

I Mina'trentai Ocho Na Liheslaturan Guåhan
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	FISCAL NOTES	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	NOTES
34-38 (COR)	V. Anthony Ada Christopher M. Dueñas Frank F. Blas, Jr. Joe S. San Agustin Jesse A. Lujan Chris Barnett Sabina F. Perez Sabrina Salas Matanane Tina Rose Muña Barnes Shelly V. Calvo	AN ACT TO <i>AMEND</i> § 2108 OF CHAPTER 2, TITLE 4, GUAM CODE ANNOTATED RELATIVE TO REQUIRING EMPLOYEES WHO RESIGN FROM GOVERNMENT OF GUAM EMPLOYMENT TO SUBMIT TO AND PASS DRUG TESTING TO RETAIN RE-EMPLOYMENT RIGHTS IF SAID RESIGNATION WAS TENDERED WITHIN THIRTY (30) DAYS OF AN EMPLOYER'S ANNOUNCEMENT OF DRUG TESTING AND TO REQUIRE EMPLOYEES TO SUBMIT TO DRUG TESTING PRIOR TO RE-EMPLOYMENT.	1/21/25 9:46 a.m.	1/28/25	Committee on Finance and Government Operations.	Request: 1/28/25 Waiver: 1/29/25	2/21/25 9:00 a.m.	3/6/25	



Office of Senator Christopher M. Dueñas
CHAIRMAN, COMMITTEE ON FINANCE AND GOVERNMENT OPERATIONS

March 5, 2025

The Honorable Frank F. Blas Jr.
Speaker, I Mina'trentai Ocho na Liheslaturan Guåhan
163 W. Chalan Santo Papa
Hågatña, Guam 96910

Via Honorable Vice Speaker V. Anthony Ada 
Chairman, Committee on Rules

RE: Committee Report on Bill No. 34-38 (COR)

Buenas yan Håfa Ådai Speaker,

Transmitted herewith is the Committee Report on Bill No. 34-38 (COR) - V. Anthony Ada – AN ACT TO AMEND § 2108 OF CHAPTER 2, TITLE 4, GUAM CODE ANNOTATED RELATIVE TO REQUIRING EMPLOYEES WHO RESIGN FROM GOVERNMENT OF GUAM EMPLOYMENT TO SUBMIT TO AND PASS DRUG TESTING TO RETAIN RE-EMPLOYMENT RIGHTS IF SAID RESIGNATION WAS TENDERED WITHIN THIRTY (30) DAYS OF AN EMPLOYER'S ANNOUNCEMENT OF DRUG TESTING AND TO REQUIRE EMPLOYEES TO SUBMIT TO DRUG TESTING PRIOR TO RE-EMPLOYMENT.

Committee votes are as follows:

 6 TO DO PASS
 TO NOT PASS
 TO REPORT OUT ONLY
 TO ABSTAIN
 TO PLACE IN INACTIVE FILE



COMMITTEE ON RULES

RECEIVED:
March 6, 2025 9:24 a.m.
Kamarin Nelson

Senseremente,



Senator Christopher M. Dueñas
Chairman Committee on Finance and Government Operations

OFFICE OF SENATOR CHRISTOPHER M. DUEÑAS

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Office of Senator Christopher M. Dueñas
CHAIRMAN, COMMITTEE ON FINANCE AND GOVERNMENT OPERATIONS

COMMITTEE REPORT

BILL NO. 34-38 (COR) – V. ANTHONY ADA / CHRISTOPHER M. DUEÑAS / FRANK BLAS, JR. / WILLIAM A. PARKINSON / JOE S. SAN AGUSTIN / JESSE A. LUJAN / CHRIS BARNETT / SABINA F. PEREZ / SABRINA SALAS MATANANE / TINA ROSE MUÑA BARNES / SHELLY V. CALVO – AN ACT TO AMEND § 2108 OF CHAPTER 2, TITLE 4, GUAM CODE ANNOTATED RELATIVE TO REQUIRING EMPLOYEES WHO RESIGN FROM GOVERNMENT OF GUAM EMPLOYMENT TO SUBMIT TO AND PASS DRUG TESTING TO RETAIN RE-EMPLOYMENT RIGHTS IF SAID RESIGNATION WAS TENDERED WITHIN THIRTY (30) DAYS OF AN EMPLOYER’S ANNOUNCEMENT OF DRUG TESTING AND TO REQUIRE EMPLOYEES TO SUBMIT TO DRUG TESTING PRIOR TO RE-EMPLOYMENT.



Office of Senator Christopher M. Duenas

CHAIRMAN, COMMITTEE ON FINANCE AND GOVERNMENT OPERATIONS

March 5, 2025

MEMORANDUM

To: All Members
Committee on Finance and Government Operations

From: Senator Christopher M. Duenas
Chairperson, Committee Finance and Government Operations

Subject: Committee Report on Bill No. 34-38 (COR)

Transmitted herewith for your consideration is the Committee Report on **Bill No. 34-38 (COR) - V. Anthony Ada – AN ACT TO AMEND § 2108 OF CHAPTER 2, TITLE 4, GUAM CODE ANNOTATED RELATIVE TO REQUIRING EMPLOYEES WHO RESIGN FROM GOVERNMENT OF GUAM EMPLOYMENT TO SUBMIT TO AND PASS DRUG TESTING TO RETAIN RE-EMPLOYMENT RIGHTS IF SAID RESIGNATION WAS TENDERED WITHIN THIRTY (30) DAYS OF AN EMPLOYER'S ANNOUNCEMENT OF DRUG TESTING AND TO REQUIRE EMPLOYEES TO SUBMIT TO DRUG TESTING PRIOR TO RE-EMPLOYMENT.**

This report includes the following:

- Copy of COR Referral of Bill No. 34-38 (COR)
- Notices of Public Hearing
- Copy of the Public Hearing Agenda
- Public Hearing Sign-in Sheet
- Copies of Submitted Written Testimony
- Committee Vote Sheet
- Committee Report Digest
- Copy of Bill No. 34-38 (COR), As Introduced
- Fiscal Noten Waiver

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

Respectfully,

Senator Christopher M. Duenas
Chairperson, Committee on Finance and Government Operations

OFFICE OF SENATOR CHRISTOPHER M. DUEÑAS

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COMMITTEE ON RULES

Vice Speaker V. Anthony Ada, Chairperson
I Mina'trentai Ocho Na Liheslaturan Guåhan
38th Guam Legislature

January 28, 2025

To: **Rennae V. C. Meno**
Clerk of the Legislature

Attorney Darleen Hiton
Legislative Legal Counsel

From: **Senator Christopher M. Dueñas** 
Acting Chairperson, Committee on Rules

Subject: **Referral of Bill No. 34-38 (COR)**

Håfa Adai,

As per my authority as Acting Chairperson of the Committee on Rules and subject to §6.01(d)(1), Rule VI of our Standing Rules, I am forwarding the referral of **Bill No. 34-38 (COR)** – V. Anthony Ada, Christopher M. Dueñas, Frank Blas, Jr., Joe S. San Agustin, Jesse A. Lujan, Chris Barnett, Sabina F. Perez, Sabrina Salas Matanane, Tina Rose Muña Barnes, Shelly V. Calvo. – “AN ACT TO *AMEND* § 2108 OF CHAPTER 2, TITLE 4, GUAM CODE ANNOTATED RELATIVE TO REQUIRING EMPLOYEES WHO RESIGN FROM GOVERNMENT OF GUAM EMPLOYMENT TO SUBMIT TO AND PASS DRUG TESTING TO RETAIN RE-EMPLOYMENT RIGHTS IF SAID RESIGNATION WAS TENDERED WITHIN THIRTY (30) DAYS OF AN EMPLOYER’S ANNOUNCEMENT OF DRUG TESTING AND TO REQUIRE EMPLOYEES TO SUBMIT TO DRUG TESTING PRIOR TO RE-EMPLOYMENT.”

Please ensure that the subject bill is referred to the Committee on Finance and Government Operations chaired by Senator Christopher M. Dueñas. I also request that the same be forwarded to the Prime Sponsor of the subject bill and to Management Information Services (MIS) for posting on our website.

A copy of the bill is available on our legislative website.

Should you have any questions or concerns, please feel free to contact Kamarin Nelson, Committee on Rules Director at 671-472-2461.





