

FIRST CONSTITUTIONAL CONVENTION
OF THE TERRITORY OF GUAM

Minutes of the Thirty-First General Session

The Thirty-First General Session of the First Constitutional Convention of the Territory of Guam convened at Convention Headquarters at 7:30 p.m., April 27, 1970. Mr. Antonio M. Palomo, President of the First Constitutional Convention, presided.

PRAYER

The Chaplain offered the following prayer:

"In the Name of the Father and of the Son and of the Holy Spirit. Amen. Let us Pray . . .
O God, in Whom all the faithful are united in one mind, let Your people everywhere love Your Commandments and yearn for what You promise, so that, even amid the changes of this world, their hearts may always be fixed upon true happiness. We ask this of you in the Name of Jesus Christ. Amen.
In the Name of the Father and of the Son and of the Holy Spirit. Amen."

ROLL CALL AND LEAVE OF ABSENCE

By direction of the President, the roll was called and the following delegates responded:

Tomas F. Mendiola	Joaquin C. Blas	Jose R. Rivera
David S. Terlaje	Jose L. Cepeda	Gregorio M. Borja
Jose C. Quintanilla	Franklin J. Quitugua	Francisco R. Santos
Rufo L. Calvo	Joe F. San Agustin	Joaquin V.E. Manibusan
Vicente M. Angoco	Betty S. Guerrero	Frank G. Lujan
Pedro A.E. Manibusan	William A. Flores	Jose S. Lizama
Antonio M. Palomo	Adrian C. Sanchez	Robert E. Leon Guerrero
Joseph F. Ada	Tomas T. Aguon	Antonio A. Calvo
Juan G. Blas		

Absent:

Howard G. Trapp	Charles F. Toves	Joe Nededog
Jose B. Santos	Jesus S. Camacho	Pilar C. Lujan
Enrique L.G. Untalan	Jose M. Carrido	Jose P. San Nicolas
Malcolm H. Merrill, Jr.	Lorenzo T. Siguenza	Jose T. Barcinas
Theodore Nelson	Joseph B. Cruz	James S. Brooks
Lorenzo C. Leon Guerrero		Francisco B. Aguon

Excused:

Pilar C. Lujan	Enrique L.G. Untalan	Lorenzo T. Siguenza
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A quorum was present.

APPROVAL OF MINUTES

It was moved, seconded, and carried that the minutes of the Thirtieth General Session be approved.

PRIVILEGE OF THE FLOOR

Mr. Adrian C. Sanchez thanked the Political Status Committee for taking immediate action on the proposition which was re-referred to their committee.

COMMUNICATIONS

By direction of the President, the Administrative Secretary read a letter from Dr. T.A. Darling. (A copy of the letter is available at Convention Headquarters)

INTRODUCTION OF PROPOSITIONS & RESOLUTIONS & REFERENCES TO COMMITTEES

By direction of the President, the Administrative Secretary gave Resolution Nos. 14 and 15, and Proposition Nos. 54, 55, 56 and 57.

Resolution No. 14, introduced by Francisco R. Santos, Frank G. Lujan and James S. Brooks -

RELATIVE TO REQUESTING THE GUAM LEGISLATURE TO ENACT THE UNIFORM STATE CONTROL OF DANGEROUS SUBSTANCES ACT.

Resolution No. 15, introduced by the Executive Committee -

RELATIVE TO URGING THE HOUSE OF REPRESENTATIVES FOR AN EARLY PASSAGE OF THE BILL TO PROVIDE GUAM WITH A NON-VOTING DELEGATE IN THE HOUSE OF REPRESENTATIVES.

Proposition No. 54, introduced by James S. Brooks -

A PROPOSITION TO AMEND SUBSECTION (a) OF SECTION 9 OF THE ORGANIC ACT OF GUAM TO PROVIDE FOR A CIVIL SERVICE SYSTEM.

Proposition No. 55, introduced by James S. Brooks -

A PROPOSITION TO ADD A NEW SECTION 35 TO THE ORGANIC ACT OF GUAM TO ESTABLISH A CIVIL RIGHTS COMMISSION.

Proposition No. 56, introduced by Franklin J. Quitugua as Chairman of the Committee on Education -

A PROPOSITION TO AMEND SUBSECTION (r) OF SECTION 5 OF THE ORGANIC ACT OF GUAM TO DELETE THE AGE LIMITATION FOR COMPULSORY EDUCATION.

Proposition No. 57, introduced by Joseph F. Ada -

A PROPOSITION TO ADD A NEW SUBSECTION (v) TO SECTION 5 OF THE ORGANIC ACT OF GUAM PROVIDING FOR ACADEMIC FREEDOM.

