



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

June 13, 2016

The Honorable Judith T. Won Pat, Ed.D.

Speaker
I Mina Trentai Tres Na Liheslaturan Guåhan
155 Hesler Place
Hagåtña, Guam 96910

Rory J. Respicio

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

RE: Committee Report on Bill No. 320-33 (COR)

2016 JUN 14 AM 7:30
RJR

Dear Speaker Won Pat:

Transmitted herewith is the Committee Report on Bill No. 320-33 (COR), "AN ACT TO AUTHORIZE THE EXPENDITURE OF UP TO THIRTY THOUSAND DOLLARS (\$30,000) FROM THE CHAMORRO LAND TRUST SURVEY AND INFRASTRUCTURE FUND FOR THE DESIGN AND INSTALLATION OF POWER INFRASTRUCTURE IN BASIC LOT 480, SANTA ANA, MUNICIPALITY OF AGAT." Sponsored by Senator T.C. Ada

Committee votes are as follows:

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

Si Yu'os ma'åse',

Thomas C. Ada



Sen. Thomas Ada

Chairman

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

COMMITTEE REPORT ON

Bill No. 320-33 (COR)

Introduced by T.C. Ada

**“AN ACT TO AUTHORIZE THE
EXPENDITURE OF UP TO THIRTY
THOUSAND DOLLARS (\$30,000) FROM
THE *CHAMORRO LAND TRUST SURVEY
AND INFRASTRUCTURE FUND* FOR THE
DESIGN AND INSTALLATION OF
POWER INFRASTRUCTURE IN BASIC
LOT 480, SANTA ANA, MUNICIPALITY
OF AGAT.”**




Sen. Thomas Ada
Chairman

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

June 13, 2016

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. 320-33 (COR)**

Transmitted herewith for your consideration is the Committee Report on Bill No. 320-33 (COR), **AN ACT TO AUTHORIZE THE EXPENDITURE OF UP TO THIRTY THOUSAND DOLLARS (\$30,000) FROM THE CHAMORRO LAND TRUST SURVEY AND INFRASTRUCTURE FUND FOR THE DESIGN AND INSTALLATION OF POWER INFRASTRUCTURE IN BASIC LOT 480, SANTA ANA, MUNICIPALITY OF AGAT.**"

Sponsored by T.C. Ada

This report includes the following:

- Committee Vote Sheet
- Committee Report Digest
- Copy of Bill No. 320-33 (COR), As Introduced
- Public Hearing Sign-in Sheet
- Written testimony from: Michael J.B. Borja (*Administrative Director, Chamorro Land Trust Commission*)
- Copy of Fiscal Note Request
- Copy of Fiscal Note
- COR Referral of Bill No. 320-33 (COR)
- 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 Guahan • 33rd Guam Legislature

COMMITTEE VOTE SHEET

Bill No. 320-33 (COR), " AN ACT TO AUTHORIZE THE EXPENDITURE OF UP TO THIRTY THOUSAND DOLLARS (\$30,000) FROM THE CHAMORRO LAND TRUST SURVEY AND INFRASTRUCTURE FUND FOR THE DESIGN AND INSTALLATION OF POWER INFRASTRUCTURE IN BASIC LOT 480, SANTA ANA, MUNICIPALITY OF AGAT." Sponsored by T.C. Ada

| COMMITTEE MEMBERS | SIGNATURE AND DATE | TO DO PASS | TO NOT PASS | TO REPORT OUT ONLY | TO ABSTAIN | TO PLACE IN INACTIVE FILE |
|--|--------------------|------------|-------------|--------------------|------------|---------------------------|
| SENATOR THOMAS C. ADA Chairperson | | ✓ | | | | |
| SENATOR RORY J. RESPICIO Vice Chairperson | 6-13-16 | ✓ | | | | |
| VICE SPEAKER BENJAMIN J.F. CRUZ Member | | ✓ | | | | |
| SENATOR FRANK B. AGUON, JR. Member | 6/13/16 | ✓ | | | | |
| SENATOR DENNIS RODRIGUEZ, JR. Member | 6/13/16 | ✓ | | | | |
| SENATOR NERISSA UNDERWOOD Member | | ✓ | | | | |
| 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 Guåhan • 33rd Guam Legislature

COMMITTEE REPORT DIGEST

I. OVERVIEW

Bill No. 320-33 (COR) was introduced on May 17, 2016 by Senator Thomas C. Ada and was subsequently referred on May 18, 2016 by the Committee on Rules 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 June 08, 2016 at 9:00 am in *I Liheslaturan's* Public Hearing Room to receive public testimony on Bill No. 320-33 (COR).

Public Notice Requirements

Public Hearing notices were disseminated via email to all senators and all main media outlets and published in the Guam Daily Post on May 31, 2016 (5-Day Notice) and again on June 06, 2016 (48-Hour Notice).

