



I Mina'trentai Dos na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

January 23, 2014

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

**VIA: The Honorable Rory J. Respicio**  
Chairperson, Committee on Rules

**RE: Committee Report on Bill No. 258-32 (COR), As Introduced**

Dear Speaker Won Pat:

Transmitted herewith is the Committee Report on Bill No. 258-32 (COR), as introduced, An Act to *Add* a New Section 4122 to Chapter 4 and to *Amend* Sections 22704(a) and (c), Chapter 22 of Title 5 of the Guam Code Annotated and to *Add* Section 3(d) to Public Law 30-37, Relative to requiring Legislative Appropriation for the Government of Guam Purchase, Lease-to-Own, and/or Lease-Purchase of Real Property and for other purposes, introduced by Senator Vicente (ben) Cabrera Pangelinan, which was referred to the Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land.

Committee votes are as follows:

<u>2</u>	TO PASS
<u>0</u>	NOT TO PASS
<u>3</u>	TO REPORT OUT ONLY
<u>0</u>	TO ABSTAIN
<u>0</u>	TO PLACE IN INACTIVE FILE

*Si Yu'os Ma'åse'*,

Vicente (ben) Cabrera Pangelinan  
Chairman

Chairman  
Committee on Appropriations,  
Public Debt, Legal Affairs,  
Retirement, Public Parks,  
Recreation, Historic Preservation  
and Land

Member  
Committee on Education,  
Public Libraries  
and Women's Affairs

Member  
Committee on General  
Government Operations and  
Cultural Affairs

Member  
Committee on Municipal  
Affairs, Tourism, Housing and  
Hagåtña Restoration and  
Development Authority

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

Member  
Committee on Aviation, Ground  
Transportation, Regulatory  
Concerns and Future  
Generations

2014 JAN 27 PM 2:50

**COMMITTEE REPORT  
ON**

**Bill No. 258-32 (COR), As Introduced**

**Sponsored by Senator Vicente (ben) Cabrera  
Pangelinan**

**An Act to *Add* a New Section 4122 to Chapter 4  
and to *Amend* Sections 22704(a) and (c), Chapter  
22 of Title 5 of the Guam Code Annotated and to  
*Add* Section 3(d) to Public Law 30-37, Relative to  
requiring Legislative Appropriation for the  
Government of Guam Purchase, Lease-to-Own,  
and/or Lease-Purchase of Real Property and for  
other purposes.**



I Mina'trentai Dos na Liheslaturan Guahan

Senator Vicente (ben) Cabrera Pangelinan (D)

January 23, 2014

**MEMORANDUM**

**To:** All Members  
Committee on Appropriations, Public Debt, Legal Affairs,  
Retirement, Public Parks, Recreation, Historic Preservation and  
Land.

**From:** Senator Vicente (ben) Cabrera Pangelinan  
Committee Chairperson

**Subject:** Committee Report on Bill No. 258-32 (COR), As Introduced

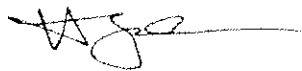
Transmitted herewith for your consideration is the Committee Report on Bill No. 258-32 (COR) as introduced, An Act to *Add* a New Section 4122 to Chapter 4 and to *Amend* Sections 22704(a) and (c), Chapter 22 of Title 5 of the Guam Code Annotated and to *Add* Section 3(d) to Public Law 30-37, Relative to requiring Legislative Appropriation for the Government of Guam Purchase, Lease-to-Own, and/or Lease-Purchase of Real Property and for other purposes, sponsored by Senator Vicente (ben) Cabrera Pangelinan.

This report includes the following:

1. Committee Voting Sheet
2. Committee Report Narrative
3. Copy of Bill No. 258-32 , As Introduced
4. Public Hearing Sign-in Sheet
5. Copies of Written Testimonies
6. Copy of Fiscal Note Request
7. Copy of COR referral Bill No.258-32 (COR)
8. Notices of Public Hearing
9. Copy of the Public Hearing Agenda

Please take the appropriate action on the attached voting sheet. Your attention to this matter is greatly appreciated. Should you have any questions or concerns, please do not hesitate to contact my office.

*Si Yu'os Ma'ase',*



Vicente (ben) Cabrera Pangelinan  
Chairman

324 W. Soledad Ave. Suite 100, Hagåtña, Guam 96910

Tel: (671) 473-(4BEN) 4236 - Fax: (671) 473-4238 - Email: senbenp@guam.net

Website: <http://senbenp.com>

Chairman  
Committee on Appropriations,  
Public Debt, Legal Affairs,  
Retirement, Public Parks,  
Recreation, Historic Preservation  
and Land

Member  
Committee on Education,  
Public Libraries  
and Women's Affairs

Member  
Committee on General  
Government Operations and  
Cultural Affairs

Member  
Committee on Municipal  
Affairs, Tourism, Housing and  
Hagåtña Restoration and  
Development Authority

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



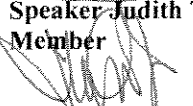

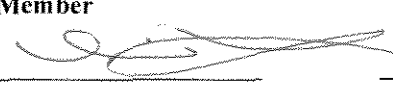
Member  
Committee on Aviation, Ground  
Transportation, Regulatory  
Concerns and Future  
Generations

I MINA' TRENTAI DOS NA LIHESLATURAN GUÁHAN

Committee Voting Sheet

Committee on Appropriations, Public Debt, Legal Affairs, Retirement,  
Public Parks, Recreation, Historic Preservation and Land

Bill No. 258-32 (COR), An Act to *Add* a New Section 4122 to Chapter 4 and to *Amend* Sections 22704(a) and (c), Chapter 22 of Title 5 of the Guam Code Annotated and to *Add* Section 3(d) to Public Law 30-37, Relative to requiring Legislative Appropriation for the Government of Guam Purchase, Lease-to-Own, and/or Lease-Purchase of Real Property and for other purposes.

Committee Members	To Pass	Not To Pass	Report Out Only	Abstain	Inactive File
 Senator Vicente (ben) Cabrera Pangelinan Chairman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vice Speaker BJ Cruz Vice Chairperson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Speaker Judith T. Won Pat Member	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Senator Tina Rose Mufia-Barnes Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator Dennis Rodriguez, Jr. Member	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Senator Michael San Nicolas Member	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator Tommy Morrison Member	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Senator Michael Limtiaco Member	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



Office of

the People

# I Mina'trentai Dos na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

## Committee Report

Bill No. 258-32 (COR), An Act to *Add* a New Section 4122 to Chapter 4 and to *Amend* Sections 22704(a) and (c), Chapter 22 of Title 5 of the Guam Code Annotated and to *Add* Section 3(d) to Public Law 30-37, Relative to requiring Legislative Appropriation for the Government of Guam Purchase, Lease-to-Own, and/or Lease-Purchase of Real Property and for other purposes.

