



Office of the Governor of Guahan

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Felix P. Camacho
Governor

Michael W. Cruz, M.D.
Lieutenant Governor

DEC 14 2010

2010 DEC 17 PM 4:04

The Honorable Judith T. Won Pat, Ed.D.
Speaker
Mina' Trenta Na Liheslaturan Guahan
155 Hessler Street
Hagåtña, Guam 96910

Dear Speaker Won Pat:

Transmitted herewith is Bill No. 403-30 (COR): "AN ACT TO ADD A NEW §80105 (g) TO CHAPTER 80 OF TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO THE TRANSFER OF PROPERTY UNDER THE JURISDICTION OF THE PORT AUTHORITY OF GUAM TO THE JURISDICTION OF THE GUAM ANCESTRAL LANDS COMMISSION" which was signed into law on December 13, 2010 as **Public Law 30-207**.

Sinseru yan Magâhet,

FELIX P. CAMACHO
I Maga'lâhen Guahan
Governor of Guahan

Attachment: copy of Bill

I MINA'TRENTA NA LIHESLATURAN GUÅHAN
2010 (SECOND) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO IMAGA'LAHEN GUÅHAN

This is to certify that Bill No. 403-30 (COR), "AN ACT TO ADD A NEW §80105 (g) TO CHAPTER 80 OF TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO THE TRANSFER OF PROPERTY UNDER THE JURISDICTION OF THE PORT AUTHORITY OF GUAM TO THE JURISDICTION OF THE GUAM ANCESTRAL LANDS COMMISSION", was on the 30th day of November 2010, duly and regularly passed.



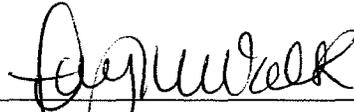
Judith T. Won Pat, Ed. D.
Speaker

Attested:



Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahaen Guåhan* this 1st day of Dec, 2010, at
1100 o'clock A.M.



Assistant Staff Officer
Maga'lahi's Office

APPROVED:



FELIX P. CAMACHO
I Maga'lahaen Guåhan

Date: 13 Dec 2010

Public Law No. P.L. 30-207

I MINA'TRENTA NA LIHESLATURAN GUÅHAN
2010 (SECOND) Regular Session

Bill No. 403-30 (COR)

As amended.

Introduced by:

Judith T. Won Pat, Ed. D.

T. R. Muña Barnes

T. C. Ada

V. Anthony Ada

F. B. Aguon, Jr.

F. F. Blas, Jr.

E. J.B. Calvo

B. J.F. Cruz

J. V. Espaldon

Judith P. Guthertz, DPA

Adolpho B. Palacios, Sr.

v. c. pangelinan

R. J. Respicio

Telo Taitague

Ray Tenorio

**AN ACT TO ADD A NEW §80105 (g) TO CHAPTER 80
OF TITLE 21, GUAM CODE ANNOTATED, RELATIVE
TO THE TRANSFER OF PROPERTY UNDER THE
JURISDICTION OF THE PORT AUTHORITY OF
GUAM TO THE JURISDICTION OF THE GUAM
ANCESTRAL LANDS COMMISSION.**

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslatura* finds that
3 certain ancestral lands in the municipalities of *Piti, Sumay* and *Agat* were
4 condemned under Civil Action No. 5-49 by the Naval Government of Guam
5 creating the Apra Harbor Reservation Boundary. Eventually, the United States
6 quitclaimed portions of the Apra Harbor Reservation to the Government of Guam

1 in December 1984 containing certain parcels, with eventual transfer to the
2 Commercial Port of Guam, now known as the Port Authority of Guam (PAG), for
3 development. In formal conferences and legislative session meetings between the
4 PAG and *I Liheslatura* (the Legislature), it has been stated by the PAG board,
5 management, and personnel that the PAG *does not* have any future plans for the
6 development or use of certain portions of the parcels under their jurisdiction.

7 Therefore, *I Liheslatura* intends to transfer such land parcels and properties
8 to the Guam Ancestral Lands Commission, so that the Guam Ancestral Lands
9 Commission *can and shall* proceed with the return of such land parcels and
10 properties to the original landowners or their estates, pursuant to the Commission’s
11 enabling legislation and mandates.

12 **Section 2.** A new §80105(g) is hereby *added* to §80105 of Chapter 80,
13 Title 21, Guam Code Annotated, to read as follows:

14 “(g) Portions of Parcel 1 South of Route 18 and contiguous to the
15 North of Apra Harbor Parcel 6, also abutting Marine Corps Drive on the
16 east, specifically original lot: No. 128 PI, originally owned by the Estate of
17 Tiburcio Ada Santos, in the municipality of *Piti*. The property *shall* be
18 transferred and *shall* be deeded to the Guam Ancestral Lands Commission
19 within thirty (30) days of the effective date of this Act. The Guam Ancestral
20 Lands Commission *shall* within one hundred eighty (180) days dispose of
21 the land parcel and lot transferred by this Act in a manner consistent with
22 and pursuant to its enabling legislation and its mandates. All pre-
23 condemnation roads, easements and bull cart trails *shall* remain as easements
24 for public access and utilities. The transferred property *shall* be zoned “A” –
25 Agricultural zone.”

26 **Section 3.** The Department of Land Management *shall* plot, plan, design,
27 and provide within sixty (60) days of enactment an aerial overlay map delineating

1 all roads, easements, bull-cart trails, and public access as to determine such access
2 or easements' location in relation to the return subject Lot so that *no* Lot is
3 landlocked. The overlay *shall* show all original Lot lines generally.

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

6

I MINA' TRENTA NA LIHESLATURAN GUÅHAN

2010 (SECOND) Regular Session

Date: 11/30/10

VOTING SHEET

Bill No. 403-30(COR)

Resolution No. _____

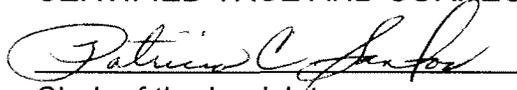
Question: _____

NAME	YEAS	NAYS	NOT VOTING/ ABSTAINED	OUT DURING ROLL CALL	ABSENT
ADA, Thomas C.	✓				
ADA, V. Anthony	✓				
AGUON, Frank B., Jr.	✓				
BLAS, Frank F., Jr.	✓				
CALVO, Edward J.B.	✓				
CRUZ, Benjamin J. F.					EA
ESPALDON, James V.	✓				
GUTHERTZ, Judith Paulette	✓				
MUNA-BARNES, Tina Rose	✓				
PALACIOS, Adolpho Borja, Sr.	✓				
PANGELINAN, vicente (ben) cabrera	✓				
RESPICIO, Rory J.	✓				
TAITAGUE, Telo	✓				
TENORIO, Ray	✓				
WON PAT, Judith T.	✓				

TOTAL

14 _____ _____ _____ 1

CERTIFIED TRUE AND CORRECT:


Clerk of the Legislature

* 3 Passes = No vote
EA = Excused Absence



Mina'Trenta Na Liheslaturan Guahan

Senator vicente (ben) c. pangelinan (D)

September 3, 2010

The Honorable Judith T. Won Pat, Ed.D.
Speaker
I Mina'trenta na Liheslaturan Guahan
155 Hesler Place
Hagatña, Guam 96910

Chairman
Committee on Appropriations,
Taxation, Banking, Insurance,
Retirement, and Land

Member
Committee on Education

Member
Committee on
Municipal Affairs,
Aviation, Housing, and
Recreation

Member
Committee on Labor, the
Public Structure,
Public Libraries, and
Technology

VIA: The Honorable Rory J. Respicio
Chairperson, Committee on Rules

RE: Committee Report on Bill No.403-30 (COR)

2010 09 03 AM 9:03
D

Dear Speaker Won Pat:

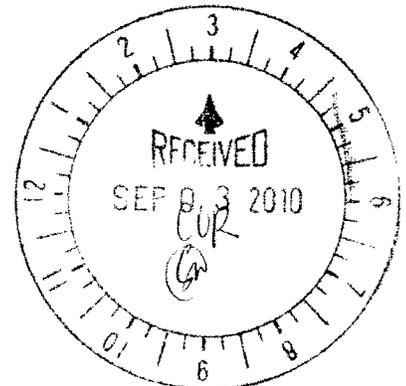
Transmitted herewith is the Committee Report on Bill No. 403-30 (COR):
“An act to add a new §80105 (g) to Chapter 80 of Title 21, Guam Code Annotated, relative to the transfer of property under the jurisdiction of the Port Authority of Guam to the Jurisdiction of the Guam Ancestral Lands Commission” and which was referred to the Committee on Appropriations, Taxation, Banking, Insurance, Retirement, and Land.

