

I Mina'Trentai Tres Na Liheslaturan Received
Bill Log Sheet

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
PUBLIC LAW 33-211 361-33 (COR)	T. C. Ada	AN ACT TO TRANSFER A PORTION OF LOT 421-R26, TENTATIVELY IDENTIFIED AS "LPORION 421-77" MUNICIPALITY OF TALOFOFO WITH AN AREA OF 2,100± SQUARE METERS FROM THE CHAMORRO LAND TRUST INVENTORY TO THE GUAM POWER AUTHORITY FOR THE PURPOSE OF EXPANDING THE TALOFOFO SUBSTATION.	07/29/16 4:18 p.m.	08/01/16	Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement	10/26/16 9:30 a.m.	11/18/16 5:07 p.m.	Fiscal Note Request 08/01/16 Fiscal Note 08/26/16
	DATE PASSED	TITLE	DATE AND TIME TRANSMITTED		DUE DATE	<small>DATE SIGNED BY I MAGA'Ā HEN GU'Ā HAN</small>	PUBLIC LAW NO.	NOTES
	12/02/16	AN ACT TO TRANSFER LOT NO. 427 IN THE MUNICIPALITY OF TALOFOFO, WITH AN AREA OF THREE THOUSAND TWO HUNDRED FORTY-THREE (3,243) ± SQUARE METERS, FROM THE ADMINISTRATIVE JURISDICTION OF THE CHAMORRO LAND TRUST COMMISSION TO THE GUAM POWER AUTHORITY FOR THE PURPOSE OF EXPANDING THE TALOFOFO ELECTRICAL SUBSTATION.	12/05/16	4:50 p.m.	12/16/16	12/15/16	P.L. 33-211	M&C No. 33GL-16-2282



EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Office of the Governor Of Guam.

DEC 15 2016

173-16-2282

Honorable Judith T. Won Pat, Ed.D.
Speaker
I Mina'trentai Tres Na Liheslaturan Guåhan
155 Hesler Street
Hagåtña, Guam 96910

Office of the Speaker
Judith T. Won Pat, Ed.D

Date: 12-19-16
Time: 9AM
Received By: [Signature]

Dear Madame Speaker:

Transmitted herewith is Bill No. 361-33 (COR), "AN ACT TO TRANSFER LOT NO. 421-80 IN THE MUNICIPALITY OF TALOFOFO, WITH AN AREA OF TWO THOUSAND ONE HUNDRED (2,100) ± SQUARE METERS, FROM THE CHAMORRO LAND TRUST COMMISSION LANDS INVENTORY TO THE GUAM POWER AUTHORITY FOR THE PURPOSE OF EXPANDING THE TALOFOFO ELECTRICAL SUBSTATION," which was signed into law on December 15, 2016, as Public Law 33-211.

Senseramente,


EDDIE BAZA CALVO

2016 DEC 19 AM 10:51

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2282



I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN
2016 (SECOND) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LÅHEN GUÅHAN

This is to certify that **Bill No. 361-33 (COR)**, "AN ACT TO TRANSFER LOT NO. 421-80 IN THE MUNICIPALITY OF *TALOFOFO*, WITH AN AREA OF TWO THOUSAND ONE HUNDRED (2,100) ± SQUARE METERS, FROM THE *CHAMORRO* LAND TRUST COMMISSION LANDS INVENTORY TO THE GUAM POWER AUTHORITY FOR THE PURPOSE OF EXPANDING THE *TALOFOFO* ELECTRICAL SUBSTATION," was on the 2nd day of December 2016, duly and regularly passed.



Judith T. Won Pat, Ed.D.
Speaker

Attested:


Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'låhen Guåhan* this 15th day of Dec,
2016, at 4:50 o'clock P.M.


Assistant Staff Officer
Maga'låhi's Office

APPROVED:


EDWARD J.B. CALVO
I Maga'låhen Guåhan

Date: DEC 15 2016

Public Law No. 33-211

OFFICE OF THE GOVERNOR
CENTRAL FILES

RECEIVED BY
TIME 4:50 PM DATE 12.15.16

I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN
2016 (SECOND) Regular Session

Bill No. 361-33 (COR)

As amended by the Committee on Transportation,
Infrastructure, Lands, Border Protection,
Veterans' Affairs and Procurement; and
further amended on the Floor.

Introduced by:

T. C. Ada
V. Anthony Ada
FRANK B. AGUON, JR.
Frank F. Blas, Jr.
B. J.F. Cruz
James V. Espaldon
Brant T. McCreadie
Tommy Morrison
T. R. Muña Barnes
R. J. Respicio
Dennis G. Rodriguez, Jr.
Michael F.Q. San Nicolas
Mary Camacho Torres
N. B. Underwood, Ph.D.
Judith T. Won Pat, Ed.D.

