

I Mina'trentai Dos na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

May 23, 2013

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

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

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

RE: Committee Report on Bill No. 95-32 (COR), As Substituted

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

Dear Speaker Won Pat:

Member
Committee on General
Government Operations and
Cultural Affairs

Transmitted herewith is the Committee Report on Bill No. 95-32 (COR), as substituted, "An Act to Amend §2111(d) of Chapter 21, Division 2, Title 5, Guam Code Annotated to Deposit Funds into the Supplemental Appropriations Revenue Fund and to Appropriate \$100,000 to the Department of Revenue and Taxation" sponsored by Speaker Won Pat, which was referred to the Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land.

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

Committee votes are as follows:

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

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

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

Si Yu'os Ma'åse',

Vicente (ben) Cabrera Pangelinan
Chairman

2013 MAY 23 PM 3:09

COMMITTEE REPORT

ON

Bill No. 95-32 (COR), As Substituted

Sponsored by Speaker Judith Won Pat

**An Act to Amend §2111(d) of Chapter 21,
Division 2, Title 5, Guam Code Annotated
to Deposit Funds into the Supplemental
Appropriations Revenue Fund and to
Appropriate \$100,000 to the Department
of Revenue and Taxation**



I Mina'trentai Dos na Liheslaturan Guahan

Senator Vicente (ben) Cabrera Pangelinan (D)

May 23, 2013

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. 95-32 (COR), As Substituted

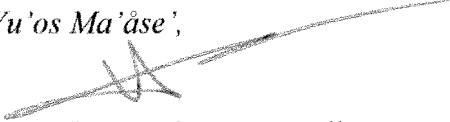
Transmitted herewith for your consideration is the Committee Report on Bill No. 95-32 (COR, As Substituted, "An Act to Amend §2111(d) of Chapter 21, Division 2, Title 5, Guam Code Annotated to Deposit Funds into the Supplemental Appropriations Revenue Fund and to Appropriate \$100,000 to the Department of Revenue and Taxation" sponsored by Speaker Judith Won Pat.

This report includes the following:

1. Committee Voting Sheet
2. Committee Report Narrative
3. Copy of Bill No. 95-32 (COR), As Introduced
4. Copy of Bill No. 95-32 (COR) As Substituted
5. Public Hearing Sign-in Sheet
6. Copies of Written Testimonies
7. Copy of Fiscal Note
8. Copy of COR referral Bill No.95-32 9 (COR)
9. Notices of Public Hearing
10. 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

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

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Citizens



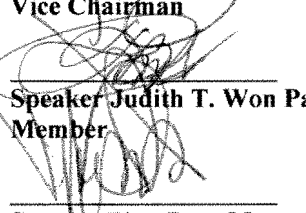
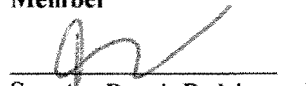




Member
Committee on Aviation, Ground
Transportation, Regulatory
Concerns and Future
Generations

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. 95-32 (COR), as substituted, "An Act to Amend §2111(d) of Chapter 21, Division 2, Title 5, Guam Code Annotated to Deposit Funds into the Supplemental Appropriations Revenue Fund and to Appropriate \$100,000 to the Department of Revenue and Taxation"

Committee Members	To Pass	Not To Pass	Report Out Only	Abstain	Inactive File
 Senator Vicente (ben) Cabrera Pangelinan Chairman	✓				
 Vice Speaker BJ Cruz Vice Chairman			✓ 5/23		
 Speaker Judith T. Won Pat Member			✓		
 Senator Tina Rose Muña-Barnes Member			✓		
 Senator Dennis Rodriguez, Jr. Member			✓ 5/23		
 Senator Michael San Nicolas Member					
 Senator Tommy Morrison Member			✓ 3/23/10		
 Senator Michael Limtiaco Member					



Committee Report

Bill No. 95-32 (COR): An Act to appropriate the sum of Three Million One Hundred Thousand Dollar (\$3,1000,000.00) escheated to the General Fund, pursuant to §21116 of Chapter 21, Division 2, Title 5 Guam Code Annotated, for the purpose of supporting unfunded Government of Guam obligations.

I. OVERVIEW

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land convened a public hearing on May 14, 2013 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 on May 7, 2013 (5-Day Notice), and again on May 10, 2013 and May 12, 2013 (48 Hour Notice).

(a) Committee Members and Senators Present

Senator Vicente (ben) C. Pangelinan, Chairman
Senator BJ Cruz, Vice Chairman
Speaker Judith Won Pat, Member
Senator Tina Muna Barnes, Member
Senator Dennis Rodriguez, Member
Senator Michael San Nicolas, Member
Senator Tommy Morrison, Member
Senator Michael Limtiaco, Member
Senator Tom Ada
Senator Frank Aguon, Jr.
Senator Tony Ada
Senator Aline Yamashita
Senator Chris Duenas

(b) Appearing before the Committee

Mr. Carl Dominguez, Director of the Department of Public Works
Mr. Arthur Clark, Policy Advisor for Governor Edward Calvo
Mr. Anthony Blaz, Deputy Director for the Department of Administration

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

Mr. John Camacho, Director of the Department of Revenue & Taxation

(c) Written Testimonies Submitted

Fred E Bordallo, Jr., Chief of Police

Ms. Benita Manglona, Director of the Department of Administration

Mr. Carl Dominguez, Director of the Department of Public Works

Mr. John Camacho, Director of the Department of Revenue & Taxation

II. COMMITTEE PROCEEDINGS

Chairman Vicente Pangelinan. The next bill on the agenda is Bill 95-32, an act introduced by Speaker Won Pat. It's an act to appropriate three million escheated to the General Fund for purposes supporting unfunded government obligations. I have, signed up to testify, Lieutenant Michael Archangel, with written testimony submitted, and he is here for Chief Bordallo. I also have Carl Dominguez, Mr. Arthur Clark from the Governor's Office, Tony Blaz, Paul Suba signed up, supporting the bill, and Mr. Benavente, were you going to testify? We'll go ahead and begin. Speaker Won Pat, please give a short summary, and we'll have the witnesses present their testimony.

(a) Bill Sponsor Summary

Speaker Won Pat. Thank you very much, Mr. Chairman. Bill 95 seeks to capture any unclaimed tax refunds—checks that have already escheated to the government of Guam as of Fiscal Year 2012. The bill will appropriate \$1.4 million to the Department of Revenue and Taxation for real property valuation. I know that this is tied to another bill that has to do with—when you pay to have the real property valuation done it brings in more money for TEFF which is the Territorial Education Facilities Fund. Then, of course, at the same time, it increases the debt ceiling—I realize that.

The second is that \$500,000 will be appropriated to the Department of Public Works for the acquisition of property for the Tiyan Parkway Project.

Third is \$700,000 to the Department of Administration for acquisition of software migration, fiber connection, security of government-wide activity directory, and upgraded infrastructure for government of Guam network-related purposes.

Fourth is \$400,000 to the Guam Police Department for the purchase of completely marked police vehicles and a whole other description to it.

Last, but not least, is to get the Better Public Service—the Cash Economy Enforcement Act in 2011—to get us off the ground is that \$100,000 is being appropriated to the Better Public Service Fund to be administered by the Department of Revenue and Taxation to support that Cash Economy Enforcement to bring in revenues that are being lost so that we can provide the additional revenues for the government of Guam.

Chairman Vicente Pangelinan. Thank you very much, Madame Speaker. We can go ahead and begin.

Speaker Won Pat. Can I just say that this has been in existence since 1986—by law?

Chairman Vicente Pangelinan. Mr. Dominguez and then Mr. Clark.

Mr. Carl Dominguez. Hâfa adai and good afternoon, Mr. Chairman, Madame Speaker, and Members of the Committee. Thank you for the opportunity to testify on Bill 95-32. The DPW is in support of the portion of this bill that appropriates \$500,000 for the acquisition of property for the Tiyan Parkway Project.

We need this money to acquire at least one—possibly two—of the six parcels of the Ancestral Lands in what's called the *Phase II* portion of the project in order to make this project work. We're in full support of this bill. Thank you.

Chairman Vicente Pangelinan. Thank you very much, Mr. Dominguez. Mr. Clark?

Mr. Arthur Clark. Thank you, Mr. Chairman; Senators. Actually, I'm here in behalf of the Governor's Office in favor of all of the portions of the bill but in particular, my presence here was requested by DPW because relative to—as Mr. Dominguez indicated here—the \$500,000 for acquisition of property for the Tiyan Parkway. I've been involved in discussions and meetings with the various entities—including the airport and also the Federal Aviation Administration. In the event that there were any questions that came up in that regard, I wanted to make myself available for the information of all the members of the legislature. I have met, already with—I think it's been a couple of months ago—with Senator Ada (Tom) and with Senator San Nicolas who chair the committees over the airport and DPW to keep them apprised of the discussions and the developments towards the Tiyan Parkway.