### I. OVERVIEW

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land convened a public hearing on Friday, January 17, 2014 at 9:00 am in I Liheslatura's public hearing room.

### Public Notice Requirements

Notices were disseminated via hand-delivery and e-mail to all senators and all main media broadcasting outlets on January 10, 2014 (5-Day Notice), and again on January 15, 2014 (48 Hour Notice).

### (a) Committee Members and Senators Present

Vice Speaker BJ Cruz, Vice Chair  
Senator Michael San Nicolas, Member  
Senator Dennis Rodriguez, Member  
Senator Rory Respicio  
Senator Chris Duenas  
Senator Tony Ada

### (b) Appearing before the Committee

none

### (c) Written Testimonies

Sandra Cruz Miller, Office of the Governor of Guam  
Mr. Henry Taitano, Administrator for the Guam Economic Development Authority  
Ms. Claudia S Acfalle, Chief Procurement Officer, General Services Agency of the Department of Administration

Chairman  
Committee on Appropriations,  
Public Debt, Legal Affairs,  
Retirement, Public Parks,  
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Member  
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Human Services, Health  
Insurance Reform, Economic  
Development and Senior  
Citizens

Member  
Committee on Aviation, Ground  
Transportation, Regulatory  
Concerns and Future  
Generations

## II. COMMITTEE PROCEEDINGS

Vice Chairman Cruz: We have five bills on the agenda today and unfortunately the Chairman is not present this morning and so I, as Vice Chairman has been asked to conduct this hearing.

The next item on the agenda is Bill 258-32, An Act to *Add* a New Section 4122 to Chapter 4 and to *Amend* Sections 22704(a) and (c), Chapter 22 of Title 5 of the Guam Code Annotated and to *Add* Section 3(d) to Public Law 30-37, Relative to requiring Legislative Appropriation for the Government of Guam Purchase, Lease-to-Own, and/or Lease-Purchase of Real Property and for other purposes.

In anticipation of this hearing, letters of invitation were transmitted to the Governor and Lt. Governor, the AG, BBMR, Rev & Tax, DOA, OPA, the Mayor's Council of Guam, Chamber, GEDA and GSA.

The Committee will note at this time that there are no individuals present in the public hearing room to provide testimony but that testimony has been provided in written form on behalf of the Governor's Office and will be part of the record.

The sponsor for this legislation is Senator Ben Pangelinan and on his behalf I will read his bill sponsor statement for Bill 258:

*What we have seen most recently in our community was the governor's purchase of a 50-year-old piece of property utilizing tax credits without specific legislative authorization. Although it has been claimed that tax credits are a non-cash payment, it certainly affects the government's revenue stream as it offsets what we would have been able to collect in taxes. Bill No. 258-32 would mandate that legislative authorization and appropriation would be required for any purchase, lease-to-own, and/or lease-purchase of real property. This legislative authorization and appropriation would place the people of Guam, as represented by the Legislature, in a position to vet and scrutinize such large, multi-million dollar purchases of real property and to ensure that such public funds are utilized in the best interest of the people of Guam.*

*Bill No. 258-32 also seeks to ensure that there are no conflicts of interests in the granting of tax credits and disallows the transferring or assigning of such tax credits to those elected officials that executed such contracts that granted such tax credits.*

Again, the Chair will note that there are no individuals present to testify for or against the bill. We have written testimony from the Governor's Office as it relates to the bill, which will be part of the record. There being no one to testify and the hearing having been called, the Committee will find that Bill 258 has been properly noticed and heard by the Committee.

This concludes the testimony on Bill No. 258. There being no additional individuals to present any additional testimony, this Committee will continue to remain open for the acceptance of any additional information or public testimony on the bill discussed. You can submit those testimonies to my office directly on Soledad Avenue, as well as the Guam Legislature or through

any of the electronic processes either email at office@guam.net or through our website at senbenp.com

This hearing is adjourned.

### **III. FINDINGS & RECOMMENDATIONS**

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land, hereby reports Bill No. 258-32 (COR), as introduced with the recommendation TO REPORT OUT ONLY

*I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN*  
2014 (SECOND) Regular Session

Bill No. 258-32 (COR)

Introduced by:

V.C. Pangelinan 

AN ACT TO *ADD* A NEW SECTION 4122 TO CHAPTER 4 AND TO *AMEND* SECTIONS 22704(a) AND (c), CHAPTER 22 OF TITLE 5 OF THE GUAM CODE ANNOTATED AND TO *ADD* SECTION 3(d) TO PUBLIC LAW 30-37, RELATIVE TO REQUIRING LEGISLATIVE APPROPRIATION FOR THE GOVERNMENT OF GUAM PURCHASE, LEASE-TO-OWN, AND/OR LEASE-PURCHASE OF REAL PROPERTY AND FOR OTHER PURPOSES.

2014 JAN 10 PM 1:46

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

1        **Section 1.** Section 4122 is hereby *added* to Chapter 4, Title 5 of the Guam  
2 Code Annotated to read:

3        **“§ 4122. Legislative Authorization and Appropriation Required.**

4            No agency head, certifying officer, or department or agency of the  
5 government of Guam *shall* contract, agree, or certify as to having funds  
6 available for the purchase, lease-to-own, and/or lease-purchase of real  
7 property without legislative authorization and appropriation. For the  
8 purposes of this Section, real property will have the same definition as  
9 defined in Article 1, Chapter 1, Division 1, Title 21 of the Guam Code  
10 Annotated.”

11        **Section 2.** Sections 22704(a) and (c), Chapter 22, Title 5 of the Guam  
12 Code Annotated is hereby *amended* to read:

13            “(a) The Governor is authorized to acquire on behalf of the government of  
14 Guam, by lease ~~or lease-purchase agreement~~, office space and other facilities for



1 the purpose of providing office and other space for the departments and agencies of  
2 the ~~Judicial and~~ Executive Branches of the government of Guam. Such leases ~~and~~  
3 ~~lease purchase~~ agreements may be negotiated and entered into by the Governor  
4 with any person, partnership, corporation, or public or private entity, provided that  
5 no such lease ~~or lease purchase~~ agreement shall exceed ~~50 years~~ the term of the  
6 sitting governor, without specific legislative approval and authorization, and that  
7 such lease agreement annual payments shall only be made pursuant to an  
8 appropriation and/or authorization by I Liheslaturan Guåhan in each fiscal year  
9 appropriation act. No annual lease payments with tax credits shall be made without  
10 authorization from I Liheslaturan Guåhan in each fiscal year appropriation act.”

