

1/17/89



Territory of Guam  
Territorio Guam

OFFICE OF THE GOVERNOR  
OFISINAN I MAGA LAHI  
AGANA, GUAM 96910 U.S.A.

DEC 30 1988

The Honorable Franklin J.A. Quitugua  
Speaker, Nineteenth Guam Legislature  
Post Office Box CB-1  
Agana, Guam 96910

Dear Mr. Speaker:

Transmitted herewith is Bill No. 593, which I have signed into law this date as Public  
Law 19-48.

Sincerely,

*Joseph F. Ada*  
JOSEPH F. ADA  
Governor

Attachment

RECEIPT ACKNOWLEDGED

By *F. J. A. Quitugua*  
(Signature)

(Print Name)

Speakers Office  
Department,

Date 12/30/88 Time 7:38 AM


NINETEENTH GUAM LEGISLATURE  
1988 (SECOND) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This is to certify that Substitute Bill No. 593, "AN ACT TO AMEND SUBSECTION (a) OF SECTION 26003 OF THE GOVERNMENT CODE TO PREVENT THE DEPARTMENT OF PARKS AND RECREATION FROM CHARGING USER FEES FOR YOUTH GROUPS," was on the 19th day of December, 1988, duly and regularly passed.

  
FRANKLIN J. A. QUITOGUA  
Speaker

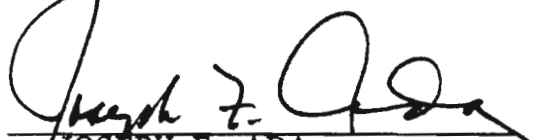
Attested:

  
A. J. SONNY SHELTON  
Senator and Acting Legislative Secretary

-----  
This Act was received by the Governor this 19 day of Dec, 1988,  
at 12:15 o'clock P.m.

  
Assistant Staff Officer  
Governor's Office

APPROVED:

  
JOSEPH F. ADA  
Governor of Guam

Date: DEC 30 1988

Public Law No. 19-48

NINETEENTH GUAM LEGISLATURE  
1988 (SECOND) Regular Session

Bill No. 593 (LS)  
As Substituted by the Committee on  
Youth, Senior Citizens, Cultural  
Affairs & Human Resources on  
December 19, 1988.

Introduced by:

A. J. Shelton  
E. P. Arriola  
H. D. Dierking

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M. K. Hartsock  
J. T. San Agustin  
M. C. Ruth  
J. G. Bamba  
M. Z. Bordallo  
E. R. Duenas  
E. M. Espaldon  
F. J. Gutierrez  
P. C. Lujan  
M. D. A. Manibusan  
J. G. Miles  
T. S. Nelson  
D. Parkinson  
F. J. A. Quitugua  
J. M. Rivera  
F. R. Santos

AN ACT TO AMEND SUBSECTION (a) OF  
SECTION 26003 OF THE GOVERNMENT CODE  
TO PREVENT THE DEPARTMENT OF PARKS  
AND RECREATION FROM CHARGING USER  
FEES FOR YOUTH GROUPS.

1 BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:  
2 Section 1. Subsection (a) of Section 26003 of the Government Code,  
3 amended in Section 28 of Public Law 15-132, is further amended to read:  
4 "(a) Except for the use of sports fields, pools, playgrounds,  
5 and youth centers by bonafide youth sports groups, non-profit youth  
6 organizations, public or private school youth sports activities or other  
7 youth league sporting activities, competitions or tournaments, to  
8 establish fees, rules and regulations to accomplish the purpose of the  
9 Department; provided, that any rule shall not be effective until

1 approved by the Legislature. If the Legislature fails to act on the  
2 rules within one hundred twenty (120) calendar days after such rules  
3 are filed with the Legislative Secretary, they shall be deemed  
4 approved."

ROLL CALL SHEET

Bill No. 593  
 Res No. \_\_\_\_\_

DATE: 12/19/88

QUESTION: \_\_\_\_\_

	<u>AYE</u>	<u>NAY</u>	<u>NOT VOTING</u>	<u>ABSENT</u>
E. P. Arriola	✓			
J. G. Bamba	✓			
M. Z. Bordallo	✓			
H. D. Dierking	✓			
E. R. Duenas	✓			
E. M. Espaldon	✓			
F. J. Gutierrez	✓			
M. K. Hartsock	✓			
P. C. Lujan				✓
M. D. A. Manibusan	✓			
J. G. Miles	✓			
T. S. Nelson	✓			
D. Parkinson	✓			
F. J. A. Quitugua	✓			
J. M. Rivera	✓			
M. C. Ruth	✓			
J. T. San Agustin	✓			
F. R. Santos	✓			
A. J. Shelton	✓			

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ELIZABETH P. ARRIOLA  
Committee on Youth, Senior Citizens,  
Cultural Affairs and Human Resources



Nineteenth  
Guam Legislature

P.O. BOX CB-1 • AGANA, GUAM 96910  
(671) 472-3441/42

December 19, 1988

The Honorable Franklin J. Quitugua  
Speaker  
Nineteenth Guam Legislature  
Post Office Box CB-1  
Agana, Guam 96910

VIA: Chairman, Committee on Rules

Dear Mr. Speaker:

The Committee on Youth, Senior Citizens, Cultural Affairs and Human Resources to which was referred Bill No. 593 "AN ACT TO AMEND SUBSECTION (a) OF SECTION 26003 OF THE GOVERNMENT CODE TO PREVENT THE DEPARTMENT OF PARKS AND RECREATION FROM CHARGING USER FEES FOR YOUTH GROUPS", has had the same under consideration and now wishes to report back the same with its recommendation **TO DO PASS AS SUBSTITUTED BY THE COMMITTEE.**

Committee votes received:

<u>TO DO PASS</u>	<u>TO DO NOT PASS</u>	<u>OFF-ISLAND</u>	<u>REPORT OUT</u>
8	0	2	1

Attached herewith are the Committee Report and other pertinent documents for your perusal.

Sincerely,

*Elizabeth P. Arriola*  
ELIZABETH P. ARRIOLA

Attachment:

VOTE SHEET

THE COMMITTEE ON YOUTH, SENIOR CITIZENS,  
CULTURAL AFFAIRS AND HUMAN RESOURCES

ON BILL NO. 593

"AN ACT TO AMEND SUBSECTION (A) OF SECTION 26003  
OF THE GOVERNMENT CODE TO PREVENT THE  
DEPARTMENT OF PARKS AND RECREATION FROM  
CHARGING USER FEES FOR YOUTH GROUPS."