Most recently, I promised Senator (Tom) Ada that this week I was going to try to get a hold of him again to give him an update, and I was going to extend the same courtesy to Senator San Nicolas to keep him updated on the progress.

As you know, there are about 14-15,000 cars that traverse through the Tiyan Parkway in its current configuration. We're trying to avoid the closure of Central Avenue and the inconvenience that it's going to cause and to overburden and stress the highway surrounding the airport and the Tiyan Parkway. We're moving in that direction. We've been in good faith, earnest discussions with the airport and with Federal Highway and Federal Aviation so I'm here to make myself available in case there are any questions that come up in that regard.

Chairman Vicente Pangelinan. Thank you very much, Mr. Clark. Mr. Blaz?

Mr. Anthony Blaz. Thank you very much, Mr. Chairman, Madame Speaker, and Members of the Committee. We are wholeheartedly in favor of Bill 95-32. This bill will enable our government to enhance revenues by updating our real estate property tax assessments;

improve the Tiyan Parkway—put more vehicles on the streets; and improve the government-wide networks and improve our collection enforcement.

This escheat law has been in the books since 1976 for unclaimed checks and in 1986 for dormant accounts. In practice, these funds are transferred to the General Fund until the statute of limitation has been completely exhausted. The Division of Accounts became aware of and started the escheat process in Fiscal Year 2004. The bill would allow the government to dedicate the revenue stream to improve our revenues for infrastructure and services. We'd like you to know that the practice is not to escheat these funds until the end of each fiscal year, after we've exhausted the statute of limitations which is a total of four years.

This allows the taxpayer the opportunity to come to our office and claim these funds. The funds identified will not be available until the subsequent year. The Department of Administration is wholeheartedly in favor of Bill 95-32.

Chairman Vicente Pangelinan. Thank you very much, Mr. Blaz. Mr. Camacho?

Mr. John Camacho. Thank you, Mr. Chairman; Madame Speaker; Members of the Committee for the opportunity to testify on Bill 95-32, specifically on the issue of the revaluation of the real property of the entire island of Guam. The additional funding of the \$1.4 million needed to actually complete revaluation of property in need. This will bring in additional revenue as the values will eventually go up. Secondly, DRT has seen the passage of PL 31-135, for the Cash Economy Act of 2011 and jump-start this program, and we are very anxious to go out and look at all the cash transactions, taxpayers that are happening out there. Again, the DRT fully supports this bill.

Chairman Vicente Pangelinan. Speaker Won Pat, do you have any questions? Senator Muna Barnes?

Senator Muna Barnes. Thank you, Mr. Speaker. A question to the funding for the valuation—the property revaluation—the support for the \$1.4 million... my question to you, John, after the revaluations are done, what about the maintenance of those? Where are we going to get it?

Mr. John Camacho. We currently have maintenance for the Real Property system that we have. Every year, we bid it out so the person who will be maintaining our system will be a vendor that would carry out the Real Property system.

Senator Muna Barnes. Would there be sufficient funding for the maintenance after the revaluation?

Mr. John Camacho. We normally get a portion of the appropriation from our budget for the maintenance.

Senator Muna Barnes. I guess my concern is this valuation would be for the vendor to go out and do the appraising, am I right?

Mr. John Camacho. That is correct.

Senator Muna Barnes. So after the appraising, you're going to have to record it, put it in the system... am I right?

Mr. John Camacho. Yes.

Senator Muna Barnes. So wouldn't you need something to update, maintain, and keep, or will this funding suffice, after?

Mr. John Camacho. We're required to do the revaluation every five years. If you're looking at another valuation, that would be something that we have to look forward. We're doing the revaluation for Tax Year 2013. The next revaluation is due in five years. That is something we would have to address later.

Senator Muna Barnes. Do we have to go back to the drawing board, or is there something to augment what would already be after valuation coming up if this were to go through?

Mr. John Camacho. If this were to go through, it would establish the rates for all the properties on Guam, and thereafter, the rates will be applicable—applied every year until another revaluation occurs which is in another five years.

Senator Muna Barnes. Thank you, Mr. Chair.

Chairman Vicente Pangelinan. Thank you very much. Senator Ada?

Senator Tom Ada. I just have a question on this half-a million dollars for the Tiyan Parkway. Do we know, with some certainty, if when that money is made available and GovGuam purchases a couple of the tracts, would that be the last piece that is necessary to get this Tiyan Parkway in motion?

Mr. Arthur Clark. Yes. That's what we've been advised by the airport and by FAA.

Senator Tom Ada. With this money being made available, are there those two tracts of land—one or two—that have already been identified—just give me the money and—

Mr. Arthur Clark. Yes, Land Management has reached out—I take it back—Land Management, initially, then Guam Housing together with GEDA, have reached out to the owners of these six tracts and have indicated the government's willingness to enter into negotiations for the purchase of these properties. There has been some interest expressed by most—I don't think all of them—but most of them have expressed an interest in negotiating. We are waiting for final appraisals which, we anticipate, will be happening shortly so that we can lock down the numbers so that when we start negotiating, it's not speculative, it's not based on old appraisals, it's not based on current draft appraisals, but these are current numbers that will allow the parties to

move forward with good faith negotiations. But interest has been expressed in some of these parcels.

Senator Tom Ada. Just one question for DPW, what stage of completion is the design for the first phase of Tiyan Parkway?

Mr. Carl Dominguez. As of this week, we're just slightly ahead of 60%.

Senator Tom Ada. Thank you.

Chairman Vicente Pangelinan. Senator Duenas?

Senator Chris Duenas. Can I be number three co-sponsor? Thank you, Mr. Chair.

Chairman Vicente Pangelinan. Thank you. Senator Ada?

Senator V. Anthony Ada. Thank you, Mr. Chair? Do we know exactly what tracts these are already identified for purchase?

Mr. Arthur Clark. Yes, we do.

Senator V. Anthony Ada. That way we can have them placed in the bill. I don't want, arbitrarily, to say that we're going to—acquisition of property and we don't have it listed it—what properties are going to be...

Mr. Arthur Clark. I don't think that's a problem. We can identify the specific tracts that we're trying to acquire.

Senator V. Anthony Ada. The size and description...

Mr. Carl Dominguez. We have that information.

Senator V. Anthony Ada. Thank you. Thank you, Mr. Chair.

Chairman Vicente Pangelinan. On the acquisition of this property... typically, property that is funded by partly by federal grants and federal highway funds, acquisition of properties included in the construction... is there any reason why we're not able to access the federal grants or federal highway funds for the construction of this?

Mr. Arthur Clark. Well, there are two phases to this project: Phase I and Phase II. Phase II is the property that we're trying to reacquire—GovGuam—and that's ancestral properties and returned to the original owners. Phase I is the area that's closer to where you come out by Cars Plus and that particular area. The Federal government and federal highway is making money available. I think some of the estimates are between 4-5 million dollars in that neighborhood to acquire that property from airport.

Chairman Vicente Pangelinan. So we're paying the airport for their property with federal highway funds?

Mr. Arthur Clark. Yes.

Chairman Vicente Pangelinan. And we're doing this because of the convenience and the needs of the airport to comply with?

Mr. Arthur Clark. We're doing this because they own the property.

Chairman Vicente Pangelinan. No, but the moving of the road is to comply with some airport requirements for safety zones and things like that?

Mr. Arthur Clark. It's because they've expanded the runway to allow the long liners to come in so it's for the benefit of the island and the entire population of people, right?

Chairman Pangelinan And yet the airport still wants us to pay them, but they won't contribute anything back to us?

Arthur Clark Maybe we can revisit the \$260,000 after we give them the five million dollars.

Chairman Vicente Pangelinan. That's right. That's what I mean... the airport says they can't do—they're under restrictions, but... I think that's what drives Senator Cruz and me, sometimes.

Mr. Arthur Clark. I'm happy to have a discussion with both you and Senator Cruz on some of these issues. Maybe there might be an alignment of efforts there, but as to the Phase II portion, the reason that the federal government will not give us money to reacquire that property is because they gave the property to GovGuam. They've essentially said, we gave the property back to you, and we're not going to give you money to purchase property we already gave back to you is what the response has been.

Chairman Vicente Pangelinan. John, the legislature authorized the Department of Revenue and Taxation to use monies from the Additional Child Tax Credit reimbursement to meet the needs of the agency inclusive of the appraisal. How much money, since we've started floating bonds and paying out the refunds, in Additional Child Tax Credit reimbursements, has the department received?