REPORTS OF COMMITTEES

The following committees gave reports:

Executive Committee - Resolution Nos. 13 and 15

Health and Social Services)
Education) Joint-Committee - Proposition Nos. 11,
12, 14 and 17

Education Committee - Proposition No. 38

Taxation and Finance Committee - Proposition Nos. 36 and 46

Political Status Committee - Proposition Nos. 26, 20 and 23

Legislative Powers Committee - Proposition No. 21

PROPOSITIONS ON SECOND READING

Resolution No. 13 -

Mr. Rufo L. Calvo moved to amend Resolution No. 13 as follows:

The Convention be extended until November 30, 1970.

The motion was second and discussion held thereon.

Mr. President put the question whether the Convention would agree to said motion and it was determined in the negative, a majority of the delegates elected to the Convention and present not voting in favor thereof.

Mr. Francisco R. Santos moved to amend Resolution as follows:

That the Resolution be introduced by all delegates.
Page 1, line 13, strike out the words "August 31" and insert the words "July 1".

Motion seconded - discussion held thereon.

Mr. Santos clarified his amendment as follows:

Page 2, lines 1, 2 and 3 to read - "The Convention shall dissolve as of July 1, 1970 and the report shall be submitted no later than August 31, 1970".

Mr. Joseph F. Aña moved to refer Resolution No. 13 back to the Executive Committee.

Motion seconded - discussion held thereon.

Mr. Aña withdrew his motion.

Mr. President put the question whether the Convention would agree to Mr. Santos' motion and it was determined in the negative, a majority of the delegates elected to the Convention and present not voting in favor thereof.

Mr. Joe T. San Agustin moved to amend Resolution No. 13 as follows:

Page 1, line 13, strike out the words "August 31" and insert the words "July 1".

Page 2, line 2, strike out the words "August 31" and insert the words "July 1".

Motion Seconded.

Mr. President put the question whether the Convention would agree to said motion and it was determined in the affirmative, a majority of the delegates elected to the Convention and present voting a favor thereof.

Mr. Francisco R. Santos move that Resolution No. 13 be introduced by all delegates. Seconded.

Mr. President put the question whether the Convention would agree to said motion and it was determined in the affirmative, a majority of the delegates elected to the Convention and present voting in favor thereof.

Mr. Francisco R. Santos moved to suspend the rules and place Resolution No. 13 on the order of third reading. Seconded.

Mr. President put the question whether the Convention would agree to said motion and it was determined in the affirmative, by unanimous consent.

Resolution No. 15 -

Mr. Jose Quintanilla moved to suspend the rules to place Resolution No. 15 on the order of third reading.

Motion seconded and discussion held thereon.

Mr. Pedro A.E. Manibusan moved to amend Resolution No. 15 as follows:

That the resolution be introduced by all the delegates.

Motion seconded.

Mr. President put the question whether the Convention would agree to Mr. Manibusan's motion and it was determined in the affirmative, a majority of the delegates elected to the Convention and present voting in favor thereof.

Mr. Francisco R. Santos moved to amend Resolution 15 as follows:

Page 1, line 30, after the word "House" insert the words "and Senate".

Page 1, line 30, change the word "Committee" to "Committees"
Page 1, line 31, strike out the period and insert a comma.
Page 1, line 31, after the word "Affairs" insert the words
"the President of the United States".

Motion seconded.

Mr. President put the question whether the Convention would agree to Mr. Santos' motion and it was determined in the affirmative, a majority of the delegates elected to the Convention and present voting in favor thereof.

Mr. Joe T. San Agustin moved to amend Resolution No. 15 as follows:

Page 1, line 24, strike out the words "House of Representatives" and insert the word "Congress".

Motion Seconded.

Mr. Adrian C. Sanchez moved to table Resolution No. 15 until the next meeting in order that more information can be provided. Seconded.

Mr. President put the question whether the Convention would agree to Mr. Sanchez's motion and it was determined in the affirmative, a majority of the delegates elected to the Convention and present voting in favor thereof.

Proposition No. 26-A -

Mr. Adrian C. Sanchez moved to place Proposition Nos. 20 23, and 26 in the inactive file, and that Proposition No. 26-A be placed on the order of third reading.

Motion seconded and discussion held thereon.

Mr. Francisco R. Santos moved to suspend the rules and move to "Propositions on third reading" of the agenda, then return to "Propositions on second reading".

Objection - motion defeated.

Mr. Quintanilla took "the chair".

Mrs. Betty S. Guerrero moved to amend Proposition No.26-A as follows:

Page 1, lines 20 and 21, after the word "judicial" restore the words which are dashed-out.

Page 2, line 1, restore the words which are dashed-out.

Page 2, lines 2 and 3, delete entirely.

Motion seconded - discussion held thereon.

Mr. President put the question whether the Convention would agree to

Mrs. Guerrero's motion and it was determined in the negative, a majority of the delegates elected to the Convention and present not voting in favor thereof.

