

I Mina'trentai Ocho Na Liheslaturan Guåhan
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	FISCAL NOTES	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	NOTES
67-38 (COR) As amended by the Committee on Transportation, Tourism, Customs, Utilities and Federal and Foreign Affairs.	Jesse A. Lujan Christopher M. Dueñas V. Anthony Ada Tina Rose Muña Barnes Vincent A. V. Borja Frank F. Blas, Jr. Sabrina Salas Matanane William A. Parkinson Joe S. San Agustin Eulogio Shawn Gumataotao	AN ACT TO <i>REPEAL</i> AND RE-ENACT § 1203.1 OF ARTICLE 2, TITLE 12, GUAM CODE ANNOTATED, RELATIVE TO PROVIDING AUTHORITY TO THE ANTONIO B. WON PAT INTERNATIONAL AIRPORT AUTHORITY, GUAM TO ADOPT POLICIES AND PROCEDURES FOR THE SOLICITATION, SELECTION, AND AWARD OF AGREEMENTS BETWEEN THE AUTHORITY AND ANY OTHER PARTY FOR THE USE OF AIRPORT FACILITIES AND PROPERTIES FOR AIRPORT PURPOSES AND/OR VISITOR RELATED ACTIVITIES.	2/26/25 3:31 p.m.	3/6/25	Committee on Transportation, Tourism, Customs, Utilities, and Federal and Foreign Affairs.	Request: 3/6/25 Waiver: 3/13/25	4/20/25 9:00 a.m.	5/6/25 As Amended.	
	SESSION DATE	TITLE	DATE PASSED	TRANSMITTED	DUE DATE	NOTES			
	5/27/25	AN ACT TO <i>REPEAL</i> AND <i>RE-ENACT</i> § 1203.1 OF ARTICLE 2, TITLE 12, GUAM CODE ANNOTATED, RELATIVE TO PROVIDING AUTHORITY TO THE ANTONIO B. WON PAT INTERNATIONAL AIRPORT AUTHORITY, GUAM TO ADOPT POLICIES AND PROCEDURES FOR THE SOLICITATION, SELECTION, AND AWARD OF AGREEMENTS BETWEEN THE AUTHORITY AND ANY OTHER PARTY FOR THE USE OF AIRPORT FACILITIES AND PROPERTIES FOR AIRPORT PURPOSES AND/OR VISITOR RELATED ACTIVITIES.	6/3/25	6/5/25	6/17/25				



COPY

I MINA'TRENTAI OCHO NA LIHESLATURAN GUAHAN
Thirty-Eighth Guam Legislature

June 5, 2025

The Honorable Lourdes A. Leon Guerrero
I Maga'hågan Guåhan
Ufisinan I Maga'håga
Hagåtña, Guam 96910

Dear *Maga'håga* Leon Guerrero:

Transmitted herewith are Bill Nos. 6-38 (COR), 18-38 (COR), 20-38 (COR), 23-38 (COR), 27-38 (COR), 33-38 (COR), 50-38 (COR), 53-38 (COR), 54-38 (COR), 55-38 (COR), 59-38 (COR), 66-38 (COR), 67-38 (COR), 75-38 (COR), 78-38 (COR), 80-38 (COR), 83-38 (COR), 88-38 (COR), 89-38 (COR), 95-38 (COR), 109-38 (COR), 121-38 (COR), 129-38 (COR) and 130-38 (COR), and Substitute Bill Nos. 28-38 (COR) and 118-38 (COR) which were passed by *I Mina'trentai Ocho Na Liheslaturan Guahan* on June 3, 2025.

Sincerely,

Senator Sabrina Salas Matanane
Legislative Secretary

Enclosure (26)



I MINA'TRENTAI OCHO NA LIHESLATURAN GUÅHAN
2025 (FIRST) Regular Session

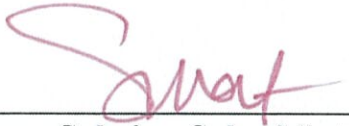
CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'HÅGAN GUÅHAN

This is to certify that **Bill No. 67-38 (COR), "AN ACT TO REPEAL AND RE-ENACT § 1203.1 OF ARTICLE 2, TITLE 12, GUAM CODE ANNOTATED, RELATIVE TO PROVIDING AUTHORITY TO THE ANTONIO B. WON PAT INTERNATIONAL AIRPORT AUTHORITY, GUAM TO ADOPT POLICIES AND PROCEDURES FOR THE SOLICITATION, SELECTION, AND AWARD OF AGREEMENTS BETWEEN THE AUTHORITY AND ANY OTHER PARTY FOR THE USE OF AIRPORT FACILITIES AND PROPERTIES FOR AIRPORT PURPOSES AND/OR VISITOR RELATED ACTIVITIES,"** was on the 3rd day of June 2025, duly and regularly passed.



