

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

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Bill No. ³⁶⁵ -31(LS)

Introduced by:

Judith P. Guthertz, DPA
Tina Rose Muna Barnes

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AN ACT TO AMEND §40113(B) (19) AND §40135 OF CHAPTER 40, TITLE 5 GUAM CODE ANNOTATED RELATIVE TO PLACING THE TAGA'CHANG BEACH PARK UNDER THE ADMINISTRATIVE AUTHORITY OF THE OFFICE OF THE MAYOR OF YONA; AND INCLUDING FEES CHARGED FOR THE USE OF PUBLIC AND BEACH PARKS UNDER THE PURVIEW OF THE RESPECTIVE MAYORS IN THE MUNICIPAL PLANNING COUNCIL REVOLVING FUND.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Sub item (19) of §40113(b), Chapter 40, Title 5 Guam Code Annotated is hereby amended to read:

“(19) The Mayor of Yona is responsible for Blas Park, Pangelinan Park, Quichocho Park, Violet Park, and the Yona Community Park. The Office of the Mayor shall also have administrative authority of the Taga'chang Beach Park and shall set the rules and regulations and the fee schedule for the use of the park, any of its recreation shelters or any activity within the premises of the park; and shall allocate a portion of the proceeds, which shall be deposited subject to the provisions of §40135 of this chapter, received for such use, for the maintenance and upkeep of the Taga'chang Beach Park.”

1 Section 2. Sub section 40135 of Chapter 40, Title 5 Guam Code Annotated is
2 hereby amended to read:

3 **“§ 40135. Creation of the Municipal Planning Council Revolving Fund.**

4 There is hereby established nineteen (19) Municipal Planning Council
5 Revolving Funds under the control and custody of the respective village Municipal
6 Planning Councils. Each village shall establish their own fund that will be separate
7 and apart from other funds, including the General Fund. The Mayors’ Council of
8 Guam is hereby authorized to set charges for the use of community centers,
9 gymnasiums and all sports facilities and public and beach parks under the purview of
10 the individual Offices of the Mayors. These proposed fees shall be submitted to the
11 Guam Legislature for approval. The Mayor and the Municipal Planning Councils of
12 each village are hereby authorized to raise funds through charging commercial
13 enterprises to advertise on the walls of their sports facilities, raise funds through fund-
14 raising efforts, to include approving concessionaire activities within each Municipality
15 as approved by its Municipal Planning Council, solicit corporate sponsorship and to
16 accept contributions that are solely beneficial to the sports facilities or village.

17 These revenues shall be deposited into the Municipal Planning Council Funds
18 of each village and will be used for the operation and maintenance of these facilities
19 and to fund special projects identified by the Municipal Planning Councils. All
20 disbursement transactions on the revolving funds shall be as stipulated herein:”

21 **Section 2.** Effective Date: The Department of Parks and Recreation and the
22 Mayor of Yona shall formalize a transfer process and effectuate the provisions
23 contained herein within 60 days after enactment of this measure into law.