



*Territory of Guam
Territorio Guam*

OFFICE OF THE GOVERNOR
LESIANAN MAGALAHI
AGANA, GUAM

MAY 29 1992

The Honorable Joe T. San Agustin
Speaker, Twenty-First Guam Legislature
155 Hesler Street
Agana, Guam 96910

RECEIVED
OFFICE OF THE GOVERNOR
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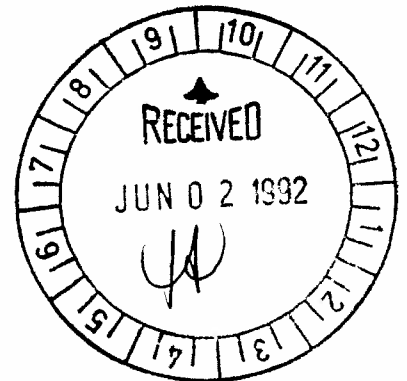
Dear Mr. Speaker:

Transmitted herewith is Bill No. 760, which I have signed into law
this date as Public Law 21-104.

Sincerely yours,

Joseph F. Ada
JOSEPH F. ADA
Governor
21088 b

Attachment




Commonwealth Now!

TWENTY-FIRST GUAM LEGISLATURE
1992 (SECOND) Regular Session


CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This is to certify that Substitute Bill No. 760 (LS), "AN ACT TO ESTABLISH A CHAMORRO SHRINE TO BE CALLED "NÅFTAN MAÑAINA-TA" FOR THE ENTOMBMENT OF ANCESTRAL REMAINS ACCUMULATED BY THE GUAM PUBLIC LIBRARY AND ANY GOVERNMENT OF GUAM AGENCY," was on the 15th day of May, 1992, duly and regularly passed.



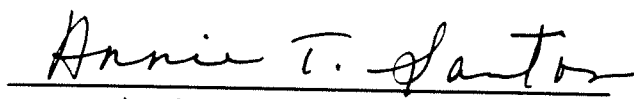
JOE T. SAN AGUSTIN
Speaker

Attested:



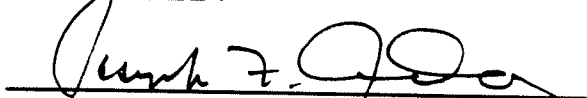
PILAR C. LUJAN
Senator and Legislative Secretary

This Act was received by the Governor this 20th day of MAY, 1992,
at 3:00 o'clock P.M.



Annie T. Santos
Assistant Staff Officer
Governor's Office

APPROVED:



JOSEPH F. ADA
Governor of Guam

Date: MAY 29 1992

Public Law No. 21-104

TWENTY-FIRST GUAM LEGISLATURE
1992 (SECOND) Regular Session

Bill No. 760 (LS)

As substituted by the Committee on
Education and as further substituted
by the Committee on Rules

Introduced by:

M. Z. Bordallo
D. L. G. Shimizu
C. T. C. Gutierrez
M. D. A. Manibusan
E. P. Arriola
J. P. Aguon
H. D. Dierking
P. C. Lujan
G. Mailloux
D. Parkinson
J. T. San Agustin
F. R. Santos
J. G. Bamba
A. C. Blaz
D. F. Brooks
E. R. Dueñas
E. M. Espaldon
M. J. Reidy
M. C. Ruth
T. V. C. Tanaka
A. R. Unpingco

AN ACT TO ESTABLISH A CHAMORRO SHRINE TO
BE CALLED "NÁFTAN MAÑAINA-TA" FOR THE
ENTOMBMENT OF ANCESTRAL REMAINS
ACCUMULATED BY THE GUAM PUBLIC LIBRARY
AND ANY GOVERNMENT OF GUAM AGENCY.

1 **BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:**
2 **Section 1. Legislative intent.** It has been brought to the attention of the

1 Legislature that the Guam Public Library over the years has collected a
2 significant amount of human remains and artifacts from different areas
3 throughout the island. These remains and artifacts have been contributed by
4 local people and businesses that have discovered these valuable objects.
5 Recently, the construction of several large development resorts and golf
6 courses has unearthed valuable human remains which need to be treated with
7 solemnity. If these remains are not reburied in their original sites, they are at
8 times given to the Guam Public Library or the Guam Museum for storage.
9 Disturbance of burials shall be avoided when possible, but when necessary
10 shall be at the expense of the developer unless otherwise exempted, using
11 procedures and standards acceptable to the Guam Historic Preservation
12 Officer. Presently, the Guam Public Library and the Guam Museum are
13 finding it difficult to continue to store these items due to the lack of adequate
14 storage space. Many human remains which have been collected and stored in
15 these facilities for several years have yet to be properly and respectfully
16 buried. There presently does not exist a proper burial ground for these
17 human remains which should be laid to rest as soon after they are discovered
18 as possible. Therefore, this Act will locate a parcel of land to be designated
19 for the establishment of the Chamorro Shrine where the ancestral human
20 remains collected and presently being stored by the Guam Public Library and
21 the Guam Museum will be properly entombed.

22 **Section 2. Delivery to Historic Preservation Officer.** The Guam Public
23 Library and any other government agency which currently has or in the future
24 comes into possession of human remains which are not held for historical,
25 archaeological, scientific or other valid purposes, within forty-five (45) days
26 of enactment of this Act or, upon receipt of such remains obtained after such
27 period, shall deliver to the Guam Historic Preservation Officer, Department

1 of Parks and Recreation, all such human remains for proper reburial.

2 **Section 3. Establishment of the "NÁFTAN MAÑAINA-TA".** The
3 Department of Parks and Recreation is hereby directed to establish a
4 Chamorro Shrine to be called "NÁFTAN MAÑAINA-TA" for the entombment
5 of ancestral remains collected from sites throughout the island. The
6 establishment of the Chamorro Shrine, "NÁFTAN MAÑAINA-TA", shall
7 include the planning, design, construction and maintenance of the facility.
8 The shrine shall include a Chamorro tombstone reflecting information on the
9 ancient villages where the human remains originated, death rites, burial
10 practices, and life around the immediate area. The shrine shall be designed so
11 as to recognize and respect the ancestry and lineage of the Chamorro people,
12 and shall be the burial ground for ancestral remains designated by the
13 Department of Parks and Recreation.

14 **Section 4. Appropriation.** The Department of Parks and Recreation is
15 hereby instructed to submit an appropriation request for the design and
16 construction of the Chamorro shrine, "NÁFTAN MAÑAINA-TA", to the
17 Governor of Guam and the Legislature no later than ninety (90) days
18 following the enactment of this Act.

