*I Mina'Trentai Dos Na Liheslaturan Received*

**Bill Log Sheet**

| BILL NO. | SPONSOR | TITLE | DATE INTRODUCED | DATE REFERRED | CMTE REFERRED | PUBLIC HEARING DATE | DATE COMMITTEE REPORT FILED | FISCAL NOTES |
|---|---|---|---|---|---|---|---|---|
| **377-32 (COR)** | R. J. Respicio | AN ACT TO AMEND PUBLIC LAW 32-169 TO AUTHORIZE THE PURCHASE OF A BALLOT TABULATION SYSTEM, BALLOT STOCK, AND CODING SERVICES, TO BE UTILIZED BY THE GUAM ELECTION COMMISSION TO CONDUCT THE NOVEMBER, 2014, AND FUTURE ELECTIONS FROM FISCAL YEAR 2014 REVENUES. | 7/7/14 8:30 a.m. | | | | | |
| | **DATE PASSED** | **TITLE** | **TRANSMITTED** | | **DUE DATE** | **DATE SIGNED BY I MAGA'LAHEN GUAHAN** | **PUBLIC LAW NO.** | **NOTES** |
| | 7/7/2014 | AN ACT TO AMEND PUBLIC LAW 32-169 TO APPROPRIATE TWO HUNDRED SIX THOUSAND FIVE HUNDRED FIFTY DOLLARS ($206,550) FROM FISCAL YEAR 2014 GENERAL FUND REVENUES FOR THE PURCHASE OF A BALLOT TABULATION SYSTEM, BALLOT STOCK, AND CODING SERVICES, TO BE UTILIZED BY THE GUAM ELECTION COMMISSION TO CONDUCT THE 2014 ELECTIONS, AND FUTURE ELECTIONS; AND TO AMEND PUBLIC LAW 32-168 TO APPROPRIATE SIX HUNDRED SIXTY-EIGHT THOUSAND DOLLARS ($668,000) FROM FISCAL YEAR 2014 GENERAL FUND REVENUES FOR PAYMENT OF GUAM POLICE DEPARTMENT PRIOR YEARS OVERTIME. | 7/7/14 | 12:20 p.m. | 7/18/2014 | | | **As amended on the floor.** |

FILE COPY

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

July 7, 2014

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
TIME 2:30 DATE 7/7/14

Dear *Maga'lahi* Calvo:

Transmitted herewith is Bill No. 377-32 (COR), which was passed by *I Mina'Trentai Dos Na Liheslaturan Guåhan* on July 7, 2014.

Sincerely,

TINA ROSE MUÑA BARNES
Legislative Secretary

Enclosures (1)

*I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN*
**2014 (SECOND) Regular Session**

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

This is to certify that **Bill No. 377-32 (COR), "AN ACT TO *AMEND* PUBLIC LAW 32-169 TO APPROPRIATE TWO HUNDRED SIX THOUSAND FIVE HUNDRED FIFTY DOLLARS ($206,550) FROM FISCAL YEAR 2014 GENERAL FUND REVENUES FOR THE PURCHASE OF A BALLOT TABULATION SYSTEM, BALLOT STOCK, AND CODING SERVICES, TO BE UTILIZED BY THE GUAM ELECTION COMMISSION TO CONDUCT THE 2014 ELECTIONS, AND FUTURE ELECTIONS; AND TO *AMEND* PUBLIC LAW 32-168 TO APPROPRIATE SIX HUNDRED SIXTY-EIGHT THOUSAND DOLLARS ($668,000) FROM FISCAL YEAR 2014 GENERAL FUND REVENUES FOR PAYMENT OF GUAM POLICE DEPARTMENT PRIOR YEARS OVERTIME,"** was on the 7th day of July, 2014, 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 7th day of July, 2014, at 12:20 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*
**2014 (SECOND) Regular Session**

**Bill No. 377-32 (COR)**
As amended on the floor.

Introduced by:

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

**AN ACT TO *AMEND* PUBLIC LAW 32-169 TO APPROPRIATE TWO HUNDRED SIX THOUSAND FIVE HUNDRED FIFTY DOLLARS ($206,550) FROM FISCAL YEAR 2014 GENERAL FUND REVENUES FOR THE PURCHASE OF A BALLOT TABULATION SYSTEM, BALLOT STOCK, AND CODING SERVICES, TO BE UTILIZED BY THE GUAM ELECTION COMMISSION TO CONDUCT THE 2014 ELECTIONS, AND FUTURE ELECTIONS; AND TO *AMEND* PUBLIC LAW 32-168 TO APPROPRIATE SIX HUNDRED SIXTY-EIGHT THOUSAND DOLLARS ($668,000) FROM FISCAL YEAR 2014 GENERAL FUND REVENUES FOR PAYMENT OF GUAM POLICE DEPARTMENT PRIOR YEARS OVERTIME.**

