

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
132-38 (COR)	Sabina Flores Perez V. Anthony Ada	AN ACT TO <i>AMEND</i> § 45200(a), § 45201, § 45202, AND § 45203. ALL OF ARTICLE 2, CHAPTER 45, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO UPDATING THE GUAM ENVIRONMENTAL TRUST FUND THAT ENHANCES THE RESPONSE TO ENVIRONMENTAL EMERGENCIES AND INCREASES THE CAPACITY OF GUAM ENVIRONMENTAL PROTECTION AGENCY TO SAFEGUARD THE HEALTH OF OUR ENVIRONMENT AND PEOPLE.	5/5/25 1:45 p.m. ^5/20/25 2:03 p.m.	5/22/25	Committee on Land, Environment, Housing, Agriculture, Parks, and Infrastructure.	Request: 5/22/25 Waiver: 5/29/25	7/7/25 8:30 a.m.	7/28/26	



OFFICE OF THE VICE SPEAKER V. Anthony Ada

I Mina'trentai Ocho Na Liheslaturan Guåhan | 38th Guam Legislature

Chairperson - Committee on Land, Environment, Housing, Agriculture, Parks, and Infrastructure

July 27, 2026

Honorable Frank F. Blas, Jr
Speaker
Mina'trentai Ocho na Liheslaturan Guåhan
163 Chalan Santo Papa
Hagåtña, Guam 96910

VIA: Honorable V. Anthony Ada 
Chairperson, Committee on Rules

Re: Committee Report on Bill No. 132-38 (COR)

Håfa adai Speaker Blas:

Transmitted herewith is the Committee Report on **Bill No. 132-38 (COR)** AN ACT TO AMEND § 45200(a), § 45201, § 45202, AND § 45203, ALL OF ARTICLE 2, CHAPTER 45, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO UPDATING THE GUAM ENVIRONMENTAL TRUST FUND THAT ENHANCES THE RESPONSE TO ENVIRONMENTAL EMERGENCIES AND INCREASES THE CAPACITY OF GUAM ENVIRONMENTAL PROTECTION AGENCY TO SAFEGUARD THE HEALTH OF OUR ENVIRONMENT AND PEOPLE.” as introduced by Sabina Flores Perez, V. Anthony Ada.

Committee votes are as follows:

6 TO DO PASS
0 TO NOT PASS
1 TO REPORT OUT ONLY
0 TO ABSTAIN
0 TO PLACE IN INACTIVE FILE



COMMITTEE ON RULES

RECEIVED:

July 27, 2026 3:32 p.m.
Marie Crisostomo

Si Yu'os ma'åse',



V. Anthony Ada



OFFICE OF THE VICE SPEAKER

V. Anthony Ada

I Mina'trentai Ocho Na Liheslaturan Guåhan | 38th Guam Legislature

Chairperson - Committee on Land, Environment, Housing, Agriculture, Parks, and Infrastructure

COMMITTEE REPORT

Bill No. 132-38 (COR)

Introduced by Sabina Flores Perez, V. Anthony Ada

“AN ACT TO AMEND § 45200(a), § 45201, § 45202, AND § 45203, ALL OF ARTICLE 2, CHAPTER 45, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO UPDATING THE GUAM ENVIRONMENTAL TRUST FUND THAT ENHANCES THE RESPONSE TO ENVIRONMENTAL EMERGENCIES AND INCREASES THE CAPACITY OF GUAM ENVIRONMENTAL PROTECTION AGENCY TO SAFEGUARD THE HEALTH OF OUR ENVIRONMENT AND PEOPLE.”

by Vice Speaker V. Anthony Ada



OFFICE OF THE VICE SPEAKER V. Anthony Ada

I Mina'trentai Ocho Na Liheslaturan Guåhan | 38th Guam Legislature

Chairperson - Committee on Land, Environment, Housing, Agriculture, Parks, and Infrastructure

July 23, 2026

MEMORANDUM

To: All Members
Committee on Land, Environment, Housing, Agriculture, Parks and Infrastructure

From: Vice Speaker V. Anthony Ada 
Committee Chairperson

Subject: Committee Report on Bill No. 132-38 (COR)

Transmitted herewith for your consideration is the Committee Report on **Bill No. 132-38 (COR)** AN ACT TO AMEND § 45200(a), § 45201, § 45202, AND § 45203, ALL OF ARTICLE 2, CHAPTER 45, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO UPDATING THE GUAM ENVIRONMENTAL TRUST FUND THAT ENHANCES THE RESPONSE TO ENVIRONMENTAL EMERGENCIES AND INCREASES THE CAPACITY OF GUAM ENVIRONMENTAL PROTECTION AGENCY TO SAFEGUARD THE HEALTH OF OUR ENVIRONMENT AND PEOPLE.” as introduced by Sabina Flores Perez, V. Anthony Ada.

This report includes the following:

- Copy of COR Referral of Bill No.132-38 (COR)
- Notices of Public Hearing & Other Correspondence
- Copy of the Public Hearing Agenda
- Public Hearing Sign-in Sheet
- Copies of Submitted Testimonies & Supporting Documents
- Committee Vote Sheet
- Committee Report Digest
- Copy of Bill No. 132-38 (COR)
- Copy of Fiscal Note Waiver from Bureau of Budget and Management Research

Please take the appropriate action on the attached vote sheet. Your attention to this matter is greatly appreciated. Should you have any questions or concerns, please do not hesitate to contact me.

Si Yu'os ma'åse'



COMMITTEE ON RULES

Vice Speaker V. Anthony Ada, Chairperson
I Mina'trentai Ocho Na Liheslaturan Guahan
38th Guam Legislature

May 22, 2025

To: **Rennae V. C. Meno**
Clerk of the Legislature

Attorney Darleen Hiton
Legislative Legal Counsel

From: **Vice Speaker V. Anthony Ada** 
Chairperson, Committee on Rules

Subject: **Referral of Bill No. 132-38 (COR)**

Håfa Adai,

As per my authority as Chairperson of the Committee on Rules and subject to 6.01(d)(1), Rule VI of our Standing Rules, I am forwarding the referral of **Bill No. 132-38 (COR)** –Sabina Flores Perez, V. Anthony Ada. – “AN ACT TO AMEND § 45200(a), § 45201, § 45202, AND § 45203, ALL OF ARTICLE 2, CHAPTER 45, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO UPDATING THE GUAM ENVIRONMENTAL TRUST FUND THAT ENHANCES THE RESPONSE TO ENVIRONMENTAL EMERGENCIES AND INCREASES THE CAPACITY OF GUAM ENVIRONMENTAL PROTECTION AGENCY TO SAFEGUARD THE HEALTH OF OUR ENVIRONMENT AND PEOPLE.”

Please ensure that the subject bill is referred to the Committee on Land, Environment, Housing, Agriculture, Parks, and Infrastructure chaired by Vice Speaker V. Anthony Ada. I also request that the same be copied to the Prime Sponsor of the subject bill and to Management Information Services (MIS) for posting on our website.

A copy of the bill is available on our legislative website.

Should you have any questions or concerns, please feel free to contact Kamarin Nelson, Committee on Rules Director at 671-472-2461.



FIRST NOTICE of Public Hearing: July 7, 2025

Vice Speaker V. Anthony Ada <vicespeakertonyada@guamlegislature.gov>

Fri, Jun 27, 2025 at 1:17 PM

Bcc: phnotice@guamlegislature.gov, abe@triton.uog.edu

FOR IMMEDIATE RELEASE

June 27, 2025

MEMORANDUM

To: All Senators, Stakeholders, Media
From: Vice Speaker V. Anthony Ada
Re: FIRST NOTICE of Public Hearing: July 7, 2025

The Committee on Land, Environment, Housing, Agriculture, Parks and Infrastructure will conduct a public hearing on **Monday, July 7, 2025 at 8:30 am** in the Public Hearing Room in the Guam Congress Building. The agenda is as follows:

- The Confirmation of **Anita Borja Enriquez, DBA** as a Member of the Guam Land Use Commission
- **Bill No. 29-38 (COR)** – Sabina Flores Perez, V. Anthony Ada – “AN ACT TO ADD A NEW ARTICLE 6 OF CHAPTER 48, DIVISION 1, TITLE 21, GUAM CODE ANONTATED, RELATIVE TO PROHIBITIONS ON DISCRIMINATION IN HOUSING BASED ON SOURCE OF INCOME (SOI) AS TO PROMOTE EQUITABLE ACCESS TO HOUSING.”
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If you are interested in participating in the Public Hearing to provide testimony, please contact the Office of Vice Speaker V. Anthony Ada at (671) 989-0855 or via electronic mail at vicespeakertonyada@guamlegislature.gov for further guidance.

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The Public Hearing will broadcast LIVE on local television (GTA Channel 21, Docomo Channel 117) and stream online via i Liheslaturan Guåhan's live feed. Written testimonies may be sent via email at vicespeakertonyada@guamlegislature.gov.

