



EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam

September 8, 2015

33-15-0829
Office of the Speaker
Judith T. Won Pat, Ed.D

Honorable Judith T. Won Pat, Ed.D
Speaker
I Mina'trentai Tres Na Liheslaturan Guåhan
155 Hesler Street
Hagåtña, Guam 96910

Date: Sept. 8, 2015
Time: 2:45 PM
Received By: CRF

Dear Madame Speaker:

Attached is Bill No. 139-33 (COR), entitled, *"An act to disapprove the proposed Chamorro Land Trust Commission (CLTC) Rules and Regulations for Commercial Use transmitted by I Maga'Lahen Guåhan to the Speaker of I Liheslaturan Guåhan,"* which I have **VETOED**.

Under the procedures set forth by law in 5 G.C.A. Section 9303(c) of the Administrative Adjudication Act (AAA), the Legislature was required to either approve, disapprove, or amend the proposed rules within ninety (90) calendar days from June 3, 2015, which was the date of filing with the Legislative Secretary. However, it does not appear that the Legislature took any of the actions allowed by law. By this veto, the disapproval did not become effective before the 90 days passed, and therefore under the AAA, the proposed rules and regulations automatically went into effect.

I intend to confirm this with the Attorney General's Office. Unless the Attorney General opines otherwise, and believing the rules and regulations to now be in effect as mandated by the AAA, the opportunity exists to generate millions of dollars that can help fund infrastructure improvements for residential and agricultural CLTC properties. And for the first time in its 40-year existence, the CLTC will finally have the tools it needs to help families who have received properties obtain the necessary water and power so that they can build their homes or farms and realize their dreams.

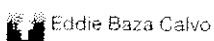
Senseramente,

EDDIE BAZA CALVO
Governor of Guam

2015 SEP - 8 PM 2:55
FDMF

P.O. Box 2950 • Hagatna, Guam 96932

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Eddie Baza Calvo



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@governorcalvo

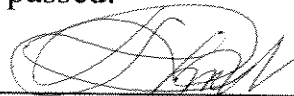


governorofguam

I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN
2015 (FIRST) Regular Session

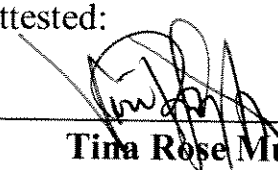
CERTIFICATION OF PASSAGE OF AN ACT TO *I MAGA'LÅHEN GUÅHAN*

This is to certify that **Substitute Bill No. 139-33 (COR), "AN ACT TO DISAPPROVE THE PROPOSED CHAMORRO LAND TRUST COMMISSION (CLTC) RULES AND REGULATIONS FOR COMMERCIAL USE TRANSMITTED BY *I MAGA'LÅHEN GUÅHAN* TO THE SPEAKER OF *I LIHESLATURAN GUÅHAN* ON JUNE 3, 2015,"** was on the 28th day of August 2015, duly and regularly passed.



Judith T. Won Pat, Ed.D.
Speaker

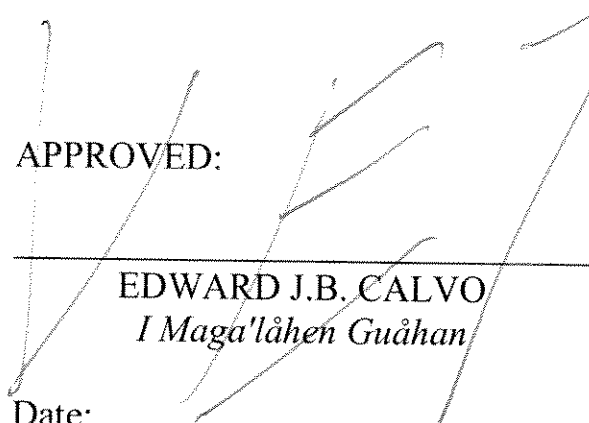
Attested:



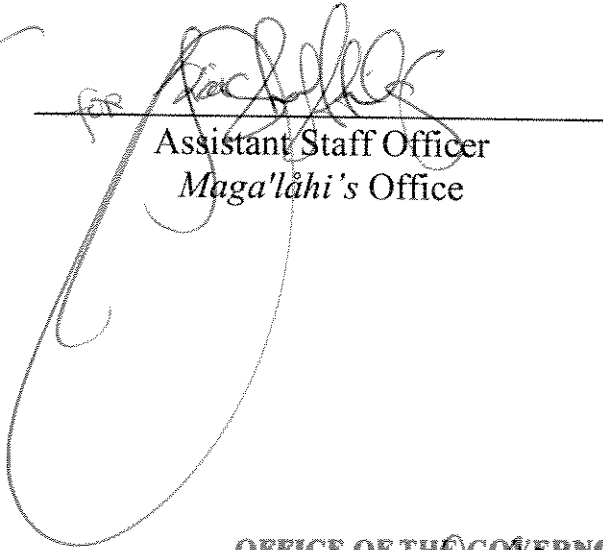
Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'låhen Guåhan* this 28th day of AUGUST, 2015, at 4:55 o'clock P.m.

APPROVED:



EDWARD J.B. CALVO
I Maga'låhen Guåhan



Assistant Staff Officer
Maga'låhi's Office

Date: _____

Public Law No. _____

OFFICE OF THE GOVERNOR
CENTRAL FILES

RECEIVED
TIME 4:55 DATE 8/28/15

I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN
2015 (FIRST) Regular Session

Bill No. 139-33 (COR)

As amended by the Author;
substituted on the Floor; and further
substituted in the Committee of the Whole.

Introduced by:

T. C. Ada
V. Anthony Ada
FRANK B. AGUON, JR.
Frank F. Blas, Jr.
B. J.F. Cruz
James V. Espaldon
Brant T. McCreadie
Tommy Morrison
T. R. Muña Barnes
R. J. Respicio
Dennis G. Rodriguez, Jr.
Michael F.Q. San Nicolas
Mary Camacho Torres
N. B. Underwood, Ph.D.
Judith T. Won Pat, Ed.D.

**AN ACT TO DISAPPROVE THE PROPOSED CHAMORRO
LAND TRUST COMMISSION (CLTC) RULES AND
REGULATIONS FOR COMMERCIAL USE TRANSMITTED
BY *I MAGA'LÅHEN GUÅHAN* TO THE SPEAKER OF *I
LIHESLATURAN GUÅHAN* ON JUNE 3, 2015.**

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

2 **Section 1. Legislative Findings and Intent.** *I Mina'Trentai Tres Na*
3 *Liheslaturan Guåhan* recognizes the hard work of the Chamorro Land Trust
4 Commission and others who were involved in the drafting, hearings, and
5 transmittal of the proposed rules and regulations for commercial leases, but finds

1 that there are sufficient issues that need to be resolved after additional
2 consideration by the Commission and *I Liheslaturan Guåhan*. One of those issues
3 is that the term “available property” is not defined or qualified in the proposed
4 rules, and there is no indication of a process by which a property from the CLTC
5 inventory becomes “available” for commercial use.

6 *I Liheslaturan Guåhan* intends to afford the Commission additional time to
7 review suggestions made by the Committee on Transportation, Infrastructure,
8 Lands, Border Protection, Veterans Affairs, and Procurement; and to allow the
9 Committee additional time to receive comments from the public on the potential
10 implications of the proposed rules.

11 *I Liheslaturan Guåhan* intends to avoid a default approval and thus
12 disapproves the rules as originally transmitted, pursuant to the Administrative
13 Adjudication Law. The Chairman of the Committee on Transportation,
14 Infrastructure, Lands, Border Protection, Veterans Affairs, and Procurement has
15 assured *I Liheslatura* that the Committee will work collaboratively with the
16 administration and the Commissioners of the Chamorro Land Trust Commission to
17 assist with suggestions and revisions to the proposed amendments to the Chamorro
18 Land Trust Commission rules and regulations as submitted to *I Mina'Trentai Tres*
19 *Na Liheslaturan Guåhan*.

20 **Section 2. Disapproval of Rules and Regulations.** The proposed
21 Chamorro Land Trust Commission (CLTC) Rules and Regulations for Commercial
22 Use transmitted to the Speaker of *I Liheslaturan Guåhan* on June 3, 2015, by *I*
23 *Maga'låhen Guåhan*, pursuant to the Administrative Adjudication Law, are hereby
24 disapproved by *I Liheslaturan Guåhan* pursuant to Title 5 GCA § 9303(c).