







I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN
2016 (SECOND) Regular Session

Bill No. 362-33 (COR)

Introduced by:

T. C. Ada 
Judith T. Won Pat, Ed.D. 
T. R. Muña Barnes 
N. B. Underwood, Ph.D. 
Mary Camacho Torres 
Tommy Morrison 

2016 JUL 29 PM 4:18 

**AN ACT TO AMEND § 75121 TO CHAPTER 75 OF
TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO
DESIGNATING BLOCK 3 TRACT 1722,
MUNICIPALITY OF MANGILAO AND LOT 354-4-R2,
MUNICIPALITY OF INARAJAN, AS BIODIVERSITY
CONSERVATION EASEMENTS FOR THE PURPOSE
OF PROVIDING LAND FOR 'HATDIN ÅMOT
CHAMORRO'**

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that the 30th Guam Legislature recognized the need to support efforts to preserve
4 and perpetuate the practice of the Chamorro Medicinal Healing Arts, through the
5 passage and enactment of Public Law 30-32.

6 *I Liheslaturan Guåhan* finds that Block 3 Tract 1722, Municipality of
7 *Mangilao* as shown on Land Management Instrument No. 880762 and Lot 354-4-
8 R2, Municipality of *Inarajan* as shown on Land Management Scheme No. M06-
9 002 are uniquely suited for the purpose originally identified in P.L. 30-32. More

1 specifically, the *Hatdin Amot Chamorro* will become an invaluable tool for
2 cultural preservation and conservation efforts, housing the many indigenous herbal
3 species of flora used for medicinal purposes.

4 *I Liheslaturan Guåhan* finds that the designation of a *Biodiversity*
5 *Conservation Easement* and its use for *Hatdin Amot Chamorro* will protect this
6 land from commercial and residential development. Furthermore, the designation
7 will assure the preservation of Guam’s pristine Eastern Coastline and Limestone
8 Forest.

9 *I Liheslaturan Guåhan* therefore intends to authorize and allow the
10 Chamorro Land Trust Commission to designate two parcels of land: ***Block 3 Tract***
11 ***1722, Municipality of Mangilao and Lot 354-4-R2, Municipality of Inarajan, as***
12 ***Biodiversity Conservation Easements*** for the purpose of establishing *Hatdin Amot*
13 *Chamorro – Giya Fadian and Hatdin Amot Chamorro – Giya As-Agas*
14 *respectively*. And to allow the *Håya Foundation*, which focuses on preserving,
15 perpetuating and promoting the indigenous practices of traditional healing through
16 medicinal plants, access to said lots in order to transplant, cultivate and perpetuate
17 native flora used for traditional healing.

18 **Section 2.** § 75121 of Chapter 75 of Title 21, Guam Code Annotated, is
19 amended to read:

20 **“§ 75121. The Establishment of ‘*Hatdin Amot Chamorro*’.**

21 (a) The Chamorro Land Trust Commission, ~~in consultation with the~~
22 ~~Department of Agriculture and the UOG Cooperative Extension Service,~~
23 ~~shall identify suitable land; and the Chamorro Land Trust Commission shall~~
24 designate and make available two (2) tracts parcels of land of approximately
25 ~~four thousand (4000) square meters each,~~ one (1) in the northern part of the
26 island, and one (1) in the southern part of the island. Both parcels shall be
27 designated as a *Biodiversity Conservation Easement* for the purpose of

1 transplanting, cultivating herbal plants and establishing a *Hatdin Ámot*
2 *Chamorro*. The Chamorro Land Trust Commission shall divide the
3 designated tracts into four (4) parcels or into parcels of one hundred (100)
4 feet by one hundred (100) feet, with access to each lot, for the establishment
5 of the '*Hatdin Ámot Chamorro*'.

6 (b) Block 3 Tract 1722, Municipality of Mangilao as shown on Land
7 Management Instrument No. 880762 (Exhibit A) shall be the site for the
8 northern part of the island.

9 (c) Lot 354-4-R2, Municipality of Inarajan as shown on Land
10 Management Scheme No. M06-002 (Exhibit B) shall be the site for the
11 southern part of the island.

