



I Mina'Trentai Tres Na Liheslaturan Guåhan
 Office of The Legislative Secretary
 Tina Rose Muña Barnes

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. 329-33 (COR)**

Dear Speaker Won Pat:

Transmitted herewith is the Committee Report on Bill No. 329-33 (COR) – “An act to appropriate the sum of twenty-five thousand dollars (\$25,000) from the fiscal year 2017 Tourist Attraction Fund to the Department of Administration for the purpose of funding the construction of the Fallen Heroes Monument to be erected by the Fallen Heroes of the Pacific Foundation (Guam), effective October 1, 2016” - sponsored by F.B. Aguon, Jr., T.R. Muña Barnes and referred to the Committee on Municipal Affairs, Tourism, Housing and Historic Preservation.

Committee votes are as follows:

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

2016 JUN 14 PM 4:18 AM

Sincerely,

 Senator Tina Muña Barnes



I Mina'Trentai Tres Na Liheslaturan Guåhan
Office of The Legislative Secretary
Tina Rose Muña Barnes

COMMITTEE
REPORT
ON
BILL NO. 329-33 (COR)
(Sponsors: F.B. Aguon, Jr.; T.R. Muña Barnes)
“An act to appropriate the sum of
twenty-five thousand dollars
(\$25,000) from the fiscal year 2017
Tourist Attraction Fund to the
Department of Administration for the
purpose of funding the construction
of the Fallen Heroes Monument to be
erected by the Fallen Heroes of the
Pacific Foundation (Guam), effective
October 1, 2016




I Mina'Trentai Tres Na Liheslaturan Guåhan
Office of The Legislative Secretary
Tina Rose Muña Barnes

June 13, 2016

MEMORANDUM

To: All Members
Committee on Municipal Affairs, Tourism, Housing and Historic
Preservation

From: Senator Tina Muña Barnes 
Committee Chairperson

Subject: Committee Report on Bill No. 329-33 (COR)

Transmitted herewith for your consideration is the Committee Report on Bill No. 329-33 (COR) "An act to appropriate the sum of twenty-five thousand dollars (\$25,000) from the fiscal year 2017 Tourist Attraction Fund to the Department of Administration for the purpose of funding the construction of the Fallen Heroes Monument to be erected by the Fallen Heroes of the Pacific Foundation (Guam), effective October 1, 2016" – *sponsored by: F.B. Aguon, Jr. and T.R. Muña Barnes*

This report includes the following:

- Committee Vote Sheet
- Committee Report Digest
- Copy of Bill No. 329-33 (COR)
- Public Hearing Sign-in Sheet
- Copies of Submitted Testimony & Supporting Documents
- Copy of COR Referral of Bill No. 329-33 (COR)
- Notices of Public Hearing
- Copy of the 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.

Si Yu'os ma'åse'!



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Office of The Legislative Secretary
Tina Rose Muña Barnes

COMMITTEE VOTING SHEET

Bill No. 329-33 (COR) – “An act to appropriate the sum of twenty-five thousand dollars (\$25,000) from the fiscal year 2017 Tourist Attraction Fund to the Department of Administration for the purpose of funding the construction of the Fallen Heroes Monument to be erected by the Fallen Heroes of the Pacific Foundation (Guam), effective October 1, 2016” – *sponsored by: F.B. Aguon, Jr. and T.R. Muña Barnes*

	SIGNATURE	TO PASS	TO NOT PASS	TO REPORT OUT ONLY	TO ABSTAIN DUE TO CONFLICT OF INTEREST	TO PLACE IN INACTIVE FILE
TINA ROSE MUÑA BARNES Legislative Secretary Chairperson		✓				
BENJAMIN J.F. CRUZ Vice Speaker Vice Chairperson		✓				
JUDITH T. WON PAT, Ed.D. Speaker Member						
RORY J. RESPICIO Senator Member		6-13-16 ✓				
DENNIS G. RODRIGUEZ, JR. Senator Member		✓ 6/13				
NERISSA B. UNDERWOOD, Ph.D. Senator Member		✓				
V. ANTHONY ADA Senator Member						
BRANT McCREADIE Senator Member						
FRANK F. BLAS, JR. Senator Member						
MARY C. TORRES Senator Member		✓				
JAMES V. ESPALDON Senator Member						



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COMMITTEE REPORT DIGEST

I. OVERVIEW

Bill No. 329-33 (COR) was introduced on May 27, 2016 by Senator Frank B. Aguon, Jr., and was subsequently referred by the Committee on Rules to the Committee on Municipal Affairs, Tourism, Housing and Historic Preservation on May 27, 2016.

The Committee on Municipal Affairs, Tourism, Housing and Historic Preservation convened a public hearing on Bill No. 329-33 (COR) on Tuesday, June 7, 2016 at 9:00 a.m. in I Liheslatura's Public Hearing Room.

