



*EC*  
**EDDIE BAZA CALVO**  
Governor

**RAY TENORIO**  
Lieutenant Governor

*Office of the Governor of Guam*

January 5, 2012

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

31-11-1229  
Office of the Speaker  
**Judith T. Won Pat, Ed. D.**  
Date 1/5/12  
Time 3:40P  
Received by [Signature]

Dear Madame Speaker:

Transmitted herewith is Bill No. 207-31 (COR), "AN ACT TO AUTHORIZE THE DEPARTMENT OF LAND MANAGEMENT TO EXCHANGE A PORTION OF GOVERNMENT OF GUAM LAND, AND DEED LOT NO. 1NEW-6 WITHIN BLOCK NO. 24., MUNICIPALITY OF HAGÁTÑA, TO CONCEPCION F. CRISTOBAL PURSUANT TO THE RECORDED PROBATE AND CIVIL CASE CV230-88, RECORDED UNDER DOCUMENT NO. 478218", which I signed into law on January 4, 2012 as Public Law 31-167.

*Senseramente,*

  
**EDDIE BAZA CALVO**

Attachment: copy of Bill

2012 JAN -5 PM 11:27 AM

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

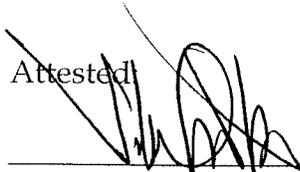
**CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN**

This is to certify that **Bill No. 207-31 (COR)**, "AN ACT TO AUTHORIZE THE DEPARTMENT OF LAND MANAGEMENT TO EXCHANGE A PORTION OF GOVERNMENT OF GUAM LAND, AND DEED LOT NO. 1NEW-6, WITHIN BLOCK NO. 24, MUNICIPALITY OF HAGATÑA, TO CONCEPCION F. CRISTOBAL PURSUANT TO THE RECORDED PROBATE AND CIVIL CASE CV230-88, RECORDED UNDER DOCUMENT NO. 478218", was on the 22<sup>nd</sup> day of December, 2011, duly and regularly passed.



Judith T. Won Pat, Ed.D.  
Speaker

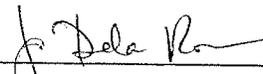
Attested



Tina Rose Muña Barnes  
Legislative Secretary

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This Act was received by *I Maga'lahen Guåhan* this 23<sup>rd</sup> day of Dec., 2011, at 10:35 o'clock A.M.



Assistant Staff Officer  
*Maga'lahi's Office*

APPROVED:

  
EDWARD B. CALVO  
*I Maga'lahen Guåhan*

JAN 04 2012

Date: \_\_\_\_\_

Public Law No. 31-167

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

**Bill No. 207-31 (COR)**

As amended by the Committee on Appropriations,  
Taxation, Public Debt, Banking, Insurance, Retirement, and Land;  
and further amended on the Floor.

Introduced by:

v. c. pangelinan  
F. F. Blas, Jr.  
T. C. Ada  

---

V. Anthony Ada  
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 AUTHORIZE THE DEPARTMENT OF  
LAND MANAGEMENT TO EXCHANGE A PORTION  
OF GOVERNMENT OF GUAM LAND, AND DEED LOT  
NO. 1NEW-6, WITHIN BLOCK NO. 24, MUNICIPALITY  
OF *HAGATÑA*, TO CONCEPCION F. CRISTOBAL  
PURSUANT TO THE RECORDED PROBATE AND  
CIVIL CASE CV230-88, RECORDED UNDER  
DOCUMENT NO. 478218.**

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds  
3 that Public Law 18-49 authorized the government of Guam to exchange

1 government-owned property with private property taken by the government for the  
2 construction of the LBJ Elementary School in *Tamuning*, and the *Tamuning* Fire  
3 Station. Adrian L. Cristobal and Concepcion F. Cristobal, herein referred to as the  
4 “Cristobals”, were deeded Lot No. 12-2 in *Ipan, Talofofo* by the government of  
5 Guam in exchange for the *Tamuning* properties.

6 *I Liheslaturan Guåhan* further finds that pursuant to Civil Case CV230-88,  
7 recorded under Document No. 478218, it is stipulated that the government of  
8 Guam was without any right of ownership to convey Lot No. 12-2, *Ipan* to the  
9 Cristobals. The government of Guam conceded to the defect in said land  
10 exchange. It further stipulated that the Cristobals will identify a lot in the  
11 government of Guam’s inventory of lands for the Cristobals to select from in order  
12 to obtain the consideration they bargained for in said land exchange agreement.

13 *I Liheslaturan Guåhan* further finds that to comply with the stipulated  
14 order, the Cristobals have identified properties within Block No. 24, municipality  
15 of *Hagåtña*, under the inventory of the *Chamorro* Land Trust Commission  
16 (CLTC) and contiguous to the Cristobal’s privately owned properties, Lot Nos.  
17 139-1 and 140-1.

18 *I Liheslaturan Guåhan* further finds that the property chosen by the  
19 Cristobals is within the inventory of the CLTC. *I Liheslaturan Guåhan* wishes to  
20 replace the CLTC land authorized in this land exchange with government of Guam  
21 lands reserved for land exchanges.

22 Therefore, *I Liheslaturan Guåhan* intends to fully resolve this long standing  
23 land issue with the Cristobals by authorizing the Department of Land Management  
24 to complete the land exchange of the government land selected by the Cristobals,  
25 Lot No. INEW-6, as shown on the survey map recorded on Document No.

1 799055, recorded under Document No. 478218, pursuant to Civil Case CV230-88  
2 and Public Law 18-49.

3 **Section 2. Land Exchange Authorization.** The Department of Land  
4 Management is hereby authorized to exchange, on a value for value basis, a  
5 portion of government of Guam Tract 11405 (formerly Lot 10120-20 in the  
6 municipality of *Dededo*, containing seventy (70) acres, which were reserved  
7 pursuant to Public Law 22-18 for land exchanges) with *Chamorro* Land Trust  
8 Commission property contained in the new consolidated Lot No. 1NEW-6 within  
9 Block No. 24, municipality of *Hagåtña*, an exchange authorized under Public Law  
10 18-49 and Civil Case CV230-88, as shown on Re-Subdivision Survey Map,  
11 drawing number I4-06T702, L.M. Check No. 273FY2008, and recorded under  
12 Document Number 799055, November 24, 2009, prepared by Professional Land  
13 Surveyor No. 68, Paul L. Santos.

14 **Section 3. Authorization to Deed.** *I Liheslaturan Guåhan* hereby  
15 authorizes the Department of Land Management to issue a deed to Concepcion F.  
16 Cristobal, or her heirs, for the consolidated Lot No. 1NEW-6 within Block No. 24,  
17 municipality of *Hagåtña* pursuant to the recorded probate and Civil Case No.  
18 CV230-88 and Public Law 18-49.