Office of Senator Christopher M. Duenas

CHAIRMAN, COMMITTEE ON FINANCE AND GOVERNMENT OPERATIONS

FOR IMMEDIATE RELEASE

February 14, 2025

MEMORANDUM

To: All Senators, Stakeholders, Media

From: Senator Christopher M. Duenas
Chairman, Committee on Finance and Government Operations

Re: FIRST NOTICE of Public Hearings on February 21, 2025

The Committee on Finance and Government Operations will conduct several public hearings on **Friday, February 21, 2025** beginning at **9:00 am** at the Public Hearing Room in the Guam Congress Building. The agenda is as follows:

9:00am:

- [**Bill No. 10-38 \(COR\)**](#) - Eulogio Shawn Gumataotao - AN ACT TO AMEND § 4303(b) AND § 4303(c)(1), BOTH OF ARTICLE 3, CHAPTER 4, TITLE 4, GUAM CODE ANNOTATED, RELATIVE TO LIFE INSURANCE BENEFITS FOR PUBLIC SAFETY AND LAW ENFORCEMENT OFFICERS OF THE GOVERNMENT OF GUAM WHO ARE KILLED IN THE LINE OF DUTY.
- [**Bill No. 34-38 \(COR\)**](#) - V. Anthony Ada - AN ACT TO AMEND § 2108 OF CHAPTER 2, TITLE 4, GUAM CODE ANNOTATED RELATIVE TO REQUIRING EMPLOYEES WHO RESIGN FROM GOVERNMENT OF GUAM EMPLOYMENT TO SUBMIT TO AND PASS DRUG TESTING TO RETAIN RE-EMPLOYMENT RIGHTS IF SAID RESIGNATION WAS TENDERED WITHIN THIRTY (30) DAYS OF AN EMPLOYER'S ANNOUNCEMENT OF DRUG TESTING AND TO REQUIRE EMPLOYEES TO SUBMIT TO DRUG TESTING PRIOR TO RE-EMPLOYMENT.
- [**Bill No. 25-38 \(COR\)**](#) - Tina Rose Muna Barnes - AN ACT TO AMEND § 8104(a)(5)(A) AND § 8104(a)(5)(B), TO RENUMBER § 8104(a)(5)(C) AS § 8104(a)(5)(D); AND TO ADD A NEW § 8104(a)(5)(C), ALL OF CHAPTER 8, TITLE 5, GUAM CODE ANNOTATED; RELATIVE TO MODERNIZING PUBLIC HEARING NOTICE REQUIREMENTS BY AUTHORIZING THE POSTING OF PUBLIC NOTICES IN LOCALLY LICENSED ELECTRONIC NEWSPAPERS AND WEBSITES.

2:00 pm:

- [**Bill No. 14-38 \(COR\)**](#) - Telo T. Taitague - AN ACT TO AMEND § 1909(c) CHAPTER 19, TITLE 1, GUAM CODE ANNOTATED, RELATIVE TO THE DUTIES OF THE PUBLIC AUDITOR.
- [**Bill No. 47-38 \(COR\)**](#) - William A. Parkinson - AN ACT TO ADD A NEW § 1909(c)(1), § 1909(c)(2), § 1909(c)(3), AND § 1909(c)(4), TO CHAPTER 19 OF TITLE 1, GUAM CODE ANNOTATED, RELATIVE TO THE DUTIES OF THE PUBLIC AUDITOR.

OFFICE OF SENATOR CHRISTOPHER M. DUEÑAS

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Office of Senator Christopher M. Duenas

CHAIRMAN, COMMITTEE ON FINANCE AND GOVERNMENT OPERATIONS

- [**Bill No. 16-38 \(COR\)**](#) - Sabina Flores Perez - AN ACT TO ADD A NEW ARTICLE 2 TO CHAPTER 2, TITLE 4, GUAM CODE ANNOTATED RELATIVE TO REPORTING REQUIREMENTS ON THE USE OF UNCLASSIFIED EMPLOYMENT.
- [**Bill No. 17-38 \(COR\)**](#) - Sabina Flores Perez - AN ACT TO AMEND § 1913 OF CHAPTER 19, TITLE 1, GUAM CODE ANNOTATED, RELATIVE TO PROCEDURES FOR IMPLEMENTATION OF AUDIT RECOMMENDATIONS BY AGENCIES.

If you would like to participate in any of the Public Hearings listed above or submit written testimony, please contact the Office of Senator Christopher M. Duenas for further assistance via email at senator.duenas@guamlegislature.gov or by phone at (671) 989-9554.

In compliance with Title II of the Americans with Disabilities Act (ADA), all government activities, programs, and services are accessible to individuals with disabilities. **If you or anyone you know requires assistance or special accommodations to participate in the public hearing, please contact the Office of Senator Christopher M. Duenas at the contact information provided above.**

The Public Hearings will be broadcast LIVE on local television (GTA Channel 21, Docomo Channel 117) and streamed online through *I Liheslaturan Guåhan's* YouTube Channel ([@guamlegislaturemedia](#)).

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Senator Chris Duenas <senator.duenas@guamlegislature.gov>

RESCIND & REPLACE - FIRST NOTICE of PUBLIC HEARINGS: February 21, 2025

2 messages

Senator Chris Duenas <senator.duenas@guamlegislature.gov>
To: phnotice@guamlegislature.gov

Fri, Feb 14, 2025 at 10:24 AM

FOR IMMEDIATE RELEASE

February 14, 2025

MEMORANDUM**To: All Senators, Stakeholders, Media****From: Senator Christopher M. Dueñas**
Chairman, Committee on Finance and Government Operations**Re: FIRST NOTICE of Public Hearings on February 21, 2025**

The Committee on Finance and Government Operations will conduct several public hearings on **Thursday Friday, February 21, 2025** beginning at **9:00 am** at the Public Hearing Room in the Guam Congress Building. The agenda is as follows:

9:00am:

- **Bill No. 10-38 (COR)** - Eulogio Shawn Gumataotao - AN ACT TO AMEND § 4303(b) AND § 4303(c) (1), BOTH OF ARTICLE 3, CHAPTER 4, TITLE 4, GUAM CODE ANNOTATED, RELATIVE TO LIFE INSURANCE BENEFITS FOR PUBLIC SAFETY AND LAW ENFORCEMENT OFFICERS OF THE GOVERNMENT OF GUAM WHO ARE KILLED IN THE LINE OF DUTY.
- **Bill No. 34-38 (COR)** - V. Anthony Ada - AN ACT TO AMEND § 2108 OF CHAPTER 2, TITLE 4, GUAM CODE ANNOTATED RELATIVE TO REQUIRING EMPLOYEES WHO RESIGN FROM GOVERNMENT OF GUAM EMPLOYMENT TO SUBMIT TO AND PASS DRUG TESTING TO RETAIN RE-EMPLOYMENT RIGHTS IF SAID RESIGNATION WAS TENDERED WITHIN THIRTY (30) DAYS OF AN EMPLOYER'S ANNOUNCEMENT OF DRUG TESTING AND TO REQUIRE EMPLOYEES TO SUBMIT TO DRUG TESTING PRIOR TO RE-EMPLOYMENT.
- **Bill No. 25-38 (COR)** - Tina Rose Muna Barnes - AN ACT TO AMEND § 8104(a)(5)(A) AND § 8104(a)(5)(B), TO RENUMBER § 8104(a)(5)(C) AS § 8104(a)(5)(D); AND TO ADD A NEW §8104(a)(5)(C), ALL OF CHAPTER 8, TITLE 5, GUAM CODE ANNOTATED; RELATIVE TO MODERNIZING PUBLIC HEARING NOTICE REQUIREMENTS BY AUTHORIZING THE POSTING OF PUBLIC NOTICES IN LOCALLY LICENSED ELECTRONIC NEWSPAPERS AND WEBSITES.

2:00 pm:

- **Bill No. 14-38 (COR)** - Telo T. Taitague - AN ACT TO AMEND § 1909(c) CHAPTER 19, TITLE 1, GUAM CODE ANNOTATED, RELATIVE TO THE DUTIES OF THE PUBLIC AUDITOR.
- **Bill No. 47-38 (COR)** - William A. Parkinson - AN ACT TO ADD A NEW § 1909(c)(1), § 1909(c)(2), § 1909(c)(3), AND § 1909(c)(4), TO CHAPTER 19 OF TITLE 1, GUAM CODE ANNOTATED, RELATIVE TO THE DUTIES OF THE PUBLIC AUDITOR.
- **Bill No. 16-38 (COR)** - Sabina Flores Perez - AN ACT TO ADD A NEW ARTICLE 2 TO CHAPTER 2, TITLE 4, GUAM CODE ANNOTATED RELATIVE TO REPORTING REQUIREMENTS ON THE USE OF UNCLASSIFIED EMPLOYMENT.
- **Bill No. 17-38 (COR)** - Sabina Flores Perez - AN ACT TO AMEND § 1913 OF CHAPTER 19, TITLE 1, GUAM CODE ANNOTATED, RELATIVE TO PROCEDURES FOR IMPLEMENTATION OF AUDIT RECOMMENDATIONS BY AGENCIES.