Members: In Favor Not In Favor Abstain Comments

Elizabeth P. Arriola ✓ \_\_\_\_\_  
Elizabeth P. Arriola

Frank R. Santos ✓ \_\_\_\_\_  
Frank R. Santos

Madeliene Bordallo ✓ \_\_\_\_\_  
Madeliene Bordallo

Herminia Dierking ✓ \_\_\_\_\_  
Herminia Dierking

Edward Duenas \_\_\_\_\_  
Edward Duenas *to report and only  
propose certain amount.*

OFF - ISLAND (12/19/88) \_\_\_\_\_  
Ernesto Espaldon

Marcia Hartsock ✓ \_\_\_\_\_  
Marcia Hartsock

OFF - ISLAND (12/19/88) \_\_\_\_\_  
Pilar C. Lujan

Jim Miles ✓ \_\_\_\_\_  
Jim Miles

Ted Nelson ✓ \_\_\_\_\_  
Ted Nelson

Joe T. San Agustin ✓ \_\_\_\_\_  
Joe T. San Agustin

REPORT OF THE  
COMMITTEE ON YOUTH, SENIOR CITIZENS,  
CULTURAL AFFAIRS AND HUMAN RESOURCES

ON BILL NO. 593

"AN ACT TO AMEND SUBSECTION (A) OF SECTION  
26003 OF THE GOVERNMENT CODE TO PREVENT  
THE DEPARTMENT OF PARKS AND RECREATION  
FROM CHARGING USER FEES FOR YOUTH GROUPS."

INTRODUCED BY: A.J. SHELTON

P R E F A C E

The Committee on Youth, Senior Citizens, Cultural Affairs and Human Resources conducted a public hearing on November 13, 1987 at 9:00 am in the Legislative Session Hall to hear Bill No. 593, " An Act to Amend Subsection (a) of Section 26003 of the Government Code to Prevent the Department of Parks and Recreation From Charging User Fees For Youth Groups." Committee members present were Senator Elizabeth P. Arriola, Chairperson; Senator Frank R. Santos, Vice Chairperson; and Senators E.R. Duenas, Jim Miles, A.J. Shelton, Joe T. San Agustin, Pilar C. Lujan and Ted S. Nelson.

T E S T I M O N I E S

First to testify before the Committee on Bill 593 was Shawn Daniels, a member of the Manukai Swim Club, the Guam National Swim Team and the Academy of Our Lady of Guam.

Ms. Daniels stated in her testimony that two years ago the Agana Pool was kept poorly and many referred to it as the "Guam Swamp". Today the pool has become a first class facility. She stated that before the pool project, private organizations were not charged any fee. Today a fee is being charged at twenty (\$20) an hour for 5 lanes and ten (\$10) an hour for the shallow end.

The Manukai Swim Club have taught swimming to over 140 children. The club was informed by the Department of Parks and Recreation recently that their current rate of \$10 per hour would be increased to \$20 per hour. Manukai charges \$20 per month for 16 lessons. Daniels stated that her organization is concerned that they may have to price their services above what an average family may be able to afford.

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Some families have more than one child who may need to learn how to swim.

In regards to the Guam National Swim Club, the swimmers work extremely hard for many hours to train for the games to represent the people of Guam and yet are expected to pay an hourly user fee. Additionally they pay \$32.00 to use the University of Guam weight facility. Daniels feels that a national team should not be charged any fee since they are representing the people of the Island.

Furthermore, Daniels stated that because of the drownings on the island the Administration at the Guam Academy of Our Lady decided to offer swimming as an elective physical education course. In two years the Academy of our Lady has taught over 100 students to swim, and the course is a very popular elective at the institution. Additionally, Daniels also stated that programs have been initiated in Hawaii and California where elementary students are given drown-proofing lessons in the school system to avert some of the tragedies. Lastly, Daniels stated that she will understand GovGuam's financial situation and hopes that the user fees be abandoned if other sources of funds are available.

Ben Munoz was next to testify on Bill 593. Mr. Munoz is a retired police officer representing the Guam Little League. The Guam Little League is part of a the National Little League located in over 26 countries world-wide. The organization is also the largest organization with a membership of over 2.6 million. Mr. Munoz thanked the sponsor of the bill and for supporting the Guam Little League. He urged that the legislature support the Guam Little League, the Guam Babe Ruth and Manukai Swim Team and other youth organizations by passing Bill 593. Organizations such as these have hundreds of people who give up their time and energies as volunteers. Those volunteers have contributed to the overall crime prevention by keeping the youth busy in sports.

Munoz believes that other sources of funds could be located to give the volunteers a chance to excel. He asks that the Department of Parks and Recreation refrain from charging user fees for people to use their facility. The drug problem is currently on the rise and we should work together to keep the kids busy. He understands that it takes money to maintain the public facilities and he commends the Department of Parks and Recreation for doing a good job.

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Mr. Laguana from the Guam Marauders Team feels that it is unconstitutional for youth groups to be charged user fees. He stated that youths between the ages of 14-16 are the most hard to control especially during sports activities and the people doing it are all volunteers who should be commended for what they are doing. He also stated that his organization cleans the Mauraders Football field. Laguana informed the committee that the Yomuri Giants from Japan do not pay a fee to use the Paseo Stadium and Department of Parks and Recreation also hosts them for luncheon. This is not at all fair!, he said.

He informed the committee that it takes approximately \$800 for a child to be a member of any league and it is difficult for those to go find a sponsor . Many of the youths belong to low-income bracket families and it will be even more difficult for those families to obtain sufficient funds to cover their sport materials.

Testifying on Bill No. 593 was Lyle G. Cummings, past President of the Manukai Athletic Club. In his testimony he stated that prior to the refurbishing of the pool, the facility was in a deplorable condition: algae covered the bottom of the pool, lane lines were invisible, and pool water was too warm for a workout. Currently the facility is well maintained, no algae growth on the bottom of the pool, the sprinkler system is working , the temperature at a good level and the water is clean and clear.

Cummings further stated that prior to the pool repair project, there were no charges for the organization to use the pool. Following the repairs, organizations were charged for the use of this facility. Manukai paid \$20 per week for reservation of 5 lanes at the deep end. In addition Manukai was charged \$10 per hour for use of a part of the shallow end for the instruction of beginning swimmers. Last summer Manukai were informed that it would cost them \$20 per hour but they were able to keep the cost at \$10 per hour. However the organization was told that next year they would be required to pay \$20 per hour. Manukai taught lessons for two hours a day, four days a week. In each of the past two summers they have taught about 70 kids to swim.

Cummings stated that Manukai's patronage has netted the pool about \$4,600 and if the Department of Parks and Recreation charged the Manhoben Swim Club the same amount, the Department of Parks and Recreation would net approximately \$10,000. The monies were used to help maintain and upgrade the facility.

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In Conclusion, Cummings stated that Bill 593 would obviously save their organization money, money to be used for the purpose of much needed equipment, a new storage facility, team membership scholarships, and travel assistance. However, Mr. Cummings feels that the benefits gained from a properly maintained pool is more a priority. Futhermore, Cummings stated that the Legislature needs to make sure that funds from other sources be identified should Bill 593 pass.

