, news@guampdn.com, news@k57.com,

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Amanda Lawson <alawson@visitguam.org>, Andy Arceo <andy.arceo@gmail.com>,

Angel Sablan <anghet@hotmail.com>, Anisia Terlaje <anisiaterlaje@hotmail.com>,

Annette Donner <annette.donner@fe.navy.mil>, Anthony Tamayo <anthony.tamayo@guam.gov>,

Antone Aguon <afaguon@gmail.com>, Art Perez <aperez@gpagwa.com>,



March 1, 2013

**MEMORANDUM**

**To:** All Members/All Senators  
**From:** Chairman, Committee on General Government Operations and Cultural Affairs  
**Re:** Second Notice of Public Hearing – Two Day Notice – March 6, 2013

*Hafa Adai!* Please be advised that the Committee on General Government Operations and Cultural Affairs will conduct a Public Hearing on **Wednesday, March 6, 2013, beginning at 10:00AM in / Liheslatura's Public Hearing Room** with the following agenda:

**Bill No. 45-32 (LS)** - B.T. McCreddie / R.J. Respicio - An act to add §5004.1 of Chapter 5, Title 5, Guam Code Annotated, relative to allowing the Guam Memorial Hospital to obtain professional services in accordance with industry practice.

**Bill No. 31-32 (COR)** - V.A. Ada - An act to add a new §5132 to Chapter 5 of 5GCA relative to retention of procurement related email messages.

**Bill No. 32-32 (COR)** - V.A. Ada - An act to add a new (e) to §5008 of Chapter 5 of 5GCA relative to prohibiting government of Guam branches, departments, agencies and instrumentalities from excluding local businesses from the procurement process.

**Bill No. 44-32 (COR)** - J.T. Won Pat, Ed.D. / A.A. Yamashita, Ph.D. / B.J.F. Cruz / R.J. Respicio - An act to amend §23111(g)(2) of Chapter 23, Division 2, Title 5, Guam Code Annotated, relative to authorizing the use of mileage earned through credit card purchases authorized by the government of Guam, to support student travel involving academic, sports and cultural activities.

**Bill No. 46-32 (LS)** - T.R. Muña Barnes - An act to amend a subsection (c) and subsections (h) of Article 1, Chapter 10, Title 5, Guam Code Annotated relative to the Right of Inspection.

Please provide written testimonies at least one day prior to the hearing to the Office of Vice Speaker Benjamin J.F Cruz, 155 Hesler Place, Hagåtña Guam 96910. They may be sent via facsimile to 477-2522, or via email to [mike.lidia@senatorbjcruz.com](mailto:mike.lidia@senatorbjcruz.com).