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Office of Vice Speaker V. Anthony Ada
38th Guam Legislature
I Mina'trentai Ocho Na Liheslaturan Guåhan
Guam Congress Building, 2nd Floor
163 Chalan Santo Papa
Hagåtña, Guam 96910
Phone: (671) 989-0855
Email: vicespeakertonyada@guamlegislature.gov

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3 attachments



2025-06-27 FIRST Notice .pdf

281K



Bill No. 29-38 (COR) Referred Version.pdf

982K



Bill No. 132-38 (COR) Referred Version.pdf

1071K



OFFICE OF THE VICE SPEAKER

V. Anthony Ada

I Mina'trentai Ocho Na Liheslaturan Guåhan | 38th Guam Legislature

Chairperson - Committee on Land, Environment, Housing, Agriculture, Parks, and Infrastructure

FOR IMMEDIATE RELEASE

June 27, 2025

MEMORANDUM

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FIRST NOTICE of Public Hearing: July 7, 2025

FIRST NOTICE of Public Hearing: July 7, 2025

PUBLIC HEARING

 **Posted on:** 06/27/2025 03:06 PM

 **Posted by:** Erin Grajek

 **Public Hearing Date:** 07/07/2025 08:30 AM

 **Department(s):**
GUAM LEGISLATURE (/notices?department_id=92)

 **Division(s):** OFFICE OF VICE SPEAKER V. ANTHONY ADA (/notices?division_id=261)

 **Notice Topic(s):** PUBLIC HEARING (/notices?topic_id=74)

 **Types of Notice:** PUBLIC HEARING (/notices?type_id=7)

 **For Audience(s):** PUBLIC (/notices?public=1)

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FOR IMMEDIATE RELEASE

June 27, 2025

MEMORANDUM

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(https://guamlegislature.gov/38th_Guam_Legislature/Mess_Comms_38th/Doc.%20No.%2038GL-25-0704.pdf) as a Member of the Guam Land Use Commission
- **Bill No. 29-38 (COR)**
([https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%2029-38%20\(COR\)%20Referred%20Version.pdf](https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%2029-38%20(COR)%20Referred%20Version.pdf)) – Sabina Flores Perez, V. Anthony Ada – “AN ACT TO ADD A NEW ARTICLE 6 OF CHAPTER 48, DIVISION 1, TITLE 21, GUAM CODE ANONTATED, RELATIVE TO PROHIBITIONS ON DISCRIMINATION IN HOUSING BASED ON SOURCE OF INCOME (SOI) AS TO PROMOTE EQUITABLE ACCESS TO HOUSING.”
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([https://guamlegislature.gov/38th_Guam_Legislature/Bill_History_38th/STATUS%20Bill%20No.%20132-38%20\(COR\).pdf](https://guamlegislature.gov/38th_Guam_Legislature/Bill_History_38th/STATUS%20Bill%20No.%20132-38%20(COR).pdf)) – Sabina Flores Perez, V. Anthony Ada. – “AN ACT TO AMEND § 45200(a), § 45201, § 45202, AND § 45203, ALL OF ARTICLE 2, CHAPTER 45, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO UPDATING THE GUAM ENVIRONMENTAL TRUST FUND THAT ENHANCES THE RESPONSE TO ENVIRONMENTAL EMERGENCIES AND INCREASES THE CAPACITY OF GUAM ENVIRONMENTAL PROTECTION AGENCY TO SAFEGUARD THE HEALTH OF OUR ENVIRONMENT AND PEOPLE.”

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OFFICE OF THE VICE SPEAKER V. Anthony Ada

I Mina'trentai Ocho Na Liheslaturan Guåhan | 38th Guam Legislature

Chairperson - Committee on Land, Environment, Housing, Agriculture, Parks, and Infrastructure

AD SCRIPT – 06/27/25

FIRST NOTICE OF PUBLIC HEARING: JULY 07, 2025

June 27, 2025

FIRST NOTICE of Public Hearing: July 7, 2025

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INVOICE: I LIHESLATURAN GUAHAN-38TH GUAM LEGISLATURE



600 Harmon Loop Road Ste 102
Dededo, GU 96929
Tel: 671.637.5826
Mobile: [REDACTED]

To: I LIHESLATURAN GUAHAN
38TH GUAM LEGISLATURE

Attn: Accounting Department

DATE 6/26/2025
INVOICE NO. 2720-00021-0000M

Date(s)	Service Details	Amount
6/26/2025	COMMITTEE ON LAND, ENVIROMENT, HOUSING AGRICULTURE, PARKS AND INFRASTRUCTURE PUBLIC HEARING FIRST NOTICE: 6.27.25 (PH070725) Please make check payable to: KUAM PAYMENT IS DUE UPON RECEIPT OF INVOICE. THANK YOU.	\$ 160.00
		\$ 160.00

Please pay
amount stated
above.

Should you have any questions please contact: 671-687-8879 or 671-635-5836.

SECOND NOTICE of Public Hearing: July 7, 2025

Vice Speaker V. Anthony Ada <vicespeakertonyada@guamlegislature.gov> Sat, Jul 5, 2025 at 8:00 AM
Bcc: phnotice@guamlegislature.gov, Michelle Lastimoza <michelle.lastimoza@epa.guam.gov>, Arlene Acfalle <arlene.acfalle@epa.guam.gov>, vilma.balajadia@epa.guam.gov, Connie Afleje <connie.Afleje@epa.guam.gov>, alicia.taijeron@epa.guam.gov, elizabeth.degrange@epa.guam.gov, Glenn San Nicolas <glenn.sannicolas@epa.guam.gov>, Elizabeth Napoli <efnapoli@ghura.org>, fbestez@ghura.org, "patricia.kier@ghc.guam.gov" <patricia.kier@ghc.guam.gov>, "edith.pangelinan@ghc.guam.gov" <edith.pangelinan@ghc.guam.gov>, pacificislands@westcare.com, michelle.perez@disid.guam.gov, audrey.j.topasna@disid.guam.gov, ohapp@guam.gov, eric.tumale@usw.salvationarmy.org, "irvin.slike@gswa.guam.gov" <irvin.slike@gswa.guam.gov>, "roman.perez@gswa.guam.gov" <roman.perez@gswa.guam.gov>, "admin@gswa.guam.gov" <admin@gswa.guam.gov>, abe@triton.uog.edu

FOR IMMEDIATE RELEASE

July 5, 2025

MEMORANDUM

To: All Senators, Stakeholders, Media
From: Vice Speaker V. Anthony Ada
Re: SECOND NOTICE of Public Hearing: July 7, 2025

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Office of Vice Speaker V. Anthony Ada

38th Guam Legislature

I Mina'trentai Ocho Na Liheslaturan Guåhan

Guam Congress Building, 2nd Floor

163 Chalan Santo Papa

Hagåtña, Guam 96910

Phone: (671) 989-0855

Email: vicespeakertonyada@guamlegislature.gov

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3 attachments



2025-06-27 SECOND Notice .pdf

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Bill No. 29-38 (COR) Referred Version.pdf

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Bill No. 132-38 (COR) Referred Version.pdf

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OFFICE OF THE VICE SPEAKER

V. Anthony Ada

I Mina'trentai Ocho Na Liheslaturan Guåhan | 38th Guam Legislature

Chairperson - Committee on Land, Environment, Housing, Agriculture, Parks, and Infrastructure

FOR IMMEDIATE RELEASE

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SECOND NOTICE of Public Hearing: July 7, 2025

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PUBLIC HEARING

 **Posted on:** 07/05/2025 08:00 AM

 **Posted by:** Erin Grajek

 **Public Hearing Date:** 07/07/2025 08:30 AM

 **Department(s):**
GUAM LEGISLATURE (/notices?department_id=92)

 **Division(s):** OFFICE OF VICE SPEAKER V. ANTHONY ADA (/notices?division_id=261)

 **Notice Topic(s):** PUBLIC HEARING (/notices?topic_id=74)

 **Types of Notice:** PUBLIC HEARING (/notices?type_id=7)

 **For Audience(s):** PUBLIC (/notices?public=1)

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(https://guamlegislature.gov/38th_Guam_Legislature/Mess_Comms_38th/Doc.%20No.%2038GL-25-0704.pdf) as a Member of the Guam Land Use Commission
- **Bill No. 29-38 (COR)**
([https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%2029-38%20\(COR\)%20Referred%20Version.pdf](https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%2029-38%20(COR)%20Referred%20Version.pdf)) – Sabina Flores Perez, V. Anthony Ada – “AN ACT TO ADD A NEW ARTICLE 6 OF CHAPTER 48, DIVISION 1, TITLE 21, GUAM CODE ANONTATED, RELATIVE TO PROHIBITIONS ON DISCRIMINATION IN HOUSING BASED ON SOURCE OF INCOME (SOI) AS TO PROMOTE EQUITABLE ACCESS TO HOUSING.”
- **Bill No. 132-38 (COR)**
([https://guamlegislature.gov/38th_Guam_Legislature/Bill_History_38th/STATUS%20Bill%20No.%20132-38%20\(COR\).pdf](https://guamlegislature.gov/38th_Guam_Legislature/Bill_History_38th/STATUS%20Bill%20No.%20132-38%20(COR).pdf)) – Sabina Flores Perez, V. Anthony Ada. – “AN ACT TO AMEND § 45200(a), § 45201, § 45202, AND § 45203, ALL OF ARTICLE 2, CHAPTER 45, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO UPDATING THE GUAM ENVIRONMENTAL TRUST FUND THAT ENHANCES THE RESPONSE TO ENVIRONMENTAL EMERGENCIES AND INCREASES THE CAPACITY OF GUAM ENVIRONMENTAL PROTECTION AGENCY TO SAFEGUARD THE HEALTH OF OUR ENVIRONMENT AND PEOPLE.”

If you are interested in participating in the Public Hearing to provide testimony, please contact the Office of Vice Speaker V. Anthony Ada at (671) 989-0855 or via electronic mail at vicespeakertonyada@guamlegislature.gov for further guidance.

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The Public Hearing will broadcast LIVE on local television (GTA Channel 21, Docomo Channel 117) and stream online via i Liheslaturan Guåhan's live feed. Written testimonies may be sent via email at vicespeakertonyada@guamlegislature.gov.

All government activities, programs, and services are accessible for people with disabilities in compliance with Title II of the Americans with Disabilities Act (ADA). Should you or interested parties require assistance or special accommodations to fully participate in this public hearing, please contact the Office of Vice Speaker V. Anthony Ada at (671) 989-0855 or via email at vicespeakertonyada@guamlegislature.gov (<mailto:vicespeakertonyada@guamlegislature.gov>).