Frank F. Blas, Jr.
Speaker

Attested:



Sabrina Salas Matanane
Legislative Secretary

This Act was received by *I Maga'hågan Guåhan* this 5 day of June,
2025, at 4:56 o'clock p.M.



Assistant Staff Officer
Maga'håga's Office

APPROVED:

Lourdes A. Leon Guerrero
I Maga'hågan Guåhan

Date: _____

Public Law No. _____

OFFICE OF THE GOVERNOR	
CENTRAL FILES OFFICE	
Rec'd By:	Evelyn Fejeran
Date:	<u>6/5/25</u> Time: <u>4:56pm</u>

I MINA'TRENTAI OCHO NA LIHESLATURAN GUÅHAN
2025 (FIRST) Regular Session

Bill No. 67-38 (COR)

As amended by the Committee on Transportation,
Tourism, Customs, Utilities and Federal and Foreign Affairs.

Introduced by:

Jesse A. Lujan
Christopher M. Dueñas
V. Anthony Ada
Tina Rose Muña Barnes
Vincent A.V. Borja
Frank F. Blas, Jr.
Sabrina Salas Matanane
William A. Parkinson
Joe S. San Agustin
Eulogio Shawn Gumataotao
Chris Barnett
Shelly V. Calvo
Telo T. Taitague
Therese M. Terlaje

**AN ACT TO *REPEAL AND RE-ENACT* § 1203.1 OF
ARTICLE 2, TITLE 12, GUAM CODE ANNOTATED,
RELATIVE TO PROVIDING AUTHORITY TO THE
ANTONIO B. WON PAT INTERNATIONAL AIRPORT
AUTHORITY, GUAM TO ADOPT POLICIES AND
PROCEDURES FOR THE SOLICITATION, SELECTION,
AND AWARD OF AGREEMENTS BETWEEN THE
AUTHORITY AND ANY OTHER PARTY FOR THE USE
OF AIRPORT FACILITIES AND PROPERTIES FOR
AIRPORT PURPOSES AND/OR VISITOR RELATED
ACTIVITIES.**

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that the Antonio B. Won Pat International Airport Authority, Guam (the “GIAA”) is

1 Guam's only commercial service airport and contributes substantially to the
2 economic health and welfare of Guam's economy. The GIAA plays an important
3 role in the local, regional, and international air transportation system as the largest
4 airport in Micronesia and is vital for the continued recovery of the tourism industry
5 on Guam.

6 *I Liheslaturan Guåhan* further finds that allowing the GIAA to expand and
7 diversify its revenue stream is fundamental to its ability to continue to operate a safe,
8 secure, and efficient commercial airport for Guam, its residents, and visitors. And
9 that one of the largest non-aeronautical revenue streams any airport generates is from
10 its concession agreements, which also provides vital business and customer focused
11 services for the traveling public.

12 In consideration of the GIAA's mandate to be self-sustaining, *I Liheslaturan*
13 *Guåhan* further finds that providing the GIAA the efficient ability to establish
14 processes for the solicitation, selection, and award of agreements between the
15 Authority and any other party for the use of airport facilities and properties for
16 airport purposes and/or visitor related activities will provide the best opportunity to
17 achieve continued financial growth and stability through revenue expansion and
18 diversification to further solidify the GIAA's financial position and to ensure the
19 GIAA's ability to keep up with industry standards, best practices, and changing
20 market conditions so that it can continue to provide the vital commercial airport
21 services to the traveling public.