Committee votes are as follows:

- 5 TO PASS
- 0 NOT TO PASS
- 0 TO REPORT OUT ONLY
- 0 TO ABSTAIN
- 0 TO PLACE IN INACTIVE FILE

Si Yu'us Ma'ase,

vicente c. pangelinan
Chairman



COMMITTEE
REPORT
ON

Bill No.403-30 (COR): “An act to add a new §80105 (g) to Chapter 80 of Title 21, Guam Code Annotated, relative to the transfer of property under the jurisdiction of the Port Authority of Guam to the Jurisdiction of the Guam Ancestral Lands Commission”



Mina' Trenta Na Liheslaturan Guahan

Senator vicente (ben) c. pangelinan (D)

September 3, 2010

MEMORANDUM

To: All Members
Committee on Appropriations, Taxation, Banking, Insurance,
Retirement, and Land

From: Senator vicente "ben" c. pangelinan
Committee Chairman

Subject: Committee Report on Bill No. 403-30 (COR)

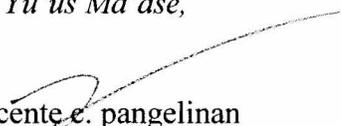
Transmitted herewith for your consideration is the Committee Report on Bill No. 403-30 (COR): "An act to add a new §80105 (g) to Chapter 80 of Title 21, Guam Code Annotated, relative to the transfer of property under the jurisdiction of the Port Authority of Guam to the Jurisdiction of the Guam Ancestral Lands Commission" sponsored by Speaker Judith T. Won Pat.

This report includes the following:

1. Committee Voting Sheet
2. Committee Report Narrative
3. Copy of Bill No.403-30 (COR)
4. Public Hearing Sign-in Sheet
5. Copies of Submitted Testimony & Supporting Documents
6. Copy of COR Referral of Bill No.403-30 (COR)
7. Notices of Public Hearing
8. Copy of the Public Hearing Agenda
9. Fiscal Note/ Fiscal Note Request

Please take the appropriate action on the attached voting sheet. Your attention to this matter is greatly appreciated. Should you have any questions or concerns, please do not hesitate to contact my office.

Si Yu'us Ma'åse,


vicente c. pangelinan
Chairman

Chairman
Committee on Appropriations,
Taxation, Banking, Insurance,
Retirement, and Land

Member
Committee on Education

Member
Committee on
Municipal Affairs,
Aviation, Housing, and
Recreation

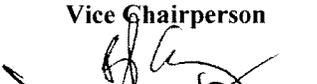
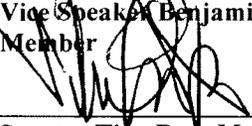
Member
Committee on Labor, the
Public Structure,
Public Libraries, and
Technology

I MINA' TRENTA NA LIHESLATURAN GUÁHAN

Committee Voting Sheet

**Committee on Appropriations, Taxation, Banking, Insurance, Retirement,
and Land**

Bill No.403-30 (COR): "An act to add a new §80105 (g) to Chapter 80 of Title 21, Guam Code Annotated, relative to the transfer of property under the jurisdiction of the Port Authority of Guam to the Jurisdiction of the Guam Ancestral Lands Commission"

Committee Members	To Pass	Not To Pass	Report Out	Abstain	Inactive Files
 Senator Vicente C. Pangelinan Chairperson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Speaker Judith T. Won Pat, Ed.D Vice Chairperson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Vice Speaker Benjamin J.F. Cruz Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Senator Tina Rose Muña-Barnes Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____ Senator Frank B. Aguon Jr. Member	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____ Senator Judith P. Guthertz Member	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____ Senator James V. Espaldon Member	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Senator Telo T. Taitague Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____ Senator Frank Blas, Jr. Member	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



Mina'Trenta Na Liheslaturan Guåhan

Senator vicente (ben) c. pangelinan (D)

Committee Report

Bill No.403-30 (COR): "An act to add a new §80105 (g) to Chapter 80 of Title 21, Guam Code Annotated, relative to the transfer of property under the jurisdiction of the Port Authority of Guam to the Jurisdiction of the Guam Ancestral Lands Commission"

Chairman
Committee on Appropriations,
Taxation, Banking, Insurance,
Retirement, and Land

Member
Committee on Education

Member
Committee on
Municipal Affairs,
Aviation, Housing, and
Recreation

Member
Committee on Labor, the
Public Structure,
Public Libraries, and
Technology

I. OVERVIEW

The Committee on Appropriations, Taxation, Banking, Insurance, Retirement, and Land convened a public hearing on August 27, 2010 at 6:00pm in *I Liheslatura's* Public Hearing Room.

Public Notice Requirements

Notices were disseminated via hand-delivery and e-mail to all senators and all main media broadcasting outlets on August 20, 2010 (5-Day Notice), and again on August 25, 2010 (48 Hour Notice).

(a) Committee Members and Senators Present

Senator vicente "ben" pangelinan, Chairman

(b) Appearing before the Committee

Enrique Agustin - Port Authority of Guam, General Manager
Annie M. Diego
Joe Garrido
Debbie Quinata
Vivian Leon – Deputy General Manager

(c) Written Testimonies Submitted

Port Authority of Guam – Enrique J.S. Agustin
Office of the Attorney General – John M. Weisenberger
Annie Flores Mendiola Diego

II. COMMITTEE PROCEEDINGS

(a) Bill Sponsor Summary

None

(b) Testimony

Senator vicente pangelinan: Good evening ladies and gentlemen. Welcome to this public hearing August 27, 2010 by the Committee on Appropriations, Taxation, Banking, Insurance, Retirement, and Land. I would like to beg your indulgence by allowing the prerogative of the Chairman to rearrange the agenda and start from the bottom up this evening.

The next bill we have on the agenda is Bill No. 401. We have Mr. Enrique Agustin, Ms. Annie Diego, and Joe Garrido. Please come forward and we will have you present your testimony. For the record, before you start ladies and gentlemen, I do want to state the committee did receive written testimony from Attorney General John Weisenberger, who testified for Bill No. 401, Bill No. 402, and Bill No. 403. The letter indicates the Attorney General has no objection to these bills.

1. Enrique J. S. Agustin – Port Authority of Guam, General Manager

Enrique Agustin: For the record my name is Enrique J. S. Agustin, General Manger for the Jose D. Leon Guerrero Commercial Port. I want to thank you for the opportunity to provide testimony on No. 401, Bill No. 402, and Bill No. 403. This legislation is very similar to the previous one, identifying different lots. Like we noted in the past, the Port Authority of Guam supports the intent of this legislation but we do have some concerns. We believe the lots identified in these bills may be wetland and they were set aside as mitigation for the transfer of land to Southern High. We are also concerned with the transfer of lands might conflict with the condition placed upon them when they were returned to the government of Guam. Specifically there is a reversionary clause in the quit claim deed which was execute December 6, 1984 when the lands where conveyed to the government of Guam. As a result of the language on the reversionary clause and the pending transfer of the property back to the Ancestral Land Commission, we recommend the Governor and the Legislature solicited the assistance of the Guam delegate to the United States Congress, to introduce a bill to amend section 818 of public law 96418 as amended relative to removing the restrictive provision of the said property and reversionary clause in the quit claim deed. We believe without the language being amended by Congress, the use of the property by Ancestral Land Commission or the original landowners could be in jeopardy. In closing I want to thank you for allowing the Port Authority of Guam to present its testimony on Bill No. 401, Bill No. 402, and Bill No. 403. We are in support of the bill.

