EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Office of the Governor Of Guam

AUG 11 2017

GL#34-17-879
Speaker Benjamin J.F. Cruz

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

AUG 11 2017
Time: 11:41 [ ] AM [ ] PM File No. 34-782
Received By:

Dear Mr. Speaker:

Transmitted herewith is Bill No. 115-34 (COR), **"AN ACT TO RESCIND ADMINISTRATIVE JURISDICTION OF LOT R23, BLOCK 5B, TRACT 3241, MUNICIPALITY OF UMATAC, GRANTED TO THE DEPARTMENT OF LAND MANAGEMENT, AND TO VEST THE OFFICE OF THE MAYOR OF UMATAC AND THE UMATAC MUNICIPAL PLANNING COUNCIL WITH ADMINISTRATIVE JURISDICTION OF THE SAME,"** which was signed into law on August 7, 2017, as **Public Law 34-39.**

Senseramente,

EDDIE BAZA CALVO

2017 AUG 11 PM 12:01

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I MINA'TRENTAI KUÅTTRO NA LIHESLATURAN GUÅHAN
Thirty-Fourth Guam Legislature

July 27, 2017

The Honorable Edward J.B. Calvo
I Maga'låhen Guåhan
Ufisinan I Maga'lahi
Hagåtña, Guam

Dear *Maga'lahi* Calvo:

Transmitted herewith are Bill Nos. 38-34 (LS), 118-34 (COR), 105-34 (COR), 106-34 (COR), 107-34 (COR), 115-34 (COR), 117-34 (COR); and Substitute Bill No. 49-34 (COR) which were passed by *I Mina'Trentai Kuåttro Na Liheslaturan Guåhan* on July 26, 2017.

Sincerely,

RÉGINE BISCOE LEE
Legislative Secretary

Enclosure (8)

OFFICE OF THE GOVERNOR
CENTRAL FILES
RECEIVED BY
DATE 7-27-17

GUAM CONGRESS BUILDING • 163 CHALAN SANTO PAPA • HAGÅTÑA, GUAM 96910

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. 115-34 (COR), "AN ACT TO RESCIND ADMINISTRATIVE JURISDICTION OF LOT R23, BLOCK 5B, TRACT 3241, MUNICIPALITY OF UMATAC, GRANTED TO THE DEPARTMENT OF LAND MANAGEMENT, AND TO VEST THE OFFICE OF THE MAYOR OF UMATAC AND THE UMATAC MUNICIPAL PLANNING COUNCIL WITH ADMINISTRATIVE JURISDICTION OF THE SAME,"** was on the 26th day of July 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 27th day of July, 2017, at 1:47 o'clock P.M.

Assistant Staff Officer
Maga'låhi's Office

APPROVED:

EDWARD J.B. CALVO
I Maga'låhen Guåhan

Date: AUG 07 2017

Public Law No. 34-39

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

Bill No. 115-34 (COR)
As amended by the Committee on Environment,
Land, Agriculture and Procurement Reform;
and further amended on the Floor.

Introduced by: Thomas C. Ada
Tommy Morrison
FRANK B. AGUON, JR.
William M. Castro
B. J.F. Cruz
James V. Espaldon
Fernando Barcinas Esteves
Régine Biscoe Lee
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 RESCIND ADMINISTRATIVE JURISDICTION OF LOT R23, BLOCK 5B, TRACT 3241, MUNICIPALITY OF *UMATAC*, GRANTED TO THE DEPARTMENT OF LAND MANAGEMENT, AND TO VEST THE OFFICE OF THE MAYOR OF *UMATAC* AND THE *UMATAC* MUNICIPAL PLANNING COUNCIL WITH ADMINISTRATIVE JURISDICTION OF THE SAME.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds that Lot R23, Block 5B, Tract 3241, municipality of *Umatac*, is a community

assigned lot consisting of 34,779 square meters (8.5 acres) as shown on DLM Map 259FY2011. The lot was originally in the master plan of the *Umatac Land for the Landless Subdivision* to be used for a baseball field but has not been developed as such for decades. Lot R23, Block 5B, Tract 3241 remains under the jurisdiction of the Guam Department of Land Management (DLM).

I Liheslaturan Guåhan further finds that although the lot was reserved for a municipal recreational facility, the municipality of *Umatac* may have other community land needs other than a baseball field, such as a mayoral and community center, or a basketball gym, and that the *Umatac* community should formally determine and prioritize its land needs in the form of a land use plan for the lot.

I Liheslaturan Guåhan further finds that Lot R23, Block 5B, Tract 3241 in the municipality of *Umatac* has off-site utility infrastructure and an asphalt paved road connecting the lot to Route 2; and further, that it could be subdivided into sixteen (16) residential lots and leased as *Chamorro* Homelands by the *Chamorro* Land Trust Commission for homes.

I Liheslaturan Guåhan intends to rescind administrative jurisdiction of Lot R23, Block 5B, Tract 3241, municipality of *Umatac*, from the DLM, and to vest administrative jurisdiction with the Office of the Mayor of *Umatac* and the *Umatac* Municipal Planning Council for their determination of need and use of said lot.

I Liheslaturan Guåhan further intends that if the community of *Umatac* does not adopt a Municipal Planning Council approved plan for the lot within twelve (12) months of the enactment of this Act, then said lot *shall* automatically transfer to the *Chamorro* Land Trust Commission lands inventory for *Chamorro* Homelands.

Section 2. Grant of Administrative Jurisdiction of Lot R23, Block 5B, Tract 3241 in the Municipality of *Umatac* to the Office of the Mayor of *Umatac* and the *Umatac* Municipal Planning Council.

(a) Administrative jurisdiction of Lot R23, Block 5B, Tract 3241, municipality of *Umatac*, is hereby rescinded from the Department of Land Management and *shall* rest with the Office of the Mayor of *Umatac* and the *Umatac* Municipal Planning Council for general community land needs, as determined and prioritized by the residents of *Umatac*, and as represented by the Office of the Mayor and the Municipal Planning Council of *Umatac*.

(b) A land use plan for Lot R23, Block 5B, Tract 3241 *shall* be adopted, by resolution, by the *Umatac* Municipal Planning Council detailing how said lot is to be utilized. Said land use plan *shall* be completed within twelve (12) months from the date of enactment of this Act. Failure to adopt a land use plan *shall* cause administrative jurisdiction to expire, and said lot *shall* automatically transfer to the *Chamorro* Land Trust Commission lands inventory for *Chamorro* Homelands by operation of this Act. The adopted land use plan *shall* be transmitted to the Mayors Council of Guam, the Southern Development Masterplan Taskforce, the Bureau of Statistics and Plans, *I Liheslaturan Guåhan*, and *I Maga'låhen Guåhan*.

Section 3. 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.