Next to testify on Bill 593 was Nicolas D. Francisco, Commissioner of Mangilao and State Commissioner of the Guam Babe Ruth Baseball League Inc., Mr. Francisco presented the committee with a brief history of his organization.

The Babe Ruth Baseball organization is a non-profit educational organization dedicated to developing better citizens by providing properly supervised baseball and softball competitions for 6 thru 18 year old boys and girls. The Guam Babe Ruth began with headquarters in New Jersey since 1968 with the 16 thru 18 year old division. In 1983 they expanded the 13 thru 15 and Babe Ruth Bambino division and in 1987 they expanded the Babe Ruth 13 year old Prep League. At present the organization has 700 youths and about 200 adult volunteers, commissioners, district commissioners, officers, board members, managers, coaches, scorekeepers, umpires and about 700 parents are involved with Babe Ruth. Next year the league plans to expand the girls softball division and the Babe Ruth Rookies League.

Mr. Francisco also stated that the Guam Babe Ruth is a non-profit educational organization managed to run the largest youth baseball-softball program here on Guam (all volunteers) and managed to send four (4) All Star teams to compete at the Pacific Southwest regional tournament in the United States.

Mr. Francisco further stated that with the help of sponsors, supporters, parents and league officials, they raised funds for the operation of the league and sending all All-Star teams to the regional tournaments by selling raffle tickets, lunch sales, walkathon, trashathon, bake sales, carwash, mini raffales and other fundraising events. However, the division encountered problems in trying to meet their goals and many times the parents would have to provide the difference in costs for the roundtrip tickets.

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This year, the Guam Babe Ruth did not get any financial support from the Department of Parks and Recreation (off-island sports fund) and every year it is more and more difficult for the league to raise the funds needed to continue the program for the enjoyment of the youth and keeping them off the streets.

Next to testify was Mr. Jimmy Ferrante, Chairman of the Department of Parks and Recreation Commission. Ferrante stated that the annual budget alone is not enough for the department's operations. The Recreational Activity Revolving Fund helps the department maintain its responsibilities. The main and important factor of the RARF is that the funds generated from activities, lessons, and user fees go back to the program or facility that generates it. The facility helps to maintain itself.

In his testimony Ferrante stated that if Bill 593 is passed, it would eliminate an estimated 70% users fee RARF income. The income generated from this fund is used to keep facilities well maintained for our stadium and its crew.

Ferrante stated that the youth are a very important element of our community and are our future leaders, parents and future public servants. This is the stage where they should learn the importance of the value of helping maintain what they use. He stated that our children appreciate being able to play in a first class maintained facility. The Paseo Stadium and the Agana Swimming Pool are prime examples of the RARF in action.

Next to testify on Bill No. 593 was Dennis M. Zermeno, Deputy Director of the Department of Parks and Recreation. In his testimony, Zermeno stated that Bill 593 despite its well intentions, "is a deadly bullet... it's a coffin nail that will start the unraveling process of setting back recreation development on this island 20 years ... what the Department has taken 12 years to develop, Bill No. 593 will destroy in seconds.... It will start a process that will gather up our recreational advances in one neat pile and send them hurling off into a recreational stone age."

Mr. Zermeno presented to the Committee the following facts:

(A) The Department of Parks and Recreation, through its users fee structure incorporated within the Recreation Activity Revolving Fund, generates income. The current user fee income for the Paseo Stadium, Pool and Beach, Paseo Softball Field, Agana Tennis Courts, and the

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Wettengel Football Field will total \$21,300 for the year 1987. The total

funds generated both from users fees, lessons, and concessions that come into the RARF fund.

(B) The funds generated go back into the section wherein it was generated and are used for supplies, equipment, as well as maintenance of the facility.

(C) In Fiscal Year 1987 the Recreation Division operating expenses appropriation totalled \$27,888 whereas the division ended the year with only \$194.91 left in the account.

(D) The Paseo Stadium was given an appropriation of \$6,933 for contractual services and supplies wherein only \$84.41 was left. However an additional \$29,663 was spent from the stadium RARF account to meet maintenance and operations expenses, such as supplies, equipment and professional upkeep of the baseball stadium.

(E) Bill 593 will decrease Stadium user fees income by 64% which represents \$7000 of income used for maintenance, supplies, and equipment.

(F) In Fiscal Year 1987, the Agana Pool received \$9,955 for operating expenses. Records show a mere \$9.68 remaining on the books at the end of the fiscal year. And in the same year, the Agana Pool incurred a \$10,000 expense for chemicals for the pool.

(G) Bill 593 would wipe out 89% of the current user fee income. User fees would dwindle to a mere \$700 of annual income and the total gross of \$15,500 earned by the Agana Pool operations would be reduced by 30%.

(H) The pool currently operates with an existing filtration system that stands at 12% of the expected water circulation. There is 550,000 gallons of water in the Agana Pool. Proper circulation calls for a water turnover rate of once every 11 hours. Our current water return rate is once every 90 hours.

(I) The Department of Parks and Recreation will soon present a proposal to charge direct admissions to the Agana Pool which will generate needed income to continue maintenance expenses as well as other funds necessary to replace the outmoded filtration system. Public pools and military pools all charge admission.

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Mr. Zermeno ended his testimony by stating that "for the sake of proper facility maintenance, operation, and improvements for the future development and maintenance commitment of territorial recreational facilities, Bill 593 be refused passage by this legislature."

Also testifying on Bill 593 was Anthony C. Mariano, Director of Parks and Recreation. In his testimony he stated that the Department is faced with many important responsibilities such as the issue of recreational facility improvement and maintenance. One of the ways that the department have addressed this matter is to generate income for the RARF. This fund generates income from concessions, lessons, and users fees. The uniqueness of the RARF fund is that regulations state that all funds generated must be spent by the section that generated the income. This means that funds generated by the Agana Pool go right back into the Pool and Beach operations.

Mr. Mariano stated that the funds generated are used for supplies, equipment, and above all, facility maintenance. User fee income generated for 1987 will total an estimated \$21,300. Bill No. 593, if enacted into law, would eliminate a full 70% of the users fee generated income. Bill 593 would remove over \$14,000 from our users fee income which depicts a loss of over \$14,000 earmarked for facility supplies, equipment and maintenance.

Mariano further stated that if Bill 593 passes, it would reduce the overall RARF gross income by over 25%. The department is not in any position to give up this valuable funding source.

Also, Mariano stated that the Paseo Stadium, Agana Pool and Agana Tennis Courts are positive proof of what happens in a system where funds generated return back into facility upkeep.

