

I Mina'Trentai Dos Na Liheslaturan Received
Bill Log Sheet

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
287-32 (COR)	T. R. MUÑA BARNES	AN ACT TO AUTHORIZE I MAGA'LAHEN GUÅHAN TO EXCHANGE GOVERNMENT-OWNED PROPERTY IN ASINAN ORDOT-CHALAN PAGO RESERVED FOR THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES FOR GOVERNMENT-OWNED PROPERTY IN DEDEDO OWNED BY THE CHAMORRO LAND TRUST.	3/6/14 12:36 p.m	03/07/14	Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land			Fiscal Note Request 3/10/14 Fiscal Waiver Received 4/11/14 Fiscal Note Received 4/22/14



COMMITTEE ON RULES

I Mina'trentai Dos na Liheslaturan Guåhan • The 32nd Guam Legislature

155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com

E-mail: roryforguam@gmail.com • Tel: (671)472-7679 • Fax: (671)472-3547

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Rory J. Respicio
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MAJORITY LEADER

Senator
Thomas C. Ada
VICE CHAIRPERSON
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Senator
Aline Yamashita
Member

April 22, 2014

Memorandum

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

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

Subject: **Fiscal Notes / Waivers**

Hafa Adai!

Attached please find the fiscal notes and waivers for the bill numbers listed below.

Please note that the fiscal notes, or waivers, are issued on the bills as introduced.

FISCAL NOTES:

- ✓ Bill No.259-32(COR)
- ✓ Bill No. 279-32(COR)
- ✓ Bill No. 287-32(COR)
- ✓ Bill No. 293-32(COR)
- ✓ Bill No. 294-32(COR)
- ✓ Bill No. 301-32(COR)
- ✓ Bill No. 303-32(COR)

WAIVER:

- ✓ Bill No. 233-32(COR)
- ✓ Bill No. 295-32(COR)
- ✓ Bill No. 297-32(COR)
- ✓ Bill No. 300-32(COR)

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

Si Yu'os ma'åse'!

2014 APR 22 M 9:42

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

APR 21 2014

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

Hafa Adai Senator Respicio:

Transmitted herewith is Fiscal Note on the following Bill Nos.: 259-32(COR), 279-32(COR), 287-32(COR), 293-32(COR), 294-32(COR), 301-32(COR), 303-32(COR) and Fiscal Note Waiver on the following Bill Nos.: 233-32(COR), 295-32(COR), 297-32(COR), and 300-32(COR).

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

A handwritten signature in black ink, appearing to read "J.A. Rios".

JOHN A. RIOS
Director

Enclosures
cc: Senator Vicente (ben) Pangelinan

Bureau of Budget & Management Research
Fiscal Note of Bill No. 287-32 (COR)

AN ACT TO AUTHORIZE *I MAGA'LAHEN GUAHAN* TO EXCHANGE GOVERNMENT-OWNED PROPERTY IN *ASINAN ORDOT-CHALAN PAGO* RESERVED FOR THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES FOR GOVERNMENT-OWNED PROPERTY IN *DEDEDO* OWNED BY THE CHAMORRO LAND TRUST.

Department/Agency Appropriation Information	
Dept./Agency Affected: Chamorro Land Trust Commission	Dept./Agency Head: David Camacho, Acting Director
Department's General Fund (GF) appropriation(s) to date:	-
Department's Other Fund (Specify) appropriation(s) to date: Chamorro Land Trust Operations Fund	<u>\$551,580</u>
Total Department/Agency Appropriation(s) to date:	\$551,580

Fund Source Information of Proposed Appropriation			
	General Fund:	(Specify Special Fund):	Total:
FY 2013 Unreserved Fund Balance ¹	\$0	\$0	\$0
FY 2014 Adopted Revenues	\$0	\$0	\$0
FY 2014 Appro. (P.L. 31-233)	\$0	\$0	\$0
Sub-total:	\$0	\$0	\$0
Less appropriation in Bill	\$0	\$0	\$0
Total:	\$0	\$0	\$0

Estimated Fiscal Impact of Bill						
	One Full Fiscal Year	For Remainder of FY 2014 (if applicable)	FY 2015	FY 2016	FY 2017	FY 2018
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
Chamorro Land Trust Operations Fund	1/	\$0	\$0	\$0	\$0	\$0
Total	1/	\$0	\$0	\$0	\$0	\$0

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

APR 21 2014
 Analyst: Jason W. Baza Date: 3/17/14 Director: John A. Rios Date: **APR 21 2014**
 Jason W. Baza, BMA I John A. Rios, Director

Footnotes:
 1/ See attached comments.