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--

**Office of Senator Christopher M. Dueñas***Chairman, Committee on Government Finance and Operations*

259 Martyr St., Hagatna, Guam 96910

senator.duenas@guamlegislature.gov

(671) 989-9554

Ed Pocaigue <sgtarms@guamlegislature.gov>
To: Senator Chris Duenas <senator.duenas@guamlegislature.gov>

Fri, Feb 14, 2025 at 11:31 AM

Hafa and noted,
[Quoted text hidden]

--

**Edward S. Pocaigue, Jr.**

Sergeant-at-Arms

I Mina'trentai Ocho Na Liheslaturan Guåhan

Guam Congress Building, 1st Floor

163 Chalan Santo Papa

Hagåtña, Guam 96910



1-671-969-3514

sgtarms@guamlegislature.gov

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FIRST NOTICE of PUBLIC HEARINGS: February 21, 2025

 PRINT

FIRST NOTICE of PUBLIC HEARINGS: February 21, 2025

PUBLIC HEARING



 **Posted on:** 02/14/2025 10:42 AM

 **Posted by:** Ashley Shinohara

 **Public Hearing Date:** 02/21/2025 09:00 AM

 **Department(s):** GUAM LEGISLATURE (/notices?department_id=92)

 **Division(s):** OFFICE OF SENATOR CHRISTOPHER M. DUENAS (/notices?division_id=267)

 **Notice Topic(s):** PUBLIC HEARING (/notices?topic_id=74)

 **Types of Notice:** PUBLIC HEARING (/notices?type_id=7)

 **For Audience(s):** PUBLIC (/notices?public=1)

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FOR IMMEDIATE RELEASE

February 14, 2025

MEMORANDUM**To: All Senators, Stakeholders, Media****From: Senator Christopher M. Duenas**
Chairman, Committee on Finance and Government Operations**Re: FIRST NOTICE of Public Hearings on February 21, 2025**

The Committee on Finance and Government Operations will conduct several public hearings on **Friday, February 21, 2025** beginning at **9:00 am** at the Public Hearing Room in the Guam Congress Building. The agenda is as follows:

9:00am:**Bill No. 10-38 (COR)**

[https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%2010-38%20\(COR\)%20HISTORY.pdf](https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%2010-38%20(COR)%20HISTORY.pdf)) - Eulogio Shawn Gumataotao - AN ACT TO AMEND § 4303(b) AND § 4303(c)(1), BOTH OF ARTICLE 3, CHAPTER 4, TITLE 4, GUAM CODE ANNOTATED, RELATIVE TO LIFE INSURANCE BENEFITS FOR PUBLIC SAFETY AND LAW ENFORCEMENT OFFICERS OF THE GOVERNMENT OF GUAM WHO ARE KILLED IN THE LINE OF DUTY.

Bill No. 34-38 (COR)

[https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%2034-38%20\(COR\).pdf](https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%2034-38%20(COR).pdf)) - V. Anthony Ada - AN ACT TO AMEND § 2108 OF CHAPTER 2, TITLE 4, GUAM CODE ANNOTATED RELATIVE TO REQUIRING EMPLOYEES WHO RESIGN FROM GOVERNMENT OF GUAM EMPLOYMENT TO SUBMIT TO AND PASS DRUG TESTING TO RETAIN RE-EMPLOYMENT RIGHTS IF SAID RESIGNATION WAS TENDERED WITHIN THIRTY (30) DAYS OF AN EMPLOYER'S ANNOUNCEMENT OF DRUG TESTING AND TO REQUIRE EMPLOYEES TO SUBMIT TO DRUG TESTING PRIOR TO RE-EMPLOYMENT.

Bill No. 25-38 (COR)

[https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%2025-38%20\(COR\)%20Referred%20Version.pdf](https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%2025-38%20(COR)%20Referred%20Version.pdf)) - Tina Rose Muna Barnes - AN ACT TO AMEND § 8104(a)(5)(A) AND § 8104(a)(5)(B), TO RENUMBER § 8104(a)(5)(C) AS § 8104(a)(5)(D); AND TO ADD A NEW § 8104(a)(5)(C), ALL OF CHAPTER 8, TITLE 5, GUAM CODE ANNOTATED; RELATIVE TO MODERNIZING PUBLIC HEARING NOTICE REQUIREMENTS BY AUTHORIZING THE POSTING OF PUBLIC NOTICES IN LOCALLY LICENSED ELECTRONIC NEWSPAPERS AND WEBSITES.

2:00 pm:**Bill No. 14-38 (COR)**

[https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%2014-38%20\(COR\)%20HISTORY.pdf](https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%2014-38%20(COR)%20HISTORY.pdf)) - Telo T. Taitague - AN ACT TO AMEND § 1909(c) CHAPTER 19, TITLE 1, GUAM CODE ANNOTATED, RELATIVE TO THE DUTIES OF THE PUBLIC AUDITOR.

Bill No. 47-38 (COR)

[https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%2047-38%20\(COR\).pdf](https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%2047-38%20(COR).pdf)) - William A. Parkinson - AN ACT TO ADD A NEW § 1909(c)(1), § 1909(c)(2), § 1909(c)(3), AND § 1909(c)(4), TO CHAPTER 19 OF TITLE 1, GUAM CODE ANNOTATED, RELATIVE TO THE DUTIES OF THE PUBLIC AUDITOR.

Bill No. 16-38 (COR)

[https://guamlegislature.gov/38th_Guam_Legislature/Bill_History_38th/Bill%20No.%2016-38%20\(COR\).pdf](https://guamlegislature.gov/38th_Guam_Legislature/Bill_History_38th/Bill%20No.%2016-38%20(COR).pdf)) - Sabina Flores Perez - AN ACT TO ADD A NEW ARTICLE 2 TO CHAPTER 2, TITLE 4, GUAM CODE ANNOTATED RELATIVE TO REPORTING

REQUIREMENTS ON THE USE OF UNCLASSIFIED EMPLOYMENT.

Bill No. 17-38 (COR)

([https://guamlegislature.gov/38th Guam Legislature/Bills Introduced 38th/Bill%20No.%2017-38%20\(COR\)%20HISTORY.pdf](https://guamlegislature.gov/38th%20Guam%20Legislature/Bills%20Introduced%2038th/Bill%20No.%2017-38%20(COR)%20HISTORY.pdf)) - Sabina Flores Perez - AN ACT TO AMEND § 1913 OF CHAPTER 19, TITLE 1, GUAM CODE ANNOTATED, RELATIVE TO PROCEDURES FOR IMPLEMENTATION OF AUDIT RECOMMENDATIONS BY AGENCIES.

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Office of Senator Christopher M. Duenas

CHAIRMAN, COMMITTEE ON FINANCE AND GOVERNMENT OPERATIONS

FOR IMMEDIATE RELEASE

February 19, 2025

MEMORANDUM

To: All Senators, Stakeholders, Media

From: Senator Christopher M. Duenas
Chairman, Committee on Finance and Government Operations

Re: SECOND NOTICE of Public Hearings on February 21, 2025

The Committee on Finance and Government Operations will conduct several public hearings on **Friday, February 21, 2025** beginning at **9:00 am** at the Public Hearing Room in the Guam Congress Building. The agenda is as follows:

9:00am:

- [**Bill No. 10-38 \(COR\)**](#) - Eulogio Shawn Gumataotao - AN ACT TO AMEND § 4303(b) AND § 4303(c)(1), BOTH OF ARTICLE 3, CHAPTER 4, TITLE 4, GUAM CODE ANNOTATED, RELATIVE TO LIFE INSURANCE BENEFITS FOR PUBLIC SAFETY AND LAW ENFORCEMENT OFFICERS OF THE GOVERNMENT OF GUAM WHO ARE KILLED IN THE LINE OF DUTY.
- [**Bill No. 34-38 \(COR\)**](#) - V. Anthony Ada - AN ACT TO AMEND § 2108 OF CHAPTER 2, TITLE 4, GUAM CODE ANNOTATED RELATIVE TO REQUIRING EMPLOYEES WHO RESIGN FROM GOVERNMENT OF GUAM EMPLOYMENT TO SUBMIT TO AND PASS DRUG TESTING TO RETAIN RE-EMPLOYMENT RIGHTS IF SAID RESIGNATION WAS TENDERED WITHIN THIRTY (30) DAYS OF AN EMPLOYER'S ANNOUNCEMENT OF DRUG TESTING AND TO REQUIRE EMPLOYEES TO SUBMIT TO DRUG TESTING PRIOR TO RE-EMPLOYMENT.
- [**Bill No. 25-38 \(COR\)**](#) - Tina Rose Muna Barnes - AN ACT TO AMEND § 8104(a)(5)(A) AND § 8104(a)(5)(B), TO RENUMBER § 8104(a)(5)(C) AS § 8104(a)(5)(D); AND TO ADD A NEW § 8104(a)(5)(C), ALL OF CHAPTER 8, TITLE 5, GUAM CODE ANNOTATED; RELATIVE TO MODERNIZING PUBLIC HEARING NOTICE REQUIREMENTS BY AUTHORIZING THE POSTING OF PUBLIC NOTICES IN LOCALLY LICENSED ELECTRONIC NEWSPAPERS AND WEBSITES.

2:00 pm:

- [**Bill No. 14-38 \(COR\)**](#) - Telo T. Taitague - AN ACT TO AMEND § 1909(c) CHAPTER 19, TITLE 1, GUAM CODE ANNOTATED, RELATIVE TO THE DUTIES OF THE PUBLIC AUDITOR.
- [**Bill No. 47-38 \(COR\)**](#) - William A. Parkinson - AN ACT TO ADD A NEW § 1909(c)(1), § 1909(c)(2), § 1909(c)(3), AND § 1909(c)(4), TO CHAPTER 19 OF TITLE 1, GUAM CODE ANNOTATED, RELATIVE TO THE DUTIES OF THE PUBLIC AUDITOR.