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Senseramente,

Mike Lidia  
Research Analyst  
Office of Vice Speaker Cruz  
477-2520



Mike Lidia <mike.lidia@senatorbjcruz.com>

**Second Notice of Public Hearing – Two Day Notice – March 6, 2013 (Attachment Included)**

36 messages

Mike Lidia <mike.lidia@senatorbjcruz.com> Fri, Mar 1, 2013 at 8:17 AM

To: bmkelman@guampdn.com, clynt@spbguam.com, Janela <janela@mvguam.com>, Jason Salas <jason@kuam.com>, Kevin Kerrigan <kevin@spbguam.com>, Krystal Paco <krystal@kuam.com>, KUAM <hottips@kuam.com>, Mindy Aguan <mindy@kuam.com>, news@guampdn.com, news@k57.com, Pacific News Center <news@spbguam.com>, parroyo@k57.com, Ray Gibson <rgibson@k57.com>, sabrina@kuam.com, thebigshow@k57.com, therese.hart.writer@gmail.com, Travis Coffman <travis.coffman@gmail.com>, "Benjamin JF Cruz" <senator@senatorbjcruz.com>, "Brant McCreadie" <brantforguam@gmail.com>, "Michael F. Q. San Nicolas" <responsibleguam@gmail.com>, "Michael T. Limtiaco" <mike@mikelimtiaco.com>, "Thomas (Tommy) Morrison" <tommy@senatormorrison.com>, "Aline A. Yamashita, Ph.D" <aline4families@gmail.com>, "Christopher M. Duenas" <duenasenator@gmail.com>, "Dennis G. Rodriguez" <senatordrodriguez@gmail.com>, "Frank Blas Aguan, Jr." <aguon4guam@gmail.com>, "Judith T. Won Pat, Ed.D." <speaker@judiwonpat.com>, "Thomas C. Ada" <tom@senatorada.org>, Tina Rose Muna Barnes <tinamunabarnes@gmail.com>, "V. Anthony Ada" <tony@tonyada.com>, vicente 'ben' pangelinan <senbenp@guam.net>, Adonis Mendiola <adonis.mendiola@gmail.com>, AJ Balajada <albert.balajadia@gpd.guam.gov>, Amanda Lawson <alawson@visitguam.org>, Andy Arceo <andy.arceo@gmail.com>, Angel Sablan <anghet@hotmail.com>, Anisia Terlaje <anisiaterlaje@hotmail.com>, Annette Donner <annette.donner@fe.navy.mil>, Anthony Tamayo <anthony.tamayo@guam.gov>, Antone Aguan <afaguon@gmail.com>, Art Perez <aperez@gpagwa.com>, Arthur Clark <arthur.clark@guam.gov>, Arthur San Agustin <arthur.sanagustin@dphss.guam.gov>, Barry Mead <bigb@guam.net>, Ben Servino <benito.servino@disid.guam.gov>, Benita Manglona <bmanglonacpa@gmail.com>, Bernadette Artero <bernieartero@yahoo.com>, Bernadette Stern-Meno <bmeno@portguam.com>, Bertha Tajjeron <bertha.tajjeron@dphss.guam.gov>, Bryan Cruz <bcruz@guamattorneygeneral.com>, Carl Dominguez <carl.dominguez@dpw.guam.gov>, Carlene Okiyama <carlene.okiyama@guam.gov>, Carmelita Santos <carmelita.santos@clb.guam.gov>, Catherine Cruz Norton <catherine.norton@fe.navy.mil>, Cathy Gogue <cathy.gogue@gmail.com>, Charlyne Guerrero <charlyne.guerrero@epa.guam.gov>, Chief Fred Bordallo <fred.bordallo@gpd.guam.gov>, Christine Camacho <christine.camacho@gmail.com>, Chuck Ada <chuck.ada@ghs.guam.gov>, "Col. 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Cornell" <jodie.cornell@fe.navy.mil>, LtCol Aisha Bakkar <aisha.bakkar@fe.navy.mil>, LTJG Wade Thomson <Wade.P.Thomson@uscg.mil>, manasilva@hotmail.com, Marcel Camacho <mcamacho@ghura.org>, Maria Cenon <mcenon@mail.justice.gov.gu>, Mariquita Taitague <doagrdir@yahoo.com>, Martin Benavente <martin2ndwind@gmail.com>, Mary Torres <marytorres@guamairport.net>, May Camacho <maycamacho52@gmail.com>, Mayors Council of Guam <mcogadmin@teleguam.net>, Mermae Cepeda <mermae.cepeda@guam.gov>, Michele Limtiaco <michele.limtiaco@us.army.mil>, Michelle Taitano <michelle.taitano@ghc.guam.gov>, Mike Duenas <mjduenas@ghura.org>, Miki Leon Guerrero <miki.leonguerrero@bsp.guam.gov>, Miki Marks <miki.marks@guam.gov>, Monte Mafnas <director@cltc.guam.gov>, Natalie Quinata <natalie.quinata@guam.gov>, Patricia Gay <patricia.gay@andersen.af.mil>, Paul Santos <paul.santos@dlim.guam.gov>, Paula Blas <pmblas@ite.net>, Pedro Leon Guerrero <pedro79@hotmail.com>, Peter Roy Martinez <peterroy@teleguam.net>, Pilar Laguana <plaguana@visitguam.org>, Public Auditor Doris Flores Brooks <dfbrooks@guamopa.org>, Raffaele Sgambelluri <raffaele.sgambelluri@cqa.guam.gov>, Ray Topasna <rtopasna@ghura.org>, Rey Vega <rey.vega@guam.gov>, Rita Sotomayor <dvrirta@ymail.com>, Roeann Martin <roeann.cruz@guam.gov>, Rolenda Faasuamalie <rolenda@guamairport.net>, Rose Ramsey <rose.ramsey@guam.gov>, Sandra Stanley <sandra.stanley@gpls.guam.gov>, Sherrill Gardner <sherrill.gardner.ctr@fe.navy.mil>, Simeon Palomo <simeon.palomo@dca.guam.gov>, Siva Kapurran <sivakgu@yahoo.com>, Steve Guerrero <stephen.guerrero@bbmr.guam.gov>, Taryn Walker <taryn.walker@guam.gov>, Telo Taitague <sentelo@gmail.com>, Terry Cuabo <terry.cuabo@bsp.guam.gov>, Thelma Hechanova <Thelma.Hechanova.ctr@fe.navy.mil>, Theresa Cepeda <theresa.cepeda@fe.navy.mil>, Tina Garcia <cgarcia@investguam.com>, Tony Lamorena <alberto.lamorena@csc.guam.gov>, troy.torres@guam.gov, Vice Mayor Allan Ungacta <vicemayor\_allan.ungacta@yahoo.com>, Vice Mayor Louise Rivera <tatuhamo@eccomm.com>, Vice Mayor Robert Hoffman <vicemayor@gmail.com>, Vincent Leon Guerrero <vincent.leonguerrero@guam.gov>, Wilfred Aflague <wilfred.aflague@mail.dmhsa.guam.gov>, William Knight <william.knight@fe.navy.mil>, Cynthia.ige@gpd.guam.gov, Carlos Pangelinan <carlos.pangelinan@senatorbjcruz.com>, Chris Carillo <chris.carillo@senatorbjcruz.com>, carlo.branch@gmail.com, mayormcdonald@hotmail.com, agatmayorsoffice@hotmail.com, dinga1@live.com,

