



Sen. Thomas Ada
Chairman

Committee on Transportation, Infrastructure, Lands,
Border Protection, Veterans' Affairs and Procurement
I Mina Trentai Tres Na Liheslaturan Guahan • 33rd Guam Legislature

NOV 13 2015

The Honorable Judith T. Won Pat, Ed.D.
Speaker
I Mina Trentai Tres Na Liheslaturan Guahan
155 Hesler Place
Hagatna, Guam 96910

Rory J. Respieio

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

RE: Committee Report on Bill No. 193-33 (LS) As Amended

Dear Speaker Won Pat:

Transmitted herewith is the Committee Report on Bill No. 193-33 (LS) As Amended, **"An Act To Amend Public Law 22-18 By Deleting From The Reserved Lands List The 35-Acres In Lot 10122-R18, Dededo, Reserved By The Department Of Education For The Construction Of The As-Tumbo Middle School. The 35-Acres Shall Be Transferred To The Chamorro Land Trust Commission For Residential And Agricultural Leasing."**

Committee votes are as follows:

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

Si Yu'os ma'ise'.
Thomas C. Ada
Thomas C. Ada

2015 Nov 17 10:14:06
[Signature]



Sen. Thomas Ada

Chairman

Committee on Transportation, Infrastructure, Lands,
Border Protection, Veterans' Affairs and Procurement

I Mina Trentai Tres Na Liheslaturan Guahan • 33rd Guam Legislature

**COMMITTEE REPORT
ON
Bill No. 193-33 (LS)
As Amended**

AN ACT TO AMEND PUBLIC LAW 22-18 BY DELETING FROM THE RESERVED LANDS LIST THE 35-ACRES IN LOT 10122-R18, DEDEDO, RESERVED BY THE DEPARTMENT OF EDUCATION FOR THE CONSTRUCTION OF THE AS-TUMBO MIDDLE SCHOOL. THE 35-ACRES SHALL BE TRANSFERED TO THE CHAMORRO LAND TRUST COMMISSION FOR RESIDENTIAL AND AGRICULTURAL LEASING.



Sen. Thomas Ada

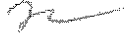
Chairman

Committee on Transportation, Infrastructure, Lands,
Border Protection, Veterans' Affairs and Procurement
I Mina Trentai Tres Na Libeslaturan Guahan • 33rd Guam Legislature

November 12, 2015

MEMORANDUM

To: **All Members**
Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement

From: **Senator Thomas C. Ada** 
Committee Chairperson

Subject: **Committee Report on Bill No. 193-33 (LS) As Amended**

Transmitted herewith for your consideration is the Committee Report on Bill No. 193-33 (LS) As Amended, **"An Act To Amend Public Law 22-18 By Deleting From The Reserved Lands List The 35-Acres In Lot 10122-R18, Dededo, Reserved By The Department Of Education For The Construction Of The As-Tumbo Middle School. The 35-Acres Shall Be Transferred To The Chamorro Land Trust Commission For Residential And Agricultural Leasing."**

This report includes the following:

- Committee Vote Sheet
- Committee Report Digest
- Copy of Bill No. 193-33 (LS), As Introduced
- Copy of Bill No. 193-33 (LS), As Amended
- Public Hearing Sign-in Sheet
- Copy of Fiscal Note Request
- Copy of Fiscal Note
- COR Referral of Bill No. 193-33 (LS)
- Notices of Public Hearing
- Public Hearing Agenda

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



Sen. Thomas Ada
Chairman

Committee on Transportation, Infrastructure, Lands,
 Border Protection, Veterans' Affairs and Procurement
I Mina Trentai Tres Na Libeslaturan Gudhan • 33rd Guam Legislature

COMMITTEE VOTE SHEET

Bill No. 193-33 (LS) As Amended, "An Act To Amend Public Law 22-18 By Deleting From The Reserved Lands List The 35-Acres In Lot 10122-R18, Dededo, Reserved By The Department Of Education For The Construction Of The As-Tumbo Middle School. The 35-Acres Shall Be Transferred To The Chamorro Land Trust Commission For Residential And Agricultural Leasing."

COMMITTEE MEMBERS	SIGNATURE	TO DO PASS	TO NOT PASS	TO REPORT OUT ONLY	TO ABSTAIN	TO PLACE IN INACTIVE FILE
SENATOR THOMAS C. ADA Chairperson	<i>[Signature]</i> 11/13/15	✓				
SENATOR RORY J. RESPICIO Vice Chairperson	<i>[Signature]</i> 11-13-15	✓				
VICE SPEAKER BENJAMIN J.F. CRUZ Member	<i>[Signature]</i> 11-13-15	✓				
SENATOR FRANK B. AGUON, JR. Member						
SENATOR DENNIS RODRIGUEZ, JR. Member	<i>[Signature]</i> 11/13	✓				
SENATOR NERISSA UNDERWOOD Member	<i>[Signature]</i> 11/15	✓				
SENATOR FRANK BLAS, JR. Member						
SENATOR MARY TORRES Member						
SENATOR JAMES V. ESPALDON Member						



Sen. Thomas Ada Chairman

Committee on Transportation, Infrastructure, Lands,
Border Protection, Veterans' Affairs and Procurement
I Mina Trentai Tres Na Liheslaturan Guahan • 33rd Guam Legislature

COMMITTEE REPORT DIGEST

I. OVERVIEW

Bill 193-33 (LS) was introduced on October 20, 2015 by Senator Thomas C. Ada and was subsequently referred on October 21, 2015 to the Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement.

The Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement convened a public hearing on October 29, 2015 at 1:30 pm in *I Liheslaturan Guahan* Public Hearing Room to receive public testimony on Bill No. 193-33 (LS).

Public Notice Requirements

Public Hearing notices were disseminated via email to all senators and all main media broadcasting outlets on October 22, 2015 (5-Day Notice) and again on October 26, 2015 (48-Hour Notice).

Senators Present

Senator Thomas C. Ada,	<i>Committee Chairperson</i>
Senator Rory J. Respicio	<i>Committee Vice-Chairperson</i>
Vice Speaker Benjamin J.F. Cruz	<i>Committee Member</i>
Senator Nerissa B. Underwood	<i>Committee Member</i>
Senator V. Anthony Ada	<i>Legislative Member</i>

The public hearing was Called-to-Order at 1:30pm.

II. SUMMARY OF TESTIMONY AND DISCUSSION

Chairperson Ada: Chairperson Ada gives a synopsis of Bill 193-33 and explains that it is similar to bill 192-33. It transfers back 35 acres to Lot 10122-R18 to the CLTC. The 35-acres was reserved by P.L. 22-18 for DOE to construct the Astumbo Middle School. The Astumbo Middle School was constructed and opened in 2008 on public land other than Lot 10122-R18. He explains that the bill intends to return the 35 acres initially reserved for the Middle School to the CLTC land inventory for residential and agricultural leasing.

Joe Borja, staff member: Mr. Borja explains on the map where the Astumbo Middle School is currently located, which is north of Lot 10122-R18.

Chairperson Ada: Explains that although GDOE may be thinking about building new school, 35-acres of vacant contiguous property may not be available. Instead, parcels here and there is what might be available. This was part of the discussion with DOE when they met to discuss Bill 192-33 and 193-33.

Senator Underwood: She wanted to clarify that 35 contiguous acres of vacant land may not be available to build a Middle school given there are already homes built within Lot 10122-R18.

Joe Borja: He agrees with Senator Underwood.

Senator Underwood: She explains, even if it was possible for DOE to build a school right now that particular property does not have enough contiguous acreage that is vacant.

Joe Borja: He asks the senators to keep in mind when Okkodu High School was built it was initially proposed on this 35 acres. They found out that the 35 acres was not large enough and had to build Okkodu where it is currently located because of its size.

Chairperson Ada: He concluded the hearing and declares Bill 193-33 as being duly heard.

III. FINDINGS AND RECOMMENDATIONS

The Committee finds that the reason for reserving 35-acres within Lot 10122-R18, pursuant to Public Law 22-18, for the construction of the Astumbo Middle School is now moot. Astumbo Middle School was built in 2008 on GovGuam land in an area north of Lot 10122-R18. GDOE's reason, as conveyed via text message by the Superintendent, for objecting and wanting to hold onto 35-acres within Lot 10122-R18 as a "bargaining chip" is weak at best, especially when GDOE has yet to do a Master Plan on where new schools should be constructed, if needed, in the future.

The committee furthermore finds that utility easements exists on Lot 10122-R18 and shall remain reserved for GWA and GPA as designated in there attached testimony and recommends adding language into bill 193-33 preserving all existing easements for GPA and GWA.

The Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement hereby reports out **Bill 193-33 (LS) as amended**, with the recommendation TO DO CASE.

I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN
2015 (FIRST) Regular Session

Bill No. 193 -33(LS)

Introduced by:

T.C. Ada 

**AN ACT TO AMEND PUBLIC LAW 22-18 TO
TRANSFER THIRTY-FIVE (35) ACRES OF LOT
10122-R18, MUNICIPALITY OF DEDEDO
RESERVED BY THE DEPARTMENT OF
EDUCATION FOR THE AS-TUMBO MIDDLE
SCHOOL TO THE CHAMORRO LAND TRUST
COMMISSION FOR RESIDENTIAL AND
AGRICULTURAL LEASING**

2015 OCT 09 11:43:30

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan*
3 finds that in 1993 Public Law 22-18 reserved 35 acres of Lot 10122-R18,
4 Municipality of Dededo for the Guam Department of Education to construct the
5 As-Tumbo Middle School on said lot.