21-104

WENTY-FIRST GUAM LEGISLATURE
1991 (FIRST) Regular Session

4

Date: 5/15/92

VOTING SHEET

Bill No. 760
Resolution No. _____
Question: _____

	AYE	NO	NOT VOTING	ABSENT/ OUT DURING ROLL CALL
AGUON, John P.	✓			
ARRIOLA, Elizabeth P.	✓			
BAMBA, J. George	✓			
BLAZ, Anthony C.	✓			
BORDALLO, Madeleine Z.	✓			
BROOKS, Doris F.	✓			
DIERKING, Herminia D.	✓			
DUENAS, Edward R.				✓
ESPALDON, Ernesto M.	✓			
GUTIERREZ, Carl T.C.	✓			
LUJAN, Pilar C.	✓			
MAILLOUX, Gordon	✓			
MANIBUSAN, Marilyn D.A.	✓			
PARKINSON, Don	✓			
REIDY, Michael J.	✓			
RUTH, Martha C.	✓			
SAN AGUSTIN, Joe T.	✓			
SANTOS, Francisco R.	✓			
SHIMIZU, David L.G.	✓			
TANAKA, Thomas V.C.	✓			
UNPINGCO, Antonio R.	✓			



COMMITTEE ON EDUCATION

TWENTY-FIRST GUAM LEGISLATURE

155 Hesler Street
Agaña, Guam 96910

Tel: (671) 472-3581-2-3 • Fax: (671) 472-3585

May 11, 1992

Senador
Madeleine Z. Bordallo

CHAIRPERSON

COMMITTEE ON
EDUCATION

SEN. DAVID L.G. SHIMIZU
Vice-Chairperson

MEMBERS

Vice Speaker John P. Aguon
Sen. Elizabeth P. Arriola
Sen. Herminia D. Dierking
Sen. Carl T.C. Gutierrez
Sen. J. George Bamba
Sen. Anthony C. Blaz
Sen. Doris F. Brooks
Sen. Edward R. Duenas
Sen. Marilyn D.A. Manibusan
Sen. Michael Reidy
Sen. Thomas V.C. Tanaka

Speaker Joe T. San Agustin
Ex. Officio

The Honorable Joe T. San Agustin
Speaker
21st Guam Legislature
155 Hesler Street
Agaña, Guam 96910

Dear Speaker San Agustin:

The Committee on Education, to which was referred Bill No. 760: "AN ACT RELATIVE TO ESTABLISHING A CHAMORRO SHRINE TO BE CALLED "NAFTAN MAÑAINA-TA" FOR THE ENTOMBMENT OF ANCESTRAL REMAINS ACCUMULATED BY THE GUAM PUBLIC LIBRARY AND THE GUAM MUSEUM", does recommend that Bill No. 760 be passed by the Twenty-First Guam Legislature.

Votes of the Committee members are as follows:

To Pass	<u>11</u>
To Not Pass	<u>0</u>
Abstain	<u>0</u>
To Place in Inactive File	<u>0</u>
Off-Island	<u>0</u>
Not Available	<u>5</u>

Respectfully Submitted,

Madeleine Z. Bordallo
MADELEINE Z. BORDALLO

Enclosures



COMMITTEE ON EDUCATION

TWENTY-FIRST GUAM LEGISLATURE

155 Hesler Street
Agaña, Guam 96910

Tel: (671) 472-3581-2-3 • Fax: (671) 472-3585

Senator
Madeleine F. Bordallo

CHAIRPERSON

COMMITTEE ON
EDUCATION

VOTING SHEET ON BILL NO. 760

SEN DAVID L.G. SHIMIZU
Vice-Chairperson

"AN ACT RELATIVE TO ESTABLISHING A CHAMORRO SHRINE TO BE CALLED "NĀFTAN MAÑAINA-TA" FOR THE ENTOMBMENT OF ANCESTRAL REMAINS ACCUMULATED BY THE GUAM PUBLIC LIBRARY AND THE GUAM MUSEUM."

MEMBERS

- Vice Speaker John P. Aguon
- Sen. Elizabeth P. Arriola
- Sen. Herminia D. Dierking
- Sen. Carl T.C. Gutierrez
- Sen. J. George Bamba
- Sen. Anthony C. Blaz
- Sen. Doris F. Brooks
- Sen. Edward R. Duenas
- Sen. Marilyn D.A. Manibusan
- Sen. Michael Reidy
- Sen. Thomas V.C. Tanaka

Speaker Joe T. San Agustin
Ex. Officio

<u>COMMITTEE MEMBER</u>	<u>TO PASS</u>	<u>NOT TO PASS</u>	<u>TO ABSTAIN</u>	<u>TO PLACE IN INACTIVE FILE</u>
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Madeleine F. Bordallo
MADELEINE F. BORDALLO
Chairperson

David L.G. Shimizu
DAVID L.G. SHIMIZU
Vice Chairperson

Joe T. San Agustin
Speaker Joe T. San Agustin
(Ex-Officio Member)

John P. Aguon
JOHN P. AGUON
Member

Elizabeth P. Arriola
ELIZABETH P. ARRIOLA
Member

Herminia D. Dierking
HERMINIA D. DIERKING
Member

Carl T.C. Gutierrez
CARL T.C. GUTIERREZ
Member

MADELEINE F. BORDALLO Chairperson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
DAVID L.G. SHIMIZU Vice Chairperson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Speaker Joe T. San Agustin (Ex-Officio Member)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
JOHN P. AGUON Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
ELIZABETH P. ARRIOLA Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
HERMINIA D. DIERKING Member	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
CARL T.C. GUTIERREZ Member	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**COMMITTEE ON EDUCATION
21ST GUAM LEGISLATURE**

**CHAIRPERSON
SENATOR M. Z. BORDALLO**

**COMMITTEE REPORT
ON
BILL NO. 760**

**"AN ACT RELATIVE TO ESTABLISHING A CHAMORRO
SHRINE TO BE CALLED "NÅFTAN MAÑAINA-TA" FOR
THE ENTOMBMENT OF ANCESTRAL REMAINS
ACCUMULATED BY THE GUAM PUBLIC LIBRARY
AND THE GUAM MUSEUM."**

A Public Hearing on Bill No. 760 was conducted by the Committee on Education, 21st Guam Legislature, on Friday, March 27, 1992, in the Public Hearing Room, Legislative Building, Agana.

MEMBERS PRESENT: Chairperson Madeleine Z. Bordallo; Vice-Chairman David Shimizu; Committee members, Senators Herminia Dierking, Eddie Duenas, Tony Blaz, Tommy Tanaka, Marilyn Manibusan, and Speaker Joe San Agustin.

WITNESSES PRESENT: Mrs. Hope Cristobal, Chairperson, Guam Public Library Board; Peter Onedera, Executive Director, Chamorro Language Commission; Bernadita Aguon-Hernandez, concerned citizen; Rita Franquez, concerned citizen; Tony Mariano, Director, Department of Parks and Recreation; and Peter Ada, concerned citizen.

