



EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam

31-11-1125

Office of the Speaker
Judith T. Won Pat, Ed.D. 11/21/11

Date 31-11-2011
Time 4:49 PM
Received by [Signature]

November 21, 2011

Honorable Judith T. Won Pat, Ed.D.
Speaker
I Mina'trentai Unu Na Liheslaturan Guåhan
155 Hesler Street
Hagåtña, Guam 96910

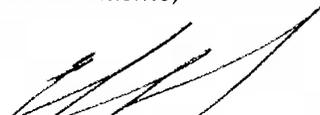
Dear Madame Speaker:

Transmitted herewith is Bill No. 206-31 (COR), "AN ACT TO ADD A NEW SUBSECTION (h) TO §80105 OF CHAPTER 80, DIVISION 2 OF TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO THE TRANSFER OF PROPERTIES UNDER THE JURISDICTION OF GUAM COMMUNITY COLLEGE TO THE JURISDICTION OF THE GUAM ANCESTRAL LANDS COMMISSION", which I signed into law on November 17, 2011 as Public Law 31-134.

I have always been steadfast in my position in favor of returning ancestral lands to their original landowners and have endeavored to accomplish this, particularly where government-owned land is available for use by the public entity. In this instance, the "Legislative Findings and Intent" section of P.L. 31-134 notes that there is government of Guam-owned land which may be available to GCC for its purposes, including expansion of its campus, thereby justifying the return of the ancestral lands. While I support the intent of Bill 206, it stops short of substituting the original ancestral land with government of Guam property upon which GCC might expand its campus, or for any other purpose it deems appropriate.

Under the circumstances, therefore, it is reasonable and fair for the government of Guam to provide GCC with real property that is comparable to the property that will be returned to the Ancestral Lands Commission so that GCC may not be disadvantaged by the passage of P.L. 31-134. Thus, I will be submitting proposed legislation to provide that the Chamorro Land Trust Commission identify lands that may be conveyed to GCC to replace the real property transferred under P.L. 31-134.

Senseramente,


EDDIE BAZA CALVO

Attachment: copy of Bill

#1125

I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN
2011 (FIRST) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

This is to certify that **Bill No. 206-31 (COR)**, "AN ACT TO ADD A NEW SUBSECTION (h) TO §80105 OF CHAPTER 80, DIVISION 2 OF TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO THE TRANSFER OF PROPERTIES UNDER THE JURISDICTION OF GUAM COMMUNITY COLLEGE TO THE JURISDICTION OF THE GUAM ANCESTRAL LANDS COMMISSION," was on the 8th day of November, 2011, 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 9th day of Nov., 2011, at 4:25 o'clock P.M.



Assistant Staff Officer
Maga'lahi's Office

APPROVED:



EDWARD J.B. CALVO
I Maga'lahaen Guåhan

Date: **NOV 17 2011** _____

Public Law No. 31-134 _____

I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN
2011 (FIRST) Regular Session

Bill No. 206-31 (COR)

Introduced by:

v. c. pangelinan
T. C. Ada
V. Anthony Ada
F. F. Blas, Jr.
B. J.F. Cruz
Chris M. Dueñas
Judith P. Guthertz, DPA
Sam Mabini, Ph.D.
T. R. Muña Barnes
Adolpho B. Palacios, Sr.
R. J. Respicio
Dennis G. Rodriguez, Jr.
M. Silva Taijeron
Aline A. Yamashita, Ph.D.
Judith T. Won Pat, Ed.D.

AN ACT TO *ADD* A NEW SUBSECTION (h) TO §80105 OF CHAPTER 80, DIVISION 2 OF TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO THE TRANSFER OF PROPERTIES UNDER THE JURISDICTION OF GUAM COMMUNITY COLLEGE 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 Liheslaturan Guåhan* finds
3 that prior to the enactment of the Organic Act, the United States of America
4 administered island wide leaseholds on private property from July 1, 1946, to June

1 30, 1947, pursuant to District Court of Guam Civil Case No. 15-47. Furthermore,
2 island wide leasehold continued under the District Court of Guam, Civil Case No.
3 3-48 from July 1, 1947, to June 30, 1948, in Civil Case No. 1-49 from July 1,
4 1948, to June 30, 1949, and in Civil Case No. 1-50 from July 1, 1949, to June 30,
5 1950. Condemnation of private property subsequently occurred on June 30, 1950,
6 pursuant to District Court of Guam Civil Case No. 34-50.

7 On June 8, 1990, the United States of America, acting by and through the
8 Secretary of Education, Gail Niedernhofer, Administrator for Management
9 Services, United States Department of Education, conveyed certain real property
10 situated in *Barrigada*, known as the GLUP Parcel 1AF, a portion of Andersen Air
11 Force Base Communications Annex No. 2-AJKE, consisting of approximately
12 252.83 acres, and NAVCAMS WESTPAC Parcel IN, consisting of approximately
13 61.45 acres to the Guam Community College (GCC).

14 *I Liheslaturan Guåhan* further finds that the GCC has held the property for
15 over twenty (20) years, and has *not* developed the property. It has instead invested
16 tens of millions of dollars in upgrading and expanding its facilities at the existing
17 *Mangilao* campus. The current site of the *Mangilao* campus contains large land
18 areas yet to be developed, which could accommodate the GCC's future expansion
19 plans. Furthermore, surrounding property abutting the campus remains the property
20 of the government of Guam, which can be made available to the GCC for even
21 more expansion.

22 *I Liheslaturan Guåhan* further finds that there were several families who
23 lived on the land and owned the property conveyed to GCC, and were unjustly
24 removed from their land when the United States of America condemned it.

25 It has been more than sixty-four (64) years that these families have had to
26 endure the perpetual injustices imposed upon them by the land taking, and further
27 exacerbated by never being appropriately compensated for their loss.

1 *I Liheslaturan Guåhan* intends to right the wrong by returning the lands to
2 the original land owners and/or their heirs. Any further delay would only continue
3 the cycle of injustices to these families.

4 *I Liheslaturan Guåhan* further intends to transfer the aforementioned
5 properties currently in the GCC inventory to the Guam Ancestral Lands
6 Commission as the suitable custodian of lands returned from the United States of
7 America.

8 **Section 2.** A new Subsection (h) is hereby *added* to §80105 of Chapter 80,
9 Division 2 of Title 21, Guam Code Annotated, to read:

10 “(h) GLUP Parcel 1AF, a portion of Andersen Air Force Base
11 Communications Annex No. 2-AJKE, consisting of approximately 252.83
12 acres, and certain Federal surplus real property located in *Barrigada*, known
13 as the NAVCAMS WESTPAC Parcel IN, consisting of approximately 61.45
14 acres *shall* be transferred and deeded to the Guam Ancestral Land
15 Commission (GALC) within thirty (30) days of the enactment of this Act.
16 The GALC *shall* dispose of the land parcels and lots transferred by this Act
17 in a manner consistent with and pursuant to its enabling legislation and its
18 mandates.”

19 **Section 3.** The above mentioned property *shall* be zoned as Agricultural
20 Zone (A).

21 **Section 4.** The Department of Land Management *shall* plot, plan, design,
22 and provide, within sixty (60) days of the enactment of this Act, an aerial overlay
23 map delineating all road easements, bull-cart trails, and public access as to
24 determine such access or easements location in relation to the return subject lot that
25 no lot is landlocked. The overlay *shall* show all original lot lines generally, and
26 *shall* be transmitted to the Speaker of *I Mina'Trentai Unu Na Liheslaturan*
27 *Guåhan*.

1 **Section 5. Designation of Real Estate Taxes to the Guam Community**

2 **College.** All real estate taxes assessed on the properties returned to the original
3 landowners and any subsequent owners, and on subsequent improvements, *shall* be
4 deposited to the Guam Community College Endowment Fund for the purpose of
5 funding improvements and operations of the College, pursuant to GCC Board
6 policy.

7 **Section 6. Severability.** *If* any of the provisions of this Act or the

8 application thereof to any person or circumstance is held invalid, such invalidity
9 *shall not* affect any other provision or application of this Act which can be given
10 effect without the invalid provision or application, and to this end the provisions of
11 this Act are severable.

I MINA' TRENTAI UNU NA LIHESLATURAN GUÅHAN

2011 (FIRST) Regular Session

Date: ⁸ 11/07/11

VOTING SHEET

Bill No. 206-31 (COR)

Resolution No. _____

Question: _____

<u>NAME</u>	<u>YEAS</u>	<u>NAYS</u>	<u>NOT VOTING/ ABSTAINED</u>	<u>OUT DURING ROLL CALL</u>	<u>ABSENT</u>
ADA, Thomas C.	✓				
ADA, V. Anthony		✓			
BLAS, Frank F., Jr.		✓			
CRUZ, Benjamin J. F.		✓			
DUENAS, Christopher M.	✓				
GUTHERTZ, Judith Paulette		✓			
MABINI, Sam		✓			
MUNA-BARNES, Tina Rose //	✓				
PALACIOS, Adolpho Borja, Sr.	✓				
PANGELINAN, vicente (ben) cabrera	✓				
RESPICIO, Rory J.	✓				
RODRIGUEZ, Dennis G., Jr.	✓				
SILVA TAIJERON, Mana		✓			
WON PAT, Judith T. //	✓				
YAMASHITA, Aline A.	✓				

TOTAL

9 6 _____

CERTIFIED TRUE AND CORRECT:



Clerk of the Legislature

* 3 Passes = No vote
EA = Excused Absence



the People

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

Vice Chairman
Committee on Education

Member
Committee on Rules,
Federal, Foreign &
Micronesian Affairs and
Human & Natural
Resources

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

Member
Committee on the Guam
Military Buildup and
Homeland Security

Member
Committee on Health and
Human Services, Senior
Citizens, Economic
Development, and Election
Reform

I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

OCT 27 2011

The Honorable Judith T. Won Pat, Ed.D.

Speaker

I Mina'trentai Unu Na Liheslaturan Guåhan

155 Hesler Place

Hagåtña, Guam 96910

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

Rory J. Respicio

RE: Committee Report on Bill No. 206-31 (COR), As Introduced

2011 OCT 28 PM 3:47
JWW

Dear Speaker Won Pat:

Transmitted herewith is the Committee Report on Bill No. 206-31 (COR), As introduced: "An act to add a new subsection (e) to §80105 of Chapter 80, Title 21 Guam Code Annotated relative to transfer properties under the jurisdiction of Guam Community College to the jurisdiction of the Guam Ancestral Lands Commission" and which was referred to the Committee on Appropriations, Taxation, Public Debt, Banking, Insurance, Retirement, and Land.

Committee votes are as follows:

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

Si Yu'os Ma'åse'

Vicente (ben) Cabrera Pangelinan
Chairman

Committee
Report
On

Bill No. 206-31 (COR), As introduced: “An act to add a new subsection (e) to §80105 of Chapter 80, Title 21 Guam Code Annotated relative to transfer properties under the jurisdiction of Guam Community College to the jurisdiction of the Guam Ancestral Lands Commission”



the People

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

Vice Chairman
Committee on Education

Member
Committee on Rules,
Federal, Foreign &
Micronesian Affairs and
Human & Natural
Resources

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

Member
Committee on the Guam
Military Buildup and
Homeland Security

Member
Committee on Health and
Human Services, Senior
Citizens, Economic
Development, and Election
Reform

I Mina'trentai Unu Na Liheslaturan Guåhan
OCT 25 2011

Senator Vicente (ben) Cabrera Pangelinan (D)

MEMORANDUM

To: All Members

Committee on Appropriations, Taxation, Public Debt, Banking,
Insurance, Retirement, and Land

From: Senator Vicente (ben) Cabrera Pangelinan
Committee Chairman

Subject: **Committee Report on Bill No. 206-31 (COR), As Introduced**

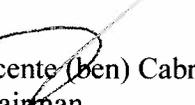
Transmitted herewith for your consideration is the Committee Report on Bill No. 206-31 (COR), As introduced: "An act to add a new subsection (e) to §80105 of Chapter 80, Title 21 Guam Code Annotated relative to transfer properties under the jurisdiction of Guam Community College to the jurisdiction of the Guam Ancestral Lands Commission" sponsored by Senator Vicente Cabrera Pangelinan.

This report includes the following:

1. Committee Voting Sheet
2. Committee Report Narrative
3. Copy of Bill No.206-31 (COR), As Introduced
4. Public Hearing Sign-in Sheet
5. Copies of Submitted Testimony
6. Fiscal Note
7. Copy of COR Referral of Bill No.206-31 (COR), As Introduced
8. Notices of Public Hearing
9. Copy of the Public Hearing Agenda

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'os Ma'åse',

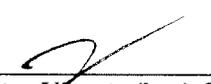
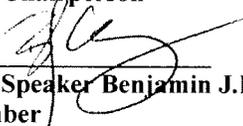
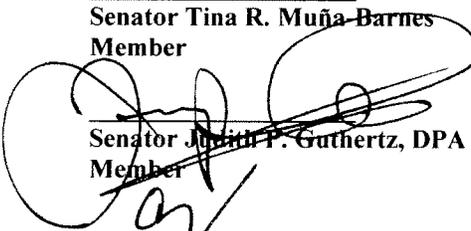
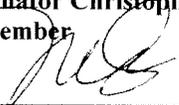

Vicente (ben) Cabrera Pangelinan
Chairman

I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN

Committee Voting Sheet

Committee on Appropriations, Taxation, Public Debt, Banking, Insurance, Retirement, and Land

Bill No. 206-31 (COR), As introduced "An act to add a new subsection (e) to §80105 of Chapter 80, Title 21 Guam Code Annotated relative to transfer properties under the jurisdiction of Guam Community College to the jurisdiction of the Guam Ancestral Lands Commission"

Committee Members	To Pass	Not To Pass	Report Out Only	Abstain	Inactive File
 Senator Vicente (ben) Cabrera Pangelinan Chairman	✓				
 Speaker Judith T. Won Pat, Ed.D. Vice Chairperson			✓ 10/25/11		
 Vice Speaker Benjamin J.F Cruz Member					
Senator Tina R. Muña-Barnes Member					
 Senator Judith P. Guthertz, DPA Member			✓		
Senator Dennis G. Rodriguez, Jr. Member					
 Senator V. Anthony Ada Member			✓		
 Senator Christopher M. Dueñas Member			✓		
 Senator Mana Silva Taijeron Member			✓		



the People

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

Vice Chairman
Committee on Education

Member
Committee on Rules,
Federal, Foreign &
Micronesian Affairs and
Human & Natural
Resources

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

Member
Committee on the Guam
Military Buildup and
Homeland Security

Member
Committee on Health and
Human Services, Senior
Citizens, Economic
Development, and Election
Reform

I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

Committee Report

Bill No. 206-31 (COR), As Introduced: "An act to add a new subsection (e) to §80105 of Chapter 80, Title 21 Guam Code Annotated relative to transfer properties under the jurisdiction of Guam Community College to the jurisdiction of the Guam Ancestral Lands Commission."

I. OVERVIEW

The Committee on Appropriations, Taxation, Public Debt, Banking, Insurance, Retirement, and Land convened a public hearing on September 30, 2011 at 2:30 pm 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 September 23, 2011 (5-Day Notice), and again on September 28, 2011 (48 Hour Notice).

(a) Committee Members and Senators Present

Senator Vicente (ben) Cabrera Pangelinan, Chairman
Vice Speaker Benjamin J. F. Cruz, Member
Senator V. Anthony Ada, Member
Senator Sam Mabini, Ph. D.

(b) Appearing before the Committee

John T. Flores
Benny Flores
David V. Camacho, Director, Guam Ancestral Lands Commission
Deborah Belanger, Treasurer of the board, Guam Community
College
Louisa Flores Wessling
Lorie Bamba Hanzsek
Anita Orllino
Daniel A. Mendiola

(c) Written Testimonies Submitted

David Camacho, Director, Guam Ancestral Lands Commission
Deborah Belanger, Treasurer of the board, Guam Community College
Louisa Flores Wessling
Lorie Bamba Hanzsek
Mary A.Y. Okada, Ed. D., President, Guam Community College
Ed Untalan, Member of the board, Guam Community College
Monte Mafnas, Acting Director, Department of Land Management
Joaquin C. Flores, P.E., General Manager, Guam Power Authority
Joseph S. Taitano
William H. Hagen

II. COMMITTEE PROCEEDINGS

Chairman Pangelinan: Next Bill on the agenda is Bill 206 – 31. Bill 206 is a pretty simple bill in its intention and its desire. The bill will continue the public policy established by the government of whenever possible returning lands that were taken by the federal government and return to the government of Guam or its entities to the original land owners of those properties. This is accomplished through the process that was created when Guam Ancestral Lands Commission was created.

(a) Bill Sponsor Summary

Chairman Pangelinan: The subject matter of this bill is the property that was deeded by the United States government to the Guam Community College in 1990. The property is located in the back road to Anderson, as we commonly call it and it is now in the possession of the Guam Community College. The bill will take that property and transfer it to the Guam Ancestral Lands Commission and the Guam Ancestral Lands Commission will through its process entertain claims against the property of original landowners of those properties.