Public Notice Requirements

Public Hearing notices were disseminated via e-mail to all senators and all main media broadcasting outlets on Tuesday, May 31, 2016 (5-Day Notice), and again on Friday, June 3, 2016 (48-Hour Notice).

Senators Present

Senator Tina Muña Barnes, Chairperson
Senator Frank B. Aguon, Jr.
Senator Mary C. Torres, Member

II. SUMMARY OF TESTIMONY & DISCUSSION

The public hearing was Called-to-Order at 9:02 A.M.

CHAIRPERSON: Hafa adai and Mana' Si Yu'os everyone! This Confirmation & Public Hearing by the Committee on Municipal Affairs, Tourism, Housing and Historic Preservation is now called to order, it is now 9:02 a.m. For the record and in accordance to 5 GCA, Chapter 8, Subsection 8107, notices were sent out via email to all Senators and all main media broadcasting outlets on Tuesday, May 31, 2016 (5 day notice) and the second notice on Friday, June 3, 2016 (48 hour notice).

Please note that written testimonies may be submitted up to two (2) days after the public hearing to the Office of Senator Tina Muña Barnes, 155 Hesler Place, Hagåtña, Guam 96910 via facsimile to 472-3400 or via email to senator@tinamunabarnes.com. Furthermore, if you should have any questions, please contact Millie Acfalle, Chief of Staff, Jeanenne Cordero or Alan Cepeda from our office at 472-3455/6 or via email at millie@tinamunabarnes.com, jean@tinamunabarnes.com or alan@tinamunabarnes.com.



I Mina'Trentai Tres Na Liheslaturan Guåhan
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Joining me here this morning ladies and gentlemen is Senator Frank Blas Aguon, Jr. and Senator Mary Torres. I'd like to thank my colleagues for joining me here this morning. On the agenda this morning ladies and gentlemen are:

- Appointment of **George A. Santos**, Member, Guam Housing and Urban Renewal Authority, Board of Commissioners
- **Bill No. 323-33 (COR)** – An act to add a new §30109, §30110, and §30111 to Chapter 30, Title 11, Guam Code Annotated, relative to authorizing the Director of Revenue and Taxation or his designee to enter into Tax Collection Agreements with Transient Accommodations Brokers – *sponsors: T.R. Muña Barnes, B.J.F. Cruz, R.J. Respicio*
- **Bill No. 324-33 (COR)** – An act to amend Sub-item (jj) of §61103, of Article 1 and §61304(B) and §61305(B) of Article 3 of Chapter 61, Title 21 of the Guam Code Annotated; to add a new Sub-item (KK) of §61103 of Article 1,; to add a new Sub-Article 1 to Article 1, a new Sub-Article 2 to Article 1 Chapter 61, Title 21 of the Guam Code Annotated; relative to clarifying the definition of a Bed and Breakfast and to establishing Conditional Use of Bed and Breakfast and Short-Term Vacation Units; to authorizing Short-Term Vacation Rentals on Guam, and to provide such requirements as are necessary and proper for the Operation of the Bed and Breakfast and Short-Term Vacation Units on Guam – *sponsors: T.R. Muña Barnes, B.J.F. Cruz, R.J. Respicio*
- **Bill No. 325-33 (COR)** – An act to add a new §51112 to Chapter 51, Title 18 Guam Code Annotated, relative to establishing civil penalties for Owner-Proprietors Leasing Real Property as lodging facility and operating without the proper licenses – *sponsors: T.R. Muña Barnes, B.J.F. Cruz, R.J. Respicio*
- **Bill No. 329-33 (COR)** – “An act to appropriate the sum of twenty-five thousand dollars (\$25,000) from the fiscal year 2017 Tourist Attraction Fund to the Department of Administration for the purpose of funding the construction of the Fallen Heroes Monument to be erected by the Fallen Heroes of the Pacific Foundation (Guam), effective October 1, 2016” – *sponsored by: F.B. Aguon, Jr. and T.R. Muña Barnes*



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I may rearrange the agenda up a bit ladies and gentlemen, so just letting you all know. Thank you for your patience. I will go ahead and place Bill No. 329-33 (COR) to the top of the agenda now. Chairperson Barnes reads the title of Bill No. 329-33 (COR). I will give an opportunity to the author to further explain the bill.

SENATOR FRANK AGUON, JR.: Thank you Madam Chair. First of all, I want to thank you for co-sponsoring this piece of legislation. Just to provide a little history...you know when we celebrate or commemorate Memorial Day, it always reminds us of the ultimate sacrifice that our men and women in uniform have made to our nation and particularly in this case, our island community. In the 32nd Guam Legislature, we had passed legislation that identified property in the Skinner's Plaza area and earlier in this term, there was a request by the Fallen Heroes of the Pacific Foundation and these are individual family members that have formed this foundation, to move that site to the Ricardo J. Bordallo area. I want to thank Governor Calvo for yielding to that request. He concurred and he abled legislature to be utilized specifically for this monument. I feel that it's far too long already, since the 32nd Guam Legislature to build this monument and in this case, the funds will be taken from and allocated from the FY2017 Tourist Attraction Fund in the amount of \$25,000 specifically a monument for Operation Iraqi Freedom, Operation Enduring Freedom and The Persian Gulf War. I thank you once again Madam Chair for holding this public hearing and hoping to have this monument erected by this time next year. Thank you!