SUMMARY OF TESTIMONY

Mr. Peter Onedera, Executive Director of the Chamorro Language Commission, appeared before the Committee and presented both oral and written testimony in support of Bill No. 760; his testimony was presented in the Chamorro vernacular. He stated that Chamorro ancestral remains being stored at the Guam Public Library deserve a higher degree of respect than what they have received in recent years, the remains should be entombed immediately. These remains have been stored for too long; the Chamorro people should be embarrassed for the lack of action on the part of the Government of

Guam in respect to rightfully burying our ancestors' bones. Mr. Onedera suggested that the remains be entombed in close proximity to the seashore. Ms. Bernadita Aguon-Hernandez, a concerned citizen, also presented oral and written testimony in support of Bill No. 760. Ms. Aguon-Hernandez was shocked by the type of burial accorded the human remains found on the Hotel Nikko property. She suggested that if ancestral remains are to be buried, they should be buried properly and with due respect. She requested that the Guam Legislature look into the possibility of overseeing the excavation and reburial of ancestral remains discovered by developers in the future, to insure that future remains are given the respect and proper burial they should receive.

Mr. Tony Mariano, Director of the Department of Parks and Recreation, presented both oral and written testimony on Bill No. 760. He stated that although he agrees with the intent of the bill, he believes that existing mandates, particularly Executive Order 89-24, addresses this situation. The Department of Parks and Recreation has been working toward implementing the mandates of the executive order. If Bill No. 760 were to be passed into law, then the work of the department would be duplicated. Mr. Mariano also suggested that if the bill were to be passed, he believes that a public hearing should be conducted on several issues including the location of the shrine, the type of ceremony that will be conducted at the sight, and the design of the containers for the remains.

Mrs. Rita Franquez, the Assistant Territorial Librarian, appeared before the committee as a concerned citizen. She stated that she believed in the intent of the bill, but she does not see the necessity of it. She expounded on several mandates (P.L. 20-151, P.L. 15-96, and Ex. Order 89-24) which tend to address the proper entombment of ancestral human remains. P.L. 20-151 addresses the treatment of human remains by mandating that any ancestral remains discovered should be reburied in the original sight if possible; P.L. 15-96 addresses the establishment of a cemetery and mortuary; and Executive Order 89-24 deals with policies for the disposition of archeologically recovered human remains. Although these mandates exist, many of the ancestral human remains presently at the Guam Public Library under the jurisdiction of the Guam Museum have been in storage since 1986 and have not been entombed. Mr. Peter Ada, a concerned citizen, made a brief comment to the Committee stating that the human remains should not be stored at the Guam Public Library and if the remains should continue to be stored in the same area a request was made that the remains be respectfully placed in a casket until its proper entombment.

Mrs. Hope R. Cristobal, Chairperson of the Guam Public Library Board, presented both oral and written testimony in support of Bill No. 760. Mrs. Cristobal stated that the human remains need to be properly laid to rest and the idea of a shrine to "recognize and respect the ancestry and lineage of the chamorro people" is very exciting. Mrs. Cristobal presented several recommendations: 1. The location of the public property be located in Tumon because a

majority of the ancestral remains have originated from around the area and that the manner of burial should be close to or the same as when they were found; 2. That the appropriation measure include a conservation and storage facility for the Guam Museum, to allow for the proper care for the remains; 3. That the names of the burial shrines reflect the ancient villages where they come from and information about death rites and burial practices. 4. And that section 5 of Bill No. 760 be deleted.

Upon the completion of testimonies from witnesses, questions were asked by members of the Committee. A few of the major concerns which were presented during the discussions included a provision for ancestral human remains discovered in the future to be placed in the original sight of discovery, and that a system be created whereby any future ancestral human remains discovered be recorded with the proper agencies to insure that the information is readily available to both government agencies and the general public.

COMMITTEE FINDINGS/RECOMMENDATIONS

The Committee on Education finds that a substantial number of ancestral human remains have been stored by the Guam Museum in the Guam Public Library facility since 1986. Presently, the Guam Museum does not have a conservation and storage facility to properly care for the ancestral remains it possesses. Although few mandates exist regarding the appropriate treatment of ancestral human remains upon discovery, Bill No. 760 primarily addresses the collection of ancestral remains presently being stored by the Guam Museum. Insufficient action has been taken over the past years to insure that these human remains are immediately entombed. Bill No. 760 has been amended by the Committee on Education to reflect several of the recommendations received during the public hearing. Because the ancestral human remains have been stored by the Guam Museum for a number of years during which no plans have been formulated to properly entomb the remains and because the Guam Legislature recognizes that our ancestors should be granted the proper respect and dignity by according the remains a proper burial immediate; **THEREFORE, THE COMMITTEE ON EDUCATION RECOMMENDS THAT BILL NO. 760, AS SUBSTITUTED, "AN ACT RELATIVE TO ESTABLISHING A CHAMORRO SHRINE TO BE CALLED "NĀFTAN MAÑAINA-TA" FOR THE ENTOMBMENT OF ANCESTRAL REMAINS ACCUMULATED BY THE GUAM PUBLIC LIBRARY AND THE GUAM MUSEUM", BE FAVORABLY CONSIDERED AND PASSED BY THE 21ST GUAM LEGISLATURE.**

ATTACHMENTS

1. Bill No. 760, as substituted by the Committee on Education.
2. Bill No. 760, as introduced.
3. Written testimony by Mrs. Hope Cristobal, Chairperson, Guam Public Library Board.
4. Written testimony by Mrs. Bernadita Aguon-Hernandez.

5. Written testimony by Mr. Peter Onedera, Executive Director, Chamorro Language Commission.
6. Written testimony by Mr. Tony Mariano, Director, Department of Parks and Recreation.
7. Copies of P. L. 20-151, P. L. 15-96 (Subchapter K), and Executive Order 89-24.
8. Witness attendance sheet.

TWENTY FIRST GUAM LEGISLATURE
1992 (SECOND) REGULAR SESSION

BILL NO. 760

(AS SUBST. BY COMM. ON EDUCATION)

INTRODUCED BY:

M. Z. BORDALLO

D. L. G. SHIMIZU

C. T. C. GUTIERREZ

*M. Mambusan
E. P. P. P.*

"AN ACT RELATIVE TO ESTABLISHING A CHAMORRO
SHRINE TO BE CALLED "NĀFTAN MAÑAINA-TA" FOR
THE ENTOMBMENT OF ANCESTRAL REMAINS
ACCUMULATED BY THE GUAM PUBLIC LIBRARY AND
THE GUAM MUSEUM."