OFFICE OF SENATOR CHRISTOPHER M. DUEÑAS

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Office of Senator Christopher M. Duenas

CHAIRMAN, COMMITTEE ON FINANCE AND GOVERNMENT OPERATIONS

- [**Bill No. 16-38 \(COR\)**](#) - Sabina Flores Perez - AN ACT TO ADD A NEW ARTICLE 2 TO CHAPTER 2, TITLE 4, GUAM CODE ANNOTATED RELATIVE TO REPORTING REQUIREMENTS ON THE USE OF UNCLASSIFIED EMPLOYMENT.
- [**Bill No. 17-38 \(COR\)**](#) - Sabina Flores Perez - AN ACT TO AMEND § 1913 OF CHAPTER 19, TITLE 1, GUAM CODE ANNOTATED, RELATIVE TO PROCEDURES FOR IMPLEMENTATION OF AUDIT RECOMMENDATIONS BY AGENCIES.

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Senator Chris Duenas <senator.duenas@guamlegislature.gov>

SECOND NOTICE of Public Hearings on February 21, 2025

1 message

Senator Chris Duenas <senator.duenas@guamlegislature.gov>

Wed, Feb 19, 2025 at 8:45 AM

To: phnotice@guamlegislature.gov

FOR IMMEDIATE RELEASE

February 19, 2025

MEMORANDUM**To: All Senators, Stakeholders, Media****From: Senator Christopher M. Duenas**
Chairman, Committee on Finance and Government Operations**Re: SECOND NOTICE of Public Hearings on February 21, 2025**

The Committee on Finance and Government Operations will conduct several public hearings on **Friday, February 21, 2025** beginning at **9:00 am** at the Public Hearing Room in the Guam Congress Building. The agenda is as follows:

9:00am:

- **Bill No. 10-38 (COR)** - Eulogio Shawn Gumataotao - AN ACT TO AMEND § 4303(b) AND § 4303(c) (1), BOTH OF ARTICLE 3, CHAPTER 4, TITLE 4, GUAM CODE ANNOTATED, RELATIVE TO LIFE INSURANCE BENEFITS FOR PUBLIC SAFETY AND LAW ENFORCEMENT OFFICERS OF THE GOVERNMENT OF GUAM WHO ARE KILLED IN THE LINE OF DUTY.
- **Bill No. 34-38 (COR)** - V. Anthony Ada - AN ACT TO AMEND § 2108 OF CHAPTER 2, TITLE 4, GUAM CODE ANNOTATED RELATIVE TO REQUIRING EMPLOYEES WHO RESIGN FROM GOVERNMENT OF GUAM EMPLOYMENT TO SUBMIT TO AND PASS DRUG TESTING TO RETAIN RE-EMPLOYMENT RIGHTS IF SAID RESIGNATION WAS TENDERED WITHIN THIRTY (30) DAYS OF AN EMPLOYER'S ANNOUNCEMENT OF DRUG TESTING AND TO REQUIRE EMPLOYEES TO SUBMIT TO DRUG TESTING PRIOR TO RE-EMPLOYMENT.
- **Bill No. 25-38 (COR)** - Tina Rose Muna Barnes - AN ACT TO AMEND § 8104(a)(5)(A) AND § 8104(a)(5)(B), TO RENUMBER § 8104(a)(5)(C) AS § 8104(a)(5)(D); AND TO ADD A NEW §8104(a)(5)(C), ALL OF CHAPTER 8, TITLE 5, GUAM CODE ANNOTATED; RELATIVE TO MODERNIZING PUBLIC HEARING NOTICE REQUIREMENTS BY AUTHORIZING THE POSTING OF PUBLIC NOTICES IN LOCALLY LICENSED ELECTRONIC NEWSPAPERS AND WEBSITES.

2:00 pm:

- **Bill No. 14-38 (COR)** - Telo T. Taitague - AN ACT TO AMEND § 1909(c) CHAPTER 19, TITLE 1, GUAM CODE ANNOTATED, RELATIVE TO THE DUTIES OF THE PUBLIC AUDITOR.
- **Bill No. 47-38 (COR)** - William A. Parkinson - AN ACT TO ADD A NEW § 1909(c)(1), § 1909(c)(2), § 1909(c)(3), AND § 1909(c)(4), TO CHAPTER 19 OF TITLE 1, GUAM CODE ANNOTATED, RELATIVE TO THE DUTIES OF THE PUBLIC AUDITOR.
- **Bill No. 16-38 (COR)** - Sabina Flores Perez - AN ACT TO ADD A NEW ARTICLE 2 TO CHAPTER 2, TITLE 4, GUAM CODE ANNOTATED RELATIVE TO REPORTING REQUIREMENTS ON THE USE OF UNCLASSIFIED EMPLOYMENT.
- **Bill No. 17-38 (COR)** - Sabina Flores Perez - AN ACT TO AMEND § 1913 OF CHAPTER 19, TITLE 1, GUAM CODE ANNOTATED, RELATIVE TO PROCEDURES FOR IMPLEMENTATION OF AUDIT RECOMMENDATIONS BY AGENCIES.

If you would like to participate in any of the Public Hearings listed above or submit written testimony, please contact the Office of Senator Christopher M. Duenas for further assistance via email at senator.duenas@guamlegislature.gov or by phone at (671) 989-9554.

In compliance with Title II of the Americans with Disabilities Act (ADA), all government activities, programs, and services are accessible to individuals with disabilities. **If you or anyone you know requires assistance or special accommodations to participate in the public hearing, please contact the Office of Senator Christopher M. Duenas at the contact information provided above.**

The Public Hearings will be broadcast LIVE on local television (GTA Channel 21, Docomo Channel 117) and streamed online through *I Liheslaturan Guåhan's* YouTube Channel ([@guamlegislaturemedia](https://www.youtube.com/@guamlegislaturemedia)).

--



Office of Senator Christopher M. Dueñas

Chairman, Committee on Government Finance and Operations

259 Martyr St., Hagatna, Guam 96910

senator.duenas@guamlegislature.gov

(671) 989-9554



2.21.25 Second Notice.pdf

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SECOND NOTICE of Public Hearings on February 21, 2025

 PRINT

SECOND NOTICE of Public Hearings on February 21, 2025

PUBLIC HEARING



 **Posted on:** 02/19/2025 08:48 AM

 **Posted by:** Ashley Shinohara

 **Public Hearing Date:** 02/21/2025 09:00 AM

 **Department(s):** GUAM LEGISLATURE (/notices?department_id=92)

 **Division(s):** OFFICE OF SENATOR CHRISTOPHER M. DUENAS (/notices?division_id=267)

 **Notice Topic(s):** PUBLIC HEARING (/notices?topic_id=74)

 **Types of Notice:** PUBLIC HEARING (/notices?type_id=7)

 **For Audience(s):** PUBLIC (/notices?public=1)

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9:00am:**Bill No. 10-38 (COR)**

[https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%2010-38%20\(COR\)%20HISTORY.pdf](https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%2010-38%20(COR)%20HISTORY.pdf)) - Eulogio Shawn Gumataotao - AN ACT TO AMEND § 4303(b) AND § 4303(c)(1), BOTH OF ARTICLE 3, CHAPTER 4, TITLE 4, GUAM CODE ANNOTATED, RELATIVE TO LIFE INSURANCE BENEFITS FOR PUBLIC SAFETY AND LAW ENFORCEMENT OFFICERS OF THE GOVERNMENT OF GUAM WHO ARE KILLED IN THE LINE OF DUTY.

Bill No. 34-38 (COR)

[https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%2034-38%20\(COR\).pdf](https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%2034-38%20(COR).pdf)) - V. Anthony Ada - AN ACT TO AMEND § 2108 OF CHAPTER 2, TITLE 4, GUAM CODE ANNOTATED RELATIVE TO REQUIRING EMPLOYEES WHO RESIGN FROM GOVERNMENT OF GUAM EMPLOYMENT TO SUBMIT TO AND PASS DRUG TESTING TO RETAIN RE-EMPLOYMENT RIGHTS IF SAID RESIGNATION WAS TENDERED WITHIN THIRTY (30) DAYS OF AN EMPLOYER'S ANNOUNCEMENT OF DRUG TESTING AND TO REQUIRE EMPLOYEES TO SUBMIT TO DRUG TESTING PRIOR TO RE-EMPLOYMENT.

Bill No. 25-38 (COR)

[https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%2025-38%20\(COR\)%20Referred%20Version.pdf](https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%2025-38%20(COR)%20Referred%20Version.pdf)) - Tina Rose Muna Barnes - AN ACT TO AMEND § 8104(a)(5)(A) AND § 8104(a)(5)(B), TO RENUMBER § 8104(a)(5)(C) AS § 8104(a)(5)(D); AND TO ADD A NEW § 8104(a)(5)(C), ALL OF CHAPTER 8, TITLE 5, GUAM CODE ANNOTATED; RELATIVE TO MODERNIZING PUBLIC HEARING NOTICE REQUIREMENTS BY AUTHORIZING THE POSTING OF PUBLIC NOTICES IN LOCALLY LICENSED ELECTRONIC NEWSPAPERS AND WEBSITES.

