

I Mina'Trentai Kuáttro Na Liheslaturan
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES	NOTES
47-34 (COR)	Thomas C. Ada	AN ACT TO AUTHORIZE THE APPROPRIATION AND EXPENDITURE OF UP TO THREE HUNDRED FIFTY THOUSAND DOLLARS (\$350,000) PER YEAR FOR FIVE (5) YEARS OR UNTIL PROJECT COMPLETION, WHICHEVER COMES FIRST, FROM THE CHAMORRO LAND TRUST COMMERCIAL LEASE/LICENSE FUND, FOR THE SURVEY OF CHAMORRO LAND TRUST COMMISSION MASTERPLAN SUBDIVISION LOTS AND UNREGISTERED PROPERTIES.	3/20/17 12:52 p.m.						


I MINA'TRENTAI KUÁTTO' NA LIHESLATURAN GUÁHAN
2017 (FIRST) Regular Session

Bill No. 47-34(LOE)

Introduced by:

Thomas C. Ada 

AN ACT TO AUTHORIZE THE APPROPRIATION AND EXPENDITURE OF UP TO THREE HUNDRED FIFTY THOUSAND DOLLARS (\$350,000) PER YEAR FOR FIVE (5) YEARS OR UNTIL PROJECT COMPLETION, WHICHEVER COMES FIRST, FROM THE CHAMORRO LAND TRUST COMMERCIAL LEASE/LICENSE FUND, FOR THE SURVEY OF CHAMORRO LAND TRUST COMMISSION MASTERPLAN SUBDIVISION LOTS AND UNREGISTERED PROPERTIES.

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BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guahan* finds that approximately nine thousand (9,000) acres of government lands have not yet been registered and over eighty-five Chamorro Land Trust Commission (CLTC) masterplan subdivisions need to be surveyed into individual lots. A survey is an essential step in the land registration process.

Current law prohibits the government from using unregistered lands. Despite this prohibition, scores of residents inhabit unregistered lands issued by the CLTC in its early years. Although leases have been issued and homes erected, these lands have no formal lot designation, cannot be taxed, and suffer restrictions in obtaining

1 basic utilities. A land survey is also a mandatory prerequisite for the issuance of a
2 CLTC lease.

3 It is the intent of *I Liheslaturan Guahan* to complete the surveying of
4 government of Guam lands managed by the CLTC for the purpose of land
5 registration and for creating lots for residential and agricultural leases. The CLTC
6 does not currently have the manpower to complete a project of this scope; thus,
7 private surveyors will need to be contracted to complete the survey requirements in
8 a timely manner. The Department of Land Management estimates that the survey
9 project may take up to five years to complete based on the availability of existing
10 registered surveyors and their current workload. The estimated annual cost of this
11 project is Three Hundred Fifty Thousand Dollars (\$350,000), which may be sourced
12 from the CLTC Commercial Lease/License Fund, specifically, the annual lease
13 payment made from TeleGuam Holdings, LLC.

14 **Section 2.** A new Subsection (d) is *added* to §75124 of Chapter 75, Title 21,
15 Guam Code Annotated to read:

16 “(d) Appropriation. The Chamorro Land Trust Commission (CLTC)
17 is hereby authorized,, and funds are hereby appropriated, to expend annually
18 up to Three Hundred and Fifty Thousand Dollars (\$350,000) from the CLTC
19 Commercial Lease/License Fund, account number 362454201.

20 (1) Duration. This authorization and appropriation shall
21 continue for a period of five (5) years or until the survey requirements
22 have been completed, whichever comes first. Lapses from each year’s
23 appropriation shall carry forward to the following year. Upon
24 completion, unexpended amounts shall be returned to the CLTC
25 Commercial Lease/License Fund.

26 (2) Use of Funds. Funds shall be used for the survey of CLTC

1 masterplan subdivision lots and unregistered CLTC properties.

2 (3) Procurement of Survey Services. The CLTC shall solicit
3 for and award surveyor services through established procurement
4 processes.

5 (4) Recordation and Registration. Department of Land
6 Management (DLM) shall assist CLTC in establishing land survey
7 priorities and shall be responsible for approving and recording all
8 properly completed survey maps. It shall also assist in fulfilling the
9 requirements for land registration for unregistered properties. The
10 CLTC shall compensate the DLM for required registration, recordation,
11 and other related administrative services.

12 (5) Hiring of Limited Term Appointments (LTA). The CLTC
13 may hire no more than two (2) persons on a Limited Term appointment
14 (LTA) for the duration of this project to serve as an Engineering
15 Technician or Engineering Aide to assist in contract monitoring and
16 map processing to ensure surveys are performed according to the
17 specifications required by the Department of Land Management.

18 (6) Reports. The CLTC shall provide a progress report every
19 six (6) months to *I Maga'låhen Guåhan* and the Speaker of *I*
20 *Liheslaturan Guåhan.*

21 **Section 3. Severability.** If any provision of this law or its application to
22 any person or circumstance is found to be invalid or contrary to law, such invalidity
23 shall not affect other provisions or applications of this law that can be given effect
24 without the invalid provisions or applications, and to this end the provisions of this
25 law are severable.