Submitting written testimony in favor of Bill 593 was Mr. Edwin K.W. Ching, coach for the Manhoben Swim Team. Mr. Ching wrote that the Manhoben Swim Team is a nonprofit corporation dedicated to teaching competitive swimming to Guam's youth. The Manhoben Swim Team has been in existence for approximately seven years and has taught competition swimming to hundreds of Guam's youth and has developed many outstanding athletes who have given Guam national recognition. The present user fees for the Agana Swimming Pool is a substantial expense for a swim team who receives its operational funds from donations, car washes

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and various fundraising projects. Funds are used to acquire swimming

equipment and to pay for other expenses to operate and run the swim team. The payment of the user fees for the Agana Pool has a discouraging and chilling effect for the continuance of the Manhoben Swim Team program.

Lastly, Mr. Ching mentioned that it is important for the Legislature to encourage the development of swimming and to encourage the development of youth programs to minimize juvenile delinquencies. Furthermore, it is a necessary sport and skill for the protection of our youth and the charging of the user fees to non-profit organizations like the Manhoben Swim Team only discourages and hampers their goals and work.

The Guam Visitors Bureau submitted written testimony on Bill No. 593 wherein, they stated that the department always held a firm belief that the public recreational facilities should be made available to the youth at no cost. With their vested interest in tourism, it is only logical to assume that sporting competitions foster goodwill among participants. By giving easy access to our youth to hone sporting skills, the sense of camaraderie that develops in the sports arena transcends into everyday life.

Mr. Joey B. Cepeda, General Manager of the Guam Visitors Bureau stated in his testimony that GVB has conducted public awareness campaigns on the benefits of tourism which is necessary to promote goodwill and garner the understanding of our people for tourists visiting our island. By instilling this sense of purpose on our youths thru friendly sporting competitions, the goals of GVB are also being accomplished.

### FINDINGS

Following the participation of Guam for the first time in the Summer Olympics, which was held in Seoul, Korea, it was the recommendation of the Guam National Olympic Committee to develop facilities on Guam which can accommodate and enable the training of world-class athletes. It is further the findings of the Committee that sports training of our youth begin with their participation in youth sports group; and imposing fees on their usage of the government facilities inhibits the participation of these potential athletes.

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## RECOMMENDATION

The Committee on Youth, Senior Citizens, Cultural Affairs and Human Resources to which was referred Bill No. 593, "An Act To Amend Subsection (a) Of Section 26003 Of The Government Code To Prevent The Department of Parks and Recreation From Charging User Fees For Youth Groups." is recommended to do pass.

Attached herewith are the following documents:

- I. Bill No. 593
- II. Testimonies:
  - A. Lyle G. Cummings, President, Manukai Athletic Club
  - B. Nicolas D. Francisco, Mangilao Commissioner and State Commissioner for Guam Babe Ruth
  - C. Jimmy Ferrante, Chairman, Department of Parks and Recreation
  - D. Dennis M. Zermeno, Deputy Director, Dept. of Parks and Recreation
  - E. Anthony Mariano, Director, Dept. of Parks and Recreation
  - F. F.L. G. Castro, Acting Director, Dept. of Land Management
  - G. Edwin K.W. Ching, Coach Manhoben Swim Team
  - H. Joey B. Cepeda, General Manager, Guam Visitors Bureau



NINETEENTH GUAM LEGISLATURE  
1988 (SECOND) REGULAR SESSION

Bill No. 593  
as Substituted by the Committee on Youth,  
Senior Citizens, Cultural Affairs & Human Resources  
on December 19, 1988.

Introduced by:

A. J. Shelton  
E.P. Arriola  
H.D. Dierking  
M. K. Hartsock  
J. T. San Agustin  
M.C. Ruth  
J. G. Bamba  
M.Z. Bordallo  
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J. Miles  
T.S. Nelson  
D. Parkinson  
F.J. Quitugua  
J.M. Rivera  
F.R. Santos

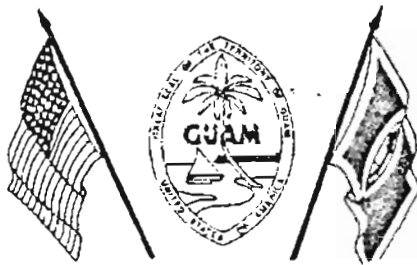
AN ACT TO AMEND SUBSECTION (a) OF SECTION 26003 OF  
THE GOVERNMENT CODE TO PREVENT THE DEPARTMENT  
OF PARKS AND RECREATION FROM CHARGING USER FEES  
FOR YOUTH GROUPS.

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

Section 1. Subsection (a) of Section 26003 of the Government Code, amended in Section 28 of Public Law 15-132, is further amended to read:

"(a) Except for the use of sports fields, pools, playgrounds, and youth centers by bonafide youth sports groups, non-profit youth organizations, public or private school youth sports activities or other youth league sporting activities, competitions or tournaments, to establish fees, rules and regulations to accomplish the purpose of the Department; provided, that any rule shall not be effective until approved by the Legislature [by a resolution or amended by the Legislature by a resolution]. If the Legislature fails to act on the rules within one hundred twenty (120) calendar days after such rules are filed with the Legislative Secretary, they shall be deemed approved."

A.J. SONNY SHELTON  
SENATOR  
CHAIRMAN, COMMITTEE ON RULES



19TH GUAM LEGISLATURE

**Vice-Chairman**  
COMMITTEE ON ENERGY UTILITIES  
AND CONSUMER PROTECTION  
**Member**  
COMMITTEE ON EDUCATION  
COMMITTEE ON TOURISM,  
TRANSPORTATION AND COMMUNICATION  
COMMITTEE ON ECONOMIC  
DEVELOPMENT AND BANKING  
COMMITTEE ON FEDERAL, FOREIGN  
AND LEGAL AFFAIRS

P.O. BOX CB-1 AGANA, GUAM 96910 TELEPHONE (671) 472-3408, 472-3409

October 29, 1987


MEMORANDUM

To: Chairperson, Committee on Youth, Human Resources,  
Senior Citizens & Cultural Affairs; and to the  
Chairperson, Committee on Ways & Means

From: Chairman, Committee on Rules

Subject: Referral on Bill No. 593

The above captioned matter is referred to your Committee. Please take note that the referral is subject to ratification by the Committee on Rules at its next meeting.

  
A. J. SONNY SHELTON  
Chairman

Attachment

SEP 28 '87

NINETEENTH GUAM LEGISLATURE  
1987 (FIRST) Regular Session

Bill No. 593(LS)

Introduced by:

A. J. Shelton

AN ACT TO AMEND SUBSECTION (a) OF SECTION 26003 OF THE GOVERNMENT CODE TO PREVENT THE DEPARTMENT OF PARKS AND RECREATION FROM CHARGING USER FEES FOR YOUTH GROUPS.

