



CARL T.C. GUTIERREZ
GOVERNOR OF GUAM

FEB 16 1998

Refer to
Legislative Secretary

The Honorable Antonio R. Unpingco
Speaker
Twenty-Fourth Guam Legislature
Guam Legislature Temporary Building
155 Hesler Street
Agana, Guam 96910

OFFICE OF THE LEGISLATIVE SECRETARY
ACKNOWLEDGMENT RECEIPT
Received By <u>Josie Sumataeta</u>
Time <u>4:16 p.m.</u>
Date <u>2-17-98</u>

Dear Speaker Unpingco:

Enclosed please find a copy of Substitute Bill No. 449 (COR), "AN ACT TO APPROPRIATE THREE HUNDRED THOUSAND DOLLARS (\$300,000.00) FROM THE GENERAL FUND TO THE DEPARTMENT OF PUBLIC WORKS FOR THE PURPOSES OF CONSTRUCTING THE NECESSARY INFRASTRUCTURE TO THE MERIZO PUBLIC CEMETERY AND AUTHORIZING THE MAINTENANCE AND UPKEEP OF THE MERIZO PUBLIC CEMETERY", which I have signed into law today as **Public Law No. 24-127**.

This legislation provides \$300,000 to provide for maintenance, upkeep, and expansion of the Merizo Public Cemetery.

Very truly yours,


Carl T. C. Gutierrez

Attachment 00647

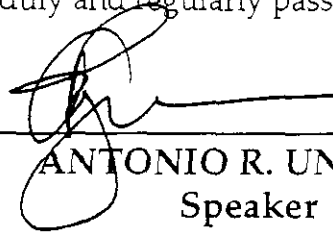
cc: The Honorable Joanne M. S. Brown
Legislative Secretary

Office of the Speaker
ANTONIO R. UNPINGCO
Date: 2/17/98
Time: 1:45 pm
Rec'd by: JF
Print Name: Janice Mesa

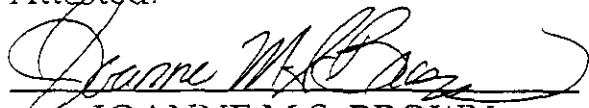
TWENTY-FOURTH GUAM LEGISLATURE
1998 (SECOND) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

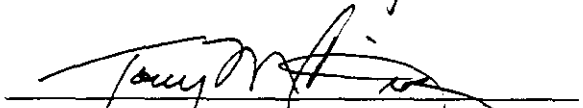
This is to certify that Substitute Bill No. 449 (COR), "AN ACT TO APPROPRIATE THREE HUNDRED THOUSAND DOLLARS (\$300,000.00) FROM THE GENERAL FUND TO THE DEPARTMENT OF PUBLIC WORKS FOR THE PURPOSES OF CONSTRUCTING THE NECESSARY INFRASTRUCTURE TO THE MERIZO PUBLIC CEMETERY AND AUTHORIZING THE MAINTENANCE AND UPKEEP OF THE MERIZO PUBLIC CEMETERY," was on the 4th day of February, 1998, duly and regularly passed.


ANTONIO R. UNPINGCO
Speaker

Attested:


JOANNE M.S. BROWN
Senator and Legislative Secretary

This Act was received by the Governor this 6th day of February, 1998, at
9:15 o'clock A.M.


Assistant Staff Officer
Governor's Office

APPROVED:


CARL T. C. GUTIERREZ
Governor of Guam

Date: 2-16-98

Public Law No. 24-127



TWENTY-FOURTH GUAM LEGISLATURE
1997 (FIRST) Regular Session

Bill No. 449 (COR)

As substituted by the Committee
on Finance and Taxation and as amended
on the Floor.

