

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
112-33 (COR)	B. J.F. Cruz	AN ACT TO AMEND SECTION 3(b) AND SECTION 9(a) OF PUBLIC LAW 21-14 RELATIVE TO AUTHORIZING THE MAGA'LAHEN GUAHAN TO SELL LOT NO. B, TRACT 111 LOCATED IN THE MUNICIPALITY OF TAMUNING.	06/01/15 1:47 p.m.	06/01/15	Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement			



COMMITTEE ON RULES

I Mina'trentai Tres na Liheslaturan Guåhan • The 33rd Guam Legislature

155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com

E-mail: roryforguam@gmail.com • Tel: (671)472-7679 • Fax: (671)472-3547

Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

June 1, 2015

Senator
Thomas C. Ada
VICE CHAIRPERSON
ASSISTANT MAJORITY LEADER

MEMORANDUM

Speaker
Judith T.P. Won Pat, Ed.D.
Member

To: Rennae Meno
Clerk of the Legislature

Vice-Speaker
Benjamin J.F. Cruz
Member

Attorney Therese M. Terlaje
Legislative Legal Counsel

Legislative Secretary
Tina Rose Muna Barnes
Member

From: Senator Thomas C. Ada
Acting Chairperson of the Committee on Rules

Senator
Dennis G. Rodriguez, Jr.
Member

Subject: Referral of Bill No. 112-33(COR) 

As the Acting Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 112-33(COR)**.

Senator
Frank Blas Aguon, Jr.
Member

Please ensure that the subject bill is referred, in my name, to the respective committee, as shown on the attachment. I also request that the same be forwarded to all members of *I Mina'trentai Tres Na Liheslaturan Guåhan*.

Senator
Michael F.Q. San Nicolas
Member

Should you have any questions, please feel free to contact our office at 472-7679.

Senator
Nerissa Bretania Underwood
Member

Si Yu'os Ma'åse!

V. Anthony Ada
MINORITY LEADER


Attachment

Mary C. Torres
MINORITY MEMBER

I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN
2015 (FIRST) Regular Session

Bill No. 112-33 (COR)

Introduced by:

B.J.F. Cruz 

AN ACT TO AMEND SECTION 3(b) AND SECTION 9(a) OF PUBLIC LAW 21-14 RELATIVE TO AUTHORIZING THE MAGA'LAHEN GUAHAN TO SELL LOT NO. B, TRACT 111 LOCATED IN THE MUNICIPALITY OF TAMUNING.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section . Legislative Findings and Intent. *I Liheslaturan Guåhan* finds that twenty-three (23) years ago, Public Law 21-14 was enacted that provided for numerous land transactions, including the sale of Lot No. B, Tract 111 in the Municipality of Tamuning to owners of the property adjacent to Lot No. B, Tract 111, David D. and Dolores R. Tuncap.

I Liheslaturan Guåhan further finds that when Public Law 21-14 was passed into law, the Tuncap family began the proceedings for the conveyance and purchase of Lot No. B, Tract 111, which included the requirement pursuant to Public Law 21-14 to acquire two (2) appraisals. The Tuncap family acquired two (2) appraisals in 1993. As of this date, the Tuncap family has finally paid in full the purchase price of Lot No. B, Tract 111 based on the appraisals that were done in 1993 and has requested the Department of Land Management to file a Quitclaim Deed to finalize the purchase of Lot No. B. Tract 111.

Section 9 of Public Law 21-14 delineates the provisions in which an appraisal must be completed as “no earlier than six (6) months prior to the date of conveyance or exchange of the parcels”. This would deem the two (2) appraisals done in 1993 stale.

2015 JUN -1 AM 1:47 

1 *I Liheslaturan Guåhan* believes that the Tuncap family acquired the two (2)
2 required appraisals in good faith and therefore *I Liheslaturan Guåhan* intends to
3 amend Section 3(b) and Section 9(a) of Public Law 21-14 to allow the two (2)
4 appraisals that were completed in 1993 to be used as the sale price determination
5 so they can finally purchase and request approval for a Quitclaim Deed for Lot No.
6 B, Tract 111.

7 **Section 2. Section 3(b) of Public Law 21-14 is hereby amended to read**
8 **as follows:**

9 “(b) In addition, the Governor shall sell Lot No. b, Tract 111, to the
10 landowners whose lands abut such Lot No. B on the northern, ocean side of Lot
11 No. B, such sale to be a series of sales to each such owner whose land so abuts Lot
12 No. B on its northern side, of that portion of Lot No. B immediately adjacent to
13 such owner’s property, ~~at such parcel’s fair market value at the time of the sale~~
14 utilizing the two (2) appraisals conducted in 1993 for fair market value of the
15 property.”

16 **Section 3. Section 9(a) of Public Law 21-14 is hereby amended to read as**
17 **follows:**

18 “Section 9. (a) The land sales and exchanges described in Sections 2, 3, 4, 5,
19 6, 7, and 8 of this Act shall all be subject to the following provisions to determine
20 the current fair market value of a parcel, with the exception of Section 3(b) of this
21 Act.

22 **Section 4. Effective Date.** This Act *shall* take effect upon its enactment.

23 **Section 5. Severability.** *If* any provision of this Act or its application to
24 any person or circumstance is held invalid, the invalidity *shall not* affect other
25 provisions or applications of this Act which can be given effect without the invalid
26 provision or application and to this end the provisions of this Act is severable.