Senator vicente pangelinan: Thank you very much Mr. San Agustin.

Panel Comments and Questions

None

2. Annie Diego

Annie Diego: *(read written testimony; see attach)*

Panel Comment and Questions

None

3. Joe Garrido

Joe Garrido: Thank you Senator ben pangelinan for having this public hearing on such an important issue. I see you're the only Senator here tonight. I have been a commission member for the Ancestral Lands Commission and I support this bill. I support the intent and ultimately the transfer of properties to the original landowners and or heirs. I know we have to do all we can to see this all happens. Yes there are reversionary clauses but I do not support those clauses and as a member of the Ancestral Lands Commission I did state on record, I do not support those reversionary clauses because these lands belong to the original landowners. The taking of these properties were done illegally by the United States. I'm sure that hopefully in the near future that whatever obstacles this transfer might encounter, hopefully we can find a solution for this and end the injustice that many of our people are suffering. I will say, the PAG action is the step in the right direction. My experience, is there is very few government agencies like PAG when it comes to original landowners. There are numerous lands being held by other agencies in the government of Guam. As for tonight, I support all three bills. Thank you.

Panel Comment and Questions

Senator vicente pangelinan: Thank you very much Mr. Garrido. I too want to recognize and commend the Port Authority of Guam, most especially under Mr. Agustin. I think their perspective on community, people, and land issues are very sensitive to the history and the ownership before they were taken by the federal government. They are very cognizant of the policy of this legislative body that whenever possible that when these lands are returned that they be returned to the original landowners. I think the Port Authority certainly recognize that policy and has been cooperative with the legislature in stating its position. I thank them for pointing out those issues that we all need to be aware of but they are not saying let that stop you. They are saying we all should be aware of some of these issues but the policy is we want to return these lands to the original landowners and they support that. I want to thank you especially Mr. Agustin. I have no further questions to the panel. Thank you very much.

4. Debbie Quinata

Debbie Quinata: I'm in support of lands being returned to the original landowners that belongs to them. I'm very concerned when the lands were returned under these same circumstances to the original landowners in Tiyan. There continue to be times when these families are very unsure of their footing. There were so many obstacles that continue to be put in their way. My niece in fact, Kathy Flores McCollum, was exercising her right on her property and was tackled to the ground and pinned by police officers because she was trying to exercise her right of claiming right to her family property. We have once again the same situation and I believe we can't just hand these lands over to these families and have them go through what

other families gone through. Up in Tiyan families are not sure it's their property or if they can build a house, or if they can move in and start collecting rent from someone that is already leasing. Can we please try to get these reversionary clauses removed once and for all, so people can take ownership of their land. I watched so many people lose money, get sick because of the changes they have been put through. They have the deed but someone else is saying we don't care and we are going to put a runway through your house. We are going to do this for the betterment for everyone but you. Since these clauses are still in place, these families again will be held at the mercy of whoever is in charge. As much as I support the return of land, let's take it a step further and make it no longer their puppets. Thank you very much.

Panel Comment and Questions

Senator vicente pangelinan: Thank you very much. I think we are fully aware, one big difference I see between the situation here and the situation in Tiyan is that we have the Port Authority of Guam that is not challenging.

Debbie Quinata: I understand that but it is not up to the port.

Senator vicente pangelinan: It is the airport lack of cooperation that has caused the Tiyan issue to be in such turmoil.

Debbie Quinata: I beg to differ sir. I think it's the federal highway administrative guy in Hawaii.

Senator vicente pangelinan: I understand that but I think its all related to the airport.

Debbie Quinata: With the port being designated a strategic port, makes me paranoid. There is a possibility the feds will state they need these lands and put the landowners in a situation.

Senator vicente pangelinan: We have continued to press the issue with our congressional delegate and we will continue to do so. The choice is, do we wait and clear everything up or do we give the lands back now and continue to fight to remove it.

Debbie Quinata: I just want to let the families know the federal government can say, while it may be your land, the clauses we placed, at anytime we can say we changed our minds and you violated our rules and we are going to need this back.

Senator vicente pangelinan: So what do we do? Not give it back?

Debbie Quinata: I think we make sure that it's clarified. Why do with sign these contracts?

Senator vicente pangelinan: So what do we do again?

Debbie Quinata: Maybe we should start paying rent to the original landowners until these lands are free and clear. Maybe Ancestral Lands should be doing what it was intended to do, make monies available to assist the families. Maybe there needs to be plan put together to allow Ancestral Lands Commission to make monies available for families to have stability, to educate their children, to help them if they have medical difficulties or need necessities. Maybe instead of one at a time, we need to be proactive.

Senator vicente pangelinan: So we shouldn't return the lands? We should give it to the Ancestral Lands and they should make the money off it first?

Debbie Quinata: I think we need to make concise and logical decisions. I think we all know who the lands belong to. If there is a way it can be commercially developed and rental be given to the families, then yes. I say yes until you clarify the titles because what is the use of a clouded title? Let's not put the cart before the horse and create false hope or worst, disenfranchise families.

Senator vicente pangelinan: Well then you can't return the land. If you're saying we need to clear all this, don't return the land until it is all clear.

Debbie Quinata: If that is necessary to say, then that is what I am saying.

5. Vivian Leon – Deputy General Manager

Vivian Leon: Senator, my name is Vivian Leon, the intern deputy general manager for the port. At our last public hearing when we appeared to testify before you in 2009, one of the thing we had advised you was that we were seeking the approval of the Department of Navy for the Master Plan. In our Master Plan we had indicated that the area designated for the return of these properties was open space and that the board of directors would be passing a resolution to request the lands be returned back to the original landowners. That has been approved. The Navy has provided us with a letter approving our Master Plan, so that provision is there. What we are seeking from the legislature is to make sure the land is clear and that we request our Congresswoman to seek assistance from the U.S Congress to remove that reversionary clause so that there will be no problems with the landowners.

Senator vicente pangelinan: We are continually working with our Congresswoman to have that and these are not the only lands that are affected. There is probably only one federal transfer of property back, in the recent years under the excess lands in the BRAC return that is not subject to a reversionary clause and that is the property that gave the Guam Community College its property. All the other lands have a reversionary clause.

This land is in a little better position because once the Master Plan is approved we can move forward. So, I'm going to ask for the record if I could get a copy of that letter and enter that into the committee report.

Vivian Leon: Yes sir, we will provide one to you.

Senator vicente pangelinan: Thank you, if there is no other testimonies this public hearing is adjourned.

III. FINDINGS & RECOMMENDATIONS

The Committee on Appropriation, Taxation, Banking, Insurance, Retirement, and Land, hereby reports Bill No. 403-30 (COR) with the recommendation TO PASS.

