



Office of the Governor of Guam

P.O. Box 2950 Hagåtña, Guam 96932
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Office of the People's Speaker
vicente (ben) c. pangelinan

MAY 26 2004

TIME: 5:20 (1) AM (1) PM
RECEIVED BY: [Signature]

25 MAY 2004

Felix Perez Camacho
Governor

Kaleo Scott Moylan
Lieutenant Governor

Honorable Vicente C. Pangelinan
Speaker
I Mina Bente Siete na Liheslaturan Guåhan
155 Hesler Street
Hagåtña, Guam 96932

Dear Mr. Speaker:

Transmitted herewith is Substitute Bill No. 258, "AN ACT TO ALLOW CONTRIBUTORS TO THE CONSTRUCTION OF A COMPREHENSIVE SOCCER STADIUM TO BE ELIGIBLE FOR THE TAX CREDITS AUTHORIZED IN PUBLIC LAW 24-141, THROUGH THE AMENDMENNT OF PUBLIC LAW 24-141 AND BY ADDING A NEW ARTILE 3 TO CHAPTER 77 OF DIVISION 2 OF TITLE 12, GUAM CODE ANNOTATED," which I signed into law on April 30, 2004 as Public Law 27-85.

Anyone driving through Tiyan, during the soccer season, would notice the droves of spectators crowding the field to cheer approximately 1000 of Guam's youth soccer players as they compete against each other. Encouraged by what Bill No. 258 could bring to sports enthusiasts island wide, most especially Guam's soccer aficionados, I signed the measure into law.

Mr. Speaker, I commend you for authoring this notable piece of legislation. Bill No. 258, now Public Law 27-29, provides an incentive to contribute to the construction of a soccer stadium by ingeniously providing a credit of business privilege taxes not to exceed One Million Dollars (\$1,000,000.00) from the credits set aside for the construction of the Guam Raceway Park. Furthermore, there is a matching funds requirement wherein every dollar that is given by the government of Guam as a tax credit shall be matched by a dollar from the Guam Football (Soccer) Federation, to be expended towards the design and construction of the soccer stadium.

I also understand that the world governing body of soccer, the Federation Internationale de Football Association (FIFA), is expressing a great interest in this endeavor, specifically the construction of the stadium in Harmon. Again, this translates into great things for Guam. It is refreshing to know the immense support garnered for Bill No. 258 and for a popular pastime that is enjoyed by many of our families and friends.

Sinseru yan Magåhet,

[Handwritten signature of Felix P. Camacho]

FELIX P. CAMACHO
I Maga' låhen Guåhan
Governor of Guam

Attachment: copy attached of signed bill

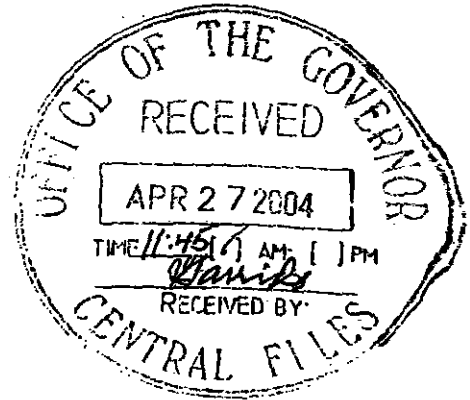
cc: The Honorable Tina Rose Muña - Barnes
Senator and Legislative Secretary



MINA' BENTE SIETE NA LIHESLATURAN GUÅHAN
 TWENTY-SEVENTH GUAM LEGISLATURE
 155 Hessler Place, Hagåtña, Guam 96910

April 27, 2004


The Honorable Felix P. Camacho
I Maga'lahen Guåhan
Ufisinan I Maga'lahi
 Hagåtña, Guam 96910



Dear *Maga'lahi* Camacho:

Transmitted herewith are Bill Nos. 178(LS), 193(COR), 256(LS), 261(LS) and 277(COR), and Substitute Bill Nos. 17(LS), 115(COR), 119(COR), 146(LS), 172(LS), 175(LS), 177(LS), 183(COR), 220(COR), 230(LS), 231(LS), 249(COR), 255(LS) and 258(LS) which were passed by *I Mina' Bente Siete Na Liheslaturan Guåhan* on April 23, 2004.

