


EIGHTEENTH GUAM LEGISLATURE
1986 (SECOND) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR


This is to certify that Bill No. 880 (LS), "AN ACT TO AMEND 15 GCA, CHAPTER 34, SECTION 3401(a)(2) AND SECTION 1157.11 OF THE GOVERNMENT CODE, RELATIVE TO TYPEFACE IN PUBLICATION OF LEGAL NOTICE," was on the 19th day of May, 1986, duly and regularly passed.


CARL T. C. GUTIERREZ
Speaker

Attested:


ELIZABETH P. ARRIOLA
Senator and Legislative Secretary

This Act was received by the Governor this 2nd day of May,
1986, at 4:40 o'clock p.m.


Assistant Staff Officer
Governor's Office

APPROVED:


RICARDO J. BORDALLO
Governor of Guam

Date: May 30, 1986

Public Law No. 3:35 p.m.

EIGHTEENTH GUAM LEGISLATURE
1986 (SECOND) Regular Session

Bill No. 880 (LS)

Introduced by:

F. R. Santos
T. S. Nelson
J. F. Ada

J. P. Aguon
E. P. Arriola
J. G. Bamba
F. F. Blas
H. D. Dierking
E. R. Duenas
C. T. C. Gutierrez
F. J. Gutierrez
A. C. Lamorena III
P. C. Lujan
M. D. A. Manibusan
D. Parkinson
F. J. Quitugua
J. M. Rivera
J. T. San Agustin
T. V. C. Tanaka
A. R. Unpingco

AN ACT TO AMEND 15 GCA, CHAPTER 34, SECTION
3401 (a) (2) AND SECTION 1157.11 OF THE
GOVERNMENT CODE, RELATIVE TO TYPEFACE IN
PUBLICATION OF LEGAL NOTICE.

1 BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:
2 Section 1. Subsection (a)(2) of §3401, Chapter 34, 15 GCA is
3 amended to read:

4 "(2) Notice of the hearings referred to in subsection (a)(1) of
5 this Section shall be given by the petitioner, by posting a copy of the
6 notice of such hearing in the office of the municipal commissioner in
7 the municipality in which the decedent resided at the time of his
8 death, which copy shall be so posted at least fifteen (15) calendar
9 days prior to the date set for such hearing, and by publishing notice
10 of such hearing in a daily newspaper of general circulation in the

1 territory of Guam for three (3) consecutive days, the last of which
2 publications shall be not more than ten (10) calendar days prior to the
3 date set for such hearing. The notice of the hearing appearing in a
4 daily newspaper of general circulation shall be printed in a typeface no
5 smaller than eight (8) points."

6 Section 2. Section 1157.11 of the Civil Code of Guam is amended to
7 read:

8 "Section 1157.11. Notice of petition; service; objection or assent
9 to application. When the court shall order notice given a notice be
10 issued, under the seal of the court, which shall contain the name of
11 the court, the name or names of the application, or applicants and a
12 particular description of the land involved, which notice shall be
13 directed to all parties appearing by the petition or the petition and
14 abstract or by the report of the Examiner of Titles if any, to have
15 any interest in the land or any part thereof and which notice shall
16 contain a statement that the petition has been filed by the applicant or
17 applicants for the registration of the title to the land described therein
18 as provided by this Act and praying for a decree declaring the
19 applicant or applicants to be the owner or owners in fee of such land
20 in accordance with the prayer of said petition and which notice shall
21 direct all whom it may concern to appear and answer said petition
22 within ten (10) days after personal service, and that otherwise the
23 court will grant said petition and direct registration of the title to land
24 in accordance with this Act, and that said person or persons so
25 served will be forever barred from disputing the same.

26 Service of petition. When the notice is issued, service thereof
27 shall be made as follows: In all cases said notice shall be published in
28 a newspaper published in the Territory of Guam, said newspaper to be
29 designated by the court, for four (4) successive weeks; if the notice
30 is published in a daily newspaper, publication therein once a week for
31 four (4) successive weeks shall be sufficient. The notice appearing in
32 a daily newspaper shall be printed in a typeface no smaller than eight
33 (8) points. In all cases said notice shall be posted in Agana and
34 posted in at least three (3) places in the district in which the land is

1 located, for such length of time and at such places as may be
2 designated by the court. All parties who have not joined in the
3 petition or assented thereto in writing, and who appear by the
4 petition, or petition and abstract, or report of the examiner of titles
5 to be interested in the fee, all occupants named in the petition and the
6 husband and wife of the applicant, if married, shall be personally
7 served with a copy of the notice, attached to a copy of the petition if
8 they reside in Guam and can, with reasonable diligence, be found and
9 served therein. All owners of adjoining lands who have not given
10 their written consent to the hearing of the petition and who reside in
11 Guam and can, with reasonable diligence, be found and served
12 therein, shall be served with a copy of said notice, without a copy of
13 said petition, personally; provided, that for all applications filed on
14 and after May 1, 1950, the notice as hereinbefore described need not
15 be published in full but it shall be sufficient publication if there is
16 published the following information: the name of the Court in which
17 the application is filed, the name or names of the applicant or
18 applicants, the lot number and municipality of the property to be
19 registered, the civil case number assigned to the application, and a
20 statement referring interested persons to the clerk of the court for
21 further particulars and for an examination of the notice in full.

22 Service of notice by mail. As to all persons who have not joined
23 in the petition or who have not in writing assented to the hearing
24 thereof, who do not reside in Guam or who cannot, with reasonable
25 diligence, be found and served therein, a copy of such notice, without
26 a copy of the petition shall, within thirty (30) days after the first
27 publication of such notice, be sent to such party at his last known
28 place of residence, by mail, postage prepaid and if his last known
29 place or residence cannot be, with reasonable diligence, ascertained,
30 then such notice shall be mailed to him in care of the clerk of the
31 District Court of Guam; provided, however, that as to all such
32 persons so to be served by mail who appear by the petition, or
33 petition and abstract, or report of the examiner of titles to be

1 interested in the fee, a copy of the petition shall be attached to the
2 copy of the notice mailed to them as herein provided: provided,
3 further that no copy of abstract, order, or map need be served with
4 any notice.

