

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
334-38 (COR)	V. Anthony Ada	AN ACT TO <i>REPEAL AND REENACT</i> CHAPTER 14, DIVISION 4, CHAPTER 12, TITLE 8, GUAM ADMINISTRATIVE RULES AND REGULATIONS RELATIVE TO UPDATING INVASIVE SPECIES FEES AND COLLECTION AND ADMINISTRATIVE PROVISIONS.	6/16/26 3:07 p.m.	6/19/26	Committee on Land, Environment, Housing, Agriculture, Parks, and Infrastructure.	Request: 6/19/26 Waiver: 6/25/26	6/29/26 9:00 a.m.	8/24/26	



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

August 20, 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. 334-38 (COR)

Håfa adai Speaker Blas:

Transmitted herewith is the Committee Report on the Bill No. 334-38 (COR) – V. Anthony Ada - AN ACT TO REPEAL AND REENACT CHAPTER 14, DIVISION 4, CHAPTER 12, TITLE 8, GUAM ADMINISTRATIVE RULES AND REGULATIONS RELATIVE TO UPDATING INVASIVE SPECIES FEES AND COLLECTION AND ADMINISTRATIVE PROVISIONS.

Committee votes are as follows:

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



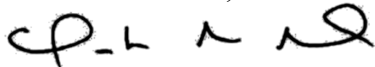
COMMITTEE ON RULES

RECEIVED:

August 20, 2026 4:32 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. 334-38 (COR)

Introduced by V. Anthony Ada

AN ACT TO REPEAL AND REENACT CHAPTER 14,
DIVISION 4, CHAPTER 12, TITLE 8, GUAM
ADMINISTRATIVE RULES AND REGULATIONS
RELATIVE TO UPDATING INVASIVE SPECIES FEES AND
COLLECTION AND ADMINISTRATIVE PROVISIONS.

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

August 5, 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. 334-38 (COR)

Transmitted herewith is the Committee Report on the Bill No. 334-38 (COR) – V. Anthony Ada - AN ACT TO REPEAL AND REENACT CHAPTER 14, DIVISION 4, CHAPTER 12, TITLE 8, GUAM ADMINISTRATIVE RULES AND REGULATIONS RELATIVE TO UPDATING INVASIVE SPECIES FEES AND COLLECTION AND ADMINISTRATIVE PROVISIONS.

This report includes the following:

- Copy of COR Referral of Bill No. 334-38 (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. 334-38 (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

June 19, 2026

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

Attorney Darleen E.H. Phillips
Legislative Legal Counsel

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

Subject: Referral of Bill No. 334-38 (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. 334-38 (COR)** - V. Anthony Ada. – “AN ACT TO REPEAL AND REENACT CHAPTER 14, DIVISION 4, CHAPTER 12, TITLE 8, GUAM ADMINISTRATIVE RULES AND REGULATIONS RELATIVE TO UPDATING INVASIVE SPECIES FEES AND COLLECTION AND ADMINISTRATIVE PROVISIONS.”

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: June 29, 2026

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

Mon, Jun 22, 2026 at 11:07 AM

FOR IMMEDIATE RELEASE

June 22, 2025

MEMORANDUM

To: All Senators, Stakeholders, Media
From: Vice Speaker V. Anthony Ada
Re: FIRST NOTICE of Public Hearing: June 29, 2026

The Committee on Land, Environment, Housing, Agriculture, Parks and Infrastructure will conduct a public hearing on **Monday, June 29, 2026, at 9:00 am** in the Public Hearing Room in the Guam Congress Building. The agenda is as follows:

Bill No. 330-38 (COR) - Telo T. Taitague, V. Anthony Ada, Shelly V. Calvo, Sabina Flores Perez, Frank F. Blas, Jr., Joe S. San Agustin, Chris Barnett, Jesse A. Lujan - AN ACT TO *AMEND* §§ 61504, 61505, 61506, 61507, 61508, 61510, 61511, 61512, AND 61513; *ADD* NEW §§ 61505.1 AND 61511.1 TO ARTICLE 5, CHAPTER 61, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO MODERNIZING GUAM'S ESTRAY LIVESTOCK LAWS BY ESTABLISHING AN ESTRAY LIVESTOCK STEWARDSHIP PROGRAM, AUTHORIZING TEMPORARY MUNICIPAL CUSTODY OF ESTRAYS, CREATING THE ESTRAY LIVESTOCK STEWARDSHIP AND ENFORCEMENT FUND, TO STRENGTHEN ESTRAY LIVESTOCK ENFORCEMENT AND PUBLIC SAFETY.

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

Submission of Presentation Media: Digital material and presentations must be emailed to vicespeakertonyada@guamlegislature.gov no later than three (3) days before the public hearing to allow timely submission to the Guam Legislature's MIS Division.

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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.

--



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



2026-06-22 FIRST NOTICE.pdf

807K



Bill No. 334-38 (COR).pdf

1358K



Bill No. 330-38 (COR) Referred Version.pdf

2109K



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 22, 2025

MEMORANDUM

To: All Senators, Stakeholders, Media

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FIRST NOTICE of Public Hearing: June 29, 2026

FIRST NOTICE of Public Hearing: June 29, 2026

PUBLIC HEARING

 **Posted on:** 06/22/2026 09:00 AM

 **Posted by:** Erin Grajek

 **Public Hearing Date:** 06/29/2026 09:00 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 22, 2025

MEMORANDUM

To: All Senators, Stakeholders, Media
From: Vice Speaker V. Anthony Ada
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Bill No. 330-38 (COR)

([https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%20330-38%20\(COR\)%20Referred%20Version.pdf](https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%20330-38%20(COR)%20Referred%20Version.pdf)) - Telo T. Taitague, V. Anthony Ada, Shelly V. Calvo, Sabina Flores Perez, Frank F. Blas, Jr., Joe S. San Agustin, Chris Barnett, Jesse A. Lujan - AN ACT TO *AMEND* §§ 61504, 61505, 61506, 61507, 61508, 61510, 61511, 61512, AND 61513; *ADD* NEW §§ 61505.1 AND 61511.1 TO ARTICLE 5, CHAPTER 61, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO MODERNIZING GUAM'S ESTRAY LIVESTOCK LAWS BY ESTABLISHING AN ESTRAY LIVESTOCK STEWARDSHIP PROGRAM, AUTHORIZING TEMPORARY MUNICIPAL CUSTODY OF ESTRAYS, CREATING THE ESTRAY LIVESTOCK STEWARDSHIP AND ENFORCEMENT FUND, TO STRENGTHEN ESTRAY LIVESTOCK ENFORCEMENT AND PUBLIC SAFETY.

Bill No. 334-38 (COR)

([https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%20334-38%20\(COR\).pdf](https://guamlegislature.gov/38th_Guam_Legislature/Bills_Introduced_38th/Bill%20No.%20334-38%20(COR).pdf)) - V. Anthony Ada - AN ACT TO *REPEAL AND REENACT* CHAPTER 14, DIVISION 4, CHAPTER 12, TITLE 8, GUAM ADMINISTRATIVE RULES AND REGULATIONS RELATIVE TO UPDATING INVASIVE SPECIES FEES AND COLLECTION AND ADMINISTRATIVE PROVISIONS.

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GUAM LEGISLATURE
AUDIO VISUAL DEPARTMENT
PUBLIC ANNOUNCEMENT REQUEST FORM

Office Submitting Request: Office of Vice Speaker V. Anthony Ada

Date of Request: 06/20/26

POINT OF CONTACT

Name: Erin M. Grajek

Contact #: 989-0855

Email: erin.grajek@guamlegislature.gov

PUBLIC HEARING DETAILS

Notice Type: ☒ Public Hearing ☐ Informational Briefing ☐ Roundtable Discussion

☐ Oversight Hearing ☐ Committee Meeting ☐ Other: _____

Notice Title / Bill(s) / Resolution(s) / Appointment: NOTICE OF PUBLIC HEARING: 06/29/26
(FIRST NOTICE) 06/22/26 - (SECOND NOTICE) 06/27/26

Date of Event: 06/29/26

Start Time: 9:00AM

End Time: 12:00 PM OR UNTIL ADJOURNED

Location: Public Hearing Room, Guam Congress Building

MEDIA HANDLING

Recording Format: ☒ MP4 ☐ MP3 ☐ Other: _____

Delivery Method: ☒ Email ☐ USB Drive ☐ Cloud Link ☐ Other: _____

CERTIFIED BY AV:

Name: Zachary Quinata Signature: [Signature]

Posted on/Air Date: 06/22/2026 - 06/29/2026

VICE SPEAKER V. ANTHONY ADA

COMMITTEE ON LAND, ENVIRONMENT, HOUSING, AGRICULTURE, PARKS, AND INFRASTRUCTURE



Notice of Public Hearing Monday, June 29, 2026 at 9:00 am

The Committee on Land, Environment, Housing, Agriculture, Parks and Infrastructure will conduct a public hearing on Monday, June 29, 2026, at 9:00 am in the Public Hearing Room in the Guam Congress Building. The agenda is as follows:



Bill No. 330-38 (COR) - Telo T. Taitague, V. Anthony Ada, Shelly V. Calvo, Sabina Flores Perez, Frank F. Blas, Jr., Joe S. San Agustin, Chris Barnett, Jesse A. Lujan - AN ACT TO AMEND §§ 61504, 61505, 61506, 61507, 61508, 61510, 61511, 61512, AND 61513; ADD NEW §§ 61505.1 AND 61511.1 TO ARTICLE 5, CHAPTER 61, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO MODERNIZING GUAM'S ESTRAY LIVESTOCK LAWS BY ESTABLISHING AN ESTRAY LIVESTOCK STEWARDSHIP PROGRAM, AUTHORIZING TEMPORARY MUNICIPAL CUSTODY OF ESTRAYS, CREATING THE ESTRAY LIVESTOCK STEWARDSHIP AND ENFORCEMENT FUND, TO STRENGTHEN ESTRAY LIVESTOCK ENFORCEMENT AND PUBLIC SAFETY.

Bill No. 334-38 (COR) – V. Anthony Ada - AN ACT TO REPEAL AND REENACT CHAPTER 14, DIVISION 4, CHAPTER 12, TITLE 8, GUAM ADMINISTRATIVE RULES AND REGULATIONS RELATIVE TO UPDATING INVASIVE SPECIES FEES AND COLLECTION AND ADMINISTRATIVE PROVISIONS.

VICE SPEAKER V. ANTHONY ADA

COMMITTEE ON LAND, ENVIRONMENT, HOUSING, AGRICULTURE, PARKS, AND INFRASTRUCTURE



Those interested in participating in the Public Hearing to provide testimony may 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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SECOND NOTICE of Public Hearing: June 29, 2026

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

Sat, Jun 27, 2026 at 8:00 AM

FOR IMMEDIATE RELEASE

June 27, 2026

MEMORANDUM

To: All Senators, Stakeholders, Media
From: Vice Speaker V. Anthony Ada
Re: SECOND NOTICE of Public Hearing: June 29, 2026

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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

 **Bill No. 330-38 (COR) Referred Version.pdf**
1413K

 **Bill No. 334-38 (COR).pdf**
776K

 **2026-06-27 SECOND NOTICE.pdf**
807K



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, 2026

MEMORANDUM

To: All Senators, Stakeholders, Media

From: Vice Speaker V. Anthony Ada

Re: SECOND NOTICE of Public Hearing: June 29, 2026

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SECOND NOTICE of Public Hearing: June 29, 2026

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PUBLIC HEARING

 **Posted on:** 06/27/2026 08:00 AM

 **Posted by:** Erin Grajek

 **Public Hearing Date:** 06/29/2026 09:00 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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The Committee on Land, Environment, Housing, Agriculture, Parks and Infrastructure will conduct a public hearing on Monday, June 29, 2026, at 9:00 am in the Public Hearing Room in the Guam Congress Building. The agenda is as follows:

Bill No. 330-38 (COR) - Telo T. Taitague, V. Anthony Ada, Shelly V. Calvo, Sabina Flores Perez, Frank F. Blas, Jr., Joe S. San Agustin, Chris Barnett, Jesse A. Lujan - AN ACT TO AMEND §§ 61504, 61505, 61506, 61507, 61508, 61510, 61511, 61512, AND 61513; ADD NEW §§ 61505.1 AND 61511.1 TO ARTICLE 5, CHAPTER 61, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO MODERNIZING GUAM'S ESTRAY LIVESTOCK LAWS BY ESTABLISHING AN ESTRAY LIVESTOCK STEWARDSHIP PROGRAM, AUTHORIZING TEMPORARY MUNICIPAL CUSTODY OF ESTRAYS, CREATING THE ESTRAY LIVESTOCK STEWARDSHIP AND ENFORCEMENT FUND, TO STRENGTHEN ESTRAY LIVESTOCK ENFORCEMENT AND PUBLIC SAFETY.

Bill No. 334-38 (COR) – V. Anthony Ada - AN ACT TO REPEAL AND REENACT CHAPTER 14, DIVISION 4, CHAPTER 12, TITLE 8, GUAM ADMINISTRATIVE RULES AND REGULATIONS RELATIVE TO UPDATING INVASIVE SPECIES FEES AND COLLECTION AND ADMINISTRATIVE PROVISIONS.

Those interested in participating in the Public Hearing to provide testimony may contact the Office of Vice Speaker V. Anthony Ada at (671) 989-0855 or via electronic mail at vicespeakertonyada@guamlegislature.gov for further guidance.
Submission of Presentation Media: Digital material and presentations must be emailed to vicespeakertonyada@guamlegislature.gov no later than three (3) days before the public hearing to allow timely submission to the Guam Legislature's MIS Division.

The Public Hearing will broadcast LIVE on local television (GTA Channel 21, Docomo Channel 117) and stream online via iLiheslaturan 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.





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 · June 29, 2026 · 9:00 am

Agenda

Bill No. 330-38 (COR) - Telo T. Taitague, V. Anthony Ada, Shelly V. Calvo, Sabina Flores Perez, Frank F. Blas, Jr., Joe S. San Agustin, Chris Barnett, Jesse A. Lujan - AN ACT TO *AMEND* §§ 61504, 61505, 61506, 61507, 61508, 61510, 61511, 61512, AND 61513; *ADD NEW* §§ 61505.1 AND 61511.1 TO ARTICLE 5, CHAPTER 61, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO MODERNIZING GUAM'S ESTRAY LIVESTOCK LAWS BY ESTABLISHING AN ESTRAY LIVESTOCK STEWARDSHIP PROGRAM, AUTHORIZING TEMPORARY MUNICIPAL CUSTODY OF ESTRAYS, CREATING THE ESTRAY LIVESTOCK STEWARDSHIP AND ENFORCEMENT FUND, TO STRENGTHEN ESTRAY LIVESTOCK ENFORCEMENT AND PUBLIC SAFETY.

Bill No. 334-38 (COR) – V. Anthony Ada - AN ACT TO *REPEAL AND REENACT* CHAPTER 14, DIVISION 4, CHAPTER 12, TITLE 8, GUAM ADMINISTRATIVE RULES AND REGULATIONS RELATIVE TO UPDATING INVASIVE SPECIES FEES AND COLLECTION AND ADMINISTRATIVE PROVISIONS.

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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

Monday, June 29, 2026 · 9:00 am · Public Hearing Room, Guam Congress Building

Bill No. 334-38 (COR)

AN ACT TO REPEAL AND REENACT CHAPTER 14, DIVISION 4, CHAPTER 12, TITLE 8, GUAM ADMINISTRATIVE RULES AND REGULATIONS RELATIVE TO UPDATING INVASIVE SPECIES FEES AND COLLECTION AND ADMINISTRATIVE PROVISIONS., - V. Anthony Ada

NAME	AGENCY/ ORGANIZATION	POSITION	TESTIMONY	CONTACT INFO
1. JOHN SELLECK	PUGG	SUPPORT ☒ OPPOSE ☐	WRITTEN ☐ ORAL ☐	[REDACTED]
2. Chelsea Muna	DOA	SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	
3. Chanel Desamito	DOA	SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	
4. Joseph Cruz	Port Users	SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	[REDACTED]
5. Patrick Gulaon	Port Users	SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	
6. Charles Emshy	PUG	SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	
7. EDWARD T. CRUZ	PUG	SUPPORT ☐ OPPOSE ☐	WRITTEN ☐ ORAL ☐	



June 29, 2026

On behalf of the Port Users of Guam (PUG), which is made up of ocean carriers and other stakeholders that utilize the Port of Guam, we are in favor of the Bill No 334-38 introduced by Vice Speaker Tony Ada to update the Invasive Species Fees and Collections and Administrative provisions.

Initially established to support efforts in mitigating the risk of invasive species entering Guam, Public Law 31-43 set up a fund with the intention of collecting \$2 million to support much-needed services of the Department of Agriculture's Biosecurity Division. The law never intended to charge for transshipment cargo and empty containers and clearly stated that ocean transportation companies shall not be liable for any fees.

