

Territory of Guam  
Territorio Guam

OFFICE OF THE GOVERNOR  
L'FISINAN I MAGA'LAHI  
AGANA, GUAM 96910 U.S.A.

RECEIVED  
OFFICE OF THE SPEAKER  
DATE: DEC 06 1993  
TIME: 5:25 pm  
RECD BY: [Signature]

REFER TO  
LEGISLATIVE SECRETAR

December 6, 1993

The Honorable Joe T. San Agustin  
Speaker  
Twenty Second Guam Legislature  
Agana, Guam 96910

Dear Mr. Speaker:

Enclosed is Substitute Bill No. 592 which I have signed into law as Public Law 22-64, however please note the following concerns which warrant the Legislature's attention and action.

As you know, this measure makes substantial changes from existing rules governing payment to farmers for crop damage. For the first time this measure authorizes compensation for "diseases or insect infestation". This may significantly broaden the demand for compensation. It also creates a disincentive to farmers to fight disease and pests.

In Paragraph III the requirement that farmers be registered with the Department of Agriculture at least 15 days prior to the disaster has been deleted. It has been the department's experience in the past that shortly after a disaster, many people come down to register their farms. This 15 day requirement is essential to limiting payments to only legitimate farmers. The Legislature has replaced this requirement with another of aerial photographs of all farm lands. However, no funds were appropriated to the Department for this purpose. It is estimated that it will cost at least \$2,000 per month to obtain these photographs.

Paragraph IV conflicts with ¶II.3. Paragraph IV denies payment for pest infestation but Paragraph II.3. allows it.

I urge you and your colleagues to take the above noted necessary corrective action as quickly as possible.

Sincerely,  
*Joseph F. Ada*  
JOSEPH F. ADA,  
Governor


220442



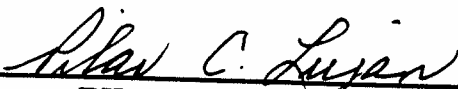
TWENTY-SECOND GUAM LEGISLATURE  
1993 (FIRST) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

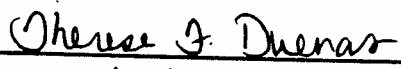
This is to certify that Substitute Bill No. 592 (LS), "AN ACT TO REPEAL AND REENACT THE RULES AND REGULATIONS GOVERNING THE COMPENSATION TO FARMERS FOR CROP DAMAGE PROGRAM AS PROMULGATED BY THE DEPARTMENT OF AGRICULTURE PURSUANT TO PUBLIC LAW 20-84," was on the 19th day of November, 1993, duly and regularly passed.

  
\_\_\_\_\_  
JOE T. SAN AGUSTIN  
Speaker

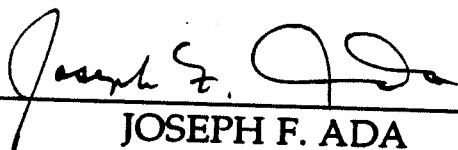
Attested:

  
\_\_\_\_\_  
PILAR C. LUJAN  
Senator and Legislative Secretary

-----  
This Act was received by the Governor this 24th day of November  
1993, at 10:12 o'clock A.M.

  
\_\_\_\_\_  
Theresa J. Duenas  
Assistant Staff Officer  
Governor's Office

APPROVED:

  
\_\_\_\_\_  
JOSEPH F. ADA  
Governor of Guam

Date: DEC 06 1993

Public Law No. 22-64

TWENTY-SECOND GUAM LEGISLATURE  
1993 (FIRST) Regular Session

Bill No. 592 (LS)

As amended by the EAD&I Committee  
and as substituted on the floor

Introduced by:

V. C. Pangelinan  
J. T. San Agustin  
T. S. Nelson  

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A. C. Blaz  
H. D. Dierking  
F. C. Camacho  
T. C. Ada  
J. P. Aguon  
E. P. Arriola  
M. Z. Bordallo  
C. T. C. Gutierrez  
P. C. Lujan  
D. Parkinson  
E. D. Reyes  
F. E. Santos  
D. L. G. Shimizu  
J. G. Bamba  
D. F. Brooks  
M. D. A. Manibusan  
T. V. C. Tanaka  
A. R. Unpingco

AN ACT TO REPEAL AND REENACT THE RULES AND  
REGULATIONS GOVERNING THE COMPENSATION  
TO FARMERS FOR CROP DAMAGE PROGRAM AS  
PROMULGATED BY THE DEPARTMENT OF  
AGRICULTURE PURSUANT TO PUBLIC LAW 20-84.

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

1           **Section 1. Introduction.** Pursuant to Public Law 20-84 relating to  
2 compensation for crop, ornamental, livestock and/or aquaculture or property  
3 damages due to natural disasters, rules and regulations were promulgated by  
4 the Department of Agriculture to effectuate administrative and operational  
5 implementation of the provisions of the statute. Such rules and regulations  
6 are entitled "Compensation to Farmers for Crop Damages Rules and  
7 Regulations as Amended" and went into effect on September 20, 1993 (the  
8 "Rules"). The Legislature has reviewed the Rules and while generally  
9 approving the same has determined to make certain changes thereto.

10           **Section 2. Revised Rules.** The Rules are hereby repealed and new  
11 Rules to read and be effective as follows are hereby enacted:

12                           **"Rules for Compensation to Farmers for Crop Damage**

13           **I. Administration:**

14           The Agricultural Development Services Division of the Department of  
15 Agriculture (the "Department") shall be the responsible body for the  
16 administration of this program.

17           **II. Definition:**

18           1. Bona fide farmer shall mean a person registered with the  
19 Department who commercially grows for profit fruits, crops,  
20 ornamentals, livestock, including aquaculture and/or similar products,  
21 who furnishes financial records that substantiate a claim to the  
22 Department's satisfaction and who is (a) a U. S. citizen, a permanent  
23 resident alien or who has been a resident of Guam for the immediately  
24 preceding five (5) years or (b) a corporation or partnership licensed to  
25 do business in Guam.

1           2. Department of and Director of Agriculture shall mean the  
2 Department and Director of Agriculture of the government of Guam  
3 and any successor to either of them.

4           3. Natural Disasters:

5           Shall mean typhoons, severe rain storms, floods, droughts, severe  
6 winds, acts occasioned exclusively by violence of nature, and diseases or  
7 insect infestation.

8           III. Registration and Application Procedures:

9           In order to be eligible to participate in this program, all farmers are  
10 required to register their farms with the Department. Registration and  
11 application must be filed with the Agricultural Development Services  
12 Division of the Department (the "Division"). The Division is responsible for  
13 verifying and sketching a detailed description of the farm, setting forth the  
14 type of operation, acreage and other information. The Department will  
15 maintain most recent aerial photographs of all farm lands. For the purposes  
16 of determining eligibility for compensation for damages, the applicant must  
17 register with the Division all plantings of crops, fruit trees, propagation of  
18 ornamentals, births of livestock, or stocking of aquaculture ponds.

19           IV. Restrictions of Payment:

20           When the Department, upon inspection, deems that a claim is being  
21 made on neglected, abandoned or pest-infested plants, crops, ornamentals,  
22 aquaculture ponds, and livestock, it shall refuse application for payment.  
23 Denial of said claim must be made in writing to the applicant. Farmers shall  
24 have the right to appeal such denial. The Agricultural Board of  
25 Commissioners shall hear all appeals.

26           V. Eligible Crops/Livestock/Ornamentals:

1 Only crops, fruit trees, propagated ornamentals, aquacultural  
2 broodstock and livestock grown or raised for commercial purposes registered  
3 with the Department are eligible for disaster compensation.

4 VI. Ineligible Crops/Livestock/Ornamentals:

5 The following are ineligible for disaster compensation:

- 6 1. Trees grown for windbreaks;
- 7 2. Roosters, horses, dogs, rabbits or other animals used for show  
8 or recreational purposes;
- 9 3. Ornamentals purchased for immediate resale.

10 VII. Calculation of Payments:

11 Payments are determined as follows:

12 1. Payments are based on current receipts furnished by the farmer  
13 to the Department for farm restoration and replacement of actual  
14 production-related expenses during the growing period to the time the  
15 disaster occurred. A sole proprietor's labor shall be included.

16 2. The maximum amount of payment shall not exceed Twenty  
17 Thousand Dollars (\$20,000) per farmer and shall be based on  
18 availability of funds. Only expenses NOT recovered by sales prior to  
19 and after the disaster will be allowed.

20 VIII. Other provisions:

21 1. Upon the occurrence of a natural disaster, the Director, who  
22 shall effectuate the administrative and operational implementation of  
23 the statute shall make an assessment within seventy-two (72) hours  
24 based on evidence as to what crops, fruit trees, propagated  
25 ornamentals, aquacultural broodstock, commercially grown or raised  
26 livestock, and property have been damaged by natural disasters such as

1 typhoons, severe rainstorms, floods, and droughts. He shall forward  
2 his assessment to the Governor with a recommendation for the  
3 declaration of a natural disaster and the designation of areas eligible to  
4 receive compensation for crop or property damages that have occurred  
5 as a result of the natural disaster.

