

EDDIE BAZA CALVO
Governor



RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam

October 4, 2011

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

31-11-938
Office of the Speaker
Judith T. Won Pat, Ed. D.
Date 10/4/11
Time 4:00 PM
Received by [Signature]

Dear Madame Speaker:

Transmitted herewith is Substitute Bill No. 154-31 (COR) "AN ACT TO ADD A NEW SUBSECTION (a) TO §3104 AND A NEW SUBSECTION (a) TO §3105 OF CHAPTER 3, A NEW SUBSECTION (a) TO §20007 OF CHAPTER 20, AND A NEW SUBSECTION (a) TO §21007 OF CHAPTER 21, ALL OF TITLE 3, GUAM CODE ANNOTATED; AND TO ADD NEW SUBSECTIONS (a) AND (b) TO §2109 OF CHAPTER 21, TITLE 1, GUAM CODE ANNOTATED, RELATIVE TO THE REGISTRATION, EDUCATION CAMPAIGN AND VOTING PROCESS FOR THE PLEBISCITE ON POLITICAL STATUS FOR GUAM, ALL IN CONSULTATION WITH THE COMMISSION ON DECOLONIZATION", which was signed into law on September 30, 2011 as Public Law 31-92.

Senseramente,


EDDIE BAZA CALVO

MM 8:07
[Signature]

Attachment: copy of Bill

938

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 **Substitute Bill No. 154-31 (COR)**, "AN ACT TO ADD A NEW SUBSECTION (a) TO §3104 AND A NEW SUBSECTION (a) TO §3105 OF CHAPTER 3, A NEW SUBSECTION (a) TO §20007 OF CHAPTER 20, AND A NEW SUBSECTION (a) TO §21007 OF CHAPTER 21, ALL OF TITLE 3, GUAM CODE ANNOTATED; AND TO ADD NEW SUBSECTIONS (a) AND (b) TO §2109 OF CHAPTER 21, TITLE 1, GUAM CODE ANNOTATED, RELATIVE TO THE REGISTRATION, EDUCATION CAMPAIGN AND VOTING PROCESS FOR THE PLEBISCITE ON POLITICAL STATUS FOR GUAM, ALL IN CONSULTATION WITH THE COMMISSION ON DECOLONIZATION," was on the 19th day of September, 2011, duly and regularly passed.



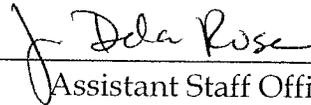
Judith T. Won Pat, Ed.D.
Speaker

Attested:



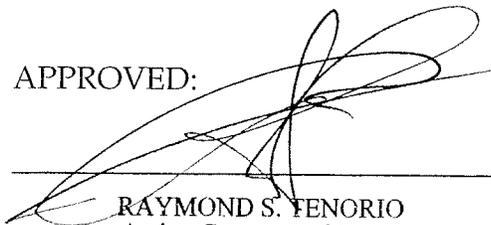
Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahaen Guåhan* this 20th day of Sept., 2011, at 4:10 o'clock P.M.



Assistant Staff Officer
Maga'lahi's Office

APPROVED:



RAYMOND S. FENORIO
Acting Governor of Guam

SEP 30 2011

Date: _____

Public Law No. 31-92 _____

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

Bill No. 154-31 (COR)

As substituted by the Committee on Rules,
Federal, Foreign and Micronesian Affairs, and
Human and Natural Resources; and further
substituted and amended on the Floor.

Introduced by:

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

AN ACT TO *ADD* A NEW SUBSECTION (a) TO §3104 AND A NEW SUBSECTION (a) TO §3105 OF CHAPTER 3, A NEW SUBSECTION (a) TO §20007 OF CHAPTER 20, AND A NEW SUBSECTION (a) TO §21007 OF CHAPTER 21, ALL OF TITLE 3, GUAM CODE ANNOTATED; AND TO ADD NEW SUBSECTIONS (a) AND (b) TO §2109 OF CHAPTER 21, TITLE 1, GUAM CODE ANNOTATED, RELATIVE TO THE REGISTRATION, EDUCATION CAMPAIGN AND VOTING PROCESS FOR THE PLEBISCITE ON POLITICAL STATUS FOR GUAM, ALL IN CONSULTATION WITH THE COMMISSION ON DECOLONIZATION.

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

2 **Section 1.** New §§ 3104(a) and 3105(a) are hereby *added* to Chapter 3 of
3 Title 3, Guam Code Annotated, to read:

4 “§ 3104. **Times for Registration.** Ten (10) days prior to any
5 general, primary or special election, the registration rolls *shall* be closed for
6 that election and no further affidavits of registration shall be accepted by the
7 Commission.

8 (a) **Exception.** For the purposes of registering eligible
9 persons to vote on the plebiscite relative to Guam’s political status,
10 the Commission, in consultation with the Commission on
11 Decolonization for the Implementation and Exercise of *Chamorro*
12 Self Determination, *shall* develop a methodology that will allow a
13 registration process at each of the island’s voting precincts and
14 Mayors’ offices.”

15 “§ 3105. **Place of Registration.** The registration of electors *shall*
16 be in progress at the main office of the Commission during such hours as the
17 office is open for business at all times prior to the closing of the registration
18 rolls. Electors may also be registered at such times and places within Guam
19 as the Commission *shall* deem advisable and convenient from the time
20 registration is open until twenty-one (21) days prior to an election.

21 (a) **Exception.** For the purposes of registering eligible
22 persons to vote on the plebiscite relative to Guam’s political status,
23 the Commission, in consultation with the Guam Commission on
24 Decolonization for the Implementation and Exercise of *Chamorro*
25 Self Determination, *shall* develop a methodology that will allow a
26 registration process at each of the island’s voting precincts and
27 Mayors’ offices.

1 **Section 2.** A new §20007(a) is hereby *added* to Chapter 20 of Title 3,
2 Guam Code Annotated, to read:

3 “§ 20007. **Times for Registration.** A person may register with the
4 *Chamorro* Registry at any time during the year, *except* at such times when
5 the Commission *shall* close the registration rolls for the purposes of
6 conducting elections or plebiscites. At such times, the registration rolls *shall*
7 be closed ten (10) days prior to such election or plebiscite.

8 (a) **Exception.** For the purposes of registering eligible
9 persons to vote on the plebiscite relative to Guam’s political status,
10 the Commission, in consultation with the Guam Commission on
11 Decolonization for the Implementation and Exercise of *Chamorro*
12 Self Determination, *shall* develop a methodology that will allow a
13 registration process at each of the island’s voting precincts and
14 Mayors’ offices.”

15 **Section 3.** A new §21007(a) is hereby *added* to Chapter 21 of Title 3,
16 Guam Code Annotated, to read:

17 “§ 21007. **Times for Registration.** A person may register with the
18 Guam Decolonization Registry at any time during the year, *except* at such
19 times when the Commission *shall* close the registration rolls for the purposes
20 of conducting the Political Status Plebiscite. At such times the registration
21 rolls *shall* be closed ten (10) days prior to such Political Status Plebiscite.

22 (a) **Exception.** For the purposes of registering eligible
23 persons to vote on the plebiscite relative to Guam’s political status,
24 the Commission, in consultation with the Commission on
25 Decolonization for the Implementation and Exercise of *Chamorro*
26 Self Determination, *shall* develop a methodology that will allow a

1 registration process at each of the island's voting precincts and
2 Mayors' offices."

3 **Section 4.** New Subsections (a) and (b) are hereby *added* to §2109 of
4 Chapter 21, Title 1, Guam Code Annotated, to read:

5 "(a) The University of Guam and the Guam Community College
6 may be included in the development and execution of the extensive public
7 education program for the purposes of fulfilling the educational outreach
8 provisions of this Chapter in order to ensure a successful plebiscite relative
9 to Guam's political status determination.

10 (b) Upon consultation with *I Maga'lahañ Guåhan* and *I*
11 *Liheslaturan Guåhan* the Commission on Decolonization and the
12 Guam Election Commission *shall* determine the date for the
13 conducting of a Political Status Plebiscite, which *shall* take place
14 following the completion of the public education program for the
15 purposes of fulfilling the educational outreach provisions of this
16 Chapter."

17 **Section 5.** Federal funding provided to Guam from the Department of
18 Interior, or other sources, for education regarding political status or decolonization
19 *shall* be used by the Decolonization Commission for the public education program
20 and educational outreach provisions of Title 1 GCA, Chapter 21. Any unexpended
21 funds formerly allocated to the Guam Election Commission in FY 2011 for
22 education regarding political status *shall* remain with the Guam Election
23 Commission, and the appropriation *shall* carry forward until fully expended. The
24 aforementioned funding for the GEC *shall* be utilized in congruence with efforts
25 and mandates of the Decolonization Commission.

26 **Section 6.** The Chairperson of the Commission on Decolonization *shall*
27 submit a progress report within sixty (60) days of the enactment of this Act to *I*

1 *Liheslaturan Guåhan* (the Guam Legislature) which *shall* document the plans of
2 the Commission to hold the plebiscite on the political status for Guam, inclusive of
3 proposed procedures timelines.

4 **Section 7. Effective Date.** This Act *shall* be effective upon its enactment
5 into law. The Guam Election Commission *shall* propose the methodology as
6 contained in provisions of this Act, in consultation with the Commission on
7 Decolonization for the Implementation and Exercise of *Chamorro* Self
8 Determination, *no later than* thirty (30) days after the start of the first (1st) quarter
9 of the FY 2012 budget cycle of the government of Guam.

6

I MINA' TRENTAI UNU NA LIHESLATURAN GUÅHAN

2011 (FIRST) Regular Session

Date: Sept. 19, 2011

VOTING SHEET

SBill No. 154-31(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

SENATOR RORY J. RESPICIO
MAJORITY LEADER

CHAIRPERSON
COMMITTEE ON RULES; FEDERAL, FOREIGN & MICRONESIAN
AFFAIRS; AND HUMAN & NATURAL RESOURCES



I Mina'trentai Unu na Liheslaturan Guåhan
THIRTY-FIRST GUAM LEGISLATURE

August 1, 2011

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

I Mina'trentai Unu na Liheslaturan Guåhan

155 Hesler Place

Hagåtña, Guam 96910

RE: Committee Report on Bill No. 154-31 (COR) As Substituted

Hafa Adai Speaker Won Pat:

The Committee on Rules, Federal, Foreign & Micronesian Affairs, and Human and Natural Resources hereby reports out its findings and recommendations on **Substitute Bill No. 154-31 (COR) - "AN ACT TO AMEND TITLE 3 GUAM CODE ANNOTATED BY ADDING NEW SUBITEMS 3104(a) AND 3105(a) TO CHAPTER 3, ADDING A NEW SUBITEM 20007(a) TO CHAPTER 20, AND A NEW SUBITEM 21007(a); AND TO AMEND TITLE 1 GUAM CODE ANNOTATED BY ADDING A NEW SUBITEM 2109(a), AND AMENDING § 2110(a) AND § 2111 RELATIVE TO THE REGISTRATION, EDUCATION CAMPAIGN AND VOTING PROCESS FOR THE PLEBISCITE ON POLITICAL STATUS FOR GUAM, ALL IN CONSULTATION WITH THE COMMISSION ON DECOLONIZATION."**

Committee votes are as follows:

 0 TO DO PASS
 0 TO NOT PASS
 6 TO REPORT OUT ONLY
 0 TO ABSTAIN
 0 TO PLACE IN INACTIVE FILE

Very Truly Yours,


Rory J. Respicio

2011 AUG -3 PM 3:34
WJ

SENATOR RORY J. RESPICIO
MAJORITY LEADER

CHAIRPERSON
COMMITTEE ON RULES; FEDERAL, FOREIGN & MICRONESIAN
AFFAIRS; AND HUMAN & NATURAL RESOURCES



I Mind'trentai Unu na Liheslaturan Guåhan
THIRTY-FIRST GUAM LEGISLATURE

COMMITTEE REPORT ON SUBSTITUTE BILL NO. 154-31 (COR)

"AN ACT TO AMEND TITLE 3 GUAM CODE ANNOTATED BY ADDING NEW SUBITEMS 3104(a) AND 3105(a) TO CHAPTER 3, ADDING A NEW SUBITEM 20007(a) TO CHAPTER 20, AND A NEW SUBITEM 21007(a); AND TO AMEND TITLE 1 GUAM CODE ANNOTATED BY ADDING A NEW SUBITEM 2109(a), AND AMENDING § 2110(a) AND § 2111 RELATIVE TO THE REGISTRATION, EDUCATION CAMPAIGN AND VOTING PROCESS FOR THE PLEBISCITE ON POLITICAL STATUS FOR GUAM, ALL IN CONSULTATION WITH THE COMMISSION ON DECOLONIZATION."

SENATOR RORY J. RESPICIO
MAJORITY LEADER

CHAIRPERSON
COMMITTEE ON RULES; FEDERAL, FOREIGN & MICRONESIAN
AFFAIRS; AND HUMAN & NATURAL RESOURCES



I Mina'trentai Unu na Liheslaturan Guahan
THIRTY-FIRST GUAM LEGISLATURE

August 1, 2011

MEMORANDUM

To: All Members
Committee on Rules, Federal, Foreign & Micronesia Affairs, and Human & Natural Resources

From: Senator Rory J. Respicio 

Subject: Committee Report on Bill No. 154-31 (COR) As Substituted

Transmitted herewith for your review and consideration is the **Committee Report on Substitute Bill No. 154-31 (COR) – “AN ACT TO AMEND TITLE 3 GUAM CODE ANNOTATED BY ADDING NEW SUBITEMS 3104(a) AND 3105(a) TO CHAPTER 3, ADDING A NEW SUBITEM 20007(a) TO CHAPTER 20, AND A NEW SUBITEM 21007(a); AND TO AMEND TITLE 1 GUAM CODE ANNOTATED BY ADDING A NEW SUBITEM 2109(a), AND AMENDING § 2110(a) AND § 2111 RELATIVE TO THE REGISTRATION, EDUCATION CAMPAIGN AND VOTING PROCESS FOR THE PLEBISCITE ON POLITICAL STATUS FOR GUAM, ALL IN CONSULTATION WITH THE COMMISSION ON DECOLONIZATION.”**

This report includes the following supporting documents:

- Committee Vote Sheet
- Committee Report Digest
- Copy of Bill No. 154-31 (COR) As Substituted
- Copy of Bill No. 154-31(COR)
- Public Hearing Sign-in Sheet
- Referral of Bill No. 154-31(COR)
- Fiscal Note for Bill No. 154-31(COR)
- Public Hearing Notices
- Public Hearing Agenda
- Transcription of Roundtable on Political Status Bills, incl. Bill 154-31 (COR)
- Sign-in Sheets for Roundtable on Political Status Bills, incl. Bill 154-31 (COR)

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 me. *Si Yu'os Ma'åse!*

SENATOR RORY J. RESPICIO
MAJORITY LEADER

CHAIRPERSON
 COMMITTEE ON RULES; FEDERAL, FOREIGN & MICRONESIAN
 AFFAIRS; AND HUMAN & NATURAL RESOURCES



I Mina'trentai Unu na Libeslaturan Guåhan
THIRTY-FIRST GUAM LEGISLATURE

COMMITTEE VOTE SHEET

Substitute Bill No. 154-31 (COR) – “AN ACT TO AMEND TITLE 3 GUAM CODE ANNOTATED BY ADDING NEW SUBITEMS 3104(a) AND 3105(a) TO CHAPTER 3, ADDING A NEW SUBITEM 20007(a) TO CHAPTER 20, AND A NEW SUBITEM 21007(a); AND TO AMEND TITLE 1 GUAM CODE ANNOTATED BY ADDING A NEW SUBITEM 2109(a), AND AMENDING § 2110(a) AND § 2111 RELATIVE TO THE REGISTRATION, EDUCATION CAMPAIGN AND VOTING PROCESS FOR THE PLEBISCITE ON POLITICAL STATUS FOR GUAM, ALL IN CONSULTATION WITH THE COMMISSION ON DECOLONIZATION.”

	SIGNATURE	TO DO PASS	TO NOT PASS	TO REPORT OUT ONLY	TO ABSTAIN	TO PLACE IN INACTIVE FILE
Senator Rory J. Respicio Chairperson				8/2/11 		
Senator Judith P. Guthertz Vice-Chairperson						
Speaker Judith T. Won Pat, Ed.D. Member				8/3/11 ✓		
Vice-Speaker Benjamin J.F. Cruz Member				8/3/11 		
Legislative Secretary Tina Rose Muña Barnes Member				8/3/11		
Senator Thomas C. Ada Member				8/3/11		
Senator vicente c. pangelinan Member						
Senator Dennis G. Rodriguez, JR. Member						
Senator Adolpho B. Palacios Member				8/3/11 ✓		
Senator Aline A. Yamashita, Ph.D. Member						
Senator Christopher M. Duenas Member						

SENATOR RORY J. RESPICIO

MAJORITY LEADER

CHAIRPERSON
COMMITTEE ON RULES; FEDERAL, FOREIGN & MICRONESIAN
AFFAIRS; AND HUMAN & NATURAL RESOURCES



I Mina'trentai Unu na Libeslaturan Guåhan
THIRTY-FIRST GUAM LEGISLATURE

COMMITTEE REPORT DIGEST

I. OVERVIEW

BILL NO. 154-31 (COR) - "AN ACT TO ADD A NEW SUB ITEM 3104(A) AND 3105(A) TO CHAPTER 3, AND ADD A NEW SUB ITEM 20007(A) TO CHAPTER 20, AND ADD A NEW SUB ITEM 21007(A) TO CHAPTER 21, ALL OF TITLE 3 GUAM CODE ANNOTATED AND TO ADD A NEW SUB ITEM 2109(A) AND AMEND SUB SECTIONS 2110(A) AND 2111 OF CHAPTER 21, TITLE 1 GUAM CODE ANNOTATED RELATIVE TO THE REGISTRATION, EDUCATION CAMPAIGN AND VOTING PROCESS FOR THE PLEBISCITE ON POLITICAL STATUS FOR GUAM" was introduced by Senator Judith P. Guthertz on April 15, 2011; and was subsequently referred to the Committee on Rules; Federal, Foreign & Micronesia Affairs; and Human and Natural Resources on April 18, 2011.

Senator Rory J. Respicio, Chairperson of the Committee on Rules; Federal, Foreign & Micronesia Affairs; and Human and Natural Resources conducted a roundtable discussion on Bill No. 154-31 on May 20, 2011 at 9:00 A.M. in the Legislature's Public Hearing Room, and conducted a public hearing on Bill 154-31 on, July 7, 2011 at 9:00 A.M. in the Legislature's Public Hearing Room to receive public testimony on the measure.

Public Notice Requirements

Public hearing notices were disseminated via e-mail to all senators and all main media broadcasting outlets on July 1, 2011 (5-Day Notice), and again on July 5, 2011 (48- Hour Notice), thereby meeting the noticing requirements of the Open Government Law.

Senators Present

Senator Rory J. Respicio, Chairperson
Senator Judith P. Guthertz, Vice-Chairperson
Speaker Judith T. Won Pat, Committee Member
Senator Thomas C. Ada, Committee Member
Senator Adolpho B. Palacios, Committee Member
Senator Aline A. Yamashita, Committee Member
Senator Christopher M. Duenas, Committee Member
Senator V. Anthony Ada

II. SUMMARY OF TESTIMONY & DISCUSSION

Senator Respicio called the hearing to order and read the title of Bill 154-31 for the record. He asked the Bill's author, Sen. Guthertz to give an overview of the bill.

Senator Guthertz said that her intent with the bill was simply to establish a date that eligible voters might be comfortable with for the plebiscite. As a proposal, she gave the primary election date of 2014, as well as hoping to establish a public education program for self-determination. The most significant part of this bill is that she is hoping that those who testify could give a date so that the island could finally move forward.

First to testify was **Mr. Jose Garrido** who said that whether by choice or not, he has to become involved in the bill that is being discussed. He neither supports nor opposes the bill. In the future, he hopes that an official invitation be sent to the task force chair, Commission on Decolonization, and the Guam Election Commission be involved in the plebiscite. He agreed with the way the election is to be held, and likes the 2014 date because it gives time for an education process. He said that there should be a discussion on the time for the days of when, for example, registration will be closed. Because the plebiscite is such an important issue, he suggested a stand-alone election instead of being mixed up with the general. He also said that he believes that a non-binding vote doesn't matter to anyone.

Senator Guthertz said "this bill does not say that it is non-binding that was Senator Barnes' bill, not mine."

Mr. Garrido said that he has been a member since 1997, and ever since then, the plebiscite has always been considered to be non-binding. He only supports a plebiscite that complies with the decolonization process. He said, that if we have a plebiscite that does not have the framework of the triad, then it is non-binding.

Senator Guthertz asked Mr. Garrido if he was saying that the United States won't support a plebiscite under the current law.

Mr. Garrido said that the U.S. would support the idea of the qualification of people who could participate in a plebiscite. The plebiscite must involve the process of the UN charter. He said that even our own public law incorporates language and cites resolutions from the UN. So, if we're going to have a plebiscite, we need to have that process.

Senator Guthertz said that the current law does allow for that process and recognition; that is the current law, Guam is bound by that law, and this bill doesn't change that. All this does is set a date, that's the point of this bill, to set a date.

Mr. Garrido pointed out that the bill doesn't state what will be done with the election results because there is no language in the bill that says the results are binding or non-binding.

Senator Guthertz said her vision for the bill is to shoot for a time frame. Her hope is that as a result of the passage of this bill that the Legislature will move forward and work with the UN and US government to ensure that this plebiscite is recognized. That is the goal.

Mr. Garrido said he was concerned that the bills being passed might lead to an exercise that does not comply with the process of decolonization, and that result might be considered binding when it was conducted without any application of the UN charter.

Senator Guthertz said that the language that to which Mr. Garrido was referring could be incorporated into this bill. She said that although she is not eligible to vote in the plebiscite, but for those who are, she is trying to move the process forward.

Mr. Garrido said his perspective is that the self-determination depends on us. The United States government is obligated to sponsor the activity for the development of our political status. The right to self-determination also extends to the right to re-unify Guam and Saipan. He asked that everything in the bill should read "in consultation with the Commission on Decolonization."

Senator Respicio thanked Mr. Garrido and Senator Guthertz in regards to the issue. He noted that several months earlier, Governor Calvo committed to starting the Commission on Decolonization. He thanked Mr. Garrido again for his participation.

There being no additional testimony, **Senator Respicio** adjourned the hearing and declared Bill 154-31 publicly heard.

III. FINDINGS & RECOMMENDATIONS

The Committee on Rules; Federal, Foreign & Micronesian Affairs; and Human & Natural Resources finds that Bill No. 154-31 (COR) requires amendments, based on testimony and findings. It is the recommendation of the Committee that Bill No. 154-31 (COR) be amended and substituted to ensure that the bill include language assuring that the self-determination election will be conducted “in consultation with the Commission on Decolonization,” and that provisions for an education campaign be strengthened.

Amendments to the language of the introduced bill are indicated by ‘double underlines’ in the substitute version of Bill 154 included in this report.