**I MINA'TRENTA NA LIHESLATURAN GUÁHAN
2010 (SECOND) Regular Session**

2010 MAY 25 PM 3:02

Bill No. 403-30 (COR)

Introduced by:

Judith T. Won Pat, Ed. D. *De*
T. R. Muña Barnes *De*

AN ACT TO ADD A NEW §80105 (g) TO CHAPTER 80 OF TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO THE TRANSFER OF PROPERTY UNDER THE JURISDICTION OF THE PORT AUTHORITY OF GUAM TO THE JURISDICTION OF THE GUAM ANCESTRAL LANDS COMMISSION.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslatura* finds that certain ancestral lands in the municipalities of *Piti*, *Sumay* and *Agat* were condemned under Civil Action No. 5-49 by the Naval Government of Guam creating the Apra Harbor Reservation Boundary. Eventually, the United States quitclaimed portions of the Apra Harbor Reservation to the Government of Guam in December 1984 containing certain parcels, with eventual transfer to the Commercial Port of Guam, now known as the Port Authority of Guam (PAG), for development. In formal conferences and legislative session meetings between the PAG and *I Liheslatura* (the Legislature), it has been stated by the PAG board, management, and personnel that the PAG *does not* have any future plans for the development or use of certain portions of the parcels under their jurisdiction.

Therefore, *I Liheslatura* intends to transfer such land parcels and properties to the Guam Ancestral Lands Commission, so that the Guam Ancestral Lands Commission *can and shall* proceed with the return of such land parcels and

1 properties to the original landowners or their estates, pursuant to the Commission's
2 enabling legislation and mandates.

3 **Section 2.** A new §80105(g) is hereby *added* to §80105 of Chapter 80,
4 Title 21, Guam Code Annotated, to read as follows:

5 “(g) Portions of Parcel 1 South of Route 18 and contiguous to the
6 North of Apra Harbor Parcel 6, also abutting Marine Corps Drive on the
7 east, specifically original lot: No. 128 PI, originally owned by the Estate of
8 Tiburcio Ada Santos, in the municipality of *Piti*. The property *shall* be
9 transferred and *shall* be deeded to the Guam Ancestral Lands Commission
10 within thirty (30) days of the effective date of this Act. The Guam Ancestral
11 Lands Commission *shall* within one hundred eighty (180) days dispose of
12 the land parcel and lot transferred by this Act in a manner consistent with
13 and pursuant to its enabling legislation and its mandates. All pre-
14 condemnation roads, easements and bull cart trails *shall* remain as easements
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18 and provide within sixty (60) days of enactment an aerial overlay map delineating
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20 or easements' location in relation to the return subject lot so that *no* lot is
21 landlocked. The overlay *shall* show all original lot lines generally.

22 **Section 4. Severability.** *If* any of the provisions of this Act or the
23 application thereof to any person or circumstance is held invalid, such invalidity
24 *shall* not affect any other provision or application of this Act which can be given
25 effect without the invalid provision or application, and to this end the provisions of
26 this Act are severable.



Mina' Trenta Na Liheslaturan Guahan
THIRTIETH GUAM LEGISLATURE

Senator vicente "ben" c. pangelinan

COMMITTEE ON APPROPRIATIONS, TAXATION, BANKING, INSURANCE, RETIREMENT AND LAND
PUBLIC HEARING
Friday, August 27, 2010
Bill No. 403-30 (COR)
SIGN UP SHEET

NAME	ADDRESS	PHONE	EMAIL	WRITTEN	ORAL	SUPPORT	
						Yes	No
Enrique Agustin	POB Gm				X		Yes
Joe Gamito	Red				✓		Yes
Annie M. Diego				✓	✓		
Debbie Quinata					✓		
Vivian Leon						✓	



PORT AUTHORITY OF GUAM
ATURIDAT I PUETTON GUAHAN
Jose D. Leon Guerrero Commercial Port
GOVERNMENT OF GUAM

1026 Cabras Highway, Suite 201
Piti, Guam 96925



Telephone: (671) 477-5931/35

(671) 477-2683/85

Facsimile: (671) 477-2689/4445

Webpage: www.portofguam.com

FELIX P. CAMACHO
Governor of Guam

MICHAEL W. CRUZ
Lieutenant Governor

August 27, 2010

The Honorable Vicente C. Pangelinan
Chairman
Committee on Appropriations, Taxation, Banking,
Insurance, Retirement, and Land
Suite 101 Quan Building
324 W. Soledad Avenue
Hagåtña, Guam 96910

RE: TESTIMONY

Bill No. 401-30 (COR) - An act to add a new §80105 (e) to Chapter 80 of Title 21, Guam Code Annotated, relative to the transfer of property under the jurisdiction of the Port Authority of Guam to the jurisdiction of the Guam Ancestral Lands Commission

Bill No. 402-30 (COR) - An act to add a new §80105 (f) to Chapter 80 of Title 21, Guam Code Annotated, relative to the transfer of property under the jurisdiction of the Port Authority of Guam to the jurisdiction of the Guam Ancestral Lands Commission

Bill No. 403-30 (COR) - An act to add a new §80105 (g) to Chapter 80 of Title 21, Guam Code Annotated, relative to the transfer of property under the jurisdiction of the Port Authority of Guam to the jurisdiction of the Guam Ancestral Lands Commission

Hafa Adai Mr. Chairman and Members of the Committee:

I want to thank you for this opportunity to provide testimony on behalf of the Jose D. Leon Guerrero Commercial Port regarding Bill No. 401-30 (COR) - An act to add a new §80105 (e) to Chapter 80 of Title 21, Guam Code Annotated, relative to the transfer of property under the jurisdiction of the Port Authority of Guam to the jurisdiction of the Guam Ancestral Lands Commission; Bill No. 402-30 (COR) - An act to add a new §80105 (f) to Chapter 80 of Title 21, Guam Code Annotated, relative to the transfer of property under the jurisdiction of the Port Authority of Guam to the jurisdiction of the Guam Ancestral Lands Commission and Bill No. 403-30 (COR) - An act to add a new §80105 (g) to Chapter 80 of Title 21, Guam Code Annotated, relative to the transfer of property under the jurisdiction of the Port Authority of Guam to the jurisdiction of the Guam Ancestral Lands Commission. For the record, my name is Enrique J.S. Agustin, General Manager for the Jose D. Leon Guerrero Commercial Port.

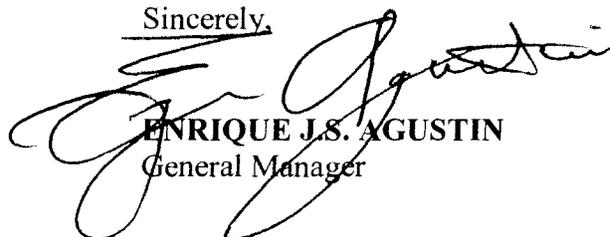
This legislation is very similar to previous ones identifying different lots. And, like we have noted in the past, the Port Authority of Guam supports the intent of this legislation, but we do have some concerns that we feel need to be addressed before moving forward. Specifically, we believe that these lots identified in Bill Nos. 401-30, 402-30 and 403-30 may be wetlands that were set aside as mitigation for the transfer of land to Southern High. More research would need to be conducted by the Department of Land Management to clarify the status of these lands. Also, there may be easement issues contained within these lots that were established by the U.S. Navy so that matter would also need to be further investigated by Land Management.

We also are concerned that the transfer of these lands might conflict with the deed conditions placed upon them when they were returned to the Government of Guam. Specifically, there is a reversionary clause in the Quitclaim Deed which was executed on December 6, 1984 when the lands were conveyed to the Government of Guam. A section of the Quitclaim Deed states, "*The lands hereby conveyed shall be used and developed by the Grantee only in accordance with that certain 'Commercial Port of Guam Master Plan, As Revised' dated February 1981 and prepared for the Port Authority of Guam by Maruyama and Associates, Ltd., Guam/Dravo Van Houten, Inc., New York, a copy of which is made part hereof by reference, or as said Master Plan may hereafter be amended with the approval of the Secretary of the Navy, or his designee (hereinafter referenced to as "Secretary").*" The Quitclaim Deed further states that "*In the event of any breach of the terms and conditions set forth hereinabove, as determined by the Secretary, regardless of the cause of such breach, all right, title and interest in and to the lands hereby conveyed, in their then existing conditions, including all improvements thereon, shall be at the option of the Secretary revert to and become the property of the United States immediately upon demand made in writing by the Secretary.*"

As a result of our concerns over this language and the pending transfer of the property back to the Ancestral Lands Commission, we recommend that the Governor and the Legislature solicit the assistance of Guam's Delegate to the United States Congress to introduce a bill to amend Section 818 of the U.S. Public Law 96-418, as amended, relative to removing the restrictive provisions on the use of said property and reversionary clause in said Quitclaim Deed. We believe that without this language being amended by Congress, the use of the property by the Ancestral Lands Commission or the original land owners could be in jeopardy.

