

*I Mina'trentai Singko Na Liheslaturan Guåhan*  
**BILL STATUS**

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES	NOTES
156-35 (COR)	William M. Castro Tina Rose Muña Barnes Louise Borja Muña James. C. Moylan Jose "Pedro" Terlaje	AN ACT TO ADD A NEW § 10301.2, 10301.3, §10302 (b), (c), (d) AND §10304 (b) TO ARTICLE 3, CHAPTER 10, TITLE 5, GUAM CODE ANNOTATED RELATIVE TO ENACTING THE DIGITAL LAYERS PUBLIC DOMAIN ACCESS AND BENEFIT ACT OF 2019.	6/6/19 1:19 p.m.						

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

Bill No. 156 - 35 ( COR )

Introduced by:

William M. Castro  
Tina Rose Muña Barnes  
Louise Borja Muña  
James C. Moylan  
Jose "Pedro" Terlaje

**AN ACT TO ADD A NEW § 10301.2, 10301.3, §10302 (b), (c), (d)  
AND §10304 (b) TO ARTICLE 3, CHAPTER 10, TITLE 5,  
GUAM CODE ANNOTATED RELATIVE TO ENACTING THE  
DIGITAL LAYERS PUBLIC DOMAIN ACCESS AND  
BENEFIT ACT OF 2019.**

**BE IN ENACTED BY THE PEOPLE OF GUAM:**

**Section 1: Findings and Intent.** *I Liheslaturan Guåhan* finds that a

large amount of data generated using millions of dollars of public funds by various agencies and instrumentalities of the government of Guam remains inaccessible to the public although such non-sensitive data may be used by the public for educational, research and development as well as economic purposes.

*I Liheslaturan Guåhan* further finds that there is an increasing demand by the community for such data to enable better decision making and planning relative to improving the lives of our island community.

*I Liheslaturan Guåhan* further finds that a territorial government data sharing and accessibility policy is needed to authorize wider use of such data in order to empower its citizens, spur innovation, inform government of Guam decision

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1 making and planning, develop new business ventures, contribute to the academic  
2 enterprise and generate revenue for the greater good of the citizens of Guam.  
3 *I Liheslaturan Guåhan* further finds that government of Guam agencies and  
4 instrumentalities have generated and are in possession of territorial land data that is  
5 used to inform decision making, planning and investments relative to utilities such  
6 as power, water, sewer and telephone infrastructure as well as roads, rights of way,  
7 easements, survey markers, Geographic Information Systems (GIS) and boundary  
8 maps for both commercial and residential use.

9 **Section 2.** A new § 10301.2 is *added* to Article 3, Chapter 10, Title 5,  
10 Guam Code Annotated; to read as follows:

11 “§ 10301.2. GIS information and digital map layers shall be made available  
12 in a digital format.

13 **Section 3.** A new § 10302(b), (c), (d) are *added* to Article 3, Chapter 10,  
14 Title 5, Guam Code Annotated; to read as follows:

15 “(b) Digital map layers defines how a GIS dataset is symbolized and  
16 labeled (that is, portrayed) in map views. Digital map layers include, but are not  
17 limited to, streams and lakes, terrain, roads, political boundaries, parcels, building  
18 footprints, utility lines, and orthophoto imagery.

19 “(c) GIS means Geographic Information Systems.”

20 “(d) GIS digital map layers are public map records to include but not  
21 limited to utilities and infrastructure easements such as power, water, drainage,  
22 sewer, telephone lines or roads, rights of way, survey markers, land and boundary  
23 maps.”

24 **Section 4.** A new § 10304(b) Fees and Timeframes for Information  
25 Available on Magnetic Media. is *added* to Article 3, Chapter 10, Title 5, Guam  
26 Code Annotated; to read as follows:

1           “(b) Unless otherwise provided herein, no department, agency or  
2 instrumentality of all branches of the government of Guam, including all line  
3 agencies and autonomous agencies and instrumentalities may charge fees  
4 inconsistent with the current duplication fee associated with any government  
5 agency unless such data is requested for transmittal via electronic mail or direct  
6 download to a medium such as a disc, flash drive or external flash drive. Fees for  
7 digital map media may be charged provided that such fees are set pursuant to  
8 Chapter 9, Title 5, Guam Code Annotated.

9           **Section 5.** Severability. If any provision of this Law or its application to  
10 any person or circumstance is found to be invalid or contrary to law, such  
11 invalidity *shall* not affect other provisions or applications, and to this end the  
12 provisions of the law are severable.

13 **Section 6.** Effective Date. This act *shall* be effective upon enactment.