6 2. All damage reports shall be made in a form approved by the  
7 Director who shall verify that the crops, fruit trees, propagated  
8 ornamentals, aquacultural broodstock, and commercially grown or  
9 raised livestock was registered with the Department, inspected by his  
10 delegated personnel and certified by the farmer. The farmer must be  
11 present during field assessments. All damage reports shall be filed with  
12 the Division. A final report must be issued within thirty (30) days after  
13 the deadline for filing an application for disaster compensation  
14 respecting crops, fruit trees, propagated ornamentals, aquacultural  
15 broodstock, commercially grown or raised livestock, or property  
16 damage. All reports remain permanent records of the Department.

17 3. Application for crop or property damage compensation must  
18 be filed with the Division within four (4) weeks of the date of the  
19 disaster declaration by the Governor. The Director shall publicize twice  
20 a week over the electronic and printed news media that such a disaster  
21 declaration was made.

22 4. Compensation shall be based on availability of funds.  
23 Compensation for damages shall be prioritized in the following order:

24 First priority: Crops, fruit trees, propagated ornamentals,  
25 livestock, aquaculture broodstock, livestock building, greenhouse,  
26 aquaculture ponds;

1           **Second priority: Other farm building/structures;**

2           **Third priority: Farm roads."**

3           **Section 3. Rules on damage compensation.** Within sixty (60) days of  
4 enactment of these Rules under this Act, the Department shall submit to the  
5 Legislature and to the Agricultural Board of Commissioners proposed rules  
6 and regulation on damage compensation for:

7           1. Crops,

8           2. Livestock,

9           3. Fruit trees,

10          4. Ornamentals, and

11          5. Aquacultural broodstock.

12          **Section 4. Effect of repeal.** The repeal of the Rules which became  
13 effective on September 23, 1993 shall not adversely affect any applications or  
14 grants of compensation for crop damage made before the effective date of  
15 such repeal.



**TWENTY-SECOND GUAM LEGISLATURE**  
**1993 (FIRST) Regular Session**

Date: 11/19/93

**VOTING SHEET**  
 (AS REVISED)

Bill No. 592

Resolution No. \_\_\_\_\_

Question: \_\_\_\_\_

NAME	AYE	NO	NOT VOTING/ ABSTAINED	ABSENT/ OUT DURING ROLL CALL
ADA, Thomas C.	✓			
AGUON, John P.	✓			
ARRIOLA, Elizabeth P.	✓			
BAMBA, J. George	✓			
BLAZ, Anthony C.	✓			
BORDALLO, Madeleine Z.	✓			
BROOKS, Doris F.	✓			
CAMACHO, Felix P.	✓			
DIERKING, Herminia D.	✓			
GUTIERREZ, Carl T. C.	✓			
LUJAN, Pilar C.	✓			
MANIBUSAN, Marilyn D. A.	✓			
NELSON, Ted S.	✓			
PANGELINAN, Vicente C.	✓			
PARKINSON, Don	✓			
REYES, Edward D.	✓			
SAN AGUSTIN, Joe T.	✓			
SANTOS, Francis E.	✓			
SHIMIZU, David L. G.	✓			
TANAKA, Thomas V. C.	✓			
UNPINGCO, Antonio R.	✓			

TOTAL

21   0   0   0

Office of



The People

Senator Vicente C. Pangelinan  
Twenty-Second Guam Legislature

Chairman, Committee on Economic-Agricultural Development and Insurance  
130 Aspinall Avenue • Suite 101 • Agana Guam • 96910 Phone (671) 472-3552-4 Fax (671) 472-3556

October 19, 1993

Speaker Joe T. San Agustin  
Twenty-Second Guam Legislature  
155 Hesler St.  
Agana, Guam 96910

Dear Mr. Speaker,

The Committee on Economic-Agricultural Development and Insurance, to which was referred Bill 592 wishes to report back to the Legislature with its recommendation **TO DO PASS** as amended by the Committee. The voting record is as follows:

TO PASS	<u>08</u>
NOT TO PASS	<u>0</u>
ABSTAIN	<u>0</u>
TO PLACE IN INACTIVE FILE	<u>0</u>

Copies of the Committee Report and other pertinent documents are attached. Your attention to this matter is appreciated.

Sincerely,

  
VICENTE C. PANGELINAN

Attachments.

Office of



The People

Senator Vicente C. Pangelinan  
Twenty-Second Guam Legislature

Chairman, Committee on Economic-Agricultural Development and Insurance  
130 Aspinall Avenue • Suite 101 • Agana Guam • 96910 Phone (671) 472-3552-4 Fax (671) 472-3556

September 13, 1993

MEMORANDUM

TO: Members, Committee on  
Economic-Agricultural Development & Insurance


FROM: Sen. Vicente C. Pangelinan

SUBJECT: Committee Report and Voting Sheet

Transmitted herewith for your information and action is the Committee Report concerning Bill592. The narrative report is accompanied by the following:

1. Committee Voting Sheet
2. Written Testimony
3. Evidentiary Materials

Should you have any questions on the narrative report or the accompanying documents, I would be happy to answer any of them. Please take the appropriate action on the attached voting sheet and return the documents to my office for transmittal to the other members. Your prompt attention and cooperation in this matter is greatly appreciated.

  
VICENTE C. PANGELINAN  
Chairman

attachments.

Office of



The People

# Senator Vicente C. Pangelinan

Twenty-Second Guam Legislature

Chairman, Committee on Economic-Agricultural Development and Insurance  
130 Aspinall Avenue • Suite 101 • Agana Guam • 96910 Phone (671) 472-3552-4 Fax (671) 472-3556

## COMMITTEE VOTING SHEET

SUBJECT: Bill 592 as amended by the EAD & I Committee.

Committee Members	Initial	To Pass	Not to Pass	Abstain	To Place In Inactive File
V.C. Pangelinan		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
T.C. Ada		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
A.C. Blaz		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
F.P. Camacho		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
H.D. Dierking		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
P.C. Lujan	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
M.D.A. Manibusan	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
T. Nelson		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
E.D. Reyes		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
J.T. San Agustin		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
T.V.C. Tanaka	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

TWENTY-SECOND GUAM LEGISLATURE  
1993 (First) Regular Session

Bill 592  
Introduced by:  
and amended by the EAD&I Committee

V.C. Pangelinan  
*Gov. An. Dept. (2)*  
*T.S. Velh*  
*A. C. BLAZ*  
*Ministry*  
*FC Camacho*

AN ACT TO ENACT AMENDMENTS TO THE RULES AND REGULATIONS GOVERNING THE COMPENSATION TO FARMERS FOR CROP DAMAGES PROGRAM AS ADMINISTERED AND APPROVED BY THE DEPARTMENT OF AGRICULTURE PURSUANT TO PL 20-84.

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

1           SECTION 1. INTRODUCTION. For purposes of implementation pursuant to  
2 Government of Guam Public Law 20-84 of September 14, 1989 relating to  
3 Compensation for crop, ornamental, livestock and/or aquaculture or property  
4 damages due to natural disasters, the following rules and regulations are hereby  
5 established to effectuate the administrative and operation implementation of the  
6 statutory provisions of the law:

7           I.    Administration

8           The Agricultural Development Services division of the  
9 Department of Agriculture shall be the responsible body  
10 for the Administration of this program.

11          II.   Definitions

12           1.    Bonafide Farmers:

13           Shall mean a person registered with the  
14 Department of Agriculture who commercially grows for  
15 profit fruits, crops, ornamentals, livestock: including  
16 aquaculture and/ or similar products: must be a U.S.  
17 citizen or authorized corporation: of legal age: a five (5)  
18 year resident of Guam: and who furnishes current sales  
19 and purchase receipts and/or Schedule F tax records.

20           2.    Department and Director of Agriculture:

21           Shall include any successor to said Department or  
22 Director of Agriculture.

3. Natural Disaster:

Shall be construed to mean typhoons, severe rain storms, floods, drought, severe winds, and diseases or insect infestation; an act occasioned exclusively by violence of nature.

III. Registration and Application Procedures

In order to be eligible to participate in this program, all farmers are required to register their farms with the Department of Agriculture. Registration and application must be filed with the Agricultural Development Services Division. The Division is responsible for verifying and sketching a detailed description of the farm, setting forth the type of operation, acreage and other information. The Department will maintain most recent aerial photographs of all farm lands. For the purposes of determining eligibility for compensation for damages, the applicant must register with the Department of Agriculture's Agricultural Development Services Division all plantings of crops, fruit trees, propagation of ornamentals, births of livestock, or stocking of aquaculture ponds.