JG BARBA

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

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5 youth centers by bonafide youth sports groups, non-profit youth

6 organizations, public or private school youth sports activities or other

7 youth league sporting activities, competitions or tournaments, to establish

8 fees, rules and regulations to accomplish the purpose of the Department;

9 provided, that any rule shall not be affective until approved by the

10 Legislature [by a resolution or amended by the Legislature by a

11 resolution]. If the Legislature fails to act on the rules within one hundred

12 twenty (120) calendar days after such rules are filed with the Legislative

13 Secretary, they shall be deemed approved."

NOVEMBER 12, 1987

MR. A.J. SONNY SHELTON  
SENATOR

DEAR SENATR SHELTON

THANK YOU FOR THIS OPPORTUNITY TO RESPOND TO BILL NO. 593.

AS PAST PRESIDENT OF THE MANUKAI ATHLETIC CLUB, I HAVE WORKED WITH THE PARKS AND RECREATION OFFICIALS IN CHARGE OF THE AGANA POOL. THEY HAVE ALWAYS BEEN COURTEOUS.

PRIOR TO THE REFURBISHING OF THE POOL, THE FACILITY WAS IN DEPLORABLE CONDITION: ALGEE COVERED THE BOTTON OF THE POOL, LANE LINE WERE INVISIBLE, POOL WATER WAS TOO WARM FOR A WORKOUT, JUST TO NAME A FEW OF THE PROBLEMS.

CURRENTLY THE FACILITY IS WELL MAINTAINED, NO ALGEE GROWTH ON THE BOTTON OF THE POOL, THE SPRINKLER SYSTEM IS KEEPING THE TEMPERATURE AT A GOOD LEVEL, THE WATER IS CLEAN AND CLEAR. GUAM CAN BE PROUD OF THIS COMPLEX.

PRIOR TO THE POOL REPAIR PROJECT, THERE WERE NO CHARGES TO THE ORGANIZATIONAL USE OF THE POOL. FOLLOWING THE REPAIRS, ORGANIZATION WERE CHARGED FOR THE USE OF THIS FACILITY. MANUKAI PAID \$ 20 PER WEEK FOR RESERVATION OF 5 LANES AT THE DEEP END. IN ADDITION WE WERE CHARGED \$ 10 PER HOUR FOR USE OF A PART OF THE SHALLOW END FOR THE INSTRUCTION OF BEGINNING SWIMMERS. THIS LAST SUMMER WE WERE TOLD THAT IT WOULD COST US \$ 20 PER HOUR, BUT WE WERE ABLE TO ARGUE THEM DOWN TO THE \$ 10 BUT WITH A WARNING THAT NEXT YEAR IT WOULD CERTAINLY BE RAISED NEXT YEAR. WE TAUGHT LESSONS FOR TWO HOURS A DAY, FOUR DAYS A WEEK. IN EACH OF THE PAST TWO SUMMERS WE HAVE TAUGHT ABOUT 70 KIDS TO SWIM. THESE PROGAMS HAVE NETTED THE POOL ABOUT \$ 4500. IF THEY CHARGED MANHOBEN SWIM CLUB THE SAME AMOUNT, THAT AMOUNTS TO ABOUT \$ 10,000. THIS MONEY, WE WERE TOLD WAS USED TO HELP MAINTAIN AND UPGRADE THIS FACILITY. I AM PLEASED WITH THE CONDITIONS AND THE RECENT IMPROVEMENTS AT THE POOL.

THE BILL AS STATED WILL OBVIOUSLY SAVE OUR ORGANIZATION MONEY, MONEY TO BE USED FOR THE PURCHASE OF MUCH NEEDED EQUIPMENT, A NEW STORAGE FACILITY, TEAM MEMBERSHIP SCHOLARSHIPS AND TRAVEL ASSISTANCE. HOWEVER, I THINK THAT MORE IMPORTANT THAN THE OBVIOUS BENEFIT TO MANUKAI IS THE PROPER MAINTAINANCE OF THE POOL. IN ORDER TO SERVE THE INTERESTS OF THE YOUTH MOST EFFECTIVELY, THE LEGISLATURE NEEDS TO MAKE SURE THAT THE LOSS OF THESE FUNDS IS COVERED BY FUNDS FROM AN ALTERNATE SOURCE.

I HAVE ADDRESSED THE SITUATION AT THE AGANA POOL AS THAT IS MY OPERATIONAL BASE, HOWEVER, THE SAME PROBLEM PROBABLY EXISTS AT OTHER RECREATIONAL FACILITIES AROUND THE ISLAND.

THANK YOU FOR YOUR TIME.

SINCERELY



LYLE B. CUMMINGS

632-0340 H

632-0340 H



## GUAM BABE RUTH BASEBALL

P.O. Box 1529 Agaña, Guam 96910

Tel: 734-2163/734-2402



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Treasurer

NOVEMBER 12, 1987

COMMITTEE ON YOUTH, SENIOR CITIZENS, CULTURAL AFFAIRS  
AND HUMAN RESOURCES

SENATOR ELIZABETH P. ARRIOLA, CHAIRMAN  
AND MEMBERS OF THE COMMITTEE

My name is Nicolas D. Francisco, Commissioner of Mangilao and State Commissioner of the Guam Babe Ruth Baseball League, Inc. I am here to testify in favor of BILL NO. 593...

AN ACT TO AMEND SUBSECTION (a) OF  
SECTION 26003 OF THE GOVERNMENT CODE  
TO PREVENT THE DEPARTMENT OF PARKS  
AND RECREATION FROM CHARGING USER  
FEES FOR YOUTH GROUPS.

Babe Ruth Baseball is a non-profit educational organization dedicated to developing better citizens by providing properly supervised baseball and softball competitions for 6 thru 18 year old boys and girls players. The Guam Babe Ruth was santed with headquarters in New Jersey since 1968 with the 16 thru 18 year old division. In 1983 we expanded the 13 thru 15 and Babe Ruth Bambino division and in 1987 we expanded Babe Ruth 13 year old Prep League. At present we have 700 youths, about 200 adult volunteers, commissioners, district commissioners, officers, board, managers, coaches, scorekeepers, umpires, and about 700 parents are involved with Babe Ruth. Next year, with the 1988 season, the Guam Babe Ruth will expand the girls softball division and the Babe Ruth rookie league.

The Guam Babe Ruth as a non-profit educational organization managed to run the largest youth baseball-softball program here on Guam (ALL VOLUNTEERS) and managed to send four (4) All-Star teams to compete at the Pacific Southwest regional tournament in the United States.

With the help of sponsors, supporters, parents and league officials, we raised funds for the operation of the league and sending our All-Star teams to the regional tournaments by selling raffle tickets, lunch sales, walkathon, trashathon, bake sales, carwash, mini raffles and etc... Still, all times the division have problems meeting their goals in sending the All-Star teams off-island. and parents have to put up with the difference in costs for the round-trip tickets at the end.