Introduced by:

A. R. Unpingco
V. C. Pangelinan
A. C. Blaz
Mark Forbes
Felix P. Camacho
T. C. Ada
F. B. Aguon, Jr.
E. Barrett-Anderson
J. M.S. Brown
Francisco P. Camacho
M. C. Charfauros
E. J. Cruz
W. B.S.M. Flores
L. F. Kasperbauer
A. C. Lamorena, V
C. A. Leon Guerrero
L. Leon Guerrero
J. C. Salas
A. L.G. Santos
F. E. Santos
J. Won Pat-Borja

AN ACT TO APPROPRIATE THREE HUNDRED
THOUSAND DOLLARS (\$300,000.00) FROM THE
GENERAL FUND TO THE DEPARTMENT OF
PUBLIC WORKS FOR THE PURPOSES OF
CONSTRUCTING THE NECESSARY
INFRASTRUCTURE TO THE MERIZO PUBLIC

**CEMETERY AND AUTHORIZING THE
MAINTENANCE AND UPKEEP OF THE MERIZO
PUBLIC CEMETERY.**

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

2 **Section 1. Legislative Findings.** The Guam Legislature finds that
3 there is a dire need to increase the number of cemetery plots at the Merizo
4 Public Cemetery. The existing cemetery located on Lot Number 141-1,
5 Merizo, Guam is near capacity. There are only four (4) remaining plots and
6 the average number of plots required per year is seventeen (17). The Guam
7 Legislature finds that it is increasingly necessary to expedite the construction
8 of the access road, crypts and drainage on Lot Number 515 New, Merizo,
9 Guam, which has been set aside for the expansion of the Merizo Public
10 Cemetery. Previous appropriations for this project were redirected elsewhere.
11 As there are few plots remaining, it is a priority of this Legislature that this
12 project begin construction immediately. This cemetery serves as the final
13 resting-place for those residents of Merizo, along with the entire southern
14 community, including the villages of Umatac, Inarajan, Malojloj, Talofofo,
15 Agat and Santa Rita.

16 **Section 2. Appropriation.** The sum of Three Hundred Thousand
17 Dollars (\$300,000.00) is hereby appropriated from the General Fund to the
18 Department of Public Works to begin the immediate construction of an access
19 road, drainage infrastructure, retaining walls and one hundred (100) crypts on
20 Lot Number 515 New, Merizo, Guam, the designated lot of the Merizo Public
21 Cemetery.

22 **Section 3. Maintenance & Upkeep.** The Department of Parks and
23 Recreation may contract with either the Merizo Municipal Planning Council

1 or a not-for-profit organization in order to maintain and upkeep the Merizo
2 Public Cemetery.

3 **Section 4.** Within sixty (60) days of enactment of this Act, the Governor
4 shall report to the Guam Legislature if the mandate herein is deemed by him
5 to be not feasible.



Office of the Speaker

Senator Antonio R. Unpingco
Speaker

155 Hesler Street, Agana, Guam 96910
Phones : (671) 472- 3455 / 56 / 57 • Fax : (671) 472-3400

February 17, 1998

Memorandum

To: Legislative Secretary
From: Speaker
Subject: Transmittal of Public Laws

OFFICE OF THE LEGISLATIVE SECRETARY	
ACKNOWLEDGMENT RECEIPT	
Received By:	<i>Tom Gumatatao</i>
Time	<i>4:16 p.m.</i>
Date	<i>2-17-98</i>

I am referring to you the following Public Laws transmitted to my office from the Governor:

- Public Law 24-127, "AN ACT TO APPROPRIATE THREE HUNDRED THOUSAND DOLLARS (\$300,000.00) FROM THE GENERAL FUND TO THE DEPARTMENT OF PUBLIC WORKS FOR THE PURPOSES OF CONSTRUCTING THE NECESSARY INFRASTRUCTURE TO THE MERIZO PUBLIC CEMETERY AND AUTHORIZING THE MAINTENANCE AND UPKEEP OF THE MERIZO PUBLIC CEMETERY"
- Public Law 24-128, "AN ACT TO AUTHORIZE THE SALE OF GOVERNMENT OWNED LAND IN AGAT, TO OCCUPANTS MR. EDWARD T. RIOS AND MS. ELVINA REYES RIOS"
- Public Law 24-129, "AN ACT TO REPEAL AND REENACT §§34101, 34119, 34122, 34128, 34152, AND 30114; TO AMEND SUBSECTION (b) OF §34132; AND TO ADD §34101.1, SUBSECTION (5) TO §34102, §§34103.1, 34103.2, 34103.3, SUBSECTION (e) TO §34105, §34109.5, SUBSECTION (f) TO §34118, §§34119.2, 34119.3, 34119.4, 34119.5, 34121.1, SUBSECTION (h) TO §34132, §§34132.1, 34133.1, AND 34152.1, ALL TO TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE PERSONAL RESPONSIBILITY AND SELF-SUFFICIENCY ACT OF 1997; TO AMEND §§8405, 8321, AND 8322; AND TO ADD A NEW ITEM (8) TO SUBSECTION (a) OF §3202, ALL TO TITLE 19 OF THE GUAM CODE ANNOTATED, RELATIVE TO FAMILY SUPPORT AND THE INCLUSION OF SOCIAL SECURITY NUMBERS ON VARIOUS DOCUMENTS; TO ADD A NEW SUBSECTION (i) TO §3216 OF TITLE 10 OF THE GUAM CODE ANNOTATED, RELATIVE TO THE INCLUSION OF SOCIAL SECURITY NUMBERS ON DEATH CERTIFICATES"

Clerk of the Legislature

ACKNOWLEDGMENT RECEIPT	
Received by:	<i>J. Perez</i>
Time:	<i>11:00 A.M.</i>
Date:	<i>2/18/98</i>

Doe. 00647



January 22, 1998

LEGISLATIVE
COMMITTEE
MEMBERSHIP

- Chairman
Finance & Taxation
- Vice-Chairman
Rules,
Government Reform
& Federal Affairs
- Education
- Natural Resources
- Health &
Human Services
- Tourism, Economic
Development & Cultural
Affairs
- Judiciary,
Public Safety &
Consumer Protection
- Transportation,
Telecommunications, &
Micronesia Affairs
- MEMBERSHIP
- Guam Finance
Commission
- Commission on Self
Determination

The Honorable Speaker Antonio R. Unpingco
24th Guam Legislature
155 Hesler Street
Agana, Guam 96910

VIA: Committee on Rules

Dear Mr. Speaker:
The Committee on Finance and Taxation, to which was referred Bill No. 449, AN ACT TO APPROPRIATE TWO HUNDRED THOUSAND DOLLARS (\$200,000.00) FROM THE GENERAL FUND TO THE DEPARTMENT OF PUBLIC WORKS FOR THE PURPOSES OF CONSTRUCTING THE NECESSARY INFRASTRUCTURE TO THE MERIZO PUBLIC CEMETERY. herein reports back with the recommendation TO DO PASS.

Votes of the committee members are as follows:

- 9 To Pass
- 1 Not To Pass
- To Place in Inactive File
- Abstained
- Off-Island
- Not Available

Sincerely,


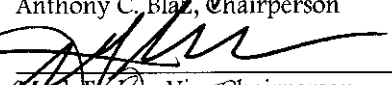

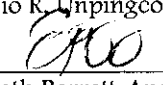
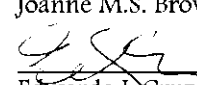
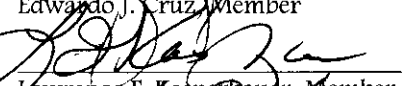
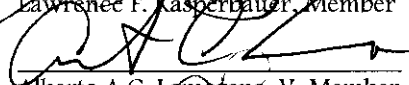
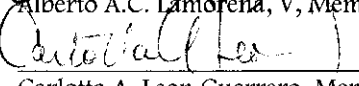
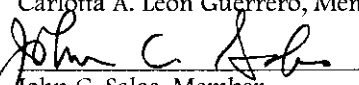
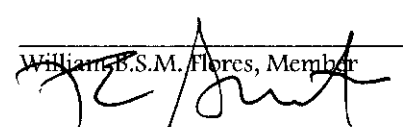
Anthony C. Blaz

Attachment

Committee on Finance and Taxation

Vote Sheet on Bill No. 449

"AN ACT TO APPROPRIATE TWO HUNDRED THOUSAND DOLLARS (\$200,000.00) FROM THE GENERAL FUND TO THE DEPARTMENT OF PUBLIC WORKS FOR THE PURPOSES OF CONSTRUCTING THE NECESSARY INFRASTRUCTURE TO THE MERIZO PUBLIC CEMETERY."