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

2 Section 1. Legislative Intent.

3 It has recently been brought to the attention of the
4 Guam Legislature that the Guam Public Library over the years
5 has collected a significant amount of human remains and
6 artifacts from different areas throughout the island. These
7 remains and artifacts have been contributed by local people
8 and businesses who have discovered these valuable objects.
9 Just in the past few years, the entrance of several large
10 development resorts and golf courses into the Guam business
11 market have unearthed valuable human remains which need to be
12 treated with solemnity. If these remains are not reburied in
13 their original site, they are at times given to the Guam
14 Public Library or the Guam Museum for storage within its

1 facilities. Presently, the Guam Public Library and the Guam
2 Museum are finding it difficult to continue to store these
3 items due to the lack of adequate storage space. Many human
4 remains which have been collected and stored in the facility
5 for several years have yet to be properly and respectfully
6 buried. There presently does not exist a proper burial ground
7 for these human remains which need to be laid to rest soon
8 after they are discovered and collected. Therefore, this
9 provision would locate a piece of property to be designated
10 for the establishment of the Chamorro Shrine whereby the
11 ancestral human remains collected and presently being stored
12 by the Guam Public Library and the Guam Museum will be
13 properly entombed.

14 **Section 2. Location of Chamorro Shrine.**

15 The Department of Land Management is hereby
16 instructed to coordinate its efforts with the Guam Public
17 Library in locating government property for the specific
18 purpose of carrying out the intent in Section 1 of this
19 provision. The site designated for these purposes are to be
20 located in an area accessible to the general community,
21 preferably within or near the municipality of Agana or Tumon.
22 A recommendation by witnesses at a recent public hearing,
23 suggest that the property be located along the seashore. This
24 recommendation should be taken into consideration upon the
25 final selection of the government property. The property for
26 the Chamorro Shrine is to be designated no later than 45 days
27 following the enactment of this legislation.

1 **Section 3. Establishment of the Chamorro Shrine to be**
2 **called "NĀFTAN MAÑAINA-TA".**

3 The Guam Public Library is hereby instructed to
4 establish a Chamorro Shrine to be called "NĀFTAN MAÑAINA-TA"
5 for the entombment of ancestral remains collected from
6 communities and businesses throughout the island. The
7 establishment of the Chamorro Shrine, "NĀFTAN MAÑAINA-TA",
8 shall include the planning, design, construction and
9 maintenance of the facility. The shrine shall include a
10 chamorro tombstone reflecting information on the ancient
11 villages where the human remains have originated, death rites,
12 burial practices, and life around the immediate area. The
13 shrine shall be designed so as to recognize and respect the
14 ancestry and lineage of the chamorro people. The Chamorro
15 shrine shall be the burial ground for ancestral remains
16 designated by the Guam Public Library.

17 **Section 4. Appropriation Measure.**

18 The Guam Public Library is hereby instructed to
19 submit an appropriation request for the design and
20 construction of the chamorro shrine, "NĀFTAN MAÑAINA-TA", to
21 the Governor of Guam and the Guam Legislature no later than 90
22 days following the enactment of this provision.

TWENTY FIRST GUAM LEGISLATURE
1992 (SECOND) REGULAR SESSION

BILL NO. 760

INTRODUCED BY:


M. Z. BORDALLO

"AN ACT RELATIVE TO ESTABLISHING A CHAMORRO
SHRINE TO BE CALLED "NĀFTAN MAÑAINA-TA" FOR
THE ENTOMBMENT OF ANCESTRAL REMAINS
ACCUMULATED BY THE GUAM PUBLIC LIBRARY AND
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7 remains and artifacts have been contributed by local people
8 and businesses who have discovered these valuable objects.
9 Just in the past few years, the entrance of several large
10 development resorts and golf courses into the Guam business
11 market have unearthed valuable human remains which need to be
12 treated with solemnity. If these remains are not reburied in
13 their original site, they are at times given to the Guam
14 Public Library or the Guam Museum for storage within its
15 facilities. Presently, the Guam Public Library and the Guam

1 Museum are finding it difficult to continue to store th
2 items due to the lack of adequate storage space. Many h
3 remains which have been collected and stored in the faci
4 for several years have yet to be properly and respectfu
5 buried. There presently does not exist a proper burial gr
6 for these human remains which need to be laid to rest so
7 after they are discovered and collected. Therefore, th
8 provision would locate a piece of property to be designa
9 for the establishment of the Chamorro Shrine whereby the
10 ancestral human remains collected by the Guam Public Libr
11 and the Guam Museum will be properly entombed.

12 **Section 2. Location of Chamorro Shrine.**

13 The Department of Land Management is hereby
14 instructed to coordinate its efforts with the Guam Publi
15 Library in locating government property for the specific
16 purpose of carrying out the intent in Section 1 of this
17 provision. The site designated for these purposes are to
18 located in an area accessible to the general community,
19 preferably within or near the municipality of Agana. The
20 property for the Chamorro Shrine is to be designated no la
21 than 30 days following the enactment of this legislation

22 **Section 3. Establishment of the Chamorro Shrine to**
23 **called "NÁFTAN MAÑAINA-TA".**

24 The Guam Public Library is hereby instructed to
25 establish a Chamorro Shrine to be called "NÁFTAN MAÑAINA-T
26 for the entombment of ancestral remains collected from

1 communities and businesses throughout the island. The
2 establishment of the Chamorro Shrine, "NÁFTAN MAÑAINA-TA"
3 shall include the planning, design, construction and
4 maintenance of the facility. The shrine shall be designed
5 as to recognize and respect the ancestry and lineage of the
6 Chamorro people.

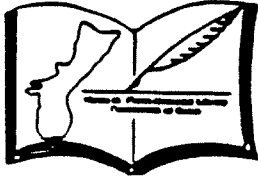
7 The Chamorro shrine shall be the burial ground for
8 ancestral remains designated by the Guam Public Library.

9 **Section 4. Appropriation Measure.**

10 The Guam Public Library is hereby instructed to
11 submit an appropriation request for the design and
12 construction of the Chamorro shrine, "NÁFTAN MAÑAINA-TA", to
13 the Governor of Guam and the Guam Legislature no later than
14 days following the enactment of this provision.

15 **Section 5. Annual Ceremony Commemorating the Burial of**
16 **Additional Ancestral Remains.**

17 The Guam Public Library is hereby instructed to
18 coordinate an annual burial ceremony for additional ancestral
19 remains to be entombed. The ceremony to commemorate the
20 burial of the ancestral remains shall be conducted at the site
21 of the Chamorro shrine.