## GUAM BABE RUTH BASEBALL

P.O. Box 1529 Agaña, Guam 96910  
Tel: 734-2163/734-2402



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President  
16-18 Division


SHERRA FRANCISCO  
Secretary

JOSEPH YATAR  
Treasurer

This year, the Guam Babe Ruth did not get any financial support from Parks and Recreation (off-island sports fund) and I know that every year it's getting harder and harder for the league to raise the fund needed to continue the Guam Babe Ruth program for the enjoyment of our youth and keeping them off the streets.

On behalf of the Guam Babe Ruth, I would like to thank the committee and its members and author of the bill Senator Sonny Shelton and other senators that co-sponsored the bill for allowing me to appear before you and I hope that this committee with the leadership of Senator Arriola will continue to help the youth of Guam.

Thank you,

  
NICOLAS D. FRANCISCO  
Mangilao Commissioner &  
State Commissioner for  
Guam Babe Ruth.



GOVERNMENT OF GUAM  
AGANA GUAM 96910

NOV 13 1987

Senator Elizabeth P. Arriola  
Chairperson, Committee on Youth, Senior  
Citizens, Cultural Affairs & Human Resources  
P.O. Box CB-1  
Agana, Guam 96910

Dear Senator:

My name is Jimmy Ferrante, Chairman of the Department of Parks and Recreation Commission. I am here to testify before you in regards to Bill 593.

The short time I have been Chairman of the DPR Commission, I have had the opportunity to visit and inspect various parks and recreation facility and to know what funds are available to maintain and improve these facilities. The annual budget alone is not enough for the department's operations. The Recreation Activity Revolving Fund helps the department maintain its responsibilities. The main and important factor of the RARF is that the funds generated from activities, lessons, and user fees go back to the program or facility, that generates it. The facility helps to maintain itself. I bet everyone here will agree with me that the Paseo Stadium is one of the best maintained recreation facility on Guam. I know that people feel good to go into a facility that is clean and well maintain. We can all be proud of the stadium and its crew.

Bill 593 if passed, will eliminate an estimated 70% users fee RARF income. This is badly needed income to keep these facilities well maintained for our users and especially for our youths.

The youth are a very important element of our community. They are our future leaders, future parents and future public servants. This is the stage where they should learn the importance of the value of helping maintain what they use. If they realize that it is their money that is used to help maintain the facility they play in, they will take more pride in it. I can also assure you that our children appreciate being able to play in a first class maintained facility. The Paseo Stadium and the Agana Swimming Pool are prime examples of the RARF in action.

I have been in youth organizations almost all of my life and I support

youth activities to their fullest. However, users of our facilities whether young or old should help pay for the priveledges if using certain recreational facilities.

I urge that Bill 593 not be passed. It is the total effort of the community to help maintain and support the maintenance and improvements of our facilities.

JIMMY FERRANTE

---





DEPARTMENT OF PARKS AND RECREATION



GOVERNMENT OF GUAM  
490 Naval Hospital Road  
Agana Heights, Guam 96919  
Telephone: (671) 477-9620/1

JOSEPH F. ADA  
Governor

FRANK F. BLAS  
Lt. Governor

ANTHONY C. MARIANO  
Director

DENNIS M. ZERMENO  
Deputy Director

NOV 12 1987

Senator Elizabeth P. Arriola  
Chairperson on Youth, Senior  
Citizens, Cultural Affairs & Human Resources  
P.O. Box CB-1  
Agana, Guam 96910

Dear Senator:

My name is Dennis M. Zermeno, Deputy Director of the Department of Parks and Recreation. Over my 15 year stay here on Guam, I have had the pleasure to testify on a large number of bills... most of the introduced bills were good well intentioned pieces of legislation. Some were not. But the great democratic process was carried on right here in this very room... the job got done and Guam has gone on to become a better island, day by day, year by year. And this legislature has been a part of this great process because in the final wash, we all live together, we all work together for the common good of our great island of Guam.

Senators, of all the testimony that I have made over the past 15 years, I consider my testimony on Bill 593 as the most important that I have ever had the honor of presenting.

Bill 593, despite its well intentions, is a deadly bullet... it's a coffin nail that will start the unravelling process of setting back recreation development on this island 20 years... what the Department has taken 12 years to develop, Bill 593 will destroy in seconds... It will start a process that will gather up our recreational advances in one neat pile and send them hurling off into a recreation stone age.

Now for some facts.

The Department of Parks and Recreation, through its users fee structure incorporated within the Recreation Activity Revolving Fund, generates income... our current users fee income for the Paseo Stadium, Pool

and Beach, Paseo Softball Field, Agana Tennis Courts, and the Wettengel Football Field will total \$21,300 for the year 1987... The total funds generated both from users fees, lessons, and concessions that come into the Recreation Activity Revolving Fund is spent dollar for dollar, by regulations, right back into the section that generated the income... Let no mistake about it, unscrupulous former Department of Parks and Recreation Directors in the past made attempts to use the funds for other purposes, but our rules and regulations were ironclad... they stood strong and our department stood strong... that's the way its supposed to be and that's the way it is.

What happens to these funds? Where do they go? How do these funds benefit anybody? Are they poured into a Gov Guam bottomless pit, out of mind, out of sight, lost forever?

No.

These hard earned dollars shine brightly all around you... Go to the Paseo Stadium, go to the Agana Tennis Courts, visit the Agana Pool and you will see those dollars right there in front of you... Like I mentioned above, the money goes right back into the section that generated the funds... these funds are used for supplies, equipment, and above all maintenance of the facility.

The Department of Parks and Recreation works on a bare bones budget and the barest of those bones is the recreation division. I ask you to go to your computer terminals and look at our expenditures for the just completed fiscal year 1987. The fiscal year 1987 Recreation Division operating expenses appropriation totalled \$27,888... the division finished the year with a mere \$194.91 left in the account... I can assure you senators, there's no waste on those bones... Let's just look at some of the facilities. Paseo Stadium spent all but \$84.41 of an appropriated \$6,933 for contractual services and supplies... yet an additional \$29,663.76 has been spent from the stadium RARF account to meet the real needs of maintaining and operating the Paseo Stadium... that's \$30,000 that did not come out of the already overburdened general fund... that's \$30,000 that went for supplies, equipment, maintenance, and professional upkeep to give the people of Guam the best maintained baseball stadium on Guam... Bill 593 will slash our stadium users income by 64%... a full \$7,000 of present stadium income used for maintenance, supplies, and equipment.

The other facility I wish to talk about is the Agana Pool operation. In FY 1987, the Agana Pool received through budget \$9,955 for operating expenses... and again, those budget bones were picked clean. Our records show a microscopic pittance of \$9.68 remaining on the books on

September 30, 1987. Senators, the Agana Pool costs just for chemicals to run the pool in fiscal year 1987 totalled \$10,000. If it was not for the Recreation Fund users fees, which brought in \$6,600, we wouldn't be running a pool today... It cost money to run a pool, civic or public pools are white elephants, they are money consumers, if you don't have chlorine, hypo chloride powder and soda ash, and funds to keep your pumps and filters working properly then your pool closes down... promises don't run pools, it doesn't run itself. It takes money to run a pool. It's really simple. If you don't have those bucks, then you don't run a pool.

