

I Mina'Trentai Dos Na Liheslaturan Received
Bill Log Sheet

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
354-32 (LS)	Michael F.Q. San Nicolas	AN ACT TO AUTHORIZE OWNERS OF PRIVATE PROPERTY TO ERECT OR HAVE ERECTED POLITICAL SIGNAGE, BY ADDING A NEW ITEM (5) TO SUBSECTION (a), A NEW ITEM (3) TO SUBSECTION (b), A NEW ITEM (3) TO SUBSECTION (c), EACH OF §61541, PART 5, ARTICLE 5, CHAPTER 61, TITLE 21, GUAM CODE ANNOTATED.	6/16/14 10:28 a.m.	06/17/14	Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land	08/28/14 2:00 p.m.	09/24/14 4:19 p.m.	Request for Fiscal Note 6/17/14 Fiscal Note Waiver Rec'd 6/24/14 Fiscal Note Rec'd 7/3/14



I Mina'trentai Dos na Liheslaturan Guåhan

32nd GUAM LEGISLATURE

Vice Speaker Benjamin J.F. Cruz, Chairman

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

SEP 17 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. 354-32 (COR), As Introduced

Dear Speaker Won Pat:

Transmitted herewith is the Committee Report on Bill No. 354-32 (COR), As Introduced: "An Act to Authorize owners of private property to erect or have erected political signage, by adding a new Item (5) to Subsection (a), a new Item (3) to Subsection (b), a new Item (3) to Subsection (c), each of §61541, Part 5, Article 5, Chapter 61, Guam Code Annotated," sponsored by Michael F.Q. San Nicolas 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:

- 5 TO PASS
- 0 TO NOT PASS
- 0 TO REPORT OUT ONLY
- 0 TO ABSTAIN
- 0 TO PLACE IN INACTIVE FILE

Sincerely,

Benjamin J.F. Cruz
Chairman

324 W. Soledad Avenue, Hagatna, Guam
Tel: (671) 473-4236 / 473-4237
Fax: (671) 473-4238
cipoi@guamlegislature.org

2014 SEP 24 PM 4:19

**COMMITTEE REPORT
ON**

Bill No. 354-32 (COR), As Introduced

Sponsored by Senator Michael F. Q. San Nicolas

“An Act to Authorize owners of private property to erect or have erected political signage, by adding a new Item (5) to Subsection (a), a new Item (3) to Subsection (b), a new Item (3) to Subsection (c), each of §61541, Part 5, Article 5, Chapter 61, Guam Code Annotated.”



I Mina'trentai Dos na Liheslaturan Guåhan

32nd GUAM LEGISLATURE

Vice Speaker Benjamin J.F. Cruz, Chairman

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

SEP 17 2014

MEMORANDUM

To: All Members

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

From: Vice Speaker Benjamin J.F. Cruz
Chairman

Subject: Committee Report on Bill No. 354-32 (COR), As Introduced

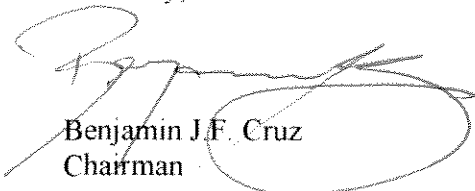
Transmitted herewith for your consideration is the Committee Report on Bill No. 354-32 (COR), As Introduced, "An Act to Authorize owners of private property to erect or have erected political signage, by adding a new Item (5) to Subsection (a), a new Item (3) to Subsection (b), a new Item (3) to Subsection (c), each of §61541, Part 5, Article 5 Chapter 61, Guam Code Annotated," sponsored by Senator Michael F.Q. San Nicolas.

This report includes the following:

1. Committee Voting Sheet
2. Committee Report Narrative
3. Copy of Bill No. 354-32 (COR), As Introduced
4. Public Hearing Sign-in Sheet
5. Copies of Written Testimonies
6. Fiscal Note Waiver
7. Copy of COR referral Bill No. 354-32 (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.

Sincerely,


Benjamin J.F. Cruz
Chairman






324 W. Soledad Avenue, Hagatna, Guam
Tel: (671) 473-4236 / 473-4237
Fax: (671) 473-4238
cipo@guamlegislature.org

IMINA' TRENTAI DOS NA LIHESLATURAN GUÅHAN

Committee Voting Sheet

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

Bill 354-32 (COR), as Introduced, "An Act to Authorize owners of private property to erect or have erected political signage, by adding a new Item (5) to Subsection (a), a new Item (3) to Subsection (b), a new Item (3) to Subsection (c), each of §61541, Part 5, Article 5, Chapter 61, Guam Code Annotated."

Committee Members	To Pass	Not To Pass	Report Out Only	Abstain	Inactive File
 Vice Speaker Benjamin J. F. Cruz Chairman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Speaker Judith T. Won Pat, Ed.D Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Senator Tina Rose Muña-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 checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Senator Tommy Morrison Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



I Mina'trentai Dos na Liheslaturan Guåhan

32nd GUAM LEGISLATURE

Vice Speaker Benjamin J.F. Cruz, Chairman

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

Bill No. 354-32 (COR), as Introduced, An Act to Authorize owners of private property to erect or have erected political signage, by adding a new Item (5) to Subsection (a), a new Item (3) to Subsection (b), a new Item (3) to Subsection (c), each of §61541, Part 5, Article 5, Chapter 61, Guam Code Annotated.

I. OVERVIEW

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land convened a public hearing on August 28, 2014 at 2:00 pm 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 and newspaper of general circulation on August 21, 2014 (5-Day Notice), and again on August 26, 2014 (48 Hour Notice).

(a) Committee Members and Senators Present

Vice Speaker Benjamin J.F. Cruz, Chairman
Senator Michael F.Q. San Nicolas, Member
Senator Tina Muña Barnes, Member
Senator Thomas C. Ada
Senator Anthony Ada

(b) Appearing before the Committee

Mr. Bill Cundiff

(c) Written Testimonies Submitted

None

I. COMMITTEE PROCEEDINGS

Chairman Benjamin Cruz: We have one more bill to be heard: that is Bill 354. The sponsor is Senator San Nicolas and I will give him the opportunity to make an opening statement or sponsor statement.