OFFICE OF THE VICE SPEAKER V. Anthony Ada

I Mina'trentai Ocho Na Liheslaturan Guåhan | 38th Guam Legislature

Chairperson - Committee on Land, Environment, Housing, Agriculture, Parks, and Infrastructure

AD SCRIPT – 07/05/25

SECOND NOTICE OF PUBLIC HEARING: JULY 07, 2025

July 5, 2025

SECOND NOTICE of Public Hearing: July 7, 2025

The Committee on Land, Environment, Housing, Agriculture, Parks and Infrastructure will conduct a public hearing on **Monday, July 7, 2025 at 8:30 am** in the Public Hearing Room in the Guam Congress Building. The agenda is as follows:

- The Confirmation of **Anita Borja Enriquez, DBA** as a Member of the Guam Land Use Commission
- **Bill No. 29-38 (COR)** – Sabina Flores Perez, V. Anthony Ada – “AN ACT TO ADD A NEW ARTICLE 6 OF CHAPTER 48, DIVISION 1, TITLE 21, GUAM CODE ANONTATED, RELATIVE TO PROHIBITIONS ON DISCRIMINATION IN HOUSING BASED ON SOURCE OF INCOME (SOI) AS TO PROMOTE EQUITABLE ACCESS TO HOUSING.”
- **Bill No. 132-38 (COR)** – Sabina Flores Perez, V. Anthony Ada. – “AN ACT TO AMEND § 45200(a), § 45201, § 45202, AND § 45203, ALL OF ARTICLE 2, CHAPTER 45, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO UPDATING THE GUAM ENVIRONMENTAL TRUST FUND THAT ENHANCES THE RESPONSE TO ENVIRONMENTAL EMERGENCIES AND INCREASES THE CAPACITY OF GUAM ENVIRONMENTAL PROTECTION AGENCY TO SAFEGUARD THE HEALTH OF OUR ENVIRONMENT AND PEOPLE.”

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INVOICE: I LIHESLATURAN GUAHAN-38TH GUAM LEGISLATURE



600 Harmon Loop Road Ste 102
Dededo, GU 96929
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38TH GUAM LEGISLATURE

Attn: Accounting Department

DATE 7/3/2025
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Date(s)	Service Details	Amount
7/03/2025	COMMITTEE ON LAND, ENVIROMENT, HOUSING AGRICULTURE, PARKS AND INFRASTRUCTURE PUBLIC HEARING SECOND NOTICE: 7.5.25 (PH070725) Please make check payable to: KUAM PAYMENT IS DUE UPON RECEIPT OF INVOICE. THANK YOU.	\$ 160.00
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OFFICE OF THE VICE SPEAKER

V. Anthony Ada

I Mina'trentai Ocho Na Liheslaturan Guåhan | 38th Guam Legislature

Chairperson - Committee on Land, Environment, Housing, Agriculture, Parks, and Infrastructure

Public Hearing

Public Hearing Room · Guam Congress Building

Monday, July 7, 2025 · 8:30 am

Agenda

- The Confirmation of **Anita Borja Enriquez, DBA** as a Member of the Guam Land Use Commission
- **Bill No. 29-38 (COR)** – Sabina Flores Perez, V. Anthony Ada – “AN ACT TO ADD A NEW ARTICLE 6 OF CHAPTER 48, DIVISION 1, TITLE 21, GUAM CODE ANONTATED, RELATIVE TO PROHIBITIONS ON DISCRIMINATION IN HOUSING BASED ON SOURCE OF INCOME (SOI) AS TO PROMOTE EQUITABLE ACCESS TO HOUSING.”
- **Bill No. 132-38 (COR)** – Sabina Flores Perez, V. Anthony Ada. – “AN ACT TO AMEND § 45200(a), § 45201, § 45202, AND § 45203, ALL OF ARTICLE 2, CHAPTER 45, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO UPDATING THE GUAM ENVIRONMENTAL TRUST FUND THAT ENHANCES THE RESPONSE TO ENVIRONMENTAL EMERGENCIES AND INCREASES THE CAPACITY OF GUAM ENVIRONMENTAL PROTECTION AGENCY TO SAFEGUARD THE HEALTH OF OUR ENVIRONMENT AND PEOPLE.”

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OFFICE OF THE VICE SPEAKER

V. Anthony Ada

I Mina'trentai Ocho Na Liheslaturan Guahan | 38th Guam Legislature

Chairperson - Committee on Land, Environment, Housing, Agriculture, Parks, and Infrastructure

PUBLIC HEARING SIGN-IN SHEET

July 7, 2025

Bill No. 132-38 (COR) - Sabina Flores Perez, V. Anthony Ada. - AN ACT TO AMEND § 45200(a), § 45201, § 45202, AND § 45203, ALL OF ARTICLE 2, CHAPTER 45, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO UPDATING THE GUAM ENVIRONMENTAL TRUST FUND THAT ENHANCES THE RESPONSE TO ENVIRONMENTAL EMERGENCIES AND INCREASES THE CAPACITY OF GUAM ENVIRONMENTAL PROTECTION AGENCY TO SAFEGUARD THE HEALTH OF OUR ENVIRONMENT AND PEOPLE.

	NAME	AGENCY/ORGANIZATION	POSITION	TESTIMONY	CONTACT INFO
1.	<i>Michelle Lastimosa</i>	<i>Guam EPA</i>	SUPPORT ☒ OPPOSE ☐	WRITTEN ☒ ORAL ☐	[REDACTED] 1
2.	<i>GLENN V. SAN NICOLAS</i>	<i>GEPA</i>	SUPPORT ☒ OPPOSE ☐	WRITTEN ☐ ORAL ☐	[REDACTED] 2
3.	<i>Eric Crisostomo</i>	<i>GEPA</i>	SUPPORT ☒ OPPOSE ☐	WRITTEN ☐ ORAL ☐	[REDACTED] 3
4.			SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	
5.			SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	
6.			SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	
7.			SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	
8.			SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	
9.			SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	
10.			SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	



GUAM ENVIRONMENTAL PROTECTION AGENCY • AHENSIAN PRUTEKSIÓN LINA'LA' GUÅHAN
LOURDES A. LEON GUERRERO • GOVERNOR OF GUAM | JOSHUA F. TENORIO • LIEUTENANT GOVERNOR OF GUAM
MICHELLE C. R. LASTIMOZA • ADMINISTRATOR

The Honorable V. Anthony Ada
Vice Speaker Committee on Land, Environment, Housing,
Agriculture, Parking and Infrastructure I Mina'trentai Ocho
Na Liheslaturan Guåhan, Guam Congress Building, 2nd Floor
163 Chalan Santo Papa Hagåtña, Guam 96910

07 JULY 2025

RE: Written Testimony in Support of Bill No. 132-38 (COR)

Håfa Adai, Vice Speaker Ada, and Honorable Members of the Committee:

The Guam Environmental Protection Agency (Guam EPA) offers its full support for Bill No. 132-38 (COR) and provides the following testimony in support of its enactment.

The proposed amendments to Chapter 45, Title 10 GCA, modernize and expand the statutory authority of the Guam Environmental Trust Fund (ETF) to meet the island's growing environmental challenges. Guam's environmental response efforts—ranging from hazardous waste cleanup to emergency response and climate adaptation; require greater flexibility, rapid mobilization of resources, and scalable funding mechanisms.

We support the bill's removal of the outdated \$5,000 emergency expenditure cap and the creation of a reserve fund for unforeseen public and environmental health threats. Expanding the Environmental Trust Fund to include air and water quality monitoring, recycling, and enforcement initiatives marks a significant advancement in environmental stewardship.

Guam EPA recognizes several compelling reasons why this legislation is both necessary and timely:

1. **Emergency Response Capacity:** Expanding eligible uses and enhancing spending flexibility allows Guam EPA to quickly address spills, extreme weather events, and other urgent threats without being hindered by restrictive administrative processes.
2. **Sustainable management tools** enable ETF resources to support compliance, monitoring, and technical assistance, empowering the Guam EPA to meet the needs of diverse stakeholders, including permitting entities and underserved communities, while ensuring environmental justice.
3. **Bill 132-38 aligns** Guam's laws with evolving mandates from the Safe Drinking Water Act, Clean Water Act, and Resource Conservation and Recovery Act, reflecting modern environmental governance practices.
4. **Fiscal Accountability and Transparency:** The bill requires annual reporting of fund revenue, expenditures, and balances, enhancing trust among the public and legislative oversight bodies.



GUAM EPA | 17-3304 Mariner Avenue Tiyan Barrigada, Guam 96913-1617 | Tel: (671) 588.4751 | Fax: (671) 588.4531 | epa.guam.gov
ALL LIVING THINGS OF THE EARTH ARE ONE • MANUNU TODU I MANLÅLA'

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5. Institutional Resilience: This bill allows ETF funds to be used for staff salaries and essential resources in emergency response situations, enhancing the Guam EPA's ability to retain expertise as experienced personnel near retirement.

Guam EPA also recommends that the legislature consider removing the 25% ceiling in §45201 for programs related to prevention and education. Flexible allocation across critical environmental programs will ensure broader and more equitable outcomes.

In conclusion, Bill 132-38 reinforces Guam's environmental resilience and reflects a proactive investment in the health of our island and our people. We thank you for your leadership in bringing this important legislation forward.

Dangkolu na si Yu'us ma'āse'.


MICHELLE C.R. LASTIMOZA
Administrator Guam Environmental
Protection Agency





OFFICE OF THE VICE SPEAKER

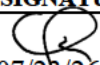
V. Anthony Ada

I Mina'trentai Ocho Na Liheslaturan Guåhan | 38th Guam Legislature

Chairperson - Committee on Land, Environment, Housing, Agriculture, Parks, and Infrastructure

COMMITTEE VOTE SHEET

Bill No. 132-38 (COR) as Introduced by Sabina Flores Perez, V. Anthony Ada. – “AN ACT TO AMEND § 45200(a), § 45201, § 45202, AND § 45203, ALL OF ARTICLE 2, CHAPTER 45, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO UPDATING THE GUAM ENVIRONMENTAL TRUST FUND THAT ENHANCES THE RESPONSE TO ENVIRONMENTAL EMERGENCIES AND INCREASES THE CAPACITY OF GUAM ENVIRONMENTAL PROTECTION AGENCY TO SAFEGUARD THE HEALTH OF OUR ENVIRONMENT AND PEOPLE.”