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

6

# I MINA' TRENTAI UNU NA LIHESLATURAN GUÅHAN

2011 (FIRST) Regular Session

Date: 12/22/11

## VOTING SHEET

ABill No. 207-31(COR)

Resolution No. \_\_\_\_\_

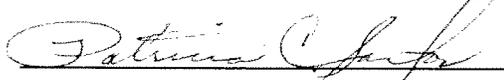
Question: \_\_\_\_\_

<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

15      0      0      0      0

CERTIFIED TRUE AND CORRECT:

  
 Clerk of the Legislature

\* 3 Passes = No vote  
 EA = Excused Absence



I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

AUG 01 2011

2011 AUG -8 PM 4:26

**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

**RE: Committee Report on Bill No. 207-31 (COR), As Amended**

Dear Speaker Won Pat:

Transmitted herewith is the Committee Report on Bill No. 207-31 (COR), As Amended: "An act to authorize the Department of Land Management to exchange a portion of government of Guam land and deed Lot No. 1 NEW-6, within Block No. 24, Municipality of Hagåtña to Conception F. Cristobal pursuant to the recorded probate and civil case CV230-88 recorded under Document No. 478218" and which was referred to the Committee on Appropriations, Taxation, Public Debt, Banking, Insurance, Retirement, and Land.

Committee votes are as follows:

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

*Si Yu'os Ma'åse',*

Vicente (ben) Cabrera Pangelinan  
Chairman

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

Committee  
Report  
On

Bill No. 207-31 (COR), As Amended: “An act to authorize the Department of Land Management to exchange a portion of government of Guam land and deed Lot No. 1 NEW-6, within Block No. 24, Municipality of Hagåtña to Conception F. Cristobal pursuant to the recorded probate and civil case CV230-88 recorded under Document No. 478218”



the People

AUG 01 2011

**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. 207-31 (COR), As Amended

Transmitted herewith for your consideration is the Committee Report on Bill No. 207-31 (COR), As Amended: "An act to authorize the Department of Land Management to exchange a portion of government of Guam land and deed Lot No. 1 NEW-6, within Block No. 24, Municipality of Hagåtña to Conception F. Cristobal pursuant to the recorded probate and civil case CV230-88 recorded under Document No. 478218" sponsored by Senator Vicente (ben) Cabrera Pangelinan.

This report includes the following:

1. Committee Voting Sheet
2. Committee Report Narrative
3. Copy of Bill No.207-31 (COR), As Introduced
4. Copy of Bill No.207-31 (COR), As Amended
5. Public Hearing Sign-in Sheet
6. Copies of Submitted Testimony & Supporting Documents
7. Copy of COR Referral of Bill No.207-31 (COR), As Introduced
8. Notices of Public Hearing
9. Copy of the Public Hearing Agenda
10. Fiscal Note

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

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

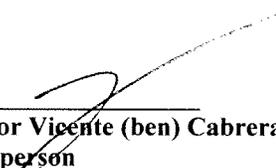
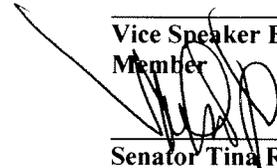
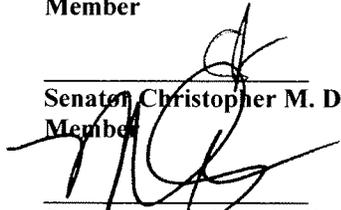
Member  
Committee on Health and  
Human Services, Senior  
Citizens, Economic  
Development, and Election  
Reform

*I MINA TRENDAI UNU NA LIHESLATURAN GUÅHAN*

**Committee Voting Sheet**

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

Bill No. 207-31 (COR), As Amended: "An act to authorize the Department of Land Management to exchange a portion of government of Guam land and deed Lot No. 1 NEW-6, within Block No. 24, Municipality of Hagåtña to Conception F. Cristobal pursuant to the recorded probate and civil case CV230-88 recorded under Document No. 478218"

<b>Committee Members</b>	<b>To Pass</b>	<b>Not To Pass</b>	<b>Report Out Only</b>	<b>Abstain</b>	<b>Inactive File</b>
 Senator Vicente (ben) Cabrera Pangelinan Chairperson	✓				
Speaker Judith T. Won Pat, Ed.D. Vice Chairperson					
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	✓				



**Committee Report**

Bill No. 207-31 (COR), As Introduced: "An act to authorize the Department of Land Management to exchange a portion of government of Guam land and deed Lot No. 1 NEW-6, within Block No. 24, Municipality of Hagåtña to Adrian L. Cristobal and Conception F. Cristobal pursuant to civil case CV230-88 recorded under Document No. 478218"

**I. OVERVIEW**

The Committee on Appropriations, Taxation, Public Debt, Banking, Insurance, Retirement, and Land convened a public hearing on June 20, 2011 at 9:00 am 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 June 13, 2011 (5-Day Notice), and again on June 18, 2010 (48 Hour Notice).

**(a) Committee Members and Senators Present**

Senator Vicente (ben) Cabrera Pangelinan, Chairman  
Senator V. Anthony Ada, Member  
Senator Christopher M. Dueñas, Member  
Senator Mana Silva Taijeron, Member  
Senator Aline Yamashita, Ph.D.  
Senator Sam Mabini, Ph.D.

**(b) Appearing before the Committee**

Monte Mafnas, CLTC Administrative Director

**(c) Written Testimonies Submitted**

Carlos R. Untalan, DLM Acting Director  
Monte Mafnas, CLTC Administrative Director

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

Vice Chairman  
Committee on Education

Member  
Committee on Rules,  
Federal, Foreign &  
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Military Buildup and  
Homeland Security

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

## II. COMMITTEE PROCEEDINGS

### **(a) Bill Sponsor Summary**

Senator Vicente (ben) Cabrera Pangelinan: I want to thank everyone for their presence this morning on this public hearing by the Committee on Appropriations, Taxation, Public Debt, Banking, Insurance, Retirement, and Land. All notices for the public hearing were issued in conformance with the Open Government Law and this morning we have confirmations and bills before the Committee.

Bill No. 207 is an act to authorize the Department of Land Management to exchange a portion of government of Guam land and deed Lot No. 1 NEW-6, within Block No. 24, Municipality of Hagåtña to Adrian L. Cristobal and Conception F. Cristobal pursuant to civil case CV230-88 recorded under Document No. 478218.

Very briefly Mr. and Ms. Cristobal were given property in Ipan in exchange for property that was taken for the Tamuning fire station and L.B.J. Elementary School. When they were deeded the property a court case was filed that ruled the property given the Cristobal's was private property. As part of the settlement in the court case, the Cristobal's would get to choose another piece of property. What the Cristobal's are requesting is property in Hagåtña that is contiguous to their private property.

We have here Mr. Monte Mafnas who is here to testify.

### **(b) Oral Testimony**

#### **1. Monte Mafnas – CLTC, Administrative Director**

Monte Mafnas: Good morning senators. I submitted written testimony but I just want to go on record, I unconditional support this bill and Bill 208. Therefore I would like to be excused.

Senator Vicente (ben) Cabrera Pangelinan: Yes, thank you for your testimony.

#### **Panel Comments and Questions**

None

Senator Vicente (ben) Cabrera Pangelinan: Any other comments for Bill 207, if not Bill 207 has been publicly heard.

## III. FINDINGS & RECOMMENDATIONS

The Committee on Appropriation, Taxation, Public Debt, Banking, Insurance, Retirement, and Land, hereby reports Bill No.207-31 (COR), As Amended, by the committee, with the recommendation **TO PASS**.