Sponsor Statement

Senator Michael San Nicolas: Thank you again Mr. Chairman. Thank you for having this bill heard as quickly and timely as you have. I know that you are working a large back log and your efficiency is very impressive. Just in a nutshell, this bill intends to clarify the existing zoning laws and residential, commercial, and industrial properties with respect to political signage. The existing law makes a lot of the current signs that are on private properties technically illegal based on Guam standards. The assumption is that it's a free speech issue and if it ever gets challenged in court, it's not going to hold up. So that law should be changed. But for me so long as we have the books contrary to what the practice and the interpretation and the belief is, then we need to make the law consistent.

This was initially brought up by former Senator Robert Klitzkie months ago and it's kind of getting around to being addressed now with the political signs coming up and a lot of them violating this particular provision in the zoning code. So what this bill would do is it will allow private property owners to have an exemption with respect to the signage they place in their properties as they relate to political parties, political causes, their political candidates. This is just a, I would say, very clean and collegial way for us to address this issue without having to point anybody out or anything. I think the free speech argument does hold up. We can't restrict people from being able to express who they are supporting and demonstrating how they are going about doing that. This bill will allow our zoning laws to be consistent with our constitutional rights, I would say. And for the political signage that is currently up to remain up without this contradiction in law existing. Thank you Mr. Chairman for this opportunity to move this bill forward and I'm hoping we can get this passed quickly because it is election season. Thank you Mr. Chair.

Chairman Benjamin Cruz: Thank you. We do have one person willing to testify. Okay, just... quick testimony – that's great.

Mr. Bill Cundiff: To clarify this particular issue in the community, the freedom of speech is the political right to communicate one's opinions and ideas using one's body and property to anyone who is willing to receive them. The term freedom of expression is sometimes used synonymously but includes the act of seeking, receiving, and importing information or ideas regardless of the medium used. I think we should be very careful on how we tell people what to do on their private property. There are laws - there's a law in Alaska—basically, I read the Alaska laws. Something similar to this but it has the same idea to ensure we don't infringe on the free speech of people. So, I 100% support this bill. I just... there's only one clarification is that the new Item 3 is hereby added to 5651615c and everything, is there a way you can put private property in there somewhere?

Senator San Nicolas: To clarify the question, Mr. Chair if I may. These are all the various sections that are governing the private properties. Section 2 is a specific section in the law that addresses residential and agricultural. In Section 3 there's already an existing specific section in the law that addresses commercial. In Section 4, there's already a specific section in the law that addresses industrial. Each of those individual

sections change parts in the law to exempt these political signs and the clauses, so they already touch on the existing statutes that addresses the private properties.

Mr. Bill Cundiff: Alright, thank you.

Chairman Benjamin Cruz: Thank you very much Mr. Cundiff. The committee has completed this afternoon's agenda: Bill 354 is considered heard.

This concludes the testimony on Bill No. 354-32 (COR). 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 the office directly on Soledad Avenue, as well as the Guam Legislature or through any electronic email processes at cipo@guamlegislature.org

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. 354-32 (COR), as introduced, with the recommendation To Pass

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

Bill No. 354-32 (LS)

Introduced by:

Michael F.Q. San Nicolas 

AN ACT TO AUTHORIZE OWNERS OF PRIVATE PROPERTY TO ERECT OR HAVE ERECTED POLITICAL SIGNAGE, BY ADDING A NEW ITEM (5) TO SUBSECTION (a), A NEW ITEM (3) TO SUBSECTION (b), A NEW ITEM (3) TO SUBSECTION (c), EACH OF §61541, PART 5, ARTICLE 5, CHAPTER 61, TITLE 21, GUAM CODE ANNOTATED.


2014 JUN 16 M 10:28

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan*
3 finds that in March of this year, former Senator Robert Klitzkie wrote an
4 editorial in which he pointed out that under Part 5 of Article 5, Chapter 61,
5 Title 21, Guam Code Annotated, political signs that are posted on private
6 property are illegal.

7 *I Liheslaturan Guåhan* further finds that a gubernatorial candidate and
8 several senatorial candidates have signs posted on private property,
9 contrary to the provisions of this law. The Director of Public Works has
10 stated that he has no interest in enforcing the sign laws on private
11 property, referring to it as a free speech issue.

1 *I Liheslatura* finds that the people of Guam should not be made law-
2 breakers by posting political signage on their property.

3 It is therefore the intent of *I Liheslaturan Guåhan* to allow owners of
4 private property to erect or have erected political signage by adding a new
5 Item (5) to Subsection (a), a new Item (3) to Subsection (b), a new Item (3) to
6 Subsection (c), each of §61541, Part 5, Article 5, Chapter 61, Title 21, Guam
7 Code Annotated.

8 **Section 2. Political Signage in Residential and Agricultural Zones.**

9 A *new* Item (5) is hereby *added* to §61541(a) of Part 5, Article 5, Chapter 61,
10 Title 21, Guam Code Annotated, to read:

11 “(5) Political signs which advocate voting for or against
12 candidates, or other matters to be considered by the electorate,
13 provided that if such signs are posted on property adjacent to any
14 roadway, it shall be at least eight (8) feet from the paved portion of
15 the roadway and in such a manner that would not impede traffic or a
16 driver’s visibility.”

17 **Section 3. Political Signage in Commercial Zones.** A *new* Item (3) is
18 hereby *added* to §61541(b) of Part 5, Article 5, Chapter 61, Title 21, Guam
19 Code Annotated, to read:

20 “(3) Political signs which advocate voting for or against
21 candidates, or other matters to be considered by the electorate,
22 provided that if such signs are posted on property adjacent to any
23 roadway, it shall be at least eight (8) feet from the paved portion of

1 the roadway and in such a manner that would not impede traffic or a
2 driver's visibility."

