



FIFTEENTH GUAM LEGISLATURE
1980 (SECOND) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

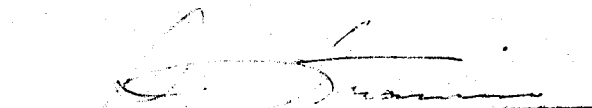
This is to certify that Substitute Bill No. 775, "An Act appropriating funds for developing a master plan for the Guam Community College", was on the 12th day of June 1980, duly and regularly passed.


THOMAS V. C. TANAKA
Speaker


ATTESTED:


JAMES H. UNDERWOOD
Legislative Secretary

This Act was received by the Governor this 20th day of June, 1980, at 1:15 o'clock P.M.


SHERRA L. FRANCISCO
Assistant Staff Officer
Governor's Staff

APPROVED:


PAUL M. CALVO
Governor of Guam

Approved with the exceptions of:

- (1) Section 15, item V.A.4., appropriation of \$2,393,382 is reduced to \$654,725
- (2) Section 21, appropriation of \$45,000 is reduced to zero (0).

DATED: 7/2/80 9:25 A.M.
P.L. 15-132

FIFTEENTH GUAM LEGISLATURE
1980 (SECOND) Regular Session

Bill No. 775
(As Substituted by the
Committee on Ways and Means)

Introduced by

A. C. Lamorena III
P. F. Perez, Jr.
F. F. Blas
C. C. Bamba
B. M. Palomo
E. M. Espaldon
E. T. Charfauros
T. C. Crisostomo
E. R. Duenas
C. A. Kasperbauer
A. M. Palomo
R. Q. Sudo
F. J. Quitugua
J. T. San Agustin
F. R. Santos
J. F. Quan
R. F. Taitano
T. V. C. Tanaka
J. H. Underwood
A. R. Unpingco

AN ACT APPROPRIATING FUNDS FOR DEVELOPING
A MASTER PLAN FOR THE GUAM COMMUNITY
COLLEGE.

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

2 Section 1. There is hereby appropriated from the General
3 Fund the sum of One Hundred Thousand Dollars (\$100,000) for the
4 purpose of developing a master plan for the Guam Community
5 College.

6 Section 2. The sums appropriated under Section 1 of this
7 Act shall be matched by Fifty Thousand Dollars (\$50,000) from
8 the Guam Community College Fund.

9 Section 3. Expenditures made in developing a master plan
10 be charged proportionally from the appropriations made in Section
11 1 and the matching provided under Section 2. Reimbursements to
12 the Guam Community College Fund from the General Fund shall be
13 made subsequent to the submission of expenditure vouchers to
14 the Director of Administration.

1 Section 4. All unexpended balances from the appropriations
2 made in Section 1 existing as of June 30, 1981 shall revert to
3 the Unappropriated Surplus of the General Fund.

4 Section 5. The Board of Trustees of the Guam Community
5 College shall submit to each member of the Legislature the
6 master plan upon its completion and not later than July 31, 1981.

7 Section 6. There is hereby appropriated from the General
8 Fund the sum of One Thousand Five Hundred Dollars (\$1,500) to
9 the Department of Public Health and Social Services, Communicable
10 Disease Control Division, for the off-island travel of indigent
11 patients of the department. Expenditures from this appropriation
12 shall be made subject to the approval of the Director of the
13 Department of Public Health and Social Services, and shall be
14 made in compliance with all criteria set for indigent patient
15 care by the Guam Memorial Hospital Authority. The authority for
16 expenditures from this appropriation shall expire June 30, 1980,
17 and all remaining balances from this appropriation shall there-
18 after revert to the Unappropriated Surplus of the General Fund.

19 Section 7. Section 1 of Public Law 15-84 is repealed and
20 reenacted to read:

21 "Section 1. Notwithstanding any other provision, rule
22 or regulation to the contrary, the following duties are to
23 be coordinated with the Bureau of Planning and are added to
24 the duties now prescribed by law to the Department of
25 Commerce:

26 (a) The Department of Commerce is delegated and
27 assigned to develop a comprehensive master plan for the
28 development of Tumon Bay as designated by Public Law 14-41
29 as the 'H' Hotel-Resort Zone.

1 (b) The Department of Commerce shall be responsible
2 for developing a master plan for all land in the area
3 known as Tumon Bay as designated by the Bureau of Planning's
4 Community Design Map No. 10. The Department of Commerce
5 shall delegate to a team of qualified planners experienced
6 in the areas of land usage requirements, technical zoning
7 requirements, building law requirements, and all other
8 relevant statutes pertaining to the development of real
9 property. The Tumon Bay Development Master Plan shall
10 include all necessary maps, diagrams, charts, and any other
11 descriptive matter.