Nieves M. Flores Memorial Library
Government of Guam

March 27, 1992

Honorable Madeleine Bordallo
Chairwoman, Committee on Education
Twenty First Guam Legislature
1992 (Second) Regular Session
Agana, Guam 96910

Hafa Adai Madam Chairman and Members of the Committee:

Buenas Dias! My name is Hope A. Cristobal, Chairperson of the Guam Public Library Board whose jurisdiction is the Guam Public Library and its division, the Guam Museum. I am here to testify on behalf of the Board in favor of Bill 760 with amendments.

Thank you for the opportunity to comment on Bill 760. The issues for discussion in this Bill, issues relating to the role of the Guam Museum in the care and respect of archaeologically recovered human remains under its possession or control, are rightfully under your Committee's jurisdiction. We are sure that you were inspired by the spirits of our Chamorro ancestors, as we have, to treat their remains with solemnity and respect as intended in your Bill.

We also want to thank you, Madam Chairman for conducting an on-site review of the Guam Public Library just recently. We are sure that you observed the crowded conditions of our storage materials, most of them boxes of the remains of former living human beings, our Chamorro ancestors excavated from their sacred burial grounds and deposited to the Guam Museum. Bill 760 mentions the lack of adequate storage facility to collect, repatriate and store burial remains in the Guam Museum and from other off-island institutions.

The idea of a shrine to "recognize and respect the ancestry and lineage of the Chamorro people" is exciting in view of this period of cultural rebirth. By this shrine, we are honoring our over 3,000 years old civilization and at the same time, it constitutes an end to the desecration of our people's burial grounds. Your "Naftan Manaina-ta" Bill addresses a solution to an old concern of the Guam Public Library Board and the Museum staff regarding proper and respectful treatment and reburial of ancestral remains now in its possession or control.

COMMONWEALTH NOW!

We recommend the following:

1. That since the burial remains currently in the possession or control of the Guam Museum, a majority of which are originally from the ancient villages of Tumhom and Y-Pao, the public properties in these areas be designated as the locations for the "naftans". The manner of burial should also be as close to or the same as when they were found. These would be in keeping with historical accounts of Chamorro funerary rites and burial practices and beliefs of the afterlife by 17th century Jesuit missionaries.
2. That Section 4 appropriations measure include a conservation and storage facility for the Guam Museum immediately. This will address a much needed facility to allow us to properly care for the associated and unassociated funerary artifacts and burials entrusted to us.
3. That the naming of the "naftans" or burial shrines reflect the ancient villages where they come from and information about death rites, burial practices, and life generally around the area that they were found.
4. That Section 5 be deleted. It would appear that an annual ceremony for additional ancestral remains at the site of the Chamorro shrine to be located within or near the Municipality of Agana invites and encourages future desecrations, sloppiness and continued removal of ancient Chamorro people from their original burial grounds. Certain parties, public or private may deem it justified to plan or carry out excavations due to the ready availability of a modern burial shrine.
5. That language in a new Section 5 reflect that this is a one time legislation to address the burial remains in the possession or control of the Guam Public Library and the Guam Museum.

Si Yu'os ma'ase. The Guam Public Library Board and its Committee for the Expansion and Accreditation of the Guam Museum stands ready to assist your Committee further with Bill 760 and other pending or future legislation affecting its jurisdiction.



HOPE A. CRISTOBAL
Chairperson, Guam Public Library
Board

After viewing the Pacific Daily News photo and watching Cable News and KUAM'S coverage on the Chamoru burials at Nikko Hotel, my heart was sickened by the method of burial used by the people involved.

It seemed so sterile and unfeeling. To be placed in a cardboard box, then piled one on another in a concrete crypt does not in my heart and conscience seem to be the proper and correct homage due my ancestors. Who came up with that method of burial? Was it a matter of expedience on the part of those involved to get this problem out of the way so that they could declare that they had fulfilled their end of the bargain?

Sure, Nikko reburv our dead but my gosh, do it with reverence and propriety that you would with those of your own past. With forethought and sensitivity rather than in a sterile cardboard box, piled on on another.

Who came up with this seemingly insensitive decision? If Nikko was advised that this was the proper way of disposition. I say as a lay person, it stinks. Those professionals involved are very unprofessional providing such advice.

Do it right, now!!!! Place my ancestors back on their burial ground with all due respect. Let their bones feel the earth as they were intended!!! Let their bones go the way that hundreds of thousands of other Chamorus have gone....to dust.....

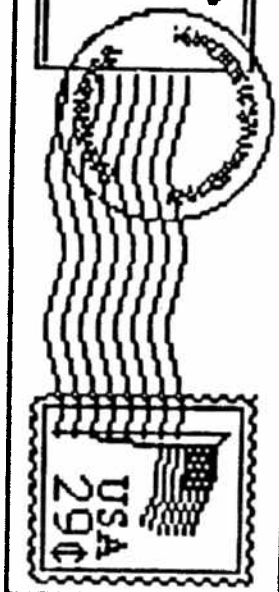
Senator Bordallo and members of the Committee on Education. This sentiment I express is one of respect and concern. I come before you today to applaud your bill. I believe that this bill will rectify a wrong. But I wish to voice a concern and that being does this bill solve our problem???? The bones of our ancestors are being exposed it seems each time a new project begins construction. This bill calls for the return of burials that are now housed in the Guam Museum. I hope that future legislation will address the problem of present and future burial grounds uncovered. I know that the Guam Museum given the task of reburial will do so with utmost consideration and reverence. But can we be assured of the same thing from others who will uncover new burial grounds. In my letter I believe that the Nikko burial was a good gesture but not a well thought out one. So today I hope that some consideration will be afforded to present and future burial grounds and the disposition of the burials.

BERNADITA AGUDON-HERNANDEZ



Letters to the Editor

P. O. Box EG
Agana, Guam 96910



Heart sickened by method used to bury Chamorus at Nikko Hotel

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It seemed so sterile and unfeeling. To be placed in a cardboard box, then piled one on another in a concrete crypt does not in my heart and conscience seem to be the proper and correct homage due my ancestors. Who came up with that

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B. AGUON-HERNANDEZ

Letters policy

**KUMISION I FINO' CHAMORRO
TESTIMONIU PARA PRINIPONEN 760**

Prinisenta as Peter R. Onedera, Direktot Prugrâma gi diha 27 gi Mâtso '92

Buenas yan Saludu membro siha gi kumite:

Manmagof i Kumision na guaha priniponi para u kubri este na asunto i "Naftan i Manmofo'na na Mañaina-ta" . Apmam esta maloffan na tiempo na mañâtanges i espiritun i mañaina sa' manmaleffa i taotao tâno' pã'go put siha sa' put i kinalamten inadilânto. Mentras ha' ma hãhatsa guma' kometsio yan hotet siha sigi ha' i naftan manma desmurona yan manma destilãdu i sopblan tataotao guatu gi aparadot pat hãfakao siha na lugãt ni' ti propiu para u fanma pega. Dãngkolo este na disatension para i irensia-ta ya mâtto gi na'mamahlaos na este uttemo-ña i tetehtnan na hãle' i kottura-ta para hita ni' ManCHamorro.

