



Office of the Governor of Guam

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Felix P. Camacho
Governor

Michael W. Cruz, M.D.
Lieutenant Governor

24 MAR 2009

2009 MAR 24 PM 4:13 PM

Honorable Judith T. Won Pat, Ed.D
Speaker
I Mina Trenta Na Liheslaturan Guahan
155 Hessler Street
Hagatna Guam 96910

36-09-0352
Office of the Speaker
Judith T. Won Pat, Ed. D.
Date 3/24/09
Time
Received by

Dear Speaker Won Pat:

Transmitted herewith Bill No. 35 (COR), AN ACT TO REPEAL AND RE-ENACT SECTION 4 OF PUBLIC LAW 26-100 RELATIVE TO THE COMPOSITION AND DUTIES OF THE TASKFORCE AND THE RETURN OF TIYAN PROPERTIES which was signed into law as Public Law No. 30-6.

Bill No. 35(COR) is a façade that is designed to fail and not address the issue. This measure requires a meeting within ten (10) days. At the meeting one (1) representative from each parcel of land controlled by the airport would need to be present. There are over four hundred (400) families that represent the original landowners. It is improbable if not impracticable to notify all these individuals of a meeting and to further ascertain who is the authorized representative for the parcels within the legislation's timeframe.

Assuming the taskforce is able to meet, the representative from each parcel of land controlled by the airport, has 30 days from enactment to identify themselves as the original owners of properties transferred to the A.B. Won Pat International Airport.

Even if the representatives for each parcel of land and their original landowners and all the land that could be transferred are identified, we are still left with the challenges of dividing and disbursing property in an equitable manner to original landowners. Due to the uniqueness of lands, it will be impossible to come up with a division of land that would satisfy the original landowners within the legislation's timeframe.

We must ensure that the goals of the laws are attainable and that the laws treat all people in similar situations equally.

Notwithstanding the impracticability of the measure, the agencies will try their best to comply with it.

Sinseru yan Magâhet,

A handwritten signature in black ink, appearing to read 'F. Camacho', with a long horizontal flourish extending to the right.

FELIX P. CAMACHO

I Maga'låhen Guåhan

Governor of Guam

I MINA'TRENTA NA LIHESLATURAN GUÅHAN
2009 (FIRST) Regular Session


CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

This is to certify that Bill No. 35 (COR), "AN ACT TO REPEAL AND RE-ENACT SECTION 4 OF PUBLIC LAW 26-100, RELATIVE TO THE COMPOSITION AND DUTIES OF THE TASKFORCE AND THE RETURN OF TIYAN PROPERTIES," was on the 27th day of February, 2009, duly and regularly passed.



Judith T. Won Pat, Ed. D.
Speaker

Attested:



vicente c. pangelinan
Acting Legislative Secretary

This Act was received by I Maga'lahaen Guåhan this 3 day of MAR, 2009, at
4:04 o'clock 9.M.



A. RACHULAP
Assistant Staff Officer
Maga'lahaen's Office

APPROVED:



FELIX P. CAMACHO
I Maga'lahaen Guåhan

Date: 13 MARCH 2009

Public Law No. 30-6

I MINA'TRENTA NA LIHESLATURAN GUÅHAN
2009 (FIRST) Regular Session

Bill No. 35 (COR)

As amended on the Floor.

Introduced by:

v. c. pangelinan
T. R. Muña Barnes
T. C. Ada
F. B. Aguon, Jr.
F. F. Blas, Jr.
E. J.B. Calvo
B. J.F. Cruz
J. V. Espaldon
Judith P. Guthertz, DPA
Adolpho B. Palacios, Sr.
M. J. Rector
R. J. Respicio
Telo Taitague
Ray Tenorio
Judith T. Won Pat, Ed.D.

**AN ACT TO REPEAL AND RE-ENACT SECTION 4 OF
PUBLIC LAW 26-100, RELATIVE TO THE COMPOSITION
AND DUTIES OF THE TASKFORCE AND THE RETURN OF
TIYAN PROPERTIES.**

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

2 **Section 1. Section 4 of Public Law 26-100 is hereby *repealed and re-enacted***
3 **to read:**

4 **“Section 4. Task Force and Land Exchange.** A Taskforce is hereby
5 established to include the Director of the Guam Ancestral Lands Commission
6 (GALC), the Director of the Department of Land Management, *or* their
7 respective successor agencies, and one (1) representative landowner/heir of

1 each parcel of land under the jurisdiction of the A. B. Won Pat International
2 Airport Authority, Guam.

3 The Director of GALC *shall* call the first meeting of the Taskforce within
4 ten (10) working days of the effective date of this Act. At the first meeting, the
5 Taskforce *shall* elect a Chairperson. Within thirty (30) days after the effective
6 date of this Act, the Taskforce *shall* identify the original owners of properties
7 transferred to the A. B. Won Pat International Airport Authority, Guam, by the
8 United States Government and *shall* identify property of the government of
9 Guam to be transferred to these original landowners to compensate them on a
10 value for value and/or size for size exchange for their property that is now
11 owned by the A. B. Won Pat International Airport Authority, Guam. The
12 proposed property to be exchanged *shall not* be owned by any autonomous
13 agency of the government of Guam, including, *but not limited to*, the A. B. Won
14 Pat International Airport Authority, Guam.

15 The Chairperson of the Taskforce *shall* submit a report identifying the
16 proposed property of the government of Guam to be transferred to the original
17 landowners to the Speaker of *I Liheslaturan Guåhan* and *I Maga'lahen Guåhan*
18 within sixty (60) days upon enactment of this Act.

19 *I Maga'lahen Guåhan shall* submit proposed legislation within thirty
20 (30) days upon receipt of the report to the Speaker of *I Liheslaturan Guåhan*
21 that identifies proposed property as delineated in the report by the Taskforce.

22 The Speaker of *I Liheslaturan Guåhan shall* have sixty (60) days to
23 immediately refer the proposed legislation to the appropriate legislative
24 committee wherein it *shall* be introduced, a public hearing conducted to receive
25 testimonies, followed by a committee report to be filed with the Clerk of *I*

1 *Liheslaturan Guåhan*. The bill *shall* be included in the next session agenda for
2 disposition of *I Liheslaturan Guåhan*.”

3 **Section 2. Severability.** *If* any of the provisions of this Act or the application
4 thereof to any person or circumstance is held invalid, such invalidity shall *not* affect
5 any other provision or application of this Act which can be given effect without the
6 invalid provision or application, and to this end the provisions of this Act are
7 severable.