Background

The original law, established May 17, 2011, mandated that the fee shall be paid by the person responsible for paying the freight charges to the transportation company. The transportation company shall collect the fee and forward the payment to the Department of Agriculture at the disembarkation port; provided that the transportation company shall not be liable for any fee that is not paid by the person responsible for paying the freight charges to the transportation company.

This approach ensured a broad base of contributions while exempting transshipment cargo and empty containers from additional burdens. The intention was to distribute the cost fairly without placing undue pressure on carriers or the communities they serve. The original collection process stated a fee of \$1.00 per ton, or any fraction thereof, shall be imposed on all freight brought into Guam.

Amendment Overview

On February 25th, 2022, Public Law 36-87 was introduced to amend and simplify the collection process by setting a fixed rate of \$26.00 per Twenty-Foot Equivalent Unit (TEU) and \$2.00 on each revenue ton of breakbulk cargo for ocean carriers alone. This amendment successfully streamlined the implementation for transportation companies while maintaining the original \$2 million funding goal. Keep in mind, air freight was subsequently excluded under the collection scheme.

However, without adequate participation or representation of the transportation companies the amendment now placed the burden of paying on transportation companies which is not what the original law intended. Furthermore, the amendment is subject to being misinterpreted to include transshipment cargo and empty containers as subject to the ISF fee. Again, the original law only meant for cargo being brought into Guam as its final destination.

Consideration for our island neighbors and empty returns

Recent concerns have been raised regarding the exclusion of transshipment cargo and empty containers, as some believe these categories should contribute to the fund.

Transshipment cargo is freight that is not intended to be brought into Guam. Guam is a crucial transshipment hub for the neighboring island communities in the Commonwealth of the Northern Mariana Islands (CNMI), Palau, Federated States of Micronesia (FSM) and Republic of the Marshall Islands (RMI). However, imposing a Guam related fee on their transshipment cargo puts an unfair burden on our island neighbors and provides a disincentive for them to utilize Guam as a hub. Maintaining exemptions for transshipment cargo ensures that we do not impede regional trade or disproportionately impact smaller island communities. A good example of this practice already in place is the treatment of petroleum fuel transshipped from Guam to Micronesia where Liquid Fuel Tax is not being assessed and only applied to fuel being used solely in Guam.

Empty containers come back to Guam after returning from the CNMI, Palau, FSM, RMI have no freight associated with it and therefore do not provide the transportation companies with an entity to collect fee from (i.e. freight company). Any ISF fees imposed on empty returns will be charged to transportation companies but may go unpaid due to the inability to collect from those responsible for paying the freight.

Guam Invasive Species Annual Goal (\$2 million)

Based on our projections, excluding transshipment cargo and empty containers from the collection process, as well as the exemption of the collection of fees from air cargo brought into Guam, will still enable the Department of Agriculture to reach the targeted \$2 million funding as referenced in Attachment 1 "Table 2".

Risk of invasive species

We also wanted to address the notion that the ISF fees should be strictly assigned to all points where the risk of invasive species lies. If this were true, then the burden should be shared with all ports of entry not just the marine Port of Guam, but also with the Guam



International Airport and the public marinas which it currently is not enforced. In a practical sense, the ISF fee and collection methods serves its purpose with certain exemptions in mind including transshipment and empty containers.

Conclusion

We remain committed to protecting Guam's natural resources while considering the broader economic implications for the region. We trust that given the reasons we have laid out, we can all agree that the transshipment and empty containers should not be subject to ISF fees and the fee is the responsibility of the payor of the freight and not ocean transportation companies.

We Thank you for allowing the Port Users Group to provide our input.

Dangkulu na si Yu'us ma'åse',

June 2, 2026

Vice Speaker V. Anthony Ada
Chairperson
Committee on Land, Environment, Agriculture, Housing, Parks, and Infrastructure

I Mina'Trentai Ocho Na Liheslaturan Guåhan
Guam Congress Building
168 Chalan Santo Papa
Hagåtña, Guam 96910

Subject: Request for a Public Hearing on Establishing a Guam Community Pasture
Demonstration Program in Conjunction with the Proposed Estray Livestock Stewardship
Program

Dear Vice Speaker Ada:

Håfa Adai.

I respectfully submit this letter in support of ongoing legislative efforts to modernize Guam's estray livestock laws and to address the growing public safety concerns associated with free-roaming cattle throughout our island.

As an advocate for the programs and purposes of the Chamorro Land Trust Commission (CLTC) and a long-time supporter of agricultural development opportunities for Guam's families, I respectfully request that your Committee consider convening a public hearing to examine the feasibility of establishing a Guam Community Pasture Demonstration Program in partnership with the proposed Estray Livestock Stewardship Program currently under consideration by the 38th Guam Legislature.

The issue of stray cattle presents challenges to public safety, village communities, motorists, landowners, and government agencies. However, it also presents a unique opportunity to develop a practical and sustainable solution that advances agriculture, food security, ranching education, and community participation.

Chapter 75A and Guam Public Law 12-226 have long envisioned agricultural initiatives that can benefit Chamorro Land Trust beneficiaries and the people of Guam. One such initiative is the development of Community Pastures on suitable public lands to support responsible livestock management and subsistence ranching opportunities.

A Community Pasture Demonstration Program could provide:

- Temporary holding and stewardship facilities for estray livestock.
- Cooperative partnerships among the Department of Agriculture, village mayors, CLTC beneficiaries, ranchers, and agricultural organizations.

- Livestock training and education programs in partnership with the University of Guam and USDA.
- Opportunities for youth agricultural programs, beginning ranchers, and family-based livestock enterprises.
- Enhanced food security through increased local livestock production.
- Improved animal welfare and livestock management practices.
- Reduced burden on government agencies responsible for stray livestock response.

I respectfully suggest that the Committee invite testimony from representatives of the Department of Agriculture, the Chamorro Land Trust Commission, the Mayors' Council of Guam, the University of Guam Cooperative Extension Service, USDA representatives, ranchers, farmers, livestock owners, and interested members of the public.

The purpose of such a hearing would be to evaluate how Community Pastures may complement the proposed Estray Livestock Stewardship Program and to identify opportunities for pilot projects, cooperative agreements, and future legislation.

Guam has a unique opportunity to transform a public safety challenge into a long-term agricultural asset that benefits our villages, our ranching community, and future generations.

I respectfully thank you and the members of your Committee for your continued service to the people of Guam and for your consideration of this request.

Si Yu'os Ma'åse' for your leadership and dedication to the advancement of Guam's agricultural future.

Sinceramente,

D. B. Herrera

David B. Herrera

Advocate for Chamorro Land Trust Commission Programs

Community Pasture Initiative

Hagat, Guam

CC: copies to:

- The Speaker of the 38th Guam Legislature.
- The Governor of Guam.
- The Lieutenant Governor of Guam.

- The Chairperson of the Chamorro Land Trust Commission.
- The Director of the Guam Department of Agriculture.
- The President of the Mayors' Council of Guam.
- The President of the University of Guam.
- The Guam State Director of the USDA.



*Territory of Guam
Territorio de Guam*

OFFICE OF THE GOVERNOR
P.O. BOX 10000
AGANA, GUAM 96910

*Recd. 6/14/93
4:40 AM
JS*

**REFER TO
LEGISLATIVE SECRETARY**
JH
JUN 14 1993

The Honorable Joe T. San Agustin
Speaker, Twenty-Second Guam Legislature
155 Hesler Street
Agana, Guam 96910

RECORDS RECEIVED
DATE: 6/14/93
TIME: 11:20 am
BY: SM

Dear Mr. Speaker:

Transmitted herewith is Bill No. 483 which I have signed into law this date as
Public Law 22-18.

Sincerely yours,

Joseph F. Ada
JOSEPH F. ADA
Governor of Guam
220250

Attachment

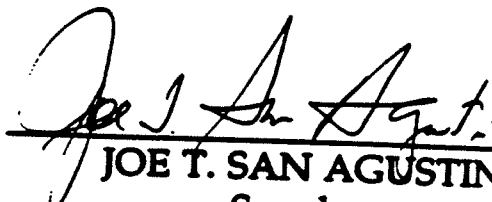


Commonwealth Now!

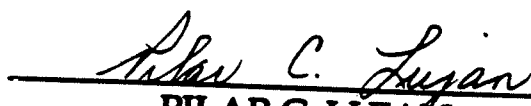
TWENTY-SECOND GUAM LEGISLATURE
1993 (FIRST) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

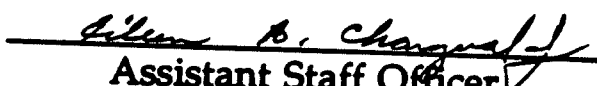
This is to certify that Substitute Bill No. 483 (COR), "AN ACT TO RESERVE GOVERNMENT REAL PROPERTY FOR FUTURE USE BY THE THREE BRANCHES OF GOVERNMENT," was on the 4th day of June, 1993, duly and regularly passed.


JOE T. SAN AGUSTIN
Speaker

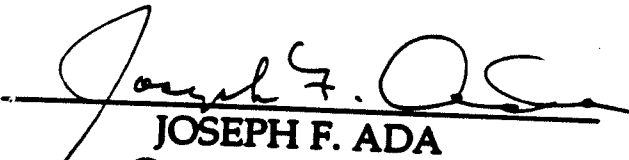
Attested:


PILAR C. LUJAN
Senator and Legislative Secretary

This Act was received by the Governor this 4th day of June
1993, at 5:45 o'clock P.M.


Assistant Staff Officer
Governor's Office

APPROVED:


JOSEPH F. ADA
Governor of Guam

Date: JUN 12 1993

Public Law No. 22-18

**TWENTY-SECOND GUAM LEGISLATURE
1993 (FIRST) Regular Session**

Bill No. 483 (COR)

**As substituted by the Committee on
Housing and Community Development,
as further substituted by the
Committee on Rules, and as amended
by the Committee of the Whole.**

Introduced by:

**E. D. Reyes
T. S. Nelson
T. C. Ada
J. P. Aguon
E. P. Arriola
M. Z. Bordallo
H. D. Dierking
C. T. C. Gutierrez
P. C. Lujan
V. C. Pangelinan
D. Parkinson
J. T. San Agustin
F. R. Santos
D. L. G. Shimizu
J. G. Bamba
A. C. Blaz
D. F. Brooks
F. P. Camacho
M. D. A. Manibusan
T. V. C. Tanaka
A. R. Unpingco**

**AN ACT TO RESERVE GOVERNMENT REAL
PROPERTY FOR FUTURE USE BY THE THREE
BRANCHES OF GOVERNMENT.**

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

1 **Section 1. Legislative findings and intent.** §75104, Title 21, Guam Code
2 Annotated, as amended, specifies that all government of Guam lands
3 excluding all lands dedicated to a specific public use by law, and all lands
4 reserved in accordance with §60105, Title 21, Guam Code Annotated, are
5 designated as available lands for the purposes of the Chamorro Land Trust
6 Commission. The Director of Land Management (the "Director"), as
7 authorized in said §60105, may, with legislative concurrence, reserve
8 government land for the future use of the government of Guam, after having
9 conducted a public hearing on such reservation of lands. Such hearing was
10 held on May 7, 1993, and the Director has transmitted the reservation list for
11 review by the Legislature, which is tasked with the requirement of approving
12 the land reservation list in the form and content it deems appropriate within
13 ninety (90) days of the first meeting of the Chamorro Land Trust Commission.
14 The Commission's first meeting occurred March 16, 1993, thus making June
15 14, 1993 the last date for the Legislature's and the Governor's approval of the
16 land reservation. Failure of the Legislature and the Governor to so enact
17 such an approval measure within the ninety-(90-) day period would cause the
18 placement of all available government lands under the authority of the
19 Chamorro Land Trust Commission for use as Chamorro Homelands.

20 **The process for reserving lands for future government use.** A process
21 for setting aside public lands for public purposes was developed and
22 implemented by the Director, which required several months of intensive
23 data gathering designed to support the recommendations of the Department
24 of Land Management (the "Department"), which were derived from
25 hundreds of hours of development planning and land use analyses. During
26 the course of conducting this review of the government's present use and

1 future needs for public lands, the Legislature's Committee on Housing and
2 Community Development (the "Committee") arrived at several conclusions
3 Firstly, a majority of the government agencies or entities requiring land were
4 ill-equipped and unprepared to present either short- or long- term plans for
5 their respective departments and agencies, and as a means of satisfying the
6 future possibility of needing land, presented unjustified programs aimed at
7 setting aside land now and planning for its productive use later. Second,
8 many agencies did not have, nor could they present, an acceptable notion of
9 what the agency must accomplish today in order to meet the public's growing
10 demand for services in the future. In short, there was a lack of vision and an
11 astounding inability to forecast public needs that lie ahead and how land
12 resources obtained by the agency could be utilized to support such need.
13 Third, the Committee recognized that there was a strong public outcry
14 against allowing any department or agency to reserve lands for future use,
15 particularly when no plans and funding programs existed to support such
16 reservation of land and when the impression of land banking was inherent in
17 the strategy of some departments and agencies. Finally, the Committee was
18 satisfied that, while efforts were now ongoing to satisfy the intent of the
19 Chamorro Land Trust legislation, there was a clear indication that greater
20 policy direction and more human and financial resources need to be allocated
21 to the government's land inventory program through the Department's
22 Geographics and Land Information System. The Department, the Data
23 Processing Division of the Department of Administration, and the Bureau of
24 Planning have made great strides in this area but such technical and
25 professional capability needs to be strengthened in many departments and
26 agencies throughout the government.

1 **Guidelines governing land reservation.** The Committee has adopted
2 several criteria that would guide certain departments and agencies in their
3 efforts to set aside public lands for future needs. The health, safety and
4 education of the general public were the first and foremost criteria in the
5 Committee's review. Secondly, if a government entity could clearly establish
6 that there would be the benefit of direct essential services to the community if
7 land be allocated to the respective requesting agency, there is high probability
8 that such a request would be viewed favorably. The Committee advised all
9 government entities seeking to reserve land that the Chamorro Land Trust
10 Commission, with the assistance of the Legislature, would work with the
11 respective department or agency should the entity need to acquire land after
12 the adoption of the Government of Guam Reserved Lands List contained in
13 this Act. This is not to state that land requests evolving after the
14 implementation of this Act would not be subject to careful scrutiny and
15 thorough consideration by the Commission and the Legislature but rather to
16 stress that a balance of needs can be attained by working through the system.
17 With respect to the issue of reserving land for public purposes in the future,
18 the Legislature would be the appropriate conduit for such requests.

19 **Legislative intent.** It is the intent of the Legislature to satisfy the
20 provisions of the Chamorro Land Trust Act, as amended, by establishing both
21 a balance and a harmony of interests with respect to the allocation and
22 utilization of public lands pursuant to the spirit of the Chamorro Land Trust
23 Act. Further, it is the desire of the Legislature to see the fruition of rational
24 land-use planning as envisioned in Public Law 20-147, an act establishing
25 comprehensive development planning for Guam. Pursuant to the provisions
26 of such public law, government of Guam entities must engage in long-range

1 development planning designed to accommodate the growing and diverse
2 interests of the community and ensure that the welfare of local residents and
3 the quality of their lives are enhanced and protected. It is the intent of the
4 Legislature to allow the public to continue its temporary use of reserved lands
5 placed under the charge of the Department before an agency or department is
6 scheduled to begin construction of a public building or facility on the property
7 so long as such temporary use does not delay, hamper or impede the final
8 development of the land or lands reserved by the respective government
9 entity. In conducting the review of lands reserved for public purposes, the
10 Legislature was inclined to allow certain agencies up to one (1) year to
11 develop a conceptual plan supporting their land reservations and up to three
12 (3) years to develop an integrated implementation plan including
13 architectural/engineering design and the availability of financial resources.
14 Failure by a department or agency to meet such guidelines would cause the
15 agency's reserved land or lands to be added to the Commission's list of
16 available lands. With respect to the designation of lands proposed for future
17 parks, conservation areas, wildlife refuge and natural preserves by any
18 government of Guam or Federal agency, it is the intent of the Legislature that
19 any such designation must receive legislative concurrence through the
20 submission to the Legislature of comprehensively integrated plans by the
21 Departments of Agriculture and Parks and Recreation for adoption by
22 statute.

23 **Section 2. Adoption of the Government of Guam Reserved Lands**
24 **List.** (a) The Government of Guam Reserved Lands List contained in the
25 exhibit annexed to paragraph (b) of this section is hereby adopted, pursuant
26 to the conditions established in this Act.

1 (b) **Government of Guam Reserved Lands List.** See the Exhibit
2 annexed hereto.

3 (c) **Other reserved lands.** The Department shall review all existing
4 public laws covering land transfers, rights-of-way, compensation for land
5 takings and other relevant issues to determine the land which must be made
6 available to satisfy the mandates of those laws. Lands meeting those
7 requirements shall be made a part of the Government of Guam Reserved
8 Lands List set out in the exhibit annexed to Section 2(b) of this Act. In
9 addition, with respect to all those properties identified for such public use
10 which are larger than necessary for the proposed public use, the Department
11 shall identify the surplus lands which shall become part of the Chamorro
12 Homelands. The Department shall complete its research and transmit its
13 findings to the Chamorro Land Trust Commission no later than one (1) year
14 from the effective date of this Act.