11 (c) All lease agreements or lease purchase amendments to such lease  
12 agreements that are proposed to be entered into pursuant to (a) hereof, where the  
13 total sum of money to be paid or sum of tax credits authorized to the same lessor  
14 shall exceed \$10,000 or the total number of years involved shall exceed ~~five~~ the  
15 remaining years of the term of the sitting governor, may be entered into only after  
16 advertising for sealed bids in a newspaper of general circulation within the  
17 territory, 14 days prior to the formal bid opening, and then only to the lowest  
18 responsible bidder.”

19 **Section 3.** Section 3(d) is hereby *added to* Public Law 30-37 to read:

20 **“(d) Conflicts Prohibited.** Notwithstanding the provisions in this Act, no  
21 Covered Person, as such term is defined below, *shall* be eligible to be assigned or  
22 transferred, in whole or in part, any tax credit authorized in this Act by the Lessor  
23 nor *shall* any Covered Person be authorized to utilize tax credits granted in this  
24 Act. For purposes of this Section, the term “Covered Person” *shall* mean any:

25 (1) elected or appointed official of the government of Guam that  
26 executed the Lease or any amendments to the Lease on or after June 1, 2011.

1           (2) person or spouse of such person related by consanguinity of the  
2 third degree, which for the purposes of this Act *shall* include spouses, all  
3 children, parents, grandchildren, siblings, grandparents, great-grandchildren,  
4 nieces, nephews, uncles, aunts, and great-grandparents, to any person  
5 described in subsection (1) of this Section.”

6           **Section 4. Effective Date.** This Act *shall* be effective upon enactment.

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



**Mina'trentai Dos na Liheslaturan Guahan**  
**32ND GUAM LEGISLATURE**

**Senator Vicente "ben" Cabrera Pangelinan**

**COMMITTEE ON APPROPRIATIONS, PUBLIC DEBT, LEGAL AFFAIRS, RETIREMENT,  
PUBLIC PARKS, RECREATION, HISTORIC PRESERVATION AND LAND**

**Friday, January 17, 2014**

**Bill No. 258**

**SIGN UP SHEET**

NAME	ADDRESS	PHONE	EMAIL	WRITTEN	ORAL	SUPPORT	
						Yes	No
		none					

324 W. Soledad Ave. Hagatna, Guam 96910

Ph. 473-4236 Fax. 473-4238

Email: senbenp@guam.net

EDDIE BAZA CALVO  
Governor

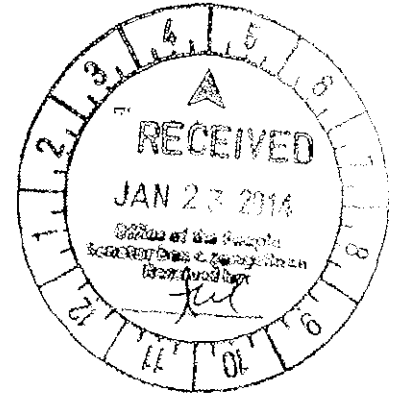


RAY TENORIO  
Lieutenant Governor

*Office of the Governor of Guam*

JAN 23 2014

Honorable Vicente (ben) C. Pangelinan  
Senator  
*I Mina'trentai Dos Na Liheslaturan Guåhan*  
155 Hesler Street  
Hagåtña, Guam 96910



*Håfa adai* Senator Pangelinan:

Thank you for the opportunity to submit this testimony on Bill No. 258-32. The bill, as written, raises several concerns.

Among other things, Section 2 of the bill repeals the authority of the Governor to acquire facilities on behalf of the government through lease purchase agreements. Moreover, to the extent that traditional lease agreements are permitted, Bill 258 permits such leases to be entered into provided that they do not exceed the "term of the sitting governor"; and that specific legislative approval and authorization is obtained; and that lease payments are appropriated on an annual basis.

Lease purchase agreements or "lease-to-own" arrangements, are often used in lieu of borrowing or when cash flow is otherwise limited. In a traditional lease, the government pays the rental but earns no equity in the property. At the end of the leasehold term, the government walks away empty handed. In contrast, a lease purchase arrangement provides the advantage of not only giving the government an option to permanently keep and own the leased property for itself, but also any equity earned from the lease payments are credited towards the purchase price.

By limiting the types of lease options available to the Executive Branch and requiring short terms and specific annual appropriations, the Legislature is severely limiting the options of the people to acquire the facilities necessary to service the island and the community at the best possible value. Given that Bill 258 already proposes to add a new Section 4122 to Title 5 of the Guam Code in order to require legislative authorization and appropriation for lease-to-own and/or lease-purchase real property agreements, any concerns that the Legislature may have over such arrangements will be addressed through the legislative process. Further, the existing Guam Procurement Law, the Guam Procurement Regulations, and the Legislature's own annual budget hearings provide the safeguards necessary to ensure the legality and affordability of lease

Bill 258-32 (COR)

Page 2 of 2

agreements, thereby making the amendment proposed by Section 2 of Bill 258 to be reactive, overreaching, and unnecessary.

Section 2 of the bill raises additional concerns with respect to the legality of new Section 22704(c), which seeks to require that *amendments* to future and existing lease agreements (and not just the initial lease agreement) go through the entire procurement process, including the publication of a sealed bid. A fully signed and executed lease agreement is a binding contract that the parties have a right to modify. In the case of *Vicente C. Pangelinan v. Gutierrez. et. al.*, 2004 Guam 16, the Guam Supreme Court held that a law impairs a contractual obligation if it renders the obligation invalid, or releases or extinguishes it. Here, to the extent that Bill 258 impairs or extinguishes the right that parties to a valid contract have to amend or modify their agreement, then the bill is void and of no effect because it violates the Contracts Clause of the Organic Act which provides that, “[n]o . . . law impairing the obligation of contracts shall be enacted.” [Organic Act codified at Title 48 U.S.C. § 1421b(j)].

Finally, Section 3 of Bill 258 which prohibits the assignment of validly granted tax credits to persons within the third degree of consanguinity of the original owner is also troubling for a number of reasons. One of the basic rights of ownership is the right to transfer your property to other people. Tax credits, like cash, are the property of their owner. Once the government has received its consideration and the credits are issued, no valid reason exists to legislate the alienation of that property right. Ultimately, through the fungibility of money, it makes no difference whether the owner uses the credits himself or passes them to an assignee. Either way, the government remains liable for the tax credit.