When those claims are investigated and determined to be valid, then the properties will be returned to the original landowners from whom they were taken when the federal government took them. So that is the intent of the Bill 206–31 and that is what is being proposed in this bill. At this time I would like to ask if there are any members of the public that wish to testify on Bill 206–31. We ask that you to come forward to the witness table or check our staff if you wish to testify.

For the record, the property is identified as GLUP Parcel IAF, 2 a portion of Andersen Air Force Base Communications Annex No. 2-AJKE, consisting of approximately 252.83 acres and certain federal surplus real property located in Barrigada known as NAVCAMS WESTPAC 4 Parcel 1N consisting of approximately 61.45 acres which shall be transferred and deeded to the Guam Ancestral Lands Commission within 30 days of the enactment of this act. Then Guam Ancestral Lands Commission shall dispose of the lands, parcels and lots transferred by this act in the manner consistent with and pursuant to enabling legislation and its mandates.

We have signed up, Mr. Juan T. Flores, Ms. Deborah Belanger and Mr. David Camacho of the Guam Ancestral Lands Commission. Please come forward. We will go ahead and begin with Mr. Flores.

(b) Testimony

1. Mr. John T. Flores

Mr. John T. Flores: Thank you. Mr. Chairman and committee members. First of all I want to thank you for bringing this initiative up to hopefully bring resolution, especially during our lifetime. I think this has been hanging in the balance for so many years and I am testifying in support of Bill 206-31 on behalf of my siblings. This bill has brought back a lot of animosity as well as gratitude that there is hope that we may one day be able to afford our children the opportunity to build a roof over their heads because we are certainly capable of making that decision and the fact that this has dragged on for many years.

We started losing hope and we started thinking that maybe this would not happen. There are so many in our families that are still struggling today and if we can get this thing taken care of, there might be relief of not affording to build a roof over their head. I know it is important to GCC but it's more important to us because we're the heirs to the property. We rightfully own this property. So, maybe and hopefully with your support as a body that is sponsoring this bill that you can help us and I sincerely want to thank you.

Chairman Pangelinan: Thank you very much Mr. Flores. Benny would you like to testify?

2. Mr. Benny Flores

Mr. Benny Flores: Actually, thank you Mr. Chairman and members of the Committee. As my brother John just said; we heard about this possibility and it brought us together. Once our great grand parents owned this property and now it is up to us to see if we can stand up and try to get what was once ours. At this point, members of the Committee, Senator, we've been hearing so many things about the military buildup. I felt that there was something missing. We welcome the military, they've been here for the longest time and I don't think there was any objection with regards to the military being here. My objection is, as we talk about the buildup and, when I say that there is something missing - there is the civilian buildup. Families that you see... I don't think that we are complete here, but counting on the list I sent to you, we're simply trying to get something this public hearing says it will do. There are over 60 families involved and have interest in regards of this properties.

To my surprise, when we were speaking with (former) Congressman Underwood at a meeting, he thought that it was crown lands and that's how this came about with the military deeding it to GCC. But when he saw the number of people that were present at that meeting saying, "How could you say that", my only conclusion was that there was no survey done at that time to see if

there were living family members that were looking forward to some sort of hope that this land may one day be returned to the rightful heir. Thank you Senator.

Chairman Pangelinan: Thank you very much Mr. Flores. Mr. Camacho, please identify you for the record.

3. **Mr. David V. Camacho, Director, Guam Ancestral Lands Commission**

Mr. David V. Camacho: Thank you, Senator Pangelinan. My name is David V. Camacho and I am the Executive Director of the Guam Ancestral Lands Commission. I have submitted written testimony, but I'm going to go ahead and read it out. [Reads Testimony – see attached with Report]

Chairman Pangelinan: Thank you very much, Mr. Camacho. Ms. Belanger?

4. **Ms. Deborah Belanger, Treasurer of the board, Guam Community College**

Ms. Deborah Belanger: Hi, Good afternoon. My name is Deborah Belanger with the Guam Community College. I am the treasurer of the board. [Reads testimony on behalf GCC Board of Trustees – see attached with Report]

Panel Comments and Question

Chairman Pangelinan: Thank you very much Ms. Belanger. Senator Cruz any questions? Senator Ada? I want to thank and welcome Senator Mabini for joining us. Senator Mabini do you have any questions? Thank very much. I just have a couple of questions. Mr. Camacho, the Guam Ancestral Lands Commission has received claims on these properties identified on this Bill?

Mr. David V. Camacho: Yes, Mr. Chairman. We have about 50 claims of interest from the heirs of the properties.

Chairman Pangelinan: I shared some of the historical perspective with Mr. Flores in doing the research. I think one of the reasons why the property was deeded directly to the Government of Guam, then to the Guam Community College with no reversionary clause at that time and was removed at a later time, was everyone thought there were no original claimants on this property. At least that was the information we were able to uncover during our process and review. So, that was one of the reasons why the property remains with the Guam Community College and the Guam Community College's need for additional property.

The ensuing years - 20 years - we look at the Guam Community College and I want to commend the college for its improvements in its facilities, its investments in its campus and the good work they have done in terms of developing workforce and providing economic development in the community. I agree with the vision of the Guam Community College and can see what it intends

to do to use the property at this time. We are trying to balance the interest of the college as well as the original landowners and will continue to have that discussion.

When the original landowners get their property back they will be part of the property tax assessment roll and will have to begin paying taxes. In the bill we have proposed that all of the real estate taxes paid for the land and improvements will be dedicated to the Guam Community College to help continue to support its programs. It may not be as much as what it would generate under this plan, but we recognize that we are removing an asset of the Guam Community College in this bill and trying to find a way of providing support to the Guam Community College after the return of these lands.

For me in terms of my approach to this, we begin this policy to set in place of whenever we get federal lands returned that were taken from original landowners to the greatest extent possible, it is the policy of this government to return these properties to the original landowners. That was something that Senator Edward Reyes and I worked on and put in place and have successfully returned properties that were returned to the Government of Guam. This is an attempt to see if I can convince my colleagues to basically continue that policy as it relates to this land.

I thank you very much and I am fully cognizant of its impact on the college and also what it means to the original landowners. We should be able to get support on this bill so that this land is returned to you and your families for now and in the future. Thank you very much.

Are there any other individuals who wish to testify on the bill? I will excuse the panel. If there's anyone else that wish to testify, please come forward and we will go ahead and receive your testimony at this time. We ask that you identify yourself for the record and proceed with your testimony.

5. Ms. Louisa Flores Wessling

Ms. Louisa Flores Wessling: My name is Louisa Flores Wessling. Good afternoon Senators and thank you for this opportunity today to come and testify on behalf and support of this bill. I come here today to speak on behalf of my father, Angelo Untalan Flores who is sitting right back here. [motions to the chairs behind here] He asked me to come up and say a few words and to share with the Senators today a letter that my father wrote back in May 24, 1990 to the 21st Guam Legislature. This addresses the time when the property that we're testifying here today was being transferred supposedly to the people Guam but rather to the original landowners, but instead went to the Guam Community College. So, the sentiments that he wrote in this letter in 1990 still carry forward to this day. I would like to read his testimony that he addressed to Senators of the Guam Legislature dated May 24, 1990. [Reads testimony, L.M. Flores- attached to Report]

Needless to say when my father received a letter from the Legislature [31st Guam Legislature] that a hearing would be held again revisiting this proposal to return the properties back to the original landowners, he was elated. So, today we come forth in support of this bill that the properties will be returned to the original landowners. I would like to add that my father is last of the surviving children of my grandfather, Vicente Muna Flores. My father just turned 80 years

old in August and he certainly would like to see the property come back to the family in the near future. So, thank you again for your efforts in revisiting this and for introducing the bill. Thank you.

Chairman Pangelinan: Thank you very much Ms. Wessling. I also have Lorie Bamba Hanzsek and Anita Orlino.

6. Ms.Lorie Bamba Hanzsek

Ms. Lorie Bamba Hanzsek: [Reads Testimony, Lorie Bamba Hanzsek – see attached to Report]

Chairman Pangelinan: Thank you very much. Ms. Orlino?

7. Anita Orlino

Ms. Anita Orlino: To the point: “Free the land, free the people” from the late Tony Artero from Agana Heights. I miss that guy. I followed him. I learned a lot from both Senator Angel Santos and Tony. All we are asking of G.C.C - I know you put together 5433 and fifty four fifty something and became 2 lands. But these people today are crying. I know G.C.C. once upon a time, it would cost about \$87 million to build a swimming pool. What are we conveying today? If it's not yours don't take it. Put your hands in your pocket. Is that what they want to teach the kids? Even if it's not yours go ahead and pocket it? And for a long, long time both parents are gone.

My mom and my dad are original landowners of [lot no] 5292 - Ramon Santos Borja and Maria Lujan Borja. How can some of them sleep soundly knowing that it does not belong to them? It was under duress.... under all sorts that they inherited such properties. All that I'm asking today is to “Free the land, free the people”. For a long, long time, we've been waiting and I thank you for introducing this bill. I hope it materializes ASAP because then after that is done, you'll “Free the land, free the people”. Thank you very much.

Chairman Pangelinan: Thank you very much, si yu'us ma'ase Ms. Orlino. Anyone else would like to provide testimony? Yes, please come forward. Please identify yourself for the record.

8. Mr. Daniel A. Mendiola

Mr. Daniel A. Mendiola: My name is Daniel A. Mendiola. I am one of the descendents of one of the heirs of the properties from my grandfather. But anyway, I'm here today because a lot of my relatives told me to show up. I've been farming in that area because my late uncle Tun Francisco Mendiola told me to go ahead and utilize the land there. The former governor, Governor Gutierrez authorized my uncle and I. Now, my question is, this property has been given to GCC since 1990 and I think the plan was for GCC to construct something in the area.

Now 20 years has lapsed or 21 years has lapsed and the property is still dormant. Now, if it was an urgent need for GCC to take it, why wasn't anything done to it? I mean does it take this long

for our elected bodies to see that nothing is happening here? I don't think it takes this long. I think people here are asking because a lot of Chamorros are running out of land. And there's some people here where that's all they have left to pass on to their kids.

Even if you release the land back to the rightful landowners, it's still going to be a long process before anything ever gets developed up there, so the longer you guys wait from giving it to the rightful landowners, or wherever it's going to go...a lot of us are going to die. I'm 60 years old right now. And you're talking about Mr. Angel Santos over here being 80 years old?

I hear that they [heirs] are looking for what their parents wanted them to have and are not going to have anything if we keep passing the buck around. You know, you have to come to a conclusion here and get your mindset because what do we do? GCC can't use it if they don't have funds. Now, we hear that Mrs. over here [referring to Ms. Belanger] saying it's for GPA. I'm a retiree of GPA. I'm telling you that GPA wastes a lot of money. No, I'm not kidding you. I retired from there. I worked there for 20 years and I retired because of political interference, mismanagement and all that.

You guys look up to the management because they have PEs and all that. I was one of the Indians down there and I know what it took. Now were saying solar panels. It's nice to dream. I don't think solar panels will be enough to provide power for Guam. If you're looking at solar panels - even in the states, look how much they took from Arizona and they didn't even make enough power to satisfy the needs of the communities out there. There's got to be better technologies for Guam other than solar panels - maybe windmills. Or maybe that OTECH. GPA was talking about that when I was working there - they were discussing about OTECH. I don't know if you guys remember that? Ocean thermal? They threw that out the window and wasted money on that. Now they're going to go to solar panels and it would waste money on that. Whose going to pay for power? The ratepayers. It's passed on again.

Fuel gets reduced in the states and we're still paying high fuel costs. Same as gas, LP gas. I don't know - someone's making a lot of bucks here. The Chamorro's are still paying extravagant prices out here. Who is looking out for the people here? They are for the needs of people who really wake up. Quit this bickering around and say, "*Munga sa si pare*. Look at what's right in your heart and judge it that way. That's all I ask. Thank you.

Chairman Pangelinan: Thank you very much. *Si yu'us ma'ase*. Any other comments? Any other individuals wishing to testify? If not we will conclude this portion of the public hearing on Bill number 206-31.

For those that are listening and wish to submit comments, we will continue to hold the record open for the submission of written comments and they may be dropped off here at the Legislature to my attention, Committee on Appropriations, and Land or they may be submitted to my e-mail address: senbenp@guam.net.

Gentlemen, ladies *Si yu'us ma'ase*.

III. FINDINGS & RECOMMENDATIONS

The Committee on Appropriation, Taxation, Public Debt, Banking, Insurance, Retirement, and Land, hereby reports Bill No. 206-31 (COR), by the committee, with the recommendation TO REPORT OUT ONLY.

I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN
2011 (First) Regular Session

2011 MAY 23 11:14
Wes

Bill No. 206-31(kor)

Introduced by:

v.c. pangelinan 

**AN ACT TO ADD A NEW SUBSECTION (e) TO
§80105 OF CHAPTER 80, TITLE 21 GUAM
CODE ANNOTATED RELATIVE TO
TRANSFER PROPERTIES UNDER THE
JURISDICTION OF GUAM COMMUNITY
COLLEGE TO THE JURISDICTION OF THE
GUAM ANCESTRAL LANDS COMMISSION**

BE IT ENACTED BY THE PEOPLE OF GUAM:

1 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan*
2 finds that prior to the enactment of the Organic Act, the United States of
3 America administered island wide leaseholds on private property from July
4 1, 1946 to June 30, 1947, pursuant to District Court of Guam Civil Case No.
5 15-47. Furthermore, island wide leasehold continued under the District
6 Court of Guam, Civil Case No. 3-48 from July 1, 1947 to June 30, 1948, in
7 Civil Case No. 1-49 from July 1, 1948 to June 30, 1949 and in Civil Case
8 No. 1-50 from July 1, 1949 to June 30, 1950. Condemnation of private
9 property subsequently occurred on June 30, 1950 pursuant to District Court
10 of Guam Civil Case No. 34-50.

11 On June 8, 1990 the United States of America, acting by and through
12 the Secretary of Education, Gail Niedernhofer, Administrator for
13 Management Services, United States Department of Education, conveyed

1 certain real property situated in Barrigada, known as the GLUP Parcel 1AF,
2 a portion of Andersen Air Force Base Communications Annex No. 2-AJKE,
3 consisting of approximately 252.83 acres and NAVCAMS WESTPAC
4 Parcel IN consisting of approximately 61.45 acres to the Guam Community
5 College (herein referred to as GCC).

6 *I Liheslaturan Guåhan* further finds that the GCC has held the
7 property for over twenty (20) years and has not developed the property. It
8 has instead invested tens of millions of dollars in upgrading and expanding
9 its facilities at the existing Mangilao campus. The current site of the
10 Mangilao campus contains large land areas yet to be developed, which could
11 accommodate the GCC's future expansion plans. Furthermore, surrounding
12 property abutting the campus remains the property of the government of
13 Guam, which can be made available to the GCC for even more expansion.

14 *I Liheslaturan Guåhan* further finds that there were several families
15 who lived on the land and owned the property conveyed to GCC and were
16 unjustly removed from their land when the United States of America
17 condemned it.

18 It has been more than sixty four (64) years that these families have
19 had to endure the perpetual injustices imposed upon them by the land taking
20 and further exacerbated by never appropriately being compensated for their
21 loss.

22 *I Liheslaturan Guåhan* intends to right the wrong by returning the
23 lands to the original land owners and/or their heirs. Any further delay would
24 only continue the cycle of injustices to these families.

25 *I Liheslaturan Guåhan* further intends to transfer the aforementioned
26 properties currently in the GCC inventory to the Guam Ancestral Lands

1 Commission as the suitable custodian of lands returned from the United
2 States of America.

3 **Section 2. New subsection (e) of §80105, Chapter 80, Title 21**
4 **Guam Code Annotated is hereby *added* to read:**

5 “(e) GLUP Parcel 1AF, a portion of Anderson Air Force Base
6 Communications Annex No. 2-AJKE, consisting of approximately 252.83
7 acres and certain Federal surplus real property located in Barrigada, known
8 as the NAVCAMS WESTPAC Parcel IN consisting of approximately 61.45
9 acres shall be transferred and deeded to the Guam Ancestral Land
10 Commission (GALC) within thirty (30) days of the enactment of this Act.
11 The GALC shall dispose of the land parcels and lots transferred by this Act
12 in a manner consistent with and pursuant to its enabling legislation and its
13 mandates.”

14 **Section 3.** The above mentioned property shall be zoned Agriculture,
15 (“A”).

16 **Section 4.** The Department of Land Management shall plot, plan,
17 design, and provide within sixty (60) days of enactment of this Act an aerial
18 overlay map delineating all road easements, bull-cart trails, and public
19 access as to determine such access or easements location in relation to the
20 return subject lot that no lot is landlocked. The overlay shall show all
21 original lot lines generally and shall be transmitted to the *I Mina'trentai Unu*
22 *Na Liheslaturan Guåhan*.