15 (d) The government-owned lots listed in Section 2, and described in the
16 attachment entitled "Public Utility Agency of Guam Future Land Use
17 Requirements", are reserved for the Public Utility Agency of Guam ("PUAG"),
18 pursuant to the provisions of this Act.

19 (i) PUAG is authorized to conduct exploratory well drilling
20 activities within the government-owned lots listed in the exhibit
21 annexed to paragraph (b) of this Section 2 and described in the
22 attachment entitled "Public Utility Agency of Guam Future Land Use
23 Requirements".

24 (ii) Upon completion of the exploratory drilling phase, and the
25 determination of viable locations for the development of water wells,
26 an area to comprise 0.06 acres, within the lots described and listed in the

1 said exhibit, shall be transferred to the jurisdiction and management of
2 PUAG.

3 (iii) Any development within a one-thousand- (1,000-) foot radius
4 of the sites designated as water well sites, pursuant to the provisions of
5 this Section 2, shall comply with the provisions of the Guam
6 Environmental Protection Agency's Wellhead Protection Program, or
7 any other applicable land use law.

8 (iv) PUAG is authorized to conduct exploratory well drilling
9 activities within any government property for the purpose of
10 identifying viable water well sites, the identification of which shall
11 subordinate any other uses.

12 (e) Lot No. 3470, located in Sinajaña, consisting of 117.94 acres, is
13 hereby reserved to the government of Guam to provide for Guam's health
14 care needs.

15 **Section 3. Conditions of compliance.** The conditions described in this
16 Section 3 shall apply to any government entity that has reserved land for
17 public purposes:

18 (a) The Department is hereby authorized to allow temporary use of the
19 government real property set out in the exhibit annexed to paragraph (b) of
20 Section 2 of this Act so long as such temporary use does not impede, delay or
21 in any way interfere with the entity's use of the reserved land.

22 (b) Any government entity reserving land under said paragraph (b)
23 shall develop a conceptual plan depicting the property's development within
24 one (1) year from the adoption of the Land Use Masterplan and a supporting
25 financial or funding program within three (3) years therefrom. Before the
26 end of the fourth (4th) year from the adoption of the Land Use Masterplan,

1 the Governor shall, in a comprehensively integrated government-wide
2 masterplan, transmit to the Legislature the compiled long-term program
3 containing the government's overall long-term facilities requirement for
4 approval and adoption by statute. Failure of the Governor to meet the
5 conditions hereby established within the allotted time frame shall cause the
6 lands reserved in said paragraph (b) to revert to the Chamorro Homelands.

7 (c) The Departments of Parks and Recreation and of Agriculture, in
8 conjunction with applicable Federal agencies, shall develop a comprehensive
9 integrated masterplan that clearly identifies, designates and establishes any
10 proposed park, conservation area, wildlife refuge, historic site and natural
11 preserves on government (Federal and local) lands within three (3) years
12 from the date of enactment of this Act for review and concurrence by the
13 Chamorro Land Trust Commission and subsequent submission to the
14 Legislature for adoption by statute, except for parks established under the
15 Subdivision Law. Any Federal or local plan which incorporates present or
16 future Chamorro Homelands or government reserved lands identified in said
17 paragraph (b) of Section 2 of this Act as part of one (1) of its parks,
18 conservation areas, wildlife refuges, or historic or natural preserves shall
19 require the approval of the Chamorro Land Trust Commission and of the
20 Legislature by statute.

21 (d) Any government of Guam agency reserving lands for use under
22 Section 2 of this Act, with the intention of commercially leasing said lands to
23 private interests, may initiate or continue actions to facilitate the commercial
24 leasing of said lands, when it is deemed to be in the public interest; provided,
25 that the revenues realized therefrom shall accrue to the Chamorro Land
26 Trust Commission, and that the lease rates shall reflect fair market values.

1 Final approval for the leasing of any lands identified in Section 2 of this Act
2 shall require the concurrence of the Legislature by statute.

3 Section 4. Subparagraph (d) of §75107 of Chapter 75, Title 21, Guam
4 Code Annotated, is hereby amended to read as follows:

5 "(d) Upon direction by statute from the Legislature, the
6 Commission shall release to the department any unleased available
7 land designated for a public purpose. Such land will no longer be
8 considered to be Chamorro Homelands."

9 Section 5. Subparagraph (a) of §75104 of Chapter 75, Title 21, Guam
10 Code Annotated, is hereby amended to read as follows:

11 "(a) All government lands excluding (1) all lands dedicated to a specific
12 public use by law, and (2) all lands reserved in accordance with §60105 of this
13 Title which reservations are submitted to and concurred in by the Legislature
14 within ninety (90) days of the enactment of this Chapter, are hereby
15 designated as available lands."

16 Section 6. §75105 of Chapter 75, Title 21, Guam Code Annotated, is
17 hereby amended by adding a new subsection (g) to read as follows:

18 "(g) The Commission shall utilize Lot No. 382-R1, Inarajan, containing
19 an area of 304.76 acres and being Chamorro Homelands, only for affordable
20 housing."

21 Section 7. Adjustment of land areas and property exchanges for the
22 Ordot landfill. The Legislature finds that the value of the private properties
23 surrounding the Ordot landfill have been diminished by the noxious nature of
24 the landfill, and thus the exchanges of properties at the Ordot landfill as
25 authorized by the exhibit annexed to Section 2(b) of this Act shall not require
26 that each be on a value-for-value basis, and the Department is hereby

1 directed to adjust the respective areas of the properties to be exchanged to
2 equitably treat the private property owners whose land values were
3 adversely affected by the landfill.

4 **Section 8. Caveat re possible reversion of Chamorro homelands to the**
5 **United States.** The Department shall within ninety (90) days from the date of
6 enactment of this Act, identify all those parcels of government land, whether
7 Chamorro Homelands or reserved for government use, which are possibly
8 subject to reversion to the United States of America because of alleged failure
9 to comply with the conditions of the grant of such lands to the government of
10 Guam. (Document 25219, Land Transfer from the United States of America
11 to the Government of Guam, dated March 30, 1953.) When such lands are so
12 identified, any documents transferring them to the Chamorro Land Trust
13 Commission or to any other agency given jurisdiction over them shall contain
14 a reference to such possibility of reversion. The Legislature finds that forty
15 (40) years have passed since the grant to the government of Guam of such
16 formerly Federal lands, that a number of programs providing government
17 land to Guam's residents who lost land as a result of Federal land takings
18 have been implemented over the years, and that no action has been taken by
19 the United States of America to find that the conditions of the grant have not
20 been met. The Legislature therefore further finds that the reversion of such
21 land to the United States is no longer possible. Accordingly, when the
22 Department completes its identification of the lands possibly subject to such
23 reversion, it shall so notify the Governor of Guam, who shall then issue his
24 proclamation and declaration to the effect that the government of Guam has
25 concluded that no possibility of reversion of such lands to the United States of
26 America still exists.

1 **Section 9. Inarajan lot transfers.** The land exchanges for the Inarajan
2 seashore as authorized by the exhibit annexed to Section 2(b) of this Act are in
3 compliance with the provisions of Public Law 17-49. Attached to this Act is a
4 schedule setting out the lot numbers of the private lands which are to be
5 exchanged under such public law. Such list is attached to identify the lands of
6 those who are authorized to make such exchanges, but because of the passage
7 of time, it might well be that the names of persons who should be authorized
8 under such public law to make such exchanges have been inadvertently
9 overlooked, in which case the Department, after investigating the individual
10 claim of any such person not so listed and being satisfied that such person
11 should have been listed, shall add the name of such person to the approved
12 list. Additionally, any person listed who has already made an exchange shall
13 not be deemed eligible for an additional exchange. Finally, a number of years
14 having passed since the enactment of the public law, the persons listed for a
15 land exchange may, if they so elect, exchange their properties for available
16 government land in a municipality other than Inarajan.

**EXHIBIT to Section 2(b)
GOVERNMENT OF GUAM RESERVED LANDS LIST**

DEPARTMENT/AGENCY	PROPOSED FACILITY	VILLAGE	LOT NO.	TOTAL ACRES	COMMIT RESERV
1 Department of Education	Astumbo Elementary School	Dededo	10122-R18	424	35
2	Astumbo Middle School	Dededo	10122-R18	424	35
3	Middle School	Chalan Pago	3470	117.94	35
4	Elementary School	Inarajan	380	138.8	35
5	Middle School	Merizo	523	828.71	35
6	Elementary School	Agat	480	202.45	35
7	Central High School	Agana Heights	3463	38.83	38.83
8 Guam Memorial Hospital Authority	Acute Care Hospital	Sinajafa	3470	117.94	35
9	Long Term Care Facility	Inarajan	380	138.8	5
10 Department of Mental Health & Substance Abuse	Adult Residential Treatment Facility	Chalan Pago	3470	117.94	5

GOVERNMENT OF GUAM RESERVED LANDS LIST

	DEPARTMENT/AGENCY	PROPOSED FACILITY	VILLAGE	LOT NO.	TOTAL ACRES	COMMITTEE RESERVED
1		Children's Residential Treatment Facility	Chalan Pago	3470	117.94	10
2		Crisis Center	Chalan Pago	3470	117.94	2
3	Department of Public Health and Social Services	Homeless Shelter	Chalan Pago	3470	117.94	2
4		Children's Foster Home	Chalan Pago	3470	117.94	2
5		Public Health Facility	Chalan Pago	3470	117.94	4
6		Senior Nursing Home	Dededo	10122-R18	424	7
7		Satellite Office	Agat	252-1	15.6	1
8		Tano Manamko	Dededo	10122-R18	424	5
9		Elderly Facility	Inarajan	Tract 3621	6	3
10		Trankilidat il	Dededo	10122-R18	424	6
11	Civil Defense	Alternate Emergency Operating Center	Umatac	508-R1	870.23	

GOVERNMENT OF GUAM RESERVED LANDS LIST

	DEPARTMENT/AGENCY	PROPOSED FACILITY	VILLAGE	LOT NO.	TOTAL ACRES	COMMITTEE RESERVED
1	Guam Housing Corporation	Housing Units	Mangilao	5402-R5NEW-R1	255.32	250
2	Guam Fire Department	Fire Station Relocation	Inarajan	Tract 3621	6	2
3		Fire Station Relocation	Agat	266-1-R1	77	2
4		Fire Station	Chalan Pago	3318	12.90	2
5	Guam Police Department	Police Station	Inarajan	Tract 3621	6	2
6		Police Station	Agat	266-1-R1	77	2
7		Sagan Policia	Yigo	7054-4	3.5	2
8		Sagan Policia	Chalan Pago	3318	12.90	2
9	Public Utility Agency of Guam	Reservoir	Dededo	5380-R2	16.29	.5
10		Sewer Treatment Plant	Chalan Pago	3420	12.31	12.31
11		Sewer Pump Station	Dededo	10171	96.47	
12		Sewer Pump Station	Chalan Pago	3471	.69	.69

GOVERNMENT OF GUAM RESERVED LANDS LIST

	DEPARTMENT/AGENCY	PROPOSED FACILITY	VILLAGE	LOT NO.	TOTAL ACRES	COMMITTEE RESER
1	Public Utility Agency of Guam (cont'd)	Reservoir	Agat	473	54.46	.5
2		Reservoir	Yigo	7116-1-R2	12.44	.5
3		Reservoir	Asan	469-R1	71.07	1
4		Reservoir	Inarajan	Est-324	476.5	1
5		Reservoir	Yofia	400-1-R1	479.97	1
6		Reservoir	Talofofo	421	79.63	.5
7		Reservoir	Asan	495	63.71	1
8		Water Dam	Merizo	523	828.71	130
9		Sewer Treatment Plant	Mangilao	5403	117.94	29
10		Booster Pump Station	Inarajan	1361-1-B-R1	.55	.25
11		Reservoir	Yigo	7150-R4NEW-2	5.73	1
12		Reservoir	Asan	300-D	.14	.14
13		Reservoir	Agaña	2062-PART-2	1.65	.5

GOVERNMENT OF GUAM RESERVED LANDS LIST

	DEPARTMENT/AGENCY	PROPOSED FACILITY	VILLAGE	LOT NO.	TOTAL ACRES	COMMI RESER
1	Public Utility Agency of Guam (cont'd)	Reservoir	Agat	439-R1	287.27	.5
2		Reservoir	Agat	350-R4	146.68	.5
3		Reservoir	Yofia	153	22.63	1
4		Booster Pump Station	Yofia	166-REM	5.09	.25
5		Booster Pump & Reservoir	Umatac	275	842.68	1
6		Booster Pump Station	Piti	286	152.49	.23
7	University of Guam/Department of Agriculture/Department of Parks and Recreation	Marine Lab Expansion, Conservation Reserve & Prehistoric Site	Mangilao	5397	161.68	161.68
8		Aquarium	Yofia	198	110.66	110.66
9	Department of Public Works	Rock Quarry	Dededo	10120-R16	535.81	60
10		Rock Quarry	Inarajan	382-R1	304.76	10
11		Bypass Route 16/Airport Road	Barrigada	5230	9.40	1
12		Bypass Route 16/Airport Road	Barrigada	5380-1	1.77	1.77

GOVERNMENT OF GUAM RESERVED LANDS LIST

DEPARTMENT/AGENCY	PROPOSED FACILITY	VILLAGE	LOT NO.	TOTAL ACRES	COMMI RESER
1 Department of Public Works (cont'd)	Bypass Route 16/Land Exchange	Barrigada	162	5.04	2.61
2	Inarajan Village Bypass	Inarajan	8	13.2	13.2
3	Umatac Village Bypass	Umatac	269/Tract 3241	3.3/3.3	3.3/3.3
4	Merizo Village Bypass	Merizo	505	18.4	18.4
5	Solid Waste Transfer Station	Merizo	478	4.8	4.8
6	Highway Maintenance Satellite Station	Chalan Pago	3319	7.8	1
7	Satellite Bus Station	Barrigada	5382	2	2
8	Satellite Bus Station	Yigo	7054-1	2	2
9	Satellite Bus Station	Agat	480	2	2
10	Solid Waste Transfer Station	Yigo	7116-1-R2	13	4
11 Guam Contractors License Board	Office	Yofia	198	110.66	0
12 Guam Energy Office	Energy House	Mangilao	5412	98.7	2
13 Guam Museum Board	Museum	Agaña	2062 Part I	38	6

GOVERNMENT OF GUAM RESERVED LANDS LIST

	DEPARTMENT/AGENCY	PROPOSED FACILITY	VILLAGE	LOT NO.	TOTAL ACRES	COMMITTEE RESERVED
1	Guam Territorial Library	Library	Dededo	10148	120.84	.3
2		Library	Barrigada	2323-2-R3	20.80	.3
3		Library	Chalan Pago	3318	12.9	.3
4		Library	Piti	189	17.95	.3
5		Library	Inarajan	380	138.8	.3
6	Department of Land Management	Veterans of Foreign Wars Memorial	Agat	266-1-1	2.72	2.72
7		Land Exchange for Lot No. 104-B11	Inarajan	131	4.42	2
8		Cultural Center	Agat	480	202.45	20
9		Cultural Center	Dededo	10120-R16	535.81	20
10		Land Exchange for Lots Nos. 189-1NEW-4 and 189-1NEW-R6	Agat	189-B-R2	.62	.62
11		Land Exchange for Lots Nos. 189-1NEW-4 and 189-1NEW-R6	Agat	189-B-1	.62	.62
12		Land Exchange for Lot No. 1266-2-REMNEWNEW	Agaña	1-1	.34	.06

GOVERNMENT OF GUAM RESERVED LANDS LIST

	DEPARTMENT/AGENCY	PROPOSED FACILITY	VILLAGE	LOT NO.	TOTAL ACRES	COMMIT RESER
1	Department of Land Management (cont'd)	Land Exchange for Lot No. 268	Merizo	513	.61	.61
2		Land Exchange for Lot No. 5149-2-1	Dededo	5380-2	5	5
3		Land Exchange with Jose C. Lujan	Dededo	10119-10-1	3.4	3.4
4		Guam Veterans Memorial Center	Santa Rita	289	620	10
5		Senior Citizens Center	Chalan Pago	3318	12.9	4
6		Land Exchange	Dededo	10120-R16	535	70
7		Land Exchange Seashore	Inarajan	380	138.80	30
8		U.S. Postal Service (pursuant to Public Law 21-108)	Dededo	5, 6, and 7 Tract 107C	4.5	4.5
9		U.S. Postal Service (pursuant to Public Law 21-108)	Agat	480	202.45	4.5
10		UOG Post Office	Mangilao	2288-1-1-1	.23	.06
11		Temporary Post Office	Tamuning	5173 NEW-2-R1	6.33	
12		Southern Sports Complex	Agat	477	26.5	26.5