The Committee on Federal, Foreign & Micronesian Affairs hereby submits, for consideration by *I Mina'trentai Unu Na Liheslaturan Guâhan*, this report on Substitute Bill No. 154-31 (COR) - “AN ACT TO AMEND TITLE 3 GUAM CODE ANNOTATED BY ADDING NEW SUBITEMS 3104(a) AND 3105(a) TO CHAPTER 3, ADDING A NEW SUBITEM 20007(a) TO CHAPTER 20, AND A NEW SUBITEM 21007(a); AND TO AMEND TITLE 1 GUAM CODE ANNOTATED BY ADDING A NEW SUBITEM 2109(a), AND AMENDING § 2110(a) AND § 2111 RELATIVE TO THE REGISTRATION, EDUCATION CAMPAIGN AND VOTING PROCESS FOR THE PLEBISCITE ON POLITICAL STATUS FOR GUAM, ALL IN CONSULTATION WITH THE COMMISSION ON DECOLONIZATION”, with the recommendation to REPORT OUT ONLY.

I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN
2011 (FIRST) REGULAR SESSION

2011 APR 15 AM 11:08
kika

Bill No. 154-3i (COR)

Introduced by:

Judith P. Guthertz, DPA

AN ACT TO ADD A NEW SUB ITEM 3104(A) AND 3105(A) TO CHAPTER 3, AND ADD A NEW SUB ITEM 20007(A) TO CHAPTER 20, AND ADD A NEW SUB ITEM 21007(A) TO CHAPTER 21, ALL OF TITLE 3 GUAM CODE ANNOTATED AND TO ADD A NEW SUB ITEM 2109(A) AND AMEND SUB SECTIONS 2110(A) AND 2111 OF CHAPTER 21, TITLE 1 GUAM CODE ANNOTATED RELATIVE TO THE REGISTRATION, EDUCATION CAMPAIGN AND VOTING PROCESS FOR THE PLEBISCITE ON POLITICAL STATUS FOR GUAM.

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. Sub items 3104(a) and 3105(a) are hereby added to Chapter 3, Title
3 3 Guam Code Annotated:

4 "§ 3104. Times for Registration. Ten (10) days prior to any general, primary
5 or special election, the registration rolls shall be closed for that election and no further
6 affidavits of registration shall be accepted by the Commission.

7 a) Exception: For the purposes of registering eligible persons to vote on the
8 plebiscite relative to Guam's political status, the Commission shall develop a
9 methodology that will allow a registration process at each of the islands voting
10 precincts. This process shall coincide with the hours and date of the Primary Election
11 and General Election of 2012.

12 § 3105. Place of Registration. The registration of electors shall be in progress
13 at the main office of the Commission during such hours as the office is open for
14 business at all times prior to the closing of the registration rolls. Electors may also be

1 registered at such times and places within Guam as the Commission shall deem
2 advisable and convenient from the time registration is open until twenty-one (21) days
3 prior to an election.

4 a) Exception: For the purposes of registering eligible persons to vote on the
5 plebiscite relative to Guam's political status, the Commission shall develop a
6 methodology that will allow a registration process at each of the islands voting
7 precincts. This process shall coincide with the hours and date of the Primary Election
8 and General Election of 2012."

9 **Section 2.** Sub item 20007(a) is hereby added to Chapter 20, Title 3 Guam
10 Code Annotated:

11 **"§ 20007. Times for Registration.** A person may register with the Chamorro
12 Registry at any time during the year except at such times when the Commission shall
13 close the registration rolls for the purposes of conducting elections or plebiscites. At
14 such times, the registration rolls shall be closed ten (10) days prior to such election or
15 plebiscite.

16 a) Exception: For the purposes of registering eligible persons to vote on the
17 plebiscite relative to Guam's political status, the Commission shall develop a
18 methodology that will allow a registration process at each of the islands voting
19 precincts. This process shall coincide with the hours and date of the Primary Election
20 and General Election of 2012."

21 **Section 3.** Sub item 21007(a) is hereby added to Chapter 21, Title 3 Guam
22 Code Annotated:

23 **"§21007. Times for Registration.** A person may register with the Guam
24 Decolonization Registry at any time during the year, except at such times when the
25 Commission shall close the registration rolls for the purposes of conducting the

1 Political Status Plebiscite. At such times the registration rolls shall be closed ten (10)
2 days prior to such Political Status Plebiscite.

3 a) Exception: For the purposes of registering eligible persons to vote on the
4 plebiscite relative to Guam's political status, the Commission shall develop a
5 methodology that will allow a registration process at each of the islands voting
6 precincts. This process shall coincide with the hours and date of the Primary Election
7 and General Election of 2012."

8 **Section 4.** Sub item 2109(a) is hereby added, sub section 2110(a) is hereby
9 amended, and sub section 2111 is hereby amended, all of Chapter 21, Title 1 Guam
10 Code Annotated to read:

11 **"§ 2109. Public Information Program.** The Commission, in conjunction with
12 the Commission's task forces shall conduct an extensive public education program,
13 throughout the island, based on the position papers submitted by each task force.

14 "(a) The University of Guam and the Guam Community College shall be
15 commissioned to execute an educational campaign for the proposes of fulfilling the
16 educational outreach provisions of this chapter in order to ensure a successful
17 plebiscite relative to Guam's political status determination.

18 **§ 2110. Plebiscite Date and Voting Ballot.**

19 (a) The Guam Election Commission shall conduct a 'Political Status Plebiscite',
20 at which the following question, which shall be printed in both English and
21 *Chamorro*, shall be asked of the eligible voters:

22 In recognition of your right to self-determination, which of the following
23 political status options do you favor? (Mark ONLY ONE):

- 24 1. Independence ()
- 2. Free Association with the United States of America ()
- 3. Statehood ().

1 Persons eligible to vote shall include those persons designated as Native
2 Inhabitants of Guam, as defined within this Chapter of the Guam Code Annotated,
3 who are eighteen (18) years of age or older on the date of the Political Status
4 Plebiscite' and are registered voters on Guam.

5 The 'Political Status Plebiscite' mandated in Subsection (a) of this Section shall
6 be held on a ~~the date of the 2014 General Primary Election at which seventy percent~~
7 ~~(70%) of~~ by eligible voters, pursuant to this Chapter, have been registered as
8 determined and conducted by the Guam Election Commission.

9 **§ 2111. Run-Off Plebiscite.** If one political status does not receive the majority
10 votes cast in the above plebiscite, a run-off plebiscite shall be held ~~sixty (60) days~~
11 ~~from the date thereof~~ during the date of the 2014 General Election between the two (2)
12 political status options receiving the highest number of votes.”

13 **Section 5.** Effective Date: This Act shall take effect upon enactment into law.
14 The Commission shall propose the methodology as contained in provisions of this Act
15 no later than thirty (30) days after the start of the First (1st) Quarter of the 2012
16 Budget cycle of the Government of Guam.

I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN
2011 (FIRST) REGULAR SESSION

Bill No. 154-31 (COR)

As Substituted by the Committee on Rules;
Federal, Foreign and Micronesian Affairs; and
Human and Natural Resources.

Introduced by:

J.P. Guthertz, DPA

AN ACT TO AMEND TITLE 3 GUAM CODE ANNOTATED BY ADDING NEW SUBITEMS 3104(a) AND 3105(a) TO CHAPTER 3, ADDING A NEW SUBITEM 20007(a) TO CHAPTER 20, AND A NEW SUBITEM 21007(a); AND TO AMEND TITLE 1 GUAM CODE ANNOTATED BY ADDING A NEW SUBITEM 2109(a), AND AMENDING § 2110(a) AND § 2111 RELATIVE TO THE REGISTRATION, EDUCATION CAMPAIGN AND VOTING PROCESS FOR THE PLEBISCITE ON POLITICAL STATUS FOR GUAM, ALL IN CONSULTATION WITH THE COMMISSION ON DECOLONIZATION.

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

2 **Section 1.** Subitems 3104(a) and 3105(a) are hereby added to Chapter

3 3, Title 3 Guam Code Annotated to read:

4 **“§ 3104. Times for Registration.** Ten (10) days prior to any
5 general, primary or special election, the registration rolls shall be
6 closed for that election and no further affidavits of registration shall
7 be accepted by the Commission.

1 a) Exception: For the purposes of registering eligible
2 persons to vote on the plebiscite relative to Guam's political
3 status, the Commission, in consultation with the Commission
4 on Decolonization for the Implementation and Exercise of
5 Chamorro Self Determination, shall develop a methodology
6 that will allow a registration process at each of the islands
7 voting precincts. This process shall coincide with the hours and
8 dates of the Primary Election and General Election of 2012."

9 **"§ 3105. Place of Registration.** The registration of electors shall
10 be in progress at the main office of the Commission during such
11 hours as the office is open for business at all times prior to the closing
12 of the registration rolls. Electors may also be registered at such times
13 and places within Guam as the Commission shall deem advisable
14 and convenient from the time registration is open until twenty-one
15 (21) days prior to an election.

16 a) Exception: For the purposes of registering eligible
17 persons to vote on the plebiscite relative to Guam's political
18 status, the Commission, in consultation with the Guam
19 Commission on Decolonization for the Implementation and

1 Exercise of Chamorro Self Determination, shall develop a
2 methodology that will allow a registration process at each of
3 the islands voting precincts. This process shall coincide with the
4 hours and dates of the Primary Election and General Election of
5 2012."

6 **Section 2.** Subitem 20007(a) is hereby added to Chapter 20, Title 3
7 Guam Code Annotated:

8 **"§ 20007. Times for Registration.** A person may register with
9 the Chamorro Registry at any time during the year except at such
10 times when the Commission shall close the registration rolls for the
11 purposes of conducting elections or plebiscites. At such times, the
12 registration rolls shall be closed ten (10) days prior to such election or
13 plebiscite.

14 a) Exception: For the purposes of registering eligible
15 persons to vote on the plebiscite relative to Guam's political
16 status, the Commission, in consultation with the Guam
17 Commission on Decolonization for the Implementation and
18 Exercise of Chamorro Self Determination, shall develop a
19 methodology that will allow a registration process at each of

1 the island's voting precincts. This process shall coincide with
2 the hours and dates of the Primary Election and General
3 Election of 2012."

4 **Section 3.** Subitem 21007(a) is hereby added to Chapter 21, Title 3
5 Guam Code Annotated:

6 **"§21007. Times for Registration.** A person may register with
7 the Guam Decolonization Registry at any time during the year,
8 except at such times when the Commission shall close the registration
9 rolls for the purposes of conducting the Political Status Plebiscite. At
10 such times the registration rolls shall be closed ten (10) days prior to
11 such Political Status Plebiscite.

12 a) Exception: For the purposes of registering eligible
13 persons to vote on the plebiscite relative to Guam's political
14 status, the Commission, in consultation with the Commission
15 on Decolonization for the Implementation and Exercise of
16 Chamorro Self Determination, shall develop a methodology
17 that will allow a registration process at each of the islands
18 voting precincts. This process shall coincide with the hours and
19 date of the Primary Election and General Election of 2012."

1 **Section 4.** Subitem 2109(a) is hereby added, and §§ 2110(a) and 2111,
2 all of Chapter 21, Title 1 Guam Code Annotated, are hereby amended to
3 read:

4 **“§ 2109. Public Information Program.** The Commission, in
5 conjunction with the Commission’s task forces shall conduct an
6 extensive public education program, throughout the island, based on
7 the position papers submitted by each task force.

8 (a) The University of Guam and the Guam Community
9 College shall be included in the development and execution of
10 the extensive public education program for the proposes of
11 fulfilling the educational outreach provisions of this chapter in
12 order to ensure a successful plebiscite relative to Guam’s
13 political status determination.”

14 **“§ 2110. Plebiscite Date and Voting Ballot.** (a) The Guam
15 Election Commission shall conduct a ‘Political Status Plebiscite’, at
16 which the following question, which shall be printed in both English
17 and Chamorro, shall be asked of the eligible voters:

18 “In recognition of your right to self-determination, which of the
19 following political status options do you favor? (Mark ONLY ONE):

- 1 1. Independence ()
- 2 2. Free Association with the United States of America ()
- 3 3. Statehood ().

4 Persons eligible to vote shall include those persons designated
5 as Native Inhabitants of Guam, as defined within this Chapter of the
6 Guam Code Annotated, who are eighteen (18) years of age or older
7 on the date of the 'Political Status Plebiscite' and are registered voters
8 on Guam.

9 The 'Political Status Plebiscite' mandated in Subsection (a) of
10 this Section shall be held on a the date of the 2014 General Primary
11 Election ~~at which seventy percent (70%) of~~ for eligible voters,
12 pursuant to this Chapter, who have been registered as determined
13 and conducted by the Guam Election Commission."

14 "**§ 2111. Run-Off Plebiscite.** If one political status does not
15 receive the majority of votes cast in the above plebiscite, a run-off
16 plebiscite shall be held ~~sixty (60) days from the date thereof~~ for
17 eligible voters, pursuant to this Chapter, during the 2014 General
18 Election between the two (2) political status options receiving the
19 highest number of votes."

1 **Section 5. “Effective Date:** The Effective Date of this Act shall be the
2 date of its enactment into law. The Guam Election Commission shall
3 propose the methodology as contained in provisions of this Act, in
4 consultation with the Commission on Decolonization for the
5 Implementation and Exercise of Chamorro Self Determination, no later
6 than thirty (30) days after the start of the First (1st) Quarter of the 2012
7 Budget cycle of the Government of Guam.”

-0-

**Public Hearing
Sign-in Sheet(s)
for Bill No. 154-31 (COR)**

SENATOR RORY J. RESPICIO
MAJORITY LEADER



CHAIRPERSON
 COMMITTEE ON RULES; FEDERAL, FOREIGN & MICRONESIAN
 AFFAIRS; AND HUMAN & NATURAL RESOURCES

I Minãtrentai Unu na Liheslaturan Guåhan
THIRTY-FIRST GUAM LEGISLATURE

PUBLIC HEARING SIGN-IN SHEET

Thursday, July 7, 2011-9:00 AM

I Liheslatura • Public Hearing Room • Hagåtña, Guam

Bill No. 154-31 (COR) – J.P. Guthertz – “An act to add a new sub Item 3104(a) and 3105(a) to Chapter 3, and add a new sub Item 20007(a) to Chapter 20, and add a new sub Item 21007(a) to Chapter 21, all of Title 3 Guam Code Annotated and to add a new sub Item 2109(a) and amend sub sections 2110(a) and 2111 of Chapter 21, Title 1 Guam Code Annotated relative to the registration, education campaign and voting process for the plebiscite on political status for Guam.”

NAME	AGENCY OR ORGANIZATION	SUPPORT? OPPOSE?	WRITTEN TESTIMONY	ORAL TESTIMONY	PHONE NUMBER	EMAIL ADDRESS
Jose Wiloa Garrido	CHR. TFFA - COD	—		—	632-7968	HUMATAK@GUAM.NET Jose.Garrido@PPGuam.gov

**Fiscal Note on
Bill No. 154-31 (COR)**

**Bureau of Budget & Management Research
Fiscal Note of Bill No. 154-31**

An act to add a new Sub Item 3104(A) and 3105(A) to Chapter 3, and add a new Sub Item 20007(A) to Chapter 20, and add a new Sub Item 21007(A) to Chapter 21, all of Title 3 Guam Code Annotated and to add a new Sub Item 2109(A) and amend Sub Sections 2110(A) and 2111 of Chapter 21, Title 1 Guam Code Annotated relative to the registration, education campaign and voting process for the plebiscite on political status for Guam.

Department/Agency Appropriation Information	
Dept./Agency Affected: Guam Election Commission	Dept./Agency Head: Maria I.D. Pangelinan, Executive
Department's General Fund (GF) appropriation(s) to date:	1,155,388
Department's Other Fund (Specify) appropriation(s) to date:	-
Total Department/Agency Appropriation(s) to date:	\$1,155,388

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	\$0	\$0	\$0	\$0	\$0	\$0
(Specify Special Fund)	\$0	\$0	\$0	\$0	\$0	\$0
Total	\$0	\$0	\$0	\$0	\$0	\$0

- Does the bill contain "revenue generating" provisions? / / Yes /x/ No
If Yes, see attachment
- Is amount appropriated adequate to fund the intent of the appropriation? /x/ N/A / / Yes / / No
If no, what is the additional amount required? \$ _____ /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? /x/ Yes / / No
- Was Fiscal Note coordinated with the affected dept/agency? If no, indicate reason: /x/ Yes / / No
/x / Requested agency comments not received by due date / / Other: _____

4/29/11

Analyst: <u>Dina P. Rivera</u>	Date: <u>4/27/11</u>	Director: <u>Benita A. Manglona</u>	Date: <u>4/29/11</u>
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Footnotes:
The Bill has a potential for additional funding impact. However, in its present form, that impact cannot be determined at this time.

**Referral of
Bill No. 154-31 (COR)**



COMMITTEE ON RULES

I Mina'trentai Unu na Liheslaturan Guåhan • The 31st Guam Legislature
155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com
E-mail: roryforguam@gmail.com • Tel: (671)472-7679 • Fax: (671)472-3547

Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

Senator
Judith P. Guthertz
VICE CHAIRPERSON
ASST. MAJORITY LEADER

MAJORITY MEMBERS:

Speaker
Judith T. Won Pat

Vice Speaker
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Senator
Tina Rose Muña Barnes
LEGISLATIVE SECRETARY
MAJORITY WHIP

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

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

April 18, 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. 152-31 (COR) through 155-31 (COR)

As Chairperson of the Committee on Rules, I am forwarding my referral of Bill Nos. 152-31(COR) through 155-31 (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!

(6) Attachments

2011 APR 20 AM 11: 57
5

I Mina 'Trentai Unu Na Liheslaturan Guåhan

Bill Log Sheet

April 15, 2011

Page 1 of 1

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?
154-31 (COR)	Judith P. Guthertz, DPA	AN ACT TO ADD A NEW SUB ITEM 3104(A) AND 3105(A) TO CHAPTER 3, AND ADD A NEW SUB ITEM 20007(A) TO CHAPTER 20, AND ADD A NEW SUB ITEM 21007(A) TO CHAPTER 21, ALL OF TITLE 3 GUAM CODE ANNOTATED AND TO ADD A NEW SUB ITEM 2109(A) AND AMEND SUB SECTIONS 2110(A) AND 2111 OF CHAPTER 21, TITLE 1 GUAM CODE ANNOTATED RELATIVE TO THE REGISTRATION, EDUCATION CAMPAIGN AND VOTING PROCESS FOR THE PLEBISCITE ON POLITICAL STATUS FOR GUAM.	4/15/11 11:08 a.m.	4/18/11		Committee on Rules, Federal Foreign & Micronesian Affairs and Human & Natural Resources			

**Public Hearing
Notices & Agenda
for Bill No. 154-31 (COR)**

SENATOR RORY J. RESPICIO
MAJORITY LEADER

CHAIRPERSON
COMMITTEE ON RULES; FEDERAL, FOREIGN & MICRONESIAN
AFFAIRS; AND HUMAN & NATURAL RESOURCES

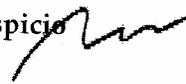


I Mina'trentai Unu na Libeslaturan Guahan
THIRTY-FIRST GUAM LEGISLATURE

June 29, 2011

MEMORANDUM

To: All Members
Committee on Rules; Federal, Foreign & Micronesian Affairs; and Human & Natural Resources

From: Senator Rory J. Respicio 

Subject: First Notice of Public Hearing – Thursday, July 7, 2011, 9:00 A.M.

Håfa Adai! Please be advised that I will be conducting a **public hearing on Thursday, July 7, 2011, beginning at 9:00 A.M.**, in the Public Hearing Room to receive testimony on the following items:

- **BILL NO. 154-31 (COR)** – J.P. GUTHERTZ, DPA – AN ACT TO ADD A NEW SUB ITEM 3104(A) AND 3105(A) TO CHAPTER 3, AND ADD A NEW SUB ITEM 20007(A) TO CHAPTER 20, AND ADD A NEW SUB ITEM 21007(A) TO CHAPTER 21, ALL OF TITLE 3 GUAM CODE ANNOTATED AND TO ADD A NEW SUB ITEM 2109(A) AND AMEND SUB SECTIONS 2110(A) AND 2111 OF CHAPTER 21, TITLE 1 GUAM CODE ANNOTATED RELATIVE TO THE REGISTRATION, EDUCATION CAMPAIGN AND VOTING PROCESS FOR THE PLEBISCITE ON POLITICAL STATUS FOR GUAM.
- **BILL NO. 193-31 (COR)** – C.M. DUENAS – AN ACT TO ADD A NEW §44115 TO CHAPTER 44 OF TITLE 22, GUAM CODE ANNOTATED, ESTABLISHING A SCHOLARSHIP PROGRAM FOR ECONOMICALLY-DISADVANTAGED STUDENTS SEEKING CAREERS IN THE CONSTRUCTION TRADES; PROVIDING FUNDING SOURCES FOR THE PROGRAM; AND, CITING THIS ACT AS THE “BUILDING GUAM’S TRADES SCHOLARSHIP PROGRAM.”
- **BILL NO. 244-31 (COR)** – B.J.F. CRUZ – AN ACT TO ADD A NEW ITME (I) TO §7118.1 OF CHAPTER 7 OF TITLE 22 OF THE GUAM CODE ANNOTATED RELATIVE TO REQUIRING THE DISCLOSURE OF AN EMPLOYER’S NAME, ADDRESS AND TELEPHONE NUMBER IN ADVERTISEMENTS OF JOB OPPORTUNITIES REQUIRED FOR CERTIFICATE OF TEMPORARY ALIEN LABOR.

Memo to Committee

Re: Public Hearing - Thu, Jul 7, 2011, 9:00 AM

June 29, 2011

Page 2

- **BILL NO. 245-31 (COR)** – B.J.F. CRUZ – AN ACT TO ADD A NEW ITEM TO §7118.1 OF CHAPTER 7 OF TITLE 22 OF THE GUAM CODE ANNOTATED RELATIVE TO PROHIBITING NON-IMMIGRANT TEMPORARY WORKERS TO PARTICIPATE IN THE RECRUITMENT AND SELECTION OF PERSONNEL OR THE PROCESSING OF APPLICATIONS FOR TEMPORARY ALIEN LABOR CERTIFICATION.
- **BILL NO. 246-31 (COR)** – B.J.F. CRUZ – AN ACT TO ADD A NEW ITEM (Q) TO §1106 OF ARTICLE 1 OF CHAPTER 1 OF TITLE 22 OF THE GUAM CODE ANNOTATED RELATIVE TO REQUIRING THE DIRECTOR OF LABOR TO POST JOB OPPORTUNITIES AT MAYORS' OFFICES.
- **BILL NO. 253-31 (COR)** – C.M. DUENAS – AN ACT TO ADD A NEW § 2110 TO CHAPTER 2, TITLE 2, GUAM CODE ANNOTATED, RELATIVE TO REQUIRING A REPORT FROM THE LAND PLANNING DIVISION, DEPARTMENT OF LAND MANAGEMENT FOR ANY ZONING LEGISLATION.
- **BILL NO. 254-31 (COR)** – R.J. RESPICIO – AN ACT TO ADD A NEW SUBITEM (J) TO §9104 OF CHAPTER 9, TITLE 22, GUAM CODE ANNOTATED RELATIVE TO AUTHORIZING ADMINISTRATIVE LEAVE FOR INJURED INDIVIDUALS CERTIFIED BY THE WORKER'S COMPENSATION PROGRAM.