CHAIRPERSON: Si Yu'os Ma'ase. Go ahead and start.

DOROTHY LUKEALA: Good morning Senators and thank you! My name is Dorothy Lukeala, I am the mother of my son, Joshua Lukeala, who was killed in action in Afghanistan 6 years ago today. Today is my son's death anniversary and I know his dad wanted to be here too but unfortunately he's not able to. First of all, I want to thank you all for thinking of our fallen. Sometimes families think that they're not remembered. I want to thank you all for remembering our fallen. I'm here to support you guys because you remind us that our fallen are not forgotten. If they are not remembered, then they are dead. I had my doubts because of the last bill, but here we are today and I'm hoping that this will go through. We still do our little fundraisers to put together our care packages and it helps out a lot. So we give back to them also. It's a very hard road for us and a lot of us want to stay home or don't have the drive to do anything. A lot of them



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say that I'm the strongest one, but they don't know, I'm hurting inside. If we get the funding for this monument, it will really help us a lot. So, thank you very much!

ISAOSHY URLIO: Thank God that He makes me who I am and that's why I'm here..respectfully to be in front of you Senators, Mr. Aguon and Madam Barnes and Madam Torres. I am fully in support of this bill on behalf of the fallen soldiers. I am Isaoshy Uruo, father of Sgt. Uruo. It is not only the support of the bill but it is also from my heart to see something that's dedicated to the dedicated and bravery of our soldiers to keep them alive. This I believe comes from the heavenly father, so I am fully thankful for the bill and for the Senators introducing it and supporting the soldiers. Thank you!

CHAIRPERSON: You're very welcome Sir!

DOROTHEA JESUS: Good morning Senators, I am Doring Jesus, mother of fallen hero, Sgt. Jesse Joel Jesus Castro and to my right is his son, Jesse Joel Jesus Castro, Jr. who was only 13 days old when he lost his dad. He never got to see his daddy and he's here in support of him today. Please bear with me Senator Aguon while I read this testimony because the other ladies have not heard it. Thank you! Dorothea Jesus reads her written testimony, *which is attached to this report*. A humble Si Yu'os Ma'ase to all of you.

CHAIRPERSON: Sai'na Ma'ase Mrs. Jesus. Senator Aguon do you have any comments or questions?

SENATOR FRANK AGUON, JR.: Thank you Madam Chair. It's always so difficult to comment in a situation such as this, but to all the fallen officers, Sgt. Castro, Sgt. Uruo and Sgt. Lukeala, and to all the other fallen officers, Thank you for your ultimate sacrifice. Jesse, Jr. I want to say this much, I knew your dad. Thank you for all that he did for this island. Thank you Madam Chair.

CHAIRPERSON: Thank you, Senator Torres?

SENATOR MARY TORRES: I just want to express my thoughts and prayers to all of you. I want to say that I was with you back then when I was at the airport as the Manager when the body arrived. I want to say that that was a defining moment when I understood the magnitude of losing a family member. I'm sorry for being emotional, but I just wanted to ask if the funds that you're requesting for is sufficient to erect this monument?



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Does this also include a design or architectural work as well? We don't want to appropriate the funds if it's not enough.

DOROTHEA JESUS: We do have a design for this monument as for the amount, we're not very sure. We're hoping that someone would volunteer if it's not enough. As for the \$25,000, we're hoping it's enough.

SENATOR TORRES: Ok, so I would like to direct this to the author of the bill.

SENATOR FRANK AGUON, JR.: What it is, the request for \$25,000 was a threshold from the General, General Leon Guerrero and I don't want to speak for him, but he initially stated that they could volunteer their services as well and that the initial amount of \$25,000 should be sufficient enough. There are some other stakeholders as well that will be rendering their services. Thank you!

SENATOR TORRES: Thank you Senator Aguon. I hope you design something beautiful that always lifts you when you're there! Thank you!

CHAIRPERSON: On that note I do just want to note that the conceptual design and append it to the committee report so that other colleagues are able to view it. So, if any of you are able to get that to my office, I would really appreciate it. It would help our efforts moving forward. I have Senator Telo Taitague who would like to give her support on this bill.

TELO TAITAGUE: Good morning Madam Chair, Senator Aguon and Senator Torres. My name is Telo Taitague and I am the Acting General Manager of the Guam Visitors Bureau. We have no objections to this bill whatsoever. We do realize that when we have visitors come to Guam they not only go to our beaches and events, but they also pay tribute to the monuments for the fallen. We believe that it's just as important. I have to commend the people that were up here earlier, I want to pay my respects to them as well. Thank you for the opportunity.

