



Office of the Governor of Guam

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Felix P. Camacho
Governor

Michael W. Cruz, M.D.
Lieutenant Governor

04 APR 2008

2008 APR -7 PM 1:26

Honorable Judith T. Won Pat
Speaker
I Mina' Bente Nuebi Na Liheslaturan Guåhan
155 Hesler Place
Hagåtña, Guam 96910

Dear Speaker Won Pat:

Transmitted herewith is Bill. No 138 (EC) entitled "AN ACT TO ACCELERATE THE TRANSITION OF THE GOVERNMENT OF GUAM INTO THE DIGITAL AGE BY THE IMPLEMENTATION OF A PROGRAM OF DISCOUNTED FEES AS INCENTIVES FOR THE SUBMISSION OF DOCUMENTS FILED WITH GOVERNMENT AGENCIES IN AN ACCEPTABLE COMPUTERIZED DATA FORMAT, AT THE DEPARTMENT OF LAND MANAGEMENT, BY AMENDING §60315.1 TO TITLE 21, GUAM CODE ANNOTATED," which I have vetoed.

While I support the initiative to adopt an e-government system and promote efficiency within the government of Guam through technology, however according to the Chief Information Officer of the Bureau of Information Technology, the Department of Land Management's ["DLM"] existing information technology ["IT"] infrastructure is not capable of adequately complying with the requirements in Bill No. 138. Based on his assessment as described herein I have vetoed Bill No. 138.

In order to achieve efficiency through electronic filing there must exist a system that allows an agency to receive electronic filing and then seamlessly integrate this information into its computer systems. The system must be secure, reliable and user-friendly. There must be a management system for the electronic contents in order to easily archive and retrieve information in a manner consistent with the agency's core mission. There must be adequate IT infrastructure to secure data and protect against unauthorized access and redundancies and fail-safe systems to minimize system downtime from disasters or equipment failure. There should be sufficient funding to implement and sustain online systems including backup systems operating around the clock.

29-08-0255
Office of the Speaker
Judith T. Won Pat, Ed. D.
Date 4/04/08
Time 1:26
Received by [Signature]

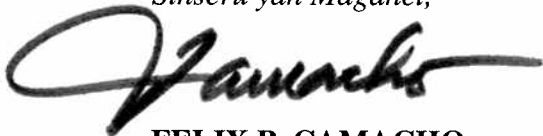
If these conditions do not exist at the department, then the cost and effort required to integrate electronic filings with its existing IT resources will disproportionately outweigh the benefits. The existing system at DLM was developed years ago and online access, modern security, and current technologies were not incorporated into its original design.

Generally, online users have higher expectations. If customers perceive that there are reliability issues when transacting online with the department, then more than likely they will quickly revert to traditional services and the agency will be left with supporting an underutilized system and increase demand at the counters. It is harder to restore users once a system has proven to be unreliable.

At one time DLM's surveying division required all survey drawings to be submitted electronically. Eventually this requirement was discontinued because the staff was unable to properly inspect electronic drawings on their standard-size computer monitors.

In order to achieve an e-government system for the government of Guam, there needs to be legislation that would establish objectives and funding necessary to improve GovGuam's underlying IT infrastructure to support e-government initiatives. GovGuam's network infrastructure is as vital as its physical infrastructure and should be given the necessary support.

*Sinseru yan Magåhet,*



**FELIX P. CAMACHO**  
*I Maga'låhen Guåhan*  
Governor of Guam

cc: Honorable Tina Rose Muna Barnes,  
Senator & Legislative Secretary

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Attachment

I MINA'BENTE NUEBI NA LIHESLATURAN GUÅHAN  
2008 (SECOND) Regular Session

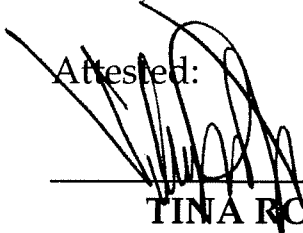
CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

This is to certify that Bill No. 138 (EC), "AN ACT TO ACCELERATE THE TRANSITION OF THE GOVERNMENT OF GUAM INTO THE DIGITAL AGE BY THE IMPLEMENTATION OF A PROGRAM OF DISCOUNTED FEES AS INCENTIVES FOR THE SUBMISSION OF DOCUMENTS FILED WITH GOVERNMENT AGENCIES IN AN ACCEPTABLE COMPUTERIZED DATA FORMAT, AT THE DEPARTMENT OF LAND MANAGEMENT, BY AMENDING §60304 AND ADDING A NEW §60315.1 TO TITLE 21, GUAM CODE ANNOTATED," was on the 21<sup>st</sup> day of March, 2008, duly and regularly passed.