IV. Restrictions of Payment

When the Department, upon inspection, deems that a claim is being made on neglected, abandoned or pest infested plants, crops, ornamentals, aquaculture ponds, and livestock, it shall refuse application for payment. Denial of said claim must be made in writing to the applicant. Farmers shall have right to appeal. The Agricultural Board of Commissioners shall hear all appeals.

V. Eligible Crops/Livestock/Ornamentals

Crops, fruit trees, propagated ornamentals, aquacultural broodstock and livestock grown or raised for commercial purposes only. Only those crops registered with the Department of Agriculture are eligible for disaster compensation.

VI. Ineligible Crops/Livestock/Ornamentals

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August 18, 1993

**Committees:**

**CHAIRPERSON:**

**Rules**

**CHAIRPERSON:**

**Ways & Means**

**MEMBER:**

**Economic-Agricultural Development, and Insurance**

**Education**

**Electrical Power and Consumer Protection**

**Federal and Foreign Affairs**

**General Governmental Operations and Micronesian Affairs**

**Health, Ecology and Welfare**

**Judiciary and Criminal Justice**

**Tourism and Transportation**

**Youth, Senior Citizens and Cultural Affairs**

**MEMORANDUM**

**TO:** Chairperson, Committee on Economic-Agricultural Development & Insurance  
**FROM:** Chairperson, Committee on Rules  
**SUBJ:** Referral-Bill Nos. 592 & 593

The above Bills are referred to your Committee. Please note that the referral are subject to ratification by the Committee on Rules at its next meeting. It is recommended you schedule a public hearing at your earliest convenience.

Attachment



*Herminia D. Dierking*  
**HERMINIA D. DIERKING**

## COMMITTEE REPORT ON Bill 592

An act to enact amendments to the Rules and Regulations governing the Compensation to Farmers for Crop Damages Program as administered and approved by the Department of Agriculture pursuant to PL 20-84.

### I. OVERVIEW

The Committee on Economic-Agricultural Development and Insurance having jurisdiction over agricultural matters and referred proposed Rules and Regulations to the Compensation to Farmers for Crop Damages and Bill 592, conducted a public hearing at 9:00 am Thursday, August 26 1993. Because Guam is currently in the typhoon season, Department of Agriculture officials expressed concern that amendments to the program be approved expeditiously by legislative review and passage of Bill 592.

Notice of public hearing was published twice in the Pacific Daily News. Chairman Pangelinan presided and the following members were present: Vice-Chairman Tom Ada, Sens. Pilar C. Lujan, Marilyn Manibusan and Felix Camacho.

### II. SUMMARY OF TESTIMONY

Felix Quan, member of Soil Water Conservation District and the Agricultural Board of Commissioners, requested Mrs. Ibanez read from his prepared testimony. Mr. Quan conducted two meetings, March 18 and 25, 1993 surveying the opinions of Guam farmers concerning amendments to the grant program. Mr. Quan stated that in each of these two meetings, farmers expressed the desire to establish a separate grant program for ornamental producers. Although he concurred Guam's agricultural industry would benefit in the long-run from crop insurance program, he stated the grant program is still needed to provide assistance.

Mr. Quan stated governing rules and regulations on grant eligibility should be restricted to those who farm for commercial purposes and that the maximum grant amount be increased to \$20,000 per eligible farmer. He further stated that the grant application process should be simplified and that grant applicants be given sufficient time to submit their claim forms.

Thelma Garrido, financial assistance officer for the Guam Economic Development Authority appeared with suggestions and comments. She stated GEDA administers several loan programs to assist farmers and currently has 30 or more farm loans in its portfolio.



On page 2 line 25 under "natural disasters" , Ms. Garrido suggested the Committee should further qualify what a severe rainstorms should constitute. On page 3 line 12 under registration and application procedures, she suggested applicants be given an even longer period to register, forty to ninety days before the disaster. She stated deadlines for filing claims under the program should follow other disaster assistance application deadlines such as thirty to sixty days.

On page 3 item number 4 under "restrictions on payment", she suggested substituting the words "adversely negligible conditions" would be more appropriate language to use as a basis for determining ineligible claims. On page 5 item 2, Ms. Garrido asked what is the base funding for claim awards and whether an applicant would be restricted to the number of claims filed in a calendar year? Because of the frequency of typhoons and other natural disasters she expressed concern about the program being able to provide enough funding assistance.

Senator Pangelinan stated base funding for the program is outlined in the public law; a disaster assessment is made by the Department of Agriculture which is based on losses and that funding amount is determined and appropriated upon a declaration of a natural disaster by the governor.

Ms. Garrido stated overall GEDA would like to see a long term program in effect that is far more beneficial to the farmers and that's the crop insurance program . If this program is implemented, GEDA would like to see an eventual termination of this program, requiring those farmers who have benefited form this program to move into the crop insurance program. This is obviously a grant. Participating in the insurance program farmers will be able to determine the size of their farms and the expenses and profits and so forth and they should be able to pay those premiums to insure them from damages in the future. Doing all this damage assessment, going to the legislature, going to the governor for funding waiting for distribution, is a cumbersome process for the farmers.

Mr. Garrido further suggested claim awards for structures should clearly exclude residential or commercial structures since those structures are generally covered by insurance.

Kin Naputi, representing the Department of Agriculture stated his support for a timely passage of the bill. Because Guam is currently in the typhoon season and there is now there is no funding for the insurance program, the crop compensation grant program should be effectuated. The Department drafted the original rules and regulations and recognizes it needs continual updating to ensure all parties affected will be assisted.

Senator Ada asked if crop insurance is available on the market today?

Ms. Garrido explained the crop insurance program was created by statute, the program currently has no funding. GEDA will be administering the program and is currently in the process of writing its governing rules and regulations which will rely on the Department of Agriculture to ensure the appropriate technical requirements are being met.

Mr. Quan stated the current rules limit insurance coverage to expenses but does not cover earnings or expected income. He and other farmers would like to see that provided in an insurance policy.

Senator Pangelinan stated the Committee has been working with farmers and GEDA to develop acceptable rules and regulations for the crop insurance program as well as identifying funding sources. He suggested streamlining registration, documentation to allow federal crop insurance participation in the local program.

Sen. Camacho asked how many GEDA loans are to farmers and what is the average loan amount. Ms. Garrido stated GEDA has currently 30 plus farm loans averaging \$450,000. She stated GEDA's agricultural portfolio indicates farmers are GEDA's best paying loan customers. Sen. Camacho stated because of the nature of farming and the type of investments required, he would support programs that would insure against any type of loss associated with natural disasters.

Senator Pangelinan stated he supported attending to the needs of Guam's farmers because farmers work hard in the field, and are conscious about their own financial obligations and meeting their obligations to this community.

### III. FINDINGS AND RECOMMENDATIONS

The Committee finds it necessary and appropriate to support and promulgate revisions to the Compensation to Farmers for Crop Damage Program administered by the Department of Agriculture pursuant to PL 20-84. While it recognizes the Crop Insurance Program to be administered by the Guam Economic Development Authority could more effectively help spread the risk of losses incurred by natural disasters long-term, a grant program with amended governing rules can provide needed assistance during the current typhoon season.

Until GEDA establishes the rules and regulations for the crop insurance program, and receives funding to administer the insurance program, the grant program under the Department of Agriculture is currently the only assistance program available to farmers who have suffered crop damages as a result of natural disaster.

The Economic-Agricultural Development and Insurance Committee wishes to report Bill 592 out of Committee with a recommendation TO DO PASS as amended.

*Cop Copy sent  
file*

TO: Senator Pangelinan  
FROM: Chairman  
Agricultural Board of Commissioners  
DATE: March 29, 1993

Submitted herewith are the results of opinions raised by farmers present at two meetings--one held on March 18, 1993 at Ramon San Agustin's farm in Dededo and at the Inarajan's Major's office on March 25, 1993.

The subject at these meetings was the proposed Crop Disaster Compensation to farmers presented to the legislature by the Department of Agriculture on Feb 18, 1993.


Dededo meeting on March 18, 1993.

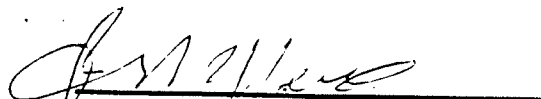
All present approved of the enclosed proposal. Please note that ornamental products are excluded. All agreed that a separate legislation be enacted for ornamental producers.

Inarajan meeting on March 25, 1993:

All present approved of the enclosed proposal (with one exception who objected to the inclusion of ornamental producers).

Mr. Jesus Meno, representing your office, was present at both occasions to witness the proceedings.

  
Felix P. Quan

  
Jesus Meno

- 1. Trees grown for windbreaks.
- 2. Roosters, horses, dogs, rabbits or other animals used for show or recreational purposes.
- 3. Ornaments purchased for immediate resale.