5 All persons who claim an interest may appear and object to the
6 granting of the application and if such objection is sustained the cost
7 of the same shall be paid by the application; if not, by the person so
8 objecting. The time for appearance shall be ten (10) days after
9 personal service within Guam, thirty (30) days after personal service
10 out of Guam; all persons not required by this section to be served
11 personally shall have sixty (60) days after the first publication of
12 such notice within which to appear.

13 All persons having or claiming any interest in the land or any
14 part thereof may assent in writing to the registration thereof, and the
15 person thus assenting need not be named as a defendant in the
16 registration proceeding, or, if already named as a defendant need not
17 be served with notice therein. Such assent shall be executed and
18 acknowledged in the manner now required by law for the execution and
19 acknowledgment of a deed and shall be filed with the clerk of the
20 court."

EIGHTEENTH GUAM LEGISLATURE

(PL. 18-36)

ROLL CALL SHEET

Bill No.: 880

DATE: 5/19/86

Resolution No.: _____

QUESTION: _____

<u>SENATOR</u>	<u>AYE</u>	<u>NAY</u>	<u>NOT VOTING</u>	<u>ABSENT</u>
J. F. Ada	✓			
J. P. Aguon	✓			
E. P. Arriola	✓			
J. G. M. Bamba	✓			
F. F. Blas	✓			
H. D. Dierking	✓			
E. R. Duenas	✓			
C. T. C. Gutierrez	✓			
F. J. Gutierrez	✓			
A. C. Lamorena III				✓
P. C. Lujan	✓			
M. D. A. Manibusan	✓			
XXXXXXXXXX	 	 	 	
T. S. Nelson	✓			
D. Parkinson	✓			
F. J. Quitugua	✓			
J. M Rivera	✓			
J. T. San Agustin	✓			
F. R. Santos	✓			
T. V. C. Tanaka	✓			
A. R. Unpingco	✓			

19 1



Committee on General Governmental Operations

Eighteenth Guam Legislature
P.O. Box CB-1, Agana, Guam 96910 * Tel: 472-3429/472-3430

December 17, 1985

Ted S. Nelson
Chairman

Francisco R. Santos
Vice Chairman

Honorable Carl T.C. Gutierrez
Speaker
Eighteenth Guam Legislature
Post Office Box CB-1
Agana, Guam 96910

CHAIRMAN, COMMITTEE ON RULES

Dear Mr. Speaker:

The Committee on General Governmental Operations to which was referred Bill No. 183, "An act to amend 15 GCA, Chapter 34, Section 3401 (a) (2) and Section 1157.11 of the Government Code, Relative to typeface in publication of legal notice," has had the same under consideration, and now wishes to report back the same with the recommendation to do pass.

The Committee Votes are as follows:

Table with 2 columns: Vote Category and Count. TO DO PASS: 5; NOT TO PASS: 0; REPORTING OUT: 3; INACTIVE FILE: 1; NOT VOTING: 0.

A copy of the Committee Report is enclosed for your reference and information.

Sincerely,

TED S. NELSON

Enclosure:



Members:

- en. John P. Aguon
Elizabeth P. Arriola
n. J. George Bamba
n. Eddie R. Duenas
Alberto Lamorena III
en. Don Parkinson
Franklin J. Quirigua

Majority Leader

Committee Membership

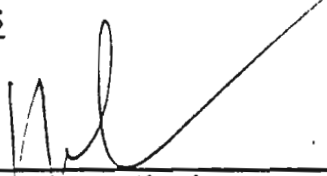
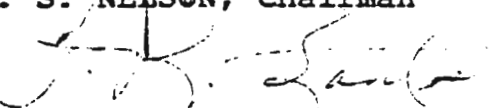


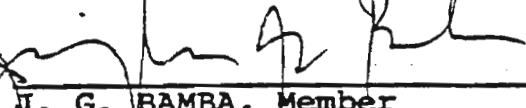
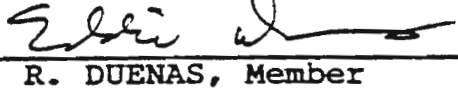
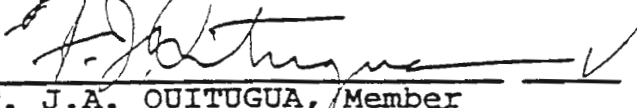

- Rules
Education
Federal, Foreign and Legal Affairs
Youth, Human Resources, Senior Citizens and Cultural Affairs
Energy, Utilities
Consumer Protection

EIGHTEENTH GUAM LEGISLATURE
 COMMITTEE ON GENERAL GOVERNMENTAL OPERATIONS
 VOTE SHEET

ON BILL 183

AN ACT TO AMEND 15 GCA, CHAPTER 34, SECTION 3401 (a)
 (2) AND SECTION 1157.11 OF THE GOVERNMENT CODE, RELATIVE
 TO TYPEFACE IN PUBLICATION OF LEGAL NOTICE.

TO DO PASS

<u>SENATORS</u>	<u>TO DO PASS</u>	<u>NOT TO PASS</u>	<u>REPORTING OUT</u>	<u>INACTIVE FILE</u>
 T. S. NELSON, Chairman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 F. R. SANTOS, Vice Chairman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 J. P. AGUON, Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 E. P. ARRIOLA, Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 J. G. BAMBA, Member	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
 E. R. DUENAS, Member	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
D. Parkinson, Member	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 F. J.A. QUITUGUA, Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 A. e. LAMORENA, III, Member	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

REPORT OF THE
COMMITTEE ON GENERAL GOVERNMENTAL OPERATIONS
ON BILL NO. 183 (COR)

Introduced by Senator F. R. Santos

AN ACT TO AMEND 15 GCA, CHAPTER 34, SECTION
3401 (a) (2) AND SECTION 1157.11 OF THE
GOVERNMENT CODE, RELATIVE TO TYPEFACE IN
PUBLICATION OF LEGAL NOTICE.