Senators Present

Senator Thomas C. Ada

Committee Chairperson

The public hearing was Called-to-Order at 9:00am.

II. SUMMARY OF TESTIMONY AND DISCUSSION

Chairperson Ada gives an orientation of the Lot 480, *Santa Ana, Agat* and explains that Chamorro Land Trust leases have been issued in the area. He goes on to say that the area has water but there is no infrastructure for power. He stated the area being addressed in the bill, is in a pocket with surrounding areas having power. Chairperson Ada said Guam Power Authority has estimated that it would cost \$30,000 to bring in the power lines to service the area.

Chairperson Ada then called those who have signed up to provide testimony.

Angela Tenorio, *Resident of Santa Ana*: Stated that she is in support of Bill No. 320 and the house shown in the orientation of the lot was her and her mother's resident. She continued by saying she has been diagnosed with cancer and her mother just had open heart surgery. Therefore, a generator is needed for days when the weather is unbearable. They have tried all other avenues to get power into their location but have only hit dead ends. She then thanks Chairperson Ada and his staff for visiting the resident to see the situation. Her mother has paid the application fee at GPA and a work order has been issued but nothing can be done because there are no poles for the power.

Julia Gumataotao, *Resident of Santa Ana*: She started by saying she is in support of Bill 320. She has gone through all measures possible and was assessed by GPA that the cost for poles would be about \$20,000. The problem has been ongoing since Monty Mafnas was alive. She

then explains that she was thankful that the Chairperson had gone down to assess her situation. Ms. Gumataotao then says that CLTC leases should be aware if the property they are given has infrastructure.

Michael Borja, *Administrative Director, Chamorro Land Trust Commission*: Mr. Borja reads his testimony. (see attached)

Mr. Borja continued to say that GPA provides a service to people, from which they generate a revenue. These poles are not being put on private property but on rights-of-way easements, which is the intention of the easement. He went on to say that these types of money should come from infrastructure processing. There is a plight for Ms. Tenorio and Ms. Gumataotao and a compassion as well, however there are many others in the same situation with no means to address their situation. Mr. Borja mentioned that the CLTC has thought about allowing the revenue to generate to a higher number and from that get a loan to allow for these types of situations. This is most especially important for lands that are over the aquifer. He found it hard to believe that GPA could not erect 4 power poles to obtain more paying customers, that should be there role and function as a power provider.

Chairperson Ada: He stated that is where they differ. He made the reference of there being an elephant in the room and it comes to question as to how to eat the elephant. It could be eaten with one big bite or rather eaten one bite at a time. His preference would be one bite at a time. He goes on to say that the roads are paved, the water is there and in the case of Ms. Gumataotao, the home has been built with a power pedestal waiting for GPA. However, CLTC is the developer and should have been the one to bring in the power. He stated that the points brought up by the Director are valid points. The vision is there for the long term and the understanding that this will open Pandora's box, with only a little here and there. The fact still remains that about \$100,000 is sitting in that account. He went on to say the GPA has looked at this situation from all views and quoted the poles as cheaply as they could. Therefore, once those poles are in, the other CLTC leases could go in and move forward with development.

Chairperson Ada stated that when he went down to Ms. Gumataotao, he also saw several CLTC lease owners clearing property and slowing building with the hope that GPA will finally have made its way to their location. As far as opening Pandora's Box, Chairperson Ada stated that he should be the one to worry about that.

Ted Nelson, *Public Citizen*: He stated that he disagrees with Director Borja. He created an infrastructure for fund for Land for the Landless but is unsure about what happen to the money. He gave the recommendation that an audit be done on the Land for Landless subdivisions that were sold. The money is there to take care of situations like this, it is money that the commission can use to take care of situations like the current one in *Santa Ana*.

Chairperson Ada: He stated that he will use the Directors testimony to temper the movement of Bill No. 320.

There being no further testimony Chairperson Ada adjourns the Public Hearing for Bill No. 320-33 (COR).

Written Testimony Received:

Michael J.B. Borja, *Administrative Director, Chamorro Land Trust Commission*

III. Findings and Recommendation

The Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement finds the following comments by the Chamorro Land Trust Commission:

- The Chamorro Land Trust Survey and Infrastructure Fund has received revenue in this calendar year primarily from Land for the Landless default account payments.
- Of the 391 Land for the Landless default accounts, only 39 responded to notices and paid their accounts in full and 41 others responded with an appeal request. The land lots of the remaining 311 default accounts will be transferred to the CLTC with no further revenue collection expected.
- There are currently no major land sale authorizations in the legislative docket where payments will be deposited into the Chamorro Land Trust Survey and Infrastructure Fund.
- Majority of Chamorro Land Trust Lands lack any form of infrastructure and have not been surveyed into lots to be leased to waiting applicants.

The Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement hereby reports out **Bill No. 320-33 (COR)**, with the recommendation to

to do pass.

**I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN
2016 (SECOND) REGULAR SESSION**

Bill No. 320-33 (000)

Introduced by:

T.C. Ada 

2016
JUN 13 11:45 AM
T.C. ADA

**AN ACT TO AUTHORIZE THE EXPENDITURE OF UP TO
THIRTY THOUSAND DOLLARS (\$30,000) FROM THE
CHAMORRO LAND TRUST SURVEY AND
INFRASTRUCTURE FUND FOR THE DESIGN AND
INSTALLATION OF POWER INFRASTRUCTURE IN
BASIC LOT 480, SANTA ANA, MUNICIPALITY OF AGAT.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds that

the entire subdivision of Basic Lot 480, Santa Ana, Municipality of Agat, as shown in the Department of Land Management Map Drawing No. 2213-11-14 recorded under Document No. 880921(Exhibit A) and further outlined in Satellite Overlay Map (Exhibit B), belongs to the Chamorro Land Trust Commission (CLTC). Although the Guam Power Authority (GPA) had previously installed power lines into the area, approximately 10% of the area remains to be serviced. Currently, there are fifty-three (53) surveyed lots in the subdivision. There are lessees residing in the area without GPA electricity; they generate electrical power by gasoline generators. Numerous CLTC lessees in the area have come forward requesting for assistance in obtaining power and for their respective lots. The Santa Ana, Agat area seems to have high resident potential with a minimal investment of system development charges. Preliminary system development planning has already been done by GPA.

I Liheslaturan Guåhan further finds that there has been a total of approximately

1 One Hundred Twenty-Three Thousand Dollars (\$123,000) collected in FY2016
2 pursuant to Public Law 33-104 and Public Law 33-90. Public Law 33-104 authorized
3 the extension for payment of expired Land for the Landless contracts and the transfer
4 of Land for the Landless lots into the Chamorro Land Trust land inventory. Public Law
5 33-90 authorized the sales of bull cart trails and land remnants. All proceeds from both
6 public laws are to be deposited into the *Chamorro Land Trust Survey and*
7 *Infrastructure Fund* identified as Department of Administration Revenue Account
8 Number 3669-57001, CLT-Sale of Government Land.

9 *I Liheslaturan Guåhan* intends to use part of these funds for the installation of
10 power infrastructure in Basic Lot 480, Santa Ana, Municipality of Agat, to provide the
11 basic necessities of life for the CLTC lessees within the subdivision.

