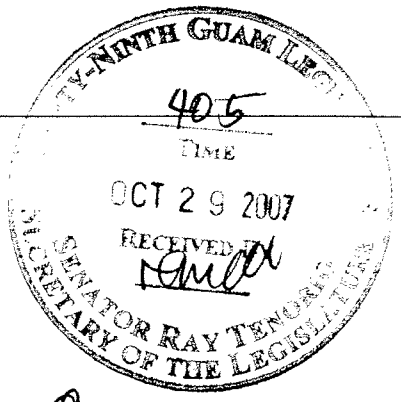




Office of the Governor of Guam

P.O. Box 2950 Hagåtña, Guam 96932
TEL: (671) 472-8931 • FAX: (671) 477-4826 • EMAIL: governor@mail.gov.gu



Felix P. Camacho
Governor

Michael W. Cruz, M.D.
Lieutenant Governor

26 OCT 2007

The Honorable Edward J.B. Calvo
Acting Speaker
Mina' Bente Nuebi Na Liheslaturan Guåhan
155 Hessler Street
Hagåtña, Guam 96910

29-07-01003
Office of the Speaker
MARK FORBES
Date: 10/24/07
Time: 4:54 p
Rec'd by: [Signature]
Print Name: Tom U
DELIVERED By: Tom

Dear Mr. Speaker:

Today I have vetoed Bill No. 33 (EC) which, if enacted, would take the Government of Guam down a path which compromises a concerted effort by all stakeholders in our community to adequately plan for the pending military buildup planned by the U.S. Department of Defense over the next 15 years, address our challenges, identify available resources and, leveraging those resources to maximize our ability to meet pre build-up needs, actual needs during the construction period but, more importantly, determine what is required to sustain the build up for the benefit of our people.

A "Team Guam" approach has already been undertaken since the establishment of the Civilian Military Task Force (CMTF) in April of 2006, recognized by all military commands, federal officials, Government of Japan and private sector stakeholders as the central point for all information and planning efforts for the Guam buildup as well as identifying the challenges we face.

Current efforts by the CMTF, of which the Guam Legislature is an active participant, has yielded significant results in the creation of an Infrastructure Forecast, Scoping Plan and Needs Assessment for the Government of Guam in response to the Environmental Impact Statement Process required under federal law.

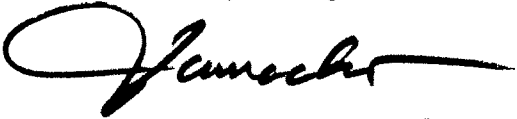
These products were formulated based on input from all sectors of our community through hearings and town meetings related to the relocation of military forces to the Western Pacific. Members of my Administration have actively participated in every meeting of the CMTF and, taken every opportunity to engage the Interagency Group on Insular Areas to address the needs of the civilian and military communities on Guam.

The goals of the Komison are the goals of the CMTF. I fully understand and recognize that there are outstanding concerns but, we should all focus our efforts, energy and resources to meeting the needs of the build up for the benefit of future generations. The other concerns raised in Bill No. 33 (EC) are important to the people of Guam and, as such, deserve their own attention and can stand on their own merit. Whether they are addressed individually, which I recommend, or collectively, it would only serve to enhance the importance of these issues to our national leaders. We must not however, detract or minimize our efforts on the single most important event for our people. This event which we must capitalize on to ensure that it is ultimately used to improve the quality of the lives of our people far into the future may never come again. After all, it is not the end of the journey that matters most but, it is what we do along the way. Let us not jeopardize or squander this opportunity for our people.

I have been engaged with officials at the highest levels of our government, from the White House, U.S. Department of the Interior and the U.S. Department of Defense on this important matter to the people of Guam. I will continue to advocate for the mutually beneficial outcomes of what is the largest move of military forces since the end of World War II and, I continue to hope that we can all do this together and in concert with each other not just to ensure that positive benefits accrue to our people and that Guam will finally be recognized as being strategically important for the security of our nation.