SANDRA CRUZ MILLER  
Office of the Governor of Guam

EDDIE BAZA CALVO  
Governor



RAY TENORIO  
Lieutenant Governor

*Office of the Governor of Guam*

January 17, 2014

Honorable Vicente (ben) C. Pangelinan  
Senator  
*I Mina'trentai Dos Na Liheslaturan Guåhan*  
155 Hesler Street  
Hagåtña, Guam 96910

*Håfa adai* Senator Pangelinan:

Thank you for the opportunity to provide testimony on Bill 257-32 and Bill 258-32. Due to the shortened time that the notice for public hearing came out, the Government of Guam is respectfully requesting additional time to review the bills and provide testimony. The subject matter is serious and could have legal ramifications. Accordingly, an extension of 10 days would be appropriate in order to ensure that the bills receive a proper and informed review.

Thank you again very much for your kind consideration.

A handwritten signature in black ink, appearing to read "Sandra Cruz Miller", with a long horizontal flourish extending to the right.

SANDRA CRUZ MILLER  
Office of the Governor of Guam



GEDA

Aturidàd Inadlánton Ikunumihan Guahan

OFFICE OF THE ATTORNEY GENERAL  
GUAM

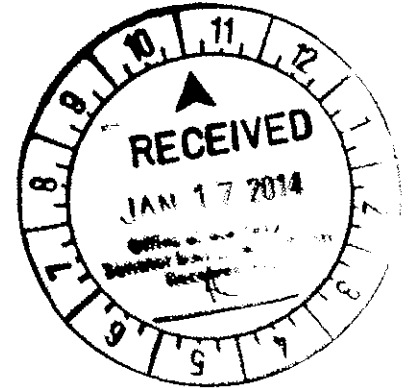
January 17, 2014

TESTIMONY OF MR. HENRY J. TAITANO

ADMINISTRATOR

GUAM ECONOMIC DEVELOPMENT AUTHORITY

BILL NO. 258-32 (COR)



*Hafa Adai*, Senator Vicente (ben) C. Pangelinan and members of the Committee on Public Safety, Infrastructure & Maritime Transportation. Thank you for the opportunity to appear before you today to provide testimony for Bill No. 258-32, "AN ACT TO **ADD A NEW SECTION 4122 TO CHAPTER 4 AND TO AMEND SECTIONS 22704(a) AND (c), CHAPTER 22 OF TITLE 5 OF THE GUAM CODE ANNOTATED AND TO ADD SECTION 3(d) TO PUBLIC LAW 30-37, RELATIVE TO REQUIRING LEGISLATIVE APPROPRIATION FOR THE GOVERNMENT OF GUAM TO PURCHASE, LEASE-TO-OWN, AND/OR LEASE-PURCHASE OF REAL PROPERTY AND FOR OTHER PURPOSES.**"

Thank you for the opportunity to provide testimony on Bill 258. At this time GEDA is only able to provide cursory comments. We respectfully request that your committee allow GEDA, like the majority of other committee chairs have granted, to submit testimony within 10 days of this public hearing.

Section 2 of Bill No. 258 restricts the ability of the Governor to enter into any leases for office space or other facilities for department and agencies of the executive branch of the government of Guam that extend the sitting governor's term. This may result in the inability to secure the best use of government resources.

Section 3 of Bill No. 258 restricts the ability of any Covered Persons as defined in the bill from eligibility to be assigned any tax credits authorized by this proposed legislation. Section 3(2) defines the relationship by consanguinity of the third degree from receiving such tax benefits. Given the close knit nature of our island community this section may inhibit the recipient from using the tax credits transferability to its fullest extent. GEDA would also advise the committee to consult with the Office of the Attorney General as we believe that the restriction on the transferability of tax credits may be inconsistent with Guam law.

I again thank you and the members of your Committee for this opportunity to provide our cursory comments today.

*Si Yu'os Ma'ase!*

  
Henry J. Taitano



OFFICE OF THE ATTORNEY GENERAL  
GUAM

Eddie Baza Calvo  
Governor



**GENERAL SERVICES AGENCY**

(Ahensian Setbision Hinirat)  
Department of Administration

Ray Tenorio  
Lieutenant Governor

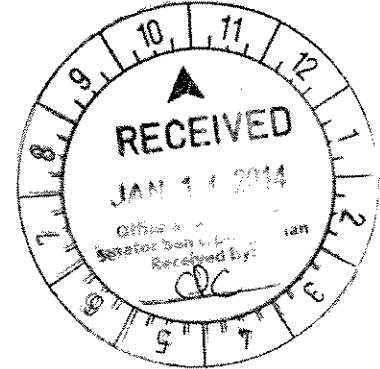
Benita A. Manglona  
Director

148 Route 1 Marine Drive, Piti, Guam 96915  
Tel: (671) 475-1707 Fax Nos: (671) 475-1727 / 472-4217

Anthony C. Blaz  
Deputy Director

January 14, 2014

The Honorable Vicente C. Pangelinan  
Chairman, Committee on Appropriations, Public Debt, Legal Affairs,  
Retirement, Public Parks, Recreation, Historic Preservation and Land  
*I Mina' Trentai Dos Na Liheslaturan Guåhan*  
Suite 101 Quan Bldg.  
324 W. Soledad Ave.  
Hagatna, Guam 96910



Re: Comment on Bill 258-32 "An Act to Add a New Section 4122 to Chapter 4 and to Amend Sections 22704(a) and (c), Chapter 22 Title 5 of the Guam Code Annotated and to Add Section 3(d) to Public Law 30-37, Relative to Requiring Legislative Appropriations for the Government of Guam Purchase, Lease-to-Own, and/or Lease, Purchase of Real Property and for Other Purposes

Dear Senator Pangelinan:

Thank you for allowing us to comment on Bill 258-32, the above entitled bill. We have the following questions:

In Subsection (a) of 22704, it states beginning on line 4 of the second page "...provided that so such lease agreement shall exceed the term of the sitting governor, without specific legislative approval and authorization,..." Is it the Legislatives intent that the Legislature's approval of all lease agreements prior to the government entering into such agreements? May the Government enter into the agreement and then submit it for approval?

Subsection (c) of Section 22704 provides that all lease agreements states that all lease agreements, amendments may be entered into only after advertising...." Does this conflict with subsection (a) above?