CHAIRPERSON: I wanted to make sure that you are here in the capacity of Guam Visitors Bureau.

TELO TAITAGUE: Yes, that is what I'm here for.



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CHAIRPERSON: Yes, one more comment from Senator Aguon.

SENATOR FRANK AGUON, JR.: Thank you very much Madam Chair. Senator Taitague I just want to say thank you for your testimony this morning. It's very reassuring to the family members here, know that they have the endorsement of Guam Visitors Bureau, and this extends to the Governor as well. Thank you!

TELO TAITAGUE: Thank you Senator for what you're doing to commemorate these soliders.

CHAIRPERSON: Thank you ladies and gentlemen! I also go word that the former Mayor of Santa Rita would like to say a few words as well. Consigi pot fabot Mayor.

MAYOR JOSEPH WESLEY: Thank you Senadora! Buenas Sinot and Sinora Torres! I came here today to highly support this request to build a monument. Specialist Christopher Jude Rivera Wesley, is my sister's son who was killed in Afghanistan. We need to join together with all the armed forces. Just like the armed forces in Oregon, they have a monument for all the armed forces. So, again, on behalf of my sister and myself, we support this bill, especially for my nephew Christopher Jude Rivera Wesley. Si Yu'os Ma'ase!

CHAIRPERSON: Buen prubechu Mayor Wesley! Thank you very much for your testimony and support. With that being said, I will call the public on Bill No. 329-33 (COR) duly heard.

The public hearing was adjourned at 10:30 A.M.

III. FINDINGS & RECOMMENDATIONS


The Committee on Municipal Affairs, Tourism, Housing and Historic Preservation hereby reports out Bill No. 329-33 (COR), with the recommendation

TD DO PASS.

I MINA'TRENTAI TRES NA LIHESLATURAN GUÁHAN
2016 (SECOND) Regular Session

Bill No. 329-23 (OK)

Introduced by:

FRANK B. AGUON, JR. 
T.R. Muña-Barnes

AN ACT TO APPROPRIATE THE SUM OF TWENTY-FIVE THOUSAND DOLLARS (\$25,000) FROM THE FISCAL YEAR 2017 TOURIST ATTRACTION FUND TO THE DEPARTMENT OF ADMINISTRATION FOR THE PURPOSE OF FUNDING THE CONSTRUCTION OF THE FALLEN HEROES MONUMENT TO BE ERECTED BY THE FALLEN HEROES OF THE PACIFIC FOUNDATION (GUAM), EFFECTIVE OCTOBER 1, 2016.

2016 NOV 27 11 23 37


BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Appropriation. Notwithstanding any other provision of law to the contrary, the sum of Twenty-Five Thousand Dollars (\$25,000) is hereby appropriated from the Fiscal Year 2017 Tourist Attraction Fund to the Department of Administration (Department) for the purposes of funding the construction of the Fallen Heroes Monument pursuant to Public Law 33- 88 at the Adelup Parade Field of the Ricardo J. Bordallo Governor's Complex. The Department *shall* work in collaboration with the Fallen Heroes of the Pacific Foundation (Guam) in the release of such proceeds to ensure the timely completion of the Fallen Heroes Monument.

The appropriation in this Section *shall not* lapse and *shall* remain available pursuant to this Act until fully expended.

Section 2. Effective. This Act *shall* be effective October 1, 2016.

I Mina'trentai Tres Na Liheslaturan Guåhan
 Committee on Municipal Affairs, Tourism, Housing and Historic Preservation
 Office of Senator Tina Rose Muña Barnes
 Public Hearing Sign-in Sheet

Tuesday, June 7, 2016 • 9:00 a.m. • Public Hearing Room

Bill No. 329-33 (COR) – “An act to appropriate the sum of twenty-five thousand dollars (\$25,000) from the fiscal year 2017 Tourist Attraction Fund to the Department of Administration for the purpose of funding the construction of the Fallen Heroes Monument to be erected by the Fallen Heroes of the Pacific Foundation (Guam), effective October 1, 2016” – *sponsored by: F.B. Aguon, Jr. and T.R. Muña Barnes*

NAME	AGENCY OR ORGANIZATION (IF ANY)	SUPPORT? OPPOSE?	WRITTEN TESTIMONY	ORAL TESTIMONY	CONTACT NUMBER	EMAIL ADDRESS
Dorothea Jesus	Fallen Heroes Foundation	Support	Yes		734-6481	dlg.jesuse@yahoo.com
ISAOSHY URUO	Fallen Heroes Foundation	Support	Yes		472-1635	
Dorothy Lukeala	Fallen Heroes Foundation	Support	NO	yes	482-0287	lukeala@guam.net

Hafa Adai Senators, Gold Star Families, and the People of Guam!