Bill 593 would wipe out 89% of our current users fee income. Our present users fees would dwindle to a mere \$700 annual income... the total gross of \$15,500 earned by the Agana Pool operation would be reduced by 30%.

Let's not run and hide from the Agana Pool... there's more...

The pool currently operates with an existing filtration system that stands at 12% of the expected water circulation. There is 550,000 gallons of water in the Agana Pool. Proper circulation calls for a water turnover rate of once every 11 hours. Our current water return rate is once every 90 hours. But we at Parks and Recreation have an answer, we are not sitting back with our hands in our pocket. We will be coming to you shortly with a request to charge direct admissions to the Agana Pool which will generate needed income to not only further maintain and upgrade the present day to day maintenance of the pool but also to serve as a funding source to give us the funds necessary to completely change the entire outmoded and inadequate Agana Pool filtration system.

We have done our best with what we have. Filtration pumps have been replaced to give us the maximum efficiency with what we have... a new chemical controller has been installed and an incredible evaporative cooling system has been Guam created, designed, and installed thus reducing the water temperature... lower water temperature means less algae, less algae means less chemical costs, and that means we save in less dollars spent.

Public pools across America, and I might add military pools here on Guam, all charge admission... pool operators all know of the tremendous cost involved in running a public pool and we are no different.

When we are finished at the Agana Pool, it will look like a resort. And why not. We want the best for our people... all the thinking and all the planning in the world won't mean a thing unless there's money. We have the answer and the answer is revenue generation... and putting those funds generated back into the facility.

Lastly, pay a visit to the Agana Tennis Courts... two years ago, those

courts were made up of torn nets, weeds, and lights that didn't work. Tennis court users included a few brave players and a lot of lizards... Along came the Recreation Fund, along came users fees, and along came good management, and what do you have now? A tennis facility that I personally am damn proud of. New signs went up, the grass is getting cut, trashcans, players benches, and awnings were installed. Contracts were put out to have the lights fixed, a water fountain and new lights were donated, a tennis office was set up, ball machines and speed guns were purchased, planters and flowers decorate the facility front, a pavillion was constructed with the help of Navy Seabees... the tennis courts became alive, they are jammed nightly until the late, late hours... Over 200 people a day use this facility. The Department has a tennis pro on staff teaching school kids and members of the general public tennis lessons...

All of this came from what? What made parks and recreation turn this forgotten piece of fenced in asphalt into what it is today?

Again, a simple answer... paying tennis lessons, group users fees, good management, Rick Ninete... putting every dollar earned back into the facility for maintenance, up keep, supplies, equipment... There's a slogan down in Recreation that says "We want to put tennis into your lives" It's more than a slogan, it's a belief, and it's all possible because of hard earned users fees income generated at the Agana Tennis Courts.

What does all this mean?

It means that we must move on into the future. Users fees are for everyone. People who use recreation facilities should help pay for the use. Making exceptions to the rule will destroy the rule. People, whether they be young or old, would rather come into a vacility well maintained and pay than come into a broken down facility for free. Our young people are responsible and they must be commended for that... giving away things for free does not generate personal responsibility... and more importantly it does not pay the bills for proper maintenance and operation.

Maintenance of government facilities is a crime of neglect on this island. In many cases its not neglence, but rather a problem of funds. It's time to stand up and make a committment once and for all that maintenance is a requirement, an obligation, and a responsibility that we must face... the mentality of cutting a ribbon at opening ceremonies and then walking away from a facility and letting it deteriorate has got to stop... preventative maintenance and proper maintenance ignored today becomes tomorrow's capital improvement projects... Let's not hide behind the youth. Youth and non profit organizations can and do stand up for themselves.

Youth and non profit groups can make do. Remember all the talk that went around saying that if the legislature failed to fund the sports travel

fund that all off island travel for these youth and non profit groups would grind to a halt. But look at the realities today. More and more groups are going off island... car washes and bake sales abound... corporate sponsorship assistance flourishes... even our South Pacific Games athletes are raising their funds for off island travel.

The world didn't end... travel didn't stop... non profit groups didn't shrivel up and die...

The hand out was not necessary and history has proven this to be true.

In conclusion, the Department of Parks and Recreation has found a way to minimize its burden on the general fund by using revenue generated funds for supplies, equipment and facility maintenance. I can't think of a better way to spend a users fee dollar than to spend that earned dollar for supplies, equipment, and facility maintenance... It's a dollar well spent.

For the sake of proper facility maintenance, operation, and improvements, for the future development and maintenance committment of territorial recreational facilities, I urge that Bill 593 be refused passage by this legislature.

Thank you,

  
DENNIS M. ZERMENO



DEPARTMENT OF PARKS AND RECREATION



JOSEPH F. ADA  
Governor

FRANK F. BLAS  
Lt. Governor

ANTHONY C. MARIANO  
Director

DENNIS M. ZERMENO  
Deputy Director

GOVERNMENT OF GUAM  
490 Naval Hospital Road  
Agana Heights, Guam 96919  
Telephone: (671) 477-9620/1

NOV 13 1987

Senator Elizabeth P. Arriola  
Chairperson, Committee on Youth, Senior  
Citizens, Cultural Affairs & Human Resources  
P.O. Box CB-1  
Agana, Guam 96910

Dear Senator:

My name is Anthony C. Mariano, Director of the Department of Parks and Recreation. I am here to testify before you in regards to Bill 593.

The Department is faced with many important responsibilities. One of these responsibilities is a mandate to address the issue of recreational facility improvement and maintenance. One of the ways that we have addressed this matter is to generate income for the Recreation Activity Revolving Fund. This fund generates income from concessions, lessons, and users fees. The uniqueness of this fund, the RARF, is that by regulations, all funds generated must be spent by the section that generated the income. This means that funds generated by the Agana Pool go right back into the Pool and Beach operation.

Funds generated are used for supplies, equipment, and above all facility maintenance. You will agree with me that facility maintenance is a serious problem, a problem that is usually based on a lack of funds. Through the Recreation Fund, through users fees, we as a department are able to generate income that is able to address departmental needs for supplies, equipment, and facility maintenance.

User fee income generated for 1987 will total an estimated \$21,300. Bill 593, if enacted into law, would eliminate a full 70% of the users fee generated income. Bill 593 would effectively remove over \$14,000 from our users fee income... this means a loss of over \$14,000 earmarked for facility supplies, equipment, and maintenance.

Bill 593, if enacted into law, would reduce the overall RARF gross income

by over 25%. The department is not in a position to give up this valuable funding source.

Does the program of generating income and putting the funds right back into the facility work?

The answer is a resounding yes.