PREFACE

The Committee on General Governmental Operations to which was referred Bill No. 183 (COR), "An act to amend 15 GCA, Chapter 34, Section 3401 (a) (2) and Section 1157.11 of the Government Code, relative to typeface in publication of legal notice", conducted a public hearing on Tuesday, August 13, 1985, at 10:00 a.m. in the Legislative Session Hall.

Committee members present were Senator Ted S. Nelson, Chairman, Senator Frank R. Santos, Vice Chairman and Senators J. George Bamba, Alberto C. Lamorena, III, Franklin J.A. Quitugua and Don Parkinson.

BACKGROUND

Although notices of the hearing were distributed to the administration and other agencies involved. EXHIBIT A No one appeared to render comments before the Committee.

The Chairman recognizing that there were no witnesses present, adjourned the hearing on Bill No. 183.

SECTION ANALYSIS

Section 1 of the bill provides that notice of hearings regarding certain estates appearing in the daily newspaper of general circulation shall be printed no smaller than eight (8) points.

Section 2 of the bill provides that the notice of certain petitions regarding acquisition of property appearing in a daily newspaper shall be printed in a typeface no smaller than eight (8) points.

COMMITTEE RECOMMENDATIONS

The Committee on General Governmental Operations to which was referred Bill No. 183 (COR), "An act to amend 15 GCA, Chapter 34, Section 3401 (a) (2) and Section 1157.11 of the Government Code, relative to typeface in publication of legal notice," had the same under consideration, and now wishes to report back the same with the Recommendation to do pass.

EIGHTEENTH GUAM LEGISLATURE
1985 (FIRST) Regular Session

Bill NO. 183

Introduced by:

F. R. SANTOS

AN ACT TO AMEND 15 GCA, CHAPTER 34, SECTION
3401 (a) (2) AND SECTION 1157.11 OF THE
GOVERNMENT CODE, RELATIVE TO TYPEFACE IN
PUBLICATION OF LEGAL NOTICE.

1 . BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:
2 Section 1. Subsection (a) (2) of §3401, Chapter 34, 15 GCA is
3 amended to read:

4 "(2) Notice of the hearings referred to in subsection (a)(1) of
5 this Section shall be given by the petitioner, by posting a copy of the
6 notice of such hearing in the office of the municipal commissioner in
7 the municipality in which the decedent resided at the time of his
8 death, which copy shall be so posted at least fifteen (15) calendar
9 days prior to the date set for such hearing, and by publishing notice
10 of such hearing in a daily newspaper of general circulation in the
11 territory of Guam for three (3) consecutive days, the last of which
12 publications shall be not more than ten (10) calendar days prior to the
13 date set for such hearing. The notice of the hearing appearing in a
14 daily newspaper of general circulation shall be printed in a typeface no
15 smaller than eight (8) points."

16 Section 2. Section 1157.11 of the Civil Code of Guam is amended to
17 read:

18 "Section 1157.11. Notice of petition; service; objection or assen
19 to application. When the court shall order notice given a notice must
20 be issued, under the seal of the court, which shall contain the name
21 of the court, the name or names of the applicant, or applicants and
22 particular description of the land involved, which notice shall be
23 directed to all parties appearing by the petition or the petition or
24 abstract or by the report of the Examiner of Titles if any, to have

1 any interest in the land or any part thereof and which notice shall
2 contain a statement that the petition has been filed by the applicant or
3 applicants for the registration of the title to the land described therein
4 as provided by this Act and praying for a decree declaring the
5 applicant or applicants to be the owner or owners in fee of such land
6 in accordance with the prayer of said petition and which notice shall
7 direct all whom it may concern to appear and answer said petition
8 within ten (10) days after personal service, and that otherwise the
9 court will grant said petition and direct registration of the title to land
10 in accordance with this Act, and that said person or persons so
11 served will be forever barred from disputing the same.

12 Service of petition. When the notice is issued, service thereof
13 shall be made as follows: In all cases said notice shall be published in
14 a newspaper published in the Territory of Guam, said newspaper to be
15 designated by the court, for four (4) successive weeks; if the notice
16 is published in a daily newspaper, publication therein once a week for
17 four (4) successive weeks shall be sufficient. The notice appearing in
18 a daily newspaper shall be printed in a typeface no smaller than eight
19 (8) points. In all cases said notice shall be posted in Agana and
20 posted in at least three (3) places in the district in which the land is
21 located, for such length of time and at such places as may be
22 designated by the court. All parties who have not joined in the
23 petition or assented thereto in writing, and who appear by the
24 petition, or petition and abstract, or report of the examiner of title
25 to be interested in the fee, all occupants named in the petition and the
26 husband and wife of the applicant, if married, shall be personally
27 served with a copy of the notice, attached to a copy of the petition if
28 they reside in Guam and can, with reasonable diligence, be found and
29 served therein. All owners of adjoining lands who have not given
30 their written consent to the hearing of the petition and who reside in
31 Guam and can, with reasonable diligence, be found and served
32 therein, shall be served with a copy of said notice, without a copy of
33 said petition, personally; provided, that for all applications filed on or
34 and after May 1, 1950, the notice as hereinbefore described need not

1 be published in full but it shall be sufficient publication if there is
2 published the following information: the name of the Court in which
3 the application is filed, the name or names of the applicant or
4 applicants, the lot number and municipality of the property to be
5 registered, the civil case number assigned to the application, and a
6 statement referring interested persons to the clerk of the court for
7 further particulars and for an examination of the notice in full.

8 Service of notice by mail. As to all persons who have not joined
9 in the petition or who have not in writing assented to the hearing
10 thereof, who do not reside in Guam or who cannot, with reasonable
11 diligence, be found and served therein, a copy of such notice, without
12 a copy of the petition shall, within thirty (30) days after the first
13 publication of such notice, be sent to such party at his last known
14 place of residence, by mail, postage prepaid and if his last known
15 place of residence cannot be, with reasonable diligence, ascertained,
16 then such notice shall be mailed to him in care of the clerk of the
17 District Court of Guam: provided, however, that as to all such
18 persons so to be served by mail who appear by the petition, or
19 petition and abstract, or report of the examiner of titles to be
20 interested in the fee, a copy of the petition shall be attached to the
21 copy of the notice mailed to them as herein provided: provided
22 further, that no copy of abstract, order, or map need be served with
23 any notice.