Thank you for the opportunity to comment on Bill 258-32

CLAUDIA S. ACFALLE  
Chief Procurement Officer





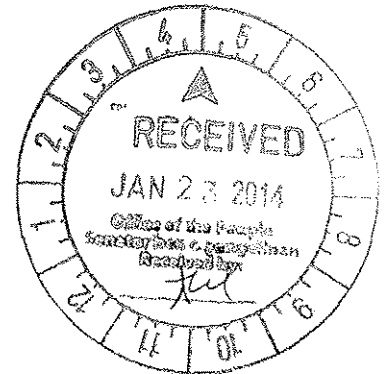
EDDIE BAZA CALVO  
Governor

RAY TENORIO  
Lieutenant Governor

*Office of the Governor of Guam*

JAN 23 2014

Honorable Vicente (ben) C. Pangelinan  
Senator  
*I Mina'trentai Dos Na Liheslaturan Guåhan*  
155 Hesler Street  
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Thank you for the opportunity to submit this testimony on Bill No. 258-32. The bill, as written, raises several concerns.

Among other things, Section 2 of the bill repeals the authority of the Governor to acquire facilities on behalf of the government through lease purchase agreements. Moreover, to the extent that traditional lease agreements are permitted, Bill 258 permits such leases to be entered into provided that they do not exceed the “term of the sitting governor”; and that specific legislative approval and authorization is obtained; and that lease payments are appropriated on an annual basis.

Lease purchase agreements or “lease-to-own” arrangements, are often used in lieu of borrowing or when cash flow is otherwise limited. In a traditional lease, the government pays the rental but earns no equity in the property. At the end of the leasehold term, the government walks away empty handed. In contrast, a lease purchase arrangement provides the advantage of not only giving the government an option to permanently keep and own the leased property for itself, but also any equity earned from the lease payments are credited towards the purchase price.

By limiting the types of lease options available to the Executive Branch and requiring short terms and specific annual appropriations, the Legislature is severely limiting the options of the people to acquire the facilities necessary to service the island and the community at the best possible value. Given that Bill 258 already proposes to add a new Section 4122 to Title 5 of the Guam Code in order to require legislative authorization and appropriation for lease-to-own and/or lease-purchase real property agreements, any concerns that the Legislature may have over such arrangements will be addressed through the legislative process. Further, the existing Guam Procurement Law, the Guam Procurement Regulations, and the Legislature’s own annual budget hearings provide the safeguards necessary to ensure the legality and affordability of lease

agreements, thereby making the amendment proposed by Section 2 of Bill 258 to be reactive, overreaching, and unnecessary.

Section 2 of the bill raises additional concerns with respect to the legality of new Section 22704(c), which seeks to require that *amendments* to future and existing lease agreements (and not just the initial lease agreement) go through the entire procurement process, including the publication of a sealed bid. A fully signed and executed lease agreement is a binding contract that the parties have a right to modify. In the case of *Vicente C. Pangelinan v. Gutierrez. et. al.*, 2004 Guam 16, the Guam Supreme Court held that a law impairs a contractual obligation if it renders the obligation invalid, or releases or extinguishes it. Here, to the extent that Bill 258 impairs or extinguishes the right that parties to a valid contract have to amend or modify their agreement, then the bill is void and of no effect because it violates the Contracts Clause of the Organic Act which provides that, “[*n*o . . . law impairing the obligation of contracts shall be enacted.” [Organic Act codified at Title 48 U.S.C. § 1421b(j)].

Finally, Section 3 of Bill 258 which prohibits the assignment of validly granted tax credits to persons within the third degree of consanguinity of the original owner is also troubling for a number of reasons. One of the basic rights of ownership is the right to transfer your property to other people. Tax credits, like cash, are the property of their owner. Once the government has received its consideration and the credits are issued, no valid reason exists to legislate the alienation of that property right. Ultimately, through the fungibility of money, it makes no difference whether the owner uses the credits himself or passes them to an assignee. Either way, the government remains liable for the tax credit.



SANDRA CRUZ MILLER  
Office of the Governor of Guam



## COMMITTEE ON RULES

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CHAIRPERSON  
MAJORITY LEADER

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Thomas C. Ada  
VICE CHAIRPERSON  
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Member

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MINORITY LEADER

Senator  
Aline Yamashita  
Member

## Certification of Waiver of

### Fiscal Note Requirement

This is to certify that the Committee on Rules submitted to the Bureau of Budget and Management Research (BBMR) a request for a fiscal note, or applicable waiver, on **BILL NO. 258-32 (COR)**, "AN ACT TO ADD A NEW SECTION 4122 TO CHAPTER 4 AND TO AMEND SECTIONS 22704(a) AND (c), CHAPTER 22 OF TITLE 5 OF THE GUAM CODE ANNOTATED AND TO ADD SECTION 3(d) TO PUBLIC LAW 30-37, RELATIVE TO REQUIRING LEGISLATIVE APPROPRIATION FOR THE GOVERNMENT OF GUAM PURCHASE, LEASE-TO-OWN, AND/OR LEASE-PURCHASE OF REAL PROPERTY AND FOR OTHER PURPOSES." – on January 13, 2014. COR hereby certifies that BBMR confirmed receipt of this request January 13, 2014 at 4:02 PM.

COR further certifies that a response to this request was not received. **Therefore, pursuant to 2 GCA §9105, the requirement for a fiscal note, or waiver thereof, on Bill 258-32 to be included in the committee report on said bill, is hereby waived.**

Certified by:

**Senator Rory J. Respicio**  
Chairperson, Committee on Rules

January 27, 2014

Date



## COMMITTEE ON RULES

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MINORITY LEADER

Senator  
Aline Yamashita  
Member

January 13, 2014

VIA E-MAIL

[john.rios@bbmr.guam.gov](mailto:john.rios@bbmr.guam.gov)

**John A. Rios**  
**Director**  
**Bureau of Budget & Management Research**  
**P.O. Box 2950**  
**Hagåtña, Guam 96910**

**RE: Request for Fiscal Notes– Bill Nos. 257-32 (COR) through 261-32(COR)**

*Hafa Adai* Mr. Rios:

Transmitted herewith is a listing of *I Mina'trentai Dos na Liheslaturan Guåhan's* most recently introduced bills. Pursuant to 2 GCA §9103, I respectfully request the preparation of fiscal notes for the referenced bills.

*Si Yu'os ma'åse'* for your attention to this matter.