COMMITTEE MEMBER	TO PASS	NOT TO PASS	ABSTAIN	INACTIVE FILE
 Anthony C. Blaz, Chairperson	✓			
 Mark Forbes, Vice Chairperson	✓			
 Antonio R. Unpingco, Ex-Officio	✓			
 Elizabeth Barrett-Anderson, Member	✓			
Joanne M.S. Brown, Member				
 Edwardo J. Cruz, Member	✓			
 Lawrence F. Kasperbauer, Member	✗			
 Alberto A.C. Lamorena, V, Member	✓			
 Carlotta A. Leon Guerrero, Member	✓			
 John C. Salas, Member	✓			
Thomas C. Ada, Member				
Mark C. Charfauros, Member				
 William B.S.M. Flores, Member		✓		
Francis E. Santos, Member				

Committee on Finance and Taxation
Report on Bill No. 449

AN ACT TO APPROPRIATE TWO HUNDRED THOUSAND DOLLARS (\$200,000.00) FROM THE GENERAL FUND TO THE DEPARTMENT OF PUBLIC WORKS FOR THE PURPOSES OF CONSTRUCTING THE NECESSARY INFRASTRUCTURE TO THE MERIZO PUBLIC CEMETARY.

PUBLIC NOTICE:

Pursuant to the requirements of the Standing Rules, notice of the Public Hearing on Bill No. 449 was published in the Pacific Daily News on December 1st and December 4th 1997 scheduled for December 5th, 1997. On December 5th, the Chairman rescheduled the public hearing to January 13th, 1998 to allow for additional testimony to be given.

PUBLIC HEARING:

The Committee on Finance and Taxation conducted a public hearing on January 13th, 1998 in the Legislative hearing room to hear testimonies on Bill No. 449.

MEMBERS PRESENTS:

The hearing was called to order by the Chairperson of the Committee on Finance and Taxation, Vice Speaker Anthony C. Blaz. Committee members present were:

Senator Elizabeth Barrett-Anderson
Senator Eduardo Cruz
Senator Mark Forbes
Senator Lawrence Kasperbauer
Senator Alberto Lamorena
Senator Francis Santos

Other Senators present were:

Senator Frank B. Aguon, Jr,
Senator Lou Leon Guerrero
Senator Vicente C. Pangelinan

BACKGROUND:

Senator Vicente C. Pangelinan expressed his concerned that the present cemetery is near capacity; in fact, of the four remaining plots three had been allotted with one left. Such is the urgency of this bill.

The Chairman commented that since no other person was scheduled to give testimony, Bill No. 449 had its public hearing.

FINDINGS:

The Committee finds that:

- The urgency of Bill No. 449 requires that Department of Public Works immediately start construction on 100 crypts on Lot No. 515 New, Merizo and supporting infrastructure;
- that the residents of the villages of Merizo, Umatac, Inarajan, Malojloj, Talofof, Agat and Santa Rita will be best served by this expansion of the Merizo Public Cemetery;

- the sum of Two Hundred Thousand Dollars (\$200,000) is needed to fund the expansion.

COMMITTEE RECOMMENDATION:

The Committee, having conducted a sufficient hearing, does hereby recommend to the Legislature to do pass Bill No. 449.

24th Guam Legislature
Committee on Rules, Government
Reform and Federal Affairs
Senator Mark Forbes, Chairman



NOV 28 1997
MEMORANDUM

TO: Chairman
Committee on Finance and Taxation

FROM: Chairman
Committee on Rules, Government Reform and Federal Affairs

SUBJECT: Referral- Bill No. 449

The above Bill is referred to your Committee as the principal committee. It is recommended you schedule a public hearing at your earliest convenience.