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[https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%2014-38%20\(COR\)%20HISTORY.pdf](https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%2014-38%20(COR)%20HISTORY.pdf)) - Telo T. Taitague - AN ACT TO AMEND § 1909(c) CHAPTER 19, TITLE 1, GUAM CODE ANNOTATED, RELATIVE TO THE DUTIES OF THE PUBLIC AUDITOR.

Bill No. 47-38 (COR)

[https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%2047-38%20\(COR\).pdf](https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%2047-38%20(COR).pdf)) - William A. Parkinson - AN ACT TO ADD A NEW § 1909(c)(1), § 1909(c)(2), § 1909(c)(3), AND § 1909(c)(4), TO CHAPTER 19 OF TITLE 1, GUAM CODE ANNOTATED, RELATIVE TO THE DUTIES OF THE PUBLIC AUDITOR.

Bill No. 16-38 (COR)

[https://guamlegislature.gov/38th_Guam_Legislature/Bill_History_38th/Bill%20No.%2016-38%20\(COR\).pdf](https://guamlegislature.gov/38th_Guam_Legislature/Bill_History_38th/Bill%20No.%2016-38%20(COR).pdf)) - Sabina Flores Perez - AN ACT TO ADD A NEW ARTICLE 2 TO CHAPTER 2, TITLE 4, GUAM CODE ANNOTATED RELATIVE TO REPORTING

REQUIREMENTS ON THE USE OF UNCLASSIFIED EMPLOYMENT.

Bill No. 17-38 (COR)

([https://guamlegislature.gov/38th Guam Legislature/Bills Introduced 38th/Bill%20No.%2017-38%20\(COR\)%20HISTORY.pdf](https://guamlegislature.gov/38th%20Guam%20Legislature/Bills%20Introduced%2038th/Bill%20No.%2017-38%20(COR)%20HISTORY.pdf)) - Sabina Flores Perez - AN ACT TO AMEND § 1913 OF CHAPTER 19, TITLE 1, GUAM CODE ANNOTATED, RELATIVE TO PROCEDURES FOR IMPLEMENTATION OF AUDIT RECOMMENDATIONS BY AGENCIES.

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Office of Senator Christopher M. Duenas

CHAIRMAN, COMMITTEE ON FINANCE AND GOVERNMENT OPERATIONS

PUBLIC HEARING AGENDA

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2:00PM

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OFFICE OF SENATOR CHRISTOPHER M. DUEÑAS

259 MARTYR STREET, HAGATNA GUAM 96910 | TEL: 671-989-9554 | SENATOR.DUEÑAS@GUAMLEGISLATURE.GOV

LIKE AND FOLLOW @SENATORDUEÑAS

I Mina trentai'ocho na Liheslaturan Guahån | 38th Guam Legislature

Office of Senator Christopher M. Duenas

Chairman, Committee on Finance and Government Operations

Date:

Friday, February 21, 2025

Time:

9:00 a.m.

Bill No. 34-38 (COR) - V. Anthony Ada - AN ACT TO AMEND § 2108 OF CHAPTER 2, TITLE 4, GUAM CODE ANNOTATED RELATIVE TO REQUIRING EMPLOYEES WHO RESIGN FROM GOVERNMENT OF GUAM EMPLOYMENT TO SUBMIT TO AND PASS DRUG TESTING TO RETAIN RE-EMPLOYMENT RIGHTS IF SAID RESIGNATION WAS TENDERED WITHIN THIRTY (30) DAYS OF AN EMPLOYER'S ANNOUNCEMENT OF DRUG TESTING AND TO REQUIRE EMPLOYEES TO SUBMIT TO DRUG TESTING PRIOR TO RE-EMPLOYMENT.

	Name	Agency / Address	Contact No.	Email	Type of Testimony		Support	
					Oral	Written	Yes	No
1	Alana Aguon	Attorney General's Office						
2								
3								
4								
5								
6								
7								
8								
9								
10								



Senator Chris Duenas <senator.duenas@guamlegislature.gov>

Public Hearing Invitation for Bill Nos 34-38 & 16-38

2 messages

Senator Chris Duenas <senator.duenas@guamlegislature.gov>

Mon, Feb 17, 2025 at 10:54 AM

Bcc: Bertha Pereda <Bertha.Pereda@doa.guam.gov>, director@doa.guam.gov

Buenas yan Hafa Adai!

The Committee on Finance and Government Operations invites you to participate in public hearings on Bill No. 34-38 and 16-38, scheduled for Friday, February 21, 2025 at 9:00 a.m. and 2:00 p.m. in the Guam Congress Building.

Your input is valuable, and we encourage you to attend and share your testimony. If you are unable to participate in person, we welcome written testimony, which may be submitted via email to senator.duenas@guamlegislature.gov.

Should you have any questions or require additional information, please do not hesitate to contact our office at (671) 989-9554.

Si Yu'os Ma'ase!

--



Office of Senator Christopher M. Dueñas

Chairman, Committee on Government Finance and Operations

259 Martyr St., Hagatna, Guam 96910

senator.duenas@guamlegislature.gov

(671) 989-9554

3 attachments

**2.21.25 First Notice.pdf**

484K

**Bill No. 16-38 (COR) HISTORY.pdf**

1010K

**Bill No. 34-38 (COR).pdf**

2254K

Senator Chris Duenas <senator.duenas@guamlegislature.gov>

Wed, Feb 19, 2025 at 9:13 AM

To: Bertha Pereda <Bertha.Pereda@doa.guam.gov>, director@doa.guam.gov

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Your input is valuable, and we encourage you to attend and share your testimony. If you are unable to participate in person, we welcome written testimony, which may be submitted via email to senator.duenas@guamlegislature.gov.

Should you have any questions or require additional information, please do not hesitate to contact our

office at (671) 989-9554.

Si Yu'os Ma'ase!

--



Office of Senator Christopher M. Dueñas

Chairman, Committee on Government Finance and Operations

259 Martyr St., Hagatna, Guam 96910

senator.duenas@guamlegislature.gov

(671) 989-9554

On Mon, Feb 17, 2025 at 10:54 AM Senator Chris Duenas <senator.duenas@guamlegislature.gov> wrote:

Buenas yan Hafa Adai!

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Should you have any questions or require additional information, please do not hesitate to contact our office at (671) 989-9554.

Si Yu'os Ma'ase!

--



Office of Senator Christopher M. Dueñas

Chairman, Committee on Government Finance and Operations

259 Martyr St., Hagatna, Guam 96910

senator.duenas@guamlegislature.gov

(671) 989-9554



2.21.25 Second Notice.pdf

311K



Senator Chris Duenas <senator.duenas@guamlegislature.gov>

Testimonies

1 message

Bertha Pereda <Bertha.Pereda@doa.guam.gov>

Fri, Feb 21, 2025 at 2:45 PM

To: Senator Chris Duenas <senator.duenas@guamlegislature.gov>

Cc: "Elizabeth T. Fisher" <lisa.fisher@doa.guam.gov>, "Director@doa.guam.gov" <director@doa.guam.gov>

Hafa Adai Senator Duenas,

I have attached DOA's testimonies 1) 34-38 and 2) 47-38 for your information and file.

Should you have any questions, please do not hesitate to contact our office at (671) 475-1101.

Si Yu'os Ma'ase!

Bertha Pereda Padrones
Administrative Officer
Director's Office
(671) 475-1250

3 attachments



Testimony On Bill No. 34-38.pdf
252K



Testimony On Bill No. 47-38.pdf
281K



GovGuam FY2023 Audit Items Submissions Tracker.xlsx
38K



EDWARD M. BIRN
Director (Direktot)
ELIZABETH T. FISHER
Deputy Director (Sigundo Direktot)

**DEPARTMENT OF
ADMINISTRATION**
DIPATTAMENTON ATMENESTRASION
DIRECTOR'S OFFICE
(Ufisinan Direktot)
Telephone (Telifon): (671) 475-1101/1250



LOURDES A. LEON GUERRERO
Governor (Maga'håga)
JOSHUA F. TENORIO
Lt. Governor (Sigundo Maga'låhi)

February 20, 2025

Honorable Sabina Flores Perez
38th Guam Legislature
710 Marine Corps Drive
Hagåtña, Guam 96910

Re: Testimony on Bill No. 34-38

Hafa Adai Senator Perez,

Thank you for the opportunity to provide testimony regarding the Government of Guam's Drug-Free Workplace Program and its alignment with existing policies on employee drug testing.

Under the Government of Guam's Drug-Free Workplace Program, based on AG opinion LEG 17-0547, agencies are not permitted to announce random drug testing within a department. Employees who are subject to random drug testing are those occupying Testing Designated Positions (TDPs). These employees are notified in writing upon the commencement of their employment that their position is a TDP. Furthermore, they are informed that, beginning 30 days after receiving this written notification, they will be subject to random drug testing.

