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

Resolution No. 427-30 (LS)

Introduced by:

v.c.pangelinan 

**RELATIVE TO THE DISAPPROVAL OF THE PROPOSED
RULES AND REGULATIONS FOR COMMERCIAL LEASES
BY THE CHAMORRO LAND TRUST COMMISSION.**

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

1 **WHEREAS**, the Chamorro Land Trust Commission was created in 1975 by
2 statute as recognized in Chapter 75, Title 21 Guam Code Annotated; and

3 **WHEREAS**, lands in the Chamorro Land Trust Commission inventory are
4 lands that were returned from the U. S. Government and were originally with the
5 Department of Land Management under the *Arendu* Program; and

6 **WHEREAS**, Chamorro Land Trust Commission was given the responsibility to
7 provide these lands to native Chamorros who are landless; and

8 **WHEREAS**, the Chamorro Land Trust Commission, for the past several years
9 has been scrutinized by the landowners and the public for which it serves for its
10 inconsistency on leasing to residential, agricultural and commercial applicants; and

11 **WHEREAS**, the Chamorro Land Trust Commission relies on the money
12 received from rental leases for residential, agricultural and commercial lands for
13 financial support to sustain its operations; and

14 **WHEREAS**, the Chamorro Land Trust Commission does not have an adequate
15 collection process in place to collect revenues generated by residential, agricultural
16 and commercial leases; and

1 **WHEREAS**, because of the antiquated systems in place for enforcement of the
2 Chamorro Land Trust Commission statute and rules and regulations, they experience
3 loss opportunity that would otherwise sufficiently supports its operations; and

4 **WHEREAS**, because of the inefficiency within the Chamorro Land Trust
5 Commission, thousands of native Chamorros continue to wait for land; and

6 **WHEREAS**, the Chamorro Land Trust Commission has been unable to
7 regulate existing properties within their inventory that has led to unauthorized, illegal
8 persons occupying the properties or “squatters”; and

9 **WHEREAS**, the Chamorro Land Trust Commission submitted proposed
10 amendments to their existing statute and the Paul Bordallo Rules and Regulations to *I*
11 *Liheslaturan Guahan* in June, 2010, which was referred to the Committee on
12 Appropriations, Taxation, Banking, Insurance, Retirement and Land; and

13 **WHEREAS**, pursuant to the Administrative Adjudication Law, Chapter 9, 5
14 Guam Code Annotated, the Committee on Appropriations, Taxation, Banking,
15 Insurance, Retirement and Land conducted a public hearing on Thursday, August 19,
16 2010 to receive comments and recommendations from the public; and

17 **WHEREAS** the Committee on Appropriations, Taxation, Banking, Insurance,
18 Retirement and Land received overwhelming opposition to the proposed legislation;
19 now therefore, be it

20 **RESOLVED**, that *I Mina'trenta Na Liheslaturan Guahan* recognizes the hard
21 work that the Chamorro Land Trust Commission and others who were involved in the
22 execution of the proposed legislation; and be it further

23 **RESOLVED**, that *I Mina'trenta Na Liheslaturan Guahan* based on the
24 overwhelming opposition from the numerous testimonies received at the public
25 hearing does hereby disapprove the proposed amendments to the Chamorro Land
26 Trust Commission existing statutes and the Paul Bordallo Rules and Regulations as
27 submitted; and be it further

1 **RESOLVED**, that the proposed amendments to the Chamorro Land Trust
2 Commission existing statutes and the Paul Bordallo Rules and Regulation, as
3 submitted is hereby returned to the *I Maga'lahren Guåhan* for additional review and
4 revision; and be it further

5 **RESOLVED**, that the Chairman of the Committee on Appropriations,
6 Taxation, Banking, Insurance, Retirement and Land work collaboratively with the
7 administration and the Commissioners of the Chamorro Land Trust Commission to
8 assist with suggestions and revisions to the proposed amendments to the Chamorro
9 Land Trust Commission existing statutes and the Paul Bordallo Rules and Regulations
10 as submitted to *I Mina'trenta Na Liheslaturan Guåhan*; and be it further

11 **RESOLVED**, that the Speaker certify, and the Secretary of *I Mina'trenta Na*
12 *Liheslaturan Guåhan* attest to, the adoption hereof, and that copies of the same be
13 thereafter transmitted to the Chamorro Land Trust Commission, the Compiler of Laws
14 and to the Honorable Felix P. Camacho, *I Maga'lahren Guåhan*.

15
16 DULY AND REGULARLY ADOPTED BY THE COMMITTEE ON RULES OF I
17 *MINA'TRENTA NA LIHESLATURAN GUAHAN* ON THE _____ DAY
18 OF _____ 2010.

JUDITH WON PAT
Speaker

RORY J. RESPICIO
Chairman, Committee on Rules

TINA MUNA BARNES
Legislative Secretary