

Refer to  
Legislative Secretary



CARL T.C. GUTIERREZ  
GOVERNOR OF GUAM

**JAN 04 1999**


The Honorable Antonio R. Unpingco  
Speaker  
Mina'Bente Kuattro na Liheslaturan Guahan  
Twenty-Fourth Guam Legislature  
Guam Legislature Temporary Building  
155 Hesler Street  
Hagatña, Guam 96910

OFFICE OF THE LEGISLATIVE SECRETARY	
ACKNOWLEDGMENT NO. 117	
Received By	<i>Rojas</i>
Time	<i>1:33 pm</i>
Date	<i>1.6.99</i>

Dear Speaker Unpingco:

Enclosed please find Substitute Bill No. 727 (COR), "AN ACT TO CREATE A TASK FORCE ON MARITIME AFFAIRS AND FISHERIES", which was vetoed and subsequently overridden by i Liheslatura. This legislation is now designated as **Public Law No. 24-332.**

Very truly yours,

  
Carl T. C. Gutierrez  
I Maga'lahaen Guahan  
Governor of Guam

Attachment:      copy attached for signed bill or overridden bill  
                         original attached for vetoed bill

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

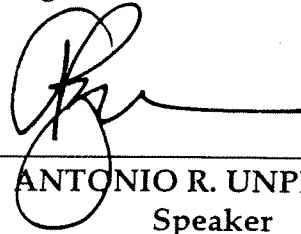
00009

Office of the Speaker  
ANTONIO R. UNPINGCO  
Date: 1/6/99  
Time: 10:49 am  
Rec'd by: ELK  
Print Name: Elvira

MINA'BENTE KUATTRO NA LIHESLATURAN GUAHAN  
1998 (SECOND) Regular Session


CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUAHAN

This is to certify that Substitute Bill No. 727 (COR), "AN ACT TO CREATE A TASK FORCE ON MARITIME AFFAIRS AND FISHERIES," returned without approval of *I Maga'lahen Guahan*, was reconsidered by *I Liheslaturan Guahan* and after such consideration, did agree, on the 30<sup>th</sup> day of December, 1998, to pass said bill notwithstanding the veto of *I Maga'lahen Guahan* by a vote of eighteen (18) members.




ANTONIO R. UNPINGCO  
Speaker

Attested)



JOANNE M.S. BROWN  
Senator and Legislative Secretary

-----  
This Act was received by *I Maga'lahen Guahan* this 31<sup>st</sup> day of December,  
1998, at 3:10 o'clock P.M.



Assistant Staff Officer  
*Maga'lahi's Office*

MINA'BENTE KUATTRO NA LIHESLATURAN GUAHAN  
1998 (SECOND) Regular Session

**Bill No. 727 (COR)**

As substituted by the Committee on  
Transportation, Telecommunications and  
Micronesian Affairs and as amended  
on the Floor.

Introduced by:

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

AN ACT TO CREATE A TASK FORCE ON  
MARITIME AFFAIRS AND FISHERIES.

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. Legislative Findings and Intent. *I Liheslaturan Guahan* finds

1 that there is a continuing need to diversify Guam's economy, and that developing  
2 other major industries will stimulate economic growth and help insulate the  
3 Island from periodic downturns in other major industries. *I Liheslaturan Guahan*  
4 further finds that there is great economic potential in the Maritime and Fisheries  
5 industry, and that it may be necessary to establish within the government a  
6 Maritime Affairs and Fisheries Bureau to develop and promote such an industry  
7 on Guam.

8       **Section 2. Creation of the Task Force.** There is established the Maritime  
9 Affairs and Fisheries Task Force ("Task Force"), which is vested with the powers  
10 and duties specified in this Chapter. The Task Force shall consist of eleven (11)  
11 members, nine (9) who shall be appointed by *I Maga'lahaen Guahan*, and two (2)  
12 who shall be appointed by the Speaker of *I Liheslaturan Guahan* no later than  
13 thirty (30) days subsequent to the effective date of this Act. *I Maga'lahaen Guahan*  
14 shall select the members so as to ensure that the Task Force includes at least one  
15 (1) representative each from the Guam Economic Development Authority  
16 ("GEDA"); the Department of Agriculture, Division of Fish and Wildlife; the  
17 Department of Commerce; the University of Guam Marine Lab; the Port  
18 Authority of Guam; the Guam International Airport Authority; the Chamber of  
19 Commerce Maritime Affairs Committee; the Guam Fishermen's Cooperative; and  
20 the Tuna transshipment industry.

21 The members shall elect from among their membership a Chairperson to  
22 preside over meetings, and a Vice-Chairperson to preside over meetings in the  
23 absence of the Chairperson.

24       **Section 3. Task Force Powers and Duties.** The Task Force shall hold  
25 public meetings to examine the potential of the Maritime and Fisheries industry;

1 the establishment of a Maritime and Fisheries Bureau within the government of  
2 Guam; the establishment of a Fisheries Development Fund; and the establishment  
3 of a Regional Fishing Cooperative with other governments of the Micronesian  
4 region. The Task Force shall issue a report to *I Maga'lahaen Guahan* and the  
5 Speaker of *I Liheslatura* within one hundred eighty (180) days of the effective date  
6 of this Act. The report shall include an analysis of the potential of the Maritime  
7 and Fisheries industry and recommendations for governmental action.

8       **Section 4.** The Guam Economic Development Authority shall provide the  
9 necessary staff support to the Task Force.

10       **Section 5. Termination of Task Force.** The Task Force shall terminate  
11 upon the acceptance of its report by *I Maga'lahaen Guahan* and the Speaker of *I*  
12 *Liheslaturan Guahan*.



Refer to  
Legislative Secretary

CARL T.C. GUTIERREZ  
GOVERNOR OF GUAM

**DEC 23 1998**

The Honorable Antonio R. Unpingco  
Speaker  
Mina'Bente Kuáttro na Liheslaturan Guåhan  
Twenty-Fourth Guam Legislature  
Guam Legislature Temporary Building  
155 Hesler Street  
Hagåtña, Guam 96910

Dear Speaker Unpingco:


Enclosed please find Substitute Bill No. 727 (COR), "AN ACT TO CREATE A TASK FORCE ON MARITIME AFFAIRS AND FISHERIES", which I have **vetoed**.