Kao nãya u huyong priniponi para este na asunto? Lãstima di manma tungo' hit na rãsan taotao na manrespetao yan akseptao para i sanhiyong na kostumbre yan irensia siha. Na'piniti na hagas manlailai i te'lang, i sinedda' guinaha, yan ebidensian i manmofo'na na sibilisasion ya i trãtamento ni' ta nãna'i poddong guatu gi Laibirihan Pubplekon Guãhan yan i Faninadahen Kosas Guãhan. Kao buente ya-ta hita ni' ManCHamorro na agupa' osino nagupã'ña ya manmãtai hit ta fanmaguaddok dinuebu sa' guaha para u fanhãtsa inadilânto

pues ta fanma entrega guatu gi aparadot sin i attahut. Hâfa mäs para ta gâgao?

Put fabot nä'i tâtte i espritun mañaina-ta i deknidât yan respetu ya u guaha kapiya ni' sahngé para siha ya u famâra mampenas gi mañâtatte na tiempo. Ilek-ña i priniponi na para u ma espiha lugât gi ya Hagâtña ya in rikumemenda na ayu na lugât u ma pega gi kanton unai sa' meggai siha sinedda' na i naftan mañaina-ta manggaige guini na klâsen lugât. Nihi fan ya ta pâra humoñu' i kotturâ-ta sa' nahong ha' i ma cho'guegue-ña i lengguâhi esta na tiempo. Put fabot pâra lokkue' i kuentos ya en na'setbe i aksion.

In agradesi este na priniponi ya in alâra mohon na u fâtto chiña na u ma fa'lai ya ti u ma sommok hâlom gi aparadot taiguihi i ma bidâdaña pâ'go i manmofo'na na mañaina-ta.



JOSEPH F. ADA
Governor

FRANK F. BLAS
Lt. Governor

ANTHONY C. MARIANO
Director

DENNIS M. ZERMENO
Deputy Director

DEPARTMENT OF PARKS AND RECREATION

GOVERNMENT OF GUAM
490 CHALAN PALASYO ROAD
Agana Heights, Guam 96919
Telephone: (671) 477-9620/1



MAR 27 1992

Honorable Madeleine Z. Bordallo
Chairperson, Committee on Education
Twenty-First Guam Legislature
163 Chalan Santo Papa
Agana, GU 96910

Dear Senator Bordallo:

Unmarked human remains of many ages have been found, and will continue to be found for as long as this island is used by continuing generations of people. There are unmarked World War II dead, still to be found. There are cemeteries from centuries ago, lost or abandoned.

As the living go on to other uses of this island, places where skeletal remains exist will be discovered, at all stages of project planning and implementation, and by projects of all sizes and kinds. Even the building of a small single-family dwelling can result in unanticipated discoveries.

Current law declares that disturbance to these remains will be avoided when possible. In many discoveries, the remains discovered can be left intact where they are found. Their location can be recorded so that future disturbance can also be avoided.

We must also face the realization that in many of these discoveries, it will not be possible to leave the remains intact where they are found.

It is right and proper that we provide a fitting location and remembrance to those remains which must be relocated.

With many projects, it is possible to provide re-burial memorial locations close to the original locations of the discovered burials. Commitments to such memorials have been made by numerous projects.

We believe that it would be a better approach to address the reburial of human remains from archaeological deposits as comprehensively as possible, as is envisioned in the current executive order 89-24, which requires the Department of Parks and



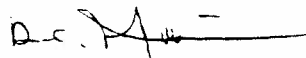
Commonwealth Now!

Recreation to develop just such a reburial area as this bill envisions, but which would be open to all of the situations which may arise, whether from the actions of private individuals, companies, or government agencies.

The Department of Parks and Recreation has already invested considerable effort to searching for suitable locations as prescribed in Executive Order 89-24. The Department has had conceptual plans drawn up for one possible location, which was discussed at length with the Guam Historic Preservation Review Board. Alternate locations have been discussed with representatives of the Governor's office, and new conceptual drawings are being compiled for one of these areas even now.

Even with Departmental experience in managing public cemeteries, we have found that this project is one which exposes deeply felt differences of opinion regarding appropriate actions. With this finding, we have sought to incorporate in our planning input from a wide range of sources. Many people feel that it is most appropriate to provide reburial memorials as close to the original site of discovery as possible. There will be many reburial memorials in locations all over the island in addition to this one for those situations where appropriate locations cannot be provided near original locations. If allowed to continue its efforts under existing mandates, the Department of Parks and Recreation is in a position to enforce consistent procedures and standards for all of these areas.

Sincerely,



ANTHONY C. MARIANO
Director



§9590.9. Reinspection.

Whenever a public swimming pool is closed by the Director, the pool owner shall notify the Director when the pool is ready for reinspection. The Director shall inspect the pool within twenty-four (24) hours after the request for inspection, excluding weekends and legal holidays.

§9590.10. Closure To Be Posted.

When a public swimming pool is closed by the Director, he shall post a notice easily visible to the public stating that the pool is closed by order of the Director and that swimming is prohibited.

§9590.11. Removal Prohibited.

Any person who removes a notice of closure posted by the Director, except with the express written consent of the Director, is guilty of a misdemeanor.

§9590.12. Operation Records.

The owner or operator of any public swimming pool shall keep a daily log of pool operations including disinfection residuals, PH, maintenance and any other operation and maintenance procedures required in the rules and regulations.

Subchapter K

Cemetery and Mortuary

Article I

Cemetery

§9601. Approval. Cemetery.

It shall be unlawful to establish a cemetery, crypt, mausoleum, vault or crematory without the prior written approval of the Director of the location, plans and specifications.

§9601.1. Application.

Any person desiring to establish or purchase a cemetery, crypt, mausoleum, vault or crematory shall make application for approval to the Director, submitting a complete set of plans with full description of the grounds, plots, buildings, roads, water supply and sewage disposal. No changes, alterations or additions shall be made in the original plans and other stated matters without the approval of the Director.

§9601.2. Records.

Every person in charge of any crypt, cemetery, mausoleum, vault or crematory shall keep a complete record of all dead human bodies interred, disinterred, removed or cremated. He shall keep an adequate map or plot record of all locations in which bodies have been buried, which will, at all times, be kept current and available to the Director for examination.

§9601.3. Exhuming or Disinterment.

Exhuming or disinterment shall be prohibited except with approval of the Director.

§9601.4. Same: Hours of Closing.