24 All persons who claim an interest may appear and object to the
25 granting of the application and if such objection is sustained the costs
26 of the same shall be paid by the applicant; if not, by the person
27 objecting. The time for appearance shall be ten (10) days after
28 personal service within Guam, thirty (30) days after personal service
29 out of Guam; all persons not required by this section to be served
30 personally shall have sixty (60) days after the first publication
31 such notice within which to appear.

32 All persons having or claiming any interest in the land or a
33 part thereof may assent in writing to the registration thereof, and a
34 person thus assenting need not be named as a defendant in a

1 registration proceeding, or, if already named as a defendant need not
2 be served with notice therein. Such assent shall be executed and
3 acknowledged in the manner now required by law for the execution and
4 acknowledgedment of a deed and shall be filed with the clerk of the
5 court."

NOTICE OF PUBLIC HEARING
EIGHTIETH GUAM LEGISLATURE

9:00 A.M. TUESDAY, AUGUST 13, 1985
SESSION HALL, COMMITTEE ON GENERAL
GOVERNMENTAL OPERATIONS To hear
BILL NO. 436 "AN ACT RELATIVE TO
INSTALLING STREET LIGHTS IN FRONT
OF ISLAND HOME IMPROVEMENT
CENTER IN TAMUNING FOR SAFETY
REASONS." BILL NO. 172 "AN ACT TO
ESTABLISH A WOMEN'S BUSINESS
ENTERPRISE POLICY WITHIN THE
GOVERNMENT OF GUAM AND PRESCRIBE
A VEHICLE FOR DEVELOPING,
COORDINATING AND IMPLEMENTING A
TERRITORIAL PROGRAM FOR WOMEN'S
BUSINESS ENTERPRISE." BILL NO. 183
"AN ACT TO AMEND 15 GCA, CHAPTER
SECTION 2401 (a) (2) AND SECTION
1157.11 OF THE GOVERNMENT CODE,
RELATIVE TO TYPEFACE IN
PUBLICATION OF LEGAL NOTICE." BILL
NO. 156 "AN ACT REQUIRING
DEPARTMENT OF PUBLIC WORKS AND
DEPARTMENT OF LAND MANAGEMENT
TO CONDUCT PRELIMINARY STUDY FOR
THE PURPOSE OF CONSTRUCTING
ACCESS ROAD IN CENTRAL GUAM FROM
ORDOT TO YONA."

2:00 P.M. - BILL NO. 174 "AN ACT
DESIGNATING THE OLD CIVIL SERVICE
COMMISSION BUILDING PRESENTLY
BEING USED BY THE GUAM GAMING
COMMISSION AS THE PERMANENT
OFFICE FOR THE COMMISSIONER OF
AGANA." BILL NO. 149 "AN ACT TO ADD
NEW SUBSECTION 6950.9 AND 6950.10 TO
CHAPTER 1 OF TITLE VII-A OF THE
GOVERNMENT CODE OF GUAM TO ADOPT
A PROCUREMENT POLICY FOR WOMEN IN
BUSINESS IN THE TERRITORY OF GUAM,
AND FOR THE GUAM REHABILITATION
AND WORKSHOP CENTER." BILL NO. 235
"AN ACT TO NAME THE UNIVERSITY OF
GUAM STUDENT CENTER BUILDING THE
DR. JOSE PEDRO C. SANCHEZ STUDENT
CENTER." BILL NO. 99 "AN ACT TO
ESTABLISH AN INCENTIVE PAY FOR
GOVERNMENT EMPLOYEES COMMITTEE."

(The public is invited to express their views.)
PA088508-1LC

To The Governor
August 6, 1985
Page 2

In addition, the Committee has set schedule a public hearing for the same day, Tuesday, August 13, 1985 at 2:00 p.m., in the Legislative Session Hall to hear testimonies on the following:

BILL NO. 174...AN ACT DESIGNATING THE OLD CIVIL SERVICE COMMISSION BUILDING PRESENTLY BEING USED BY THE GUAM GAMING COMMISSION AS THE PERMANENT OFFICE FOR THE COMMISSIONER OF AGANA.

BILL NO. 149...AN ACT TO ADD NEW SUBSECTION 6950.9 AND 6950.10 TO CHAPTER 1 OF TITLE VII-A OF THE GOVERNMENT CODE OF GUAM TO ADOPT A PROCUREMENT POLICY FOR WOMEN IN BUSINESS IN THE TERRITORY OF GUAM, AND FOR THE GUAM REHABILITATION AND WORKSHOP CENTER.

BILL NO. 235...AN ACT TO NAME THE UNIVERSITY OF GUAM STUDENT CENTER BUILDING THE DR. JOSE PEDRO C. SANCHEZ STUDENT CENTER.

BILL NO. 99...AN ACT TO ESTABLISH AN INCENTIVE PAY FOR GOVERNMENT EMPLOYEES COMMITTEE.

As the abovementioned measures directly affect the general welfare of our people of Guam, I strongly urge you to inform your appropriate cabinet members to review the above and to also appear before the Committee and render their studied opinions.

In addition, if they intend to submit written testimony at the hearing, please have them provide twenty (20) additional copies for the members of the Committee.

Thank you for your attention, and I look forward seeing your cabinet members at the hearing.

Sincerely,

TED S. NELSON

Enclosures:



Committee on General Governmental Operations
Eighteenth Guam Legislature
P.O. Box CB-1, Agaña, Guam 96910 • Tel: 472-3429/472-3430

August 6, 1985

Mr. Ted S. Nelson
Chairman

Mr. Francisco R. Santos
Vice Chairman

Members:

Sen. John P. Aguon
Sen. Elizabeth P. Arriola
Sen. J. George Bamba
Sen. Eddie R. Duenas
Sen. Don Parkinson
Mr. Franklin J. Quitugua

Majority Leader

Committee
Membership

- Rules
- Education
- Federal, Foreign
and Legal Affairs
- Health, Human Resources,
Senior Citizens
and Cultural Affairs
- Energy, Utilities
& Consumer Protection

MEMORANDUM

To: The Committee Members
From: The Committee Chairman
Subject: COMMITTEE PUBLIC HEARING

This is to apprise you that the Committee on General Governmental Operations has set schedule a public hearing for Tuesday, August 13, 1985, at 9:30 a.m. in the Legislative Session Hall to hear testimonies on Bill Nos. 436, 172, 183, and 156.