12 (c) The team of planners shall formulate short and
13 long range plans for the development of this land area which
14 shall include proposed feasible improvements of existing
15 structures in the area and all other construction projects
16 conducive to the orderly and systematic upgrading of Tumon
17 Bay as Guam's tourist center.

18 (d) The team shall formulate plans based on future
19 improvement of existing beach areas, picnic areas,
20 recreational areas, shopping centers, as well as construction
21 of car rental facilities, marine equipment rental facilities,
22 an aquarium, cultural centers, and all other tourism
23 related facilities. In addition, the team shall include in
24 their master plan the construction of highways, sidewalks,
25 crosswalks, and all other pertinent infrastructure improve-
26 ments or additions conducive to the development of Tumon
27 Bay.

28 (e) The team shall coordinate with the Guam Visitors
29 Bureau Board to obtain all necessary and pertinent
30 information relating to the tourist industry on Guam. The
31 team shall be provided with tourist growth projections,

1 results of any surveys taken, and shall have the team
2 leader act as an ex-officio member of the board.

3 (f) Before adopting the master plan or any part of it,
4 the Department of Commerce shall hold at least one (1)
5 public hearing. Notice of time, date, and place shall be
6 given in a paper of general circulation at least ten (10)
7 days prior to the date of the hearing.

8 (g) Upon completion of the scheduled public hearing(s),
9 the Department of Commerce shall adopt and transmit to the
10 Governor and the Legislature copies of the proposed plan
11 for approval.

12 (h) Upon approval of the proposed master plan by the
13 Governor and the Legislature, the Department of Commerce
14 shall publish bids for projects as outlined in the master
15 plan. If the master plan is rejected, the team shall make
16 such amendments as are necessary or recommended, and repeat
17 the formal steps towards approval once again.

18 (i) The team of planners shall have one (1) year to
19 complete the first proposed master plan to be transmitted
20 to the Governor and the Legislature from the date of the
21 enactment of the appropriation for the Tumon Bay Master
22 Plan."

23 Section 8. The sum of One Hundred Thousand Dollars
24 (\$100,000) is hereby appropriated from the Tourist Attraction
25 Fund to the Department of Commerce for the development of a
26 master plan for Tumon Bay.

27 Section 9. A new Section 62017.1 is added to the Government
28 Code to read:

29 "Section 62017.1. Any Master or Major Plan of any
30 agency, department, authority or other entity of the

1 government shall be prepared in consultation with the
2 Bureau of Planning. Each final Master Plan shall be
3 transmitted to the Bureau of Planning."

4 Section 10. A new Section 8901.3 is added to the Government
5 Code to read:

6 "Section 8901.3. Shooting Gallery. Any person who
7 is in the business of operating a shooting gallery shall
8 register with the Department of Revenue and Taxation under
9 the terms and conditions set forth in this Chapter and the
10 rules and regulations adopted hereunder before engaging in
11 the business of a shooting gallery."

12 Section 11. Section 8902 of the Government Code is amended
13 to read:

14 "Section 8902. Identification card: required. No
15 person shall own, possess, use, carry or acquire any firearm
16 which is unlawful under Section 8901.1 unless he shall have
17 first obtained from the department an identification card
18 evidencing his right to such ownership, possession, use or
19 carrying, concealed or otherwise, as stated upon the face of
20 the card; except that any person may use and possess a
21 firearm at any shooting gallery licensed pursuant to
22 Section 8901.3, et. seq., without first obtaining a permit
23 as otherwise required by this Section. Said card shall be
24 in the possession of the holder and on his person whenever
25 he is using or has in his possession a firearm."

26 Section 12. A new Section 8905.5 is added to the Government
27 Code to read:

28 "Section 8905.5. Shooting Gallery. Registration. Any
29 person who operates a shooting gallery within the territory
30 who must register pursuant to Section 8901.3 shall do so

1 by supplying the department with information required by it
2 relative to the name of the business, name or names of the
3 owners, whether the business is a corporation, sole
4 proprietorship, partnership or any other form, relative
5 to the types of firearms used and stored at the shooting
6 gallery and the security of the gallery and storage areas.
7 Upon receipt of the necessary information, the department
8 shall issue a registration card, which shall be prominently
9 displayed at the place of business. A separate registration
10 card shall be required for each place where the business is
11 conducted."