VII. Calculation Payments

Payments are determined as follows:

- 1. Payments are based on current receipts furnished by the farmer to the Department for farm restoration and replacement of actual production related expenses during the growing period to the time the disaster occurred. Sole proprietorship's labor shall be included.
- 2. The maximum amount of payment shall not exceed twenty-thousand dollars (\$20,000) per farmer and shall be based on availability of funds. Only expenses NOT recovered by sales prior to and after the disaster will be allowed.

VIII. Others

- 1. Upon the occurrence of a natural disaster, the Director of Agriculture, who shall effectuate the administrative and operational implementation of the law shall make an assessment within seventy-two (72) hours upon evidence that crops, fruit trees, propagated ornamentals, aquacultural broodstock, commercially grown or raised livestock, and property are damaged by natural disasters such as typhoons, severe rainstorms, floods, and droughts. He shall forward his assessment to the Governor with a recommendation for the declaration of a natural disaster and the designation of areas eligible to receive compensation for crop or property damages that have occurred as a result of the natural disaster.
- 2. All damage reports would be made in a form approved by the Director who shall verify crops, fruit trees, propagated ornamentals, aquacultural broodstock, and commercially grown or raised livestock as registered with the Department, as inspected by assignees and certified by the farmer. The farmer must be present

1 during field assessment. All damage reports are received  
 2 at the Agricultural Development Services Division,  
 3 Department of Agriculture. A final report must be issued  
 4 within thirty (30) days after deadline of application or  
 5 submission for crops, fruit trees, propagated ornamentals,  
 6 aquacultural broodstock, commercially grown or raised  
 7 livestock, or property damages. All reports remain as  
 8 permanent records of the Department.

9 3. Application for crop or property damage  
 10 compensation must be filed with the Agricultural  
 11 Development Services Division, Department of  
 12 Agriculture within four (4) weeks of the date a disaster  
 13 declaration was made by the Governor. The director  
 14 shall publicize twice a week over the electronic and  
 15 printed media that disaster occurred.

16 4. Compensation is based on availability of funds.  
 17 Compensation for damages shall be prioritized in the  
 18 following order:

- 19 1. Crops, fruit trees, propagated ornamentals,  
 20 livestock, aquaculture broodstock, livestock  
 21 building, greenhouse, aquaculture ponds.
- 22 2. Other farm building/structures.
- 23 3. Farm roads.

24 IX. Within sixty (60) days after enactment of this rules and  
 25 regulations, the Department of Agriculture shall submit to the  
 26 Legislature and the Agricultural Board of Commissioners rules and  
 27 regulation on damage compensation for:

- 28 1. Livestock
- 29 2. Fruit trees
- 30 3. Ornamentals
- 31 4. Aquacultural broodstock

TWENTY-SECOND GUAM LEGISLATURE  
1993 (First) Regular Session

93 AUG 17 PM 3:30

Bill No 572  
Introduced by:

V.C. Panggelinan



AN ACT TO ENACT AMENDMENTS TO THE RULES AND REGULATIONS GOVERNING THE COMPENSATION TO FARMERS FOR CROP DAMAGES PROGRAM AS ADMINISTERED AND APPROVED BY THE DEPARTMENT OF AGRICULTURE PURSUANT TO P.L. 20-84.

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

1 Section 1. INTRODUCTION. *For purposes of implementation*  
2 *pursuant to Government of Guam Public Law 20-84 of September 14, 1989*  
3 *relating to Compensation for crop, ornamental, livestock and/or*  
4 *aquaculture or property damages due to natural disasters, the following*  
5 *rules and regulations are hereby established to effectuate the*  
6 *administrative and operation implementation of the statutory provisions of*  
7 *the law.:*

8 I. Administration.

9 The Agricultural Development Services Division of the  
10 Department of Agriculture shall be the responsible body for the  
11 Administration of this program.

12 II. Definitions

13 1) Classes of Bonafide Farmers:

14 Class A shall mean a person registered with the Department of  
15 Agriculture who commercially grows fruits, vegetables,

1 ornaments, livestock; including aquaculture and/or similar  
2 products; must be a U.S. citizen or authorized corporation; of  
3 legal age; a five(5) year resident of Guam; and who furnishes  
4 current sales and purchase receipts and/or Schedule F tax  
5 records.

6 Class B shall mean a person registered with the Department of  
7 Agriculture who engage in one or any combination of the  
8 following activities:

9 a) Vegetable growing comprising a minimum of 1/2  
10 (half) acre of one particular crop;

11 b) Six (6) sows or gilts;

12 c) Ten (10) cows;

13 d) 100 chicken layers or other poultry;

14 e) 50 fruit or nut trees (60 hills of banana)

15 f) Nursery comprising of 273 or more of various  
16 sizes of potted plants;

17 g) Aquaculture consisting of 50'X50' size pond of  
18 larger;

19 who is a U.S. citizen of authorized corporation; of  
20 legal age; a five (5) year resident of Guam who  
21 furnishes current sales and/or purchase receipts  
22 and/or last Schedule F tax records.

23 2) Department and Director of Agriculture shall include any  
24 successor to said Department of Director of Agriculture.

25 3) Natural Disaster shall be construed to mean typhoons,  
26 severe rain storms, floods and drought. An Act occasioned



1 exclusively by violence of nature without interference of any  
2 human agency.

3 III. Registration and Application Procedures.

4 In order to be eligible to participate in this program,  
5 all farmers are required to register their farms with the  
6 Department of Agriculture. Registration and application must  
7 be filed with the Agricultural Development Services Division.  
8 The Division is responsible for verifying and sketching a  
9 detailed description of the farm, setting forth the type of  
10 operation, acreage and other information. Registration and  
11 application must have been filed with the Agricultural  
12 Development Services Division fifteen (15) days before a  
13 natural disaster declaration is made by the Governor or  
14 determined by the Director of Agriculture. Any farmer failing  
15 to file a claim after the established deadline will be ineligible  
16 for compensation. Registration shall be open on a year round  
17 basis, but in no case shall a farmer be considered eligible for  
18 this program if not registered 15 days before occurrence of the  
19 natural disaster.

20 IV. Restrictions on payment.

21 When the Department, upon inspection, deems that a  
22 claim is being made on neglected, abandoned or pest infested  
23 plants, crops or livestock, it shall refuse application for  
24 payment. Denial of said claim must be made in writing to the  
25 applicant. Such denial shall clearly state the reasons for denial  
26 and cite applicable sections of these rules and regulations as it's  
27 basis of denial.

1 V. Acceptable Production Evidence of Documents.

- 2 1. Sales of Farmer Co-op receipts.
- 3 2. Department of Agriculture's monthly crop
- 4 forecast and field assessment.
- 5 3. Purchase receipts of fertilizers, pesticides, seeds
- 6 and other agricultural supplies and equipment.
- 7 4. Schedule F Tax form filed in the previous year.
- 8 5. Ornamental inventory on actual plants
- 9 propagated.
- 10 6. Department of Agriculture's Water Rate
- 11 Certification Report.

12 VII. Eligible Crops/Livestock/Ornamentals.

13 Ornamentals propagated by farmer, fruit trees, crops

14 and livestock grown or raised for commercial purposes only.

15 Only those crops registered with the Department of Agriculture

16 are eligible for disaster compensation.

17 VIII. Ineligible Crops/Livestock/Ornamentals

- 18 1. Trees grown for windbreaks.
- 19 2. Roosters, horses, dogs, rabbits or other animals
- 20 used for show or recreational purposes.
- 21 3. Ornamentals purchased for resale.

22 IX. Allocation of Claim Awards. Awards are determined

23 as follows:

- 24 1. Awards are based on current receipts furnished by the
- 25 applicant to the Department for farm restoration and
- 26 replacement of actual production related expenses during the
- 27 growing period to the time the disaster occurred.

1           2.           Seventy-five (75) percent of available funding shall be  
2 allocated to eligible Class A Farmers with a total maximum  
3 award not to exceed ten thousand dollars (\$10,000) for each  
4 applicant. Eligible applicants can file claims for each of the  
5 following categories not to exceed two thousand five hundred  
6 dollars (\$2,500). Awards or claims may be applied to the  
7 different categories as supported by records of cost of damages  
8 in each category not to exceed the total allowable award:

- 9           a. Crops/Fruit Trees/Ornamentals  
10           b. Livestock/Aquaculture  
11           c. Farm roads  
12           d. Building/Structure

13           3. Twenty-Five (25) percent of available funding shall be  
14 allocated to eligible Class B Farmers with a maximum award  
15 not to exceed four thousand dollars (\$4,000) for each Class B  
16 Farmer applicant. Eligible applicants can file claims for each of  
17 the following categories not to exceed one thousand dollars  
18 (\$1,000). Awards or claims may be applied to the different  
19 categories as supported by records of cost of damages in each  
20 category not to exceed the total allowable award:

- 21           a. Crops/Fruit Trees/Ornamentals  
22           b. Livestock/Aquaculture  
23           c. Farm roads  
24           d. Building/Structure

25           X.           Others

26           1.           Claim applications for crop or property damage awards  
27 must be filed with the Agricultural Development Services

1. Division, Department of Agriculture within two (2) weeks of the date a disaster determination was made by the Director of Agriculture. The Director shall publicize twice a week over the electronic and printed media that disaster has occurred. No late claims shall be accepted.