Mr. John Camacho. Overall—I don't know that number right now, but for example, the last spell that we paid out the \$21 million, I think we got back about 5 million dollars so 10% of that would be about \$500,000 for our purposes.

Chairman Vicente Pangelinan. And of the \$260 million that we paid out?

Mr. John Camacho. I'd have to go back and check on that, Senator. I don't know the numbers.

Chairman Vicente Pangelinan. Can you just guess, John?

Mr. John Camacho. It's probably around three to four million dollars, maybe.

Chairman Vicente Pangelinan. So the department has received that amount?

Mr. John Camacho. Yes.

Chairman Vicente Pangelinan. And it has chosen not to use it for the re-appraisal?

Mr. John Camacho. I think we did use part of it for the Phase I, updating our records. That was the Phase I that we did—I'm not too sure... the exact amount, but the Phase II is what we're actually doing right now—trying to bring in the certified appraiser to appraise the entire island. That's the second phase.

Chairman Vicente Pangelinan. But the department has received money that could have covered this?

Mr. John Camacho. Yes.

Chairman Vicente Pangelinan. Mr. Blaz, how does the Department of Administration recognize the escheated revenues? Where is it in your financial statements?

Mr. Anthony Blaz. It's in the Use of Money and Property.

Chairman Vicente Pangelinan. And when you put that in your revenue budget which is a revenue line item, are we re-appropriating this money then?

Mr. Anthony Blaz. I guess the current budget, as of fiscal 2011, I believe—I don't have it in front of me—I believe \$400-some thousand was in the escheated amount. And then, I guess during the whole process at the end of the fiscal year, we found—for fiscal year 2012, when we did our own accounting, closed the books, the escheated amount was about \$3.167 million, and that's the escheated amount that's there. That's available for fiscal year 2013 appropriation.

Chairman Vicente Pangelinan. And you said it wasn't appropriated?

Mr. Anthony Blaz. It wasn't appropriated. I know, Senator, in fact, I can work with your staff tomorrow—there's some updated ones as well so to provide for your information.

Chairman Vicente Pangelinan. Yes, because in our earlier conversation, you had indicated that the escheated amount is not in the Use of Money, and it actually is in that revenue account.

Mr. Anthony Blaz. Yes... it's in the revenue account. But I know that this is unappropriated for this \$3.167 million for the escheated funds.

Chairman Vicente Pangelinan. Thank you very much. There being no further discussion on this bill, Bill 95-32 has received its public hearing.

This concludes the testimony on Bill No. 95-32. 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@senbenp.com or through our website at senbenp.com.

This hearing is adjourned.

FINDINGS & RECOMMENDATIONS.

1. The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land (Committee) finds that Bill 95-32 contains multiple unrelated appropriations and is out of order according to Section 6.01(a) from Rule VI of the *I Mina'Trentai Dos Na Liheslaturan Guåhan* Standing Rules, which states:

(a) One Subject Matter. No bill introduced, considered or passed by *I Liheslaturan Guåhan* (the Guam Legislature), or any of its Members, *shall* contain more than one (1) subject matter, and *shall not* contain unrelated subjects or pertain to multiple projects, except for one (1) annual budget bill and one (1) supplement to the annual budget bill per fiscal year; except that, the succeeding Guam Legislature may, on the year it commences, introduce, consider and pass, one (1) supplement to the annual budget bill for that fiscal year, whose subject and contents may be exempted from this Section (See also 2 G.C.A. §2108(a)).

The Chairperson of the Committee on Rules *shall* not accept and *shall* return to the prime sponsor any bill, which on introduction or on reporting out by Committee, violates this Section, as determined by the Chairperson of the Committee on Rules.

No bill, amended bill, or substitute bill *shall* be entertained on the Floor with non-germane items, except as allowed in this Section. The Speaker *shall* rule on the germaneness of any item of any bill challenged by a Member, and if the Speaker rules that an item is non-germane to the bill's primary subject matter, unless the Speaker is overruled by the body as described elsewhere in these Rules, the item *shall* be removed prior to the final vote upon the bill.

Bill 95-32 contains multiple appropriations for multiple unrelated projects; therefore, the Committee recommends only one appropriation be allowed in the bill to be reported out of Committee.

2. Section 1(b) of Bill 95-32 contains authorization for the condemnation of ancestral land

and therefore requires separate consideration by *I Liheslatura* together with appraisals that have not yet been provided pursuant to § 2107(a) and (b), Title 2 of the Guam Code Annotated as follows:

(a) Every bill authorizing the sale, gift, disposal, transfer, or trade of government of Guam land (hereinafter called transfer of land or land transfer), and every bill authorizing the leasing of any government land for more than two (2) years shall contain only matters reasonably related to one (1) such transaction, and may not be considered with any other transaction or any unrelated matters, unless the particular transaction is a transfer or trade which involves the taking by the government of Guam of more than one privately-owned lot at essentially the same time for the same public purpose and project, in which case the bill may contain all matters related to that transfer or trade. No authorization for such land lease or land transfer may be considered as a “rider” or amendment to another bill, and neither may any unrelated amendment or “rider” be considered by the Legislature on any bill which authorizes the lease or transfer of land.

(b) No such bill authorizing the transfer of land or leasing of land may be considered by the Legislature on third reading unless accompanied by two (2) appraisals on all land concerned, appraised for highest and best use regardless of zoning, from two separate licensed real estate appraisers, one (1) of which appraisals is not more than twelve (12) months old, and which appraisals are paid for by the transferee. If the transferee is the government of Guam by virtue of exercising its eminent domain power or similar action for specific and identified public benefit, the appraisals, surveys, maps, and recordation shall be paid by the government of Guam. The private land owner shall sign a statement that the person agrees that his paying for the appraisals does not in any way obligate the Legislature nor the government of Guam to approve the transfer. One (1) of the appraisers shall be selected by the Department of Land Management and the other by the private landowner. The average of the two (2) appraisals may be used by the Legislature as the value for the transfer or trade.

3. The Committee finds that the funds escheated to the General Fund, pursuant to § 21116, Chapter 21, Division 2, Title 5 of the Guam Code Annotated are recorded as a revenue to the government of Guam under the category of “Use of Money and Property.” The Use of Money and Property is identified as a revenue source under the General Fund in Public Law 31-233. Section 2(I)(C), Chapter 1 of Public Law 31-233 estimated \$808,896 to be collected for the Use of Money and Property. As such, the funds identified in Bill 95-32 purport to identify an excess revenue of \$5,343,066 of escheated funds, excluding dormant accounts that are also recorded as Use of Money and Property.

4. Article 16, Chapter 22, Title 5 of the Guam Code Annotated creates the Supplemental Appropriations Revenue (SAR) Fund which states that “[t]he revenue sources identified in any... Acts that identify new revenue sources that have *not* been identified in the General Appropriations Act during each fiscal year *shall* be deposited or transferred into the SAR Fund and *shall* be expended exclusively for the purposes set forth by *I Liheslaturan Guåhan* in any... Acts that identify new revenue sources during each fiscal year.”

The excess revenues to the Use of Money and Property General Fund category as a result of additional escheated funds that have been identified in Bill 95-32 are required under the SAR Fund enabling legislation, to be deposited or transferred into the SAR Fund and are subject to legislative appropriation.

5. The Committee further finds that § 21116(a), Chapter 21, Division 2, Title 5 of the Guam Code Annotated requires the Director of Administration to cause an audit of the amounts of all government of Guam checks or drafts which *shall* have been unclaimed or outstanding for more than one year from the respective dates thereof. Subsequent to the audit caused by the Director of Administration, said checks are to be cancelled and upon demand by the lawful claimant of said check, a new check is to be issued. The period for which the claimant can claim said check is three years; therefore, a period after four years subsequent to the issuance of an unclaimed check, can such funds be escheated to the government of Guam.

6. A record made of each check or draft was also to be made by the Director of Administration. To date, there has been no detailed record or check register of the unclaimed or unpaid checks that will escheat to the government of Guam, provided to the Committee.

The Committee finds that in Fiscal Year 2009, \$112,000,000 was paid for 2006 and prior year income tax refunds pursuant to the requirements of Public Law 30-24 which authorized the issuance of a bond. It is the understanding of the Committee, based on information provided by Mr. John Camacho (Director – DRT); Kathy Kakigi (Financial Manager – DOA); and Mr. Tony Blaz (Deputy Director - DOA) that the period in which the unclaimed income tax refund checks from that bond issuance will escheat to the government of Guam, and the largest percentage of such funds identified in Bill 95-32 are for income tax refunds.

