

*I Mina'trentai Singko Na Liheslaturan Guåhan*  
 Bill Status

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	FISCAL NOTES	DATE COMMITTEE REPORT FILED	NOTES
1 (2-5)	Committee on Rules By request of <i>I Maga'hagan Guåhan</i> , the Governor of Guam, in accordance with the Organic Act of Guam.	PRUTEHI I HANOM – AN ACT TO PROTECT THE WATERS OF GUAM BY AUTHORIZING THE ACQUISITION OF SPECIALIZED LEGAL SERVICES, ON A CONTINGENCY FEE BASIS, TO ASSIST IN ACTIONS CONCERNING PFAS CONTAMINATION ON GUAM.	7/3/19 9:51 a.m.						
	<b>SESSION DATE</b>	<b>TITLE</b>	<b>DATE PASSED</b>	<b>TRANSMITTED</b>	<b>DUE DATE</b>	<b>PUBLIC LAW NO.</b>	<b>DATE SIGNED</b>	<b>NOTES</b>	
	7/3/19	PRUTEHI I HANOM – AN ACT TO PROTECT THE WATERS OF GUAM BY AUTHORIZING THE ACQUISITION OF SPECIALIZED LEGAL SERVICES, ON A CONTINGENCY FEE BASIS, TO ASSIST IN ACTIONS CONCERNING PFAS CONTAMINATION ON GUAM.	7/3/19	7/3/19	7/15/19	35-25	7/3/19	Received: 7/3/19 Mess and Comm. Doc. No. 35GL-19-0712.	

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/EMAIL: [speaker@guamlegislature.org](mailto:speaker@guamlegislature.org)

35-GL-19-0712  
Speaker Tina Rose Muña Barnes

July 3, 2019

HONORABLE TINA MUÑA BARNES  
Speaker  
I Mina'trentai Singko Na Liheslaturan Guåhan  
Guam Congress Building  
Hagåtña, Guam 96910

JUL 03 2019  
Time 7:11 PM ( ) AM ( ) PM  
Received By: [Signature]

Re: **Bill 1 (2-S) – “Prutehi I Hanom – An Act To Protect The Waters Of Guam By Authorizing The Acquisition Of Specialized Legal Services, On A Contingency Fee Basis, To Assist In Actions Concerning PFAS Contamination On Guam.”**

Dear Madame Speaker:

I am relieved with the outcome of my bill. While the process towards passage of this bill was much more complicated than I believe was necessary, I am nonetheless pleased to sign Bill 1 (2-S) into law as **Public Law 35-25**.

Thank you, Speaker Muna Barnes, for your attention and efforts to bring this issue into special session multiple times. I also thank the Attorney General for his work in advocating for the people of Guam. Although he now has four fewer days than what I had hoped to provide him, I trust that the Attorney General will work quickly and diligently to ensure that our claims are preserved.

Finally, I must recognize the responsible and proactive efforts of both the Guam Waterworks Authority and Guam Environmental Protection Agency. Even without my call, these entities have recognized their obligations to this island and done more than required.

Senseremente,

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

Enclosure: Bill 1-2S nka Public Law 35-25

cc: Lt. Governor of Guam (via email)

0712

2019 JUL -3 PM 7:59



*I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN*  
Thirty-Fifth Guam Legislature

July 3, 2019

The Honorable Lourdes A. Leon Guerrero  
*I Maga'hågan Guåhan*  
*Ufisinan I Maga'håga*  
*Hagåtña, Guam 96910*

Dear *Maga'håga* Leon Guerrero:

Transmitted herewith is **Bill No. 1 (2-S)**, which was passed by *I Mina'trentai Singko Na Liheslaturan Guåhan* on July 3, 2019.

Sincerely,

AMANDA L. SHELTON  
Legislative Secretary

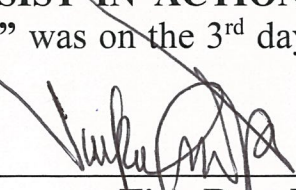
Enclosure (1)



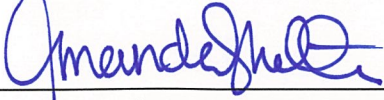
*I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN*  
2019 (SECOND) Special Session