My name is Elaine DeGracia Naputi mother of Fallen Hero, SPC. Richard Junior DeGracia Naputi who was serving in the United States Army and was deployed to Iraq when he was called by the Lord on December 20, 2005.

First and foremost, on behalf of my family and I we would to thank Senator Frank B. Aguon, Jr. and Senator Tina R. Muna- Barnes for sponsoring Bill No. 329-33 and all who is in support of it. An act to appropriate the sum of \$25,000 to construct the Fallen Heroes Monument to be erected by the Fallen Heroes of the Pacific Foundation. To some, the amount may sound pretty steep, but for every Mother, Father, Spouse, Sibling, Child, relatives or friends of our Fallen Heroes that is just a number. The Ultimate Sacrifice our Heroes Paid is priceless, no amount can replace the lives of our Fallen. The lives of our families will never be the same, no matter what is offered or given. We the families will have to live with our great loss, and the pain that we endure for the rest of our lives is something we will take with us to our grave.

So to all who are present here today, my family and I ask you to join us in support of Bill No. 329 – 33. It's the least we can do for our Fallen Heroes. Let us never forget that Freedom is not Free! Thank you and God Bless.

Si Yu'us Ma'ase,

Elaine DeGracia Naputi & Family

September 17, 2015

Hafa Adai Senators and All,

Although we, the Fallen Heroes of the Pacific Foundation, would like to memorialize our Heroes with a monument, our funds are very low to fully finance it. This, however, will not stop us from our mission to erect a monument for them. For the sake of our loved ones who fought the war on terrorism; Operation Iraqi Freedom, Operation Enduring Freedom and The Persian Gulf War, as they fought to provide freedom to all of us, including you all, we will work diligently with every ounce of our energy for this project. We owe this much and more to them for their sacrifices.

In the past, we've engaged in trash-a-thon, scratch cards, and other petty fundraisers to fund our activities. We appreciated all monetary donations that we were blessed to receive from the Bank of Guam and Senator and Mrs. Frank Aguon.

To Senators Frank Aguon Jr., Vicente Anthony Ada, Rory Repicio and Frank Blas Jr., and all those in support of this endeavor, all the families of the Fallen Heroes of the Pacific, sincerely thank you for your part in support to appropriate the sum of \$25,000.00 to assist in funding this memorial project. We are overwhelmed with gratitude.

If there is anything else that we can do to keep the memories of our loved ones alive, then we will work full force with all concerted efforts. Yes, what else can we do for them? They have done such a magnitude of self-sacrifice for you and me. Are we able to repay them for the ultimate sacrifice they made? I pray that none of you will ever have to walk in our shoes. I lost my only son, my baby and it hurts so deeply, and this pain may ease a little, but it will linger forever.

Thinking positively, thank you in advance from all our families, if this appropriation should materialize.

God Bless you all,

Dorothea L. G. Jesus
Mother of +Sgt. Jesse Joel Jesus Castro

As an addendum to my previous testimony, I'd just like to say that The Army National Guard have their own memorial for their own fallen heroes where they hold their own private ceremonies with their families. I also have my own memorial in front of my house in Chalan Pago for my son. Before erecting this memorial, I would frequently ask myself, "What else can I do for my son?" In light of this, we the Fallen Heroes of the Pacific Foundation, are striving to erect a monument to include all the Fallen Heroes of the Pacific where all our families can come together for ceremonies honoring all our heroes and not just a few.

Now, I call on all the spirits of our Heroes, most especially +Sgt Joshua Sablan Lukeala whose death anniversary is today, and also the concerted energies of all our families, to reach out to your hearts and minds to assist us in this important mission of ours.

A humble Si Yu'us Ma'ase' to all.

Dorothea Jesus, mother of +Sgt. Jesse Joel Jesus Castro



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

June 9, 2016

Senator
Thomas C. Ada
VICE CHAIRPERSON
ASSISTANT MAJORITY LEADER

Memorandum

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

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

Vice-Speaker
Benjamin J.F. Cruz
Member

From: **Senator Thomas C. Ada** *TC*
Acting Chairperson of the Committee on Rules

Legislative Secretary
Tina Rose Muna Barnes
Member

Subject: **Fiscal Notes and Fiscal Note Waiver**

Senator
Dennis G. Rodriguez, Jr.
Member

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.

2016 JUN 10 AM 10:45 PM

Senator
Frank Blas Aguon, Jr.
Member

FISCAL NOTES:

- Bill No. 298-33(COR)
- Bill No. 317-33(COR)
- Bill No. 322-33(COR)
- Bill No. 324-33(COR)
- Bill No. 329-33(COR)

Senator
Michael F.Q. San Nicolas
Member

FISCAL NOTE WAIVER:

- Bill No. 316-33(COR)

Senator
Nerissa Bretania Underwood
Member

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

V. Anthony Ada
MINORITY LEADER

Mary C. Torres
MINORITY MEMBER

Si Yu'os ma'åse'!