In accordance with Chapters 50 and 51, Title 11 of the Guam Code Annotated and as discussed in depth in the Office of Public Accountability's OPA Report No. 11-10, the process in which income tax refunds are to be paid is via a transfer from the Income Tax Refund Efficient Payment Trust Fund upon a written request from the Tax Commissioner, to the Income Tax Refund Reserve Fund (Reserve Fund). The Reserve Fund is the fund from which income tax refunds are to be paid. *I Maga'låhen Guåhan* has no transfer authority from this fund, and the only expenditures authorized from the Reserve Fund are for income tax refunds.

The Committee recommends that escheated funds identified in Bill 95-32 resulting from income tax refund checks should be reverted back into the Reserve Fund for future payments of income tax refunds.

7. The Committee also recognizes that each Fiscal Year in the General Appropriations Act, *I Liheslaturan Guåhan* appropriates money for the annual Cost of Living Allowance and Supplemental Annuity payment to eligible retirees and their survivors. Checks written against these appropriations unpaid and unclaimed after four (4) years are returned to the General Fund by the Government of Guam Retirement Fund (GGRF).

The Committee finds that for the last several Fiscal Years, the appropriation for the Medicare Reimbursements for retirees are short due to additional retirees becoming eligible for

reimbursement during the fiscal year. *I Liheslatura* subsequently appropriates money back to the Retirement funds to pay for additional reimbursement to retirees and therefore recommends that the GGRF retain unpaid and unclaimed checks after four (4) years for the purpose of funding Medicare Reimbursement payments; annual Cost of Living Allowance payments; and Supplemental Annuity payments.

8. Furthermore, Public Law 31-233 provides the Governor of Guam with lump sum appropriations for the departments and agencies that are proposed to be provided additional appropriation authority in Bill 95-32. These departments and agencies include the Department of Revenue and Taxation, the Department of Public Works, the Department of Administration, and the Guam Police Department. BBMR Circular No. 13-01 places a 15% reserve on all these agencies as directed by *I Maga'låhen Guåhan*.

The Committee believes that providing the Governor of Guam lump sum appropriations for each line agency allows exercise of a very flexible authority to manage his budget in a way that he can cover for those appropriations identified in Bill 95-32. In addition, with a 15% reserve in place, it is not feasible for *I Liheslaturan Guåhan* to be providing additional spending authority to the Governor when the spending authority already granted him is being self-reserved. Unless the 15% reserve is lifted and the Governor believes that he needs additional spending authority to cover such projects, the Committee believes it is at that point when further discussion can take place, if funding permits.

(a) In reference to the appropriation of \$500,000 to the Department of Public Works for the Tiyan Parkway project, the DPW reported to the Committee that the design of the project is about 60% completed. If the design is not completed on time, the funds appropriated may not be encumbered or expended in time thus causing a lapse.

Further, the appraisals for the property have not yet been provided to the Committee, as promised during the public hearing nor have negotiations with the landowners been resolved. Appraisals and separate consideration of land condemnation measures are required under § 2107, Title 2 of the Guam Code Annotated. The Committee has been informed that the government intends to condemn the property from the ancestral landowners and in turn sell it back to the airport, who can then sell it to the federal government at a higher price. There remain outstanding concerns with the Committee that the ancestral owners are at a disadvantage in these proceedings and that the airport will profit from the government of Guam's condemnation of this ancestral land. The government of Guam will repeat the injustice perpetuated on ancestral landowners by the government, yet the government of Guam has not been assured of any land transfer or source of funds from the airport to replenish this property or to further compensate the ancestral landowners for their loss.

(b) With regards to the \$700,000 appropriation to the Department of Administration, this represents over 9% of an increase in its General Fund appropriations for FY 2013. Public Law 31-233 appropriated \$7,756,778 from the General Fund to the Department of Administration. The Committee believes this is as a result of a unilateral

decision by the Executive Branch to move the Department of Administration's offices from a rent-free facility to one that costs tens of thousands of dollars per year.




I Liheslaturan Guåhan has not appropriated any funds to object category 233 (Office Space Rental) over the past several fiscal years, and such a move by the Executive Branch to unilaterally increase its expenditure base is an unbudgeted decision made by the Executive Branch that should be funded by the Executive Branch.

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land, hereby reports Bill No. 95-32 (COR), as substituted with the recommendation REPORT OUT ONLY


I MINA TRENDAI DOS NA LIHESLATURAN GUÅHAN
2013 (FIRST) Regular Session

Bill No. 95-62 (COR)

Introduced by:

Judith T. Won Pat, Ed.D. 
Tina R. Muna-Barnes 
R.J. Respicio 

AN ACT TO APPROPRIATE THE SUM OF THREE MILLION ONE HUNDRED THOUSAND DOLLARS (\$3,100,000.00) ESCHEATED TO THE GENERAL FUND, PURSUANT TO §21116 OF CHAPTER 21, DIVISION 2, TITLE 5, GUAM CODE ANNOTATED, FOR THE PURPOSE OF SUPPORTING UNFUNDED GOVERNMENT OF GUAM OBLIGATIONS.

2013 APR 19 PM 2:07 

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. Appropriation. Notwithstanding any other provision of
3 law, the sum of Three Million One Hundred Thousand Dollars
4 (\$3,100,000.00) escheated to the General Fund, pursuant to §21116 of
5 Chapter 21, Division 2, Title 5, Guam Code Annotated, is hereby
6 appropriated as follows:

7 (a) One Million Four Hundred Thousand Dollars (\$1,400,000.00) to
8 the Department of Revenue and Taxation for real property revaluation.

1 (b) Five Hundred Thousand Dollars (\$500,000.00) to the Department
2 of Public Works for the acquisition of property for the Tiyan Parkway
3 project.

4 (c) Seven Hundred Thousand Dollars (\$700,000.00) to the Department
5 of Administration for acquisition of software, migration, fiber connection
6 security, government-wide active directory and upgraded infrastructure
7 for government of Guam network and related purposes.

8 (d) Four Hundred Thousand Dollars (\$400,000.00) to the Guam Police
9 Department for the purchase of completely marked police vehicles which
10 shall include, but not be limited to, graphics, emergency lighting, siren,
11 police/radio communication system, and a prisoner transport system. The
12 purchase of police vehicles shall include a vehicle warranty and
13 maintenance program. Police vehicles must be purchased from the
14 manufacturer's authorized dealer in Guam and the price shall include the
15 manufacturer's full warranty and suggested or recommended routine
16 maintenance schedule as defined by the manufacturer's Scheduled
17 Maintenance Guide for a minimum of 3 years or 125,000 miles whichever
18 occurs first.

19 (e) One Hundred Thousand Dollars (\$100,000.00) to the "Better
20 Public Service Fund" administered by the Department of Revenue and
21 Taxation, to support the objectives of P.L. 31-135, also known as the "*Cash*
22 *Economy Enforcement Act of 2011*".

1 **Section 2. Unused Appropriations.** Funds not expended pursuant
2 to the provisions of this Act, within one (1) year following the date of
3 enactment, shall no longer be available to the agencies identified in this
4 Act. Such funds shall become available for future appropriations by *I*
5 *Liheslaturan Guáhan*.

6 **Section 3. Reporting Requirement.** The Directors of the Department
7 of Revenue and Taxation, Department of Public Works, Department of
8 Administration, and the Chief of Police, shall each submit a report to *I*
9 *Maga'láhen Guáhan* and *I Liheslaturan Guáhan*, no later than One Hundred
10 Eighty (180) days following enactment of this Act, detailing all transactions
11 pertaining to funds appropriated herein.

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

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2013 (FIRST) Regular Session

Bill No. 95-32 (COR)

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

Introduced by:

Judith T. Won Pat, Ed.D.
Tina R. Muna-Barnes
R.J. Respicio

**AN ACT TO AMEND §21116(d) OF CHAPTER 21,
DIVISION 2, TITLE 5, GUAM CODE ANNOTATED
TO DEPOSIT FUNDS INTO THE SUPPLEMENTAL
APPROPRIATIONS REVENUE FUND AND TO
APPROPRIATE \$100,000 TO THE DEPARTMENT OF
REVENUE AND TAXATION.**

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan*
3 finds that the Department of Administration's (DOA) Division of Accounts
4 reported that during Fiscal Year 2013, the sum of Five Million Three
5 Hundred Forty Three Thousand Sixty Six Dollars (**\$5,343,066**) will escheat
6 to the Government of Guam and be recognized as revenue to the General
7 Fund and is available for appropriation in Fiscal Year 2013.