Coordination has and continues to progress and I commit to continue working with the Guam Legislature to make the military buildup on Guam a successful one for the people of Guam and the men and woman of the armed services who continue to protect democracy and our great nation in this part of the world.

Sinseru yan Magâhet,



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

Attachment: copy of Bill

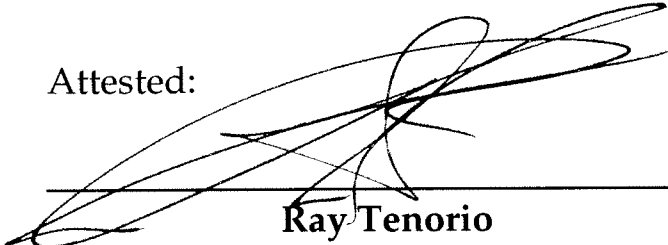
cc: All Senators

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


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

This is to certify that **Substitute Bill No. 33 (EC), "AN ACT TO ADD A NEW CHAPTER 23 TO TITLE 1 GUAM CODE ANNOTATED, RELATIVE TO CREATING *KUMISION GUÅHAN FINE'NANA (THE GUAM FIRST COMMISSION) ON THE MILITARY MISSION IN GUAM,*"** was on the 10th day of October 2007, duly and regularly passed.

Attested:

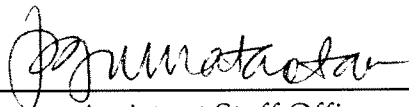


Ray Tenorio
Senator and Secretary of the Legislature



Edward J.B. Calvo
Acting Speaker

This Act was received by *I Maga'lahaen Guåhan* this 15 day of Oct, 2007, at
1245 o'clock P.M.



Assistant Staff Officer
Maga'lahaen'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. 33 (EC)

As substituted by the Author
and amended on the Floor.

Introduced by:

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

**AN ACT TO *ADD* A NEW CHAPTER 23 TO TITLE 1
GUAM CODE ANNOTATED, RELATIVE TO CREATING
KUMISION GUÅHAN FINE'NANA (THE GUAM FIRST
COMMISSION) ON THE MILITARY MISSION IN GUAM.**

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

2 **Section 1. Statement of Legislative Findings and Intent.** *I Mina'Bente Nuebi Na*
3 *Liheslaturan Guåhan* finds that the people of Guam have valid concerns about our
4 island's ongoing military buildup. Although the U.S. military presence does contribute
5 significantly to our island's economy and the military presence is a major factor in
6 Guam's economic growth, *I Liheslatura* also recognizes that serious concerns continue to
7 plague our island's relationship with the Federal Government. These concerns include,
8 *but are not limited to*, political status, ancestral lands, the right of the *Chamorro* people to

1 self-determination, cleanup of environmental hazards, unexplained high incidences of
2 serious health problems that may be related to military activity, and immigration.

3 *I Liheslatura* finds that our island's ideal location in the Asia-Pacific area is both
4 its blessing and its curse. Positioned as we are within a few hours flying time from nearly
5 two-thirds of the world's population, Guam will forever be a desirable spot for both
6 tourists and military interests.

7 Guam's visitor industry is the island's largest employer and our most important
8 economic engine. Of no surprise to most is that the Federal Government is the second
9 most important contributor to our economy and the U.S. military has long recognized
10 Guam's strategic global position.

11 There is no question that Guam has great value to the Department of Defense, and
12 the ongoing military buildup in Guam is an important part of their global strategy. There
13 is also no question that the Congress holds the purse strings of the U.S. Armed Forces,
14 and before the buildup can begin in earnest, funding of projects in Guam must get
15 Congressional approval.

