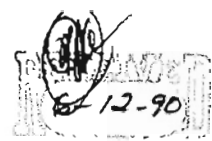




Territory of Guam
Territorio Guam



OFFICE OF THE GOVERNOR
L'OFISINAN I MA'AGA LAHI
AGANA, GUAM 96910 U.S.A.

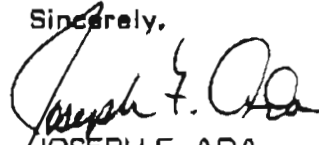
MAY 31 1990

The Honorable Joe T. San Agustin
Speaker, Twentieth Guam Legislature
Post Office Box CB-1
Agana, Guam 96910

Dear Mr. Speaker:

Transmitted herewith is Bill No. 305, which I have signed into law this date as
Public Law 20-183.

Sincerely,



JOSEPH F. ADA
Governor of Guam

Attachment

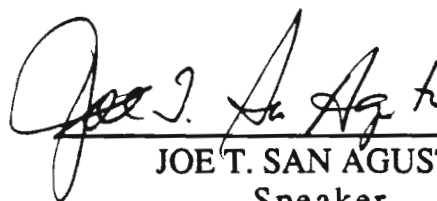


Commonwealth Now!

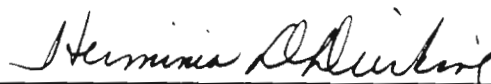
TWENTIETH GUAM LEGISLATURE
1990 (SECOND) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

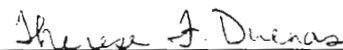
This is to certify that Substitute Bill No. 305 (COR), "AN ACT TO ADD A NEW CHAPTER 31 TO TITLE 11, GUAM CODE ANNOTATED, TO ESTABLISH A DISTRICT IMPROVEMENT FUND; TO APPROPRIATE FUNDS FOR THE OPTION 1 EQUIVALENT SALARIES OF THE MAYORS' STAFFS; TO AMEND §40111 OF TITLE 5, GUAM CODE ANNOTATED, RELATING TO THE TERM OF OFFICE FOR MAYORS AND VICE-MAYORS AND TO THEIR SWEARING-IN CEREMONY; TO APPROPRIATE TWO HUNDRED THOUSAND DOLLARS (\$200,000) TO CONSTRUCT RETAINING WALLS IN THE ASAN GHURA PROJECT; TO APPROPRIATE FIVE HUNDRED THOUSAND DOLLARS (\$500,000) TO INSTALL SEWER LINES IN MONGMONG-TOTO-MAITE; TO APPROPRIATE TWO HUNDRED SEVENTY NINE THOUSAND DOLLARS (\$279,000) TO THE YOUTH SPORTS TRAVEL FUND; TO RESERVE FIVE GOVERNMENT HOUSING UNITS AT THE OLD HOSPITAL SITE FOR USE BY THE GUAM ASSOCIATION OF THE DEAF AND THE FAMILIES OF ABUSED CHILDREN AND VICTIMS OF CRIME, AND TO DESIGNATE THE REMAINING UNITS FOR EMERGENCY HOUSING; TO APPROPRIATE FUNDS TO THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES TO ESTABLISH A SATELLITE CLINIC OF THE SOUTHERN REGIONAL COMMUNITY HEALTH CENTER IN SANTA RITA AND FOR SUPPLIES AND CAPITAL OUTLAY FOR THE INARAJAN CLINIC; TO APPROPRIATE FUNDS FOR WILD BOAR CAGES; TO APPROPRIATE FUNDS TO IMPLEMENT THE GUMA MANHOBEN AND THE TELECOMMUNICATION DEVICES FOR THE DEAF PROGRAMS; TO ADD SECTION 18 TO PUBLIC LAW 20-65 ON RETROACTIVE OPTION I PAY INCREASES; TO APPROPRIATE FUNDS FOR THE ISLAND CONFERENCE ON PUBLIC ADMINISTRATION; TO AMEND §3110 OF TITLE 3, GUAM CODE ANNOTATED, RELATIVE TO VOLUNTEER REGISTRATION CLERKS IN GUAM ELECTIONS; TO REPEAL SECTION 3 OF PUBLIC LAW 20-112 TO REMOVE THE PROHIBITION ON RATE INCREASES BY THE GUAM POWER AUTHORITY; AND TO ADD A NEW SECTION 3 TO SAID PUBLIC LAW TO CLARIFY THE POWERS OF THE PUBLIC UTILITY COMMISSION TO REGULATE POWER RATES," was on the 29th day of May, 1990, duly and regularly passed.


JOE T. SAN AGUSTIN
Speaker

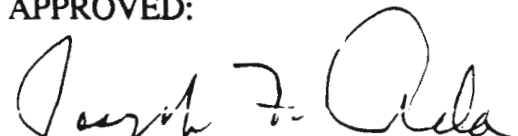
Attested:


HERMINIA D. DIERKING
Senator and Acting Legislative Secretary

This Act was received by the Governor this 30th day of May, 1990, at
1:31 o'clock P.m.


Theresa J. Duenas
Assistant Staff Officer
Governor's Office

APPROVED:


JOSEPH F. ADA
Governor of Guam

Date: MAY 30, 1990

Public Law No. 20-183

TWENTIETH GUAM LEGISLATURE
1990 (SECOND) Regular Session

Bill No. 305 (COR)
Substituted by the Committee on
General Governmental Operations
and as further substituted on the
floor

Introduced by:

J. T. San Agustin
T. S. Nelson
C. T. C. Gutierrez
H. D. Dierking
P. C. Lujan
E. P. Arriola
M. Z. Bordallo
F. R. Santos
D. Parkinson
E. D. Reyes
G. Mailloux
J. P. Aguon
F. J. A. Quitugua

AN ACT TO ADD A NEW CHAPTER 31 TO TITLE 11, GUAM CODE ANNOTATED, TO ESTABLISH A DISTRICT IMPROVEMENT FUND; TO APPROPRIATE FUNDS FOR THE OPTION 1 EQUIVALENT SALARIES OF THE MAYORS' STAFFS; TO AMEND §40111 OF TITLE 5, GUAM CODE ANNOTATED, RELATING TO THE TERM OF OFFICE FOR MAYORS AND VICE-MAYORS AND TO THEIR SWEARING-IN CEREMONY; TO APPROPRIATE TWO HUNDRED THOUSAND DOLLARS (\$200,000) TO CONSTRUCT RETAINING WALLS IN THE ASAN GHURA PROJECT; TO APPROPRIATE FIVE HUNDRED THOUSAND DOLLARS (\$500,000) TO INSTALL SEWER LINES IN MONGMONG-TOTO-MAITE; TO APPROPRIATE TWO HUNDRED SEVENTY NINE THOUSAND DOLLARS (\$279,000) TO THE YOUTH SPORTS TRAVEL FUND; TO RESERVE FIVE GOVERNMENT HOUSING UNITS AT THE OLD HOSPITAL SITE FOR USE BY THE GUAM ASSOCIATION OF THE DEAF AND THE

FAMILIES OF ABUSED CHILDREN AND VICTIMS OF CRIME, AND TO DESIGNATE THE REMAINING UNITS FOR EMERGENCY HOUSING; TO APPROPRIATE FUNDS TO THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES TO ESTABLISH A SATELLITE CLINIC OF THE SOUTHERN REGIONAL COMMUNITY HEALTH CENTER IN SANTA RITA AND FOR SUPPLIES AND CAPITAL OUTLAY FOR THE INARAJAN CLINIC; TO APPROPRIATE FUNDS FOR WILD BOAR CAGES; TO APPROPRIATE FUNDS TO IMPLEMENT THE GUMA MANHOBEN AND THE TELECOMMUNICATION DEVICES FOR THE DEAF PROGRAMS; TO ADD SECTION 18 TO PUBLIC LAW 20-65 ON RETROACTIVE OPTION I PAY INCREASES; TO APPROPRIATE FUNDS FOR THE ISLAND CONFERENCE ON PUBLIC ADMINISTRATION; TO AMEND §3110 OF TITLE 3, GUAM CODE ANNOTATED, RELATIVE TO VOLUNTEER REGISTRATION CLERKS IN GUAM ELECTIONS; TO REPEAL SECTION 3 OF PUBLIC LAW 20-112 TO REMOVE THE PROHIBITION ON RATE INCREASES BY THE GUAM POWER AUTHORITY; AND TO ADD A NEW SECTION 3 TO SAID PUBLIC LAW TO CLARIFY THE POWERS OF THE PUBLIC UTILITY COMMISSION TO REGULATE POWER RATES.

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

2 Section 1. A new Chapter 31 is added to Title 11, Guam Code
3 Annotated, to read:

4 "Chapter 31

5 District Improvement Fund

6 §31101. Definitions. The definitions set forth herein shall govern
7 the construction and interpretation of this Chapter:

8 (a) 'Director' means the Director of Administration.

9 (b) 'District' means the municipal districts as defined in
10 and established by Title 1, Guam Code Annotated.

11 (c) 'Fund' means the separate account established and
12 maintained by the Director.

13 (d) 'Improvement' includes, but is not limited to, capital
14 improvement projects, (roads, sidewalks, parks), services

1 (streetlights, fire hydrants, equipment purchase, supplies), and
2 other beautification projects (trees, plants).

3 (e) 'Revenue' means taxes collected from the Real Estate
4 Property Tax levied in Title XX of the Government Code.

5 §31102. Fund. There is established the District Improvement
6 Fund (the "Fund") which shall be maintained separate and apart from
7 any other funds of the government of Guam and independent records
8 shall be kept in connection therewith.

9 §31103. Subaccounts. The Director is hereby directed to establish
10 and maintain the Fund which shall include subaccounts for each of the
11 districts.

12 §31104. Revenue reports. The Director of Revenue and Taxation
13 shall provide the Director and the Legislature with a quarterly report of
14 all revenue collected from each of the districts.

15 §31105. Annual deposits. The Director shall deposit Two Million
16 One Hundred Seventy-Five Thousand Dollars (\$2,175,000) from the
17 revenue collected annually in the following subaccounts of the Fund:

18	Dededo	\$150,000
19	Tamuning-Tumon	\$150,000
20	Barrigada	\$150,000
21	Yigo	\$150,000
22	Mangilao	\$105,000
23	Agat	\$105,000
24	Mongmong-Toto-Maite	\$105,000
25	Sinajana	\$105,000
26	Santa Rita	\$105,000
27	Yona	\$105,000
28	Agana Heights	\$105,000
29	Agana	\$105,000
30	Chalan Pago-Ordot	\$105,000
31	Piti	\$105,000
32	Inarajan	\$105,000
33	Talofof	\$105,000
34	Asan-Maina	\$105,000

1 Merizo \$105,000
2 Umatac \$105,000

3 §31106. Use. Appropriations for improvements within a district
4 may be made from the subaccount of the Fund for such district upon
5 request to the Legislature by resolution of the Municipal Planning
6 Council of such district but expenditures of such funds shall be
7 governed by the procurement laws and regulations of the government
8 of Guam.

9 §31107. Injunction. The Director is enjoined from transferring or
10 expending funds from any of the district subaccounts except as
11 authorized by resolution of such district's Municipal Planning Council.

12 §31108. Fund report. The Director shall provide the Legislature
13 with a quarterly report of the balances of such district subaccounts.

14 §31109. Funds unexpended. Unexpended funds remaining in the
15 Fund after the end of each Fiscal Year shall remain in the Fund and shall
16 become a part of the current Fiscal Year balance.

17 §31110. Alternate funding. Any improvement that cannot be
18 funded under this Chapter because of unavailability of funds may be
19 funded from the unappropriated surplus of the General Fund.