Sincerely,


 TINA ROSE MUÑA BARNES
 Legislative Secretary

Enclosures (19)

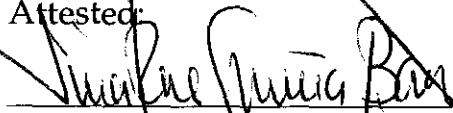
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I MINA'BENTE SIETE NA LIHESLATURAN GUÅHAN
2004 (SECOND) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

This is to certify that **Substitute Bill No. 258 (LS), "AN ACT TO ALLOW CONTRIBUTORS TO THE CONSTRUCTION OF A COMPREHENSIVE SOCCER STADIUM TO BE ELIGIBLE FOR THE TAX CREDITS AUTHORIZED IN PUBLIC LAW 24-141, THROUGH THE AMENDMENT OF PUBLIC LAW 24-141 AND BY ADDING A NEW ARTICLE 3 TO CHAPTER 77 OF DIVISION 2 OF TITLE 12, GUAM CODE ANNOTATED,"** was on the 23rd day of April, 2004, duly and regularly passed.

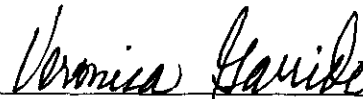
Attested:



Tina Rose Muña Barnes
Senator and Legislative Secretary

vicente (ben) c. pangelinan
Speaker

This Act was received by *I Maga'lahaen Guåhan* this 27 day of April, 2004,
at 11:45 o'clock A..M.



Assistant Staff Officer
Maga'laha's Office

APPROVED:



FELIX P. CAMACHO
I Maga'lahaen Guåhan

Date: April 30, 2004

Public Law No. 27-85

I MINA'BENTE SIETE NA LIHESLATURAN GUÅHAN
2004 (SECOND) Regular Session

Bill No. 258 (LS)

As substituted by the Committee on
Economic Development, Retirement, Investments,
Public Works and Regulatory Functions, and amended
on the Floor.

Introduced by:

v. c. pangelinan
L. A. Leon Guerrero
T. R. Muña Barnes
Toni Sanford
F. B. Aguon, Jr.
J. M.S. Brown
C. Fernandez
Mark Forbes
L. F. Kasperbauer
R. Klitzkie
J. A. Lujan
J. M. Quinata
R. J. Respicio
Ray Tenorio

AN ACT TO ALLOW CONTRIBUTORS TO THE
CONSTRUCTION OF A COMPREHENSIVE SOCCER
STADIUM TO BE ELIGIBLE FOR THE TAX CREDITS
AUTHORIZED IN PUBLIC LAW 24-141, THROUGH THE
AMENDMENT OF PUBLIC LAW 24-141 AND BY ADDING
A NEW ARTICLE 3 TO CHAPTER 77 OF DIVISION 2 OF
TITLE 12, GUAM CODE ANNOTATED.

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that Public Law 24-33 established a private sector/government partnership
4 between the Guam Football (Soccer) Association and the government of
5 Guam, for the construction of a comprehensive soccer stadium, which
6 complies with the appropriate international standards, thereby attracting
7 international soccer competitions. This would then create new economic
8 opportunities for our island community, particularly additional revenues for
9 the government of Guam.

10 Further, the soccer stadium would provide an after-school and weekend
11 sports venue for our young people, giving them the opportunity to develop
12 their interest and love for sports, which eventually diverts their attention and
13 energies into a positive one.

14 However, the Guam Football (Soccer) Association finds that because the
15 construction of a soccer stadium is quite pricey, it needs to find other ways to
16 make the project a reality.

17 Therefore, it is the intent of *I Liheslaturan Guåhan* to encourage any
18 corporations or individuals to financially assist the creation of the stadium by
19 rewarding them with favorable credit against business privilege taxes.

20 **Section 2.** Section 9 of Public Law 24-141 is hereby *amended* to read as
21 follows:

22 **“Section 9. Cap on GRT Credits for Design and Construction of**
23 **the Raceway Park.** The total amount of credits against Gross Receipt
24 Taxes for the design and construction of the raceway park authorized
25 herein shall not exceed Eight Million Dollars (\$8,000,000).”