16 *I Liheslatura* has determined that it is in the people of Guam's interest to bring our
17 serious concerns to the forefront in talks with Congress and the Department of Defense,
18 as the U.S. military buildup in Guam continues. It is important that Guam have a unified
19 front when it deals with representatives of the Federal Government in order to properly
20 and more effectively coordinate policies affecting or related to Guam's political, social,
21 economic, environmental, and infrastructural concerns on an ongoing basis, with the goal
22 of developing strategies to first reach greater mutual understanding and then to achieve
23 measurable results on those concerns that directly affect the Chamorro people. Although
24 the military classifies its bases in Guam as "overseas," Guam is part of the United States
25 and we are American citizens carrying U.S. passports. Guam is an American community
26 and at the very least, we deserve to be treated in the same manner as any other American
27 community that co-habitates an area with military interests.

1 It is the intent of *I Liheslatura* that these goals be directly addressed and solutions
2 sought by adopting a “Team Guam” approach to issues regarding federal-local relations
3 and the military mission in Guam.

4 It is additionally the intent of *I Liheslatura* to establish in law a commission to
5 assume the duties of the Governor’s Civilian/Military Task Force created in Executive
6 Order No. 2006-10, and to refine and deliver the “Team Guam” message that puts the
7 needs of Guam first in coordinating all aspects of government and private sector efforts to
8 achieve the best results possible for the people of Guam.

9 **Section 2. Creation of the *Kumision Guåhan Fine’nana* on the Military**
10 **Mission in Guam.** A new Chapter 23 is *added* to Title 1 Guam Code Annotated to read:

11 **“Chapter 23**

12 ***Kumision Guåhan Fine’nana* on the Military Mission in Guam**

13 **§ 2301. Creation of the *Kumision Guåhan Fine’nana* on the Military**
14 **Mission in Guam.**

15 **§ 2302. Membership of the *Kumision*.**

16 **§ 2303. Eligibility; Term of Service.**

17 **§ 2304. Vice Chairperson; Subcommittees.**

18 **§ 2305. Goals and Purposes of the *Kumision*.**

19 **§ 2306. Quorum; Voting.**

20 **§ 2307. Coordination of Activities; Technical and Staff Support.**

21 **§ 2301. Creation of the *Kumision Guåhan Fine’nana* on the Military**
22 **Mission in Guam.** There is hereby established a “*Kumision Guåhan Fine’nana* on
23 the Military Mission in Guam” (the “*Kumision*”). The *Kumision shall* replace and
24 assume the duties of the Governor’s Civilian/Military Task Force created in
25 Executive Order No. 2006-10.

26 **§ 2302. Membership of the *Kumision*.** The *Kumision shall* be composed of
27 thirteen (13) voting members and three (3) ex-officio non-voting members:

1 (a) The Governor *shall* serve as Chairperson of the *Kumision*;

2 (b) Three (3) members of the *Kumision shall* be appointed by the
3 Governor, of which one (1) *shall* be a member of the Guam Chamber of
4 Commerce, one (1) *shall* be a member of a Chamorro rights organization
5 who has been selected by the combined memberships of the various
6 organizations, and one (1) *shall* be a member of the general public who is
7 not an employee of the Government of Guam at any time during his tenure
8 on the *Kumision*.

9 (c) Four (4) members *shall* represent the Legislature, of which one (1)
10 *shall* be a member of and be selected by, the Legislature's minority; one (1)
11 member *shall* be the Chairperson of the standing committee with specific
12 jurisdiction over Federal Affairs; one (1) member *shall* be the Chairperson
13 of the standing committee with specific jurisdiction over Military Affairs;
14 and one (1) member *shall* be appointed by the Speaker, who may appoint
15 himself;

16 (d) One (1) member *shall* be appointed by the Mayors Council from
17 among the membership of the Mayors Council;

18 (e) One (1) member to represent the youth of Guam *shall* be appointed
19 from among the qualified members of the Guam Youth Congress by the
20 Speaker of the Youth Congress, who may appoint himself;

21 (f) One (1) member to represent *Fuetsan Famalao'an shall* be
22 selected by the organization from among its membership;

23 (g) The Administrator of the Guam Economic Development and
24 Commerce Authority or his designee *shall* be a member of the *Kumision*;

25 (h) The General Manager of the Guam Visitors Bureau or his designee
26 *shall* be a member of the *Kumision*;

1 (i) Guam’s Delegate to the United States Congress *shall* be an ex-
2 officio non-voting member;

3 (j) The Chairperson of the Consolidated Commission on Utilities *shall*
4 be an ex-officio non-voting member;

5 (k) The Adjutant General of the Guam National Guard *shall* be an ex-
6 officio non-voting member.