Bureau of Budget & Management Research
Attachment to Fiscal Note No. 287-32 (COR)
(for revenue generating provisions)

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

Comments:

1/ See attached comments.

BUREAU OF BUDGET AND MANAGEMENT RESEARCH
COMMENTS ON BILL NO. 287-32 (COR)

The proposed legislation is aimed at exchanging government-owned property designated for the Department of Public Health and Social Services (DPHSS) with property owned by the Chamorro Land Trust Commission (CLTC).

Should the proposed legislation become law, the property designated for the DPHSS, specifically Lot No. 3470 containing an area of approximately 117.943± acres in the municipality of Ordot-Chalan Pago, would be exchanged with the property owned by the CLTC, specifically Lot No. 2, Block 7, Tract 170 containing an area of approximately 10,931± square meters in the municipality of Dededo. The purpose for the exchange is to utilize a more suitable parcel of property for the construction of an Environmental Public Health Laboratory for use by DPHSS.

Lot No. 2, Tract 170 in the municipality of Dededo owned by the CLTC is currently undeveloped and adjacent to the existing Northern Regional Health Center, which would be a more suitable location for the construction of the Environmental Public Health Laboratory. The construction project is funded by a grant through the U.S. Department of Interior. The construction of the proposed Laboratory would occur whether or not the proposed legislation becomes law in order to utilize the grant funding in a timely matter. It is for this reason the proposed land exchange has been made to coincide with the grant funding.

However, the Bureau has determined that such a land exchange would increase the CLTC property inventory by 466,997± square meters. This increase is based on the designated DPHSS property containing approximately 477,928± square meters being exchanged with the CLTC property containing an area of approximately 10,931± square meters.

If the CLTC used the newly exchanged 477,928± square meters for economic leases, where each square meter is valued at an estimated one dollar (\$1.00) per square meter, the Bureau estimates that there is a potential of revenues generated in the form of lease payments to the CLTC in the amount of \$477,928 every year the property is leased. The Bureau has determined that there is no appraisal costs because Section 3 of the proposed legislation waives the requirement of two (2) appraisals for the proposed land transaction.

The proposed land exchange appears positive for all parties involved. The DPHSS would obtain an ideal location for construction of the Environmental Public Health Laboratory. The CLTC would have an increase in property inventory of 466,997± square meters, which potentially could be leased and generate a revenue stream, at a minimum, of \$466,997.



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V. Anthony Ada
Member
MINORITY LEADER

Senator
Aline Yamashita
Member

March 10, 2014

VIA E-MAIL
john.rios@bbmr.guam.gov

John A. Rios
Director
Bureau of Budget & Management Research
P.O. Box 2950
Hagåtña, Guam 96910

RE: Request for Fiscal Notes– Bill Nos. 285-32 (COR) through 289-32(COR)

Hafa Adai Mr. Rios:

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

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

Very Truly Yours,

Senator Rory J. Respicio
Chairperson of the Committee on Rules

Attachment (1)