12 Section 13. Subsections (b) and (d) of Section 8908 of
13 the Government Code are amended to read:

14 "(b) The annual registration fee for every dealer,
15 shooting gallery, manufacturer, wholesaler, retailer, and
16 repairer shall be One Hundred Dollars (\$100.00) and shall
17 be payable to the Treasurer of Guam for the account of the
18 Department of Revenue and Taxation before any such regis-
19 tration may be issued, renewed or a duplicate card issued.

20 (d) Registrations for dealers, shooting galleries,
21 retailers, wholesalers, manufacturers and repairers shall
22 be renewed annually at the same time as the business license
23 is renewed and shall be prorated on the same scale as in
24 the business license for the establishment involved."

25 Section 14. The Department of Revenue and Taxation shall
26 issue a temporary registration to a person operating a shooting
27 gallery until such time as regulations are adopted and the
28 application procedure is in effect. The temporary license shall
29 be valid for no more than ninety (90) days."

30 Section 15. Part One, Section 1, Subsections V. A. 1.,
31 2., 3., 4., 5., 6., 7., 8., 9., 10., 11., 12., and 13. of

1 Public Law 15-66, as amended by Public Law 15-120, are hereby
2 amended to read:

3 "V. EDUCATION

4 A. Department of Education

- 5 1. Director's Office,
6 not to exceed \$ 347,073
- 7 2. Federal Programs,
8 not to exceed 61,888
- 9 3. Personnel Services
10 Division, not to
11 exceed 209,148
- 12 4. Business Office,
13 not to exceed *Handwritten mark* 654,725
14 ~~2,393,382~~
- 15 5. Cafeteria Operations,
16 not to exceed 5,286,585
- 17 6. Maintenance Services,
18 not to exceed 1,921,090
- 19 7. Pupil Personnel Services,
20 not to exceed 164,154
- 21 8. Learning Resource Center,
22 not to exceed 181,465
- 23 9. Curriculum Planning and
24 Development Division,
25 not to exceed 182,695
- 26 10. Exemplary, Innovation and
27 Compensatory Division,
28 not to exceed 801,143
- 29 11. Special Education,
30 not to exceed 1,688,882
- 31 12. Secondary Education,
not to exceed 12,816,761

1 13. Elementary Education,

2 not to exceed 18,771,086".

3 Section 16. The sum of Twenty Thousand Dollars (\$20,000)
4 is hereby appropriated from the General Fund to the Department
5 of Education for the purpose of constructing a new classroom in
6 the Harry S. Truman Elementary School in Santa Rita. Notwith-
7 standing provisions of law to the contrary, the Department of
8 Education Maintenance Division shall construct the classroom.

9 Section 17. Section 2255.1 of the Government Code is
10 amended to read:

11 "Section 2255.1. Special Provision for Presidential
12 Election. The ballot for the general election in each year
13 evenly divisible by four (4) beginning with 1980 shall
14 contain the names of the nominees for President and Vice-
15 President of the United States of each national political
16 party which has made such nominations. In addition, any
17 team of candidates which wishes their names to be placed on
18 the ballot as independent candidates may request such
19 placement no later than September 1, of each election year.
20 The Election Commission shall place on the ballot such
21 candidates under the independent category."

22 Section 18. There is hereby appropriated from the General
23 Fund the sum of Twenty-Five Thousand Two Hundred Four Dollars
24 (\$25,204) to the Department of Parks and Recreation to defray
25 the cost of officiating and supply of balls for the 1980 Guam
26 Little League season competition.

27 Section 19. The sum of Forty Seven Thousand Dollars
28 (\$47,000) is appropriated from the General Fund to the Department
29 of Public Works for the purpose of renovating the fire stations
30 located in Barrigada and Sinajana.

1 Section 20. The sum of Forty Thousand Dollars (\$40,000) is
2 appropriated from the General Fund to the Department of Public
3 Works for the purpose of connecting to primary sewer lines the
4 Barrigada, Dededo, Piti and Sinajana Fire Stations.

5 Section 21. The sum of Forty ^{zero} ~~Five~~ Thousand Dollars
6 (~~\$45,000~~) is appropriated from the General Fund to the
7 Department of Public Safety for the purpose of procuring one (1)
8 fire truck to be assigned to Barrigada and the central district.

9 Section 22. The sum of Twenty Seven Thousand Dollars
10 (\$27,000) is appropriated from the General Fund to Guam
11 Power Authority for extension of power lines in Agat and Umatac.