6 *I Liheslaturan Guåhan* further finds that in school year 2008-2009 the Guam
7 Department of Education opened the newly constructed As-Tumbo Middle School
8 comprising of approximately 23 acres, built in the As-Tumbo area, on Block 26-
9 NEW-2, Tract 240, Municipality of Dededo.

10 *I Liheslaturan Guåhan* intends to transfer the 35 acres of Lot 10122-R18,
11 Dededo reserved by the Guam Department of Education for the As-Tumbo Middle
12 School under Public Law 22-18 to the Chamorro Land Trust Commission for
13 residential and agricultural leasing.

14 **Section 2. Property Transfer.** Thirty-Five Acres (35) of Lot 10122-R18,
15 Municipality of Dededo reserved for the As-Tumbo Middle School, previously

1 proposed under Public Law 22-18, shall be transferred to the Chamorro Land Trust
2 Commission to be added into the Chamorro Land Trust Commission Lands
3 Inventory for residential and agricultural leasing.

4 **Section 3. Exemption.** § 2107 of Title 2, Guam Code Annotated and the
5 Standing Rules of *I Mina' Trentai Tres Na Liheslaturan Guåhan* relative to the
6 appraisals of land *shall not* apply to this Act.

7 **Section 4. Severability.** If any provision of this law or its application to any
8 person or circumstance is found to be invalid or contrary to law, such invalidity
9 *shall not* affect other provisions or applications of this law, which can be given
10 effect without the invalid provisions or applications and to this end the provisions
11 of this act are severable.

I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN
2015 (FIRST) Regular Session

Bill No. 193-33 (LS)
As amended by the Author

Introduced by:

T. C. Ada

**AN ACT TO AMEND PUBLIC LAW 22-18 BY DELETING
FROM THE RESERVED LANDS LIST THE 35-ACRES IN
LOT 10122-R18, DEDEDO, RESERVED BY THE
DEPARTMENT OF EDUCATION FOR THE
CONSTRUCTION OF THE AS-TUMBO MIDDLE SCHOOL.
THE 35-ACRES SHALL BE TRANSFERED TO THE
CHAMORRO LAND TRUST COMMISSION FOR
RESIDENTIAL AND AGRICULTURAL LEASING.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section I. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds that Public Law 22-18 (enacted in 1993) reserved thirty-five (35) acres within Lot 10122-R18 (a 424 acre tract of land) in the Municipality of Dededo, for the Guam Department of Education (GDOE) to construct the As-Tumbo Middle School within said Lot.

I Liheslaturan Guåhan further finds that in 2008 the Guam Department of Education opened the newly constructed As-Tumbo Middle School on Block 26-NEW-2, Tract 240, comprising of approximately twenty-three (23) acres, in the As-Tumbo area, Municipality of *Dededo*.

I Liheslaturan Guåhan intends to transfer the thirty-five (35) acres reserved for the Guam Department of Education for the As-Tumbo Middle School to the Chamorro Land Trust Commission for residential and agricultural leasing.

1 **Section 2. Property Transfer.** Thirty-Five Acres (35) of Lot 10122-R18,
2 Municipality of Dededo reserved for the As-Tumbo Middle School, previously
3 proposed under Public Law 22-18, *shall* be transferred to the Chamorro Land Trust
4 Commission to be added into the Chamorro Land Trust Commission Lands
5 Inventory for residential and agricultural leasing.

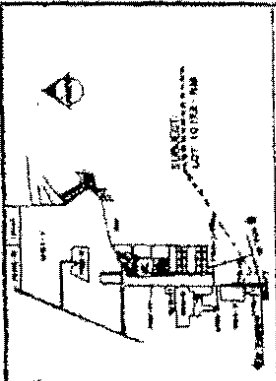
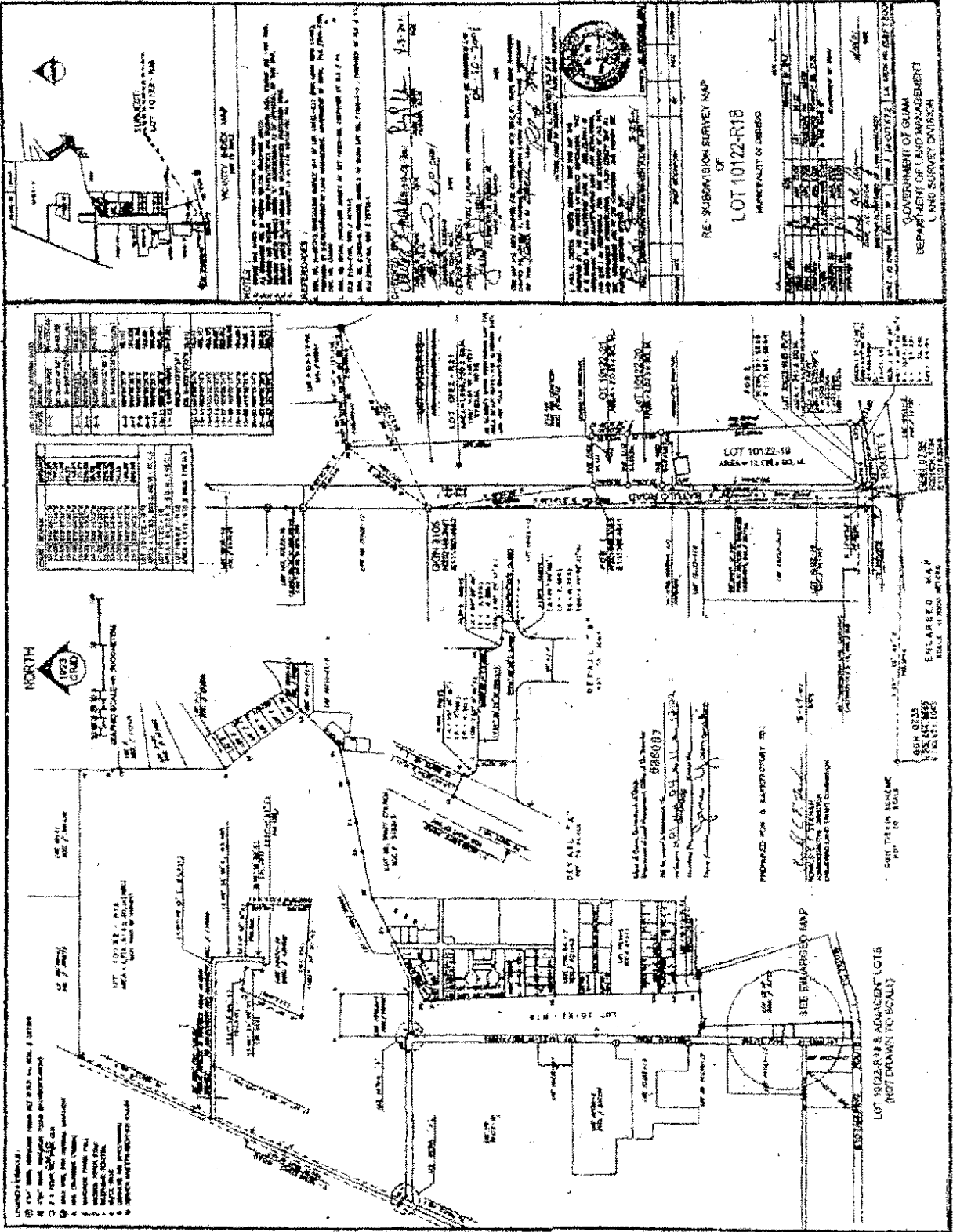
6 **Section 3. Reduction of Acreage From The Reserved Lands List.** The
7 thirty-five (35) acres of Lot 10122-R18, *Dededo*, reserved for the construction of
8 the As-Tumbo Middle School pursuant to Public Law 22-18 is hereby deleted from
9 the Government of Guam Reserved Lands List.

10 **Section 4. Preservation of Easements.** All existing easements on
11 Lot. 10122-R18 municipality of *Dededo* shall remain reserved for GWA and GPA
12 to allow for continued operation and maintenance of facilities.

13 **Section 5. Exemption.** § 2107 of Title 2, Guam Code Annotated and the
14 Standing Rules of *I Mina' Trentai Tres Na Liheslaturan Guåhan* relative to the
15 appraisals of land *shall not* apply to this Act.

16 **Section 6. Severability.** If any provision of this law or its application to any
17 person or circumstance is found to be invalid or contrary to law, such invalidity
18 *shall not* affect other provisions or applications of this law that can be given effect
19 without the invalid provisions or applications and to this end the provisions of this
20 Act are severable.

Bill No. 193-33



NOTES
 1. THIS MAP WAS PREPARED FROM A FIELD SURVEY MADE ON THE LOT AND ADJACENT LOTS ON APRIL 15, 1971.
 2. THE AREA OF THIS LOT IS 12,021.00 SQ. M.
 3. THE TOTAL AREA OF THE SUBDIVISION IS 12,021.00 SQ. M.
 4. THE AREA OF EACH LOT IS AS SHOWN ON THIS MAP.
 5. THE BOUNDARIES OF THIS LOT ARE AS SHOWN ON THIS MAP.
 6. THE SURVEY WAS MADE BY B. B. ...

REFERENCES
 1. ...
 2. ...
 3. ...