Written testimony should be addressed to Senator Rory J. Respicio, Chairperson, Committee on Rules; Federal, Foreign & Micronesian Affairs; and Human & Natural Resources, and may be submitted via email to cor@guamlegislature.org; fax to (671) 472-3547; or hand-delivery/mail to 155 Hesler Place, Hagåtña, Guam 96910. Should special assistance or accommodations be required, please contact Elaine Tajalle at my office at (671) 472-7679 or by e-mail at etajalle@guamlegislature.org. *Si Yu'os ma'åse'!*

cc: All Senators
Clerk of the Legislature
Legal Counsel
Sergeant-at-Arms/AV
MIS



Elaine Tajalle <etajalle@guamlegislature.org>

1st Notice of PH: Thu, Jul 7, 9AM

1 message

Senator Rory J. Respicio <cor@guamlegislature.org>

Wed, Jun 29, 2011 at 5:10 PM

To: phnotice@guamlegislature.org

Hafa Adai:

Please see attached for the first notice of the public hearing scheduled for Thursday, July 7, 2011 at 9:00 AM.

Thank you,
Rory

--

Rory J. Respicio
Senator

Majority Leader and Chairperson
Committee on Rules;
Federal, Foreign & Micronesian Affairs;
and Human & Natural Resources
I Mina Trentai Unu Na Liheslaturan Guåhan
155 Hesler Place, Ste. 302
Hagåtña, Guam 96910
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2011.06.29_Memo to All Sens_RE-2011.07.07 PH Notice1.pdf
195K

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SENATOR RORY J. RESPICIO
MAJORITY LEADER

CHAIRPERSON
COMMITTEE ON RULES; FEDERAL, FOREIGN & MICRONESIAN
AFFAIRS; AND HUMAN & NATURAL RESOURCES



I Mina'trentai Unu na Liheslaturan Guahan
THIRTY-FIRST GUAM LEGISLATURE

June 29, 2011

For Immediate Release

First Notice of Public Hearing
Thursday, July 7, 2011 – 9:00 AM

(Hagåtña, Guam) Please be advised that the Committee on Rules; Federal, Foreign & Micronesian Affairs; and Human & Natural Resources will be conducting a public hearing on **Thursday, July 7, 2011, beginning at 9:00 AM** in the Legislature's Public Hearing Room. This hearing is scheduled to receive public testimony on the following:

- **BILL NO. 154-31 (COR)** – J.P. GUTHERTZ, DPA – AN ACT TO ADD A NEW SUB ITEM 3104(A) AND 3105(A) TO CHAPTER 3, AND ADD A NEW SUB ITEM 20007(A) TO CHAPTER 20, AND ADD A NEW SUB ITEM 21007(A) TO CHAPTER 21, ALL OF TITLE 3 GUAM CODE ANNOTATED AND TO ADD A NEW SUB ITEM 2109(A) AND AMEND SUB SECTIONS 2110(A) AND 2111 OF CHAPTER 21, TITLE 1 GUAM CODE ANNOTATED RELATIVE TO THE REGISTRATION, EDUCATION CAMPAIGN AND VOTING PROCESS FOR THE PLEBISCITE ON POLITICAL STATUS FOR GUAM.
- **BILL NO. 193-31 (COR)** – C.M. DUENAS – AN ACT TO ADD A NEW §44115 TO CHAPTER 44 OF TITLE 22, GUAM CODE ANNOTATED, ESTABLISHING A SCHOLARSHIP PROGRAM FOR ECONOMICALLY-DISADVANTAGED STUDENTS SEEKING CAREERS IN THE CONSTRUCTION TRADES; PROVIDING FUNDING SOURCES FOR THE PROGRAM; AND, CITING THIS ACT AS THE "BUILDING GUAM'S TRADES SCHOLARSHIP PROGRAM."
- **BILL NO. 244-31 (COR)** – B.J.F. CRUZ – AN ACT TO ADD A NEW ITME (I) TO §7118.1 OF CHAPTER 7 OF TITLE 22 OF THE GUAM CODE ANNOTATED RELATIVE TO REQUIRING THE DISCLOSURE OF AN EMPLOYER'S NAME, ADDRESS AND TELEPHONE NUMBER IN ADVERTISEMENTS OF JOB OPPORTUNITIES REQUIRED FOR CERTIFICATE OF TEMPORARY ALIEN LABOR.

For Immediate Release

"First Notice of Public Hearing: Thu, Jul 7, 2011, 9:00 AM"

June 29, 2011

Page 2

- **BILL NO. 245-31 (COR)** – B.J.F. CRUZ –AN ACT TO ADD A NEW ITEM TO §7118.1 OF CHAPTER 7 OF TITLE 22 OF THE GUAM CODE ANNOTATED RELATIVE TO PROHIBITING NON-IMMIGRANT TEMPORARY WORKERS TO PARTICIPATE IN THE RECRUITMENT AND SELECTION OF PERSONNEL OR THE PROCESSING OF APPLICATIONS FOR TEMPORARY ALIEN LABOR CERTIFICATION.
- **BILL NO. 246-31 (COR)** – B.J.F. CRUZ – AN ACT TO ADD A NEW ITEM (Q) TO §1106 OF ARTICLE 1 OF CHAPTER 1 OF TITLE 22 OF THE GUAM CODE ANNOTATED RELATIVE TO REQUIRING THE DIRECTOR OF LABOR TO POST JOB OPPORTUNITIES AT MAYORS' OFFICES.
- **BILL NO. 253-31 (COR)** – C.M. DUENAS – AN ACT TO ADD A NEW § 2110 TO CHAPTER 2, TITLE 2, GUAM CODE ANNOTATED, RELATIVE TO REQUIRING A REPORT FROM THE LAND PLANNING DIVISION, DEPARTMENT OF LAND MANAGEMENT FOR ANY ZONING LEGISLATION.
- **BILL NO. 254-31 (COR)** – R.J. RESPICIO – AN ACT TO ADD A NEW SUBITEM (J) TO §9104 OF CHAPTER 9, TITLE 22, GUAM CODE ANNOTATED RELATIVE TO AUTHORIZING ADMINISTRATIVE LEAVE FOR INJURED INDIVIDUALS CERTIFIED BY THE WORKER'S COMPENSATION PROGRAM.

For copies of the above mentioned bills please visit the Guam Legislature's website at www.guamlegislature.com. Testimony should be addressed to Senator Rory J. Respicio, Chairperson, and may be submitted via hand-delivery/mail to our office or our mailbox at the Main Legislature Building at 155 Hesler Place, Hagåtña, Guam 96910; via e-mail to cor@guamlegislature.org; or via facsimile to (671) 472-3547. Individuals requiring special accommodations, auxiliary aids, or services shall contact and submit their request to Elaine Tajalle at 472-7679.

###



Rory Respicio <cor@guamlegislature.org>

1st Notice of PH: Thu, Jul 7, 9AM

Senator Rory J. Respicio <cor@guamlegislature.org>

Wed, Jun 29, 2011 at 5:12 PM

To: hottips@kuam.com, mvariety@pticom.com, news@guampdn.com, news@pacificnewscenter.com
Bcc: am800guam@gmail.com, info@chinesetimesguam.com, publisher@glimpsesofguam.com, managingeditor@glimpsesofguam.com, gktv23@hotmail.com, hana@guam-shinbun.com, khmg@hbcguam.net, mahoquinene@guam.net, admin@leapguam.com, richdevera@gmail.com, ajuan@kijifm104.com, koreatv@kuentos.guam.net, koreannews@guam.net, kcn.kelly@gmail.com, ksto@ite.net, kstonews@ite.net, kstokish@gmail.com, malafunkshun@kuam.com, sabrina@kuam.com, jason@kuam.com, nick@kuam.com, nick.delgado@kuam.com, john@kuam.com, lannie@kuam.com, michele@kuam.com, mindy@kuam.com, joan@kuam.com, jesselujan27@yahoo.com, mabuhaynews@yahoo.com, gerry@mvguam.com, amier@mvguam.com, zita@mvguam.com, janela@mvguam.com, therese.hart.writer@gmail.com, editor@mvguam.com, gina@mvguam.com, Jennifer@mvguam.com, reporter3@glimpsesofguam.com, miseke@mcvguam.com, roly@ktkb.com, rgibson@k57.com, parroyo@k57.com, tcoffman@k57.com, thebigshow@guamcell.net, monty.mcdowell@amiguam.com, norman.aguilar@guamcc.edu, cmhanson@guam.net, news@k57.com, thebigshow@k57.com, jtyquiengco@spbguam.com, onlyonguam@acubedink.com, dcrisost@guam.gannett.com, rlimtiaco@guampdn.com, slimtiaco@guampdn.com, egthompson@guampdn.com, gdumat-ol@guampdn.com, odngirairikl@guampdn.com, roneggers@sbcglobal.net, mwatanabe@guampdn.com, llmatthews@guampdn.com, bmkelman@guampdn.com, cmelyan@guampdn.com, dmgeorge@guampdn.com, dtamondong@guampdn.com, aalladi@guampdn.com, ylee2@guam.gannett.com, life@guampdn.com, kevin@spbguam.com, betsy@spbguam.com, carlsonc@pstripes.osd.mil, guam@pstripes.osd.mil, tritent@pstripes.osd.mil, AmrheinS@pstripes.osd.mil, FilePS&Sstorieshere@stripes.osd.mil, kai@spbguam.com, malainse@gmail.com, pdkprg@gmail.com, info@guamwave.com, bbautista@spbguam.com, pacificjournalist@gmail.com, editor@saipantribune.com, mcpherson.kathryn@abc.net.au, hill.bruce@abc.net.au, xiosormd@gmail.com, xiosormd@yahoo.com, action@weareguahan.com, admin@weareguahan.com, ricknauta@hitradio100.com, officemanager@hitradio100.com, "Rory J. Respicio" <roryforguam@gmail.com>, tinaokada <tinaokada@gmail.com>, eugenemarques@gmail.com, sem@guamlegislature.org, communications@guam.gov, frankaguon23@gmail.com, oliviampalacios@gmail.com, tjtaitano@cs.com, mlwheeler2000@yahoo.com, marymaravilla19@gmail.com, mspeps@hotmail.com, troy.torres@guam.gov, phillip.leonguerrero@guam.gov, phillipsguam@gmail.com

Hafa Adai:

Please see attached media release regarding the first notice of the public hearing scheduled for next Thursday, July 7, 2011 at 9:00 AM in the Legislature's Public Hearing Room.

Thank you,
Rory

—
Rory J. Respicio
Senator

Majority Leader and Chairperson
Committee on Rules;
Federal, Foreign & Micronesian Affairs;
and Human & Natural Resources
I Mina'Trentai Unu Na Liheslaturan Guåhan
155 Hesler Place, Ste. 302
Hagåtña, Guam 96910
Phone: (671) 472-7679
Fax: (671) 472-3547

SENATOR RORY J. RESPICIO
MAJORITY LEADER

CHAIRPERSON
COMMITTEE ON RULES; FEDERAL, FOREIGN & MICRONESIAN
AFFAIRS; AND HUMAN & NATURAL RESOURCES



I Minã'trentai Unu na Libeslaturan Guåhan
THIRTY-FIRST GUAM LEGISLATURE

July 1, 2011

VIA E-MAIL

governor@guam.gov

The Honorable Edward JB Calvo

I Maga'láhen Guåhan

Ricardo J. Bordallo Governor's Complex
Adelup, Guam 96910

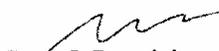
RE: Notice of Public Hearing – Thursday, July 7, 2011 – 9:00 A.M.

Dear Governor Calvo:

Hafa adai. Please be advised that, in my capacity as the Chairperson of the Committee on Rules; Federal, Foreign & Micronesian Affairs; and Human & Natural Resources, I will be conducting a public hearing on **Thursday, July 7, 2011 at 9:00 A.M.** in the Legislature's Public Hearing Room. Among the items on the day's agenda, is the consideration of **Bill No. 154-31 (COR)** – J.P. Guthertz, DPA – "AN ACT TO ADD A NEW SUB ITEM 3104(A) AND 3105(A) TO CHAPTER 3, AND ADD A NEW SUB ITEM 20007(A) TO CHAPTER 20, AND ADD A NEW SUB ITEM 21007(A) TO CHAPTER 21, ALL OF TITLE 3 GUAM CODE ANNOTATED AND TO ADD A NEW SUB ITEM 2109(A) AND AMEND SUB SECTIONS 2110(A) AND 2111 OF CHAPTER 21, TITLE 1 GUAM CODE ANNOTATED RELATIVE TO THE REGISTRATION, EDUCATION CAMPAIGN AND VOTING PROCESS FOR THE PLEBISCITE ON POLITICAL STATUS FOR GUAM."

I invite you, or your designee, to appear before this committee and provide testimony on Bill 154-31, a copy of which can be found by visiting the Legislature's website at www.guamlegislature.com. Please feel free to extend this invitation to other interested members of our community. Testimony should be addressed to Senator Rory J. Respicio, Chairperson, Committee on Rules; Federal, Foreign & Micronesian Affairs; and Human & Natural Resources, and may be hand-delivered or mailed to the Office of Senator Rory J. Respicio at 155 Hesler Place, Hagåtña, Guam 96910; e-mailed to cor@guamlegislature.org; or faxed to (671) 472-3547. I look forward to your attendance and participation.

Very truly yours,


Rory J. Respicio

cc: Frank Arriola, Chief of Staff, Office of the Governor
Telo Taitague, Special Assistant, External Affairs, Office of the Governor



Rory Respicio <cor@guamlegislature.org>

Public Hearing Notice - Thu, Jul 7, 2011, 9AM

Senator Rory J. Respicio <cor@guamlegislature.org>

Fri, Jul 1, 2011 at 11:31 AM

To: governor@guam.gov

Cc: franklin.arriola@guam.gov, telo.taitague@guam.gov, julie.delarosa@guam.gov, troy.torres@guam.gov, philip.leonguerrero@guam.gov

Bcc: "Rory J. Respicio" <rorystorguam@gmail.com>, sem@guamlegislature.org, Elaine Tajalle <etajalle@guamlegislature.org>, tinaokada <tinaokada@gmail.com>, bill phillips <phillipsguam@gmail.com>, hansonguam@gmail.com

Hafa Adai Governor Calvo:

Attached, please find your invitation letter to the public hearing on **Bill No. 154-31 (COR)** – “AN ACT TO ADD A NEW SUB ITEM 3104(A) AND 3105(A) TO CHAPTER 3, AND ADD A NEW SUB ITEM 20007(A) TO CHAPTER 20, AND ADD A NEW SUB ITEM 21007(A) TO CHAPTER 21, ALL OF TITLE 3 GUAM CODE ANNOTATED AND TO ADD A NEW SUB ITEM 2109(A) AND AMEND SUB SECTIONS 2110(A) AND 2111 OF CHAPTER 21, TITLE 1 GUAM CODE ANNOTATED RELATIVE TO THE REGISTRATION, EDUCATION CAMPAIGN AND VOTING PROCESS FOR THE PLEBISCITE ON POLITICAL STATUS FOR GUAM”, which has been scheduled for next Thursday, July 7, 2011 at 9:00 AM.

Thank you,
Rory

–

Rory J. Respicio
Senator

Majority Leader and Chairperson
Committee on Rules;
Federal, Foreign & Micronesian Affairs;
and Human & Natural Resources
I Mina'Trentai Unu Na Liheslaturan Guåhan
155 Hesler Place, Ste. 302
Hagåtña, Guam 96910
Phone: (671) 472-7679
Fax: (671) 472-3547



2011.07.01_Ltr to Gov_RE-2011.07.07 PH.pdf

404K



Rory Respicio <cor@guamlegislature.org>

PH Notice-Bill 154: Thu, Jul 7, 9AM

Senator Rory J. Respicio <cor@guamlegislature.org>

Fri, Jul 1, 2011 at 3:35 PM

To: "Dr. Joe Cruz" <jqmalesso@guam.net>, Ed Benavente <decolonizeguam@yahoo.com>, fuetsan famalaoan <fuetsanfamalaoan@gmail.com>, "Jose U. Garrido" <humatak@guam.net>, "Atty. Julian Aguon" <julianaguon@gmail.com>, Professor Kisha borja-kicho'cho' <kishabq@gmail.com>, "Atty. Leevin Camacho" <leevin@gmail.com>, Lisa Baza <lwbaz@yahoo.com>, "Dr. Laura M. Souder" <souder@betances.com>, "Dr. Michael Lujan Bevacqua" <mlbasquiat@hotmail.com>, "Dr. Miget Clement" <mclement@hawaii.edu>, Professot Peter Onedera <PONEDERA53@yahoo.com>, Senot Ron Laguana <rlaguana@gmail.com>, Saina Rosa Palomo <salaspalomo@hotmail.com>, Sabina Perez <famoksaiyan.sabina@gmail.com>, Selena Salas <familiar.salas@gmail.com>, "Atty." <lisanati@yahoo.com>, Hope Cristobal <hope.cristobal@gmail.com>, Desiree Taimanglo <dtv1982@gmail.com>, Professor Victoria-Lola Leon Guerrero <victoria.lola@gmail.com>, "Saina Antonio A. Sablan" <freeguam@hotmail.com>

Bcc: "Rory J. Respicio" <roryforguam@gmail.com>, bill phillips <phillipsguam@gmail.com>, sem@guamlegislature.org, tinaokada <tinaokada@gmail.com>, hansonguam@gmail.com, Elaine Tajalle <etajalle@guamlegislature.org>

Hafa Adai All:

The **public hearing on Bill No. 154-31 (COR)** - "AN ACT TO ADD A NEW SUB ITEM 3104(A) AND 3105(A) TO CHAPTER 3, AND ADD A NEW SUB ITEM 20007(A) TO CHAPTER 20, AND ADD A NEW SUB ITEM 21007(A) TO CHAPTER 21, ALL OF TITLE 3 GUAM CODE ANNOTATED AND TO ADD A NEW SUB ITEM 2109(A) AND AMEND SUB SECTIONS 2110(A) AND 2111 OF CHAPTER 21, TITLE 1 GUAM CODE ANNOTATED RELATIVE TO THE REGISTRATION, EDUCATION CAMPAIGN AND VOTING PROCESS FOR THE PLEBISCITE ON POLITICAL STATUS FOR GUAM", has been scheduled for next **Thursday, July 7, 2011 at 9:00 AM** in the Legislature's Public Hearing Room. Attached, please find a copy of the first public notice of the hearing, as well as a copy of the agenda, both of which include information on obtaining a copy of the bill and submitting testimony, should you be interested.

Thank you,
Rory

—
Rory J. Respicio
Senator

Majority Leader and Chairperson
Committee on Rules;
Federal, Foreign & Micronesian Affairs;
and Human & Natural Resources
I Mina Trentai Unu Na Liheslaturan Guahan
155 Hesler Place, Ste. 302
Hagåtña, Guam 96910
Phone: (671) 472-7679
Fax: (671) 472-3547

2 attachments

 2011.07.07_PH_Agenda.pdf

360K



2011.06.29_PR1_PH-2011.07.07.pdf

226K

SENATOR RORY J. RESPICIO
MAJORITY LEADER

CHAIRPERSON
COMMITTEE ON RULES; FEDERAL, FOREIGN & MICRONESIAN
AFFAIRS; AND HUMAN & NATURAL RESOURCES



I Mind'trentai Unu na Libeslaturan Guahan
THIRTY-FIRST GUAM LEGISLATURE

July 5, 2011

MEMORANDUM

To: All Members
Committee on Rules; Federal, Foreign & Micronesia Affairs; and Human & Natural Resources

From: Senator Rory J. Respicio 

Subject: Second Notice of Public Hearing – Thursday, July 7, 2011, 9:00 A.M.

Håfa Adai! Please be advised that I will be conducting a **public hearing on Thursday, July 7, 2011, beginning at 9:00 A.M.**, in the Public Hearing Room to receive testimony on the following items (to be heard in the order indicated):

1. **BILL NO. 253-31 (COR)** – C.M. DUENAS – AN ACT TO ADD A NEW § 2110 TO CHAPTER 2, TITLE 2, GUAM CODE ANNOTATED, RELATIVE TO REQUIRING A REPORT FROM THE LAND PLANNING DIVISION, DEPARTMENT OF LAND MANAGEMENT FOR ANY ZONING LEGISLATION.
2. **BILL NO. 193-31 (COR)** – C.M. DUENAS – AN ACT TO ADD A NEW §44115 TO CHAPTER 44 OF TITLE 22, GUAM CODE ANNOTATED, ESTABLISHING A SCHOLARSHIP PROGRAM FOR ECONOMICALLY-DISADVANTAGED STUDENTS SEEKING CAREERS IN THE CONSTRUCTION TRADES; PROVIDING FUNDING SOURCES FOR THE PROGRAM; AND, CITING THIS ACT AS THE "BUILDING GUAM'S TRADES SCHOLARSHIP PROGRAM."
3. **BILL NO. 244-31 (COR)** – B.J.F. CRUZ – AN ACT TO ADD A NEW ITME (I) TO §7118.1 OF CHAPTER 7 OF TITLE 22 OF THE GUAM CODE ANNOTATED RELATIVE TO REQUIRING THE DISCLOSURE OF AN EMPLOYER'S NAME, ADDRESS AND TELEPHONE NUMBER IN ADVERTISEMENTS OF JOB OPPORTUNITIES REQUIRED FOR CERTIFICATE OF TEMPORARY ALIEN LABOR.

Memo to Committee

Re: Public Hearing – Thu, Jul 7, 2011, 9:00 AM

July 5, 2011

Page 2

4. **BILL NO. 245-31 (COR)** – B.J.F. CRUZ –AN ACT TO ADD A NEW ITEM TO §7118.1 OF CHAPTER 7 OF TITLE 22 OF THE GUAM CODE ANNOTATED RELATIVE TO PROHIBITING NON-IMMIGRANT TEMPORARY WORKERS TO PARTICIPATE IN THE RECRUITMENT AND SELECTION OF PERSONNEL OR THE PROCESSING OF APPLICATIONS FOR TEMPORARY ALIEN LABOR CERTIFICATION.
5. **BILL NO. 246-31 (COR)** – B.J.F. CRUZ – AN ACT TO ADD A NEW ITEM (Q) TO §1106 OF ARTICLE 1 OF CHAPTER 1 OF TITLE 22 OF THE GUAM CODE ANNOTATED RELATIVE TO REQUIRING THE DIRECTOR OF LABOR TO POST JOB OPPORTUNITIES AT MAYORS' OFFICES.
6. **BILL NO. 254-31 (COR)** – R.J. RESPICIO – AN ACT TO ADD A NEW SUBITEM (J) TO §9104 OF CHAPTER 9, TITLE 22, GUAM CODE ANNOTATED RELATIVE TO AUTHORIZING ADMINISTRATIVE LEAVE FOR INJURED INDIVIDUALS CERTIFIED BY THE WORKER'S COMPENSATION PROGRAM.
7. **BILL NO. 154-31 (COR)** – J.P. GUTHERTZ, DPA – AN ACT TO ADD A NEW SUB ITEM 3104(A) AND 3105(A) TO CHAPTER 3, AND ADD A NEW SUB ITEM 20007(A) TO CHAPTER 20, AND ADD A NEW SUB ITEM 21007(A) TO CHAPTER 21, ALL OF TITLE 3 GUAM CODE ANNOTATED AND TO ADD A NEW SUB ITEM 2109(A) AND AMEND SUB SECTIONS 2110(A) AND 2111 OF CHAPTER 21, TITLE 1 GUAM CODE ANNOTATED RELATIVE TO THE REGISTRATION, EDUCATION CAMPAIGN AND VOTING PROCESS FOR THE PLEBISCITE ON POLITICAL STATUS FOR GUAM.