2. The Director of Agriculture who shall effectuate the administrative and operational implementation of the law shall issue a disaster assessment determination within seventy-two (72) hours upon evidence that crops and property have been damaged as a result of natural disasters, including typhoons, severe rainstorms, flooding and droughts and shall designate areas eligible to receive compensation for crop or property damages that have occurred as a result of the natural disaster.

3. All claim applications must be made in a form approved by the Director; he shall verify crops grown as inspected by assignees and certified by the applicant. The applicant must be present during field assessment. All damage reports are received at the Agricultural Development Services Division, Department of Agriculture. A final report must be issued within thirty (30) days after deadline of application or submission for crop or property claims. All reports remain as permanent records of the Department.

I N A M M

COMPENSATION TO FARMERS FOR CROP DAMAGES  
RULES AND REGULATIONS AS AMENDED

INTRODUCTION

For purposes of implementation pursuant to Government of Guam Public Law 20-84 of September 14, 1989 relating to Compensation for crop, ornamental livestock and/or aquaculture or property damages due to natural disasters, the following rules and regulations are hereby established to effectuate the administrative and operation implementation of the statutory provisions of the law.

I. Administration

The Agricultural Development Services division of the Department of Agriculture shall be the responsible body for the Administration of this program.

II. Definitions

1. Class of Bonafide Farmers:

Class A: Shall mean a person registered with the Department of Agriculture who commercially grows for profit fruits, vegetables, ornamentals, livestock; including aquaculture and or similar products; must be a U. S. citizen or authorized corporation; of legal age; a five (5) year resident of Guam; and who furnishes current sales and purchase receipts and or Schedule F tax records.

2. Department and Director of Agriculture:

Shall include any successor to said Department or Director of Agriculture.

3. Natural Disaster:

Shall be construed to mean typhoons, severe rain storms, floods, drought, severe winds, and diseases or insect infestation. An Act occasioned exclusively by violence of nature and/or interference of any human agency of the Government (Local or Federal).

III. Registration and Application Procedures

In order to be eligible to participate in this program, all farmers are required to register their farms with the Department of Agriculture. Registration and application must be filed with the Agricultural Development Services Division. The Division is responsible for verifying and sketching a detailed description of the farm, setting forth the type of operation, acreage and other information. The Department will maintain most recent aerial photographs of all farm lands.

IV. Restrictions of Payment

When the Department, upon inspection, deems that a claim is being made on neglected, abandoned or pest infested plants, crops or livestock, it shall refuse application for payment. Denial of said claim must be made in writing to the applicant. Farmer shall have right to appeal.

V. Eligible Crops Livestock Ornaments

Ornaments propagated by farmer, fruit trees, crops and livestock grown or raised for commercial purposes only. Only those corps registered with the Department of Agriculture are eligible for disaster compensation.

VI. Ineligible Crops L livestock Ornamentals

1. Trees grown for windbreaks.
2. Roosters, horses, dogs, rabbits or other animals used for show or recreational purposes.
3. Ornamentals purchased for resale.

VII. Calculation Payments

Payments are determined as follows:

1. Payments are based on current receipts furnished by the farmer to the Department for farm restoration and replacement of actual production related expenses during the growing period to the time the disaster occurred. Sole proprietorship's labor shall be included.
2. The maximum amount of payment shall not exceed twenty-thousand dollars (\$20,000) per farmer and shall be based on availability of funds. Only expenses NOT recovered by sales prior and after disaster will be allowed.

VIII. Others

1. The Director of Agriculture who shall effectuate the administrative and operational implementation of the law shall make a natural disaster determination within seventy-two (72) hours upon evidence that crops and property are damaged by natural disasters such as typhoons, severe rainstorms, floods, and droughts and shall designate areas eligible to receive compensation for crop or property damages that have occurred as a result of the natural disaster. This shall include Government induces disaster (Ref. II 3).

2. All damage reports would be made in a form approved by the Director; he shall verify crops grown as inspected by assignees and certified by the farmer. The farmer must be present during field assessment. All damage reports are received at the Agricultural Development services division, Department of Agriculture. A final report must be issued within thirty (30) days after deadline of application or submission for crop or property damages. All reports remain as permanent records of the Department.

3. Application for crop or property damage compensation must be filed with the Agricultural Development Services Division, Department of Agriculture within three (3) weeks for crops and four (4) weeks for livestock of the date a disaster determination was made by the Director of Agriculture. The director shall publicize twice a week over the electronic and printed media that disaster occurred.

4. Compensation is based on availability of funds.

Compensation for damages shall be prioritized in the following order:

1. Crops, fruits trees, ornamentals, livestock, aquaculture, livestock building greenhouse.
2. Other farm buildings structures.
3. Farm roads.

IX. Within sixty (60) days after enactment of this rules and regulations, the Department of Agriculture shall submit to the legislation rules and regulation on damage compensation for:

1. Livestocks
2. Fruit trees
3. Ornamentals



COMPENSATION TO FARMERS FOR CROP DAMAGES  
RULES AND REGULATIONS AS AMENDED

1

INTRODUCTION

For purposes of implementation pursuant to Government of Guam Public Law 20-84 of September 14, 1989 relating to Compensation for crop, livestock and/or aquaculture or property damages due to natural disasters, the following rules and regulations are hereby established to effectuate the administrative and operation implementation of the statutory provisions of the law.

I. Administration

The Agricultural Development Services division of the Department of Agriculture shall be the responsible body for the Administration of this program.

II. Definitions

1. Class of Bonafide Farmers:

Class A: Shall mean a person registered with the Department of Agriculture who commercially grows for profit fruits, vegetables, or livestock; including aquaculture and or similar products; must be a U. S. citizen or authorized corporation; of legal age; a five (5) year resident of Guam; and who furnishes current sales and purchase receipts and or Schedule F tax records.

2. Department and Director of Agriculture:

Shall include any successor to said Department or Director of Agriculture.

3. Natural Disaster:

Shall be construed to mean typhoons, severe rain storms, floods, drought, severe winds, and diseases or insect infestation. An Act occasioned exclusively by violence of nature and or interference of any human agency of the Government (Local or Federal).

### III. Registration and Application Procedures

2

In order to be eligible to participate in this program, all farmers are required to register their farms with the Department of Agriculture. Registration and application must be filed with the Agricultural Development Services Division. The Division is responsible for verifying and sketching a detailed description of the farm, setting forth the type of operation, acreage and other information. The Department will maintain most recent aerial photographs of all farm lands.

### IV. Restrictions of Payment

When the Department, upon inspection, deems that a claim is being made on neglected, abandoned or pest infested plants, crops or livestock, it shall refuse application for payment. Denial of said claim must be made in writing to the applicant. Farmer shall have right to appeal.

### V. Eligible Crops Livestock

Fruit trees, crops and livestock grown or raised for commercial purposes only. Only those corps registered with the Department of Agriculture are eligible for disaster compensation.

### VI. Ineligible Crops Livestock Ornaments

1. Trees grown for windbreaks.
2. Roosters, horses, dogs, rabbits or other animals used for show or recreational purposes.
3. And others for show purposes only.

## VII. Calculation Payments

Payments are determined as follows:

1. Payments are based on current receipts furnished by the farmer to the Department for farm restoration and replacement of actual production related expenses during the growing period to the time the disaster occurred. Sole proprietorship's labor shall be included.
2. The maximum amount of payment shall not exceed twenty-thousand dollars (\$20,000) per farmer and shall be based on availability of funds. Only expenses NOT recovered by sales prior and after disaster will be allowed.

## VIII. Others

1. The Director of Agriculture who shall effectuate the administrative and operational implementation of the law shall make a natural disaster determination within seventy-two (72) hours upon evidence that crops and property are damaged by natural disasters such as typhoons, severe rainstorms, floods, and droughts and shall designate areas eligible to receive compensation for crop or property damages that have occurred as a result of the natural disaster. This shall include Government induces disaster (Ref. II 3).
2. All damage reports would be made in a form approved by the Director; he shall verify crops grown as inspected by assignees and certified by the farmer. The farmer must be present during field assessment. All damage reports are received at the Agricultural Development services division, Department of Agriculture. A final report must be issued within thirty (30) days after deadline of application or submission for crop or property damages. All reports remain as permanent records of the Department.

3. Application for crop or property damage compensation must be filed with the Agricultural Development Services Division, Department of Agriculture within three (3) weeks for crops and four (4) weeks for livestock of the date a disaster determination was made by the Director of Agriculture. The director shall publicize twice a week over the electronic and printed media that disaster occurred.