20 §31111. Severability. If any of the provisions of this Chapter
21 or the application thereof to any person or circumstances are held
22 invalid, such invalidity shall not affect any other provision or
23 application of this Chapter which can be given effect without the invalid
24 provision or application, and to this end the provisions of this Chapter
25 are severable.

26 §31112. Effective date. The provisions of this Chapter shall
27 take effect upon enactment, except that capital improvement projects
28 which have received appropriations prior to the effective date of this
29 Chapter will remain appropriated pursuant to the prior acts in which
30 they were appropriated."

31 Section 2. One Hundred Eighteen Thousand Dollars (\$118,000) are
32 appropriated from the General Fund to the Mayors' Council for payment of
33 Option 1 equivalent salaries for the Mayors' staffs pursuant to the
34 recommendation of the Civil Service Commission.

1 Section 3. §40111 of Chapter 40, Title 5, Guam Code Annotated is
2 amended to read:

3 "§40111. (a) Term of office; commencement. The term of office
4 of Mayors and Vice-Mayors shall commence at 12:00 meridian on the
5 first Monday in January following their election, and shall expire at
6 12:00 meridian on the first Monday in January following the next
7 regular general election of Mayors and Vice-Mayors.

8 (b) Ceremony. The oaths of office shall be taken by the
9 respective Mayors and Vice Mayors at the time their terms commence
10 and the Executive Director of the Mayors' Council (the "Council") shall
11 organize a suitable ceremony at which such oaths of office shall be
12 administered by a Judge of the Superior Court or an outgoing Mayor or
13 Vice Mayor. The Council shall determine the site of such ceremony and
14 is authorized to expend thereon not to exceed Twenty-Five Thousand
15 Dollars (\$25,000) from its annual budget."

16 Section 4. Two Hundred Thousand Dollars (\$200,000) are appropriated
17 from the General Fund to the Department of Public Works to construct
18 retaining walls to protect Houses Nos. 180, 210, 223, 243, 251 and 265 within
19 the Asan Urban Renewal Project, and any other lots requiring such protection
20 as identified by the Mayor of Asan-Maina.

21 Section 5. Five Hundred Thousand Dollars (\$500,000) are appropriated
22 from the General Fund to the Public Utility Agency of Guam to install sewer
23 lines in the municipality of Mongmong-Toto-Maite.

24 Section 6. Two Hundred Seventy-Nine Thousand Dollars (\$279,000) are
25 appropriated from the General Fund to the Sports Travel Fund to be
26 distributed as follows:

- | | | |
|----|-----------------------------------|----------|
| 27 | (1) The Guam Little League | \$20,000 |
| 28 | (2) The Guam Babe Ruth League, | |
| 29 | including the Bambino Baseball | |
| 30 | League (major and minor), to be | |
| 31 | divided equally among the various | |
| 32 | divisions | \$50,000 |
| 33 | (3) The George Washington High | |
| 34 | School football team | \$15,000 |

1	(4)	The Simon Sanchez High School	
2		football team	\$15,000
3	(5)	The Oceanview High School	
4		football team	\$15,000
5	(6)	The John F. Kennedy High School	
6		football team	\$15,000
7	(7)	The Guam Eagles football team	\$25,000
8	(8)	The Southern Cowboys football	
9		team	\$25,000
10	(9)	The Marauders football team	\$25,000
11	(10)	The Hal's Angels football team	\$25,000
12	(11)	The Sunshine Kids in Production	\$15,000
13	(12)	The Guam Judo Association	\$25,000
14	(13)	The Youth Center Senior All-Star	
15		basketball team	\$ 9,000

16 Each organization receiving funds authorized herein shall submit a
17 financial statement within forty-five (45) days of the receipt of such funds to
18 the Director of Parks and Recreation and to the Speaker of the Legislature.

19 Section 7. The Governor is authorized to make available five (5)
20 government housing units at the old Guam Memorial Hospital site for the
21 following uses: One (1) unit to the Guam Association for the Deaf, one (1) unit
22 to the families of abused children and victims of crime, and the remaining
23 three (3) units as emergency housing for families in need of temporary
24 housing, resulting from fire and other natural disasters, all five (5) such units
25 to be rent free.

26 Section 8. Three Hundred One Thousand One Hundred Ninety-Five
27 Dollars (\$301,195) are appropriated from the General Fund to the Department
28 of Public Health and Social Services to establish a satellite clinic of the
29 Southern Regional Community Health Center in Santa Rita, the appropriation
30 to be expended as follows:

31	(a)	Personnel salaries and benefits	\$ 33,130,
32		for six months,	
33	(b)	Supplies,	\$ 15,165,
34	(c)	Equipment,	\$ 2,900,

1 (d) Capital Outlay, (including renovation) \$250,000.

2 All unexpended or unencumbered funds appropriated by this section
3 shall revert to the General Fund on the last day of Fiscal Year 1990.

4 Section 9. Two Hundred Sixty-Two Thousand Eighty-One Dollars
5 (\$262,081) are appropriated from the General Fund to the Department of
6 Public Health and Social Services to augment personnel, supplies, and capital
7 outlay of the Southern Regional Center Health Clinic in Inarajan, the
8 appropriation to be expended as follows:

9 (a) Personnel salaries and benefits

10 for six months, \$ 15,181,

11 (b) Supplies, \$ 3,000,

12 (c) Capital Outlay, \$244,900.

13 All unexpended or unencumbered funds appropriated by this section
14 shall revert to the General Fund on the last day of Fiscal Year 1990.

15 Section 10. Seventy-Five Thousand Dollars (\$75,000) are appropriated
16 from the General Fund to the Department of Agriculture to construct cages to
17 trap wild boars. The Department of Corrections shall manufacture the cages
18 and coordinate such cage construction project with the Department of
19 Agriculture.

20 Section 11. (a) To meet professional staff requirements to fully
21 implement the Guma Manhoben program at the Department of Mental Health
22 and Substance Abuse (the "Department"), the Department is authorized an
23 additional thirteen (13) full-time equivalent (FTE) positions, as follows: One
24 (1) unclassified psychologist; one (1) psychiatric social worker II; two (2)
25 social workers II; five (5) psychiatric technicians II; and four (4) psychiatric
26 technicians I.

27 (b) One Hundred Thirty-Five Thousand Two Hundred Twenty-Seven
28 Dollars (\$135,227) are appropriated from the General Fund to the Department
29 for the operations of the Guma Manhoben program for fiscal year 1990.

30 (c) Three Hundred Eighteen Thousand Nine Hundred Eighty-Seven
31 Dollars (\$318,987) are appropriated from the General Fund to the Department
32 for the operations of the Guma Manhoben program for fiscal year 1991,
33 effective October 1, 1990.

1 Section 12. To supplement the appropriation made by Section 9 of
2 Public Law 20-59, Twenty Thousand Dollars (\$20,000) are hereby
3 appropriated from the General Fund to the Guam Telephone Authority
4 ("GTA") to install communication terminals compatible with
5 telecommunication devices for the deaf (TDD) in the Guam Community College
6 and in such other departments and agencies as GTA deems appropriate.

7 Section 13. A new Section 18 is added to Public Law 20-65 to read:

8 "Section 18. Those employees reclassified under the provisions of
9 Section 9 of Public Law 19-52, and who did not receive Option I
10 increases retroactive to August 24, 1986, are hereby awarded said
11 Option I increases retroactive to August 24, 1986."

12 Section 14. Twenty Thousand Dollars (\$20,000) are hereby
13 appropriated from the General Fund to the College of Business and Public
14 Administration of the University of Guam (the "University") to fund the 1990
15 11th Island Conference on Public Administration. The University shall submit
16 a financial report on its expenditure of such funds to the Legislature no later
17 than sixty (60) days after the conference.

18 Section 15. §3110 of Title 3, Guam Code Annotated, is hereby amended
19 to read as follows:

20 "§3110. Qualifications of Registration Clerks. The Commission
21 may appoint any qualified electors as registration clerks. No person
22 holding an elective office or who is a candidate for elective office shall
23 be appointed as a registration clerk. A registration clerk must be an
24 elector of the precinct wherein appointed but may register electors
25 from precincts other than the precinct of such clerk. Under no
26 circumstances may such a volunteer clerk deny registration to a
27 qualified elector."

28 Section 16. Section 3 of Public law 20-112 is hereby repealed, and a
29 new Section 3 is hereby added to Public Law 20-112 to read as follows:

30 "Section 3. Nothing in this Act shall be construed in any way to
31 modify, amend, restrict or repeal the powers of the Public Utilities
32 Commission (the "Commission") to regulate utility rates under the
33 powers given it in Chapter 12 of Title 12, Guam Code Annotated (P.L.
34 17-74). In addition, nothing in this Act shall be construed to prevent

1 the Commission from exercising its statutory oversight powers over the
2 funds loaned hereunder, and the Commission retains full responsibility
3 over power rates charged by the Authority to its consumers, and
4 nothing in this Act shall be construed as limiting such powers of the
5 Commission over power rates."

TWENTIETH GUAM LEGISLATURE
1989 (FIRST) Regular Session

ROLL CALL SHEET

Bill No. 305

Date: 5/29/90

Resolution No. _____

QUESTION: _____

	<u>AYE</u>	<u>NAY</u>	<u>NOT VOTING</u>	<u>ABSENT</u>
J. P. Aguon	+ ✓			
E. P. Arriola				✓
J. G. Bamba	✓			
M. Z. Bordallo				✓
D. F. Brooks	✓			
H. D. Dierking	✓			
E. R. Duenas	✓			
E. M. Espaldon	✓			
C. T. C. Gutierrez	✓			
P. C. Lujan				✓
G. Mailloux	✓			
M. D. A. Manibusan	✓			
T. S. Nelson	✓			
D. Parkinson		✓		
F. J. A. Quitugua	✓			
E. D. Reyes	✓			
M. C. Ruth	✓			
J. T. San Agustin	✓			
F. R. Santos	✓			
T. V. C. Tanaka	✓			
A. R. Unpingco	✓			

17 1 3

TWENTIETH GUAM LEGISLATURE
155 Hernan Cortez Street, Agana, Guam 96910

May 21, 1990

The Honorable Joe T. San Agustin
Speaker
Twentieth Guam Legislature
163 Chalan Santo Papa
Agana, Guam 96910

Via: Chairman, Committee on Rules


Dear Mr. Speaker:

The Committee on General Governmental Operations and the Committee on Ways and Means, to which was referred **Bill No. 305** "An act to add a new Chapter XII to Title XX of the Government Code of Guam to establish a District Improvement Fund and to earmark revenues collected from the Real Estate Property Tax, and to deposit said amounts in the District Improvement Fund," has had the same under consideration, and now wishes to report back the same with the **recommendation to do pass as substituted.**

The Committees' votes are as follows:

	Committee on Ways and Means	Committee on General Governmental Operations
To do Pass	7	12
Not to Pass	0	0
To Report Out	2	0
To Place in Inactive File	0	0
Other	2	2

A joint Committee report and other pertinent documents are enclosed for your perusal.


CARL T.C. GUTIERREZ
Chairman
Committee on Ways & Means

Sincerely,


TED S. NELSON
Chairman, Committee on General
Governmental Operations

Enclosures

COMMITTEE ON WAYS AND MEANS
VOTE SHEET ON SUBSTITUTE BILL NO. 305

AN ACT TO ADD A NEW CHAPTER XII TO TITLE XX OF
THE GOVERNMENT CODE OF GUAM TO ESTABLISH A DISTRICT
IMPROVEMENT FUND AND TO EARMARK REVENUES COLLECTED
FROM THE REAL ESTATE PROPERTY TAX, AND TO DEPOSIT
SAID AMOUNTS IN THE DISTRICT IMPROVEMENT FUND.