	SIGNATURE/ DATE OF SIGNATURE	TO DO PASS	TO NOT PASS	TO REPORT OUT ONLY	TO ABSTAIN	TO PLACE IN INACTIVE FILE
Vice Speaker V. Anthony Ada Chairperson	 07/23/26	X				
Senator Christopher M. Dueñas Vice Chairperson	EVOTE 07/23/26	X				
Speaker Frank F. Blas, Jr. Member	EVOTE 07/24/26			X		
Senator Sabrina Salas Matanane Member						
Senator Shelly V. Calvo Member	EVOTE 07/24/26	X				
Senator Vincent A.V. Borja Member	EVOTE 07/23/26	X				
Senator Sabina F. Perez Member	EVOTE 07/23/26	X				
Senator Chris Barnett Member	EVOTE 07/23/26	X				
Senator Tina Muña Barnes Member						
Senator Joe S. San Agustin Member						



Vice Speaker V. Anthony Ada <vicespeakertonyada@guamlegislature.gov>

URGENT REQUEST for Evote: Bill No. 132-38 (COR)

Senator Vince Borja <vince.borja@guamlegislature.gov>

Thu, Jul 23, 2026 at 5:06 PM

Reply-To: Senator Vince Borja <vince.borja@guamlegislature.gov>

To: vicespeakertonyada@guamlegislature.gov

Cc: senator.duenas@guamlegislature.gov, speakerblas@guamlegislature.gov, office.senatorbri@guamlegislature.gov, officeofsenatorshellycalvo@guamlegislature.gov, office.senatorperez@guamlegislature.gov, senator.munabarnes@guamlegislature.gov, malafunkshun@guamlegislature.gov, senatorjoessanagustin@gmail.com, vicespeakertonyada@guamlegislature.gov

To do pass.

v/r,

Senator Vincent A. V. Borja

Chairman, Committee on Education, Libraries, & Public Broadcasting

38th Guam Legislature

Suite 502, DNA Bldg. [238 Archbishop Flores St.](#)

[Hagåtña, Guam 96910](#)

T +1 (671) 969-8423

E vince.borja@guamlegislature.gov

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URGENT REQUEST for Evote: Bill No. 132-38 (COR)

Office of Senator Shelly Calvo <officeofsenatorshellycalvo@guamlegislature.gov>

Fri, Jul 24, 2026 at 8:52 AM

To: "Vice Speaker V. Anthony Ada" <vicespeakertonyada@guamlegislature.gov>Cc: Chris Duenas <senator.duenas@guamlegislature.gov>, "Speaker Frank F. Blas Jr."<speakerblas@guamlegislature.gov>, Office Senator Bri <office.senatorbri@guamlegislature.gov>, Senator Vince Borja<vince.borja@guamlegislature.gov>, Office Senator Perez <office.senatorperez@guamlegislature.gov>, Senator TinaMuna Barnes <senator.munabarnes@guamlegislature.gov>, Senator Darrel Christopher Barnett<malafunkshun@guamlegislature.gov>, "Senator Joe S. San Agustin" <senatorjoessanagustin@gmail.com>

To do pass

Respectfully,

**Office of the People | Senator Shelly V. Calvo****Majority Whip & Chairwoman***Committee on Child Welfare, Youth Affairs, Senior Citizens, Women's Affairs, Disability Services, the Arts, Culture, Historic Preservation & Hagåtña Restoration***38th Guam Legislature**

163 Chalan Santo Papa, Hagåtña, Guam 96910

T +1 (671) 989-5682**E** officeofsenatorshellycalvo@guamlegislature.gov

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Vice Speaker V. Anthony Ada <vicespeakertonyada@guamlegislature.gov>

URGENT REQUEST for Evote: Bill No. 132-38 (COR)

Office Senator Perez <office.senatorperez@guamlegislature.gov>

Thu, Jul 23, 2026 at 4:44 PM

To: "Vice Speaker V. Anthony Ada" <vicespeakertonyada@guamlegislature.gov>

Cc: Chris Duenas <senator.duenas@guamlegislature.gov>, "Speaker Frank F. Blas Jr."

<speakerblas@guamlegislature.gov>, Office Senator Bri <office.senatorbri@guamlegislature.gov>, Office of Senator

Shelly Calvo <officeofsenatorshellycalvo@guamlegislature.gov>, Senator Vince Borja

<vince.borja@guamlegislature.gov>, Senator Tina Muna Barnes <senator.munabarnes@guamlegislature.gov>, Senator

Darrel Christopher Barnett <malafunkshun@guamlegislature.gov>, "Senator Joe S. San Agustin"

<senatorjoessanagustin@gmail.com>

To do pass.

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URGENT REQUEST for Evote: Bill No. 132-38 (COR)

Speaker Frank Blas Jr. <speakerblas@guamlegislature.gov>

Fri, Jul 24, 2026 at 1:44 PM

To: Office of Senator Shelly Calvo <officeofsenatorshellycalvo@guamlegislature.gov>

Cc: "Vice Speaker V. Anthony Ada" <vicespeakertonyada@guamlegislature.gov>, Chris Duenas <senator.duenas@guamlegislature.gov>, Office Senator Bri <office.senatorbri@guamlegislature.gov>, Senator Vince Borja <vince.borja@guamlegislature.gov>, Office Senator Perez <office.senatorperez@guamlegislature.gov>, Senator Tina Muna Barnes <senator.munabarnes@guamlegislature.gov>, Senator Darrel Christopher Barnett <malafunkshun@guamlegislature.gov>, "Senator Joe S. San Agustin" <senatorjoessanagustin@gmail.com>

To Report Out Only

**Speaker, Frank F. Blas, Jr.****I Mina'trentai Ocho na Liheslaturan Guåhan 38th Guam Legislature****Guam Congress Building, 163 Chalan Santo Papa, Hagatña****(671)969-6456****speakerblas@guamlegislature.gov**

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URGENT REQUEST for Evote: Bill No. 132-38 (COR)

Senator Darrel Christopher Barnett <malafunkshun@guamlegislature.gov>
To: "Vice Speaker V. Anthony Ada" <vicespeakertonyada@guamlegislature.gov>

Thu, Jul 23, 2026 at 3:12 PM

To do pass.

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The Office of Senator Chris Barnett

I Mina'trentai Ocho Na Liheslaturan Guåhan

Suite 202 · Calvo- Arriola Building · 259 Martyr St. · Hagåtña, Guam 96910
(671)969-3586 · malafunkshun@guamlegislature.gov

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Vice Speaker V. Anthony Ada <vicespeakertonyada@guamlegislature.gov>

URGENT REQUEST for Evote: Bill No. 132-38 (COR)

Senator Chris Duenas <senator.duenas@guamlegislature.gov>

Thu, Jul 23, 2026 at 4:18 PM

To: "Vice Speaker V. Anthony Ada" <vicespeakertonyada@guamlegislature.gov>

Cc: "Speaker Frank F. Blas Jr." <speakerblas@guamlegislature.gov>, Office Senator Bri

<office.senatorbri@guamlegislature.gov>, Office of Senator Shelly Calvo

<officeofsenatorshellycalvo@guamlegislature.gov>, Senator Vince Borja <vince.borja@guamlegislature.gov>, Office

Senator Perez <office.senatorperez@guamlegislature.gov>, Senator Tina Muna Barnes

<senator.munabarnes@guamlegislature.gov>, Senator Darrel Christopher Barnett

<malafunkshun@guamlegislature.gov>, "Senator Joe S. San Agustin" <senatorjoessanagustin@gmail.com>

To Do Pass



Office of Senator Christopher M. Dueñas

Chairman, Committee on Finance and Government Operations

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(671) 989-9554

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OFFICE OF THE VICE SPEAKER

V. Anthony Ada

I Mina'trentai Ocho Na Liheslaturan Guåhan | 38th Guam Legislature

Chairperson - Committee on Land, Environment, Housing, Agriculture, Parks, and Infrastructure

COMMITTEE REPORT DIGEST

I. OVERVIEW

Bill No. 132-38 (COR) was introduced on **May 5, 2025**, by **Sabina Flores Perez and V. Anthony Ada** and was subsequently referred by the Committee on Rules to the Committee on Land, Environment, Housing, Agriculture, Parks and Infrastructure on **May 22, 2025**.

The Committee on Land, Environment, Housing, Agriculture, Parks and Infrastructure convened a public hearing on **July 7, 2025**, at **8:30 am** at the Public Hearing Room of the Guam Congress Building.

Public Notice Requirements

Public Hearing notices were disseminated via **e-mail** to all senators and all main media broadcasting outlets on **June 27, 2025** (5-Day Notice), and again on **July 5, 2025** (48-Hour Notice).