1 **Section 3.** A new Article 3 is hereby *added* to Chapter 77 of Division 2 of
2 Title 12, Guam Code Annotated, to read:

3 **"Article 3**

4 **§77301. Credit Against Business Privilege Taxes.**

5 **§77302. Limits of Liability.**

6 **§77303. Event Admissions Assessment.**

7 **§77304. Fines and Penalties.**

8 **§77305. Cap on GRT Credits for Design and Construction of**
9 **the Soccer Stadium.**

10 **§77306. Matching Funds Required.**

11 **§77307. Public Access to Soccer Stadium.**

12 **§77308. Filing of Annual Reports.**

13 **§77309. GEDCA Report.**

14 **§77310. Rules and Regulations.**

15 **§77301. Credit Against Business Privilege Taxes.** (a) To the
16 extent that any business contributes the cost of design, labor and
17 materials that are for the construction of the Guam Football (Soccer)
18 Association's soccer stadium, it shall be entitled to credit of business
19 privilege taxes. The basis for contribution to the project shall be the
20 actual cost of the contribution plus the cost of transportation from the
21 point of origin to its destination.

22 (b) Any unused credits not used in the current tax period may be
23 carried over into subsequent tax periods until such credits are
24 exhausted.

1 (c) The total credits allowed under this Act shall not exceed the
2 actual dollar amount of the expenditures on the project.

3 **§77302. Limits of Liability.** Unless a contractor, materials
4 supplier, designer or landlord/lessor has direct involvement in the
5 operations of the soccer stadium as a director, officer, manager,
6 employee, representative or agent of the Guam Football (Soccer)
7 Association, they shall not be held liable for any civil or criminal
8 damages or penalties directly or indirectly arising from or related to the
9 operations, any use, or possession of the soccer stadium, unless it can be
10 proven that the materials or design work provided were substandard.
11 As the soccer stadium is a private venture operated by the Guam
12 Football (Soccer) Association, the government of Guam shall not be
13 liable for any claims or damages arising from the operation of the soccer
14 stadium. The Guam Football (Soccer) Association, its directors, agents,
15 consultants, employees, or other affiliated person or persons shall make
16 no representation that the government of Guam has any interest in the
17 operation of such stadium.

18 **§77303. Event Admissions Assessment.** The organizers of any
19 event held at the soccer stadium for which a fee is charged for
20 admission, shall pay to the government of Guam, an admissions
21 assessment of Two Dollars (\$2.00) per paid admission or ten percent
22 (10%) of the admission charged, whichever is less.

23 **§77304. Fines and Penalties.** To the extent that a company
24 providing materials and services for the project contained herein takes
25 more tax benefits in terms of business privilege taxes than the actual

1 value of the materials or services contributed to the project authorized
2 herein, that company shall be required to pay all interest and penalties
3 applicable under Guam law and the Internal Revenue Code for failure
4 to pay taxes in addition to payment of the actual taxes due. To the
5 extent that any individual, officer, director or other person having
6 interest in a company providing materials or services for the project
7 contained herein knowingly and willingly cause such company to take
8 more tax benefits in terms of business privilege taxes than the actual
9 value of the material or services contributed to the project, such
10 individual shall be guilty of a felony in the third degree punishable by a
11 fine of not less than Five Thousand Dollars (\$5,000) or one (1) year in
12 prison or both.

13 **§77305. Cap on GRT Credits for Design and Construction of the**
14 **Soccer Stadium.** The total amount of credits against Gross Receipts
15 Taxes for the design and construction of the soccer stadium authorized
16 herein shall not exceed One Million Dollars (\$1,000,000).

17 **§77306. Matching Funds Required.** The tax credits provided to a
18 contributor shall be in a dollar for dollar matching grant form, wherein
19 every dollar that is given by the government of Guam to the contributor
20 as a tax credit shall be matched by a dollar from the Guam Football
21 (Soccer) Federation, to be expended towards the design and
22 construction of the soccer stadium.