In closing, I want to thank you for allowing the Port Authority of Guam this opportunity to present testimony on Bill Nos. 401-30, 402-30 and 403-30.

Sincerely,



ENRIQUE J.S. AGUSTIN
General Manager



PORT AUTHORITY OF GUAM
ATURIDAT I PUETTON GUAHAN
Jose D. Leon Guerrero Commercial Port
GOVERNMENT OF GUAM

1026 Cabras Highway, Suite 201
Piti, Guam 96925



Telephone: (671) 477-5931/34

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Webpage: www.portofguam.com

FELIX P. CAMACHO
Governor of Guam

MICHAEL W. CRUZ
Lieutenant Governor

August 30, 2010

The Honorable Vicente C. Pangelinan
Chairman, Committee on Appropriations, Taxation
Banking, Insurance, Retirement & Land
I Mina' Trenta Na Liheslaturan Guahan
324 West Soledad Avenue
Hagatna, Guam 96910

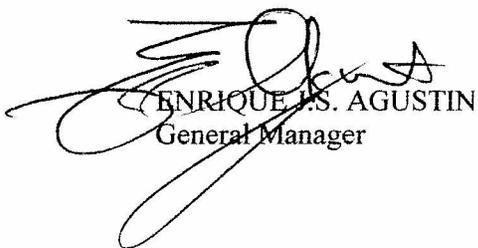
Hafa Adai Senator Pangelinan:

As noted in the public hearing regarding the proposed transfers of real property lots from the jurisdiction of the Port to Guam Ancestral Lands Commission, we advised you of the U.S. Navy's approval on the Port's Master Plan.

We are enclosing a copy of the letter dated February 17, 2010 from Rear Admiral D.T. Biesel, U.S. Navy Commander advising the Port of its approval of the Master Plan Update.

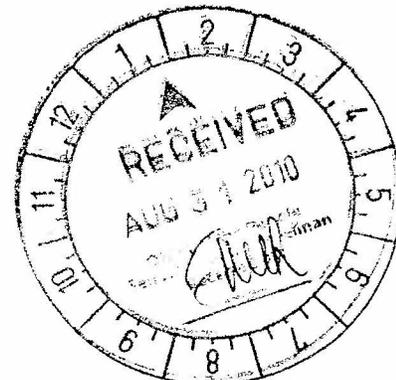
Should you need additional information, please feel free to contact this office.

Si Yu'os Ma'ase,


ENRIQUE S. AGUSTIN
General Manager

Enclosure

Cc: Board of Directors
Interim Deputy General Manager
Commercial Manager
Chief Planner





DEPARTMENT OF THE NAVY
COMMANDER, JOINT REGION MARIANAS
PSC 455, BOX 152
FPO AP 96540-1000

2/23/10 JP
Port Authority of Guam
General Manager's Office
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FEB 17 2010

Mr. Glenn A. Leon Guerrero
General Manager
Port Authority of Guam
1026 Cabras Highway, Suite 201
Piti, Guam 96925

Dear Mr. Leon Guerrero:

By letter of October 19, 2009, you provided copies of the Port's Master Plan Update 2007 – Report to the Legislature and Guam Public Law 30-57, which approved of the Master Plan Update. As indicated in a meeting with members of my staff, the Port Authority of Guam was advised that the Master Plan Update may be subject to the approval of the Secretary of the Navy.

After reviewing this matter further, it is determined that pursuant to the Quitclaim Deed (N6274293RP00079), the approval of the Secretary of Navy, or his designee, is required. Accordingly, as designee for the Secretary of the Navy, the Port Master Plan Update has been reviewed and determined that it is consistent with the Quitclaim Deed, and the U.S. Navy has no objections to its adoption.

This letter hereby serves as the required approval of the Plan Update.

Joint Region Marianas point of contact in this matter is Captain Peter Lynch, U.S. Navy, Regional Engineer. Captain Lynch may be contacted at (671) 339-5100 or peter.lynch@fe.navy.mil.

Sincerely,

D. T. BIESEL
Rear Admiral, U.S. Navy
Commander

Copy to:

1. Assistant Secretary of the Navy (Installation & Environment)
2. Executive Director, Joint Guam Program Office
3. Director, Joint Guam Program Office – Forward Guam
4. Commanding Officer, U.S. Naval Facilities Engineering Command Pacific
5. Commanding Officer, U.S. Naval Facilities Engineering Command Marianas

John M. Weisenberger
Attorney General



Phillip J. Tydingco
Chief Deputy Attorney General

OFFICE OF THE ATTORNEY GENERAL

August 27, 2010

The Honorable Vicente C. Pangelinan
Chairman
Committee on Appropriations, Taxation,
Banking, Insurance, Retirement, and Land
I Mina' Trenta Na Liheslaturan Guahan
324 W. Soledad Ave.
Hagatna, Guam 96910

Re: **GALC Bill Nos. 401-30 (COR), 402-30 (COR), and 403-30 (COR); Ref:LEG10-0803**

Dear Senator Pangelinan,

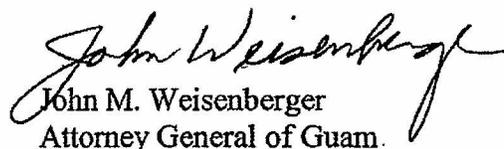
I write in response to your August 23, 2010 invitation for this Office to provide written and/or oral testimony regarding Bill Nos. 401-30 (COR), 402-30 (COR), and 403-30 (COR), regarding the proposed transfers of real property Lots from the jurisdiction of the Port Authority of Guam to the Guam Ancestral Lands Commission ("GALC").

This Office has no objection to these Bills.

This Office has confirmed with the Guam Ancestral Lands Commission the history of the Lots as recited in the Bills. The Lots involved were apparently all taken in condemnation proceedings by the Naval Government in CV 5-49, and then quitclaimed by the United States to the Government of Guam in 1984. The Port Authority Board having stated it has no future plans for these lands, it is consistent with the Guam Ancestral Lands Act that they be transferred to the GALC for return to the original owners of the Lots.

Should you have any questions do not hesitate to contact me.

Sincerely,


John M. Weisenberger
Attorney General of Guam.

Testimony in support of Bill 401-30 (COR): An Act to Add a New §80105 (e) to Chapter 80 of Title 21, Guam Code Annotated, Relative to the transfer of property under the jurisdiction of the Port Authority of Guam to the jurisdiction of the Guam Ancestral Lands Commission.

August 27, 2010

Hafa Adai and Good Evening Senators!

For the record, my name is Annie Flores Mendiola Diego, the daughter of Ramona Flores Mendiola and Jose Aquino Mendiola. I am testifying in my capacity as the Administrator for the Estate of Ramona Flores Mendiola, a descendant child of Juan S.N. Manibusan.

My mother's clan is better known as Familian Katson and Familian Cala.

Recently, Bill 401 was introduced by Senator Judi Won Pat and Tina Muna-Barnes. I am in support of Bill 401 due to the fact that my grandfather, Juan S.N. Manibusan, has been identified as an original landowner of property that has been identified by the Port Authority of Guam as surplus property.

