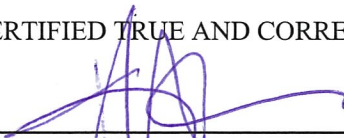


**I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN**  
**2019 (FIRST) Regular Session**  
**LEGISLATIVE SESSION VOTING RECORD**

| Resolution No. 36-35 (COR)<br>As substituted; and amended on the Floor. |     | Speaker Antonio R. Unpingco Legislative Session Hall<br>Guam Congress Building<br>March 27, 2019 |                          |                         |        |         |
|-------------------------------------------------------------------------|-----|--------------------------------------------------------------------------------------------------|--------------------------|-------------------------|--------|---------|
| NAME                                                                    | Aye | Nay                                                                                              | Not Voting/<br>Abstained | Out During<br>Roll Call | Absent | Excused |
| Senator William M. CASTRO                                               | ✓   |                                                                                                  |                          |                         |        |         |
| Senator Régine Biscoe LEE                                               | ✓   |                                                                                                  |                          |                         |        |         |
| Senator Kelly G. MARSH (TAITANO), PhD                                   | ✓   |                                                                                                  |                          |                         |        |         |
| Senator James C. MOYLAN                                                 | ✓   |                                                                                                  |                          |                         |        |         |
| Speaker Tina Rose MUÑA BARNES                                           | ✓   |                                                                                                  |                          |                         |        |         |
| Senator Louise B. MUÑA                                                  | ✓   |                                                                                                  |                          |                         |        |         |
| Vice Speaker Telena Cruz NELSON                                         | ✓   |                                                                                                  |                          |                         |        |         |
| Senator Sabina Flores PEREZ                                             | ✓   |                                                                                                  |                          |                         |        |         |
| Senator Clynton E. RIDGELL                                              | ✓   |                                                                                                  |                          |                         |        |         |
| Senator Joe S. SAN AGUSTIN                                              | ✓   |                                                                                                  |                          |                         |        |         |
| Senator Amanda L. SHELTON                                               | ✓   |                                                                                                  |                          |                         |        |         |
| Senator Telo T. TAITAGUE                                                | ✓   |                                                                                                  |                          |                         |        |         |
| Senator Jose "Pedro" TERLAJE                                            | ✓   |                                                                                                  |                          |                         |        |         |
| Senator Therese M. TERLAJE                                              | ✓   |                                                                                                  |                          |                         |        |         |
| Senator Mary Camacho TORRES                                             | ✓   |                                                                                                  |                          |                         |        |         |

|               |           |     |                          |                         |        |         |
|---------------|-----------|-----|--------------------------|-------------------------|--------|---------|
| <b>TOTAL:</b> | <b>15</b> |     |                          |                         |        |         |
|               | Aye       | Nay | Not Voting/<br>Abstained | Out During<br>Roll Call | Absent | Excused |

CERTIFIED TRUE AND CORRECT:

  
 \_\_\_\_\_  
 RENNAE V. C. MENO  
 Clerk of the Legislature

I = Pass

***I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN***  
**2019 (FIRST) Regular Session**

**Resolution No. 36-35 (COR)**

As substituted; and amended on the Floor.

\*

Introduced by:

Amanda L. Shelton  
Régine Biscoe Lee  
Tina Rose Muña Barnes

**Relative to expressing *I Mina'trentai Singko Na Liheslaturan Guåhan*'s unwavering support for the payment of war claims to Guam's *manåmko'*, for Guam Congressional Delegate Michael San Nicolas's H.R. 1141 and H.R. 1365, and for Governor Lourdes A. Leon Guerrero's attempts to find an administrative solution to authorize the U.S. Department of the Treasury to begin issuing war claims compensation.**

**BE IT RESOLVED BY *I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN*:**

**WHEREAS**, Guam was occupied by Japanese Imperial forces during World War II, causing great harm and suffering to the *CHamoru* people. Since that time other communities in the Pacific and in the United States have been recognized and compensated for the hardships and suffering they endured during World II, while the people of Guam continue to await the same recognition and compensation; and

**WHEREAS**, the people of Guam are celebrating the seventy-fifth (75<sup>th</sup>) year anniversary of Guam's liberation this year, and Guam's *manåmko'* have been waiting and fighting for war claims all that time. This resolution expresses Guam's continued support for the fight and hope that a congressional or administrative

1 solution may finally bring resolution. On November 15, 1945, the U.S. Congress  
2 passed Public Law 79-224, “The Guam Meritorious Claims Act.” This Act  
3 authorized the Secretary of the Navy to adjudicate and settle claims for a period of  
4 only one (1) year for property damage occurring on Guam during the Japanese  
5 occupation; and

6       **WHEREAS**, the period for filing a claim began after May 6, 1946, and ended  
7 on December 1, 1946. This gave residents of Guam a little more than six (6) months  
8 to file a claim at a time when Guam was still devastated by the war and occupation,  
9 and people were still struggling to simply survive. On January 8, 1947, the Secretary  
10 of the Navy appointed a three (3)-member Committee to evaluate the Navy’s  
11 handling of its reconstruction and rehabilitation responsibilities in Guam and  
12 American Samoa, and to submit its report containing recommendations for  
13 improvement. Dr. Ernest M. Hopkins, former President of Dartmouth College,  
14 chaired the Committee; and