Cc: Clerk of the Legislature

Bill Nos.	Sponsors	Title
285-32 (COR)	T. R. MUÑA BARNES	AN ACT MAKING AN APPROPRIATION FROM THE GENERAL FUND TO THE DEPARTMENT OF ADMINISTRATION (DOA) FOR WESTCARE PACIFIC ISLANDS FOR THE SPECIFIC PURPOSES OF CONDUCTING INTENSE OUTREACH ACTIVITIES, PROVIDING INFORMATIONAL AND REFERRAL SERVICES TO ALL VETERANS ON GUAM.
286-32 (COR)	Tommy Morrison V. Anthony Ada Chris M. Duenas FRANK B. AGUON, JR. Brant T. McCreadie	AN ACT TO AMEND §1001 OF 1GCA RELATIVE TO ESTABLISHING GIJAM HISTORY AND CHAMORRO HERITAGE DAY AS A LEGAL HOLIDAY OF THE GOVERNMENT OF GUAM.
287-32 (COR)	T. R. MUÑA BARNES	AN ACT TO AUTHORIZE I MAGA'LAHEN GUÅHAN TO EXCHANGE GOVERNMENT- OWNED PROPERTY IN ASINAN ORDOT-CHALAN PAGO RESERVED FOR THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES FOR GOVERNMENT- OWNED PROPERTY IN DEDEDO OWNED BY THE CHAMORRO LAND TRUST.
288-32 (COR)	Michael F.Q. San Nicolas B.J.F. Cruz	AN ACT TO SUSPEND ALL TAX CREDITS, EXCEPT AS AUTHORIZED PROSPECTIVE TO THIS ACT, AS CONTRACTUALLY OBLIGATED, OR AS AUTHORIZED UNDER THE INTERNAL REVENUE CODE.
289-32 (COR)	B.J.F. Cruz	AN ACT TO AMEND SUBSECTION 5121(E) OF PART C, ARTICLE 2, CHAPTER 5, TITLE 5 OF THE GUAM CODE ANNOTATED RELATIVE TO PERMITTING ALTERNATIVE DISPUTE RESOLUTION IN CONTRACTS APPROVED BY THE GOVERNMENT OF GUAM RETIREMENT FUND.



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Senator
Aline Yamashita
Member

March 7, 2014

MEMORANDUM

To: Rennae Meno
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

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

Subject: Referral of Bill No. 287-32(COR)

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 287-32(COR)**.

Please ensure that the subject bill is referred, in my name, to the respective committee, as shown on the attachment. I also request that the same be forwarded to all members of *I Mina'trentai Dos na Liheslaturan Guåhan*.

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

Si Yu'os Ma'åse!

Attachment

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

Bill No. 287-32(COR)

Introduced By:

T.R. MUÑA BARNES
D. G. Rodriguez, Jr. *or*

AN ACT TO AUTHORIZE *I MAGA'LAHEN GUÅHAN* TO EXCHANGE GOVERNMENT-OWNED PROPERTY IN *ASINAN ORDOT-CHALAN PAGO* RESERVED FOR THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES FOR GOVERNMENT-OWNED PROPERTY IN *DEDEDO* OWNED BY THE CHAMORRO LAND TRUST.

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that there is a need for a new Environmental Public Health Laboratory in Guam
4 and that the Department of Public Health and Social Services has secured grant
5 funding for this project through the United States Department of Interior. *I*
6 *Liheslaturan Guåhan* further finds that currently there exists certain Government
7 of Guam lands that have been reserved for the use of the Department of Public
8 Health and Social Services for the construction of certain facilities including an
9 Environmental Public Health Laboratory in *Asinan, Ordote-Chalan Pago*.

10 *I Liheslaturan Guåhan* finds that a more suitable parcel of property located
11 adjacent to the existing Northern Regional Health Center in *Dededo* is currently
12 undeveloped and is within the inventory of the Chamorro Land Trust.

13 *I Liheslaturan Guåhan* further finds that by exchanging these two properties
14 the need for a suitable location for a new Environmental Public Health Laboratory

2014 MAR -6 M 1236
MB

1 can be met while increasing the amount of land within the Chamorro Land Trust
2 inventory.

3 *I Liheslaturan Guåhan* further finds that due to conditions set by the United
4 States Department of Interior, time is of the essence and funding for this project
5 may be jeopardized.

