MINA' BENTE NUEBI NA LIHESLATURAN GUÅHAN
TWENTY-NINTH GUAM LEGISLATURE
155 Hessler Place, Hagåtña, Guam 96910

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April 28, 2008

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The Honorable Felix P. Camacho
I Maga'lahen Guåhan
Ufisinan I Maga'lahi
Hagåtña, Guam 96910

Dear *Maga'lahi* Camacho:

Transmitted herewith are Bill Nos. 72(LS), 218(LS), and Substitute Bill No. 25(EC) which were overridden by *I Mina'Bente Nuebi Na Liheslaturan Guåhan* on April 25, 2008, notwithstanding your veto.

Sincerely,

TINA ROSE MUÑA-BARNES
Senator and Secretary of the Legislature

Enclosures (3)

I MINA'BENTE NUEBI NA LIHESLATURAN GUÅHAN
2008 (SECOND) Regular Session

FILE COPY

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

This is to certify that **Substitute Bill No. 25 (EC), "AN ACT TO *AMEND* §1000 (a) OF CHAPTER 10 OF TITLE 1, GUAM CODE ANNOTATED, TO INCLUDE MARTIN LUTHER KING, JR. DAY AS A GUAM HOLIDAY AND TO *ADD* A NEW CHAPTER 23 TO TITLE 1, GUAM CODE ANNOTATED, TO CREATE THE REVEREND DR. MARTIN LUTHER KING, JR. HUMAN AND CIVIL RIGHTS COMMISSION,"** returned without approval of *I Maga'lahen Guåhan,* was reconsidered by *I Liheslaturan Guåhan* and after such consideration, did agree, on the 25th day of April, 2008, to pass said bill notwithstanding the veto of *I Maga'lahen Guåhan* by a vote of eleven (11) Members.

DR. DAVID L.G. SHIMIZU
Acting Speaker

Attested:

TINA ROSE MUÑA BARNES
Senator and Legislative Secretary

This Act was received by *I Maga'lahen Guåhan* this 28 day of April, 2008, at 4:20 o'clock P.M.

Assistant Staff Officer
Maga'lahi's Office

Public Law No. _____

I MINA'BENTE NUEBI NA LIHESLATURAN GUÅHAN
2007 (FIRST) Regular Session

Bill No. 25 (EC)
As substituted by the Committee on
Education, General & Omnibus Affairs
and amended on the Floor.

Introduced by: Judith Paulette Guthertz
R. J. Respicio
Tina Rose Muña Barnes
David L.G. Shimizu
Frank F. Blas, Jr.
Edward J.B. Calvo
B. J.F. Cruz
James V. Espaldon
Mark Forbes
Frank T. Ishizaki
J. A. Lujan
A. B. Palacios, Sr.
v. c. pangelinan
Ray Tenorio
J. T. Won Pat, Ed.D.

AN ACT TO *AMEND* §1000 (a) OF CHAPTER 10 OF TITLE 1, GUAM CODE ANNOTATED, TO INCLUDE MARTIN LUTHER KING, JR. DAY AS A GUAM HOLIDAY AND TO *ADD* A NEW CHAPTER 23 TO TITLE 1, GUAM CODE ANNOTATED, TO CREATE THE REVEREND DR. MARTIN LUTHER KING, JR. HUMAN AND CIVIL RIGHTS COMMISSION.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. §1000 (a) of Chapter 10 of Title 1, Guam Code Annotated, is *amended* to read:

"**§1000. Holidays.** (a) The holidays of Guam are:

New Year's Day;

Martin Luther King, Jr. Day, the third Monday in January;
Memorial Day, the last Monday in May;
Independence Day, July 4th;
Liberation Day, July 21st;
Labor Day, the first Monday in September;
All Soul's Day, November 2nd;
Veteran's Day, November 11th;
Thanksgiving, the fourth Thursday in November;
Our Lady of Camarin Day, December 8th; and
Christmas, December 25th."

Section 2. A new Chapter 23 is *added* to Title 1, Guam Code Annotated, to read:

"Chapter 23
The Reverend, Dr. Martin Luther King, Jr.
Human and Civil Rights Commission

§2301. Creation and Membership
§2302. Term and Vacancy
§2303. Function
§2304. General Powers
§2305. Repository for Commission Documents
§2306. Budget
§2307. Reporting
§2308. Martin Luther King, Jr. Festival

§2301. Creation and Membership. There is hereby created the Reverend, Dr. Martin Luther King, Jr. Human and Civil Rights Commission, hereinafter referred to as the 'Commission', which *shall* continue in effect until dissolved by *I Liheslatura.*

The Commission *shall* be formed and meet *no later than* forty-five (45) days after the enactment of this Act.

Commission appointees must have lived in Guam for at least one (1) year and must be committed to promoting the ideas and vision of the Reverend, Dr. King, Jr., as well as human and civil rights in Guam. Commission members *shall* be sworn in by *I Maga'lahen Guåhan* and their appointments shall *not* be subject to advice and consent procedure of *I Liheslaturan Guåhan.*

The Commission *shall* be comprised of seventeen (17) members, fourteen (14) of whom *shall* be appointed by *I Maga'lahi* and three (3) who *shall* be appointed by the Speaker of *I Liheslatura.*

(a) *I Maga'lahi's* appointees are:

(1) The Executive Director;

(2) Two (2) from the military community;

(3) One (1) from the business community;

(4) One (1) from the Guam Interfaith Committee;

(5) Three (3) representing education: one (1) each from private, public, and military educational institutions;

(6) One (1) from the Consular Corps;

(7) One (1) member of the Mayor's Council of Guam designated by the President of the Council, who may select himself;

(8) One (1) member of the Guam Youth Congress designated by the Speaker of the Youth Congress, who may select himself;

(9) One (1) member of the Civil Service Commission;

(10) One (1) from the Judiciary System; and

(11) One (1) member of the Guam Chamber of Commerce, designated by the Chairman of the Chamber, who may select himself.