Very Truly Yours,

**Senator Rory J. Respicio**  
*Chairperson of the Committee on Rules*

Attachment (1)

Cc: Clerk of the Legislature

Bill Nos.	Sponsor	Title
257-32 (COR)	Vicente (ben) C. Pangelinan	AN ACT TO AMEND § 4107, CHAPTER 4, TITLE 5 OF THE GUAM CODE ANNOTATED, TO AMEND SECTIONS 5 AND 6 OF PUBLIC LAW 30-37, TO AMEND SECTION 7 OF PUBLIC LAW 31-76 AND TO AMEND SECTION 1107(g), CHAPTER 1, TITLE 11 OF THE GUAM CODE ANNOTATED, RELATIVE TO ENHANCING I MAGA'LÁHEN GUÁHAN'S COMPREHENSIVE PROGRAM AND FINANCIAL PLAN THROUGH IDENTIFYING THE GUAM DEPARTMENT OF EDUCATION, THE UNIVERSITY OF GUAM, AND THE GUAM COMMUNITY COLLEGE APPROPRIATIONS AND TO INCREASE TRANSPARENCY, ACCOUNTABILITY, AND PLANNING IN THE BUDGET REPORTING OF TAX CREDITS.
258-32 (COR)	Vicente (ben) C. Pangelinan	AN ACT TO ADD A NEW SECTION 4122 TO CHAPTER 4 AND TO AMEND SECTIONS 22704(a) AND (c), CHAPTER 22 OF TITLE 5 OF THE GUAM CODE ANNOTATED AND TO ADD SECTION 3(d) TO PUBLIC LAW 30-37, RELATIVE TO REQUIRING LEGISLATIVE APPROPRIATION FOR THE GOVERNMENT OF GUAM PURCHASE, LEASE-TO-OWN, AND/OR LEASE-PURCHASE OF REAL PROPERTY AND FOR OTHER PURPOSES.
259-32 (COR)	Vicente (ben) C. Pangelinan	AN ACT TO AUTHORIZE I MAGA'LÁHEN GUÁHAN TO EXCHANGE ON A VALUE FOR VALUE BASIS PRIVATELY OWNED PROPERTY LOCATED IN THE MUNICIPALITY OF BARRIGADA UPON CERTIFICATION BY THE DEPARTMENT OF PUBLIC WORKS FOR USE OF A PONDING BASIN FOR FLOOD MITIGATION FOR GOVERNMENT OF GUAM OWNED PROPERTY LOCATED IN THE MUNICIPALITY OF DEDEDO.
260-32 (COR)	B. J.F. Cruz	AN ACT TO ADD A NEW SUBSECTION (f) TO § 13104 OF CHAPTER 13 OF TITLE 4 OF THE GUAM CODE ANNOTATED; RELATIVE TO REQUIRING A TAX CLEARANCE FROM THE DEPARTMENT OF REVENUE AND TAXATION WITHIN THE FINANCIAL DISCLOSURE OF ALL CANDIDATES FOR PUBLIC OFFICE AND ALL OFFICIALS APPOINTED BY I MAGA'LAHI WHOSE APPOINTMENT IS SUBJECT TO THE CONSENT OF I LIHESLATURAN GUÁHAN.
261-32 (COR)	B. J.F. Cruz	AN ACT TO ADD A NEW § 76405 TO ARTICLE 4 OF CHAPTER 76 OF TITLE 11 OF THE GUAM CODE ANNOTATED; RELATIVE TO REQUIRING A TAX CLEARANCE FOR PROFESSIONAL LICENCES.



## COMMITTEE ON RULES

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MINORITY LEADER

Senator  
Aline Yamashita  
Member

January 10, 2014

### MEMORANDUM

**To:** **Rennae Meno**  
*Clerk of the Legislature*

**Attorney Therese M. Terlaje**  
*Legislative Legal Counsel*

**From:** **Senator Rory J. Respicio**  
*Chairperson of the Committee on Rules*

**Subject: Referral of Bill Nos. 258-32(COR) and 259-32(COR)**

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill Nos. 258-32(COR) and 259-32(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 members of *I Mina'trentai Dos na Liheslaturan Guåhan*.

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

*Si Yu'os Ma'åse!*

Attachment

*I Mina'Trentai Dos Na Liheslaturan Guahan*  
**Bill Log Sheet**

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
258-32 (COR)	Vicente (ben) C. Pangelinan	AN ACT TO ADD A NEW SECTION 4122 TO CHAPTER 4 AND TO AMEND SECTIONS 22704(a) AND (c), CHAPTER 22 OF TITLE 5 OF THE GUAM CODE ANNOTATED AND TO ADD SECTION 3(d) TO PUBLIC LAW 30-37, RELATIVE TO REQUIRING LEGISLATIVE APPROPRIATION FOR THE GOVERNMENT OF GUAM PURCHASE, LEASE-TO-OWN, AND/OR LEASE-PURCHASE OF REAL PROPERTY AND FOR OTHER PURPOSES.	1/10/2014 1:46 p.m.	01/10/14	Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land			



Lisa Dames <cipo@guamlegislature.org>

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## Public Hearing FIRST NOTICE

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Lisa Dames <cipo@guamlegislature.org>

Fri, Jan 10, 2014 at 4:35 PM

To: PHrg Notice <phnotice@guamlegislature.org>

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land will conduct a public hearing beginning at **9:00 am on Friday, January 17, 2014** at the Guam Legislature's Public Hearing Room.

The following is the agenda:

**Bill No. 250-32 (COR) – Introduced by Senator Dennis Rodriguez: An Act to Amend Division 4 of 10 Guam Code Annotated §80109(s)(9) Relative to the Waiver of Sovereign Immunity on a loan previously authorized for the Guam Memorial Hospital.**

**Bill No. 251-32 (COR) – Introduced by Senator Dennis Rodriguez: An Act to Amend Public Law 32-67 Relative to the Waiver of Sovereign Immunity on a loan previously authorized for the Guam Legislature.**

**Bill No. 252-32 (COR) – Introduced by Senator Dennis Rodriguez: An Act to Amend Article 2, Chapter 10 Title 12 Guam Code Annotated §10238 Relative to the Waiver of Sovereign Immunity on a loan previously authorized for the Jose D. Leon Guerrero Port Authority of Guam.**

**Bill No. 257-32 (COR) – Introduced by Senator Vicente Pangelinan: An Act to Amend §4107, Chapter 4, Title 5 of the Guam Code Annotated, to Amend Sections 5 and 6 of Public Law 30-37, to Amend Section 7 of Public Law 31-76 and to Amend Section 1107(g), Chapter 1, Title 11 of the Guam Code Annotated, Relative to Enhancing *I Maga'lahaen Guahan's* Comprehensive Program and Financial Plan through identifying the Guam Department of Education, the University of Guam, and the Guam Community College Appropriations and to increase the transparency, accountability, and planning the Budget Reporting of Tax Credits.**

**Bill No. 258-32 (COR) – Introduced by Senator Vicente Pangelinan: An Act to Add a New Section 4122 to Chapter 4 and to Amend Sections 22704(a) and (c), Chapter 22 of Title 5 of the Guam Code Annotated and to Add Section 3(d) to Public Law 30-37, Relative to requiring Legislative Appropriation for the Government of Guam Purchase, Lease-to-Own, and/or Lease-Purchase of Real Property and for other purposes.**

Yanggen un nisisita espesiãt na setbision, put fabot ágang i ifisinan Sinadot Vicente (ben) Cabrera Pangelinan gi 473-4236/7. Yanggen un nisisita kopian i priniponi siha ginen este na tareha, hãlom gi i uepsait i Liheslaturan Guáhan gi [www.guamlegislature.com](http://www.guamlegislature.com) Yanggen para un na'hãlom testigu-mu, chule' para i ifisinan-mãmi gi 324 West Soledad Avenue gi iya Hagãtña, pat guatto gi i Kualton Katta gi i Liheslatura, pat faks gi 473-4238, patsino imel gi [office@senbenp.com](mailto:office@senbenp.com) Este na nutisiu inapãsi nu i fendon gubetnamento.