6 **Section 2. Land Exchange Authorized.** Notwithstanding any other
7 provision of law, and in consideration of the highest and best use of the properties
8 in question, *I Maga'lahaen Guåhan* is hereby authorized to exchange the real
9 property reserved for the Department of Public Health and Social Services
10 described as:

11 Lot No. 3470 containing an area of 117.943 acres, more
12 or less, located in *Asinan* the municipality of Ordot-
13 Chalan Pago as marked and designated on L.M. Checked
14 No. 161 FY 1993, and Department of Land Management
15 Document No. 486438, dated March 1993, a copy of
16 which attached as *Exhibit A*

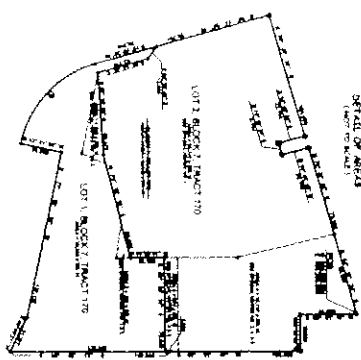
17 with the government of Guam real property described as:

18 Lot No. 2, Block 7, Tract 170, municipality of *Dededo*,
19 Guam containing an area of 10,931 square meters, more
20 or less, as marked and designated on Department of Land
21 Management Drawing No. I4-13T720, L.M. Checked
22 No. 074-FY2013, dated September 2013. A copy of
23 which is attached as *Exhibit B*.

24
25 **Section 3. Waiver of Appraisal Requirement.** §2107(b) of Chapter 2,
26 Title 2, Guam Code Annotated, requires two (2) appraisals for any transfer of land

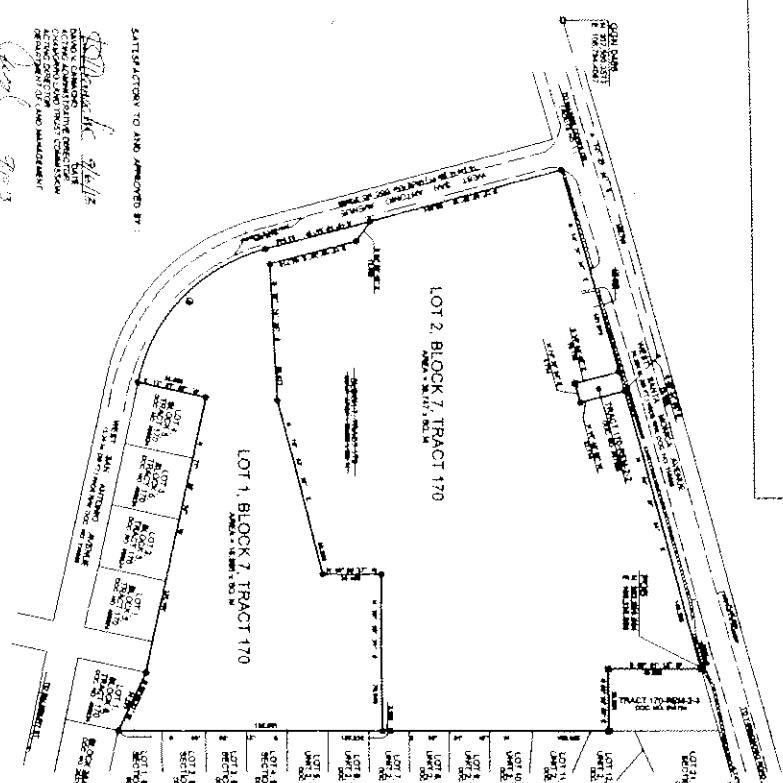
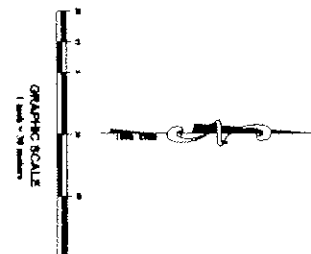
1 or leasing of land before any consideration by *I Liheslatura* (the Legislature). *I*
2 *Liheslaturan Guåhan* hereby waives this requirement.

3 **Section 4. Effective Date.** This provisions contained herein shall take
4 effect immediately upon enactment of this Act.