In addition, the Committee has also set scheduled a public hearing for the same day, August 13, 1985 at 2:00 p.m., in the Legislative Session Hall to hear testimonies on Bill Nos. 174, 149, 235, and 99.

As the measures scheduled for public hearing directly affect the general welfare of our people of Guam, I am requesting that each member of the Committee to actively participate during the scheduled hearing.

Thank you for your attention, and I look forward to your presence and participation. Should you have any questions concerning the hearing, please do not hesitate to contact Debbie Pereira, my Staff Assistant.


Ted S. Nelson

EIGHTEENTH GUAM LEGISLATIVE
COMMITTEE ON GENERAL GOVERNMENTAL OPERATIONS

ROUTING FORM

Y.M. for F.R.S.
Received for Sen. F.R. Santos

8/6
Date

1:20 P.M.
Time

JK
Received for Sen. J.P. Aguon

8/6/85
Date

2:15 P.M.
Time

B
Received for Sen. E.P. Arriola

8/6/85
Date

2:15 PM
Time

AB
Received for Sen. J.G. Bamba

8/7/85
Date

9:07 am.
Time

mm
Received for Sen. E.R. Duenas

8/7/85
Date

9:30 A
Time

EA
Received for Sen. D. Parkinson

8/6/85
Date

2:00 p.m.
Time

Helan
Received for Sen. F.J. Quitugua

8/6/85
Date

2:20
Time

AK
Received for Sen. A.C. Lamorena III

8/6/85
Date

2:20
Time



Committee on General Governmental Operations
Eighteenth Guam Legislature
P.O. Box CB-1, Agana, Guam 96910 • Tel: 472-3429/472-3430

August 6, 1985

Ted S. Anderson
Chairman

James M. ...
Member

Members:

- Mr. Ted S. Anderson
- Mr. James M. ...
- Mr. ...
- Mr. ...
- Mr. ...
- Mr. ...

Mr. Richard Opper
Attorney General
Department of Law
PDN Bldg., 7th Floor
Agana, Guam 96910

ACKNOWLEDGEMENT RECEIVED
Received: _____
Time: _____
Date: _____

ATTORNEY GENERAL'S OFFICE

RE: COMMITTEE PUBLIC HEARING

Dear Mr. Opper:

This is to apprise you that the Committee on General Governmental Operations has set schedule a public hearing for Tuesday, August 13, 1985 at 9:30 a.m., in the Legislative Session Hall to hear testimonies on the following:

BILL NO. 436...AN ACT RELATIVE TO INSTALLING STREET LIGHTS IN FRONT OF ISLAND HOME IMPROVEMENT CENTER IN TAMUNING FOR SAFETY REASONS.

BILL NO. 172...AN ACT TO ESTABLISH A WOMEN'S BUSINESS ENTERPRISE POLICY WITHIN THE GOVERNMENT OF GUAM AND PRESCRIBE A VEHICLE FOR DEVELOPING, COORDINATING AND IMPLEMENTING A TERRITORIAL PROGRAM FOR WOMEN'S BUSINESS ENTERPRISE.

BILL NO. 183...AN ACT TO AMEND 15 G.S. 34, SECTION 3401 (a) (2) AND SECTION OF THE GOVERNMENT CODE, RELATIVE IN PUBLICATION OF LEGAL NOTICE.

BILL NO. 156...AN ACT REQUIRING DEPARTMENT OF PUBLIC WORKS AND DEPARTMENT OF LAND MANAGEMENT TO CONDUCT PRELIMINARY STUDY FOR THE PURPOSE OF CONSTRUCTING PUBLIC ACCESS ROAD IN CENTRAL GUAM FROM ORDOT TO YONA.

Minority Leader

Committee Membership

- Chairman
- Members
- Staff
- Administrative Services
- Public Information
- Legal Affairs
- Energy Utilities
- Consumer Protection

To The Attorney General
August 6, 1985
Page 2

In addition, the Committee has set schedule a public hearing for the same day, Tuesday, August 13, 1985 at 2:00 p.m., in the Legislative Session Hall to hear testimonies on the following:

BILL NO. 174...AN ACT DESIGNATING THE OLD CIVIL SERVICE COMMISSION BUILDING PRESENTLY BEING USED BY THE GUAM GAMING COMMISSION AS THE PERMANENT OFFICE FOR THE COMMISSIONER OF AGANA.

BILL NO. 149...AN ACT TO ADD NEW SUBSECTION 6950.9 AND 6950.10 TO CHAPTER 1 OF TITLE VII-A OF THE GOVERNMENT CODE OF GUAM TO ADOPT A PROCUREMENT POLICY FOR WOMEN IN BUSINESS IN THE TERRITORY OF GUAM, AND FOR THE GUAM REHABILITATION AND WORKSHOP CENTER.

BILL NO. 235...AN ACT TO NAME THE UNIVERSITY OF GUAM STUDENT CENTER BUILDING THE DR. JOSE PEDRO C. SANCHEZ STUDENT CENTER.

BILL NO. 99...AN ACT TO ESTABLISH AN INCENTIVE PAY FOR GOVERNMENT EMPLOYEES COMMITTEE.

As the abovementioned measures directly affect the general welfare of our people of Guam, I am requesting that you review the above and also appear before the Committee and render your studied opinions.

In addition, if you intend to submit written testimony at the hearing, please provide twenty (20) additional copies for the members of the Committee.

Thank you for your attention, and I look forward to seeing you at the hearing.

