

I Mina'Trentai Dos Na Liheslaturan Guahan
Bill Log Sheet

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	STATUS
55-32 (COR)	V.C. Pangelinan	AN ACT RELATIVE TO TRANSFER OF THE TITLE OF OWNERSHIP OF LOT NO. 1NEW-1, BLOCK NO. 2, TRACT 1427 LOCATED IN THE MUNICIPALITIES OF BARRIGADA AND DEDEDO FROM THE GUAM INTERNATIONAL AIRPORT AUTHORITY TO THE CHAMORRO LAND TRUST COMMISSION.	2/25/2013 4:07p.m.	2/26/13	Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land			Fiscal Note Request 2/26/13



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
CHAIRPERSON
MAJORITY LEADER

Senator
Thomas C. Ada
VICE CHAIRPERSON
ASSISTANT MAJORITY LEADER

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V. Anthony Ada
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MINORITY LEADER

Senator
Aline Yamashita
Member

April 9, 2013

Memorandum

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

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

Subject: **Fiscal Notes**

Hafa Adai!

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

FISCAL NOTES:

Bill Nos.: 5-32 (LS), 37-32 (COR), and 55-32 (COR)

WAIVERS:

Bill Nos.: 17-32 (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'!

2013 APR -9 PM 3:00

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

APR 08 2013

Senator Rory J. Respicio
Chairperson, Committee on Rules
I Mina'trentai Unu na Liheslaturan Guåhan
The 31st Guam Legislature
155 Hesler Place
Hagåtña, Guam 96932

Hafa Adai Senator Respicio:

Transmitted herewith is Fiscal Note on the following Bill Nos.: 05-32(LS), 37-32(COR), 55-32(COR) and Fiscal Note Waiver on the following Bill Nos.: 17-32(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 "John A. Rios".

JOHN A. RIOS
Director

Enclosures

cc: Senator Vicente (ben) Pangelinan

**Bureau of Budget & Management Research
Fiscal Note of Bill No. 55-32 (COR)**

AN ACT RELATIVE TO TRANSFER OF THE TITLE OF OWNERSHIP OF LOT NO. 1 NEW-1, BLOCK NO. 2, TRACT 1427 LOCATED IN THE MUNICIPALITIES OF BARRIGADA AND DEDEDO FROM THE GUAM INTERNATIONAL AIRPORT AUTHORITY TO THE CHAMORRO LAND TRUST COMMISSION.

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	\$639,954
Total Department/Agency Appropriation(s) to date:	\$639,954
Department/Agency Appropriation Information	
Dept./Agency Affected: Guam International Airport Authority	Dept./Agency Head: Charles H. Ada, Executive Manager
Department's General Fund (GF) appropriation(s) to date:	N/A
Department's Other Fund (Specify) appropriation(s) to date: Guam International Airport Authority Operating Budget	\$40,942,367
Total Department/Agency Appropriation(s) to date:	\$40,942,367

Fund Source Information of Proposed Appropriation			
	General Fund:	(Specify Special Fund):	Total:
FY 2012 Unreserved Fund Balance ¹		\$0	\$0
FY 2013 Adopted Revenues	\$0	\$0	\$0
FY 2013 Appro. (P.L. 31-233)	\$0	\$0	\$0
Sub-total:	\$0	\$0	\$0
Less appropriation in Bill	\$0	\$0	\$0
Total:	\$0	\$0	\$0

Estimated Fiscal Impact of Bill						
	One Full Fiscal Year	For Remainder of FY 2013 (if applicable)	FY 2014	FY 2015	FY 2016	FY 2017
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
Chamorro Land Trust Operations Fund	1/	\$0	\$0	\$0	\$0	\$0
Total	1/	\$0	\$0	\$0	\$0	\$0

- Does the bill contain "revenue generating" provisions? / x / Yes / / No
If Yes, see attachment 1/
- 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
/ / Requested agency comments not received as of the due date / / Other:

Analyst: <u>Jason Baza</u> Jason W. Baza, BMA I	Date: <u>4/5/13</u>	Director: <u>[Signature]</u> John A. Rios, Director	Date: <u>APR 08 2013</u>
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Footnotes:
1/ See Comments Attached.