For all other employees, drug testing is conducted only under specific conditions, including probable cause that an employee is using drugs at work, involvement in a workplace accident, or a violation of workplace safety rules. These measures ensure that drug testing is conducted fairly and in accordance with established policies.

The Department of Administration (DOA) is of the opinion that the proposed bill does not present a material concern, as agencies do not announce random drug testing in any manner contrary to the existing policy. Additionally, if a former Government of Guam employee were to be reemployed, they—like all new hires—would be required to pass a mandatory pre-employment drug test before beginning their duties.

We appreciate your consideration of this matter and remain committed to upholding the integrity of the Government of Guam's Drug-Free Workplace Program. Should you require further clarification, we are available to provide any necessary information.

Senseramente,

EDWARD M. BIRN
Director



Office of Senator Christopher M. Duenas

CHAIRMAN, COMMITTEE ON FINANCE AND GOVERNMENT OPERATIONS

COMMITTEE VOTE SHEET

Bill No. 34-38 (COR), "AN ACT TO AMEND § 2108 OF CHAPTER 2, TITLE 4, GUAM CODE ANNOTATED RELATIVE TO REQUIRING EMPLOYEES WHO RESIGN FROM GOVERNMENT OF GUAM EMPLOYMENT TO SUBMIT TO AND PASS DRUG TESTING TO RETAIN RE-EMPLOYMENT RIGHTS IF SAID RESIGNATION WAS TENDERED WITHIN THIRTY (30) DAYS OF AN EMPLOYER'S ANNOUNCEMENT OF DRUG TESTING AND TO REQUIRE EMPLOYEES TO SUBMIT TO DRUG TESTING PRIOR TO RE-EMPLOYMENT."

Committee Members	Signature	TO DO PASS	TO NOT PASS	TO REPORT OUT ONLY	TO ABSTAIN	TO PLACE IN INACTIVE FILE
Senator Christopher M. Duenas <i>Chairperson</i>		✓				
Vice Speaker C. Anthony Ada <i>Vice Chairperson</i>	E-Vote 3/6/25	✓				
Speaker Frank F. Blas Jr. <i>Member</i>	E-Vote 3/6/25	✓				
Senator Sabrina Salas Matanane <i>Member</i>						
Senator Jesse A. Lujan <i>Member</i>	E-Vote 3/6/25	✓				
Senator Vincent A. V. Borja <i>Member</i>	E-Vote 3/6/25	✓				
Senator Tina Rose Muña Barnes <i>Member</i>	E-Vote 3/6/25	✓				
Senator Joe S. San Agustin <i>Member</i>						



Senator Chris Duenas <senator.duenas@guamlegislature.gov>

URGENT REQUEST for E-VOTE: Committee Report - Bill No. 34-38 (COR)

6 messages

Senator Chris Duenas <senator.duenas@guamlegislature.gov>

Thu, Mar 6, 2025 at 6:30 AM

To: cmdcommittee@guamlegislature.gov

Hafa adai Committee Members:

Please see attached **Bill No. 34–38 (COR) As amended by the Committee on Finance and Government Operations** – V. Anthony Ada Christopher M. Dueñas Frank Blas, Jr. Joe S. San Agustin Jesse A. Lujan Chris Barnett Sabina F. Perez Sabrina Salas Matanane Tina Rose Muña Barnes Shelly V. Calvo - “AN ACT TO AMEND § 2108 OF CHAPTER 2, TITLE 4, GUAM CODE ANNOTATED RELATIVE TO REQUIRING EMPLOYEES WHO RESIGN FROM GOVERNMENT OF GUAM EMPLOYMENT TO SUBMIT TO AND PASS DRUG TESTING TO RETAIN RE-EMPLOYMENT RIGHTS IF SAID RESIGNATION WAS TENDERED WITHIN THIRTY (30) DAYS OF AN EMPLOYER’S ANNOUNCEMENT OF DRUG TESTING AND TO REQUIRE EMPLOYEES TO SUBMIT TO DRUG TESTING PRIOR TO RE-EMPLOYMENT,” in which your action is respectfully requested.

Please indicate your preferred action, based on the following options:

- TO DO PASS
- TO NOT PASS
- TO REPORT OUT ONLY
- TO ABSTAIN
- TO PLACE IN INACTIVE FILE

Please submit your response **ASAP**. In addition, kindly sign the attached vote sheet which will be submitted as part of the final Committee Report to the Committee on Rules.

Please contact our office if you have any questions or concerns.

Respectfully,

**Office of Senator Christopher M. Dueñas***Chairman, Committee on Government Finance and Operations*

259 Martyr St., Hagatna, Guam 96910

senator.duenas@guamlegislature.gov

(671) 989-9554

2 attachments**FOR SIGNATURE 34-38 Committee-Vote-Sheet.pdf**

377K

**CR - Bill 34-38.pdf**

9643K

Office of Senator Vince Borja <contact@senatorvinceborja.com>

Thu, Mar 6, 2025 at 7:33 AM

Reply-To: Office of Senator Vince Borja <contact@senatorvinceborja.com>

To: senator.duenas@guamlegislature.gov

Cc: cmdcommittee@guamlegislature.gov

Hi,

To do pass.

v/r,

Senator Vincent A. V. Borja

Chairman, Committee on Education, Libraries, & Public Broadcasting

38th Guam Legislature

Suite 502, DNA Bldg. [238 Archbishop Flores St.](#)

[Hagåtña, Guam 96910](#)

T +1 (671) 969-8423

E vince.borja@guamlegislature.gov

[Quoted text hidden]

Vice Speaker V. Anthony Ada <vicespeakertonyada@guamlegislature.gov>

Thu, Mar 6, 2025 at 7:58 AM

To: Office of Senator Vince Borja <contact@senatorvinceborja.com>

Cc: senator.duenas@guamlegislature.gov, cmdcommittee@guamlegislature.gov

To do pass

[Quoted text hidden]

--



Office of Vice Speaker V. Anthony Ada

38th Guam Legislature

I Mina'trentai Ocho Na Liheslaturan Guåhan

Guam Congress Building, 2nd Floor

163 Chalan Santo Papa

Hagåtña, Guam 96910

Phone: (671) 989-0855

Email: vicespeakertonyada@guamlegislature.gov

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Speaker Frank Blas Jr. <speakerblas@guamlegislature.gov>

Thu, Mar 6, 2025 at 7:59 AM

To: "Vice Speaker V. Anthony Ada" <vicespeakertonyada@guamlegislature.gov>

Cc: Office of Senator Vince Borja <contact@senatorvinceborja.com>, senator.duenas@guamlegislature.gov, cmdcommittee@guamlegislature.gov

To Do PASS



Speaker, Frank F. Blas, Jr.

I Mina'trentai Ocho na Liheslaturan Guåhan 38th Guam Legislature

Guam Congress Building, 163 Chalan Santo Papa, Hagåtña

(671)969-6456

speakerblas@guamlegislature.gov

Guam Legislature (@GuamLegislatureMedia) | Twitter

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[Quoted text hidden]

Senator Tina Muna Barnes <senator.munabarnes@guamlegislature.gov>

Thu, Mar 6, 2025 at 8:38 AM

To: Senator Chris Duenas <senator.duenas@guamlegislature.gov>

Cc: cmdcommittee@guamlegislature.gov

to do pass

[Quoted text hidden]

Senator Jesse Lujan <senator.lujan@guamlegislature.gov>

Thu, Mar 6, 2025 at 8:49 AM

To: Senator Chris Duenas <senator.duenas@guamlegislature.gov>

Cc: cmdcommittee@guamlegislature.gov

To Do Pass.

On Thu, Mar 6, 2025 at 6:31 AM Senator Chris Duenas <senator.duenas@guamlegislature.gov> wrote:

[Quoted text hidden]

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**Office of Majority Leader Jesse A. Lujan***Chairman, Committee on Transportation, Tourism, Customs, Utilities and Federal & Foreign Affairs***259 Martyr St., Hagatna, Guam 96910**senator.lujan@guamlegislature.gov

(671) 969-6525

COMMITTEE REPORT DIGEST

Committee on Finance and Government Operations
Senator Chirstopher M. Dueñas, Chairman

BILL NO. 34-38 (COR) – V. ANTHONY ADA / CHRISTOPHER M. DUEÑAS / FRANK BLAS, JR. / WILLIAM A. PARKINSON / JOE S. SAN AGUSTIN / JESSE A. LUJAN / CHRIS BARNETT / SABINA F. PEREZ / SABRINA SALAS MATANANE / TINA ROSE MUÑA BARNES / SHELLY V. CALVO – AN ACT TO AMEND § 2108 OF CHAPTER 2, TITLE 4, GUAM CODE ANNOTATED RELATIVE TO REQUIRING EMPLOYEES WHO RESIGN FROM GOVERNMENT OF GUAM EMPLOYMENT TO SUBMIT TO AND PASS DRUG TESTING TO RETAIN RE-EMPLOYMENT RIGHTS IF SAID RESIGNATION WAS TENDERED WITHIN THIRTY (30) DAYS OF AN EMPLOYER’S ANNOUNCEMENT OF DRUG TESTING AND TO REQUIRE EMPLOYEES TO SUBMIT TO DRUG TESTING PRIOR TO RE-EMPLOYMENT.