12 **Section 2. Authorization to Expend.**

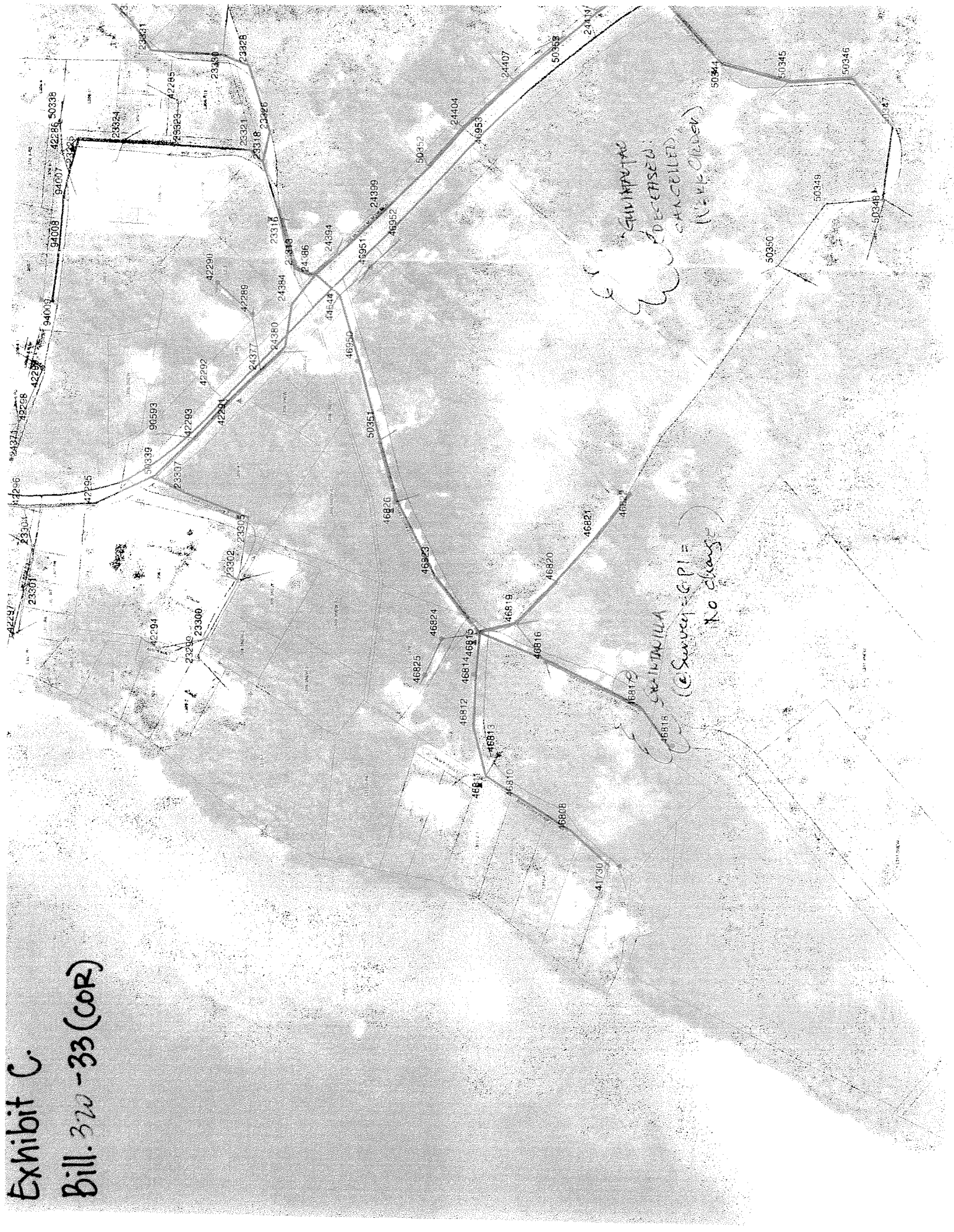
13 a. The Chamorro Land Trust Commission (CLTC) is hereby
14 authorized to expend up to Thirty Thousand Dollars (\$30,000) from the
15 *Chamorro Land Trust Survey and Infrastructure Fund* identified as Department
16 of Administration Revenue Account Number 3669-57001, CLT-Sale of
17 Government Land, for the design and installation of power infrastructure in
18 Basic Lot 480, Santa Ana, Municipality of Agat as shown in GPA Systems
19 Overlay Map (Exhibit C). Upon completion of the design and installation of
20 power infrastructure, unexpended amounts shall be returned to the *Chamorro*
21 *Land Trust Survey and Infrastructure Fund* and made available for subsequent
22 appropriations.

23 b. The CLTC shall coordinate with the Guam Power Authority (GPA)
24 for the design and installation of power infrastructure within 30 days of this
25 enactment.

26 **Section 3. Severability.** If any provision of this Law or its application to
27 any person or circumstance is found to be invalid or contrary to law, such

- 1 invalidity shall *not* affect other provisions or applications of this Law which can be
- 2 given effect without the invalid provisions or applications, and to this end the
- 3 provisions of the Law are severable.

Exhibit C
Bill. 320-33 (COR)



Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement
 Public Hearing
 June 08, 2016
 9:00am
 I Liheslaturan Guåhan, Hagåtña

Bill No. 320-33 (COR) – T.C. Ada

An act to authorize the expenditure of up to thirty thousand dollars (\$30,000) from the *Chamorro Land Trust Survey and Infrastructure Fund* for the installation of power infrastructure in basic Lot 480, *Santa Ana*, Municipality of *Agat*.

| NAME (please print) | AGENCY/ ORGANIZATION | ORAL TESTIMONY | WRITTEN TESTIMONY | IN FAVOR | NOT IN FAVOR | CONTACT NUMBER | EMAIL ADDRESS |
|------------------------|-------------------------|-------------------|----------------------|-------------|-----------------|-------------------|------------------|
| Ted Ng... | DLM | ✓ | | ✓ | ✓ | | |
| MICHAEL BORJA | DLM | ✓ | | | | | |
| Angela Tenorio | | ✓ | | ✓ | | 929-8771 | indalecio.angela |
| Julia P. Gumataotao | | ✓ | | ✓ | | 929-8771 | |
| | | | | | | | |
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DIPATTAMENTON MINANEHAN TANO'
 (Department of Land Management)
GUBETNAMENTON GUAHAN
 (Government of Guahan)



EDDIE BAZA CALVO
 Governor of Guahan

MICHAEL JB BORJA
 Director

RAY TENORIO
 Lieutenant Governor of Guahan

DAVID V. CAMACHO
 Deputy Director

Street Address:
 590 S. Marine Corps Drive
 Suite 733 ITC Building
 Tamuning, GU 96913

Mailing Address:
 P.O. Box 2950
 Hagatna, GU 96932

Website:
<http://land.guam.gov>

E-mail Address:
dmdir@land.guam.gov

Telephone:
 671-649-LAND (5263)