23 **Section 5. Designation of real-estate taxes to GCC.** All real estate
24 taxes assessed on the properties and subsequent improvements returned to
25 the original landowners and any subsequent owners shall be deposited to the
26 Guam Community College Endowment Fund for the purpose of funding
27 improvements and operations of the college, pursuant to the Board policy.

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

1



Mina'trentai Unu Na Liheslaturan Guahan
THIRTY-FIRST GUAM LEGISLATURE

Senator Vicente "ben" Cabrera Pangelinan

COMMITTEE ON APPROPRIATIONS, TAXATION, PUBLIC DEBT, BANKING,
INSURANCE, RETIREMENT AND LAND

Friday, September 30, 2011

Bill No. 206

SIGN UP SHEET

NAME	ADDRESS	PHONE	EMAIL	WRITTEN	ORAL	SUPPORT	
						Yes	No
John T. Flores	225 Puti T'ai Ndbio Barr	632-0727 777-0446	jtffloresgu@gmail.com		✓	yes	
Deborah C. Belarza			zba@guam.net	✓	✓	No	
David C. ...	GALC	473-5263		✓	✓		

2



Mina'trentai Unu Na Liheslaturan Guahan
THIRTY-FIRST GUAM LEGISLATURE

Senator Vicente "ben" Cabrera Pangelinan

COMMITTEE ON APPROPRIATIONS, TAXATION, PUBLIC DEBT, BANKING,
INSURANCE, RETIREMENT AND LAND

Friday, September 30, 2011

Bill No. 206

SIGN UP SHEET

NAME	ADDRESS	PHONE	EMAIL	WRITTEN	ORAL	SUPPORT	
						Yes	No
Aulonno C. Torres	Barrigada	734-8924 486-3525		✓		✓	
Angelo Flores by Loreisa Flores-Wessly	Barrigada	632- 7873					
Lorie Bamba Hamzsch	Sinajone	486-6842		✓		✓	
Anita Orlina	Barrigada	734-3028			✓		

(3)



Mina'trentai Unu Na Liheslaturan Guahan
THIRTY-FIRST GUAM LEGISLATURE

Senator Vicente "ben" Cabrera Pangelinan

COMMITTEE ON APPROPRIATIONS, TAXATION, PUBLIC DEBT, BANKING,
INSURANCE, RETIREMENT AND LAND

Friday, September 30, 2011

Bill No. 206

SIGN UP SHEET

NAME	ADDRESS	PHONE	EMAIL	WRITTEN	ORAL	SUPPORT Yes No
DAULEC L. MEDRADO	212 LALO MANGILAO ST MANGILAO	734-7445			/	
FRANK MUNA	MANGILAO 302 MANGILAO ST	734-6862				
Rosa M. Eclauca	Yona	785-0232				
Angela Anderson	Yona	969-8028				
Tricia Muna	Mangilao Guasora Moms 524 W.	734-6962				

Soledad Ave. Hagatna, Guam 96910
Ph. 473-4236 Fax. 473-4238
Email: senberp@guam.net



Mina'trentai Unu Na Liheslaturan Guahan
THIRTY-FIRST GUAM LEGISLATURE

Senator Vicente "ben" Cabrera Pangelinan

COMMITTEE ON APPROPRIATIONS, TAXATION, PUBLIC DEBT, BANKING,
INSURANCE, RETIREMENT AND LAND

Friday, September 30, 2011

Bill No. 206

SIGN UP SHEET

NAME	ADDRESS	PHONE	EMAIL	WRITTEN	ORAL	SUPPORT	
						Yes	No
Abualo, HARVEY		687-5884				Yes	



GUAHAN ANCESTRAL LANDS COMMISSION



Eddie Baza Calvo
Governor

Ray Tenorio
Lieutenant Governor

David V. Camacho
Executive Director

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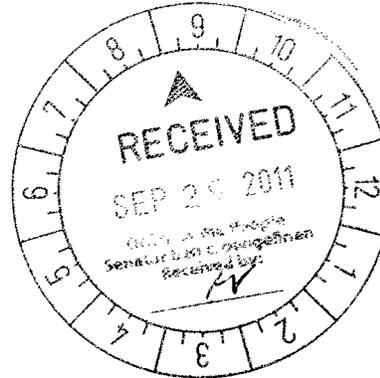
Anthony J.P. Ada
Commissioner

May 24, 2011

To: Honorable Vicente "ben" C. Pangelinan
Chairperson: Committee on Appropriations,
Taxation, Public Debt, Banking, Insurance,
Retirement and Land

From: Executive Director

Subject: Testimony on Bill No. 206-31 (cor)



Hafa Adai Honorable Senator Pangelinan and Senators of this committee. My name is David V. Camacho, Executive Director of the Guahan Ancestral Lands Commission, I am here to testify in support of Bill No. 206-31 (cor) in transferring real property situated in Barrigada, known as the GLUP Parcel 1 AF, a portion of Andersen Air Force Base Communications Annex No. 2-AJKE, consisting of the approximately 252.83 acres and NAVCAM WESTPAC Parcel IN consisting of approximately 61.45 acres under the Guam Community College to the Guahan Ancestral Lands Commission inventory. I applaud you Mr. Chairman for doing the right thing to correct the injustices that were done to these families. Since January of this year when I became the executive Director of the Guahan Ancestral Lands Commission I have been approached by several heirs of these properties seeking help in getting back their land with no result. Mr. Chairman these land owners, their heirs and the Guahan Ancestral Lands Commission share your sentiments on this issue. It has been 20 year since the Guam Community College have these properties in their inventory yet nothing has been done to the properties to indicate that Guam Community College have intention in building their facilities. Mr. Chairman there are twenty four (24) lots within these parcels of Land now known as Lot No. 5433 and 5434. All through the years these twenty four original land owners and their heir has been deprived of making good use of their property. These Land owners are deprived to enjoy the fruits of their property for more than 64 years when it was condemned by the United State of America. They have been deprived in using their properties as their foundation for their livelihood. Since January 2001 fifty heirs has filed a claimed to these property and were left waiting for the time to come when their properties are returned to them. I believe that now is the time that they can realize their property.

Mr. Chairman returning these lands to the original owners and their heirs is a positive thing for both the Government of Guam and the land owners. Lastly may I suggest to include in the Bill that the property be given to the original land owners and not for any other purpose. As facilitator for the Ancestral Land Owners, we the Guahan Ancestral Land Commission and its commissioners supported Bill 206-31(cor).

Dankulu na Si Yu'os Ma'ase



DAVID V. CAMACHO



September 30, 2011

Honorable Vicente (Ben) Pangelinan
Chairman, Committee on Appropriations, Taxation, Banking, Insurance and Land
155 Hesler Street
Hagatna, Guam 96910

Re: Testimony regarding Bill No. 206-31

Honorable Senator Pangelinan and Committee Members:

Thank you for the opportunity to provide testimony regarding Bill No. 206-31, "relative to transfer properties under the jurisdiction of Guam Community College to the jurisdiction of the Guam Ancestral Lands Commission."

I commend you in your efforts to address long-standing issues related to the return of land to original landowners, as a result of land takings by the federal government after World War II. As a proponent of problem solving solutions, looking at the problem is critical to identifying a comprehensive solution. One problem stems from the actual land title itself. In other words, who legally owns the land? My understanding is that the Guam Community College legally owns the land. Another problem is practicability. Not all of these lands can feasibly be returned to the original owners for the benefit of a few instead of the benefit of the whole, which in this case is the entire island community.

As a solution, I recommend that the Legislature craft legislation granting the transfer of other government properties already identified in the Guam Ancestral Lands Commission inventory to any group of landowners that can prove original ownership and unjust takings.

Your legislation, now Public Law 29-62, which requires the Guam Power Authority to diversify its power production resources with the development of renewable energy sources in order to reduce the island's reliance on oil for the production of electricity, is a very responsible and solution-oriented piece of legislation that benefits the island community as a whole.

The increasing price of crude oil and gasoline has caused a glaring increase in the cost to produce power on Guam. This increase translates to landowners and the entire island community alike paying increasingly costlier power bills.

I commend you and the other senators for your unanimous passage on September 19 of Bill 176-31, which offers sensible energy solutions for the entire island community on several levels. Not only will this legislation help the Guam Power Authority mitigate its increasing fuel price problem by constructing a renewable energy project, namely, a solar farm, but also, this legislation helps to relieve the government of Guam's constant cash flow issues by allowing the lease of a portion of the GCC property in question to GPA for the solar farm project. The lease will bring in more revenue for the College, allowing the government some economic relief from its current financial challenges, and allowing GCC to use that revenue to enhance our workforce development efforts and train more people for the jobs that will be created by the military buildup.

Job creation and training will produce a skilled public and private workforce and also help lessen the impact of government resizing. This effort will also provide a lesser reliance on public assistance for some, and better self-esteem and self worth for many.

Senator, your Bill 206-31 seems to directly undermine the intent of your visionary planning with regard to renewable energy sources. The unanimous passage of Bill 176-31 into law paves the way for Guam to use the power of our intense tropical sun to provide energy for the island, thereby relieving ratepayers of exorbitant power bills and enabling Guam to become less dependent on oil. We encourage you to continue to promote your vision and serve the greater good by allowing this property to remain with GCC, so it can be leased to the Guam Power Authority for renewable energy efforts that will allow everyone on Guam to pay lower power bills.

We believe the interests of this particular group of original landowners can still be served if you consider the transfer of other government properties already identified in the Guam Ancestral Lands Commission inventory to them. This solution could satisfy the original owners, and also allow them and the entire island community to see relief from higher power bills when your vision of renewable energy sources comes to fruition with the development of a solar farm on the GCC property.

Thank you for the opportunity to submit testimony on this matter.

Sincerely,



Deborah C. Belanger, Treasurer
Guam Community College Board of Trustees



Office of the President

*Mary A.Y. Okada, Ed.D.
President*

October 11, 2011

Senator Vicente (Ben) Pangelinan
Chairman
Committee on Appropriations, Taxation, Banking, Insurance and Land
Re: Written testimony regarding Bill No. 206-31

Honorable Senator Pangelinan and Committee Members,

I would like to thank you for the opportunity to submit written testimony concerning Bill No. 206-31, "relative to transfer properties under the jurisdiction of Guam Community College to the jurisdiction of the Guam Ancestral Lands Commission."

While the Guam Community College applauds the effort to return land to original landowners, we urge the reconsideration of returning this specific piece of property to landowners. The college has been working on several initiatives over the past few years that will utilize these lands in ways that can benefit not only the original owners, but the entire island community as well.

We applaud your legislation, now Public Law 29-62, which requires the Guam Power Authority to diversify its resources with the development of renewable energy production, in order to decrease the island's reliance on oil for the production of electricity. The price of crude oil has made gasoline very expensive on this island and has increased our power bills to the point that the sooner we diversify and bring renewable energy sources on line, the better for everyone who lives here and pays a power bill.

We also applaud the unanimous passage of Bill 176-31 by yourself and the other members of the Legislature on September 19, 2011, and the signing of this bill into law as Public Law 31-99 by acting Gov. Ray Tenorio on September 30, 2011. Public Law 31-99 allows GCC to enter into a lease agreement with GPA to develop a solar farm on the GCC property that is the subject of Bill 206-31.

Senator, you recently praised GPA's recommendation to award renewable energy contracts to two companies, and it is this effort on which we wish to focus. Two hundred acres of the land covered by Bill 206-31 has been designated by GCC to be leased to GPA under now PL 31-99.

The lease of this property to GPA will expedite your vision of renewable energy and a less expensive, more environmentally friendly source of electricity. If this lease is allowed to happen, GPA customers could see lower power bills sooner than later. The renewable energy contracts that GPA is recommending that the CCU approve could be awarded as early as January 2012. Public Law

31-99 has paved the way for one of these contracts, and construction on the solar farm project could start in less than six months, bringing some relief from higher power bills not only to those ancestral landowners, but also to everyone who pays power bills on the island.

This new initiative for the Guam Community College provides three opportunities: 1) the institution of renewable energy by way of producing solar energy, 2) increased training opportunities; 3) and revenue generation. In recent months, we have seen the effect of our own renewable energy initiatives on the College campus in the form of increased energy production and decreased energy costs. In June, the college received a commendation for being the largest civilian producer of renewable energy. This designation was attributed to the installation of solar panels on the roofs of both our Anthony A. Leon Guerrero Allied Health Center and our new Learning Resource Center. These panels actually generate energy that feeds back into the GPA power grid during the hottest portion of the day.

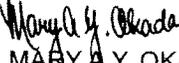
Also, our LRC recently acquired "LEED Gold" certification status from the U. S. Green Building Council, due to the solar panels and other renewable energy features contained in the building. This significant acknowledgement was made possible through funding obtained by the college from the U.S. Departments of Energy, Agriculture, Interior, Education and the GCC Foundation Board of Governors. In addition, the College recently completed its solar parking lot project, which uses solar energy to power our parking lot lights at night.

In recent months, the college received a planning grant from the National Science Foundation that focuses on curriculum development for renewable energy. This grant will allow GCC to offer associate degrees or certificates in the emerging technologies. The lease of the GCC property in question to GPA would also allow for the provision of a training facility to support our new curriculum. The educational opportunities that will become available to our students through the use of this property for renewable energy purposes will be far-reaching.

The lease of this GCC property will also bring in more revenue, allowing the college to upgrade its existing facilities, some of which are over 40 years old. We have been entrepreneurial in our efforts to obtain additional funding for the college, and been very successful up to this point. However, our success must not be seen as replacing government contributions, but as increasing our capacity at the college.

Senator, while it is true that GCC has had possession of this property for approximately 20 years, it has only been in the past four years, since I assumed the presidency in 2007, that the college began to plan for the highest and best use of this property. The increased revenue that will be generated from the GCC lease initiative will allow GCC to use that revenue to enhance our workforce development efforts and train more people for the jobs that will be created by the military buildup. We believe that in this instance, the greater good would be served by allowing this property to remain with GCC, and be leased to the Guam Power Authority for renewable energy efforts.

Thank you for the opportunity to submit this testimony regarding Bill 206-31.

Senseramente,

MARY A. Y. OKADA
President



GUAM COMMUNITY COLLEGE

Kolehon Kumunidat Guahan

Board of Trustees

September 30, 2011

Honorable Vicente (Ben) Pangelinan
Chairman, Committee on Appropriations, Taxation, Banking, Insurance and Land
155 Hesler Street
Hagatna, Guam 96910

Re: Testimony regarding Bill No. 206-31

Hafa Adai Chairman Pangelinan and Committee Members,

Thank you for the opportunity to present my testimony concerning Bill No. 206-31, "relative to transfer properties under the jurisdiction of Guam Community College to the jurisdiction of the Guam Ancestral Lands Commission." The effort to return land confiscated by the federal government following World War II to original landowners is always commendable and I applaud you for that.

However, in the case of Guam Community College (GCC), I believe that the land in question, if it is allowed to remain under GCC's jurisdiction, will help our economy in a way that benefits the entire island community. The proposed lease between GCC and GPA to use a portion of this property to produce solar energy for the power grid will not only expedite the development of a less expensive, more environmentally friendly source of electricity, but it will also provide a much needed revenue stream for the College, thus making the it less dependent on our very challenged General Fund.

Senator's, GCC has experienced an unprecedented period of growth over the last four years. Our enrollment has increased a phenomenal 38 percent since fall semester 2008. Many of our students are returning to school to increase their skills and training in order to be able to compete for and secure jobs. To accommodate this growth, GCC has sought, secured, and utilized federal funding sources and funding from the GCC Foundation, in order to reduce its burden on the General Fund. These efforts have enabled the College to construct three new buildings in the past three years:

- The Anthony A. Leon Guerrero Allied Health Center;
- The new LEED-Gold certified Learning Resource Center; and,
- This December, the new Student Center.

A fourth building, the Foundation Building (which is currently under renovation), is set to come on line in the spring of 2012.

The College has also used federal grants to fund new programs and secure new equipment for training purposes. Because the College has and continues to prove to be one of the most fiscally responsible government agencies, GCC is able to secure funding from various outside sources. For 10 straight years, GCC has received clean audits from the Public Auditor.

I realize that the property in question sat idle under previous College administrations. However, I can assure you that that will NOT be the case under the current GCC administration and Board. President Okada has developed a plan to turn this property into a revenue source for the College, and if you know anything about her, you know that once she makes a plan, she finds a way to turn that plan into reality. Leaving this property in GCC hands will allow the College to use it as a revenue source that will not only result in helping to lower power bills for the entire island, but it will also allow the college to remain a viable, affordable source of education and training for our people.

From my personal observation since being confirmed as a Trustee, I have been very impressed with the President Okada and the rest of the management, educators and staff at the College. They are very responsible and proactive in managing the assets entrusted to the College. As a banker, I have been most impressed with the control over the fiscal side of the college and their ability to seek, procure and secure funding sources.