2011 FEB 23 PM 11:15 Bill

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

Bill No. 207-31(Cor)

Introduced by:

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. 1NEW-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**

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

- 1           **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan*  
2 finds that Public Law 18-49 authorized the government of Guam to  
3 exchange government-owned property with private property taken by the  
4 government for the construction of the LBJ Elementary School in Tamuning  
5 and the Tamuning Fire Station. Adrian L. Cristobal and Concepcion F.  
6 Cristobal, herein referred to as the “Cristobals” were deeded Lot No. 12-2,  
7 Ipan, Talofoyo by the government of Guam in exchange for the Tamuning  
8 properties.
- 9           *I Liheslaturan Guåhan* further finds that pursuant to Civil Case  
10 CV230-88, recorded under Document No. 478218 stipulated that the  
11 government of Guam was without any right of ownership to convey Lot No.

1 12-2, Ipan to the Cristobals. The government of Guam conceded to the  
2 defect in said land exchange. It further stipulated that the Cristobals will  
3 identify a lot in the government of Guam's inventory of lands for the  
4 Cristobals to select from in order to obtain the consideration they bargained  
5 for in said land exchange agreement.

6 *I Liheslaturan Guåhan* further finds that to comply with the stipulated  
7 order, the Cristobals have identified properties within Block No. 24,  
8 Municipality of Hagåtña, under the inventory of the Chamorro Land Trust  
9 Commission (CLTC) and contiguous to Cristobals privately owned  
10 properties Lot No. 139-1 and 140-1.

11 *I Liheslaturan Guåhan* further finds that the property chosen by the  
12 Cristobals is within the inventory of the CLTC. *I Liheslaturan Guåhan*  
13 wishes to replace the CLTC land authorized in this land exchange with  
14 government of Guam lands reserved for land exchanges.

15 Therefore, *I Liheslaturan Guåhan* intends to fully resolve this long  
16 standing land issue with the Cristobals by authorizing the Department of  
17 Land Management to complete the land exchange of the government land  
18 selected by the Cristobals, Lot No. 1NEW-6, as shown on survey map  
19 recorded on Document No. 799055, recorded under Document No. 478218  
20 pursuant to Civil Case CV230-88 and Public Law 18-49.

21 **Section 2. Land Exchange Authorization.** The Department of Land  
22 Management is hereby authorized to exchange, on a value for value basis, a  
23 portion of government of Guam, Track 11405 (Formerly Lot 10120-20, in  
24 the Municipality of Dededo, containing seventy (70) acres which were  
25 reserved pursuant to Public Law 22-18 for land exchanges) with Chamorro  
26 Land Trust Commission property contained in the new consolidated Lot No.  
27 1NEW-6 within Block No. 24, Municipality of Hagåtña and exchange

1 authorized in Public Law 18-49 and Civil Case CV230-88 as shown on Re-  
2 Subdivision Survey Map, drawing number I4-06T702, L.M. Check No.  
3 273FY2008, and recorded under document number 799055, November 24,  
4 2009, prepared by Professional Land Surveyor No. 68, Paul L. Santos.

5 **Section 3. Authorization to Deed.** The *I Liheslaturan Guåhan* hereby  
6 authorizes the Department of Land Management to issue a deed to Adrian L.  
7 Cristobal and Concepcion F. Cristobal or their heirs for the consolidated Lot  
8 No. 1NEW-6 within Block No. 24, Municipality of Hagatna pursuant to  
9 Civil Case No. CV230-88 and Public Law 18-49.

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

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

**Bill No. 207-31 (COR)**

As Amended by the Committee on  
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8       **Section 3. Authorization to Deed.** The *I Liheslaturan Guåhan* hereby  
9 authorizes the Department of Land Management to issue a deed to  
10 Concepcion F. Cristobal or their heirs for the consolidated Lot No. 1NEW-6  
11 within Block No. 24, Municipality of Hagatna pursuant to the recorded  
12 probate and Civil Case No. CV230-88 and Public Law 18-49.

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



**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**  
 Monday, June 20, 2011  
**Bill No. 207**  
**SIGN UP SHEET**

NAME	ADDRESS	PHONE	EMAIL	WRITTEN	ORAL	SUPPORT Yes No
MUNTE MAXFNAS CITC	CITC	892-4241		✓	✓	(Yes)



**DIPATTAMENTON MINANEHAN TANO'**  
 (Department of Land Management)  
**GUBETNAMENTON GUAHAN**  
 (Government of Guam)



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

EDDIE BAZA CALVO  
 Governor

CARLOS R. UNTALAN  
 Acting Director

RAY TENORIO  
 Lieutenant Governor

June 14, 2011

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

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

SUBJECT: Comments on Bills 207-31(COR) and 208-31(COR)

Bueñas Yan Hafa Adai Senator Pangelinan:

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

Our comments Relative to Bill 207-31(COR) **AN ACT TO AUTHORIZE THE DEPARTMENT OF LAND MANAGEMENT TO EXCHANGE A PORTION OF GOVERNMENT OF GUAM LAND AND DEED LOT NO. 1NEW-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,** is as follows:

E-mail Address:  
[dldir@dlm.guam.gov](mailto:dldir@dlm.guam.gov)

Reference Page 3, Section 3, Lines 6 and 7 which reads: "...authorizes the Department of Land Management to issue a deed to **Adrian L. Cristobal (emphasis added)** and Concepcion F. Cristobal or their heirs..."

Telephone:  
 671-649-LAND (5263)

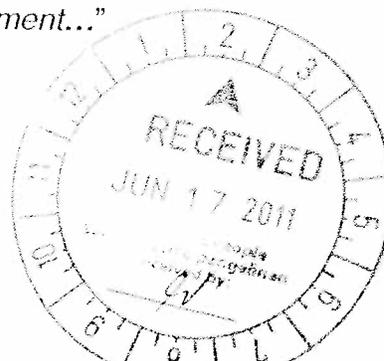
Recommend it reads as: "...authorizes the Department of Land Management to issue a deed to **Concepcion F. Cristobal (emphasis added)** or their heirs..."

Facsimile:  
 671-649-5383

Our comments to Bill 208-31(COR) **AN ACT TO AMEND §60900 AND ADD A NEW §60909 AND §60910, OF ARTICLE 9, CHAPTER 60, TITLE 21 GUAM CODE ANNOTATED RELATIVE TO THE CONSTRUCTION OF A NEW DEPARTMENT OF LAND MANAGEMENT BUILDING IN HAGATNA** is as follows:

1. Reference Page 2, Line 21 reads "*I Liheslaturan Guahan **intends to authorize the** Department of Land Management...*"

We recommend that it should read: *I Liheslaturan Guahan **authorizes the** Department of Land Management...*"



Continuation of Letter

RE: Comments on Bills 207-31(COR) and 208-31(COR)

June 14, 2011

Page 2 of 3

2. Reference Page 3, Line 9, 10 and 11: *"...to house the operations of the Chamorro Land Trust Commission, Department of Land Management, other land resources departments and other administrative offices of the Government of Guam."*

We recommend that it should read: *"...to house the operations of the Department of Land Management, Chamorro Land Trust Commission, other land resources departments and other administrative offices of the Government of Guam."* We believe, Agency protocol places the Department of Land Management over the Chamorro Land Trust.