4. Compensation is based on availability of funds.

Compensation for damages shall be prioritized in the following order:

1. Crops, fruits trees, livestock, aquaculture, livestock building.
2. Other farm buildings structures.
3. Farm roads.

IX. Within sixty (60) days after enactment of this rules and regulations, the Department of Agriculture shall submit to the legislation rules and regulation on damage compensation for:

1. Livestocks
2. Fruit trees





# A guide for imitating favorite famous women

**Gannett News Service**  
 If you could be any famous woman for a day, who would it be? ... who's smart, succumbingly original, ... let the world adulate, instead of the usual ...  
 ... like Audrey Hepburn. Just to expect ... that endearing and that ...  
 ... Sharon Stone? Certainly. We all have basic instincts. But ...  
 ... What about Gloria Steinem? ... she's put into 20 years of pushing the women's movement forward.  
 ... So here's a tribute to five women we love and a guide to what admirers can wear to imitate their special style. We'd trade places with any of them for 24 hours.  
 ... If we're talking Audrey, though, make it a decade.  
 ... "I like rough edges." — Sharon Stone in "Basic Instinct."  
 What to wear: When a woman's being interrogated, she instinctively knows it's fitting to wear something in basic white.  
 ... "The things that I violate for people, their good taste or what-

ever, I feel I should violate. Because I hate the hypocrisy." — Roseanne Arnold.  
 What to wear: The loose meat sandwich lady looks like a piece of hamburger heaven in a red pant suit and black bustier — and bubblegum.  
 ... "If there's anybody around who can grow up and still be a rock 'n' roll woman, it's got to be Tina." — Keith Richards on Tina Turner.  
 What to wear: Private dancers can head out in public in a short, smock top belted wide and stiletto-high heels.  
 ... "I think the golden rule works for men as written, but for women it should go the other way around. We need to do unto ourselves as we do unto others." — Gloria Steinem.  
 What to wear: Trot out those liberating '70s fashions like vintage bells, ribbed long-sleeve top, aviator glasses and please, don't forget your platform shoes.  
 ... "In a cruel and imperfect world, she was living proof that God could still create perfection." — Rex Reed on Audrey Hepburn.  
 What to wear: To breakfast at Tiffany's in style, wear a vintage black cocktail sheath and black mid-arm gloves. Top the look with a pearl choker and a tiara nestled in your bee-hive hairdo.

# New fashion critic is giving Blackwell a run for his money

**Gannett News Service**  
 As one of the most outspoken members of the fashion police, Leon Hall knows a moving violation when he sees one. Take Delta Burke.  
 "On Designing Women, the fatter she got, the worse her clothes got," Hall draws in his faint yet quaint Southern accent.  
 "Everything she wore began to look like a divided highway. 'OK, Delta is big, let's put a white stripe down the middle of her.'"  
 And don't get him started on Julia Roberts.  
 "She's a mess. Did you see how she looked at that wedding? She's always been prone to wear dirty, ripped jeans and old, ill-fitting camouflage jackets. It doesn't hide the fact that she's Julia Roberts. It just plays up the fact that she's a badly dressed Julia Roberts."  
 With comments like that, no wonder Hall is giving Mr. Blackwell a run for his money.  
 For nearly a year, the 43-year-old fashion critic has been dishing the celebrity dirt to Joan Rivers on her cable show "Gossip! Gossip!" (USA).  
 When Hall gets going, no star is safe. He's called Elizabeth Taylor "quartet breasted" — that's for

being a double-breasted woman who wears double-breasted jackets. He's slagged Cybill Shepherd for her black roots and Susan Sarandon for her sagging breasts.  
 But not all of his comments are negative. Hall has lavished praise on Sharon Stone for bringing back a little old-fashioned Hollywood glamor to the current slovenly scene. He's also applauded veteran stars like Esther Williams and Polly Bergen for aging with stylish grace.  
 His uncensored comments have made him a hit with viewers and the host herself, who describes Hall as "wonderful and witty."  
 But unlike the calculatedly catty Mr. Blackwell, who's made a lucrative career out of bashing his worst-dressed women on cue, Hall considers himself less gimmicky and more legitimate.  
 He's not out to embarrass the rich and famous, he insists. He's just keeping tabs on stars who know enough — and are paid enough — to look good in public.  
 Hall's qualifications come from a lifetime of climbing the fashion ladder, starting at the lowest rung. After growing up in South Carolina, where he spent much of his youth working as a

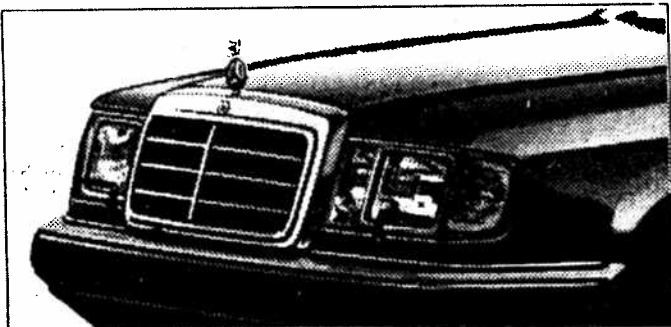
child gospel singer, Hall moved to Paris at 18 to learn about design from such famous names as Nina Ricci, Lanvin and Pierre Cardin.  
 "I worked at the most menial tasks for these great designers," Hall recalls. "I was the person who ran to get the chocolate, who picked up pins, who swept the floor."  
 His years in Paris taught Hall a valuable lesson. "The minute you come in and take off your clothes and stand there in your scrawny little body or your mediocre body or your great body, you're just a person."  
 When he's on TV, Hall sticks by a few firm rules. First and foremost, he's kinder to regular people than celebrities.  
 Second, he insists on sticking to real-world price ranges. "I'm not going to talk about a pair of shoes that are \$750, and there are plenty of them out there, because the person watching might have just lost their job and that's what they were making a month," Hall points out. "They find it offensive and, you know what, I find it offensive, too."  
 And last, but not least, he calls them as he sees them, which is the secret to Hall's appeal.

## FOR MOST CARS, A LEASE LIKE THIS WOULD BE THE BEST PART.

When a low lease payment is the best thing you can say about a car, we suggest you reconsider the car. Our very impressive range of Mercedes-Benz are now available with excellent leasing terms. Visit Atkins Kroll, your authorized Mercedes-Benz dealer for details.

**MODELS AVAILABLE FOR YOUR LEASE:**

Model	MSRP*
190E 2.3	\$29,850.00
300E 2.8	\$43,800.00
300SE	\$69,900.00
400SEL	\$78,700.00
500SEL	\$94,400.00



\*Manufacturer's suggested retail price excludes state and local taxes, luxury tax, tags, registration and title fees, shipping and insurance charges to Guam, dealer documentary fees, dealer preparation charges, insurance, dealer-installed options, certificate of compliance or noncompliance fees, and finance charges.

**AIV** 443 SOUTH MARINE DRIVE TAMUNING

**AIR FORCE ASSOCIATION  
 ARC LIGHT CHAPTER  
 FINANCIAL STATEMENTS**

	1988	1989	1990	1991	1992
	30 SEP	30 SEP	30 SEP	30 SEP	30 SEP
CASH	1,837	3,206	4,820	4,720	6,681
FUND BALANCE	1,937	2,206	4,033	4,729	6,551
INCOME	1,399	10,450	14,483	5,775	23,809
EXPENSES	3,374	10,181	12,656	5,079	21,977
NET INCOME (LOSS)	1,857	206	1,827	888	1,802

GARRY R. WIGGS,  
 TREASURER

**Notice of Public Hearing**  
 Committee on Economic-Agricultural Development & Insurance

9:00 am, Thursday, August 26, 1993  
 Public Hearing Room  
 Guam Legislature Temporary Building  
 155 Hester St. Agaña, Guam

**AGENDA**

- Department of Agriculture  
 Proposed amendments to the Rules and Regulations for the Compensation to Farmers for Crop Damages Program.
- Bill 593 an act to renumber and amend Article 4 of Chapter 2, Title 12 GCA, to revise the Qualifying Certificate Program of the Guam Economic Development Authority.
- Bill 569 an act to repeal and reenact Section 47137 of the Government Code and to add new sections 47143 thru 47147 to the Government Code relative to establishing Customs User Fees.

Thursday, August 19, 1993

# Agassi works too fast for new coach

NEW HAVEN, Conn. (AP) — Andre Agassi made quick work of Kelly Evernden 6-0, 6-3 in the first round of the Volvo International, perhaps a little too quickly in the opinion of new coach Pancho Segura.

Segura would have preferred Agassi take advantage of the easy match to work on parts of his game like the serve and volley. Instead Agassi battered Evernden into submission from the baseline, winning the first eight games in a match that lasted only 46 minutes — plus a brief 10-minute rain delay.