**Bureau of Budget & Management Research
Fiscal Note of Bill No. 329-33 (COR)**

AN ACT TO APPROPRIATE THE SUM OF TWENTY-FIVE THOUSAND DOLLARS (\$25,000) FROM THE FISCAL YEAR 2017 TOURIST ATTRACTION FUND TO THE DEPARTMENT OF ADMINISTRATION FOR THE CONSTRUCTION OF THE FALLEN HEROES MONUMENT TO BE ERRECTED BY THE FALLEN HEROES OF THE PACIFIC FOUNDATION (GUAM), EFFECTIVE OCTOBER 1, 2016.

Department/Agency Appropriation Information	
Dept./Agency Affected: Department of Administration	Dept./Agency Head: Christine W. Baleto, Director
Department's General Fund (GF) appropriation(s) to date:	26,721,919
Department's Other Fund (Specify) appropriation(s) to date:	16,797,356
Total Department/Agency Appropriation(s) to date:	\$43,519,275

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 P.L. 33-149)	\$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
Tourist Attraction	\$25,000	\$0	\$0	\$0	\$0	\$0
Total	\$25,000	\$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? \$ _____ / / 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: Virginia Q. Mangiona Date: 6/3/16 Director: Joe S. Calvo JUN 06 2016
Virginia Q. Mangiona, BMA II Joe S. Calvo, Director

Footnotes:
1/ Bill 329-33 (COR) proposes to appropriate a total of \$25,000 from the FY2017 Tourist Attraction Fund (TAF) revenues to the Department of Administration. The FY2017 Executive Budget proposes to collect \$39,395,581 in TAF revenues. However, it should be noted that projected FY2017 TAF revenues are fully earmarked. Should the proposed legislation become law, it may reduce funding for departmental operations in FY2017.



COMMITTEE ON RULES

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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

May 27, 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. 329-33(COR)**

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 329-33(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
329-33 (COR)	FRANK B. AGUON, JR. T. R. Muña Barnes	AN ACT TO APPROPRIATE THE SUM OF TWENTY-FIVE THOUSAND DOLLARS (\$25,000) FROM THE FISCAL YEAR 2017 TOURIST ATTRACTION FUND TO THE DEPARTMENT OF ADMINISTRATION FOR THE PURPOSE OF FUNDING THE CONSTRUCTION OF THE FALLEN HEROES MONUMENT TO BE ERECTED BY THE FALLEN HEROES OF THE PACIFIC FOUNDATION (GUAM), EFFECTIVE OCTOBER 1, 2016.	05/27/16 2:37 p.m.	05/27/16	Committee on Municipal Affairs, Tourism, Housing, and Historic Preservation			

Subject: Correction: First Notice of Public Hearing - Tuesday, June 7, 2016 at 9:00am

From: Alan Cepeda (alan@tinamunabarnes.com)

sess1221@hotmail.com; mjduenas@ghura.org; alsantos1@ghura.org; david.sablan@gmail.com; djsablan@guam.net; john.camacho@revtax.guam.gov; marie.benito@revtax.guam.gov; michael.borja@land.guam.gov; mayorlcrivera.tatuha@gmail.com; mcogadmin@teleguam.net; james.gillan@dphss.guam.gov; nathan.denight@visitguam.org; bart.bgpacific@gmail.com; mbaldyga@baldyga.com; morinaga@kona.net; mikitaxi@hotmail.com; tcarriola@yahoo.com; tcarriola@gmail.com; cguzman@galaidegroup.com; alfredolab@aol.com; psgro@dpacguam.com; president@ghra.org; eo@guamrealtors.com; joseph.i.cruz@gpd.guam.gov; joey.sannicolas@gfd.guam.gov; tonypsgro@gmail.com; jonfernandez@gdoe.net; mary.okada@guamcc.edu; raunderwood@uguam.uog.edu; info@guamchamber.com.gu; uog.tag.gu@gmail.com; dpalmer@remaxguam.com; youngs@teleguam.net; bill.nault@gmail.com; ray@guamhelp.com; rcruz0860@gmail.com; kcongen.guam@gmail.com; jcbias@nikkoguam.com; sablan1@gmail.com; junglebnb@gmail.com; joseph.carbullido@gpd.guam.gov; telo.taitague@visitguam.org; maria.horizonproperties@gmail.com; iworkonsaturdays@gmail.com; masatomo.nadeau@dphss.guam.gov; kikocrisostomo@gmail.com; tae@teleguam.net; nanadan@guam.net; admin2@guamrealtors.com; wade.roisin@gmail.com;

To: sgtarms@guamlegislature.org; mis@guamlegislature.org; clerks@guamlegislature.org; phnotice@guamlegislature.org; av@guamlegislature.org; jean@tinamunabarnes.com; alan@tinamunabarnes.com;