This legislation is unnecessary because it duplicates an already existing volunteer group working with the Vision 2001 Task Force on fisheries. This legislation does not give the "Task Force on Maritime Affairs and Fisheries" any funding or any mandate that is not already being addressed by the Vision 2001 Task Force on fisheries.

All of the groups named as members in this legislation are welcome to contact Mr. Clifford Guzman at 475-9662 and volunteer to work with the Vision 2001 Task Force on fisheries.

It is counterproductive to set up alternative groups by statute, to work in the same areas of planning already in progress by other groups. Confusion will result. Also, this legislation contemplates creating yet another Department or Agency of the government, which in these times of declining revenues, is quite puzzling indeed.

Very truly yours,

  
Carl T. C. Gutierrez  
I Maga'láhen Guåhan  
Governor of Guam

01140

OFFICE OF THE LEGISLATIVE SECRETARY	
ASSIGNMENT RECEIPT	
Received By	<u>DTJ</u>
Time	<u>3:05pm</u>
Date	<u>12-24-98</u>

Attachment: copy attached for signed bill  
original attached for vetoed bill


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

Office of the Speaker  
ANTONIO R. UNPINGCO  
Date: 12-24-98  
Time: 1155  
Rec'd by: [Signature]  
Print Name: Charlene D.

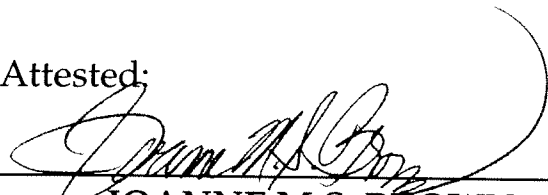
MINA'BENTE KUATTRO NA LIHESLATURAN GUAHAN  
1998 (SECOND) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUAHAN


This is to certify that Substitute Bill No. 727 (COR), "AN ACT TO CREATE A TASK FORCE ON MARITIME AFFAIRS AND FISHERIES," was on the 11<sup>th</sup> day of December 1998, duly and regularly passed.

  
\_\_\_\_\_  
ANTONIO R. UNPINGCO  
Speaker

Attested:

  
\_\_\_\_\_  
JOANNE M.S. BROWN  
Senator and Legislative Secretary

-----  
This Act was received by *I Maga'lahen Guahan* this 15<sup>th</sup> day of December, 1998,  
at 9:20 o'clock 9.M.

  
\_\_\_\_\_  
Assistant Staff Officer  
*Maga'lahi's Office*

APPROVED:

  
\_\_\_\_\_  
CARL T. C. GUTIERREZ  
*I Maga'lahen Guahan*

Date: \_\_\_\_\_

Public Law No. \_\_\_\_\_

MINA'BENTE KUATTRO NA LIHESLATURAN GUAHAN  
1998 (SECOND) Regular Session

**Bill No. 727 (COR)**

As substituted by the Committee on  
Transportation, Telecommunications and  
Micronesian Affairs and as amended  
on the Floor.

Introduced by:

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

AN ACT TO CREATE A TASK FORCE ON  
MARITIME AFFAIRS AND FISHERIES.

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. Legislative Findings and Intent. *I Liheslaturan Guahan* finds



1 that there is a continuing need to diversify Guam's economy, and that developing  
2 other major industries will stimulate economic growth and help insulate the  
3 Island from periodic downturns in other major industries. *I Liheslaturan Guahan*  
4 further finds that there is great economic potential in the Maritime and Fisheries  
5 industry, and that it may be necessary to establish within the government a  
6 Maritime Affairs and Fisheries Bureau to develop and promote such an industry  
7 on Guam.

8       **Section 2. Creation of the Task Force.** There is established the Maritime  
9 Affairs and Fisheries Task Force ("Task Force"), which is vested with the powers  
10 and duties specified in this Chapter. The Task Force shall consist of eleven (11)  
11 members, nine (9) who shall be appointed by *I Maga'lahaen Guahan*, and two (2)  
12 who shall be appointed by the Speaker of *I Liheslaturan Guahan* no later than  
13 thirty (30) days subsequent to the effective date of this Act. *I Maga'lahaen Guahan*  
14 shall select the members so as to ensure that the Task Force includes at least one  
15 (1) representative each from the Guam Economic Development Authority  
16 ("GEDA"); the Department of Agriculture, Division of Fish and Wildlife; the  
17 Department of Commerce; the University of Guam Marine Lab; the Port  
18 Authority of Guam; the Guam International Airport Authority; the Chamber of  
19 Commerce Maritime Affairs Committee; the Guam Fishermen's Cooperative; and  
20 the Tuna transshipment industry.

21 The members shall elect from among their membership a Chairperson to  
22 preside over meetings, and a Vice-Chairperson to preside over meetings in the  
23 absence of the Chairperson.

24       **Section 3. Task Force Powers and Duties.** The Task Force shall hold  
25 public meetings to examine the potential of the Maritime and Fisheries industry;

1 the establishment of a Maritime and Fisheries Bureau within the government of  
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3 of a Regional Fishing Cooperative with other governments of the Micronesian  
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5 Speaker of *I Liheslatura* within one hundred eighty (180) days of the effective date  
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7 and Fisheries industry and recommendations for governmental action.

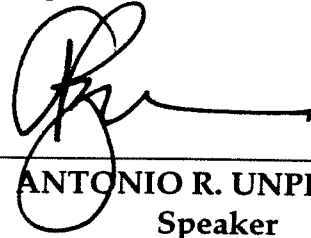
8 **Section 4.** The Guam Economic Development Authority shall provide the  
9 necessary staff support to the Task Force.