Senators Present

Vice Speaker V. Anthony Ada – Committee Chairperson
Senator Sabina Flores Perez – Primary Author, Committee Member
Senator Chris Barnett – Committee Member
Senator Eulogio S. Gumataotao
Senator Therese M. Terlaje
Senator Telo T. Taitague

Attendees

Michelle Lastimoza, Director – Guam Environmental Protection Agency

Written Testimony Provided by

Michelle Lastimoza, Director – Guam Environmental Protection Agency

II. SUMMARY OF TESTIMONY & DISCUSSION

Vice Speaker V. Anthony Ada, Chairman – Committee on Land, Environment, Housing, Agriculture, Parks and Infrastructure: Håfa adai and good morning. This public hearing conducted by the committee on land, environment, housing, agriculture, parks, and infrastructure is called to order, and the time is now 8:30 a.m. Today's date is Monday, July 7th, 2025. Notice of this hearing was disseminated to all local media outlets on June 27th, 2025, with the second notice provided on July 5th, 2025. Notice of the hearing was also made known on the Guam legislator's website and the government of Guam public notice portal. This morning, the committee will heard testimony on the confirmation of Dr. Anita Bojar Enriquez as a member of the Guam Land Use Commission. We'll also be hearing bill number 29-38 COR and bill number 132-38 CO. I'd like

to welcome my colleagues who are joining us here today. Senator Sabina Perez. Thank you, Senator, for being here. Before we begin, I would like to go over the general rules of conduct. Individuals testifying first shall be recognized by the chair before speaking and shall state their name for recordkeeping purposes. Questions and testimony shall be confined to the substance or nature of the agenda. Personal interference as to the character or motive of any senator or individual is not permitted. The chairperson of the committee may order the removal from the hearing room any member of the Legislature who fails to observe proper decor pursuant to the 38th Guam legislature standing rules. Any violation of this rule of conduct will result in the removal.

[See testimony proceedings on the Confirmation of Dr. Anita Borja Enriquez as a Member of the Guam Land Use Commission and Bill No. 29-38 (COR)]

Now we'll go ahead and hear Bill No. 132-38 (COR) an act to amend subsection 452000A subsection 45201 subsection 45202 and subsection 45203 all of article 2 chapter 45 title 10 Guam code annotated relative to the updating the Guam environmental trust fund that enhances the response to environmental emergencies and increase increases the capacity of the Guam Environmental Protection Agency to safeguard the health of our environment and our people. Again, I would like to ask the author of the piece of legislation, Senator Sabina Perez for opening statement. Ma'am, you're recognized again.

Senator Sabina F. Perez, Primary Sponsor: Thank you, Chair, and Vice Speaker. So, Bill 132-38 aims to clarify authorized expenditures of the environmental trust fund in order for Guam PA to effectively meet its vast array of regulatory mandates for environmental protections and to facilitate emergency response by eliminating the cap of 5,000 and creating an emergency response reserve with board oversight. specifically, Bill 132-38 clarifies that the fund can be used for the following. to clean up illegal dump sites in addition to cleaning up hazardous materials and restoring and repairing damage done to Guam's environment. to implement solid waste activities to curb illegal dumping in addition to existing use of implementing the order consent decree supplemental environmental project or SEP which is currently covered by a trust created by the partial settlement of \$33 million from the civil case United States versus the government of Guam. civil case 02-000022. it would also allow to conduct activities related to the improvement, compliance and enforcement of many of the different regulations such as the safe drinking water act water quality those that pertain to water quality, air quality, hazardous waste management, recycling, environmental monitoring, planning, technical assistance and training in accordance with Guam laws and federal laws and regulations. It would also allow the creation of emergency response reserve. So, for decades, Guam Pay has relied primarily on federal funding for its operations, including salaries for its employees. And with the current passage of the federal budget, Guam Pay is at risk of losing this once reliable funding source and must turn to local sources to offset federal cuts, which will have a devastating effect. Bill 132-38 is timely and needed for continued operations of Guam BPA in to minimize disruptions from federal cuts. I thank my co-sponsor Vice by Speaker Tony for support and look forward to testimony and support as well. Thank you.

Chairman Ada: Thank you, Senator Perez, once again also for allowing me to be a co-sponsor in this piece of legislation. We have here today to testify on bill number 132-38. who are in Michelle Lastimoza, the Guam EPA administrator. Ma'am, if you can please come up to the thank you ma'am for being here today and can go ahead and proceed with your testimony and for bill number 132-38 CO and I understand that you are in support of this legislation. Thank you.

Michelle Lastimoza, Administrator – Guam Environmental Protection Agency: That's correct. Good morning and Håfa adai vice speaker and honorable members of the committee. Senator Perez, Senator Barnett, Senator Taitague, Senator Gumataotao, Senator Terlaje. [Written testimony presented orally]

Chairman Ada: Si Yu'os ma'åse, thank you ma'am for your testimony this morning on Bill 132-38 (COR). I'll go ahead and open up the panel to my colleagues for any questions or comments that they may have. I'll start off with Senator Barnett. Sir, you're recognized this morning, sir.

Senator Chris Barnett: Si Yu'os ma'åse, Mr. Chair, for the opportunity to speak on the bill, and thank you Administrator Lastimoza for your testimony. not really many questions on it, but I did want to commend the author as she continues to just kind of go down the line and introduce bills that that really address the needs and attempt to resolve some of the challenges that the Guam Environmental Protection Agency faces relative to the use of these funds and the limitation on the emergency declaration spending. Can you kind of share how that's been a limiting factor for you guys in previous emergencies, having to do things \$5,000 at a time?

Ms. Lastimoza: Um, so we haven't had to use this fund very often only because that \$5,000 is a limiting factor. Um, you know, there's probably no emergency response that we've encountered that would probably cost less than \$5,000. So, we haven't really had to tap into that fund because of that limitation. And because there is the requirement for an emergency declaration to use the fund, right? I think the bill does a lot of things, but that's probably the most important thing that it does.

Senator Barnett: You know, I just saw here that and in in your testimony, you mentioned that the bill also allows the fund to be used for provisions for staff pay. Like in the event that happens, cuz I'm just, you know, the cynic in me is worried that instead of funding going to you know, address environmental concerns, we're going to end up hiring a bunch of people. But I'm hoping you can say that's not going to be the case.

Ms. Lastimoza: Well, considering that the federal budget does eliminate our categorical, grants that provides funding for salaries for our staff, um, certainly the inclusion for salaries is, um, I think warranted in So, these are critical positions, right?

Senator Barnett: Right. Of course. Absolutely. Give me an idea of like what types of positions you would, use the fund to hire.

Ms. Lastimoza: Certainly, our chief engineer, our lab manager, all of our environmental health specialists that conduct inspections, our inspectors, our biologists, our chemists, all of our staff is considered essential in my in my opinion.

Senator Barnett: So, the these the filling of these positions, it's going to address some of the federal shortages and cuts that are coming down from DC.

Ms. Lastimoza: Absolutely.

Senator Barnett: Okay. Thank you. So that's another great thing that the bill does then. So, thank you Mr. Chair for the opportunity to speak and si Yu'os ma'åse, administrator Lastimoza and good morning also to Glenn. Thank you.

Chairman Ada: Thank you, Senator Barnett. Senator Taitague you're recognized ma'am.

Senator Telo T. Taitague: I well first thank you so much for being here EPA and commend the author of the authors of the legislation to continue to provide u more of a u quick response to emergencies that are desperately needed. We're finding out that the more you delay on something the more it costs. So, you know, to nip it firsthand is better. I was ready to say something at nip it in the Okay, you know what I was gonna say there. But anyways, does the board need approval? Will need any approval for the for this funding?

Ms. Lastimoza: I don't believe so. Our board is a policy board. so certainly, if it requires any policy changes or their approval, then they would get involved. But I ter in terms of budgeting and operations for the agency that would fall on myself and the deputy.

Senator Taitague: Okay. Mr. Chair, is there a fiscal note on this? I didn't. Was it provided? Let me see. I'm so sorry.

Chairman Ada: I'll let someone look at that later. They'll bring it up for you. Okay. It was provided.

Senator Taitague: administrative in nature. Okay. Administrative in nature. Okay. Thank you so much. Just verifying that. will the creation so will the creation of a reserve fund reduce available

funding for routine EPA functions and how much of the current GETF balance is intended for the reserves in terms of the emergency response reserve.

Ms. Lastimoza: I think we would have to look at you know market research to look at contracts for environmental companies that we would I guess seek to provide those emergency response or emergency cleanup activities. So, I think we would we would first have to look at the market research to see how much we would consider putting into that reserve.

Senator Taitague: Okay. And will this expand this expanded authority align with the federal EPA requirements and funding programs?

Ms. Lastimoza: I believe so. So, you know all of our programs are statutory in nature to align with federal requirements. Um, in terms of whatever emergency response we have to address, will always be in line with local and federal regulation.

Senator Taitague: Okay. And how would you comply with you know any concerns with what transparency as far as auditing this particular fund?

Ms. Lastimoza: certainly, our books are always open for review. certainly, we have an administrative staff that is excellent in tracking our expenditures and our balances. So, at any time an audit is warranted or warranted. Certainly, our books are always open for review.

Senator Taitague: That's good to know. Is any of this on your website as far as you know expenditures that that the EPA you know like travel or anything like that. Is that all on the website?

Ms. Lastimoza: I don't believe it is at this time. but certainly, we do provide an expenditure report to our board monthly and it is in in the board minutes right in the meeting. It's part of their package every month.

Senator Taitague: So, it is on the website.

Ms. Lastimoza: I don't believe it's currently on the website.

Senator Taitague: Your board m minutes?

Ms. Lastimoza: Oh, yes. Yes, the board minutes. If it's in the board minutes, it and it's on the website, it's there. Yes.

Senator Taitague: Okay. Okay. Well, thank you so much and I appreciate all the work that you do at EPA. I know you're very short staffed. people are retiring or going to other especially their individuals at EPA with all the wealth of knowledge and the training that you have are being picked up left and right by you know the fed side because of that. So, I hope we can work on some kind of program to keep them at EPA. So, we hope that we provide a happy and productive and efficient workplace that they want to stay. Okay, we're going to need more than that cuz they're really being pulled. Okay, thank you, Mr. Chair.

Chairman Ada: Thank you, Senator Taitague. Senator Terlaje, you're recognized, ma'am.

Senator Therese M. Terlaje: Mr. Chair, and I thank the sponsor for this bill, and thank you for your testimony. Director Lastimoza, could you just tell us more about these federal cuts that you're anticipating?