Sincerely,


TED S. NELSON

Enclosures:



Committee on General Governmental Operations
Eighteenth Guam Legislature
P.O. Box CB-1, Agaña, Guam 96910 • Tel. 472-3429/472-3430

August 6, 1985

APPROVAL NEW REQUIRE
Received By [Signature]
Time 11:50
Date 8/6/85

Mr. Estaban U. Torres
Director
Department of Administration
Government of Guam
Agaña, Guam 96910

RE: COMMITTEE PUBLIC HEARING

Dear Mr. Torres:

This is to apprise you that the Committee on General Governmental Operations has set schedule a public hearing for Tuesday, August 13, 1985 at 9:30 a.m., in the Legislative Session Hall to hear testimonies on the following:

BILL NO. 436...AN ACT RELATIVE TO INSTALLING STREET LIGHTS IN FRONT OF ISLAND HOME IMPROVEMENT CENTER IN TAMUNING FOR SAFETY REASONS.

BILL NO. 172...AN ACT TO ESTABLISH A WOMEN'S BUSINESS ENTERPRISE POLICY WITHIN THE GOVERNMENT OF GUAM AND PRESCRIBE A VEHICLE FOR DEVELOPING, COORDINATING AND IMPLEMENTING A TERRITORIAL PROGRAM FOR WOMEN'S BUSINESS ENTERPRISE.

BILL NO. 183...AN ACT TO AMEND 15 GCA, CHAPTER 34, SECTION 3401 (a) (2) AND SECTION 1157.11 OF THE GOVERNMENT CODE, RELATIVE TO TYPEFACE IN PUBLICATION OF LEGAL NOTICE.

BILL NO. 156...AN ACT REQUIRING DEPARTMENT OF PUBLIC WORKS AND DEPARTMENT OF LAND MANAGEMENT TO CONDUCT PRELIMINARY STUDY FOR THE PURPOSE OF CONSTRUCTING PUBLIC ACCESS ROAD IN CENTRAL GUAM FROM ORDOT TO YONA.

Chairman

Members

Members

- John P. Acosta
- Elizabeth P. Arnold
- George Barba
- Ellie K. Buena
- Don Parkinson
- Merita J. Quintana

Secretary

Committee Membership

- Rules
- Education
- Social Affairs
- Economic Resources
- Labor Citizens
- Cultural Affairs
- Health, Utilities
- Consumer Protection

Committee on General Governmental Operations
Eighteenth Guam Legislature
P.O. Box CB-1, Agaña, Guam 96910 • Tel: 472-3429/472-3430

August 6, 1985

Honorable Paul J. Abbate
Chief Presiding Judge
Superior Court of Guam
Agaña, Guam 96910

RE: COMMITTEE PUBLIC HEARING

Dear Judge Abbate:

This is to apprise you that the Committee on General Governmental Operations has set scheduled a public hearing for Tuesday, August 13, 1985 at 10:00 a.m., in the Legislative Session Hall to hear testimonies on the following bill:

BILL NO. 183...AN ACT TO AMEND 15 GCA, CHAPTER 34, SECTION 3401 (a) (2) AND SECTION 1157.11 OF THE GOVERNMENT CODE, RELATIVE TO TYPEFACE IN PUBLICATION OF LEGAL NOTICE.

In addition the Committee has also set schedule a public hearing for the same day, Tuesday, August 13, 1985 at 2:00 p.m. in the Legislative Session Hall to hear testimonies on the following bill:

BILL NO. 99...AN ACT TO ESTABLISH AN INCENTIVE PAY FOR GOVERNMENT EMPLOYEES COMMITTEE.

As the abovementioned measures directly affect the general welfare of our people of Guam, I am requesting that you review the above and also appear before the Committee and render your studied opinions.

In addition, if you intend to submit written testimony at the hearing, please provide twenty (20) additional copies for the members of the Committee.

Thank you for your attention and should you have any questions, please feel free to contact Debbie Pereira, my Staff Assistant in charge of this scheduled hearing. I'll be looking forward to your presence at the hearing.

Sincerely,


TED S. NELSON

Enclosures:

Position

John C. Aguirre
Robert J. Armada
George B. Barba
James K. Bernal
Donna Bernal
William J. Cordero

Priority Leader

Committee
Chairship

Rules
Education
General, Foreign
Affairs
Human Resources,
Senior Citizens
Cultural Affairs
Energy, Utilities
Consumer Protection

EIGHTEENTH GUAM LEGISLATURE

CHAIRMAN, COMMITTEE ON RULES

Members: Speaker Carl T.C. Gutierrez
Sens. Elizabeth P. Arnola,
Hermilia O. Dierking,
Franklin J. Gutierrez,
Pilar C. Lujan,
Ted S. Nelson,
Don Parverson,
Franklin J. Quitugua,
Joe T. San Agustin,
Francisco R. Santos,
Edward R. Duenas



SENATOR JOHN PEREZ AGUON
P.O. Box CB-1
Agana, Guam USA 96910
472-2990, 472-3426, 472-6614

MEMBER

Committee on General Governmental
Operations
Committee on Economic Development,
Housing and Community Development
Committee on Tourism, Transportation
and Communications
Committee on Federal, Foreign and
Legal Affairs

February 19, 1985

MEMORANDUM

To: Chairperson, Committee on General
Governmental Operations

From: Chairperson, Committee on Rules

Subject: Referral of Bill Nos. 165, 169, 172,
174, 183, 185, & 194

The above captioned matter has been referred to the Committee for its consideration. Please take note that the referral is subject to ratification by the Committee on Rules at its next meeting.

Handwritten signature of John P. Aguon in cursive.
JOHN P. AGUON
Chairperson

Attachments

EIGHTEENTH GUAM LEGISLATURE
1985 (FIRST) Regular Session

Bill NO. 153 (C.A.)

Introduced by:

F. R. SANTOS

AN ACT TO AMEND 15 GCA, CHAPTER 34, SECTION
3401 (a) (2) AND SECTION 1157.11 OF THE
GOVERNMENT CODE, RELATIVE TO TYPEFACE IN
PUBLICATION OF LEGAL NOTICE.