WITH THE RECOMMENDATION TO DO PASS

<u>COMMITTEE MEMBERS:</u>	<u>TO DO PASS:</u>	<u>NOT TO PASS:</u>	<u>INACTIVE FILE:</u>	<u>REPORT OUT:</u>	<u>OTHER:</u>
<u><i>C. T. Gutierrez</i></u> C. T. Gutierrez, Chairperson	✓				
<u><i>H. D. Dierking</i></u> H. D. Dierking, Vice-Chairperson	✓				
<u><i>J. T. San Agustin</i></u> J. T. San Agustin, Speaker & Ex-Officio	✓				
<u><i>J. P. Aguon</i></u> J. P. Aguon, Senator	✓				
<u><i>T. S. Nelson</i></u> T. S. Nelson, Senator	✓				
<u><i>D. Parkinson</i></u> D. Parkinson, Senator	✓				
<u><i>F. J.A. Quitugua</i></u> F. J.A. Quitugua, Senator	✓				
<u><i>J. G. Bamba</i></u> J. G. Bamba, Senator					
<u><i>D. F. Brooks</i></u> D. F. Brooks, Senator				✓	
<u><i>M. D.A. Manibusan</i></u> M. D.A. Manibusan, Senator					
<u><i>M. C. Ruth</i></u> M. C. Ruth, Senator					<i>5/21/90</i>

COMMITTEE ON GENERAL GOVERNMENTAL OPERATIONS
 VOTE SHEET ON SUBSTITUTE BILL NO. 305

AN ACT TO ADD A NEW CHAPTER XII TO TITLE XX OF THE GOVERNMENT CODE OF GUAM TO ESTABLISH A DISTRICT IMPROVEMENT FUND AND TO EARMARK REVENUES COLLECTED FROM THE REAL ESTATE PROPERTY TAX, AND TO DEPOSIT SAID AMOUNTS IN THE DISTRICT IMPROVEMENT FUND.

WITH THE RECOMMENDATION TO DO PASS

<u>COMMITTEE MEMBERS:</u>	<u>TO DO PASS:</u>	<u>NOT TO PASS:</u>	<u>INACTIVE FILE:</u>	<u>REPORT OUT:</u>	<u>OTHER:</u>
<i>[Signature]</i> T. S. Nelson, Chairperson	✓				
<i>[Signature]</i> H. D. Dieking, Vice-Chairperson	✓				
<i>[Signature]</i> J. T. San Agustin, Speaker & Ex-Officio	✓				
<i>[Signature]</i> E. P. Arriola, Senator	✓				
<i>[Signature]</i> M. Z. Bordallo, Senator	✓				
<i>[Signature]</i> C. T.C. Gutierrez, Senator	✓				
<i>[Signature]</i> P. C. Lujan, Senator	✓				
<i>[Signature]</i> G. Mailloux, Senator	✓				
<i>[Signature]</i> D. Parkinson, Senator	✓				
<i>[Signature]</i> E. P. Reyes, Senator	✓				
<i>[Signature]</i> F. R. Santos, Senator	✓				
J. G. Bamba, Senator					
<i>[Signature]</i> E. R. Duenas, Senator	✓				
<i>[Signature]</i> T. V.C. Tanaka, Senator	✓				

PROFILE ON SUBSTITUTE BILL NO. 305

Brief Title: "District Improvement Fund."

Main Sponsors: Joe T. San Agustin, Ted S. Nelson and Carl T.C. Gutierrez.

Date Introduced: Tuesday, February 14, 1989.

Assigned Committee: Referred to the Committee on General Governmental Operations and the Committee on Ways and Means on Wednesday, March 15, 1989.

Public Hearing: Friday, October 27, 1989 at 9:00 a.m. in the Legislative Session Hall.

Official Title: "An act to add a new Chapter XII to Title XX of the Government Code of Guam to establish a District Improvement Fund and to earmark revenues collected from the Real Estate Property Tax, and to deposit said amounts in the District Improvement Fund."

Co-Sponsors: Herminia D. Dierking, Pilar C. Lujan, Elizabeth P. Arriola, Frank R. Santos, Madeleine Z. Bordallo, Don Parkinson, Eddie D. Reyes, and Gordon Mailloux.

Recommendation: To do pass as substituted by the Committee.

BACKGROUND

Aside from establishing a District Improvement Fund, separate and apart from other accounts of the government, Substitute Bill 305 further provides the establishment of subaccounts for each of the municipalities. The Mayors' Council unanimously adopted a formula whereby the villages of Dededo, Tamuning-Tumon, Barrigada, Yigo, Mangilao and Agat, will each receive \$105,000 while the remaining villages receive \$90,000.

Substitute Bill No. 305 would ensure that funds are available for needed capital improvement projects by earmarking a portion of the Real Property Tax Revenues for this purpose.

The second facet of Substitute Bill 305 is to make government more responsive to the needs of our villages by empowering the various Municipal Planning Councils with the resources necessary to directly address their own capital improvement requirements. With this legislation, the various Municipal Planning Councils would be in a better position to deal with problems such as flooding in their communities.

Enactment of Substitute Bill No. 305 would be in line with the Legislature's previous actions to enhance the role of municipal government through the creation of the Community Development Fund and the change of title from "Commissioner" to "Mayor".

COMMITTEE ON GENERAL GOVERNMENTAL OPERATIONS
REPORT ON BILL NO. 305

AN ACT TO ADD A NEW CHAPTER XII TO TITLE XX OF THE GOVERNMENT CODE OF GUAM, TO ESTABLISH A DISTRICT IMPROVEMENT FUND AND TO EARMARK REVENUES COLLECTED FROM REAL ESTATE PROPERTY TAX AND TO DEPOSIT SAID AMOUNTS IN THE DISTRICT IMPROVEMENT FUND.

Introduced by Senators

Joe T. San Agustin, Ted S. Nelson, Carl T.C. Gutierrez,
Herminia D. Dierking, Pilar C. Lujan, Elizabeth P. Arriola,
Frank R. Santos, Madeleine Z. Bordallo, Don Parkinson,
Eddie D. Reyes, and Gordon Mailloux

PREFACE:

The Committee on General Governmental Operations and the Committee on Ways and Means, conducted a joint public hearing on Friday, October 27, 1989 at 9:00 a.m. in the Legislative Session Hall, to hear testimony on Bill No. 305, "An act to add a new Chapter XII to Title XX of the Government Code of Guam, to establish a District Improvement Fund and to earmark revenues collected from Real Estate Property Tax and to deposit said amounts in the District Improvement Fund.

Committee members present were Senators Ted S. Nelson and Herminia D. Dierking, Chairperson of the respective Committees, and Senators Frank R. Santos, Elizabeth P. Arriola, Tommy V.C. Tanaka and Doris F. Brooks.

NOTIFICATION:

Letters of notification were sent to: the Governor; the President of the Mayors' Council and to all Mayors and Vice-Mayors; the Director of the Bureau of Budget and Management Research; the Attorney General; the Director of the Department of Public Works; the President of the Guam Chamber of Commerce; the Committee Members and the general public.

TESTIMONY:

At this time, the Chairman called on Mayors Greg Borja, Isabel Haggard, Albert Topasna, Frank Portusach, John F. Blas, Raymond S. Laquana, and Tito Mantanona, to present testimony.

Mayors Greg Borja, Isabel S. Haggard and Albert Topasna all testified in support of establishing a District Improvement Fund. However, they also expressed concern that the 25% allocation would be unfair to the smaller villages. Mayors Borja, Haggard and Topasna, also stated that if the present Tax Assessment Roll were to be followed as a means of allocating funds, the Tax Assessment Roll must be changed to reflect the correct municipal boundaries.

As an example, Mayor Borja stated that, the property owners in the Santa Rita subdivision, and the lower and upper Talisay area are still listed in the Agat Tax Roll, and based on the proposal, the tax credit would be apportioned to Agat and not Santa Rita.

Concluding their testimony, Mayors Borja, Haggard and Topasna, reiterated their support for the establishment of a District Improvement Fund and the allocation of funds to the respective districts in an equitable manner.

Next the Chairman called on Mayors John F. Blas, Frank Portusach, Raymond S. Laguana, and Tito A. Mantanona. At this time, Mayor Tito A. Mantanona, acting President of the Mayors' Council, testified that the Mayors' Council supports the passage of Bill No. 305. Mayor Mantanona also submitted a list of Mayors and Vice-Mayors supporting Bill 305. At this time, Mayor Laguana, interjected saying that the residents of the respective villages will be pleased to know that their tax dollars will be used towards improving certain programs and projects in the area.

Mayors John F. Blas and Frank Portusach informed the Committee to delay action on Bill 305 until such time that the Mayors' Council meets to discuss Bill 305 at length, and to submit their finds and recommendations to the Committee for final action.

The Chairman acknowledging the request of the Mayors stated that the Committee will postpone action on Bill 305 until such time that the Committee receives the Council's recommendation.

At this time, the Chairman informed the Mayors that the Committee has received a letter from Speaker Joe T. San Agustin, the main sponsor of Bill 305, urging the Committee to act favorably, and that Bill 305 should be enacted into law.

The Chairman also announced that the Bureau of Budget and Management has submitted its comments on Bill 305 to the Committee.

There being no further witnesses, the Chairman adjourned the joint Committee hearing on Bill No. 305.

SECTION ANALYSIS AND FINDINGS:

Please refer to page entitled "Profile on Substitute Bill No. 305."

COMMITTEE RECOMMENDATION:

The Committee on General Governmental Operations and the Committee on Ways and Means, to which was jointly referred Bill No. 305, "An act to add a new Chapter XII to Title XX to the Government Code of Guam, to establish a District Improvement Fund and to earmark revenues collected from the Real Estate Property Tax, and to deposit said amounts in the District Improvement Fund," has had the same under consideration, and now wishes to report back the same with the recommendation to do pass as substituted.

TWENTIETH GUAM LEGISLATURE
1989 (FIRST) Regular Session

Bill No. 305
Substituted by the Committee on
General Governmental Operations
and the Committee on Ways and
Means

Introduced by:

J. T. San Agustin
T. S. Nelson
C. T.C. Gutierrez

H. D. Dierking
P. C. Lujan
E. P. Arriola
F. R. Santos
M. Z. Bordallo
D. Parkinson
E. D. Reyes
G. Mailloux

AN ACT TO ADD A NEW CHAPTER XII TO TITLE
XX OF THE GOVERNMENT CODE OF GUAM TO ESTABLISH
A DISTRICT IMPROVEMENT FUND AND TO EARMARK
REVENUES COLLECTED FROM THE REAL ESTATE
PROPERTY TAX, AND TO DEPOSIT SAID AMOUNTS
IN THE DISTRICT IMPROVEMENT FUND.

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

2 Section 1. A new Chapter XII is added to Title XX of the
3 Government Code to read:

4 "Chapter XII

5 District Improvement Fund

6 §19950. Definitions. The definitions set forth herein
7 shall govern the construction and interpretation of this
8 Chapter:

9 (a) 'District' shall mean the municipal districts
10 as defined in and established by Title 1, Guam Code
11 Annotated.

12 (b) 'Improvement' shall include, but not limited
13 to, capital improvement projects, (roads, sidewalks,
14 parks), services (streetlights, fire hydrants, equipment

1 purchase, supplies), and other beautification projects
2 (trees, plants).

3 (c) 'Fund' shall mean the separate account
4 established and maintained by the Director of
5 Administration.

6 (d) 'Revenue' shall mean taxes collected from
7 Real Estate Property Tax pursuant to Title XX of this
8 Code.

9 §19951. Fund. There is established the District
10 Improvement Fund (the "FUND") which shall be maintained
11 separate and apart from any other funds of the government
12 of Guam, and independent records shall be kept in connection
13 herewith.

14 §19952. Subaccounts. The Director of Administration
15 is hereby directed to establish and maintain the Fund which
16 shall include subaccounts for each of the districts.