Ms. Lastimoza: So, currently we receive about \$3.83.9 83.9 million in our categorical grants. that goes into a consolidated grant to fund about 85% of our agency. so, in the fiscal year 26 federal budget, it eliminates those category categorical grants to Guam Pay.

Senator Terlaje: What's the amount? Three like the total 3.89, right? Wow. And so, what is that impact on your agency? it's what divisions does it remove or are there entire divisions or what is the impact to your agents?

Ms. Lastimoza: considering that we receive about \$800,000 in local grants. I'm sorry in local funds that would impact almost all the agency we could not function without that those federal grants to support not only salaries, but operations is.

Senator Terlaje: So, you're saying the 3.89 89 is all you receive. There's no other funding that EPA's getting.

Ms. Lastimoza: Not from not from I mean that's our federal consolidated grant money. Yeah. And then we get about \$800,000 from the general fund.

Senator Terlaje: Yeah. So, no other federal grants are coming through, you're saying. So, this is for sure now.

Ms. Lastimoza: Yes. For sure.

Senator Terlaje: You were going to lose 3.89 million your entire federal funding for Guam EPA. Correct. So, we do receive about \$68,500 from DOT through our FIMSA grant. but about 8 points I'm sorry, 3.8 \$3.9 million specifically from USCPA. Okay, that's huge. And honestly, that's the first time I'm hearing that. I'm not sure if that was announced earlier in the news. has had you heard of any other plan of how to deal with that?

Ms. Lastimoza: certainly, through this environmental trust fund and hopefully a reliable funding source it could fund the rest of our agency if all right we find a funding source.

Senator Terlaje: So, based on prior years how much is deposited into that trust fund every year? the fiscal note doesn't say anything about amounts. It just says it's administrative. Maybe the

Ms. Lastimoza: So, I looked at last year's budget. It was about \$400,000.

Senator Terlaje: But if it's only 400,000 a year, it's not going to support your 3.89 million. Not at all. I mean, it would it would literally eliminate our agency's operations and functions altogether.

Ms. Lastimoza: All right. So, you're counting on the balance to take us through at least 2026, maybe some other years. And there's a balance, man. Um, right,

Senator Terlaje: Senator? So, we do have monies in our accounts from what's supposedly a five-year grant through emerging contaminants small, disadvantaged communities grant. So, that was a \$45 million federal grant over five years. we have received three of those five years. So, we have about \$26 million left from that EC SDC grant in our account. we have talked to our federal granters about maybe redirecting those monies if it becomes necessary, but we haven't crossed that bridge yet. Okay, that money is supposed to help build our new laboratory, but more importantly provide laboratory services to analyze contaminants, emerging contaminants in our drinking water.

Senator Terlaje: Okay. the law says 42504 of this same law says that the AG supposed to recover damages for environmental violations. Have has there any money been recovered in the last 5 years that you know of for environmental damages?

Ms. Lastimoza: I know with the marble case there was \$125,000 that was that was levied against the company to Guam EPA. also, we have SEP projects where a company was fined but in lieu of a fine, they provided training for sediment control. All right. So, is the balance of the trust fund the amount that was deposited from the order dump reserve fund, the 33 million plus? No. No. No. That was legislatively appropriated.

Senator Terlaje: Okay. So, that 33 million is not in this fund at all. Okay. Sorry. It's in the intent. I'm just making sure. So, so is that money available to you only for the closure?

Ms. Lastimoza: We don't have I know that we are being given the responsibility to oversee that fund. We currently do not oversee it at this moment.

Senator Terlaje: So, we don't have access to that funding yet. All right. Um, in your letter you asked that um, at the end you said you recommend that the legislature consider removing the 25% ceiling and 45201 for programs related to prevention and education.

Ms. Lastimoza: Yes. So, prior to um, prior to us coming here, we were informed that it had already edited to remove that.

Senator Terlaje: So, in section three it removes the 25% cap says you can use all the funds for prevention and, but I really don't want to see like outreach programs this funding used when you have critical needs for enforcement. So, I'm hoping that do you have a plan of how you would spend the money?

Ms. Lastimoza: I guess it would depend on how much money we get. There hasn't been a funding source identified.

Senator Terlaje: Well, they they're identifying this trust fund, right? The \$400,000. What's the balance?

Ms. Lastimoza: About \$400,000 currently.

Senator Terlaje: All right. That's not much.

Ms. Lastimoza: No.

Senator Terlaje: oh. Okay. and then on 45202, it says that you're going to utilize the reserves. So, this is different. This is for emergency response.

Ms. Lastimoza: That's correct.

Senator Terlaje: But you're supposed to set aside a reserve for emergency. The bill would allow you to use the funds in in the trust fund and set aside a certain amount for emergencies. And then this provision says you can utilize the reserve funds for emergencies, but at the end it says you're going to get board approval if it's greater than what is held in the reserve fund, meaning you're going to tap into the regular trust fund.

Ms. Lastimoza: So, okay. How much do you think if it's 400,000 would you set aside for emergencies? What is an emergency response amount that's suitable?

Senator Terlaje: Um, well, um, I want to say maybe 25%, 30%. that might not even be enough, but I think that's a conservative amount to put into a reserve fund for emergency response.

Ms. Lastimoza: All right. So, the 400,000 that's deposited in previous years, you have used that that has been appropriated to you or is it is it right?

Senator Terlaje: So, the limiting factor in the use of that fund is the \$5,000 cap, but also it requires an emergency declaration by the governor.

Ms. Lastimoza: Okay. So, u we haven't had to use that fund because it requires those it requires the emergency declaration by the governor.

Senator Terlaje: How will how will a plan be made by EPA as to what the priorities are going to be going forward if the federal grants are in place? I mean, cut now. You're saying those are solid, those are done. What? How's this plan going to be made? Who who's working on that plan to go forward? Like to make a recommendation to the governor, for example, these divisions are all going to be wiped out. This is what we're going to use the 400,000 for, and that's all we've got left, right?

Ms. Lastimoza: Um, so like I mentioned earlier, so we do have monies in our accounts that will last us maybe a good three or four years moving forward in terms of salaries if we're able to redirect some of that ECD SDC federal grant money to keep the agency afloat. however, that still needs to be discussed with our federal partners. but certainly, if that is not allowed and it you know if we can't pay salaries certainly that \$400,000 um, we have an annual budget alone just for salaries about \$3 million. so, \$400,000 would only take us maybe a couple months in terms of salaries. so, we definitely have to prioritize how that money our federal grants can be used and spent but if we were to rise realize rely solely on the \$400,000, it would be to keep operations afloat.

Senator Terlaje: Will you be making a request to amend your budget request to BBBMR in light of this information?

Ms. Lastimoza: Absolutely.

Senator Terlaje: All right. I think that has to be done. Yeah. All right. Well, this is really very sad news, but I'm grateful for the bill that it gives you one opportunity at least for some money for our enforcement. Si Yu'os ma'åse, thank you, director. Thank you, Mr. Chair.

Chairman Ada: Thank you, Senator. Appreciate you. Senator Gumataotao, you're recognized, sir.

Senator Eulogio S. Gumataotao: Yes. Thank you, Mr. Chair. And good morning, Michelle. just have a couple of questions. with the FY2025 budget law authorizing Guam EPA to expend up to the level of revenues collected for the Guam Environmental Trust Fund for fiscal year 2025. For the record, how much did the fund generate in excess of the adopted revenue level during FY23 and FY24? Recognizing that the OPA reported earlier this year that the fund had 894,25 in total assets at the end of FY2023.

Ms. Lastimoza: I'm sorry, Senator, I don't have access to that report. Um, all I know is every year that's what our balance is 400 about \$400,000 every year. That's part of the budget the budget law. I haven't seen numbers that exceed \$800,000 in that account.

Senator Gumataotao: Yeah, I would say Michelle to help us decide to have that answer to the committee I think would be critical if I could ask that to if you can provide it back to the chair.

Ms. Lastimoza: Absolutely.

Senator Gumataotao: And then what discussions, if any, have taken place with respect to the limits of the Guam Environmental Trust Fund in responding to environmental emergencies,

recognizing that with respect to the fund's proposed FY2026 budget of \$411,424,156,898 is set aside for one employee's salary and benefit. benefits, 175,000 for contractual services, including \$170,000 in legal services, and \$5,000 for advertisements, leaving just \$79,000 available as Bill 132 proposes to support emergency procurements in response to an emergency declaration.

Ms. Lastimoza: Could you repeat the question, Senator?

Senator Gumataotao: Sure. What discussions, if any, have taken place with respect to the limits of the Guam Environmental Trust Fund in responding to environmental emergencies, recognizing that with respect to the fund's proposed FY26 budget of \$411,000, 156,000 is set aside for one employee's salary and benefits. 75,000 for contractual services, including \$170,000 for legal services and \$5,000 for advertisements, leaving just \$79,000 available as bill 132 proposes to support emergency procurements in response to emergency declarations.

Ms. Lastimoza: I would say that if that's the remaining balance you know minus all the other expected expenditures then all of that would definitely go to emergency response efforts. certainly \$79,000 is not a lot of money. if it were a response to a catastrophic event but certainly, we will if that was what's remaining then that's what we would put towards emergency response.

Senator Gumataotao: you know maybe looking at other expenditures if we needed to cut and put more money towards emergency response efforts or into that fund then that's what we'll do. Right, Michelle? And I mean, I'm sure the board has to take into consideration the priorities. I mean, if you're looking about the minim mandate to support your operations, this is a big deal. Uh, which gets me to, it's just more of a I don't know if it's commentary or question, but you mentioned that you have not had a conversation yet with the federal granter agencies relative to this \$3.8 million that you guys are probably going to come up short. Is that the case?