If you require any special accommodations, auxiliary aids or other special services or for further information, please call the Office of Senator Vicente (ben) Cabrera Pangelinan at 473-4236/7. For copies of any of the Bills listed on this agenda, you may log on to the Guam Legislature's website at [www.guamlegislature.com](http://www.guamlegislature.com). Testimonies may be submitted directly to our office at 324 West Soledad Avenue in Hagåtña or at the Mail Room of the Guam Legislature, via fax at 473-4238, or via email at [office@senbenp.com](mailto:office@senbenp.com)


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Lisa Dames  
Chief of Staff  
I MINA'TRENTAI DOS NA LIHESLATURAN GUAHAN  
Senator Vicente (ben) Cabrera Pangelinan  
Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public  
Parks, Recreation, Historic Preservation, and Land.  
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**2 attachments**

 **Agenda\_Jan 17.doc**  
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 **First PH Notice 011714.pdf**  
123K




I Mina'trentai Dos na Liheslaturan Guahan

Senator Vicente (ben) Cabrera Pangelinan (D)

January 10, 2013

Memorandum

To: All Senators

From: Senator Vicente (ben) Cabrera Pangelinan 

Re: Public Hearing – FIRST NOTICE

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Chairman  
Committee on Appropriations,  
Public Debt, Legal Affairs,  
Retirement, Public Parks,  
Recreation, Historic Preservation  
and Land

Member  
Committee on Education,  
Public Libraries  
and Women's Affairs

Member  
Committee on General  
Government Operations and  
Cultural Affairs

Member  
Committee on Municipal  
Affairs, Tourism, Housing and  
Hagåtña Restoration and  
Development Authority

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

Member  
Committee on Aviation, Ground  
Transportation, Regulatory  
Concerns and Future  
Generations

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land will conduct a public hearing beginning at **9:00 am on Friday, January 17, 2014** at the Guam Legislature's Public Hearing Room.

The following is the agenda:

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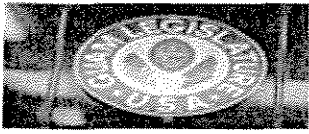
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**Letter to All Senators**  
**January 10, 2014**  
**Page 2**

**Bill No. 258-32 (COR) – Introduced by Senator Vicente Pangelinan: An Act to *Add* a New Section 4122 to Chapter 4 and to *Amend* Sections 22704(a) and (c), Chapter 22 of Title 5 of the Guam Code Annotated and to *Add* Section 3(d) to Public Law 30-37, Relative to requiring Legislative Appropriation for the Government of Guam Purchase, Lease-to-Own, and/or Lease-Purchase of Real Property and for other purposes.**

Yanggen un nisisita spesiát na setbision, put fabot ágang i Ifisinan Sinadot Vicente (ben) Cabrera Pangelinan gi 473-4236/7. Yanggen un nisisita kopian i priniponi siha ginen este na tareha, hálom gi i uepsait i Liheslaturan Guåhan gi [www.guamlegislature.com](http://www.guamlegislature.com) Yanggen para un na'háлом testigu-mu, chule' para i ifisinan-mámi gi 324 West Soledad Avenue gi iya Hagåtña, pat guatto gi i Kwatton Katta gi i Liheslatura, pat faks gi 473-4238, patsino imel gi [office@senbenp.com](mailto:office@senbenp.com) Este na nutisiu inapási nu i fendon gubetnamento.

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Lisa Dames &lt;cipo@guamlegislature.org&gt;

## Public Hearing FIRST NOTICE

Lisa Dames &lt;cipo@guamlegislature.org&gt;

Fri, Jan 10, 2014 at 4:31 PM

To: news@k57.com, news@guampdn.com, Sabrina Salas <sabrina@kuam.com>, Jason Salas <jason@kuam.com>, Mindy Aguon <mindy@kuam.com>, Krystal Paco <krystal@kuam.com>, Ken Quintanilla <kenq@kuam.com>, clynt@k57.com, Betsy Brown <betsy@k57.com>, Kevin Kerrigan <kevin@k57.com>, Jon Anderson <editor@mvguam.com>, "Gerardo R. Partido" <gerry@mvguam.com>, marvic@mvguam.com, louella@mvguam.com, rgibson@k57.com, ALICIA PEREZ <aliciaperez69@hotmail.com>, Alicia Perez <perezksto@gmail.com>, Gaynor Daleno <gdumat-ol@guampdn.com>, "Daleno, Gaynor D" <gdumat-ol@guam.gannett.com>, Steve Limtiaco <slimtiaco@guampdn.com>, Oyaol Ngirairikl <odngirairikl@guampdn.com>, Jerick Sablan <jpsablan@guampdn.com>, Lifestyles\_PDN <life@guampdn.com>

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land will conduct a public hearing beginning at 9:00 am on Friday, January 17, 2014 at the Guam Legislature's Public Hearing Room.

The following is the agenda:

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**Bill No. 252-32 (COR) – Introduced by Senator Dennis Rodriguez: An Act to Amend Article 2, Chapter 10 Title 12 Guam Code Annotated §10238 Relative to the Waiver of Sovereign Immunity on a loan previously authorized for the Jose D. Leon Guerrero Port Authority of Guam.**

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—  
Lisa Dames

Chief of Staff

I MINA'TRENTAI DOS NA LIHESLATURAN GUAHAN

Senator Vicente (ben) Cabrera Pangelinan

Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land.

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**Agenda\_Jan 17.doc**

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I Mina'trentai Dos na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

January 15, 2013

Memorandum

To: All Senators

From: Senator Vicente (ben) Cabrera Pangelinan 

Re: Public Hearing – SECOND NOTICE

Chairman  
Committee on Appropriations,  
Public Debt, Legal Affairs,  
Retirement, Public Parks,  
Recreation, Historic Preservation  
and Land

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land will conduct a public hearing beginning at **9:00 am** on **Friday, January 17, 2014** at the Guam Legislature's Public Hearing Room.