3. Reference Page 4, Line 13 reads: *"Notwithstanding any other provision of law, the Department of Land Management may enter into a lease (emphasis added), with the Commission for the use of Lot 1NEW-R6 for a term up to fifty five years at one dollar a year for the first 5 five years, then the lease shall be renegotiated between the Commission and the Department of Land Management."*

We recommend it reads: *"Notwithstanding any other provision of law, the Department of Land Management may enter into a ground lease (emphasis added), with the Commission for the use of Lot 1NEW-R6 for a term up to fifty five years at one dollar a year for the first 5 five years, then the lease shall be renegotiated between the Commission and the Department of Land Management."*

4. Reference Page 4, Lines 16 and 17 reads: *"Rental rates for leases (emphasis added), made pursuant to this section shall be negotiated by the Commission, as determined by an appraisal..."*

Our concern is that this sentence implies that there could be other rental rates that could be impose. For example the words *"rates"* and *"leases"* are plural and does not identify what they are; hence, there could be a myriad of other leases. The Bill only authorizes the "use of the property". Therefore, we recommend that it be clearly define. If the intent is that it refers only to the ground lease, then it must be so stated as follows: *"The Rental rate for the ground lease..."*

5. Reference Page 5, Section 4, **Credit Towards Lease Payments**. We are unsure what these *"credits"* are as it is undefined; who accounts for such credits and how they are to be applied.

Continuation of Letter

RE: Comments on Bills 207-31(COR) and 208-31(COR)

June 14, 2011

Page 3 of 3

Additional concerns we have relative to the "lease" provision are as follows:

1. Reference Page 4, Lines 17 and 18, refers to an "**appraisal**", however, this is not define as to its meaning. For example, does it refer only to the "land"? or to the "land Natural Resources Building" or both. So conceivably, the "**appraisal**" could be base on both "land and building".
2. The Department of Land Management's lease of the land rather than ownership, could be an issue with the lending institution. After we had reviewed the Bill with the "lease provision" added, we contacted the lending institution to inquire if the building loan could be stalled as a result that the DLM would be a "lessee" rather than a fee simple owner. Initial indications from the lending institution appears that this may have to be reviewed by them further.

We would have no objections, If the above concerns are satisfactorily addressed or modified; and if there is no impediment to the final approval of our building loan relative to the CLTC as the property owner while the DLM is a lessee to the property.

Point of contact is the undersigned at 649-5263 extensions 612 or 311, should you have additional questions or need further clarification.

Senseramente,



Carlos R. Untalan  
Acting Director

Cc: Planning Division  
Mr. George Tydingco, Land Records, DLM  
Mr. Joseph I. Cruz, Director's Office, DLM



# Chamorro Land Trust Commission

(Kumision Inangokkon Tano' Chamoru)

P.O. Box 2950 Hagåtña, Guåhan 96932

Phone: 642-4251 Fax: 642-8082

## COMMENTS RELATIVE TO BILL NO. 207-31(COR)

*Eddie Baza Calvo*  
Governor of Guam

*Ray Tenorio*  
Lieutenant Governor of Guam

### Commission Members

*Oscar A. Calvo*  
Acting Chairman

*David J. Matanane*  
Vice-Chairman

*Michael J.B. Borja*  
Commissioner

*Amanda L.G. Santos*  
Commissioner

*Vacant*  
Commissioner

*Monte Mafnas*  
Administrative Director

Bill 207-31(COR) addresses three important concerns: first, the land exchange on a value for value bases; by and between Department of Land Management and Chamorro Land Trust Commission; second, identifying the subject lot in exchange for a portion of government of Guam Tract 11405, Municipality of Dededo, Lot No. 1NEW-6 within Block No. 24, Municipality of Hagatna, pursuant to Civil Case No. CV230-88 and Public Law 18-49. This exchange does not affect the building footprint of the "Land Resource Building"; third, the urgency to right the wrong brought upon by the Government of Guam to the Adrian L. and Concepcion F. Cristobal family circa 1987. More specifically, the Government of Guam took the Cristobal family's private property to build 'LBJ Elementary School' and subsequently the 'Tamuning Fire Station', all of which are in the Municipality of Tamuning.

I totally support the land exchange awarding the 'Cristobals', described as Lot No. 1NEW-6, Municipality of Hagatna; in consideration for the injustice created by the Government of Guam that took over 24 years to resolve.

Thank you for the opportunity to present my issues and concerns.

Respectfully submitted,

Monte Mafnas  
Administrative Director  
Chamorro Land Trust Commission

**Bureau of Budget & Management Research  
Fiscal Note of Bill No. 207-31 (COR)**

**AN ACT TO AUTHORIZE THE DEPARTMENT OF LAND MANAGEMENT TO EXCHANGE A PORTION OF GOVERNMENT OF GUAM LAND AND DEED LOT NO. 1NEW-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.**

Department/Agency Appropriation Information	
Dept./Agency Affected: Department of Land Management	Dept./Agency Head: Carlos R. Untalan, Acting Director
Department's General Fund (GF) appropriation(s) to date:	-
Department's Other Fund (Land Survey Revolving Fund) appropriation(s) to date:	3,364,412
<b>Total Department/Agency Appropriation(s) to date:</b>	<b>\$3,364,412</b>

Fund Source Information of Proposed Appropriation			
	General Fund:	(Specify Special Fund):	Total:
FY 2010 Unreserved Fund Balance		\$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
<b>Total:</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

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	\$0	\$0	\$0	\$0	\$0	\$0
Land Survey Revolving Fund <sup>1</sup>	\$0	\$19,392	\$0	\$0	\$0	\$0
<b>Total</b>	<b>\$0</b>	<b>\$19,392</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

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

Analyst: Evelyn G. Fernandez Date: 6/15/11 Director: [Signature] Date: 6/16/11  
Evelyn G. Fernandez [Signature] Adrian A. Manglona

**Footnotes:**  
1/ According to the Department of Land Management, the proposed land exchange, upon completion, may cost an estimated \$19,392. The total of \$14,362.27 had been expended relative to manpower in the land survey, map approval and recordation of Lot 1NEW-6, Block 24 in Hagatna. An additional \$5,030.08 is estimated to cover the cost to survey the properties to be land exchanged in Dededo. Also, please note that the government property identified under the Chamorro Land Trust Commission's inventory of properties may require their approval of the land exchange as well.



## COMMITTEE ON RULES

*I Mina'trentai Unu na Libeslaturan Guåhan* • The 31<sup>st</sup> Guam Legislature  
155 Hesler Place, Hagåtña, Guam 96910 • [www.guamlegislature.com](http://www.guamlegislature.com)  
E-mail: [roryforguam@gmail.com](mailto:roryforguam@gmail.com) • Tel: (671)472-7679 • Fax: (671)472-3547

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Senator  
Christopher M. Ducnas

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 Liheslaturan Guåhan*.