GOVERNMENT OF GUAM RESERVED LANDS LIST

DEPARTMENT/AGENCY	PROPOSED FACILITY	VILLAGE	LOT NO.	TOTAL ACRES	COMMI RESER
1 Department of Agriculture	Conservation & Natural Preserve			3,449	0
2 Department of Parks and Recreation	Parks, Conservation & Natural Preserve			4,794	0
3	Speedway Park	Santa Rita	289	620	50
4 Guam Economic Development Authority	Hospital Point Development	Tamuning	5173-1-R2-NEW	53	0
5 Guam Airport Authority	Water Reservoir	Barrigada	5382	42.04	1
6 Guam Power Authority	Consolidate Operations	Mangilao	5412	98.7	15
7 Guam Telephone Authority	Motor pool	Chalan Pago	3319	7.8	1
8	Mt. Sasalaguan Cellular Repeater	Inarajan	508-1	.52	.52
9	Agat/Umatat/Merizo Cellular Repeater	Umatat	269	104.33	.23
10	Inarajan Cellular Repeater	Inarajan	323-REM	374.40	.23
11	Remote Switch	Barrigada	5402-R5	272.50	
12	Remote Switch	Dededo	10119-13NEW	1	.25
13	Remote Switch	Chalan Pago	3395-2NEW	1	.25

GOVERNMENT OF GUAM RESERVED LANDS LIST

DEPARTMENT/AGENCY	PROPOSED FACILITY	VILLAGE	LOT NO.	TOTAL ACRES	COMMITTEE RESERVED
1 Mayors' Council				107	0
2 LEGISLATIVE BRANCH	Off-Site Parking Lot	Agaña	87-5-R1	14.5	4
3 EXECUTIVE BRANCH	Government of Guam Southern Public Service Center	Merizo	141-1	13	13
4 JUDICIARY BRANCH	Lower Court	Agat	480	202.45	2
5	Lower Court	Dededo	10119-11	4	2

**Attachment to Section 2(d) of Bill No. 483
PUBLIC UTILITY AGENCY OF GUAM
FUTURE LAND USE REQUIREMENTS**

	LAND USAGE	LOT NO.	DLM NO. OF ACRES	PUAG NO. OF ACRES	MUNICIPALIT VILLAGE
1	Well	3323-1	0.06	0.06	M10/Sinajafia
2	Well	10125-2	0.06	0.06	M05/Dededo
3	Well	10129-1	0.06	0.06	M05/Dededo
4	Well	10125-1-1	0.06	0.06	M05/Dededo
5	Well	10120-3	0.06	0.06	M05/Dededo
6	Well	10125-3	0.06	0.06	M05/Dededo
7	Well	10120-7	0.06	0.06	M05/Dededo
8	Well	7116-1-2-1	0.06	0.06	M13/Yigo
9	Well	10120-R16	0.06	0.06	M05/Dededo
10	Well	7116-3	0.06	0.06	M13/Yigo
11	Wells	7055	29.16	29.16	M13/Yigo
12	Well	10140-R1	0.06	0.06	M05/Dededo
13	Well	5380-R2	0.06	0.06	M04/Barrigada
14	Well	286	0.50	0.50	M09/Piti
15	Well	7116-1-1	0.56	0.56	M13/Yigo
16	Well	5369-1-7	0.06	0.06	M04/Barrigada
17	Well	10122-R18	0.50	0.50	M05/Dededo
18	Well	7116-5	0.06	0.06	M13/Yigo
19	Well	7116-1-2-R2	0.06	0.06	M13/Yigo
20	SUBTOTAL WELLS:		31.62	31.62	

SCHEDULE TO SECTION 9 OF BILL NO. 483

LOT NO.		LOT NO.		LOT NO.	
1.	88, Block 9	25.	3434 (partial taking)	49.	5 (Tract No. 198)
2.	88-1	26.	3390-2NEW-1	50.	6 (Tract No. 198)
3.	89	27.	3390-2NEW-2	51.	33 (Tract No. 198)
4.	90	28.	3390-2NEW-R2	52.	34 (Tract No. 198)
5.	91	29.	3390-1	53.	35 (Tract No. 198)
6.	92	30.	3284-R1	54.	36 (Tract No. 198)
7.	93	31.	3283 (partial taking)	55.	37 (Tract No. 198)
8.	94	32.	3282-1	56.	38 (Tract No. 198)
9.	94	33.	3282-2	57.	39 (Tract No. 198)
10.	95, Block 10	34.	3282-3	58.	450-R4 (partial taking)
11.	96, Block 10	35.	3282-4		
12.	97, Block 11	36.	3282-5		
13.	98	37.	3282-6		
14.	99	38.	3282-7		
15.	101	39.	3282-8		
16.	102	40.	3282-9		
17.	103	41.	3282-R10		
18.	104	42.	3282-10R/W		
19.	105, Block 11	43.	3280-2		
20.	107	44.	1 (Tract No. 198)		
21.	108	45.	2-1 (Tract No. 198)		
22.	109	46.	R1 (Tract No. 198)		
23.	111-1	47.	3 (Tract No. 198)		
24.	3390-R2	48.	4 (Tract No. 198)		

TWENTY-SECOND GUAM LEGISLATURE

1993 (FIRST) Regular Session

Date: 6/4/93

VOTING SHEET

Bill No. 483

Resolution No. _____

Question: _____

NAME	AYE	NO	NOT VOTING/ ABSTAINED	ABSENT/ OUT DURING ROLL CALL
ADA, Thomas C.	✓			
AGUON, John P.	✓			
ARRIOLA, Elizabeth P.	✓			
BAMBA, J. George	✓			
BLAZ, Anthony C.	✓			
BORDALLO, Madeleine Z.	✓			
BROOKS, Doris F.	✓			
CAMACHO, Felix P.	✓			
DIERKING, Herminia D.	✓			
GUTIERREZ, Carl T. C.	✓			
LUJAN, Pilar C.	✓			
MANIBUSAN, Marilyn D. A.	✓			
NELSON, Ted S.	✓			
PANGELINAN, Vicente	✓			
PARKINSON, Don	✓			
REYES, Edward D.	✓			
SAN AGUSTIN, Joe T.	✓			
SANTOS, Francisco R.				✓
SHIMIZU, David L. G.	✓			
TANAKA, Thomas V. C.	✓			
UNPINGCO, Antonio R.	✓			

TOTAL

20 _____ _____ 1

Senator Edward D. Reyes

Chairman

Committee on Housing and Community Development Twenty-Second Guam Legislature

228 Archbishop Flores St.
Agana, Guam 96910

Tel: (671) 472-3453 ~ 4
Fax: (671) 477-6338

May 28, 1993

SPEAKER JOE T. SAN AGUSTIN
Twenty-Second Guam Legislature
155 Hesler St.
Agana, Guam 96910

Dear Mr. Speaker:

The Committee on Housing and Community Development, to which was referred **BILL NO. 483** [An Act to Reserve Government Real Property for Future Use by the Three Branches of Government.], wishes to report back to the Legislature with its recommendation to pass Bill No. 483. as substituted by the Committee. The voting record is as follows:

TO PASS	<u>6</u>
NOT TO PASS	<u>0</u>
ABSTAIN	<u>1</u> [to report out only]
TO PLACE IN INACTIVE FILE	<u>0</u>

Copies of the Committee Report and other pertinent documents are attached.

Your attention to this matter is greatly appreciated.


EDWARD D. REYES

Attachments

Senator Edward D. Reyes

Chairman

Committee on Housing and Community Development Twenty-Second Guam Legislature

228 Archbishop Flores St.
Agana, Guam 96910

Tel: (671) 472-3453 ~ 4
Fax: (671) 477-6338

May 27, 1993

MEMORANDUM

TO: Members

FROM: Chairman

SUBJECT: Committee Report - Bill No. 483, As Substituted by the Committee: "An Act to Reserve Real Property for Future Use by the Three Branches of Government."

Transmitted herewith for your information and action is the Committee on Housing and Community Development's Report on the subject Bill.

The narrative report is accompanied by the following:

1. Original Bill No. 483
2. Bill No. 483, as substituted;
3. Committee on Housing and Community Development Voting Sheet;
4. Written Testimony and Sign-in Sheet
5. Public Hearing Notice.

Should you have any questions on the narrative report or the accompanying documents, I would be most happy to answer any of them.

Please take the appropriate action on the attached voting sheet and return the documents to my office for transmittal to the other members.

Your attention and cooperation in this matter is greatly appreciated.

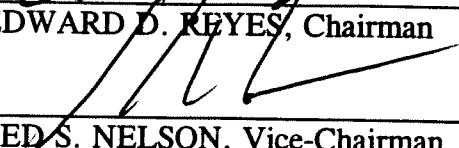
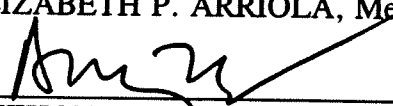
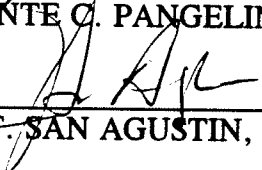


EDWARD D. REYES

Attachments.

COMMITTEE ON HOUSING AND COMMUNITY DEVELOPMENT
22nd Guam Legislature

Bill No. 483, as substituted by the Committee - An Act to Reserve Government
Real Property for Future Use by the Three Branches of Government.

	TO PASS	NOT TO PASS	ABSTAIN	INACTIVE FILE
 EDWARD D. REYES, Chairman	☒	☐	☐	☐
 TED S. NELSON, Vice-Chairman	☒	☐	☐	☐
 THOMAS C. ADA, Member	☒	☐	☐	☐
 ELIZABETH P. ARRIOLA, Member	☒	☐	☐	☐
 ANTHONY C. BLAZ, Member	☐	☐	☒ To report out only	☐
FELIX P. CAMACHO, Member	☐	☐	☐	☐
MARILYN D.A. MANIBUSAN, Member	☐	☐	☐	☐
 VICENTE C. PANGELINAN, Member	☒	☐	☐	☐
 JOE T. SAN AGUSTIN, Ex-Officio Member	☒	☐	☐	☐
FRANCISCO R. SANTOS, Member	☐	☐	☐	☐

**18 GAR LAND MANAGEMENT
CH. 6A CHAMORRO LAND TRUST COMMISSION**

CHAPTER 6A

**SENATOR PAUL BORDALLO
RULES AND REGULATIONS FOR
CHAMORRO LAND TRUST COMMISSION
EFFECTIVE FEBRUARY 9, 2022**

SOURCE: Entire chapter added by P.L. 36-076:3 (Feb. 9, 2022), pursuant to the authority granted by 21 GCA § 75A103.

2022 NOTE: To avoid confusion with the existing Chapter 6 of Title 18 GAR, this Chapter 6A has been designated as “Senator Paul Bordallo Rules and Regulations for Chamorro Land Trust Commission Effective February 9, 2022” by the Compiler.

P.L. 35-112:4 (Dec. 10, 2020) stated:

Section 4. The Senator Paul J. Bordallo Rules and Regulations for the Chamorro Land Trust Commission enacted pursuant to 21 GCA Chapter 75 are hereby enacted as rules and regulations applicable to 21 GCA Chapter 75A, except where inconsistent. The Chamorro Land Trust Commission shall modify said rules and regulations as well as any sub-regulatory rules, policies, practices, or guidance as necessary to be consistent with 21 GCA Chapter 75A, as enacted by this Act.

This provision was amended by P.L. 36-076:3 (Feb. 9, 2022), which stated:

Section 4. Notwithstanding any other provision of law, a new Chapter 6A of Title 18, Guam Administrative Rules and Regulations, is hereby enacted as the rules and regulations applicable to Chapter 75A of Title 21, Guam Code Annotated which shall mirror the existing Chapter 6 of Title 18, Guam Administrative Rules and Regulations, the Senator Paul J. Bordallo Rules and Regulations for the Chamorro Land Trust Commission, except as provided in this Act. The new Chapter 6A of Title 18, Guam Administrative Rules and Regulations, and amendments may be codified and renumbered by the Compiler of Laws.

- § 6A101. Authority and Purpose.
- § 6A102. The Commission.
- § 6A103. The Management.
- § 6A104. Definitions.
- § 6A105. Application for Leases: Forms.
- § 6A106. Application for Leases: Qualification of applicants.
- § 6A107. Application for Leases: Application processing.

18 GAR LAND MANAGEMENT
CH. 6 CHAMORRO LAND TRUST COMMISSION

- § 6A108. Application for Leases: Residential tract applications.
- § 6A109. Application for Leases: Agricultural tract applications.
- § 6A110. Application for Leases: Village and island-wide waiting lists.
- § 6A111. Application for Leases: Contract for award; priority.
- § 6A112. Application for Leases: Transfer of application rights.
- § 6A113. Application for Leases: Posting lessee awards.
- § 6A114. Application for Leases: Applicant current information.
- § 6A115. Leases to Eligible Beneficiaries: Residential tract leases; awards.
- § 6A116. Leases to Eligible Beneficiaries: Awards; when, order. Agricultural tract leases.
- § 6A117. Leases to Eligible Beneficiaries: Award of lease; lessee's performance.
- § 6A118. Leases to Eligible Beneficiaries: Awards to occupants of homelands; when.
- § 6A119. Leases to Eligible Beneficiaries: Agricultural tract leases.
- § 6A120. Leases to Eligible Beneficiaries: Residence permitted on agricultural lot.
- § 6A121. Leases to Eligible Beneficiaries: Livestock and crops.
- § 6A122. Leases to Eligible Beneficiaries: Lease cancellation.
- § 6A123. Leases to Eligible Beneficiaries: Commercial leases.
- § 6A124. Conditions in Leases: Additional conditions generally.
- § 6A125. Conditions in Leases: Industrial or commercial activities.
- § 6A126. Conditions in Leases: Building requirements.
- § 6A127. Conditions in Leases: Contracts covering leased lands.
- § 6A128. Conditions in Leases: Transfer of leases.

18 GAR LAND MANAGEMENT
CH. 6 CHAMORRO LAND TRUST COMMISSION

- § 6A129. Conditions in Leases: Occupancy and other requirements.
- § 6A130. Conditions in Leases: Sublease prohibited.
- § 6A131. Loans and Funds.
- § 6A132. Successors to Lessees: Designation of successors.
- § 6A133. Successors to Lessees: Reversion to the commission.
- § 6A134. Successors to Lessees: Notice to successors.
- § 6A135. Successors to Lessees: Appraisals.
- § 6A136. Successors to Lessees: Payments
- § 6A137. Successors to Lessees: Cancellation and surrender.
- § 6A138. Community Pastures: Location of community pastures.
- § 6A139. Community Pastures: Records.
- § 6A140. Community Pastures: Responsibilities.

§ 6A101. Authority and Purpose.

(a) Authority. Pursuant to the mandate of Public Law 12-226, now codified as Chapter 75 of Title 21, Guam Code Annotated, these rules and regulations are promulgated as authorized by § 75103 of Chapter 75, Title 21, Guam Code Annotated, to govern the implementation and administration of Chamorro Land Trust property programs.

(b) Purpose. These rules and regulations set forth the necessary procedures with respect to lease applications;

(1) to set out in detail the standards of eligibility;

(2) to provide for methods of inspection and review, as well as a system of notice and hearing prior to lease revocation; and

(3) generally, to provide for certain requirements necessary to meet the goals and objectives of the Chamorro Land Trust property programs.

(c) Legislative Amendment. Pursuant to the mandate of Section 4 of Public Law 35-112, the Chamorro Land Trust Commission has adopted and modified the Senator Paul J.

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Bordallo Rules and Regulations, codified as 18 GARR Chapter 6, in a new Chapter 6A, to be consistent with and applicable to 21 GCA Chapter 75A as enacted by Public Law 35-112.

§ 6A102. The Commission.

(a) Mission of Trustees. The Commission members, as trustees, shall:

(1) act exclusively in the interest of beneficiaries under the Act;

(2) hold and protect the trust property for beneficiaries under the Act;

(3) maintain and uphold their fiduciary responsibilities to the beneficiaries, and exercise such care and skill as a person of ordinary prudence would exercise in dealing with one's own property in the management of Chamorro Land Trust property; and

(4) adhere to the terms of the trust as set forth in the Act.

(b) Offices. The Commission offices are located at Buildings 903, 905, and 907, *Tiyan Barrigada*, Guam or whatever successor office it might relocate to in the future.

(c) Mailing Address. P.O. Box 2950, Hagåtña, Guam 96910.

(d) Contact Numbers. Telephone: (671) 475-4251-8; Fax: (671) 477-8082.

(e) Hours. The offices of the Commission shall be open from 8:00 a.m. to 5:00 p.m., Monday through Friday, and provide for flexible hours as determined by the Commission for the convenience of the public.