17 §19953. Revenue Report. The Director of Revenue and
18 Taxation shall provide the Director of Administration with
19 a quarterly report of all revenue collected pursuant to
20 this Title from each of the districts.

21 §19954. Deposits. The Director of Administration shall
22 deposit the sum of One Million Eight Hundred Thousand Dollars
23 (\$1,800,000) of the revenue collected annually in the
24 subaccounts of the Fund and shall be distributed as follows:

25	Dededo	\$105,000
26	Tamuning-Tumon	\$105,000
27	Barrigada	\$105,000
28	Yigo	\$105,000
29	Mangilao	\$105,000
30	Agat	\$105,000
31	Mongmong-Toto-Maite	\$ 90,000
32	Sinajana	\$ 90,000
33	Santa Rita	\$ 90,000
34	Yona	\$ 90,000
35	Agana Heights	\$ 90,000

1	Agana	\$ 90,000
2	Chalan Pago-Ordot	\$ 90,000
3	Piti	\$ 90,000
4	Inarajan	\$ 90,000
5	Talofofu	\$ 90,000
6	Asan-Maina	\$ 90,000
7	Merizo	\$ 90,000
8	Umatac	\$ 90,000

9 \$19955. Use. Appropriations for improvement may be
10 made from the Fund subject to the request of the Municipal
11 Planning Council within each municipal district.

12 \$19956. Injunction. The Legislature and the Director
13 of Administration are enjoined from appropriating or
14 expending any funds within the district from which the
15 subaccount was established.

16 \$19957. Fund Report. The Director of Administration
17 shall provide the Guam Legislature with a quarterly report
18 on the balance of each district subaccounts.

19 \$19958. Funds Unexpended. Unexpended funds remaining
20 in the Fund after the end of each Fiscal Year shall remain
21 in the Fund and shall be a part of the current Fiscal Year.

22 \$19959. District Capital Improvement Fund. Any capital
23 improvement project in each district that cannot be funded
24 under this Chapter because of the unavailability of funds
25 may be funded from the unappropriated surplus of the General
26 Fund."

27 Section 2. Severability. If any of the provisions of this
28 Chapter, or the application thereof to any person or
29 circumstances, is held invalid, such invalidity shall not affect
30 any other provision or application of this Chapter which can
31 be given effect without the invalid provision or application,
32 and to this end the provisions of this Chapter are severable.

33 Section 3. Effective Date. The provisions of this Chapter
34 shall take effect upon enactment, except that capital improvement
35 projects which have received appropriations prior to the effective
36 date of this Act will remain appropriated pursuant to the prior
37 Acts in which they were appropriated.

Rec'd 11/7/89
Introduced 8

FEB 14 1989

TWENTIETH GUAM LEGISLATURE
1989 (FIRST) Regular Session

Bill No. 305 (COR)

Introduced by: J. P. San Agustin

AN ACT TO ADD A NEW CHAPTER XII TO TITLE XX
OF THE GOVERNMENT CODE OF GUAM RELATIVE TO
ESTABLISHING A DISTRICT IMPROVEMENT FUND.

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

Section 1. A new Chapter XII is added to Title XX of the Government
Code of Guam to read:

"Chapter XII

District Improvement Fund

Section 19950. Definitions. The definitions set forth herein shall
govern the construction and interpretation of this Chapter:

(a) 'District' shall mean the municipal districts as defined in and
established by Title 1 GCA Subsection 403.

(b) 'Improvement' shall include, but not be limited to, capital
improvement projects, i.e., roads, sidewalks, schools, parks, etc.; services,
i.e., streetlights, fire hydrants, etc.; and other beautification projects,
i.e., trees, etc.

(c) 'Fund' shall mean the separate account established and maintained
by the Director of Administration.

(d) 'Revenue' shall mean taxes collected from Real Estate Property Tax pursuant to Title XX of this Code.

Section 19951. Establishing Fund. There is hereby established a Fund to be known as the 'District Improvement Fund' which shall be maintained separate and apart from any other funds of the Government of Guam and independent records shall be kept in connection therewith.

Section 19952. Subaccounts. The Director of Administration is hereby directed to establish and maintain said Fund which shall include subaccounts for each of the districts.

Section 19953. Revenue reports. The Director of Revenue and Taxation shall provide the Director of Administration with a quarterly report of all revenue collected pursuant to this Title from each of the districts.

Section 19954. Deposits. The Director of Administration shall deposit an amount equal to twenty-five percent (25%) of the revenue collected from each district in the separate subaccounts of this Fund.

Section 19955. Use. Appropriations for improvement may be made from the Fund, subject to the request of the Municipal Planning Council within each municipal district.

Section 19956. Injunction. The Legislature and the Director of Administration are enjoined from appropriating or expending any funds within the district from which the subaccount was established.

Section 19957. Fund Report. The Director of Administration shall provide the Guam Legislature with a quarterly report of the balance of each district subaccounts.

Section 19958. Funds unexpended. Unexpended funds remaining in the Fund after the end of each Fiscal Year shall remain in the fund and shall be a part of the current Fiscal Year.

Section 19959. District Capital Improvement Project. Any capital improvement project in each district that cannot be funded under this Chapter because of unavailability of funds may be funded from the unappropriated surplus of the General Fund.

Section 19960. Effective date. The provisions of this Chapter will take effect upon the date of enactment, except that capital improvement projects which have received appropriations prior to the effective date of this Act will remain appropriated pursuant to the prior Acts in which they were appropriated."

Office of the Speaker

TWENTIETH GUAM LEGISLATURE
163 Chalan Santo Papa
Agana, Guam U.S.A. 96910

Tel: (671) 477-8527/9120 • Fax: (671) 477-5570

October 27, 1989

IN
Mr Ted S. Nelson
Chairman
Committee on General
Governmental Operations
Chalan Santo Papa
Agana, Guam 96910

Dear Senator Nelson:

This is in reference to Bill No. 305, which I introduced, and which is being publicly heard by your Committee today. Bill No. 305 is concerned with the establishment of a District Improvement Fund.

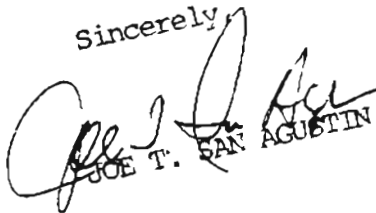
Aside from creating a separate District Improvement Fund, this legislation further provides for the establishment of subaccounts within this Fund for each municipal district. Within each subaccount would be deposited 25% of the Real Property Tax revenue collected from each municipal district. The funds in each subaccount would be available for use by the respective Municipal Planning Councils for capital improvements in the village from where the revenue was collected.

This legislation has essentially two goals. First, it would ensure that funds are available for needed capital improvements by earmarking a portion of the Real Property Tax Revenues for this purpose. This principle is, of course, no different than that applied to the Tourist Attraction Fund. If we can set aside public revenues for tourism purposes, why not for the improvement of our own villages?

The second goal of this bill is to make government more responsive to the needs of our villages by empowering the various Municipal Planning Councils with the resources necessary to directly address their own villages' capital improvement requirements. With this legislation, the various councils would be in a better position to deal with problems such as flooding in their communities. This would be in line with our previous actions to enhance the role of municipal government through the creation of the Community Development Fund and the change of the title from Commissioner to Mayor.

I certainly believe this legislation should be enacted into law and I strongly urge your Committee's favorable consideration of it.

Sincerely


JOE T. SAN AGUSTIN



MAYOR
OFFICE OF THE COMMISSIONER
 Santa Rita-Sunny District
 Santa Rita, Guam



GREG M. BORJA
 COMMISSIONER

Telephone: 565-2514

OCTOBER 27, 1989

Senator Ted S. Nelson
 Chairman, Committee On
 General Governmental Operations
 20th Guam Legislature
 Agana, Guam 96910

Good Morning Mr. Chairman and members of the Committee. My name is Greg M. Borja, Mayor of the District of Santa Rita.

I hereby submit testimony on the following Bills.

BILL No. 639: AN ACT TO AMEND SUBSECTION (b) OF SECTION 4301 OF TITLE
 and 669: 4 OF THE GUAM CODE ANNOTATED TO EQUALIZE CONTRIBUTIONS
 MADE BY RETIRED GOVERNMENT EMPLOYEES TO GOVERNMENT SPON-
 SORED HEALTH PLANS, AND TO CREATE APPROPRIATE CLASSIFICA-
 TIONS RELATED THERETO.

I support the intent of the Bills. The Federal Government now has the same program, where retirees pay the same amount of premium as active duty/service employees.

BILL NO. 936: AN ACT SPECIFYING THE PROCEDURES FOR CANDIDATES REPRESENT-
 ING A POLITICAL PARTY IN RUNNING FOR ELECTIVE OFFICE.

I am not in favor of any legislation to establish guide line or rules on how an individual may enter a political race under a political party banner. I believe that each political party should set their own policy on how and whom they will endorse, individual candidates under their sponsorship.

BILL NO. 305: AN ACT TO ADD A NEW CHAPTER XII TO TITLE XX OF THE GOVERN-
 MENT CODE OF GUAM RELATIVE TO ESTABLISHING A DISTRICT IM-
 PROVEMENT FUND.

Mr. Chairman and members of the Committee, I support the intent of this Bill to establish a District Improvement Fund, whereby 25% of the revenue collected from Real Estate Property Tax pursuant to Title II of the Govern-
 ment Code. However, I feel that it would be unfair for some Districts at this point and time.

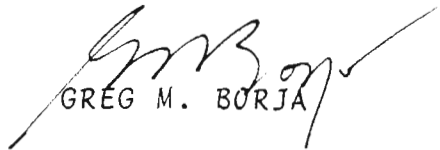
Real Estate Property Taxes being collected for properties that are in the Municipal or Political Boundaries of Santa Rita, are in the Tax Assesment Roll for the Municipality of Agat, i.e., Property owners in the Santa Rota Subdivision and lower Talisay and upper Talisay in Santa Rita are still listed in the Agat Tax Assesment Roll, and therefor Tax credit will be given to the municipality of Agat and not to Santa Rita, as provided for in this Bill.

I support the establishment of a "DISTRICT IMPROVEMENT FUND", in a manner setting aside 25% of Taxes collected from Real Estate Property Tax, and then pro-rate the distribution of such fund in an equitable manner, according to size, population and need of each Community/District.

This then would provide each MPC funds to set priorities within their respective district.

Thank you for the opportunity to testify before your Committee.

Very Respectfully,


GREG M. BORJA



MAYORS' COUNCIL OF GUAM
GOVERNMENT OF GUAM
AGANA, GUAM 96910

OCT 27 1989

Senator Ted S. Nelson
Chairman, Committee on General
Governmental Operations
Twentieth Guam Legislature
P.O. Box CB-1
Agana, Guam 96910

Dear Senator Nelson:

The earmarking of Twenty-Five Percent (25%) of Real Estate Property Taxes reverting to the respective municipalities for improvements is a logical step in equitable distribution of benefits.

The people in these villages would be pleased to see that their monies are coming back to them in terms of improvement programs.

Therefore, we, the Mayors' Council of Guam, hereby are in full support of the passage of Legislative Bill No. 305, "An act to add a new Chapter XII to Title XX of the Government Code of Guam relative to establishing a District Improvement Fund".

Attached is a list of signatures of the Mayors' Council of Guam.

Respectfully,

Tito A. Mantanona
TITO A. MANTANONA
President, Acting
Mayors' Council of Guam

MDC-S/TAM:jlgm

Attachment

cc: All Mayors/Vice Mayors
Mayors' Council Office (Central)

REFERENCE - IN SUPPORT OF LEGISLATIVE BILL NO. 305, "DISTRICT IMPROVEMENT FUND".