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

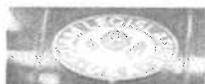
*Si Yu'os ma'åse!*

(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. 1NEW-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,  
 The Committee on Appropriations, Taxation, Public Debt, Banking, Insurance, Retirement and Land will hold a public hearing on Monday, June 20, 2011 in the Guam Legislature Public Hearing Room. The following is on the agenda:

**INEKUNGOK PUPBLEKO (PUBLIC HEARING)**

*gi Lunes, gi diha 20 gi Huño, 2011 (Monday, June 20, 2011)*

*Kuåtton Inekungok Pubbleko gi l Liheslaturan Guåhan (Guam Legislature Public Hearing Room)*

*Alas nuebi gi egga'an despu (9:00 AM)*

**TAREHA (AGENDA)**

**Komfitmasion Siha: (Confirmation hearings)**

- Confirmation of Mr. Artemio B. Illagan, Guam Banking and Insurance Commissioner
- Confirmation of Mr. Mark Fish, Member Guam Banking & Insurance Board
- Confirmation of Mr. William West Cassidy, Member Guam Banking & Insurance Board
- Confirmation of Mr. Danilo M. Rapadas, Member Guam Banking and Insurance Board
- Confirmation of Mr. Craig R. Thompson, Member, Alcoholic Beverage Control Board

**Priniponi Siha (Bills)**

**Bill No. 43-31 (COR): An Act to Add a New Chapter 81 to Title 21, Guam Code Annotated relative to the Deployment of Broad band and Telecommunications Infrastructure on Public Rights of Way.**

**Bill No. 144-31 (COR): An Act to repeal and amend Chapter 28, Title 11 of the Guam Code Annotated relative to "Use Tax Law" Exemptions.**

**Bill No. 146-31 (COR): An Act to place limitations on the importation of cigarettes and smokeless tobacco products by amending §6602 of Article 6, and by adding a New §6603 to Article 6 of Chapter 6 of Title 11 of the Guam Code Annotated.**

**Bill No. 162-31 (COR): An Act to amend §70132 of Title 11 of the Guam Code Annotated Relative to clearances required to obtain, renew or cancel a business license or any other license issued by a regulating agency or board.**

**Bill No. 174-31 (COR): An Act to repeal and re-enact §61214 of Title 12, Guam Code Annotated, Relative to authorizing "Split-Zone Elections".**

**Bill No. 181-31 (COR): An Act to amend Title 16 Guam Code Annotated, Chapter 5 Relative to the creation of truck weigh stations on Guam.**

**Bill No. 200-31 (COR): An Act to approve the Commercial Lease Agreement by and between the Department of Land Management and the Macheche Plaza Development**

**Bill No. 207-31 (COR): An Act to authorize the Department of Land Management to exchange a portion of Government of Guam land and deed Lot No. 1NEW-6, within Block No. 24, Municipality of Hagatna to Adrian L. Cristobal and Concepcion F. Cristobal pursuant to Civil Case No. CV230-88 recorded under Document No. 478218.**

**Bill No. 208-31 (COR): An Act to amend §60900 and add a new §60909 and §60910 of Article 9, Chapter 60, Title 21 Guam Code Annotated**

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relative to the construction of a new Department of Land Management Building in Hagatna.

Bill No. 210-31 (COR): An Act to add a new Chapter 53 to Title 11 of the Guam Code Annotated to provide the Department of Revenue and Taxation Enforcement and Collection Resources to target high risk, cash-based businesses and for non-licensed businesses engaged in military construction projects. This Act shall be known as "The Cash Economy Enforcement Act of 2011".

Bill No. 219-31 (COR): An Act to Amend Section 33106, Chapter 33, Title 7 Guam Code Annotated relative to Mechanics Lien.

*Yanggen un nisisita espesiát na setbisio put fabot ágang i lflsinan Senadot ben pangelinan gi 473-4236/7, i-mel si [senbenp@guam.net](mailto:senbenp@guam.net) patsino hálom gi i uepsait gi <http://www.senbenp.com> Este na nutisiu inapási nu i fendon gubetnamento.*

If you require any special accommodations, please contact the Office of Senator ben pangelinan at 473-4236 , email at [senbenp@guam.net](mailto:senbenp@guam.net) or log onto <http://www.senbenp.com>

--  
Lisa Cipollone  
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[senbenp@guam.net](mailto:senbenp@guam.net)  
[sgtarms@guamlegislature.org](mailto:sgtarms@guamlegislature.org)  
[speaker@judiwonpat.com](mailto:speaker@judiwonpat.com)  
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 Sent by: guamlegislature.org

Hafa Adai,  
 The Committee on Appropriations, Taxation, Public Debt, Banking, Insurance, Retirement and Land will hold a public hearing on Monday, June 20, 2011 in the Guam Legislature Public Hearing Room. The following is on the agenda:

**INEKUNGOK PUPBLEKO (PUBLIC HEARING)**

*gi Lunes, gi diha 20 gi Huño, 2011 (Monday, June 20, 2011)*

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

**Alas nuebi gi egga'an despu (9:00 AM)**

**TAREHA (AGENDA)**

**Komfitmasion Siha: (Confirmation hearings)**

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- Confirmation of Mr. Mark Fish, Member Guam Banking & Insurance Board
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Bill No. 219-31 (COR): An Act to Amend Section 33106, Chapter 33, Title 7 Guam Code Annotated relative to Mechanics Lien.

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I Mina'trentai Unu Na Liheslaturan Guahan

Senator Vicente (ben) Cabrera Pangelinan (D)

June 18, 2011

Memorandum

To: All Senators  
From: Senator Vicente (ben) Cabrera Pangelinan  
Re: Public Hearing Notice – SECOND NOTICE

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

Vice Chairman  
Committee on Education

Member  
Committee on Rules,  
Federal, Foreign &  
Micronesia 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

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to phnotice@guamlegislature.org  
date Sat, Jun 18, 2011 at 10:43 AM  
subject Public Hearing - Second Notice  
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Jun 18 (9 days ago) Reply

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

*Alas nuebi gi egga'an despu (9:00 AM)*

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

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 **Senator Rory J. Respicio**  
Nicole Santos to me

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Was Bill 43 heard? I just missed about 30 mins. Could you give me a quick run-down of what happened w/ Bill 43? Thanks, Lisa

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Nicole Santos  
Senior Policy Analyst  
Office of Senator Thomas C. Ada  
I Mina'trentai Unu Na Liheslaturan Guåhan - 31st Guam Legislature  
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I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

June 18, 2011

Memorandum

To: Media

From: Senator Vicente (ben) Cabrera Pangelinan

Re: Public Hearing Notice – SECOND NOTICE

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

Vice Chairman  
Committee on Education

Member  
Committee on Rules,  
Federal, Foreign &  
Micronesia 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  
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Website: <http://senbenp.com>

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gi Lunes, gi diha 20 gi Huño, 2011 (Monday, June 20, 2011)

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

Alas nuebi gi egga'an despu (9:00 AM)

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**Bill No. 208-31 (COR):** An Act to amend §60900 and add a new §60909 and §60910 of Article 9, Chapter 60, Title 21 Guam Code Annotated relative to the construction of a new Department of Land Management Building in Hagatna.

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**Bill No. 219-31 (COR):** An Act to Amend Section 33106, Chapter 33, Title 7 Guam Code Annotated relative to Mechanics Lien.