15       **WHEREAS**, the Hopkins Committee was critical in its findings and  
16 determined that the Navy’s process of settlement and payment was too slow. The  
17 committee recommended several changes in both the claims statute and Navy  
18 regulations on this matter but many of the committee’s recommendations were not  
19 adopted by Congress; and

20       **WHEREAS**, Guam Congressional Delegate Robert A. Underwood was  
21 successful in getting the U.S. Congress to pass and establish the Guam War Claims  
22 Review Commission. The Commission completed and submitted a required report  
23 to the U.S. Congress in 2004. The comprehensive report provided an in-depth  
24 comparison of the Guam Meritorious Claims Act of 1945 to several other similar  
25 war claims acts (Japan related) enabled by the United States. The report also  
26 included previous reports on war claims efforts and testimonial hearings conducted  
27 by Guam and the United States. Guam’s persistence on many of its assertions for

1 war claims disparities and flaws were a part of the Commission's findings and  
2 recommendations; and

3       **WHEREAS**, the United States signed the Treaty of Peace with Japan in 1951,  
4 waiving its World War II reparation claims against Japan, which included claims  
5 made by the people of all its territories, to include Guam; and

6       **WHEREAS**, in 1971, the United States enacted Public Law 92-39, the  
7 Micronesian Claims Act, giving recognition and compensation to the people of the  
8 Northern Mariana Islands and the other islands comprising the former U.S. Trust  
9 Territory of the Pacific Islands for the suffering they endured during World War II.  
10 This Act, however, did not include the people of Guam; and

11       **WHEREAS**, the 2017 National Defense Authorization Act included a  
12 provision to finally authorize the payment of war claims to the people of Guam using  
13 Section 30 funds. Section 30 funds are authorized by the Organic Act of Guam, a  
14 federal statute which provides that all customs, duties and federal income taxes  
15 derived from Guam, and all proceeds of taxes collected under the internal revenue  
16 laws of the United States on products produced or consumed on Guam, and any other  
17 tax Congress may levy on the inhabitants of Guam, must be remitted to the  
18 Government of Guam. Congress has since garnished a portion of these funds for the  
19 compensation of war claims; and

20       **WHEREAS**, nearly three thousand (3,000) people in Guam have filed timely  
21 war claims applications with the Department of Justice's Foreign Claims Settlement  
22 Commission, which continue to be adjudicated. However, the U.S. Department of  
23 the Treasury has informed Guam that while original language in the National  
24 Defense Authorization Act provided an authorization for the compensation of war  
25 claims, it did not provide a necessary appropriation of these funds; and

26       **WHEREAS**, Guam Congressman Michael San Nicolas has introduced H.R.  
27 1141 and H.R. 1365 in the 116<sup>th</sup> Congress to provide the necessary appropriation

1 language to compensate qualified persons in Guam for war claims; and Governor  
2 Lou Leon Guerrero has also pledged to seek an administrative solution with the U.S.  
3 Department of the Treasury; now therefore, be it

4 **RESOLVED**, that the Committee on Rules of *I Mina'trentai Singko Na*  
5 *Liheslaturan Guåhan* does hereby, on behalf of *I Liheslaturan Guåhan* and the  
6 people of Guam, express its unwavering support for the payment of war claims to  
7 Guam's *manåmko'*, for Guam Congressional Delegate Michael San Nicolas's H.R.  
8 1141 and H.R. 1365, and for Governor Lourdes A. Leon Guerrero's attempts to find  
9 an administrative solution to authorize the U.S. Department of the Treasury to begin  
10 issuing war claims compensation; and be it further

11 **RESOLVED**, that the Speaker certify, and the Legislative Secretary attest to,  
12 the adoption hereof, and that copies of the same be thereafter transmitted to  
13 Congressman Michael San Nicolas; to Representative Nita Lowey, Chairwoman of  
14 the House Committee on Appropriations; to Representative Kay Granger, Ranking  
15 Member of the House Committee on Appropriations; to Representative Raul  
16 Grijalva, Chairman of the House Committee on Natural Resources; to  
17 Representative Rob Bishop, Ranking Member of the House Committee on Natural  
18 Resources; to Speaker Nancy Pelosi; to Senator Lisa Murkoswski, Chairwoman of  
19 the Senate Committee on Energy and Natural Resources; to Senator Joe Manchin,  
20 Ranking Member of the Senate Committee on Natural Resources; to Senator Patrick  
21 Leahy, Chairman of the Senate Committee on Appropriations; to Senator Richard  
22 Shelby, Chairman of the Senate Committee on Appropriations; to Steven Mnuchin,  
23 Secretary of the U.S. Department of the Treasury; to David Bernhardt, Acting  
24 Secretary of the U.S. Department of Interior; and to the Honorable Lourdes Leon  
25 Guerrero, *I Maga'hågan Guåhan*.

**DULY AND REGULARLY ADOPTED BY THE COMMITTEE ON RULES OF  
*I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN* ON THE DAY OF  
MARCH 2019.**

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**TINA ROSE MUÑA BARNES**  
**Speaker**

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**AMANDA L. SHELTON**  
**Legislative Secretary**