Facsimile:
 671-649-5383

June 6, 2016

Senator Thomas C. Ada
 33rd Guam Legislature
 Chairman, Committee on Transportation,
 Infrastructure, Lands, Border Protection,
 Veteran's Affairs and Procurement
 173 Aspinall Ave, Ste 207
 Hagatna, Guam 96910

SUBJECT: Bill No. 320-33 – AN ACT TO AUTHORIZE THE EXPENDITURE OF UP TO THIRTY THOUSAND DOLLARS (\$30,000) FROM THE CHAMORRO LAND TRUST SURVEY AND INFRASTRUCTURE FUND FOR THE DESIGN AND INSTALLATION OF POWER INFRASTRUCTURE IN BASIC LOT 480, SANTA ANA, MUNICIPALITY OF AGAT.

Buenas Yan Hafa Adai!

The Chamorro Land Trust Commission and the Department of Land Management have reviewed Bill No. 320-33 and provides the following comments on the bill:

- a. The Chamorro Land Trust Survey and Infrastructure Fund has received revenue in this calendar year primarily from Land for the Landless default account payments.
- b. Of the 391 Land for the Landless default accounts, only 39 responded to our notices and paid their accounts in full and 41 others responded with an appeal request. The land lots of the remaining 311 default accounts will be transferred to the CLTC with no further revenue collection expected.
- c. There are currently no major land sale authorizations in the legislative docket where the payment will be deposited into the Chamorro Land Trust Survey and Infrastructure Fund.
- d. The vast majority of Chamorro Land Trust Lands lack any form of infrastructure and have not been surveyed into lots to be leased to waiting applicants.

The Chamorro Land Trust Commission intention is to use the revenue deposited into the Chamorro Land Trust Survey and Infrastructure Fund for the survey and land registration of the CLTC properties. Based on estimates from the Department of Land Management



Survey Division, the scope of work would be around one million dollars with contracted work to be performed over a three-year period. This fund was to supplement other CLTC revenue with the intention of having appropriation legislation introduced this summer.

By authorizing the expenditure of funds from the Chamorro Land Trust Survey and Infrastructure Fund, it would reduce the fund by almost twenty-five percent. Furthermore, it would set a precedent of selectively assisting the infrastructure of single lessee despite the fact that a couple thousand others need the same assistance.

However, this bill highlights the plight that CLTC lessees face in having no infrastructure and the high costs involved in just obtaining water and electricity where it is not available. When CLTC eventually enters into the limited leasing of properties for commercial use and those payments are deposited into the Chamorro Land Trust Survey and Infrastructure Fund, it is our hope that the fund could grow to a size where the funds could be used for a fully coordinated infrastructure plan for CLTC properties. Piecemeal expenditures of this fund will either prevent or significantly delay the execution of more cost efficient infrastructure development plans.

While we commend the need to assist a constituent in need, the long-term implications of this legislation could be detrimental to the intent of the fund. Accordingly, the Chamorro Land Trust Commission does not offer its support for Bill No. 320-33.

Senseramente,


MICHAEL J. B. BORJA
Director



COMMITTEE ON RULES

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

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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

June 3, 2016

Memorandum

To: Rennae Meno
Clerk of the Legislature

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

Subject: Fiscal Notes and Fiscal Note Waiver

Hafa Adai!

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

FISCAL NOTES:

Bill No. 320-33(COR)

Bill No. 321-33(COR)

FISCAL NOTE WAIVER:

Bill No. 328-33(COR)

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

Si Yu'os ma'äse'!

2016 Jun 03 11:51 AM

Bureau of Budget & Management Research
Fiscal Note of Bill No. 320-33 (COR)

AN ACT TO AUTHORIZE THE EXPENDITURE OF UP TO THIRTY THOUSAND DOLLARS (\$30,000) FROM THE CHAMORRO LAND TRUST SURVEY AND INFRASTRUCTURE FUND FOR THE DESIGN AND INSTALLATION OF POWER INFRASTRUCTURE IN BASIC LOT 480, SANTA ANA, MUNICIPALITY OF AGAT.

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 Operating 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 |
| Chamorro Land Trust Survey and Infrastructure Fund | \$30,000 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Total | \$30,000 | \$0 | \$0 | \$0 | \$0 | \$0 |

- Does the bill contain "revenue generating" provisions? / / Yes /X/ 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? / / 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
- Will the enactment of this Bill require new physical facilities? / / Yes /X/ No
- Was Fiscal Note coordinated with the affected dept/agency? If no, indicate reason: /X/ Yes / / No
 /X/ Requested agency comments not received by due date / / Other:

| | |
|---|---|
| Analyst: <u>Jason Baza</u> Date: <u>5/27/16</u> | Director: <u>Jose S. Calvo</u> Date: JUN 01 2016 |
| Jason Baza, BMA II | Jose S. Calvo, Director |

Notes:
 See attached comments.

