EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam

MAY 16 2018

The Honorable Benjamin J.F. Cruz
Speaker
I Mina'trentai Kuåttro Na
Liheslaturan Guåhan
Guam Congress Building
163 Chalan Santo Papa
Hagåtña, Guam 96910

GL# 34-18-1893
Speaker Benjamin J.F. Cruz

MAY 17 2018
Time 2:46 [ ] AM [ ] PM File No. 34-1939
Received By

Dear Mr. Speaker:

Transmitted herewith is Bill No. 243-34 (COR), **"AN ACT TO *AMEND* § 4301(a) AND (b) OF ARTICLE 3, CHAPTER 4, TITLE 4, GUAM CODE ANNOTATED, RELATIVE TO PARTICIPATION IN THE GOVERNMENT OF GUAM GROUP HEALTH INSURANCE PROGRAM,"** which was signed into law on May 14, 2018, as **Public Law 34-95.**

Senseramente,

EDDIE BAZA CALVO
Governor of Guam

2018 MAY 17 PM 3:32

I MINA'TRENTAI KUÅTTRO NA LIHESLATURAN GUÅHAN
2018 (SECOND) Regular Session

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

This is to certify that **Bill No. 243-34 (COR), "AN ACT TO *AMEND* § 4301(a) AND (b) OF ARTICLE 3, CHAPTER 4, TITLE 4, GUAM CODE ANNOTATED, RELATIVE TO PARTICIPATION IN THE GOVERNMENT OF GUAM GROUP HEALTH INSURANCE PROGRAM,"** was on the 1st day of May 2018, duly and regularly passed.

Benjamin J.F. Cruz
Speaker

Attested:

Régine Biscoe Lee
Legislative Secretary

This Act was received by *I Maga'låhen Guåhan* this 3RD day of May, 2018, at 11:50 o'clock A.M.

Assistant Staff Officer
Maga'låhi's Office

APPROVED:

EDWARD J.B. CALVO
I Maga'låhen Guåhan

Date: MAY 14 2018

Public Law No. 34-95

I MINA'TRENTAI KUÅTTRO NA LIHESLATURAN GUÅHAN
2018 (SECOND) Regular Session

Bill No. 243-34 (COR)
As amended on the Floor.

Introduced by: James V. Espaldon
B. J.F. Cruz
Thomas C. Ada
FRANK B. AGUON, JR.
William M. Castro
Fernando Barcinas Esteves
Régine Biscoe Lee
Tommy Morrison
Louise B. Muña
Telena Cruz Nelson
Dennis G. Rodriguez, Jr.
Joe S. San Agustin
Michael F.Q. San Nicolas
Therese M. Terlaje
Mary Camacho Torres

AN ACT TO *AMEND* § 4301(a) AND (b) OF ARTICLE 3, CHAPTER 4, TITLE 4, GUAM CODE ANNOTATED, RELATIVE TO PARTICIPATION IN THE GOVERNMENT OF GUAM GROUP HEALTH INSURANCE PROGRAM.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. § 4301(a) of Article 3, Chapter 4, Title 4, Guam Code Annotated, is *amended* to read:

"(a) *I Maga'låhi* (the Governor) is authorized to enter contracts and reject proposals, with the written concurrence of the Speaker of *I Liheslaturan Guåhan* (the Guam Legislature) or the Chief Justice of the Supreme Court of

Guam whose consents may be withheld in their sole discretion, with one (1) or more insurance companies, authorized to do business in Guam, for group insurance, including, but *not* limited to, hospitalization, medical care, life, and accident, for all employees or separate groups of employees, and foster children, of the government of Guam. If the Legislative or Judicial Branches of government elect to enter into separate contracts for their employees as authorized in § 4301(c), *I Maga'låhi shall* obtain the written concurrence of the Branch electing to remain with the Executive Branch on or before March 1 of each year. Notwithstanding any authority granted in each entity's enabling legislation to procure separate health insurance coverage, all entities in the Executive Branch, including autonomous and semi-autonomous agencies, public corporations and authorities, *shall* participate in the Government of Guam Group Health Insurance Program. The government *shall not* be construed as an agent of any insurance company in negotiating or administering this group insurance program. Health benefits provided under this authority may be self-funded and administered by a third party if it is determined to be cost-effective. No government funds shall be authorized or expended, and no contract shall be executed with any healthcare respondent/provider for group insurance for all employees, or separate groups of employees, and foster children, of the government of Guam, whose proposal *does not* represent the most economical and beneficial healthcare insurance proposal plan, as defined in § 4302(c)(2) of this Article, and as determined by the Negotiating Team in § 4302(c) of this Article."

Section 2. § 4301(b) of Article 3, Chapter 4, Title 4, Guam Code Annotated, is *amended* to read:

"(b) All participation by employees in such contracts of insurance *shall* be on a voluntary basis. All retired employees and survivors of a retired

employee who are enrolled in Medicare (Parts A and B), and who participate by electing either Class I or Class II coverage, *shall* enroll in the Retiree Supplemental Plan. Effective in the next contract following the enactment of this subparagraph, the government's contribution for health and dental insurance *shall* be uniform within each class (including separate classes and rates for retired employees and their survivors) for all competing plans, and *shall not* be less than fifty percent (50%) of the lowest premium for a single employee, except that the government *shall* increase the contributions it makes on behalf of a retired employee or survivor of a retired employee so that the retired employee or the survivor of a retired employee contributes no more than an active employee who is otherwise in the same class. Notwithstanding any other provision of this Section to the contrary, the government of Guam *shall* cover the full cost of insurance coverage for foster children, and such coverage *shall* require no co-payments nor deductibles for the foster children insured pursuant to this Section."

Section 3. Effective Date. This Act *shall* be effective upon enactment.