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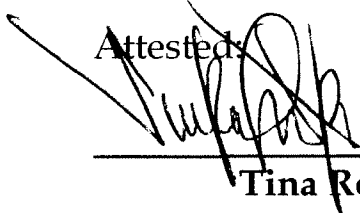
I MINA'TRENTA NA LIHESLATURAN GUÅHAN
2009 (FIRST) Regular Session

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

This is to certify that **Bill No. 122 (COR)**, "AN ACT TO IMPOSE A TEMPORARY MORATORIUM ON THE ISSUANCE OF COMMERCIAL LEASES AND LICENSES BY THE *CHAMORRO* LAND TRUST COMMISSION," was on the 29th day of June, 2009, duly and regularly passed.



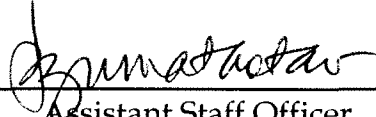
Judith T. Won Pat, Ed. D.
Speaker



Attested:

Tina Rose Muña Barnes
Senator and Legislative Secretary

This Act was received by *I Maga'lahaen Guåhan* this 01 day of July, 2009, at 11:11 o'clock A.M.



Assistant Staff Officer
Maga'lahi's Office

APPROVED:

FELIX P. CAMACHO
I Maga'lahaen Guåhan

Date: _____

Public Law No. _____

I MINA'TRENTA NA LIHESLATURAN GUÅHAN
2009 (FIRST) Regular Session

Bill No. 122 (COR)

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

Introduced by:

v. c. pangelinan
T. C. Ada
F. B. Aguon, Jr.
F. F. Blas, Jr.
E. J.B. Calvo
B. J.F. Cruz
J. V. Espaldon
Judith P. Guthertz, DPA
T. R. Muña Barnes
Adolpho B. Palacios, Sr.
M. J. Rector
R. J. Respicio
Telo Taitague
Ray Tenorio
Judith T. Won Pat, Ed.D.

**AN ACT TO IMPOSE A TEMPORARY MORATORIUM ON
THE ISSUANCE OF COMMERCIAL LEASES AND LICENSES
BY THE *CHAMORRO* LAND TRUST COMMISSION.**

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

2 **Section 1. Legislative Findings and Intent.** Section 6.9 of the *Senator*
3 *Paul Bordallo Rules and Regulations for the Chamorro Land Trust Commission,*
4 as adopted in 1995 pursuant to Public Law 23-38, provides that “no commercial
5 leases shall be entered into by Commission until Rules and Regulations covering
6 the same have been adopted pursuant to the Administrative Adjudication Law”.

7 *I Liheslaturan Guåhan* finds that the *Chamorro* Land Trust Commission

1 (CLTC) continues to approve commercial leases and licenses without any
2 approved rules and regulations *or* plan to identify which lands will be designated
3 for commercial leases and for licenses. Absent any guidelines *or* appropriate
4 methods to govern the issuance of commercial leases and licenses, this has resulted
5 in inequitable practices by the CLTC with regard to the issuance of commercial
6 leases and licenses.

7 *I Liheslaturan Guåhan* further finds that because of the lack of rules and
8 regulations and the absence of a land use plan identifying which lands will be
9 reserved for commercial use or for licenses, there is no accountability for
10 individuals and/or organizations approved for commercial leases and for licenses
11 in their uses of CLTC properties. The implementation of rules and regulations and
12 the designation of lands for commercial development are crucial to the viability of
13 these properties and the Trust.

14 Therefore, it is the intent of *I Liheslaturan Guahan* to place a temporary
15 moratorium on the issuance of all commercial leases and all licenses until such
16 time that rules and regulations, and the identification of lands designated for
17 commercial leases and for licenses, are approved and in place.

18 **Section 2. Temporary Moratorium on the Issuance of Commercial**
19 **Leases and the Issuance of Licenses by the *Chamorro* Land Trust**
20 **Commission.** There *shall* be a temporary moratorium placed on the issuance of all
21 commercial leases and on the issuance of licenses by the *Chamorro* Land Trust
22 Commission until such time that rules and regulations, and a land use plan
23 designating which lands are available for commercial leases or for licenses, have
24 been approved and adopted by *I Liheslaturan Guahan*.

25 **Section 3.** The CLTC shall formulate, within one hundred eighty (180)
26 days, Rules & Regulations that provide the guidelines for the issuance of all
27 commercial leases and for the issuance of licenses, and *shall* develop a land use

1 plan on where commercial and public activities will be allowed.

2 **Section 4.** Any future actions by the Board, Administrative Director, or
3 employees of the *Chamorro* Land Trust Commission that conflict with the
4 provisions of this Act shall make them collectively and/or individually subject to
5 the civil and criminal penalties prescribed by the laws of the government of Guam.

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