

**I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN**  
**2011 (FIRST) Regular Session**

Resolution No. *30* -31(LS)

Introduced by:

R. J. Respicio *[Signature]*  
J.P Guthertz *[Signature]*  
J.T. Won Pat Ed.D *[Signature]*  
F.F. Blas, Jr. *[Signature]*  
T.C. Ada *[Signature]*  
A.B. Palacios *[Signature]*  
T.R. Muña Barnes *[Signature]*  
D.G. Rodriguez, Jr. *[Signature]*  
V. Anthony Ada *[Signature]*  
C. Dueñas *[Signature]*  
B.J. Cruz *[Signature]*  
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Sam Mabini *[Signature]*  
A.A. Yamashita *[Signature]*

2011 FEB 22 AM 11:07  
*[Signature]*

Relative to urging the Department of Defense, and in particular the Department of the Navy, to add a "fifth pillar" to the recently developed "four pillars" plan, for the purpose of properly addressing the needs and requirements of both the Federal Government and the people of Guam relative to the ongoing buildup of military forces.

1           BE IT RESOLVED BY *I MINA'TRENTAI UNU NA*  
2           *LIHESLATURAN GUÅHAN:*

3           WHEREAS, the United States Department of Defense (DoD) is  
4           actively coordinating and conducting a massive military buildup in  
5           Guam that will include permanent facilities and infrastructure to  
6           support a new Marine base, expanded facilities for warfare training,  
7           additional facilities for other branches of military service, as well as

1 new housing and additional amenities for the increased number of  
2 personnel and dependents; and

3 **WHEREAS**, in his recent visit to Guam, the Honorable Robert  
4 O. Work, Under Secretary of the Navy, on Jan. 20, 2011, outlined  
5 “four pillars” that will shape the strategy for the buildup going  
6 forward, Secretary Work saying that the pillars “were developed  
7 over the past year after listening carefully to the concerns of both the  
8 Government and people of Guam;” and

9 **WHEREAS**, Secretary Work’s “four pillars” are:

10 • *One Guam: In which DoD acknowledges and addresses the*  
11 *strain the buildup places on Guam’s infrastructure;*

12 • *Green Guam: In which DoD understands, supports and makes*  
13 *accommodations relative to the emphasis the people of Guam place on*  
14 *protecting environmental treasures;*

15 • *Cultural Sensitivity: In which DoD agrees to ‘Round-the-*  
16 *Clock unimpeded access to the ancient Chamorro Pãgat Village and*  
17 *Cave cultural and historical sites; and*

18 • *“Net negative” DoD footprint: In which DoD plans for better*  
19 *utilization of the approximately 30% of Guam’s land now under their*  
20 *control, so that they can return underutilized land to the Government*  
21 *of Guam, and to have a smaller footprint than is now the case;” and*

1           **WHEREAS**, the adoption of the “four pillars” is only a first step  
2 in the development of a working relationship between the people  
3 and Government of Guam and the DoD, and *I Liheslatura* is  
4 supportive of the concept of this approach outlined by Secretary  
5 Work, however details must still be worked out in each area; and

6           **WHEREAS**, *I Liheslatura* is cautiously optimistic that the DoD  
7 will work very hard to achieve the President’s goals, and is hopeful  
8 that DoD will work equally as hard to achieve the goals of the third  
9 and fourth pillars; and

10           **WHEREAS**, it is likely that the ancient Chamorro village of  
11 *Pågat*, and the programmatic agreement will continue to be at the  
12 center of controversy until solutions are found that are acceptable to  
13 both Guam and the DoD, and then only if those solutions are in  
14 writing and made part of a signed agreement between Guam and the  
15 Federal Government, as past experience has taught the people of  
16 Guam that promises made are not necessarily promises kept; and

17           **WHEREAS**, relative to the DoD footprint (and the entire  
18 Federal footprint) as described in the “fourth pillar,” there is no  
19 logical reason for the Federal Government to hold nearly 30% of all of  
20 Guam’s land, especially when thousands of acres will remain  
21 unused, undeveloped, and inaccessible to anyone except those who

1 are permitted on the bases, constricting local economic opportunities;  
2 and

3 **WHEREAS**, many additional issues, beyond those specifically  
4 connected to the buildup, continue to exacerbate the relationship  
5 between the Federal Government and the people of Guam, and until  
6 these issues are fully discussed and acknowledged, and measurable  
7 progress on these issues is made, *I Liheslatura* and the people of  
8 Guam *cannot* be convinced that DoD is in any way serious about  
9 “listening carefully to the concerns of both the Government and  
10 people of Guam,” as Secretary Work noted in his statement; and

11 **WHEREAS**, it is the belief of *I Liheslatura* that the DoD must, at  
12 a minimum, add a “fifth pillar” to Secretary Work’s four pillars, this  
13 fifth pillar being “*Guam’s Agenda of Priority Concerns*,” a listing of  
14 which has been presented repeatedly over the years to several  
15 Presidents, many Congresses, and to the Department of Defense,  
16 with the end result being very little progress on Guam’s federal-  
17 territorial issues, which are listed here:

- 18 1. Self-determination;
- 19 2. Political status;
- 20 3. War reparations;
- 21 4. Unreturned ancestral lands;