(f) Personnel. All personnel on the Commission's staff are under the direction of and are responsible to the Director. The Director, subject to law and civil service rules, shall select and discharge personnel for the Commission's staff. The Commission shall be informed of all changes in staff personnel.

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(g) Absence, Disability of Director. Whenever the Director is absent or disabled from performing the duties of his office, the Deputy shall assume the duties of the Director.

2022 NOTE: Reference Agana replaced with Hagåtña pursuant to P.L. 24-152 (Apr. 8, 1998).

§ 6A103. The Management.

(a) Director to sign for commission. All orders and other action of the commission shall be authenticated or signed by the director. The director shall approve and sign all vouchers and assignment of funds to be received under tract leases. After approval of the commission, the director shall sign all licenses, leases, loan contracts, personnel actions, procurement and purchase forms, contracts with other governmental agencies and commission resolutions. The Chairperson of the Commission shall countersign on behalf of the Commission where approval of the Commission is required.

(b) Director responsible for administration. The director shall have full charge of and responsibility for the administration and execution of all actions approved by the commission and in effectuating commission policy.

§ 6A104. Definitions.

As used in these rules and regulations:

(a) *Administrative Adjudication Law* means Chapter 9 of Title 5, Guam Code Annotated.

(b) *Agricultural tract* means Chamorro Land Trust property with an area of not less than one quarter (0.25) acre, nor more than twenty (20) acres.

(1) Subsistence agriculture means the production of crops for home consumption on an agricultural tract

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with an area of not less than one quarter (0.25) acre, nor more than one half (0.50) acre.

(2) Commercial agriculture means the production of crops for commercial sale on an agricultural tract with an area of not less than one half (0.50) acre.

(c) *Agricultural use* means the use of Chamorro Land Trust property and improvements for farming purposes.

(d) *Chamorro Land Trust property* means all lands given the status of Chamorro Land Trust property under the provisions of § 75105 of Chapter 75 and § 75A105 of Chapter 75A, Title 21, Guam Code Annotated.

(e) *Chamorro Land Trust Act* or *the Act* means the policy for management and disposition of Chamorro Land Trust property and related programs found in Chapter 75A of Title 21, Guam Code Annotated, or any part thereof.

(f) *Commission* means the Chamorro Land Trust Commission established by § 75102 of Chapter 75 and § 75A102 of Chapter 75A, Title 21, Guam Code Annotated.

(g) *Director* means the Administrative Director of the Chamorro Land Trust Commission established by § 75102 of Chapter 75 and § 75A102 of Chapter 75A, Title 21, Guam Code Annotated.

(h) *Eligible beneficiary* means any person regardless of race, color, or national origin:

(1) whose land was acquired by the United States government between 1898 and 1968, or descendants of such person; or

(2) who occupied, farmed, or ranched land for residential or agricultural purposes for at least one (1) year immediately prior to that land being acquired by the United States government between 1898 and 1968, or descendants of such person; except, that if the person occupied, farmed, or ranched the land on or after December 8, 1941, and the land was acquired at any time after that date and up to 1950, the one (1)-year

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tenure need not have occurred immediately prior to acquisition by the United States government.

(i) Residential tract means Chamorro Land Trust property with an area of not less than ten thousand (10,000) square feet nor more than one (1) acre, or such other area which may be specified by zoning, subdivision, or environmental policies.

(j) Residential use means the use of Chamorro Land Trust property and improvements for the purposes of the primary domicile of the applicant.

§ 6A105. Application for Leases: Forms.

Forms. Beginning on November 1, 1995, subject to approval of the Rules and Regulations, applications for residential or agricultural leases shall be made on forms, consistent with the Act and these rules and regulations, provided by the commission and shall be made under oath. Falsification of a material fact for the purposes of making the applicant qualified on an application form shall be grounds for removal of the applicant's name from the waiting list, or cancellation of any lease awarded the applicant, and may subject the applicant to liability for perjury. The Chamorro Land Trust Commission shall publish, at least three (3) times in a daily newspaper of general circulation, notice of the November 1, 1995, initial date for receiving applications.

§ 6A106. Application for Leases: Qualification of Applicants.

(a) Applicants for residential or agricultural tract leases shall provide the Commission with documented proof that the applicant is:

- (1) at least eighteen (18) years of age; and
- (2) an eligible beneficiary.

(b) The Commission shall accept all completed applications for residential or agricultural tracts from eligible beneficiaries who are at least eighteen (18) years old.

(c) In addition to the qualifications required in Subsection (a) of this Section, a person applying for an agricultural lease may be

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required to comply with § 6A121 before a lease award can be made.

§ 6A107. Application for Leases: Application processing.

(a) Applications shall be dated and signed by the applicant and by an authorized commission representative. The commission shall acknowledge in writing receipt of all properly completed applications. An incomplete application shall be returned to the applicant with instructions necessary to properly complete the application. Completed applications shall be time stamped, and if accepted, assigned a numerical designation, and filed in the order of receipt. Additions, corrections or deletions may be made only with the approval of the applicant and the director. A copy of the application shall be made available to the applicant. Except as otherwise provided in this chapter, a numerical designation shall not be reassigned to any other person. The applicant shall pay a one-time processing fee of \$50.00 to the commission within 30 days from application submittal.

(b) Within thirty (30) days after the submission and filing of the completed application and all such other documents as the Commission shall require of the applicants, and any investigation the Commission shall require of the applicants, and any investigation the Commission may conduct, the Director shall make a determination as to whether the applicant qualifies as an applicant. Such determination shall be based upon the application form, birth, marriage, and death certificates, the documentation required by 21 GCA, § 75A101.2, and any investigation the Commission may conduct consistent with the Act and these rules and regulations. An applicant who disagrees with any action taken by the Commission shall have thirty (30) days from receipt of written notice of such action within which to petition the Commission for appearance before the next regular meeting of the Commission concerning the action taken on the application, at

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which time the Commission shall hear and review the application and it shall make an independent decision on the matter.

§ 6A108. Application for Leases: Residential tract applications.

Applications for residential tract leases shall be made for one lot only. One island-wide residential tract waiting list shall be maintained.

§ 6A109. Application for Leases: Agricultural tract applications.

For application purposes, the commission shall establish and maintain an island-wide waiting list for designated agricultural tracts.

§ 6A110. Application for Leases: Village and island-wide waiting lists.

(a) Applicants will be placed on the respective island-wide residential and/or agricultural tract waiting list in the order specified in § 6107(a) and § 6A107(a).

(b) In the event a new residential subdivision is opened, applicants on the island-wide waiting list shall be considered for award in accordance with § 6116 and § 6A116.

(c) An applicant who is awarded a lot shall be able to decline lots in two (2) different villages. After declining a third award, an applicant's name shall be removed from the waiting list.

(d) On or before the fifteenth (15th) day of every month, a copy of the priority listing for the previous month as of the last day of the month shall be recorded at the Department of Land Management.

2021 NOTE: Subsection designation added pursuant to 1 GCA § 1606.

§ 6A111. Application for Leases: Contract for award; priority.

Applicants shall be considered for award in the order in which their completed applications were received by the commission; provided that awards shall first be made according to ranking in existing priority waiting lists in that order until those waiting lists are exhausted.

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§ 6A112. Application for Leases: Transfer of application rights.

(a) An applicant may designate a relative qualified under the Act pursuant to 21 GCA § 75A109 which provides that:

(1) Upon the death of the lessee, his interest in the tract or tracts and the improvements thereon, including growing crops (either on the tract or in any collective contract or program to which the lessee is a party by virtue of his interest in the tract or tracts), shall vest in the relatives of the decedent as provided in this paragraph. From the following relatives of the lessee, husband and wife, children, widows or widowers of the brothers and sisters, or nieces and nephews, the lessee shall designate the person or persons to whom he directs his interest in the tract or tracts to vest upon his death. Such person or persons must be qualified to be a lessee of Chamorro Land Trust Property; provided, that such person or persons need not be eighteen (18) years of age; provided, further, however, that, if the person designated by the lessee:

(A) is the lessee's spouse;

(B) has been married to the lessee for at least the past seven (7) years;

(C) is residing on the property with the lessee in a structure that has been approved as a residence at the time of the lessee's death; and

(D) is not an eligible beneficiary as defined under this Act, such person shall, upon the death of the lessee, receive a life estate in the remainder of the lease, and upon termination of the life estate, assignment of the lessee's remaining interest in the lease shall be governed by the applicable provisions of the Chamorro Land Trust Act as if the lessee had died without designating his or her spouse as a beneficiary.

(2) Such designation must be in writing, must be specified at the time of execution of such lease with a right in such lessee in similar manner to change such beneficiary

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at any time and shall be filed with the Commission and approved by the Commission in order to be effective to vest such interests in the successor or successors named.

(3) In the absence of such a designation as approved by the Commission, the Commission shall select from the relatives of the lessee in the order named above as limited by the foregoing paragraph one (1) or more persons who are qualified to be lessees of Chamorro Land Trust Property, except as hereinabove provided, as the successor or successors of the lessee's interest in the tract or tracts, and upon the death of the lessee, his interest shall vest in the person or persons so selected. The Commission may select such a successor or successors after the death of the lessee, and the rights to the use and occupancy of the tract or tracts may be made effective as of the date of the death of such lessee.

(4) In the case of the death of a lessee leaving no such relative qualified to be a lessee of Chamorro Land Trust Property, the land subject to the lease shall resume its status as unleased Chamorro Land Trust Property and the Commission is authorized to lease such land to an eligible beneficiary or beneficiaries as provided in this Chapter.

(5) Upon the death of a lessee leaving no such relative qualified to be a lessee of Chamorro Land Trust Property homelands, or the cancellation of a lease by the Commission, or the surrender of a lease by the lessee, the Commission shall appraise the value of all such improvements and growing crops and shall pay to the legal representative of the deceased lessee, or to the previous lessee, as the case may be, the value thereof, less any indebtedness to the Commission, or for taxes, or for any other indebtedness the payment of which has been assured by the Commission, from the deceased lessee or the previous lessee. Such payment shall be made out of the loan fund and shall be considered an advance therefrom reimbursable out of payments made by the successor or successors to the tract involved. Such appraisal shall be made by three (3) appraisers, one (1) of which shall be named by the Commission, one (1) by the previous lessee or the legal

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representative of the deceased lessee, as the case may be, and the third shall be selected by the two (2) appraisers hereinbefore mentioned.

(b) After the cancellation of a lease by the Commission in accordance with the provisions of § 75A110 or § 75A114 of Chapter 75A, Guam Code Annotated, or the surrender of a lease by a lessee, the Commission is authorized to transfer the lease or to issue a new lease to any qualified beneficiary regardless of whether or not he is related in any way by blood or marriage to the previous lessee.

(c) Should any successor or successors to a tract be a minor or minors, the Commission may appoint a guardian therefor subject to the approval of the Superior Court. Such guardian shall be authorized to represent the successor or successors in all matters pertaining to the leasehold: provided, that said guardian shall, in so representing such successor or successors, comply with the provisions of this Chapter and the stipulations and provisions contained in the lease, except that said guardian need not be an eligible beneficiary as defined in 21 GCA § 75A101.

§ 6A113. Application for Leases: Posting lessee awards.

The commission shall post, in every municipal mayor's office and once in a publication of general circulation, the names, file numbers, and dates of application of all who receive lease awards within two weeks after awards are made. They shall remain posted for a period of sixty (60) days.

§ 6A114. Application for Leases: Applicant current information.

(a) An applicant for awards must notify the commission, in writing, of any change in address or other information contained in the application within fifteen calendar days of such change. Whenever the commission initiates action for awards, all applicants whose application information is not current will be given ninety (90) days written notice to update the information. Written notice shall either be served personally upon the applicant or be sent to the applicant by registered mail addressed to his mailing address, as indicated on the applications. If notice

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is not personally served, it shall also be published once in a daily newspaper of general circulation in Guam within three days of the date the notice is mailed out. If the applicant does not furnish the information necessary to facilitate the award within 90 days of notice, the commission shall remove the applicant from the award list and the applicant must re-apply as a new applicant.

(b) The applicant may appeal the commission's decision to remove his name from any award list as provided by the Administrative Adjudication Law.

2022 NOTE: Reference to "territory" removed pursuant to 1 GCA § 420.

§ 6A115. Leases to Eligible Beneficiaries: Residential Tract Leases; Awards.

(a) Whenever residential tracts are available, the Commission shall award residential tract leases to applicants who, in the opinion of the Commission, are qualified to perform the conditions of such leases. The Commission's opinion as to the applicant's qualification shall be based on criteria specified in the Act.

(b) The lessee shall occupy and commence to use the tract as his home within one (1) year after the lease is made.

(c) Lot size for a residential tract lease to be awarded shall be not less than ten thousand (10,000) square feet with public sewer connection available, nor less than one-half (1/2) acre with no public sewer connection available, but in neither case shall be more than one (1) acre; or lot size for a residential tract lease shall be specified by zoning, subdivision, environmental, or administrative policies, but in no circumstance may the area exceed one (1) acre.

§ 6A116. Leases to Eligible Beneficiaries: Awards; When, Order.

(a) Whenever Chamorro Land Trust property lots are available, the Commission shall award leases to applicants who meet the qualification requirements specified herein and contained in the Act.

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(b) The Commission shall award lots on a first-come first-served basis at the discretion of the applicant.

(c) In addition to subsection (a) and (b) of this Section, the Commission shall prioritize awards for residential tracts to applicants in the following descending order:

- (1) those who do not own land anywhere;
- (2) those who own one (1) acre or less anywhere;
- (3) those who own more than one (1) acre anywhere.

§ 6A117. Leases to Eligible Beneficiaries: Award of Lease; Lessee's Performance.

(a) The Commission shall, whenever tracts are available, enter into such a lease with any applicant who, in the opinion of the Commission, is qualified to perform the conditions of such lease.

(b) In determining whether an applicant is qualified to occupy, commence construction, or use a residence, any of the following shall be sufficient proof for the Commission to find compliance:

- (1) approved loan or financing for the construction of a residence, or a conditional letter of intent or the equivalent;
- (2) contract between the applicant and a construction company for the construction of a residential dwelling;
- (3) equivalent evidence of the applicant's intent and ability to construct a residential dwelling; or
- (4) equivalent evidence of the applicant's intent and ability to fulfill pre-existing requirements entered into between other parties with respect to the residential dwelling the applicant wishes to occupy.

§ 6A118. Leases to Eligible Beneficiaries: Awards to Occupants of Homelands; When.

(a) Notwithstanding the provisions of §§ 6108 to 6114 and §§ 6A108 to 6A114, the Commission shall not serve eviction notices to individuals who presently reside and have continuously

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resided on Chamorro Land Trust property prior to July 12, 1995, and who qualify under the Act.

(b) Persons presently holding land use permits and who qualify under § 6A106 will hereby maintain their home or farms, adhering to all other requirements of the Act and these rules and regulations.

§ 6A119. Leases to Eligible Beneficiaries: Agricultural Tract Leases.

(a) Whenever agricultural tracts are available, the Commission shall award agricultural tract leases to applicants who, in the opinion of the Commission, are qualified to perform the conditions of such leases. The Commission's opinion as to the applicant's qualification shall be based on criteria specified in the Act.

(b) The lessee shall occupy and commence to use the tract to cultivate as his farm within one (1) year after the lease is made.

(c) The lessee shall plant and maintain not less than five (5), ten (10), fifteen (15), and twenty (20) trees per acre of land leased during the first, second, third, and fourth years, respectively, after the date of the lease. Such trees shall be of types approved, and provided free of charge by the Department of Agriculture and at locations specified by the Department of Agriculture's agent. Such planting and maintenance shall be by or under the immediate control and direction of the lessee.

6A120. Leases To Eligible Beneficiaries: Residence Permitted On Agricultural Lot.

(a) Residences shall be permitted upon agricultural tracts. Only one (1) residence will be permitted per lessee on Chamorro Land Trust property, subject to the following conditions:

- (1) the lessee has actively cultivated or developed at least two-thirds of the agricultural tract at all times;
- (2) approval by the Commission; and
- (3) conformance to all Guam zoning and building requirements.

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(b) A lessee possessing a residential tract lease may construct a residence on the lessee's agricultural tract; provided, that the lessee complies with all other conditions imposed by this section, § 6A126, and:

(1) lessee makes prior arrangements to surrender or transfer the residential tract lease upon the completion of construction of the residence on the lessee's agricultural tract. Should it be feasible, the lessee may relocate the present house;

(2) lessee must be financially able to assume the cost of relocation or construction of the new residence plus any related expenses necessary to maintain the agricultural tract. The Commission may assist the lessee under § 6A131; and

(3) in the event the lessee surrenders the residential tract lease, the net proceeds thereof shall be first credited to any loan granted by the Commission for the construction of a home on the agricultural tract.

(c) The Commission shall not be liable for expenses incurred by the lessee for amenities brought to the tract. The Commission shall not provide nor be required to provide such amenities, except as it may determine in the planned development of its lands.