1971

RE-SUBDIVISION SURVEY MAP OF LOT 10122-R18 MUNICIPALITY OF DUBUQUE

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GOVERNMENT OF GUAM
 DEPARTMENT OF LAND MANAGEMENT
 LAND SURVEY DIVISION

Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement
 Public Hearing
 October 29, 2015
 1:30 p.m.
f Liheslaturan Guåhan, Hagåtña

Bill No. 193-33 (COR) – T.C. Ada

An act to amend Public Law 22-18 to transfer thirty-five (35) acres of lot 10122-R18, municipality of Dededo reserved by the Department of Education for the As-tumbo Middle School to the Chamorro Land Trust Commission for residential and agricultural leasing.

NAME (please print)	AGENCY/ ORGANIZATION	ORAL TESTIMONY	WRITTEN TESTIMONY	IN FAVOR	NOT IN FAVOR	CONTACT NUMBER	EMAIL ADDRESS
NONE							




GUAM POWER AUTHORITY

ATURIDÁT ILEKTRESEDÁT GUAHAN
P.O.BOX 2977 • AGANA, GUAM U.S.A. 96932-2977

October 29, 2015

The Honorable Thomas C. Ada
Senator, 33rd Guam Legislature
Ada Plaza Center, Suite 207
173 Aspinall Ave.
Hagatña, Guam 96910

RECEIVED by the
Office of Senator
Thomas C. Ada



Subject: Testimony Bill 192-33 (LS) and 193-33 (LS) Relative to the amendment of Public Law 22-18 to transfer 35 acres of Lot 10122-R18, Dededo to the CLTC

Dear Senator Ada,

The Guam Power Authority provides the following testimony for Bill No. 192-33 relative to the conveyance of property currently in the Department of Education inventory to the Chamorro Land Trust Commission (CLTC).

GPA provides service to customers on the subject property. Easements for access, installation and maintenance of the electrical facilities were acquired from the owner of record at the time of installation.

Consequently, GPA reserves its rights to the following easements for the continued operation and maintenance of the existing electrical facilities:

- 50' Transmission Line Easement (Civil Case#3-49) filed under document number 630 in the Department of Land Management, Government of Guam (DLM)
- GPA Easement filed under 712683 in the Department of Land Management, Government of Guam (DLM)
- GPA Easement filed under 712684 in the Department of Land Management, Government of Guam (DLM)
- GPA Easement filed under 743842 in the Department of Land Management, Government of Guam (DLM)

GPA supports Bill 193-33 (LS) subject to the reservation of the easements referenced above. Thank you for allowing GPA the opportunity to provide this testimony. Should you have any questions, your staff may contact Mr. Joven G. Acosta, P.E., Manager of Engineering at 648-3205.

Sincerely,


JOHN M. BENAVENTE, P.E.
General Manager

VFSR

Spec 11-05

GUAM WATERWORKS AUTHORITY

Gloria B. Nelson Public Service Building
688 Route 15, Mangilao, Guam 96913

November 4, 2015

Senator Thomas Ada
Senator, 33rd Guam Legislature
Ada Plaza Center, Suite 207
173 Aspinall Ave.
Hagatna, GU 96910

11/04/15
RECEIVED by the 3:30 PM
Office of Senator
Thomas C. Ada

Subject: **Bill 193-33 (LS) T.C. Ada**

Dear Senator Ada:

Guam Waterworks Authority (GWA) is in receipt of your memorandum on October 26, 2015 relative to the above referenced matter.

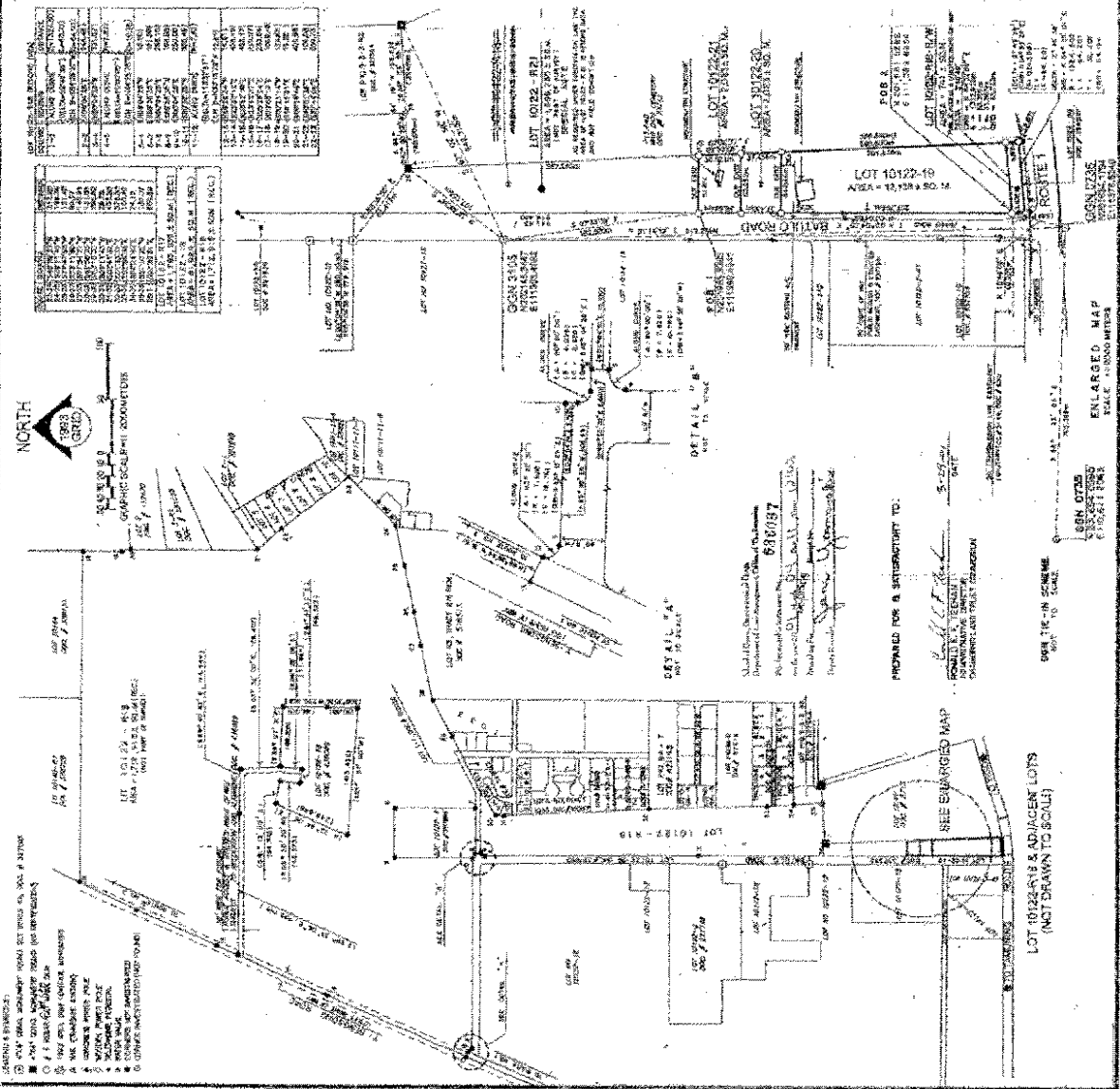
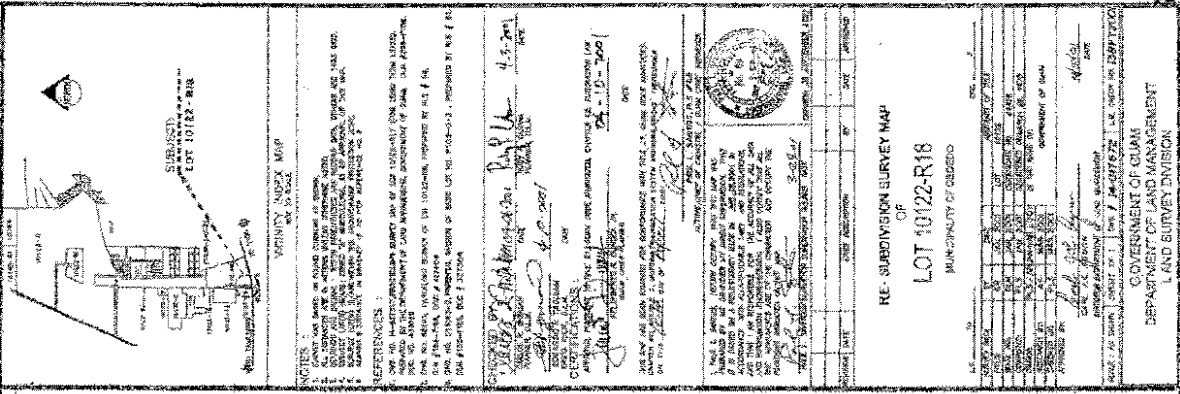
GWA understands that the intent of the bill is to amend Public Law 22-18 to transfer thirty-five (35) acres of Lot 10122-R18, Municipality of Dededo, reserved by the Department of Education for the Astumbo Middle School to the Chamorro Land Trust Commission for residential and agricultural leasing.

Guam Waterworks Authority has done in house research and a field inspection and has determined that a Deep Well Facility (Y12) sits on a portion of the subject lot. (Please see attached location map). **GWA hereby request a portion of said property to be reserved for our Deep Well facility.**

GWA places no objection to Bill No. 193-33 (LS) T.C. Ada for the transfer of Lot 10122-R18, Dededo.