1 *I Liheslatura* finds that revenues escheated to the government from
2 unpaid and unclaimed checks are primarily income tax refund payments.
3 The current practice of escheating unpaid income tax refund payments is
4 contrary to the intent set by *I Liheslatura Guåhan* in § 50106 of Chapter 50 of
5 Title 11, Guam Code Annotated which prohibits *I Maga'lahen Guåhan* from
6 transferring out money placed in the Income Tax Refund Reserve Fund. It
7 is also contrary to the priority set in Public Law 31-233 which requires a
8 reduction of government expenditures with the savings dedicated to
9 paying income tax refund payments.

10 *I Liheslaturan Guåhan* finds that there are many unclaimed and
11 unpaid income tax refund checks dating back to 2008. *I Liheslaturan Guåhan*
12 further finds, however, that there remain a significant amount of checks
13 that continue to remain unclaimed. Under such circumstances, Guam law
14 requires that unclaimed or unpaid tax refund checks, which remain
15 unclaimed or outstanding for more than three years from the date of audit,
16 shall be paid into the Treasury as revenue of the General Fund.

17 It is the intent of *I Liheslaturan Guåhan*, however, that unclaimed or
18 unpaid tax refund checks do not become a part of the General Fund. *I*
19 *Liheslatura* further intends that such checks remain available as a funding
20 source for future income tax refund payments.

21 *I Liheslatura* finds that pursuant to Article 16, Chapter 22, Title 5
22 GCA, all supplemental revenues, interest, and investment savings
23 identified and recognized by Government of Guam *shall* be deposited or

1 transferred into the Supplemental Appropriations Revenue Fund (SAR
2 Fund) and *shall* be expended only for the purposes authorized by *I*
3 *Liheslaturan Guåhan* in any Supplemental Appropriations Act or other Acts
4 that identify new revenue sources during each Fiscal Year (s).

5 *I Liheslatura* finds that in a letter from the DOA Director, the decision
6 was made to use excess revenue collections from Fiscal Year 2012 to pay
7 prior year obligations pursuant to Section 5(a), Chapter I of PL 31-77. The
8 DOA Director declared that the payment related to the Guam Federation of
9 Teachers v. Government of Guam, et. Al., Superior Court Case Number SP-
10 0009-07 and to the Internal Revenue Service for the Make Work Pay
11 Overpayment liability pursuant to the May 29, 2009 Memorandum of
12 Understanding between the Department of Revenue and Taxation and the
13 Internal Revenue Service was not made; further stating that the case was
14 still in litigation at the time and rather than reserving the Fiscal Year excess
15 collections to pay the teachers when the litigation is complete as prioritized
16 by *I Liheslaturan Guåhan* it was used for other prior year obligation
17 priorities of *I Maga'lahaen Guåhan*.

18 This decision, however, is not in compliance with the provisions of
19 the Article 16, Chapter 22, Title 5 GCA as the excess revenues from Fiscal
20 Year 2012 should have been deposited from the General Fund to the SAR
21 Fund for eventual payment of this obligation. This obligation continues to
22 be recognized by the government of Guam as a Future Obligation, and
23 funds were unfortunately not set aside for the payment.

1 It is, therefore, the intent of *I Liheslaturan Guåhan* to deposit or
2 transfer all revenue recognized as a result of escheated funds, excluding all
3 unpaid and unclaimed income tax refund checks recognized as revenue
4 from the General Fund to the SAR Fund.

5 **Section 2. Appropriation from SAR Fund for payment of Prior Year**
6 **Obligations and Future Obligation.** Notwithstanding any other provision
7 of law, the sum of One Hundred Thousand Dollars **(\$100,000)** is
8 appropriated from the SAR Fund to the “Better Public Service Fund” to
9 fund duties and activities to implement and enforce the “Cash Economy
10 Enforcement Act of 2011.”

11 **Section 3. Unclaimed or Unpaid Tax Refund Checks.** §21116(d) of
12 Chapter 21, Division 2, Title 5, Guam Code Annotated, is hereby *amended* to
13 read:

14 “§ 21116. **Unclaimed or Unpaid Checks.**

15 (a) Upon audit caused by the Director of Administration, the
16 amounts of all government of Guam checks or drafts which shall have been
17 unclaimed or outstanding for more than one year from the respective dates
18 thereof, shall be accounted for separately and a record made of each such
19 check or draft.

20 (b) All such unclaimed checks or drafts shall be cancelled as of the
21 date of the audit. Upon demand by the lawful claimant thereof within three
22 years after such cancellation, the Director of Administration shall issue a
23 new check or draft in lieu thereof.

1 (c) Upon presentation of any such outstanding check or draft within
2 three years of the date of audit thereof to the Director of Administration by
3 the lawful holder thereof, the Director shall cancel the check or draft so
4 presented and issue a new check or draft in lieu thereof.

5 (d) The amounts of all checks or drafts which shall have been
6 unclaimed or outstanding for more than three years from the date of audit
7 shall be paid into the Treasury as revenue of the General Fund with the
8 exception of the following:

9 (i) any and all tax refund checks, which shall have been
10 unclaimed or outstanding for more than three years from the date of
11 audit shall be deposited into or remain with the *Income Tax Refund*
12 *Reserve Fund* established pursuant to Chapter 50 of 11GCA and shall
13 be expended in accordance with §50105 of 11GCA; and

14 (ii) any and all Cost of Living Allowance (COLA) and
15 Supplemental Annuity Payment checks from any Fiscal Year General
16 Appropriations Act, which shall have been unclaimed or outstanding
17 for three or more years from the date of audit shall be transferred to
18 or remain with the Government of Guam Retirement Fund for the
19 use of payment of Medicare Reimbursements pursuant to
20 authorizations from any General Appropriations Act or any
21 Supplemental Appropriations Act that are unfunded after Fiscal Year
22 2012."

1 **Section 4. Deposit or Transfer from General Fund to SAR Fund.**

2 Notwithstanding any other provision of law, the sum of up to Five Million
3 Three Hundred Forty Three Thousand Sixty Six Dollars **(\$5,343,066)**,
4 excluding all unpaid and unclaimed income tax refund checks and
5 excluding all unpaid and unclaimed Cost of Living Allowance (COLA) and
6 Supplemental Annuity Payment checks from any Fiscal Year General
7 Appropriations Act, recognized as revenue as a result of escheated funds in
8 Fiscal Year 2013 shall be transferred by deposit from the General Fund to
9 the SAR Fund.

10 **Section 5. Appropriation Authorization.** Notwithstanding any other
11 provision of law, all sums herein appropriated in this Act shall not be
12 obligated or expended until:

13 A. a register listing each unclaimed and unpaid check that is
14 reconciled to remove any recent claims and that includes the purpose
15 of each cancelled or unclaimed check is submitted to the Speaker of *I*
16 *Liheslaturan Guåhan*;

17 B. the amount of cash equal to sums appropriated in this Act
18 is deposited into the SAR Fund; and,

19 C. Executive Order 2011-14, which froze salary step
20 increases for executive branch employees notwithstanding the
21 attorney general opinion that increments will still accrue as a liability
22 of the government of Guam that must be paid, is rescinded in its
23 entirety.

1 **Section 6. Effective Date.** This Act shall be effective upon enactment
2 and shall apply prospectively beginning with unclaimed tax refund checks
3 that will escheat to the government of Guam after October 1, 2012

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

Tuesday May 14, 2013

Bill No. 95

SIGN UP SHEET

NAME	ADDRESS	PHONE	EMAIL	WRITTEN	ORAL	SUPPORT	
						Yes	No
MICHAEL ARCANGEL	clo GPD	475-8540	michael.arcangel@gpd.guam.gov	✓		✓	
CARL DOMINGUEZ	DPW	646-3131	carl.dominguez@dap.guam.gov	✓	✓	✓	
Arthur Clark	OOG	475-9370			✓		
Tony BLAZ	DOA	475-1232		✓			
PAUL SUBA	GPD	797-1480					
LT. ARCANGEL II				✓			

FOR CHIEF BORDALLO



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**

Tuesday May 14, 2013

Bill No. 95

SIGN UP SHEET

NAME	ADDRESS	PHONE	EMAIL	WRITTEN	ORAL	SUPPORT	
						Yes	No
Joh- Camacho	DRT			✓	✓	YES	
MARTIN MENA VENTE	GMC				✓	YES	

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

GUAM POLICE DEPARTMENT

DIPATTAMENTON POLISIAN GUAHAN

Government of Guam



FRED E. BORDALLO, JR.
Chief of Police

MAURICE J.Q. SAYAMA, Colonel
Police Commander

Bldg. 13-16A Mariner Avenue, Tiyan
Barrigada, Guam 96913

P.O. Box 23909 Barrigada, Guam 96921

Telephone: (671) 475-8473 (Switchboard); (671) 475-8508 / 8509 / 8512

Fax: (671) 472-4036

WRITTEN TESTIMONY

OF

FRED E. BORDALLO, JR.