(d) Upon cancellation, surrender, or transfer of the agricultural tract, the lessee shall relinquish the entire leasehold interest including the residence.

§ 6A121. Leases to Eligible Beneficiaries: Livestock and Crops.

(a) Lessees may raise animals intended for consumption on their agricultural leasehold to supply immediate family needs.

(b) Lessees may raise animals on a commercial basis on their agricultural leasehold only after the following conditions are met:

(1) submission of a plan for commercial production of animals which shall include, but not be limited to, projections

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for production, methods of production, sanitation control measures, and proximity to surrounding residences;

(2) approval by the Commission;

(3) conformance to all Guam zoning and health laws and rules; and

(4) the operation is restricted to confined feeding and not for open grazing.

(c) Agricultural tract lessees may raise crops for fodder to be used only for animals on the lot. A portion of the lot may be utilized to raise vegetables or fruit crops for consumption by the lessee's immediate family.

(d) Lessees may grow crops on a commercial basis on their agricultural leasehold only after the following conditions are met:

(1) any wetland on the lease property is not drained, filled or otherwise destroyed;

(2) lessees follow rules and regulations governing agricultural chemicals established by the Guam Environmental Protection Agency;

(3) submission of a plan for commercial crop production which shall include, but not be limited to, projections for production and methods of production;

(4) approval by the Commission; and

(5) conformance to all Guam zoning and health laws and rules.

§ 6A122. Leases to Eligible Beneficiaries: Lease Cancellation.

(a) The Commission may cancel a lease to an eligible beneficiary, as specified by § 75A110 of Chapter 75A, Title 21, Guam Code Annotated, and the Administrative Adjudication Law, for the following reasons:

(1) violation by the lessee of a condition enumerated in the Chamorro Land Trust Act;

(2) violation of a condition enumerated in the lease agreement;

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(3) violation of a condition enumerated in these rules and regulations; or

(4) intentional falsification of material information by the lessee on application for financial assistance submitted to the commission.

(b) No lease shall be cancelled without first affording the lessee the right to a hearing as prescribed in the Administrative Adjudication Law.

§ 6A123. Leases to Eligible Beneficiaries: Commercial Leases.

No commercial leases shall be entered into by the Chamorro Land Trust Commission until rules and regulations covering the same have been adopted pursuant to the Administrative Adjudication Law.

§ 6A124. Conditions in Leases: Additional conditions generally.

In addition to the conditions in leases set forth in the Chamorro Land Trust Act, and in the lease document, all lessees shall be subject to the restrictions set forth in this section.

§ 6A125. Conditions in Leases: Industrial or commercial activities.

(a) No industrial or commercial activities shall be allowed on Chamorro Land Trust property leaseholds, except those which are authorized for license by the Act.

(b) No leasehold or portion thereof shall be used for commercial activities of such a nature as to constitute a nuisance.

(c) Commercial activities shall not include selling of agricultural products raised upon the premises.

§ 6A126. Conditions in Leases: Building requirements.

(a) No building structure or improvement may be constructed on the premises without written approval from the commission. Such an approval shall be considered only after submission of a plan as to design, materials, and probable value and use of the structure to be built on the leasehold. Such building structures or

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improvements must meet building and zoning codes and other ordinances and regulations of Guam.

(b) The commission shall provide assistance to the lessee in understanding the building code requirements which would render the proposed building or other improvement suitable for approval.

2021 NOTE: Reference to “the territory” replaced with “Guam” pursuant to 1 GCA § 420.

§ 6A127. Conditions in Leases: Contracts covering leased lands.

No lessee may, without written approval from the commission, enter into any contract, joint venture, agreement or other arrangement of any sort with a third person on lands covered by lessee’s lease for the cultivation of crops or the raising of livestock.

§ 6A128. Conditions in Leases: Transfer of leases.

Requests for transfers will be considered for approval only if the lessee has held such lease for a period of at least seven (7) years, unless the Commission, in its considered opinion, finds that an emergency exists which makes transfer imperative. A lessee may transfer the leasehold to any individual who qualifies under the Act and is at least eighteen (18) years old. The transferee must immediately occupy the residential tract or use or cultivate the agricultural tract. Failure to occupy or use such tract within sixty (60) days from date of transfer shall constitute grounds for cancellation of such lease. A transferee may own an interest in non-Chamorro Land Trust property, regardless of degree of ownership.

§ 6A129. Conditions in Leases: Occupancy and other requirements.

(a) The time period by which a lessee is required to occupy a residential lot or to commence to use or to cultivate an agricultural lot shall be stipulated in the lease.

(b) Except as otherwise provided in the lease, the commission may require a lessee of an agricultural lot to have under

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development, cultivation, or use at least two-thirds of the usable acreage at all times.

(c) Lessees shall be responsible for maintaining their premises secure from fire, theft, and vandalism and shall comply with the requirements of their lease at all times.

(d) A lessee who does not have a house on the lot shall provide the commission with a current mailing address and such other information as the commission may require.

§ 6A130. Conditions in Leases: Sublease prohibited.

The lessee shall not sublet his interest in the tract or improvements thereon. Violation of this provision shall constitute grounds for cancellation of such lease.

§ 6A131. Loans and Funds.

Since a source of funding for loans has not been identified, no loans shall be made by the Chamorro Land Trust Commission until Rules and Regulations covering the same have been adopted pursuant to the Administrative Adjudication Law.

§ 6A132. Successors to Lessees: Designation of successors.

(a) A lessee shall, upon execution of the lease, designate the person in whom lessee directs the interest in the tract to vest upon death. Such person must be qualified to succeed to Chamorro Land Trust property as provided by Public Law 35-112, and these rules. A lessee may elect to provide for the surrender of the lot upon death and may select a recipient for the proceeds from the surrender. A lessee's designation under this Section may be changed at any time by the lessee.

(b) Such designation shall be made as specified in the Act with the right in the lessee to change the beneficiary at any time, if filed with and approved by the commission.

§ 6A133. Successors to Lessees: Reversion to the commission.

Where a lessee dies having failed to designate a successor, the Commission may select a successor as provided in the Act. Otherwise, the lease shall be cancelled. The land subject to the lease shall resume its status as unleased Chamorro Land Trust

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property, and the Commission shall be authorized to lease said land to an eligible beneficiary as provided in Chapter 75A of Title 21, Guam Code Annotated.

§ 6A134. Successors to Lessees: Notice to successors.

Upon the death of a lessee having no designated successor, the commission shall publish such fact by publishing a notice at least once in each of four successive weeks in a newspaper of general circulation. The notice shall state briefly that all persons claiming to be relatives of the lessees qualified to succeed to the lease shall present themselves at the commission with proof of their qualification, within four months from the first day of publication of the notice or be forever barred from succeeding to the lease. Those persons failing to present themselves within four months from the first day of publication of the notice shall be forever barred from succeeding to the lease in question.

§ 6A135. Successors to Lessees: Appraisals.

(a) Upon the death of a lessee leaving no individual qualified to be a successor lessee, if the commission is unable to designate a successor, or upon the cancellation or the surrender of a lease, the commission shall appraise the value of all improvements of the tract or tracts.

(b) An appraisal made pursuant to this section shall be made by three appraisers, subject to the exception of lessee waiver described herein, one of whom shall be named by the commission, one by the previous lessee or the legal representative of the deceased lessee, as the case may be, and the third shall be selected by the two appraisers herein before mentioned. The previous lessee or the designated representative of the deceased lessee shall bear the cost of its named appraiser. The cost of the third appraiser shall be shared equally between the commission and the previous lessee or legal representative of the deceased lessee. The previous lessee or legal representative of the deceased lessee may waive the three-man appraisal in favor of the sole appraisal made by the commission, or a compromise sole appraisal made by the commission, or a compromise valuation made between the commission and lessee.

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§ 6A136. Successors to Lessees: Payments.

(a) The commission shall pay to the legal representative, administrator or executor of the deceased lessee or to the previous lessee, as the case may be, the appraisal value less:

- (1) Any indebtedness to the commission;
- (2) Taxes;
- (3) Any other indebtedness, the payment of which has been assured by the commission;
- (4) Any costs incurred by the commission for upkeep and cleaning of the leased premises; and
- (5) For any crops or improvements the commission demands removed;

(b) Payments provided in subsection (a) shall be made out of the Chamorro home loan fund and shall be considered an advance therefrom, reimbursable out of payments by the transferee or new lessee to the tract involved.

(c) The commission may make the payment only after a new lessee is found and upon commencement of the new lease.

(d) Payments shall be made in equal annual increments over a period of five years, and shall bear interest at the rate of two and one-half percent (2½%) on the unpaid balance; provided, that where the commission has sufficient funds available and such payment does not unreasonably impair the Chamorro home loan fund, the commission may pay the entire amount or fraction thereof as it deems proper, but in no case less than twenty percent (20%) per year for five years.

§ 6A137. Successors to Lessees: Cancellation and surrender.

(a) Upon receipt of written notification of a lessee's intent to surrender, the commission shall process the same. The commission may forego acceptance of a surrender until a new lessee is found and it is determined by the commission that sufficient funds are available in the Chamorro home loan fund to meet the payments required. At all times until acceptance of

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CH. 6 CHAMORRO LAND TRUST COMMISSION

surrender, the lessee shall remain responsible for the demised leasehold together with any improvements thereon, and shall remain liable for all taxes, assessments and charges of whatever kind and nature, on said tract and improvements thereon.

(b) Upon the cancellation or surrender of a residential tract, should it be determined by the commission that the residence constructed on the premises is in such disrepair that demolition of the structure is required, the lessee shall be allowed to sell said structure within ninety (90) days from the date of the cancellation or acceptance of surrender; provided that any proceeds be first used to satisfy any indebtedness to the commission, taxes, or any other indebtedness the payment of which has been assured by the commission, or any costs incurred by the commission for upkeep and cleaning of the leased premises. Sale of the structure shall not cause harm or affect in any way rights to the underlying property. Lessee shall repair and restore all damage to the Premises caused by removal of any alterations, additions, improvements or fixtures in the Premises. Lessee's obligations under this provision shall survive the expiration or termination of the Lease. If lessee fails to have structure removed, the commission may demolish the structure and the cost thereof shall be assessed the lessee.

§ 6A138. Community Pastures: Location of community pastures.

The commission, when practicable and as authorized under the Act, shall maintain community pastures in such locations as it may determine.

§ 6A139. Community Pastures: Records.

A record of all stock in community pastures shall be kept by the commission.

§ 6A140. Community Pastures: Responsibilities.

(a) The lessees shall be responsible for:

(1) Permanently branding all animals with a registered brand of the lessee;

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CH. 6 CHAMORRO LAND TRUST COMMISSION

(2) Removing and testing all animals and confirming district origin;

(3) Removing sick, diseased or severely injured animals; and

(4) Arranging for removal of animals at least forty-eight (48) hours in advance of the move with the commission.

(b) The commission shall be responsible for managing and supervising the operation to ensure equal access and use of the pastures.



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. 334-38 (COR) – V. Anthony Ada - AN ACT TO REPEAL AND REENACT CHAPTER 14, DIVISION 4, CHAPTER 12, TITLE 8, GUAM ADMINISTRATIVE RULES AND REGULATIONS RELATIVE TO UPDATING INVASIVE SPECIES FEES AND COLLECTION AND ADMINISTRATIVE PROVISIONS.

	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	 08/05/26	✓				
Senator Christopher M. Dueñas Vice Chairperson	EVOTE 08/06/26		✓			
Speaker Frank F. Blas, Jr. Member						
Senator Sabrina Salas Matanane Member	EVOTE 08/06/26		✓			
Senator Shelly V. Calvo Member	EVOTE 08/05/26		✓			
Senator Vincent A.V. Borja Member	EVOTE 08/06/26	✓				
Senator Sabina F. Perez Member	EVOTE 08/05/26		✓			
Senator Chris Barnett Member	EVOTE 08/05/26		✓			
Senator Tina Muña Barnes Member						
Senator Joe S. San Agustin Member	EVOTE 08/05/26		✓			



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

URGENT REQUEST for Evote: Bill No. 334-38 (COR)

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

Thu, Aug 6, 2026 at 9:01 AM

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

Cc: "Vice Speaker V. Anthony Ada" <vicespeakertonyada@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>, 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



Office of Senator Christopher M. Dueñas

Chairman, Committee on Finance and Government Operations

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URGENT REQUEST for Evote: Bill No. 334-38 (COR)

Senator Darrel Christopher Barnett <malafunkshun@guamlegislature.gov>

Wed, Aug 5, 2026 at 3:38 PM

To: "Joe S. San Agustin" <senatorjoessanagustin@gmail.com>

Cc: "Vice Speaker V. Anthony Ada" <vicespeakertonyada@guamlegislature.gov>, 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>, Office Senator Perez <office.senatorperez@guamlegislature.gov>, Senator Tina Muna Barnes <senator.munabarnes@guamlegislature.gov>

Hafa Adai,

To Report Out Only.

Si Yu'us Ma'ase

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**The Office of Senator Chris Barnett***I Mina'trentai Ocho Na Liheslaturan Guåhan*

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URGENT REQUEST for Evote: Bill No. 334-38 (COR)

Joe S. San Agustin <senatorjoessanagustin@gmail.com>

Wed, Aug 5, 2026 at 3:21 PM

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

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To Report Out Only

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38th Guam Legislature

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

URGENT REQUEST for Evote: Bill No. 334-38 (COR)

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

Wed, Aug 5, 2026 at 5:10 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>, "Speaker Frank F. Blas Jr." <speakerblas@guamlegislature.gov>, Office Senator Bri <office.senatorbri@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>

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

URGENT REQUEST for Evote: Bill No. 334-38 (COR)

Office of Legislative Secretary Senator Sabrina Salas Matanane

Thu, Aug 6, 2026 at 6:11

<office.senatorbri@guamlegislature.gov>

AM

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

Cc: Office of Senator Shelly Calvo <officeofsenatorshellycalvo@guamlegislature.gov>, "Vice Speaker V. Anthony Ada" <vicespeakertonyada@guamlegislature.gov>, Chris Duenas <senator.duenas@guamlegislature.gov>, "Speaker Frank F. Blas Jr." <speakerblas@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>

Report out only



Office of Legislative Secretary

SENATOR SABRINA SALAS MATANANE

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

Chairperson, Committee on Health and Veterans Affairs

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

URGENT REQUEST for Evote: Bill No. 334-38 (COR)

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

Wed, Aug 5, 2026 at 3:48 PM

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

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Hafa adai,

To Report Out Only

Respectfully,

Jacqueline Munoz



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

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

URGENT REQUEST for Evote: Bill No. 334-38 (COR)

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

Thu, Aug 6, 2026 at 7:30 AM

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

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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. 334-38 (COR) was introduced on **June 16, 2026** by Sponsor and was subsequently referred to the Committee on Rules to the Committee on Land, Environment, Housing, Agriculture, Parks and Infrastructure on **June 19, 2026**.

The Committee on Land, Environment, Housing, Agriculture, Parks and Infrastructure convened a public hearing on **June 29, 2026 at 9:00 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 22, 2026** (5-Day Notice), and again on **June 27, 2026** (48-Hour Notice).

Senators Present

Vice Speaker V. Anthony Ada, Chairman – Committee on Land, Environment, Housing, Agriculture, Parks and Infrastructure
Senator Christopher M. Dueñas, Committee Vice Chairman
Senator Eulogio Shawn Gumataotao
Senator Telo T. Taitague

Attendees

Chelsa Muna, Director – Department of Agriculture
Joseph Cruz, Chairman – Port Users Group
Chieriel Desamito, Invasive Species Coordinator – Department of Agriculture Biosecurity Division
Patrick Blonde – Port Users Group

Written Testimony Provided by

Port Users Group

II. SUMMARY OF TESTIMONY & DISCUSSION

The **public hearing** was Called-to-Order at **9:00 am**

Vice Speaker V. Anthony Ada, Chairman – Committee on Land, Environment, Housing, Agriculture, Parks and Infrastructure: Håfa adai and good morning. The public hearing conducted today by a committee on land, environment, housing, agriculture, parks, and infrastructure is called to order and the time is 9:00 a.m. Today's date is Monday, June 29, 2026. Notice of this hearing was disseminated to all local media outlets on June 22nd, 2026, with a second notice provided on June 27th, 2026. Notice of the hearing was also made known on the Guam legislatures' website and the

government of Guam public notices portal. Today we will be hearing testimony on bill number 330-38 COR introduced by Senator Telo Taitague, and this is an act to amend subsection 61504 61505 61506 61507 61508 6150 61510 61511 61512 and 61513 three to add a new subsection 61505. 1 and 61511.1 to article 5 chapter 61 title 5 Guam code annotated relative to modernizing Guam's estray livestock laws by establishing an estray livestock stewardship program authorizing temporary municipal custody of estrays creating the arrays livestock stewardship and enforcement fund to strengthen Estray's lives stock enforcement and public safety. We will also be hearing bill number 334-38 COR, a bill that I introduced, and this is an act to repeal and reenact chapter 14 division 4 title chapter 12 title 8 Guam administrative rules and regulations relative to updating invasive species fund fees and collection and administrative provisions. I would like to welcome my colleagues joining me here today, to my right is Senator Shango Mata and to my left is Senator Telo Taitague. Before I begin, I would like to go over the rules of conduct. Individuals testifying shall state their name for the recordkeeping purposes. Discussion shall be confined to the substance and nature of the agenda. Personal interference as to the character or motive of any senator or individual testifying is not permitted. The chairperson of the committee may order the removal from the hearing of any member of the legislator and Guan or anyone else who fails to observe property quorum pursuant to the 38th Guam legislature standing rules.