I. OVERVIEW

Bill No. 34-38 (COR) was introduced on **Monday, January 21, 2025** by **Senator V. Anthony Ada**, and was subsequently referred by the Committee on Rules to the **Committee on Finance and Government Operations** on **Friday, January 28, 2025**.

The **Committee on Finance and Government Operations** convened a Public Hearing for Bill Nos. 10-38 (COR), 34-38 (COR), and 25-38 (COR) on **Friday, February 21, 2025** at **9:00AM** in the Guam Congress Building’s Public Hearing Room.

PUBLIC NOTICE REQUIREMENTS

Public Hearing Notices were posted to the Government Public Notices Portal and disseminated via electronic mail to all senators and all main media broadcasting outlets on **Friday, February 14, 2025** (5-Day Notice), and again on **Wednesday, February 19, 2025** (48-Hour Notice).

SENATORS PRESENT

Christopher M. Dueñas, Chairman
Vice Speaker, V. Anthony Ada, Vice Chairman, Bill Sponsor
Tina Rose Muña Barnes, Member
D. Christopher Barnett
Shelly Vargas Calvo
Jesse A. Lujan, Member
Eulogio Shawn Gumataotao
Telo T. Taitague
Therese M. Terlaje

ORAL TESTIMONY:

NONE

WRITTEN TESTIMONY:

Edward M. Birn, Director, Department of Administration

II. SUMMARY OF TESTIMONY & DISCUSSION

The public hearing for Bill No. 34-38 (COR) began at [10:23AM](#).
[Begins at 1:23:03 and ends at ends at 1:37:29]

SENATOR CHRISTOPHER M. DUEÑAS, CHAIRPERSON: *Håfa Ådai* and welcome back to the Guam Congress Building. If we can now move on. Folks, we're moving on to the next bill.

(pause)

Okay, folks, we are LIVE and we're moving to the next bill. Thank you for returning. Okay. At this time, we will now hear Testimony on Bill 34-38 (COR) introduced by Vice Speaker Tony Ada and this is relative to requiring employees who resign from Government of Guam employment to submit and pass drug testing, to refrain—to retain employment rights if said resignation was tendered within thirty (30) days of an employer's announcement of drug testing, and to

require employees to submit to drug testing prior to re-employment. This time I'll recognize the primary author, Senator, Vice Speaker, Tony Ada. Please proceed.

VICE SPEAKER, V. ANTHONY ADA, VICE CHAIRPERSON: Thank you, Mr. Chair. Mr. Chair, Bill 34-38 is identical to Bill 123-36 that was passed by the 36th Guam Legislature but vetoed by the Governor. According to the governor's veto message, the veto was a result of a provision added on the floor during the second reading that required all those employees who opted for re-employment to be drug tested after they were re-employed. Generally, drug testing of government employees without probable cause or random drug testing of security personnel has been held by the courts to be a violation of the Fourth Amendment protection from unwarranted searches. This bill corrects the flaw by requiring the testing prior to re-employment. Bill 34-38 is very simple. It requires that any person who resigns from government service subsequent to the announcement of a drug testing or drug screening, must complete such screening to be placed on the agency's re-employment list. In the Government of Guam, there are certain positions that are subject to random–random drug screening. If any of these employees test positive, he or she is automatically terminated and forfeits re-employment rights. The only exemption for those who, prior to the drug test, admit their problem and seek help. This bill will close that loophole for a few employees who you–who use it to avoid drug screening. The assumption is that an illicit drug user would rather miss thirty (30) days of work rather than permanent loss of government employment. Additionally, this bill will:

1. Expand the covered period from before the scheduled drug testing to within thirty (30) days of the scheduled drug test; *and*
2. The employee forfeits automatic re-employment rights whether or not the employee takes the drug test or not.

This does not mean that the employee is barred from re-employment. It just means that the employee will have to apply as a new employee and compete–complete with–compete with the other applicants at the time the vacancy is announced. As a new hire, the employee is required to take a drug test prior to employment approval. I believe that this bill will close that loophole and the drug testing

avoidance. So I ask my colleagues to please consider this bill and I look forward to the testimony that be given.

SENATOR CHRISTOPHER M. DUEÑAS, CHAIRPERSON: *Si Yu'os Ma'åse*, Mr. Vice Speaker—and **at this time there is no one that has signed up to testify on this bill** but I will yield to my colleagues to be able to provide any comments that they may have on the bill. Before I do that, I'd like to recognize Senator Terlaje. Thank you for joining us today. So, once again, I'm going to recognize those who showed up first. So, Senator Jesse Lujan, you have any comments on the bill?

SENATOR JESSE A. LUJAN: A quick comment, Mr. Chairman. Mr. Chairman, thank you very much. Again, I'm in full support and thank the author for asking me to be a co-sponsor as well. This again, corrects the—the flawed bill that was—that was passed and looking forward to again its passage in this 38th Guam Legislature. Thank you, Mr. Chairman.

SENATOR CHRISTOPHER M. DUEÑAS, CHAIRPERSON: Thank you very much, Senator Lujan. Senator Tina, do you have any comments?

SENATOR TINA ROSE MUÑA BARNES: *Si Yu'os Ma'åse*, Mr. Chair. Just a comment that this bill aims to ensure that the government emplo—employees do not evade the drug testing by resigning and later seeking re-employment. I don't have a problem with this bill. As a matter of fact, I think I put my name on it as one of the ten (10) co- co-sponsors and I just think that with—with everything that's happening within our community it's important that—that—that there are provisions that provide for those who want to get the help but there are a lot of safety measures and protocols that we really need to look at. And like the author said, when you need to close a—a loop and—and secure that—that those that work for the government are—are I guess, prepared, I think it's important that—that this is a standard thing. So like I said, I don't have a problem with this and I supported the efforts as one of the co-sponsors and thank the author for giving me that opportunity. *Saina Ma'åse*.

SENATOR CHRISTOPHER M. DUEÑAS, CHAIRPERSON: Thank you Senator Tina Barnes. Now move on to Senator Gumataotao. Do you have any comments on the bill?

SENATOR EULOGIO SHAWN GUMATAOTAO: Yeah, thank you, Mr. Chair—and just know that I do stand in full support of this measure. I just wanted to make just a couple of comments that BBMR had requested for a fiscal note waiver on the bill claiming that the measure is administrative in nature but has no fiscal impact. The proposed legislation extends that requirement to re-employment. I think this is a good piece of legislation that we need to kind of move forward on. Also just one con—one concern that I'm hoping that we can probably do it in committee is this the idea on Executive Order twenty five 2025-03. Just as long as we're looking at that and its requirement of autonomous agencies and agencies outside the personnel jurisdiction of DOA to coordinate drug testing, treatment, rehabilitation of employees with DOA through MOUs. I'm just hoping that at some point that we just make sure, we just take a look at it and then make sure that if any concerns might be addressed there that we—sure—that it's adopted across all Government of Guam entities. But I'm in full support, Mr.—Mr. Chair, and thank you for the author for his work.

SENATOR CHRISTOPHER M. DUEÑAS, CHAIRPERSON: Thank you Senator Gumataotao. At this time, I'd like to recognize Senator Barnett for any comments he may have on the bill.

SENATOR D. CHRISTOPHER BARNETT: *Si Yu'os Ma'åse*, Mr. Chair. No, no, comments really. I'm a co-sponsor on the bill and I support it. *Si Yu'os Ma'åse!*

SENATOR CHRISTOPHER M. DUEÑAS, CHAIRPERSON: Thank you very much, Senator Barnett and at this time we'll recognize Senator Telo Taitague on the bill. Any comments?

SENATOR TELO T. TAITAGUE: Thank you, Mr. Chair, and of course I support this legislation. It was introduced in the prior legislation—legislature and I definitely stood in support of it then and stand in support of it again. You know, it has to do

with trust prevention. I mean, many of us see now that there are even people who are currently employed who when the drug trust goes around to—to their agencies, certain employees won't even take the test because they know they're going to come out positive. So what do they do? They quit. They leave. You know, go on a hiatus or—and then they come back later on and thinking they got over it and they don't have to take the test and come back. You know, try telling that to a mother who puts her child onto—into a school bus, you know, to drive them to school. And this individual who had tested—tested positive but then went on one of these retreats. I think there's even things to protect that and then come back to that position after they've gone to some kind of rehab program. I mean can you really trust that? I don't know. I was a mother, I would be, “*No, no. This guy needs to go. I know one time is enough.*” You test positive for methamphetamine and you need to—that's it. You know, of course help an individual out who might need some rehab or you know, to help them get back on track is important. We can do that. But I don't think that individual should—should go back to something like driving our children's school bus. So this is one step that we can ensure a safe environment, a drug free environment. And so I, I totally stand in support of it. So I thank you Mr. Chair and ask the—the sponsor of the legislation to also include me as a co-sponsor. Thank you.