12 Section 23. The sum of One Thousand Seven Hundred Dollars
13 (\$1,700) is appropriated from the General Fund for the completion
14 of the construction of the Umatac Commissioner's Office.

15 Section 24. There is hereby appropriated One Hundred
16 Thousand Dollars (\$100,000) to the Guam Memorial Hospital
17 Authority for the purpose of providing assistance to End-Stage
18 Renal Disease (ESRD) patients. Such assistance shall be in the
19 form of supplemental aid to out-of-pocket expenses incurred by
20 ESRD patients for, including but not limited to, medication,
21 high protein food, and transportation.

22 Section 25. The sum of Four Thousand Dollars (\$4,000) is
23 appropriated from the General Fund to the Legislative Operations
24 Fund for the Committee on Health, Welfare and Ecology as
25 reimbursement of the Committee's expenditure in hosting a
26 regional conference of the Rehabilitation International
27 Association to be held on Guam in June 1980. The program shall
28 provide the Legislative Committee on Ways and Means with a
29 report on the expenditures from this appropriation.

30 Section 26. Section 10 of Public Law 15-125 is hereby
31 amended to read:

1 "Section 10. The Youth Conservation Corps program
2 shall be administered in accordance with Federal guidelines
3 established for the programs and such other rules and
4 procedures as may be required. The Department of Youth
5 Affairs is authorized to expend not more than five percent
6 (5%) of the appropriation made in Section 9 of this Act
7 for Administrative purposes."

8 Section 27. Subsection B of Section 24202 of the Government
9 Code is amended to read:

10 "B. File the original approved copy and one (1)
11 duplicate with the Legislative Secretary of the
12 Legislature. The Legislative Secretary shall maintain a
13 permanent register of such rules which shall include a
14 notation of the date and hour of such filing thereon.

15 After January 1, 1976, no such rule shall be
16 effective until after compliance with the provisions of
17 this Act and forty five (45) calendar days have elapsed
18 from the date of filing with the Legislative Secretary.
19 The Legislative Secretary may request that the filing
20 agency submit all or part of the record of any public
21 hearings on the rules filed. [The Legislature may
22 approve, disapprove or amend any rule within forty five
23 (45) calendar days from the date of filing with the
24 Legislative Secretary.]

25 Section 28. Subsection (a) of Section 26003 of the
26 Government Code is amended to read:

27 "(a) To establish fees, rules and regulations to
28 accomplish the purpose of the department, provided, that
29 any rules shall not be effective until approved by the
30 Legislature by a resolution or amended by the Legislature

1 by a resolution. If the Legislature fails to act on the
2 rules within one hundred and twenty (120) calendar days
3 after such rules are filed with the Legislative Secretary,
4 they shall be deemed approved."

5 Section 29. Section 28 shall be applicable to all rules
6 filed by the department with the Legislative Secretary on or
7 after April 1, 1980.

8 Section 30. Section 26013 of the Government Code is
9 amended to read:

10 "Section 26013. Same: Revenue from Concessions and
11 Uses. The Director is authorized to grant permits to
12 individuals or groups to establish concessions on or
13 otherwise use any part of the Guam Territorial Park
14 System, the fees for which shall be deposited in the
15 Parks Fund; provided, that any person or group granted
16 such a permit shall not be required to give bond or
17 obtain products liability insurance or personal injury
18 liability insurance."

15TH GUAM LEGISLATURE

VOTING RECORD

S BILL/RESOLUTION NO. 775

MAIN SPONSOR ACL

SENATOR	AYE	NAY	MAIN SPONSOR NOT VOTING	ABSENT
AGUON, Katherine B.	✓	✓	✓	✓
BAMBA, Cecilia C.	•	exc. abs.		
BLAS, Frank F.	•	✓		
CHARFAUROS, Edward T.		✓		
CRISOSTOMO, Thomas C.		✓		
DUENAS, Edward R.		✓		
ESPALDON, Ernesto M.		✓		
KASPERBAUER, Carmen A.		✓		
LAMORENA, Alberto C., III		✓		
PALOMO, Antonio M.		✓		
PALOMO, Benigno M.	•	✓		
PEREZ, Peter, Jr.	•	exc. abs.		
QUAN, John F.		✓		
QUITUGUA, Franklin J.		✓		
SAN AGUSTIN, Joe T.		✓		
SANTOS, Francisco R.		✓		
SUDO, Ramon Q.		✓		
TAITANO, Richard F.		out		
TANAKA, Thomas V. C.		✓		
UNDERWOOD, James H.		✓		
UNPINGCO, Antonio R.		✓		

TOTAL
 17 0 0 3