(b) The Speaker's appointees are one (1) member of the minority and two (2) members of the majority who *shall* be designated by the Speaker who may appoint himself.

§2302. Term and Vacancy. Members of the Commission *shall* serve a three (3)-year term. Members *shall* serve without compensation. The Executive Director of the Reverend, Dr. Martin Luther King, Jr. Human and Civil Rights Commission *shall* serve as the Commission's Chair and the Vice Chairperson and other commissioned officers *shall* be elected from among its members. Any vacancies occurring within any three (3)-year term *shall* be filled by nomination by two-thirds (2/3) vote of the remaining Commission members and approved by *I Maga'lahi.*

§2303. Function. The Executive Director, as Chair of the Commission, *shall* be responsible for the leadership, guidance, and directions, for the planning, organizing, coordinating, and developing activities to achieve the mission and goals of the Commission as contained in this Chapter. The Commission *shall* receive support services from *I Maga'lahi's* Office consisting of office supplies, materials, equipment, and duplicating services to carry out the duties and mission of the Commission.

Commission Members *shall* be responsible for:

(a) the roles, duties, and responsibilities of the officers and committees;

(b) creating programs and activities that promote social justice, peace and goodwill among people of different races and cultures through debates, festivals that markets goods and services, performing arts,

arts and crafts, and displays of the Reverend Dr. Martin Luther King, Jr.'s vision of 'Living the Dream';

(c) securing grants, sponsorships, and donations for developing and delivering educational programs, cultural activities and projects that promote positive social change, cultural understanding, and appreciation for ethnic differences;

(d) Planning, developing and coordinating workshops, seminars, and/or conferences that focus on 'Training the Trainers' on the non-violent philosophy espoused by Dr. King, Jr.;

(e) Building partnership with Guam's public, private, and military school systems, Guam Community College, University of Guam, Nieves Flores Memorial Library, Guam Educational Telecommunications Corporation (KGTF), other media stations, government instrumentalities, non-profit organizations, and human and civil rights groups for promoting and marketing the Commission's programs and activities; and

(f) developing communication networks with local and global communities to gain information, share ideas, and exchange resources that foster a global vision for future leaders.

Unless and until modified by a majority vote of the Commission's Members, the Commission's meetings *shall* take place on the third Wednesday of each month at *I Maga'lahi's* Conference room. All committee meetings *shall* be open to the public as mandated by Title 5 GCA, Chapter 8, §8107.

§2304. General Powers. The Commission *shall* have, and may exercise, the following general powers in carrying out the activities specified in this Chapter.

(a) The Commission *shall* establish the following fifteen (15) committees:

(1) Human and Civil Rights Issues

(2) Non-Denominational Faith Groups
(3) Military Communities
(4) Business Communities
(5) Mayors Council
(6) Youth Council
(7) Senior Citizen Community
(8) Political Community
(9) Educational Community
(10) AmeriCorps Members
(11) Non-Profit Organizations
(12) Guam Women's Council
(13) Consular Corps
(14) Judiciary Community
(15) Multicultural and Ethnic Diversity

(b) The Chair and Vice Chair *shall not* chair any of the fifteen (15) committees.

(c) Each Commission Member *shall* chair one of the designated committees. The Committee Chair *shall* recruit its members to plan, organize, develop, coordinate, and carryout the activities and projects that address the overall mission and goals of the Commission.

(d) The Committee Chair *shall* provide guidance, leadership, support, and oversight in helping to achieve the goals and mission of its committee.

(e) The Commission *shall* acquire and accept gifts, donations, in-kind services, real, personal or mixed, tangible or intangible property – to aid in developing and implementing of the activities, programs, and projects as authorized by this Chapter and Commission.

(f) The Commission *shall* adopt rules and regulations for governing the operations of this Commission and *shall* take other actions as may be necessary *or* appropriate to carry out the powers and duties herein specified *or* hereafter granted to *or* imposed upon it.

§2305. Repository for Commission Documents. The Executive Director of the Human and Civil Rights Commission *shall* be responsible for transmitting video recordings and documents that represent programs, workshops, activities, and projects conducted by the Commission. The Nieves Flores Memorial Library *shall* be the official repository of all public records and materials pertaining to the Commission's programs.

§2306. Budget. In addition to assistance from *I Maga'lahi's* Office, the Commission *shall* exert efforts to secure grants, monetary donations, and sponsorships and in-kind services from the community at large, both locally and nationally.

§2307. Reporting. The Commission *shall* submit the following reports to *I Maga'lahi* and the Speaker of *I Liheslaturan Guåhan*:

(a) Overall Financial Status Reports on all Committees;

(b) Copies of all Commission and Committee minutes; and

(c) Annual Overall Evaluation & Performance Report.

§2308. Martin Luther King, Jr. Festival. The primary festival event will occur on the Monday of the Martin Luther King, Jr. holiday; however, additional events related to the holiday may be scheduled at any time during the holiday weekend and thereafter. The Commission will conduct a festival that highlights 'Living the Dream.' The Commission will seek the volunteer participation of government of Guam employees and the community at large to participate in the various stages of planning, developing, and implementing the festival activities as deemed necessary."