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

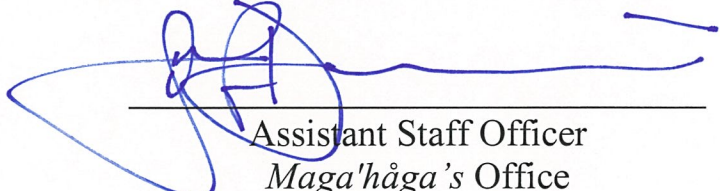
This is to certify that **Bill No. 1 (2-S)**, “**PRUTEHI I HANOM – AN ACT TO PROTECT THE WATERS OF GUAM BY AUTHORIZING THE ACQUISITION OF SPECIALIZED LEGAL SERVICES, ON A CONTINGENCY FEE BASIS, TO ASSIST IN ACTIONS CONCERNING PFAS CONTAMINATION ON GUAM,**” was on the 3<sup>rd</sup> day of July 2019, duly and regularly passed.

  
\_\_\_\_\_  
**Tina Rose Muña Barnes**  
Speaker

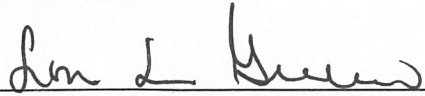
Attested:

  
\_\_\_\_\_  
**Amanda L. Shelton**  
Legislative Secretary

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This Act was received by *I Maga'hågan Guåhan* this 3<sup>rd</sup> day of July,  
2019, at 5:54 o'clock P.M.

  
\_\_\_\_\_  
Assistant Staff Officer  
*Maga'håga's Office*

APPROVED:

  
\_\_\_\_\_  
Lourdes A. Leon Guerrero  
*I Maga'hågan Guåhan*


Date: 7/3/2019

Public Law No. ~~32~~ 35-25

*I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN*  
2019 (SECOND) Special Session

Bill No. 1 (2-S)

Introduced by:

  
Committee on Rules  
At the request of *I Maga'hågan*  
*Guåhan*, the Governor of Guam,  
in accordance with the Organic  
Act of Guam

**PRUTEHI I HANOM – AN ACT TO PROTECT THE  
WATERS OF GUAM BY AUTHORIZING THE  
ACQUISITION OF SPECIALIZED LEGAL SERVICES,  
ON A CONTINGENCY FEE BASIS, TO ASSIST IN  
ACTIONS CONCERNING PFAS CONTAMINATION ON  
GUAM.**

2019 JUL -3 AM 9:51 

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

**Section 1. Title.** This Act shall be known as the *Prutehi I Hanom Act*

**Section 2. Definitions.** As used in this Act:

(a) *Contingency fee* means a sum of money that a lawyer receives as a fee only if the case resolves in favor of the Government of Guam.

(b) *PFAS* means a class of chemicals known as per- and polyfluoroalkyl substances.

(c) *Legal services* means services to include those from private legal counsel, expert witnesses, and private consultants.

**Section 3. Authority.**

Notwithstanding local procurement law, the Office of the Attorney General is authorized to acquire legal services for the pursuit of legal remedies for damage(s)

1 to Guam's waters and/or wastewaters due to PFAS contamination. Such an  
2 agreement for legal services shall provide:

3 (1) that the parties agree to seek monetary and non-monetary relief, such as  
4 remedial relief, in favor of the Government of Guam; and

5 (2) that contingency fees for monetary relief shall not exceed Thirty Percent  
6 (30%) of the final monetary award obtained and that contingency fees for non-  
7 monetary relief shall be calculated at a reasonable rate and reasonable hours,  
8 as determined by the trial court.

9 Immediately upon execution of an agreement for legal services pursuant to  
10 this Act, the Attorney General of Guam shall submit such agreement to the  
11 Legislature.

12 **Section 4. Retention.** At the conclusion of this matter, the Attorney  
13 General shall submit to the Governor and the Speaker a complete written statement  
14 that describes the outcome of the matter, states the amount of any recovery, shows  
15 the computation of the amount of the contingent fee, and contains the final complete  
16 time and expense records where applicable. Shortly thereafter, the Attorney General  
17 shall also digitize and transmit a copy of the portions of the case file, of which  
18 disclosure is not specifically prohibited by law, to the Micronesia Area Research  
19 Center for archiving on behalf of the government of Guam.

20 **Section 5. Severability.** If any provision of this Act or its application to  
21 any person or circumstance is held invalid, the invalidity *shall not* affect other  
22 provisions or applications of this Act that can be given effect without the invalid  
23 provision or application and to this end the provisions of this Act are severable.