Written testimony should be addressed to Senator Rory J. Respicio, Chairperson, Committee on Rules; Federal, Foreign & Micronesian Affairs; and Human & Natural Resources, and may be submitted via email to cor@guamlegislature.org; fax to (671) 472-3547; or hand-delivery/mail to 155 Hesler Place, Hågatña, Guam 96910. Should special assistance or accommodations be required, please contact Elaine Tajalle at my office at (671) 472-7679 or by e-mail at etajalle@guamlegislature.org. *Si Yu'os ma'åse'!*

cc: All Senators
Clerk of the Legislature
Legal Counsel
Sergeant-at-Arms/AV
MIS



Elaine Tajalle <etajalle@guamlegislature.org>

2nd Notice of PH: Thu, Jul 7, 9AM

4 messages

Senator Rory J. Respicio <cor@guamlegislature.org>
To: phnotice@guamlegislature.org

Tue, Jul 5, 2011 at 11:15 AM

Hafa Adai:

Please see attached for the second notice of the public hearing scheduled for Thursday, July 7, 2011 at 9:00 AM.

Thank you,
Rory

--

Rory J. Respicio
Senator

Majority Leader and Chairperson
Committee on Rules;
Federal, Foreign & Micronesian Affairs;
and Human & Natural Resources
I Mina' Trentai Unu Na Liheslaturan Guåhan
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Fax: (671) 472-3547

 2011.07.05_Memo to All Sens_RE-2011.07.07 PH Notice2.pdf
191K

Elaine Tajalle <etajalle@guamlegislature.org>
To: Flo Terlaje <fterlaje@guamlegislature.org>

Wed, Jul 6, 2011 at 9:12 AM

[Quoted text hidden]

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Si Yu'os ma'åse',
Si Elaine

--

Elaine V. Tajalle
Administrative Officer
Office of Senator Rory J. Respicio
I Mina' trentai Unu Na Liheslaturan Guåhan
The 31st Guam Legislature
155 Hesler Place
Hagåtña, Guam 96910
Phone: (671) 472-7679
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senabpalacios@gmail.com
senator@senatorbicruz.com
senator@tinamunabarnes.com
senatordrodriguez@gmail.com
senatormana@gmail.com
sensorsam@senatormabini.com
senatortonyada@guamlegislature.org
senbenp@guam.net
sgtarms@guamlegislature.org
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steve@judiwonpat.com
tanya4families@gmail.com
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SENATOR RORY J. RESPICIO
MAJORITY LEADER

CHAIRPERSON
COMMITTEE ON RULES; FEDERAL, FOREIGN & MICRONESIAN
AFFAIRS; AND HUMAN & NATURAL RESOURCES



I Mina'trentai Unu na Libeslaturan Guåhan
THIRTY-FIRST GUAM LEGISLATURE

July 5, 2011

For Immediate Release

Second Notice of Public Hearing
Thursday, July 7, 2011 – 9:00 AM

(Hagåtña, Guam) Please be advised that the Committee on Rules; Federal, Foreign & Micronesia Affairs; and Human & Natural Resources will be conducting a public hearing on **Thursday, July 7, 2011**, beginning at **9:00 AM** in the Legislature's Public Hearing Room. This hearing is scheduled to receive public testimony on the following (to be heard in the indicated order):

1. **BILL NO. 253-31 (COR)** – C.M. DUENAS – AN ACT TO ADD A NEW § 2110 TO CHAPTER 2, TITLE 2, GUAM CODE ANNOTATED, RELATIVE TO REQUIRING A REPORT FROM THE LAND PLANNING DIVISION, DEPARTMENT OF LAND MANAGEMENT FOR ANY ZONING LEGISLATION.
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3. **BILL NO. 244-31 (COR)** – B.J.F. CRUZ – AN ACT TO ADD A NEW ITME (I) TO §7118.1 OF CHAPTER 7 OF TITLE 22 OF THE GUAM CODE ANNOTATED RELATIVE TO REQUIRING THE DISCLOSURE OF AN EMPLOYER'S NAME, ADDRESS AND TELEPHONE NUMBER IN ADVERTISEMENTS OF JOB OPPORTUNITIES REQUIRED FOR CERTIFICATE OF TEMPORARY ALIEN LABOR.
4. **BILL NO. 245-31 (COR)** – B.J.F. CRUZ –AN ACT TO ADD A NEW ITEM TO §7118.1 OF CHAPTER 7 OF TITLE 22 OF THE GUAM CODE ANNOTATED RELATIVE TO PROHIBITING NON-IMMIGRANT TEMPORARY WORKERS TO PARTICIPATE IN THE RECRUITMENT AND SELECTION OF PERSONNEL OR THE PROCESSING OF APPLICATIONS FOR TEMPORARY ALIEN LABOR CERTIFICATION.

For Immediate Release

"Second Notice of Public Hearing: Thu, Jul 7, 2011, 9:00 AM"

July 5, 2011

Page 2

5. **BILL NO. 246-31 (COR)** – B.J.F. CRUZ – AN ACT TO ADD A NEW ITEM (Q) TO §1106 OF ARTICLE 1 OF CHAPTER 1 OF TITLE 22 OF THE GUAM CODE ANNOTATED RELATIVE TO REQUIRING THE DIRECTOR OF LABOR TO POST JOB OPPORTUNITIES AT MAYORS' OFFICES.
6. **BILL NO. 254-31 (COR)** – R.J. RESPICIO – AN ACT TO ADD A NEW SUBITEM (J) TO §9104 OF CHAPTER 9, TITLE 22, GUAM CODE ANNOTATED RELATIVE TO AUTHORIZING ADMINISTRATIVE LEAVE FOR INJURED INDIVIDUALS CERTIFIED BY THE WORKER'S COMPENSATION PROGRAM.
7. **BILL NO. 154-31 (COR)** – J.P. GUTHERTZ, DPA – AN ACT TO ADD A NEW SUB ITEM 3104(A) AND 3105(A) TO CHAPTER 3, AND ADD A NEW SUB ITEM 20007(A) TO CHAPTER 20, AND ADD A NEW SUB ITEM 21007(A) TO CHAPTER 21, ALL OF TITLE 3 GUAM CODE ANNOTATED AND TO ADD A NEW SUB ITEM 2109(A) AND AMEND SUB SECTIONS 2110(A) AND 2111 OF CHAPTER 21, TITLE 1 GUAM CODE ANNOTATED RELATIVE TO THE REGISTRATION, EDUCATION CAMPAIGN AND VOTING PROCESS FOR THE PLEBISCITE ON POLITICAL STATUS FOR GUAM.

For copies of the above mentioned bills please visit the Guam Legislature's website at www.guamlegislature.com. Testimony should be addressed to Senator Rory J. Respicio, Chairperson, and may be submitted via hand-delivery/mail to our office or our mailbox at the Main Legislature Building at 155 Hesler Place, Hagåtña, Guam 96910; via e-mail to cor@guamlegislature.org; or via facsimile to (671) 472-3547. Individuals requiring special accommodations, auxiliary aids, or services shall contact and submit their request to Elaine Tajalle at 472-7679.

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Rory Respicio <cor@guamlegislature.org>

2nd Notice of PH: Thu, Jul 7, 9AM

Senator Rory J. Respicio <cor@guamlegislature.org>

Tue, Jul 5, 2011 at 11:17 AM

To: hottips@kuam.com, mvariety@pticom.com, news@guampdn.com, news@pacificnewscenter.com
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Hafa Adai:

Please see attached media release regarding the second notice of the public hearing scheduled for this Thursday, July 7, 2011 at 9:00 AM in the Legislature's Public Hearing Room.

Thank you,
Rory

—
Rory J. Respicio
Senator

Majority Leader and Chairperson
Committee on Rules;
Federal, Foreign & Micronesian Affairs;
and Human & Natural Resources
I Mina'Trentai Unu Na Liheslaturan Guåhan
155 Hesler Place, Ste. 302
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Phone: (671) 472-7679
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SENATOR RORY J. RESPICIO
MAJORITY LEADER

CHAIRPERSON
COMMITTEE ON RULES; FEDERAL, FOREIGN & MICRONESIAN
AFFAIRS; AND HUMAN & NATURAL RESOURCES



I Minã'trentai Unu na Libeslaturan Guãhan
THIRTY-FIRST GUAM LEGISLATURE

July 5, 2011

VIA E-MAIL

andrew.tenorio@mail.house.gov

The Honorable Madeleine Z. Bordallo

Member of Congress

Capitol Plaza, Ste. 107

120 Father Duenas Ave.

Hagåtña, Guam 96910

RE: Notice of Public Hearing – Thursday, July 7, 2011 – 9:00 A.M.

Dear Congresswoman Bordallo:

Hafa adai. Please be advised that, in my capacity as the Chairperson of the Committee on Rules; Federal, Foreign & Micronesian Affairs; and Human & Natural Resources, I will be conducting a public hearing on **Thursday, July 7, 2011 at 9:00 A.M.** in the Legislature's Public Hearing Room. Among the items on the day's agenda, is the consideration of **Bill No. 154-31 (COR)** – J.P. Guthertz, DPA – "AN ACT TO ADD A NEW SUB ITEM 3104(A) AND 3105(A) TO CHAPTER 3, AND ADD A NEW SUB ITEM 20007(A) TO CHAPTER 20, AND ADD A NEW SUB ITEM 21007(A) TO CHAPTER 21, ALL OF TITLE 3 GUAM CODE ANNOTATED AND TO ADD A NEW SUB ITEM 2109(A) AND AMEND SUB SECTIONS 2110(A) AND 2111 OF CHAPTER 21, TITLE 1 GUAM CODE ANNOTATED RELATIVE TO THE REGISTRATION, EDUCATION CAMPAIGN AND VOTING PROCESS FOR THE PLEBISCITE ON POLITICAL STATUS FOR GUAM."

I invite you, or your designee, to appear before this committee and provide testimony on Bill 154-31, a copy of which can be found by visiting the Legislature's website at www.guamlegislature.com. Please feel free to extend this invitation to other interested members of our community. Testimony should be addressed to Senator Rory J. Respicio, Chairperson, Committee on Rules; Federal, Foreign & Micronesian Affairs; and Human & Natural Resources, and may be hand-delivered or mailed to the Office of Senator Rory J. Respicio at 155 Hesler Place, Hagåtña, Guam 96910; e-mailed to cor@guamlegislature.org; or faxed to (671) 472-3547. I look forward to your attendance and participation.

Very truly yours,


Rory J. Respicio

cc: Andrew Tenorio, District Director, Guam District Office
Joaquin Perez, Senior Policy Advisor, Guam District Office



Rory Respicio <cor@guamlegislature.org>

Public Hearing Notice - Thu, Jul 7, 2011, 9AM

Senator Rory J. Respicio <cor@guamlegislature.org>

Tue, Jul 5, 2011 at 11:55 AM

To: andrew.tenorio@mail.house.gov, joaquin.perez@mail.house.gov, "Blas, Cecilia" <cecilia.blas@mail.house.gov>
Bcc: "Rory J. Respicio" <rorryforguam@gmail.com>, bill phillips <phillipsguam@gmail.com>, sem@guamlegislature.org, tinaokada <tinaokada@gmail.com>, hansonguam@gmail.com, Elaine Tajalle <etajalle@guamlegislature.org>

Hafa Adai:

Attached, please find Congresswoman Bordallo's invitation letter to the public hearing on **Bill No. 154-31 (COR)** – "AN ACT TO ADD A NEW SUB ITEM 3104(A) AND 3105(A) TO CHAPTER 3, AND ADD A NEW SUB ITEM 20007(A) TO CHAPTER 20, AND ADD A NEW SUB ITEM 21007(A) TO CHAPTER 21, ALL OF TITLE 3 GUAM CODE ANNOTATED AND TO ADD A NEW SUB ITEM 2109(A) AND AMEND SUB SECTIONS 2110(A) AND 2111 OF CHAPTER 21, TITLE 1 GUAM CODE ANNOTATED RELATIVE TO THE REGISTRATION, EDUCATION CAMPAIGN AND VOTING PROCESS FOR THE PLEBISCITE ON POLITICAL STATUS FOR GUAM", which has been scheduled for Thursday, July 7, 2011 at 9:00 AM. Also attached is copy of the day's agenda, for your info/reference.

Your assistance in forwarding this message to the Congresswoman would be much appreciated.

Thank you,
Rory

–

Rory J. Respicio
Senator

Majority Leader and Chairperson
Committee on Rules;
Federal, Foreign & Micronesian Affairs;
and Human & Natural Resources
I Mina Trentai Unu Na Liheslaturan Guåhan
155 Hesler Place, Ste. 302
Hagåtña, Guam 96910
Phone: (671) 472-7679
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2 attachments

 2011.07.05_Ltr to MZB_RE-2011.07.07 PH.pdf
162K

 2011.07.07_PH_Agenda.pdf
360K

MADELEINE Z. BORDALLO
GUAM

ARMED SERVICES COMMITTEE

RANKING MEMBER, SUBCOMMITTEE ON
READINESS

SUBCOMMITTEE ON MILITARY PERSONNEL

NATURAL RESOURCES COMMITTEE

SUBCOMMITTEE ON FISHERIES, WILDLIFE,
OCEANS AND INSULAR AFFAIRS

SUBCOMMITTEE ON ENERGY AND
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July 5, 2011

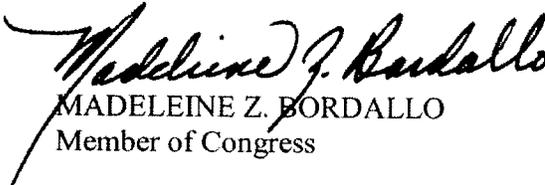
The Honorable Rory J. Respicio
Majority Leader
I Mina'trentai Unu Na Liheslaturan Guahan
155 Hesler St., Suite 302
Hagatna, GU 96910

Dear Senator  Respicio,

I write in response to your letter dated July 5, 2011 regarding the Committee on Rules; Federal Foreign & Micronesian Affairs; and Human & Natural Resources' hearing on Bill No. 154-31 (COR), an act to add "a new sub item 3104(A) and 3105(A) to Chapter 3, and add a new sub item 20007(A) to Chapter 20, and add a new sub item 21007(A) to Chapter 21, all of Title 3 Guam code annotated and to add a new sub item 2109(A) and amend sub sections 2110(A) and 2111 of chapter 21, Title 1 Guam code annotated relative to the registration, education campaign and voting process for the plebiscite on political status for Guam."

I appreciate the invitation to testify before your committee on this important issue, however, I will be unable to participate in the hearing on Thursday, July 7, 2011 on Guam. Please have your staff contact my Senior Policy Advisor, Mr. Kin Perez at Joaquin.perez@mail.house.gov or 477-4272 regarding this issue.

Sincerely,


MADELEINE Z. BORDALLO
Member of Congress

Office of Senator Rory J. Respicio	
Name:	<i>Guam</i>
Date/Time:	<i>7/5/11 9:30</i>

SENATOR RORY J. RESPICIO

MAJORITY LEADER

CHAIRPERSON
COMMITTEE ON RULES; FEDERAL, FOREIGN & MICRONESIAN
AFFAIRS; AND HUMAN & NATURAL RESOURCES



I Minã'trentai Unu na Libeslaturan Guåhan
THIRTY-FIRST GUAM LEGISLATURE

PUBLIC HEARING

Thursday, July 7, 2011 • 9:00 AM

Legislature's Public Hearing Room • Hagåtña, Guam

AGENDA

- I. Call to Order
- II. Announcements
- III. Items for Public Consideration
 1. **BILL NO. 253-31 (COR)** – C.M. DUENAS – AN ACT TO ADD A NEW § 2110 TO CHAPTER 2, TITLE 2, GUAM CODE ANNOTATED, RELATIVE TO REQUIRING A REPORT FROM THE LAND PLANNING DIVISION, DEPARTMENT OF LAND MANAGEMENT FOR ANY ZONING LEGISLATION.
 2. **BILL NO. 193-31 (COR)** – C.M. DUENAS – AN ACT TO ADD A NEW §44115 TO CHAPTER 44 OF TITLE 22, GUAM CODE ANNOTATED, ESTABLISHING A SCHOLARSHIP PROGRAM FOR ECONOMICALLY-DISADVANTAGED STUDENTS SEEKING CAREERS IN THE CONSTRUCTION TRADES; PROVIDING FUNDING SOURCES FOR THE PROGRAM; AND, CITING THIS ACT AS THE "BUILDING GUAM'S TRADES SCHOLARSHIP PROGRAM."
 3. **BILL NO. 244-31 (COR)** – B.J.F. CRUZ – AN ACT TO ADD A NEW ITME (I) TO §7118.1 OF CHAPTER 7 OF TITLE 22 OF THE GUAM CODE ANNOTATED RELATIVE TO REQUIRING THE DISCLOSURE OF AN EMPLOYER'S NAME, ADDRESS AND TELEPHONE NUMBER IN ADVERTISEMENTS OF JOB OPPORTUNITIES REQUIRED FOR CERTIFICATE OF TEMPORARY ALIEN LABOR.

4. **BILL NO. 245-31 (COR)** – B.J.F. CRUZ – AN ACT TO ADD A NEW ITEM TO §7118.1 OF CHAPTER 7 OF TITLE 22 OF THE GUAM CODE ANNOTATED RELATIVE TO PROHIBITING NON-IMMIGRANT TEMPORARY WORKERS TO PARTICIPATE IN THE RECRUITMENT AND SELECTION OF PERSONNEL OR THE PROCESSING OF APPLICATIONS FOR TEMPORARY ALIEN LABOR CERTIFICATION.
5. **BILL NO. 246-31 (COR)** – B.J.F. CRUZ – AN ACT TO ADD A NEW ITEM (Q) TO §1106 OF ARTICLE 1 OF CHAPTER 1 OF TITLE 22 OF THE GUAM CODE ANNOTATED RELATIVE TO REQUIRING THE DIRECTOR OF LABOR TO POST JOB OPPORTUNITIES AT MAYORS' OFFICES.
6. **BILL NO. 254-31 (COR)** – R.J. RESPICIO – AN ACT TO ADD A NEW SUBITEM (J) TO §9104 OF CHAPTER 9, TITLE 22, GUAM CODE ANNOTATED RELATIVE TO AUTHORIZING ADMINISTRATIVE LEAVE FOR INJURED INDIVIDUALS CERTIFIED BY THE WORKER'S COMPENSATION PROGRAM.
7. **BILL NO. 154-31 (COR)** – J.P. GUTHERTZ, DPA – AN ACT TO ADD A NEW SUB ITEM 3104(A) AND 3105(A) TO CHAPTER 3, AND ADD A NEW SUB ITEM 20007(A) TO CHAPTER 20, AND ADD A NEW SUB ITEM 21007(A) TO CHAPTER 21, ALL OF TITLE 3 GUAM CODE ANNOTATED AND TO ADD A NEW SUB ITEM 2109(A) AND AMEND SUB SECTIONS 2110(A) AND 2111 OF CHAPTER 21, TITLE 1 GUAM CODE ANNOTATED RELATIVE TO THE REGISTRATION, EDUCATION CAMPAIGN AND VOTING PROCESS FOR THE PLEBISCITE ON POLITICAL STATUS FOR GUAM.

IV. Closing Remarks

V. Adjournment

For copies of the above mentioned bills, please visit the Guam Legislature's website at www.guamlegislature.com. Testimony should be addressed to Senator Rory J. Respicio, Chairperson, and may be submitted via hand-delivery to our office or our mailbox at the Main Legislature Building at 155 Hesler Place, Hagatna, Guam 96910, via e-mail to cor@guamlegislature.com, or via facsimile to (671) 472-3547. Individuals requiring special accommodations, auxiliary aids, or services shall contact and submit their request to Elaine Tajalle at our office. For more information, please call 472-7679. We look forward to your attendance and participation. *Si Yu'os ma'åse'!*

**Media Reports on
Bill No. 154-31 (COR)**



July 25, 2011

More than 4K on Decolonization Registry

*By Erin Thompson
Pacific Daily News*

More than 4,000 people are now on the Decolonization Registry, following a push at last week's Liberation Day parade to get Guam residents to sign up.

During the parade, Sen. Ben Pangelinan's office opened their doors to those wanted to add their names to the Registry, which contains names of those eligible to vote in a plebiscite to determine Guam's political status.

Guam law requires that the island's native inhabitants vote on the three political status options -- statehood, independence or free association with the United States. But in order for the vote to take place, 70 percent of those determined to be native inhabitants, or their descendants, must be signed up on the Decolonization Registry.

Based on estimates of those living on the island in 1950, the number needed to register to have the plebiscite is about 31,500, according to Pacific Daily News files.

In order to vote in the plebiscite, however, those on the Decolonization Registry would also have to be registered voters, Pangelinan said.

That definition of the law differs with an interpretation by Maria I.D. Pangelinan, the executive director of the Guam Election Commission. Maria Pangelinan has said her understanding of the law is that before the vote can take place, 70 percent of those on the registry must be registered to vote. Thus, whether there are 10,000 or 10 voters, the plebiscite can take place once that voter registration requirement is met.

The registry is separate from the Chamorro Registry, and those on the Decolonization Registry don't necessarily have to be Chamorro, the senator said. The only requirement to be eligible is to have been made a U.S. citizen by the Organic Act in 1950, or to be descended from someone who did.

"So if a Filipino was here, and made citizen by The Organic Act, that Filipino is eligible," the senator said.

Sen. Pangelinan said his office has been spearheading efforts during Liberation festivities to register people for the Decolonization Registry for the last four or five years, and has seen an increase in interest.

The challenge is convincing them to take the next step to get on the list, he added.

In order to register, eligible people must actually go to an office to be photographed, providing an extra hurdle for many. But Sen. Pangelinan said his office is working on creating a system where IDs can be photographed on the spot.

As of July 15, 3,843 names were on the Registry, according to numbers provided by the Guam Election Commission. Another 5,000 or 6,000 from Chamorro Land Trust applicants are being reconciled with the current list, which could boost the total number, Sen. Pangelinan said.

To speed up the process of calling a vote, Sen. Judith Guthertz has introduced a bill that sets a hard

deadline for the vote in 2014, and which would eliminate the 70-percent requirement altogether.

Bill 154 requires the Guam Election Commission to hold a self-determination vote during the 2014 primary election. Ahead of the vote, the GEC would have to set up a registration system at all voting precincts during the mid-term election next year.

"My thinking was that I didn't want that to be an impediment to finally schedule a date for a vote," Guthertz said. "And that has seemed to be ... the primary reason why there has been a prolonged delay to get enough eligible voters to register."



July 15, 2011

Election Commission looks at plebiscite

*By Erin Thompson
Pacific Daily News*

The Guam Election Commission commissioners gave themselves homework at the end of last night's regular meeting -- to read sections of Guam law and analyze the exact meaning of language on the political status plebiscite.

The assignment came in response to a discussion on Bill 154, which proposes changes to current law regarding the political status vote, and which prompted larger questions about the content and intent of current law as it relates to the plebiscite.

Guam law requires that the island's native inhabitants vote on the three political status options -- statehood, independence or free association with the United States.