3 **Section 4. Political Signage in Industrial Zones.** A *new* Item (3) is
4 hereby *added* to §61541(c) of Part 5, Article 5, Chapter 61, Title 21, Guam
5 Code Annotated, to read:

6 "(3) Political signs which advocate voting for or against
7 candidates, or other matters to be considered by the electorate,
8 provided that if such signs are posted on property adjacent to any
9 roadway, it shall be at least eight (8) feet from the paved portion of
10 the roadway and in such a manner that would not impede traffic or a
11 driver's visibility."
12



Mina'trentai Dos na Liheslaturan Guahan
32ND GUAM LEGISLATURE



Vice Speaker Benjamin J.F. Cruz, Chairman

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

August 28, 2014
Bill No. 354-32 (COR)
SIGN UP SHEET

NAME	ADDRESS	PHONE	EMAIL	WRITTEN	ORAL	SUPPORT	
						Yes	No
Bill Cundiff	Agat	525/21			/		



COMMITTEE ON RULES

I Mina'trentai Dos na Liheslaturan Guåhan • The 32nd Guam Legislature
155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com
E-mail: royfor Guam@gmail.com • Tel: (671)472-7679 • Fax: (671)472-3547

Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

Senator
Thomas C. Ada
VICE CHAIRPERSON
ASSISTANT MAJORITY LEADER

Senator
Vicente (Ben) C. Pangelinan
Member

Speaker
Judith T.P. Won Pat, Ed.D.
Member

Senator
Dennis G. Rodriguez, Jr.
Member

Vice-Speaker
Benjamin J.F. Cruz
Member

Legislative Secretary
Tina Rose Muña Barnes
Member

Senator
Frank Blas Aguon, Jr.
Member

Senator
Michael F.Q. San Nicolas
Member

Senator
V. Anthony Ada
Member
MINORITY LEADER

Senator
Aline Yamashita
Member

July 2, 2014

Memorandum

To: Rennae Meno
Clerk of the Legislature

From: Senator Rory J. Respicio
Majority Leader & Rules Chair

Subject: Fiscal Notes

Hafa Adai!

Attached please find the fiscal notes for the bill numbers listed below.
Please note that the fiscal notes are issued on the bills as introduced.

FISCAL NOTES:

- Bill No. 318-32(LS)
- Bill No. 325-32(COR)
- Bill No. 326-32(COR)
- Bill No. 332-32(LS)
- Bill No. 354-32(COR)

Please forward the same to MIS for posting on our website. Please contact our office should you have any questions regarding this matter.

Sí Yu'os ma'åse'!

2014 JUL -2 PM 12:40
[Handwritten signature]

06-24-14
B



BUREAU OF BUDGET & MANAGEMENT RESEARCH

OFFICE OF THE GOVERNOR
Post Office Box 2950, Hagåtña Guam 96932

EDDIE BAZA CALVO
GOVERNOR

JOSE S. CALVO
ACTING DIRECTOR

RAY TENORIO
LIEUTENANT GOVERNOR

JOHN AB PANGELINAN
ACTING DEPUTY DIRECTOR

JUN 23 2014

Senator Rory J. Respicio
Chairperson, Committee on Rules
I Mina'trentai Dos na Liheslaturan Guåhan
The 32nd Guam Legislature
155 Hesler Place
Hagåtña, Guam 96932

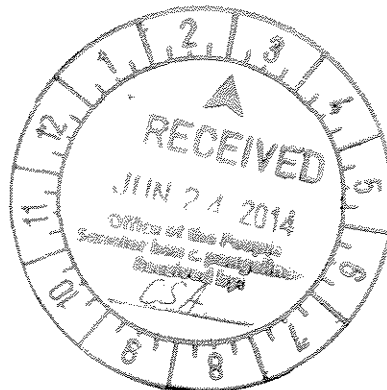
Hafa Adai Senator Respicio:

Transmitted herewith is Fiscal Note Waiver on the following Bill No.: **354-32(COR)**.

If you have any question(s), please do not hesitate to call the office at 475-9412/9106.


JOSE S. CALVO
Acting Director

Enclosures
cc: Senator Vicente (ben) Pangelinan





BUREAU OF BUDGET & MANAGEMENT RESEARCH

OFFICE OF THE GOVERNOR
Post Office Box 2950, Hagåtña Guam 96932

EDDIE BAZA CALVO
GOVERNOR

JOSE S. CALVO
ACTING DIRECTOR

RAY TENORIO
LIEUTENANT GOVERNOR

JOHN A.B. PANGELINAN
ACTING DEPUTY DIRECTOR

JUN 23 2014

The Bureau requests that Bill No. 354-32 (COR) be granted a waiver pursuant to Public Law 12-229 as amended for the following reason(s):

Bill No. 354-32(COR) is an Act to authorize owners of private property to erect or have erected political signage, by adding a new Item (5) to Subsection (a), a new Item (3) to Subsection (b), and a new Item (3) to Subsection (c), each of §61541, Part 5, Article 5, Chapter 61, Title 21, Guam Code Annotated.

The intent of the proposed legislation is to ensure that owners of private property can exercise their right to free speech during the election season by erecting political signage on their properties. Regulations for the assembly of political signage on private properties are stipulated in the proposed legislation.

There is no current legislation that imposes a fine for political signage assembled on private property.

The intent of the Bill is administrative in nature and poses no fiscal impact upon any funds of the Government of Guam.


JOSE S. CALVO
Acting Director



COMMITTEE ON RULES

I Mina'trentai Dos na Liheslaturan Guåhan • The 32nd 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
Thomas C. Ada
VICE CHAIRPERSON
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Frank Blas Aguon, Jr.
Member

Senator
Michael F.Q. San Nicolas
Member

Senator
V. Anthony Ada
Member
MINORITY LEADER

Senator
Aline Yamashita
Member

June 17, 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 No. 354-32(LS)

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 354-32(LS)**.