"I wanted him to come in behind the ball more and serve and volley. Today he did that only once," Segura said.

Agassi, who fell from the top 20 in the international rankings for the first time in five years because of a wrist injury in the spring, agreed it would have been a good match to work on his game if show-

## TENNIS

ers weren't forecast.

"Any time you have threatening weather like this you just want to get the match over with," Agassi said.

Only five matches were completed on Monday and Tuesday's play was delayed a half-hour by rain. But all 19 singles matches were played as scheduled and most of the doubles matches were also completed.

Five seeded players were beaten Tuesday: No. 9 Arnaud Boetsch, No. 12 Marc Goellner, No. 14 Richard Fromberg, No. 15 Jan Siemerink and No. 16 Carl-Uwe Steeb. Aside from No. 10 Agassi, the only seeded players to advance were No. 11 Marc Rosset and No. 13 Jonas Svensson.

Mats Wilander, playing in only his second ATP tournament in two years, also

lost, beaten by Buff Farrow 2-6, 7-5, 6-4.

### Austin stops Keller

TORONTO — Tracy Austin, playing in a tournament she won 12 years ago, took another step in her comeback with a 7-5, 6-2 victory over Audra Keller in the first round of the Matinee Ltd. Canadian Open.

Austin, a two-time U.S. Open champion who has won nearly \$2 million, has been beset by assorted back injuries through the years and a broken leg from a car accident in 1989.

Minor successes this year and a pair of victories last week at the Virginia Slims of Los Angeles have given her renewed confidence. She is now in the rankings for the first time in 10 years, at No. 159.

In second-round matches, Jennifer Capriati, the No. 6 seed, and 1991 Canadian Open champion, advanced with a 6-2, 6-1 victory over Chanda Rubin, and No.

15 Naoko Sawamatsu of Japan won the last 12 games en route to a 7-5, 6-0 decision over Canada's Patricia Hy.

In other first-round matches, Leif Meakhi of Georgia defeated Rene Simpson-Alter of Canada 6-3, 6-4; No. 7 Andre Huber of Germany beat Brenda Schultz of the Netherlands 6-3, 6-0; and No. 8 Manuela Maleeva-Fragniere of Switzerland topped Ruxandra Dragomir of Romania 7-5, 6-4.

No. 9 Helena Sukova of the Czech Republic stopped Noelle van Lottum of France 6-3, 6-3; No. 14 Katerina Maleeva of Bulgaria defeated Natalia Medvedeva of Ukraine 6-1, 6-4; No. 16 Lori McNeil beat Elena Likhovtseva 6-1, 7-5; No. 17 Natalia Zvereva of Belarus dropped Rachel McQuillan of Australia, 6-2, 2-6, 6-1; and No. 18 Miriam Oremans of the Netherlands downed Meredith McGrath 6-4, 6-1.

PACIF



GENERAL SERVICES AGENCY  
GOVERNMENT OF GUAM

## BID INVITATION

BID NO. DPW072-93

FOR: **Heavy Duty Steel Desks, Chairs  
Bookcase and Filing Cabinets(NEW).**

OPENING

DATE: **SEPT. 03, 1993** TIME: **10:00 A.M.**

PLACE: **GENERAL SERVICES AGENCY PITI, GUAM**

INTERESTED PARTY MAY PICK UP BID FORMS/  
SPECIFICATIONS AT SAID PLACE

LORENZO C. AFLAGUE  
Chief Procurement Officer

GOVERNOR JOSEPH F. ADA  
LT. GOVERNOR FRANK F. BLAS



## INVITATION TO BID

Sealed bids in duplicate for the Renovation of Building B, Phase II, Project No. 200-5-1036-L-TAM will be received at the Contracts Administration Section Office, Department of Public Works, Government of Guam, until 2:00 p.m., September 3, 1993. Bids will be publicly opened and read aloud shortly afterwards in the Division of Highways Conference Room located in Building "B", Department of Public Works.

Contract time is one hundred Twenty (120) calendar days. All bids must be accompanied by bid security in the amount of 15% of the total bid amount. Bid security may be bid bond, certified check or cashier's check made payable to the Treasurer of Guam. A non-refundable amount of Fifty Dollars (\$50.00) payable to the Treasurer of Guam is required as payment for each set of Invitation for Bids documents which can be secured from Contracts Administration Section, Department of Public Works, Tumon Guam commencing on August 19, 1993. A receipt of payment should be obtained from the cashier no later than 2:30 p.m. at the Building Permits Section, Department of Public Works applying for the bid documents.

The Department of Public Works hereby notifies all bidders that it will affirmatively insure that in any contract entered into, pursuant to this advertisement, minority business enterprises will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color and national origin in consideration for an award.

The Department of Public Works reserves the right to reject any or all bids and to waive any imperfection in the bids in the interest of the Government of Guam.

A pre-bid conference has been scheduled on August 30, 1993 at 9:00 a.m. in the Division of Highways Conference Room located in Building "B", Department of Public Works. All prospective bidders are requested to be present.

/s/ Benigno M. Palomo  
Director



## Notice of Public Hearing Committee on Economic-Agricultural Development & Insurance

9:00 am, Thursday, August 26, 1993  
Public Hearing Room  
Guam Legislature Temporary Building  
155 Hester St. Agana, Guam

### • AGENDA •

• Department of Agriculture  
Proposed amendments to the Rules and Regulations for the Compensation to Farmers for Crop Damages Program.

• Bill 593 an act to renumber and amend Article 4 of Chapter 2, Title 12 GCA, to revise the Qualifying Certificate Program of the Guam Economic Development Authority.

• Bill 569 an act to repeal and reenact Section 47137 of the Government Code and to add new sections 47143 thru 47147 to the Government Code relative to establishing Customs User Fees.

Chairman, Sen. Ben C. Panglossan invites the Public to attend.

"Y MANMA' CUMBIBADA' Y PUBLICO"



GUAM AIRPORT AUTHORITY  
(ATURIDAT PUEYTON BATKON AIREN GUAHAN)  
P.O. Box 8770, Tamuning, Guam 96931 • Telephone: 646-0300, 646-0301, 646-0302  
Fax: (671) 646-0823

## Invitation to Bid (Multi-Step Sealed Bidding)

PRODUCTION AND PRINTING OF GAA FY93 ANNUAL REPORT  
Bid No. GAA-011-FY93

The Guam Airport Authority (GAA), an autonomous agency of the Government of Guam, is inviting interested production firms doing business on Guam to submit formal proposals for providing Production services to the Authority. These proposals will be received as part of a multi-step sealed bidding process as authorized by Section 3.202.18 of the GSA Procurement Regulations.

Phase I will consist of receipt and evaluation of unpriced offers for technical services. In general, the Phase I proposal should demonstrate the ability of the firm to perform and provide the services enumerated in the Scope of Work. Only those bidders found acceptable in Phase I will be invited to participate in Phase II of this Invitation to Bid.

Phase I documents are available for review and pickup in the GAA Administration Office located across the Old Terminal Building anytime between 8:00 a.m. and 5:00 p.m., Monday through Friday, excluding Holidays. Deadline for submission for Phase I of this bid process is **September 2, 1993 at 4:00 pm.**

If there are any questions relative to this notice, all interested parties are asked to contact Mr. Larry Rivera, Supply Management Administrator, at 646-0300 through 2 anytime during the same hours stated above.

/s/ Jess Q. Torres  
Executive Manager



Southern Farm Meeting Attendance Sheet 3/25/94

<u>Name</u>	<u>Village</u>	<u>Telephone</u>
1)Ignacio Meno	Malojloj	828-8767
2)Vicente C. Meno	Inarajan	828-8002
3)Harry S. Maniefo	Umatac	828-2733
4)Ben Meno	Inarajan	828-2821
5)Dolores Meno Rosodino	Malojloj	828-2790
6)Rita S. Cruz	Yona	789-1972
7)Juan A. Cruz	Yona	789-1972
8)Joseph W. Sontos	Yona	789-3336
9)Antonio A. Quidachay	Umatac	828-8258
10)Emeliano M. Toves	Yona	477-5683
11)Bermardo A. Daut	Malojloj	828-2962
12)Mayor Taitagne	Talofof	789-1421
13)Juan T Meno	Malojloj	828-8118
14)Dolores Meno	Malojloj	828-8903
15)Juan Meno	Malojloj	828-8903
16)Alfred S.N. Flores	Inarajan	828-8507
17)Luis Palino	Malojloj	none given
18)Tommy A. Torres	Yona	789-2338
19)Albert San Agustin	Guam Nursery Ass.	632-8977
20)Benny P. Sannicolas	Inarajan	none given
21)Jose M Mantanona	Inarajan	none given
22)Oliva P. Pinaula	Inarajan	none given
23)Jose A. Pinaula	Malojloj	none given
24)Carlos S. Gabertan	Malojloj	none given
25)Rosita Y. Sannicolas	Malojloj	828-8533
26)David Rivera	Tamuning	649-0306
27)Manuel B Garrido	Agana Heights	477-8213
28)Juan	Inarajan	828-8263
29)Joseph T. Camacho	(Dededo-Green Thumb Plant Nursery)	

President:Guam Nursery Mens Ass.