With that all said, I respectfully request that this property be allowed to remain under GCC's jurisdiction. Having a great deal of faith and confidence in Dr. Okada and the GCC Team, I firmly believe that they will utilize the property in a manner that would benefit the entire island.

Thank you for the opportunity to testify today. I will be happy to answer any questions you may have at this time.

Put Respetu,

Ed Untalan
Member, Guam Community College Board of Trustees
Sr. VP & Banking Center Manager, First Hawaiian Bank

May 24, 1990

All Senators
Twentieth Guam Legislature
Agana, Guam 96910

Dear Senator:

This is a follow-up to my letter of February 26, 1990 addressed to Governor Joseph Ada and copies sent to all twenty-one (21) senators of the 20th Legislature and Guam Delegate to the US House of Representative, Mr. Ben Blaz. See attached.

Recent PDN article reports that "Senators heard testimony urging passage of a bill to require the return of release federal excess land to original landowners." This article made "all in the family" very very happy.

To further insure that the intent is fully carried out after it becomes law, recommend that the bill includes a provision that "all excess/land to be released by the federal government may not be acquired by any Government of Guam agency that will be contrary to the spirit and intent of the proposed law (i.e., return of release federal excess land to original landowners).

I have been advised that Guam Community College, which now has over twenty (20) acres of good accessible land at their Mangilao campus, which is more land than what they need to accommodate its present smallest public high school program in Guam and a few students who are attending night school in their postsecondary program and/or for other programs in the foreseeable future; has requested (indorsed by the Governor) for the acquisition of over THREE HUNDRED (300) ACRES of excess land from the federal government in the Mangilao area.

No one that I know, would object for any college or school to acquire land that it legitimately needs. BUT, MY GOODNESS!!! GCC HAS MORE LAND THAN IT NEEDS RIGHT NOW OR IN THE FUTURE, AND 300 ACRES is a piece of property that can accommodate 10 community colleges, the University of Guam and more...

Your concern and favorable action in this regard will be greatly appreciated.

L. M. Flores
L. M. FLORES
P. O. Box 944
Agana, Guam 96910

cc: Governor Joseph Ada
Lt Governor Frank F. Blas
Congressman Ben Blaz

Attachment

September 30, 2011

Bill #206-31

Buenas! My name is Lorie Bamba Hanzsek, I am the 3rd eldest grandchild of late Judge Vicente B. Bamba. I am here today to represent my family on Bill #206-31. If the property lot number for this bill is 5292 then my grandfather is the owner of the property and we have the "Agreement for Sale of Real Property". The agreement was made on the 12th of December 1952 and it was notarized.

Before my grandfather's passing in 1982, he trusted my father, Juan with the agreement and it was recorded with Land Management on March 10, 2005 and there is a second date of recording on May 3, 2010.

We, the family of the Late Judge Vicente B. Bamba would like to have the property that was taken by the Federal Government, be rightfully returned to us. To the best of our knowledge, we have never received any compensation from the Federal Government.

After all these years, the Bamba family has waited patiently for this day and we hope to gain your support in having my grandfather's property returned to his children and grandchildren.

AGREEMENT FOR SALE OF REAL PROPERTY

THIS AGREEMENT, made the 12th day of December, 1952, between Maria Lujan Borja, of age, widow, a resident of Barrigada, Guam, party of the first part, hereinafter called the vendor, and Vicente B. Bamba, of age, married, a resident of Barrigada, Guam, party of the second part, hereinafter called the vendee, witnesseth:

That in consideration of the covenants and agreements on the part of the vendee hereinafter contained, the said vendor agrees to sell and to convey to the said vendee, and the said vendee agrees to buy, all that certain lot, piece, and parcel of land situated in the Municipality of Barrigada, Guam, the following described property:

LOT NO. 5292, MUNICIPALITY OF BARRIGADA, shown on MA DRAWING NO. 10465, covered by title sheet and found recorded at page 80, Vol. 2 of Barrigada Estate No. 455

for the sum of FIVE THOUSAND DOLLARS, the receipt whereof is hereby acknowledged.

That the vendee binds himself to furnish board and lodging to the vendor during the remainder of her natural life.

That the vendee binds himself to take care of and act as guardian of the minors, Vicente M. Nego and Maria M. Nego, during the period of their minority or death; that the marriage of either one or both of the minors shall terminate this obligation of the vendee; that in the event the natural parents of the minors decide to assume control and custody of the minors, the vendee shall not offer any opposition except through legal proceedings, and the obligation of the vendee shall automatically cease.

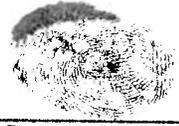
The said vendor agrees to execute and deliver to the said vendee, or to his assigns, a good and sufficient deed conveying the title to said property, free and clear of all encumbrances upon the granting of the letters testamentary and final distribution of the estate of the vendor's husband, namely, Ramon Santos Borja, in whose name the subject real estate is presently recorded.

And it is mutually covenanted and agreed between the parties hereto that the said vendee shall be let into, and have immediate possession of, said premises.

It is mutually covenanted and agreed that the provisions of this contract shall apply to and bind the heirs, executors, administrators and assigns of the respective parties hereto.

Witness our hands this 12th day of December, 1952.

Right thumb print



of

Maria Lujan Borja, Vendor

Witness
[Signature]
Witness

[Signature]
Vicente B. Bamba, Vendee

TERRITORY OF GUAM
Agana, Guam

On this 12th day of December, 1952, before me, Juan Muna, Notary Public in and for the Island of Guam, personally appeared Maria Lujan Borja and Vicente B. Bamba, to me known to be the persons who executed the foregoing instrument and acknowledged to me that it was their own free act and deed.

JUAN MUNA,
Notary Public

My commission expires

State of Guam, Government of Guam
Department of Land Management Office of The Recorder

205142

File for record is instrument No. _____

on the year 20 05 Month 03 Day 10 Time 11:38

Recording Fee 10- Receipt No. 71835

By Recorder Gani Yaneschi

[Faint, illegible handwritten text]

[Faint, illegible handwritten text]

Instrument Type <i>Agreement</i>		Instrument Number 705142	
Recording Date 005 MARCH <i>10</i>	File Time <i>11:38</i> a.m. p.m.	Filing Fees <i>10-</i>	Receipt No.: <i>71835</i>
Appointed Deputy Recorders for Ex-Officio Recorder Maria L. Ngata, Jane T. Yamasaki, Joel Antenoracruz, Victoria Torres, Amy Bautista, Andrew D. Santos		<i>Jane Yamasaki</i>	

Data Entry Information Section

Document No.	Property Listing No.	Recorded Date	
Month/Year	Time	Ref.	LM Map No.
T Ref.	Title of Document	Amount	Fees
Receipt No.	Municipality	Lot No.	Tract/Block Unit
State No.	Ownership	Area	U.O.M. (Sq. M or Sq. Ft)
Grantor	Grantee	Exec. Date	
Data Entry By: <i>J. Holt</i>			

COMMENTS

Land Abstractor Information Section

Date	New Certificate of Title No.
Ancestral Certificate No.	

COMMENTS

3/10/05
11:20 AM

Jane or Andrew
I've received documents
for recording - accepted it
OK - Francis
[Signature]

** note: thumb print*
acknowledgment not
acknowledge, signature
are not clear on this
3-10-05 Jy



DIPĀTTAMENTON MINANEHAN TĀNO'
 (Department of Land Management)
GUBETNAMENTON GUĀHAN
 (Government of Guam)



Street Address:
 590 S. Marine Corps Drive
 Suite 733 ITC Building
 Tamuning, GU 96913

EDDIE BAZA CALVO
 Governor

MONTE MAFNAS
 Acting Director

RAY TENORIO
 Lieutenant Governor

September 8, 2011

Honorable Senator Ben Pangelinan
 Chairman, Committee on Appropriations, Taxation, Public Debt, Banking,
 Insurance, Retirement and Land

Re: Comment on Bill 206-31 (COR) – An Act to add a new subsection (e) to §80105 to Chapter 80, Title 21, Guam Code Annotated Relative to Transfer Properties Under the Jurisdiction of Guam Community College To the Jurisdiction of the Guam Ancestral Lands Commission

Bueñas Yan Hafa Adai, Senator Pangelinan:

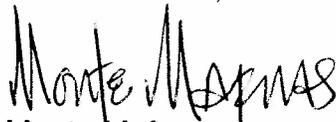
Our Comment is as follows:

The lot descriptions as shown on Page 2, Lines 1-4 and Page 3, Lines 5-8, no longer exist. It is now legally described as "Lot 5433 and 5434 as shown on DLM Map 93 FY 95".

We are unaware of any future programs GCC may have planned; therefore, if there is no deed restrictions specified in the original document transferring the properties to GCC, we have no objections to the Bill.

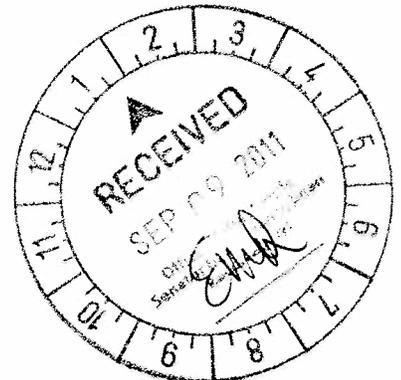
Should you have additional questions or need further clarification, please contact Mrs. Margarita Borja, Land Administrator, at 649-5263 extension 410 or 612.

Senseramente,


 Monte Mafnas
 Acting Director

Attachment – Map – 93 FY 95

Cc: Mrs. Margarita Borja, Land Administrator, DLM



Mailing Address:
 P.O. Box 2950
 Hagåtña, GU 96932

Website:
<http://dlm.guam.gov>

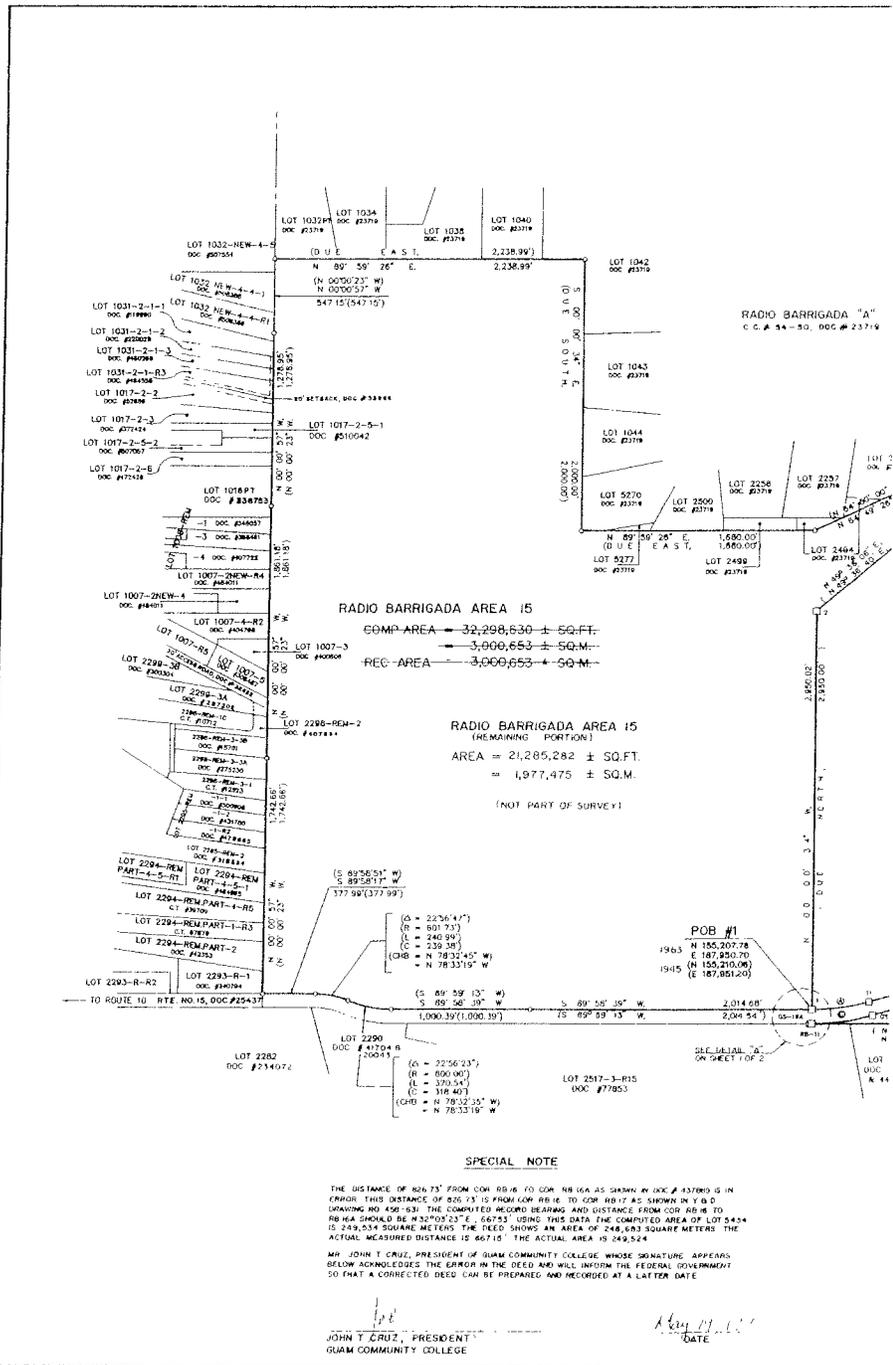
E-mail Address:
ir@dln.guam.gov

Telephone:
 671-649-LAND (5263)

Facsimile:
 671-649-5383

100 50 7/8

100 50 7/8



9-22

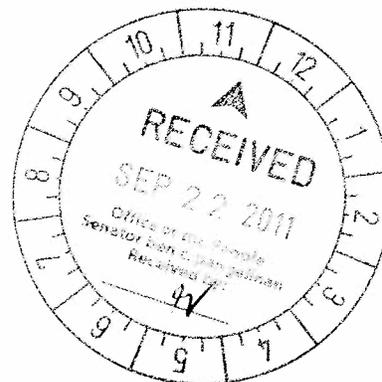


GUAM POWER AUTHORITY

ATURIDÁT ILEKTRESEDÁT GUAHAN
P.O.BOX 2977 • AGANA, GUAM U.S.A. 96932-2977

September 19, 2011

The Honorable Vicente C. Pangelinan
Senator, 31st Guam Legislature
Chairperson, Committee on Appropriations,
Taxation, Public Debt, Banking, Insurance,
Retirement and Land
324 W. Soledad Ave.
Hagatña, Guam 96910



Subject: Testimony against Bill 206-31

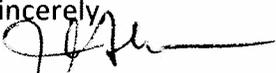
Dear Senator Pangelinan:

The Guam Power Authority provides the following testimony against Bill No. 206-31 relative to the conveyance of property currently in the Guam Community College inventory to the Guam Ancestral Lands Commission.

The Guam Community College's continued ownership of the land is crucial to providing the college additional opportunities to expand its technical training programs that benefit our island community. In fact, GPA and GCC have been discussing use of the property as a site for a renewable energy laboratory and training facility. The topography, size, and the land's close proximity to the power system make the location ideal. This collaboration is in line with a commitment GPA and GCC made to each other to work together to develop training and educational activities in the area. This partnership will create a unique training environment to grow our local talent, and create a new work force to meet the technical demand for work in the renewable energy field.

GPA and GCC have had a successful collaborative history. As you know, GCC, GPA and AHRD worked together to develop an Apprenticeship Training Program for GPA trades. The academic and technical requirements of this apprenticeship program are recognized by the U.S. Department of Labor and all graduates receive certification as a journey worker in their respective trades. To date, GPA has graduated a total of 61 apprentices who are now gainfully employed with GPA.

In summary, GPA supports GCC and its continued ownership of the land. The potential GCC-GPA partnerships that can be developed to meet GPA's renewable portfolio standards while concurrently developing the education and technical skills of our island residents cannot be discounted. For these reasons, the Guam Power Authority respectfully expresses its opposition to Bill No. 206-31.

Sincerely,

JOAQUIN C. FLORES, P.E.
General Manager

16

COPY

Testimony in support of Bill No: 206-31, an Act to
add subsection© to Sec. 80105 of Chapter 80

by

Joseph S. Taitano
Res. of Yigo, Age 73
P.O. Box 21182
Barrigada, Guam 96921



Dear Senators,

My written testimony in favor of this Bill, comes in parallel with the Decision of the Century, Case No. CVA 07-0001, Taitano vs Calvo Finance (as Exh. A) and the Sept. 2008 issue of PLN, Guam Real Property (as Exh. B).

Yet, caution must be taken, more than ever that while the ongoing transfer between Guam Community College to the Guam Ancestral Lands Commission, certain criteria must be taken to allow clarity and above all “due process of law”. As I’ve stated earlier, there is the reflection of Property Fraud purchases and land theft dating further back that this government have known, investigate and acknowledge the intent of cover-up. Always remember, that the future of the Department of Land Management will only invite conflict of interest and greatly impact on the leadership. We are heading to a 911 era unless we are careful with whom is selected leading their consideration of responsibility. I am very concerned that

the FRAUD is ever continuing and by opportunity, it will continue all in account of who is the favored Director.