BUREAU OF BUDGET AND MANAGEMENT RESEARCH
COMMENTS ON BILL NO. 320-33 (COR)

The proposed legislation intends to authorize the Chamorro Land Trust Commission (CLTC) to expend up to thirty thousand dollars (\$30,000) from the Chamorro Land Trust Survey and Infrastructure Fund (CLTSIF) for the purpose of providing electricity for CLTC lessees residing in the subdivision of Basic Lot 480, Santa Ana, in the municipality of Agat.

The CLTSIF was created by P.L. 33-90 and added to the Guam Code Annotated as §75124 of Chapter 75, Title 21. §75124(b) states that expenditures from the CLTSIF shall be made pursuant to a resolution by the CLTC and restricted to: 1) the subdivision, surveying, mapping and registration of tracts of residential and agricultural land in the CLTC property inventory; and 2) the construction of infrastructure, to include access roads, water, and power utilities, to service CLTC residential and agricultural tracts of land.

Per the Department of Land Management (DLM) revenue report as of April 2016, the CLTSIF has an aggregate balance of \$117,059.51. Per the AS400 financial system, the CLTSIF has an aggregate balance of \$137,627.40 as of May 25, 2016.

Based on the foregoing, funding is available to authorize the \$30,000 expenditure to provide electricity for CLTC lessees at the location identified.



COMMITTEE ON RULES

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Senator

Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

May 18, 2016

Senator

Thomas C. Ada
VICE CHAIRPERSON
ASSISTANT MAJORITY LEADER

VIA E-MAIL

joey.calvo@bbmr.guam.gov

Speaker

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

Jose S. Calvo

Director

Bureau of Budget & Management Research

P.O. Box 2950

Hagåtña, Guam 96910

Vice-Speaker

Benjamin J.F. Cruz
Member

RE: Request for Fiscal Notes – Bill Nos. 319-33(COR) through 321-33(COR)

Legislative Secretary

Tina Rose Muna Barnes
Member

Hafa Adai Mr. Calvo:

Senator

Dennis G. Rodriguez, Jr.
Member

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.

Senator

Frank Blas Aguon, Jr.
Member

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

Senator

Michael F.Q. San Nicolas
Member

Very Truly Yours,

Senator

Nerissa Bretania Underwood
Member

Senator Rory J. Respicio

Chairperson of the Committee on Rules

V. Anthony Ada
MINORITY LEADER

Attachment (1)

Mary C. Torres
MINORITY MEMBER

Cc: Clerk of the Legislature

| Bill Nos. | Sponsor | Title |
|---------------------------------------|-----------------------|---|
| <p>319-33 (COR)</p> | <p>Tommy Morrison</p> | <p>AN ACT TO AMEND SECTION 2(e)(11) OF CHAPTER V, PUBLIC LAW 30-196, RELATIVE TO REQUIRING PAYMENT OPTIONS WHICH PROMOTE TAXPAYER CONVENIENCE AND EFFICIENT CASH MANAGEMENT WITHIN THE GOVERNMENT OF GUAM.</p> |
| <p>320-33 (COR)</p> | <p>T. C. Ada</p> | <p>AN ACT TO AUTHORIZE THE EXPENDITURE OF UP TO THIRTY THOUSAND DOLLARS (\$30,000) FROM THE CHAMORRO LAND TRUST SURVEY AND INFRASTRUCTURE FUND FOR THE DESIGN AND INSTALLATION OF POWER INFRASTRUCTURE IN BASIC LOT 480, SANTA ANA, MUNICIPALITY OF AGAT.</p> |
| <p>321-33 (COR)</p> | <p>T. C. Ada</p> | <p>AN ACT TO AMEND SECTION 2 OF PUBLIC LAW 33-104, RELATIVE TO EXTENDING THE PAYMENT PERIOD FOR THE EXPIRED LAND FOR THE LANDLESS CONTRACTS; TO WAIVE THE 10 YEAR WAIT PERIOD PRIOR TO THE TRANSFER OF PROPERTY FOR EXCEPTIONAL CASES; TO PROVIDE A WAIVER FOR EXISTING RESIDENTS OF AFFECTED LOTS; AND TO PROVIDE FOR A JOURNAL VOUCHER TRANSFER OF FUNDS.</p> |



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

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Mary C. Torres
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May 18, 2016

MEMORANDUM

To: Rennae Meno
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

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

Subject: Referral of Bill No. 320-33(COR)

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 320-33(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 Tres 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 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 |
|-----------------|-----------|--|-----------------------|---------------|--|---------------------|-----------------------------|--------------|
| 320-33 (COR) | T. C. Ada | AN ACT TO AUTHORIZE THE EXPENDITURE OF UP TO THIRTY THOUSAND DOLLARS (\$30,000) FROM THE CHAMORRO LAND TRUST SURVEY AND INFRASTRUCTURE FUND FOR THE DESIGN AND INSTALLATION OF POWER INFRASTRUCTURE IN BASIC LOT 480, SANTA ANA, MUNICIPALITY OF AGAT. | 05/17/16 4:49 p.m. | 05/18/16 | Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement | | | |



Office of
Senator Tom Ada

Charlene Flores <cflores@senatorada.org>

1st Notice of Confirmation / Public Hearing: Wednesday, June 08, 2016 at 9:00 a.m.