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

**Section 1. Section 2 of Public Law 32-169 is hereby *amended* to read:**

"**Section 2. Appropriation.** Notwithstanding any other provision of law, the sum of Two Hundred Six Thousand Five Hundred Fifty Dollars **($206,550)** is hereby appropriated from Fiscal Year 2014 General Fund revenues to the Guam Election Commission for the purchase of the following:

(a) the sum of One Hundred Thirty-Four Thousand Two Hundred Fifty Dollars **($134,250)** *shall* be allocated from the appropriation in this Section for the purchase of a central count voting system with software and professional services, utilizing three (3) ballot tabulators;

(b) the sum of Forty-Eight Thousand Five Hundred Dollars **($48,500)** *shall* be allocated from the appropriation in this Section for the purchase of ballot stock and coding services; and

(c) the sum of Twenty-Three Thousand Eight Hundred Dollars **($23,800)** *shall* be allocated from the appropriation in this Section for the *sole* purpose of the payment by the Guam Election Commission to the University of Guam for its use of the University of Guam Field House during the 2012 Primary and General Elections as an Election Return Center.

(d) The appropriation in this Section *shall not* lapse and *shall* remain available, pursuant to this Act, until fully expended. §1303 of Chapter 1, Article 3, Title 5, Guam Code Annotated, *shall not* apply to the appropriation or allocations in this Section."

**Section 2. Section 1 of Public Law 32-168 is hereby *amended* to read:**

"**Section 1. Appropriation.** Notwithstanding any other provision of law, the sum of Six Hundred Sixty-Eight Thousand Dollars **($668,000)** is hereby appropriated from Fiscal Year 2014 General Fund revenues to the Guam Police Department for the purpose of paying prior years overtime incurred by the Department."

# LEGISLATIVE SESSION

## I MINA'TRENTAI DOS NA LIHESLATURAN

## 2014 (SECOND) Regular Session

## Voting Sheet

**Bill No. 377-32 (COR)**

**Speaker Antonio R. Unipingco Legislative Session Hall**
**July 7, 2014**

| 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 | | | | | ✓ Ex. |
| Senator Rory J. RESPICIO | ✓ | | | | |
| Senator Dennis G. RODRIGUEZ, Jr. | ✓ | | | | |
| Senator Michael F. Q.SAN NICOLAS | | | | | ✓ Ex. |
| Speaker Judith T. WON PAT, Ed.D. | ✓ | | | | |
| Senator Aline A. YAMASHITA, Ph.D. | ✓ | | | | |
| **TOTAL** | 13 | | | | 2 Ex. |
| | Yea | Nay | Not Voting/ Abstained | Out During Roll Call | Absent |

CERTIFIED TRUE AND CORRECT:

Clerk of the Legislature

I = Pass

# OFFICE OF THE SPEAKER
# JUDITH T. WON PAT, Ed.D.
CHAIRPERSON OF THE COMMITTEE ON EDUCATION AND PUBLIC LIBRARIES

**VICE CHAIR**
COMMITTEE ON TOURISM, MUNICIPAL AFFAIRS, HOUSING AND RECREATION

COMMITTEE ON TAXATION, APPROPRIATIONS, PUBLIC DEBT, BANKING, INSURANCE, RETIREMENT AND LAND

**COMMISSIONER**
GUAM COMMISSION ON DECOLONIZATION

GUAM FIRST COMMISSION

**VICE PRESIDENT**
ASSOCIATION OF PACIFIC ISLAND LEGISLATURES (APIL)

**BOARD MEMBER**
PACIFIC RESOURCES FOR EDUCATION AND LEARNING (PREL)

**LEGISLATIVE REPRESENTATIVE**
PACIFIC ISLAND DEVELOPMENT BANK (PIDB)

FESTIVAL OF THE PACIFIC ARTS (FESTPAC)

July 7, 2014

2014 JUL -7 AM 9:06

**MEMORANDUM**

To: Honorable Rory Respicio
Chairperson, Committee on Rules

From: Speaker Judith T. Won Pat, Ed.D.

Subject: Waiver of Public Hearing-Bill 377-32(COR)

After carefully evaluating the request to waive the requirement of a public hearing on- Bill No. 377-32(COR) AN ACT TO AMEND PUBLIC LAW 32-169 TO AUTHORIZE THE PURCHASE OF A BALLOT TABULATION SYSTEM, BALLOT STOCK, AND CODING SERVICES, TO BE UTILIZED BY THE GUAM ELECTION COMMISSION TO CONDUCT THE NOVEMBER, 2014, AND FUTURE ELECTIONS FROM FISCAL YEAR 2014 REVENUES.

I certify that Bill No. 377-32 (COR) meets one of the requirements set forth in §2103(a) of Title 2 Guam Code Annotated and the requirement for a public hearing is hereby waived.