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

2 Section 1. Subsection (a) (2) of §3401, Chapter 34, 15 GCA is
3 amended to read:

4 "(2) Notice of the hearings referred to in subsection (a)(1) of
5 this Section shall be given by the petitioner, by posting a copy of the
6 notice of such hearing in the office of the municipal commissioner in
7 the municipality in which the decedent resided at the time of his
8 death, which copy shall be so posted at least fifteen (15) calendar
9 days prior to the date set for such hearing, and by publishing notice
10 of such hearing in a daily newspaper of general circulation in the
11 territory of Guam for three (3) consecutive days, the last of which
12 publications shall be not more than ten (10) calendar days prior to the
13 date set for such hearing. The notice of the hearing appearing in a
14 daily newspaper of general circulation shall be printed in a typeface no
15 smaller than eight (8) points."

16 Section 2. Section 1157.11 of the Civil Code of Guam is amended to
17 read:

18 "Section 1157.11. Notice of petition; service; objection or assent
19 to application. When the court shall order notice given a notice must
20 be issued, under the seal of the court, which shall contain the name
21 of the court, the name or names of the applicant, or applicants and a
22 particular description of the land involved, which notice shall be
23 directed to all parties appearing by the petition or the petition and
24 abstract or by the report of the Examiner of Titles if any, to have

1 any interest in the land or any part thereof and which notice shall
2 contain a statement that the petition has been filed by the applicant or
3 applicants for the registration of the title to the land described therein
4 as provided by this Act and praying for a decree declaring the
5 applicant or applicants to be the owner or owners in fee of such land
6 in accordance with the prayer of said petition and which notice shall
7 direct all whom it may concern to appear and answer said petition
8 within ten (10) days after personal service, and that otherwise the
9 court will grant said petition and direct registration of the title to land
10 in accordance with this Act, and that said person or persons so
11 served will be forever barred from disputing the same.

12 Service of petition. When the notice is issued, service thereof
13 shall be made as follows: In all cases said notice shall be published in
14 a newspaper published in the Territory of Guam, said newspaper to be
15 designated by the court, for four (4) successive weeks; if the notice
16 is published in a daily newspaper, publication therein once a week for
17 four (4) successive weeks shall be sufficient. The notice appearing in
18 a daily newspaper shall be printed in a typeface no smaller than eight
19 (8) points. In all cases said notice shall be posted in Agaña and
20 posted in at least three (3) places in the district in which the land is
21 located, for such length of time and at such places as may be
22 designated by the court. All parties who have not joined in the
23 petition or assented thereto in writing, and who appear by the
24 petition, or petition and abstract, or report of the examiner of titles
25 to be interested in the fee, all occupants named in the petition and the
26 husband and wife of the applicant, if married, shall be personally
27 served with a copy of the notice, attached to a copy of the petition if
28 they reside in Guam and can, with reasonable diligence, be found and
29 served therein. All owners of adjoining lands who have not given
30 their written consent to the hearing of the petition and who reside in
31 Guam and can, with reasonable diligence, be found and served
32 therein, shall be served with a copy of said notice, without a copy of
33 said petition, personally; provided, that for all applications filed on
34 and after May 1, 1950, the notice as hereinbefore described need not

1 be published in full but it shall be sufficient publication if there is
2 published the following information: the name of the Court in which
3 the application is filed, the name or names of the applicant or
4 applicants, the lot number and municipality of the property to be
5 registered, the civil case number assigned to the application, and a
6 statement referring interested persons to the clerk of the court for
7 further particulars and for an examination of the notice in full.

8 Service of notice by mail. As to all persons who have not joined
9 in the petition or who have not in writing assented to the hearing
10 thereof, who do not reside in Guam or who cannot, with reasonable
11 diligence, be found and served therein, a copy of such notice, without
12 a copy of the petition shall, within thirty (30) days after the first
13 publication of such notice, be sent to such party at his last known
14 place of residence, by mail, postage prepaid and if his last known
15 place of residence cannot be, with reasonable diligence, ascertained,
16 then such notice shall be mailed to him in care of the clerk of the
17 District Court of Guam: provided, however, that as to all such
18 persons so to be served by mail who appear by the petition, or
19 petition and abstract, or report of the examiner of titles to be
20 interested in the fee, a copy of the petition shall be attached to the
21 copy of the notice mailed to them as herein provided: provided
22 further, that no copy of abstract, order, or map need be served with
23 any notice.

24 All persons who claim an interest may appear and object to the
25 granting of the application and if such objection is sustained the cost
26 of the same shall be paid by the applicant; if not, by the person so
27 objecting. The time for appearance shall be ten (10) days after
28 personal service within Guam, thirty (30) days after personal service
29 out of Guam; all persons not required by this section to be served
30 personally shall have sixty (60) days after the first publication of
31 such notice within which to appear.

32 All persons having or claiming any interest in the land or any
33 part thereof may assent in writing to the registration thereof, and the
34 person thus assenting need not be named as a defendant in the

1 registration proceeding, or, if already named as a defendant need not
2 be served with notice therein. Such assent shall be executed and
3 acknowledged in the manner now required by law for the execution and
4 acknowledgment of a deed and shall be filed with the clerk of the
5 court."

APR 04 '86

EIGHTEENTH GUAM LEGISLATURE
1986 (SECOND) Regular Session

Bill NO. 880(LS)

Introduced by:

F. R. SANTOS

AN ACT TO AMEND 15 GCA, CHAPTER 34, SECTION
3401 (a) (2) AND SECTION 1157.11 OF THE
GOVERNMENT CODE, RELATIVE TO TYPEFACE IN
PUBLICATION OF LEGAL NOTICE.

1 BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:
2 Section 1. Subsection (a) (2) of §3401, Chapter 34, 15 GCA is
3 amended to read:

4 "(2) Notice of the hearings referred to in subsection (a)(1) of
5 this Section shall be given by the petitioner, by posting a copy of the
6 notice of such hearing in the office of the municipal commissioner in
7 the municipality in which the decedent resided at the time of his
8 death, which copy shall be so posted at least fifteen (15) calendar
9 days prior to the date set for such hearing, and by publishing notice
10 of such hearing in a daily newspaper of general circulation in the
11 territory of Guam for three (3) consecutive days, the last of which
12 publications shall be not more than ten (10) calendar days prior to the
13 date set for such hearing. The notice of the hearing appearing in a
14 daily newspaper of general circulation shall be printed in a typeface no
15 smaller than eight (8) points."