The subject property that my family has an interest in is in **Lot 136-A Piti** and any other applicable lot.

As you know, land has always been a precious commodity to our Chamorro people and, through the Ancestral Lands Commission, the return of land to original landowners has been a dream for families of our island.

I ask that members of the 30th Guam Legislature support the passage of this bill.

Si Yu'us Ma'ase!



Annie Flores Mendiola Diego
277 Western Blvd.
Jonestown, Tamuning
Guam 96913-3159
Tel: 671-646-7690



Mina' Trenta Na Liheslaturan Guåhan

Senator vicente (ben) c. pangelinan (D)

June 29, 2010

Ms. Bertha Duenas
Director
Bureau of Budget and Management Research
Office of the Governor
Adelup, Guam

Hafa Adai Ms. Duenas,

I hereby request fiscal notes on the following bills:

Bill No. 388-30 (COR): An Act to Add a New Subsection (g) to §50103.1 Chapter 50, Article 1, 12 Guam Code annotated Relative to local sale of Bonds.

Bill No. 392-30 (COR): An Act to create a Guam Capitol Building fund by adding a new Article 6 to Chapter 22 of Title 5 Guam Code Annotated.

Bill No. 393-30 (COR): An Act to appropriate the sum of \$1,200,000 to the Guam Fire Department of the purchase and installation of a new Emergency 911 System.

Bill No. 401-30 (COR): An Act to Add a New §80105 (e) to Chapter 80 of Title 21, Guam Code Annotated, Relative to the transfer of property under the jurisdiction of the Port Authority of Guam to the jurisdiction of the Guam Ancestral Lands Commission.

Bill No. 402-30 (COR): An Act to Add a New §80105 (f) to Chapter 80 of Title 21, Guam Code Annotated, Relative to the transfer of property under the jurisdiction of the Port Authority of Guam to the jurisdiction of the Guam Ancestral Lands Commission.

Bill No. 403-30 (COR): An Act to Add a New §80105 (g) to Chapter 80 of Title 21, Guam Code Annotated, Relative to the transfer of property under the jurisdiction of the Port Authority of Guam to the jurisdiction of the Guam Ancestral Lands Commission.

Chairman
Committee on Appropriations,
Taxation, Banking, Insurance,
Retirement, and Land

Member
Committee on Education

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Municipal Affairs,
Aviation, Housing, and
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Technology

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Letter to Ms. Bertha Duenas
June 29, 2010
Page 2

Bill No. 404-30 (COR): An Act to zone all returned Federal excess lands and other Federal lands returned or released to the government of Guam and placed in the inventory of the Guam Ancestral Lands Commission to "Agriculture".

Bill No. 407-30 (COR): An Act to Add §1127 to Chapter 1, Title 2 GCA Relative to honoring those killed in action by designation of a Guam Medal of Honor.

Bill No. 429-30 (COR): An act to amend §26404 of Chapter 26 Title 11 Guam Code Annotated to eliminate the tax exemption on liquid fuels transshipped through Guam, and to create an environmental risk mitigation fund.

Bill No. 430-30 (COR): An act to appropriate the sum of One Hundred Forty-One Thousand Dollars from the General Fund for FY 2011 to the Guam Election Commission to pay for prior year's obligation.

Bill No. 431-30 (COR): An Act to Amend §4302 (b) Chapter 4, Article 3, Title 4 Guam Code Annotated Relative to providing utilization and cost information to current and prospective health insurance companies who provide health care coverage to government of Guam employees and retirees.

Si Yu'os Ma'ase,

vicente c. pangelinan
Senator

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COMMITTEE ON RULES

I Mina' Trenta na Liheslaturan Guåhan • 30th Guam Legislature

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2010 MAY 27 PM 12:46

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RORY J.
RESPICIO
CHAIRPERSON**

**SENATOR
Judith P. Guthertz
VICE
CHAIRPERSON**

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SPEAKER**

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SENATOR**

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MEMBERS:**

**Frank F. Blas, Jr.
SENATOR**

**James V. Espaldon
SENATOR**

May 26, 2010

MEMORANDUM

To: Pat Santos
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: Senator Rory J. Respicio
Chairperson, Committee on Rules

Subject: Referral of Bills No. 400-30(COR) through 404-30(COR)

As Chairperson of the Committee on Rules, I am forwarding my referral of Bills No. 400-30(COR) through 404-30(COR).

Please ensure that the subject bills are referred, in my name, to the respective committees, as shown on the attachment. I also request that the same be forwarded to all Senators of *I Mina' Trenta Na Liheslaturan Guåhan*.

Should you have any questions, please contact Stephanie Mendiola or Elaine Tajalle at 472-7679.

Si Yu'os Ma'åse'!

(1) Attachment

B403-30 (COR)	J. T. Won Pat, Ed. D., T. R. Muña Barnes	An act to add a new §80105 (g) to Chapter 80 of Title 21, Guam Code Annotated, relative to the transfer of property under the jurisdiction of the Port Authority of Guam to the jurisdiction of the Guam Ancestral Lands Commission.	5/25/10 3:02 p.m.	5/26/10	Committee on Appropriations, Taxation, Banking, Insurance, Retirement, and Land			
B404-30 (COR)	J. T. Won Pat, Ed.D., F. F. F. Blas, Jr. J. V. Espaldon, T. R. Muña Barnes	An act to zone all returned federal excess lands and other federal lands returned or released to the Government of Guam and placed in the inventory of the Guam Ancestral Lands Commission to "Agriculture".	5/25/10 3:32 p.m.	5/26/10	Committee on Appropriations, Taxation, Banking, Insurance, Retirement, and Land			



Mina' Trenta Na Liheslaturan Guahan

Senator vicente (ben) c. pangelinan (D)

August 20, 2010

Memorandum

To: All Senators

From: Senator vicente c. pangelinan

Re: FIRST NOTICE Public Hearing

Chairman
Committee on Appropriations,
Taxation, Banking, Insurance,
Retirement, and Land

Member
Committee on Education

Member
Committee on
Municipal Affairs,
Aviation, Housing, and
Recreation

Member
Committee on Labor, the
Public Structure,
Public Libraries, and
Technology

The Committee on Appropriations, Taxation, Banking, Insurance and Land will conduct a public hearing on numerous bills beginning at **6:00pm on Friday, August 27, 2010** at the Guam Legislature's Public Hearing Room. The following is on the agenda:

Bill No. 401-30 (COR): An Act to Add a New §80105 (e) to Chapter 80 of Title 21, Guam Code Annotated, Relative to the transfer of property under the jurisdiction of the Port Authority of Guam to the jurisdiction of the Guam Ancestral Lands Commission.

Bill No. 402-30 (COR): An Act to Add a New §80105 (f) to Chapter 80 of Title 21, Guam Code Annotated, Relative to the transfer of property under the jurisdiction of the Port Authority of Guam to the jurisdiction of the Guam Ancestral Lands Commission.

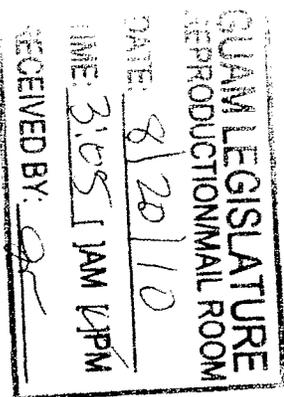
Bill No. 403-30 (COR): An Act to Add a New §80105 (g) to Chapter 80 of Title 21, Guam Code Annotated, Relative to the transfer of property under the jurisdiction of the Port Authority of Guam to the jurisdiction of the Guam Ancestral Lands Commission.

Bill No. 440-30 (COR): An Act to Authorize the sale of a portion of Lot No. 87-4-2-R1, not to exceed 114± Square meters, under the inventory of Chamorro Land Trust Commission.