This Bill I am in support still attest vulnerability of instant control and conflict among special interest vested in illegal land taking. Of course I have substantial interest in this subject proportion. The big question is who is first preference? Lastly, I respectfully request that DLM orientates the public as to who, what, when these properties were previously sold, registered or leased? The identification of what lot or Estates are significant to discharge future claims of original land ownership. This action mandates collaboration of property chronology of ownership reflective of Military return parcels, etc.

Respectfully,



Joseph S. Taitano

EXHIBIT A



PLN

Guam Real Property

SEPTEMBER 2008

PACIFIC LEGAL NETWORK

Taitano Case Rattles Guam Real Estate Title Law

PLN GUAM REAL PROPERTY

TAITANO CASE RATTLES GUAM REAL ESTATE TITLE LAW

Located as it is in one of the most seismically active zones in the world, Guam is familiar with the occasional tremors that shake its lands and buildings. Recently the Guam Supreme Court sent its own tremor through Guam real estate law with a decision that may open the door for challenges to some land titles that were long regarded as settled. Whether the court's legal tremor rates a Richter scale 3.0 perceptible shaking but no damage (or more toward a 6.0 destructive across areas of up to 100 miles) remains to be determined.

On July 30, 2008, the Guam Supreme Court issued its opinion in Taitano v. Calvo Finance Corp., 2008 Guam 12. The lengthy

opinion was authored by then Chief Justice F. Philip Carbullido on behalf of an unanimous Court.

Subject to several hurdles, the Taitano opinion may give a day in court to persons who claim they held (and still hold) pre-registration title to land, on the grounds that they (or their predecessors in interest) were not given adequate notice of the *in rem* action by which the land was registered.

Although we recognize that title to registered land is afforded greater protection under the law than title conveyed by a recorded deed... we are not prepared to declare categorically that a certificate of title to registered land automatically renders all pre-existing deeds null and void.

Taitano, at ¶33.

Guam's Land Title Registration Law has been in force since 1933. (It is now codified at 21 GCA §27101 et seq.) The Registration Law was closely modeled on California land registration statutes. The Registration Law is a Torrens title system. Under a Torrens system, title to land is established by registered titles (as compared to title established



through grantor/grantee conveyancing records). A registered title is supposed to be conclusive evidence of ownership, and to be a title that is "safe and indefeasible." Pelowski v. Taitano, 2000 Guam 34, at ¶ 30. The Torrens title system is intended to eliminate the uncertainties and inefficiencies of title searches through grantor/grantee indexes.

Consistent with standard Torrens title systems, the Guam Registration

RESEARCH BACKGROUND REPORT
Based on CV0365-03 as it contrast to CVA 07-001
applicable to CV0779-08

HIGHLIGHTS: STATEMENT OF FACTS

To adopt a construction of [the Torrens statute] which would permit a petitioner thereunder to imperil or destroy the vested rights and interest of the occupants of the property by the simple process of omitting their names as parties to such proceedings and by so doing obtain jurisdiction by a mere publication of notice and without that personal service of process which the law designates as to those whose names are required to be set forth in said petition would be a manifest injustice and would work a departure from those constitutional principles which are as old as Magna Carta and which guarantee to the owners of vested interests in property that they shall not be deprived of these without due process of law. Moakley v. Los Angeles Pacific Railway Co., supra, 277 P. at 884-5. In Moakley, the decree was issued to one who held a claim of title beginning with a quitclaim by one holding no title. Like Moakley, the party holding title was not personally served with notice of the land registration proceeding.

The transfer Gognga aka Gun Beach to Calvo Finance was void because it was taken by the Government as of July 25, 1950, Civil Case No. 33-50. Condemnation of Guam Land by the Navy with final Judgement entered October 29, 1954. The third parties who wrongfully executed the Deeds recorded between 1968 to 1969, which culminated in the transfer of Gognga aka Gun Beach to Calvo Finance, were legally disabled to execute such transfers. Under the plain reading of 21 GCA

29139, a party, who has no interest or ownership, in the property is certainly and simply legally disabled from making a transfer or conveyance. Subsequent to October 1954 and prior to May 2002, no other party, with the exception of the Government, had any legal authority to transfer Gognga aka Gun Beach to Calvo Finance, and any such transfer of Gognga thus would have to have been void, pursuant to 21 GCA 29139.

On March 10, 1981 (Teker Letter to Court), the Court erred in finding that registration of the property could only be set aside for forgery or disability and actual or constructive fraud.

The reliance by the court on the decision by the Ninth Court of Appeals in Taitague, supra, was misplaced. At the outset, Taitague, supra, was an unpublished opinion and thus only could be cited or by a court in accordance with CTA9 Rule 36-3. None of the factors required in CTA Rule 36-3 for the citation of unpublished opinions or by the court were present in this lawsuit. The decision in Taitague, supra, was not intended to be precedent, and should not have served as the underlying basis for the decision by the court as to whether the quiet title claims of Appelants was time-barred under the year statute of limitations set forth in 21 GCA 29146.

Moreover, Taitague, supra, had concerned the statute of limitations and the rights of defrauded parties in quiet title matters involving bona fide purchases for value. Taitague, supra, at *2 - *3 [If the Martinezes still owned the property, the error conceivably could be corrected, based on their failure to give to Baldovino Taitague of their land registration case as legally required. However, two subsequent transfers of the property have taken place since the original certificate

of title was issued.”] In contrast, the Complaint at bar specifically alleged that third-parties conveying to Appellees and Appellees had not been bona fide purchasers for value.

For the purposes of a Rule 12 (b) (6) motion, the court should have taken all of the material allegations of the Complaint to be true, given them the benefit of all reasonable inferences, and viewed them in the light most favorable to the nonmoving party. It therefore was error for the court to dispose of by way of a Rule 12(b) (6) motion the issue of whether Appellees had either actual or constructive knowledge that was sufficient to prevent Appellees from being bona fide purchasers, because that issue was fact-intensive, and discovery regarding it should have been permitted by the court.

In finding the quiet title claim of Appellants in the Complaint time-barred, the court did not address the issue of whether the one year statute of limitations in 21 GCA 29146 was subject to the equitable tolling doctrine. The doctrine of equitable tolling generally requires that the defendant engage in fraudulent conduct resulting in concealment of operative facts giving rise to the claim, and the plaintiff fail to discover the violation within the statute of limitations period, despite the exercise of due diligence. Court of Appeals for the Ninth Circuit did not in its decision reach the question of whether the equitable tolling doctrine should be applicable in land registration cases until there either was actual or constructive notice of an adverse registration decree:

We recognize that Torrens act title registrations in Guam and California have been set aside where notice was not served on an affected party. However, the case before us is different. In each of the

*cited cases the aggrieved parties acted soon enough after receiving notice of the adverse registration decree that their claims were not barred by any statute of limitations. In this case, even if we were to hold that the statute of limitations could be tolled equitably until Taitague had actual or constructive notice of the adverse registration decree, Taitague's claim still would be time-barred. Taitague's receipt of the survey map showing the conflicting claim put him on notice at least as early as October 1975. Even were we to apply equitable tolling, the statute of limitations period would have commenced to run at the time. Taitague waited over three to commence this action; the limitations period therefore expired well before his complaint in February 1979. See Taitague, supra, at *4 [emphasis supplied and citations omitted]*

Finally, in finding the registration of the estate in question could only be set aside after the one year statute of limitations for forgery or disability, and not actual or constructive fraud, the court erred in disregarding the inherent authority of courts to set aside transactions. An early decision in which the inherent authority of courts to set aside transactions for fraud is addressed is Baart v. Martin, 99 Minn. 197, 108 N.W. 945 (1906). In Baart, supra, the Supreme Court of Minnesota stated:

If the Legislature intended to protect a party, who, by fraudulent means, obtains the registration of some other person's land in his name, it should have said so clearly and definitely, and left nothing to implication. It must be presumed that the Legislature understood and expected that the courts of equity would remain open to parties who were able to bring themselves within the rules which require the granting of equitable relief.

The purpose of recording laws is to notify persons acquiring title or rights subsequent to those of record, and not to give protection to the perpetrators of fraud.

In finding the registration of the Guam real property could only be set aside after the one year statute of limitations for forgery or disability, and not actual or constructive fraud, the court erred in disregarding the inherent authority of courts to set aside transactions for fraud, and in disregarding the public policy considerations in the Land Registration Act which are opposed to giving security to the perpetrators of fraud.

EXHIBIT B

BAYVIEW IV, L.L.C.

A Guam Limited Liability Company

April 28, 2010

ATTENTION SQUATTERS

Re: You are illegally trespassing on registered land; please remove yourselves immediately

Bayview IV, LLC is the legal registered owner of Lot 10113-3 (the "property"). Attached to this notice is a copy of the Grant Deed giving us Title to the property is attached, as well as a copy of the Certificate of Title from the Government of Guam certifying that we are the lawful owners of the property, a copy of the cover page of our title insurance show Bayview IV, LLC as the legal owner and a copy of the most recently recorded map of Lot 10113-3.

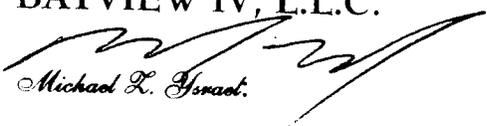
For your reference, the property is from the Nikko fence to the manhole cover along the beach, and from the high water mark to the apartments up the hill. Please see the attached recorded map.

We demand you vacate the property immediately and take all items that you have placed on the property. We have never granted you any permission to occupy the property. You are currently on the property as an illegal trespasser. We will take all legal steps to remove you from the property.

If you have any questions concerning the forgoing, please feel free to contact our attorney David Mair at 238 AFC Flores Street, Suite 801, Hagatna, Guam 96910, Phone: 1 (671) 472 2089 , Email address: DMair@mmstlaw.com.

Sincerely,

BAYVIEW IV, L.L.C.


Michael L. Forast.

MEMORANDUM OF COMPLAINT

FBI, Guam Region
EPA, Federal Guam Region
EPA, Guam Office
DPRC, Guam Office
GPD, Guam Office
DLM, Guam Office

June 22, 2011

REF: Request for Investigation

1. Violation of Federal Communication Laws
2. Violation of illegal construction and right of way blockage
3. Pending court case CV 0779-08 property dispute and assignment of property designation
4. Property boundary encroachment
5. Violation of Guam Construction Laws and Permitting Procedures
6. Property Theft and illegal survey production of Estate 49 and Estate 2959.
(attachments)

To Whom This May Concern,

Pursuant to this complaint for the record my name is Joseph S. Taitano, a resident of Yigo and maintain that I legally have an undivided interest in Estate 49, Gognga aka Gun Beach. I am protesting the existing project in the vicinity of Estate 49. I am further providing exhibits of my family tree and documentation supporting my claims and interest under Edujives Torres Flores, my great grandmother and daughter of Don Juan De Torres Cortes as it is verifies by Deed of Assignment in 1918. Instrumentalities of records are filed at Department of Land Management, Government of Guam.

I respectfully request your immediate attention as per my request for investigation as well as written results upon completion.

Sincerely,

COPY

Joseph S. Taitano

WHEREAS, a Written Decision and Order was issued by the Board of Commissioners of the Guam Ancestral Lands Commission on December 12, 2003, recognizing the Estate of Ancestral Landowner(s) Luis Espinosa De Torres as rightful owner(s) of:

Estate 431, Dededo as referenced and taken in Civil Case No. 33-50 as contained in:

Lot Andersen Family Housing Annex No. 4 (Harmon Cliffline/Harmon Village) (AJKP) that certain real property situated in the Municipality of Dededo, consisting of approximately 396.47 acres, more or less, as described in Exhibit A of Document Number 564867, recorded at the Department of Land Management on October 29, 2002.

GOVERNMENT OF GUAM containing:

Lot Andersen Family Housing Annex No. 4 (Harmon Cliffline/Harmon Village) (AJKP) that certain real property situated in the Municipality of Dededo, consisting of approximately 396.47 acres, more or less, as described in Exhibit A of Document Number 664867, recorded at the Department of Land Management on October 29, 2002.

September 27, 2011

Dear Senator Pangelinan,

We are writing to express our support for Bill 206-31. This land has been sitting idle for so many years while the heirs of the original landowners have been denied use of property unjustly taken from their ancestors. Bill 206-31 also ensures that the returned parcels are fully accessible and not land locked. After waiting many years, the heirs of the original landowners will be able to enjoy the property their ancestors once lived on.

With your effort and the support of your colleagues we hope to see the return of this property that was unjustly taken from our grandfather.

Sincerely,

The Family of Juan Duenas Muna
Rosa Muna Eclavea
Juanita Muna Cruz
Vicente S.N. Muna
Frank S.N. Muna

September 13, 2011

Senator Ben Pangelinan
324 W. Soledad Avenue
Hagatna, Guam 96910

SUBJECT: Bill No. 206-31 (COR) by: v.c. pangelinan An act to add a New Subsection (E) to §80105 of Chapter 80, Title 21 Guam Code Annotated relative to transfer properties under the jurisdiction of Guam Community College to the jurisdiction of the Guam Ancestral Lands Commission.

Dear Senator Pangelinan:

We, the family of Fabian Castro Cruz AKA Fabian Cruz Castro would like to convey our full support of your Bill No. 206-31 (COR).

This bill conveys the transfer of properties under the jurisdiction of Guam Community College to the jurisdiction of the Guam Ancestral Lands Commission.

The *I Liheslaturan Guåhan* intention to return land to the original landowners and/or their heirs a welcomed gesture which we look forward to. We sincerely appreciate all your hard work and pray for the accomplishment of this act.

HEIR OF REGINA P. CRUZ



ANTONINA C. DIAZ

HEIRS OF CANDELARIA C. ADA

PEDRO JOSE ADA, II Off-Island


LOURDES ADA SUZUKI



FE ADA CEPEDA



ELVIRA ADA MEW

HERMAN FABIAN ADA Off-Island


FRANCES ADA YSRAEL

September 30, 2011

Guam Legislature
Attention: Senator Vicente (ben) Cabrera Pangelinan
324 W. Soledad Ave, Suite 100
Hagatna, GU 96910

Subject: Bill No. 206-31 (COR) - v.c. pangelinan, An act to add a new subsection (e) to §80105 of Chapter 80, Title 21 Guam Code Annotated relative to transfer properties under the jurisdiction of Guam Community College to the jurisdiction of the Guam Ancestral Lands Commission.

Hafa Adai Senators!

I present this written testimony in full support of Bill No 206-31. I am an heir to the estate of Fabian Dela Cruz, one of the original land owners who was unjustly removed his property. It has been over sixty-four (64) years since our family lost the property and we need your help to get it returned to the rightful owners.

Guam Community College (GCC) does not need our property. GCC has held the property for over twenty (20) years and has not developed the property. In fact at one point GCC tried to sell the resources on property which clearly did not fit the intended use when it was conveyed to GCC by the US Government.

GCC has instead invested tens of millions of dollars in upgrading and expanding its facilities at the existing Mangilao campus. Additionally, there is existing space on its campus and surrounding the property is additional government that can be made available to GCC.

I pray that you will do the right thing and pass this bill into law, and thank you for giving us the chance to express our support.

Sincerely,


Antonina Cruz Diaz

September 30, 2011

P.O. Box 2169,
Hagatna, Guam 96932

Senator Vicente C. Pangelinan
Committee on Appropriations, Taxation, Banking Insurance and Land
324 W. Soledad Ave. Suite 100
Hagatna, GU 96910

RE: Letter in support of Bill 206-31 (COR) to add a new subsection (e) to 80105 of Chapter 80, Title 21 Guam Code Annotated relative to transfer of properties under the jurisdiction of Guam Community College to the jurisdiction of the Guam Ancestral Lands Commission.

My name is Rosita Cruz. I am one of fifteen grandchildren of Fabian Castro Dela Cruz (also known as Fabian Castro Dela Cruz Castro) and Encarnacion Pereira Cruz. Fabian and Encarnacion owned a portion of the property that is currently being held by Guam Community College.

I am in favor of the return of Bill 206-31 (COR) relative to the transfer of properties under the jurisdiction of Guam Community College (GCC) to the jurisdiction of the Guam Ancestral Lands Commission. Fabian and Encarnacion were one of several families that had property taken from them by the federal government in this area. The federal government later allowed GCC to use the property within a ten-year period. But GCC failed to develop the property for educational purposes. Nothing happened after the first year. Or the second year. Or the third. We watched as years four, five and six went by. Still the property was not developed for educational use. We waited as year seven, eight and nine passed. And then the tenth year went by, and still nothing happened. At that point the just thing to do was to return the properties back to the original landowners. And as even more years passed, families continued to be disappointed that the land remained in GCC hands. These were not "crown lands" to be handed to some other government entity to manage and control. That label was erroneously put on this property. And any subsequent action that may have been taken to have GCC continue to hold this property was just as wrong.