12 (b d) The Chamorro Land Trust Commission, in consultation with the
13 Haya Foundation (a non-profit organization dedicated to the preservation of
14 the Chamorro healing arts), is hereby directed to establish the criteria,
15 application and operational procedures of the *Hatdin Ámot Chamorro*. The
16 procedures shall establish the parameters ~~An applicant must submit a~~
17 ~~proposal~~ for the usage of the parceled lots and a list of plants to be
18 cultivated. To qualify to use a parcel of the *Hatdin Ámot Chamorro*, ~~the~~ an
19 applicant must be an individual eligible for lease of Chamorro Land Trust
20 land, and either:

21 (1) Be Aa member or officer of a non-profit organization
22 registered with the Department of Revenue and Taxation, whose
23 Charter includes the advancement of Chamorro traditional healing or
24 medicine, or the advancement of Chamorro heritage and culture; or

25 (2) Must be a *Suruhana* or *Suruhanu*, or an apprentice, or
26 student of traditional Chamorro medicines.

27 Preference shall be given to an applicant who meets more than one (1)

1 of the qualifications above.”

2 **Section 3. Exemption.** § 2107 of Title 2, Guam Code Annotated and the
3 Standing Rules of *I Mina'Trentai Tres Na Liheslaturan Guåhan* relative to the
4 appraisals of land *shall not* apply to this Act.

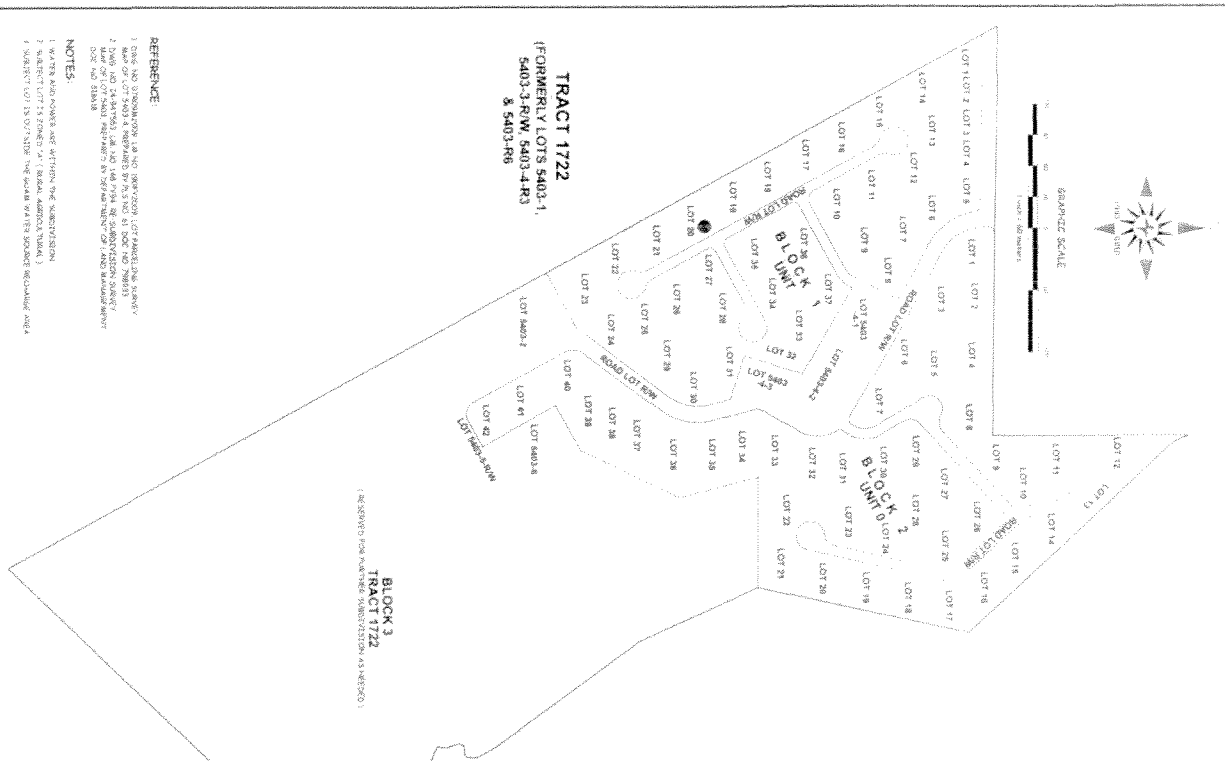
5 **Section 4. Severability.** If any of the provisions of this Act or the
6 application thereof to any person or circumstance is held invalid, such invalidity
7 *shall not* affect any other provision or application of this Act that can be given
8 effect without the invalid provision or application, and to this end the provisions of
9 this Act are severable.