MAYORS

AGANA
FELIX F. UNGACTA

Felix F. Ungacta

AGANA HEIGHTS
FRANK M. PORTUSACH

AGAT
ANTONIO C. BABAUTA

Antonio C. Babauta

ASAN-MAINA
VICENTE L. SAN NICOLAS

Vicente L. San Nicolas

BARRICADA
RAYMOND S. LAGUANA

Raymond S. Laguna

CHALAN PAGO-ORDOT
VICENTE S. SAN NICOLAS

Vicente S. San Nicolas

DEDEDO
JOSE A. RIVERA

Jose A. Rivera

INARAJAN
JUAN C. CRUZ

MANGILAO
NONITO C. BLAS

MERIZO
IGNACIO S. CRUZ

VICE MAYORS

John A. Quidachay
AGAT
JOHN A. QUIDACHAY

BARRIGADA
JESSIE B. PALICAN

Jessie B. Palican

DEDEDO
DORIS P. FERREIRA

MONGMONG-TOTO-MAITE
ANTONIO D. MATERNE

Antonio D. Materne

PITI
ISABEL S. HAGGARD

Isabel S. Haggard

SANTA RITA
GREGORIO M. BORJA

Gregorio M. Borja

SINAJANA
FRANCISCO N. LIZAMA

Francisco N. Lizama

TALOFOFO
TITO A. MANTANONA

Tito A. Mantanona

TAMUNING
ALEREDO C. DUNGCA

Aleredo C. Dungca

UMATAC
ALBERT T. TOPASNA

Albert T. Topasna

YIGO
JOHN F. BLAS

John F. Blas

ZONA
VICENTE C. BERNARDO

Vicente C. Bernardo

Vicente C. Bernardo

Vicente C. Bernardo

Vicente C. Bernardo

SINAJANA
DANIEL E. SABLAN

Daniel E. Sablan

TAMUNING
TERESITA C. BORJA

Teresita C. Borja

CHIEF EXECUTIVE OFFICER (ACTING)
MARY D. CRUZ-SABLAN



BUREAU OF BUDGET & MANAGEMENT RESEARCH
OFFICE OF THE GOVERNOR, Post Office Box 2950, Agana, Guam 96910



MICHAEL J. REIDY
Director

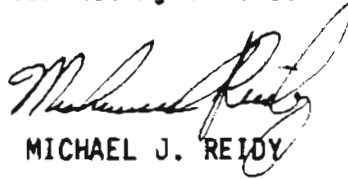
OCT 27 1989

Senator Ted S. Nelson
Chairperson
Committee on General Governmental Operations
Twentieth Guam Legislature
Post Office Box CB-1
Agana, Guam 96910

Dear Senator Nelson:

Transmitted herewith are Fiscal Notes on the following Bill Nos. 161, 935
639 & 669 and 305.

Should I be of any assistance, please contact my office.


MICHAEL J. REIDY

Enclosures

“Na chilong i minalagota yan i guinahata”

Bill No. 305 Date Received Oct. 25, 1989
 Amendatory Bill Yes No Date Reviewed Oct. 25, 1989
 Department/Agency Affected: Mayor's Council
 Department/Agency Head: Enrique S.M. Aflague
 Total Fiscal Year Appropriation: \$2,162,853
 Bill Title (concise): AN ACT TO ADD A NEW CHAPTER XII TO TITLE XX OF THE GOVERNMENT CODE
OF GUAM RELATIVE TO ESTABLISHING A DISTRICT IMPROVEMENT FUND.

Change in Law: An Act to add a new Chapter XII to Title XX of the Government Code.

Bill Attempts to: Bill is for:
 Increase Program Funding Operations
 Decrease Program Funding Capital Improvement - District Improvement Fund.
 Reallocate Present Program Funding Other

FINANCIAL/PROGRAM IMPACT

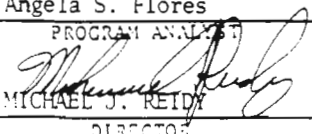
PROGRAM CATEGORIES	Minimum Estimated Required Funds (For Five Years)		
	GENERAL FUND	FEDERAL	OTHER
Community Service	(See Comments)		
GRAND TOTAL			

ESTIMATED MULTI-YEAR FUND REQUIREMENTS

SOURCES	1st	2nd	3rd	4th	5th
General Fund		(See Comments)			
Federal Fund					
Other Fund					
GRAND TOTAL					

ESTIMATED MULTI-YEAR REALIZED REVENUES

SOURCES	1st	2nd	3rd	4th	5th
General Fund		(See Comments)			
Federal Fund					
Other Fund					
GRAND TOTAL					

Dr. Angela S. Flores
 Angela S. Flores
 PROGRAM ANALYST
 Date Review Terminated: Oct. 26, 1989

 MICHAEL J. REIDY
 DIRECTOR

COMMENTS:

COMMENTS ON BILL NO. 305

Bill No. 305 is an Act to add a new Chapter XII to Title XX of the Government Code of Guam relative to establishing a District Improvement Fund.

If enacted there will be established the District Improvement Fund. Revenues for the District Improvement Fund shall be from taxes collected from Real Estate Property Tax pursuant to Title XX of the Government Code. The fund shall include subaccounts for each of the districts, 25% of the revenue collected from each district will be deposited into the separate subaccounts to be appropriated at the request of the Municipal Planning Council within each district. The Council will have exclusive control over usage of funds. The Legislature and the Director of Administration are enjoined from appropriating or expending any amounts of the Fund.

Based on the current FY1990 Executive Budget, projected revenues from Real Property Tax total \$8,065,615 and due to the fact that revenue collection from each district varies, it cannot be determined at this time what represents 25% from each district. However, 25% of \$8,065,615 is \$2,016,403 which means \$2.0 will not be available for appropriations for general governmental operations (based of FY 90 estimate) should this Bill be enacted.

Enactment of the proposed bill will entail a fiscal impact on the General Fund by earmarking 25% of Real Estate Property Tax collection from each district collection to be deposited into the District Improvement Fund. Currently, each district has a minimum annual funding of \$115,000 from both the Community Development Fund and Municipal Planning Council, not including special appropriations made on a continuing basis.

MICHAEL J. REIDY

0486A/47



MAYORS' COUNCIL OF GUAM
GOVERNMENT OF GUAM
AGANA, GUAM

DEC 19 1989

Senator Ted S. Nelson
Chairman, Committee on General
Governmental Operations
P.O. Box CB-1
Agana, Guam 96910

Dear Senator Nelson:

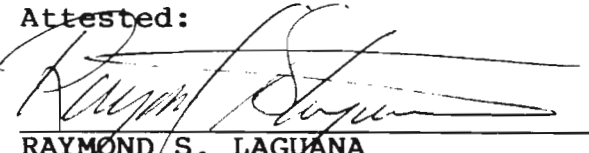
Reference to Legislative Bill No. 305 - "District Improvement Fund", transmitted herewith is the Mayors' Council of Guam minutes dated December 6, 1989 approving the distribution as indicated.

If you should need further information, please advise.

Respectfully,

Isabel S. Haggard
ISABEL S. HAGGARD
Secretary
Mayors' Council of Guam

Attested:


RAYMOND S. LAGUANA
President
Mayors' Council of Guam

cc: Speaker J.T. San Agustin
Twentieth Guam Legislature

MAYORS' COUNCIL OF GUAM
REGULAR MONTHLY MEETING
December 6, 1989

The regular monthly meeting of the Mayors' Council of Guam was called to order at 10:20 a.m. by President Raymond S. Laguana. The President then asked the Secretary to call roll of members. Present were:

Ungacta, Felix F.	Agana
Portusach, Frank M.	Agana Heights
Babauta, Antonio C.	Agat
San Nicolas, Vicente L.	Asan/Maina
Palican, Jessie B.	Barrigada
San Nicolas, Vicente S.	Ordot/Chalan Pago
Rivera, Jose A.	Dededo
Ferreira, Doris P.	Dededo
Cruz, Juan C.	Inarajan
Blas, Nonito "Nito" C.	Mangilao
Cruz, Ignacio "Buck" S.	Merizo
Materne, Antonio D.	Mongmong/Toto/Maite
Borja, Gregorio M.	Santa Rita
Lizama Francisco N.	Sinajana
Sablan, Daniel E.	Sinajana
Mantanona, Tito A.	Talofof
Borja, Teresita C.	Tamuning
Topasna, Albert T.	Umatac
Blas, John F.	Yigo
Bernardo, Vicente C.	Yona

Also present was Ms. Mary D. Cruz-Sablan, Acting Chief Executive Officer.

Absent members were: John A. Quidachay (off-island) and Alfredo C. Dungca.

There were twenty-two (22) members present, therefore constituting a quorum.

Secretary's Report: The Secretary noted to the members that a copy of the last regular monthly minutes of November 1st had been disseminated in the last two weeks to give each member enough time to read the minutes. A motion was made by Mayor Bernardo to approve the minutes, as written. Motion was seconded by Mayor Nito Blas and unanimously approved by all the members present.

Legislative Bill No. 305 - District Improvement Fund: Legislative Chairman, Greg Borja was asked by the President to lead the discussion on Bill No. 305. Chairman Borja began by stating that the voting on the distribution of funds, per district, was suspended at the last meeting due to lack of a quorum. Just to refresh the members on Bill 305, the Chairman summarized the request for a distribution breakdown on 25% real property revenues collected annually. The distribution breakdown was necessary because of the inadequacies in the tax assessment roll in that some districts were omitted by the Department of Revenue and Tax.

The following amendments were recommended by the Legislative Committee:

1. Delete 'schools' - the Department of Education should be responsible for the maintenance of school facilities and grounds.
2. The Municipal Planning Council also may use money in the district improvement fund to purchase equipment and supplies for the general use of the Mayor's office in the performance of capital improvement projects, repairs and maintenance pursuant to this section.
3. Section 19954. Deposits. The Director of Administration shall deposit \$1,800,000.00 (\$1.8M) of the revenue collected annually in the separate subaccounts of this Fund, in the following amounts:

Dededo	\$105,000.00	Agana Heights	\$90,000.00
Tamuning-Tumon	\$105,000.00	Agana	\$90,000.00
Barrigada	\$105,000.00	Chalan Pago/Ordot	\$90,000.00
Yigo	\$105,000.00	Piti	\$90,000.00
Mangilao	\$105,000.00	Inarajan	\$90,000.00
Agat	\$105,000.00	Talofofo	\$90,000.00
Mongmong-Toto-Maite	\$ 90,000.00	Asan-Maina	\$90,000.00
Sinajana	\$ 90,000.00	Merizo	\$90,000.00
Santa Rita	\$ 90,000.00	Umatac	\$90,000.00
Yona	\$ 90,000.00		

Chairman Borja added that the reason for adding the statement noted in item number two above, is to ensure that performance in the tasks outlined in Bill #305 is carried out. Chairman Borja also noted that the amounts of funding will vary from year to year because of the instability of tax revenues collected.

DISCUSSION:

Mayor Bernardo: Agrees with deleting 'schools' and made a motion to remove 'schools' from the language in Bill 305. Motion was seconded by Mayor Nito Blas. Discussion on the Motion is as follows:

Mayor Portusach: He has discussed this issue with Governor Ada and requested to the Governor to give the Mayors two additional maintenance workers, and in return for additional personnel, will assist the schools in maintaining their grounds.

Mayor Ungacta (Chairman - Education committee): At a recent Board of Education meeting, he had raised the issue of maintenance support by Mayors to the schools and was told by the Board Chairman that they do not want the Mayors' to provide maintenance support to the schools.

Mayor Babauta: 'Schools' should be kept in the language of Bill 305 to give flexibility to Mayors' to perform or not to perform maintenance work at schools.

Mayor Ungacta: The Board of Education resents the mandated law (Bill 305) to include schools.