Charlene Flores <cflores@senatorada.org>

Tue, May 31, 2016 at 8:19 AM

To: Media <media@senatorada.org>, Melanie Mendiola <melmendiola@gmail.com>, Hardy Tan Vy <hardytan@gmail.com>, Michael Borja <michael.borja@land.guam.gov>, DLMDIR <dlmdir@land.guam.gov>, teresa.topasna@land.guam.gov, Cristina Gutierrez <Cristina.Gutierrez@land.guam.gov>, jbrown@portguam.com, mduenas@portguam.com, franksantos1914@hotmail.com, jarroyo@tgguam.net, angelatenorio.indalecio@outlook.com, jbenavente@gpagwa.com, agumataotao@gpagwa.com, Marilyn Manibusan <info.gacsbot@gmail.com>, legalcounsel.gacsbot@gmail.com, wbsmflor@wbflores.com, phnotice@guamlegislature.org

May 31, 2016

MEMORANDUM

To: All Senators, Media, and Stakeholders

Fr: Senator Thomas C. Ada, *Chairperson*

Subject: **1st Notice of Confirmation / Public Hearing: Wednesday, June 08, 2016 at 9:00 a.m.**

Please be advised that the Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affair, and Procurement will be conducting a confirmation/public hearing on **Wednesday, June 08, 2016 at 9:00 a.m.** This meeting will take place in the public hearing room of / *Liheslaturan Guahan*. The agenda is as follows:

9:00 AM

Executive Appointment of **Ms. Melanie R. Mendiola** to serve as a **member** of the **Guam Port Authority Board of Directors**.

Executive Appointment of **Mr. Hardy Tan I. Vy** to serve as a **member** of the **Guam Land Use Commission**.

Executive Appointment of **Mr. Pascual V.A. Sablan** to serve as a **member** of the **Chamorro Land Trust Commission**.

Bill No. 320-33 (COR) – T.C. Ada

An act to authorize the expenditure of up to thirty thousand dollars (\$30,000) from the *Chamorro Land Trust Survey and Infrastructure Fund* for the installation of power infrastructure in basic Lot 480, *Santa Ana*, Municipality of *Agat*.

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An act to amend Section 2 of Public Law 33-104, relative to extending the payment period for the expired Land for the Landless contracts; to waive the 10 year wait period prior to the transfer of property for exceptional cases; to provide a waiver for existing residents of affected lots; and to provide for a journal voucher transfer of funds.

Bill No. 322-33 (COR) – T.C. Ada

An act to rezone Lots 2260 and 2261, Municipality of *Barrigada* from Agricultural “A” Zone to School “S-1” Zone, for *Guahan Academy Charter School*.

Testimony on the **Executive Appointment of Ms. Melaine Mendiola, Executive Appointment of Mr. Hardy Tan Vy, Executive Appointment of Mr. Pascual Sabian, Bill No. 320-33 (COR), Bill No. 321-33 (COR), and Bill No. 322-33 (COR)** 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 **4:00pm Wednesday, June 08, 2016**. In compliance with the Americans with Disabilities Act, individuals requiring special accommodations or services should contact the Office of Senator Tom Ada at 473-3301.

--
Charlene Flores
Policy Analyst
Office of Senator Thomas C. Ada
I Mina'trentai Tres na Libeslaturan Guåhan - 33rd Guam Legislature
671-473-3301

 **1st Notice.pdf**
531K



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

May 31, 2016

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Senator Tom Ada

Charlene Flores <cflores@senatorada.org>

2nd Notice of Confirmation / Public Hearing: Wednesday, June 08, 2016 at 9:00 a.m.

