

I MINA'TRENTA NA LIHESLATURAN GUÅHAN
2010 (SECOND) REGULAR SESSION

Bill No. 359-30(COR)

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Introduced by:

Judith P. Gutherz, DPA


An Act to Add a Sub Item (a) to § 76212 of Article 2, Chapter 76 of Title 21, Guam Code Annotated; to prohibit the transfer of all prehistoric and historic properties, antiquities, and objects owned by the people of Guam or in the inventory of the government of Guam, without legislative concurrence.

1 **BE IT ENACTED BY THE PEOPLE OF GUAM:**

2 **Section 1.** A new Sub Item (a) is hereby added to § 76212 of Article 2, Chapter 76 of
3 Title 21, Guam Code Annotated:

4 **“§ 76212. Prehistoric or Historic Objects; Public Property.**

5 The Department shall, subject to the provisions of this Chapter, determine the
6 disposition of such prehistoric *or* historic properties wheresoever located within the
7 territorial limits of the Island of Guam. Any person who disturbs properties of prehistoric
8 or historic significance *or* removes such properties from their sites without approval or
9 concurrence from the Historic Preservation Office *shall* be guilty of a felony of the third
10 degree.

11 When a private landowner *or* lessee in the territory discovers properties which may
12 be of historic significance on his property, he *shall* report the location of such objects,
13 without disturbing the properties, to the Department. All prehistoric and historic
14 properties *shall* be returned to the people of Guam, with the Guam Museum serving as the
15 depository for said properties.

1 (a) the transfer of all prehistoric and historic properties, antiquities, and objects
2 returned to, or owned by the people of Guam, and in the inventory of the government of
3 Guam; to entities, governments, or organizations outside of the territorial limits of the
4 Island of Guam shall not be effectuated without legislative concurrence, except for
5 scientific research and testing that otherwise could not be performed in Guam.