EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam

JUN 13 2017

The Honorable Benjamin J.F. Cruz
Speaker
I Mina'trentai Kuåttro Na
Liheslaturan Guåhan
Guam Congress Building
163 Chalan Santo Papa
Hagåtña, Guam 96910

GL#34-17-627
Speaker Benjamin J.F. Cruz

JUN 13 2017
Time: 1056 [ ] AM [ ] PM File No.
Received By:

Dear Mr. Speaker:

Transmitted herewith is Bill No. 79-34 (COR), **"AN ACT TO *ADD* A NEW CHAPTER 15 TO TITLE 2 OF GUAM CODE ANNOTATED, RELATIVE TO ESTABLISHING THE GUAM COUNCIL ON CLIMATE CHANGE PREPAREDNESS AND RESILIENCY (GUAM C³PR),"** which lapsed into law on June 8, 2017, as **Public Law 34-17.**

2017 JUN 13 AM 11:39

Senseramente,

EDDIE BAZA CALVO
Governor of Guam

0627

I MINA'TRENTAI KUÅTTRO NA LIHESLATURAN GUÅHAN
2017 (FIRST) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO *I MAGA'LÅHEN GUÅHAN*

This is to certify that **Bill No. 79-34 (COR), "AN ACT TO *ADD* A NEW CHAPTER 15 TO TITLE 2 OF GUAM CODE ANNOTATED, RELATIVE TO ESTABLISHING THE GUAM COUNCIL ON CLIMATE CHANGE PREPAREDNESS AND RESILIENCY (GUAM C^{3}PR),"** was on the 26th day of May 2017, duly and regularly passed.

Benjamin J.F. Cruz
Speaker

Attested:

Régine Biscoe Lee
Legislative Secretary

This Act was received by *I Maga'låhen Guåhan* this 26TH day of MAY, 2017, at 5:25 o'clock P.M.

Assistant Staff Officer
Maga'låhi's Office

APPROVED:

EDWARD J.B. CALVO
I Maga'låhen Guåhan

Date: JUN 08 2017

Public Law No. 34-17

I MINA'TRENTAI KUÅTTRO NA LIHESLATURAN GUÅHAN
2017 (FIRST) Regular Session

Bill No. 79-34 (COR)
As amended by the Committee on Environment, Agriculture, Land and Procurement Reform; and further amended on the Floor.

Introduced by: B. J.F. Cruz
Thomas C. Ada
FRANK B. AGUON, JR.
William M. Castro
James V. Espaldon
Fernando Barcinas Esteves
Régine Biscoe Lee
Tommy Morrison
Louise B. Muña
Telena Cruz Nelson
Dennis G. Rodriguez, Jr.
Joe S. San Agustin
Michael F.Q. San Nicolas
Therese M. Terlaje
Mary Camacho Torres

AN ACT TO *ADD* A NEW CHAPTER 15 TO TITLE 2 OF GUAM CODE ANNOTATED, RELATIVE TO ESTABLISHING THE GUAM COUNCIL ON CLIMATE CHANGE PREPAREDNESS AND RESILIENCY (GUAM C^{3}PR).

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds that the impacts of climate change on the people and island of Guam will continue to require a coordinated response by the government of Guam from all branches of government, and that such policy had been adopted by the United States Government

pursuant to President Barack H. Obama's Executive Order 13653 on preparing the United States for impacts of climate change.

I Liheslaturan Guåhan further finds that Governor Edward J.B. Calvo was named to the State, Local and Tribal Leaders Task Force on Climate Preparedness and Resilience, which was created pursuant to Presidential Executive Order 13653 and established in the June 2013 Report of the Executive Office of the President, The President's Climate Action Plan. Subsequent to such appointment, Governor Calvo signed Executive Order No. 2015-08, which established the Guam Climate Change Task Force and the Climate Change Advisory Committee such that the government of Guam could begin system-wide coordination and long-range planning efforts to mitigate the potential adverse environmental and socioeconomic impacts of climate change.

I Liheslaturan Guåhan further finds that on March 28, 2017, President Donald J. Trump signed an Executive Order (Trump Executive Order) that rescinded certain energy and climate-related Presidential and regulatory actions and reports approved by the President Barack H. Obama administration, such as:

(a) Executive Order 13653 of November 1, 2013 (Preparing the United States for the Impacts of Climate Change);

(b) the Presidential Memorandum of June 25, 2013 (Power Sector Carbon Pollution Standards);

(c) the Presidential Memorandum of November 3, 2015 (Mitigating Impacts on Natural Resources from Development and Encouraging Related Private Investment);

(d) the Presidential Memorandum of September 21, 2016 (Climate Change and National Security);

(e) the Report of the Executive Office of the President of June 2013 (The President's Climate Action Plan); and

(f) the Report of the Executive Office of the President of March 2014 (Climate Action Plan Strategy to Reduce Methane Emissions).

I Liheslaturan Guåhan further finds that notwithstanding the Trump Executive Order that rescinded the President Obama climate change policies, *I Liheslaturan Guåhan* continues to support *I Maga'låhi's* Executive Order No. 2015-08 and recognizes the importance of preparing and planning for, as well as mitigating, the adverse impacts climate change will have on the people and island of Guam.

Therefore, *I Liheslaturan Guåhan* intends on continuing to support the efforts of *I Maga'låhi's* Guam Climate Change Task Force and Climate Change Advisory Committee through the creation of the Guam Council on Climate Change Preparedness and Resiliency as a policy-recommending body of *I Liheslaturan Guåhan* to further craft policy and legislation to ensure that focus is placed on addressing the adverse impacts of climate change on the island and people of Guam.