All cemeteries shall be closed and locked at the hour designated by the Director.

§9601.5. One Body Per Grave

Only one (1) body shall be buried in each grave, except that with the approval of the Director, family members may be interred and companion concrete or steel lawn crypts, as defined by the Director, may be used for the burial of more than one (1) body in each grave.

§9601.6. Grave Standards.

Graves shall be not less than six (6) feet in depth below the surface level of the adjoining ground and shall be not less than one (1) foot larger in width and length than the coffin; provided, however, that where concrete or steel vaults are used to contain the body, the grave shall be not less than eighteen (18) inches in depth below the surface level of the adjoining ground.

§9601.7. Public Cemetery.

The Governor is authorized to set aside from public lands such amount thereof as he may deem necessary for the establishment of a public cemetery. Any such cemetery so established shall be under the cognizance of the Department of Parks and Recreation.

Article II

Mortuary

§9602. Definitions.

As used in this Subchapter:

(a) 'mortuary' means any place used for such activities as are incident, convenient or related to the preparation and arrangements for the funeral, transportation, burial, cremation or other disposition of dead human bodies;

(b) 'mortician' means any person engaged in or conducting or holding himself out as engaged in or conducting any of the following:

(1) preparing for the burial or disposal and directing and supervising the burial or disposal of dead human bodies;

(2) maintaining a mortuary as defined in this Section; or

(3) using, in connection with his name or the name of a mortuary the words 'funeral director', 'undertaker' or 'mortician' or any other title implying that he is engaged as a mortician; and

(c) 'embalming' means the preservation and disinfection or attempted preservation and disinfection of a dead human body by injection, both arterially and into the body cavities of an amount of approved embalming fluid at least the equivalent of ten percent (10%) of the body weight. An approved embalming fluid shall have disinfecting capacities at least equivalent of five percent (5%) of formaldehyde gas when diluted in accordance with manufacturers specifications and shall contain no alcohol.

§9602.1. Communicable Disease.

A mortician or embalmer shall immediately report to the Director a case on which such mortician or embalmer may be called where the deceased person died from or while having any communicable disease.

§9602.2. Disposition of Unembalmed Dead Human Bodies.

All unembalmed dead human bodies shall be buried or cremated within twenty-four (24) hours after death unless kept under refrigeration in the custody of the Director or as may be authorized by the Director.

§9602.3. Transportation of Infected Body Within the Territory of Guam.

No person shall transport any dead human body of any person who died from or while having any communicable disease as specified in Chapter V, Title X, within Guam, including from one (1) house, building or other structure to another house, without a permit from the Director which shall specify the conditions under which such move may be made.

§9602.4. Transportation Into or From the Territory of Guam.

No dead human body shall be transported into or from the territory of Guam without a permit unless it has been embalmed and is in a sound casket.

§9602.5. Limitation on Transportation.

Notwithstanding the provisions of §§9602.4 and 9602.5, the transportation into, from or within Guam of bodies of persons who have died from plague, smallpox, Asiatic cholera, yellow fever, typhus fever, typhoid fever or anthrax is prohibited without a permit from the Director and unless all activities, preparation and transportation in connection therewith occurring within Guam and under his supervision.

§9602.6. When any mortuary is constructed or extensively remodeled or when an existing structure is converted for use as a mortuary, then the owner or person in charge or control should comply with the provisions of §9510.1 of this Chapter and regulations promulgated thereunder.

P.L. NO. 20-151

pursuant to Subsection (d) of this Section. If work has already begun where items of cultural or historical significance have been disturbed, the developer shall be responsible for the restoration of the property to its original form and the burden of expense shall be on the developer.

(d) The problems of projects with potential impact on cultural or historic features may be resolved by the Guam Historic Preservation Officer through agreement or mitigation. Such resolution may include, but need not be limited to, project redesign, relocation, curation and display of cultural resources, and land dedication to the Guam Preservation Trust. The Guam Historic Preservation Review Board shall develop the criteria for resolution of any controversial finding in accordance with the Administrative Adjudication Law."

Section 17. §13985.62 is hereby added to Chapter XIII, Title XIV, Government Code, to read:

"§13985.62. Historic district zones. The Territorial Planning Commission and the Guam Historic Preservation Review Board shall jointly establish zoning controls for all registered historic properties, including but not limited to the Agana Historic District and the Inarajan Architectural Historic District. Nothing in this Section shall affect the powers given the Guam Historic Preservation Review Board in subsection (c) of §13985.19 of this Code."

Section 18. §13985.43 is hereby added to Chapter XIII, Title XIV, Government Code, to read:

"§13985.43. Treatment of human remains. Human remains shall receive respect and consideration when discovered. Disturbance of burials shall be avoided when possible, but when necessary shall be at the expense of the developers, using procedures and standards acceptable to the Guam Historic Preservation Officer. Anthropological review of human remains shall be at a minimal level and only for the time authorized by the Guam Historic Preservation Officer prior to reburial."

Section 19. New position. Upon the effective date of this Act, the full-time equivalency positions of the Department of Parks and Recreation shall be increased by one (1) to include the position of Guam Historic Preservation Officer. The Department of Parks and Recreation is authorized to use available lapses within its current 1990 fiscal year budget to fund the position of Guam Historic Preservation Officer.

Section 20. Abolishment of previous board. The Guam Review Board for Historic Preservation established by Executive Order 78-46 shall be terminated ninety (90) days from the effective date of this

E.O. NO. 89-23

er subject to the statutory control of the Governor as the Commander-in-Chief.

5. The Director, Bureau of Budget and Management Research is authorized to expend the total amount of not more than Two Hundred and Fifty Thousand Dollars (\$250,000.00) from outstanding appropriations within the General Fund for use by the Guam National Guard, Guam Police Department and Guam Fire Department for the cost of personnel, equipment and supplies needed to search for and rescue the two men.

6. Funds may be used for all expenses incurred on or after September 18, 1989.

7. The authorization for the certification, approval and expenditure of necessary funds shall be this Executive Order, subject only to the exhaustion of identified funds.

8. Emergency procurement may be resorted to for the purposes of this Order.

SIGNED AND PROMULGATED at Agana, Guam, this 19th day of September, in the Year of Our Lord, Nineteen Hundred and Eighty-Nine.