Bill No. 450-30(LS): An Act to Amend Section 8150 of Chapter 8, Title 4 of the Guam Code Annotated Relative to the Investments in Bonds of the United States and Federal Instrumentalities.

For copies of the bills, you can log onto www.guamlegislature.com

Si Yu'os Ma'ase,



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Public Hearing - Office of senator ben pangelinan

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from Lisa Cipollone <cipo@guamlegislature.org>
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 bcc Scott Mendiola <smendiola@guamlegislature.org>
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 subject Public Hearing - Office of senator ben pangelinan
 mailed-by guamlegislature.org

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INEKUNGOK PUPBLEKO (PUBLIC HEARING)

Betnes, Diha 27 gi Agosto 2010 (Friday August 27, 2010)

Kuåtton Inekungok Pupbleko gi I Liheslaturan Guåhan (Guam Legislature Public Hearing Room)

Alas 6 gi pipuengi (6:00pm)

TAREHA (AGENDA)

Priniponi Siha:

Bill No. 401-30 (COR): An Act to Add a New §80105 (e) to Chapter 80 of Title 21, Guam Code Annotated, Relative to the transfer of property under the jurisdiction of the Port Authority of Guam to the jurisdiction of the Guam Ancestral Lands Commission.

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Bill No. 450-30(LS): An Act to Amend Section 8150 of Chapter 8, Title 4 of the Guam Code Annotated Relative to the Investments in Bonds of the United States and Federal Instrumentalities.

For copies of the bills, please log on to www.guamlegislature.com

-- Lisa Cipollone Chief of Staff Office of Senator ben c. pangelinan (671) 473-4236 cipo@guamlegislature.org

Reply Reply to all Forward



**Mina' Trenta Na Lihelaturan Guahan
THIRTIETH GUAM LEGISLATURE
Senator vicente "ben" pangelinan**

**INEKUNGOK PUPBLEKO
(Public Hearing)**

**Betnes, Diha 27 gi Agosto 2010
(Friday, August 27, 2010)**

**Kuátton Inekungok Pubbleko gi I Lihelaturan Guahan
(Guam Legislature Public Hearing)**

**Alas 6 gi pipuengi
(6:00pm)**

**TAREHA
(AGENDA)**

Priniponi Siha:

Bill No. 401-30 (COR): An act to Add a New §80105 (e) to Chapter 80 of Title 21, Guam Code Annotated, Relative to the transfer of property under the jurisdiction of the Port Authority of Guam to the jurisdiction of the Guam Ancestral Lands Commission.

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Bill No. 450-30 (LS): An Act to Amend Section 8150 of Chapter 8, Title 4 of the Guam Code Annotated Relative to the Investments in Bonds of the United States and Federal Instrumentalities.

Yanggen un nasisita espesiát na setbisio put fabot ógang i lfsinan Senadot ben pangelinan gi 473-4236/7, E-mail si senbenp@guam.net, pátsino háiom gi i uepsait gi www.senbenp.com. Este na nutisiu inapási nu i fendon gubernaménto.

If you are require any special accommodations, please contact the Office of Senator ben pangelinan at 472-4236, email at senbenp@guam.net or log onto www.senbenp.com. This ad paid for with government funds.

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PDR - AUGUST 20, 2010



Mina' Trenta Na Liheslaturan Guahan
THIRTIETH GUAM LEGISLATURE

Senator vicente "ben" c. pangellinan
Office of the People

INEKUNGOK PUPBLEKO (PUBLIC HEARING)

Betnes, Dña 27 gi Agosto 2010 (Friday, August 27, 2010)

*Kuátton Inekungok Pubbleko gi l Liheslaturan Guahan
(Guam Legislature Public Hearing Room)*

Alas 6 gi pipuengi (6:00pm) TAREHA (AGENDA)

Priniponi Siha:

Bill No. 401-30 (COR): An Act to Add a New §80105 (e) to Chapter 80 of Title 21, Guam Code Annotated, Relative to the transfer of property under the jurisdiction of the Port Authority of Guam to the jurisdiction of the Guam Ancestral Lands Commission.

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Bill No. 450-30(LS): An Act to Amend Section 8150 of Chapter 8, Title 4 of the Guam Code Annotated Relative to the Investments in Bonds of the United States and Federal Instrumentalities.

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Mina'Trenta Na Liheslaturan Guåhan

Senator vicente (ben) c. pangelinan (D)

August 25, 2010

Memorandum

To: All Senators
From: Senator vicente c. pangelinan
Re: SECOND NOTICE Public Hearing

Chairman
Committee on Appropriations,
Taxation, Banking, Insurance,
Retirement, and Land

Member
Committee on Education

Member
Committee on
Municipal Affairs,
Aviation, Housing, and
Recreation

Member
Committee on Labor, the
Public Structure,
Public Libraries, and
Technology

The Committee on Appropriations, Taxation, Banking, Insurance and Land will conduct a public hearing on numerous bills beginning at **6:00pm on Friday, August 27, 2010** at the Guam Legislature's Public Hearing Room. The following is on the agenda:

Bill No. 401-30 (COR): An Act to Add a New §80105 (e) to Chapter 80 of Title 21, Guam Code Annotated, Relative to the transfer of property under the jurisdiction of the Port Authority of Guam to the jurisdiction of the Guam Ancestral Lands Commission.

Bill No. 402-30 (COR): An Act to Add a New §80105 (f) to Chapter 80 of Title 21, Guam Code Annotated, Relative to the transfer of property under the jurisdiction of the Port Authority of Guam to the jurisdiction of the Guam Ancestral Lands Commission.

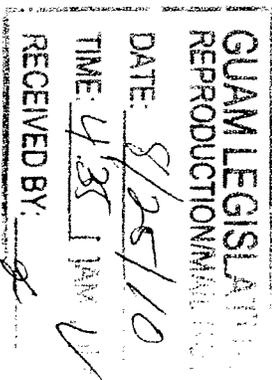
Bill No. 403-30 (COR): An Act to Add a New §80105 (g) to Chapter 80 of Title 21, Guam Code Annotated, Relative to the transfer of property under the jurisdiction of the Port Authority of Guam to the jurisdiction of the Guam Ancestral Lands Commission.

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Bill No. 450-30(LS): An Act to Amend Section 8150 of Chapter 8, Title 4 of the Guam Code Annotated Relative to the Investments in Bonds of the United States and Federal Instrumentalities.

For copies of the bills, you can log onto www.guamlegislature.com

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* Stephanie Mendiola <sem@guamlegislature.org>,
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**Committee on Appropriations, Taxation, Banking, Insurance, Retirement and Land
Office of the People**

**INEKUNGOK PUPBLEKO
(PUBLIC HEARING)**

**Betnes, Diha 27 gi Agosto 2010
(Friday August 27, 2010)**

**Kuáttion Inekungok Pubbleko gi I Liheslaturan Guáhan
(Guam Legislature Public Hearing Room)**

**Alas 6 gi pipuengi
(6:00pm)**

**TAREHA
(AGENDA)**

Priniponi Siha:

Bill No. 401-30 (COR): An Act to Add a New §80105 (e) to Chapter 80 of Title 21, Guam Code Annotated, Relative to the transfer of property under the Jurisdiction of the Port Authority of Guam to the jurisdiction of the Guam Ancestral Lands Commission.

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the Investments in Bonds of the United States and Federal Instrumentalities.