Thank you for allowing GWA the opportunity to participate in this process. Should you have any questions regarding this matter, your staff may call Bobbie C. Cruz, Land Agent III, GWA Engineering at 300-6071.


Mark Miller
Interim General Manager

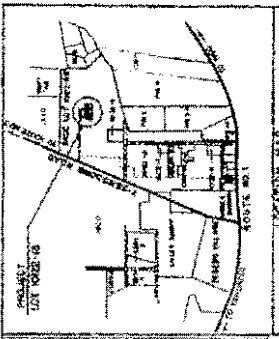
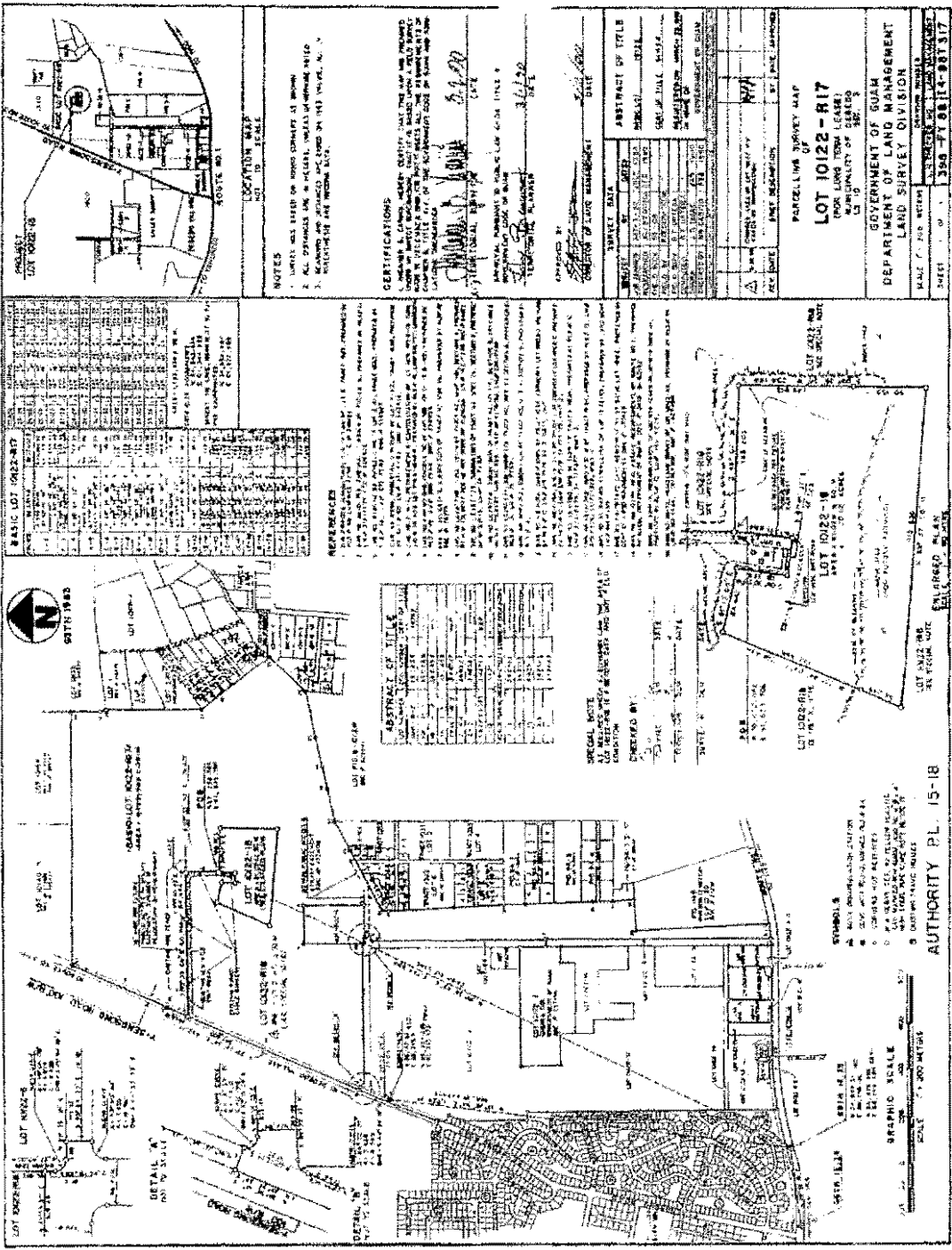


REMARKS: *[Handwritten notes]*

APPROVED FOR A SUBSEQUENT TO: *[Signature]*

THE SURVEYOR: *[Signature]*

DATE: 1974



NOTES

1. LINES AND BOUNDARIES SHOWN ON THIS MAP ARE BASED ON THE SURVEY DATA PROVIDED BY THE CLIENT.
2. ALL DIMENSIONS ARE IN METERS, UNLESS OTHERWISE SPECIFIED.
3. THIS SURVEY IS VALID FOR THE TERRITORY OF GUAM.

CERTIFICATIONS

I, the undersigned, being a duly qualified and licensed Surveyor in the Territory of Guam, do hereby certify that the map and data hereon shown are a true and correct representation of the actual conditions on the ground as shown and measured by me or under my direct supervision and in accordance with the laws and regulations governing the practice of the profession of Surveying in the Territory of Guam.

DATE: 3/1/20
 SURVEYOR: [Signature]

ABSTRACT OF TITLE

DATE	BY	DESCRIPTION
1988
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PARCEL MAP SURVEY MAP

LOT 10122-R17

(FOR LONG TERM LEASE)

IN THE TERRITORY OF GUAM

DEPARTMENT OF LAND MANAGEMENT

LAND SURVEY DIVISION

MAP NO. 10122-R17

DATE: 3/1/20

BASIC LOT 10122-R17

NO.	AREA (SQ. METERS)	PERCENTAGE OF TOTAL AREA
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REMARKS

1. THIS SURVEY WAS CONDUCTED IN ACCORDANCE WITH THE SURVEYING ACT AND REGULATIONS OF GUAM.

2. THE BOUNDARIES SHOWN ON THIS MAP ARE BASED ON THE SURVEY DATA PROVIDED BY THE CLIENT.

3. ALL DIMENSIONS ARE IN METERS, UNLESS OTHERWISE SPECIFIED.

4. THIS SURVEY IS VALID FOR THE TERRITORY OF GUAM.

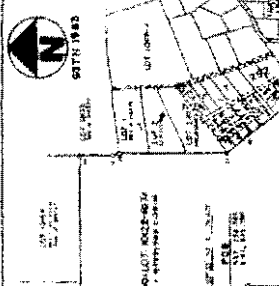
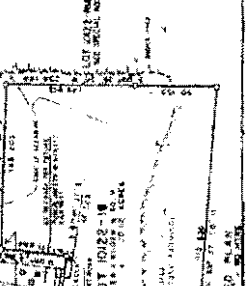
5. THE AREA OF LOT 10122-R17 IS 10,122 SQ. METERS.

6. THE PERCENTAGE OF TOTAL AREA OF LOT 10122-R17 IS 17.5%.

7. THE SURVEY WAS CONDUCTED ON 3/1/20.

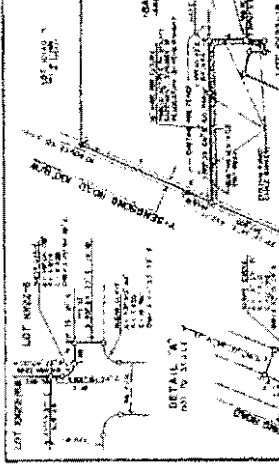
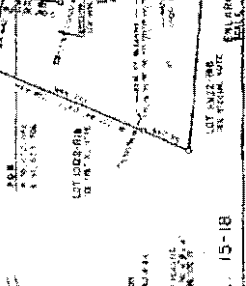
8. THE SURVEYOR IS A DULY QUALIFIED AND LICENSED SURVEYOR IN THE TERRITORY OF GUAM.

9. THE SURVEYOR CERTIFIES THAT THE MAP AND DATA HEREON SHOWN ARE A TRUE AND CORRECT REPRESENTATION OF THE ACTUAL CONDITIONS ON THE GROUND AS SHOWN AND MEASURED BY ME OR UNDER MY DIRECT SUPERVISION AND IN ACCORDANCE WITH THE LAWS AND REGULATIONS GOVERNING THE PRACTICE OF THE PROFESSION OF SURVEYING IN THE TERRITORY OF GUAM.



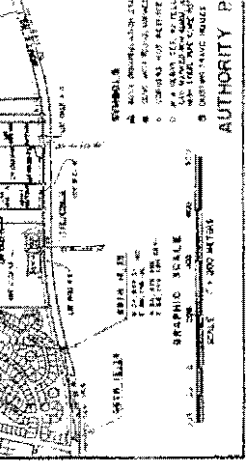
ABSTRACT OF TITLE

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1988
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ABSTRACT OF TITLE

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1988
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I-317(R) I-317



COMMITTEE ON RULES

I Mina'trentai Tres na Liheslaturan Guåhan • The 33rd 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

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

Vice-Speaker
Benjamin J.F. Cruz
Member

Legislative Secretary
Tina Rose Muna Barnes
Member

Senator
Dennis G. Rodriguez, Jr.
Member

Senator
Frank Blas Aguon, Jr.
Member

Senator
Michael F.Q. San Nicolas
Member

Senator
Nerissa Bretania Underwood
Member

V. Anthony Ada
MINORITY LEADER

Mary C. Torres
MINORITY MEMBER

November 13, 2015

Memorandum

To: Rennae Meno
Clerk of the Legislature

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

Subject: Fiscal Notes

2015 NOV 13 11:00 AM
R. MENO

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. 192-33(LS)
- Bill No. 193-33(LS)
- Bill No. 194-33(LS)
- Bill No. 195-33(LS)
- Bill No. 196-33(LS)

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'!