Bureau of Budget & Management Research
Attachment to Fiscal Note No. 55-32 (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	\$217,342	\$217,342	\$217,342	\$217,342	\$217,342
Total	\$217,342	\$217,342	\$217,342	\$217,342	\$217,342

Comments:

1/ This proposed legislation is aimed at transferring the title to/jurisdiction over the parcel of real property in the municipalities of Barrigada and Dededo encompassing Lot No. 1 NEW-1, Block No. 2, Tract 1427 containing an area of about 61,449 square feet or about 5,709 square meters from the Guam International Airport Authority (GIAA) to the Chamorro Land Trust Commission (CLTC). There is currently a revenue generating source on the said parcel of property in the form of lease payments for rental expenses of a fuel service station. The transfer of said property and revenue generated through the lease will support mandates under the CLTC to include, but not limited to: the Chamorro Home Loan Fund; Chamorro Home Development Fund; Chamorro Educational Fund; Chamorro Commercial Loan Fund; and the Chamorro Loan Guarantee Fund. GIAA had previously expressed the illegality of a similar proposal in previous legislations, specifically Bill No. 14-31. However, if the proposed legislation is passed and the title to/jurisdiction over said property is transferred to the CLTC, the Bureau estimates that \$217,341.63 of yearly revenues will be received by the CLTC in the form of lease payments from the existing fuel service station.



DIPATTAMENTON MINANEHAN TĀNO'
 (Department of Land Management)
GUBETNAMENTON GUĀHAN
 (Government of Guam)



EDDIE BAZA CALVO
 Governor

MONTE MAFNAS
 Director

RAY TENORIO
 Lieutenant Governor

DAVID V. CAMACHO
 Deputy Director

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

March 4, 2013

MEMORANDUM

Mailing Address:
 P.O. Box 2850
 Hagåtña, GU 96932

TO: Governor's Special Assistant, External Affairs: Telo Taitague

FROM: Acting Director, Department of Land Management

SUBJECT: Comments on Bill No. 55-32 (COR)

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

Bueñas Yan Hafa Adai: The Department has reviewed Bill 55-32 (COR) -- **An Act Relative to Transfer of the Title of Ownership of Lot No. 1NEW-1, Block No. 2, Tract 1427 in the Municipality of Barrigada and Dededo to the Chamorro Land Trust Commission.** We provide the following causes for our support of its intent:

E-mail Address:
dmdlr@dlim.guam.gov

1. The Department agrees with the findings of the legislative proposal where the transfer of Lot 1NEW-1 to the Guam International Airport Authority is not in line with the mandates of the autonomous agency. Pursuant to Title 12, Division 1, Chapter 1, Article 1, the purpose for the Airport's authority and existence is to *acquire, construct, reconstruct, purchase, extend, improve, better, operate and maintain airports and related facilities for civil aviation purposes on Guam.* A gas station services domestic and commercial wheeled-vehicles and does not support any civil aviation process or program.

Telephone:
 671-649-LAND (5263)

2. The transfer of said property under the guise of the CLTC will serve as appropriate source as revenue-generating program to support mandates under the CLTC to include, but not limited to: the Chamorro Home Loan Fund; Chamorro Home Development Fund; Chamorro Educational Fund; Chamorro Commercial Loan Fund; and the Chamorro Loan Guarantee Fund. In this respect, the transfer of said property will have a positive fiscal impact to ultimately support the benefactors of the Chamorro Land Trust Commission.

Facsimile:
 671-649-5383

Thank you for the opportunity to provide comments.

Senseramente,


 David Camacho

RECEIVED

MAR 05 2013

Bureau of Budget and
 Management Research

Cc: Bureau of Budget & Management Research, Office of the Governor



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MINORITY LEADER

Senator
Aline Yamashita
Member

February 26, 2013

VIA FACSIMILE

(671) 472-2825

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

**RE: Request for Fiscal Note – Bill Nos. 52-32 (COR), 53-32 (COR), 54-32 (COR),
55-32 (COR) and 56-32 (COR)**

Hafa Adai Mr. Rios:

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

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

Very Truly Yours,

Senator Rory J. Respicio
Chairperson, Committee on Rules

Attachments

Cc: Clerk of the Legislature

2013 FEB 26 AM 11: 26

Bill No. 52-32 (LS) - T.C. Ada - AN ACT TO REPEAL §22421 OF CHAPTER 22, 5 GCA, RELATIVE TO THE TRANSFER OF AUTONOMOUS AGENCY REVENUES TO THE AUTONOMOUS AGENCY COLLECTIONS FUND

Bill No. 53-32 (COR) - B.J.F. Cruz - AN ACT TO REPEAL 17 GCA § 33105 AND TO AMEND 17 GCA § 31109; RELATIVE TO THE PROCUREMENT AUTHORITY OF THE GUAM COMMUNITY COLLEGE.

Bill No. 54-32 - V.C. Pangelinan, M.F.Q. San Nicolas - AN ACT AMEND § 511005 AND § 511006 AND TO ADD § 511007 AND § 511008 TO CHAPTER 51 ARTICLE 10 OF 10 GUAM CODE ANNOTATED AND TO ADD § 5120 TO CHAPTER 5 PART B OF 5 GUAM CODE ANNOTATED RELATIVE TO THE FUND MANAGEMENT OF THE HOST COMMUNITY BENEFITS.