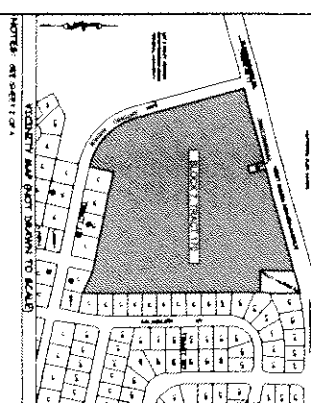
- SPECIAL NOTES:**
1. THIS PLAN SHOWS THE LOTS IN THIS TRACT AS BEING SUBJECT TO THE EASEMENTS AND CONDITIONS SET FORTH IN THE DEEDS AND RECORDS REFERRED TO IN THE NOTES HEREON.
 2. THE DISTRICT ENGINEER HAS REVIEWED AND APPROVED THIS PLAN FOR CONFORMANCE WITH THE DISTRICT ENGINEER'S ORDINANCES AND REGULATIONS.
 3. THE DISTRICT ENGINEER'S OFFICE HAS REVIEWED THE PLAN FOR CONFORMANCE WITH THE DISTRICT ENGINEER'S ORDINANCES AND REGULATIONS.
 4. THE DISTRICT ENGINEER'S OFFICE HAS REVIEWED THE PLAN FOR CONFORMANCE WITH THE DISTRICT ENGINEER'S ORDINANCES AND REGULATIONS.
 5. THE DISTRICT ENGINEER'S OFFICE HAS REVIEWED THE PLAN FOR CONFORMANCE WITH THE DISTRICT ENGINEER'S ORDINANCES AND REGULATIONS.

CONVEY DATA:
 1. 1/2 ACRES
 2. 1/4 ACRES
 3. 1/8 ACRES
 4. 1/16 ACRES



SATISFACTION TO AND APPROVED BY:
[Signature]
 DISTRICT ENGINEER
 DISTRICT OF COLUMBIA
 DEPARTMENT OF LAND MANAGEMENT
 AND SPECIAL SERVICES

CERTIFICATION OF PROFESSIONAL LAND SURVEYOR
 I, *[Signature]*, a duly licensed Professional Land Surveyor, do hereby certify that the above described land is the true and correct location of the lots and blocks shown on this plan, and that the same are in accordance with the plat of the subdivision of the land shown on this plan, and that the same are in accordance with the plat of the subdivision of the land shown on this plan.



SYMBOLS: SEE SHEET 170-1
 REFERENCES: SEE SHEET 170-1

ORDERED BY:
[Signature]
 DISTRICT ENGINEER
 DISTRICT OF COLUMBIA
 DEPARTMENT OF LAND MANAGEMENT
 AND SPECIAL SERVICES

CERTIFICATION OF STATE ENGINEER
 I, *[Signature]*, a duly licensed Professional Engineer, do hereby certify that the above described land is the true and correct location of the lots and blocks shown on this plan, and that the same are in accordance with the plat of the subdivision of the land shown on this plan.

LOT NO.	ACRES	AREA	PERCENTAGE OF TOTAL
LOT 1	1.00	1.00	100.00
LOT 2	1.00	1.00	100.00
LOT 3	1.00	1.00	100.00
LOT 4	1.00	1.00	100.00
LOT 5	1.00	1.00	100.00
LOT 6	1.00	1.00	100.00
LOT 7	1.00	1.00	100.00
LOT 8	1.00	1.00	100.00
LOT 9	1.00	1.00	100.00
LOT 10	1.00	1.00	100.00
LOT 11	1.00	1.00	100.00
LOT 12	1.00	1.00	100.00
LOT 13	1.00	1.00	100.00
LOT 14	1.00	1.00	100.00
LOT 15	1.00	1.00	100.00
LOT 16	1.00	1.00	100.00
LOT 17	1.00	1.00	100.00
LOT 18	1.00	1.00	100.00
LOT 19	1.00	1.00	100.00
LOT 20	1.00	1.00	100.00

LOT PARCELING SURVEY MAP
 BLOCK 7, TRACT 170
 DISTRICT OF COLUMBIA
 DEPARTMENT OF LAND MANAGEMENT
 AND SPECIAL SERVICES