Exhibit A Bill No. 302-33 (CPR)

AGRICULTURAL SUBDIVISION MASTER PLAN

TRACT 1722

AGRICULTURAL SUBDIVISION MASTER PLAN NO. 5403-3-RW, 5403-4-R3 & 5403-R8



Land of Guam, Department of Lands
 Department of Land Management Office of the Surveyor
 File No. Record of Subdivision No. 880762
 On the Year Month Day 1992
 Recording Fee: \$22.00
 Recording No. 917
 County: Agaña
 LMA # 5403-3-RW

LOT	BLOCK	ABSTRACT OF LESSEES	S. M. ACRES
1	1	66,807,524-214 5403-3-RW	2.25
2	1	66,807,524-214 5403-3-RW	2.25
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50	1	66,807,524-214 5403-3-RW	2.25

SPECIAL NOTES:
 THIS PLAN WAS PREPARED FOR THE USE OF THE DEPARTMENT OF LAND MANAGEMENT AND THE SURVEYOR'S OFFICE. THE SURVEYOR'S OFFICE HAS CONDUCTED A VISUAL INSPECTION OF THE SUBDIVISION AND HAS FOUND THAT THE SUBDIVISION IS IN ACCORDANCE WITH THE REQUIREMENTS OF THE SUBDIVISION ACT AND THE SUBDIVISION REGULATIONS. THE SURVEYOR'S OFFICE HAS FOUND THAT THE SUBDIVISION IS IN ACCORDANCE WITH THE REQUIREMENTS OF THE SUBDIVISION ACT AND THE SUBDIVISION REGULATIONS. THE SURVEYOR'S OFFICE HAS FOUND THAT THE SUBDIVISION IS IN ACCORDANCE WITH THE REQUIREMENTS OF THE SUBDIVISION ACT AND THE SUBDIVISION REGULATIONS.

REVIEWED BY:
 LAND ADMINISTRATOR
 CHIEF OF CADASTRE/GUAM CHIEF SURVEYOR
 CHIEF OF CADASTRE/GUAM CHIEF SURVEYOR
 DATE: 7-17-2011