Pass this bill into law now. Returning the land to the Ancestral Lands Commission would give some hope righting the wrong done decades ago when the lands were taken from Fabian Castro Dela Cruz and Encarnacion Pereira Cruz and other families in this area.

Rosita Cruz

Office of



the People

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

Vice Chairman
Committee on Education

Member
Committee on Rules,
Federal, Foreign &
Micronesian Affairs and
Human & Natural
Resources

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

Member
Committee on the Guam
Military Buildup and
Homeland Security

Member
Committee on Health and
Human Services, Senior
Citizens, Economic
Development, and Election
Reform

I Mina'trentai Unu Na Liheslaturan Guahan

Senator Vicente (ben) Cabrera Pangelinan (D)

September 6, 2011

Taitano, Joseph Santiago
PO Box 22182
Barrigada Gu 96921

Re: Public Hearing Notice

Hafa Adai Joseph Santiago Taitano,

The Committee on Appropriations, Taxation, Banking, Insurance and Land will be conducting a public hearing beginning at 2:30pm on **Tuesday, September 13, 2011** at the Guam Legislature's Public Hearing Room. The following bill is on the agenda:

Bill No. 206-31 (COR) An act to add a new subsection (e) to §80105 of Chapter 80, Title 21 Guam Code Annotated relative to transfer properties under the jurisdiction of Guam Community College to the jurisdiction of the Guam Ancestral Lands Commission.

This letter invites you to provide written and/or oral testimony. Please do not hesitate to contact me should you have any questions or comments.

For copies of the bill, log onto: <http://guamlegislature.com> or www.senbenp.com

Si Yu'os Ma'ase',

Vicente (ben) Cabrera Pangelinan
Senator

324 W. Soledad Ave. Suite 100, Hagåtña, Guam 96910

Tel: (671) 473-(4BEN) 4236 - Fax: (671) 473-4238 - Email: senbenp@guam.net

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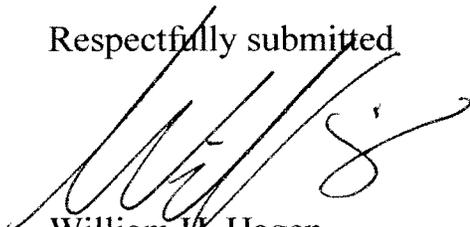
Written testimony on Bill 206

I am a strong supporter of renewable energy. 90% of my power at home and business comes from a renewable energy source, Photovoltaics. It is good for the environment and it makes good economic sense and I applaud the Guam Legislature for the passage of PL 29-62 which sets a renewable standard for power production. I also laud GPA for pursuing an alternative to the importation of expensive foreign fossil fuel **as long as they own the renewable installation.**

If it is GPA's intent to build and own a renewable energy facility on the property referenced in Bill 176 I would strongly support GPA's request that they be allowed to pursue the lease of the property from the Guam Community College. **If however** it is GPA's intent to follow the same course of action that they are pursuing under their bid No. GPA-027-11, I have no comment on bill 206.

Under bid No. GPA-027-00, GPA is pursuing a power purchase agreement (PPA) to purchase power from the owners of a renewable energy farm. The kilowatt cost to GPA will closely reflect the current cost of imported fossil fuel per kilowatt. The owners of this renewable energy farm, only referred to as QGP and PGR by GPA, will receive hundreds of millions of dollars over the course of their multi-year contract with little or no savings to the rate/tax payer. GPA may be meeting the intent of PL 29-26 in pursuing this course of action but, there has to be a better way.

Respectfully submitted



William H. Hagen

September 30, 2011

**Bureau of Budget & Management Research
Fiscal Note of Bill No. 206-31 (COR)**

AN ACT TO ADD A NEW SUBSECTION (e) TO §80105 OF CHAPTER 80, TITLE 21 GUAM CODE ANNOTATED RELATIVE TO TRANSFER PROPERTIES UNDER THE JURISDICTION OF GUAM COMMUNITY COLLEGE TO THE JURISDICTION OF THE GUAM ANCESTRAL LANDS COMMISSION

Department/Agency Appropriation Information	
Dept./Agency Affected: Guam Ancestral Lands Commission, Dept. of Land Management & Guam Community College	Dept./Agency Head: David Camacho, GALC Director / Carlos R. Untalan, DLM Acting Director / Dr. Mary Okada, GCC President
Department's General Fund (GF) appropriation(s) to date:	14,739,064
Department's Other Fund (LSRF, TAF & MDF) appropriation(s) to date:	6,447,831
Total Department/Agency Appropriation(s) to date:	\$21,186,895

Fund Source Information of Proposed Appropriation			
	General Fund:	(Specify Special Fund):	Total:
FY 2010 Unreserved Fund Balance ¹		\$0	\$0
FY 2011 Adopted Revenues	\$0	\$0	\$0
FY 2011 Appro. (P.L. 30-196)	\$0	\$0	\$0
Sub-total:	\$0	\$0	\$0
Less appropriation in Bill	\$0	\$0	\$0
Total:	\$0	\$0	\$0

Estimated Fiscal Impact of Bill						
	One Full Fiscal Year	For Remainder of FY 2011 (if applicable)	FY 2012	FY 2013	FY 2014	FY 2015
General Fund	1/	1/	1/	1/	1/	1/
(Specify Special Fund)	\$0	\$0	\$0	\$0	\$0	\$0
Total	\$0	\$0	\$0	\$0	\$0	\$0

- Does the bill contain "revenue generating" provisions? 2/ /X/ Yes / / No
- 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 / / 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: <u>Arthur R. Mariano</u>	Date: <u>5/16/11</u>	Director: <u>Benita A. Manglona</u>	Date: <u>6/16/11</u>
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Footnotes:

1/: In its current form, Bill 206-31 may have an impact on the Department of Land Management based on requirements set forth in Section 4. However, such costs can not be determined absent additional information such number of man hours and other resources to produce the required aerial overlay map, etc.

2/: Relative to Section 5 of the Bill, the Bureau believes it to be more prudent to deposit all real estate taxes assessed on affected properties to the Territorial Educational Facilities Fund per P.L. 22-19 (as amended by P.L. 23-14). Such revenues may then be applied to debt service payments of outstanding General Obligation bonds (1993 and 1995 Series A) with remaining funds to benefit not only GCC but other educational institutions.



COMMITTEE ON RULES

I Mina'trentai Unu na Lihelaturan Guåhan • The 31st Guam Legislature
155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com
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vicente c. pangelinan

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Senator
Christopher M. Duenas

May 24, 2011

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 Bill Nos. 206-31 (COR) through 209-31 (COR)

As Chairperson of the Committee on Rules, I am forwarding my referral of Bill Nos. 206-31(COR) through 209-31 (COR).

Please ensure that the subject bills are referred, in my name, to the respective committee, as shown on the attachment. I also request that the same be forwarded to all Senators of *I Mina'trentai Unu na Lihelaturan Guåhan*.

Should you have any questions, please feel free to contact our office at 472-7679.

Si Yu'os ma'åse!

(2) Attachments

2011 MAY 24 PM 1:50

I Mina' Trentai Unu Na Liheslaturan Guåhan

Bill Log Sheet

May 23, 2011

Page 1 of 2

Bill No.	Sponsor(s)	Title	Date Introduced	Date Referred	120 Day Deadline	Committee Referred	Public Hearing Date	Date Committee Report Filed	Status (Date) Passed? Failed? Vetoed? Overridden? Public Law?
206-31 (COR)	v. c. pangelinan	AN ACT TO ADD A NEW SUBSECTION (e) TO §80105 OF CHAPTER 80, TITLE 21 GUAM CODE ANNOTATED RELATIVE TO TRANSFER PROPERTIES UNDER THE JURISDICTION OF GUAM COMMUNITY COLLEGE TO THE JURISDICTION OF THE GUAM ANCESTRAL LANDS COMMISSION	5/23/11 11:14 a.m.	5/24/11		Committee on Appropriation s, Taxation, Public Debt, Banking, Insurance, Retirement and Land.			
207-31 (COR)	v. c. pangelinan	AN ACT TO AUTHORIZE THE DEPARTMENT OF LAND MANAGEMENT TO EXCHANGE A PORTION OF GOVERNMENT OF GUAM LAND AND DEED LOT NO. INEW-6, WITHIN BLOCK NO. 24, MUNICIPALITY OF HAGATNA TO ADRIAN L. CRISTOBAL AND CONCEPCION F. CRISTOBAL PURSUANT TO CIVIL CASE CV230-88 RECORDED UNDER DOCUMENT NO. 478218	5/23/11 11:15 a.m.	5/24/11		Committee on Appropriation s, Taxation, Public Debt, Banking, Insurance, Retirement and Land.			



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Public Hearing - FIRST Notice



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Hafa Adai,
 Senator Vicente (ben) Cabrera Pangelinan and the Committee on Appropriations, Taxation, Public Debt, Banking, Insurance, Retirement and Land will hold a public hearing beginning at 8:30am and 2:00pm on Friday, September 30, 2011. The agenda is as follows:

**INEKUNGOK PUPBLEKO
 (PUBLIC HEARING)**

*gi Betnes, gi diha 30 gi Septembre, 2011
 (Friday, September 30, 2011)*

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

**TAREHA
 (AGENDA)**

*alas ocho i media gi egga'an
 (8:30 AM)*

**Priniponi Siha
 (Bills)**

Bill No. 279-31 (COR): An Act to Amend 11 GCA §§26403, 26404, 26203(K)(21) and 26504; To Add §26403.1 and §26403.2 to 11 GCA Chapter 26; To Amend 10 GCA Chapter 45; To Add §40105.1 to 5 GCA Chapter 40; To Amend 10 GCA §67105.1; To Add §77135 to 10 GCA Chapter 77; To Add §72109 to 10 GCA Chapter 72, Relative to Eliminating the Tax Exemption on Liquid Fuel Transshipped through Guam, and to Appropriate Revenues to the Guam Environmental Protection Agency, Mayors Council of Guam, Office of Veterans Affairs, Guam Police Department and Guam Fire Department.

Bill No. 226-31 (LS): An Act to Amend 50207(C) of Article 2, Division 2, of Title 12 Guam Code Annotated requiring a country of origin label relative to the Guam Product Seal Permit Program.

Bill No. 227-31 (LS): An Act to *Repeal* Article 2 of Chapter 50, Title 12, Guam Code Annotated, and to *Enact* a new Article 2 to Chapter 2, Title 5, Guam Code Annotated, Relative to establishing a Task Force on the Guam Product Seal under the auspices of the Office of the Lieutenant Governor of Guam.

Bill No. 191- 31 (LS): The Youth Educational Training Cultural Enhancement and Sports Opportunities Act; An Act to add a new Sub-Item (G) to §26603(d)(1) of Chapter 26 of Title 11 Guam Code Annotated; to Amend §§85110 and 85111 and add a new §§85111.1 and 85112.1 to Chapter 85 of Title 5 of the Guam Code Annotated; and to amend §77124 of Chapter 77 of Title 21 of the Guam Code Annotated; relative to the Off-Island Educational Training and Cultural Enhancement Fund and the Sports Fund for Off-Island Travel and to establish a mentoring and leadership program for the prevention and cessation of alcohol, tobacco and drugs for recipients of such funds.

Bill No. 203-31 (COR): An Act to amend §61542 of Chapter 61, Title 21 Guam Code Annotated, Relative to Campaign Signs.

**Komfitmasion Siha:
 (Confirmation Hearing)**

- Mr. Oscar A. Calvo, Member, Chamorro Land Trust Commission
- Mr. David J. Matanane, Member, Chamorro Land Trust Commission
- Mr. John Ray Taitano, II, Member, Alcoholic Beverage Control Board
- Mr. John A. Rios, Director, Bureau of Budget and Management Research

**TAREHA
 (AGENDA)**

*alas dos gi despues di talo'ani
 (2:00 PM)*

**Priniponi Siha
 (Bill)**

Bill No. 297-31 (LS): An Act to rezone Lot No. 3257-4-R2, in the Municipality of Sinajana, from Agriculture (A) to Commercial (C) zone.

alas dos I media gi despues di talo'ani
(2:30 PM)

Bill No. 206-31 (COR): An Act to add a new Subsection (e) to §80105 of Chapter 80, Title 21 Guam Code Annotated relative to transfer properties under the jurisdiction of Guam Community College to the jurisdiction of the Guam Ancestral Lands Commission.

alas kuátro gi despues di talo'ani
(4:00 PM)

Resolusion
(Resolution)

Resolution No. 171-31 (COR): Relative to petitioning the United States Congress to pass H.R. 1490 and S. 791 which will amend the Radiation Exposure Compensation Act of 1990 to include Guam and to improve and increase compensation for those affected by ionizing radiation.

Yanggen un nisisita espesiát na setbision, put fabot ágang i Ifisinan Sinadot Vicente (ben) Cabrera Pangelinan gi 473-4236/7. Yanggen un nisisita kopian i priniponi siha ginen este na tareha, hálom gi i uepsait i Liheslaturan Guáhan gi www.guamlegislature.com. Yanggen para un na'háлом testigu-mu, chule' para i ifisinan-mámi gi 324 West Soledad Avenue gi iya Hagátña, pat guatto gi i Kwatton Katta gi i Liheslatura, pat faks gi 473-4238, patsino imel gi senbenp@guam.net. Este na nutisiu inapási nu i fendon gubetnamento.

If you require any special accommodations, please call the Office of Senator Vicente (ben) Cabrera Pangelinan at 473-4236/7. For copies of any of the Bills or Resolutions listed on this agenda, you may log on to the Guam Legislature's website at www.guamlegislature.com. Testimonies may be submitted directly to our office at 324 West Soledad Avenue in Hagátña or at the Mail Room of the Guam Legislature, via fax at 473-4238, or via email at senbenp@guam.net

--
Lisa Cipollone
Chief of Staff
Office of Senator ben c pangelinan
(671) 473-4236
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Public Hearing - FIRST Notice

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gi Betnes, gi diha 30 gi Septiembre, 2011
(Friday, September 30, 2011)

Kuátton Inekungok Pupbleko gi I Liheslaturan Guáhan
(Guam Legislature Public Hearing Room)

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alas ocho i media gi egga'an
(8:30 AM)

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Mr. David J. Matanane, Member, Chamorro Land Trust Commission
Mr. John Ray Taitano, II, Member, Alcoholic Beverage Control Board
Mr. John A. Rios, Director, Bureau of Budget and Management Research

**TAREHA
(AGENDA)**

alas dos gi despues di talo'ani
(2:00 PM)

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(4:00 PM)

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(Resolution)**

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Yanggen un nisisita espesiât na setbision, put fabot âgang i Ifisinan Sinadot Vicente (ben) Cabrera Pangelinan gi 473-4236/7. Yanggen un nisisita kopian i priniponi siha ginen este na tareha, hâlom gi i uepsait i Liheslaturan Guâhan gi www.guamlegislature.com. Yanggen para un na 'hâlom testigu-mu, chule' para i ifisinan-mâmi gi 324 West Soledad Avenue gi iya Hagâtnia, pat guatto gi i Kuaaton Katta gi i Liheslatura, pat faks gi 473-4238, patsino imel gi senbenp@guam.net. Este na nutisiu inapâsi nu i fendon gubetnamento.

If you require any special accommodations, please call the Office of Senator Vicente (ben) Cabrera Pangelinan at 473-4236/7. For copies of any of the Bills or Resolutions listed on this agenda, you may log on to the Guam Legislature's website at www.guamlegislature.com. Testimonies may be submitted directly to our office at 324 West Soledad Avenue in Hagâtnia.

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

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Public Hearing - SECOND Notice X Inbox | X

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Hafa Adai,
 Senator Vicente (ben) Cabrera Pangelinan and the Committee on Appropriations, Taxation, Public Debt, Banking, Insurance, Retirement and Land will hold a public hearing beginning at 8:30am and 2:00pm on Friday, September 30, 2011. The agenda is as follows:

INEKUNGOK PUPBLEKO (PUBLIC HEARING)

gi Betnes, gi diha 30 gi Septembre, 2011 (Friday, September 30, 2011)

Kuátton Inekungok Pupbleko gi I Liheslaturan Guáhan (Guam Legislature Public Hearing Room)

TAREHA (AGENDA)

alas ocho i media gi egga'an (8:30 AM)

Priniponi Siha (Bills)

Bill No. 279-31 (COR): An Act to Amend 11 GCA §§26403, 26404, 26203(K)(21) and 26504; To Add §26403.1 and §26403.2 to 11 GCA Chapter 26; To Amend 10 GCA Chapter 45; To Add §40105.1 to 5 GCA Chapter 40; To Amend 10 GCA §67105.1; To Add §77135 to 10 GCA Chapter 77; To Add §72109 to 10 GCA Chapter 72, Relative to Eliminating the Tax Exemption on Liquid Fuel Transshipped through Guam, and to Appropriate Revenues to the Guam Environmental Protection Agency, Mayors Council of Guam, Office of Veterans Affairs, Guam Police Department and Guam Fire Department.