JUDITH T. WON PAT, Ed.D  
Speaker

Attested:



TINA ROSE MUÑA BARNES  
Senator and Secretary of the Legislature

This Act was received by *I Maga'lahaen Guåhan* this 21 day of March, 2008, at 10:50 o'clock A.M.



Assistant Staff Officer  
*Maga'laha's Office*

APPROVED:

**VETO**

FELIX P. CAMACHO  
*I Maga'lahaen Guåhan*

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

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

***I MINA'BENTE NUEBI NA LIHESLATURAN GUÅHAN***  
**2007 (FIRST) Regular Session**

**Bill No. 138 (EC)**

As amended by the Author.

Introduced by:

v. c. pangelinan  
J. T. Won Pat, Ed.D  
Frank F. Blas, Jr.  
Edward J.B. Calvo  
B. J.F. Cruz  
James V. Espaldon  
Mark Forbes  
Judith Paulette Guthertz  
Frank T. Ishizaki  
J. A. Lujan  
Tina Rose Muña Barnes  
A. B. Palacios, Sr.  
R. J. Respicio  
David L.G. Shimizu  
Ray Tenorio

**AN ACT TO ACCELERATE THE TRANSITION OF THE GOVERNMENT OF GUAM INTO THE DIGITAL AGE BY THE IMPLEMENTATION OF A PROGRAM OF DISCOUNTED FEES AS INCENTIVES FOR THE SUBMISSION OF DOCUMENTS FILED WITH GOVERNMENT AGENCIES IN AN ACCEPTABLE COMPUTERIZED DATA FORMAT, AT THE DEPARTMENT OF LAND MANAGEMENT, BY *AMENDING* §60304 AND *ADDING* A NEW §60315.1 TO TITLE 21, GUAM CODE ANNOTATED.**

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

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

3 that all documents filed at the various government agencies in paper form, must

1 eventually be converted to digital format for efficient storage, data analysis and  
2 retrieval. The advancements in technology have proven that computerized data  
3 formats can be as secure as the traditional paper format. Computerized data files  
4 reduce the use of paper, copying fees, and staff time when dealing with the  
5 document. Moreover, important documents can be easily retrieved by the click of  
6 a button.

7 Acceptance of computerized data files as official documents provides added  
8 convenience for the customer. Likewise, the standardization of electronic forms  
9 alleviates errors and makes the processing of voluminous documents more  
10 efficient.

11 Therefore, it is the intent of *I Liheslatura* to allow individuals who opt to file  
12 documents in a computerized data file format with the government of Guam an  
13 incentive through fee discount. It is also the intent of *I Liheslatura* to initiate such  
14 incentive program with the Department of Land Management.

15 **Section 2.** §60304 of Title 21 GCA Article 3, Chapter 60 is hereby  
16 *amended* to read:

17 “§60304. **Definition.** The term *document* as used in this Article  
18 means, *except* where the context otherwise indicates, any instrument, paper,  
19 certified copy of judgment, map, plat, survey or other document, including  
20 attachments thereto, which is authorized by law to be recorded. The  
21 Department is authorized to receive such document in an electronic  
22 computerized data format as an official and legal document.”

23 **Section 3.** A new §60315.1 is hereby *added* to Article 3, Chapter 60 of Title  
24 21 GCA to read:

25 “§60315.1. **Digital Record Partnership Act.** Any document  
26 required to be filed with the Department of Land Management, hereinafter  
27 referred to as ‘Department,’ may be submitted in computerized data format

1 determined acceptable by the Department that is compatible with the  
2 Department's computer system. Any individual who opts to file any  
3 documents in a computerized data file *shall* also be entitled to a twenty  
4 percent (20%) discount on the approved Department filing fees assessed for  
5 such document."

6 **Section 4. Expansion of Program.** *I Maga'lahaen Guåhan shall survey the*  
7 *Executive Branch to determine the desirability of providing discounted filing fees*  
8 *for the submission of computerized data file documents and submit draft*  
9 *legislation required to implement the discounted fee and acceptance of*  
10 *computerized data file.*

11 **Section 5. Severability.** *If any of the provisions of this Act or the*  
12 *application thereof to any person or circumstance is held invalid, such invalidity*  
13 *shall not affect any other provision or application of this Act which can be given*  
14 *effect without the invalid provision or application, and to this end the provisions of*  
15 *this Act are severable.*