



EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam.

MAR 16 2016

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

2016 MAR 16 PM 1:16

Dear Madame Speaker:

Transmitted herewith is Bill No. 218-33 (COR) "AN ACT TO AMEND § 40128(f) OF ARTICLE 1, CHAPTER 40, DIVISION 4, TITLE 5, GUAM CODE ANNOTATED; AND TO AMEND § 60115 OF ARTICLE 1, CHAPTER 60, § 61623 OF SUBARTICLE 2 OF ARTICLE 6, CHAPTER 61, AND § 61638 OF SUBARTICLE 3 FO ARTICLE 6, CHAPTER 61, ALL OF DIVISION 2, TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO PROMOTING RESPONSIBLE DEVELOPMENT IN GUAM," which I signed into law on March 4, 2016, as **Public Law 33-129**.

Senseramente,


EDDIE BAZA CALVO

33-10-1440
Office of the Speaker
Judith T. Won Pat, Ed.D.

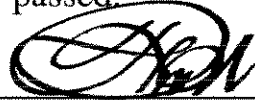
Date: 03/16/2016
Time: 10:50 A.M.
Received By: EARL CA

1440

I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN
2016 (SECOND) Regular Session

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

This is to certify that Substitute Bill No. 218-33 (COR), "AN ACT TO AMEND § 40128(f) OF ARTICLE 1, CHAPTER 40, DIVISION 4, TITLE 5, GUAM CODE ANNOTATED; AND TO AMEND § 60115 OF ARTICLE 1, CHAPTER 60, § 61623 OF SUBARTICLE 2 OF ARTICLE 6, CHAPTER 61, AND § 61638 OF SUBARTICLE 3 OF ARTICLE 6, CHAPTER 61, ALL OF DIVISION 2, TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO PROMOTING RESPONSIBLE DEVELOPMENT IN GUAM," was on the 18th day of February 2016, duly and regularly passed.

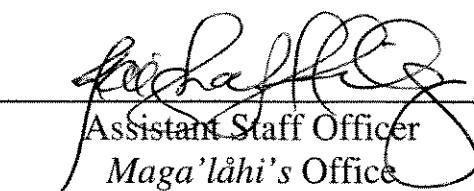


Judith T. Won Pat, Ed.D.
Speaker

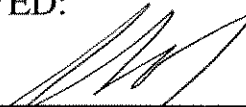
Attested:


Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'låhen Guåhan* this 22ND day of FEBRUARY 2016, at 2:59 o'clock P.M.


Assistant Staff Officer
Maga'låhi's Office

APPROVED:


EDWARD J.B. CALVO
I Maga'låhen Guåhan
MAR 04 2016

Date: _____

Public Law No. 33-129

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

Bill No. 218-33 (COR)

As substituted by the sponsor and
the Committee on Municipal Affairs,
Tourism, Housing and Historic Preservation;
and amended on the Floor.

Introduced by:

Tommy Morrison
R. J. Respicio
T. R. Muña Barnes
T. C. Ada
V. Anthony Ada
FRANK B. AGUON, JR.
Frank F. Blas, Jr.
B. J.F. Cruz
James V. Espaldon
Brant T. McCreadie
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 AMEND § 40128(f) OF ARTICLE 1,
CHAPTER 40, DIVISION 4, TITLE 5, GUAM CODE
ANNOTATED; AND TO AMEND § 60115 OF ARTICLE 1,
CHAPTER 60, § 61623 OF SUBARTICLE 2 OF ARTICLE
6, CHAPTER 61, AND § 61638 OF SUBARTICLE 3 OF
ARTICLE 6, CHAPTER 61, ALL OF DIVISION 2, TITLE
21, GUAM CODE ANNOTATED, RELATIVE TO
PROMOTING RESPONSIBLE DEVELOPMENT IN
GUAM.**

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

2 **Section 1.** § 40128(f) of Article 1, Chapter 40, Division 4, Title 5, Guam

3 Code Annotated, is hereby *amended* to read:

1 “(f) Review and express its support or opposition on all variance
2 applications, zone changes, and government leases involving land within
3 their districts, pursuant to §§ 61623, 61638, and 60115 of Title 21, Guam
4 Code Annotated. The Municipal Planning Council of each municipal district
5 to be affected by other proposed projects reviewed by the Guam Land Use
6 Commission *shall* review the request and express its support or opposition
7 thereon by resolution adopted by a majority of its members, and such
8 resolutions *shall* be forwarded to the Guam Land Use Commission.