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Bill No. 191- 31 (LS): The Youth Educational Training Cultural Enhancement and Sports Opportunities Act; An Act to add a new Sub-Item (G) to §26603(d)(1) of Chapter 26 of Title 11 Guam Code Annotated; to Amend §§85110 and 85111 and add a new §§85111.1 and 85112.1 to Chapter 85 of Title 5 of the Guam Code Annotated; and to amend §77124 of Chapter 77 of Title 21 of the Guam Code Annotated; relative to the Off-Island Educational Training and Cultural Enhancement Fund and the Sports Fund for Off-Island Travel and to establish a mentoring and leadership program for the prevention and cessation of alcohol, tobacco and drugs for recipients of such funds.

Bill No. 203-31 (COR): An Act to amend §61542 of Chapter 61, Title 21 Guam Code Annotated, Relative to Campaign Signs.

Komfitmasion Siha: (Confirmation Hearing)

Mr. Oscar A. Calvo, Member, Chamorro Land Trust Commission
 Mr. David J. Matanane, Member, Chamorro Land Trust Commission
 Mr. John Ray Taitano, II, Member, Alcoholic Beverage Control Board
 Mr. John A. Rios, Director, Bureau of Budget and Management Research

TAREHA (AGENDA)

alas dos gi despues di talo'áni (2:00 PM)

Priniponi Siha (Bill)

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alas dos i media gi despues di talo'áni (2:30 PM)

Bill No. 206-31 (COR). An Act to add a new Subsection (e) to §80105 of Chapter 80, Title 21 Guam Code Annotated relative to transfer properties under the jurisdiction of Guam Community College to the jurisdiction of the Guam Ancestral Lands Commission.

alas kuátro gi despues di talo'áni

People

ed pocaique
 edpocaique@judiwonp.

● Adam Bearce

Tanya M.C. Mendiola

Yong Pak

phnotice

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(4:00 PM)

Resolution
(Resolution)

Resolution No. 171-31 (COR): Relative to petitioning the United States Congress to pass H.R. 1490 and S. 791 which will amend the Radiation Exposure Compensation Act of 1990 to include Guam and to improve and increase compensation for those affected by ionizing radiation.

Yanggen un nisisita espesîat na setbision, put fabot âgang i Ifisinan Sinadot Vicente (ben) Cabrera Pangelinan gi 473-4236/7. Yanggen un nisisita kopian i primiponi siha ginen este na tareha, hâlom gi i uepsait i Liheslaturan Guahan gi www.guamlegislature.com. Yanggen para un na'hâlom testigu-mu, chule' para i ifisinan-mâmi gi 324 West Soledad Avenue gi iya Hagâtña, pat guatto gi i Kuarton Katta gi i Liheslatura, pat faks gi 473-4238, patsino imel gi senbenp@guam.net. Este na nutisio inapâsi nu i fendon gubetnamento.

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

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edpocaigne@judiwonpat.com edpocaigne@judiwonpat.com Sep 28 (4 days ago)
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Yes. We have a resolution from CNMI. We also sent to Palau Consulate, FSM Consulate and also Presidents of the other islands.
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edpocaigne@judiwonpat.com edpocaigne@judiwonpat.com Sep 28 (4 days ago)
tanya m. champaco mendiola tanya m. champaco mendiola Sep 28 (4 days ago)
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Hi Tanya,
 I talked with the Deputy Director at DPW, Carl Dominguez and Joann is currently off-island, but is pretty sure she will send submit testimony on Friday or when she returns. I sent him the invitation to provide testimony and a copy of the bill.

I also talked with Maria Pangelinan and also sent her an invitation and copy of the bill. She said GEC pretty much stays neutral on any legislative issues unless it directly affects them.

FYI, I also sent the invitation and copies of the bill to the Republican and Democrat Party Chairs. We always send invitations to Gov, AG, Chamber and OPA.

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● Adam Bearce Adam Bearce Sep 29 (4 days ago)
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ed pocaigne ed pocaigne Sep 29 (4 days ago)
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Yes, we sent invitations to the House and Senate.
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Okay. Thanks

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ALICIA PEREZ
aliciaperez69@hotmail

Alicia Perez

Alladi, Amritha

Betsy Brown

Erin Thompson

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Hafa Aдай,
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 (PUBLIC HEARING)**

gi Betnes, gi diha 30 gi Septembra, 2011
 (Friday, September 30, 2011)

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

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 (AGENDA)**

afas ocho i media gi egga'an
 (8:30 AM)

**Priniponi Siha
 (Bills)**

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Mr. Oscar A. Calvo, Member, Chamorro Land Trust Commission
Mr. David J. Matanane, Member, Chamorro Land Trust Commission
Mr. John Ray Taitano, II, Member, Alcoholic Beverage Control Board
Mr. John A. Rios, Director, Bureau of Budget and Management Research

TAREHA
(AGENDA)

alas dos gi despues di talo'ani
(2:00 PM)

Priniponi Siha
(Bill)

Bill No. 297-31 (LS): An Act to rezone Lot No. 3257-4-R2, in the Municipality of Sinajana, from Agriculture (A) to Commercial (C) zone.

alas dos i media gi despues di talo'ani
(2:30 PM)

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alas kuátro gi despues di talo'ani
(4:00 PM)

Resolusion
(Resolution)

Resolution No. 171-31 (COR): Relative to petitioning the United States Congress to pass H.R. 1490 and S. 791 which will amend the Radiation Exposure Compensation Act of 1990 to include Guam and to improve and increase compensation for those affected by ionizing radiation.

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Office of the People

Website: www.senben.com

INEKUNGOK PUPBLEKO (PUBLIC HEARING)

TAREHA (AGENDA)

gi Betnes, gi diha 30 gi Septemre, 2011
(Friday, September 30, 2011)

alas dos gi despues di talo'ani
(2:00 PM)

Kuaiton Inekungok Pupbleko gi I Liheslaturan Guahan
(Guam Legislature Public Hearing Room)

Priniponi Siha
(Bills)

TAREHA (AGENDA)

alas ocho i media gi egga'an
(8:30 AM)

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alas dos i media gi despues di talo'ani
(2:30 PM)

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(Bills)

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alas kuatro gi despues di talo'ani
(4:00 PM)

Bill No. 226-31 (LS): An Act to Amend 50207(C) of Article 2, Division 2, of Title 12 Guam Code Annotated requiring a country of origin label relative to the Guam Product Seal Permit Program.

Resolution (Resolution)

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Yanggen un nista espesit na setision, put labor agang i lhisn Shaadet Vicente (ben) Cabrera Pangelinan gi 473-4236/7. Yanggen nista kuytan i priniponi siha giha este na tareha, haktor gi i ueps i Liheslaturan Guahan gi www.guamlegislature.com. Yanggen para a'ablor testigu-mu, chole' para i ofisnau-mami gi 324 West Soledad Avenue gi iyo Hagåtña, put guatto gi i Kuaiton Katta gi i Liheslaturan gi 473-4238, patidao kuel gi senben@guam.net. Este nistaku inapisi an i feadon gobetnamarito 473-4238, or via email senben@guam.net.

Bill No. 203-31 (COR): An Act to amend 561542 of Chapter 61, Title 21 Guam Code Annotated, Relative to Campaign Signs.

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- Mr. David J. Matanane, Member, Chamorro Land Trust Commission
- Mr. John Ray Taitano, II, Member, Alcoholic Beverage Control Board
- Mr. John A. Rios, Director, Bureau of Budget and Management Research

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INEKUNGOK PUPBLEGG
(PUBLIC HEARING)

gi betnes, gi dña 30 gi Septembru, 2011
 (Friday, September 30, 2011)

Kuaiton Inekungok Pupbleka gi Ubeslaturan Guahan
 (Guam Legislature Public Hearing Room)

TAREHA
(AGENDA)

atas ocho i media gi egga'en
 (8:30 AM)

Prinsipoi Sña
(Bills)

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Bill No. 227-31 (LS): An Act to Repeal Article 2 of Chapter 50, Title 12, Guam Code Annotated, and to Enact a new Article 2 to Chapter 2, Title 5, Guam Code Annotated, Relative to establishing a Task Force on the Guam Product Seal under the auspices of the Office of the Lieutenant Governor of Guam.

Bill No. 191-31 (LS): The Youth Educational Training Cultural Enhancement and Sports Opportunities Act. An Act to add a new Sub-Item (5) to §2603(d)(1) of Chapter 26 of Title 11 Guam Code Annotated; to Amend §§6110 and 6511 and add a new §6511.1 and 6512.1 to Chapter 85 of Title 5 of the Guam Code Annotated; and to amend §7724 of Chapter 77 of Title 21 of the Guam Code Annotated, relative to the Off-Island Educational Training and Cultural Enhancement Fund and the Sports Fund for Off-Island Travel and to establish a mentoring and leadership program for the prevention and cessation of alcohol, tobacco and drugs for recipients of such funds.

Bill No. 203-31 (COR): An Act to amend §6142 of Chapter 51, Title 21 Guam Code Annotated, Relative to Campaign Signs.

Konfirmasion Sña
(Confirmation Hearing)

Mr. Oscar A. Colvo, Member, Chamorro Land Trust Commission
 Mr. David J. Matrone, Member, Chamorro Land Trust Commission
 Mr. John Ray Tietano, II, Member, Alcoholic Beverage Control Board
 Mr. John A. Ros, Director, Bureau of Budget and Management Research

TAREHA
(AGENDA)

alas dies gi despues di labo'ral
 (2:00 PM)

Prinsipoi Sña
(Bills)

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alas dies i media gi despues di labo'ral
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alas kuarto gi despues di labo'ral
 (4:00 PM)

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(Resolution)

Resolution No. 07-31 (COR): Relative to petitioning the United States Congress to pass H.R. 1490 and S. 791 which will amend the Radiation Exposure Compensation Act of 1990 to include Guam and to improve and increase compensation for those affected by ionizing radiation.

Yanggen un pabesla espesiti na sesesion, put fabot apang i Hisnan Sinadot Vicente (ben) Cabrera pangellinan gi 473-4236/7. Yanggen un neskita kopian i prinsipoi sña ginen esta na tareha, hñom gi i unposit i Ubeslaturan Guahan gi <http://www.guamlegislature.com>. Yanggen para un nuchilon tesigu-mu, chuer para i fakay-milani gi 324 West Soledad Avenue gi lya Hagåtña, put kuaito gi i Kuaiton Kaita gi Ubeslaturan, put fakas gi 473-4236, paisno imel gi senbanp@guam.net. Eñna na natasa inapasi na i fendon gubetramento.

If you require any special accommodations, please call the Office of Senator Vicente (ben) Cabrera Pangellinan at 473-4236/7. For copies of any of the Bills or Resolutions listed on this agenda, you may log on to the Guam Legislature's website at <http://www.guamlegislature.com>. Testimonies may be submitted directly to our office at 324 West Soledad Avenue in Hagåtña or at the Mail Room of the Guam Legislature, via fax at 473-4236, or via email at senbanp@guam.net.



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from **Lisa Cipollone** cipo@guamlegislature.org
to Ray Calvo <ray.calvo@epa.guam.gov>
date Fri, Sep 2, 2011 at 3:11 PM
subject Public Hearing Notice
mailed-by guamlegislature.org

3:11 PM (0 minutes ago) Reply

Ray Calvo
ray.calvo@epa.guam.gov

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Hafa Adai,
Please find attached the invitation to submit written and/or oral testimony for a public hearing on September 13, 2011.

Thank you.

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

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Public Hearing Notice

from Lisa Cipollone cipo@guamlegislature.org
 to consuelo.lee@dpu.guam.gov
 cc Toby Castro <tcastro@guam.net>
 date Fri, Sep 2, 2011 at 3:09 PM
 subject Public Hearing Notice
 mailed-by guamlegislature.org

3:09 PM (0 minutes ago) Reply

- People
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tcastro@guam.net
 - consuelo.lee
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Thank you.

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 (671) 473-4236
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I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

September 23, 2011

Diaz, Antonia Cruz
POB 2013
Hagatna, Guam 96932

Re: Public Hearing Notice

Hafa Adai Antonia Cruz Diaz,

The Committee on Appropriations, Taxation, Banking, Insurance and Land will be conducting a public hearing beginning at 2:30pm on **Friday, September 30, 2011** at the Guam Legislature's Public Hearing Room. The following bill is on the agenda:

Bill No. 206-31 (COR) An act to add a new subsection (e) to §80105 of Chapter 80, Title 21 Guam Code Annotated relative to transfer properties under the jurisdiction of Guam Community College to the jurisdiction of the Guam Ancestral Lands Commission.

This letter invites you to provide written and/or oral testimony. Please do not hesitate to contact me should you have any questions or comments.

For copies of the bill, log onto: <http://guamlegislature.com> or www.senbenp.com

Si Yu'os Ma'ase'


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I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

September 23, 2011

Baza, Joaquin SN
PO Box 848
Hagatna Gu 96932

Re: Public Hearing Notice

Hafa Adai Joaquin SN Baza,

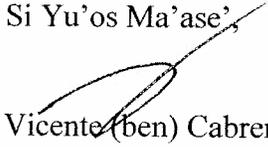
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Senator Vicente (ben) Cabrera Pangelinan (D)

September 23, 2011

Palomo, Joseph Mendiola
PO Box 909
Hagatna Gu 96932

Re: Public Hearing Notice

Hafa Adai Joseph Mendiola Palomo,

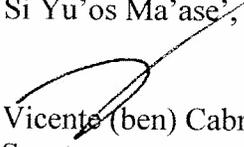
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Senator Vicente (ben) Cabrera Pangelinan (D)

September 23, 2011

Flores Benny
P.O. Box 21449 GMF
Barrigada, Guam 96921

Re: Public Hearing Notice

Hafa Adai Benny Flores,

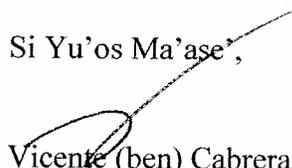
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Senator Vicente (ben) Cabrera Pangelinan (D)

September 23, 2011

Cruz, Rosita Guadalupe Perez
PO Box 2169
Agana Gu 96932

Re: Public Hearing Notice

Hafa Adai Rosita Guadalupe Perez Cruz,

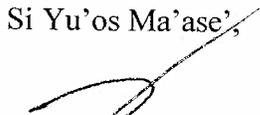
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Si Yu'os Ma'ase',


Vicente (ben) Cabrera Pangelinan
Senator



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Senator Vicente (ben) Cabrera Pangelinan (D)

September 23, 2011

Calvo, Vicente B
P.O.Box 42
Hagatna, Guam 96932

Re: Public Hearing Notice

Hafa Adai Vicente B Calvo,

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324 W. Soledad Ave. Suite 100, Hagåtña, Guam 96910

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I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

September 23, 2011

Taijeron, Beatrice F
PO Box 24791
GMF Gu 96921

Re: Public Hearing Notice

Hafa Adai Beatrice F Taijeron,

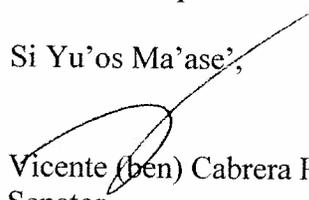
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Senator Vicente (ben) Cabrera Pangelinan (D)

September 23, 2011

Palomo, Jesus Taimanglo
199 Vien Benida Ave
Sinajana Gu 96926

Re: Public Hearing Notice

Hafa Adai Jesus Taimanglo Palomo,

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I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

September 23, 2011

Palomo, Joseph Mendiola
PO Box 909
Hagatna Gu 96932

Re: Public Hearing Notice

Hafa Adai Joseph Mendiola Palomo,

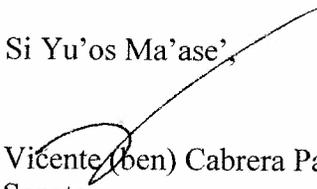
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I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

September 23, 2011

Flores, Francisco Borja
216 A Lalo Rd
Mangilao Gu

Re: Public Hearing Notice

Hafa Adai Francisco Borja Flores,

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Senator Vicente (ben) Cabrera Pangelinan (D)

September 23, 2011

Cruz, Antonio Duenas
PO Box 26527
GMF Gu 96921

Re: Public Hearing Notice

Hafa Adai Antonio Duenas Cruz,

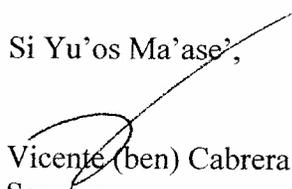
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Senator



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I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

September 23, 2011

Flores, Angelo U
PO Box 944
Hagatna Gu 96932

Re: Public Hearing Notice

Hafa Adai Angelo U Flores,

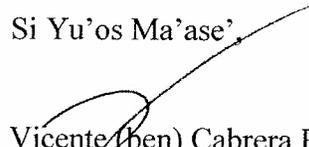
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Reform