Sincerely,

Judith T. Won Pat, Ed.D.

COMMITTEE ON RULES
Name
Date/Time: 7.7.2014 155 pm

cc: Clerk of the Legislature

# SENATOR RORY J. RESPICIO

**MAJORITY LEADER**

**CHAIRPERSON**
COMMITTEE ON RULES; FEDERAL, FOREIGN & MICRONESIAN AFFAIRS; HUMAN & NATURAL RESOURCES; AND ELECTION REFORM

*I Mina'trentai Dos na Liheslaturan Guåhan*
THIRTY-SECOND GUAM LEGISLATURE


July 7, 2014

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

Office of the Speaker
Judith T. Won Pat, Ed. D.
7/7/14
9:50AM

**RE: Request for a Waiver of Public Hearing for Bill 377-32(COR)**

Dear Speaker Won Pat:

*Håfa Adai!* Just days ago, the Guam Election Commission (GEC) was notified by the Bureau of Budget Management and Research(BBMR) that the Supplemental Appropriations Revenue (SAR) Fund could not adequately support recent appropriation made from that fund to the GEC as required by PL 32-169.

This measure would have provided the sum of $206,550 for the purchase of a central count voting system, ballot stock, and the use of the University of Guam Field House as an Election Return center during the upcoming 2014 cycle.

Based on BBMR's notification, and the rigorous statutory timelines the Commission must meet in order to ensure free and fair elections, the GEC transmitted a formal letter to you appraising the Legislature of these facts and encouraging a response by close of business tomorrow.

In light of the above, I introduced Bill 377-32(COR):

> **"AN ACT TO AMEND PUBLIC LAW 32-169 TO AUTHORIZE THE PURCHASE OF A BALLOT TABULATION SYSTEM, BALLOT STOCK, AND CODING SERVICES, TO BE UTILIZED BY THE GUAM ELECTION COMMISSION TO CONDUCT THE NOVEMBER, 2014, AND FUTURE ELECTIONS FROM FISCAL YEAR 2014 REVENUES."**

The measure is identical to Bill 334-32(COR)—a measure that has been publically heard and now become law, except that its funding source has been amended to permit the use of excising revenues within the 2014 Fiscal Year.

Given these facts and our government's compelling interest in ensuring the proper conduct of the 2014 elections, I respectfully request that you exercise authority granted under §2103(a) of Title 2 Guan Code Annotated by granting a waiver of public hearing for Bill 377-32(COR). *Si Yu'os Ma'ase.*

Very truly yours,

Rory J. Respicio

Rory J. Respicio


155 Hesler Place • Hagåtña, Guam 96910 • (671)472-7679 • Fax: (671)472-3547 • roryforguam@gmail.com

*I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN*
**2014 (SECOND) Regular Session**

**Bill No.** 377-32 (~~COR~~)

**Introduced by:** **R. J. Respicio**

2014 JUL -7 AM 8:30

**AN ACT TO AMEND PUBLIC LAW 32-169 TO AUTHORIZE THE PURCHASE OF A BALLOT TABULATION SYSTEM, BALLOT STOCK, AND CODING SERVICES, TO BE UTILIZED BY THE GUAM ELECTION COMMISSION TO CONDUCT THE NOVEMBER, 2014, AND FUTURE ELECTIONS FROM FISCAL YEAR 2014 REVENUES.**

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

**Section 1. Appropriation.** Notwithstanding any other provision of law, the sum of Two Hundred Six Thousand Five Hundred Fifty Dollars **($206,550)** is hereby ~~appropriated~~ authorized from ~~the Supplemental Appropriation Revenue (SAR) Fund~~ Fiscal Year 2014 revenues to the Guam Election Commission for the purchase of the following:

(a) the sum of One Hundred Thirty Four Thousand Two Hundred Fifty Dollars **($134,250)** shall be allocated from the ~~SAR Fund appropriation~~ authorization in this Section for the purchase of a central count voting system with software and professional services, utilizing three (3) ballot tabulators;

(b) the sum of Forty Eight Thousand Five Hundred Dollars **($48,500)** shall be allocated from the ~~SAR Fund appropriation~~ authorization in this Section for the purchase of ballot stock and coding services; and

(c) the sum of Twenty Three Thousand Eight Hundred Dollars **($23,800)** shall be allocated from the ~~SAR Fund appropriation~~ authorization in this Section for the sole purpose of the payment by the Guam Election Commission to the University of Guam for its use of the University of Guam Field House during the 2012 Primary and General Elections as an Election Return Center.

The ~~appropriation~~ authorization in this Section shall not lapse and shall remain available 20 pursuant to this Act until fully expended. § 1303 of Chapter I, Article 3, Title 5, 21 Guam Code Annotated, shall not apply to the appropriation or allocations in this 22 Section.