9 For each variance application, zone change, government lease,
10 conditional use application, and other proposed project reviewed by the
11 Guam Land Use Commission involving land in Guam, the relevant
12 Municipal Planning Council of Guam’s respective villages *shall* conduct a
13 minimum of two (2) separate public meetings, pursuant to the requirements
14 of Chapter 8, Division 1, Title 5, Guam Code Annotated.”

15 **Section 2.** § 60115 of Article 1, Chapter 60, Division 2, Title 21, Guam
16 Code Annotated, is hereby *amended* to read:

17 “**§ 60115. Review by Municipal Planning Councils.**

18 Notwithstanding any other law, rule or regulation, all sales, or leases
19 of real property owned by the government of Guam for a term of ten (10)
20 years or longer, *except* the leasing of government land reserved as a cultural
21 center as mandated by Public Law Number 22-18, *shall* be reviewed by the
22 Municipal Planning Council of the municipal district in which the real
23 property to be sold or leased is located, and its support or opposition thereon
24 expressed by resolution adopted by a majority of the members of the
25 Municipal Planning Council, after a public hearing thereon, with such
26 resolution to be forwarded to *I Maga’låhen Guåhan* and to *I Liheslaturan*
27 *Guåhan* prior to their respective consideration of the proposed sale or lease.

1 For each proposed sale or lease of real property owned by the
2 government of Guam involving land in Guam, the relevant Municipal
3 Planning Council of Guam's respective villages *shall* conduct a minimum of
4 two (2) separate public meetings, pursuant to the requirements of Chapter 8,
5 Division 1, Title 5, Guam Code Annotated."

6 **Section 3.** § 61623 of Subarticle 2, Article 6, Chapter 61, Division 2, Title
7 21, Guam Code Annotated, is hereby *amended* to read:

8 **"§ 61623. Review by Municipal Planning Council.**

9 The Municipal Planning Council of each municipal district to be
10 affected by a proposed variance *shall* review the request and express its
11 support or opposition thereon by resolution adopted by a majority of its
12 members, and submit such resolution to the Commission within twenty (20)
13 days from the date of its public hearing thereon for the Commission's
14 consideration thereof pursuant to § 61620.

15 For each proposed variance involving land in Guam, the relevant
16 Municipal Planning Council of Guam's respective villages *shall* conduct a
17 minimum of two (2) separate public meetings, pursuant to the requirements
18 of Chapter 8, Division 1, Title 5, Guam Code Annotated."

19 **Section 4.** § 61638 of Subarticle 3, Article 6, Chapter 61, Division 2, Title
20 21, Guam Code Annotated, is hereby *amended* to read:

21 **"§ 61638. Review by Municipal Planning Council.**

22 The Municipal Planning Council of each municipal district to be
23 affected by a proposed zone change *shall* within forty (40) days from the
24 date of a public hearing held thereon by such Council express its support or
25 opposition thereon by resolution adopted by the majority of its members.
26 Such resolution *shall* be forwarded to *I Maga'låhi* (the Governor) for his

1 consideration thereof pursuant to § 61634 within twenty (20) days from the
2 date of its adoption.

3 For each proposed zone change involving land in Guam, the relevant
4 Municipal Planning Council of Guam's respective villages *shall* conduct a
5 minimum of two (2) separate public meetings, pursuant to the requirements
6 of Chapter 8, Division 1, Title 5, Guam Code Annotated.”

7 **Section 5. Severability.** If any provision of this Act or the application to
8 any person or circumstance is found to be invalid or contrary to law, such
9 invalidity *shall not* affect other provisions or applications of this Act which can be
10 given effect without the invalid provision or application, and to this end the
11 provisions of this Act are severable.