President Laguana: Barrigada has a program where five boys (students) are maintaining the grounds of Carbullido Elementary School, however they require \$12,000 for contract. Mayors' are given an option to work with schools, but to be very cautious.

Mayor Rivera: Feels that identification and definition is needed as to what responsibility Mayors' have in assisting schools in Bill 305.

Mayor B. Cruz: Mayors' should use own discretion in helping schools when asked, but not to be included in Bill 305.

Mayor Bernardo: A vote should be taken to delete schools from the Bill.

Mayor Topasna: Suggested to wait (suspend motion) until further discussion is made with the Department of Education Officials.

Mayor Portusach: Reiterated previous statement.

Mayor Borja: Recommends that the Department of Education use the Department of Corrections inmates.

Mayor Rivera: Introduced a motion to discuss item by item in section (b) of Bill 305 to understand where Mayors' are given own discretion. Motion was seconded by Mayor Bernardo.

Discussion on Motion:

President Laguana: The most important item to vote upon now is the amounts per district distribution.

Mayor B. Cruz: Recommended that all other items listed under section (b).

Mayor Babauta: Recommended that the language in Bill 305, Section (b) be kept as written in order to justify the amounts given to each district and also to allow flexibility for Mayors'.

Vice President Mantanona: Recommended that the language be amended to allow for flexibility.

Mayor Borja: Noted that word for word in Bill 305 originated from Public Law 14-27 (items listed). Further that under section 19951, Mayors' can ask for additional funds through a special appropriation from the Legislature.

Mayor Rivera: Clarification of items needed to determine what is Mayor's responsibilities, i.e. fire hydrants, roads, sidewalks, etc.

Mayor Lizama: Streetlights, fire hydrants etc., are not to be included in capital improvement projects.

Mayor Babauta: Discretion on repair of items should be left up to the Mayors'.

President Laguana: "District Funds" - discuss exact amount needed per district and agree with Committee recommendations. Let the Senators justify use of funds.

Vice-Mayor Palican: If Bill 305 is passed, it would greatly give each district a greater amount of funds to address community needs. There is need to fully understand the intent of Bill 305, so as to clearly define the use of funds, as opposed to services limited by agencies.

Mayor Borja: Advantage of Bill 305 is funds can be carried over to the next fiscal year. CLARIFICATION: A public hearing has been conducted on Bill 305, therefore no further hearing is necessary. The Legislature is only waiting for the fund distribution. Further that Senator Nelson is requesting for signatures from all the Mayors.

Mayor Lizama: Feels that signatures are not necessary.

Mayor Rivera: Withdraw his motion to discuss item by item in Bill.

* At this time voting took place on the motion by Mayor Bernardo and seconded by Mayor N. Blas to delete 'schools' from Bill 305, section (b). Voting on this motion is as follows:

Ungacta, Felix	Agana	Yes
Portusach, Frank	Agana Heights	Yes
Babauta, Antonio	Agat	No
San Nicolas, Vicente L.	Asan/Maina	Yes
Laguana, Raymond	Barrigada	Abstain
Palican, Jessie	Barrigada	No
San Nicolas, Vicente S.	Ordot/Chalan Pago	Yes
Rivera, Jose	Dededo	Yes
Ferreira, Doris	Dededo	Yes
Cruz, Juan	Inarajan	Yes
Blas, Nonito "Nito"	Mangilao	No
Cruz, Ignacio "Buck"	Merizo	Yes
Materne, Antonio	Mongmong/Toto/Maite	Abstain
Haggard, Isabel	Piti	Yes
Borja, Gregorio	Santa Rita	Yes
Lizama, Francisco	Sinajana	Yes
Mantanona, Tito	Talofof	Yes
Borja, Teresita	Tamuning	Abstain
Topasna, Albert	Umatac	No
Bernardo, Vicente	Yona	Yes

* Voting results: Thirteen (13) YES Four (4) NO Three (3) ABSTAIN
As a result of Yes votes, deletion was unanimously passed and approved.
At the request of the President the Secretary called roll for the vote on the distribution of funds per district, as recommended by the Legislative Committee: Votes are as follows:

Ungacta, Felix	Agana	Yes
Portusach, Frank	Agana Heights	Yes
Babauta, Antonio	Agat	Yes
San Nicolas, Vicente L.	Asan/Maina	Yes
Laguana, Raymond	Barrigada	Yes
Palican, Jessie	Barrigada	Yes
San Nicolas, Vicente S.	Ordot/Chalan Pago	Yes
Rivera, Jose	Dededo	Yes
Ferreira, Doris	Dededo	Yes
Cruz, Juan	Inarajan	Yes
Blas, Nonito "Nito"	Mangilao	Yes

Voting on distribution of funds per district (Bill 305) - Cont'd.

Cruz, Ignacio "Buck"	Merizo	Yes
Materne, Antonio	Mongmong/Toto/Maite	Yes
Haggard, Isabel	Piti	Yes
Borja, Gregorio	Santa Rita	Yes
Lizama, Francisco	Sinajana	Yes
Sablan, Daniel	Sinajana	Yes
Mantanona, Tito	Talofofu	Yes
Borja, Teresita	Tamuning	Yes
Topasna, Albert	Umatac	No
Bernardo, Vicente	Yona	Yes

Results of votes: Twenty (20) YES One (1) NO
Being that there were twenty (20) yes votes, the distribution of funds per district, as written, was unanimously passed and approved by all the members present.

OLD BUSINESS:

Flooding Problems: Mayor Babauta, Chairman, Public Works Committee, reported that the funding for the flooding is still intact, however the law should be amended to allow unexpended or leftover funds of one project to be transferred to another project that requires more funding.

Mayor Borja: Since Public Works submits the cost estimates for the projects in the districts, it is their responsibility to insure that enough money is allocated. It is not the Mayors' fault if there is insufficient funds.

Mayor Babauta: Recommends to the Bureau of Budget that only nineteen accounts should be set up, one for each district. Public Works and BBMR are working in trying to allow for flexibility of funds per project (transferable funds).

Mayor Portusach: Complained about inadequate services by the Department of Public Works, and also frequent equipment breakdowns.

Mayor Materne: Asked if the \$1.8M appropriation is from previous estimates of projects by Public Works.

Mayor Babauta: Public Works will secure private contractors to address projects. The \$1.8M is a continuity of the \$250,000.00 to complete the immediate needs.

Mayor Materne: Asked if a reimbursement of \$3,000.00 to his MPC can be made?

Mayor Babauta: Recommended that Mayor Materne contact Public Works for reimbursement.

Mayor Bernardo: Public Works is very inconsistent of project completion per district.

Mayor Lizama: Requested that the Public Works officials be invited back to the Council to meet with the Mayors' for further discussion.

Mayor Babauta: Will entertain Mayor Lizama's request.

Before Mayor Babauta reported on the status of Junk Collection, he announced the Governor's notice of the "National Drunk and Drugged Driving Awareness Week, December 10-16, 1989".

Junk Collection: Reported that the junk car collection program will begin in Yigo and work down to the central and southern parts of the island. More equipment will be arriving to speed up the collection. As for the time of initiation of the program, a schedule will be forthcoming to all the members once it is made available by Public Works and the private contractor.

Mayor B. Cruz: What about junk collection prior to a village fiesta?

Mayor Babauta: Assured Mayor Cruz that Public Works will collect prior to a fiesta.

Vice Mayor Palican: Will the collection include metallic waste? To which Mayor Babauta answered, yes.

The President, at this time, asked the Council's support in the Commonwealth Act.

Mayor Lizama/Representative, Commission on Self-Determination: Announced that a Public Hearing on the Commonwealth Act will be held in Hawaii on December 11 and 12 and further asked the council members to sign the prepared Guam Mayors' Council Resolution that will be submitted to the Congressional Committee. Mayor Lizama motioned that all members sign the Resolution, as written, to be submitted to the Congressional Committee in Hawaii, and seconded by Mayor Haggard. Voting was unanimous, and motioned was passed and approved.

Mayor V.L. San Nicolas/Housing and Development Committee: Mayor San Nicolas passed out, to all the members, a report from Mr. Paul E. Daugherty, Special Projects Coordinator for the Guam Housing and Urban Renewal Authority. The report was on the Elderly Housing Project, General Information, which was self-explanatory.

Vice President Mantanona: Noted that the completion dates stated in the report is not a realistic date. There is a burden on the contractors, mainly because of the many problems with the incompleting units. Also that sometimes there are only two laborers per project.

NEW BUSINESS:

Nomination of Election Committee (1990 Election of Officers): The President announced the committee members and they are Mayors' Lizama, Haggard, Vice Mayors' Borja and Ferreira. The chairman of the Committee is Mayor Lizama.

Mayor Lizama: Since he has been appointed Chairman of the Election Committee, he is requesting that all candidates must submit their intent to run for any of the offices at least one week prior to the election.

Christmas Party: The President appointed Mayor Albert Topasna to Chair the committee for the party with other appointed members: Mayors Tony Materne, Ben S. San Nicolas and Becky Haggard.

On the subject of off-island travel, the President informed the members that the Attorney General's office has authorized the use of MPC funds for travel to Hawaii to attend the Commonwealth hearing. Any Mayor that desires to attend may do so using the MPC funds, with the approval of MPC council.

Beautification Task Force: Mayor John Blas, Secretary for the Task Force announced that January 15, 1990 is the deadline for submission of the beautification projects per district. Guidelines will be given to each district in which to follow.

Mayor Borja: Reminded the members that the Beautification Bill calls for local plants only.

President Laguana: Encouraged all the members to read P.L. 20-92 to be more informed. the Law is very specific. (Law pertains to \$15,000.00 appropriated to each district for road repairs).

Parks and Recreation Committee/Mayor John Blas: The plans for the toilet facilities (repairs) have been completed. Also that bids for the northern section is in the process.

Mayor Lizama: Announced that the Christmas Party for the Council will be on December 21, 1989 at 4:00 p.m.

Mayor Lizama: Recommended a code of ethics for Mayors.

Due to the late arrival of the Treasurer (Mayor D. Sablan), his Treasurer's Report was passed out at the tail end of the meeting. A motion by Mayor Tito Mantanona was made to approve the Treasurer's Report as written and seconded by Vice-Mayor Ferreira. No Discussion on the motion was desired, therefore unanimously passed and approved.

The President moved to adjourn the meeting and was seconded by Mayor Haggard. The regular monthly meeting of the Mayors' Council of Guam was adjourned at 12:00 p.m.

Respectfully submitted,


ISABEL S. HAGGARD
Secretary



OFFICE OF THE MAYOR
Santa Rita-Sumay District

P.O. BOX 786 AGANA, GUAM 96910



GREG M. BORJA
MAYOR

November 14, 1989

Telephone: 565-2514

MEMORANDUM

From: Chairman, Finance and Legislative Committee
To : President, Mayor's Council of Guam
Subj: Proposed amendments to Bill No. 305; report of

1. The Committee met at 10 A.M. on Monday, November 13, 1989 at the Mayor's Conference Room to discuss and review the proposed legislation, relative to establishing a District Improvement Fund.

The Committee supports the intent of Bill No. 305 and recommend the following amendments:

Section 19950. Definitions.

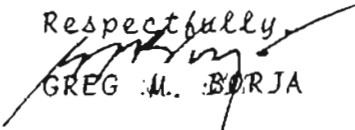
(b) 'Improvement' shall include, but not limited to, capital improvement projects, i.e. roads, sidewalks, [school], parks, etc.; services, i.e., streetlights, fire hydrants, etc.; and other beautification projects, i.e., trees, etc. THE MUNICIPAL PLANNING COUNCIL ALSO MAY USE MONEY IN THE DISTRICT IMPROVEMENT FUND TO PURCHASE EQUIPMENT AND SUPPLIES FOR THE GENERAL USE OF THE MAYOR'S OFFICE IN THE PERFORMANCE OF CAPITAL IMPROVEMENT PROJECTS, REPAIRS AND MAINTENANCE PURSUANT TO THIS SECTION.