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

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**INEKUNGOK PUPBLEKO (PUBLIC HEARING)**  
*gi Lunes, gi diha 20 gi Huño, 2011 (Monday, June 20, 2011)*  
**Kuáttion Inekungok Pubbleko gi l Liheslaturan Guåhan**  
**(Guam Legislature Public Hearing Room)**  
**Alas nuebí gi egga'an despu (9:00 AM)**  
**TAREHA (AGENDA)**

**Konfitmasion Siha (Confirmation hearings):**

Confirmation of Mr. Artemio B. Illagan, Guam Banking and Insurance Commissioner  
 Confirmation of Mr. Mark Fish, Member Guam Banking & Insurance Board  
 Confirmation of Mr. William West Cassidy, Member Guam Banking & Insurance Board  
 Confirmation of Mr. Danilo M. Rapadas, Member Guam Banking and Insurance Board  
 Confirmation of Mr. Craig R. Thompson, Member, Alcoholic Beverage Control Board

**Priniponi Siha (Bills):**

**Bill No. 43-31 (COR):** An Act to Add a New Chapter 81 to Title 21, Guam Code Annotated relative to the Deployment of Broad band and Telecommunications Infrastructure on Public Rights of Way.

**Bill No. 144-31 (COR):** An Act to repeal and amend Chapter 28, Title 11 of the Guam Code Annotated relative to "Use Tax Law" Exemptions.

**Bill No. 146-31 (COR):** An Act to place limitations on the importation of cigarettes and smokeless tobacco products by amending §6602 of Article 6, and by adding New §6603 to Article 6 of Chapter 6 of Title 11 of the Guam Code Annotated.

**Bill No. 162-31 (COR):** An Act to amend §70132 of Title 11 of the Guam Code Annotated Relative to clearances required to obtain, renew or cancel a business license or any other license issued by a regulating agency or board.

**Bill No. 174-31 (COR):** An Act to repeal and re-enact §61214 of Title 12, Guam Code Annotated, Relative to authorizing "Split-Zone Elections".

**Bill No. 181-31 (COR):** An Act to amend Title 16 Guam Code Annotated, Chapter 5 Relative to the creation of truck weight stations on Guam.

**Bill No. 200-31 (COR):** An Act to approve the Commercial Lease Agreement by and between the Department of Land Management and the Macheche Plaza Development.

**Bill No. 207-31 (COR):** 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 Hagåtña to Adrian L. Cristobal and Concepcion F. Cristobal pursuant to Civil Case No. CV230-88 recorded under Document No. 478218.

**Bill No. 208-31 (COR):** An Act to amend §60900 and add a new §60909 and §60910 of Article 9, Chapter 60, Title 21 Guam Code Annotated relative to the construction of a new Department of Land Management Building in Hagåtña.

**Bill No. 210-31 (COR):** An Act to add a new Chapter 53 to Title II of the Guam Code Annotated to provide the Department of Revenue and Taxation Enforcement and Collection Resources to target high risk, cash-based businesses and for non-licensed businesses engaged in military construction projects. This Act shall be known as "The Cash Economy Enforcement Act of 2011".

**Bill No. 219-31 (COR):** An Act to Amend Section 33106, Chapter 33, Title 7 Guam Code Annotated relative to Mechanics Lien.

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

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

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**INEKUNGOK PUPBLEKO  
(PUBLIC HEARING)**

**gi Lunes, gi diha 20 gi Huño, 2011  
(Monday, June 20, 2011)**

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

**Alas nuebi gi egga'an despu  
(9:00 AM)**

**TAREHA  
(AGENDA)**

**Komfitmasion Siha:  
(Confirmation hearings)**

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Confirmation of Mr. Danilo M. Rapadas, Member Guam Banking and Insurance Board  
Confirmation of Mr. Craig R. Thompson, Member, Alcoholic Beverage Control  
Board**

**Priniponi Siha  
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# COMMITTEE ON RULES

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2011  
DEC 19 11 31 AM  
EM

Senator  
Rory J. Respicio  
CHAIRPERSON  
MAJORITY LEADER

December 19, 2011

## MEMORANDUM

Senator  
Judith P. Guthertz  
VICE CHAIRPERSON  
ASST. MAJORITY LEADER

**To:** Patricia C. Santos  
Clerk of the Legislature

### MAJORITY MEMBERS:

**From:** Senator Judith P. Guthertz, DPA  
Acting Chairperson, Committee on Rules

Speaker  
Judith T. Won Pat

**Subject:** Supplement to Committee Report

Vice Speaker  
Benjamin J. F. Cruz

*Hafa Adai!*

Senator  
Tina Rose Muña Barnes  
LEGISLATIVE SECRETARY  
MAJORITY WHIP

Transmitted herewith is a memo from Senator vicente (ben) c. pangelinan, Chairperson, Committee on Appropriations, Taxation, Public Debt, Banking, Insurance, Retirement and Land, forwarding additional testimony on Bill No. 207.

Senator  
Dennis G. Rodriguez, Jr.  
ASST. MAJORITY WHIP

Please include this memo and the attachment as a "Supplement" to the Committee Report on Bill No. 207-31 (COR).

Senator  
Thomas C. Ada

Please make the appropriate indication in your records; and forward to MIS for posting on our website. I also request that the same be forwarded to all Senators of *I Mina'trentai Unu na Liheslaturan Guåhan*.

Senator  
Adolpho B. Palacios, Sr.

Senator  
vicente c. pangelinan

*Si Yu'os ma'åse'!*

### MINORITY MEMBERS:

Senator  
Aline A. Yamashita  
ASST. MINORITY LEADER

Senator  
Christopher M. Duenas



## COMMITTEE ON RULES

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Senator  
Rory J. Respicio  
CHAIRPERSON  
MAJORITY LEADER

Senator  
Judith P. Guthertz  
VICE CHAIRPERSON  
ASST. MAJORITY LEADER

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Senator  
Thomas C. Ada

Senator  
Adolpho B. Palacios, Sr.

Senator  
vicente c. pangelinan

### MINORITY MEMBERS:

Senator  
Aline A. Yamashita  
ASST. MINORITY LEADER

Senator  
Christopher M. Duenas

## Supplement to the Committee Report on Amended Bill No. 207-31 (COR)

**"AN ACT TO AUTHORIZE THE DEPARTMENT  
OF LAND MANAGEMENT TO EXCHANGE A  
PORTION OF GOVERNMENT OF GUAM  
LAND AND DEED LOT NO. 1NEW-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."**

\*NOTE: The original Committee Report on  
Amended Bill No. 207-31 (COR)  
was filed on August 8, 2011.



the People

# I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

December 19, 2011

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

Senator Rory Respicio  
Chairman  
Committee on Rules  
*I Liheslaturan Guahan*  
Hagatna, Guam

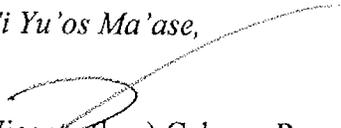
Hafa Adai Senator Respicio,

I have herein attached the map for Bill No. 207, which was inadvertently absent from the Committee Report filed with the Committee on Rules on August 3, 2011.

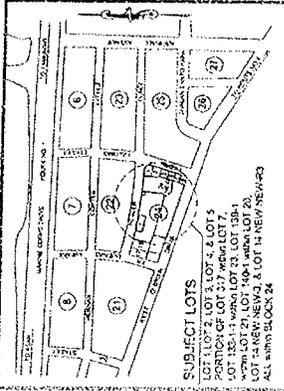
As Bill No. 207 is on the agenda for this session, I hereby request that copies of the map be distributed to the Senators for their review.