Please ensure that the subject bill is 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 Received
Bill Log Sheet

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
354-32 (LS)	Michael F.Q. San Nicolas	AN ACT TO AUTHORIZE OWNERS OF PRIVATE PROPERTY TO ERECT OR HAVE ERECTED POLITICAL SIGNAGE, BY ADDING A NEW ITEM (5) TO SUBSECTION (a), A NEW ITEM (3) TO SUBSECTION (b), A NEW ITEM (3) TO SUBSECTION (c), EACH OF §61541, PART 5, ARTICLE 5, CHAPTER 61, TITLE 21, GUAM CODE ANNOTATED.	6/16/14 10:28 a.m.	06/17/14	Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land			



Lisa Dames <cipo@guamlegislature.org>

Public Hearing - FIRST NOTICE

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

Thu, Aug 21, 2014 at 9:57 AM

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land will conduct a public hearing on **Thursday, August 28, 2014 beginning at 10:00am and 2:00pm** in the Guam Legislature Public Hearing Room.

The following is on the agenda:

10:00AM

Bill No. 306-32 (COR) – Introduced by Senator Frank B. Aguon, Jr.

An act to appropriate funds to the Office of Veterans Affairs for the implementation of the Guam Veterans Registry as mandated by Public Law 32-101.

Bill No. 294-32 (COR) – Introduced by Senator Dennis G. Rodriguez, Jr.

An act to establish the "Police Patrol Vehicle & Equipment Revolving Fund" by adding a *new* Section §77135 to Article 1, Chapter 77, Title 10, Guam Code Annotated; and to provide funding by amending §3602 of Article 6, Chapter 3, Title 16, Guam Code Annotated, relative to the assessment and collection of vehicle safety inspection fees.

Bill No. 281-32 (COR) – Introduced by Senator Christopher M. Duenas

An act to add a new Section 22401.2 to Article 4, Chapter 22, Title 5 of the Guam Code Annotated relative to authorizing the Government of Guam, through the Office of the Governor, to retain professionals to pursue claims of the Government of Guam against third parties on a contingency fee basis, authorization to pay for same, and to appropriate to the Office of the Governor \$350,000 to pay for the costs and expenses (not fees) associated with bringing an action against the Federal Government for harms at the Ordot Dump.

Bill No. 346-32 (COR) – Introduced by Michael T. Limtiaco

An act to add new §8138.6, 8138.7, 8138.8 and 8138.9 to Chapter 8 of Title 4 GCA relative to creating a separate Board of Trustees for members of the Defined Contribution Retirement Plan.

2:00PM

Bill No. 213-32 (COR) – Introduced by Senator V. Anthony Ada

An act to authorize *I Maga'lahaen Guahan* to exchange government property in Barrigada for privately owned property located in Barrigada to be used for the Guam Flood Mitigation Plan.

Bill No. 293-32 (COR) – Introduced by Senator Thomas A. Morrison

An act to amend §61542 of Chapter 61 of 21GCA relative to political signs.

Bill No. 354-32 (LS) – Introduced by Senator Michael J.Q. San Nicolas


An act to authorize owners of private property to erect or have erected political signage, by adding a new Item (5) to Subsection (a), a new Item (3) to Subsection (b), a new Item (3) to Subsection (c), each of §61541, Part 5, Article 5, Chapter 61, Title 21, Guam Code Annotated.

Bill No. 285-32 (COR) – Introduced by Senator Tina R. Muña Barnes

An act making an appropriation from the General Fund to the Department of Administration (DOA) for Westcare Pacific Islands for the specific purposes of conducting intense outreach activities, providing informational and referral services to all veterans on Guam.

In compliance with the Americans with Disabilities Act, individuals requiring special accommodations or services or for further information, please call the Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land at 473-4236/7 or email at cipo@guamlegislature.org

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Lisa Dames
I MINA'TRENTAI DOS NA LIHESLATURAN GUAHAN
Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public
Parks, Recreation, Historic Preservation, and Land.
(671) 473-4236 (office)
(671) 473-4238 (fax)
email: cipo@guamlegislature.org

 **Agenda PH 08282014.doc**
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Lisa Dames <cipo@guamlegislature.org>

Public Hearing - FIRST NOTICE

Lisa Dames <cipo@guamlegislature.org>

Thu, Aug 21, 2014 at 9:55 AM

To: news@guampdn.com, news@k57.com, Sabrina Salas <sabrina@kuam.com>, Jason Salas <jason@kuam.com>, Mindy Aguon <mindy@kuam.com>, Ken Quintanilla <kenq@kuam.com>, Krystal Paco <krystal@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>, Mar-Vic Cagurangan <marvic@mvguam.com>, louella@mvguam.com, rgibson@k57.com, Jerick Sablan <jpsablan@guampdn.com>, Steve Limtiaco <slimtiaco@guampdn.com>, kstokish@gmail.com, "Daleno, Gaynor D" <gdumat-ol@guam.gannett.com>, Lifestyles_PDN <life@guampdn.com>

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2:00PM

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An act to authorize owners of private property to erect or have erected political signage, by adding a new Item (5) to Subsection (a), a new Item (3) to Subsection (b), a new Item (3) to Subsection (c), each of §61541, Part 5, Article 5, Chapter 61, Title 21, Guam Code Annotated.

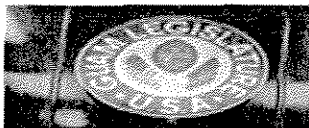
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In compliance with the Americans with Disabilities Act, individuals requiring special accommodations or services or for further information, please call the Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land at 473-4236/7 or email at cipo@guamlegislature.org

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Lisa Dames
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Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public
Parks, Recreation, Historic Preservation, and Land.
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Lisa Dames <cipo@guamlegislature.org>

Public Hearing - FIRST NOTICE

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

Thu, Aug 21, 2014 at 10:24 AM

PLEASE SEE ATTACHED REVISED AGENDA. THANK YOU.