Ms. Lastimoza: We've had preliminary discussions about redirecting. So, this was discussions that were had prior to the Senate passing the passing the bill, the federal bill. so, we haven't had a formal discussion about how that's going to affect us come FY26. and whether or not you know, we have approval or authorization to re redirect any of that money towards salaries. Um, you know, aside from its intended purposes is our intended purpose to build our laboratory and to provide those analytical services for emerging contaminants in our drinking water.

Senator Gumataotao: That that is a lot of mandates that needs their support or their visibility on it like yesterday. I'm hoping that following the hearing, you will engage immediately. Let the committee chair know that you've already have a formal meeting. I would I would strongly suggest even getting him involved only because as this bill is going through our process, this is going to be more than just this particular bill that's going to need support from this legislature. So, Michelle, I would strongly recommend that if I could have, I had any smidgen of influence on that.

Ms. Lastimoza: Yes, we have had discussions as early as about two weeks ago. so, our agency has met with not only our Guam program manager but the Pacific Islands program manager as well as the deputy administrator for region 9. I mean but okay for the public's own thing are they still in business because I heard all region 9 is pretty much gone. Yes, I know that there were some cuts to the regional office but some cuts there was actually a lot of cuts. Well, in our in our regional office, I know of 16 people that were released. and again, those positions are that I mentioned that we've had discussions with, they are still there. they are still there today. So certainly, we've had engagement with you know their uppermost u management to discuss the impacts to Guam, not only to Guam, but the entire nation.

Senator Gumataotao: No, no, absolutely. And again, I'm I strongly, if I can say, strongly encourage you to get your committee chair maybe involved in the next meeting so that we have some visibility. Thank you, Mr. Chair. Yes. Thank you.

Chairman Ada: Thank you, Senator Gumataotao. thank you, Administrator Lastimoza for the testimony on bill number 138- 38. And you know we look forward to getting the information 132- 38 as we look forward to getting the information that the senator Gumataotao has requested. if there will be no further comments or questions, this will conclude today's Oh, I'm sorry. I'm sorry, Senator Perez. I wanted to give the senator her closing remarks for bill 132-38 CR. Ma'am, you're recognized. My apologies again.

Senator Perez: No worries. thank you, Mr. Chair and Vice Speaker. So, yeah, I agree that if we can make this fund a continuing appropriation and including that you have access to the laps funds as is important. one of the iterations of this bill, just to let you know, is I was thinking of creating it similar to the other special funds that Guam EPA has access to. And basically, it was you have full control over that and it's not legislative appropriated. what is your view because you know there could be another iteration where you know that could occur or legislative approp-it would still be through legislative appropriation because that's what this bill currently has. it still requires legislative appropriations and what is your view on that?

Ms. Lastimoza: I think my concern with legislative approval is one whether or not it would limit the total amount that is available to us and two whether or not it would delay any use of the funds.

Senator Perez: Okay. then in that case what would have to happen is maybe an understanding of the percentages you know in the bill it currently authorizes or clarifies the use to include cleanup of you know illegal dump sites repair Guam's environment. That's one. the second one is to implement solid waste because that's all locally funded from what I understand.

Ms. Lastimoza: Right.

Senator Perez: That we don't get any federal funding for that.

Ms. Lastimoza: That's correct.

Senator Perez: So, that's another item that has been included in this bill to help with solid waste what is it? enforcement. And then the third thing in this bill is the language that was provided by EPA which is conduct activities relative to improvement compliance and enforcement of its different mandates. and then the fourth one was an emergency response reserve. So, if we're going to go in the direction of continuing appropriation special fund, what percentages would you recommend for each of those categories? Oh, and that's something that maybe you don't have the answer right now, but if we're going to amend this bill, if you can provide that information.

Ms. Lastimoza: Well, truth be told, if we're talking about illegal dump sites and cleanup of illegal dump sites and the numerous amounts of illegal dump sites that we've identified, it could take up all of that money. It could be 100% if we wanted to focus specifically on illegal dump sites. But certainly, I think that management would need to talk about how best to use that money and where we would divide the percentages but if truly I certainly Glenn could speak to the volume of illegal dump sites the volume of waste at these illegal dump sites. if we were to prioritize just that, it could really use up that \$400,000 just for cleanup. because, you know, we all know that it's not just clean trash. It there may be hazardous waste in there aside from you know, white goods and you know, other debris, tires, cars at these illegal dump sites. So certainly, we'd have to we'd have to talk u amongst the management and maybe even with our board how we would best use and divide that money up into these categories.

Senator Perez: Okay. So that's something the language and the other funds that you have. It says that that the board would have to the administrator would have to present the budget to the board prior to expenditure.

Ms. Lastimoza: Correct.

Senator Perez: Yeah. Okay. Okay. And that's pretty concerning. I know I've been looking for local funds for you guys to assist with the you know capacity enforcement capacity which is really needed in order especially compliance too. We want to go with compliance first you know we want to prevent any kind of damage that happens. That's the ideal situation. Yes. and so, I guess yeah, this fund, you know, we want to make sure that it's flexible, increase the flexibility. and especially with, you know, I know I believe I was told during Fred Castro's day that a lot of local funding was reverted to federal funding for these positions and at that time it was seen as a good move, right? but now that you know this the pendula has swung the other way now, we have to look for local funding again and so do you think the language in this bill is sufficient to support salaries for the I guess the staff at EPA.

Ms. Lastimoza: Yeah. So, I think maybe the one thing that is missing in terms of salaries is that inclusive of salaries and benefits. So, do we need to add the word salaries and benefits? probably not necessary but we can yeah definitely staff cost operational cost.

Senator Perez: Yeah. So, if this if ever that this fund is performing better than that we could utilize the funds to help offset any losses.

Ms. Lastimoza: Yes, absolutely. I think it covers all of our operations and the flexibility of the use of this fund covers everything that we could possibly do within our operations.

Senator Perez: So, I remember in I think it was a 36 Guam legislature you guys are in the process of building your headquarters and so has any of the funding loss affected that and would you have to pull from other sources?

Ms. Lastimoza: So, we have received three years of that 5-year grant with the expectation that we will receive year four of that money before October 1st. Um, so we will have about 30 a little over \$30 million from that grant. certainly, we don't know what the building costs are going to be until we go out for bid. Initially when we started this project was supposed to be between 8 to 12 million. but with the current construction cost, we're looking at about almost spending that entire budget or close to construct the building and buy the necessary equipment to perform the analytical services intended for that for that grant. so, we don't know, we may have to cut bells and whistles from the design. So, we're currently engaged with the contractor the architectural contractor to see where we may have to make cuts but again the expectation is we're going to get that year four money but until I see that in our coffers then we may have to renegotiate the design of the building.

Senator Perez: Okay. I believe that's all my questions. So, thank you for being here today and providing testimony. So, I feel that bill 132 -38 is a timely measure because it aims to expand and clarify the uses of the environmental trust fund to include operational costs at a time when federal cuts to EPA are expected, particularly because Guam EPA is primarily federally funded. The uses would include cleaning up illegal dump sites and restoring and repairing damage done to Guam's environment. implementing solid waste activities to curb illegal dumping to conduct activities related to the improvement compliance and enforcement of the many regulatory mandates that the Guam P has as well as creating an emergency reserve fund. Bill 132-38 modernizes the emergency response by removing the \$5,000 cap and creating an emergency response reserve with board oversight. I want to thank Guam PA for providing the testimony. my co-sponsor, Vice Speaker Tony Ada, and I look forward to the support of my colleague Si Yu'os ma'ase.

Chairman Ada: Thank you, Senator Perez. there'll be no further comments or questions, so go ahead and the confirmation hearing of Dr. Anita Bourne Enriquez. bill number 29-38 COR and bill number 132-38 COR to be publicly heard. The committee will continue to accept written statements on today's hearings and may be which may be mailed to my office on the second floor of the Guam Congress building at 163 Chalan Santo Papa, Hagåtña. You may also send your statements to us at vicespeakertony@guamlegislature.gov. I would like to thank you all for your participation here today and this public hearing is adjourned at 10:12 a.m. Thank you. Thank you to my colleagues for being here as well. Thank you, Administrator Lastimoza. Thank you too.

The public hearing was adjourned at **10:12 am.**

III. FINDINGS & RECOMMENDATIONS

The Committee finds that Bill No. 132-38 (COR) aims to update the *Guam Environmental Trust Fund* to enhance the Guam Environmental Protection Agency's (GEPA) capacity to respond to environmental emergencies and safeguard public health.

The main objectives of the bill are to:

- **Expand authorized uses** of the Guam Environmental Trust Fund including hazardous waste disposal and clean ups.
- **Remove caps (25%)** to increase flexibility in the use of the fund.

- **Allow GEPA to create a reserve fund**, specifically, for emergency responses to environmental threats.
- **Increase transparency and accountability** for how the fund is used.
- **Protect the Fund** from transfers out of the fund for unrelated purposes.

The Committee further finds that, in light of possible cuts or elimination of federal funding, that enactment of this bill may help make up for possible future shortfalls in GEPA operations budget that may occur if federal grants are cut significantly.

The Committee on Land, Environment, Housing, Agriculture, Parks and Infrastructure hereby reports out **Bill No. 132–38 (COR)** “AN ACT TO AMEND § 45200(a), § 45201, § 45202, AND § 45203, ALL OF ARTICLE 2, CHAPTER 45, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO UPDATING THE GUAM ENVIRONMENTAL TRUST FUND THAT ENHANCES THE RESPONSE TO ENVIRONMENTAL EMERGENCIES AND INCREASES THE CAPACITY OF GUAM ENVIRONMENTAL PROTECTION AGENCY TO SAFEGUARD THE HEALTH OF OUR ENVIRONMENT AND PEOPLE,” introduced by Sabina Flores Perez and V. Anthony Ada with the recommendation **TO DO PASS.**

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

Bill No. 132-38 (COR)

Introduced by:

Sabina Flores Perez *SFP*
V. Anthony Ada *Q*

AN ACT TO *AMEND* § 45200(a), § 45201, § 45202, AND § 45203, ALL OF ARTICLE 2, CHAPTER 45, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO UPDATING THE GUAM ENVIRONMENTAL TRUST FUND THAT ENHANCES THE RESPONSE TO ENVIRONMENTAL EMERGENCIES AND INCREASES THE CAPACITY OF GUAM ENVIRONMENTAL PROTECTION AGENCY TO SAFEGUARD THE HEALTH OF OUR ENVIRONMENT AND PEOPLE.