Your assistance is much appreciated. .

*Si Yu'os Ma'ase,*

  
Vicente (ben) Cabrera Pangelinan  
Senator

789055



**SUBJECT LOTS**  
 LOT 14 NEW NEW-3, LOT 4, LOT 1  
 PORTION OF LOT 37, NEW LOT 7,  
 LOT 13-14, NEW LOT 23, LOT 13-14,  
 LOT 14 NEW NEW-3, LOT 4, LOT 1, NEW NEW-3  
 ALL WITHIN BLOCK 24

**REFERENCES:**  
 1. THE SUBJECT LOTS ARE SHOWN WITHIN THE BOUNDARIES OF THE SURROUNDING LOTS.  
 2. THE SUBJECT LOTS ARE SHOWN WITHIN THE BOUNDARIES OF THE SURROUNDING LOTS.  
 3. THE SUBJECT LOTS ARE SHOWN WITHIN THE BOUNDARIES OF THE SURROUNDING LOTS.  
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**PROCESSED BY:**  
 11/20/09  
 5/1/09  
 9-2-09

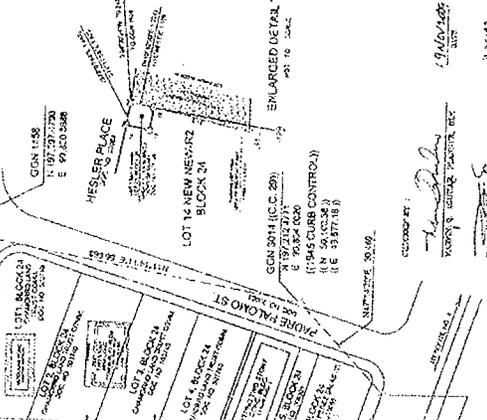
**REVERSION TO ACREAGE SURVEY MAP**  
 OF  
 LOT 14 NEW NEW-3 and LOT 4 NEW NEW-3, BLOCK 24

**REVISION TO ACREAGE SURVEY MAP**  
 OF  
 LOT 14 NEW NEW-3 and LOT 4 NEW NEW-3, BLOCK 24

**LAND SURVEY NO. 12**  
 MUNICIPALITY: 157, PARRISVILLE, MISSOURI  
 COUNTY: 157, PARRISVILLE, MISSOURI  
 DISTRICT: 157, PARRISVILLE, MISSOURI  
 DATE: 11/20/09  
 BY: [Signature]

**LOT 14 NEW NEW-3, BLOCK 24**

NO.	AREA	PERCENTAGE	AREA	PERCENTAGE
1	1.17	1.17	1.17	1.17
2	1.17	1.17	1.17	1.17
3	1.17	1.17	1.17	1.17
4	1.17	1.17	1.17	1.17
5	1.17	1.17	1.17	1.17
6	1.17	1.17	1.17	1.17
7	1.17	1.17	1.17	1.17
8	1.17	1.17	1.17	1.17
9	1.17	1.17	1.17	1.17
10	1.17	1.17	1.17	1.17
11	1.17	1.17	1.17	1.17
12	1.17	1.17	1.17	1.17
13	1.17	1.17	1.17	1.17
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18	1.17	1.17	1.17	1.17
19	1.17	1.17	1.17	1.17
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23	1.17	1.17	1.17	1.17
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27	1.17	1.17	1.17	1.17
28	1.17	1.17	1.17	1.17
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33	1.17	1.17	1.17	1.17
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43	1.17	1.17	1.17	1.17
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51	1.17	1.17	1.17	1.17
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66	1.17	1.17	1.17	1.17
67	1.17	1.17	1.17	1.17
68	1.17	1.17	1.17	1.17
69	1.17	1.17	1.17	1.17
70	1.17	1.17	1.17	1.17
71	1.17	1.17	1.17	1.17
72	1.17	1.17	1.17	1.17
73	1.17	1.17	1.17	1.17
74	1.17	1.17	1.17	1.17
75	1.17	1.17	1.17	1.17
76	1.17	1.17	1.17	1.17
77	1.17	1.17	1.17	1.17
78	1.17	1.17	1.17	1.17
79	1.17	1.17	1.17	1.17
80	1.17	1.17	1.17	1.17
81	1.17	1.17	1.17	1.17
82	1.17	1.17	1.17	1.17
83	1.17	1.17	1.17	1.17
84	1.17	1.17	1.17	1.17
85	1.17	1.17	1.17	1.17
86	1.17	1.17	1.17	1.17
87	1.17	1.17	1.17	1.17
88	1.17	1.17	1.17	1.17
89	1.17	1.17	1.17	1.17
90	1.17	1.17	1.17	1.17
91	1.17	1.17	1.17	1.17
92	1.17	1.17	1.17	1.17
93	1.17	1.17	1.17	1.17
94	1.17	1.17	1.17	1.17
95	1.17	1.17	1.17	1.17
96	1.17	1.17	1.17	1.17
97	1.17	1.17	1.17	1.17
98	1.17	1.17	1.17	1.17
99	1.17	1.17	1.17	1.17
100	1.17	1.17	1.17	1.17