Section 19954. Deposits. The Director of Administration shall deposit \$1,800,000.00 (\$1.8M) of the revenue collected annually in the separate subaccounts of this Fund, IN THE FOLLOWING AMOUNTS:

DEDEDO	\$105,000.00	YONA	\$90,000.00
TAMUNING-TUMON	\$105,000.00	AGANA HEIGHTS	\$90,000.00
BARRIGADA	\$105,000.00	AGANA	\$90,000.00
YIGO	\$105,000.00	CHALAN PAGO-ORDOT	\$90,000.00
MANGILAO	\$105,000.00	PITI	\$90,000.00
AGAT	\$105,000.00	INARAJAN	\$90,000.00
MONGMONG-TOTO-MAITE	\$90,000.00	TALOFORO	\$90,000.00
SINAJANA	\$90,000.00	ASAN-MAINA	\$90,000.00
SANTA RITA	\$90,000.00	MERIZO	\$90,000.00
		UMATAC	\$90,000.00

2. Members present at the meeting were: Mayor Frank Lizama; Mayor Frank Portusach; Mayor Tito Mantanona and myself.

Respectfully,


GREG M. BORJA

MAYORS' COUNCIL OF GUAM
VOTE STATUS

DATE: 12/5/89

SUBJECT: Distribution of money^{Per district} for Bill 305 as recommended by Legislative Committee.

NAME	MUNICIPALITY	YES	NO	ABSTAIN	ABSENT
Ungacta, Felix F.	Agana	✓			
Portusach, Frank M.	Agana Heights	✓			
Babauta, Antonio C.	Agat	✓			
Quidechay, John A.	Agat				
San Nicolas, Vicente L.	Asan/Maina	✓			
Laguana, Raymond S.	Barrigada	✓			
Palican, Jessie B.	Barrigada	✓			
San Nicolas, Vicente S.	Ordot/Chalan Pago	✓			
Rivera, Jose A.	Dededo	✓			
Ferreira, Doris P.	Dededo	✓			
Cruz, Juan C.	Inarajan	✓			
Blas, Nonito "Nito" C.	Mangilao	✓			
Cruz, Ignacio "Buck" S.	Merizo	✓			
Materne, Antonio D.	Mongmong/Toto/Maite	✓			
Haggard, Isabel "Becky" S.	Piti	✓			
Borja, Gregorio M.	Santa Rita	✓			
Lizama, Francisco N.	Sinajana	✓			
Sablan, Daniel E.	Sinajana	✓			
Mantanona, Tito A.	Talofoto	✓			
Dungca, Alfredo C.	Tamuning				
Borja, Teresita C.	Tamuning	✓			
Topasna, Albert T.	Umatac		✓		
Blas, John F.	Yigo				
Bernardo, Vicente C.	Yona	✓			
Aflague, Enrique S.M.	Chief Executive Officer				

20

REMARKS: _____

ISABEL S. HAGGARD
 Secretary

MAYORS' COUNCIL OF GUAM
VOTE STATUS

DATE: 12/5/89

SUBJECT: ~~the~~ motion to delete "schools" from Bill
305

NAME	MUNICIPALITY	YES	NO	ABSTAIN	ABSENT
Ungacta, Felix F.	Agana	✓			
Portusach, Frank M.	Agana Heights	✓			
Babauta, Antonio C.	Agat		✓		
Quidachay, John A.	Agat				
San Nicolas, Vicente L.	Asan/Maina	✓			
Laguana, Raymond S.	Barrigada			✓	
Palican, Jessie B.	Barrigada		✓		
San Nicolas, Vicente S.	Ordot/Chalan Pago	✓			
Rivera, Jose A.	Dededo	✓			
Ferreira, Doris P.	Dededo	✓			
Cruz, Juan C.	Inarajan	✓			
Blas, Nonito "Nito" C.	Mangilao		✓		
Cruz, Ignacio "Buck" S.	Merizo	✓			
Materne, Antonio D.	Mongmong/Toto/Maite			✓	
Haggard, Isabel "Becky" S.	Piti	✓			
Borja, Gregorio M.	Santa Rita	✓			
Lizama, Francisco N.	Sinajana	✓			
Sablan, Daniel E.	Sinajana				✓ 10:55
Mantanona, Tito A.	Talofoto	✓			
Dungca, Alfredo C.	Tamuning				
Borja, Teresita C.	Tamuning			✓	
Topasna, Albert T.	Umatac		✓		
Blas, John F.	Yigo				
Bernardo, Vicente C.	Yona	✓			
Aflague, Enrique S.M.	Chief Executive Officer				

13 4 3

REMARKS: _____

ISABEL S. HAGGARD
 Secretary



Committee on General Governmental Operations

Twentieth Guam Legislature

TED S. NELSON Chairman

October 25 1989

MEMBER

Committee on Rules

Committee on Economic Development

Committee on Energy, Utilities
& Consumer Protection

Committee on Federal, Foreign
& Legal Affairs

Committee on Health,
Welfare & Ecology

Committee on Housing and
Community Development

Committee on Judiciary
& Criminal Justice

Committee on Ways
and Means

Committee on Youth,
Senior Citizens,
Cultural Affairs &
Human Development

COMMITTEE ON GENERAL GOVERNMENTAL OPERATIONS

Members

Hermana D. Dieking
Vice-Chairperson

Elizabeth P. Arnoia

J. George Bamba

Madeleine Z. Bordaio

Edward R. Duenas

Carl T. C. Gutierrez

Pilar C. Lujan

Gordon Mailhoux

Don Parkinson

Edward D. Reyes

Frank R. Santos

Tommy V. C. Tanaka

Ex-Officio Member

Joe T. San Agustin
Speaker

The Honorable Joseph F. Ada
Governor
Territory of Guam
Agana, Guam

Dear Governor:

The Committee on General Governmental Operations will hold a public hearing on **Friday, October 27, 1989 at 9:00 a.m.** in the **Legislative Session Hall** and invites you and your Cabinet members to attend and to submit testimony (verbal/written) on the following bills:

Bill No. 161 An act to add a new Chapter IV to Title VI of the Government Code relative to the establishment of a Bureau of Women's Affairs within the Office of the Governor.

Bills 639 & 669 An act to amend Subsection (b) of Section 4301 of Title 4 of the Guam Code Annotated to equalize contributions made by retired government employees to government-sponsored health plans, and to create appropriate classifications related thereto.

Bill 936 An act specifying the procedure for candidates representing a political party in running for elective office.

Bill 935 An act to appropriate funds to construct sidewalks along the Santa Monica and Y-Sengsong Roads.

Bill 305 An act to add a new Chapter XII to Title XX of the Government Code of Guam relative to establishing a District Improvement Fund.

We would appreciate receiving your written testimony in sufficient time for the staff to duplicate copies for the Committee members and the public.

We trust that the Administration will join us at this hearing.

Sincerely,

TED S. NELSON

Enclosures

163 Chalan Santo Papa
Agana, Guam 96910

Telephone:
(671) 472-3428/29/30

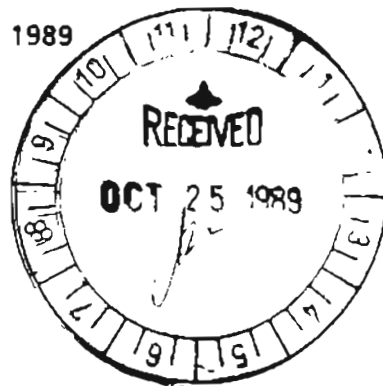


Committee on General Governmental Operations

Twentieth Guam Legislature

TED S. NELSON *Chairman*

October 24, 1989



MEMBER

- Committee on Rules
- Committee on Economic Development
- Committee on Energy, Utilities & Consumer Protection
- Committee on Federal, Foreign & Legal Affairs
- Committee on Health, Welfare & Ecology
- Committee on Housing and Community Development
- Committee on Judiciary & Criminal Justice
- Committee on Ways and Means
- Committee on Youth, Senior Citizens, Cultural Affairs & Human Development

Mayor Raymond S. Laguana
President
Mayor's Council
Agana, Guam

Dear Mayor Laguana:

The Committee on General Governmental Operations will hold a public hearing on **Friday, October 27, 1989** at 9:00 a.m. in the **Legislative Session Hall** and invites you to attend and to submit testimony (verbal/written) on the following bills:

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Bills 639 & 669 An act to amend Subsection (b) of Section 4301 of Title 4 of the Guam Code Annotated to equalize contributions made by retired government employees to government-sponsored health plans, and to create appropriate classifications related thereto.

Bill 936 An act specifying the procedure for candidates representing a political party in running for elective office.

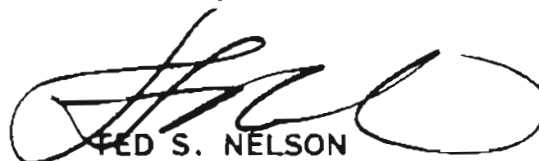
Bill 935 An act to appropriate funds to construct sidewalks along the Santa Monica and Y-Sengsong Roads.

Bill 305 An act to add a new Chapter XII to Title XX of the Government Code of Guam relative to establishing a District Improvement Fund.

We would appreciate receiving your written testimony in sufficient time for the staff to duplicate copies for the Committee members and the public.

We trust that you and members of the Counsel will join us at this hearing.

Sincerely,



TED S. NELSON

Enclosures

**COMMITTEE ON GENERAL
GOVERNMENTAL OPERATIONS**

Members

Hermnia D. Dierking
Vice-Chairperson

Elizabeth P. Arriola

J. George Sampa

Madeleine Z. Bordallo

Edward R. Duenas

Carl T. C. Gutierrez

Pitar C. Lujan

Gordon Mailoux

Don Parkinson

Edward O. Reyes

Frank R. Santos

Tommy V. C. Tanaka

Ex-Officio Member

Joe T. San Agustin
Speaker

163 Chalan Santo Papa
Agana, Guam 96910

Telephone:
(671) 472-3428/2930



Committee on General Governmental Operations

Twentieth Guam Legislature

TED S. NELSON *Chairman*

October 24, 1989



MEMBER

Committee on Rules

Committee on Economic Development

Committee on Energy, Utilities
& Consumer Protection

Committee on Federal, Foreign
& Legal Affairs

Committee on Health,
Welfare & Ecology

Committee on Housing and
Community Development

Committee on Judiciary
& Criminal Justice

Committee on Ways
and Means

Committee on Youth,
Senior Citizens,
Cultural Affairs &
Human Development

Mr. Michael J. Reidy
Director
Bureau of Budget & Management Research
Adelup Complex
Anigua, Guam

Dear Mr. Reidy:

The Committee on General Governmental Operations will hold a public hearing on **Friday, October 27, 1989** at **9:00 a.m.** in the **Legislative Session Hall** and invites you to attend and to submit testimony (verbal/written) on the following bills:

Bill No. 161 An act to add a new Chapter IV to Title VI of the Government Code relative to the establishment of a Bureau of Women's Affairs within the Office of the Governor.

Bills 639 & 669 An act to amend Subsection (b) of Section 4301 of Title 4 of the Guam Code Annotated to equalize contributions made by retired government employees to government-sponsored health plans, and to create appropriate classifications related thereto.

Bill 935 An act to appropriate funds to construct sidewalks along the Santa Monica and Y-Sengsong Roads.

Bill 305 An act to add a new Chapter XII to Title XX of the Government Code of Guam relative to establishing a District Improvement Fund.