Charlene Flores <cflores@senatorada.org>

Mon, Jun 6, 2016 at 8:22 AM

To: Media <media@senatorada.org>, Melanie Mendiola <melmendiola@gmail.com>, Hardy Tan Vy <hardytan@gmail.com>, Michael Borja <michael.borja@land.guam.gov>, DLMDIR <dlmdir@land.guam.gov>, teresa.topasna@land.guam.gov, Cristina Gutierrez <Cristina.Gutierrez@land.guam.gov>, jbrown@portguam.com, mduenas@portguam.com, franksantos1914@hotmail.com, John Arroyo <jarroyo@tgguaam.net>, angelatenorio.indalecio@outlook.com, jbenavente@gpagwa.com, agumataotao@gpagwa.com, sbias@gpagwa.com, mcamacho@gpagwa.com, Marilyn Manibusan <info.gacsbot@gmail.com>, legalcounsel.gacsbot@gmail.com, wbsmflor@wbflores.com, bmomayor@gmail.com, Jessie Bautista <jessie.bautista007@gmail.com>, agatmayorsoffice@hotmail.com, ksusuico@yahoo.com

June 6, 2016

MEMORANDUM

To: All Senators, Media, and Stakeholders

Fr: Senator Thomas C. Ada, *Chairperson*

Subject: **2nd Notice of Confirmation / Public Hearing: Wednesday, June 08, 2016 at 9:00 a.m.**

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Charlene Flores

Policy Analyst

Office of Senator Thomas C. Ada

I Mind'trentai Tres na Libeslaturan Guåhan - 33rd Guam Legislature

671-473-3301

 **2nd Notice.pdf**
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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

June 6, 2016

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

Updated: May 23, 2016

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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

CONFIRMATION / PUBLIC HEARING

Wednesday, June 08, 2016

Public Hearing Room, *I Liheslaturan Guåhan*

The agenda is as follows:

9:00am

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Executive Appointment of **Mr. Hardy Tan I. Vy** to serve as a **member** of the **Guam Land Use Commission**.

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Sen. Thomas Ada
Committee on Lands and Transportation
Confirmation / Public Hearing Notice

Wednesday, June 08, 2016, 9AM
I Liheslaturan Guahan, Public Hearing Room

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Individuals requiring special accommodations should submit request to Blaine Dydasco at 473-3301.

Paid for by funds of the Committee on Lands and Transportation

www.senatorada.org



Sen. Thomas Ada
Committee on Lands and Transportation
Confirmation / Public Hearing Notice

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Executive Appointment of Mr. Pascual V.A. Sablan to serve as a member of the Chamorro Land Trust Commission.

Bill No. 320-33 (COR) - T.C. Ada

An act to authorize the expenditure of up to thirty thousand dollars (\$30,000) from the *Chamorro Land Trust Survey and Infrastructure Fund* for the design and installation of power infrastructure in basic Lot 480, *Santa Ana*, Municipality of *Agat*.

Bill No. 321-33(COR) - T.C. Ada

An act to amend Section 2 of Public Law 33-104, relative to extending the payment period for the expired Land for the Landless contracts; to waive the 10 year wait period prior to the transfer of property for exceptional cases; to provide a waiver for existing residents of affected lots; and to provide for a journal voucher transfer of funds.

Bill No. 322-33 (COR) - T.C. Ada

An act to rezone Lots 2260 and 2261, Municipality of *Barrigada* from Agricultural "A" Zone to School "S-1" Zone.

Individuals requiring special accommodations should submit request to Blaine Dydasco at 473-3301.

Paid for by funds of the Committee on Lands and Transportation

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Guam Daily Post - 06 June 2016



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

PRESS RELEASE

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FOR IMMEDIATE RELEASE

Senator Tom Ada Wants Power Infrastructure Installed in Chamorro Land Trust Properties.

Hagåtña, Guam: On Tuesday, May 17, 2016, Senator Tom Ada introduced Bill No. 320-33(COR), which appropriates \$30,000 from the recently established *Chamorro Land Trust Survey and Infrastructure Fund* for the installation of power infrastructure by GPA in the Santa Ana, Agat neighborhood. “*Although many years ago GPA had installed infrastructure for power utility services, 10% of the neighborhood remains without service,*” Sen. Ada said. An estimate from GPA revealed that for no more than \$30,000, services to the area can be completed. “The minimal investment will make available power utility services to fifty-three (53) Chamorro Land Trust recipients who have already received their properties,” Sen. Tom Ada said.

The \$30,000 will come from the *Chamorro Land Trust Survey and Infrastructure Fund* (created by P.L. 33-90 and 33-104). There is currently \$123,000 in the *Fund*. “This project is a classic ‘low hanging fruit’ that can benefit many families,” Sen. Tom Ada said. “*Instead of waiting to amass millions of dollars to address the infrastructure need in all the CLTC lands, let’s use the funds available to begin addressing this challenge on an incremental basis to enable the CLTC recipients to begin enjoying a quality of life they deserve. Let’s start with the ‘low hanging’ fruits,*” he added.

Bill 320-33 requires the CLTC to begin coordination with GPA within 30-days of enactment.

A copy of Bill 320-33 (COR) is attached or may be downloaded from Senator Tom Ada's website (www.senatorada.org) or the Legislature's website (www.guamlegislature.com). For more information, please contact Senator Tom Ada's office at 473-3301.

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