**LOT 14 NEW NEW-3, BLOCK 24**

NO.	AREA	PERCENTAGE	AREA	PERCENTAGE
1	1.17	1.17	1.17	1.17
2	1.17	1.17	1.17	1.17
3	1.17	1.17	1.17	1.17
4	1.17	1.17	1.17	1.17
5	1.17	1.17	1.17	1.17
6	1.17	1.17	1.17	1.17
7	1.17	1.17	1.17	1.17
8	1.17	1.17	1.17	1.17
9	1.17	1.17	1.17	1.17
10	1.17	1.17	1.17	1.17
11	1.17	1.17	1.17	1.17
12	1.17	1.17	1.17	1.17
13	1.17	1.17	1.17	1.17
14	1.17	1.17	1.17	1.17
15	1.17	1.17	1.17	1.17
16	1.17	1.17	1.17	1.17
17	1.17	1.17	1.17	1.17
18	1.17	1.17	1.17	1.17
19	1.17	1.17	1.17	1.17
20	1.17	1.17	1.17	1.17
21	1.17	1.17	1.17	1.17
22	1.17	1.17	1.17	1.17
23	1.17	1.17	1.17	1.17
24	1.17	1.17	1.17	1.17
25	1.17	1.17	1.17	1.17
26	1.17	1.17	1.17	1.17
27	1.17	1.17	1.17	1.17
28	1.17	1.17	1.17	1.17
29	1.17	1.17	1.17	1.17
30	1.17	1.17	1.17	1.17
31	1.17	1.17	1.17	1.17
32	1.17	1.17	1.17	1.17
33	1.17	1.17	1.17	1.17
34	1.17	1.17	1.17	1.17
35	1.17	1.17	1.17	1.17
36	1.17	1.17	1.17	1.17
37	1.17	1.17	1.17	1.17
38	1.17	1.17	1.17	1.17
39	1.17	1.17	1.17	1.17
40	1.17	1.17	1.17	1.17
41	1.17	1.17	1.17	1.17
42	1.17	1.17	1.17	1.17
43	1.17	1.17	1.17	1.17
44	1.17	1.17	1.17	1.17
45	1.17	1.17	1.17	1.17
46	1.17	1.17	1.17	1.17
47	1.17	1.17	1.17	1.17
48	1.17	1.17	1.17	1.17
49	1.17	1.17	1.17	1.17
50	1.17	1.17	1.17	1.17
51	1.17	1.17	1.17	1.17
52	1.17	1.17	1.17	1.17
53	1.17	1.17	1.17	1.17
54	1.17	1.17	1.17	1.17
55	1.17	1.17	1.17	1.17
56	1.17	1.17	1.17	1.17
57	1.17	1.17	1.17	1.17
58	1.17	1.17	1.17	1.17
59	1.17	1.17	1.17	1.17
60	1.17	1.17	1.17	1.17
61	1.17	1.17	1.17	1.17
62	1.17	1.17	1.17	1.17
63	1.17	1.17	1.17	1.17
64	1.17	1.17	1.17	1.17
65	1.17	1.17	1.17	1.17
66	1.17	1.17	1.17	1.17
67	1.17	1.17	1.17	1.17
68	1.17	1.17	1.17	1.17
69	1.17	1.17	1.17	1.17
70	1.17	1.17	1.17	1.17
71	1.17	1.17	1.17	1.17
72	1.17	1.17	1.17	1.17
73	1.17	1.17	1.17	1.17
74	1.17	1.17	1.17	1.17
75	1.17	1.17	1.17	1.17
76	1.17	1.17	1.17	1.17
77	1.17	1.17	1.17	1.17
78	1.17	1.17	1.17	1.17
79	1.17	1.17	1.17	1.17
80	1.17	1.17	1.17	1.17
81	1.17	1.17	1.17	1.17
82	1.17	1.17	1.17	1.17
83	1.17	1.17	1.17	1.17
84	1.17	1.17	1.17	1.17
85	1.17	1.17	1.17	1.17
86	1.17	1.17	1.17	1.17
87	1.17	1.17	1.17	1.17
88	1.17	1.17	1.17	1.17
89	1.17	1.17	1.17	1.17
90	1.17	1.17	1.17	1.17
91	1.17	1.17	1.17	1.17
92	1.17	1.17	1.17	1.17
93	1.17	1.17	1.17	1.17
94	1.17	1.17	1.17	1.17
95	1.17	1.17	1.17	1.17
96	1.17	1.17	1.17	1.17
97	1.17	1.17	1.17	1.17
98	1.17	1.17	1.17	1.17
99	1.17	1.17	1.17	1.17
100	1.17	1.17	1.17	1.17

**LOT 14 NEW NEW-3, BLOCK 24**

NO.	AREA	PERCENTAGE	AREA	PERCENTAGE
1	1.17	1.17	1.17	1.17
2	1.17	1.17	1.17	1.17
3	1.17	1.17	1.17	1.17
4	1.17	1.17	1.17	1.17
5	1.17	1.17	1.17	1.17
6	1.17	1.17	1.17	1.17
7	1.17	1.17	1.17	1.17
8	1.17	1.17	1.17	1.17
9	1.17	1.17	1.17	1.17
10	1.17	1.17	1.17	1.17
11	1.17	1.17	1.17	1.17
12	1.17	1.17	1.17	1.17
13	1.17	1.17	1.17	1.17
14	1.17	1.17	1.17	1.17
15	1.17	1.17	1.17	1.17
16	1.17	1.17	1.17	1.17
17	1.17	1.17	1.17	1.17
18	1.17	1.17	1.17	1.17
19	1.17	1.17	1.17	1.17
20	1.17	1.17	1.17	1.17
21	1.17	1.17	1.17	1.17
22	1.17	1.17	1.17	1.17
23	1.17	1.17	1.17	1.17
24	1.17	1.17	1.17	1.17
25	1.17	1.17	1.17	1.17
26	1.17	1.17	1.17	1.17
27	1.17	1.17	1.17	1.17







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

2011 MAY 23 11:15  
*Wur*

Bill No. 201-31 (cor)

Introduced by:

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. 1NEW-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**

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

1           **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan*  
2 finds that Public Law 18-49 authorized the government of Guam to  
3 exchange government-owned property with private property taken by the  
4 government for the construction of the LBJ Elementary School in Tamuning  
5 and the Tamuning Fire Station. Adrian L. Cristobal and Concepcion F.  
6 Cristobal, herein referred to as the “Cristobals” were deeded Lot No. 12-2,  
7 Ipan, Talofofu by the government of Guam in exchange for the Tamuning  
8 properties.

9           *I Liheslaturan Guåhan* further finds that pursuant to Civil Case  
10 CV230-88, recorded under Document No. 478218 stipulated that the  
11 government of Guam was without any right of ownership to convey Lot No.

1 12-2, Ipan to the Cristobals. The government of Guam conceded to the  
2 defect in said land exchange. It further stipulated that the Cristobals will  
3 identify a lot in the government of Guam's inventory of lands for the  
4 Cristobals to select from in order to obtain the consideration they bargained  
5 for in said land exchange agreement.

6 *I Liheslaturan Guåhan* further finds that to comply with the stipulated  
7 order, the Cristobals have identified properties within Block No. 24,  
8 Municipality of Hagåtña, under the inventory of the Chamorro Land Trust  
9 Commission (CLTC) and contiguous to Cristobals privately owned  
10 properties Lot No. 139-1 and 140-1.

11 *I Liheslaturan Guåhan* further finds that the property chosen by the  
12 Cristobals is within the inventory of the CLTC. *I Liheslaturan Guåhan*  
13 wishes to replace the CLTC land authorized in this land exchange with  
14 government of Guam lands reserved for land exchanges.

15 Therefore, *I Liheslaturan Guåhan* intends to fully resolve this long  
16 standing land issue with the Cristobals by authorizing the Department of  
17 Land Management to complete the land exchange of the government land  
18 selected by the Cristobals, Lot No. 1NEW-6, as shown on survey map  
19 recorded on Document No. 799055, recorded under Document No. 478218  
20 pursuant to Civil Case CV230-88 and Public Law 18-49.

21 **Section 2. Land Exchange Authorization.** The Department of Land  
22 Management is hereby authorized to exchange, on a value for value basis, a  
23 portion of government of Guam, Track 11405 (Formerly Lot 10120-20, in  
24 the Municipality of Dededo, containing seventy (70) acres which were  
25 reserved pursuant to Public Law 22-18 for land exchanges) with Chamorro  
26 Land Trust Commission property contained in the new consolidated Lot No.  
27 1NEW-6 within Block No. 24, Municipality of Hagåtña and exchange

1 authorized in Public Law 18-49 and Civil Case CV230-88 as shown on Re-  
2 Subdivision Survey Map, drawing number I4-06T702, L.M. Check No.  
3 273FY2008, and recorded under document number 799055, November 24,  
4 2009, prepared by Professional Land Surveyor No. 68, Paul L. Santos.

5 **Section 3. Authorization to Deed.** The *I Liheslaturan Guåhan* hereby  
6 authorizes the Department of Land Management to issue a deed to Adrian L.  
7 Cristobal and Concepcion F. Cristobal or their heirs for the consolidated Lot  
8 No. 1NEW-6 within Block No. 24, Municipality of Hagatna pursuant to  
9 Civil Case No. CV230-88 and Public Law 18-49.

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