23 **§77307. Public Access to Soccer Stadium.** As a condition for the
24 Guam Football (Soccer) Association and its contributors to be entitled to
25 the tax benefits of the program established in this Article, the soccer

1 stadium must be available to the general public in accordance with the
2 Memorandum of Understanding with the Department of Parks and
3 Recreation governing use of the property.

4 **§77308. Filing of Annual Reports.** (a) The Guam Football
5 (Soccer) Association shall annually submit a copy of the financial
6 statement required in 18 GCA §14102 to the Speaker of *I Liheslaturan*
7 *Guåhan*, the Public Auditor, and the Administrator of GEDCA.

8 (b) The Guam Football (Soccer) Association must ensure that it is
9 current with all its Articles and By-Laws, and should there be any
10 amendments to such documents, it should immediately file such
11 amendments to the Department of Revenue and Taxation.

12 **§77309. GEDCA Report.** GEDCA shall submit a report to *I*
13 *Liheslaturan Guåhan* detailing the impact of the program on the Gross
14 Receipts Taxes, sports, and economic activities on Guam. GEDCA shall
15 also include in its report its monitoring efforts and any other
16 information related to the program. The report shall be transmitted to *I*
17 *Liheslatura* on an annual basis until the One Million Dollars (\$1,000,000)
18 GRT cap pursuant to §77305 of this Article is exhausted.

19 **§77310. Rules and Regulations.** GEDCA shall submit to *I*
20 *Liheslaturan Guåhan* within thirty (30) days upon the enactment of this
21 Article, rules and regulations governing the implementation of the tax
22 credits portion of this Article.”

23 **Section 4. Severability.** *If any provision of this Act or its application to*
24 *any person or circumstances is found to be invalid or contrary to law, such*

1 invalidity shall *not* affect other provisions or applications of this Act which
2 can be given effect without the invalid provisions or applications, and to this
3 end the provisions of this Act are severable.

RECEIVED

APR 13 1999
Gonzalez
ATTORNEY GENERAL'S OFFICE
4:40 pm

(Space Above Line For Recorder's Use Only)

License Agreement

THIS LICENSE AGREEMENT ("License") is made and entered into as of this 1st day of January, 1999, by and between the **DEPARTMENT OF PARKS & RECREATION**, Government of Guam, whose mailing address is *Post Office Box 2950, Hagatña, Guam, 96932* (hereinafter referred to as "LICENSOR") and the **GUAM FOOTBALL (SOCCER) ASSOCIATION**, a non-profit Association, whose mailing address is *Post Office Box 5093, Hagatña, Guam, 96932* (hereinafter referred to as "LICENSEE").

WITNESSETH:

WHEREAS, pursuant to Public Law 24-33, the Department of Parks and Recreation and the Guam Football (Soccer) Association are authorized to enter into a License Agreement for the development of a soccer stadium and related facilities for a period of thirty (30) years;

NOW, THEREFORE, in consideration of the rent hereinafter paid and acknowledged and of the covenants herein contained to be observed and performed, LICENSOR does hereby demise and lease unto LICENSEE and LICENSEE does hereby lease from LICENSOR, the real property described in Section 1 below:

1. **DESCRIPTION OF PROPERTY:**

A portion of Lot 10142 NEW, portion of Tract 100, Dededo, Guam, bounded on the East and South by the AV Gas Fast System Pipeline, the North by Harmon Loop Road and the West by Baseball and Softball Fields, containing an area of 30,000± square meters as shown on Drawing No. C-1, Sheet 3 of 47, Overall Site Plan for the Guam Sports Complex On-Site Infrastructure, prepared by J.M. Aquino, P.C., a reduced copy of which is attached hereto, marked Exhibit "A", and incorporated herein by this reference.

2. **TERM OF LICENSE:** To have and to hold the same, together with the improvements thereon and the easements, privileges and appurtenances thereunto belonging or appertaining, collectively herein called "Premises" unto LICENSEE for a term of thirty (30) years, commencing *January 1, 1999*, and ending *December 31, 2029*, unless the term shall be sooner terminated as hereinafter provided, or extended by authorization of the Guam Legislature.