Mr. President put the question whether the Convention would agree to Mr. Sanchez's motion and it was determined in the affirmative, a majority of the delegates elected to the Convention and present voting in favor thereof.

Ordered, That Proposition No. 26 be placed on the order of third reading.

Mr. Francisco R. Santos moved to suspend the rules and move to "Propositions on third reading". Seconded.

Mr. President put the question if the Convention would agree to said motion and it was determined in the affirmative, by unanimous consent.

PROPOSITIONS ON THIRD READING

Mr. President put the question if the Convention would agree to final passage of Proposition No. 3 and it was determined in the negative, a majority of the delegates elected to the Convention and present not voting in favor thereof.

AYES 21
NOES 2

Those who voted in the affirmative were:

Tomas F. Mendiola	Rufo L. Calvo	David S. Terlaje
Jose C. Quintanilla	Vicente M. Angoco	Joaquin G. Blaz
Jose L. Cepeda	Franklin J. Quitugua	Joe T. San Agustin
William A. Flores	Jose R. Rivera	Gregorio M. Borja
Francisco R. Santos	Joaquin V.E. Manibusan	Jose S. Lizama
Antonio M. Palomo	Robert E. Leon Guerrero	Joseph F. Ada
Tomas T. Aguon	Antonio A. Calvo	Juan G. Blas

Those who voted in the negative were:

Betty S. Guerrero Frank G. Lujan

Mr. Palomo took "the chair".

Mr. President put the question if the Convention would agree to final passage of Proposition No. 6-B and it was determined in the negative, a majority of the delegates elected to the Convention and present not voting in favor thereof.

AYES 15
NOES 7

Those who voted in the affirmative were:

Tomas F. Mendiola	Jose C. Quintanilla	Vicente M. Angoco
Joaquin G. Blaz	Jose L. Cepeda	Franklin J. Quitugua
Joe T. San Agustin	William A. Flores	Jose R. Rivera
Gregorio M. Borja	Francisco R. Santos	Joaquin V.E. Manibusan
Frank G. Lujan	Adrian C. Sanchez	Robert E. Leon Guerrero

Those who voted in the negative were:

Rufo L. Calvo	David S. Terlaje	Juan G. Blas
Joseph F. Ada	Tomas T. Aguon	Betty S. Guerrero
		Antonio A. Calvo

Mr. President put the question if the Convention would agree to final passage of Proposition No. 10 and it was determined in the negative, a majority of the delegates elected to the Convention and present not voting in favor thereof.

AYES 6
NOES 17

Those who voted in the affirmative were:

Tomas F. Mendiola	Rufo L. Calvo	David S. Terlaje
William A. Flores	Joseph F. Ada	Antonio A. Calvo

Those who voted in the negative were:

Jose C. Quintanilla	Vicente M. Angoco	Joaquin G. Blaz
Jose L. Cepeda	Franklin J. Quitugua	Joe T. San Agustin
Jose R. Rivera	Gregorio M. Borja	Francisco R. Santos
Joaquin V.E. Manibusan	Frank G. Lujan	Adrian C. Sanchez
Robert E. Leon Guerrero	Tomas T. Aguon	Juan G. Blas
Betty S. Guerrero	Jose S. Lizama	

Mr. President put the question if the Convention would agree to final passage of Proposition No. 28 and it was determined in the affirmative, a majority of the delegates elected to the Convention and present voting in favor thereof.

AYES 22
NOES 1

Those who voted in the affirmative were:

Tomas F. Mendiola	Rufo L. Calvo	David S. Terlaje
Jose C. Quintanilla	Vicente M. Angoco	Joaquin G. Blaz
Franklin J. Quitugua	Joe T. San Agustin	Robert E. Leon Guerrero
Betty S. Guerrero	William A. Flores	Jose R. Rivera
Gregorio M. Borja	Francisco R. Santos	Joaquin V.E. Manibusan
Frank G. Lujan	Jose S. Lizama	Adrian C. Sanchez
Joseph F. Ada	Tomas T. Aguon	Antonio A. Calvo
Juan G. Blas		

Those who voted in the negative were:

Jose L. Cepeda

Mr. President put the question if the Convention would agree to the adoption of Resolution No. 13 and it was determined in the affirmative, a majority of the delegates elected to the Convention and present voting in favor thereof.

Mr. Francisco R. Santos moved to recess until Thursday, April 30, 1970, at 7:00 p.m. Seconded.

Mr. Adrian C. Sanchez moved to amend said motion to meet at 7:30 p.m. Seconded.

Mr. President put the question whether the Convention would agree to Mr. Sanchez's motion and it was determined in the affirmative, by unanimous consent.

On motion of Mr. Santos, and by unanimous consent, the Convention recessed until 7:30 p.m., Thursday, April 20, 1970.