Bureau of Budget & Management Research
Fiscal Note of Bill No. 193-33 (LS)

AN ACT TO AMEND PUBLIC LAW 22-18 TO TRANSFER THIRTY-FIVE (35) ACRES OF LOT 10122-R18, MUNICIPALITY OF DEDEDO RESERVED BY THE DEPARTMENT OF EDUCATION FOR THE AS-TUMBO MIDDLE SCHOOL TO THE CHAMORRO LAND TRUST COMMISSION FOR RESIDENTIAL AND AGRICULTURAL LEASING.

Department/Agency Appropriation Information

Dept./Agency Affected: Chamorro Land Trust Commission	Dept./Agency Head: Michael J. B. Borja, Director
Department's General Fund (GF) appropriation(s) to date:	-
Department's Other Fund (Specify) appropriation(s) to date: Chamorro Land Trust Operations Fund	1,424,311
Total Department/Agency Appropriation(s) to date:	\$1,424,311

Fund Source Information of Proposed Appropriation

	General Fund:	(Specify Special Fund):	Total:
FY 2015 Unreserved Fund Balance		\$0	\$0
FY 2016 Adopted Revenues	\$0	\$0	\$0
FY 2016 Appro. (P.L. 33-66 thru _____)	\$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 2016 (if applicable)	FY 2017	FY 2018	FY 2019	FY 2020
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
Special Fund	\$0	\$0	\$0	\$0	\$0	\$0
Total	\$0	\$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 appropriation? / X / N/A / / Yes / / No
 If no, what is the additional amount required? \$ _____ / X / N/A
- Does the Bill establish a new program/agency? / X / Yes / / No
 If yes, will the program duplicate existing programs/agencies? / / N/A / / Yes / X / 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: / / Yes / X / No
 / X / Requested agency comments not received by due date / / Other:

Analyst: Jason Baza, BMA II Date: 10/26/15 Director: Jose S. Capor, Director Date: OCT 29 2015

Notes:
See attached comments.

BUREAU OF BUDGET AND MANAGEMENT RESEARCH
COMMENTS ON BILL NO. 193-33 (LS)

The proposed legislation amends P.L. 22-18, which reserved several tracts of government properties for future intended uses. P.L. 22-18 initially reserved thirty-five (35) acres of Lot No. 10122-R18 to construct Astumbo Middle School, but the school was constructed on a different tract of property (Block 26-NEW-1, Tract 240). Because Lot No. 10122-R-18 is not being utilized for its intended purpose, the proposed legislation aims provide an alternative use of this lot by transferring it into the Chamorro Land Trust Commission's land inventory designated for residential and agricultural leasing.

Although the proposed legislation will transfer to and authorize the CLTC to utilize the 35 acres for residential/agricultural leases, it does not specifically state which type of lease will be utilized. §75107(a) of Chapter 75, Title 21 Guam Code Annotated delineates the minimum and maximum amount of acres authorized for different types of agriculture/residential leases (subsistence agricultural or aquaculture farming; commercial agricultural or aquaculture use; grazing use; and residential lots). Subsequently, because the proposed legislation doesn't specify which type of lease the property will be utilized as, the amount of leases that can be awarded on the property cannot be determined.

§75108(b) states that each lessee shall pay a rental of one dollar (\$1.00) per year for the term of ninety-nine (99) years. For example, if one commercial agricultural lease (maximum 20 acres per lessee) and one grazing lease (maximum 20 acres per lessee) is awarded on the subject property, anticipated revenue to be received by the end of the lease terms will amount to \$198. However, if one commercial agricultural lease and fifteen (15) residential leases (maximum once acre per lessee) are awarded, the anticipated revenue to be received by the end of the lease term will amount to \$1,584.

Subsequently, §75107(f) specifies that the lessee shall pay any taxes assessed upon the improvements made on the property during the duration of their lease period. Increased tax assessments are correlated with improved infrastructure on the property.

It should be noted that the proposed legislation does provide for revenue generating opportunities for the Government of Guam. However, due to not having sufficient information on the specific type of leases to be awarded on the subject property, the Bureau cannot determine the estimated revenues to be received.



COMMITTEE ON RULES

I Mina'trentai Tres na Liheslaturan Guåhan • The 33rd 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

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

Vice-Speaker
Benjamin J.F. Cruz
Member

Legislative Secretary
Tina Rose Muna Barnes
Member

Senator
Dennis G. Rodriguez, Jr.
Member

Senator
Frank Blas Aguon, Jr.
Member

Senator
Michael F.Q. San Nicolas
Member

Senator
Nerissa Bretania Underwood
Member

V. Anthony Ada
MINORITY LEADER

Mary C. Torres
MINORITY MEMBER

October 21, 2015

VIA E-MAIL

joey.calvo@bbmr.guam.gov

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

RE: Request for Fiscal Notes – Bill Nos. 190-33(COR) through 197-33(LS)

Hafa Adai Mr. Calvo:

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

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

Very Truly Yours,

Senator Rory J. Respicio
Chairperson of the Committee on Rules

Attachment (1)

Cc: Clerk of the Legislature

Bill Nos.	Sponsor	Title
190-33 (COR)	Dennis G. Rodriguez, Jr.	AN ACT TO AMEND SECTION 9(c) OF PUBLIC LAW 32-054, RELATIVE TO REQUIRING THAT THE NATIONAL CLINICAL MENTAL HEALTH COUNSELOR EXAM IS THE SOLE REQUISITE EXAM FOR LICENSURE FOR LICENSED MENTAL HEALTH COUNSELOR; AND TO AMEND SECTIONS 1, 2, 8, 9 AND 16 OF P.L. 32-054 FOR PURPOSES OF ESTABLISHING A LICENSED INTERN DESIGNATION DURING THE THREE THOUSAND (3,000) HOUR POST-GRADUATE CLINICAL EXPERIENCE PERIOD REQUIRED FOR MENTAL HEALTH PROFESSIONAL LICENSURE.
191-33 (LS)	Brant T. McCreddie	AN ACT TO AMEND SUBSECTION (a) OF §12104, SUBITEM (3) OF §12106(a), AND SUBSECTION (b) OF §12107, EACH OF CHAPTER 12, TITLE 16, GUAM CODE ANNOTATED; RELATIVE TO TOWING NOTICE REQUIREMENTS, RATE REGULATION, AND LIENS.
192-33 (LS)	T. C. Ada	AN ACT TO AMEND PUBLIC LAW 22-18 TO TRANSFER THIRTY-FIVE (35) ACRES OF LOT 10122-R18, MUNICIPALITY OF DEDEDO RESERVED BY THE DEPARTMENT OF EDUCATION FOR THE AS-TUMBO ELEMENTARY SCHOOL TO THE CHAMORRO LAND TRUST COMMISSION FOR RESIDENTIAL AND AGRICULTURAL LEASING.
193-33 (LS)	T. C. Ada	AN ACT TO AMEND PUBLIC LAW 22-18 TO TRANSFER THIRTY-FIVE (35) ACRES OF LOT 10122-R18, MUNICIPALITY OF DEDEDO RESERVED BY THE DEPARTMENT OF EDUCATION FOR THE AS-TUMBO MIDDLE SCHOOL TO THE CHAMORRO LAND TRUST COMMISSION FOR RESIDENTIAL AND AGRICULTURAL LEASING.
194-33 (LS)	T. C. Ada	AN ACT TO TRANSFER LOT 3463, AGANA HEIGHTS TO THE CHAMORRO LAND TRUST COMMISSION FOR RESIDENTIAL AND AGRICULTURAL LEASING.
195-33 (LS)	T. C. Ada	AN ACT TO AMEND PUBLIC LAW 22-18 TO TRANSFER LOT 3470, MUNICIPALITY OF CHALAN PAGO RESERVED FOR GUAM'S HEALTH CARE NEEDS TO THE CHAMORRO LAND TRUST COMMISSION FOR RESIDENTIAL AND/OR AGRICULTURAL LEASING.
196-33 (LS)	T. C. Ada	AN ACT TO TRANSFER FOUR HUNDRED (400) PLUS LOTS WHICH HAVE LAPSED INTO FORECLOSURE FROM ALL THE "LAND FOR THE LANDLESS" SUBDIVISIONS AND ALL OTHER SUCH SUBDIVISIONS TO THE CHAMORRO LAND TRUST COMMISSION'S AVAILABLE LANDS INVENTORY FOR CHAMORRO HOMELANDS.
197-33 (LS)	Judith T. Won Pat, Ed.D. T. C. Ada T. R. Muña Barnes	AN ACT TO AMEND §77302 of ARTICLE 3, CHAPTER 77 of TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO EXTENDING THE DUTIES OF THE GUAM POLICE DEPARTMENT COMMUNITY ASSISTED POLICING EFFORT (CAPE) VOLUNTEERS TO INCLUDE EVENT SUPERVISION OF THE 12TH FESTIVAL OF PACIFIC ARTS (FESTPAC).



