



SENATOR DENNIS G. RODRIGUEZ, JR.

Chairman,
Committee on
Health & Human
Services,
Senior Citizens,
Economic
Development,
& Election Reform

Member,
Committee on
Public Safety, Law
Enforcement,
& Judiciary

Member,
Committee on
Youth, Cultural Affairs,
Procurement, General
Government
Operations, & Public
Broadcasting

Member,
Committee on
Municipal Affairs,
Tourism,
Housing & Recreation

Member,
Committee on Rules,
Federal, Foreign &
Micronesian
Affairs, & Human &
Natural Resources

Member,
Committee on the
Guam Military Buildup
& Homeland Security

Member,
Committee on
Appropriations, Taxation,
Public Debt, Banking,
Insurance,
Retirement, & Land

Member,
Committee on Utilities,
Transportation, Public
Works,
& Veterans Affairs

Assistant Majority Whip

March 29, 2011

Honorable Edward J. B. Calvo
I Maga'lahaen Guahan
RJB Governors Complex
Adelup, Guam

Dear Governor Calvo,

I am in receipt of the Attorney General of Guam's legal opinion (LEG 11-0199) relative to the organicity of certain provisions of P.L. 30-190, as they pertain to the appointment and removal of members to the Guam Memorial Hospital Authority Board of Trustees.

Now that we have legal guidance from the Guam's Chief Legal Officer, I will immediately be introducing legislation to repeal sections of P.L. 30-190, particularly §80105.5 and §80107, so that *I Liheslaturan Guahan* can legally entertain your nominations to the GMHA Board of Trustees, without the complication of conflicting statutory provisions remaining in the Guam Code Annotated. In anticipation of the introduction of this legislation, I will seek Speaker Won Pat's concurrence on the certification of an emergency declaration relative to the Bill to expedite the process.

Please be assured, that with the repeal of §80105.5 and §80107 of Chapter 80, Title 10, Guam Code Annotated, and upon receipt of your appointments to the GMHA Board, I will expedite the public hearing confirmation process for your appointees, and the respective committee reports. In the interim, I kindly request that you use your full Organic Act authority to operate the hospital in the absence of a legislatively confirmed Board of Trustees. The underlying question of the legality of impaneling a Board of Trustees without the concurrence of *I Liheslaturan Guahan* remains and every effort should be made to avoid further chaos at our hospital. With the assistance and support of my colleagues, I look forward to providing you the tools necessary to improve the overall patient care at our only civilian hospital.

Should you have any questions or concerns, please do not hesitate to immediately contact my office.

Dangko-lu na si Yu'os ma'ase.

Senseramente,


DENNIS G. RODRIGUEZ, Jr.

Cc: All Senators