10 **Section 5. Termination of Task Force.** The Task Force shall terminate  
11 upon the acceptance of its report by *I Maga'lahaen Guahan* and the Speaker of *I*  
12 *Liheslaturan Guahan*.

MINA'BENTE KUATTRO NA LIHESLATURAN GUAHAN  
1998 (SECOND) Regular Session


CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUAHAN

This is to certify that Substitute Bill No. 727 (COR), "AN ACT TO CREATE A TASK FORCE ON MARITIME AFFAIRS AND FISHERIES," returned without approval of *I Maga'lahen Guahan*, was reconsidered by *I Liheslaturan Guahan* and after such consideration, did agree, on the 30<sup>th</sup> day of December, 1998, to pass said bill notwithstanding the veto of *I Maga'lahen Guahan* by a vote of eighteen (18) members.




ANTONIO R. UNPINGCO  
Speaker

Attested:



JOANNE M.S. BROWN  
Senator and Legislative Secretary

-----  
This Act was received by *I Maga'lahen Guahan* this 31<sup>st</sup> day of December,  
1998, at 3:10 o'clock P.M.



Assistant Staff Officer  
*Maga'lahi's Office*

APPROVED:

\_\_\_\_\_  
CARL T. C. GUTIERREZ  
*I Maga'lahen Guahan*

Date: \_\_\_\_\_

Public Law No. \_\_\_\_\_

**MINA'BENTE KUATTRO NA LIHESLATURAN GUAHAN  
1998 (SECOND) Regular Session**

**Bill No. 727 (COR)**

As substituted by the Committee on  
Transportation, Telecommunications and  
Micronesian Affairs and as amended  
on the Floor.

Introduced by:

C. A. Leon Guerrero  
A. C. Lamorena, V  
L. A. Leon Guerrero  
Felix P. Camacho  
T. C. Ada  
F. B. Aguon, Jr.  
A. C. Blaz  
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A. R. Unpingco  
J. T. Won Pat

**AN ACT TO CREATE A TASK FORCE ON  
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1 **BE IT ENACTED BY THE PEOPLE OF GUAM:**

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guahan finds*

1 that there is a continuing need to diversify Guam's economy, and that developing  
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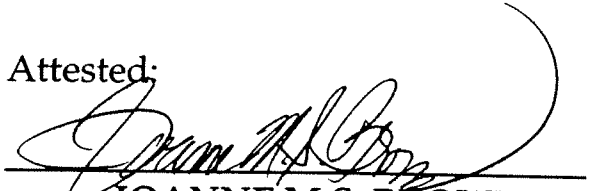
MINA'BENTE KUATTRO NA LIHESLATURAN GUAHAN  
1998 (SECOND) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUAHAN


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\_\_\_\_\_  
ANTONIO R. UNPINGCO  
Speaker

Attested:

  
\_\_\_\_\_  
JOANNE M.S. BROWN  
Senator and Legislative Secretary

-----  
This Act was received by I Maga'lahaen Guahan this 15<sup>th</sup> day of December 1998,  
at 9:20 o'clock a.M.

  
\_\_\_\_\_  
Assistant Staff Officer  
Maga'lahaen's Office

APPROVED:

\_\_\_\_\_  
CARL T. C. GUTIERREZ  
I Maga'lahaen Guahan

Date: \_\_\_\_\_

Public Law No. \_\_\_\_\_

**MINA'BENTE KUATTRO NA LIHESLATURAN GUAHAN  
1998 (SECOND) Regular Session**

**Bill No. 727 (COR)**

As substituted by the Committee on  
Transportation, Telecommunications and  
Micronesian Affairs and as amended  
on the Floor.

Introduced by:

C. A. Leon Guerrero  
A. C. Lamorena, V  
L. A. Leon Guerrero  
Felix P. Camacho  
T. C. Ada  
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J. T. Won Pat

**AN ACT TO CREATE A TASK FORCE ON  
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12 *Liheslaturan Guahan*.



24-004  
**24th Guam Legislature**  
**Sen. Carlotta A. Leon Guerrero**

Union Bank Building, Suite 312  
194 Hernan Cortez Avenue  
Agana, Guam 96910

Tel : (671) **472-3416 / 3418**  
Fax : (671) **477-1323**  
senclg@kuentos.guam.net

Chairperson :  
Committee on  
**Transportation,**  
Telecommunications and  
Micronesian Affairs

October 20, 1998

The Honorable Antonio R. Unpingco  
Speaker  
Mina Bente Kuattro na Liheslaturan Guahan  
155 Hesler St.  
Hagatna, Guam 96910

Dear Mr. Speaker,

The Committee on Transportation, Telecommunications and Micronesian Affairs, to which was referred **Bill No. 727, "An Act to Create a Task Force on Maritime Affairs and Fisheries,"** has had the same under consideration, and now wishes to report back the same with the recommendation **To Pass.**

The Committee votes are as follows:

To Pass	<u>9</u>
Not to Pass	_____
Abstain	_____
Inactive File	_____

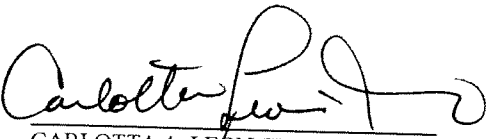
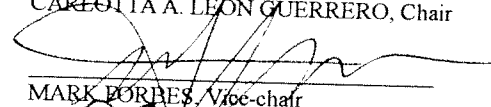
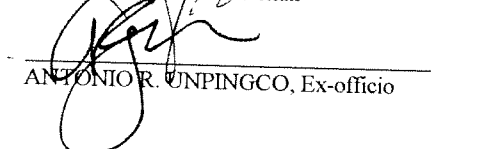
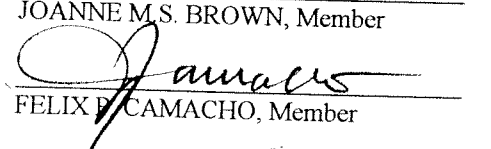
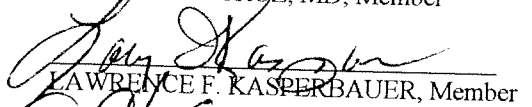

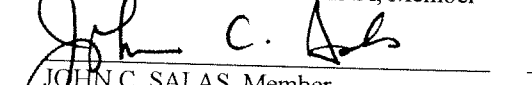
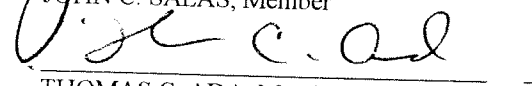
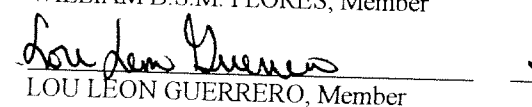
A copy of the Committee Report and all pertinent documents are attached for your information and file.