COMMITTEE ON RULES

I Mina'trentai Tres na Liheslaturan Guåhan • The 33rd 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

October 21, 2015

Senator

Thomas C. Ada
VICE CHAIRPERSON
ASSISTANT MAJORITY LEADER

MEMORANDUM

To: Rennae Meno
Clerk of the Legislature

Speaker

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

Attorney Therese M. Terlaje
Legislative Legal Counsel

Vice-Speaker

Benjamin J.F. Cruz
Member

From: Senator Rory J. Respicio
Chairperson, Committee on Rules

Legislative Secretary

Tina Rose Muna Barnes
Member

Subject: Referral of Bill No. 193-33(LS)

Senator

Dennis G. Rodriguez, Jr.
Member

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 193-33(LS)**.

Senator

Frank Blas Aguon, Jr.
Member

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 Tres Na Liheslaturan Guåhan*.

Senator

Michael F.Q. San Nicolas
Member

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

Senator

Nerissa Bretania Underwood
Member

Si Yu'os Ma'åse!

V. Anthony Ada
MINORITY LEADER

Attachment

Mary C. Torres
MINORITY MEMBER

I Mina'Trentai Tres 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
193-33 (LS)	T. C. Ada	AN ACT TO AMEND PUBLIC LAW 22-18 TO TRANSFER THIRTY-FIVE (35) ACRES OF LOT 10122-R18, MUNICIPALITY OF DEDEDO RESERVED BY THE DEPARTMENT OF EDUCATION FOR THE ASTUMBO MIDDLE SCHOOL TO THE CHAMORRO LAND TRUST COMMISSION FOR RESIDENTIAL AND AGRICULTURAL LEASING.	10/20/15 4:30 p.m.	10/21/15	Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement			



1st Notice of Public Hearing: Thursday, October 29, 2015 – 10:00am and 1:30pm

Charlene Flores <flores@senatorada.org>

Thu, Oct 22, 2015 at 10:10 AM

To: Media <media@senatorada.org>, phnotice@guamlegislature.org, alfred.leonguerrero@gmail.com, john.camacho@revtax.guam.gov, Maria Flores <maria.flores@revtax.guam.gov>, pedro.leonguerrero@cqa.guam.gov, raffaele.sgambelluri@cqa.guam.gov, Chace Anderson <candersongbb@gmail.com>, Alicia Fejeran <avfejeran@gmail.com>, Glenn LG <glenn.leonguerrero@dpw.guam.gov>, felix.benavente@dpw.guam.gov, joaquin.blaz@dpw.guam.gov, roderick.r.leonguerrero.mil@mail.mil, jbrown@portguam.com, frpangelinan@portguam.com, jcuntalan@portguam.com, Ronnie Santos <ronnie.santos@clb.guam.gov>, eduardo.ordonez@clb.guam.gov, Jere Johnson <jjohnson@hawaiianrock.com>, info@perezbroinc.com, markm@blackguam.com, mr.rubbishman@gmail.com, trucking@ambyth.guam.net, main@coretechintl.com, david.hopkins@fe.navy.mil, joseph.yates@fe.navy.mil, michael.borja@land.guam.gov, james.gillam@dphss.guam.gov, rey.vega@mail.dmhsa.guam.gov, care@gbhwc.guam.gov, theodore.lewis@gmha.org, gmhadmin@gmha.org, superintendent@gdoe.net, info@guamchamber.com.gu, Teresa Topasna <teresa.topasna@cltc.guam.gov>, teresa.topasna@land.guam.gov

October 22, 2015

MEMORANDUM

To: All Senators, Media, and Stakeholders

Fr: Senator Thomas C. Ada, *Chairperson*

Subject: **1st Notice of Public Hearing: Thursday, October 29, 2015 – 10:00am and 1:30pm**

Please be advised that the Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement will be conducting a public hearing on **Thursday, October 29, 2015 at 10:00am and 1:30pm**. This meeting will take place in the Public Hearing Room of *I Liheslaturan Guahan*. The agenda is as follows:

10:00am

Bill 147-33 (COR) T.C. Ada

An act to amend §§ 5101, 5104, 5107, 5109, 5112 and 5114, and to add a new §5118, all of Chapter 5,

Title 16, Guam Code Annotated, relative to the authorities and responsibilities of the Department of Revenue and Taxation and The Department of Public Works to enforce weight limits and safe operations of commercial vehicles on Guam's Highways; establishing penalties for violations; establishing permit requirements; and establishing a truck enforcement screening station (TESS) facility fund.

1:30pm

The **Executive Appointment** of Mr. David J. Matanane to serve as a **member** of the **Chamorro Land Trust Commission**.

Bill 192-33 (LS) T.C. Ada

An act to amend Public Law 22-18 to transfer thirty-five (35) acres of lot 10122-r18, municipality of Dededo reserved by the Department of Education for the Astumbo Elementary School to the Chamorro Land Trust Commission for residential and agricultural leasing.

Bill 193-33 (LS) - T.C. Ada

An act to amend Public Law 22-18 to transfer thirty-five (35) acres of lot 10122-r18, municipality of Dededo reserved by the Department of Education for the Astumbo Middle School to the Chamorro Land Trust Commission for residential and agricultural leasing.

Bill 194-33 (LS) - T.C. Ada

An act to transfer lot 3463, Agana Heights to the Chamorro Land Trust Commission for residential and agricultural leasing.

Bill 195-33(LS) - T.C. Ada

An act to amend Public Law 22-18 to Transfer lot 3470, municipality of Chalan Pago reserved for Guam's health care needs to the Chamorro Land Trust Commission for residential and/or agricultural leasing.

Bill 196-33 (LS) - T.C. Ada

An act to transfer four hundred (400) plus lots which have lapsed into foreclosure from all the "Land for the Landless" subdivisions and all other such subdivisions to the Chamorro Land Trust Commission's available lands inventory for Chamorro homelands.

Testimony on **Bill No. 147-33 (COR)**, **Executive Appointment of Mr. David J. Matanane** **Bill No. 192-33 (LS)**, **Bill No. 193-33 (LS)**, **Bill No. 194-33(LS)**, **Bill No. 195-33(LS)**, and **Bill No. 196-33 (LS)** the should be addressed to Senator Thomas C. Ada, Chairperson, and will be accepted via hand delivery to our office, our mailbox at the Main Legislature Building at 155 Hesler Place, Hagåtña, Guam 96932, via email to office@senatorada.org, or via facsimile to (671) 473-3303 until **Friday, November 6, 2015 at 5:00 pm**. Individuals requiring special accommodations, auxiliary aids, or services should submit their request to Charlene Flores at 473-3301. Please feel free to contact my office should you have any questions or concerns.



Senator Tom Ada

Blaine Dydasco <bdydasco@senatorada.org>

2nd notice of Public Hearing

1 message

Blaine Dydasco <bdydasco@senatorada.org>

Mon, Oct 26, 2015 at 10:42 AM

To: phmaterials@guamlegislature.org, phnotice@guamlegislature.org, Media <media@senatorada.org>, Eric Palacios <eric.palacios@epa.guam.gov>, Conchita San Nicolas Taitano <conchita.taitano@epa.guam.gov>, vincent.pereira@epa.guam.gov, michael.omallan@epa.guam.gov, don.quinata@epa.guam.gov, william.austin@fe.navy.mil, jbenavente@gpagwa.com, mcamacho@gpagwa.com, gbotha@gpagwa.com, David Leddy <dleddy@guamchamber.com.gu>, ccastro@guamchamber.com.gu, rdelgado@guamchamber.com.gu, info@ghra.org, bill.ada@ipehq.com, catherine.leonguerrero@exxonmobil.com, ddean@sppcorp.com, jbrown@portguam.com, frangelinan@portguam.com, Marge Duenas <mduenas@portguam.com>, miller@guamwaterworks.org, annborja@guamwaterworks.org, staylor@guamwaterworks.net, Heidi Ballendorf <heidi@guamwaterworks.org>, glenn.leonguerrero@dpw.guam.gov, eleanor.borja@dpw.guam.gov, felix.benavente@dpw.guam.gov, maria.flores@revtax.guam.gov, john.camacho@revtax.guam.gov, Lou Sablan <lsablan@gpagwa.com>, jtduenas@hotmail.com, jeffcharjohnson@hotmail.com, horeckylaw@teleguam.net, horecky@ite.net, ndynvn@yahoo.com, Lou Palomo <lpalomo@guampuc.com>, marie@guam-peals.org, ray@guam-peals.org, weezierivera@hotmail.com, rick.agustin@grta.guam.gov, Ronnie Santos <ronnie.santos@clb.guam.gov>, weise@guambcc.org, Teresa Topasna <teresa.topasna@land.guam.gov>, "Jhoana M. Casem" <Jhoana.Casem@land.guam.gov>, Michael Borja <michael.borja@land.guam.gov>, dimdir@land.guam.gov, david.camacho@land.guam.gov, Cristina Gutierrez <Cristina.Gutierrez@land.guam.gov>, dfbrooks@guamopa.org, admin@guamopa.org, jngoze@ozemail.com.au, raunderwood@uguam.uog.edu, jpeterson@uguam.uog.edu, lmtoves@uguam.uog.edu, raymond.blas@dpr.guam.gov, Pedro LeonGuerrero <pedro.leonguerrero@cqa.guam.gov>, raffaele.sgambelluri <raffaele.sgambelluri@cqa.guam.gov>, Briana Roberto <briana.roberto@cqa.guam.gov>, roderick.r.leonguerrero@us.army.mil, johnny.lizama@ang.af.mil, martin.manglona@guam.gov, uriah.perez@fe.navy.mil, chuck.ada@guamairport.net, peterroy@guamairport.net, euntalan@guamairport.net, msablan@guamairport.net, Chace Anderson <candersongbb@gmail.com>, Alicia Fejeran <avfejeran@gmail.com>, csr@guamcell.net, clayton4gppc@hotmail.com, Chris Felix <felix@guam.net>, rjdguzman@hotmail.com, mail@cmlaw.us, claudia.acfalle@gsa.guam.gov, robert.kono@gsa.guam.gov, superintendent@gdoe.net, racruz@gtrf.com, djtydingco@gta.net, jkriegel@docomopacific.com, jlai@docomopacific.com, Richard Yu <richard.yu@choicephonellc.com>, Rene Lao <rene.lao@choicephonellc.com>, john.compton@itehq.net, mcogadmin@teleguam.net, benito.servino@disid.guam.gov, ed@guamwcc.com, jvy@cccguam.org, afcmstg24@yahoo.com, law@guamag.org, anthony.cruz@va.gov, john.blas@westcare.com, sinaguam@gmail.com, joey.sannicolas@gfd.guam.gov, chief@gpd.guam.gov, pio@gpd.guam.gov, bennyb@guamairport.net, jon.calvo@mail.house.gov, frankschacher01@gmail.com, mflores.guam@gmail.com