asanmainamayorsoffice@yahoo.com, bmomayor@teleguam.net, msavares@teleguam.net, peter\_daigo@hotmail.com, mayordorisfloreslujan@gmail.com, nblas\_mangilaomayor@yahoo.com, mayorernestc@yahoo.com, pitimayor@yahoo.com, guammayor@gmail.com, rudyiriarte@gmail.com, mayorlcrivera.tatuha@gmail.com, vicemayorksantos.tatuha@gmail.com, kones.r@gmail.com, arleens81@gmail.com, talofofomayor@gmail.com, hagatnamayor@hotmail.com, mtm\_mayors\_office@yahoo.com, daleealvarez@gmail.com, umatacmo@gmail.com, kenjoeada@yahoo.com, "Rory J. Respicio" <roryforguam@gmail.com>, sgrarmes@guamlegislature.org, mis <mis@guamlegislature.org>, Adam Bearce <adam@guamlegislature.org>, "Thomas Shieh, MD, FACOG" <doctorshieh@yahoo.com>, "Dr. John Ray Taitano" <drtaitano@gmail.com>, Charissa Tenorio <charissatenorio@gmail.com>, "John Thos. Brown" <jngo@ozemail.com.au>

March 1, 2013

**MEMORANDUM**

**To:** All Members/All Senators

**From:** Chairman, Committee on General Government Operations and Cultural Affairs

**Re:** Second Notice of Public Hearing – Two Day Notice – March 6, 2013

*Hafa Adai!* Please be advised that the Committee on General Government Operations and Cultural Affairs will conduct a Public Hearing on **Wednesday, March 6, 2013, beginning at 10:00AM in I Liheslatura's Public Hearing Room** with the following agenda:

**Bill No. 45-32 (LS)** - B.T. McCreddie / R.J. Respicio - An act to add §5004.1 of Chapter 5, Title 5, Guam Code Annotated, relative to allowing the Guam Memorial Hospital to obtain professional services in accordance with industry practice.

**Bill No. 31-32 (COR)** - V.A. Ada - An act to add a new §5132 to Chapter 5 of 5GCA relative to retention of procurement related email messages.

**Bill No. 32-32 (COR)** - V.A. Ada - An act to add a new (e) to §5008 of Chapter 5 of 5GCA relative to prohibiting government of Guam branches, departments, agencies and instrumentalities from excluding local businesses from the procurement process.

**Bill No. 44-32 (COR)** - J.T. Won Pat, Ed.D. / A.A. Yamashita, Ph.D. / B.J.F. Cruz / R.J. Respicio - An act to amend §23111(g)(2) of Chapter 23, Division 2, Title 5, Guam Code Annotated, relative to authorizing the use of mileage earned through credit card purchases authorized by the government of Guam, to support student travel involving academic, sports and cultural activities.

**Bill No. 46-32 (LS)** - T.R. Muña Barnes - An act to amend a subsection (c) and subsections (h) of Article 1, Chapter 10, Title 5, Guam Code Annotated relative to the Right of Inspection.

Please provide written testimonies at least one day prior to the hearing to the Office of Vice Speaker Benjamin J.F Cruz, 155 Hesler Place, Hagåtña Guam 96910. They may be sent via facsimile to 477-2522, or via email to [mike.lidia@senatorbjcruz.com](mailto:mike.lidia@senatorbjcruz.com).

We comply with Title II of the Americans with Disabilities Act (ADA). Should you require assistance or special accommodations, please contact Mike Lidia at the Office of the Vice Speaker Benjamin J.F Cruz at 477-2521 or via email at [mike.lidia@senatorbjcruz.com](mailto:mike.lidia@senatorbjcruz.com).