Thank you for your attention to this matter.

MARK FORBES

Attachment



Office of the Speaker

Senator **Antonio R. Unpingco**

155 Hesler Street, Agana, Guam 96910

Speaker

Phones : (671) 472-3455 / 56 / 57 • Fax : (671) 472-3400

November 21, 1997

The Honorable Ignacio "Buck" S. Cruz
Mayor of Merizo
Merizo, Guam
Fax: 828-2429

COPY

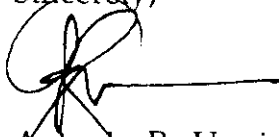
Dear Mayor Cruz:

Attached, please find a copy of Bill No. 449, which provides funding for 100 crypts, an access road, and other improvements to the Merizo Public Cemetery. As this is a time critical matter, we anticipate that a public hearing will be scheduled by Vice Speaker Tony Blaz in the near future. We understand the urgency of the situation and that only four graves remain, with the annual turnover rate of about seventeen graves/crypts.

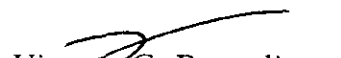
Vice Speaker Blaz will advise you of the public hearing once a date has been set. This should give you adequate time to inform the residents of Merizo and give them an opportunity to testify on the bill.

Should you have any questions regarding this matter, feel free to contact either of us at your earliest possible convenience.

Sincerely,

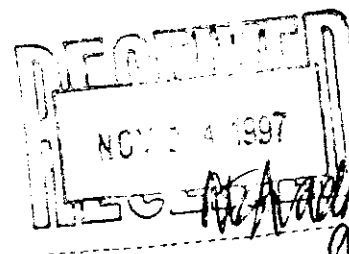


Antonio R. Unpingco
Speaker



Vicente C. Pangelinan
Senator

cc: Vice Speaker Anthony C. Blaz
Chairman, Committee on Finance and Taxation





Office of the Speaker

Senator **Antonio R. Unpingco**
Speaker

155 Hesler Street, Agaña, Guam 96910
Phones: (671) 472-3455 / 56 / 57 • Fax: (671) 472-3400

November 21, 1997

The Reverend Eric Forbes
Pastor
San Dimas Catholic Church
Merizo, Guam

COPY


Dear Father Forbes:

Attached, please find a copy of Bill No. 449, which provides funding for 100 crypts, an access road, and other improvements to the Merizo Public Cemetery. As this is a time critical matter, we anticipate that a public hearing will be scheduled by Vice Speaker Tony Blaz in the near future. We understand the urgency of the situation and that only four graves remain, with the annual turnover rate of about seventeen graves/crypts.


Vice Speaker Blaz will advise you of the public hearing once a date has been set. This should give you adequate time to inform the parishioners of San Dimas and give them an opportunity to testify on the bill.

Should you have any questions regarding this matter, feel free to contact either of us at your earliest possible convenience.