The Commission on Decolonization was created in 1997 and given the task of creating a registry of Chamorro voters -- defined by law as those living on Guam who were made U.S. citizens by the Organic Act in 1950, and their descendants -- and holding a non-binding plebiscite vote on political status.

Bill 154, introduced by Sen. Judith Guthertz, attempts to get the plebiscite back on track by requiring that the Guam Election Commission hold a self-determination vote during the 2014 primary election. Ahead of the vote, the Guam Election Commission would be required to set up a registration system at all voting precincts during the mid-term election next year.

During the GEC meeting, board members expressed concern about both the cost and the logistical difficulty of registering people for the Decolonization Registry during the next primary and general elections.

Democratic board member Josh Tenorio said he supported registering people during the elections, but said he wanted to make sure that the registration process did not confuse or conflict with the voting process. Another concern expressed by board members was about ambiguity of language in the bill, and whether the Guam Election Commission would be required to hold education campaigns as defined in the bill.

The bill notes that the "Commission" should develop an extensive public education campaign throughout the island, but GEC members said they were unsure if the GEC or the Commission on Decolonization would be responsible for that task.

Sen. Judith Guthertz did not return a phone call made after 6 p.m.

If passed, Bill 154 would also eliminate a clause requiring that the Registry meet a certain threshold of Chamorro voters before the vote can take place.

Maria I.D. Pangelinan, the executive director of the Guam Election Commission, said her understanding of the law is that before the vote can take place, 70 percent of those on the registry must be registered to vote. Thus, whether there are 10,000 or 10 voters, the plebiscite can take place once that voter registration requirement is met.

"The way the law reads now it's 70 percent of the Registry has to be registered to vote," Pangelinan

said.

That conflicts with other interpretations of the law, which include requiring 70 percent of registered voters to be on the Decolonization Registry, and 70 percent of the total Chamorro population calculated based on birth and death rates, to be registered to vote.

In order to get 70 percent of the Decolonization Registry registered to vote, Pangelinan said she is actively working to update GEC's records, which currently have 3,843 names on the Registry. She said GEC is cross-checking those registered through the Chamorro Land Trust, which are automatically added to the Decolonization Registry, to eliminate duplicates, and is working on a website that will eventually list all of the names on the registry. GEC also held a voter registrar training for 21 volunteers in June, and Pangelinan said she went through the training herself.

Additional Facts

IF YOU GO

•**What:** Guam Election Commission's next regular meeting

•**When:** 4 p.m., Aug. 17

•**Where:** GCIC Building, Suite 202



Bill aims to set date for plebiscite

Written by

Oyaol Ngirairiki
Pacific Daily News

2:00 PM, Jul. 8, 2011|

A bill that would remove the requirement for 70 percent of Guam's native inhabitants to register for a plebiscite was heard yesterday, but didn't draw much comment.

Sen. Judith Guthertz, who introduced the bill, said agencies involved in the discussion to change Guam's status from an unincorporated territory to something more defined were notified of the meeting.

"I'm not disappointed that there wasn't a showing," Guthertz said. "What's important is that we move forward."

The Commission on Decolonization was not represented at the meeting. Executive Director Ed Alvarez said he had meetings scheduled yesterday that kept him from attending the meeting.

He later noted that he agrees that creating a date is a good start. He said he would like clarification on what the removal of the 70 percent requirement means to the Chamorro Registry. Alvarez said he needs to ensure the commission convenes and begins an educational campaign on the plebiscite.

Bill 154 sets the plebiscite vote for the

2014 Primary Election, which Guthertz said is the ultimate goal.

"I believe that once we have a date, then we have a concrete goal and everything else will fall into place," she said. "If all my bill does is set the date, then I'm happy."

Hurdle

Guthertz said including other changes in the bill, like removing the 70 percent requirement, is something that can be changed, but at the very least the bill raises the question of whether that particular requirement is needed.

"To me that has been the hurdle. I don't think 70 percent is achievable. The first law was passed in the '90s and the registry doesn't show a lot of people registered. So in my draft I included the 70 percent for discussion purposes," she said.

The Commission on Decolonization was created in 1997 and given the task of

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creating a registry of Chamorro voters -- defined by law as those living on Guam who were made U.S. citizens by the Organic Act in 1950, and their descendants -- and holding a non-binding plebiscite vote on political status.

Under current law, the vote on the three political status options -- statehood, independence or free association with the United States -- can't take place until 70 percent of eligible voters are registered in the Chamorro registry. Based on estimates of the Chamorro population living on the island, the number of Chamorros needed to register to have the plebiscite is about 31,500, according to the Pacific Daily News files.

Moving target

The problem with the 70 percent threshold, according to Robert Underwood, University of Guam president and former Guam Delegate to Washington D.C., is it's based on a moving target, which itself is a moving target.

"People turn 18 and others pass away so your population of Chamorro people are going to change," he said. He said removing the 70 percent requirement also removes the issue of defining the moving target.

But he also noted that the idea of a Chamorro registry itself can be debated.

"People like me are going to say 'I know I'm Chamorro, why do I have to register?'" he said.

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Public hearing for 7 bills set for tomorrow

Written by

Pacific Daily News
news@guampdn.com

2:00 PM, Jul. 6, 2011|

The Legislature's Committee on Rules; Federal, Foreign & Micronesian Affairs; and Human & Natural Resources will be conducting a public hearing starting at 9 a. m. tomorrow in the Legislature's public hearing room.

Testimony will be heard on the following bills:

•Bill 253, introduced by Sen. Chris Duenas, would require a report from the Land Planning Division of the Department of Land Management for any zoning legislation;

•Bill 193, also introduced by Duenas, would establish a scholarship program for economically disadvantaged students seeking careers in the construction trades, providing funding sources for the program;

•Bill 244, introduced by Vice Speaker Benjamin Cruz, would require the disclosure of an employer's name, address and telephone number in advertisements of job opportunities required for certificate of temporary alien labor;

•Bill 245, also introduced by Cruz, would prohibit non-immigrant temporary workers admitted to Guam under the H-2B program to participate in the recruitment and selection of personnel or the processing of applications for temporary alien labor certification;

•Bill 246, also introduced by Cruz, would require the director of Guam's Department of Labor to post job opportunities at mayors' offices;

•Bill 254, introduced by Sen. Rory Respicio, would authorize administrative leave for injured individuals certified by the worker's compensation program; and

•Bill 154, introduced by Sen. Judith Guthertz, is relative to the registration, education campaign and voting process for the plebiscite on Guam's political status.

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Roundtable focuses on political status

Posted: May 17, 2011 9:44 AM

Updated: May 17, 2011 9:44 AM

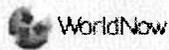
by [Nick Delgado](#)

Guam - A roundtable meeting will be held at the end of this week on three separate measures dealing with Guam's political status. Senator Rory Respicio, who will chair the meeting, says first up for discussion is Bill 151, introduced by Senator Tina Muna Barnes that would consider Guam's voter's during the 2012 General Election to conduct a non-binding straw poll to determine preferred political status for Guam.

Also on the agenda are Bills 154 and 168. Those pieces of legislation were introduced by Senator Judi Guthertz, and is relative to the registration, education campaign and voting process for the plebiscite on political status, while the second bill considers Guam voters to determine whether residents support any reunification with the CNMI.

She said, "Rather than have a public hearing on these bills that have competing outcomes, really to have a roundtable discussion to call in the stakeholders the people that have been plowing the trenches for decades really to have a greater participation and want to have the people of Guam have their right to self-determination."

The roundtable is scheduled for this Friday at 2pm at the Legislature's Public Hearing Room.



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Bill requires 2014 vote on plebiscite

Posted: Apr 15, 2011 2:53 PM

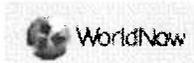
Updated: Apr 15, 2011 2:53 PM

by [Sabrina Salas Matanane](#)

Guam - Guam's leaders are continuing their efforts to once and for all resolve the island's political status. It was the focus of a community forum last week, and the speaker's weekly address this week, and today Senator Judi Guthertz has introduced legislation that would amend local law that would lead to a 2014 vote on the question.

As it is now, Guam law ties holding a plebiscite to achieving a 70% registration of those defined as native inhabitants of Guam. Bill 154 would remove the 70% requirement and would direct the Guam Election Commission to setup a registration system at all island voting precincts in addition to the GEC.

The registration process would occur when voters head to the polls during next year's primary and general elections.



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of May 25, 2011 Roundtable
on Political Status Bills,
Including Bill No. 154-31 (COR)**

SENATOR RORY J. RESPICIO
MAJORITY LEADER



CHAIRPERSON
 COMMITTEE ON RULES, FEDERAL, FOREIGN & MICRONESIAN
 AFFAIRS; AND HUMAN & NATURAL RESOURCES

I Mind'trentai Unu na Libeslaturan Guåhan
THIRTY-FIRST GUAM LEGISLATURE

SIGN-IN SHEET

Friday, May 20, 2011 - 2:00 PM

I Liheslatura • Public Hearing Room • Hagåtña, Guam

ROUNDTABLE MEETING ON THE POLITICAL STATUS BILLS
 Bill Nos. 151-31, 154-31, 168-31

NAME	AGENCY OR ORGANIZATION	PHONE NUMBER	EMAIL ADDRESS
✓ Maga'Lahin Pagat	Nasion Chamoru	637-5894	e
✓ Senora OFing	Nasion Chamoru	685-5604	e
✓ Faet	Nasion Chamoru	632-5700	e
✓ Bobing Wolford	Nasion Chamoru	789-5824	e
✓ Aniti	Republic Sinhi Archipelago	653-6637	e
✓ Senot Juan Diaz		789-1603	e
✓ Ron McNinch	UOG	735-2520	govguam@gmail.com
✓ Joe Garrido	Free Asso. Task Force	632-7968	NONE
✓ Eck Aguon	YMLG	734-4120	ed.aguon@gmail.com

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NAME	AGENCY OR ORGANIZATION	PHONE NUMBER	EMAIL ADDRESS
✓ DAVID S. ABIZAN		686-7359	
✓ Hector Aguirre		689-4542	
Julian Aguirre		797-3733	



Committee on Federal, Foreign and Micronesian Affairs
May 20, 2011 Roundtable on the following:

Bill 151 by T.R. Muña Barnes and F.F. Blas, Jr.:

An act to provide a Legislative submission for consideration by Guam's voters during the 2012 General Election; to conduct a nonbinding straw poll to determine the preferred political status held by all of Guam's voters.

Bill 154 by J.P. Guthertz:

An act to add a new subitem 3104(a) and 3105 (a) to chapter 3, and add a new subitem 21007(a) to Chapter 21, all of title 3 Guam Code Annotated and to add a new subitem 2109 (a) and amend subsections 2110(a) and 2111 of Chapter 21, title 1 Guam code annotated relative to the registration, education campaign and voting process for the plebiscite on political status for Guam.

Bill 168 by J.P. Guthertz:

An act to provide a legislative submission for consideration by Guam's voters to determine whether residents support any reunification effort with the residents of the Commonwealth of the Northern Mariana Islands.

Senators present: Committee Chair Respicio, Speaker WonPat, Vice Speaker Cruz, Legislative Secretary Muña Barnes, Committee Vice Chair Guthertz, Senator Tom Ada, and Senator Yamashita. Senator Pangelinan arrived a few minutes later.

SUMMARY OF INTRODUCTIONS: Senator Respicio called the meeting to order at 2:00 p.m. He stated that the Roundtable was being held in advance of public hearing that would take place the following week. He said that bringing all three bills to the hearing is an attempt to bring resolution to long-standing injustices. At the hearing, if all three bills were to be approved, the message would be unclear because the bills are on different paths.

Sen. Respicio also said that the military buildup is a good time to bring up these historic injustices. He stated that the Governor had agreed to convene the Commission on Decolonization and that Speaker Won Pat would be a member and he (Senator Respicio) was a member based on the statute.

Sen. Respicio called up Maga'lahren Pagat, Señora Ofing, Faet-Vicente Garrido, Bobing Wolford, Aniti, Señor Juan Diaz, Dr. Ron McNinch, Joe Garrido, Ed Aguon and Señor Benavente. He said that all senators present were members of the committee. He asked Sen. Muña Barnes to discuss her bill, and said he would then ask Sen. Guthertz to explain her bills.

Sen. Barnes said her bill was meant to see what support there is in determining Guam's political status. She said she supports the Chamorro only vote, but we should hear what everyone who makes Guam home has to say. She said that with the introduction of this bill it has stirred a lot of discussion on this issue. She has spoken with people in the community and those who feel that this issue is very meaningful. She said that she wanted the people in the room to know where our

political status should go. She said leadership begins with listening and she wanted to listen to everyone so she will have a better idea about where to move forward.

Sen. Guthertz thanked everyone for coming to the roundtable. She said she fully supports Chamorro self-determination. She said that Chamorros have never had that right and should exercise it. As a teacher she taught her students that the Chamorro people must have the right to self-determination to decide their future. She said that Bill 154 sets a date, the primary election of 2012, and if a runoff is needed, it can be held in the 2012 General Election.

She said that the bill states that there should be an education program and designates UOG and GCC to disseminate the information to the public. The second bill, 168, is a survey bill to find out how the people of Guam feel about the reunification of the Marianas. She said that the Chamorro people were separated by circumstance, not by choice. The bill would help everyone know what people really feel about the idea of reunification. She pointed out that Congressman Joseph Palacios had also introduced a bill in the CNMI Congress asking the same question. She said that action had to be taken quickly while Chamorros still had the opportunity to decide their future. She thanked everyone who was participating.

Sen. Respicio said he was happy with the turnout and participation. He said that most people didn't like the current political status and relationship with the U.S. but we have to agree on where we are going and how to get there. He said he was glad to see Mr. Joe Garrido who is on the Commission on Decolonization.

TRANSCRIPTION BEGINS:

Sen Respicio: "(Mr. Garrido) represents the free association group. Mr. Tony Sablan, he represents the Independence group, and former Senator Eddie Duenas represents Statehood, and also long time friend and advocate Mr. Ed Benavente who served as the previous executive director of the Commission on Decolonization and the Ancestral Lands Commission. So we want to hear from this panel and after that we'll hear from Ed Banavente, Joe Garrido, Tony Sablan and former Sen. Duenas. We'll hear now from Uncle Bobing all the way up to Mr. Ed Aguon. After you're done we'll ask you to stick around for awhile for the next group. Maga'lahren Pagat?"

Maga'lahren Pagat: (translated from Chamorro)

"Buenas Senators, Guahu si Pagat. My name is Maga'Lahren Pagat, for those who need to know more I am Danny Jackson. Yes, this roundtable is good. I'm puzzled because I was not notified about this Roundtable. I feel like you don't recognize the Chamorro Nation. I am the head of Chamorro Nation at this time but will be stepping down on July 3rd. I don't support these issues Prices are going up at the stores and the gas too. We are feeling smothered. When more people come, where are they going to go? Next time recognize the people of the land, the Chamorro Nation. If you don't notify us, then no one will be here to speak on our behalf. That's all I have to say as there are many people here to speak. Thank you."

Sen. Respicio: "Señora Ofing?"

Señora Ofing: (translated from Chamorro)

"Buenas Senators. It's a beautiful day to be here. Isn't it? Hello, I am Ofing, Josephine Jackson, Danny's wife. I heard about this last week on the radio and I've been running through my mind, what all this is about. What is the non-binding vote on Guam? Is this saying that we are going to let the outside people vote and see what they say? Is that what it is, or no? No, right? These outside people won't dictate what we want."

Sen. Muña Barnes: "No, it will be our people of Guam."

Sen. Respicio: "She's correct, under the current law, only those who attained their citizenship through the Organic Act are eligible to vote in the plebiscite."

Señora Ofing: (translated from Chamorro)

"I don't believe it is right, for these outsiders to come into Guam, vote on this 'paper,' it's not right. They left their island, they left their place. They killed their own their own culture to live in Guam. I don't want them coming in here telling me that they're going to vote against us on the plebiscite and take over this land. I don't want to be colonized again for another 66 years. Already, 66 years. Already, it's gone. We need Self-determination. We need to do this before the build-up comes to Guam. We need to do this by next year. It needs to be in the election by next year. We want independence. We want free association. Not statehood, because if we have statehood will be more serious. It's frustrating because we're being treated like a carabao."

Sen. Tom Ada: "Chairman, may I speak to best clarify the issue. This (indicating Bill No. (151) does say that all registered voters in Guam can vote on this. To include, the outside people, even if they're not Chamorro."

Sen. Muña Barnes: "I apologize that wasn't the intent. This straw poll would not be the determinant factor in what the people want. I support a Chamorro-only vote, and it's up to the people, the Chamorros of Guam as defined by the law that should be able to vote and determine what their determination should be. Again I apologize, that wasn't the intent."

Sen. Respicio: "Si Yu'os Ma'ase Ofing. Faet?"

Vicente Garrido (Faet) : (translated from Chamorro)

"The only true Guamanian to identify the people staying on this island, are the native Chamorro. We are the only colonized people on this island, we should be the one to determine the future of our destiny. Not any other nationality. I don't care whether they become U.S. citizens here yesterday or live on Guam for 40 or 60 years, I don't care. We are the only colonized people on this island. And to this date we still remain as a conquered people. Subjugated, oppressed and totally colonized by the present day conqueror, The U.S. military and the federal government. Like I said, I fully understand the intent of the bill. We of the Chamorro nation objected to all nationalities who migrated and became U.S. citizens ought to be involved in our rights to self determination. The destiny of the colonized Chamorro people. I don't support this bill but I fully respect the Senators that introduced this bill, I just don't support it and never will, when it has outsiders determining the welfare of my people. This bill is in a way saying that we already don't exist. As if we the people of the land are not here. I also

suggest that while we are now pushing for our rights to self determination, I ask that you leaders tell the court judge to stop the naturalization of any citizens or any people that come to our island to make them U.S. citizens, because this will be an obstacle to us in the future ahead if we do decided or you people decided, our leaders, decided to involve every living soul on this island. And that's where I'm coming from and I don't want anybody on this non-Chamorro to label me as a racist or anti this, anti that. This is my native homeland. I speak for my people. Period. Thank you."

Sen. Respicio: "Si Yu'os Ma'åse'. You just heard Sen. Barnes clarify and this bill would have to be amended because it says by all Guam voters. She just clarified that her intent was only to make those eligible to vote on the plebiscite vote, so bill 151 is kind of closer now to bill 154 that Sen. Guthertz is proposing but only 154 kind of talks about the methodology to which the vote shall take place so you can have some comfort knowing that the author is more in agreement with most of us on this issue. Si Yu'os Ma'åse'. Auntie Rita?"

Rita Franquez:

"Si Yu'os Ma'åse'. This is a very delicate, sensitive sort of thing to have to address. At the risk of sounding rather cynical, it's a good political move to have a straw vote, but why? A straw vote that is non-binding. We don't have any better use for our money or our time that would take to do this, but why? It's politically correct, votes would be there, because you have extended this right to everybody but is it really the course of action you want to pursue? And as far as I'm concerned, this straw vote will just exacerbate the animosity that is out there already between the different ethnic groups, where one Guam is kind of like one mess hall tray, compartmented and absolutely divided, but its one. And if you think that there's any relationship of good feelings in that oh, everything is well out there because everybody has come to make Guam their home. Have you ever considered going to Japan and saying OK, I'm here I've been here once now, I want you to provide me all the welfare, all the benefits, the welfare for my children, legitimate or otherwise, and keep on having this benefit. It makes conquest and our subjugation of our people acceptable and comfortable. That's why we seem so complacent about what it is that is our right, what belongs to us and we are afraid to offend anybody because the church too has come into the foreground as powerful as it is. Thou shalt have compassion for all. Do we have compassion if we go to Korea and say we are here, do we have compassion? Look at today's paper. For the aboriginal group that used to be there and now they have acknowledged that they exist. Now the Anglo-Saxons there, probably Anglo-Saxons because I don't think it's Asians, no we don't want to recognize these dark aboriginal groups, today's paper. So you see the feeling of control and relatedness to the land is a very sensitive issue. But it depends on your motive of what you want to do. Like I said, at the risk of sounding cynical, it's a politically good move. Have a straw vote and everybody will have a right to go there. And then what? Does that mean then we will have to go with that because it has already been established by precedent and a vote that we must be free or independent? Don't count being a state because I think Puerto Rico has tried that for decades and they are no closer to being a state. And being independent? That's out of the question too, as far as I'm concerned. The biggest employer of all the Chamorro people is the military. Do you think that anybody wants to vote against Medical Hospital, DODEA schools, PX, Commissary, all those freebies, cheaper gas, whatever. Do you think anybody wants to do that or anyone of our soldiers who are in the National Guard or any of the military want to go out there and subdue a rebellious few? No way. The church will tell us, peace at all costs. And

even our own traditions, our own upbringing is to be pacific, non-confrontational, accept the inevitable because it's inevitable. But as far as this I think that you as government leaders would have the guts to say these people have had the right to vote for self-determination and you cannot diffuse that right by deleting the population. In other words, the U.S. can't come and bring in all these people in here and say OK now the Chamorro has been outnumbered, it's politically time now to finish the plunder off of this group that insists that they have a right to their land, it's not theirs, it belongs to the new immigrants, and if you understood that, it's a cynical view. But that's the way it is. For statehood, forget it. Status quo, I don't know. But as far as I'm concerned, I would rather have it because I would rather be under the United States, pimples and moles and everything, I would rather be, than be under Russia or China or Japan or anybody else. Given. But if we really do have a choice, let's make it real and let's not shoot ourselves in the foot. If we have this right, let's determine it. Have the guts to pursue it or don't bother. I think I would say, OK, there is no dishonor or humiliation in having to say, I give up United States, Spain, Japan. The United States is the world's biggest, most militarized conquer the world has ever known. There is no humiliation in accepting the fact that we have lost to the United States. But for us to give up our right and say, well we hand it over to you willingly, is another matter. To accept defeat because of superior powers of all the conquerors who have ever come to Guam, is not humiliating, but don't let it be at our own hands that we have abrogated our own right to be free or to at least have a voice and an honest voice. And for anybody to dilute the votes by stuffing the ballot boxes with outside is unconscionable, it's reprehensible. I think that the U.S. they're fighting for (many countries) because they want democracy to work. How about here? Why not here? Perfect place to start.

It's a politically justifiable way to go about things. Make it a straw vote. But my question to you is why? What is the intent? Because as far as I'm concerned, a straw vote will only exacerbate the animosity that is out there, and if you don't believe that there is animosity out there, you're lucky. Thank you."

Sen. Respicio: "Si Yu'os Ma'ase'. Thank you Mrs. Franquez. Magalahi Aniti?"