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land will conduct a public hearing on **Thursday, August 28, 2014 beginning at 10:00am and 2:00pm** in the Guam Legislature Public Hearing Room.

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10:00AM

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On Thu, Aug 21, 2014 at 9:57 AM, Lisa Dames <cipo@guamlegislature.org> wrote:

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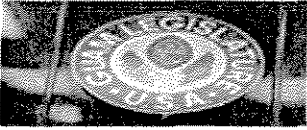
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Lisa Dames <cipo@guamlegislature.org>

Public Hearing - FIRST NOTICE

Lisa Dames <cipo@guamlegislature.org>

Thu, Aug 21, 2014 at 10:24 AM

To: news@guampdn.com, news@k57.com, Sabrina Salas <sabrina@kuam.com>, Jason Salas <jason@kuam.com>, Mindy Aguon <mindy@kuam.com>, Ken Quintanilla <kenq@kuam.com>, Krystal Paco <krystal@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>, Mar-Vic Cagurangan <marvic@mvguam.com>, louella@mvguam.com, rgibson@k57.com, Jerick Sablan <jpsablan@guampdn.com>, Steve Limtiaco <slimtiaco@guampdn.com>, kstokish@gmail.com, "Daleno, Gaynor D" <gdumat-ol@guam.gannett.com>, Lifestyles_PDN <life@guampdn.com>

PLEASE SEE ATTACHED REVISED AGENDA. THANK YOU.

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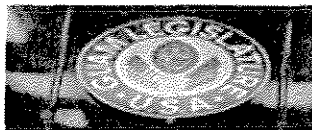
Lisa Dames
I MINA'TRENTAI DOS NA LIHESLATURAN GUAHAN
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Lisa Dames
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Lisa Dames <cipo@guamlegislature.org>

Public Hearing - SECOND NOTICE

Lisa Dames <cipo@guamlegislature.org>

Tue, Aug 26, 2014 at 10:48 AM

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 on **Thursday, August 28, 2014 beginning at 10:00am and 2:00pm** in the Guam Legislature Public Hearing Room.

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Lisa Dames
Chief of Staff
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 **Agenda Aug 28.doc**
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Lisa Dames <cipo@guamlegislature.org>

Public Hearing - SECOND Notice

Lisa Dames <cipo@guamlegislature.org>

Tue, Aug 26, 2014 at 10:46 AM

To: news@guampdn.com, news@k57.com, Sabrina Salas <sabrina@kuam.com>, Jason Salas <jason@kuam.com>, Mindy Aguon <mindy@kuam.com>, Ken Quintanilla <kenq@kuam.com>, Krystal Paco <krystal@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>, Mar-Vic Cagurangan <marvic@mvguam.com>, louella@mvguam.com, rgibson@k57.com, Jerick Sablan <jpsablan@guampdn.com>, Steve Limtiaco <slimtiaco@guampdn.com>, "Daleno, Gaynor D" <gdumat-ol@guam.gannett.com>, Lifestyles_PDN <life@guampdn.com>, kstokish@gmail.com

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Lisa Dames

I MINA'TRENTAI DOS NA LIHESLATURAN GUAHAN

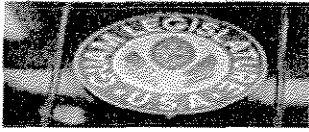
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Lisa Dames <cipo@guamlegislature.org>

Public Hearing - SECOND NOTICE Revised

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

Tue, Aug 26, 2014 at 3:02 PM

Hafa Adai,

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land has released a revised agenda for the public hearing scheduled for Thursday, August 28.

Please note that Bill No. 346-32 (COR) has been removed from the agenda.

Thank you.

--
Lisa Dames
I MINA'TRENTAI DOS NA LIHESLATURAN GUAHAN
Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public
Parks, Recreation, Historic Preservation, and Land.
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 **Revised Agenda Aug 28.doc**
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Lisa Dames <cipo@guamlegislature.org>

Public Hearing - SECOND NOTICE - Revised Agenda

Lisa Dames <cipo@guamlegislature.org>

Tue, Aug 26, 2014 at 3:01 PM

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Hafa Adai,

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land has released a revised agenda for the public hearing scheduled for Thursday, August 28.

Please note that Bill No. 346-32 (COR) has been removed from the agenda.

Thank you.

--
Lisa Dames

I MINA'TRENTAI DOS NA LIHESLATURAN GUAHAN

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

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 Revised Agenda Aug 28.doc
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I Mina'trentai Dos na Liheslaturan Guåhan

32nd GUAM LEGISLATURE

Vice Speaker Benjamin J.F. Cruz, Chairman

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

**INEKUNGOK PUPBLEKO
(PUBLIC HEARING)**

gi Huebes, gi diha 28 gi Agosto, 2014
Thursday, August 28, 2014

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

**TAREHA
(AGENDA)**

Priniponi Siha:
(Bills)

10:00AM

Bill No. 306-32 (COR) – Introduced by Senator Frank B. Aguon, Jr.

An act to appropriate funds to the Office of Veterans Affairs for the implementation of the Guam Veterans Registry as mandated by Public Law 32-101.

Bill No. 294-32 (COR) – Introduced by Senator Dennis G. Rodriguez, Jr.

An act to establish the “Police Patrol Vehicle & Equipment Revolving Fund” by adding a *new* Section §77135 to Article 1, Chapter 77, Title 10, Guam Code Annotated; and to provide funding by amending §3602 of Article 6, Chapter 3, Title 16, Guam Code Annotated, relative to the assessment and collection of vehicle safety inspection fees.