Senseramente,

Mike Lidia

Research Analyst

Office of Vice Speaker Cruz  
477-2520

 03012013 B.J. Cruz Second Notice of Public Hearing for 03062013.doc  
128K

Mail Delivery Subsystem <mailer-daemon@googlemail.com>

Fri, Mar 1, 2013 at 8:17 AM

To: mike.lidia@senatorbjcruz.com

Delivery to the following recipient failed permanently:

gerry.cruz@epa.guam.gov

Technical details of permanent failure:

Google tried to deliver your message, but it was rejected by the server for the recipient domain epa.guam.gov by aspmx.l.google.com. [173.194.71.27].

The error that the other server returned was:

550-5.1.1 The email account that you tried to reach does not exist. Please try  
550-5.1.1 double-checking the recipient's email address for typos or  
550-5.1.1 unnecessary spaces. Learn more at  
550 5.1.1 http://support.google.com/mail/bin/answer.py?answer=6596 p2si4083372lby.38 - gsmtpt

----- Original message -----

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9j2A==

MIME-Version: 1.0

X-Received: by 10.112.26.202 with SMTP id n10mr4379133lbg.15.1362089838267;

Thu, 28 Feb 2013 14:17:18 -0800 (PST)

Received: by 10.112.17.194 with HTTP; Thu, 28 Feb 2013 14:17:17 -0800 (PST)

X-Originating-IP: [114.142.204.179]

Date: Fri, 1 Mar 2013 08:17:17 +1000

Message-ID: <CAFrf6VZsZXcdSq\_1jzvhvTuD0xMgAWKOzTy0LHkbOxZ80KuGw@mail.gmail.com>

Subject: =?windows-1252?Q?=93Benjamin\_JF\_Cruz=94?=<senator@senatorbjcruz.com>

=?windows-1252?Q?=96\_March\_6=2C\_2013\_=28Attachment\_Included=29?=<senator@senatorbjcruz.com>

From: Mike Lidia <mike.lidia@senatorbjcruz.com>

To: bmkelman@guampdn.com, clynt@spbguam.com, Janela <janela@mvguam.com>

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thebigshow@k57.com, therese.hart.writer@gmail.com,

Travis Coffman <travis.coffman@gmail.com>

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=?windows-1252?Q?=93Brant\_McCreadie=94?=<brantforguam@gmail.com>

=?windows-1252?Q?=93Michael\_F=2E\_Q=2E\_San\_Nicolas=94?=<responsibleguam@gmail.com>

=?windows-1252?Q?=93Michael\_T=2E\_Limtiaco=94?=<mike@mikelimtiaco.com>



## PUBLIC HEARING AGENDA

Wednesday, March 6, 2013 – 10:00AM

*I Liheslatura* • Public Hearing Room • Hagåtña, Guam

**Bill No. 45-32 (LS)** - B.T. McCreadie / R.J. Respicio - An act to add §5004.1 of Chapter 5, Title 5, Guam Code Annotated, relative to allowing the Guam Memorial Hospital to obtain professional services in accordance with industry practice.

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**Bill No. 46-32 (LS)** - T.R. Muña Barnes - An act to amend a subsection (c) and subsections (h) of Article 1, Chapter 10, Title 5, Guam Code Annotated relative to the Right of Inspection.



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

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CHAIRPERSON  
MAJORITY LEADER

Senator  
Thomas C. Ada  
VICE CHAIRPERSON  
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MINORITY LEADER

Senator  
Aline Yamashita  
Member

February 19, 2013

**VIA FACSIMILE**

(671) 472-2825

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

**RE: Request for Fiscal Note – Bill Nos. 43-32 through 44-32 (COR) and Bill Nos. 45-32 through 47-32 (LS)**

*Hafa Adai* Mr. Rios:

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

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

Very Truly Yours,

**Senator Rory J. Respicio**  
*Chairperson, Committee on Rules*

Attachments

Cc: Clerk of the Legislature

**Bill No. 43-32 (COR)** - B..J.F. Cruz - AN ACT TO ADD A NEW (b) (1) AND (2) TO § 67.801; AND TO ADD A NEW § 67.802 AND § 67.803 TO ARTICLE 8 OF CHAPTER 67 OF TITLE 9 GUAM CODE ANNOTATED RELATIVE TO STRENGTHENING THE PENALTIES FOR THE POSSESSION, MANUFACTURING, SELLING, OR DISTRIBUTION OF ANY SYNTHETIC CANNABINOID OR SALVIA DIVINORUM.