3. **RENTAL:** LICENSEE agrees to pay the annual rental sum of One Dollar (\$1.00) per year.

4. **PAYMENT OF RENTALS:** The rent shall be paid yearly, in advance, commencing on January 1, 1999, and continuing on the 1st day of each year thereafter for the remainder of this License Agreement.

5. QUIET ENJOYMENT OF THE DEMISED PREMISES: LICENSOR hereby covenants with LICENSEE that upon payment by LICENSEE of the rent as aforesaid and upon observance and performance of the covenants and conditions by LICENSEE hereinafter contained, LICENSEE shall peaceably hold and enjoy the Premises for the term hereby demised without hindrance or interruption by LICENSOR or any other person lawfully or equitably claiming by, through or under LICENSOR.

LICENSOR AND LICENSEE HEREBY COVENANT with each other as follows:

6. DELIVERY OF RENT AND NOTICES--METHOD AND TIME.

(a) All rents or other sums, notices, demands, or requests from one party to another may be personally delivered or sent by mail, certified or registered, postage prepaid, to the addresses stated in this paragraph, and shall be deemed to have been given at the time of personal delivery or at the time of mailing.

(b) All rents and other sums payable by LICENSEE to LICENSOR shall be by check payable to LICENSOR, delivered in person or mailed to LICENSOR at *Post Office box 2950, Hagatña, Guam, 96932*, or such other address as LICENSOR may designate in writing.

(c) All notices, demands or requests from LICENSEE to LICENSOR shall be given to LICENSOR at *Post Office Box 2950, Hagatña, Guam, 96932*.

(d) All notices, demands or requests from LICENSOR to LICENSEE shall be given to LICENSEE at *Post Office Box 5093, Hagatña, Guam, 96932*.

(e) Each party shall have the right, from time to time, to designate a different address by notice given in conformity with this section.

7. **UTILITIES AND CHARGES:** LICENSEE will pay all charges for water, electricity, telephone and other utilities used upon the Premises during the term of this License.

8. **OBSERVANCE OF LAWS AND INDEMNIFICATION OF LICENSOR.** LICENSEE will observe all laws and ordinances imposed by governmental authority and will indemnify LICENSOR against all actions, lawsuits, damages and claims by whomsoever brought or made by reason of the nonobservance or nonperformance of this covenant or by reason of any accident upon the Premises.

9. **USE OF PREMISES:**

(a) LICENSEE may use, improve or develop the Premises or any part thereof for the construction and maintenance of two (2) soccer fields and any accompanying stadium, bleachers and necessary structures for the use of the premises for soccer.

(b) LICENSEE shall manage, maintain and operate the facilities as well as schedule all events to be conducted within the facilities.

9.1 LICENSEE further agrees as follows:

- a. TO develop, improve and beautify and upkeep said premises as two (2) soccer fields;
- b. TO design the facilities to be constructed and prepare plans and specifications for the development of said soccer fields within six months from the execution of this License which shall be paid for by the Guam Football (Soccer) Association, LICENSEE herein;
- c. TO, in conjunction with the Department of Public Works, obtain all necessary approvals and permits for the construction of soccer fields, bleachers, stadium, and whatever facilities are to be constructed on the premises for the use as a soccer field;

- d. TO construct the facilities within two (2) years of submission of the final design;
- e. TO pay all applicable permit fees and coordinate with all governmental agencies affected by the project, as required;
- f. TO landscape the fields as necessary to meet international standards for the sport of soccer;
- g. TO regularly remove and dispose of all trash and debris;
- h. TO regularly maintain the grounds, including mowing the grass, cutting and trimming and/or pruning any shrubbery as necessary to ensure an attractive surrounding;
- i. TO, if applicable, repair, paint and maintain all improvements in an attractive and functional condition;
- j. TO name one of the fields to be constructed "*The Robbie Webber Youth Soccer Field*"; and,
- k. This License shall be the operating agreement as required by Public Law 24-33.

10. All work done by LICENSEE shall be pleasing, attractive and safe to all persons using and patronizing the field and facilities.