Chief of Police, Guam Police Department

Re: BILL 95-32(COR)

“An Act to Appropriate the Sum of Three Million One Hundred Thousand Dollars (\$3,100,000.00) Escheated to the General Fund, Pursuant to §21116 of Chapter 21, Division 2, Title 5, Guam Code Annotated, for the Purpose of Supporting Unfunded Government of Guam Obligations.”

For: The Honorable Vicente C. Pangelinan, Chairperson; and Members,
Committee on Appropriations, Public Debt, Legal Affairs, Public Parks,
Recreation, Historic Preservation & Land

Buenas Yan Hafa Adai! On behalf of the men and women of the Guam Police Department (GPD), I wish to express my full support for Bill 95-32(COR).

Section 1(d) of the Bill proposes to appropriate Four Hundred Thousand Dollars (\$400,000.00) to the Guam Police Department (GPD) for the purchase of completely marked police vehicles. This appropriation would certainly address our current need for vehicles and will be an addition to the limited number of vehicles in service now. For too long now, the Guam Police Department has had to endure the strain of providing enough working police vehicles to patrol our neighborhoods and respond to calls for service, often falling short of the number required. Too often, patrol officers have been doubling up in a vehicle due to the lack of working vehicles, which can often affect our response time to calls. The availability of an adequate number of vehicles will surely provide better coverage of our villages and streets, which translates to a greater deterrence to criminal activity and improved response. This is the much-needed "shot in the arm" that the department needs to recover from the loss of vehicles experienced due to crashes and survey. Our current fleet is comprised of vehicles purchased as far back as 2004, and our most recent purchase came in 2010. Patrol vehicles should be cycled out at least every 3 years, due to wear and tear from being driven practically 24 hours a day, 7 days a week, all year long.

Written Testimony of
Fred E. Bordallo, Jr.
Chief of Police, GPD
Re: Bill 95-32(COR)
May 13, 2013
Page 2 of 2

On behalf of the hardworking staff and employees of the Guam Police Department, we thank you for your continued effort to support the needs of GPD and the opportunity to testify in favor of this Bill. *Dangkulo Na Si Yu'os Ma'ase!*



FRED E. BORDALLO, JR.
Chief of Police

cc: Speaker, 32nd Guam Legislature
Vice Speaker, 32nd Guam Legislature
FEB:scr



Eddie Baza Calvo
Governor
Ray Tenorio
Lieutenant Governor

Department of Administration
(DIPATTAMENTON ATEMENSTRASION)
DIRECTOR'S OFFICE
(UFISINAN DIREKTOT)

Post Office Box 884 Hagatña, Guam 96932
Tel: (671) 475-1101/1250 - Fax: (671) 477-6788



Benita A. Manglona
Director
Anthony C. Blaz
Deputy Director

May 14, 2013

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
324 W. Soledad Ave.
Hagatña, Guam 96910

RE: Bill 95-32

Buenas yan Håfa Adai Senator Pangelinan,

I would first like to thank *I Liheslaturan Guåhan* for the opportunity to comment on Bill 95-32.

AN ACT TO APPROPRIATE THE SUM OF THREE MILLION ONE HUNDRED THOUSAND DOLLARS (\$3,100,000.00) ESCHEATED TO THE GENERAL FUND, PURSUANT TO §21116 OF CHAPTER 21, DIVISION 2, TITLE 5, GUAM CODE ANNOTATED, FOR THE PURPOSE OF SUPPORTING UNFUNDED GOVERNMENT OF GUAM OBLIGATIONS.

I understand the intent of Bill 95-32. The Department of Administration is in favor of the bill. This bill sets aside funds that will enable our government to: (a) enhance revenues by updating our real property tax assessments, (b) improve the Tiyan Parkway, (c) put more police vehicles on the streets of Guam, (d) improves the government-wide networks, and (e) improves our collection enforcement. In addition, *I Liheslaturan Guåhan* has the foresight to include a sunset provision.

The escheat laws have been on the books since 1976 for unclaimed checks and 1986 for dormant accounts. In practice, the funds are transferred to the general fund after the statute of limitation has been exhausted. The Division of Accounts became aware of and started the escheat process in fiscal year 2004. This bill would allow the government to dedicate that revenue stream to improve our revenues, infrastructure, and services.

We would like to remind *I Liheslaturan Guåhan* that it is our practice not to escheat these funds until the end of the fiscal year and after we have exhausted the statute of limitations which is a total of four years. This allows taxpayers to opportunity to come to our office and claim these funds. As such, the funds identified will not be available until the subsequent year.

The Department of Administration is strongly in favor of passing Bill 95-32.

Senseramente,

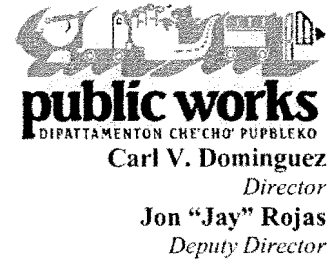


BENITA A. MANGLONA



*The Honorable
Eddie Baza Calvo
Governor*

*The Honorable
Ray Tenorio
Lieutenant Governor*



May 14, 2013

The Honorable Vicente "Ben" Pangelinan, Chairperson
Committee on Appropriations, Public Debt, Legal Affairs,
Retirement, Public Parks, Recreation, Historic Preservation and Land
I Mina'Trenta Dos Na Liheslaturan Guahan
Suite 101 Quan Building
324 W. Soledad Ave.
Hagåtña, Guam 96910

Buenas yan Hafa Adai, Mr. Chairman and Members of the Committee:

Thank you for giving the Department of Public Works the opportunity to review Bill 95-32, "An act to appropriate the sum of three million one hundred thousand dollars (\$3,100,000) escheated to the general fund, pursuant to §21116 of Chapter 21, Division 2, Title 5, Guam Code Annotated, for the purpose of supporting unfunded Government of Guam obligations."

The DPW supports the bill to offer the amount of \$500,000 for the acquisition of property for the Tiyan Parkway project. These funds are direly needed to begin the process of not only acquiring the required land, but also spawn the progress of gaining the appropriate GARVEE funding for this project, Hamburger Road, and Ypao Road.

The Department commends I Mina'Trenta Dos Na Liheslaturan Guahan and appreciates its support in building better roads.

On behalf of the DPW, I would like to thank you for the opportunity to provide our input on this proposed legislation. If you have any questions or require any additional information, please do not hesitate to contact me.

Si Yu'os Ma'ase

Carl V. Dominguez
Director



Dipáttamenton Kontribusion yan Adu'ána

DEPARTMENT OF

REVENUE AND TAXATION

GOVERNMENT OF GUAM

Gubetnamenton Guåhan

EDDIE BAZA CALVO, Governor Maga'láhi
RAY TENORIO, Lt. Governor Tiñente Gubetnadot

JOHN P. CAMACHO, Acting Director
Actot Direktot
MARIE M. BENITO, Deputy Director
Segundo Direktot

The Honorable Senator Vicente (ben) Cabrera Pangelinan
Chairman

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

RE: BILL NO. 95-32(COR): AN ACT TO APPROPRIATE THE SUM OF THREE MILLION ONE
HUNDRED THOUSAND DOLLARS (\$3,1000,000.00) ESCHEATED TO THE GENERAL
FUND, PURSUANT TO § 21116 OF CHAPTER 21, DIVISION 2, TITLE 5, GUAM CODE
ANNOTATED, FOR THE PURPOSE OF SUPPORTING UNFUNDED GOVERNMENT OF
GUAM OBLIGATIONS.

Buenas Yan Saludas:

The Department of Revenue & Taxation (DRT) hereby submits written testimony regarding the
aforementioned proposed legislation. DRT would like to thank the sponsors of this legislation for the
following reasons:

- 1) DRT is currently conducting the Real Property Revaluations as required by law for the year
2013 and requires additional funding to complete said project. The \$1,400,000 will be used to
refine and insure arms-length data is collected so as to revalue properties to existing market
models and conditions. The result should reap additional tax revenue without adjusting tax
rates.
- 2) DRT has seen the passage of P.L. 31-135 known as the "*Cash Economy Act of 2011*" and can
jump start the program with the designated \$100,000 in this bill.

Should you have any concerns on this matter, feel free to contact me at 635-1815.

Senseramente,

JOHN P. CAMACHO

Director

**Bureau of Budget & Management Research
Fiscal Note of Bill No. 95-32**

AN ACT TO APPROPRIATE THE SUM OF THREE MILLION ONE HUNDRED THOUSAND DOLLARS (\$3,100,000) ESCHEATED TO THE GENERAL FUND, PURSUANT TO §21116 OF CHAPTER 21, DIVISION 2, TITLE 5, GUAM CODE ANNOTATED, FOR THE PURPOSE OF SUPPORTING UNFUNDED GOVERNMENT OF GUAM OBLIGATIONS.