Date: Tuesday, May 31, 2016 11:13 AM

FIRST PUBLIC NOTICE

FOR IMMEDIATE RELEASE

Tuesday May 31, 2016

Hafa Adai! The Committee on Municipal Affairs, Tourism, Housing and Guam Preservation Trust will be conducting a public hearing on **Tuesday June 7, 2016** beginning at **9:00 a.m.** in the **Public Hearing Room**. This hearing is scheduled to receive public testimony on the following items:

Appointment of Mr. George A. Santos, **Guam Housing and Urban Renewal Authority (GHURA), Board of Commissioners**. Length of term is five (5) years.

BillNo. 323-33 (COR) – “An act to add a new § 30109, § 30110, and § 30111 to chapter 30, title 11 Guam Code Annotated, relative to authorizing the Director of Revenue and Taxation or his designee to enter into tax collection agreements with transient accommodations brokers.” – *sponsors:* T.R. Muña Barnes, B.J.F. Cruz, R.J. Respicio

Bill No.324-33 (COR) – “An act to amend sub-item (jj) of § 61103, of article 1, and §61304(b) and §61305(b) of article 3 of chapter 61, title 21 of the Guam Code Annotated; to add a new subitem (kk) of §61103 of article 1, ; to add a new sub-article 1 to article 1, a new sub-article 2 to article 1 chapter 61, title 21 of the Guam Code Annotated; relative to clarifying the definition of a bed and breakfast and to establishing conditional use of bed and breakfast and short-term vacation units; to authorizing short-term vacation rentals on Guam, and to provide such requirements as are necessary and proper for the operation of the bed and breakfast and short-term vacation units on Guam.” – *sponsors:* T.R. Muña Barnes, B.J.F. Cruz, R.J. Respicio

Bill No.325-33 (COR) - “An act to add a new §51112 to chapter 51, title 18 Guam Code Annotated,

relative to establishing civil penalties for owner-proprietors leasing real property as a lodging facility and operating without the proper licenses.” – *sponsors*: T.R. Muña Barnes, B.J.F. Cruz, R.J. Respicio

Bill No.329-33 (COR) – “An act to appropriate the sum of twenty-five thousand dollars (\$25,000) from the fiscal year 2017 Tourist Attraction Fund to the Department of Administration for the purpose of funding the construction of the Fallen Heroes Monument to be erected by the Fallen Heroes of the Pacific Foundation (Guam), effective October 1, 2016.” – F.B. Aguon Jr. and T.R. Muña Barnes

Pursuant to 5 GCA, Chapter 8, Subsection 8107, public hearing notices should be sent on Tuesday May 31, 2016, which is five (5) working days prior and a second public notice on Friday June 3, 2016, which is forty-eight (48) hours prior.

Written testimonies may be submitted on the day of, prior to, or up to ten days after the public hearing to the Office of Senator Tina Rose Muña Barnes, 155 Hesler Place, Hagatña Guam 96910, via facsimile to 472-3400 or via email to senator@tinamunabarnes.com. We comply with Title II of the Americans with Disabilities Act (ADA). Should you require assistance or accommodations please contact Jeanenne Cordero, Bernice Rivera or Alan Cepeda from our office at 472-3455/6 or via email at jean@tinamunabarnes.com, Bernice@tinamunabarnes.com or alan@tinamunabarnes.com. I look forward to your attendance and participation.

Si Yu'os Ma'åse'!

cc: Sergeant-At-Arms/Protocol/AV
MIS

Clerk of the Legislature
All Media

Alan Cepeda
Legislative Assistant
(671) 472-3455/6
alan@tinamunabarnes.com

Attachments

- Corrected First Notice.pdf (227.98KB)

Subject: Second Notice of Public Hearing - Tuesday, June 7, 2016 at 9:00am

From: Alan Cepeda (alan@tinamunabarnes.com)

sess1221@hotmail.com; mjduenas@ghura.org; alsantos1@ghura.org; david.sablan@gmail.com; djsablan@guam.net; john.camacho@revtax.guam.gov; marie.benito@revtax.guam.gov; michael.borja@land.guam.gov; mayorlcrivera.tatuha@gmail.com; mcogadmin@teleguam.net; james.gillan@dphss.guam.gov; nathan.denight@visitguam.org; bart.bgpacific@gmail.com; mbaldyga@baldyga.com; morinaga@kona.net; mikitaxi@hotmail.com; tcarriola@yahoo.com; tcarriola@gmail.com; cguzman@galaidegroup.com; alfredolab@aol.com; psgro@dpacguam.com; president@ghra.org; eo@guamrealtors.com; joseph.i.cruz@gpd.guam.gov; joey.sannicolas@gfd.guam.gov; tonypsgro@gmail.com; jonfernandez@gdoe.net; mary.okada@guamcc.edu; raunderwood@uguam.uog.edu; info@guamchamber.com.gu; uog.tag.gu@gmail.com; dpalmer@remaxguam.com; youngs@teleguam.net; bill.nault@gmail.com; ray@guamhelp.com; rcruz0860@gmail.com; kcongen.guam@gmail.com; jcbias@nikkoguam.com; sablan1@gmail.com; junglebnb@gmail.com; joseph.carbullido@gpd.guam.gov; telo.taitague@visitguam.org; maria.horizonproperties@gmail.com; iworkonsaturdays@gmail.com; masatomo.nadeau@dphss.guam.gov; kikocrisostomo@gmail.com; tae@teleguam.net; nanadan@guam.net; admin2@guamrealtors.com; wade.roisin@gmail.com;