Bill No. 281-32 (COR) – Introduced by Senator Christopher M. Duenas

An act to add a new Section 22401.2 to Article 4, Chapter 22, Title 5 of the Guam Code Annotated relative to authorizing the Government of Guam, through the Office of the Governor, to retain professionals to pursue claims of the Government of Guam against third parties on a contingency fee basis, authorization to pay for same, and to appropriate to the Office of the Governor \$350,000 to pay for the costs and expenses (not fees) associated with bringing an action against the Federal Government for harms at the Ordot Dump.

Bill No. 346-32 (COR) – Introduced by Michael T. Limtiaco

~~An act to add new §8138.6, 8138.7, 8138.8 and 8138.9 to Chapter 8 of Title 4 GCA relative to creating a separate Board of Trustees for members of the Defined Contribution Retirement Plan.~~

2:00PM

Bill No. 213-32 (COR) – Introduced by Senator V. Anthony Ada

An act to authorize *I Maga'lahaen Guahan* to exchange government property in Barrigada for privately owned property located in Barrigada to be used for the Guam Flood Mitigation Plan.

~~**Bill No. 293-32 (COR) – Introduced by Senator Thomas A. Morrison**~~

~~An act to amend §61542 of Chapter 61 of 21GCA relative to political signs.~~

Bill No. 354-32 (LS) – Introduced by Senator Michael J.Q. San Nicolas

An act to authorize owners of private property to erect or have erected political signage, by adding a new Item (5) to Subsection (a), a new Item (3) to Subsection (b), a new Item (3) to Subsection (c), each of §61541, Part 5, Article 5, Chapter 61, Title 21, Guam Code Annotated.

Bill No. 285-32 (COR) – Introduced by Senator Tina R. Muña Barnes

An act making an appropriation from the General Fund to the Department of Administration (DOA) for Westcare Pacific Islands for the specific purposes of conducting intense outreach activities, providing informational and referral services to all veterans on Guam.

In compliance with the Americans with Disabilities Act, individuals requiring special accommodations or services or for further information, please call the Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land at 473-4236/7 or email at cipo@guamlegislature.org



COMMITTEE ON RULES

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Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

Senator
Thomas C. Ada
VICE CHAIRPERSON
ASSISTANT MAJORITY LEADER

Senator
Vicente (Ben) C. Pangelinan
Member

Speaker
Judith T.P. Won Pat, Ed.D.
Member

Senator
Dennis G. Rodriguez, Jr.
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Vice-Speaker
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Legislative Secretary
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Senator
Frank Blas Aguon, Jr.
Member

Senator
Michael F.Q. San Nicolas
Member

Senator
V. Anthony Ada
Member
MINORITY LEADER

Senator
Aline Yamashita
Member

July 2, 2014

Memorandum

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

From: **Senator Rory J. Respicio**
Majority Leader & Rules Chair

Subject: **Fiscal Notes**

Hafa Adai!

Attached please find the fiscal notes for the bill numbers listed below.
Please note that the fiscal notes are issued on the bills as introduced.

FISCAL NOTES:

- Bill No. 318-32(LS)
- Bill No. 325-32(COR)
- Bill No. 326-32(COR)
- Bill No. 332-32(LS)
- Bill No. 354-32(COR)

Please forward the same to MIS for posting on our website. Please contact our office should you have any questions regarding this matter.

Si Yu'os ma'åse'!

2014 JUL -3 PM 12:40

**BUREAU OF BUDGET & MANAGEMENT RESEARCH**OFFICE OF THE GOVERNOR
Post Office Box 2950, Hagåtña Guam 96932EDDIE BAZA CALVO
GOVERNORJOSE S. CALVO
ACTING DIRECTORRAY TENORIO
LIEUTENANT GOVERNORJOHN AB PANGELINAN
ACTING DEPUTY DIRECTOR

JUL 03 2014

Senator Rory J. Respicio
Chairperson, Committee on Rules
I Mina'trentai Dos na Liheslaturan Guåhan
The 32nd Guam Legislature
155 Hesler Place
Hagåtña, Guam 96932

Hafa Adai Senator Respicio:

Transmitted herewith is Fiscal Note on the following Bill Nos.: **318-32(LS), 325-32(COR), 326-32(COR), 332-32(LS), and 354-32(COR).**

If you have any question(s), please do not hesitate to call the office at 475-9412/9106.



JOSE S. CALVO
Acting Director

Enclosures
cc: Senator Vicente (ben) Pangelinan

Bureau of Budget & Management Research
Fiscal Note of Bill No. 354-32 (COR)

AN ACT TO AMEND SECTION 3, SECTION 4, AND TO REPEAL SECTION 6 ALL OF PUBLIC LAW 21-130 TO AUTHORIZE DEPARTMENT OF LAND MANAGEMENT TO EXCHANGE PRIVATE PROPERTY TAKEN FOR THE CONSTRUCTION OF THE AGAT-UMATAK HIGHWAY WITH THE GOVERNMENT OF GUAM.

Department/Agency Appropriation Information

Dept./Agency Affected: Department of Land Management	Dept./Agency Head: David Camacho, Acting Director
Department's General Fund (GF) appropriation(s) to date:	358,375
Department's Other Fund (Specify) appropriation(s) to date: Land Survey Revolving Fund	<u>\$3,243,905</u>
Total Department/Agency Appropriation(s) to date:	\$3,602,280

Fund Source Information of Proposed Appropriation

	General Fund:	(Specify Special Fund):	Total:
FY 2013 Unreserved Fund Balance ¹		\$0	\$0
FY 2014 Adopted Revenues	\$0	\$0	\$0
FY 2014 Appro. (P.L. 31-233)	\$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 2014 (if applicable)	FY 2015	FY 2016	FY 2017	FY 2018
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
Land Survey Revolving Fund	1/	\$0	\$0	\$0	\$0	\$0
Total	1/	\$0	\$0	\$0	\$0	\$0

- Does the bill contain "revenue generating" provisions? /X/ Yes / / No
 If Yes, see attachment
- Is amount appropriated adequate to fund the intent of the appropri. / X / N/A / / Yes / / No
 If no, what is the additional amount required? \$ _____
- Does the Bill establish a new program/agency? / X / N/A / / Yes / / No
 If yes, will the program duplicate existing programs/agencies? / X / N/A / / Yes / / No
 Is there a federal mandate to establish the program/agency? / / Yes /X/ No
- Will the enactment of this Bill require new physical facilities? / / Yes /X/ No
- Was Fiscal Note coordinated with the affected dept/agency? If no, indicate reason: /X/ Yes / / No
 / / Requested agency comments not received as of the due date / / Other:

Handwritten: 7/6/2014

Analyst: <u>Jason W. Baza</u>	Date: <u>6/19/14</u>	Director: <u>Jose S. Calvo</u>	Date: <u>07 03 2014</u>
Jason W. Baza, BMA I		Jose S. Calvo, Acting Director	

Footnotes:

1/ See attached comments.