Magalahi Aniti: (translated from Chamorro)

"This is from my family, truthfully, not having or operating from a non-profit. I am also, by the English language, the Intermediate Prime Minister of the Republic of the Sinahi Archipelago. Now this vote to all, remember there is a lot of people! A lot of people here from Guam and they are already voting and they don't want that after reading the Organic Act. They said that your boss is the Governor, and the Judicial, and the Federal Government. For those among us who can vote with the Secretary of the Interior, and it's not worth nothing, nothing. Now how are you going to entice people to vote? We all know a lot of people come to Guam outsiders. People who are given citizenship, US citizenship (remainder spoken in English) through the Immigration Act of 1937 which is very constitutional. Their citizenship is not Organic. Their citizenship is far stronger than any of us in this room right now because their citizenship is Congressional. So how do you entice native people to go against that when education on Guam lacks. Is this another delay tactic you guys are undergoing? I mean, Camacho did it. This is only delay tactic again because I believe that no one of you people really care about self-determination because it is very un-American. Now let me extend that un-American a little bit because what I am doing is totally very American because the forefathers of America, namely Washington, Jefferson, Franklin, they declared independence from their mother country. They totally declared

independence and went through a war in 1776. So what am I doing that is so un American? I am declaring independence. I want to reclaim my island, I don't want to give no outsider the right to vote on my native land. I don't want these delay tactics because I see this great military buildup and I know how to read English where it states in the paper that Guam is the tip of the spear, Guam is the military strategic center. What does that mean to me? Is that finally America will finally succeed in their mission of 1944 in which they totally failed, which was to flatten the rock, which actually means kill everybody in sight. So here we are today, gathered here, over things created by Congress, which gives us eally nothing because you're not a government, you're an agency of Congress. You are not a government. The United States of America is the government. You are not, you are an agency. The Organic Act is right here and here's the Constitution, and here's the real Organic Act from 1950, signed by Harry Truman. And yet all this delay tactics has been going on throughout this island for how many years? This morning on the radio, vote again, wait for the next election. It never changes, it stays the same. We always say "wait for the next election. To have other people given the opportunity to vote on this island is a great moral injustice. So to have anything to do with that, I don't know, where is the sense of mamalao? I mean, I would be mamalo to even think about those things. Because why, those people came from an indigenous island of their own. Philippines, Japan, China, Russia, all of those people, Palau, Chuuk, and yet they can live better on this island today than we can and we are the natives because discrimination is the number one law they use against us and it is allowable. Thank you."

Sen. Respicio: "Thank you, too. Uncle Bobing, Mr. Wolford?"

Bobing Wolford: (translated from Chamorro)

"Greetings to men, women, senators and all present here. Aside from the eight of you, wow, there is a lot of us here today. I am Francis Harlan Wolford, Malojloj, InarajanWho's present. Yamashita, Tom Ada, Judi Won Pat, Respicio, Tina Barnes, Judi Guthertz, B.J. Cruz , Ben Pangilinan. Questions the gentleman beside him implying he might be FBI "because when I speak, he writes something down. There, I got all of you to laugh. I don't have a lot to say since I was about to make you laugh but regarding what is being said here today by those present, I like what is being said, and if you are saying "Chamorro only." I don't know if I'm Chamorro but I think I'm Chamorro because I'm speaker Chamorro and I won't speak English because I don't like to. My father is not of pure-blood, he is American, German, Chamorro and my grandmother passed away at 101 years old and my grandfather at 102 years. My mother and father are not with us any longer. I like the movement toward self-determination and the Chamorro vote only. There's so many different kinds of people here on the island, so many got confused on our roads, there are so many cars, I'm afraid to get hit. I'll be honest, my wife is Tagala but I tell her "It is up to you, but as for me, I will keep the Chamorro culture." Bet when I was applying for my passport, I was asked if I was Guamanian. I answered, [jokes] I don't know when I was born my mother didn't tell me whether I was Chamorro or Guamanian. But let's not fail because in this day, it's important!"

Sen. Respicio: Si Yu'os Ma'âse'. "(laughing) Dr. Ron McNinch, Mr. Wolford thought you were probably the FBI. He said in Chamorro, "This guy next to me, he's taking a lot of notes, I don't know where he's from, maybe he's from the FBI." I want to recognize the presence of Speaker Ben

Pangelinan who every Liberation Day tries to get people to sign up for the registry. Every day, but especially on Liberation Day."

Dr. McNinch:

"Thank you Honorable Senators. This is a very important issue. I commend you for raising this issue, it is a tough one, difficult to discuss. I think that's why we have a Legislature to bring these issues up and to discuss them. I'm only going to talk for a couple of minutes and basically I think this roundtable is very helpful because you need to get on the same sheet of paper. I love the idea about integrating with the CNMI, but you might not want to do integrating with the CNMI, and political status in the same cycle. So it should be probably one or the other. One thing I would like to see is an incremental effort made with the CNMI, the CNMI is a wonderful place, we have a lot of common ground with the CNMI, and we should encourage travel for people to go to the CNMI to learn all about the CNMI and that would help us to kind of narrow our relationship a little bit and get to know them. Also it would be wonderful to have a cultural or language exchange with the island of Rota, in fact the Chamorro language is a very important issue for our young people to learn and Rota is an excellent kind of laboratory to work with, so there are these very solid, incremental and pragmatic ways to achieve these purposes if that's the desire. I did want to congratulate Speaker Pangelinan on his effort to try to create a roll of eligible voters. I think it's a very tough effort. My suggestion in that regard is to use records to define a genealogy and there are people who know how to use genealogies and I think that's the way to go. If Guam had a Chamorro genealogy that creates a kind of record like the "Dawes Rules" served for the Cherokee nation in the U.S., where your family name is on the list and the whole genealogy is there, now and in the future you could tell who is an eligible voter for certain types of purposes. Another suggestion is regardless of Guam's future political status, whether it's independence, free association or integration with the U.S., Guam's going to need a constitution and there's nothing really preventing Guam from having a constitution if the Organic Act was simply used, along with a preamble and an amendment clause Guam could very deliberately have a constitution and that might be another step. Finally, there's one other little thing we talked about for a little bit, GCC and UOG are great forums or great places to discuss these kinds of ideas. But I'd prefer to see the education tasking be assigned to a commission and then use the university as the place for the forums and the place for the discussions. Otherwise I'm afraid of you know to be quite frank, we're here to discuss and allow anyone to talk about things that they feel are important and I'm kind of little bit concerned if we're tasked with the education process itself, there's better ways to do it. And one final little thing, the three statuses are independence, free association and integration. I think in the language, whether it's on the ballot or whatever, use the U.N. language, that's my suggestion. Just the strict U.N. language. Then allow the education efforts to explain what that language means. Right now everyone is saying this or that. I think that using the U.N. language might be a bit of a preference. In general, incrementalism, taking steps, step by step and using pragmatics can get a lot done in this area. I certainly congratulate everyone here on their efforts so far to do it. Thank you very much."

Sen. Respicio: "Thank you. Very quickly, before you leave, I'd like to recognize Speaker Won Pat to make an announcement regarding the very thing you talked about the University of Guam's involvement in this issue."

Speaker Won Pat: "Thank you very much Mr. Chairman. I've actually met already with the President of the University and what we're looking at and to have this whole discussion, a forum really on political self-determination and using the university as the venue to make it more neutral and because it is a research institution. What we're looking at is inviting someone from the United Nations to speak to us. We have always been criticized in the public: "Why are we talking about the U.N., why are we talking about decolonization?" Well, the United States was the one that put us there by actually listing Guam as a colony. It's not as if we're just going out on our own wanting to align ourselves with the United Nations. The other is to actually start the dialogue with the CNMI whether there is any opportunity to do this rather than putting it out for a vote without any dialogue. The third is really a very interesting one. FSM, RMI and Palau, because recently the President from Palau was here meeting with his people trying to make a decision in terms of what would happen after the compact impact runs out with the United States, and whether they want to align themselves with whomever. My understanding is they are looking to Guam, wanting stronger ties with Guam. So we want to be able to have that dialog. The whole thing is being able to get the experiences from these individuals, these countries, what they've been through, what their challenges were, how did they get where they are at, where do they want to be 10, 20, 30 years from now, as we start the process ourselves. We want this to take place in October to coincide with United Nations day."

Sen. Respicio: "Thank you Madame Speaker."

Dr. McNinch:

"Thank you very much and good luck with your efforts."

Sen. Respicio: "Thank you for your time this afternoon. Señor Juan Diaz?"

Juan Diaz:

"Thank you Mr. Chairman, and also panelists, for allowing me to express my feelings. First of all, I'd like to express my bias to others that don't consider themselves indigenous, because I'm Chamorro. I have six focal points here, in the area of maybe clarification and also maybe a move to effect some action and I hope that the panel can respond to these six focal points in writing so I could better clear my mind up on these six points. I'm very concerned about the Organic Act where in section 4 citizenship is repealed, and then reenacted in Title 8 the Immigration and Nationality act. In this reenactment I'd like to find out whether the provision still carries a born citizen as far as U.S. citizenship is concerned. Or citizenship by naturalization, because it is under that act. I hate to say that I've been running around the island looking for a written Organic Act with all its amendments and so far I haven't come up with any booklet or whatever it is. That is one... In relation to this also, if a political status is changed and the Organic Act is abolished, are we still a citizen of the United States, based on the statute, the Immigration and Nationality act? The second focal point, I don't know whether you people are familiar with the resolution that was introduced in the 111th Congress, 1551, I think it died, but in this resolution, we have to push the intent and the idea of Delegate Faleomavaega from American Samoa. They have so many sponsors under this resolution, and I didn't see the delegate there. So I hope that this panel will look at that and try to push that because it is important that the United States, in relation to the UN declaration of indigenous rights, they have to recognize that, at least under the

sacred trust of the United Nations, and this is very important because at one point, Ambassador Susan B. Rice stated that as far as the Committee of 24, which is 29 now, they shouldn't be concerned about our relationship with the United States in terms of the political area because she said that we are an integral part of the U.S. politically. Yet the U.S. Supreme Court back then around the 1900s stated that we are not part of the U.S., so that's not clear to me. Which one is it? Are we part or we aren't. So this is very important to me that we push, and see whether they can reintroduce this resolution, however as much changes as they want to do, fine, but the U.S. has to recognize indigenous rights. That is the second point. The other one is I hope that we can require the Election Commission to push the seminar on voter registration, volunteer voter registrar so that we can speed up the Chamorro registry. I don't know why we can't do that. The other one is, this is for you people to really consider. When you take an oath of office you swear you're gonna protect the constitution of the United States and Federal laws applicable to Guam and Guam laws. And then we turn around and we place our right hand on our hearts and we say "protect our culture." I don't see the gist of this. Very conflicting. That's another focal point that I'm raising. And the other thing that I probably, I don't know how we're going to do this. If the CNMI is a Commonwealth of the United States, why is it that the port of entry is still Guam? Why can't we ask, petition Congress or whoever, move this to the CNMI and let them worry about this thing. We are a non self-governing, organized, unincorporated territory of the U.S. So why is the Commonwealth not handling this thing? I wish that somebody can come up with intent and a firm decision, U.S. of A, move this port of entry. Move it. The other issue, I don't know if this is the sixth, we have to look at this Compact agreement. I think the Government of Guam can deport anybody, I think this is a residual power of the executive branch, when this immigrant comes to Guam we can require them to abide with something here, not just leaving it to the immigration office to handle this. These people coming in here, the immigration provision for the U.S., we have a lot of categories. These people coming here they bring children, they bring their wives. In the area of employment they're permitted to get employment in the territories, possession, or the U.S. There's nothing that I see here where we say, hey Chamber of Commerce, if you're going to employ these people, go over there and establish on-site employment and when you bring them over here you're fully responsible for these people. Thank you Mr. Chairman."

Sen. Respicio: "Thank you Mr. Diaz. We took notes on your six questions that you raised and we'll give you some answers. Mr. Aguon?"

Mr. Ed Aguon:

(indistinct audio, not speaking into microphone) "...I can see a big light at the end of the tunnel. My major concern here, I've heard the rest and I've heard it before many times. My major concern here is that the people that are going to make the decisions is no other than the voters and we are different groups here, the Statehood, Independence, Free association and what have you. Most of these voters they don't understand any of this. They vote because their family, their friends or associate vote that way. That's not the way for a better Guam. You know it and I know it. So the Statehood, Independence, Free Association, and the other group, may I suggest that they get together for a better Guam and they decide which direction Guam should go for a better tomorrow for a better Guam for our family, our children and their children. Unless we familiarize and educate and familiarize the voters as to what direction Guam should go, we will never get anywhere. We tried a long time I watched things happen, and you watch it either, a better Guam

is not for me, or these elderly here. A better Guam is for our children and their children and the generations to come. You, we, are the keys. But always bear in mind that the voters they need to be familiarized on the different directions. May I suggest that the leaders of the different groups get together. I don't know whether it's possible, I'm sure it is possible. But, if the leaders of the different groups get together and zero in on what is good for Guam, we got it made. We got it made. And this president, this chelu, man, if these different leaders get together, they want their group to win, and this group they want to win, and this group wants to win. Now we have the voters to decide and you know whom they vote for? Their neighbors, what their neighbors what their friends and family are voting for. And they don't even know what they're doing. You know, you see these interviews in the U.S.: "Who's Abraham Lincoln?" "I don't know." These are young adults. "Who's the present President of the United States?" "Huh?" So, guys, the voters. We need to familiarize the voters of what is good for Guam. Not what is good for the chairman of that Statehood, the chairperson of the Independence, Free Association. No way. We're here united. This is what I heard from every one of you. United. Always bear in mind that no man is an island. So I welcome everybody that is going to love Guam. Whether they are red, white or blue. I don't know why they oppose the other people. But bear in mind that we're all one. And if somebody from Russia comes to Guam and says that I'm all for Guam, for a better Guam, why not? Rather than that Chamorro that would rather pack up and go to New York? Anyway guys, I thank you very much I see a very bright light at the end of the tunnel."

Sen. Respicio: "We thank you too, Mr. Aguon, and thank you for your participation. Your testimony is a good segue to the next panel I'd like to invite up. I'd like to ask Mr. Ed Benavente; maybe Mr. Garrido we can reposition you so we can have Former Senator Duenas and Mr. Sablan here and Mr. Benavente, and also you, Mr. Garrido. The next panel we're going to deal with is the folks that have been working this issue through the Commission on Decolonization. (discussion on who will testify next) (Mr. David Sablan comes to table to testify) OK, please turn on the microphone."

Mr. David Sablan:

"You know when I first heard about this non-binding we're going to invite all Tom, Dick and Harry to just go ahead and decide what's good for me and my children. You know that's a sad day for our Chamorro people and the history of our people. This becomes realistic, is nothing but a waste of time and is gonna distort the real intent, the real intent is for me to be able to exercise my right hand, but who exercises for me? Somebody else that I'm afraid to want to know what is thinking is just an outsider and too concerned about what's she's thinking about my destiny and she doesn't give a damn about what I'm thinking. You know when I first thought about this, this is, like this lady said (indicating Rita Franquez) that sat here, this is all a political move, it's like just to solidify your career (speaking to Sen. Muña Barnes) you know that these people will say "Hey Tina, man, she put that thing, see, she's looking out after us." Whether or not this pass, you're sitting pretty right now 'cause you've got the votes. And what's his name, Frank Blas, it's to promote his way to Congress. Maybe. Either way, what we're doing here is useless, is an insult. You, whoever introduced this bill, you and Frank, should just get up and apologize. I'm sorry, tell our Chamorro people and just dismiss this, because this roundtable discussion right now is not about non-self governing I mean it's not about self-determination, it's about just what that lady said, it's the right political move for you to solidify ...you're good, this is your career. And you know, this is all about it, at the cost of the Chamorro people. At my cost. I'm gonna have

to look at that outsider, man, I can't do nothing in my own island without having to say hey, man, we have to respect, what's this other guy, this man's name? (pointing to his left where Mr. Ed Aguon had been testifying.) (Sen Respicio: "Ed Aguon.")... "Everyone that makes Guam good." That's why we're here right now because it's not good. Those people are doing it, you know. Umbre gachong, lanyu, ti mamahlo, You're gonna sit there, look at me. You're gonna say, David, come voting time exercise your right you're gonna have to vote along with your neighbor that just landed over here..."

Senator Respicio: "Mr. Sablan, earlier Sen. Barnes clarified something in the bill's language and I just wanted to recognize her to make that clarification..."

Mr. Sablan:

"Oh, make an amendment?"

Senator Respicio: "... make an announcement."

Senator Muña Barnes: "Mr. Chair, as I noted earlier, and I don't know Mr. Sablan heard that my intention was to make sure that the issue of political status and self-determination was that I supported a Chamorro-only vote, and that for me personally I had no qualms wanting to see where we are today in as far as the support, and where we need to be, based on what others may have had to say, who have always made Guam their home. I am a Chamorro at heart, I have family members that are not full Chamorro, but that doesn't take away from me supporting the Chamorro-only vote. My main impetus of introducing this bill was to make sure that decolonization for our people is at the forefront. We have a governor who says that he supports this decolonization, this commission moving forward, he supported the funding so let's nai, let's put it up to the forefront. If you think that I'm against you and owe you an apology ..."

Mr. Sablan:

"So why are we entertaining this bill about non-binding..."

Senator Muña Barnes: "As in every legislation, as in every bill that is introduced, as we hear from the people of Guam as a whole, not just for a certain few, I think it's important that we hear from everybody..."

Mr. Sablan:

"See, look, it's been years and years and years since they ever listened to me. Now, you gonna start off by listening to the outsiders first, before listening to me? That 's what you're doing right here because it's a law that you're not going to respect the..."

Senator Muña Barnes: "Sir, I didn't say that I was going to change what already exists in law today, where in order for us to decide our political status this status would be through a Chamorro only vote, and if you think I am wrong you are entitled to that and I'm not being disrespectful in any way."

Senator Respicio: "I guess what needs clarification Senator Barnes is that earlier when Miss Jackson spoke, Señora Ofing, and she asked why this bill would let all of Guam's voters vote on this plebiscite that's only reserved for those who have been ..."

Senator Muña Barnes: "And that was the intent. Mr. Chair, if I may, as I continue to listen to everybody, if this bill were to ever to get to the deliberative body on our floor, it is open to amendments, it's open to recommendations, it's open to solutions. This bill based on the intent, may not even get to the deliberative body, because it has to go through committee, but it would be wrong for me not to take the input from everybody who lives on this island. I'm just saying, this is the avenue that we as policy makers must take in order for a bill that gets introduced, it may not be the same bill at the end, it may be killed in committee it may ..."

Senator Respicio: "But earlier you said that it wasn't your intent to make all of Guam voters vote and so that you agreed with the position that only people who should be eligible to vote..."

Senator Muña Barnes: "Yes, and I said that the drive for the Chamorro only vote should exist, I've said that over and over and over ..."

Senator Respicio: "But first would you want everybody who is a Guam voter to vote on their preferred political status and it's really it's not a Chamorro only vote because it's date-based rather than race-based so people ask that we not call it a Chamorro only vote because that's what's been supported ..."

Senator Muña Barnes: "As defined by the laws and provisions that are in place today, Mr. Chairman."

Senator Respicio: "But are you suggesting then, we amend this "by all of Guam voters" and limit it to those eligible to vote in the plebiscite which is what the original law is."

Senator Muña Barnes: "Yes."

Mr. Sablan:

"I cannot see the point because you're eligible to vote, even if it's a non-binding ... because we haven't even started our own and we're wasting our time right now."

Senator Respicio: "I think what she's saying is that, maybe I'm misunderstanding, but only those who are eligible to vote on the plebiscite should vote for what their preferred status is. Only those who obtained their citizenship through the Organic Act should be the one to vote on the plebiscite, that's most of our positions, and the Senator just clarified that it wasn't her intent to make everybody vote, although the bill reflected that, so this bill will have to be amended, and so the purpose of this roundtable Mr. Sablan, is that we have three bills with all competing outcomes, and rather than having a public hearing and looking like we were all over the place, we wanted to have a roundtable to kind of focus on what kind of direction we wanted to have."

Senator Muña Barnes: "Mr. Chair, if I may, it's also very important to know that as we move forward on our self-determination that education is key to making our move forward very

successful so the intent of this august body in this meeting is to make sure that as each day goes by, the continuing education on this effort is made, and it is with us and our commitment by at least with me and I hope my colleagues know that education is the key and decide whether we want statehood or free association or full integration ..."

Senator Respicio: "Maybe this would be a good time to open it up to the other Senators who may have a question or a comment in this one particular area, because this is really the genesis of why we are here. The debate is, should everybody vote on this plebiscite, or those who have never had that right to exercise their right to be eligible to vote. If there's any Senators who have any comments? Mr. Sablan, anything else?"

Mr. Sablan:

"You know, I just want to make sure that this self-determination is my self-determination, not outsiders. Alright? That's all I want to make sure."

Senator Respicio: "Good point, well taken. Si Yu'os Ma'ãse'. OK, this next panel, we have individuals who are trying to create an education campaign for the different political statuses that they are behind. Former Senator Duenas is with the Statehood task force; Mr. Joe Garrido is with the Free Association task force; and Mr. Tony Sablan is with the Statehood ... sorry, the Independence task force (laughter) ... I just wanted to see if you were paying attention ... (laughter) ... I sparked your interest ... (laughter) ... and the next individual we know is Mr. Ed Benavente. I just want to generate some discussion. We have three bills before us in this roundtable type discussion, all with different kind of outcomes and so if you could just give us your feedback on each bill and generally on the issue. Let me start with Mr. Benavente. You started out in the last administration as the..."

Mr. Ed Benavente:

"Could I elaborate just a little bit on what was discussed earlier?"

Senator Respicio: "Yes sir."

Mr. Benavente:

(Greetings and introduction in Chamorro) "You can call me a long-time advocate on Chamorro self-determination. There's a lesson learned here today and I'd like to conduct, as leaders voted into office, I'd like to conduct ... as leaders, I'd like to conduct a straw poll. How many of you guys who are sitting today, really read Public Law 23-147 that was passed in 1997? Be honest with us. Have you read it, the one that was passed, the one that created the Commission on Decolonization? OK. And it's subsequent ... the creation and the process of self-determination? Chamorro self-determination? You know what really bothers ..."

Senator Respicio: "By the way, can I say that the author of that bill, that law, Senator Hope Cristobal, intended to be here."