11. LICENSEE shall indemnify and hold LICENSOR harmless from any and all claims, lawsuits, damages, injuries and/or liabilities arising from any negligence on the part of LICENSEE, its agents, or employees in the performance of developing and/or maintaining the premises.

12. **CONSTRUCTION.** The construction costs of the facilities shall be paid for by LICENSEE and the Government of Guam, with the Government of Guam's share to be the amount allocated for the soccer stadium in Public Law 23-100 and any other appropriations provided by the Guam Legislature.

13. **LICENSEE NOT TO COMMIT WASTE.** LICENSEE covenants not to commit waste upon the Premises and upon the expiration of the term of this License, or any renewal thereof, to deliver peaceable possession of the Premises to LICENSOR.

14. LICENSEE TO HOLD LICENSOR HARMLESS OF LIENS AND ENCUMBRANCES. LICENSEE shall indemnify and hold LICENSOR harmless against all liens and encumbrances against the LICENSOR's interest in the Premises.

15. WARRANTY. LICENSOR warrants that the Premises are free and clear of all encumbrances and that it has good right to license the same.

16. LICENSEE'S RIGHT TO BUILD AND OWNERSHIP OF IMPROVEMENTS AND FIXTURES.

(a) LICENSEE shall have the right but not the obligation at any time and from time to time during the term of this License, to erect, maintain, alter, remodel, reconstruct, rebuild and replace buildings and other improvements on the Premises, and correct and change the contour of the Premises, subject to the conditions that the cost of any such construction, reconstruction, or of any change, alteration, or improvements, shall be borne and paid for by LICENSEE. In the event said improvements or any part thereof shall be destroyed or damaged by fire or any other casualty, then and as often as the same shall happen all insurance proceeds, if any, on the Premises shall be available for and be used by LICENSEE to repair or replace the damaged or destroyed improvements.

- i. It is expressly understood and agreed that any and all buildings and improvements of whatsoever nature at any time construed, placed, or maintained upon any part of the Premises shall enure to LICENSOR upon the termination of said License and any extensions thereof.

17. ASSIGNABILITY AND SUBLEASING. LICENSEE, with the consent of the Legislature, may transfer this License.

18. CONSENT AND APPROVAL. Whenever LICENSOR's consent or approval is required under the terms of or in connection with this License such consent or approval shall not be arbitrarily or unreasonably withheld and no money shall be charged therefor other than for a reasonable fee for processing the same.

19. UNAVOIDABLE DELAY--FORCE MAJEURE. If either party shall be delayed or prevented from the performance of any act required by this License by reason of acts of God, strikes, lockouts, labor troubles, inability to procure materials, or other cause, without fault and beyond the reasonable control of the party obligated (financial inability excepted) performance of such act shall be excused for the period of the delay, and the period equivalent to the period of such delay, provided, however, nothing in this section shall excuse LICENSEE from the prompt payment of any rental or other charge required of LICENSEE except as may be expressly provided elsewhere in this License.

20. DEFAULT. The following events shall be deemed to be events of default by LICENSEE under this License, and should such events occur, shall have the property revert back to the Government of Guam:

(a) LICENSEE shall fail to pay any installment of rent hereby reserved or other charges required to be paid by LICENSEE under the terms of this License and such failure shall continue for a period of thirty (30) days from and after the date written notice specifying such failure is delivered to LICENSEE; or

(b) LICENSEE shall fail to comply with any terms, provisions or covenants of this License, other than the payment of rent or other charges, and shall not commence to remove or to cure such failure within sixty (60) days from and after the date written notice specifying such failure is delivered to LICENSEE or, having commenced to remove or to cure such failure within said sixty (60) day period, LICENSEE thereafter fails to proceed with reasonable diligence to completely remove or cure such failure.

21. **GENDER.** The use of any gender shall include any and all genders and the use of any number shall be construed as singular or plural, as the case may be. The headings of paragraphs herein are inserted only for convenience and reference and shall in no way define or limit the scope or intent of any provision of this License. This License shall inure to the benefit of and be binding upon all of the parties hereto and their successors, successors in trust and assigns.

22. **COUNTERPARTS.** This License may be executed in several counterparts, each of which shall be deemed an original, but all of which shall constitute one and the same agreement, which shall be binding upon all parties hereto notwithstanding that all of the parties are not signatories to the same counterpart.