Bureau of Budget & Management Research
Attachment to Fiscal Note No. 354-32 (COR)
(for revenue generating provisions)

Projected Multi-Year Revenues					
	Year 1	Year 2	Year 3	Year 4	Year 5
General Fund	\$0	\$0	\$0	\$0	\$0
Chamorro Land Trust Operations Fund	1/	\$0	\$0	\$0	\$0
Total	<u>1/</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

Comments:

1/ See attached comments.

BUREAU OF BUDGET AND MANAGEMENT RESEARCH
COMMENTS ON BILL NO. 354-32 (COR)

The proposed legislation is aimed at *amending* Section 3, Section 4, and *repealing* Section 6, of Public Law 21-130, to authorize the Department of Land Management to exchange private property taken for the construction of the Agat-Umatac Highway with the Government of Guam.

Should this proposed legislation become law, the 21 lots of Block 5B, Tract 3241 will be distributed to the private owners of properties utilized in the reconstruction of the Agat-Umatac Highway. The private owners include the following: Louise G. Sanchez, Herbert R. Gofigan, Victoria G. Sanchez and Gregorio Q. Gofigan, Sylvia G. Quinata, and Vicente A. Quinata. The intent of the proposed legislation is to properly compensate the above stated private property owners after the original enactment of P.L. 21-130 to reconstruct the Agat-Umatac Highway over twenty-one years ago.

The exchange of the 21 lots of Block 5B, Tract 3241 for the properties owned by the above stated private owners will be conducted on a value for value basis. Due to the exchange being conducted on a value for value basis, there should be no increase or decrease to land inventory owned by the Government of Guam.

The proposed legislation stipulates that the government lands designated for exchange are based on recorded and registered maps with the Department of Land Management. However, there is no component of the proposed legislation that waives the fee to register the subject government properties after it is exchanged with the above stated private property owners. The fee to register a parcel of property amounts to \$25.00 per parcel of land and \$40.00 for the first issuance of Certificate of Title in a Land Registration Case. This amounts to approximately \$65.00 per parcel of land, which 21 lots are designated to be exchanged through this proposed legislation. Based on the above stated costs, the Bureau estimates that \$1,365 will be received by the Department of Land Management in the form of Land Registration and Filing fees.

If the proposed legislation is passed, the subject properties currently owned by the Government of Guam will be exchanged on value-for-value basis with the private property owners whose lands were used in the reconstruction of the Agat-Umatac Highway. There is a potential of revenues received by the Department of Land Management in the form of Land Registration and filing fees.



COMMITTEE ON RULES

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Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

June 24, 2014

Memorandum

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

From: **Senator Rory J. Respicio**
Majority Leader & Rules Chair

Subject: **Waiver**

Hafa Adai!

Attached please find the waiver for the bill number listed below.
Please note that the waiver is issued on the bill as introduced.

WAIVER:
Bill No. 354-32(COR)

Please forward the same to MIS for posting on our website. Please
contact our office should you have any questions regarding this matter.

Si Yu'os ma'åse'!

Senator
Thomas C. Ada
VICE CHAIRPERSON
ASSISTANT MAJORITY LEADER

Senator
Vicente (Ben) C. Pangelinan
Member

Speaker
Judith T.P. Won Pat, Ed.D.
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Senator
Aline Yamashita
Member

2014 JUN 24 AM 9:31

**BUREAU OF BUDGET & MANAGEMENT RESEARCH**

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JOHN AB PANGELINAN
ACTING DEPUTY DIRECTOR


JUN 23 2014

Senator Rory J. Respicio
Chairperson, Committee on Rules
I Mina'trentai Dos na Liheslaturan Guåhan
The 32nd Guam Legislature
155 Hesler Place
Hagåtña, Guam 96932

Hafa Adai Senator Respicio:

Transmitted herewith is Fiscal Note Waiver on the following Bill No.: **354-32(COR)**.

If you have any question(s), please do not hesitate to call the office at 475-9412/9106.


JOSE S. CALVO
Acting Director

Enclosures
cc: Senator Vicente (ben) Pangelinan

**BUREAU OF BUDGET & MANAGEMENT RESEARCH**

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ACTING DIRECTOR

JOHN A.B. PANGELINAN
ACTING DEPUTY DIRECTOR

JUN 23 2014

The Bureau requests that Bill No. 354-32 (COR) be granted a waiver pursuant to Public Law 12-229 as amended for the following reason(s):

Bill No. 354-32(COR) is an Act to authorize owners of private property to erect or have erected political signage, by adding a new Item (5) to Subsection (a), a new Item (3) to Subsection (b), and a new Item (3) to Subsection (c), each of §61541, Part 5, Article 5, Chapter 61, Title 21, Guam Code Annotated.

The intent of the proposed legislation is to ensure that owners of private property can exercise their right to free speech during the election season by erecting political signage on their properties. Regulations for the assembly of political signage on private properties are stipulated in the proposed legislation.

There is no current legislation that imposes a fine for political signage assembled on private property.

The intent of the Bill is administrative in nature and poses no fiscal impact upon any funds of the Government of Guam.