We would appreciate receiving your written testimony in sufficient time for the staff to duplicate copies for the Committee members and the public.

We trust that you will join us at this hearing.

Sincerely,



TED S. NELSON

Enclosures

COMMITTEE ON GENERAL GOVERNMENTAL OPERATIONS

Members

Hermnia D. Dieking
Vice-Chairperson

Elizabeth P. Arnold

J. George Bamba

Madelene Z. Borsallo

Edward A. Duenas

Carl T. C. Gutierrez

Pilar C. Lujan

Gordon Malfoux

Don Parkinson

Edward D. Reyes

Frank A. Santos

Tommy V. C. Tanaka

Ex-Officio Member

Joe T. San Agustin
Speaker

163 Chalan Santo Papa
Agana, Guam 96910

Telephone:
(671) 472-3428/29/30



Committee on General Governmental Operations

Twentieth Guam Legislature

TED S. NELSON *Chairman*

October 24, 1989

MEMBER

- Committee on Rules
- Committee on Economic Development
- Committee on Energy, Utilities & Consumer Protection
- Committee on Federal, Foreign & Legal Affairs
- Committee on Health, Welfare & Ecology
- Committee on Housing and Community Development
- Committee on Judiciary & Criminal Justice
- Committee on Ways and Means
- Committee on Youth, Senior Citizens, Cultural Affairs & Human Development

RECEIVED

OCT 25 1989

N.S. 2114
ATTORNEY GENERAL'S OFFICE

Mrs. Elizabeth Barrett-Anderson
Attorney General
Department of Law
7th Floor, PDN Building
Agana, Guam

Dear Attorney Anderson:

The Committee on General Governmental Operations will hold a public hearing on **Friday, October 27, 1989** at 9:00 a.m. in the **Legislative Session Hall** and invites you to attend and to submit testimony (verbal/written) on the following bills:

Bill No. 161 An act to add a new Chapter IV to Title VI of the Government Code relative to the establishment of a Bureau of Women's Affairs within the Office of the Governor.

Bills 639 & 669 An act to amend Subsection (b) of Section 4301 of Title 4 of the Guam Code Annotated to equalize contributions made by retired government employees to government-sponsored health plans, and to create appropriate classifications related thereto.

Bill 936 An act specifying the procedure for candidates representing a political party in running for elective office.

Bill 935 An act to appropriate funds to construct sidewalks along the Santa Monica and Y-Sengsong Roads.

Bill 305 An act to add a new Chapter XII to Title XX of the Government Code of Guam relative to establishing a District Improvement Fund.

We would appreciate receiving your written testimony in sufficient time for the staff to duplicate copies for the Committee members and the public.

We trust that you will join us at this hearing.

Sincerely,

TED S. NELSON

COMMITTEE ON GENERAL GOVERNMENTAL OPERATIONS

Members

- Hermnia D. Dienking
Vice-Chairperson
- Elizabeth P. Arnola
- J. George Barba
- Madeleine Z. Bordallo
- Edward R. Duenas
- Carl T. C. Gutierrez
- Pilar C. Lujan
- Gordon Matloux
- Don Parkinson
- Edward D. Reyes
- Frank R. Santos
- Tommy V. C. Tanaka

Ex-Officio Member

Joe T. San Agustin
Speaker

Enclosures

163 Chalan Santo Papa
Agana, Guam 96910

Telephone:
(871) 472-3423/29/30



Committee on General Governmental Operations

Twentieth Guam Legislature

TED S. NELSON *Chairman*

MEMBER

Committee on Rules

Committee on Economic Development

Committee on Energy, Utilities
& Consumer Protection

Committee on Federal, Foreign
& Legal Affairs

Committee on Health,
Welfare & Ecology

Committee on Housing and
Community Development

Committee on Judiciary
& Criminal Justice

Committee on Ways
and Means

Committee on Youth,
Senior Citizens,
Cultural Affairs &
Human Development

October 25, 1989

9:50 a.m.

RECEIVED
OCT 25 1989
DEPARTMENT OF
PUBLIC WORKS

Mr. Benigno M. Palomo
Director
Department of Public Works
Tamuning, Guam

Dear Mr. Palomo:

The Committee on General Governmental Operations will hold a public hearing on **Friday, October 27, 1989** at **9:00 a.m.** in the **Legislative Session Hall** and invites you to attend and to submit testimony (verbal/written) on the following bills:

COMMITTEE ON GENERAL GOVERNMENTAL OPERATIONS

Members

Herminda D. Dierking
Vice-Chairperson

Elizabeth P. Arnold

J. George Bamba

Madeline Z. Bordalo

Edward R. Duenas

Carl T. C. Gutierrez

Pilar C. Lujan

Gordon Malfoux

Don Parkinson

Edward D. Reyes

Frank R. Santos

Tommy V. C. Tanaka

Bill 935 An act to appropriate funds to construct sidewalks along the Santa Monica and Y-Sengsong Roads.

Bill 305 An act to add a new Chapter XII to Title XX of the Government Code of Guam relative to establishing a District Improvement Fund.

We would appreciate receiving your written testimony in sufficient time for the staff to duplicate copies for the Committee members and the public.

We trust that you will join us at this hearing.

Sincerely,

TED S. NELSON

Enclosures

Ex-Office Member

Joe T. San Agustin
Speaker

163 Chalan Santo Papa
Agana, Guam 96910

Telephone:
(671) 472-3428/29/30



Committee on General Governmental Operations

Twentieth Guam Legislature

TED S. NELSON *Chairman*

October 27, 1989

MEMBER

- Committee on Rules
- Committee on Economic Development
- Committee on Energy, Utilities & Consumer Protection
- Committee on Federal, Foreign & Legal Affairs
- Committee on Health, Welfare & Ecology
- Committee on Housing and Community Development
- Committee on Judiciary & Criminal Justice
- Committee on Ways and Means
- Committee on Youth, Senior Citizens, Cultural Affairs & Human Development

COMMITTEE ON GENERAL GOVERNMENTAL OPERATIONS

Members

- Hermilia D. Dierking
Vice-Chairperson
- Elizabeth P. Arnoa
- J. George Barbo
- Madeline Z. Bordallo
- Edward R. Ouenas
- Carl T. C. Guzman
- Pilar C. Lujan
- Gordon Malloux
- Don Parkinson
- Edward D. Reyes
- Frank R. Santos
- Tommy V. C. Tanaka

Ex-Officio Member

- Joe T. San Agustin
Speaker

RECEIVED
OCT 25 1989
GUAM CHAMBER OF COMMERCE

Ms. Eloise Baza
President
Chamber of Commerce
Agana, Guam

Dear Ms. Baza:

The Committee on General Governmental Operations will hold a public hearing on **Friday, October 27, 1989 at 9:00 a.m.** in the **Legislative Session Hall** and invites you and members of the Chamber to attend and to submit testimony (verbal/written) on the following bills:

Bill No. 161 An act to add a new Chapter IV to Title VI of the Government Code relative to the establishment of a Bureau of Women's Affairs within the Office of the Governor.

Bills 639 & 669 An act to amend Subsection (b) of Section 4301 of Title 4 of the Guam Code Annotated to equalize contributions made by retired government employees to government-sponsored health plans, and to create appropriate classifications related thereto.

Bill 936 An act specifying the procedure for candidates representing a political party in running for elective office.

Bill 935 An act to appropriate funds to construct sidewalks along the Santa Monica and Y-Sengsong Roads.

Bill 305 An act to add a new Chapter XII to Title XX of the Government Code of Guam relative to establishing a District Improvement Fund.

We would appreciate receiving your written testimony in sufficient time for the staff to duplicate copies for the Committee members and the public.

We trust that you and members of the Chamber will join us at this hearing.

Sincerely,

TED S. NELSON

Enclosures

163 Chalan Santo Papa
Agana, Guam 96910

Telephone:
(671) 472-2428/2930



Twentieth Guam Legislature

163 Chalan Santo Papa Street
Agana, Guam 96910

October 24, 1989

Memorandum

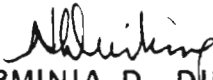
To: Members, Committee on General Governmental Operations
Members, Committee on Ways and Means

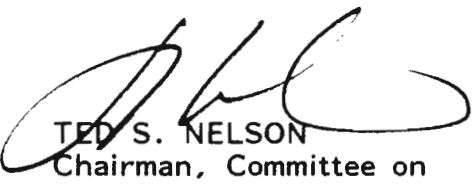
Subject: **Joint Public Hearing - October 27, 1989**

The Committee on General Governmental Operations and the Committee on Ways and Means will hold a joint public hearing on **Friday, October 27, 1989 at 9:00 a.m.** in the **Legislative Session Hall** on the following bills:

- Bill No. 161** An act to add a new Chapter IV to Title VI of the Government Code relative to the establishment of a Bureau of Women's Affairs within the Office of the Governor.
- Bills 639 & 669** An act to amend Subsection (b) of Section 4301 of Title 4 of the Guam Code Annotated to equalize contributions made by retired government employees to government-sponsored health plans, and to create appropriate classifications related thereto.
- Bill 936** An act specifying the procedure for candidates representing a political party in running for elective office.
- Bill 935** An act to appropriate funds to construct sidewalks along the Santa Monica and Y-Sengsong Roads.
- Bill 305** An act to add a new Chapter XII to Title XX of the Government Code of Guam relative to establishing a District Improvement Fund.

Your presence at this hearing will be greatly appreciated.


HERMINIA D. DIERKING
Acting Chairperson
Committee on Ways & Means


TED S. NELSON
Chairman, Committee on
General Governmental Operations

cc: Senators

TWENTIETH GUAM LEGISLATURE

JOINT PUBLIC HEARING
 by
 COMMITTEE ON GENERAL GOVERNMENTAL OPERATIONS
 and
 COMMITTEE ON WAYS AND MEANS

A G E N D A

9:00 a.m., Friday, October 27, 1989
 Legislative Session Hall

- Bill No. 161** An act to add a new Chapter IV to Title VI of the Government Code relative to the establishment of a Bureau of Women's Affairs within the Office of the Governor.

- Bills 639 & 669** An act to amend Subsection (b) of Section 4301 of Title 4 of the Guam Code Annotated to equalize contributions made by retired government employees to government-sponsored health plans, and to create appropriate classifications related thereto.

- Bill 936** An act specifying the procedure for candidates representing a political party in running for elective office.

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- Bill 305** An act to add a new Chapter XII to Title XX of the Government Code of Guam relative to establishing a District Improvement Fund.

TWENTIETH GUAM LEGISLATURE

JOINT PUBLIC HEARING
by
COMMITTEE ON GENERAL GOVERNMENTAL OPERATIONS
and
COMMITTEE ON WAYS AND MEANS

A G E N D A

9:00 a.m., Friday, October 27, 1989
Legislative Session Hall

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- Bill 305** An act to add a new Chapter XII to Title XX of the Government Code of Guam relative to establishing a District Improvement Fund.
-

TWENTIETH GUAM LEGISLATURE
 Joint Public Hearing by
COMMITTEE ON GENERAL GOVERNMENTAL OPERATIONS
 and
COMMITTEE ON WAYS AND MEANS

WITNESS SHEET
 on

Bill No. 305

9:00 a.m., Friday, October 27, 1989, Legislative Session Hall

NAME OF WITNESS (Please print clearly)	AGENCY/DEPT. REPRESENTING (if representing Self, a Firm, etc., please indicate)	STATEMENT (W or O)*	TESTIMONY [Check (✓) if] For or Against
GREG M. BUSTA	MAYOR SANTANITA	✓	✓
FRANK ...	MAYOR ...	✓	✓
HILBERT	✓	✓
JOHN F. BLAS	MAYOR YIGO	✓	✓
John A. ...	Asst. Vice Mayor	✓	✓
F.	✓	✓

* Written or Oral