Sincerely,

CARLOTTA A. LEON GUERRERO

**Committee on Transportation, Telecommunications and Micronesia Affairs**  
**I Mina' Bente Kuattro Na Liheslaturan Guahan**

**Voting Record**  
**Bill No. 727 "an act to create a Task Force on Maritime Affairs**  
**And Fisheries"**

	<u>TO PASS</u>	<u>NOT TO PASS</u>	<u>ABSTAIN</u>	<u>INACTIVE FILE</u>
 CARLOTTA A. LEON GUERRERO, Chair	✓			
 MARK FORBES, Vice-chair	✓			
 ANTONIO R. UNPINGCO, Ex-officio	✓			
ANTHONY C. BLAZ, Member				
JOANNE M.S. BROWN, Member				
 FELIX D. CAMACHO, Member	✓			
EDUARDO J. CRUZ, MD, Member				
 LAWRENCE F. KASPERBAUER, Member	X			
 ALBERTO A.C. LAMORENA, Member				
 JOHN C. SALAS, Member	✓			
 THOMAS C. ADA, Member	✓			
FRANK AGUON, JR., Member				
FRANCISCO P. CAMACHO, Member				
WILLIAM B.S.M. FLORES, Member				
 LOU LEON GUERRERO, Member	✓			
VICENTE C. PANGELINAN, Member				
FRANCIS E. SANTOS, Member				

COMMITTEE ON TRANSPORTATION, TELECOMMUNICATIONS,  
AND MICRONESIAN AFFAIRS

Mina' Bente Kuattro na Liheslaturan Guahan  
155 Hesler Street, Hagatna, Guam 96910

COMMITTEE REPORT  
ON  
BILL 727

“An act to create a Task Force on Maritime Affairs and Fisheries”

COMMITTEE MEMBERS

Chair: Sen. Carlotta A. Leon Guerrero

Vice-Chair: Sen. Mark Forbes

Ex-Officio Member: Spkr. Antonio R. Unpingco

Sen. Anthony C. Blaz

Sen. Felix P. Camacho

Sen. Joanne M.S. Brown

Sen. Francisco P. Camacho

Sen. Edwardo J. Cruz, M.D.

Sen. Frank B. Aguon, Jr.

Sen. Thomas C. Ada

Sen. Lawrence F. Kasperbauer

Sen. Alberto C. Lamorena V

Sen. John C. Salas

Sen. William B.S.M. Flores

Sen. Lou Leon Guerrero

Sen. Francis E. Santos

## COMMITTEE REPORT

Bill No. 727

“An Act to Create a Task Force on Maritime Affairs and Fisheries”

### PUBLIC HEARING SCHEDULE

The Committee on Transportation, Telecommunications and Micronesian Affairs conducted a Public Hearing at 9 a.m. Tuesday, October 20, 1998 in the Public Hearing Room of I Mina'Bente Kuattro na Liheslaturan Guahan Temporary Bldg. In Hagatna.

#### Committee Members Present:

Sen. Carlotta A. Leon Guerrero, Chair  
Sen. Thomas C. Ada  
Sen. Frank B. Aguon, Jr.  
Sen. Francisco P. Camacho  
Sen. Alberto C. Lamorena V  
Sen. Vicente C. Pangelinan

### SUMMARY OF TESTIMONY

Joseph Q. Cruz, Acting General Manager of the Port Authority of Guam said he supports the intent of Bill 727 but does have some concerns. First, the Task Force may be a duplication of the Governor's Vision 2001 Task Force on Transportation and Transshipment whose objectives are to improve and expand the fisheries industry on Guam with the involvement of various government agencies. He questioned whether adding another GovGuam Department is financially sound in view of budgetary constraints. He said his agency will submit the Vision 2001 reports to the Committee.

He suggests expanding the responsibilities of existing departments or agencies to address the intent of Bill 727. But overall, he said the Port will support the Task Force in its endeavors.

Senator Pangelinan pointed out that a Task Force is necessary since dissemination of information on fisheries is lacking. The Task Force can be

like a repository of information that combines Vision 2001 goals and the goals of this proposed task force on Maritime Affairs and Fisheries

Ms. Dot Harris of the Department of Commerce and Mr. Frank Santos, Harbor Master, who were part of an Ad Hoc Committee that gathered in the '80s to discuss fisheries, see the need to formalize a Task Force because the ideas discussed in the Ad Hoc Committee were never acted upon. Bill 727 will create an entity that will focus on maximizing fisheries and marine resources. Further, Ms. Harris says the creation of a Task Force allows for dialogue among government agencies and key players in the fishing industry. Conservation issues, port of call for research vessels, economic development and assessing resources in our EEZ need to be addressed; therefore such a Task Force is necessary.

Senator Camacho points out that this Maritime Task Force needs to have a research base. Thus, he suggests that ties be developed with the University of Guam.

Mr. Bill Bradford, Vice President of the Guam Fisherman's Co-op, was concerned that certain key players such as the National Marine Fisheries Agency and the U.S. Coast Guard do not have input. He said both need to be involved since Guam does not have autonomy over its EEZ until a conservation plan is established and since Guam does not have money for an enforcement arm.