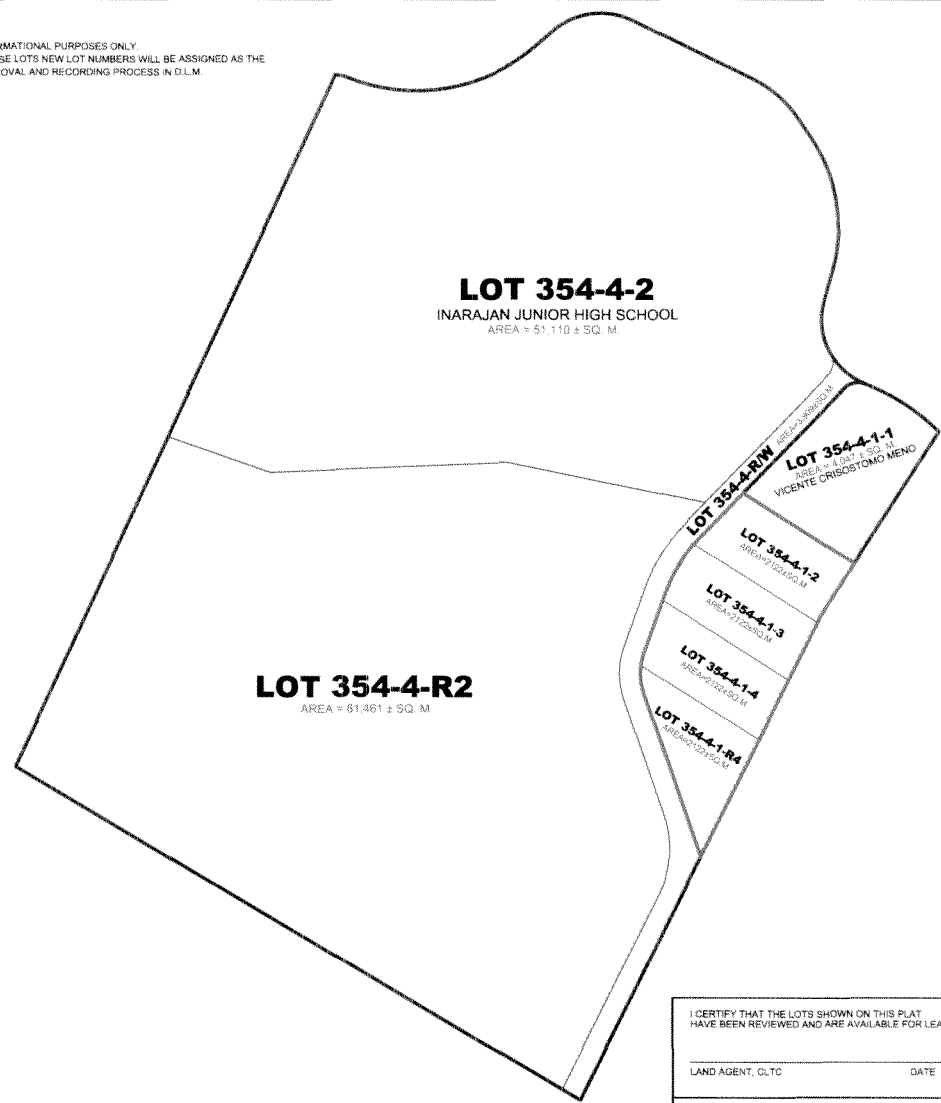
AGRICULTURAL SUBDIVISION MASTER PLAN
 TRACT 1722

GOVERNMENT OF GUAM
 DEPARTMENT OF LAND MANAGEMENT
 CHIEF OF CADASTRE/GUAM CHIEF SURVEYOR
 DATE: 7-17-2011

Exhibit B Bill No. 302-33 (COR)

SPECIAL NOTES:

THESE LOT NUMBERS ARE FOR INFORMATIONAL PURPOSES ONLY. UPON SURVEY AND MAPPING OF THESE LOTS NEW LOT NUMBERS WILL BE ASSIGNED AS THE MAP PROCEEDS THROUGH THE APPROVAL AND RECORDING PROCESS IN D.L.M.



SATISFACTORY TO AND APPROVED BY:	
MICHAEL J.B. BORJA DIRECTOR OF LAND MANAGEMENT	DATE
REVIEWED BY:	
MARGARITA V. BORJA LAND MANAGEMENT ADMINISTRATOR	DATE
PAUL L. SANTOS P.L.S. NO. 68 GUAM CHIEF SURVEYOR / CHIEF OF CADASTRE, DLM	
PREPARED BY: MELVIN O. JAVIER, SURVEY DIVISION, DLM.	
PROPOSED LOT SCHEME OF LOT 354-4-1-R1	
LAND SQUARE NO. 37	SECTION NO. 1
GOVERNMENT OF GUAM GOBIERNAMENTO DE GUAHÁN DEPARTMENT OF LAND MANAGEMENT DIPARTAMENTON MINANEHAN TANO' LAND SURVEY DIVISION DIBISION AGRAMENSIAN TANO'	

I CERTIFY THAT THE LOTS SHOWN ON THIS PLAT HAVE BEEN REVIEWED AND ARE AVAILABLE FOR LEASE:

LAND AGENT, GLTC _____ DATE _____

SCHEME NO: M06-002