/s/ Frank F. Blas
FRANK F. BLAS
Governor of Guam,
Acting

COUNTERSIGNED:

/s/ Joe T. San Agustin
JOE T. SAN AGUSTIN
Lieutenant Governor of Guam,
Acting

EXECUTIVE ORDER NO. 39-24

REGARDING POLICIES FOR DISPOSITION OF
ARCHAEOLOGICALLY RECOVERED HUMAN REMAINS

WHEREAS, unmarked human remains are from time to time discovered and salvaged in the course of archaeological activities; and

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E.O. NO. 89-24

WHEREAS, such remains may be of persons with different cultural associations; and

WHEREAS, study of these remains is desirable for the purposes of ascertaining actual cultural associations as well as to gain knowledge of past cultures and events; and

WHEREAS, all human remains should be treated with dignity and respect consistent with the cultures of which they were members; and

WHEREAS, the Territory of Guam stands in need of a consistent policy regarding the disposition of such remains which are discovered in the course of both government projects and private developments with governmental approvals or licenses.

NOW, THEREFORE, I, JOSEPH F. ADA, Governor of the Territory of Guam, by the authority vested in me by the Organic Act of Guam, do hereby order:

The declared policy of this Territory regarding unmarked human remains found in archaeological context is:

1. That burials be left in place undisturbed to the extent practical.
2. That all government agencies, bureaus, departments and commissions and private developers who need licenses, permits or other assistance from the government make reasonable and good faith efforts in consultation with the Guam Historic Preservation Officer to locate such burials that may be affected by their actions or developments early in the planning process.
3. That if such burials cannot practically be left undisturbed, removal shall be done with proper archaeological methods and documentation.
4. Scientific, medical or other study shall be restricted to the minimum necessary to ascertain cultural or ethnic associations, and to address significant research questions.

All research proposals regarding such remains must be adequately justified in terms of standards used by the Department of Parks and Recreation for archaeological data recovery projects.

5. In the absence of expressed preferences otherwise by persons with ascertainable relationships to the specific remains involved or other justifying circumstances, re-interment in an appropriate and respectful manner is to be considered the normal treatment of human remains removed from their original burial locations.

E.O. NO. 89-24

6. Such re-interment shall normally be in sealed containers with information regarding the original location and circumstances marked on the outside of the container and included within the container.

7. The Director of the Department of Parks and Recreation shall designate a location within the Territorial Park System as a location for re-interments of such removed human remains, and shall cause an appropriate memorial to be erected at the location.

8. Removal, examination and re-interment shall be at the expense of the government agency whose project necessitates the removal, or of the developer whose project requires governmental licenses, permits or assistance.

9. The Department of Parks and Recreation may issue rules and regulations to further implement these policies in an orderly and consistent manner.

Signed and promulgated at Agana, Guam this 25th day of September, 1989.

/s/ Joseph F. Ada
JOSEPH F. ADA
Governor of Guam

COUNTERSIGNED:

/s/ Frank F. Blas
FRANK F. BLAS
Lieutenant Governor of Guam

EXECUTIVE ORDER NO. 89-25

DEPARTMENT OF LABOR,
WAGE AND HOUR TRUST FUND

WHEREAS, the Department of Labor, Wage and Hour Division, has been charged with the duties and responsibilities to administer and enforce the Fair Labor Standards Act, Title XLII of the Government of Guam Code; and

WHEREAS, the Department of Labor, Wage and Hour Division, conducts routine, lead, and complaint investigations to ascertain compliance and conformance of the Fair Labor Standards Act, Title XLII of the Government of Guam Code; and

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MAR 7 '92

TWENTY FIRST GUAM LEGISLATURE
1992 (SECOND) REGULAR SESSION

BILL NO. 760 (LS)

INTRODUCED BY:


M. Z. BORDALLO

"AN ACT RELATIVE TO ESTABLISHING A CHAMORRO
SHRINE TO BE CALLED "NĀFTAN MAÑAINA-TA" FOR
THE ENTOMBMENT OF ANCESTRAL REMAINS
ACCUMULATED BY THE GUAM PUBLIC LIBRARY AND
THE GUAM MUSEUM."

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

2 Section 1. Legislative Intent.

3 It has recently been brought to the attention of the
4 Guam Legislature that the Guam Public Library over the years
5 has collected a significant amount of human remains and
6 artifacts from different areas throughout the island. These
7 remains and artifacts have been contributed by local people
8 and businesses who have discovered these valuable objects.
9 Just in the past few years, the entrance of several large
10 development resorts and golf courses into the Guam business
11 market have unearthed valuable human remains which need to be
12 treated with solemnity. If these remains are not reburied in
13 their original site, they are at times given to the Guam
14 Public Library or the Guam Museum for storage within its
15 facilities. Presently, the Guam Public Library and the Guam

1 Museum are finding it difficult to continue to store these
2 items due to the lack of adequate storage space. Many human
3 remains which have been collected and stored in the facility
4 for several years have yet to be properly and respectfully
5 buried. There presently does not exist a proper burial ground
6 for these human remains which need to be laid to rest soon
7 after they are discovered and collected. Therefore, this
8 provision would locate a piece of property to be designated
9 for the establishment of the Chamorro Shrine whereby the
10 ancestral human remains collected by the Guam Public Library
11 and the Guam Museum will be properly entombed.

12 **Section 2. Location of Chamorro Shrine.**

13 The Department of Land Management is hereby
14 instructed to coordinate its efforts with the Guam Public
15 Library in locating government property for the specific
16 purpose of carrying out the intent in Section 1 of this
17 provision. The site designated for these purposes are to be
18 located in an area accessible to the general community,
19 preferably within or near the municipality of Agana. The
20 property for the Chamorro Shrine is to be designated no later
21 than 30 days following the enactment of this legislation.

22 **Section 3. Establishment of the Chamorro Shrine to be**
23 **called "NĀFTAN MAÑAINA-TA".**

24 The Guam Public Library is hereby instructed to
25 establish a Chamorro Shrine to be called "NĀFTAN MAÑAINA-TA"
26 for the entombment of ancestral remains collected from

1 communities and businesses throughout the island. The
2 establishment of the Chamorro Shrine, "NĀFTAN MAÑAINA-TA",
3 shall include the planning, design, construction and
4 maintenance of the facility. The shrine shall be designed so
5 as to recognize and respect the ancestry and lineage of the
6 chamorro people.

7 The Chamorro shrine shall be the burial ground for
8 ancestral remains designated by the Guam Public Library.

9 **Section 4. Appropriation Measure.**

10 The Guam Public Library is hereby instructed to
11 submit an appropriation request for the design and
12 construction of the chamorro shrine, "NĀFTAN MAÑAINA-TA", to
13 the Governor of Guam and the Guam Legislature no later than 45
14 days following the enactment of this provision.

15 **Section 5. Annual Ceremony Commemorating the Burial of**
16 **Additional Ancestral Remains.**

17 The Guam Public Library is hereby instructed to
18 coordinate an annual burial ceremony for additional ancestral
19 remains to be entombed. The ceremony to commemorate the
20 burial of the ancestral remains shall be conducted at the site
21 of the chamorro shrine.