[See testimony proceedings on Bill No. 330-38 (COR)]

We're going to go ahead and proceed to the testimony for bill number 334-38 CR. And this is an act to repeal and reenact chapter 14, Division 4, Chapter 12, Title 8, Guam Administrative Rules and Regulations relative to updating the invasive species fees and collections and administrative provisions. Go ahead.

Chelsa Muna, Director – Department of Agriculture: All right. Thank you, Vice Speaker, and members of the committee. Again, we're happy to provide this brief testimony on bill 334-38.

Chairman Ada: Director, before you begin, I'll just go ahead and give my opening remarks.

Director Muna: Oh, I'm sorry.

Chairman Ada: I know we're excited. Thank you. This is a very simple piece of legislation is it just makes the collection of the invasive species fee much simpler to administer especially regarding the timelines from collection to remittance. First, let me emphasize that it is not the intent of this bill to raise any port fees, anything in that nature. Charging of invasive species is important because it shifts the financial burden from the general taxpayers to the importers and carriers directly responsible for biosecurity risk. These fees fund critical border inspections and risk analysis programs to prevent foreign pests from damaging Guam's agriculture and ecosystems. And I thank the staff of the Department of Agriculture and those individual individuals from the port users' group who provided input and guidance in creating this legislation. and I look forward to the testimony and further recommendations that you may have to offer. Thank you, Madame Director, and you can go ahead and continue.

Director Muna: Thank you, Vice Speaker Ada. I apologize again. I think it's a statement of how comfortable and easy it has been to collaborate with your team about this work.

Chairman Ada: yeah, definitely. And if there's anyone else from the port users' group that wants to come up to testify as well, please just make your way up so that once director Muna's completed, then you guys can go ahead and yes.

Director Muna: And we get I'm also inviting our invasive species coordinator, Mr. Chieriel Desamito, who has led the efforts. We worked a lot with him. Very good folks on your team and the Department of Agriculture is greatly appreciative of the collaborative process that we've engaged in with your team and with the port users' group and the numerous meetings that we've held to refine the regulations on this. And we do support this legislation, but we'd like to finalize it through the administrative adjudication process. Thank you.

Chairman Ada: Which one of you would like to go first? Any Mr. Cruz?

Joseph Cruz, Chairman – Port Users Group: Well, good morning. Good morning. Vice Speaker Ada and Senator Duenas and Senator Gumataotao. Good morning, so yeah, I mean we heard this morning that I guess we have to modify the process that we intended on achieving this morning due to the I guess the policy concerns about how this goes forward. So, but here this morning, I have the members of the port users' group with me and we're here to endorse the intent of the bill considering

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the developments this morning. We can submit our testimony for the record for consideration based on the updated information we got this morning. So, I can read our testimony for the record if you wish.

Chairman Ada: Yes. Go ahead, sir.

Mr. Cruz: [Written testimony presented orally.]

Chairman Ada: Thank you, Mr. Cruz. Anyone else would like to provide testimony? Okay. If no one else will be providing testimony, I'll go ahead and open up the panel to my colleagues who would have comments or questions. Senator Shawn Gumataotao.

Senator Eulogio Shawn Gumataotao: Yes, thank you, Mr. Chair. Just if I can, I know Chelsa's here and I appreciate Department of Agriculture's attendance. I let me just try to just jump in. So, the 2026 budget law adopted a level of 1,235,860 for the invasive species inspection fee fund. The same amount is appropriated to department of Agriculture for operations in FY26 as part of the department's total budget of \$5.9 million based on the special fund funds report for the period that was ending May 31st, 2026. The invasive species inspection fund is projected to collect just over \$1.5 million according to BBMR. Recognizing that it was discussed back in 2018 that the fund would bring in \$2 million annually. Is there any audit available covering any period between the fund's establishment and FY2025? and what recommendations were put forward based on any review of that fund.

Director Muna: The OPA is actually just concluding an audit of the invasive species fund. So that should be available I think within the next couple months.

Yeah. Point of information on that I just communicating with them. So yeah, they said before July just I just communicated with the public auditor. Performance audit will be coming out before July or sometime early July. We're just about there. I just want to share though that in I know in the preliminary findings I mean there were no significant findings of mean it's explainable why the fund didn't accrue as much as it did initially which is what prompted some of the amendments to how the pro how the funds were being collected and that we're more likely to hit the \$2 million target now.

Senator Gumataotao: Okay. And why I asked that is to kind of tee up my question using the \$2.4 million first-year budget proposal from 2011 and I was around at that time when the inter-agency biosecurity task force plan was set in motion. Can you tell us to date that work plan? Has that even in fact been implemented? And do the operational requirements back from 2011 align with your current needs in 2026?

Director Muna: I'm not familiar with the operational plan from 2011. I do know that we've entered into an updated memorandum of memorandum of agreement between us and customs and quarantine. There was one in place when I entered into office. it had since expired and we've worked with customs to update that as an operational plan. The needs have absolutely changed. We've shifted a lot to providing sufficient personnel to execute a lot of the biosecurity operations and I think not as much emphasis on it's not an equipment heavy operation process but it's personnel more so to conduct the inspections and the treatments required when an invasive species is detected. Um, as an example, more recently, what holiday was it? Around Mes Chamorro, we discovered an infestation of spiders, black widow spiders that required treatment.

Senator Gumataotao: And why I ask is as we develop these plans and this is not an oversight hearing. This is not meant to be to scrutinize what the port users' group is here and they're trying to keep up with the modern demands of the private sector and the and the government sector in some cases. And so, it's just trying to make sure that everything is kept in line so that as we're expecting you know them to do their part you know that's why I was asking about the fund. We have to be able to make sure that as an as a government that as we are looking to modernize or we're trying to get things done that if we can't keep pace it puts our entire supply chain in a different and difficult situation.

Director Muna: Absolutely.

Senator Gumataotao: And so, I say that as in in full respect again it's not an oversight. I just want to make sure that we understand that as we are trying to modernize this law that because they're here to say they listen we got things to do too. So as is we if we can keep pace that would be good. Mr. Chair, that's all my only two questions I had, and I appreciate the time this morning.

Chairman Ada: Thank you, Senator Gumataotao. Senator Taitague, you have any questions or comments?

Senator Telo T. Taitague: Mr. Chair can I just yield to the next one. I'm still catching up on the I had to step out for a little bit. All right. If I can.

Chairman Ada: Vice Chair Duenas?

Senator Christopher M. Dueñas, Vice Chairman: Sure. Chelsa, what what's your reasoning for the AAA process request? I think these are simple amendments to the current law

Director Muna: just that we'd like to go through the administrative process to adopt the rules as is I guess required for the rule making process.

Senator Duenas: I'm not sure that's required for the amending of the rule making process, but I just wanted to get your thoughts to that. You don't have any testimony currently to the proposed amendments

Director Muna: Just that we support them. I mean we worked with the port users' group and vice speaker's office in ensuring that everyone's needs for this amendment were met.

Senator Duenas: Okay. So, do you concur Mr. Cruz and anybody else in the port users' group that there's been collaboration with regard to this amending this process and there's congruity.

Mr. Cruz: Yes. The answer is yes.

Senator Duenas: Okay. Good.

Mr. Cruz: We've been working with these guys. been very open to communicating and listening to the concerns we raised mainly to it's you know practicality as far as its implementation.

Senator Duenas: Okay. So, Chelsa, uh, when was the last, um, group meeting that's required by law in terms of the, uh, the mandated partners, the GIS?

Mr. Cruz: Oh, the GIS meeting? June 1st.

Senator Duenas: June 1st. Have they're viewed and approved of your position on the proposed rules update?

Mr. Cruz: We've been sharing them regularly with the groups. Yes. There was no There was no objection. No objections.

Senator Duenas: Okay. Yeah. As you guys know, I'm the author of this this legislation and a big shout out to your predecessor when I first came into office, Paul Bassler. Very strong advocate along with so many others at Department of Agriculture that saw the need for this and one thing once again to talk about collaboration and I can't overemphasize this particularly to the port users' group. Actually my memory has not served me well enough now to know that you even sit on the GI disc bases you do right okay and that and that's why so the vision of this was really it wasn't in the beginning the funding was collateral to what really this bill was in designed intended to create the Guam invasive species council was designed to meet on a quarterly basis with mandated partners to do the three things that Paul Bassler and members of agriculture said particularly as you say you're working with customs there was really a lack or there had been a lack during that time and there's been this wrestle with invasive species going between agriculture and you mentioned it Mr. Cruz particularly with customs and so the kind of the nomenclature was guns and drugs do not bug. So, this was kind of the line of demarcation in terms of you know what the border is who controls the border right, so the conversation was always customs controls the border they are border control so they're front line we always had the vision in this legislation and what was proposed because like I said this responsibility was it was a tug of-war really between agriculture and customs and the idea really was that agriculture would be a partner at the border, not the border enforcer, but backup and support for the border in order to ensure when the guns and the drugs portion and whatever else customs does to get that commerce through, the bugs portion would be there too to say, "Okay, we're here to make sure there's also no drugs, no guns, but bugs. We're going to take care of that part." And so that was where the funding part came in. And the funding part was supposed to do basically three major things. One is the funding is supposed to first make the best line of defense which is to get anything like you talked about the spiders and anything else any invasive species caught at the border so that it doesn't make it in and it doesn't infiltrate and doesn't become the rhino beetle and doesn't become the snake and doesn't become the fire ant. Right. The next was, and this is where the money is supposed to also go and the rubber hits the road, is at agriculture, they're supposed to be able to immediately stand up an ability to try to eradicate right at the source, so it doesn't proliferate. And that's the rapid response, standing that up. Once you find something, rapid response, get on it, hopefully kill it and not have it proliferate throughout the island. And then the third was mitigate, which we're trying to do with the rhino beetle, which we're trying to do with the fire ant and everything else. So, this is really where the Guam Invasive Species Council is really the supposed to be the vanguard where you got all the mandated partners. You got

federal partners, you got, you know, local partners, you got shippers, you got everybody together on a quarterly basis meeting and updating on what's going on, what are we seeing in the field about invasive species? And that should drive the funding and how you allocate the funding. Of course, we're talking now about how that does and I'm glad there's camaraderie between that because we also don't want to make things so outrageous, right? But we know we need to defend our island. So, I'm glad to see this collaboration. The committee, I think, will continue to go forward and discuss the rule making process. You know, we also want to make sure this doesn't get bogged down and stuck because if there's agreement, you know what I mean? maybe there's an expedited opportunity to be able to do that. so the final discussion was and I have to put this on the record now just so that our partners understand too as we're talking about cost. What I was made to understand as the author of this bill way back in 2011 was that this would open the doors for federal partnerships and partnerships with the federal government to bring in additional resources, so we don't raise fees or that we understand how to charge these fees so that they're minimal impact but that we also because of our Guam Invasive Species Council along with they are, you know, uh, putting our put our money on the table as well as a partnership with Open Doors. Have we been able to secure additional federal funding with regard to this, uh, law being in existence?

Director Muna: Yes, absolutely. And Chieriel will have much more that he wants to add to that. I do want to emphasize though that a lot of the federal funding we obtain for bio to address biosecurity needs are because we're writing for grants. Whether it's us or even our partners at the University of Guam where Dr. Doula has moved after he left our department of agriculture biosecurity. But I do also want to emphasize that we're not completely reliant on USDA APHUS either because through their own loss of personnel whether through retirement or attrition their support hasn't kept pace with the needs of Guam or the region. We've had multiple communications about this. We and although we receive assurances, it's not ones that we can rely on. as an example, USDA Aphis used to be the primary entity providing Phyto sanitary certification training. That has dwindled the number of training opportunities or even the personnel to provide that training. so we haven't we've been less reliant on federal support in that mechanism. But we still maintain our attempts to secure federal funding through grant opportunities, and we seize every chance that we can get and the fact that you have the GIS I'm sure supports your grants very strongly.

Senator Duenas: Absolutely.

Director Muna: Great sir.

Chieriel Desamito, Invasive Species Coordinator – Department of Agriculture Biosecurity

Division: So, I guess for the record my name is Chieriel Desamito. I am the invasive species coordinator for the biosecurity division. Um, so Senator Duanes, uh, we whenever we do work well with customs and when customs I know they're in charge of the border and whenever they call uh, they see any pest on any vessel, they do call um, our entomologists and our acting chief Chris uh, Christopher Rosario to actually go out and inspect the vessel. So, the vessel won't be inland yet until our entomologist makes a disposition for like the eradication part. Chris and I and director Mun are working together with Tony Atta, Senator Tony Atta, sorry, Vice Speaker Tony Attato try to figure out a rapid response plan. We need to provide funding to have a rapid response at least in the for the Guam invasive species council to determine okay we can go out there and eradicate any invasive species coming into the island. And also, currently department of fish and wildlife is actually coming up in couple days from now on Wednesday to do a biosecurity gap analysis. So, Christopher Rosario has been working with Department of Fish and Wildlife for I guess a year and a half now and they're trying to figure out what are the gaps what are the biosecurity gaps in the airport the port airport and the port authority of Guam and as well as with customs and our agencies here. So, I'm trying to also coordinate to work with the port users' group on what are the bio biosecurity gaps and other agencies to have the federal government provide funding for anything that we need to prevent invasive species.

Senator Duenas: So, my discussion with also before another famous name Dr. Campbell was that was University of Guam and that was your partnership with the University of Guam because they receive millions of dollars as well to deal with that. So, have you also energized your conversations with University of Guam in terms of the because you know we know eradication is the dream, right? But we've been trying to eradicate the brown, brown tree snake forever, right? So, we got to come up with programs to make sure that goes forward. So, you're in constant contact with your University of Guam

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partners.

Mr. Desamito: Yes, we are. And so far, we are working with University of Guam with the hog plum beetle. So, the University of Guam is actually conducting research on bio controls for the hog plum beetle because we are getting a lot of calls for the hog plum. We are still we're working with University of Guam to do tree injections for the coconut rhinoceros beetle. And then Christopher Rosario also secured a grant to work on little fire ants treatment as well with the federal government.

Senator Duenas: Excellent. Well, keep pursuing those because I think that's where the direction is. And the reason why is I know that and I've done my research too that these are the things that are catching the attention with regard to that eradication efforts and things going forward and particularly as we discuss once again with our federal partners on the dynamic changes to Guam. Our federal partners also have a big interest in making sure that we control this as well. So, thank you very much, Mr. Chair. Once again, I love the fact that there's great collaboration going on here. That was the design of this bill that its w this law. It was going to be constantly changing, and it was going to need updating and it was going to need collaboration, and I want to thank the port users' group and do for doing great work together. Like I said, I I'll work with the committee to see where we go, but I understand your thoughts of processes. I just don't want to bog it down as well. So, we'll have discussions with you afterwards. Mr. Chair, thank you for your work.

Chairman Ada: Thank you. Uh, Vice Chair Duenas, Senator Taitague, do we have any questions or comments?

Senator Telo T. Taitague: Yes, I do. Just have a couple. Uh, trying to catch up. Thank you for that extra time, Mr. Chair. And to allow me just to try and get my head around this and of course read your testimony, Joe, uh, through it. And I'm going to ask you a couple Chelsa, a couple questions with regards to currently are any of these empty containers that are returning, you know, back to Guam from CNMI and Palao and FSM and RM, do you inspect them? And is there a charge you're charging now for that?

Director Muna: No, we do not inspect them and we don't charge them. No.

Senator Taitague: Oh, okay. because it almost sounds like they do because according to the testimony. So, Joe, can you elaborate on that section that you wrote? empty containers come back to Guam after returning to CNMI and why did you incorporate that if you're not being charged at all and they're not being inspected.

Director Muna: I'll yield to Pat to clarify that.

Senator Taitague: Okay.