Cc: Charlene Flores <flores@senatorada.org>, Peter Tran <peter@senatorada.org>, Joseph Borja <jborja@senatorada.org>, Coy Torres <coy@senatorada.org>, Juliette Gillham <juliette@senatorada.org>, Cyrus Luhr <cyrus@senatorada.org>

October 28, 2015

MEMORANDUM

To: All Senators, Media, and Stakeholders

From: Senator Thomas C. Ada, *Chairperson*

Subject: **2nd Notice of Public Hearing: October 29, 2015 – 10:00am and 1:30pm**

Please be advised that the Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement will be conducting a public hearing on **Thursday, October 29, 2015 at 10:00am and 1:30pm**. This meeting will take place in the Public Hearing Room of *I Liheslaturan Guahan*. The agenda is as follows:

10:00am

Bill 147-33 (COR) T.C. Ada

An act to amend §§ 5101, 5104, 5107, 5109, 5112 and 5114, and to add a new §5118, all of Chapter 5, Title 16, Guam Code Annotated, relative to the authorities and responsibilities of the Department of Revenue and Taxation and The Department of Public Works to enforce weight limits and safe operations of commercial vehicles on Guam's Highways; establishing penalties for violations; establishing permit requirements; and establishing a truck enforcement screening station (TESS) facility fund.

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The **Executive Appointment** of **Mr. David J. Matanane** to serve as a **member** of the **Chamorro Land Trust Commission**.

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Bill 195-33(LS) T.C. Ada

An act to amend Public Law 22-18 to Transfer lot 3470, municipality of Chalan Pago reserved for Guam's health care needs to the Chamorro Land Trust Commission for residential and/or agricultural leasing.

-


Bill 196-33 (LS)- T.C. Ada

An act to transfer four hundred (400) plus lots which have lapsed into foreclosure from all the "Land for the Landless" subdivisions and all other such subdivisions to the Chamorro Land Trust Commission's available lands inventory for Chamorro homeland.

Testimony on **Bill No. 147-33 (COR), Executive Appointment of Mr. David J. Matanane Bill No. 192-33 (LS), Bill No. 193-33 (LS), Bill No. 194-33(LS), Bill No. 195-33(LS), and Bill No. 196-33 (LS)** the should be addressed to Senator Thomas C. Ada, Chairperson, and will be accepted via hand delivery to our office, our mailbox at the Main Legislature Building at 155 Hesler Place, Hagåtña, Guam 96932, via email to office@senatorada.org, or via facsimile to (671) 473-3303 until **Friday, November 6, 2015 at 5:00 pm**. Individuals requiring special accommodations, auxiliary aids, or services should submit their request to Charlene Flores at 473-3301. Please feel free to contact my office should you have any questions or concerns.

--

Blaine Dydasco
Policy Analyst
Office of Senator Tom C. Ada
I Mina' Trentai Tres Na Liheslaturan Guahan-33rd Legislature
Office (671) 473-3301

 **2nd notice of PH.pdf**
634K

Public Hearing Notice Listserv
phnotice@guamlegislature.org (Media, All Senators, and Staff)

Updated: October 1, 2015

action@weareguahan.com	danireyes@senatorbjcrúz.com	john.calvo@noaa.gov
admin2@guamrealtors.com	dcrisost@guam.gannett.com	john@mvguam.com
admin@frankaguonjr.com	debbierettyan@judiwonpat.com	johnluces@toduguam.com
admin@guamrealtors.com	delisleduenas@judiwonpat.com	johnntaconnor@gmail.com
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ann@toduguam.com	elena.garcia@senatorbjcrúz.com	kelty.toves@mail.house.gov
ataligba@gmail.com	emqcho@gmail.com	kennylg@guamlegislature.org
av@guamlegislature.org	eo@guamrealtors.com	kenq@kuam.com
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bruce.lloyd.media@gmail.com	frank@mvguam.com	leling@judiwonpat.com
bshringi@moylans.net	gerry@mvguam.com	life@guampdn.com
carlaborja.73@yahoo.com	gerrypartido@gmail.com	lijalcairo@gmail.com
carlo.branch@gmail.com	ginaflores2595@gmail.com	llmatthews@guampdn.com
carlo.branch@senatorbjcrúz.com	gktv23@hotmail.com	louella@mvguam.com
carlsanchez@judiwonpat.com	guadalupeignacio@gmail.com	louise@tonyada.com
carlsonc@pstripes.osd.mil	guam.avon@gmail.com	m.salaifa@yahoo.com
ccastro@guamchamber.com.gu	guam@pstripes.osd.mil	mabuhaynews@yahoo.com
ccharfauros@guamag.org	guamnativesun@yahoo.com	mahoquinene@guam.net
ccolbert@guamlegislature.org	hana@guam-shinbun.com	malainse@gmail.com
cheerfulcatunao@yahoo.com	bermina.certeza@senatorbjcrúz.com	maria.pangelinan@gcc.guam.gov
christine.quinata@takecareasia.com	hill.bruce@abc.net.au	marycamachotorres@gmail.com
cipo@guamlegislature.org	hottips@kuam.com	maryfejeran@gmail.com
clerks@guamlegislature.org	info@chinesetimesguam.com	marym@guamlegislature.org
cmduenas@guamlegislature.org	jason@kuam.com	matthew.santos@senatorbjcrúz.com
clynt@spbguam.com	jason@senatormorrison.com	matthew@senatormorrison.com
committee@frankaguonjr.com	jean@tinamunabarnes.com	mearlson@guamlegislature.org
communications@frankaguonjr.com	jennifer.lj.dulla@gmail.com	mepheron.kathryn@abc.net.au
communications@guam.gov	jespaldonesq@gmail.com	media@frankaguonjr.com
cor@guamlegislature.org	joan@kuam.com	menchu@toduguam.com
coy@senatorada.org	joe@toduguam.com	millie@tinamunabarnes.com
cyrus@senatorada.org	joesa@guamlegislature.org	mindy@kuam.com

Public Hearing Notice Listserv
phnotice@guamlegislature.org (Media, All Senators, and Staff)

Updated: October 1, 2015

mis@guamlegislature.org	sonedera-salas@guamlegislature.org
mlwheeler2000@yahoo.com	speaker@judiwonpat.com
monty.mcdowell@amiguam.com	staff@frankaguonjr.com
mspeps4873@gmail.com	stephaniemendiola@gmail.com
mwatanabe@guampdn.com	tasigirl@gmail.com
natasha@toduguam.com	tcastro@guam.net
news@guampdn.com	team5andahalfstar@gmail.com
news@spbg Guam.com	telo.taitague@visitguam.org
nick@kuam.com	tessa@senatorbjcruz.com
norman.aguilar@guamcc.edu	tina.afieto@yahoo.com
nsantos@guamlegislature.org	tina@tinamunabarnes.com
office@senatorada.org	tinamunabarnes@gmail.com
officeassistant@frankaguonjr.com	tjtaitano@cs.com
oliviapalacios@gmail.com	tom@senatorada.org
onlyonguam@acubedink.com	tommy@senatormorrison.com
orleen@senatorbjcruz.com	tony@senatorada.org
oyaolngirairiki@gmail.com	tony@tonyada.com
pacificjournalist@gmail.com	tritten@pstripes.osd.mil
parroyo@k57.com	tterlaje@guam.net
pdlprg@gmail.com	vejohntorres@guamlegislature.org
pete@tonyada.com	vparriola1@gmail.com
policy@frankaguonjr.com	vpaufino@guamlegislature.org
publisher@glimpesofguam.com	xiosormd@gmail.com
rennae@guamlegislature.org	xiosormd@yahoo.com
responsibleguam@gmail.com	ylee2@guam.gannett.com
rfteehan@yahoo.com	
rgibson@k57.com	
ricknauta@hitradio100.com	
rlintiaco@guampdn.com	
robert@mvguam.com	
rolly@ktkb.com	
roryforguam@gmail.com	
rowena@senatormorrison.com	
sabrina@kuam.com	
senator@senatorbjcruz.com	
senator@tinamunabarnes.com	
senatorbrantmcereadie@gmail.com	
senatordrodriguez@gmail.com	
senatorsannicolas@gmail.com	
senator Tonyada@guamlegislature.org	
senatorunderwood@guamlegislature.org	
sgflores@tinamunabarnes.com	
sgtarms@guamlegislature.org	
sitarose2@yahoo.com	
sixquintanilla@gmail.com	
slintiaco@guampdn.com	
smendiola@guamlegislature.org	



Sen. Thomas Ada

Chairman

Committee on Transportation, Infrastructure, Lands,
Border Protection, Veterans' Affairs and Procurement
I Mina Trentai Tres Na Liheslaturan Guåhan • 33rd Guam Legislature

AGENDA

PUBLIC HEARING

Thursday, October 29, 2015

Public Hearing Room, *I Liheslaturan Guåhan*

The agenda is as follows:

1:30pm

The **Executive Appointment** of **Mr. David J. Matanane** to serve as a **member** of the **Chamorro Land Trust Commission**.