### COMMITTEE FINDINGS

The Committee finds that island leaders have long recognized the need to develop Guam's maritime and fisheries potential, and that an ad hoc committee to do so was established as far back as fifteen years ago. The Committee further finds that Governor Carl Gutierrez also recognized the importance of this industry to Guam's continued growth, and established a transportation and transshipment task force as part of his Vision 2001 plan. The Committee finds that there is now a need to "jump start" the efforts to develop Guam's maritime and fisheries industries, and a Task Force comprised of experts from all aspects of the industry is needed in order to develop an action plan within 180 days. Further, the Committee finds that the Task Force can draw on much of the work that has already been done over the years, and that should the Task Force determine that a permanent entity is necessary to continue the development and maintenance of the

maritime and fisheries industry on Guam, then it can recommend the establishment of a Maritime and Fisheries Bureau similar to the Guam Visitor's Bureau and its role in the Tourism industry.

#### COMMITTEE RECOMMENDATIONS

The Committee on Transportation, Telecommunications and Micronesian Affairs hereby reports out Bill No. 727 to the Twenty-Fourth Guam Legislature with the recommendation **To Pass.**



**MINA'BENTE KUATTRO NA LIHESLATURAN GUÅHAN**  
**1998 (SECOND) Regular Session**

Bill No. 727 (COR)

As substituted by the Committee on Transportation,  
Telecommunications and Micronesian Affairs

Introduced by:

C.A. Leon Guerrero *CAG*  
A.C. Lamorena *Vich*  
~~Lou Leon Guerrero~~ *ddg*  
Felix P. Camacho *F*

**AN ACT TO CREATE A TASK FORCE  
ON MARITIME AFFAIRS AND  
FISHERIES.**

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

**Section 1. Legislative Findings and Intent.** I Liheslatura finds that there is a continuing need to diversify Guam's economy, and that developing other major industries will stimulate economic growth and help insulate the island from periodic downturns in other major industries. I Liheslatura further finds that there is great economic potential in the Maritime and Fisheries industry, and that it may be necessary to establish within the government a Maritime Affairs and Fisheries Bureau to develop and promote such an industry on Guam.

**Section 2. Creation of the Task Force.** There is established the Maritime Affairs and Fisheries Task Force ("Task Force") which is vested with the powers and duties specified in this Chapter. The Task Force shall consist of eleven (11) members, nine (9) who shall be appointed by I Maga'lahaen Guåhan, and two (2) who shall be appointed by the Speaker of I Liheslatura no later than thirty (30) days subsequent to the effective date of this Act. I Maga'lahaen Guåhan shall select the members so as to ensure that the Task Force includes at least one (1) representative each from the Guam

1 Economic Development Authority; the Department of Agriculture, Division of Fish and  
2 Wildlife; the Department of Commerce; the University of Guam Marine Lab; the Port  
3 Authority of Guam; the Guam International Airport Authority; the Chamber of  
4 Commerce Maritime Affairs Committee; the Guam Fishermen's Cooperative; and the  
5 Tuna transshipment industry. The members shall elect from among their membership  
6 a Chairperson to preside over meetings, and a Vice-Chairperson to preside over  
7 meetings in the absence of the Chairperson.

8 **Section 3. Task Force powers and duties.** The Task Force shall hold public  
9 meetings to examine the potential of the Maritime and Fisheries industry; the  
10 establishment of a Maritime and Fisheries Bureau within the government of Guam; the  
11 establishment of a Fisheries development fund; and the establishment of a regional  
12 Fishing Cooperative with other governments of the Micronesian region. The Task  
13 Force shall issue a report to I Maga' lahen Guåhan and the Speaker of I Liheslatura  
14 within one hundred eighty (180) days of the effective date of this Act. The report shall  
15 include an analysis of the potential of the Maritime and Fisheries industry and  
16 recommendations for governmental action.

17 **Section 4.** The Guam Economic Development Authority shall provide the  
18 necessary staff support to the Task Force.

19 **Section 6. Termination of Task Force.** The Task Force shall terminate upon  
20 the acceptance of its report by I Maga' lahen Guåhan and the Speaker of I Liheslatura.



**PORT AUTHORITY OF GUAM  
ATURIDAT I PUEYTON GUAHAN**

GOVERNMENT OF GUAM  
1026 Cabras Highway  
Suite 201  
Piti, Guam 96925

Telephone: (671) 477-5931/35  
(671) 477-2683/85  
Telex: (721) 6689 PAGGUM  
Facsimile: (671) 477-2689

**TESTIMONY ON BILL 727  
“AN ACT TO CREATE A TASK FORCE ON MARITIME AFFAIRS AND  
FISHERIES”**

**GOOD MORNING MADAME CHAIRWOMAN AND MEMBERS OF THE  
COMMITTEE.**

**THE PORT AUTHORITY OF GUAM SUPPORTS THE OVERALL INTENT OF  
BILL 727. ANY MEASURE THAT IS DESIGNED TO IMPROVE AND  
DIVERSIFY GUAM’S ECONOMY AND CREATE MORE BUSINESS FOR THE  
PORT IS, ON ITS FACE, A GOOD MEASURE. WE DO HAVE SOME  
CONCERNS, HOWEVER.**

**MUCH OF WHAT IS PROPOSED BY THIS LEGISLATION IS ALREADY  
BEING ADDRESSED BY THE GOVERNOR’S VISION 2001 TASK FORCE ON  
FISHERIES AND TRANSPORTATION AND TRANSSHIPMENT. THE GOALS  
SET OUT IN THAT VISION WERE DERIVED THROUGH THE INPUT OF  
LEADERS IN THOSE AREAS AND MANY HAVE BEEN, OR ARE, IN THE  
PROCESS OF BEING IMPLEMENTED BY VARIOUS GOVERNMENT  
AGENCIES.**



**Commonwealth Now!**

IN THE FISHERIES SECTION OF VISION 2001, THE TASK FORCE IDENTIFIED TWO MAJOR OBJECTIVES, WITH 21 SUB OBJECTIVES, TO IMPROVE AND EXPAND THE FISHERIES INDUSTRY ON GUAM. TO DATE, MORE THAN TEN OF THOSE SUB OBJECTIVES HAVE BEEN COMPLETED THROUGH CLOSE WORKING RELATIONSHIPS BETWEEN THE ORIGINAL TASK FORCE AND VARIOUS GOVERNMENT AGENCIES TASKED TO CARRY OUT THE PLAN.