Department/Agency Appropriation Information	
Dept./Agency Affected: Administration	Dept./Agency Head: Benita Manglona, Director
Department's General Fund (GF) appropriation(s) to date:	27,958,631
Department's Other Fund (Specify) appropriation(s) to date: IDCF, TAF, THF, and SLF	8,523,716
Total Department/Agency Appropriation(s) to date:	\$36,482,347

Fund Source Information of Proposed Appropriation			
	General Fund:	(Specify Special Fund):	Total:
FY 2012 Unreserved Fund Balance ¹		\$0	\$0
FY 2013 Adopted Revenues	\$0	\$0	\$0
FY 2013 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 2013 (if applicable)	FY 2014	FY 2015	FY 2016	FY 2017
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
(Specify Special Fund)	\$0	\$0	\$0	\$0	\$0	\$0
Total	\$0	\$0	\$0	\$0	\$0	\$0

1. Does the bill contain "revenue generating" provisions? // Yes /x / No
If Yes, see attachment
2. Is amount appropriated adequate to fund the intent of the appropriation? /x / N/A // Yes // No
If no, what is the additional amount required? \$ _____ /x / N/A
3. Does the Bill establish a new program/agency? // Yes /x / 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
4. Will the enactment of this Bill require new physical facilities? // Yes /x / No
5. 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:

Analyst: 	Date: 5-20-13	Director: 	Date: 5-20-13
John AB Pangulinan, Acting Deputy Director		John A. Rios, Director	

Footnotes:
Please see attached comment page

Comments on Bill No. 95-32 (COR)

The proposed legislation is seeking to appropriate \$3.1 Million in escrow funding without providing due process for claimants to receive their claim after the audit period. Existing regulations requires a 3-year grace period before such funding can be applied as revenues to the General Fund. Additional such provision is disregarding account standards with respect to the length of time such liability should be maintained. Lastly, the current codification requires all unclaimed or outstanding checks for more than one year from date of issuance be accounted for and cancelled as of the date of audit. However, the proposed legislation does not consider or identify the applicable audit relevant to the escrow account.



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
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

April 19, 2013

MEMORANDUM

To: Rennae Meno
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

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

Subject: Referral of Bill No. 95-32(COR)

As the Chairperson of the Committee on Rules, I am forwarding my re referral of Bill No. 95-32(COR).

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 Guahan

Bill Log Sheet

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRE D	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
95-32 (COR)	Judith T. Won Pat, Ed.D, T.R. Muna Barnes, R.J. Respico,	AN ACT TO APPROPRIATE THE SUM OF THREE MILLION ONE HUNDRED THOUSAND DOLLARS (\$3,100,000.00) ESCHEATED TO THE GENERAL FUND, PURSUANT TO §21116 OF CHAPTER 21, DIVISION 2, TITLE 5, GUAM CODE ANNOTATED, FOR THE PURPOSE OF SUPPORTING UNFUNDED GOVERNMENT OF GUAM OBLIGATIONS	4/19/13 2:07 p.m.	4/19/13	Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Park, Recreation, Historic Preservation, and Land			



Office of

the People


I Mina'trentai Dos na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

May 7, 2013

Memorandum

To: All Senators

From: Senator Vicente (ben) Cabrera Pangelinan 

Re: Public Hearing – FIRST NOTICE

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 **2:00m** on **Tuesday, May 14, 2013** at the Guam Legislature's Public Hearing Room.

The following is the agenda:

Para Komfitmasion:
(Confirmation Hearing)

Mr. John Z. Arroyo, Member, Guam Land Use Commission

Priniponi Siha:
(Bills)

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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>

Bill No. 104-32 (COR) – Introduced by Senator Vicente Pangelinan: An Act Relative to Transfer of the Title of Ownership of Lot No 7, NEW, Block No. 1, Tract 1427 Located in the Municipalities of Tamuning, Tiyan From the Guam International Airport Authority to the Chamorro Land Trust Commission.

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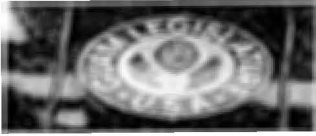
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Yanggen un nisisita espesiât na setbisio put fabot âgang i Ifisinan Senadot ben pangelinan gi 473-4236/7. Yanggen un nisisita kopian i priniponi siha ginen este na tareha, hâlom gi i uepsait i Liheslaturan Guåhan gi www.guamlegislature.com Yanggen para un na'hâlom testigu-mu, chule' para i ifisinan-mâmi 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 Este na nutisio inapâsi nu i fendon gubetnamento.

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Public Hearing - First Notice

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

Tue, May 7, 2013 at 3:47 PM

See corrected date.

Hafa Adai,

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land will hold a public hearing on Tuesday, May **14**, 2013 beginning at 2:00 pm in the Guam Legislature Public Hearing room. To review the bills, on the attached agenda please move your cursor over the bill number. The following is on the agenda.

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(Bills)

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[Quoted text hidden]



Lisa Dames <cipo@guamlegislature.org>

Public Hearing - First Notice

Lisa Dames <cipo@guamlegislature.org>

Tue, May 7, 2013 at 3:22 PM

To: news@k57.com, news@guampdn.com, Sabrina Salas <sabrina@kuam.com>, Jason Salas <jason@kuam.com>, Mindy Aguon <mindy@kuam.com>, nick@kuam.com, Ken Quintanilla <kenq@kuam.com>, Krystal Paco <krystal@kuam.com>, Josh Tyquiengco <jtyquiengco@k57.com>, clynt@k57.com, Betsy Brown <betsy@k57.com>, Kevin Kerrigan <kevin@k57.com>, gerry@mvguam.com, Jon Anderson <editor@mvguam.com>, joy@mvguam.com, louella@mvguam.com, rgibson@k57.com, ALICIA PEREZ <aliciaperez69@hotmail.com>, Alicia Perez <perezksto@gmail.com>, Gaynor Daleno <gdumat-ol@guampdn.com>, slimtiaco@guampdn.com, Oyaol Ngirairikl <odngirairikl@guampdn.com>, Jerick Sablan <jpsablan@guampdn.com>, life@guampdn.com

Hafa Adai,

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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.

(671) 473-4236 (office)

(671) 473-4238 (fax)

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1 Mna'trenta 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 Måttes, gi diha 14 gi Mäyu, 2013)
Tuesday, May 14, 2013**

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

**alas dos gi despues di tala'ani
(2:00 PM)**

**TAREHA
(AGENDA)**

**Para Komfirmasion:
(Confirmation Hearing)**

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Lisa Dames <cipo@guamlegislature.org>

PUBLIC HEARING - SECOND NOTICE

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

Fri, May 10, 2013 at 2:12 PM

Hafa Adai,

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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
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Lisa Dames <cipo@guamlegislature.org>

PUBLIC HEARING - SECOND NOTICE

Lisa Dames <cipo@guamlegislature.org>

Fri, May 10, 2013 at 2:10 PM

To: news@k57.com, news@guampdn.com, Sabrina Salas <sabrina@kuam.com>, Jason Salas <jason@kuam.com>, Mindy Aguon <mindy@kuam.com>, nick@kuam.com, Ken Quintanilla <kenq@kuam.com>, Krystal Paco <krystal@kuam.com>, Josh Tyquiengco <jtyquiengco@k57.com>, clynt@k57.com, Betsy Brown <betsy@k57.com>, Kevin Kerrigan <kevin@k57.com>, Jon Anderson <editor@mvguam.com>, gerry@mvguam.com, joy@mvguam.com, louella@mvguam.com, rgibson@k57.com, ALICIA PEREZ <aliciaperez69@hotmail.com>, Alicia Perez <perezksto@gmail.com>, Gaynor Daleno <gdumat-ol@guampdn.com>, slimtiaco@guampdn.com, Oyaol Ngirairiki <odngirairiki@guampdn.com>, Jerick Sablan <jpsablan@guampdn.com>, life@guampdn.com

Hafa Adai,

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land will hold a public hearing on Tuesday, May 7, 2013 beginning at 2:00 pm in the Guam Legislature Public Hearing room. To review the bill number, please move your cursor over the bill number. The following is on the agenda.

Para Komfitmasion:

(Confirmation Hearing)

Mr. John Z. Arroyo, Member, Guam Land Use Commission

Priniponi Siha:

(Bills)

Bill No. 15-32 (COR) – Introduced by Senator Tina Muna Barnes: An Act to Rezone Lot No. 3, Tract 1942, in the Municipality of Barrigada from Single-Family Dwelling (R-1) to Multiple-Family Dwelling (R-2).