BE IT ENACTED BY THE PEOPLE OF GUAM:

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

finds that the requirements and authorized uses under the Guam Environmental Protection Agency's (GEPA) Environmental Trust Fund are outdated or limiting to the Agency to effectively meet its wide array of mandates. Currently, the Environmental Trust Fund is authorized for the cleanup of hazardous waste, environmental restoration, the handling of household hazardous waste, and 'for programs relative to the prevention of environmental problems.' It does not specifically authorize funds for environmental activities related to improvement, compliance and enforcement of Safe Drinking Water Act, water quality, air quality, hazardous waste management, recycling, environmental monitoring and analysis;

1 environmental planning, and technical assistance and training. The lack of clarity
2 may be impediments to GEPA's mission of holistically safeguarding the
3 environment.

4 *I Liheslatura* finds that the cap of Five Thousand Dollars (\$5,000) without
5 legislative appropriation for an emergency response and the requirement that the
6 Governor formally make an emergency declaration is insufficient for GEPA to
7 appropriately respond to hazardous emergencies. With the enactment of Public Law
8 35-109, emergency procurement was extended to imminent threats to the health and
9 safety of the environment. Current emergency procurement law also authorizes
10 emergency procurement by either the formal declaration of an emergency by the
11 Governor or through a certificate of emergency made by the Chief Procurement
12 Officer or head of a purchasing agency with approval by the Governor. Emergency
13 procurement law also extends emergency procurement up to a 90-day period, thus
14 increasing the Agency's ability to respond to environmental emergencies and
15 imminent environmental threats.

16 *I Liheslatura* finds that Ordot Dump Reserve Fund created by Public Law 37-
17 64 enabled reserving of the partial settlement funds, resulting from *United States of*
18 *America v. Government of Guam*, Civil Case No. 02-00022, of approximately
19 Thirty-Three Million Dollars (\$33,000,000) that meets financial regulatory
20 requirements for post-closure mitigation and cleanup activities concerning the Ordot
21 Dump.

22 Therefore, it is the intent of *I Liheslaturan Guåhan* to empower the Guam
23 Environmental Protection Agency through modernizing the Environmental Trust
24 Fund by expanding authorized uses, removing caps to increase flexibility in the use
25 of the Fund, and by allowing GEPA to create a reserve fund for the purpose of
26 emergency responses to environmental threats. *I Liheslaturan Guåhan* further
27 intends to increase transparency and accountability of the use of the fund by

1 expanding the reporting requirements that details revenues, expenditures and
2 balance to be submitted annually to *I Liheslatura* and *I Maga'hågan Guåhan*.

3 **Section 2.** § 45200(a) of Article 2, Chapter 45, Title 10, Guam Code
4 Annotated is hereby *amended* to read:

5 **“§ 45200. Guam Environmental Trust Fund.**

6 (a) There is hereby created, separate and apart from other funds of the
7 government of Guam, a fund known as the Guam Environmental Trust Fund (Fund).
8 The Fund shall not be commingled with the General Fund and shall be kept in a
9 separate bank account, subject to legislative appropriation, ~~to be used by the~~
10 ~~Administrator of the Guam Environmental Protection Agency (Administrator) to~~
11 ~~clean up hazardous materials and restore and repair damage done to Guam's~~
12 ~~environment, as well as to collect, transport, process and dispose of household waste~~
13 ~~in accordance with the provisions of the Ordot Dump Consent Decree Supplemental~~
14 ~~Environmental Project (SEP).~~ The Environmental Trust Fund shall not be subject to
15 the transfer authority of *I Maga'hågan Guåhan*. The Fund shall be used by the
16 Administrator of the Guam Environmental Protection Agency (Administrator) to:

17 (1) clean up hazardous materials and illegal dump sites, and restore and
18 repair damage done to Guam's environment;

19 (2) create a reserve fund for emergency response;

20 (3) transport, process and dispose of household waste in accordance
21 with the provisions of the Ordot Dump Consent Decree Supplemental
22 Environmental Project (SEP) and implement solid waste management
23 activities to curb illegal dumping; and

24 (4) conduct activities related to improvement, compliance and
25 enforcement of Safe Drinking Water Act, water quality, air quality, hazardous
26 waste management, recycling, environmental monitoring and analysis;
27 environmental planning; technical assistance and training, in accordance with

1 applicable Guam and federal laws and regulations.”

2 **Section 3.** § 45201 of Article 2, Chapter 45, Title 10, Guam Code Annotated
3 is hereby *amended* to read:

4 **“§ 45201. Use of Funds and Keeping a Safe and Healthy Environment.**

5 ~~Up to Twenty five percent (25%) of the funds~~ Funds in the Guam
6 Environmental Trust Fund may be utilized by the Administrator of the Guam
7 Environmental Protection Agency for programs relative to the prevention of
8 environmental problems, and the promotion of keeping a safe and healthy
9 environment.”

10 **Section 4.** § 45202 of Article 2, Chapter 45, Title 10, Guam Code Annotated
11 is hereby *amended* to read:

12 **“§ 45202. Authorized Expenditure and Emergency Declaration.**

13 ~~Notwithstanding § 45200(a) of this Chapter, the~~ The Administrator of the
14 Guam Environmental Protection Agency is hereby authorized to utilize reserve
15 funds to make emergency procurements in response to emergency declarations
16 pursuant to this Article and § 5215 of Chapter 5, Title 5, of the Guam Code
17 Annotated, spend no more than Five Thousand Dollars (\$5,000.00) for the purposes
18 of assessment, cleaning up hazardous materials, and restoring and repairing damages
19 done to the Guam environment, and provisions for staff pay, equipment, and supplies
20 necessary to support emergency response activities. per declaration, without
21 legislative appropriation; provided, that an Emergency Declaration has been
22 declared by I-Maga'hågan/Maga'låhen-Guåhan. The use of funds for emergency
23 procurements greater than what is held in the reserve fund shall require Board
24 approval prior to the expenditure of said funds.”

25 **Section 5.** § 45203 of Article 2, Chapter 45, Title 10, Guam Code Annotated
26 is hereby *amended* to read:

27 **“§ 45203. Submission of Detailed Report of Expenditures on a Quarterly**

1 **Basis. Annual Reporting Requirements of the Environmental Trust Fund.**

2 The Administrator of the Guam Environmental Protection Agency shall
3 submit annually for the period from October 1st through September 30th to I
4 *Liheslaturan Guåhan* and *I Maga'hågan/Maga'låhen Guåhan* a detailed report of
5 ~~the expenditures of the Guam Environmental Trust Fund on a quarterly basis~~
6 including itemized and total revenues, expenditures, and annual and cumulative
7 balance of the Guam Environmental Trust Fund.”

8 **Section 6. Effective Date.** This Act shall be effective upon enactment.

9 **Section 7. Severability.** If any provision of this Act or its application to any
10 person or circumstance is found to be invalid or inorganic, such invalidity shall not
11 affect other provisions or applications of this Act that can be given effect without
12 the invalid provision or application, and to this end the provisions of this Act are
13 severable.



COMMITTEE ON RULES

Vice Speaker V. Anthony Ada, Chairperson

I Mina'trentai Ocho Na Liheslaturan Guåhan

38th Guam Legislature

May 29, 2025

To: **Rennae V. C. Meno**
Clerk of the Legislature

From: **Vice Speaker V. Anthony Ada** 
Chairperson, Committee on Rules

Subject: **Fiscal Note Waiver for Bill No. 132-38 (COR)**

Håfa Adai!

Find the attached, Fiscal Note Waiver for the following bill:

Bill No. 132-38 (COR).

I also request that the same be sent to the respective Chairperson of the Standing Committee, to which this bill has been referred. Kindly copy the same to Management Information Services (MIS) for posting on our website.





BUREAU OF BUDGET & MANAGEMENT RESEARCH

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LOURDES A. LEON GUERRERO
GOVERNOR

LESTER L. CARLSON, JR.
DIRECTOR

JOSHUA F. TENORIO
LIEUTENANT GOVERNOR

MAY 29 2025

Vice Speaker V. Anthony Ada
Chairperson, Committee on Rules
I Mina'trentai Ocho Na Liheslaturan Guåhan
38th Guam Legislature
Guam Congress Building
163 Chalan Santo Papa
Hagåtña, Guam 96910

Hafa Adai Vice Speaker Ada:

The Bureau requests that Bill No. 132-38 (COR) be granted a waiver pursuant to Public Law 12-229 as amended for the following reason(s):

Bill No. 132-38 (COR) is an act to amend § 45200(a), § 45201, § 45202, and § 45203, all of Article 2, Chapter 45, Title 10, Guam Code Annotated, relative to updating the Guam Environmental Trust Fund that enhances the response to environmental emergencies and increase the capacity of Guam Environmental Protection Agency to safeguard the health of our environment and people.

The bill proposes to amend the Guam Environmental Trust Fund (GETF) requirements by modernizing and expanding the authorized uses, removing caps to increase flexibility in the use of the fund, and by allowing GEPA to create a reserve fund for the purpose of emergency responses to environmental threats.

Based on comments received regarding Bill No. 132-38 (COR), the Guam Environmental Protection Agency has stated that there is no fiscal impact as the bill is to make administrative changes.

The Bureau has also determined that the Bill is administrative in nature and poses no additional fiscal impact upon any of the funds of the Government of Guam.

Senseramente

LESTER L. CARLSON, JR.