22 **Section 2.** § 1203.1 of Article 2, Chapter 1, Title 12, Guam Code Annotated,
23 is hereby *repealed* and *re-enacted* to read:

24 **“§ 1203.1. Agreements Between the Authority and Other Parties;**
25 **Agreements Between the Authority and Airlines.**

26 (a) Notwithstanding any other provision of law, including without
27 limitation, 5 GCA Chapter 5, § 5127 and Chapter 9, and 21 GCA §§ 60112,

1 60114, and 60115, any agreement between the Authority and any other party
2 for the use of airport facilities and properties for airport purposes and/or
3 visitor-related activities *shall* conform to the following:

4 (1) with regard to concession agreements, *shall* be authorized
5 for a term of up to fifteen (15) years and shall be subject to policies and
6 procedures for the competitive solicitation, selection and award of
7 concession agreements adopted from time to time by the GIAA's Board
8 of Directors. The GIAA shall ensure that said policies and procedures
9 and amendments thereto are based on industry standards, are
10 competitive in nature, and consider the inclusion of small businesses in
11 its adoption. Said policies and procedures shall not in any way authorize
12 or permit gambling of any kind as defined in 9 GCA Chapter 64. Prior
13 to adoption or any amendment of said policies and procedures by the
14 GIAA's Board of Directors, the GIAA shall prepare a fiscal assessment,
15 which shall be posted with a copy of said policies and procedures or
16 amendments thereto on its website, allow for no less than thirty (30)
17 calendar days for public comment, and hold a public hearing noticed
18 pursuant to 5 GCA § 8107 (Open Government Law) and held no sooner
19 than thirty (30) calendar days after posting of the fiscal assessment and
20 policies and procedures (or amendments thereto). Said fiscal
21 assessment shall directly address, at a minimum, the purpose and need
22 for, the financial impact upon those persons or entities directly affected
23 by, and the potential benefits expected to the GIAA by the proposed
24 policies and procedures or amendments thereto. Concessions include,
25 but are not limited to retail, specialty retail, food and beverage,
26 advertising, currency exchange, car rentals, and parking; and

1 (2) with regard to all other contracts for the use of Airport
2 facilities and properties, *shall* be authorized for a term of up to fifty (50)
3 years and shall be subject to applicable Federal Aviation
4 Administration (FAA) requirements for aeronautical and non-
5 aeronautical uses to include rates charged for non-aeronautical uses at
6 fair market value pursuant to FAA requirements and policies and
7 procedures adopted from time to time by the GIAA's Board of
8 Directors. The GIAA shall ensure that said policies and procedures
9 shall not in any way authorize or permit gambling of any kind as
10 defined in 9 GCA Chapter 64. Prior to adoption or any amendment of
11 said policies and procedures by the GIAA's Board of Directors, the
12 GIAA shall prepare a fiscal assessment, which shall be posted with a
13 copy of said policies and procedures or amendments thereto on its
14 website, allow for no less than thirty (30) calendar days for public
15 comment, and hold a public hearing noticed pursuant to 5 GCA § 8107
16 (Open Government Law) and held no sooner than thirty (30) calendar
17 days after posting of the fiscal assessment and policies and procedures
18 (or amendments thereto). Said fiscal assessment shall directly address,
19 at a minimum, the purpose and need for, the financial impact upon those
20 persons or entities directly affected by, and the potential benefits
21 expected to the GIAA by the proposed policies and procedures or
22 amendments thereto.

23 (3) shall be subject to applicable federal laws and regulations;
24 and

25 (4) shall be subject to the Authority's bond covenants.

26 (b) Any agreement between the Authority and any airline offering
27 service to Guam shall charge the airline using the Antonio B. Won Pat Guam

1 International Air Terminal facilities rates sufficient to cover the operating
2 expenses of the air terminal and debt service coverage of the bonds authorized
3 to be issued by this Section, and be in compliance with the requirement that
4 no one (1) or more airlines shall be unreasonably discriminated against in
5 comparison with any other similarly situated airline in these charges.”

6 **Section 3. Effective Date.** This Act shall be effective from and after its
7 enactment.

8 **Section 4. Severability.** If any provision of this Act or its application to any
9 person or circumstance is found to be invalid or inorganic, such invalidity shall not
10 affect other provisions or applications of this Act that can be given effect without
11 the invalid provision or application, and to this end the provisions of this Act are
12 severable.