Bill No. 192-33 (LS) T.C. Ada

An act to amend Public Law 22-18 to transfer thirty-five (35) acres of lot 10122-R18, municipality of Dededo reserved by the Department of Education for the Astumbo Elementary School to the Chamorro Land Trust Commission for residential and agricultural leasing.

Bill No. 193-33 (LS) T.C. Ada

An act to amend Public Law 22-18 to transfer thirty-five (35) acres of lot 10122-R18, municipality of Dededo reserved by the Department of Education for the Astumbo Middle School to the Chamorro Land Trust Commission for residential and agricultural leasing.

Bill No. 194-33 (LS) T.C. Ada

An act to transfer lot 3463, Agana Heights to the Chamorro Land Trust Commission for residential and agricultural leasing.

Bill No. 195-33 (LS) T.C. Ada

An act to amend Public Law 22-18 to Transfer lot 3470, municipality of Chalan Pago reserved for Guam's health care needs to the Chamorro Land Trust Commission for residential and/or agricultural leasing.

Bill No. 196-33 (LS)- T.C. Ada

An act to transfer four hundred (400) plus lots which have lapsed into foreclosure from all the "Land for the Landless" subdivisions and all other such subdivisions to the Chamorro Land Trust Commission's available lands inventory for Chamorro homelands.

Testimony on the **Executive Appointment of Mr. David J. Matanane, Bill No. 192-33 (LS), Bill No. 193-33 (LS), Bill No. 194-33 (LS), Bill No. 195-33 (LS) and Bill No. 196-33 (LS)** should be addressed to Senator Thomas C. Ada, Chairperson, and will be accepted via hand delivery to our office, our mailbox at the Main Legislature Building at 155 Hesler Place, Hagåtña, Guam 96932, via email to flores@senatorada.org, or via facsimile to (671) 473-3303 until **Friday, November 6, 2015 at 5:00pm**. Individuals requiring special accommodations, auxiliary aids, or services should submit their request to Charlene Flores at 473-3301. Please feel free to contact my office should you have any questions or concerns.



Sen. Thomas Ada

Chairman

Committee on Transportation, Infrastructure, Lands,
Border Protection, Veterans' Affairs and Procurement
I Mina Trentai Tres Na Liheslaturan Guåhan • 33rd Guam Legislature

PRESS RELEASE

Contact: Joseph Borja
Phone: 473-3301
Email: jborja@senatorada.org

FOR IMMEDIATE RELEASE

SENATOR TOM ADA SEEKS TO ADD 225 ACRES OF LAND TO THE CHAMORRO LAND TRUST INVENTORY.

Hagåtña, Guam: On October 20, 2015, Senator Tom Ada introduced Bills 192, 193, 194 and 195, which will add 225 acres of land to the Chamorro Land Trust Commission's Available Lands Inventory. *"The lands will be put into the Commission's available lands inventory for residential and agricultural leasing"*, said Sen. Tom Ada.

The 225 acres of lands were originally reserved in 1993 by Public Law 22-18 for use by various GovGuam agencies. In its review, the Legislative Committee on Lands found that the land reservations were for projects to build schools and health facilities. Two of the lot portions had been reserved to construct the As-Tumbo Middle School and the As-Tumbo Elementary School. Constructions of these schools were completed in 2007 and 2008, but at different locations. In another case, property was reserved to build a foster home; but a different site was instead chosen for the construction. *"Land is a precious resource. If it is not going to be used for its original intended purpose, then it needs to be accounted for and added to the Chamorro Land Trust land inventory for residential or agricultural use"* said Sen. Tom Ada.

The two other lots, Lot 3463 Agana Heights and Lot 3470 Chalan Pago, have significant development issues. Lot 3463 in the Municipality of Agana Heights is unsuitable for the construction of a central high school due to location, topography, lack of infrastructure, numerous easements for pipelines and high power electrical lines and a lack of adequate access. Lot 3470 in the Municipality of Chalan Pago is unsuitable for the construction of public facilities due to location, topography, lack of infrastructure and a lack of adequate access.

The 225 total acres are located in different areas: seventy (70) acres in Dededo, thirty-eight (38) acres in Agana Heights and one hundred seventeen (117) acres in Chalan Pago. *"The*

acreage to be added will offset acreage that may otherwise be used by the CLTC for commercial leasing,” said Sen. Ada.

Copies of Bills 192-33, 193-33, 194-33 and 195-33 are attached or may be downloaded from the Guam Legislature Website (<http://www.guamlegislature.org/>). For more information, please contact Senator Tom Ada’s office at 473-3301.

###

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Las Vegas casinos not rushing to join daily fantasy game

LAS VEGAS (AP) — It has been more than a week since Nevada regulators told the daily fantasy sports industry to get a gambling license or get out, and before they made their exits, the top two companies inferred regulators were playing favorites to protect Nevada's golden ticket: casinos and sports books.

There was no playing favorites, say state regulators and casino operators.

The state's sports books, for one, haven't suffered with the recent existence of daily fantasy sports. They kept \$227 million of what was bet on football, basketball, baseball and other sports last year, up 61 percent since 2011, according to Nevada Gaming Control Board statistics.

While last week's legal opi-

nion opened the door for already-licensed gambling establishments to enter the daily fantasy sports game in Nevada, none appear to be rushing to join.

Those lucrative gambling finances, a result of intense background investigations by Nevada agents who aim to root out unsavory characters from an industry that's only a few decades removed from its mob past and wants it to stay that way, keep their multi-billion dollar operations humming.

They may have clarity in Nevada, but they don't have it outside the state's boundaries. The intense scrutiny and investigations by federal authorities, plus a warning from Nevada's regulators, also hasn't engendered any sort of confidence about stepping into the fray.



Senator Thomas Ada
Chairman
Committee on Lands

Notice of Public Hearing and Confirmation Hearing

Thursday, October 29, 2015 at 10:00am
and 1:30pm.

Public Hearing Room of J. Likesloturan Gudhan.

At 10:00am the Committee will hear public testimony on:

Bill 147-33 - AN ACT RELATIVE TO THE ENFORCEMENT OF WEIGHT LIMITS AND SAFE OPERATIONS OF COMMERCIAL VEHICLES; ESTABLISHING A TRUCK ENFORCEMENT SCREENING STATION (TESS) FACILITY FUND AND OTHER RELATED MATTERS.

At 1:30pm the Committee will hear public testimony on:

The Appointment of David J. Matanane to the Chamorro Land Trust Commission

Bill 192-33 - AN ACT TO TRANSFER 35 ACRES OF LOT 10122-R18, DEDEDO RESERVED BY THE DEPARTMENT OF EDUCATION TO THE CHAMORRO LAND TRUST COMMISSION FOR RESIDENTIAL AND AGRICULTURAL LEASING

Bill 193-33 - AN ACT TO TRANSFER 35 ACRES OF LOT 10122-R18, DEDEDO RESERVED BY THE DEPARTMENT OF EDUCATION TO THE CHAMORRO LAND TRUST COMMISSION FOR RESIDENTIAL AND AGRICULTURAL LEASING

Bill 194-33 - AN ACT TO TRANSFER LOT 3463, AGANA DIEGHTS TO THE CHAMORRO LAND TRUST COMMISSION FOR RESIDENTIAL AND AGRICULTURAL LEASING

Bill 195-33 - AN ACT TO TRANSFER LOT 3470, CHALAN PAGO RESERVED FOR GUAM'S HEALTH CARE NEEDS TO THE CHAMORRO LAND TRUST COMMISSION FOR RESIDENTIAL AND AGRICULTURAL LEASING

Bill 196-33 - AN ACT TO TRANSFER FOUR HUNDRED (400) PLUS LOTS FROM THE "LAND FOR THE LANDLESS" PROGRAMS TO THE CHAMORRO LAND TRUST COMMISSION FOR CHAMORRO HOMELANDS

Individuals requiring special accommodations, a stroller, etc., or services, should submit their request to Blaise Dykaco at 472-3344.
Paid for by funds of the Committee.



**Senator Thomas Ada
Chairman
Committee on Lands**

Thursday, October 29, 2015 at 10:00am and 1:30pm.
Public Hearing Room of I Liheslaturan Guahan.

AGENDA

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