Mr. Benavente:

"Just for point of clarity because I keep hearing 'Chamorro-only vote.' Can we stop it, stop saying 'Chamorro-only vote?' That's a pejorative term that was created by the media who were against

Chamorro self-determination in the first place. So they used that, and if you look at the word, that's why I said the word pejorative, if you look at the word, it leaves the presumption that everybody has the right and therefore only Chamorros are going to vote and therefore why should they vote. Think about that. Stop using it. It's a pejorative statement term in itself. So please, if you read the law, and I'm sure you read it. It says Chamorro self-determination. And the other thing about the law, if you read it, it is in line with everything that deals with the United Nations. It's also in line with the external approach to resolving our political status, meaning no more commonwealth, no more of the upgraded version of the federal-state relationship improvements, like the Organic Act, commonwealth, the walkout of '49 and stuff like that, that were changed as a result, that evolved us to this. This is a new approach. That's what we keep trying to pound to our leaders today. It's a new approach, we never used this. And Hope was right, it was always there. It was not the chairmen of statehood, independence, and free association who sat around and said, "America, in 1946, make sure you put us into the list of non-self-governing territories." You know that undermines the wisdom and the knowledge of those U.S. leaders that put us there in the first place. Who are we to undermine that? Honestly they knew who they were talking about in 1946 because we weren't even citizens of the United States yet. So they knew who was promised Chamorro self-determination and it's the people who were there and so be it. Some of us come from, you know (unknown) and maybe a little bit Filipino, Chinese, and so forth, Americano at the time. But they were expatriates. So they were here and we were called nationals by the United States, but we were here. So those people walked into the United Nations on December 1946, those group of leaders who walked in, in the United Nations and had us inscribe into the list of non-self-governing territories. Man, what are we doing to them? We're insulting them by us not educating ourselves with that route. We've gone through the regular route. This negotiation, executive negotiating with both Congress and (unknown). This one is a different route. I'm telling you guys, please, it's a new ball game. It's always been there, we just haven't exercised it. My God. You know self-determination is a serious step. And that's why I believe that we cannot continue to be ill informed, naïve, and unprepared. You know who's watching us? Little do you know. The committee of 24 within the United Nations, no matter how insignificant you think they are, they're not. You know who votes in the General Assembly against us? These are the people that we should know. Our neighbors. Incredible. When they come here FSM, Republic of the Marshalls, boy, we're embracing them, let's have a talk, let's have a chief talk, and all of that. But when you look at the outcome of the vote every year annually regarding the question of Guam's political development, they're the first ones who are aligned with the United States to deny us that right. Thank God for the rest of the hundred and some nations who continue to believe that there is a right for us as Chamorros to exercise, and that right is self-determination. Believe me, if it weren't for those other countries, that are considered rogue states, Communist countries and so forth, if it weren't for them we won't be there. And guess what, because it is called a treaty, that 1946 inscription of us by the United States, remember this is their volition not us. Wasn't me who forced them. I didn't tie anything, I didn't put a gun next to their head, they placed us there so that one day we would exercise our right to self-determination. They were the ones that placed us there. So the obligation is not ... the sacred trust is held by them to take care of us, to develop us, to evolve us from the point of being colonized to self governed. OK? Because that's what we are doing. If you read that law please look at the legislative intent. Because the courts would see the legis..., and maybe we could answer the question, "why is it Mr. Smith can't vote, or Mr. Chang? Why can't Mr. Chang vote? It's so ... it's there. We know who can vote, The United Nations knows who can

vote, even the United States, they know that. And you know what? That's why it's mind-boggling at times. That's why I'm so supportive of this education process. Dr. Guthertz, please, with all due respect, you were my teacher at the University during my undergrad years. But we have to agree to disagree on this one. The education must precede the vote. So even if we put a date in 2014, we got to have that education. And if you look at the Trust Territories and how they exercised their right to self-determination, you look at the other nations, it's always the administering power that would fund the exercise. This is the first time ... we don't even have the money to fund it. The administering power is laughing at us. What is our problem is this, we have you guys as leaders. You have to get along with the executive branch. And send a formal notice to the President of the United States, to the President of the Senate to the Speaker of Congress. The State Department, who's supposed to be handling all of this, not the Department of Interior. Put Fabot, that was the internal approach, remember, we were discussing ... that's why the DOI is always there at commonwealth hearings. Because it's an internal approach. We're using the external approach, the other law that governs Guam. Remember that there are two laws that govern Guam: The 1898 that placed us as a unincorporated territory; and the other one, is the 1946. Which one is stronger? I say the 1946. If you read the Constitution of the United States Under Article 6 Clause 2, all treaties are the supreme law of the land. And you can construe that the inscription of Guam into the list of non-self-governing territories is a treaty and they know that. The U.S. Government knows that. It's just us. We haven't given them their formal... in other words, we drafted this bill and it became law. All the respetu, si Hope. We didn't synergize, we didn't work in solidarity, and we did not give them proper notice that we're going to take the external approach. No more discussions, let's just do it and rock 'n roll with it. That's the biggest problem. The other thing and this one is to the proposed bill of my neighbor from Mangilao, Senator Tina Muña Barnes. This is how we heard it out in the media. "Everybody's going to vote." That was the biggest, I don't know who dropped that line to the media. I don't know who it is. Gross mistake. Believe me, like I said, let me reiterate. The recognition of the right of Chamorro self-determination is protected within U.S. treaties and within the U.S. Constitution. So Chamorro self-determination is constitutional. The other thing is that it is constitutional not only to the U.S. but in international law. So they know who it is already. I mean we can dance and we can continue to do whatever we want to, but believe me, and therefore for me, it defies logic that within that bill it says that Mr. Smith who is my neighbor and Mr. Chang who is my other neighbor up in Mangilao, is now going to participate in an exercise that was meant for me. That's like me asking Mr. Smith and Mr. Chang, "hey what do you think about war reparations?" Why is that? Why is it that I have every right towards what my parents had that right? It's because they were the beneficiaries, they were the ones that were committed atrocities on. Not Mr. Smith and not Mr. Chang. It's the same thing with this one, only we're protected by treaties with the United States. That's what I'm saying, Mr. Chang and Mr. Smith have no business, with all due respect, remember that a lot of migrants and settlers even military and their dependents come from countries that have already exercised their right to self-determination. By doing that, a lot of the migrants that come to Guam would also go through this naturalization process. Follow me. That will be their second exercise towards their right to self-determination. Now with the proposed bill, like I said that was misinterpreted, will be giving them a third option, meaning the third time to exercise their right to self determination. With, and remember now, consciously knowing that political status choices such as independence would be there; you can't do that. In other words, people who are naturalized cannot secede from the union. You can't do that, that's illegal. Illegal. You cannot, absent Chamorros here in Guam, you cannot have military dependents and their

wives and their dependents, you cannot have migrants, and you cannot have settlers collectively coming together saying "we're going to exercise our right to self-determination." Where did that come from? Think about it. It defies logic. We know now that without Chamorros, you won't have an exercise. So please, take it upon yourself, read it. You know I even brought this. This was courtesy of the United Nations during my tenure. That was six years ago and I only held that position for four years and these guys can vouch for it. This is courtesy by the United Nations (holds up pamphlet) they funded this. The United States is supposed to be funding things like this so we can begin to be educated of our right to self-determination. And guess who's here? Right there (indicates section of pamphlet) Guam is here. Right there. They know. So they're waiting for us. We just didn't give them a formal notice. So please, pot fabot, I'm begging you guys, pleading with you guys as leaders today, let's not first embarrass or undermine the intent of the 1946 U.S. leaders who walked into the United Nations and said "we promised Chamorros one day," remember, Chamorros at the time, "one day, their right to self determination. And they can choose either one." Integration. I know a lot of people are saying, "integration, what does that mean?" We chose that Ed, as had said, statehood was integration. So, so be it, I respect that. I respect free association and independence. And so be it, let us exercise the right to self determination and choose, but before we do that, education is the most, should be given primacy. Thank you."

Senator Respicio: "Si Yu'os Ma'åse' Mr. Benavente. Please stick around, because I'm sure we want to continue this kind of discussion. Mr. Garrido?"

Mr. Joe Garrido:

"Thank you very much to you, Senator Respicio, and Madame Speaker, and everyone else, honorable Senators. I'm Joe Garrido I'm the current chairperson of the task force on free association. I've been doing this issue since 1997, very frustrating and very endearing. The bill in front of me 151-31, is something that put me in a very awkward position because I support Senator Barnes, as well as all of you. However I'm in opposition of this bill. There are several reasons. Number one is there isn't a need to do so. The other is that if we take the context of this bill we are creating a law that extends the right of self-determination to people who really have no right to it. Once the law has passed it has the tendency to create a legal venue for people to destroy us, as they have been doing these past 60 years. For example I might say that this bill perhaps may even violate one of the principles of decolonization is that self-determination must be exercised freely without outside interference and in making everybody else vote here who is not qualified even under the prescription of the United Nations and the Organic Act, really is going against that principle. We are the only, the Chamorro people, in all of the Marianas islands, are the only people that have the right to self-determination, to determine the destiny of their islands politically, economically and culturally. Guam has yet to determine its future consistent with the UN decolonization treaty. When this bill creates the language on lines 7, 8, and 9, one may determine that the political status of the Chamorro people will never take root unless there's an inclusion of the other people who are not qualified, determine, if you read it that way, and I read it that way. A non-binding vote is a vote that doesn't bind to anything. And since you put it since its place in the bill and it becomes a law, it's legally non-binding so Eddie and me and Tony don't have to honor anything. And if statehood wins, I will oppose it to the death because I don't honor it. Ever since my participation in the Commission, I have always opposed a non-binding vote. The reason is that I consider Chamorro self-determination an act of dignity and an act of

pride and we have to be proud to exercise self-determination, and we can't dilute it with other kinds of ideas just because some outsider thinks it might be a good idea to include it. It's something we just need to accept notwithstanding all the adversities that we now have because we have delayed the exercise of self-determination since 1899. I'm sorry, I regret that it dragged this long, and I'm afraid that those that are going to be citizens again in five years are going to claim that they have the right of self-determination. Just like everyone else who has been here since 1950. That's why the point of inclusion, the point of qualification, and that date is very important. Only those people, and I accept this, I really don't have to, personally, but I think I have to accept the idea that there are people who are gonna qualify in this self-determination plebiscite, who are not really Chamorro. But I may have to accept that because we got to exercise our self-determination and I play the numbers game, that a few other people who are not Chamorro who would be qualified I think would not create a debilitating interference with our right of self determination. In fact it would be the other way around, they would probably assimilate with us and disappear within us. The other thing that I want to bring up is that ... I'm reading this, and when I read this it forces me to ask a question: Is there another plebiscite besides what this bill is talking about? And this bill, if it is passed into law, creates this protocol to be included in the 2012 General election. Correct? If I'm reading that ... I'm saying, and I said it before when we spoke, unofficially, with Mr. Ed Alvarez, the Task Force of Free Association is not prepared at this time to start the educational process because we're just feeling whether this is only a hot air issue. I want to make sure that when we start self-determination that it is official, it's dignified, and something that I have to be proud to be a part of it. Otherwise it's all hot air again just like it's been eight years. The funding issue, there's already a funding issue identified, I believe that the full obligation to the funding issue belongs to the United States, whatever the case may be. I believe that there's an inconsistency in line 18, 19 and 20. I know that as much as I don't think Mr. Professor Ron McNinch has the right to be involved in the discussion of self-determination, I believe that his involvement may totally just be someone that can give an advice, but don't tell us what to do. You put down free association, independence, and full integration with the United States, then in parenthesis, "statehood," but that's inconsistent with 23-147. I read other bills and somebody is playing a game, I'm not saying that you are, but you know sometimes they put down "statehood" instead of "full integration" and now it's "free association" but in 23-147 it's "free association with the United States of America." And so I don't know what is this thing, you need to be more consistent. And because I would also like to revisit 23-147 and hopefully maybe we can have a table discussion and see what I think is wrong in there. I want to participate, and I want to say that it's wrong to place a 70% requirement in order for a self-determination plebiscite to take place. In the principle of the decolonization process, you will get into this language somewhere there that says even if there is only one Chamorro that person shall exercise self-determination. It didn't say that it has to have 50% Indonesian or 50% of this people, then we can have self-determination. In fact if there's one million Chamorros, we'll never get self-determination. 70% in my own opinion secured a requirement that we will never exercise self-determination. We're having enough problems in a general election and we're crying Chamorros 70% participation. I think that should be taken out and I think there was some work in this regard to remove that requirement, the 70%. We can't, we'll never get there and we'll die before anyone exercises Chamorro self-determination just because of that requirement. I also request that any self-determination discussion in writing, in bills, please follow the language of the United Nations. That's one thing that although I have that in my own mind, but I'm kind of surprised because the professor from the university mentioned that. But we can't have our own language if

someone else decided to create a bill and create his own language in decolonization, we need to be consistent with the international prescription of what we have to exercise. There's a lot of things to discuss in the self-determination issue. And one thing I hope is that whoever sits in the Legislature, has the courage to confront any adversity, and stand on the strength of your blood. Because if the Legislature itself does not have the courage that Chief Huraó had, then you guys, we are stronger than we think. Among adversity we have to have strength. And believe me, if you have the strength to lead the people, the people will follow. And, short, if we must include, if we are so (feeling bad for the outsiders), if we want them to exercise, let's pass this bill after we finish our own self-determination. Let's find out what they want, but let's find out what we want first, and then let's go from there. I stand to be questioned. Thank you."

Senator Respicio: "Thank you. Please also stick around. Senator Dueñas? Thank you Mr. Garrido."

Senator Dueñas:

"Thank you, Mr. Chairman. (Joking about air conditioning)

I'd like to thank this Committee for holding this public forum. I think the question before us is very, very paramount for the future of Guam and the future generations, and we should not take it lightly. As I understand, and I'm still trying to make it clear in my mind when we talk about the decolonization vote, what is that? As I understand, and I stand ready to be corrected, that basically the United Nations saying that if you want to delink, from under the auspices of the United Nations, that you have to hold this plebiscite. Then if I'm not mistaken, I think they prescribe three different options which are considered terminal in itself. Terminal is an end, not in between. And if I'm not mistaken again, these options include independence, free association, I think they use the word integration with the administering authority. And we can only interpret that to mean statehood, what else? If you talk about commonwealth, that's just an intermediate status. If you talk about the present status quo, it's still an intermediate status. If you talk about simply amending the Organic Act to make it more palatable, then still an intermediate status. So I think the United Nations in its wisdom, says if you're going to make your self determination, make sure that it is final, finality. Meaning that you become independent on your own or free association, which I don't know what that means. Other than saying, well for one thing it's independent in itself per se, and then maybe giving you opening the door and associate with another nation. And then of course full integration is statehood. But that's where we are now at least as I said, that we are trying to delink ourselves from the United States and after that we go an paddle our own canoe. Then we can simply say to the United Nations, "Sir, we have made a determination already, this is what we wanted." How we pursue what we wanted then, you know, that will be the next chapter, political self-determination or in carving the future of our territory, politically speaking. So in regards to the two bills at hand, in fact that's the reason why we are here, I'll try to sort of confine my statement or my observation, on these two bills. First of all the one sponsored by Senator Tina Muña Barnes and Frank Blas, this gives me a recollection of what I did back in 1980 ... (interrupted by cel phone) ... if some of you will recall, that actually created the Guam Self Determination Commission. That's the beginning of what we're doing now. And from that we held a plebiscite. At that time we're talking about including everybody, I mean the voters of Guam. We're not saying self-determination to delink from the United Nations, we're trying to determine what the people of Guam, the voters of Guam would prefer. So as a result when the 16th Legislature that enacted the law. We included five different options, of

course it still included the status quo for those who say they don't want any changes ... (interrupted by cel phone) ... so like I said we included even commonwealth which is intermediate, and statehood, free association and independence. And the voters of Guam voted on that and of the five options the two that came out on top was commonwealth and statehood. But since there was no clear majority so there was a runoff and the voters of Guam decided that maybe commonwealth would be a better choice for the time being and so that's how we came about putting together the commonwealth status of whatever you want to call it. And so we gave ourselves the opportunity to try to craft a bill, what did we want to see in this commonwealth, knowing the full parameters that still have to be within the parameters to make sure it still complies with the U.S. Constitution because we're still part of the American family. So we went about and (unknown) the commonwealth act and went to Congress and to the executive branch, and even held a ratification vote here afterwards. But unfortunately it didn't go too far. It failed ratification by the people of Guam. So that's where we are, back to square one, where we are now. So I think this time, after we delink from the United Nations, we will no longer be under the category of non self-governing territory, then this is where we make a clear determination, where will we go from here. "Quo Vadis." That's Latin, it means where do we go from here? And at the time, the real determination and the real soul searching will come into play. At that time we will whatever we decide in the delinkage, we may pursue. Because I don't know where there's any binding, any binding for example if we were to vote for either independence or free association or statehood as far as the delinking from the United Nations you know. Whether we have the way of saying "that's it" and Guam will be forced to take that route regardless. By the same token too, we have to make sure that as much as we may dislike, knowing that we are administered under the U.S. and we call ourselves being second-class citizens, and we have very limited self-government, we're still in the fact that if you take a look at the history of the political evolution in Guam, our forefathers, our ancestors from the very beginning, after Guam was ceded to the U.S. by Spain after the 1898 Spanish-American War, our Chamorro leaders then, our forefathers, started thinking about trying to obtain more say-so in the governance of the island, and through the years there have been some political evolution that went about, and let me just cite a few dates just to refresh the memory of this ... for example ... first of all ... as early as 1904 the Chamorro leaders of Guam was making an overture to the Naval government to be provided more say so in the government of their island, to have a say so, call it limited government if you wish. And then back in 1936, this is where our evolution was formulated in a more focal point, and that is when the civilian inhabitants of Guam petitioned for U.S. citizenship. They held a plebiscite then, and they even did some fundraising to fund the cost of sending F.B. Leon Guerrero and B.J. Bordallo to Washington to petition for U.S. citizenship, they even met the President of the United States at that time. Unfortunately, that didn't materialize. And then what sparked the Organic Act of Guam was the famous walkout of the Guam Congress in 1949. And this includes the father of Speaker Won Pat, Judi Won Pat. They were bold enough to tell the Naval government basta, no more, so they walked out, and as a result this brought consciousness to the nation and shortly thereafter Congress enacted the Organic Act of Guam to give the inhabitants of Guam limited self-government and also conferred U.S. citizenship on the inhabitants of Guam. And then later on we started electing our Legislature from the very start in 1950 and the Governor later on and the Washington Delegate. And so we are at that stage, in which we do have limited self-government and we do have some say so in our affairs. Granted that we don't control immigration and we don't make treaties because we're not a nation by ourselves, we're just a part of the U.S. if you want to call it that. But this is where we're heading

now. Where do we go from here? That's why this upcoming plebiscite is very important. I like to, in regards to the bill here you know on the plebiscite (Bill No. 151-31) that maybe it's not a bad idea to have the, everybody just have a say so, I mean not say so, but I mean but in expressing their views. What they feel the island, the territory of Guam should take. But then I said it's very clear, the bill is very clear, it's non-binding so there's nothing to fear in my opinion, of course I must say it might provoke more dissention among ourselves, maybe, maybe not, I don't know. I'm always the type, that I like to know as much information and to be open minded as much as possible on whatever the situation calls for. And so like I said, it reminded me of the bill that I authored back in 1980 except that we didn't call it, because we were not delinking from the United Nations it was somewhat different, an animal of a different color. With regards to the bill by Senator Judi Guthertz, (Bill No. 154-31) I'd like to commend her for coming up with this proposed amendment. I think by so doing we should be able to now proceed with the plebiscite and ultimately make the final decision where do you want to go after that. If I'm not mistaken and correct me if I'm wrong, Senator, but basically the thrust of this bill is to make it easier for people to register."

Sen. Guthertz: "Just for clarification, Mr. Garrido, in the Bill I authored, there's no specification that makes a 70% threshold."

Senator Dueñas:

"Yeah, it's already been amended here. That's what it says here. But even that, I've wondered in the past when you say 70%, of what?"

Sen. Guthertz: "Of the eligible voters, which are those that are described in the present law."

Senator Dueñas:

"Eligible voters. I don't think that's what Senator ..."

Sen. Guthertz: "No, the voters, according to the current law."

Senator Dueñas:

"When Senator Pangelinan first came up with that thing I know he has a good reason for that you know but I was wondering, 70% of what? Because if it's 70% of ..."
Sen. Guthertz: "No, the bill refers back to the current law, which identifies who will be able to vote for..."

Senator Dueñas:

"Yeah this bill, this bill yeah but I'm wondering about Sen. Pangelinan's amendment, remember, Ben? Senator? If I'm not mistaken, correct me if I'm misinterpreting, but I've always wondered, 70% of what? 70% of the eligible voters for the plebiscite, or eligible voters for the Guam law."

Sen. Guthertz: "Of the self-determination vote."

Sen. Pangelinan: "For the plebiscite. The registry, the registry, the way that the law is written is that the registry, in order to proceed and call for the setting of a date of the plebiscite, that the registration rolls shall contain, that is required, shall contain 70% of those persons eligible to vote in the plebiscite. It's just a registration. So 70% of those people eligible to vote shall be registered."

Senator Dueñas:

"But eligible to vote in the general election or ..."

Sen. Pangelinan: "No. In the plebiscite."

Senator Dueñas:

"Before you decide that thing, you have to find out for example who are those inhabitants. Who are those that became U.S. citizen before ..."

Sen. Pangelinan: "We already know that. We know that. They know that."

Senator Dueñas:

"You mean in the voter registration or not? That's why I'm wondering how do we..."

Sen. Pangelinan: No, the people that will register on the decolonization registry itself. They know there's a process in the registration form for determining their eligibility. So once they put their lineage or they sign the affidavit saying that they are either a person who is made a citizen of the U.S. by virtue of the enactment of the Organic Act, or they are a descendant of that person, then they are eligible to vote in the plebiscite."

Senator Dueñas:

"I understand that, but I'm trying to compare, when it said 70%, the only way that we can figure that thing out, if we already know who are eligible to vote, and for example if it had been determined that 40,000 are eligible to vote, now if we can register 70% of that 40,000 then that will be it."

Sen. Pangelinan: "That's correct."

Senator Dueñas:

"But see at the beginning we don't know who are eligible to vote unless we go through the process of registration."

Sen. Pangelinan: "That is the process. When they come in to register, you will know if they are eligible. And it's really a self-declaration that they affirm that they are either a person who was made a citizen, or that their parents were, or they are a descendant of that person. So your son would know, in other words, when he comes to register. And so we have taken the ... there is actually a Decolonization Registration Commission, a sub commission of the Guam Election Commission, and when they met they looked at census statistics basically and this is my understanding of how they determined why we think that the number was about 25,000. They looked at the census of Guam at that time in 1950. So they knew that there were what would you call it, let's say 10,000 or 20,000 Chamorros on Guam at that time. And they know the death rate and the birth rate over that period of time and you can extrapolate then what that number would be at this point in time."

Senator Duenas:

"So that's your benchmark then. That's what I'm looking for. 70% of what."

Sen. Pangelinan: "That's the benchmark."

Senator Duenas:

"So I totally understand what you're saying, 70% of those for example in 1950."

Sen. Pangelinan: "If we had the self-determination vote in 1952 and we knew there were 10,000 people in 1950 and we knew that 1,000 died and so that would be 70% of the 9,000 people. Of the 70% of that 9,000, it would be then who is of eligible voting age. So if of that 9,000, 5,000 are children under the age of 18 and 4,000 are adults of voting age then it would be 70% of 4,000. So statistically you can determine a benchmark figure for what this number would be. And that was my understanding with the decolonization registration commission when they did that, what that number would be. Not who, but what that number would be."

Senator Duenas:

"Whether it's 10 or 15 or 20 or 30,000. Well thank you for clarifying that, it has been baffling my mind for a long time. I keep asking myself, 70% of what. I am in support of both bills. I don't see any harm in having Bill 151-31 authored by Sen. Tina Muña Barnes I mean it reminds me of what I did 30 years ago. And Sen. Guthertz, again I commend you for taking this initiative."

Sen. Respicio: "Thank you Senator Duenas. Do you have anything else to add, they're asking for equal time, because they're asking for more time because you got more time than they got. I want to recognize them, thank you. (Senator Respicio motions to Tony Sablan)"

Senator Dueñas:

"I'm just trying to confine myself to the bill, I'm not talking about that statehood is the best or what."