Bill No. 55-32 (COR) - V.C. Pangelinan - AN ACT RELATIVE TO TRANSFER OF THE TITLE OF OWNERSHIP OF LOT NO. 1NEW-1, BLOCK NO. 2, TRACT 1427 LOCATED IN THE MUNICIPALITIES OF BARRIGADA AND DEDEDO FROM THE GUAM INTERNATIONAL AIRPORT AUTHORITY TO THE CHAMORRO LAND TRUST COMMISSION.

Bill No. 56-32 (COR) - B.J.F. Cruz, T.C. Ada - AN ACT RELATIVE TO REPEALING AND REENACTING SECTION §9108 OF TITLE 16 GUAM CODE ANNOTATED.

MESSAGE CONFIRMATION

FEB-26-2013 11:10 AM TUE

FAX NUMBER : 4772240
NAME : GNF

NAME/NUMBER : 4722825
PAGE : 2
START TIME : FEB-26-2013 11:09AM TUE
ELAPSED TIME : 00' 32"
MODE : STD ECM
RESULTS : [O.K]



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February 26, 2013

VIA FACSIMILE
(671) 472-2825

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

RE: Request for Fiscal Note - Bill Nos. 52-32 (COR), 53-32 (COR), 54-32 (COR), 55-32 (COR) and 56-32 (COR)

Hafa Adai Mr. Rios:

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

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

Very Truly Yours,

Senator Rory J. Respicio
Chairperson, Committee on Rules

Attachments

Cc: Clerk of the Legislature

*Confirmed fax received by:
Jackie Panet 2/26/13 11:23 am
JEP*



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February 26, 2013

MEMORANDUM

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

Attorney Therese M. Terlaje
Legislative Legal Counsel

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

Subject: **Referral of Bill No. 55-32(COR)**

As the Chairperson of the Committee on Rules, I am forwarding my referral of Bill No. 55-32(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

Bill No. 55-32 (COR)

Introduced by:

v.c. pangelinan

AN ACT RELATIVE TO TRANSFER OF THE TITLE OF OWNERSHIP OF LOT NO. 1NEW-1, BLOCK NO. 2, TRACT 1427 LOCATED IN THE MUNICIPALITIES OF BARRIGADA AND DEDEDO FROM THE GUAM INTERNATIONAL AIRPORT AUTHORITY TO THE CHAMORRO LAND TRUST COMMISSION.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds that many applicants and participants of the Chamorro Land Trust Commission (CLTC) are unable to secure the financial means for the costs associated with the required infrastructure necessary for the installation of power, water, and telephone services for the construction of a new dwelling. Many qualified applicants have been forced to delay the process of building their homes as a result. *I Liheslatura* finds that this ultimately defeats the mission of the CLTC thus undermining the quality of life for those seeking the opportunity to become homeowners.

I Liheslatura finds that Lot No. 1NEW-1, Block No. 2, Tract 1427, was transferred to the Guam International Airport Authority (Airport) for the development of industrial operations directly related to airport operations.

13 *I Liheslatura* further finds that the operation and commission of a lease to a
14 fuel service station for which the Airport receives rental income does not have any
15 direct relation to the operations of the Airport.

16 *I Liheslatura* wishes to transfer the property and lease of the fuel service
17 station whose services are not directly related to airport operations to the CLTC, in
18 order to support the development of basic infrastructure of CLTC properties to
19 make them habitable.

20 **Section 2. Transfer of Title.** Title to and jurisdiction over the parcel of real
21 property in the municipalities of Barrigada and Dededo encompassing Lot No.
22 1NEW-1, Block No. 2, Tract 1427 containing an area of 61,449± Square Feet or
23 5,709± Square Meters presently under lease for the operations of a fuel service
24 facility is hereby transferred from the Guam International Airport Authority to the
25 Chamorro Land Trust Commission which *shall* act as sole administrator of the
26 lease to this parcel and shall receive all payments thereunder. All other terms of the
27 lease agreement executed prior to January 1, 2011 (the “Lease”) between the lessee
28 and the Airport shall remain in effect, except that references to the Guam
29 International Airport Authority *shall* be deemed to refer to the Chamorro Land
30 Trust Commission.

31 **Section 3. Effective Date.** This Act *shall* take effect upon enactment.

32 **Section 4. Severability.** If any provision of this Law or its application to any
33 person or circumstances is found to be invalid or contrary to law, such invalidity
34 *shall not* affect other provisions or applications of this Law which can be given
35 effect without the invalid provisions or application and to this end the provisions of
36 this Act are severable.

37