SENATOR CHRISTOPHER M. DUEÑAS, CHAIRPERSON: Thank you, Senator Taitague. Appreciate your comments.

Senator Calvo.

SENATOR SHELLY VARGAS CALVO: Thank you, Mr. Chair. Thank you again, everyone. That's—that you're here today. This is a good bill because it, there's several things that I'd like to comment on. It's a good bill because I know that it promotes a drug free government workforce. At the same time, it enhances workplace integrity and public trust. We're leaders, right? And—and we have to make sure that we're accountable in a lot of stuff and this—and it includes this—this very important issue or matter. Drug use is very preva—prevalent in our community as we speak and it—it—it really harms our island. It harms our community. So it's good because this will reduce potential workplace risks and it will support

consistency in employment policies as well. I have no further remark on this one. I—I support this bill.

SENATOR CHRISTOPHER M. DUEÑAS, CHAIRPERSON: Thank you, Senator Calvo and now we will recognize Senator Terlaje. Please proceed.

SENATOR THERESE M. TERLAJE: Thank you. I was hoping there would be perhaps DOA here to testify since this is a—a proposal to affect the entire executive branch of government. Is that correct?

VICE SPEAKER, V. ANTHONY ADA, VICE CHAIRPERSON: Yes, they were invited.

SENATOR THERESE M. TERLAJE: Government of Guam employee...yep...I—so—cau—because I just wanted to clarify. So right now the re—the. It looks to me like we want employees to pass drug testing prior to re-employment. I have no issue with that. Just like new employees re-employed employees to pass a drug test. But on the other provision, it says that before—for—a person who resigns at a certain time within thirty (30) days of an announcement of a drug testing shall submit to and pass said drug testing prior to resignation or forfeit all re-employment rights and I just want to find out from them if that, if the agent was here, I would ask him if that was—you know—if we're—if that's—if we're able to do that. And then on the statute that allows re-employment overall §2108, where it says former classified employees who were in good standing at the time of resignation, does—I—I want them to clarify how this affects their good standing at the time of resignation? For example, if they tested positive. It's also strange because it says that anyone who resigns, if they resign, I'm just not sure how you get them to submit to it—oh, it says or forfeit re-employment. Yeah. I just want to know if that would make them—if they tested positive, that's going to make them no longer in good standing and if that is the intent of the bill, that if you test positive while you are trying to resign from the government that you are no longer in good standing to—to be re-employed even after you go through treatment or anything. Those are my only questions on the bill. I know that the governor issued a press release on the new Executive Order 2025-03. She asked DOA to review its

personnel policies to continue to mandate the testing for cannabis and to continue to mandate or prohibit any intoxication, including from cannabis. She says in her press release. So, yeah, I'm curious also how this—if–when they review the personnel policy with the drug testing policy, if this is going to be incorporated in that or if, I don't know, we just think DOAs our personnel experts and they—they should be here to testify as to the, the legal implications of this. But thank you, Mr. Chair.

SENATOR CHRISTOPHER M. DUEÑAS, CHAIRPERSON: Thank you, Senator Terlaje. And for the record, they were invited and so perhaps we'll work with the author to ensure that we, the committee, having received those questions, we forward to the director and to the agency for their hopeful response on those questions you brought up. So at this time, having recognized every member of the panel, I will now have the author to close.

[Vice Speaker, V. Anthony Ada, waives closing on his bill.]

Okay. So the author has waived closing on this bill. So that will conclude the testimony on Bill 34-38 (COR). And now we will move to the final bill on the agenda today and that is Bill 25-38 and that is sponsored by Senator Tina Rose Muña Barnes. Okay, we'll take a short recess 'cause we understand that the author has taken a—a short break. So we'll be right back

[RECESS AS COMMITTEE MOVES INTO BILL NO. 25-38 (COR)]

III. FINDINGS & RECOMMENDATIONS:

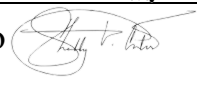
The Committee on Finance and Government Operations convened a Public Hearing for Bill No 34-38 (COR) on Friday, February 21, 2025 at 9:00AM in the Guam Congress Building's Public Hearing Room. During the Public Hearing, written testimony was received from the Director of the Department of Administration that supported the bill as it promoted the integrity of the Government of Guam Drug Free Workplace Program. The Committee on Finance

and Government Operations concludes that Bill 34-38 has been publicly heard and reports on Bill 34-38, with the recommendation **to do pass.**

I MINA'TRENTAI OCHO NA LIHESLATURAN GUÅHAN
2025 (FIRST) Regular Session

Bill No. 34 -38 (COR)

Introduced by:

V. Anthony Ada 
Christopher M. Dueñas 
Frank Blas, Jr. 
Joe S. San Agustin 
Jesse A. Lujan 
Chris Barnett 
Sabina F. Perez 
Sabrina Salas Matanane 
Tina Rose Muña Barnes 
Shelly V. Calvo 

**AN ACT TO *AMEND* § 2108 OF CHAPTER 2, TITLE 4,
GUAM CODE ANNOTATED RELATIVE TO
REQUIRING EMPLOYEES WHO RESIGN FROM
GOVERNMENT OF GUAM EMPLOYMENT TO SUBMIT
TO AND PASS DRUG TESTING TO RETAIN RE-
EMPLOYMENT RIGHTS IF SAID RESIGNATION WAS
TENDERED WITHIN THIRTY (30) DAYS OF AN
EMPLOYER'S ANNOUNCEMENT OF DRUG TESTING
AND TO REQUIRE EMPLOYEES TO SUBMIT TO DRUG
TESTING PRIOR TO RE-EMPLOYMENT.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. § 2108 of Chapter 2, Title 4, Guam Code Annotated is *amended* to
read as follows:

“§ 2108. Re-Employed Employees.

(a) Former classified employees of the Government of Guam
who were in good standing at the time of resignation may be hired at
not less than the salary they earned at their former position if they apply

1 for the same or comparable job in the same department. This re-
2 employment credit privilege must be exercised within a four (4) year
3 period, and employees must pass drug testing prior to re-employment.
4 The employee may waive ~~this~~ the re-employment privilege of this
5 section.

6 (b) Notwithstanding any other provision of law or administrative
7 or personnel rules and regulations, any employee who resigns within
8 thirty (30) days of an announcement of any government sponsored drug
9 testing within the employee's department that would subject the
10 employee to drug testing, shall submit to and pass said drug testing,
11 prior to resignation, or forfeit all re-employment rights."



COMMITTEE ON RULES

Vice Speaker V. Anthony Ada, Chairperson

I Mina'trentai Ocho Na Liheslaturan Guåhan

38th Guam Legislature

January 29, 2025

To: **Rennae V. C. Meno**
Clerk of the Legislature

From: **Vice Speaker V. Anthony Ada** 
Chairperson, Committee on Rules

Subject: **Fiscal Note Waiver for Bill No. 34-38 (COR)**

Håfa Adai!

Find the attached, Fiscal Note Waiver for the following bill:

Bill No. 34-38 (COR).

I also request that the same be sent to the respective Chairperson of the Standing Committee, to which this bill has been referred. Kindly forward the same to Management Information Services (MIS) for posting on our website.





BUREAU OF BUDGET & MANAGEMENT RESEARCH

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



LOURDES A. LEON GUERRERO
GOVERNOR

LESTER L. CARLSON, JR.
DIRECTOR

JOSHUA F. TENORIO
LIEUTENANT GOVERNOR

JAN 29 2025

Vice Speaker V. Anthony Ada
Chairperson, Committee on Rules
I Mina'trentai Ocho Na Liheslaturan Guåhan
Thirty-Eighth Guam Legislature
Guam Congress Building
163 Chalan Santo Papa
Hagåtña, Guam 96910

Hafa Adai Senator Ada:

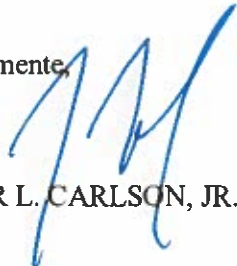
The Bureau requests that Bill No. 34-38 (COR) be granted a waiver pursuant to Public Law 12-229 as amended for the following reason(s):

Bill 34-38 (COR) is an Act to amend §2108 of Chapter 2, Title 4, Guam Code Annotated relative to requiring employees who resign from Government of Guam employment to submit to and pass drug testing to retain re-employment rights if said resignation was tendered within thirty (30) days of an employer's announcement of drug testing and to require employees to submit to drug testing prior to re-employment.

Currently, the Department of Administration's Rules and Regulations include requirements for drug testing upon initial employment. The proposed legislation extends that requirement to re-employment. Additionally, the proposed legislation states that, if the employee's resignation falls within thirty (30) days of any government sponsored drug testing, the employee shall submit to and pass said drug test, or forfeit all re-employment rights.

As such, the Bill is administrative in nature and poses no fiscal impact upon any funds of the Government of Guam.

Senseramente,


LESTER L. CARLSON, JR.