JOSE S. CALVO
Acting Director



COMMITTEE ON RULES

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Michael F.Q. San Nicolas
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Senator
V. Anthony Ada
Member
MINORITY LEADER

Senator
Aline Yamashita
Member

June 17, 2014

VIA E-MAIL
joey.calvo@bbmr.guam.gov

Jose S. Calvo
Acting Director
Bureau of Budget & Management Research
P.O. Box 2950
Hagåtña, Guam 96910

RE: Request for Fiscal Notes– Bill Nos. 351-32 (LS) through 354-32(LS)

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.	Sponsors	Title
351-32 (LS)	Judith T. Won Pat, Ed.D.	AN ACT TO AMEND § 1022 OF CHAPTER 10, ARTICLE 1 OF TITLE 1, GUAM CODE ANNOTATED, RELATIVE TO THE GUAM FLOWER.
352-32 (LS)	T.C. Ada	AN ACT TO ADD A NEW §3104 TO CHAPTER 3, TITLE 5 OF THE GUAM CODE ANNOTATED, RELATIVE TO THE REINSTATMENT OF CHIEF OF POLICE AND FIRE CHIEF TO PREVIOUS CLASSIFIED POSITION UPON EXPIRATION OF APPOINTMENT, AND TO ESTABLISH AN ALTERNATIVE COMPENSATION LEVEL FOR THE CHIEF POSITION.
353-32 (LS)	Aline A. Yamashita, Ph.D.	AN ACT TO ADD A NEW CHAPTER 54(B) TO TITLE 10, GUAM CODE ANNOTATED TO PROMOTE PLASTIC BAG REDUCTION IN GUAM FOR THE PROTECTION OF OUR ENVIRONMENT.
354-32 (LS)	Michael F.Q. San Nicolas	AN ACT TO AUTHORIZE OWNERS OF PRIVATE PROPERTY TO ERECT OR HAVE ERECTED POLITICAL SIGNAGE, BY ADDING A NEW ITEM (5) TO SUBSECTION (a), A NEW ITEM (3) TO SUBSECTION (b), A NEW ITEM (3) TO SUBSECTION (c), EACH OF §61541, PART 5, ARTICLE 5, CHAPTER 61, TITLE 21, GUAM CODE ANNOTATED.



COMMITTEE ON RULES

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Senator
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Senator
Michael F.Q. San Nicolas
Member

Senator
V. Anthony Ada
Member
MINORITY LEADER


Senator
Aline Yamashita
Member

June 17, 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 No. 354-32(LS)

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 354-32(LS)**.

Please ensure that the subject bill is 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 GUÁHAN
2014 (SECOND) Regular Session

Bill No. 354-32 (LS)

Introduced by:

Michael F.Q. San Nicolas 

AN ACT TO AUTHORIZE OWNERS OF PRIVATE PROPERTY TO ERECT OR HAVE ERECTED POLITICAL SIGNAGE, BY ADDING A NEW ITEM (5) TO SUBSECTION (a), A NEW ITEM (3) TO SUBSECTION (b), A NEW ITEM (3) TO SUBSECTION (c), EACH OF §61541, PART 5, ARTICLE 5, CHAPTER 61, TITLE 21, GUAM CODE ANNOTATED.


2014 JUN 16 AM 10:28

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. Legislative Findings and Intent. *I Liheslaturan Guáhan*
3 finds that in March of this year, former Senator Robert Klitzkie wrote an
4 editorial in which he pointed out that under Part 5 of Article 5, Chapter 61,
5 Title 21, Guam Code Annotated, political signs that are posted on private
6 property are illegal.

7 *I Liheslaturan Guáhan* further finds that a gubernatorial candidate and
8 several senatorial candidates have signs posted on private property,
9 contrary to the provisions of this law. The Director of Public Works has
10 stated that he has no interest in enforcing the sign laws on private
11 property, referring to it as a free speech issue.

1 *I Liheslatura* finds that the people of Guam should not be made law-
2 breakers by posting political signage on their property.

3 It is therefore the intent of *I Liheslaturan Guåhan* to allow owners of
4 private property to erect or have erected political signage by adding a new
5 Item (5) to Subsection (a), a new Item (3) to Subsection (b), a new Item (3) to
6 Subsection (c), each of §61541, Part 5, Article 5, Chapter 61, Title 21, Guam
7 Code Annotated.

8 **Section 2. Political Signage in Residential and Agricultural Zones.**

9 A *new* Item (5) is hereby *added* to §61541(a) of Part 5, Article 5, Chapter 61,
10 Title 21, Guam Code Annotated, to read:

11 “(5) Political signs which advocate voting for or against
12 candidates, or other matters to be considered by the electorate,
13 provided that if such signs are posted on property adjacent to any
14 roadway, it shall be at least eight (8) feet from the paved portion of
15 the roadway and in such a manner that would not impede traffic or a
16 driver’s visibility.”

17 **Section 3. Political Signage in Commercial Zones.** A *new* Item (3) is
18 hereby *added* to §61541(b) of Part 5, Article 5, Chapter 61, Title 21, Guam
19 Code Annotated, to read:

20 “(3) Political signs which advocate voting for or against
21 candidates, or other matters to be considered by the electorate,
22 provided that if such signs are posted on property adjacent to any
23 roadway, it shall be at least eight (8) feet from the paved portion of

1 the roadway and in such a manner that would not impede traffic or a
2 driver's visibility."

3 **Section 4. Political Signage in Industrial Zones.** A *new* Item (3) is
4 hereby *added* to §61541(c) of Part 5, Article 5, Chapter 61, Title 21, Guam
5 Code Annotated, to read:

6 "(3) Political signs which advocate voting for or against
7 candidates, or other matters to be considered by the electorate,
8 provided that if such signs are posted on property adjacent to any
9 roadway, it shall be at least eight (8) feet from the paved portion of
10 the roadway and in such a manner that would not impede traffic or a
11 driver's visibility."

12