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Bill No. 104-32 (COR) – Introduced by Senator Vicente Pangelinan: An Act Relative to Transfer of the Title of Ownership of Lot No 7, NEW, Block No. 1, Tract 1427 Located in the Municipalities of Tamuning, Tiyan From the Guam International Airport Authority to the Chamorro Land Trust Commission.

Bill No. 89-32 (COR) – Introduced by Senator Michael San Nicolas: An Act to Add a New Article 17 to Chapter 22, Title 5, Guam Code Annotated, Relative to the Responsible Reserve Fund.

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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 PUPBLÉKO
(PUBLIC HEARING)**

**gi Måttes, gi diha 14 gi Måyu, 2013
Tuesday, May 14, 2013**

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

**alas dos gi despues di talo'ani
(2:00 PM)**

**TAREHA
(AGENDA)**

**Para Komfirmasion:
(Confirmation Hearing)**

Mr. John Z. Arroyo, Member, Guam Land Use Commission

**Priniponi Siha:
(Bills)**

Bill No. 15-32 (COR) – Introduced by Senator Tina Muna Barnes: An Act to Rezone Lot No. 3, Tract 1942, in the Municipality of Barrigada from Single-Family Dwelling (R-1) to Multiple-Family Dwelling (R-2).

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Bill No. 104-32 (COR) – Introduced by Senator Vicente Pangelinan: An Act Relative to Transfer of the Title of Ownership of Lot No 7, NEW, Block No. 1, Tract 1427 Located in the Municipalities of Tamuning, Tiyan From the Guam International Airport Authority to the Chamorro Land Trust Commission.

Bill No. 89-32 (COR) – Introduced by Senator Michael San Nicolas: An Act to Add a New Article 17 to Chapter 22, Title 5, Guam Code Annotated, Relative to the Responsible Reserve Fund.

Bill No. 100-32 (LS) – Introduced by Speaker Judith Won Pat: An Act to Add a New Item (e) to 521116 of Chapter 21, Division 2, Title 5, Guam Code Annotated, Relative to Requiring the Deposit of Unclaimed or Unpaid Tax Refund Checks into the Income Tax Refund Reserve Fund.

Bill No. 95-32 (COR) – Introduced by Speaker Judith T. Won Pat: An Act to Appropriate the sum of Three Million One Hundred Thousand Dollars (\$3,100,000.00) Escheated to the General Fund, pursuant to 521116 of Chapter 21, Division 2, Title 5 Guam Code Annotated, for the Purpose of Supporting Unfunded Government of Guam obligations.

Bill No. 97-32 (LS) – Introduced by Senator Dennis Rodriguez: An Act to Appropriate Available Funds from the Guam/Territorial Highway Fund to Designate and Prioritize Certain Capital Improvement Projects, Purchase Heavy Equipment Needed by the Department of Public Works for Flood Mitigation and Fund the Department of Revenue and Taxation's Transaction Processing System.

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I Minsitranan Duan na Libensitranan Oaduan
37th GUAM LEGISLATURE
Senator Vicente (Ben) Cabrera Fangelinan
Committee on Appropriations, Public Debt, Legal Affairs,
Retirement, Public Parks, Recreation, Historic
Preservation, and Land

Monday, April 29
Public Hearing

at 10:00 a.m. at the Senate Chamber,
Senate Building, May 14, 2013

Public Hearing on the Public Hearing of the
House of Representatives

at the Senate Chamber of the Senate
Building

Public
Hearing

Public Hearing
Senate Chamber

At 10:00 a.m. Monday, May 14, 2013

Project Title
(Title)

SB No. 75-01 (COR) - Introduced by Senator Tony Muna Garcia. An Act to Amend Law No. 5, Year 1986, on the Municipality of Mangrove from Single Family Dwelling (S1) to Multiple Family Dwelling (S1.2).

SB No. 80-01 (COR) - Introduced by Senator Michael Lindstrom. An Act to Add a New Sub-Item (S1) to 21 GCM, Section 1011111, Relative to Defining a Shell and Description, to Amend 21 GCM, Section 1011111, 21 GCM, Section 1011111, and 21 GCM, Section 1011111, Relative to Adding a Fee and Signature to the List of Shell Permitted and Conditional shell allowed in an S1, S2 and Conditional Zone.

SB No. 85-01 (COR) - Introduced by Senator Vicente Fangelinan. An Act Relative to Transfer of the Title of Ownership of Lot No. 1929-1, Block No. 2, Stage 1A27 located in the Municipality of Mangrove and District from the Guam International Airport Authority to the Chamorro Land Trust Commission.

SB No. 90-01 (COR) - Introduced by Senator Vicente Fangelinan. An Act Relative to Transfer of the Title of Ownership of Lot No. 7, Block No. 1, Stage 1A27 located in the Municipality of Mangrove, Title from the Guam International Airport Authority to the Chamorro Land Trust Commission.

SB No. 95-01 (COR) - Introduced by Senator Michael Fajon. An Act to Add a New Article 17 to Chapter 20, Title 5, Guam Code Annotated, Relative to the Respendable Reserve Fund.

SB No. 100-01 (S.S.) - Introduced by Speaker Judith T. Mura Paz. An Act to Add a New Item (a) to 21 GCM, Chapter 21, Section 2, Title 5, Guam Code Annotated, Relative to Supporting the Deposit of Unclaimed or Unpaid Tax Refund Checks into the Income Tax Refund Reserve Fund.

SB No. 105-01 (COR) - Introduced by Speaker Judith T. Mura Paz. An Act to Appropriates the sum of Three Million One Hundred Thousand Dollars (\$3,100,000.00) Contained in the General Fund, pursuant to 21 GCM, Chapter 21, Section 2, Title 5 Guam Code Annotated, for the Purpose of Supporting Unsettled Government of Guam obligations.

SB No. 110-01 (S.S.) - Introduced by Senator Dennis Rodriguez. An Act to Appropriates Available Funds from the Guam National Highway Fund to Designate and Prioritize Certain Capital Improvement Projects, Purchase Heavy Equipment Owned by the Department of Public Works for Road Mitigation and Fund the Department of Revenue and Senator's Transaction Processing System.

SB No. 115-01 (COR) - Introduced by Speaker Judith Mura Paz. An Act to Amend 21 GCM, Chapter 106, Title 5, Guam Code Annotated, Relative to Authorizing the Transfer of Current and Unsettled Bank Account Funds from the Treasurer of Guam to the Guam Housing Corporation's Housing Trust Fund.

Respectfully request to withdraw our bill SB No. 75-01. Senator Muna Garcia has introduced a bill SB No. 75-01 (COR) to amend the law SB No. 75-01. Senator Michael Lindstrom has introduced a bill SB No. 80-01 (COR) to amend the law SB No. 80-01. Senator Vicente Fangelinan has introduced a bill SB No. 85-01 (COR) to amend the law SB No. 85-01. Senator Michael Fajon has introduced a bill SB No. 95-01 (COR) to amend the law SB No. 95-01. Speaker Judith T. Mura Paz has introduced a bill SB No. 100-01 (S.S.) to amend the law SB No. 100-01. Speaker Judith T. Mura Paz has introduced a bill SB No. 105-01 (COR) to amend the law SB No. 105-01. Senator Dennis Rodriguez has introduced a bill SB No. 110-01 (S.S.) to amend the law SB No. 110-01. Speaker Judith Mura Paz has introduced a bill SB No. 115-01 (COR) to amend the law SB No. 115-01.

For more information, please visit the website of the Senate Chamber, Office of the Senate Clerk, Senate Chamber, Senate Building, 1000 G. D. R. Highway, San Juan, Guam. Telephone: (671) 472-1111. Website: www.guam.gov.gu. Email: senate@guam.gov.gu. Facebook: Senate of Guam. Twitter: SenateGuam. YouTube: Senate of Guam.

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I 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

**INEKUNGOK PUPBLEKO
(PUBLIC HEARING)**

gi Måttes, gi diha 14 gi Måyu, 2013
Tuesday, May 14, 2013

Kuåtton Inekungok Pupbleko gi I Liheslaturan Guahan
(Guam Legislature Public Hearing Room)

alas dos gi despues di talo'ani
(2:00 PM)

**TAREHA
(AGENDA)**

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(Confirmation Hearing)

Mr. John Z. Arroyo, Member, Guam Land Use Commission

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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

Located in the Municipalities of Tamuning, Tiyan From the Guam International Airport Authority to the Chamorro Land Trust Commission.

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As of April 23, 2013**

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