Sincerely,

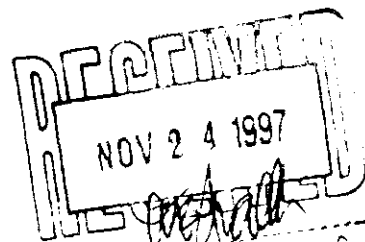


Antonio R. Unpingco
Speaker



Vicente C. Pangelinan
Senator

cc: Vice Speaker Anthony C. Blaz
Chairman, Committee on Finance and Taxation



ASAM



Office of the Speaker

Senator **Antonio R. Unpingco**
Speaker

155 Hesler Street, Agana, Guam 96910
Phones : (671) 472- 3455 / 56 / 57 • Fax : (671) 472-3400

November 21, 1997

Mr. John Cruz
Member
San Dimas Catholic Church
Parish Council
Merizo, Guam

COPY

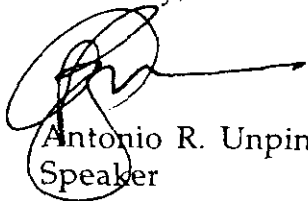
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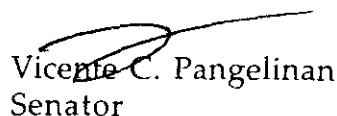
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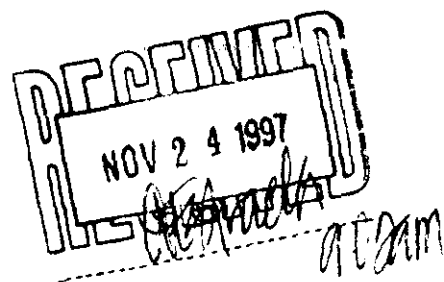


Antonio R. Unpingco
Speaker



Vicente C. Pangelinan
Senator

cc: Vice Speaker Anthony C. Blaz
Chairman, Committee on Finance and Taxation



Published PDN: December 1
& December 4, 1997



PUBLIC HEARING NOTICE

Committee on Finance & Taxation,
Vice Speaker A.C. Blaz, Chairman

**Guam Legislature Public Hearing Room
155 Hesler St., Agana Guam**

Friday, December 5, 1997 9:00 AM

Bill 435

AN ACT TO AUTHORIZE THE EXEMPTION OF BUSINESS PRIVILEGE TAXES FOR CONTRACTORS, DESIGNERS AND MATERIAL SUPPLIERS FOR WORK DONE ON THE DEVELOPMENT OF A RACING PARK FOR THE GUAM RACING FEDERATION.

BILL 381

AN ACT TO APPROPRIATE THE SUM OF TWO HUNDRED THOUSAND DOLLARS (\$200,000) FROM THE GENERAL FUND TO THE DEPARTMENT OF PUBLIC WORKS FOR THE PLANNING, DESIGN AND CONSTRUCTION OF LIGHTING AT THE YIGO BASEBALL FIELD.

Bill 449

AN ACT TO APPROPRIATE TWO HUNDRED THOUSAND DOLLARS (\$200,000) FROM THE GENERAL FUND TO THE DEPARTMENT OF PUBLIC WORKS FOR THE PURPOSES OF CONSTRUCTING THE NECESSARY INFRASTRUCTURE TO THE MERIZO PUBLIC CEMETERY.

RULES AND REGULATIONS BY THE DEPARTMENT OF REVENUE AND TAXATION PURSUANT TO PUBLIC LAW 24-12, "THE DAVE SANTOS SMALL BUSINESS ENHANCEMENT ACT."

The general public is encouraged to attend and provide testimony. Contact the Office of Vice-Speaker Anthony C. Blaz at 472-3557.

BBMR-F7

FISCAL NOTE
BUREAU OF BUDGET AND MANAGEMENT RESEARCH

Bill No. 449 Date Received Dec. 1, 1997
Amendatory Bill YES ___ NO X Date Reviewed Dec. 10, 1997

Department/Agency Affected: Department of Public Works
Department/Agency Head: Mr. Tony Quinata, Acting Director
Total FY appropriation to Date: \$24,057,000

Bill Title (Preamble): An Act to appropriate Two Hundred Thousand Dollars (\$200,000) from the General Fund to the Department of Public Works for the purposes of Constructing the Necessary Infrastructure to the Merizo Public Cemetery.

Change in Law: n/a

Bill's Impact on Present Program Funding:

X Increase ___ Decrease ___ Reallocation ___ No Change
Bill is for: ___ Operations X Capital Improvement ___ Other

FINANCIAL/PROGRAM IMPACT

ESTIMATED SINGLE-YEAR FUND REQUIREMENTS (Per Bill)

PROGRAM CATEGORY	GENERAL FUND	OTHER	TOTAL
<u>Infrastructure & Utilities</u>	<u>\$200,000</u>		<u>\$200,000</u>

ESTIMATED MULTI-YEAR FUND REQUIREMENTS (Per Bill)

FUND	1st	2nd	3rd	4th	5th	TOTAL
GENERAL FUND	<u>\$200,000</u>					<u>\$200,000</u>
OTHER						
TOTAL	<u>\$200,000</u>					<u>\$200,000</u>