7 **§ 2303. Eligibility; Term of Service.** No person *shall* be eligible to serve as
8 a member of the *Kumision* unless he or she *shall* be a citizen of the United States
9 qualified to vote in Guam.

10 Members *shall* serve so long as they retain the positions they occupy or are
11 members of the groups they represented when they were appointed. The term of
12 any non-elected member appointed by the Governor or serving as a designee *shall*
13 expire with the term of the appointing authority *except* that any non-elected
14 member appointed by the Governor or serving as a designee who is not present at
15 three consecutive meetings *shall* no longer be eligible to serve, and the appointing
16 or designating authority *shall* name a replacement. Vacancies in membership *shall*
17 be filled in the same manner as the original appointment.

18 **§ 2304. Vice Chairperson; Subcommittees.** The *Kumision shall* choose a
19 vice-chairperson from among the voting members of the *Kumision*.

20 The *Kumision* may form subcommittees as necessary at its own discretion. A
21 member of the *Kumision shall* chair each subcommittee.

22 **§ 2305. Goals and Purposes of the *Kumision*.** The *Kumision shall* have the
23 following purposes:

24 (a) The formation of a “Team Guam” approach in all dealings with the
25 Congress of the United States and the Department of Defense relative to the
26 military buildup and relations with the Armed Forces.

1 (b) Development of a plan that envisions Guam fifteen (15) years and
2 more into the future. The plan should take into account the needed and
3 necessary construction, upgrades and expansion of Guam's economy,
4 infrastructure and government services. The plan *shall* include positions for
5 negotiation, discussion and resolution with the Federal Government on
6 Federal and local issues that the *Kumision* determines are of significant
7 concern, including, *but not limited to*, the following:

- 8 (1) Political status;
- 9 (2) Return of ancestral lands;
- 10 (3) Chamorro self-determination;
- 11 (4) Cleanup of environmental hazards;
- 12 (5) Investigation of serious health problems possibly related to
13 federal activity;
- 14 (6) Immigration policies and controls;
- 15 (7) Section 30 and Compact Impact funding;
- 16 (8) Mass transit and public transportation;
- 17 (9) Utilities and telecommunications;
- 18 (10) Public education;
- 19 (11) Public health;
- 20 (12) Public safety and homeland security;
- 21 (13) Protecting the environment;
- 22 (14) Economic development;
- 23 (15) War reparations.

24 (c) Conducting local scoping hearings and town meetings on each
25 aspect of the military buildup.

1 (d) Meeting with Federal officials and representatives and serving as
2 the focal point for all discussions with the Federal Government on the
3 military buildup.

4 (e) Seeking Federal funding and grants-in-aid to achieve the goals and
5 objectives of the *Kumision*.

6 **§ 2306. Quorum; Voting.** Seven (7) members of the *Kumision shall* be
7 required for a quorum. No meetings *shall* be held if a quorum is not present.

8 Seven (7) affirmative votes are required for passage of any *Kumision* motion
9 or resolution.

10 **§ 2307. Coordination of Activities; Technical and Staff Support.** All
11 Government of Guam departments and agencies *shall* extend their full cooperation
12 to the *Kumision*, and *shall* coordinate activities associated with the military buildup
13 with the *Kumision*.

14 The Governor's Civilian/Military Task Force created in Executive Order No.
15 2006-10, along with the Guam Economic Development and Commerce Authority
16 and the Bureau of Statistics and Plans, *shall* provide technical and staff support to
17 the *Kumision*."

18 **Section 3. Effective Date.** The provisions of this Act *shall* take effect upon
19 enactment into law.