To:

Cc: sgtarms@guamlegislature.org; mis@guamlegislature.org; clerks@guamlegislature.org; phnotice@guamlegislature.org; av@guamlegislature.org; jean@tinamunabarnes.com;

Date: Friday, June 3, 2016 9:41 AM

SECOND PUBLIC NOTICE

FOR IMMEDIATE RELEASE

Friday, June 3, 2016

Hafa Adai! The Committee on Municipal Affairs, Tourism, Housing and Guam Preservation Trust will be conducting a public hearing on **Tuesday June 7, 2016** beginning at **9:00 a.m.** in the **Public Hearing Room**. This hearing is scheduled to receive public testimony on the following items:

Appointment of Mr. George A. Santos, **Guam Housing and Urban Renewal Authority (GHURA), Board of Commissioners**. Length of term is five (5) years.

BillNo. 323-33 (COR) – “An act to add a new § 30109, § 30110, and § 30111 to chapter 30, title 11 Guam Code Annotated, relative to authorizing the Director of Revenue and Taxation or his designee to enter into tax collection agreements with transient accommodations brokers.” – *sponsors*: T.R. Muña Barnes, B.J.F. Cruz, R.J. Respicio

Bill No.324-33 (COR) – “An act to amend sub-item (jj) of § 61103, of article 1, and §61304(b) and §61305(b) of article 3 of chapter 61, title 21 of the Guam Code Annotated; to add a new subitem (kk) of §61103 of article 1, ; to add a new sub-article 1 to article 1, a new sub-article 2 to article 1 chapter 61, title 21 of the Guam Code Annotated; relative to clarifying the definition of a bed and breakfast and to establishing conditional use of bed and breakfast and short-term vacation units; to authorizing short-term vacation rentals on Guam, and to provide such requirements as are necessary and proper for the operation of the bed and breakfast and short-term vacation units on Guam.” – *sponsors*: T.R. Muña Barnes, B.J.F. Cruz, R.J. Respicio

Bill No.325-33 (COR) - “An act to add a new §51112 to chapter 51, title 18 Guam Code Annotated, relative to establishing civil penalties for owner-proprietors leasing real property as a lodging facility and operating without the proper licenses.” – *sponsors*: T.R. Muña Barnes, B.J.F. Cruz, R.J. Respicio

Bill No.329-33 (COR) – “An act to appropriate the sum of twenty-five thousand dollars (\$25,000) from the fiscal year 2017 Tourist Attraction Fund to the Department of Administration for the purpose of funding the construction of the Fallen Heroes Monument to be erected by the Fallen Heroes of the Pacific Foundation (Guam), effective October 1, 2016.” – F.B. Aguon Jr. and T.R. Muña Barnes

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Si Yu'os Ma'åse'!

cc: Sergeant-At-Arms/Protocol/AV
MIS

Clerk of the Legislature
All Media

Alan Cepeda
Legislative Assistant
(671) 472-3455/6
alan@tinamunabarnes.com

Attachments

- Second Notice.pdf (228.23KB)
- Agenda.pdf (156.08KB)

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

Updated: May 23, 2016

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Public Hearing Notice Listserv
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Updated: May 23, 2016

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I Mina'Trentai Tres Na Liheslaturan Guåhan
Office of The Legislative Secretary
Tina Rose Muña Barnes

**Committee on Municipal Affairs, Tourism, Housing and
Historic Preservation**
Confirmation and Public Hearing
Tuesday, June 7, 2016 – 9:00 a.m. in the Public Hearing Room

AGENDA

Appointment of Mr. George A. Santos, **Guam Housing and Urban Renewal Authority (GHURA), Board of Commissioners.** Length of term is five (5) years.

Bill No. 323-33 (COR) – “An act to add a new § 30109, § 30110, and § 30111 to chapter 30, title 11 Guam Code Annotated, relative to authorizing the Director of Revenue and Taxation or his designee to enter into tax collection agreements with transient accommodations brokers.” – *sponsors*: T.R. Muña Barnes, B.J.F. Cruz, R.J. Respicio

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