

I MINA' BENTE NUEBI NA LIHESLATURAN GUÅHAN
(2007) FIRST REGULAR SESSION

Bill No. 132 (EC)

Introduced by:

J.P. GUTHERTZ
R.J. RESPICIO
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AN ACT TO AMEND TITLE 21GCA § 80104(e) OF THE
GUAM CODE ANNOTATED RELATIVE TO THE
POWERS AND DUTIES OF THE ANCESTRAL LANDS
COMMISSION TO MANAGE AND DEVELOP FORMER
SPANISH CROWN LANDS AND OTHER NON-
ANCESTRAL LANDS.

JUN 14 AM 11:10 AM

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to place
3 additional limitations on the powers and duties of the Ancestral Lands Commission
4 relative to the management and development of former Spanish Crown Lands and
5 other non-ancestral lands under its purview. Passage of this act does not reflect a lack of
6 confidence in the Commission or its structure by *I Liheslaturan Guåhan*, but places
7 additional restrictions to prohibit the exchange, sale or release of title for any real
8 property under the control of the Commission. This act is necessary to ensure
9 maximization of just compensation for those dispossessed ancestral landowners.

10 Section 2. Title 21 GCA § 80104 Subsection (e) is hereby *amended* as follows:

11 "(e) Land Bank. The Commission shall take title, as Trustees, of former
12 Spanish Crown Lands and other non-ancestral lands that are conveyed by the
13 Federal Government to the Government of Guam after the effective date of this
14 Act, on behalf of ancestral landowners who, by virtue of continued government
15 or public benefit use cannot regain possession or title to their ancestral lands.

1 The Commission shall establish a Guam-based trust to administer all
2 assets and revenues of the land bank of the aforementioned lands and manage
3 the lands, and act as the developer of the lands, *if necessary*, to the highest and
4 best use~~[-]~~, with the following provisions:

5 i. The Commission shall only be authorized to make, negotiate and
6 enter into a lease, or issue a permit or license for the use of the real
7 property described herein for a term not to exceed ten years without the
8 approval of I Liheslatura through provisions of the Administrative
9 Adjudication Act;

10 ii. The Commission shall not exchange, sell or in any manner
11 release the title to real property described herein.

12 The Commission shall establish rules and regulations pursuant to the
13 ~~[Administration]~~ Administrative Adjudication Law for the Guam-based trust.
14 The resulting income shall be used to provide just compensation for those
15 dispossessed ancestral landowners.”