I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

September 23, 2011

Flores, Mildred M
PO Box 4733
Hagatna Gu 96932

Re: Public Hearing Notice

Hafa Adai Mildred M Flores,

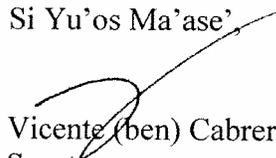
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Si Yu'os Ma'ase'


Vicente (ben) Cabrera Pangelinan
Senator



I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

September 23, 2011

Manley, William F.
POB 22604
GMF, Guam 96921

Re: Public Hearing Notice

Hafa Adai William F. Manley,

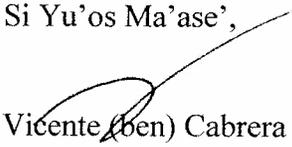
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I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

September 23, 2011

Mendiola, Daniel Anderson
P. O. Box 27327
GMF, Guam 96921

Re: Public Hearing Notice

Hafa Adai Daniel Anderson Mendiola,

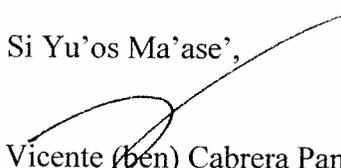
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I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

September 23, 2011

Thomas, Teresa M.
4310 Klutina Drive
Anchorage, Alaska 99504

Re: Public Hearing Notice

Hafa Adai Teresa M. Thomas,

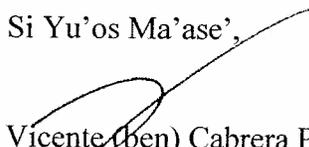
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I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

September 23, 2011

Cabrera, Vincent Joseph Flores
PO Box 20592
GMF Gu 96921

Re: Public Hearing Notice

Hafa Adai Vincent Joseph Flores Cabrera,

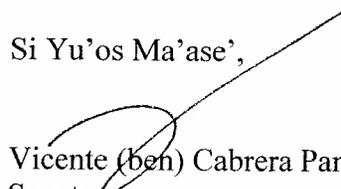
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Vicente (ben) Cabrera Pangelinan
Senator



I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

September 23, 2011

Flores, Henry Tenorio
PO Box 10973
Tamuning Gu 96931

Re: Public Hearing Notice

Hafa Adai Henry Tenorio Flores,

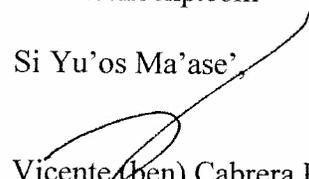
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I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

September 23, 2011

Pereira, Margarita Tenorio
PO Box 20592
Barrigada Gu 96921

Re: Public Hearing Notice

Hafa Adai Margarita Tenorio Pereira,

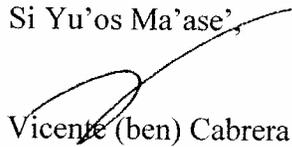
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I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

September 23, 2011

Taitano, Joseph Santiago
PO Box 22182
Barrigada Gu 96921

Re: Public Hearing Notice

Hafa Adai Joseph Santiago Taitano,

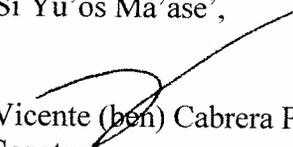
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324 W. Soledad Ave. Suite 100, Hagåtña, Guam 96910

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I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

September 23, 2011

Camacho, Galo Eclavea
PO Box 183
Agana Gu 96932

Re: Public Hearing Notice

Hafa Adai Galo Eclavea Camacho,

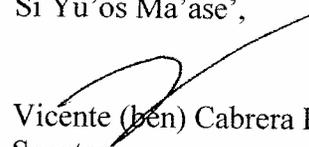
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I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

September 23, 2011

Angoco, Evelyn Bamba
POB 22024
Barrigada, Guam 96913

Re: Public Hearing Notice

Hafa Adai Evelyn Bamba Angoco,

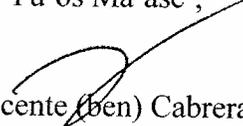
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Senator Vicente (ben) Cabrera Pangelinan (D)

September 23, 2011

Bamba, Juan
POB 21378
GMF, Guam 96921

Re: Public Hearing Notice

Hafa Adai Juan Bamba,

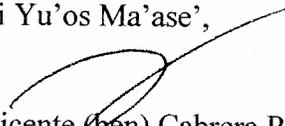
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I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

September 23, 2011

Borja, Francisco Lujan
PO Box 25622
GMF Gu 96921

Re: Public Hearing Notice

Hafa Adai Francisco Lujan Borja,

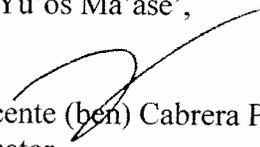
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I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

September 23, 2011

Borja, Joaquin Munoz
PO Box 25606
GMF Gu 96921

Re: Public Hearing Notice

Hafa Adai Joaquin Munoz Borja,

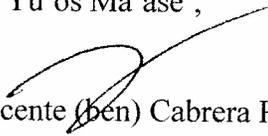
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Senator Vicente (ben) Cabrera Pangelinan (D)

September 23, 2011

Flores, Michael B
PO Box 7733
Tamuning Gu 96931

Re: Public Hearing Notice

Hafa Adai Michael B Flores,

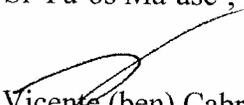
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I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

September 23, 2011

Orlino, Anita Borja Flores
PO Box 24182 96921
GMF Barrigada Gu

Re: Public Hearing Notice

Hafa Adai Anita Borja Flores Orlino,

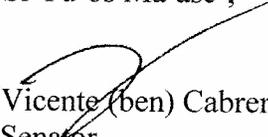
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Committee on the Guam
Military Buildup and
Homeland Security

Member
Committee on Health and
Human Services, Senior
Citizens, Economic
Development, and Election
Reform



I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

September 23, 2011

Pangelinan, Nieves Borja
PO Box 2310
Agana Gu 96932

Re: Public Hearing Notice

Hafa Adai Nieves Borja Pangelinan,

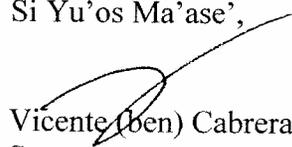
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This letter invites you to provide written and/or oral testimony. Please do not hesitate to contact me should you have any questions or comments.

For copies of the bill, log onto: <http://guamlegislature.com> or www.senbenp.com

Si Yu'os Ma'ase',


Vicente (ben) Cabrera Pangelinan
Senator

Chairman
Committee on Appropriations,
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Land

Vice Chairman
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I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

September 23, 2011

Diaz, Francisco B
PO Box 20941
GMF Gu 96921

Re: Public Hearing Notice

Hafa Adai Francisco B Diaz,

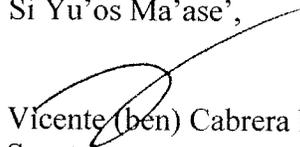
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I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

September 23, 2011

Cruz, Juanita Muna
PO Box 542
Agana Gu 96932

Re: Public Hearing Notice

Hafa Adai Juanita Muna Cruz,

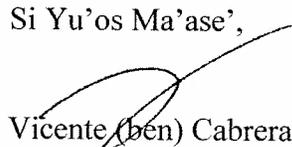
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I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

September 23, 2011

Flores, Jesse Toves
PO Box 11992
Yigo Gu 96929

Re: Public Hearing Notice

Hafa Adai Jesse Toves Flores,

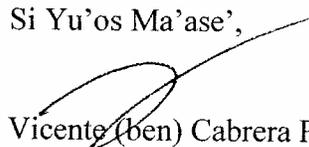
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I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

September 23, 2011

Cruz, Cecilia Cruz
PO Box 4597 AAFB Br
Yigo Gu 96929

Re: Public Hearing Notice

Hafa Adai Cecilia Cruz Cruz,

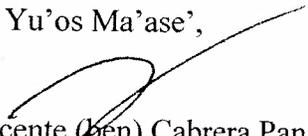
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I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

September 23, 2011

Natividad, Remedios Cruz
POB 3837
Hagatna, Guam 96932

Re: Public Hearing Notice

Hafa Adai Remedios Cruz Natividad,

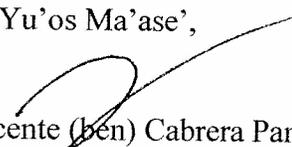
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I Mina'trentai Unu Na Liheslaturan Guahan

Senator Vicente (ben) Cabrera Pangelinan (D)

September 23, 2011

Manglona, Carmen Leon Guerrero
PO Box 6526
Tamuning Gu 96931

Re: Public Hearing Notice

Hafa Adai Carmen Leon Guerrero Manglona,

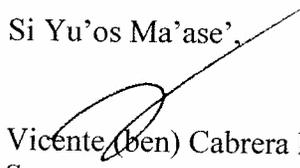
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Office of

the People

I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

September 23, 2011

Quitugua, George
POB 2390
Hagatna, Guam 96932

Re: Public Hearing Notice

Hafa Adai George Quitugua,

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324 W. Soledad Ave. Suite 100, Hagåtña, Guam 96910

Tel: (671) 473-(4BEN) 4236 - Fax: (671) 473-4238 - Email: senbenp@guam.net

Website: <http://senbenp.com>



**I Mina'Trentai Unu Na
Lihselaturan Guahan
THIRTY-FIRST GUAM LEGISLATURE**

**Senator Vicente "ben" Cabrera Pangelinan
Office of the People
Website: www.senbenp.com**

**INEKUNGOK PUPBLEKO
(PUBLIC HEARING)**

***gi Betnes, gi diha 30 gi Septembre, 2011
(Friday, September 30, 2011)***

***Kuåtton Inekungok Pupbleko gi I Lihselaturan Guahan
(Guam Legislature Public Hearing Room)***

**TAREHA
(AGENDA)**

***alas ocho i media gi egga'an
(8:30 AM)***

**Priniponi Siha
(Bills)**

Bill No. 279-31 (COR): An Act to Amend 11 GCA §§26403, 26404, 26203(K)(21) and 26504; To Add §26403.1 and §26403.2 to 11 GCA Chapter 26; To Amend 10 GCA Chapter 45; To Add §40105.1 to 5 GCA Chapter 40; To Amend 10 GCA §67105.1; To Add §77135 to 10 GCA Chapter 77; To Add §72109 to 10 GCA Chapter 72, Relative to Eliminating the Tax Exemption on Liquid Fuel Transshipped through Guam, and to Appropriate Revenues to the Guam Environmental Protection Agency, Mayors Council of Guam, Office of Veterans Affairs, Guam Police Department and Guam Fire Department.

Bill No. 226-31 (LS): An Act to Amend 50207(C) of Article 2, Division 2, of Title 12 Guam Code Annotated requiring a country of origin label relative to the Guam Product Seal Permit Program.

Bill No. 227-31 (LS): An Act to *Repeal* Article 2 of Chapter 50, Title 12, Guam Code Annotated, and to *Enact* a new Article 2 to Chapter 2, Title 5, Guam Code Annotated, Relative to establishing a Task Force on the Guam Product Seal under the auspices of the Office of the Lieutenant Governor of Guam.

Resolution No. 171-31 (COR): Relative to petitioning the United States Congress to pass H.R. 1490 and S. 791 which will amend the Radiation Exposure Compensation Act of 1990 to include Guam and to improve and increase compensation for those affected by ionizing radiation.

Yanggen un nisisita spesiât na setbision, put fabot âgang i Ifisinan Sinadot Vicente (ben) Cabrera Pangelinan gi 473-4236/7. Yanggen un nisisita kopian i priniponi siha ginen este na tareha, hâlom gi i uepsait i Lihelaturan Guåhan gi www.guamlegislature.com. Yanggen para un na'hâlom testigu-mu, chule' para i ifisinan-mâmi gi 324 West Soledad Avenue gi iya Hagåtña, pat guatto gi i Kwatton Katta gi i Lihelatura, pat faks gi 473-4238, patsino imel gi senbenp@guam.net. Este na nutisiu inapâsi nu i fendon gubetnamento.

If you require any special accommodations, please call the Office of Senator Vicente (ben) Cabrera Pangelinan at 473-4236/7. For copies of any of the Bills or Resolutions listed on this agenda, you may log on to the Guam Legislature's website at www.guamlegislature.com. Testimonies may be submitted directly to our office at 324 West Soledad Avenue in Hagåtña or at the Mail Room of the Guam Legislature, via fax at 473-4238, or via email at senbenp@guam.net

This ad pay for with government funds.

I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN
2011 (First) Regular Session

Bill No. 206-31 (COR)

Introduced by:

v.c. pangelinan

2011 MAY 23 11:14
llv

AN ACT TO ADD A NEW SUBSECTION (e) TO
§80105 OF CHAPTER 80, TITLE 21 GUAM
CODE ANNOTATED RELATIVE TO
TRANSFER PROPERTIES UNDER THE
JURISDICTION OF GUAM COMMUNITY
COLLEGE TO THE JURISDICTION OF THE
GUAM ANCESTRAL LANDS COMMISSION

BE IT ENACTED BY THE PEOPLE OF GUAM:

1 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan*
2 finds that prior to the enactment of the Organic Act, the United States of
3 America administered island wide leaseholds on private property from July
4 1, 1946 to June 30, 1947, pursuant to District Court of Guam Civil Case No.
5 15-47. Furthermore, island wide leasehold continued under the District
6 Court of Guam, Civil Case No. 3-48 from July 1, 1947 to June 30, 1948, in
7 Civil Case No. 1-49 from July 1, 1948 to June 30, 1949 and in Civil Case
8 No. 1-50 from July 1, 1949 to June 30, 1950. Condemnation of private
9 property subsequently occurred on June 30, 1950 pursuant to District Court
10 of Guam Civil Case No. 34-50.

11 On June 8, 1990 the United States of America, acting by and through
12 the Secretary of Education, Gail Niedernhofer, Administrator for
13 Management Services, United States Department of Education, conveyed

1 certain real property situated in Barrigada, known as the GLUP Parcel 1AF,
2 a portion of Andersen Air Force Base Communications Annex No. 2-AJKE,
3 consisting of approximately 252.83 acres and NAVCAMS WESTPAC
4 Parcel IN consisting of approximately 61.45 acres to the Guam Community
5 College (herein referred to as GCC).

6 *I Liheslaturan Guåhan* further finds that the GCC has held the
7 property for over twenty (20) years and has not developed the property. It
8 has instead invested tens of millions of dollars in upgrading and expanding
9 its facilities at the existing Mangilao campus. The current site of the
10 Mangilao campus contains large land areas yet to be developed, which could
11 accommodate the GCC's future expansion plans. Furthermore, surrounding
12 property abutting the campus remains the property of the government of
13 Guam, which can be made available to the GCC for even more expansion.

14 *I Liheslaturan Guåhan* further finds that there were several families
15 who lived on the land and owned the property conveyed to GCC and were
16 unjustly removed from their land when the United States of America
17 condemned it.

18 It has been more than sixty four (64) years that these families have
19 had to endure the perpetual injustices imposed upon them by the land taking
20 and further exacerbated by never appropriately being compensated for their
21 loss.

22 *I Liheslaturan Guåhan* intends to right the wrong by returning the
23 lands to the original land owners and/or their heirs. Any further delay would
24 only continue the cycle of injustices to these families.

25 *I Liheslaturan Guåhan* further intends to transfer the aforementioned
26 properties currently in the GCC inventory to the Guam Ancestral Lands

1 Commission as the suitable custodian of lands returned from the United
2 States of America.

3 **Section 2. New subsection (e) of §80105, Chapter 80, Title 21**
4 **Guam Code Annotated is hereby *added* to read:**

5 “(e) GLUP Parcel 1AF, a portion of Anderson Air Force Base
6 Communications Annex No. 2-AJKE, consisting of approximately 252.83
7 acres and certain Federal surplus real property located in Barrigada, known
8 as the NAVCAMS WESTPAC Parcel IN consisting of approximately 61.45
9 acres shall be transferred and deeded to the Guam Ancestral Land
10 Commission (GALC) within thirty (30) days of the enactment of this Act.
11 The GALC shall dispose of the land parcels and lots transferred by this Act
12 in a manner consistent with and pursuant to its enabling legislation and its
13 mandates.”

14 **Section 3.** The above mentioned property shall be zoned Agriculture,
15 (“A”).

16 **Section 4.** The Department of Land Management shall plot, plan,
17 design, and provide within sixty (60) days of enactment of this Act an aerial
18 overlay map delineating all road easements, bull-cart trails, and public
19 access as to determine such access or easements location in relation to the
20 return subject lot that no lot is landlocked. The overlay shall show all
21 original lot lines generally and shall be transmitted to the *I Mina'trentai Unu*
22 *Na Liheslaturan Guåhan*.

23 **Section 5. Designation of real-estate taxes to GCC.** All real estate
24 taxes assessed on the properties and subsequent improvements returned to
25 the original landowners and any subsequent owners shall be deposited to the
26 Guam Community College Endowment Fund for the purpose of funding
27 improvements and operations of the college, pursuant to the Board policy.

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