Section 2. A new Chapter 15 is hereby *added* to Title 2 of Guam Code Annotated, to read:

"CHAPTER 15

GUAM COUNCIL ON CLIMATE CHANGE

PREPAREDNESS AND RESILIENCY

§ 15101. Short Title.
§ 15102. Creation.
§ 15103. Definitions.
§ 15104. Membership.
§ 15105. Duties.
§ 15106. Authority.
§ 15107. Administration.
§ 15108. Conduct of Meetings, Quorum.

§ 15109. Severability.

§ 15101. Short Title.

This Chapter *shall* be known as the "Guam Climate Change Preparedness and Resiliency Act."

§ 15102. Creation.

The Guam Council on Climate Change Preparedness and Resiliency (Guam C^3PR) is hereby established for the sole purpose of developing policy direction and recommendations relative to ensuring that the government of Guam focuses its vast resources on preparing and planning for, and mitigating, adverse impacts of climate change on Guam.

§ 15103. Definitions.

As used in this Chapter, unless the context in which they are used requires a different meaning:

(a) *Council* means the Guam Council on Climate Change Preparedness and Resiliency.

(b) *Climate change* means any significant change in the measures of climate lasting for an extended period of time such as major changes in temperature, precipitation, or wind patterns, among other effects, that occur over several decades or longer.

(c) *Global warming* means the ongoing rise in global average temperature near Earth's surface that is caused mostly by increasing concentrations of greenhouse gases in the atmosphere.

§ 15104. Membership.

The composition of the members of the Guam C^3PR *shall* be as follows:

(a) the legislative chairperson with oversight over environment, or his/her designee from among the members of *I Liheslaturan Guåhan*, who *shall* serve as the chairperson of the C^3PR;

(b) the President of the University of Guam, or his or her designee, who *shall* serve as the vice chairperson of the C^3PR;

(c) the legislative chairperson with oversight over appropriations, or his/her designee;

(d) one (1) majority member of *I Liheslatura* appointed by the Speaker, who may appoint him/herself, or a designee;

(e) one (1) minority member of *I Liheslatura* appointed by the Speaker;

(f) the chairperson of the Guam Climate Change Task Force designated by *I Maga'låhi* pursuant to Executive Order No. 2015-08;

(g) one (1) member from the Climate Change Advisory Committee appointed by *I Maga'låhi* pursuant to Executive Order No. 2015-08;

(h) the Chairperson of the Consolidated Commission on Utilities, or his/her designee;

(i) the Executive Director of the University of Guam Center for Island Sustainability, or his/her designee; and

(j) all other members of *I Liheslaturan Guåhan,* as ex-officio members.

§ 15105. Duties.

The Guam C^3PR *shall* work collaboratively to create policy recommendations to *I Liheslatura* relative to how the government of Guam can utilize its departmental and agency resources to:

(a) plan and prepare for and adapt to the impending impacts of climate change on the island and people of Guam;

(b) understand and address the contribution to climate change and global warming from local activites, to include, but not limited to, government of Guam and local federal activites;

(c) mitigate the contribution of the government of Guam to climate change and global warming;

(d) support *I Maga'låhi's* efforts pursuant to Executive Order No. 2015-08 on his creation of the Guam Climate Change Task Force (Task Force) and the Climate Change Advisory Committee (Advisory Committee);

(e) review the discussions, reports, and recommendations by *I Maga'låhi's* Guam Climate Change Vulnerability Assessment and other outputs and reports from the Task Force and Advisory Committee;

(f) recommend policies to promote clean air and clean water for the people of Guam;

(g) recommend policies for the advancement of the use of renewable energy from an individual and governmental perspective toward reducing greenhouse gas emissions;

(h) recommend policies to address climate-induced migration and displacement;

(i) prioritize and focus policy recommendations on climate change resilience, ecosystem and biodiversity protection, waste management and pollution control, and environmental governance; and

(j) recommend to *I Liheslatura* policy and funding recommendations to incorporate the needs and focus necessary to ensure climate change impacts to the people and island of Guam are planned and prepared for, addressed and/or mitigated.

§ 15106. Authority.

Government of Guam agencies and departments, including autonomous entities, *shall* make available to the Guam C^3PR in a timely manner such data and technical support as is necessary for it to perform its duties as provided in this Chapter. The Guam C^3PR *shall* be authorized to:

(a) receive, compile, and examine the records and work products of the Task Force and the Advisory Committee created pursuant to Executive Order 2015-08;

(b) request, receive, and examine reports, data, and information from government of Guam departments and agencies, including autonomous agencies, relating to fiscal, environmental, and socioeconomic impacts of climate change on the people and island of Guam in association with the duties set forth in this Chapter;

(c) solicit information and advice from various sources on the technical and scientific impacts of climate change on a local, regional, national, and international level;

(d) meet from time to time pursuant to this Chapter, as determined by the Chairperson, to execute its duties; and

(e) create and establish subcommittees as deemed appropriate to facilitate the work of the Guam C^3PR.

§ 15107. Administration.

For administrative purposes, clerical support, and necessary funding, the Guam C^3PR *shall* be accommodated as necessary by *I Liheslatura*.

§ 15108. Conduct of Meetings, Quorum.

The Guam C^3PR *shall* meet quarterly to discuss and assess the progress of providing recommendations to *I Liheslatura*. A simple majority of the members of the Guam C^3PR *shall* constitute a quorum to do business, and any action taken by the Guam C^3PR *shall* be by a simple majority of the members present.

§ 15109. Severability.

If any provision of this Chapter or its application to any person or circumstance is found to be invalid, or contrary to law, such invalidity *shall not* affect other provisions or applications of this Chapter that can be given effect without

the invalid provision or application, and to this end the provisions of this Chapter are severable."

Section 3. Effective Date. This Act *shall* become effective upon enactment.

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