- 1           5. Clean-up of DoD generated environmental hazards;
- 2           6. Investigation and treatment of serious health problems
- 3           resulting from exposure to DoD generated environmental
- 4           hazards;

5           and

6           **WHEREAS**, in developing the four pillars, DoD's own research

7           of recent Guam history should have revealed that the people of

8           Guam consider these issues (individually and as a group) to be

9           critical to Guam's future, and most have been festering for many

10          years, with little more than platitudes on the part of DoD and the

11          Federal Government to address and resolve them; and

12          **WHEREAS**, the adoption of the fifth pillar will be seen by *I*

13          *Liheslatura* as a sign that DoD's proposed "four pillars" are actual

14          proposals for real action in support of the government and people of

15          Guam, and that the following more recent, yet still unresolved,

16          federal-territorial issues, which were created by blatantly

17          discriminatory acts on the part of the Federal Government, must also

18          be subject to review:

- 19           • Inequitable funding caps on Medicaid and other federally
- 20          mandated public assistance programs; these must be removed

1           *(the American citizens of Guam are treated differently than the*  
2           *American citizens living in the 50 states);*

3           • Reimbursement to the Government of Guam for all Earned  
4           Income Tax Credits (EITC) paid or owed to Guam tax filers, and  
5           a commitment to fund all future EITC payment obligations *(the*  
6           *American citizens of Guam are treated differently than the*  
7           *American citizens living in the 50 states);*

8           • Full reimbursement to the Government of Guam for the  
9           impact costs of the Compacts of Free Association *(the American*  
10           *citizens of Guam bear the balance of the costs, that have never*  
11           *been fully reimbursed, of a treaty between the United States and*  
12           *the Federated States of Micronesia, Republic of the Marshall*  
13           *Islands, and Republic of Palau);*

14           • Inclusion in the Supplemental Security Income program for  
15           the disabled *(the American citizens of Guam are treated*  
16           *differently than the American citizens living in the 50 states);*

17           • Exemption from the Jones Act, which continues to  
18           adversely impact Guam's cost of living and which applies fully  
19           **ONLY** to Guam among all U.S. insular areas *(the American*  
20           *citizens of the U.S. insular area of Guam are treated differently*

1 *than the American citizens living in all other insular areas of the*  
2 *United States); and*

3 • Promoting growth in Guam’s tourism-based economy by  
4 authorizing a Guam-Only Visa Waiver Program for visitors; and  
5 by including visitors from the Philippines, Russia and the  
6 People’s Republic of China on the list of approved countries for  
7 the Guam-CNMI Visa Waiver Program (*Guam is not permitted*  
8 *to grow its own economy, even when burdened by Federal*  
9 *inaction and constraints);*

10 and

11 **WHEREAS**, until the United States Federal government is  
12 prepared to finally and realistically address the numerous constraints  
13 and inequalities that have been forced on the people of Guam, there  
14 will always be resistance from *I Liheslatura* and the people of Guam  
15 relative to an expanded military presence that seeks to achieve its  
16 goals without consideration of the constraints placed on our island  
17 home; and

18 **WHEREAS**, when the people of Guam are treated with the  
19 dignity they deserve, and with equality as the loyal, hard-working,  
20 patriotic Americans they have always been, then *I Liheslatura* and the  
21 people of Guam will be ready to fully accept and embrace the

1 buildup and the “five pillars” in the manner that Guam’s future  
2 demands; now, therefore, be it

3 **RESOLVED**, that I *Liheslaturan Guåhan* recognizes the need for  
4 safety and security in the Asia-Pacific region, and our duty, as loyal  
5 Americans, to support our Department of Defense (DoD) and our  
6 brave men and women in uniform; and be it further

7 **RESOLVED**, that I *Liheslaturan Guåhan* also recognizes and  
8 reminds the DoD that the buildup will bring added pressures on  
9 Guam’s limited infrastructure and resources, making it necessary that  
10 DoD work in tandem with Guam and its people to create sustainable  
11 solutions for land and resources, **INFRASTRUCTURE** protection of  
12 historic and cultural treasures, timely return of unused land,  
13 elimination of inequitable federal requirements, and resolution of  
14 historic injustices that have been imposed upon the American citizens  
15 of Guam; and be it further

16 **RESOLVED**, that the Speaker certify, and the Secretary of the  
17 Legislature attest to, the adoption hereof, and that copies of the same  
18 be thereafter transmitted to the Honorable Robert M. Gates, Secretary  
19 of Defense; to the Honorable Ken Salazar, Secretary of the United  
20 States Department of the Interior; to the Honorable Ray Mabus,  
21 Secretary of the Navy; to the Honorable Robert O. Work, Under



1 Secretary of the Navy; to the Honorable Jackalyne Pfannenstiel,  
2 Assistant Secretary of the Navy for Energy, Installations and  
3 Environment; to the Honorable Tony Babauta, Assistant Secretary of  
4 the Interior for Insular Areas; and to the Honorable Edward J.B.  
5 Calvo, *I Maga'lahaen Guåhan*.

**DULY AND REGULARLY ADOPTED BY *I MINA'TRENTAI UNU*  
*NA LIHESLATURAN GUÅHAN* ON THE *th* DAY OF FEBRUARY,  
2011.**

**JUDITH T. WON PAT, Ed.D.**  
**Speaker**

**TINA ROSE MUÑA BARNES**  
**Legislative Secretary**