Lisa Cipollone
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Office of Senator ben c. pangelinan
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INEKUNGOK PUPBLEKO (PUBLIC HEARING)

Betnes, Diha 27 gi Agosto 2010 (Friday August 27, 2010)

Kuáttion Inekungok Pubbleko gi I Liheslaturan Guåhan (Guam Legislature Public Hearing Room)

Atas 6 gi pipuengi (6:00pm)

TAREHA (AGENDA)

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Betnes, Diha 27 gi Agosto 2010 (Friday, August 27, 2010)

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(Guam Legislature Public Hearing Room)**

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~~**Bill No. 440-30 (COR): An Act to Authorize the sale of a portion of Lot No. 87-4-2-R1, not to exceed 114 Square meters, under the inventory of Chamorro Land Trust Commission.**~~

Bill No. 450-30(LS): An Act to Amend Section 8150 of Chapter 8, Title 4 of the Guam Code Annotated Relative to the Investments in Bonds of the United States and Federal Instrumentalities.

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THIRTIETH GUAM LEGISLATURE
Senator vicente "ben" pangelinan**

**INEKUNGOK PUPBLEKO
(Public Hearing)**

**Betnes, Diha 27 gi Agosto 2010
(Friday, August 27, 2010)**

**Kuátton Inekungok Pupbleko gi I Lihelaturan Guahan
(Guam Legislature Public Hearing)**

**Alas 6 gi pipuengi
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Civil Service Commission: Board meeting 5:30 p.m., seventh floor conference room, ITC Building, Tamuning. Signing, judgment of dismissal: Kenneth C. Charfauros vs. Guam Memorial Hospital, Angelica L. Wright vs. Department of Public Works; motion hearing: Joseph L. Certeza vs. Guam Fire Department, Anthony M. Marques vs. GFD; Augusto Aflague, Jeanette Superalles, Barbara Maguadog and Joseph Sanz vs. DOC; signing, decision and judgment: Lawrence Laguana vs. Guam Public School System; signing: judgment of dismissal: Maria Teresa Palad vs. GMH; bills and laws relating to CSC. For special accommodations, call Tillie at 647-1855/7 or TDD 647-1872.

Committee on Guam Military Buildup and Homeland Security: Roundtable meeting on Final Environmental Impact Statement on Guam military buildup, 3 to 5 p.m.,

Commonwealth Office. Discussion on primary needs and concerns of agencies with respect to the military buildup: Department of Homeland Security; Office of Civil Defense; Guam Customs and Quarantine Agency. For special accommodations, call 475-5834.

Guam Memorial Hospital Authority: Board of trustees' regular meeting 6 p.m., Daniel L. Webb conference room, first floor, C wing, Tamuning. Executive session prior to regular business. For special accommodations, call Toni Villavicencio, 647-2218/2418 or TDD 649-1801.

Guam Parole Board: Regular hearing 8:30 a.m., Suite 505, DNA building, Hagåtña. For special accommodations, call 473-7001.

Guam Pardon Review Board: Regular hearing 3 p.m., Suite 505, DNA building, Hagåtña. (Meeting start time may change depending on length of Parole board hearing agenda.) For special accommodations, call 473-7001.

Guam visitors Bureau: Board of directors' regular meeting 4 p.m., GVB main conference room, Tumon. For special accommodations, call 646-5278/9.

Guam Workforce Investment Board: Monthly meeting 4 p.m., third floor, GCIC building, Hagåtña. For special accommodations, call Joleen Santos, 475-7074 or Victoria Mafnas, 475-7073.

Aug. 27

Government of Guam Retirement Fund Board of Trustees: Regular meeting noon, Retirement Fund conference room, Route 8, Maite. For special accommodations, call 475-8900/1.

Guam Mental Health Planning Council: Special meeting on Planning Council 101, 10 a.m., Department of Mental Health and Substance Abuse, Tamuning. For special accommodations call Reina Sanchez at 647-5303.

Human Resources Officers Coordinating Council: Rescheduled meeting 9 a.m., Department of Administration training room, Hagåtña. Call Cil Martinez, 475-1288/1252.

Legislative public hearing: 6 p.m., Legislature's public hearing room, Hagåtña. Bill 401-30, transferring property under jurisdiction of Port Authority of Guam to jurisdiction of Guam Ancestral Lands Commission; Bill 402-30, transferring property under jurisdiction of Port Authority of Guam to jurisdiction of Guam Ancestral Lands Commission; Bill 403-30, transferring property under jurisdiction of Port Authority of Guam to jurisdiction of Guam Ancestral Lands Commission; Bill 440-30, authorizing sale of portion of Lot 87-4-2-R1, not to exceed 114 plus or minus square meters, under inventory of Chamorro Land Trust Commission; Bill 450-30, relative to investments in bonds of the U.S. and federal instrumentalities. Call 473-4236; or log on to www.guamilegislature.com for copies of bills.

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175/65R14	\$52.00	\$102.00	225/60R16	\$86.00	\$170.00
185/65R14	\$58.00	\$114.00	235/60R16	\$98.00	\$194.00
195/50R15	\$68.00	\$134.00	215/70R16	\$99.00	\$196.00
195/60R15	\$65.00	\$128.00	225/70R16	\$106.00	\$210.00
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185/65R15	\$64.00	\$126.00	245/70R16	\$120.00	\$238.00
195/65R15	\$65.00	\$128.00	265/70R16	\$138.00	\$274.00
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Senator vicente "ben" c. pangelinan
Office of the People

INEKUNGOK PUPBLEKO
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Fiscal Note of Bill No. 403-30

An Act to Add a new 80105 (g) to Chapter 80 of Title 21, Guam Code Annotated, relative to the transfer of property under the jurisdiction of the Port Authority of Guam to the Jurisdiction of the Guam Ancestral Lands Commission.

Department/Agency Appropriation Information	
Dept./Agency Affected: Ancestral Lands Commission	Dept./Agency Head: Eddie Benavente, Executive Director
Department's General Fund (GF) appropriation(s) to date:	261,659
Department's Other Fund (Specify) appropriation(s) to date:	-
Total Department/Agency Appropriation(s) to date:	\$261,659

Fund Source Information of Proposed Appropriation			
	General Fund:	(Specify Special Fund):	Total:
FY 2009 Unreserved Fund Balance ¹		\$0	\$0
FY 2010 Adopted Revenues	\$540,218,638	\$0	\$540,218,638
FY 2010 Appro. (P.L. 30-55 thru 30-112)	(\$540,188,724)	\$0	(\$540,188,724)
Sub-total:	\$29,914	\$0	\$29,914
Less appropriation in Bill	\$0	\$0	\$0
Total:	\$29,914	\$0	\$29,914

Estimated Fiscal Impact of Bill						
	One Full Fiscal Year	For Remainder of FY 2010 (if applicable)	FY 2011	FY 2012	FY 2013	FY 2014
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
Land Survey Revolving Fund	1/	\$0	\$0	\$0	\$0	\$0
Total	1/	\$0	\$0	\$0	\$0	\$0

- Does the bill contain "revenue generating" provisions? / / Yes /X/ No
If Yes, see attachment
- Is amount appropriated adequate to fund the intent of the appropriation? /X/ N/A / / Yes / / No
If no, what is the additional amount required? \$ _____ / / N/A
- Does the Bill establish a new program/agency? / / Yes /X/ No
If yes, will the program duplicate existing programs/agencies? /X/ N/A / / Yes / / No
Is there a federal mandate to establish the program/agency? / / Yes /X/ No
- Will the enactment of this Bill require new physical facilities? / / Yes /X/ No
- Was Fiscal Note coordinated with the affected dept/agency? If no, indicate reason: /X/ Yes / / No
/ / Requested agency comments not received by due date / / Other: _____

Analyst: Dina P. Rivera Date: 6/2/10 Director: Bertha M. Dugas Date: 6/2/10

Footnotes:

1/Land Survey Revolving Fund. The Bill has a potential for additional funding impact to the Department of Land Management (DLM) as it relates to Section 3 of the Bill. It will cost DLM approximately \$1,100 for all labor and materials to plan, design and provide an aerial survey overlay for the parcels.