**Bill No. 44-32 (COR)** - Judith T. Won Pat, Ed.D - AN ACT TO AMEND §23111(g)(2) OF CHAPTER 23, DIVISION 2, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE USE OF MILEAGE EARNED THROUGH CREDIT CARD PURCHASES AUTHORIZED BY THE GOVERNMENT OF GUAM, TO SUPPORT STUDENT TRAVEL INVOLVING ACADEMIC, SPORTS AND CULTURAL ACTIVITIES.

**Bill No. 45-32 (LS)** - Brant T. McCreadie - AN ACT TO ADD §5004.1 OF CHAPTER 5, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING THE GUAM MEMORIAL HOSPITAL TO OBTAIN PROFESSIONAL SERVICES IN ACCORDANCE WITH INDUSTRY PRACTICE.

**Bill No. 46-32 (LS)** - T.R. Muna Barnes - AN ACT TO AMEND A SUBSECTION (c) AND SUBSECTION (h) OF ARTICLE 1, CHAPTER 10, TITLE 5, GUAM CODE ANNOTATED RELATIVE TO THE RIGHT OF INSPECTION

**Bill No. 47-32 (LS)** - V.C. Pangelinan - AN ACT TO ADD A NEW SECTION 8103.1 TO ARTICLE 1, CHAPTER 8, TITLE 4 OF THE GUAM CODE ANNOTATED, TO COMPLY WITH INTERNAL REVENUE CODE REQUIREMENTS APPLICABLE TO THE GOVERNMENT OF GUAM RETIREMENT FUND



## COMMITTEE ON RULES

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Senator  
Rory J. Respicio  
CHAIRPERSON  
MAJORITY LEADER

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ASSISTANT MAJORITY LEADER

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Member

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Tina Rose Muña Barnes  
Member

Senator  
Frank Blas Aguon, Jr.  
Member

Senator  
Michael F.Q. San Nicolas  
Member

Senator  
V. Anthony Ada  
Member  
MINORITY LEADER

Senator  
Aline Yamashita  
Member

February 18, 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. 46-32(LS)**

As the Chairperson of the Committee on Rules, I am forwarding my referral of Bill No. 46-32(LS).

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

2013 FEB 18 PM 2:06

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

Bill No. 46-32(LS)

Introduced by:

T. R Muna Barnes

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**AN ACT TO AMEND A SUBSECTION (c) AND SUBSECTION (h) OF ARTICLE 1, CHAPTER 10, TITLE 5, GUAM CODE ANNOTATED RELATIVE TO THE RIGHT OF INSPECTION**

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

**Section 1. Legislative Intent.** *I Liheslaturan Guåhan* finds that there exists an inconsistency in the laws governing the disclosure of information related to public employees and officials with respect to private personal information. In 1999, Public Law 25-40:1 amended Section § 10104(2) of Title 5, Guam Code Annotated so as to protect from disclosure the age and personal mailing address of government of Guam employees and officials. In P.L. 25-40, it was recognized that no public policy is served by releasing an employee's age and mailing address, and that an amendment would protect individuals from unwanted visitors, mail, harassment, and stalkers.

*I Liheslaturan Guåhan* finds that due to the rise in identity theft, there exists sound policy and justification for the continued protection of private personal information of public servants, and that such can be done without compromising the objectives of transparency.

**Section 2.** § 10108(c) and § 10108(h) of Title 5 Guam Code Annotated are hereby *amended* to read as follows:

1           **§ 10108. Limitation on Right of Inspection.** *Except* as provided in §  
2           10109 of this Chapter, nothing in this Chapter shall be construed  
3           to require disclosure of records that are any of the following:

4           (c) Personnel, medical, or similar files, the disclosure of which  
5           would constitute an unwarranted invasion of personal privacy. All  
6           information regarding salary, and the name, ~~age~~, and worksite  
7           mailing address of each employee and public official shall be  
8           public record.

9           (h) The home address and telephone number of any person whose  
10          occupation is subject to regulation or licensure by the government  
11          of Guam, or of any public official or government employee, or of  
12          any member of a government board, commission, or council,  
13          unless such person gives expressed permission to disclose such  
14          information. ~~The exemption in this Subsection shall not apply to~~  
15          ~~information provided by nominated board members, directors and~~  
16          ~~other officials up for confirmation by I Liheslaturan Guåhan [the~~  
17          ~~Legislature].~~

18          **Section 3: Severability.**       If any provision of this Law or its  
19          application to any person or circumstance is found to be invalid or contrary  
20          to law, such invalidity shall not affect other provisions or applications of this  
21          Law which can be given effect without the invalid provisions or application,  
22          and to this end the provisions of this Law are severable.