Tony Sablan: (translated from Chamorro)

"Follow the 1946 UN-US Treaty; Use that the move us toward self-determination. Don't allow the outsider vote; there are more outsiders than natives, Don't give away our ability to decide. Fast track plebiscite also dangerous because there are many things to discuss and a lot of things to put together. For example: What if we petition the neighborhood to give away the house of one of our neighbors? After 446 years of colonization and brainwashing, we cannot change that in two years, let's educate our people first. Do we know the true economic value of Guam? Weapons- why are we putting our children in danger of the pointed weapons of those people from somewhere else? We need to know how much we're worth. Independence is not isolationism. Palau, Australia, China are all negotiating. We're not telling the US to go and return to where you're from, but rather to compensate us for our true worth. We aren't told the things that aren't nice for the history books. We don't know about our leaders Hurao and Matapang. We are just now digging up all of it, but I knew more about Washington and cherry trees. I knew about apples and cherries, but no one told me about breadfruit and bananas. We must educate our people about our natural resources. If we were independent and we negotiated a payment of \$2.5 Billion, we could put it towards our children's education - give them scholarships, medical, free home loans, etc... These are the things we have to study. Let's not do fast track. We need to

support not only the education at UOG and GCC let's support the education at DOE. For example: Land owners who were given \$200K for their Tumon land were satisfied and thought they were rich, but they didn't know their land was worth millions and millions. I am appearing before this Committee on behalf of the Task Force for Independence. Thank you."

Senator Respicio: "Thank you, we just have two more that signed up to speak, Victoriano Camacho and Julian Aguon. (Indistinct conversation with Mr. Joe Garrido) Can you please speak into the mike because we're not only recording it, but the people watching at home.

Joe Garrido:

"Just a parting remark for the reunification bill. With all due respect, Sen. Guthertz, I believe that also is a Chamorro self-determination issue and should not allow all voters to decide. Quite frankly I think the United States can just pass a law to reunify the islands. We never did divide ourselves. That's an angle that maybe we can request. Ask Congress to pass a law to reunify the islands, and then we can begin to discuss the framework among ourselves. Thank you."

Senator Respicio: "Thank you Mr. Garrido. Julian?"

Julian Aguon:

"Thank you senators for this roundtable. I'd like to keep my comments relatively short. I'd like to limit them basically to the one issue implicated by the bill introduced by Senators Barnes and Blas, thank you. I guess the bill has one main feature that is problematic, the suffrage. It presupposes that anyone simply residing in Guam should have a right to vote in any political status plebiscite, should one be had. And I guess what I would like to point out is the jurisprudence that has grown up around this in international law because being in a U.S. unincorporated territory often we don't actually reach for international law to resolve some of the problems. But this issue is essentially of an international legal nature and that is why it's important to bring in international law to the discussion, and this issue that has already arisen, this issue of suffrage, who is entitled to the franchise, who gets to vote in the self-determination referendum. It has actually already arisen in the context of New Caledonia, also known as Canaque, is also a currently listed self-governing territory, and French citizens who had been denied the right to vote in the New Caledonia referendum brought a legal challenge in the international community. The case went up to the Human Rights Committee which is a legal body governing the international covenant on civil and political rights, and the Human Rights Committee has already explicitly spoken to this issue and said that the colonial power, in that case France, was not legally allowed to allow its own citizens, nationalists, expatriates, etc., to vote in the New Caledonia self-determination referendum. So inasmuch as the United States will proffer the legal argument that anyone who comes to Guam should be able to be extended the franchise, to be extended the right to vote in a self-determination vote, that issue has already been settled in international law. France under President Chirac, was very passionate and zealous about saying it would be fundamentally undemocratic to deny other citizens or residents, other French citizens living in New Caledonia the right to vote. And the Human Rights Committee said, "Not so." Not when self-determination is the norm we are dealing with, and in fact the U.N. General Assembly itself has spoken to this issue, in 1980 Resolution 31-188 was passed and they said any colonial power is not entitled to allow its own citizens to come to the colonized territory and participate in such a referendum because it would "majorly distort" the right of self-

determination as envisioned in 1945 in the U.N. charter and subsequently in various declarations and binding conventions. And the U.S. as a signatory state of the United Nations, is bound by those treaties it has signed. And the ICCPR (International Covenant on Civil and Political Rights) which I spoke about earlier, has been binding on the United States since 1977. So I just wanted to sort of bring this up because a lot of people have opinions about the law but the law is settled and the law is that people coming as part of the colonial project are not allowed to be considered part of the "self" in self-determination. And if I could make one last point, I think it would be helpful in terms of the discourse to go back to something that was said but I would like to flesh it out a little bit more. Besides the specific problems with the designation, the phrase "Chamorro-only vote," and "date-based," I think, at least the international lawyers I consult with, I just came back from an international law conference, I met with other international law scholars, the subject of which was the self-determination vote scheduled for Guam, and I was with four other international lawyers from four different countries and we hammered it out and they were saying a useful way to frame the issue would be to completely leave race aside and frame it as "harm," "historical harm and cure." So who suffered the harm of colonization? That group, and that group alone, is the group that's entitled to the cure of international legal protection, in this case the regime and the paradigm of decolonization under the United Nations. So everyone has spoken about this issue already but I would sort of like to add my voice in support of the fact that we can use a time-based designation, so Chamorro doesn't actually have to be necessarily a racial designation but it could be a time base. And international lawyers will most likely trace harm to 1898 and in that case we use the census and the population and then correlatively we prescribe the cure. So, necessarily, in certain cases, like New Caledonia and Guam, the colonized group is at origin, also, an indigenous people. But it's not like we are saying the indigenous people, by virtue of their indigeneity, get to vote. It's the indigenous people who happen to be the colonized group, in cases like New Caledonia and Guam, and hence it's not confusing. So under international law, it's not confusing at all. And I just would like to give you the benefit of that perspective. Thank you very much."

Senator Respicio: "Thank you. Thank you, attorney. Mr. Victoriano Camacho? Are there any questions for Attorney? Thank you. Mr. Camacho, sir?"

Victoriano Camacho:

"(Greetings) (Translated from Chamorro) I am not here to pressure Senator Barnes, because she is always being pressured not just once, not just for this bill. I'm here because of my right as a citizen. I'm 62 years old and yes, I am a colonized Chamorro, a native. What bothers or disturbs me the most about this Bill 151 when it first got published in the paper, if we take and read this newspaper sometimes they soil it because of the Legislature. If you take that newspaper and read this they are the same. I have this belief whatever you read, believe half of whatever you see or hear. Half of the writer of this bill Senator Tina Muña Barnes who introduced it along with Sen. Frank Blas Jr. I don't believe that you said only the Chamorro votes will count but we will let in people from outside and their votes to vote on my political status. (to Speaker Won Pat) Ai Adai, how is it how many years have passed on this movement remembering your father, the late A.B. Won Pat. I knew this man, when I was in junior high it was he that gave me the Organic Act. He was the one, yes many have adjusted, many have amended, many have deleted, many have changed, the same with the Bill 151, who is being truthful? It says to allow our neighbor to vote but it does not say that in the bible is said to love thy neighbor not let the neighbor vote as you

vote. "People of the land," that is wrong, it was God who created this island. It is not significant what your belief is but there is only one God. So when Hurao said no, he did not tell me I read his story, I know my history, I read it and he says my brothers and sisters we don't need the things from the outsiders we don't need their rules. What are we doing now? We are doing the opposite of his words. His words are at the Supreme Court. I don't know if you have those writings in here. Then you say the inefresi for all the people of Guam. I am Victoriano, I have been voting ever since I went to war for almost three years. I came back and we are still the same. Why is this? If we push the Governor Eddie Baza Calvo to let us do this for our political status, you think you're really gonna move on this, would there really be a Bill 151, will you really introduce unification with the CNMI? No, I don't believe that. Why? Because all of you have been sitting. Why are you going to wait for Calvo the Governor, head of the Executive Branch, then you're gonna move on this. Sen. Ben Pangelinan has been pursuing this movement of self determination before Calvo came in. I can say this because I've been to his office. He might not have been there but his staff was and they attended to me very well. I did my research and I believe in my rights. My mother, my father, my grandfather, grandmother, great grandfather, great grandmother, my great great grandfather, great great grandmother, they are all dead and they were never given their rights. Remember 1898 and 1521? Let's go back that far, forget 1946. There was a treaty signed that states people of the land have their rights and should not be colonized, why are we still here? Many Senators served and passed away you who are young were still like this. Is your politics worth it so you can be voted for and they when the election is over, oh never mind Victoriano, wait until next time. You guys are wrong, the people of the land have changed, their thoughts have changed, their feelings towards you. Me I have the solution. I only voted for five of you. Now I'm hurt you betrayed me, betrayed my family, my kids and my friends you know I thought that only Benedict Arnold would betray, and Satan. I'm painting a picture for you, I am not an activist, I am a Chamorro. It is not necessary for me to be part of a group or organization but I will tell you this, it would be better if you knew a lot of people, rather than for you to have a lot of money. What if the money is all gone? You don't know anyone. But myself, I know plenty of people and they're still with us. I don't know if you've ever been asked, "do you know Sen. Tina Muña Barnes?" I like that Senator, we know each other, she in the past has visited me in the classroom when I was still teaching. Likewise Senator Judi Won Pat. We worked together in "Chamorro Time." You know Senator Tina, I'm hurt. I can't accept this Bill 151, I understand you amended a lot, but before you introduce anything through the media, please from now and in the future make sure it is loud and clear, what is the term used, "transparency?" I don't know what glass you are allowing us to look through. I have completed my responsibilities, obligations here on this earth. The time I have remaining is short. What I would like to see in the days I have remaining is for my grandkids, my son, my two daughters in the United States, every time they say they are coming! Don't! Roads are all broken, the government is all mixed up. Why is Bill 151 so mixed up? Do you remember that Bill in the past year, 483 introduced by Sen. Frank Blas, Jr. who remembers that? That was the bill and correct me if I'm wrong. It says that all the laws and bills will be done in the Chamorro language. Where is it? You mean because it was not made law? In the beginning is when you should've started doing this in Chamorro. How are you going to educate the elders who really don't understand English besides myself. I'm not trying to insult the elderly but there are still many of them still here with us. 60, 70, some 100 years old. And they are still with their senses. It would be asked, "What is that Tina Barnes saying?" And it might be answered, "No that's not what she's trying to say. She's introducing a bill with Frank Blas, Jr." And what is Sen. Judi Guthertz saying about we are going

to rejoin with the CNMI and we don't want. Wow!! Where are you going to get the funding, Sen. Tina Muña Barnes? Where are you going to find the money for this? We don't even have money for a charter school. Or for that matter, money for a room for the Chamorro teachers or studies. So really you're going to find funding? Even tax returns in the newspaper saying the retirees will not be receiving. I've even heard about the Compact Impact, what is this for? I'm not here to pressure Tina, I'm here so that my voice might be heard so you can hear that there is a Chamorro like myself. There are many like myself. I don't represent anyone other than myself and my flag. I was so hurt when you came by, Tina. I don't know if you remember, Sen. Barnes, what year your school where the children were attending I was teaching. Look at us, look at where we are at? We are still in the same place. We are still the same. As if a new direction was present would like that. "A change is good if it's going to do me good and the people of Guam. What Governor Calvo said, "my fellow Guamanians," there's no problem with that. Now with you guys say Chamorro vote only, right, loud and clear don't look at your neighbor. I have a neighbor, Korean, and he addressed me on this, saying, "Hey Vic." And I told him my name is Victoriano. So he then asks me what am I hearing, I can vote on self determination. I tell him don't let me kick you. You're better off just keep to making your Kimchee. He's a good neighbor, don't even go there. I'm hurt, senator Barnes on the contradiction with Public Law 123-147. Ed spoke regarding that law two weeks aback. I was the one who called in and mentioned that law there was a lot I wanted to mention but there was not enough time for us so I ask truthfully are you studying this? Are we just going to talk about things. You people are being paid. I voted for you not all of you and you wouldn't see me in here except regarding retirement and about the COLA I was here. If I am bothered me or my kids I will stand firm. You know why? One day we will die and then it will be too late. Think about how the galaide was made. Where is your intelligence, Chamorro? Do not piggy-back off of the Organic Act, do not piggy-back the Constitution of the United States. Why? Because it is not ours! What is the value of an election regarding our government if we're going to ride on the back of the Constitution of the United States? Who wrote this, it wasn't Hurao, it wasn't Matpang, It wasn't the late A.B. Won Pat, not Ed Benavente there. You see that flag up there? Yes I swore to the United States when I was joining the military to become a soldier. I was not asked to be a soldier of the United States. I would not ask for such things. In other words, stop this Liberation Day parade. Why? Because during the time of war our parents were feed because they were being oppressed, but where are our rights to the ways and our beliefs? I am not going against the Congress of the Untied States because I am the son of the Department of Defense. They pay for all my medicine but they will also be the ones to kill me. Just like you guys. You're very fast to introduce to introduce a bill no matter even if it has me being dragged along. I've been paying my taxes Bill 151 tell me Sen. Tina Muña Barnes, where is the substance regarding the rights and freedoms of the native Chamorro people? Where are the rights and freedoms? Where? In the votes for you warranting the need to have people from the outside vote. Think about this we are the inhabitants. Once they make their millions they'll leave. Oh Senators wake up and smell the coffee. You know what I tell my troops when I was in the Army, Wake up and smell the taki. And they would say, Hey! My gosh, Sarge. Wow. I would respond, who is the one who took you out of the jungle? You're the boss here Sen. Judi Won Pat. My belief in you is high. But I'm hurt, because I've been betrayed in Vietnam, betrayed by the bosses here I cannot say that you are my bosses because Jesus is my only boss. Enough! You would say because you thin this guy is out of his mind. Just joking the context of PhD, but I myself have PTSD certified. No I'm not out of my mind but when it comes to when people from the outside to decide what's good for me, come on man talk t me tell me which one of you

truthfully. They're not going to do this in 2012, that's not true. Please friends, I know you're probably tired of me already but there's lots of Tylenol and hot herbal remedy can you truly accomplish this. You can't do this without us. For you to do this just amongst yourselves because you're already been elected you can't. You need us. Commonsense we elected you and the sentiment regarding elected officials have changed. It is not the "oh, I know her" way, it's not the same way, it's not done the same from when I thought "now they are educated." It's not "hey mom said this." I asked my son "so how about this," he says, "if you say this, dad, I'm not going to do that. I'll decide." If I have hurt or insulted any of you I ask you to forgive me. But you have hurt me maybe a lot of you are not taking as much medication as I do, I take medication that keeps me from moving around. Then there's the medicine I took so much that my wife chased me away. Please Sen. Barnes talk to me talk to the Chamorro people, your people. Do not worry yourself so much on the value of the outsider vote. Eventually they will vote but don't let them vote on my political status, let them try eating red rice but don't let them vote just because the Bible says to love your neighbor as you love yourself. It does not say vote for your neighbor and let him vote for you. Amen to that. Excuse me, I commend you Sen. Pangelinan on your committed efforts. Self-determination along with Frank Blas Jr. you as well Vice Speaker Cruz. You have written a lot of resolutions, never mind Madeleine. She should just park herself there in Washington, D. C. she has done nothing truthfully if she has done something you would not be writing this Bill 151. The Vice Speaker did not awaken the congresswoman. Oh you did Vice Speaker and what she visited the war zone so she would be given a Purple Heart and they didn't give her. I'm not being disrespectful, hold on Respicio. Are you bilingual?

Senator Respicio: I'd like to recognize Senator Barnes.

Senator Barnes: I respect what you have to say, and what we introduce as policy-makers may not always be the right thing for our people. The main intent for me to introduce this kind of legislation was to get a feel for those who love our island. As I support wanting and desiring that our people have and determine what our status should be, I think it's really important that we get the input, but you know I respect, I respect your comments, I respect your decisions, you're entitled to that as everyone on this island is entitled to that, and that doesn't mean because a bill is introduced, that it's set in stone. And as you take your time to comment on the decisions that are set before you today, it is because of recommendations and solutions and gathering ... if there's one thing that I can pull away from this table today, is that a true education is needed, a vital education is needed on where our people need to go. This has been a status that has been long, long awaited for our people. We have not decided for ourselves. And as I hear those who have been at this table today, I'm here to listen. I know you need to speak and I know you're looking at your time and I will continue to listen. If you want to meet with me and want to talk to me and write down every concern that you have, my door will always, always be open."

Mr. Camacho:

"Ai adai Senator Barnes. I'll accept what you say but your point I can't, who is this going to benefit? Who, me? A colonized native of the people not from here, straw poll, non-binding which one of you can answer these issues. Is this really going to work, a poll that's not even going to count. No way Jose, no way. Not even. Not ever. Why? Because this Bill 151 is not for the people of this island. It must be dinner time now so let me take this opportunity to end."

Senator Respicio: "Thank you. The final speaker is Abu Rose."

Abu Rose:

"Buenas everybody. I love all of you. I like to state that my belief is different from other beliefs. I believe that the U.S. came to Guam to kill Guam. And it is easier to you, Madame Won Pat, to you Madame Tina Muña Barnes, you're included. It is easier to complain that you aren't carrying the cross further on. It is easier to complain than to help. Now, I have an abrasive question that I would like to ask everyone at this table. The U.S. Constitution protects its citizens' equal rights and all its laws. The Organic Act does not permit equality within the U.S. Constitution. Question. When you won an elected seat, were you required, required, were you required to swear to the U.S. Constitution which does not include you equality? Mr. Cruz?"

(indistinct)

Abu Rose:

"Why? Is it a delight? They stomp on you and they kick your face in, and you say, "Yes sir." Mr. Pangelinan?"

(indistinct)

Abu Rose:

"So you want it, to be stomped on and kicked in the face. And you wanted to say Yes sir. Because you have no voice. Even pretty Madeleine doesn't have voice. Something to think about. Thank you all for your time. God bless you all. And remember, it is easier to complain than it is to help you."

Senator Respicio: "Thank you also for your time and everyone else's time over the past three hours. It's been very informative and insightful. And I think we have a good idea what we need to do in preparation for the public hearing next Thursday. Having said that, we're adjourned."

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I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN
2011 (FIRST) REGULAR SESSION

2011 APR 15 AM 11:08
LWA

Bill No. 154-31 (COR)

Introduced by:

Judith P. Guthertz, DPA 

AN ACT TO ADD A NEW SUB ITEM 3104(A) AND 3105(A) TO CHAPTER 3, AND ADD A NEW SUB ITEM 20007(A) TO CHAPTER 20, AND ADD A NEW SUB ITEM 21007(A) TO CHAPTER 21, ALL OF TITLE 3 GUAM CODE ANNOTATED AND TO ADD A NEW SUB ITEM 2109(A) AND AMEND SUB SECTIONS 2110(A) AND 2111 OF CHAPTER 21, TITLE 1 GUAM CODE ANNOTATED RELATIVE TO THE REGISTRATION, EDUCATION CAMPAIGN AND VOTING PROCESS FOR THE PLEBISCITE ON POLITICAL STATUS FOR GUAM.

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

2 **Section 1.** Sub items 3104(a) and 3105(a) are hereby added to Chapter 3, Title
3 3 Guam Code Annotated:

4 **“§ 3104. Times for Registration.** Ten (10) days prior to any general, primary
5 or special election, the registration rolls shall be closed for that election and no further
6 affidavits of registration shall be accepted by the Commission.

7 a) Exception: For the purposes of registering eligible persons to vote on the
8 plebiscite relative to Guam’s political status, the Commission shall develop a
9 methodology that will allow a registration process at each of the islands voting
10 precincts. This process shall coincide with the hours and date of the Primary Election
11 and General Election of 2012.

12 **§ 3105. Place of Registration.** The registration of electors shall be in progress
13 at the main office of the Commission during such hours as the office is open for
14 business at all times prior to the closing of the registration rolls. Electors may also be

1 registered at such times and places within Guam as the Commission shall deem
2 advisable and convenient from the time registration is open until twenty-one (21) days
3 prior to an election.

4 a) Exception: For the purposes of registering eligible persons to vote on the
5 plebiscite relative to Guam's political status, the Commission shall develop a
6 methodology that will allow a registration process at each of the islands voting
7 precincts. This process shall coincide with the hours and date of the Primary Election
8 and General Election of 2012."

9 **Section 2.** Sub item 20007(a) is hereby added to Chapter 20, Title 3 Guam
10 Code Annotated:

11 **"§ 20007. Times for Registration.** A person may register with the Chamorro
12 Registry at any time during the year except at such times when the Commission shall
13 close the registration rolls for the purposes of conducting elections or plebiscites. At
14 such times, the registration rolls shall be closed ten (10) days prior to such election or
15 plebiscite.

16 a) Exception: For the purposes of registering eligible persons to vote on the
17 plebiscite relative to Guam's political status, the Commission shall develop a
18 methodology that will allow a registration process at each of the islands voting
19 precincts. This process shall coincide with the hours and date of the Primary Election
20 and General Election of 2012."

21 **Section 3.** Sub item 21007(a) is hereby added to Chapter 21, Title 3 Guam
22 Code Annotated:

23 **"§21007. Times for Registration.** A person may register with the Guam
24 Decolonization Registry at any time during the year, except at such times when the
25 Commission shall close the registration rolls for the purposes of conducting the

1 Political Status Plebiscite. At such times the registration rolls shall be closed ten (10)
2 days prior to such Political Status Plebiscite.

3 a) Exception: For the purposes of registering eligible persons to vote on the
4 plebiscite relative to Guam’s political status, the Commission shall develop a
5 methodology that will allow a registration process at each of the islands voting
6 precincts. This process shall coincide with the hours and date of the Primary Election
7 and General Election of 2012.”

8 **Section 4.** Sub item 2109(a) is hereby added, sub section 2110(a) is hereby
9 amended, and sub section 2111 is hereby amended, all of Chapter 21, Title 1 Guam
10 Code Annotated to read:

11 **“§ 2109. Public Information Program.** The Commission, in conjunction with
12 the Commission’s task forces shall conduct an extensive public education program,
13 throughout the island, based on the position papers submitted by each task force.

14 “(a) The University of Guam and the Guam Community College shall be
15 commissioned to execute an educational campaign for the proposes of fulfilling the
16 educational outreach provisions of this chapter in order to ensure a successful
17 plebiscite relative to Guam’s political status determination.

18 **§ 2110. Plebiscite Date and Voting Ballot.**

19 (a) The Guam Election Commission shall conduct a ‘Political Status Plebiscite’,
20 at which the following question, which shall be printed in both English and
21 *Chamorro*, shall be asked of the eligible voters:

22 In recognition of your right to self-determination, which of the following
23 political status options do you favor? (Mark ONLY ONE):

- 24 1. Independence ()
25 2. Free Association with the United States of America ()
26 3. Statehood ().

1 Persons eligible to vote shall include those persons designated as Native
2 Inhabitants of Guam, as defined within this Chapter of the Guam Code Annotated,
3 who are eighteen (18) years of age or older on the date of the Political Status
4 Plebiscite' and are registered voters on Guam.

5 The 'Political Status Plebiscite' mandated in Subsection (a) of this Section shall
6 be held on a the date of the 2014 General Primary Election ~~at which seventy percent~~
7 ~~(70%) of~~ by eligible voters, pursuant to this Chapter, have been registered as
8 determined and conducted by the Guam Election Commission.

9 **§ 2111. Run-Off Plebiscite.** If one political status does not receive the majority
10 votes cast in the above plebiscite, a run-off plebiscite shall be held ~~sixty (60) days~~
11 ~~from the date thereof~~ during the date of the 2014 General Election between the two (2)
12 political status options receiving the highest number of votes.”

13 **Section 5.** Effective Date: This Act shall take effect upon enactment into law.
14 The Commission shall propose the methodology as contained in provisions of this Act
15 no later than thirty (30) days after the start of the First (1st) Quarter of the 2012
16 Budget cycle of the Government of Guam.