Northern Farmers Meeting Attendance Sheet 3/18/93

<u>Name</u>	<u>Telephone</u>
1.) Ramon B San Agustin	632-5284
2.) George Pangelinan	632-3808
3.) Jesus S. Serri <i>TELLAJE</i>	632-1827
4.) Linda M.T. Nagiet	637-3242
5.) Delfina S.M. Santos	632-2564
6.) Vincente S.N. Vetanquez	632-3747
7.) Joseph S. Gumataotao	632-6829
8.) Antonio S.A. Martinez	632-1298
9.) Jessica R. Contreras	637-1737
10) Carmen C. Santos	632-1936
11) Teddy Urbino	632-1388
12) Bev & Gordan <i>FLORES</i>	653-3404
13) Tomas A. Leon Guerrero	734-5153
14) Juan L.G. Pangelinan	632-3153
15) Carl Contreras	632-1737
16) Francisco Benavente	632-1298
18) Cataline SM Santos	632-2564
19) Mr. Naguit	632-3242

TWENTY-SECOND GUAM LEGISLATURE  
1993 (First) Regular Session

AUG 19 '93

Bill No 592 (LS)  
Introduced by:

V.C. Pangelinan 

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AN ACT TO ENACT AMENDMENTS TO THE RULES AND REGULATIONS GOVERNING THE COMPENSATION TO FARMERS FOR CROP DAMAGES PROGRAM AS ADMINISTERED AND APPROVED BY THE DEPARTMENT OF AGRICULTURE PURSUANT TO P.L. 20-84.

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

1       **Section 1.**       INTRODUCTION. *For purposes of implementation*  
2 *pursuant to Government of Guam Public Law 20-84 of September 14, 1989*  
3 *relating to Compensation for crop, ornamental, livestock and/or*  
4 *aquaculture or property damages due to natural disasters, the following*  
5 *rules and regulations are hereby established to effectuate the*  
6 *administrative and operation implementation of the statutory provisions of*  
7 *the law.:*

8       I.           Administration.

9               The Agricultural Development Services Division of the  
10       Department of Agriculture shall be the responsible body for the  
11       Administration of this program.

12       II.          Definitions

13       1) Classes of Bonafide Farmers:

14       Class A shall mean a person registered with the Department of  
15       Agriculture who commercially grows fruits, vegetables,

1 ornaments, livestock; including aquaculture and/or similar  
2 products; must be a U.S. citizen or authorized corporation; of  
3 legal age; a five(5) year resident of Guam; and who furnishes  
4 current sales and purchase receipts and/or Schedule F tax  
5 records.

6 Class B shall mean a person registered with the Department of  
7 Agriculture who engage in one or any combination of the  
8 following activities:

9 a) Vegetable growing comprising a minimum of 1/2

10 (half) acre of one particular crop;

11 b) Six (6) sows or gilts;

12 c) Ten (10) cows;

13 d) 100 chicken layers or other poultry;

14 e) 50 fruit or nut trees (60 hills of banana)

15 f) Nursery comprising of 273 or more of various  
16 sizes of potted plants;

17 g) Aquaculture consisting of 50'X50' size pond of  
18 larger;

19 who is a U.S. citizen of authorized corporation; of  
20 legal age; a five (5) year resident of Guam who  
21 furnishes current sales and/or purchase receipts  
22 and/or last Schedule F tax records.

23 2) Department and Director of Agriculture shall include any  
24 successor to said Department of Director of Agriculture.

25 3) Natural Disaster shall be construed to mean typhoons,  
26 severe rain storms, floods and drought. An Act occasioned

1 exclusively by violence of nature without interference of any  
2 human agency.

3 III. Registration and Application Procedures.

4 In order to be eligible to participate in this program,  
5 all farmers are required to register their farms with the  
6 Department of Agriculture. Registration and application must  
7 be filed with the Agricultural Development Services Division.  
8 The Division is responsible for verifying and sketching a  
9 detailed description of the farm, setting forth the type of  
10 operation, acreage and other information. Registration and  
11 application must have been filed with the Agricultural  
12 Development Services Division fifteen (15) days before a  
13 natural disaster declaration is made by the Governor or  
14 determined by the Director of Agriculture. Any farmer failing  
15 to file a claim after the established deadline will be ineligible  
16 for compensation. Registration shall be open on a year round  
17 basis, but in no case shall a farmer be considered eligible for  
18 this program if not registered 15 days before occurrence of the  
19 natural disaster.

20 IV. Restrictions on payment.

21 When the Department, upon inspection, deems that a  
22 claim is being made on neglected, abandoned or pest infested  
23 plants, crops or livestock, it shall refuse application for  
24 payment. Denial of said claim must be made in writing to the  
25 applicant. Such denial shall clearly state the reasons for denial  
26 and cite applicable sections of these rules and regulations as it's  
27 basis of denial.

1 V. Acceptable Production Evidence of Documents.

- 2 1. Sales of Farmer Co-op receipts.
- 3 2. Department of Agriculture's monthly crop
- 4 forecast and field assessment.
- 5 3. Purchase receipts of fertilizers, pesticides, seeds
- 6 and other agricultural supplies and equipment.
- 7 4. Schedule F Tax form filed in the previous year.
- 8 5. Ornamental inventory on actual plants
- 9 propagated.
- 10 6. Department of Agriculture's Water Rate
- 11 Certification Report.

12 VII. Eligible Crops/Livestock/Ornamentals.

13 Ornamentals propagated by farmer, fruit trees, crops

14 and livestock grown or raised for commercial purposes only.

15 Only those crops registered with the Department of Agriculture

16 are eligible for disaster compensation.

17 VIII. Ineligible Crops/Livestock/Ornamentals

- 18 1. Trees grown for windbreaks.
- 19 2. Roosters, horses, dogs, rabbits or other animals
- 20 used for show or recreational purposes.
- 21 3. Ornamentals purchased for resale.

22 IX. Allocation of Claim Awards. Awards are determined

23 as follows:

- 24 1. Awards are based on current receipts furnished by the
- 25 applicant to the Department for farm restoration and
- 26 replacement of actual production related expenses during the
- 27 growing period to the time the disaster occurred.

1           2.           Seventy-five (75) percent of available funding shall be  
2 allocated to eligible Class A Farmers with a total maximum  
3 award not to exceed ten thousand dollars (\$10,000) for each  
4 applicant. Eligible applicants can file claims for each of the  
5 following categories not to exceed two thousand five hundred  
6 dollars (\$2,500). Awards or claims may be applied to the  
7 different categories as supported by records of cost of damages  
8 in each category not to exceed the total allowable award:

- 9           a. Crops/Fruit Trees/Ornamentals  
10           b. Livestock/Aquaculture  
11           c. Farm roads  
12           d. Building/Structure

13           3.           Twenty-Five (25) percent of available funding shall be  
14 allocated to eligible Class B Farmers with a maximum award  
15 not to exceed four thousand dollars (\$4,000) for each Class B  
16 Farmer applicant. Eligible applicants can file claims for each of  
17 the following categories not to exceed one thousand dollars  
18 (\$1,000). Awards or claims may be applied to the different  
19 categories as supported by records of cost of damages in each  
20 category not to exceed the total allowable award:

- 21           a. Crops/Fruit Trees/Ornamentals  
22           b. Livestock/Aquaculture  
23           c. Farm roads  
24           d. Building/Structure

25           X.           Others

26           1.           Claim applications for crop or property damage awards  
27 must be filed with the Agricultural Development Services

1 Division, Department of Agriculture within two (2) weeks of the  
2 date a disaster determination was made by the Director of  
3 Agriculture. The Director shall publicize twice a week over the  
4 electronic and printed media that disaster has occurred. No  
5 late claims shall be accepted.

6 2. The Director of Agriculture who shall effectuate the  
7 administrative and operational implementation of the law shall  
8 issue a disaster assessment determination within seventy-two  
9 (72) hours upon evidence that crops and property have been  
10 damaged as a result of natural disasters, including typhoons,  
11 severe rainstorms, flooding and droughts and shall designate  
12 areas eligible to receive compensation for crop or property  
13 damages that have occurred as a result of the natural disaster.

14 3. All claim applications must be made in a form  
15 approved by the Director; he shall verify crops grown as  
16 inspected by assignees and certified by the applicant. The  
17 applicant must be present during field assessment. All damage  
18 reports are received at the Agricultural Development Services  
19 Division, Department of Agriculture. A final report must be  
20 issued within thirty (30) days after deadline of application or  
21 submission for crop or property claims. All reports remain as  
22 permanent records of the Department.