LIKEWISE, OF THE THREE OBJECTIVES AND TWELVE SUB OBJECTIVES IDENTIFIED FOR TRANSSHIPMENT, FIVE HAVE NOW BEEN COMPLETED.

AREAS THAT THE VISION IS ADDRESSING ARE THE EXPANSION OF A LOCAL FISHING FLEET THROUGH INCENTIVE PROGRAMS, COOPERATION WITH OTHER MICRONESIAN ISLANDS TO DEVELOP REGIONAL FISHERIES, THE IMPROVEMENT OF PORT INFRASTRUCTURE, THE COLLECTION OF DATA, MARKETING AND THE DEVELOPMENT OF SUPPORT INDUSTRY SUCH AS AQUACULTURE.

AMONG THE AGENCIES INVOLVED IN THIS PROCESS ARE THE GUAM ECONOMIC DEVELOPMENT AUTHORITY, THE DEPARTMENT OF AGRICULTURE, THE PORT AUTHORITY, THE AIRPORT AUTHORITY,

CUSTOMS & QUARANTINE AND THE DEPARTMENT OF COMMERCE. THESE PARTIES MEET REGULARLY TO DISCUSS THE PROGRESS ON THE GOALS AND OBJECTIVES OF VISION 2001.

I AM ALSO A LITTLE CONCERNED ABOUT WHAT SEEMS TO BE THE OVERALL GOAL OF THE MARITIME AFFAIRS AND FISHERIES TASK FORCE - TO CREATE A MARITIME AND FISHERIES BUREAU WITH THE GOVERNMENT OF GUAM. ALTHOUGH I SUPPORT THE INTENT OF THIS LEGISLATION TO HELP THE FISHING AND MARITIME INDUSTRIES, I QUESTION WHETHER ADDING YET ANOTHER GOVGUAM DEPARTMENT IS FINANCIALLY SOUND IN VIEW OF OUR BUDGETARY CONSTRAINTS. THE LEGISLATURE MAY WISH TO CONSIDER EXPANDING RESPONSIBILITIES OF EXISITING DEPARTMENTS OR AGENCIES TO ADDRESS THE INTENT OF BILL 727.

BILL 727 ALSO PROPOSES TO HAVE THE GOVERNOR APPOINT MEMBERS TO THE TASK FORCE FROM VARIOUS GOVERNMENT AGENCIES. CURRENT LAW PROHIBITS A GOVGUAM EMPLOYEE FROM RECEIVING A STIPEND WHILE SERVING ON A BOARD OR COMMISSION. IS IT THE INTENT OF BILL 727 TO CHANGE THE CURRENT PRACTICE?

GIVEN THE FACT THAT THE VARIOUS AGENCIES HAVE BEEN WORKING ON THIS ISSUE FOR THE PAST COUPLE OF YEARS, THE CREATION OF A TASK FORCE BY LAW SEEMS A LITTLE UNNECESSARY AND A DUPLICATION OF EFFORTS. SHOULD YOU FIND IT NECESSARY TO LEGISLATE WHAT HAS ALREADY BEEN TAKING PLACE, HOWEVER, THE PORT WILL GLADLY SUPPORT THE TASK FORCE IN EVERY WAY POSSIBLE.

THANK YOU FOR THE OPPORTUNITY TO PRESENT OUR TESTIMONY THIS MORNING AND I AM AVAILABLE TO ANSWER ANY QUESTIONS YOU MAY HAVE.

  
JOSEPH Q. CRUZ  
GENERAL MANAGER, ACTING



**DIPATAMENTON KUMETSIO  
DEPARTMENT OF COMMERCE  
GOBETNON GUAHÄN**



**Carl T. C. Gutierrez**  
Magáláhi  
Governor  
**Madeleine Z. Bordallo**  
Tifiente Gubetnadora  
Lt. Governor

Til: (671) 475-0321/2  
Tel:

**Gumá 102, Chalan M**  
102 M Street  
Tiyan, Guahan  
Tiyan, Guam 96913

Faks: (671) 477-9031  
Fax:

**Joseph C. Cruz**  
Direktot  
Director  
**Edward I. Cruz**  
Sigundo Direktot  
Deputy Director

October 20, 1998

Senator Carlotta Leon Guerrero  
Chairperson  
Committee on Transportation, Telecommunications  
and Micronesian Affairs  
Mina'bente Kuáttro na Liheslaturan Guahan  
Union Bank Building, Suite 312  
194 Hernan Cortez Avenue  
Agana, GU 96910

Dear Senator Leon Guerrero:

The Department of Commerce is submitting input relative to Bill No. 727 (COR):

**AN ACT TO CREATE A TASK FORCE  
ON MARITIME AFFAIRS AND FISHERIES**

The enhancement of the fisheries sector's contribution to Guam's overall economy is a vested responsibility of the Department of Commerce, as identified in the Department's enabling legislation, which includes the mandate to, "...investigate, study and undertake ways and means of promoting and encouraging the prosperous development and operation of the legitimate interest and welfare of Guam business, industry and commerce."

Rather than create an additional entity within the Government of Guam, we would recommend strengthening the capabilities of agencies such as Commerce, the Guam Economic Development Authority, the Port Authority of Guam and other agencies to support the economic development of fisheries by providing them with the resources needed to effectively implement their respective mandates.