AN ACT TO TRANSFER LOT NO. 421-80 IN THE MUNICIPALITY OF *TALOFOFO*, WITH AN AREA OF TWO THOUSAND ONE HUNDRED (2,100) ± SQUARE METERS, FROM THE *CHAMORRO* LAND TRUST COMMISSION LANDS INVENTORY TO THE GUAM POWER AUTHORITY FOR THE PURPOSE OF EXPANDING THE *TALOFOFO* ELECTRICAL SUBSTATION.

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that § 8203 of Article 2, Chapter 8, Title 12, Guam Code Annotated, provides the

1 Guam Power Authority (GPA) with the authorization to acquire lands for the
2 purposes of constructing, improving, equipping, maintaining, repairing, renewing,
3 replacing, and reconstructing the electrical system of GPA. *I Liheslaturan Guåhan*
4 finds that the GPA has identified property under the administrative jurisdiction of
5 the *Chamorro* Land Trust Commission (CLTC) for the purpose of expanding the
6 *Talofof* Electrical Substation, and preparing the site for the future construction of
7 an Energy Storage System. These improvements are essential in meeting current
8 and future growth demands for electrical generation and distribution to the Island
9 Wide Power System (IWPS).

10 *I Liheslaturan Guåhan* finds that the Guam Power Authority has
11 commissioned a 25.65 MW solar farm through NRG Energy (an independent
12 power producer) and a 275 KW wind turbine renewable energy as part of its
13 integrated resource plan.

14 *I Liheslaturan Guåhan* finds that the construction and installation of an
15 Energy Storage System facility at the selected site will provide significant power
16 output stabilization from the *Dandan* solar facility and wind turbine, thus firming
17 the net power output.

18 **Section 2. Authorization to Transfer Land to the Guam Power**
19 **Authority (GPA).** Notwithstanding any other provision of law, rule or regulation,
20 *I Liheslaturan Guåhan* authorizes the *Chamorro* Land Trust Commission (CLTC)
21 to transfer to the Guam Power Authority (GPA) approximately two thousand one
22 hundred (2,100) square meters (0.518 acres), more or less, identified as Lot No.
23 421-80 in the municipality of *Talofof*, as shown on the Agricultural Subdivision
24 Master Plan of Lot No. 421, prepared by the Department of Land Management and
25 filed under Document No. 502952, for the construction of a new Energy Storage
26 System (ESS) parcel (Exhibit A).

1 (a) GPA shall pay for an appraisal of the ESS parcel by a certified
2 real estate appraiser licensed to do business on Guam, which shall be
3 selected by the Administrative Director of the Chamorro Land Trust
4 Commission.

5 (b) GPA shall have the Talofofa Electrical Substation expansion
6 property surveyed and registered by a professional land surveyor licensed to
7 do business on Guam, and the land registration survey map, parceling map,
8 and consolidation survey map shall be approved and recorded by the
9 Department of Land Management.

10 (c) GPA shall work with the CLTC to determine an appropriate
11 compensation solely for the ESS parcel, to include preferably, but not
12 limited to, purchase at fair market value, in-kind service exchange of equal
13 value, or a combination of options to be approved by GPA, the Consolidated
14 Commission on Utilities (CCU), and the CLTC. GPA and CLTC will have
15 one hundred eighty (180) days to finalize the compensation agreement.

16 (d) CLTC grants right of entry to the ESS parcel immediately for
17 GPA and/or its contractors to complete the required geotechnical survey,
18 topographic survey, archeological studies, or other required testing for the
19 design, permitting, and construction of the Energy Storage System project,
20 while both parties are finalizing compensation and the Conditional Grant
21 Deed is recorded.

22 (e) GPA shall, upon acquiring the Conditional Grant Deed, submit
23 to the court the land registration of the property, and all land registration
24 expenses shall be borne by GPA.

25 **Section 3. Proceeds of Sale.** All proceeds from the sale of Lot No. 421-
26 80 in the municipality of Talofofa shall be deposited in the Chamorro Land Trust

1 *Infrastructure and Survey Fund*, identified as Department of Administration
2 Revenue Account Number 3669-57001.

3 **Section 4. Rezoning.** Notwithstanding 21 GCA § 61637 or any other
4 provision of law, rule or regulation, Lot No. 421-80 in the municipality of *Talofof*
5 is hereby rezoned from Agricultural Zone (A) to Public Facility Zone (PF) for the
6 purpose of expanding the *Talofof* Electrical Substation and constructing the
7 Energy Storage System.

8 **Section 5. Effective Date.** This Act *shall* take effect upon enactment.

9 **Section 6. Severability.** If any provision of this law or its application to
10 any person or circumstance is found to be invalid or contrary to law such invalidity
11 *shall not* affect other provisions or applications of this law that can be given effect
12 without the invalid provisions or applications and to this end the provisions of this
13 law are severable.

