UFISINAN I MAGA'HÅGA
OFFICE OF THE GOVERNOR

LOURDES A. LEON GUERRERO
MAGA'HÅGA • GOVERNOR

JOSHUA F. TENORIO
SIGUNDO MAGA'LÅHI • LIEUTENANT GOVERNOR

HAND DELIVERED

May 9, 2019

35GL-19-0506
Speaker Tina Rose Muña Barnes

MAY 0 9 2019
Time 1648 ( )AM (X)PM
Received By: Matt

2019 MAY -9 PM 4:56

Honorable Tina Rose Muña Barnes
Speaker
I Mina'trentai Singko Na Liheslaturan Guåhan
Guam Congress Building
Hagåtña, Guam 96910

Re: Bill No. 44-35(COR) – An Act to *Amend* § 3133(b)(5) of Article 1, Chapter 3, Title 17, Guam Code Annotated, Relative to Removing the Imposition of Fines for Members Who Attend Guam Department of Education Financial Supervisory Commission Meetings

Dear Madam Speaker:

I am pleased that all fifteen senators have agreed that 17 GCA § 3133(b)(5) required clarification. The Guam Department of Education Financial Supervisory Commission voting members who perform their functions responsibly, should not be fined when their counterparts fail to attend mandatory meetings.

I have signed Bill No. 44-35 into law as **Public Law 35-17**.

Senseremente,

Lou Leon Guerrero

LOURDES A. LEON GUERRERO
Maga'hågan Guåhan
Governor of Guam

Enclosure: Bill 44-35 nka P.L. 35-17

cc: Lt. Governor of Guam (via email)
Compiler of Laws (via email)
Central Files

0506

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I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN
2019 (FIRST) Regular Session

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

This is to certify that **Bill No. 44-35 (COR), "AN ACT TO *AMEND* § 3133(b)(5) OF ARTICLE 1, CHAPTER 3, TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO REMOVING THE IMPOSITION OF FINES FOR MEMBERS WHO ATTEND GUAM DEPARTMENT OF EDUCATION FINANCIAL SUPERVISORY COMMISSION MEETINGS,"** was on the 29th day of April 2019, duly and regularly passed.

Tina Rose Muña Barnes
Speaker

Attested:

Amanda L. Shelton
Legislative Secretary

This Act was received by *I Maga'hågan Guåhan* this 30th day of April, 2019, at 10:26 o'clock A.M.

Assistant Staff Officer
Maga'håga's Office

APPROVED:

Lourdes A. Leon Guerrero
I Maga'hågan Guåhan

Date: 5/9/2019

Public Law No. 35-17

2019-2557
RCVD AT CENTRAL FILES
APR 30 '19 AM10:20
Elaine Tajalle

I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN
2019 (FIRST) Regular Session

Bill No. 44-35 (COR)
As amended on the Floor.

Introduced by: Telena Cruz Nelson
William M. Castro
Régine Biscoe Lee
Kelly Marsh (Taitano), PhD
James C. Moylan
Louise B. Muña
Tina Rose Muña Barnes
Telena Cruz Nelson
Sabina Flores Perez
Clynton E. Ridgell
Joe S. San Agustin
Amanda L. Shelton
Telo T. Taitague
Jose "Pedo" Terlaje
Therese M. Terlaje
Mary Camacho Torres

AN ACT TO *AMEND* § 3133(b)(5) OF ARTICLE 1, CHAPTER 3, TITLE 17, GUAM CODE ANNOTATED, RELATIVE TO REMOVING THE IMPOSITION OF FINES FOR MEMBERS WHO ATTEND GUAM DEPARTMENT OF EDUCATION FINANCIAL SUPERVISORY COMMISSION MEETINGS.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds that each member of the Guam Department of Education Financial Supervisory Commission (EFSC) is fined Two Hundred Fifty Dollars ($250) in any month the Commission fails to meet.

It is the intent of *I Liheslaturan Guåhan* to clarify that the Two Hundred Fifty Dollar ($250) fine *shall only* apply to voting members not in attendance at an EFSC meeting when such absence results in a lack of quorum.

Section 2. § 3133(b)(5) of Article 1, Chapter 3, Title 17, Guam Code Annotated, is *amended* to read:

"(5) Failure of the EFSC to meet in any month *shall* result in a Two Hundred Fifty Dollar ($250) fine for each voting member absent from an EFSC meeting. The fine *shall* be imposed on the absent member for every meeting missed that resulted in a lack of quorum. Such fine *shall* be deposited in the GDOE Interscholastic Sports Program. The fine imposed by this Subitem *shall* apply to an absent member for a meeting that resulted in a lack of quorum, unless the EFSC excuses such absent member pursuant to a majority vote of its members at its next meeting. The reason for the absence and the voting record *shall* be included in its meeting minutes and made available to the public. The EFSC *shall* develop guidelines on excusing absent members from meetings for unforeseen or other circumstances."

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