The formal establishment of a working body comprised of both public and private sector counterparts to examine various fisheries related issues is a good idea. Commerce had, for many years, provided a public forum for discussion under the Ad Hoc Committee on Fisheries, but again, due to limitations in resources, this program has been placed on the

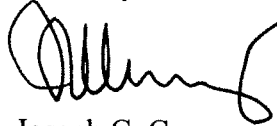


**Commonwealth Now!**

backburner. The Governor's Vision 2001 Fisheries Task Force is another excellent example of how a public/private sector partnership can work together to develop a plan of action to promote the industry. We would recommend that the scope of a fisheries working group not be limited to a task force with specific duties and deadlines, but rather, be created as a coordinating body to ensure that pertinent parties are kept abreast of latest developments and issues affecting the fisheries industry, and are available to provide support in resolving issues, promotion of the industry, and other industry needs (i.e. research, liaison services).

We greatly appreciate your concern and active efforts to address the pressing needs affecting the potential growth and development of fisheries on Guam. The basic mechanisms to accomplish these ends are already existing within the Government of Guam structure. What is needed is greater resource support for the agencies to enable us to accomplish our respective mandates. We look forward to further discussing these concerns with you. Dangkolo na Si Yu'os Ma'ase.

Sincerely,

A handwritten signature in black ink, appearing to read 'Joseph C. Cruz', written in a cursive style.

Joseph C. Cruz  
Director





UNIVERSITY OF GUAM  
UNIBETSEDÁT GUAHAN

**MARINE LABORATORY**

UOG Station • Mangilao, Guam 96923  
Telephone: (671) 735-2175/6 • Fax: (671) 734-6767

October 20, 1998

Senator Carlotta A. Leon Guerrero, Chairperson  
Committee on Transportation, Telecommunication,  
and Micronesian Affairs  
24th Guam Legislature

Dear Senator Leon Guerrero:

Thank you for the opportunity to provide comments on Bill 727 "An Act to Create a Task Force on Maritime Affairs and Fisheries."

I believe the establishment of a Task Force on Maritime Affairs and Fisheries is a sensible and appropriate step in the development of maritime industries on Guam. Fisheries in its various forms has always been important to Guam and will continue to be in the future. Likewise maritime shipping and transportation. Other marine-related industries, such as ocean mineral extraction and ocean thermal energy conversion (OTEC), may prove important to Guam's future.

A number of public and private entities on Guam are currently involved in matters pertaining to the marine environment and its development, and it would be valuable to have these groups working together as a task force to plan for the future of maritime industrial development on Guam. By bringing together most of the important agencies and organizations dealing with marine affairs, the Task Force will be able to weigh the various issues surrounding marine resource development and provide informed guidance to the Government of Guam in its economic development efforts.

Sincerely,

A handwritten signature in black ink, appearing to read "S. Amesbury", written over a large, light-colored scribble.

Steven S. Amesbury  
Professor of Marine Biology

**received**  
Dm 10/20/98

1026 Cabras Hwy.  
Box 103  
Piti, Guam 96925

# PACIFIC NETWORK

INCORPORATED

(671) 477-3690  
(671) 472-6408  
Fax: (671) 477-6163

19 Oct. 1998

REF: Bill# 727 Maritime Affairs and Fisheries Bill

Esteemed Senators,

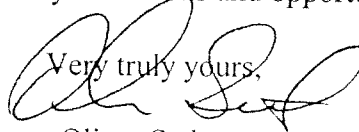
As a long time proponent for the development of commercial fishing opportunities on Guam we applaud your recent efforts to promote the commercial fishing industry through bill #727. We believe many avenues exist to further both local and regional fisheries development, whether small scale or large.

Over the past 16 years Guam has seen the arrival of both purse seine and longline fishing fleets and their associated industries. Support and service sector and secondary processing of products companies have augmented the Guam economy with employment opportunities and associated tax revenues. Growth has not come without its share of misunderstanding and competitive positioning.

Regarding the creation of a Maritime Affairs and Fisheries Task Force, any effort to further develop the commercial fishing industry will be appreciated. Gov. Guterrez's Vision 2001 began a process of identifying specific factors necessary to enhance our industry and accomplished a great many of their objectives within a short period of time. We are concerned that the formation of a new task force might be duplication of process, even though the Task Force would be responding to the Legislature, not the governor directly. It is our feeling that the commercial fishing industry of Guam should form a business group comprised of the various levels of involvement within the industry, principally the fleet/vessel owner/operators(both longline and purse seine), the service/supply/processor sector, and the transportation(air/fuel) sector. With a consolidated industry based front, our multi-level industry could better address and respond to the multitude of issues that affect us all. Once we have achieved a balanced representation and platform, the coalition would be better prepared to work with government task forces, whether Vision 2001 or the one being proposed by your legislation.

Regretfully the commercial fishing industry competes as much with itself as it does in the world or regional market. Until such time that industry goals become acceptable to the majority of its players, government based efforts may receive a less than adequate rate of approval. Regardless, our company will continue to support yours and Gov. Guterrez's efforts to improve our industry conditions and opportunities.

Very truly yours,



Oliver Seth  
Pacific Network



# I Mina' Bente Kuåttro Na Liheslaturan Guåhan

Kumitean Areklamento, Refotman Gubetnamento Siha, yan Asunton Fidirat

*Senator Mark Forbes, Chairman*

**OCT 14 1998**

## MEMORANDUM

**TO:** Chairperson  
Committee on Transportation, Telecommunications and Micronesian  
Affairs

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

**SUBJECT:** Referral- Bill No. 727

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

**received**  
10/14/98

Senator Carlotta Leon Guerrero  
Chairperson  
Committee on Transportation, Telecommunications  
and Micronesian Affairs  
Mina'bente Kuatto na Ligeslaturan Guahan  
Union Bank Building, Suite 312  
194 Hernan Cortez Avenue  
Agana, Gu 96910

Dear Senator Leon Guerrero,

As the Vice-President of the Guam Fishermens Cooperative Association, I support Bill Number 727. However, until we, the island of Guam can control the waters of our EEZ, we must include the National Marine Fisheries Service and the United States Coast Guard in any developing of regulations controlling our local fisheries. They are the agencies who control the permits, enforce vessel safety regulations and all Federal laws governing the EEZ.