16 Section 2. Section 1157.11 of the Civil Code of Guam is amended to
17 read:

18 "Section 1157.11. Notice of petition; service; objection or assent
19 to application. When the court shall order notice given a notice must
20 be issued, under the seal of the court, which shall contain the name
21 of the court, the name or names of the applicant, or applicants and a
22 particular description of the land involved, which notice shall be
23 directed to all parties appearing by the petition or the petition and
24 abstract or by the report of the Examiner of Titles if any, to have

1 any interest in the land or any part thereof and which notice shall
2 contain a statement that the petition has been filed by the applicant or
3 applicants for the registration of the title to the land described therein
4 as provided by this Act and praying for a decree declaring the
5 applicant or applicants to be the owner or owners in fee of such land
6 in accordance with the prayer of said petition and which notice shall
7 direct all whom it may concern to appear and answer said petition
8 within ten (10) days after personal service, and that otherwise the
9 court will grant said petition and direct registration of the title to land
10 in accordance with this Act, and that said person or persons so
11 served will be forever barred from disputing the same.

12 Service of petition. When the notice is issued, service thereof
13 shall be made as follows: In all cases said notice shall be published in
14 a newspaper published in the Territory of Guam, said newspaper to be
15 designated by the court, for four (4) successive weeks; if the notice
16 is published in a daily newspaper, publication therein once a week for
17 four (4) successive weeks shall be sufficient. The notice appearing in
18 a daily newspaper shall be printed in a typeface no smaller than eight
19 (8) points. In all cases said notice shall be posted in Agana and
20 posted in at least three (3) places in the district in which the land is
21 located, for such length of time and at such places as may be
22 designated by the court. All parties who have not joined in the
23 petition or assented thereto in writing, and who appear by the
24 petition, or petition and abstract, or report of the examiner of titles
25 to be interested in the fee, all occupants named in the petition and the
26 husband and wife of the applicant, if married, shall be personally
27 served with a copy of the notice, attached to a copy of the petition if
28 they reside in Guam and can, with reasonable diligence, be found and
29 served therein. All owners of adjoining lands who have not given
30 their written consent to the hearing of the petition and who reside in
31 Guam and can, with reasonable diligence, be found and served
32 therein, shall be served with a copy of said notice, without a copy of
33 said petition, personally; provided, that for all applications filed on
34 and after May 1, 1950, the notice as hereinbefore described need not

1 be published in full but it shall be sufficient publication if there is
2 published the following information: the name of the Court in which
3 the application is filed, the name or names of the applicant or
4 applicants, the lot number and municipality of the property to be
5 registered, the civil case number assigned to the application, and a
6 statement referring interested persons to the clerk of the court for
7 further particulars and for an examination of the notice in full.

8 Service of notice by mail. As to all persons who have not joined
9 in the petition or who have not in writing assented to the hearing
10 thereof, who do not reside in Guam or who cannot, with reasonable
11 diligence, be found and served therein, a copy of such notice, without
12 a copy of the petition shall, within thirty (30) days after the first
13 publication of such notice, be sent to such party at his last known
14 place of residence, by mail, postage prepaid and if his last known
15 place of residence cannot be, with reasonable diligence, ascertained,
16 then such notice shall be mailed to him in care of the clerk of the
17 District Court of Guam: provided, however, that as to all such
18 persons so to be served by mail who appear by the petition, or
19 petition and abstract, or report of the examiner of titles to be
20 interested in the fee, a copy of the petition shall be attached to the
21 copy of the notice mailed to them as herein provided: provided
22 further, that no copy of abstract, order, or map need be served with
23 any notice.

24 All persons who claim an interest may appear and object to the
25 granting of the application and if such objection is sustained the cost
26 of the same shall be paid by the applicant; if not, by the person so
27 objecting. The time for appearance shall be ten (10) days after
28 personal service within Guam, thirty (30) days after personal service
29 out of Guam; all persons not required by this section to be served
30 personally shall have sixty (60) days after the first publication of
31 such notice within which to appear.

32 All persons having or claiming any interest in the land or any
33 part thereof may assent in writing to the registration thereof, and the
34 person thus assenting need not be named as a defendant in the

1 be published in full but it shall be sufficient publication if there is
2 published the following information: the name of the Court in which
3 the application is filed, the name or names of the applicant or
4 applicants, the lot number and municipality of the property to be
5 registered, the civil case number assigned to the application, and a
6 statement referring interested persons to the clerk of the court for
7 further particulars and for an examination of the notice in full.

8 Service of notice by mail. As to all persons who have not joined
9 in the petition or who have not in writing assented to the hearing
10 thereof, who do not reside in Guam or who cannot, with reasonable
11 diligence, be found and served therein, a copy of such notice, without
12 a copy of the petition shall, within thirty (30) days after the first
13 publication of such notice, be sent to such party at his last known
14 place of residence, by mail, postage prepaid and if his last known
15 place of residence cannot be, with reasonable diligence, ascertained,
16 then such notice shall be mailed to him in care of the clerk of the
17 District Court of Guam: provided, however, that as to all such
18 persons so to be served by mail who appear by the petition, or
19 petition and abstract, or report of the examiner of titles to be
20 interested in the fee, a copy of the petition shall be attached to the
21 copy of the notice mailed to them as herein provided: provided
22 further, that no copy of abstract, order, or map need be served with
23 any notice.

24 All persons who claim an interest may appear and object to the
25 granting of the application and if such objection is sustained the cost
26 of the same shall be paid by the applicant; if not, by the person so
27 objecting. The time for appearance shall be ten (10) days after
28 personal service within Guam, thirty (30) days after personal service
29 out of Guam; all persons not required by this section to be served
30 personally shall have sixty (60) days after the first publication of
31 such notice within which to appear.

32 All persons having or claiming any interest in the land or any
33 part thereof may assent in writing to the registration thereof, and the
34 person thus assenting need not be named as a defendant in th

1 registration proceeding, or, if already named as a defendant need not
2 be served with notice therein. Such assent shall be executed and
3 acknowledged in the manner now required by law for the execution and
4 acknowledged of a deed and shall be filed with the clerk of the
5 court."