FUNDS ADEQUATE TO COVER INTENT OF THE BILL? YES/NO - IF NO, ADD'L AMOUNT REQUIRED n/a

AGENCY/PERSON/DATE CONTACTED: Dept. of Public Works / CIP Division / Dec. 10, 1997

ESTIMATED POTENTIAL MULTI-YEAR REVENUES

FUND	1st	2nd	3rd	4th	5th	TOTAL
GENERAL FUND	<u>n/a</u>					
OTHER						
TOTAL						

ANALYST Frank Lizama DATE 1/21/98 DIRECTOR JOSEPH E. RIVERA DATE JAN 22 1998
Acting Director

Footnotes: The appropriation of \$200,000 is adequate for the purpose of proposed legislation. However, there is an anticipated shortfall of General Fund revenues available for appropriation (see attached comments).

Bureau of Budget and Management Research
Fiscal Note Comments to Bill 405
January 21, 1998

The General Fund revenues available for appropriation, as adopted in Public Law 24-59, is \$353,292,790 (includes \$7,600,000 Autonomous Agency Fund, \$7,000,000 Use Tax and \$36,000,000 in Section 30 funds). The appropriations for FY1998 in P.L. 24-59 is \$346,128,092 plus continuing appropriations for debt service of \$2,504,141 for a total appropriation against of \$348,632,234. Pursuant to P.L. 24-59, surplus FY1998 revenues available for appropriations is \$4.6M.

However, it should be noted that the expected combined collection from both the Autonomous Agency Fund and the Use Tax is only \$3.0M, a reduction of \$11.6M ($\$14.6 - 3.0 = \11.6). As such, \$341,739,919 in revenue less \$348,632,234 in appropriations leaves an expected shortfall of (\$6,892,315) as of P.L. 24-59.



Merizo Mayor's Office Government of Guam

HCR BOX 16078
Merizo, Guam 96916

FILE
Cemetery Job

IGNACIO "BUCK" S. CRUZ
Mayor

RITA A. TAINATONGO
Administrative Assistant

SHERRY L. CHARGUALAF
Municipal Clerk

MERIZO MUNICIPAL PLANNING COUNCIL

IGNACIO "BUCK" S. CRUZ
Chairman

STEVE L. SPENCER
Vice Chairperson
Chairperson on Education

PATTY JO HOFF
Secretary

PATRICIA D. FORTIN
Treasurer

MEMBERS

VICENTE T. CHAMPACO
Chairperson on Agriculture

JESUS M. CRUZ
ch Chairperson Agriculture

~~XXXXXXXXXXXX~~
Community Development

NELLIE D. HOOVER
Beautification

FRANCISCO C. MENO
Sports Committee

FRANCISCO C. ROBERTO
Youth Committee

JOSE T. TAINATONGO
Manamko Committee

TELEPHONES:

828-8312
828-8772

FAX:

828-2429

January 23, 1998

Honorable Vice Speaker, Tony Blas
24 Guam Legislature
155 Hesler Street
Agana, Guam 96910

Dear Mr. Vice Speaker,

After having reviewed Bill 449 (Construction of the Merizo Cemetary Insfrastructure and crypts), by Pale Eric Forbes, Pastor of San Dimas Church, Merizo, the Mayor of Merizo, and Members of the Parish Council, we whole-heartedly support the intent of the Bill as written except for the following:

1. We feel that the \$200,000 is not sufficient to adequately fund the construction of the infrastructure and build 100 Crypts. We are recommending an additional \$100,000.
2. We are recommending that the cemetary will only serve residents of Merizo, and not including Unatac, Inarajan, Malojloj, Talofof, Agat, and Santa Rita, (as the Bill presently states) who have their own cemetary not as critical in space as Merizo is.

We thank you for your interest in our behalf.

Si Yuus Ma'ase


Ignacio "BUCK" S. Cruz
Mayor of Merizo

ISC/lsc

Ignacio "BUCK" S. Cruz
1-23-98