Also, we must include Public Health. This may indeed be the vehicle needed to bring the Island of Guam in standard with HACCP (Hazard Analysis Critical Control Program). In the days of past, the handling of fish has not been a concern of the majority of the people of our island. That has been left into the hands of a few. Without an industry standard (HACCP) being enforced, we must rely on the integrity of the individuals and companies involved in the fisheries industry.

Even though our local fisheries is small in comparison to the other industries on the island, we are growing. If our domestic fishing fleet is allow to grow with the help of all government agencies involved, we can become a very viable industry on the island. Also, within our fisheries, we must not forget our Aquaculture Farmers. They too, must be included in the development of our island fisheries.

I Remain, Your Humble Servant ,

  
William W. Bradford  
Vice-President, GFCA

**received**  
Dm 10/22/98

**MINA'BENTE KUATTRO NA LIHESLATURAN GUÅHAN**  
**1998 (SECOND) Regular Session**

Bill No. 727 (COR)

Introduced by:

C.A. Leon Guerrero *[Signature]*  
A.C. Lamorena V *[Signature]*

**AN ACT TO CREATE A TASK FORCE  
ON MARITIME AFFAIRS AND  
FISHERIES.**

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

2           **Section 1. Legislative Findings and Intent.** I Liheslatura finds that there is  
3 a continuing need to diversify Guam's economy, and that developing other major  
4 industries will stimulate economic growth and help insulate the island from periodic  
5 downturns in other major industries. I Liheslatura further finds that there is great  
6 economic potential in the Maritime and Fisheries industry, and that it may be necessary  
7 to establish within the government a Maritime Affairs and Fisheries Bureau to develop  
8 and promote such an industry on Guam.

9           **Section 2. Creation of the Task Force.** There is established the Maritime  
10 Affairs and Fisheries Task Force ("Task Force") which is vested with the powers and  
11 duties specified in this Chapter. The Task Force shall consist of eleven (11) members,  
12 nine (9) who shall be appointed by I Maga'lahaen Guåhan, and two (2) who shall be  
13 appointed by the Speaker of I Liheslatura no later than thirty (30) days subsequent to  
14 the effective date of this Act. I Maga'lahaen Guåhan shall select the members so as to  
15 ensure that the Task Force includes at least one (1) representative each from the Guam  
16 Economic Development Authority; the Department of Agriculture, Division of Fish and  
17 Wildlife; the Department of Commerce; the University of Guam Marine Lab; the Port

1 Authority of Guam; the Guam International Airport Authority; the Chamber of  
2 Commerce Maritime Affairs Committee; the Guam Fishermen's Cooperative; and the  
3 Tuna transshipment industry. The members shall elect from among their membership  
4 a Chairperson to preside over meetings, and a Vice-Chairperson to preside over  
5 meetings in the absence of the Chairperson.

6 **Section 3. Task Force powers and duties.** The Task Force shall hold public  
7 meetings to examine the potential of the Maritime and Fisheries industry; the  
8 establishment of a Maritime and Fisheries Bureau within the government of Guam; the  
9 establishment of a Fisheries development fund; and the establishment of a regional  
10 Fishing Cooperative with other governments of the Micronesian region. The Task  
11 Force shall issue a report to I Maga'lahen Guåhan and the Speaker of I Liheslatura  
12 within one hundred eighty (180) days of the effective date of this Act. The report shall  
13 include an analysis of the potential of the Maritime and Fisheries industry and  
14 recommendations for governmental action.

15 **Section 4. Compensation of Members.** Members of the Task Force shall be  
16 paid at the rate of Fifty Dollars (\$50.00) per day for each day that the Task Force meets  
17 unless a Task Force member agrees to volunteer his service instead. Compensation  
18 shall not exceed One Hundred Dollars (\$100.00) per month.

19 **Section 5.** The Guam Economic Development Authority shall provide necessary  
20 staff support to the Task Force.

21 **Section 6. Termination of Task Force.** The Task Force shall terminate upon  
22 the acceptance of its report by I Maga'lahen Guåhan and the Speaker of I Liheslatura.

**MINA'BENTE KUATTRO NA LIHESLATURAN GUÁHAN**

**Committee on Transportation, Telecommunications & Micronesia Affairs  
Senator Carlotta A. Leon Guerrero  
Chairperson**

**I Liheslaturan Guáhan Temporary Building  
Public Hearing Room, Hagåtña  
Tuesday, October 19, 1998  
9:00 a.m. <sup>20</sup>**

**Bill 727: "An act to create a task force on Maritime Affairs and Fisheries."**

1. William W. Bradford - GFCA - ? AGAINST
2. JO CRUZ - PORT AUTHORITY
3. FRANK SANTOS PAG
4. Dot Harris Dept - of Commerce
5. OLIVER SETH PACIFIC NETWORK -
6. \_\_\_\_\_
7. \_\_\_\_\_
8. \_\_\_\_\_
9. \_\_\_\_\_
10. \_\_\_\_\_
11. \_\_\_\_\_
12. \_\_\_\_\_
13. \_\_\_\_\_

## PUBLIC HEARING



The Legislative Committee on Transportation, Telecommunications and Micronesia Affairs will conduct a Public Hearing at **9 a.m. Tuesday, October 20, 1998,**

in the Public Hearing Room of I Mina'Bente Kuattro na Liheslaturan Guahan Temporary Building in Hagatna. The agenda is as follows:

**Bill 756:** "An act to delete the notation in Section 3 of Chapter 2 of Public Law 21-42 relative to the initial appropriation of funds for Guam Mass Transit Authority."

**Bill 757:** "An act to amend Public Law 24-264 relevant to clarify usage of appropriated funds," appropriated to Guam Mass Transit Authority for SPIMA.

**Bill 727:** "An act to create a task force on Maritime Affairs and Fisheries."

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ADA Coordinator: Betty Ann Guerrero. The public is welcome to attend. For additional information please call the Office of Senator Carlotta A. Leon Guerrero at 472-3416. You may fax your testimony to 477-1323.