A walk through the Paseo Stadium, Agana Pool, and Agana Tennis Courts are positive proof of what happens in a system where generated funds go back into facility upkeep. Here are three recreational facilities with heavy maintenance responsibilities... and these facilities look first class. Why? Because maintenance is a major part of the day to day operation of these facilities.

It makes good sense to take hard earned users fee dollars and place these funds back into facility development and maintenance. I strongly believe that we owe the people of our great territory facilities that are well maintained and equipped. Using income generated from user fees for this purpose reflects a policy that identifies a problem and a working solution without dipping into the already overburdened general fund.

All users, no matter who they are, should pay for the privilege of using selected recreational facilities.

I therefore urge that Bill 593 not be passed. Let's keep all user fee income for needed facility development and maintenance.

Thank you,

  
ANTHONY C. MARIANO



DEPARTMENT OF LAND MANAGEMENT  
GOVERNMENT OF GUAM  
AGANA, GUAM 96910

NOV 13 1987

Senator Elizabeth P. Arriola  
Chairperson, Committee on Youth,  
Senior Citizens, Cultural Affairs  
and Human Resources  
Nineteenth Guam Legislature  
P.O. Box CB-1  
Agana, Guam 96910

Dear Chairperson Arriola:

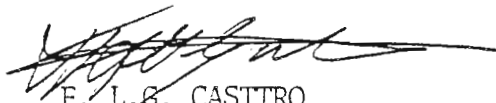
My presence before this committee is to testify on Bill 593 which is:

"AN ACT TO AMEND SUBSECTION (a) OF SECTION 26003 OF  
THE GOVERNMENT CODE TO PREVENT THE DEPARTMENT OF PARKS  
AND RECREATION FROM CHARGING USER FEES FOR YOUTH GROUPS."

Since Bill 593 is leaning more toward a regulatory action placed under the purview of the Department of Parks and Recreation, we are certain that said Department will provide an in-depth testimony as to the impact of the Department's projects and programs if Bill No. 593 is enacted. With this in mind, our apology for not elaborating our testimony in this regard.

Nevertheless, thank you for inviting us and affording us the opportunity to comment.

Sincerely yours,

  
F. L. G. CASTRO  
Acting Director



LAW OFFICES

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November 13, 1987

NINETEENTH GUAM LEGISLATURE  
Chalan Santo Papa  
Agana, Guam 96910

RE: BILL NO. 593

Dear Senators:

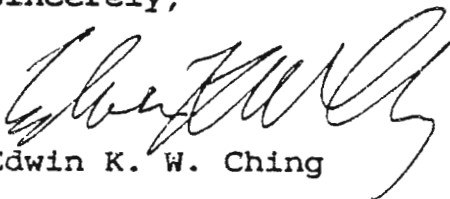
As the coach for the Manhoben Swim Team, I am in favor of Bill No. 593 which prevents the Department of Parks and Recreation from charging user fees for youth groups.

The Manhoben Swim Team is a non-profit corporation dedicated to teaching competitive swimming to Guam's youth. The Manhoben Swim Team has been in existence for approximately seven years and has taught competition swimming to hundreds of Guam's youth and has developed many outstanding athletes whom have given Guam national recognition. The present user fees for the Agana Swimming Pool is a substantial expense for a swim team who receives its operating funds from donations, car washes and various fund raising projects. Funds are needed by the Manhoben Swim Team to acquire swim equipment and to pay for other expenses to operate and run the swim team. The payment of the user fees for the Agana Pool has a discouraging and chilling effect for the continuance of the Manhoben Swim Team program.

I think it is important for the Legislature to encourage the development of swimming and to encourage the development of youth programs to minimize juvenile delinquencies. Further, it is a necessary sport and skill for the protection of our youth and the charging of the user fees to non-profit organizations like the Manhoben Swim Team only discourages and hampers our goals and work.

Therefore, I urge the entire Legislature support the passage of Bill 593. Thank you.

Sincerely,



Edwin K. W. Ching

EKWC/rgb  
F-Manhoben 9/A:Ec-Ltrs



## Guam Visitors Bureau

(P.O. BOX 3520 AGANA, GUAM 96910) 1220 Pale San Vitores Rd. Tumon, Guam 96911  
Tel: 646-8516/8466 646-5278/9/Cable: GUAMTOUR/Telex: 8432/Fax: 671-646-8881

November 13, 1987

Senator Elizabeth P. Arriola  
Chairperson  
Committee on Youth, Human Resources,  
Senior Citizens & Cultural Affairs  
Nineteenth Guam Legislature  
P. O. Box CB-1  
Agana, Guam 96910

Dear Senator Arriola:

Thank you for giving us this opportunity to submit written testimony in support of Bill No. 593 ... an act to amend subsection (a) of section 26003 of the Government Code to prevent the Department of Parks and Recreation from charging fees to youth groups.

We at the Guam Visitors Bureau have always held firm to the belief that our public recreational facilities should be made available to youth groups at no cost. With our vested interest in tourism, it is only logical to assume that sporting competitions foster goodwill among participants. By giving easy access to our youth to hone sporting skills, the sense of camaraderie that develops in the sports arena transcends into everyday life.

As you may know, we have conducted public awareness campaigns on the benefits of tourism. This is necessary to promote goodwill and garner the understanding of our people for tourists visiting our shores. By instilling this sense of purpose on our youth thru friendly sporting competitions, our jobs are well half-done.

We therefore, support passage of Bill No. 593.

Very truly yours,

JOEY B. CEPEDA  
General Manager



Travel Industry Association  
of America



American Society  
of Travel Agents Inc



SEP 28 '87

NINETEENTH GUAM LEGISLATURE  
1987 (FIRST) Regular Session

Bill No. 593(LS)

Introduced by:

A. J. Shelton

*[Handwritten signatures: AJS, M. Hartsock, J. Bamba]*

AN ACT TO AMEND SUBSECTION (a) OF SECTION 26003 OF THE GOVERNMENT CODE TO PREVENT THE DEPARTMENT OF PARKS AND RECREATION FROM CHARGING USER FEES FOR YOUTH GROUPS.

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

2 Section 1. Subsection (a) of Section 26003 of the Government Code,

3 amended in Section 28 of Public Law 15-132, is further amended to read:

4 "(a) Except for the use of sports fields, pools, playgrounds, and

5 youth centers by bonafide youth sports groups, non-profit youth

6 organizations, public or private school youth sports activities or other

7 youth league sporting activities, competitions or tournaments, to establish

8 fees, rules and regulations to accomplish the purpose of the Department;

9 provided, that any rule shall not be affective until approved by the

10 Legislature [by a resolution or amended by the Legislature by a

11 resolution]. If the Legislature fails to act on the rules within one hundred

12 twenty (120) calendar days after such rules are filed with the Legislative

13 Secretary, they shall be deemed approved."