Patrick Blonde – Port Users Group: Hi, Senator. Thanks for the question. My name is Patrick Blonde. I'm part of the users' group, but I'm also the general manager for Matson Navigation. Um, so just to clarify and answer your question, there currently isn't any fees for empty containers. Uh, the idea was discussed in some of the meetings that we had with the invasive species council and with the department of agriculture. So, there was there was a lot of there was a lot of discussion, a lot of collaboration before we finally sort of aligned on where we are today. But through that process there was some discussion about charging those fees for those types of containers, but I think we've moved past that now. and we just probably just mentioned it just in terms of context. Um and anybody else that maybe hasn't been part of that discussion, but you know would be interested in understanding the whole context we included that in there but currently there is no fees being charged for that. Okay. So, it was an effort by a group of individuals talking back and forth, you know, deciding not to have charge because if a container comes to Guam, uh, then there's an inspection. It's loaded and it's inspected. Then it's sent out to the outer islands. Okay. And then they offload it and then they close it and it comes back to Guam. What is the probability of something boarding that empty container and then someone opening it that or does it stay closed or even something being transported? How does agriculture you know u address that concern about maybe some invasive species from other islands coming on? Well, like Christopher Rosario always told us at biosecurity there every container has a level of risk for any invasive species coming in. So, it could it's not just inside the container, but it's it can be their hitchhikers on the outside of the container. And so, um, we just have to for now we just have to, um, accept that risk that an invasive comes, but we have to also have customs. If they find it, they report they report it to the Guam Department of Agriculture. We are very al we are also lucky that the port users' group also has a CFS hold a custom facility station that they have they report any invasive

species to us that are inside the container when they open. So, once they tell us, they hold it and then we go out and look at it, and then our entomologist makes a disposition and then they're fumigate or fog the containers and then they Chris can say go do a reinspection and if it's cleared that container is good to go. So, we have the help of the port users that their workforce their workers actually go out and look for any insects that's in a container even if it might be for hold for a couple days but they're really helpful with that and so even at the I would like to acknowledge the port authority of Guam the steadies and also the safety officers be after customs inspects the vessel and they did not find any invasives. Sometimes the steadies and safety officers they'll see invasive species any insects and then they call again the Guam Department of Agriculture. We go out there and then they make a disposition. Oh, that's already on island and then it would be cleared to go.

Senator Taitague: Okay. So, uh, Patrick, can I ask because you know, you bring these containers in and they're inspected, they're sent out to the islands, and they're coming back and they're empty. So, do these containers go back to where they originated from? Uh, can you give me a route in which these containers.

Mr. Blonde: Yeah, certainly, Senator, thanks for the question. So, um, I mean, that's the reality of Guam being the trans-shipment hub, right? So, things come here from different places. They get put on different vessels and then they go back out. It's the hub, right? Hub and spoke. So eventually those containers need to come back and get to a place where they're going to be reused. Either it could be reused here in Guam, or they even go back even further, you know, as cargo comes and flows through the whole region so that is just part of you know the process of things flowing through at some point the empties come back and they have to get reused. And if I could senator if I could just add on one more thing what Chieriel mentioned I mean certainly there's a risk for anything right even the ship itself might carry something beyond just the cargo, but you know in the discussions that we've had with Chieriel and director Muna we've come to understand that there are these risks and there's risks even at the airport there's risks at even the small marinas is and you know the and so that's the responsibility they have to try and control all of these you know sort of import points when it comes to the fees and the funding that they're trying to collect. It has to have a way to charge the fee. And so that's why the original law identified the payer of the freight. So not the transportation company, not the airline. It's whoever is bringing in freight and using the service, it's the service provider that will collect the fee from that and then remit it to agriculture. And so even though the risk comes from all of these different potential points, it's not meant to charge the fee on for all of those instances. It was just meant to establish a way to collect the fee and build the fund, which I think we've been able to accomplish. And all of it has been done through the Marine Port. None of it's done up at the airport. And that's okay. You know at this point we've come to accept that and now we realize that that based on that even in even excluding trans-shipment containers and empties that come back there's enough funding that'll be generated to meet the original funding total amount.

Senator Taitague: Thank you, Patrick, for that. Also, uh, Chelsa, in the legislation, um, well, is does the bill specific, uh, specify how DOA, um, will verify exempt cargo, uh, classification in this legislation?

Director Muna: So, I do get from the from the public law the port authority of Guam provides a vessel report and that vessel report will show the number of empties transshipments and true imports. However, for break bulk, it will not tell it won't specify what is in the brake bulk, but it will show two data points. One with trans-shipment and empty and one with true imports. So, I charge the true imports to the port users' group.

Senator Taitague: So, but it doesn't it doesn't explain it specifically in the legislation how do you know will verify which is exempt cargo though. Do you see that in the legislation?

Director Muna: Sorry, I'm No, I don't.

Senator Taitague: Okay, Chelsa, I know you're more seasoned in legislation. So, it basically is just to specify how DOA I mean department will verify exempt car cargo classification again. Well, the legislation was amended in 2022 to update some of that because there were gaps in how we were identifying what cargo was going to be charged and what was not. So, I think we with that amendment captured more of what had been missing at the time.

Director Muna: And that doesn't change at all. This legislation this doesn't change anything.

Senator Taitague: That's all I needed to know on that section to make sure that you have that authority

and determination is done. So, it's in the law itself then. Okay. And it was asked earlier what this is going to affect as far as like the amount of money coming to department bag to ensure you know the protection of our environment here on these invasive species.

Director Muna: This will help bring us to reach the goal that had been set with the initial legislation to attain the funding that had been specified.

Senator Taitague: Okay. Well, thank you so much for that and I appreciate everyone who's testifying. I mean, yeah, you're right, Patrick. You know, there's all kinds of ways coming on. Even people going golfing, you know, Joe knows that going golfing in Manila and bringing, you know, their shoes, you know, if they're not cleaned or their golf bag, you know, you can bring it in that way, too. Something we need to look at, right? So, other than that, thank you so much for the opportunity, Mr. Chair.

Chairman Ada: Thank you, Senator Taitague. Vice Chair, you're recognized for a follow-up.

Senator Duenas: Yeah, just a point of information on the airport. The reason why is that that also remains a sterile area that is managed by its own agricultural requirements. As you know, you fill out paperwork on the airplane that has its own fee schedule and its own association. So, customs is by far not out of the invasive species world. They do it. In fact, they brag about it quite a bit. They advertise when they find things either inspecting luggage or any apparel that may brought back you know via any means or whatever else it is. So, they're still doing their job. We did not want to duplicate, and we also didn't want to further complicate the b the border control and border security. So do a I know they do also respond when called upon to go up particularly if it's large shipments of agricultural projects products or different things. So, they're still partners there but the idea is anything basically being brought in individually or any sort of items that they already flag as known commodities to have a high probability as well as the aircraft itself. One of the things about and I'm not nothing on shippers. I'm sure it's the same but you know aircraft is very sterile and because of the points of origin and the points they all have their own very strict laws and so that that's one of the reasons. So, there was no need to comingle that we're being designed to do this at the front lines of shippers and shipping coming in. And I understand I think we're doing great to be honest with you. I hear of a lot of you know suspected even if it doesn't turn out to be an invasive lot of reports and a lot of going down and checking and finding out oh no that's already typical to Guam or whatever else or that's you know a species that's known and it's not dangerous. So, thank you for all your work. Thank you, Mr. Chair. I just wanted to put that clarification in so there's no misunderstanding in terms of a need for the airport. They already control that area.

Chairman Ada: Thank you, Vice Chair Duenas. And I'd like to thank the agriculture and the port users' group for coming forward and testifying on this piece of legislation. I think that the collaboration that we have between my office and the port users' group and department of agriculture, you know, we come up with something that is going to be beneficial not just to the department but also to the port users' group and all how we can continue to move forward. And this is what working together is all about. you know, how is it that we can bring things that were introduced and thanks to the vice chair, Senator Duenas, for his foresight in having this and how we continue to update the laws and make it more workable for everyone involved. And so, I'd like to thank you all for your testimony this morning. And this will go ahead and conclude the hearing, public hearing for bill number 330-38 and 334-38. And the committee will continue to accept written statements on today's hearing within 7 days which may be mailed to my office on the second floor of the Guam Congress building at 163 Chalan Santo Papa in Hagåtña. And you may also send your statements to us at vice speaker Tony at guamlegislature.gov. Thank you for your participation. The public hearing is adjourned, and the time now is 10:53 a.m. Thank you everyone.

The public hearing was adjourned at **10:53 am**

III. FINDINGS & RECOMMENDATIONS

The Committee finds that, based on the testimony and discussions with officials from the Guam Department of Agriculture, the subject bill was drafted in its entirety by the Guam Department of Agriculture based on several meetings with the Bill's sponsor and the port's users' group. The intent

of the bill was to amend the administrative rules and regulations on collection process for invasive species inspection fees.

The Committee further finds that changes to the Guam Administrative Rules and Regulations, that were proposed by the Guam Department of Agriculture, will make the process of collecting fees easier for port users such as shipping lines and their customers to pay their fees.

The Committee concludes that as the changes to the Guam Administrative Rules and Regulations, Guam Administrative Rules and Regulations proposed in the subject bill are entirely the work product of the Guam Department of Agriculture and were discussed through work session with stakeholders and publicly heard by the legislature that the bill should be reported out as introduced.

The Committee on Land, Environment, Housing, Agriculture, Parks and Infrastructure hereby reports out Bill No. 334-38 (COR) – V. Anthony Ada – “AN ACT TO REPEAL AND REENACT CHAPTER 14, DIVISION 4, CHAPTER 12, TITLE 8, GUAM ADMINISTRATIVE RULES AND REGULATIONS RELATIVE TO UPDATING INVASIVE SPECIES FEES AND COLLECTION AND ADMINISTRATIVE PROVISIONS,” with the recommendation **TO REPORT OUT ONLY.**

I MINA'TRENTAI OCHO NA LIHESLATURAN GUÅHAN
2026 (SECOND) Regular Session

Bill No. 334-38 (COR)

Introduced by:

V. Anthony Ada 

**AN ACT TO REPEAL AND REENACT CHAPTER 14,
DIVISION 4, CHAPTER 12, TITLE 8, GUAM
ADMINISTRATIVE RULES AND REGULATIONS
RELATIVE TO UPDATING INVASIVE SPECIES FEES
AND COLLECTION AND ADMINISTRATIVE
PROVISIONS.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Chapter 14, Division 4, Title 8 Guam Administrative Rules and
Regulations is *repealed and reenacted* to read as follows:

~~Division 4~~

~~Invasive Species Inspection Fee~~

~~Chapter 14~~

~~Invasive Species Inspection Fee~~

~~§ 14101. Fee Established.~~

~~§ 14102. Fee Assessment.~~

~~§ 14103. Failure to Pay or Remit Assessed Fee.~~

~~§ 14101. Fee Established.~~

~~The Department of Agriculture establishes a fee for the inspection, quarantine,
eradication, and management of invasive species brought into Guam. The fee shall
be paid by the carrier company, who shall forward the payment to the Department
of Agriculture, Biosecurity Division. For purposes of this Chapter, a “carrier
company” is defined as a company that arranges the transport of cargo from point of~~

1 ~~origin to a final destination with shipping companies, and may be a shipping~~
2 ~~company.~~

3 **~~§ 14102. — Fee Assessments.~~**

4 ~~(a) The following fees shall be assessed and collected on the items described~~
5 ~~herein on a per voyage basis:~~

6 ~~(1) Seventy five cents (\$0.75) on each one thousand (1,000) pounds of bulk~~
7 ~~sand, quarried product, or cement bulk freight or part thereof;~~

8 ~~(2) Twenty six Dollars (\$26.00) per each twenty foot equivalent unit (TEU);~~

9 ~~(3) Two Dollars (\$2.00) on each revenue ton, as defined by the Port Authority~~
10 ~~of Guam tariff, of break bulk or cargo that is not in a container.~~

11 ~~(b) Coal bulk freight and liquid bulk freight shall be exempt from fees under this~~
12 ~~Section.~~

13 ~~(c) All fees collected shall be deposited into the Guam Invasive Species~~
14 ~~Inspection Fee Fund and expended as mandated in Public Law 31-043.~~

15 **~~§ 14103. — Failure to Pay or Remit Assessed Fee.~~**

16 ~~The following fees shall be imposed for failure to pay, bill, or remit the Guam~~
17 ~~Invasive Species Inspection Fee provided for above:~~

18 ~~(a) A person responsible for paying the freight charges to the transportation~~
19 ~~company who fails to pay the fee; or~~

20 ~~(b) A transportation company that fails to:~~

21 ~~(1) Bill the fee, within fifteen days of the delivery of the freight, to the~~
22 ~~person responsible for paying the freight charges to the transportation~~
23 ~~company;~~

24 ~~(2) Remit the fee to the Department of Agriculture within forty five days~~
25 ~~of collecting the fee from the person responsible for paying the freight~~
26 ~~charges to the transportation company, shall pay two times the amount of the~~
27 ~~fee or \$50, whichever is higher.~~

1 **Division 4**

2 **Invasive Species Inspection Fee**

3 **Chapter 14**

4 **Invasive Species Inspection Fee**

5 § 14101. Definitions.

6 § 14102. Fee Established.

7 § 14103. Fee Assessment.

8 § 14104. Failure to Pay or Remit Assessed Fee.

9 **§ 14101. Definitions.**

10 As used in this chapter:

11 (a) “Entity” – means a person other than an individual (Definition
12 reference: 18 GCA CH. 17 The Guam Uniform Limited Cooperative
13 Association Act §17102. Definitions)

14 (b) “Transshipment container” – means a container discharged from
15 one vessel, stored in a secure bonded container yard, and transported through
16 another vessel.

17 (c) “Empties container” - means an unladen shipping container being
18 returned or repositioned to be used to load and transport cargo.

19 (d) “Break bulk cargo” – is defined as cargo that is not containerized,
20 but which is otherwise packaged or bundled. (Reference: Code of Federal
21 Regulations; eCFR 149.1 Definitions)

22 **§ 14102. Fee Established.**

23 The Department of Agriculture establishes a fee for the inspection, quarantine,
24 eradication, and management of invasive species brought into Guam. The fee shall
25 be paid by the entities responsible for paying the freight charges to the transportation
26 company, who shall collect the fee and forward the payment to the Department of
27 Agriculture, Biosecurity Division, provided that the carrier company shall not be

1 liable for any fee that is not paid by the entities responsible for the paying the freight
2 charges to the carrier company. For purposes of this Chapter, a “carrier company” is
3 defined as a company that arranges the transport of cargo from point of origin to a
4 final destination with shipping companies, and may be a shipping company.

5 **§ 14103. Fee Assessments.**

6 (a) The following fees shall be assessed and collected on the items
7 described herein on a per voyage basis:

8 (1) Seventy-five cents (\$0.75) on each one thousand (1,000)
9 pounds of bulk sand, quarried product, or cement bulk freight or part
10 thereof;

11 (2) Twenty-six Dollars (\$26.00) per each twenty-foot equivalent
12 unit (TEU);

13 (3) Two Dollars (\$2.00) on each revenue ton, as defined by the
14 Port Authority of Guam tariff, of break bulk or cargo that is not in a
15 container.

16 (b) Coal bulk freight and liquid bulk freight shall be exempt from fees
17 under this Section.

18 (c) Transshipment container and empty container shall be exempt from
19 fees under this Section.

20 (d) Transshipment of breakbulk cargo shall be exempt from fees under
21 this Section.

22 (e) All fees collected shall be deposited into the Guam Invasive Species
23 Inspection Fee Fund and expended as mandated in Public Law 31-043.

24 **§ 14104. Failure to Pay or Remit Assessed Fee.**

25 The following fees shall be imposed for failure to pay, bill, or remit the Guam
26 Invasive Species Inspection Fee provided for above:

1 (a) A entity responsible for paying the freight charges to the carrier
2 company who fails to pay the fee; or

3 (b) A carrier company that fails to:

4 (1) Remit the fee to the Department of Agriculture within Forty-
5 five (45) calendar days of the invoice billing date to the entities
6 responsible for paying the freight charges to the carrier company, shall
7 pay two times the amount of the fee or Fifty Dollars (\$50), whichever
8 is higher.



COMMITTEE ON RULES

Vice Speaker V. Anthony Ada, Chairperson

I Mina'trentai Ocho Na Liheslaturan Guåhan

38th Guam Legislature

June 25, 2026

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. 334-38 (COR)**

Håfa Adai!

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

Bill No. 334-38 (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

OFFICE OF THE GOVERNOR
Post Office Box 2950, Hagåtña Guam 96932



LOURDES A. LEON GUERRERO
GOVERNOR

LESTER L. CARLSON, JR.
DIRECTOR

JOSHUA F. TENORIO
LIEUTENANT GOVERNOR

JUN 24 2026

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. 334-38 (COR) be granted a waiver pursuant to Public Law 12-229 as amended for the following reason(s):

Legislative Bill No. 334-38 is an act to repeal and reenact Chapter 14, Division 4, Chapter 12, Title 8, Guam Administrative Rules and Regulations relative to updating Invasive Species Fees and collection and administrative provisions.

The Bill essentially repeals the current law and reenacts the same legislation with all sections renumbered to include a new section, which was not included in the original law, specifically for "Definitions" for terms used in the chapter. The remaining sections of the law remain intact. As such, the Bill as introduced is administrative in nature and poses no fiscal impact on any Government of Guam funds.

Senseramente,

LESTER L. CARLSON, JR.