Member  
Committee on Education,  
Public Libraries  
and Women's Affairs

The following is the agenda:

Member  
Committee on General  
Government Operations and  
Cultural Affairs

**Bill No. 251-32 (COR) – Introduced by Senator Dennis Rodriguez: An Act to Amend Public Law 32-67 Relative to the Waiver of Sovereign Immunity on a loan previously authorized for the Guam Legislature.**

Member  
Committee on Municipal  
Affairs, Tourism, Housing and  
Hagåtña Restoration and  
Development Authority

**Bill No. 252-32 (COR) – Introduced by Senator Dennis Rodriguez: An Act to Amend Article 2, Chapter 10 Title 12 Guam Code Annotated §10238 Relative to the Waiver of Sovereign Immunity on a loan previously authorized for the Jose D. Leon Guerrero Port Authority of Guam.**

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

**Bill No. 257-32 (COR) – Introduced by Senator Vicente Pangelinan: An Act to Amend §4107, Chapter 4, Title 5 of the Guam Code Annotated, to Amend Sections 5 and 6 of Public Law 30-37, to Amend Section 7 of Public Law 31-76 and to Amend Section 1107(g), Chapter 1, Title 11 of the Guam Code Annotated, Relative to Enhancing *I Maga'lahaen Guahan's* Comprehensive Program and Financial Plan through identifying the Guam Department of Education, the University of Guam, and the Guam Community College Appropriations and to increase the transparency, accountability, and planning the Budget Reporting of Tax Credits.**

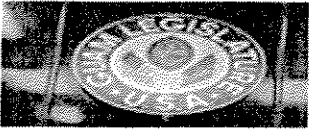
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Committee on Aviation, Ground  
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**Letter to All Senators**  
**January 15, 2014**  
**Page 2**

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Lisa Dames <cipo@guamlegislature.org>

## Public Hearing SECOND Notice

Lisa Dames <cipo@guamlegislature.org>  
 To: PHrg Notice <phnotice@guamlegislature.org>

Wed, Jan 15, 2014 at 8:26 AM

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land will conduct a public hearing beginning at **9:00 am on Friday, January 17, 2014** at the Guam Legislature's Public Hearing Room.

The following is the agenda:

**Bill No. 251-32 (COR) – Introduced by Senator Dennis Rodriguez: An Act to Amend Public Law 32-67 Relative to the Waiver of Sovereign Immunity on a loan previously authorized for the Guam Legislature.**

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Lisa Dames  
Chief of Staff  
I MINA'TRENTAI DOS NA LIHESLATURAN GUAHAN  
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Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public  
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Lisa Dames <cipo@guamlegislature.org>

## Public Hearing - SECOND Notice

Lisa Dames <cipo@guamlegislature.org>

Wed, Jan 15, 2014 at 8:26 AM

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Lisa Dames

Chief of Staff

I MINA'TRENTAI DOS NA LIHESLATURAN GUAHAN

Senator Vicente (ben) Cabrera Pangelinan

Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land.


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I Mina'trentai Dos na Liheslaturan Guåhan  
 32nd GUAM LEGISLATURE  
 Senator Vicente (ben) Cabrera Pangelinan  
 Committee on Appropriations, Public Debt, Legal Affairs, Retirement,  
 Public Parks, Recreation, Historic Preservation, and Land

**INEKUNGOK PUPBLEKO  
 (PUBLIC HEARING)**

*gi Betnes, gi diha 17 gi Ineru, 2014*  
 Friday, January 17, 2014

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

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

**TAREHA  
 (AGENDA)**

Priniponi Siha:  
 (Bills)

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12 WEDNESDAY, JANUARY 15, 2014



Mina'trentai Dos na Liheslaturan Guahan  
32nd GUAM LEGISLATURE  
Senator Vicente (ben) Cabrera Pangelinan  
Committee on Appropriations, Public Debt,  
Legal Affairs, Retirement, Public Parks, Recreation,  
Historic Preservation, and Land

**NEKUNGOK PUPBLEKO  
(PUBLIC HEARING)**

gi Betnes, gi diha 17 gi Ineru, 2014  
Friday, January 17, 2014

**Kuánton Inekungok Pupbleko gi Liheslaturan Guahan  
(Guam Legislature Public Hearing Room)**

alas nuebi gi egga'an  
(9:00 AM)

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32<sup>nd</sup> GUAM LEGISLATURE

Senator Vicente (ben) Cabrera Pangelinan

Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public  
Parks, Recreation, Historic Preservation, and Land

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**INEKUNGOK PUPBLEKO  
(PUBLIC HEARING)**

***gi Betnes, gi diha 17 gi Ineru, 2014***  
**Friday, January 17, 2014**

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

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

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**Bill No. 251-32 (COR) – Introduced by Senator Dennis Rodriguez: An Act to Amend Public Law 32-67 Relative to the Waiver of Sovereign Immunity on a loan previously authorized for the Guam Legislature.**

**Bill No. 252-32 (COR) – Introduced by Senator Dennis Rodriguez: An Act to Amend Article 2, Chapter 10 Title 12 Guam Code Annotated §10238 Relative to the Waiver of Sovereign Immunity on a loan previously authorized for the Jose D. Leon Guerrero Port Authority of Guam.**

**Bill No. 257-32 (COR) – Introduced by Senator Vicente Pangelinan: An Act to Amend §4107, Chapter 4, Title 5 of the Guam Code Annotated, to Amend Sections 5 and 6 of Public Law 30-37, to Amend Section 7 of Public Law 31-76 and to Amend Section 1107(g), Chapter 1, Title 11 of the Guam Code Annotated, Relative to Enhancing *I Maga'lahaen Guahan's* Comprehensive Program and Financial Plan through identifying the Guam Department of Education, the University of Guam, and the Guam Community College Appropriations and to increase the transparency, accountability, and planning the Budget Reporting of Tax Credits.**

**Bill No. 258-32 (COR) – Introduced by Senator Vicente Pangelinan: An Act to Add a New Section 4122 to Chapter 4 and to Amend Sections 22704(a) and (c), Chapter 22 of Title 5 of the Guam Code Annotated and to Add Section 3(d) to Public Law 30-**

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I Mina'trentai Dos na Liheslaturan Guåhan

32<sup>nd</sup> GUAM LEGISLATURE

Senator Vicente (ben) Cabrera Pangelinan

Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land

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**37, Relative to requiring Legislative Appropriation for the Government of Guam Purchase, Lease-to-Own, and/or Lease-Purchase of Real Property and for other purposes.**

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