



COMMITTEE ON RULES

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

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MINORITY MEMBER

February 5, 2015

Memorandum

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

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

Subject: **Fiscal Notes and Waiver:**

Hafa Adai!

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

FISCAL NOTES:

Bill No. 27-33(COR)

Bill No. 29-33(COR)

WAIVER:

Bill No. 28-33(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'åse'!

2015 FEB -5 PM 3:06



**Bureau of Budget & Management Research
Fiscal Note of Bill No. 29-33 (COR)**

AN ACT TO APPROVE THE SETTLEMENT BETWEEN THE GOVERNMENT OF GUAM AND THE ESTATE OF JOSE MARTINEZ TORRES.

Department/Agency Appropriation Information	
Dept./Agency Affected: Guam Ancestral Lands Commission	Dept./Agency Head: Michael J.B. Borja, Director
Department's General Fund (GF) appropriation(s) to date:	116,182
Department's Other Fund (Specify) appropriation(s) to date: Trust for Guam Ancestral Lands Commission	-
Total Department/Agency Appropriation(s) to date:	\$116,182

Fund Source Information of Proposed Appropriation			
	General Fund:	(Specify Special Fund):	Total:
FY 2014 Unreserved Fund Balance		\$0	\$0
FY 2015 Adopted Revenues	\$0	\$0	\$0
FY 2015 Appro. (P.L. 32-181 thru 32-233)	\$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 2015 (if applicable)	FY 2016	FY 2017	FY 2018	FY 2019
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
Trust for Guam Ancestral Lands Commission	\$0	\$234,000	\$0	\$0	\$0	\$0
Total	\$0	\$234,000	\$0	\$0	\$0	\$0

- Does the bill contain "revenue generating" provisions? /X/ Yes / / No
If Yes, see attachment
- Is amount appropriated adequate to fund the intent of the appropriation? /X/ N/A / / Yes / / No
If no, what is the additional amount required? \$ _____ /X/ N/A
- Does the Bill establish a new program/agency? / / 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 by due date / / Other:

Analyst: <u>Jason Baza</u> Jason W. Baza, BMA I	Date: <u>1/30/15</u>	Director: <u>Anthony C. Blaz</u> Anthony C. Blaz, Director	Date: <u>02-05-2015</u>
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Footnotes:

Bureau of Budget & Management Research
Attachment to Fiscal Note No. 29-33 (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
Trust for Guam Ancestral Lands Commission	\$234,000	\$0	\$0	\$0	\$0
Total	\$234,000	\$0	\$0	\$0	\$0

Comments:

1/ The intent of the proposed legislation is to approve the settlement between the Government of Guam and the Estate of Jose Martinez Torres. The legislation will help facilitate the proceeding of the Memorandum of Understanding that divides the amount of \$468,000 equally between the Government of Guam and the Torres Estate.

Attached is a memorandum from the Office of the Attorney General dated February 7, 2013. This memorandum explains the sequence of events that led to the settlement between the Government of Guam, specifically the Guam Ancestral Lands Commission (GALC), and the Torres Estate. Each party is expected to receive \$234,000 plus

Per the GALC, the \$234,000 to be received should be deposited into the Trust for Guam Ancestral Lands Commission.



DIPATTAMENTON MINANEHAN TANO'
 (Department of Land Management)
GUBETNAMENTON GUAHAN
 (Government of Guam)



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February 4, 2015

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: Testimony on Bill No. 29-33 (COR)

Buenas Yan Hafa Adai!

The Department of Land Management has reviewed Bill No. 29-33 - **An Act To Approve the Settlement Between the Government of Guam and the Estate of Jose Martinez Torres.**

Based of litigation and a settlement between the Government of Guam and the Estate of Jose Martinez Torres, the Guam Ancestral Lands Commission stands ready to execute the terms of settlement regarding Lot No. 5007, Dededo. However, we ask that the following section be added to the bill:

"Section Four. The Government of Guam's share of the equal distribution of the funds held in escrow from the sale of Lot No. 5007, Dededo, shall be deposited to the Guam Ancestral Lands Commission Land Bank Account, formally known as Trust for Guam Ancestral Lands Commission."

We appreciate the opportunity to submit our testimony.

Senseramente,


 MICHAEL J.B. BORJA