Recessed at 10:50 p.m.

FIRST CONSTITUTIONAL CONVENTION
OF THE TERRITORY OF GUAM

Thirty-First General Session
April 30, 1970

The Thirty-First General Session of the First Constitutional Convention of the Territory of Guam met pursuant to recess on Thursday, April 30, 1970, at 7:50 p.m., at Convention Headquarters. Mr. Antonio M. Palomo, President of the Constitutional Convention, presided.

PROPOSITIONS ON SECOND READING

Proposition No. 21 -

Mr. Adrian C. Sanchez moved to amend Proposition No. 21 as follows:

Title, line 3, change the word "two-thirds" to "eleven".

Mr. Francisco R. Santos moved that Proposition No. 21 be placed in the inactive file.

Seconded and discussion held thereon.

Mr. President put the question whether the Convention would agree to Mr. Santos' motion and it was determined in the negative, a majority of the delegates elected to the Convention and present not voting in favor thereof.

Discussion held on Mr. Joaquin G. Blaz's motion to amend the word fourteen to eleven (Thirtieth General Session).

Mr. President put the question whether the Convention would agree to Mr. Blaz's motion and it was determined in the affirmative, a majority of the delegates elected to the Convention and present voting in favor thereof.

Ordered, That Proposition No. 21 be placed on the order of third reading.

Proposition No. 11-A -

Mr. Robert E. Leon Guerrero moved that Proposition No. 11-A be placed on the order of third reading. Motion seconded.

Mr. President put the question whether the Convention would agree to the advancement of said proposition and it was determined in the affirmative, a majority of the delegates elected to the Convention and present voting in favor thereof.

Ordered, That Proposition No. 11-A be placed on the order of third reading.

Proposition No. 14-A -

Mr. Joe T. San Agustin moved that Proposition No. 14-A be placed on the order of third reading.

Seconded and discussion held thereon.

Mr. Joe T. San Agustin moved to amend Proposition No. 14-A as follows:

Page 1, line 7, after the word "schools" insert the words "institutions of higher learning".

Seconded and discussion held thereon.

Mr. President put the question whether the Convention would agree to Mr. San Agustin's motion and it was determined in the affirmative, a majority of the delegates elected to the Convention and present voting in favor thereof.

Mr. Francisco R. Santos moved to amend Proposition No. 14-A as follows:

Page 1, line 5, strike out the words "the Governor" and insert the words "an elected Board of Education".

Seconded and discussion held thereon.

Mr. James S. Brooks moved to refer Proposition No. 14-A back to the joint-committee of Health & Social Services and Education. Seconded.

Mr. President put the question whether the Convention would agree to Mr. Brooks' motion and it was determined in the affirmative, a majority of the delegates elected to the Convention and present voting in favor thereof.

Proposition No. 38-A -

Mr. Joseph F. Ada moved to pass Proposition No. 38-A on file. Seconded.

Mr. President put the question whether the Convention would agree to said motion and it was determined in the affirmative, a majority of the delegates elected to the Convention and present voting in favor thereof.

Proposition No. 36-A -

Mr. Joaquin G. Blaz moved to place Proposition No. 36-A on third reading file.

Seconded and discussion held thereon.

Mr. Joaquin G. Blaz moved to pass Proposition No. 36-A on file until next session. Seconded.

Mr. President put the question whether the Convention would agree to said motion and it was determined in the affirmative, a majority of the delegates elected to the Convention and present voting in favor thereof.

Ordered, That Proposition No. 36-A be passed on file until next session.

Proposition No. 46-A -

Mr. Joaquin G. Blaz moved to place Proposition No. 46-A on the order of third reading.

Seconded and discussion held thereon.

Mr. Rufo L. Calvo moved to pass Proposition No. 46-A on file. Seconded.

Mr. President put the question whether the Convention would agree to Mr. Calvo's motion and it was determined in the negative, a majority of the delegates elected to the Convention and present not voting in favor thereof.

Discussion continued.

Mr. Gregorio M. Borja moved to pass Proposition No. 46-A on file until next session. Seconded.

Mr. President put the question whether the Convention would agree to Mr. Borja's motion and it was determined in the negative, a majority of the delegates elected to the Convention and present not voting in favor thereof.

Discussion continued.

Mr. President put the question whether the Convention would agree to the advancement of said proposition and it was determined in the affirmative, a majority of the delegates elected to the Convention and present voting in favor thereof.

Ordered, That Proposition No. 46-A be placed on the order of third reading.

On motion of Mr. Juan G. Blas, and by unanimous consent, the session adjourned at 10:45 p.m.

Leonotia J. Miller
Recorder

APPROVED BY:


ANTONIO M. PALOMO, President


BETTY S. GUERRERO, Secretary