23. **COMPUTATION OF TIME.** The time in which any act provided by this License is to be done is computed by excluding the first day and including the last, unless the last day is a Saturday, Sunday or holiday, and then it is also excluded. The term "holiday" shall mean all holidays specified in Sections 200 and 201 of the Government Code of Guam.

24. **GENERAL PROVISIONS.**

(a) **Conditions and Covenants:** All the provisions of this License shall be deemed as running with the land, and construed to be "conditions" as well as "covenants" as though the word specifically expressing or imparting covenants and conditions were used in separate provisions.

(b) **Entire Agreement:** This License contains the entire agreement of the parties with respect to the matters covered by this License, and no other agreement, statement, or promise made by any party, or to any employee, officer, or agent of any

party, which is not contained in this License or executed pursuant hereto shall be binding or valid.

25. **TIME OF ESSENCE**. Time is of the essence of this License, and of each provision.

26. **GOVERNING LAW**. The laws of Guam shall govern the validity, construction, and effect of this License. Whenever in this License any words of obligation or duty are used in connection with either party, such words shall have the same force and effect as though framed in the form of express covenants on the part of the party obligated.

27. **REMEDIES CUMULATIVE**. The various rights, options, elections or remedies of LICENSOR and LICENSEE, respectively, contained in this License shall be cumulative and no one of them shall be construed as exclusive of any other, or of any other right, priority or remedy allowed or provided for by law and not expressly waived in this License.

28. **COVENANT TO EXECUTE ADDITIONAL INSTRUMENTS**. The parties agree to execute and deliver any instruments in writing necessary to carry out the agreement, term, condition, or assurance in this License whenever occasion shall arise and request for such instruments shall be made.

29. **LICENSE TERMS SEVERABLE**. If any terms, provision, covenant or condition of this License should be held by a court of competent and final jurisdiction to be invalid, void or unenforceable, the remainder of this License shall continue in full force and effect and shall in no way be affected, impaired, or invalidated thereby.

In all other respects, said License shall continue in full force and effect.

IN WITNESS WHEREOF, the undersigned have executed this License Agreement on the date first written above.

LICENSOR:

LICENSEE:

DEPARTMENT OF PARKS & RECREATION
Government of Guam

GUAM FOOTBALL (SOCCER) ASSOCIATION

By [Signature]
Its Director

By [Signature]
E. CARL WEGNER
Its President

APPROVE D:

OFFICE OF THE GOVERNOR
Governor of Guam

OFFICE OF THE ATTORNEY GENERAL

By [Signature]
~~GARL T. O. OUTHIERREZ~~
Governor of Guam

By [Signature]
John F. Torontino
Attorney General of Guam

STATEMENT RE: AVAILABILITY OF WATER AND POWER

The Guam Football (Soccer) Association, LICENSEE to the License Agreement to which this Statement is attached, hereby acknowledges that:

WATER AND POWER ARE IMMEDIATELY AVAILABLE ON THE PROPERTY OR WITHIN 100 FEET OF THE PROPERTY.

LICENSEE:

GUAM FOOTBALL (SOCCER) ASSOCIATION

DATED: _____

By [Signature]
E. CARL WEGNER, President

GSA/LICENSE

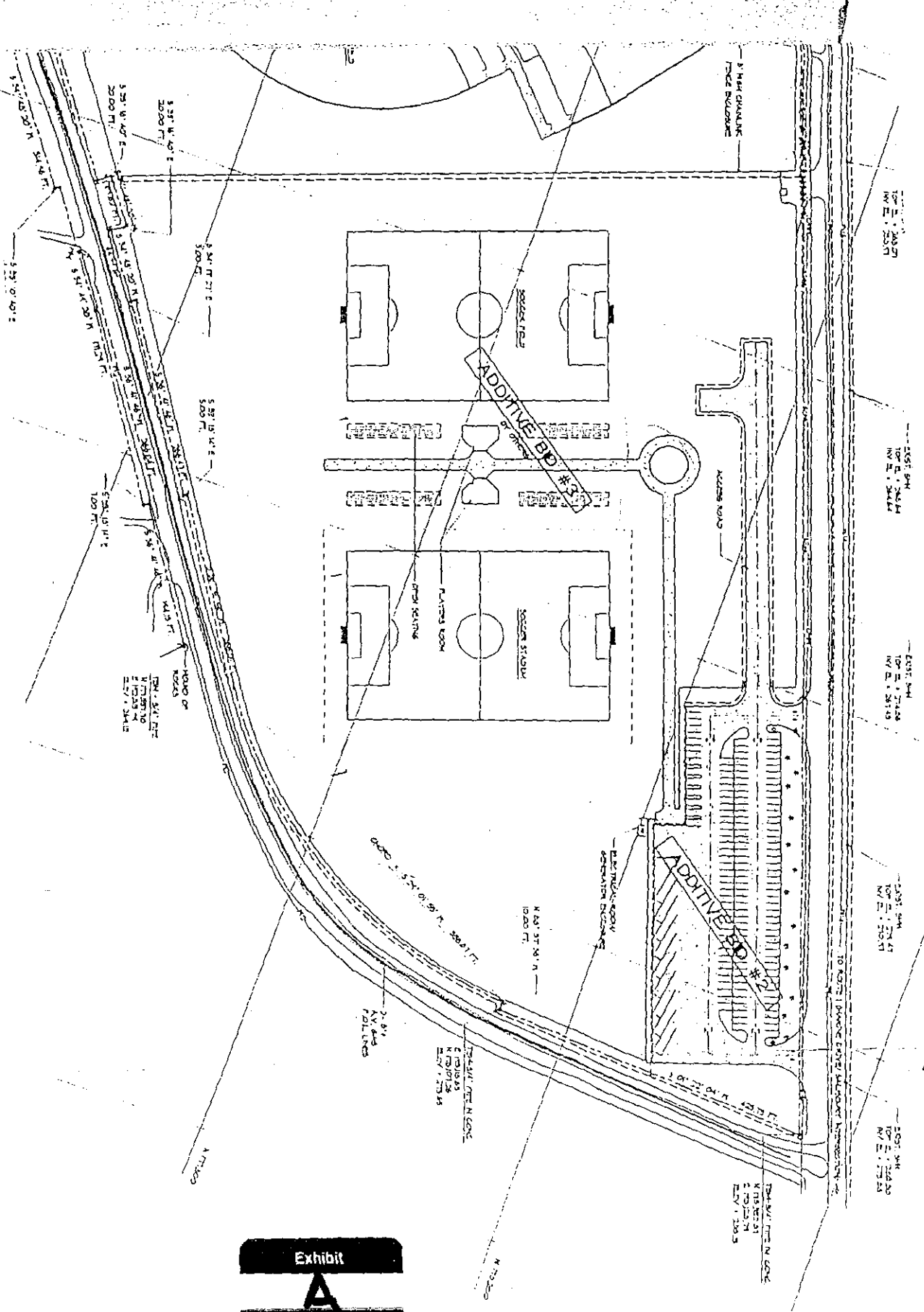


Exhibit
A



Office of Senator Antoinette (Toni) Sanford
Assistant Majority Leader

TWENTY-SEVENTH GUAM LEGISLATURE

Chairwoman, Committee on Economic Development, Retirement, Investments, Public Works and Regulatory Functions
Suite 15B, 777 Route 4, Sinajana, Guam 96910 / Telephone (671) 479-8664/6 Fax (671) 479-8667 Email: senatorsanford@ite.net

April 2, 2004

Senator Lou Leon Guerrero
Chairperson, Committee on Rules & Health
TWENTY-SEVENTH GUAM LEGISLATURE
155 Hesler Street
Hagatna, Guam 96910

Dear Senator Leon Guerrero,

The Committee on Economic Development, Retirement, Investments, Public Works and Regulatory Functions, to which Bill No. 258 (LS) An act to allow contributors to a construction of a sports facility by a non-profit organization to be eligible for the tax credits authorized in Public Law 24-141, through the amendment of Public Law 24-141. was referred, wishes to report its findings and recommendation TO DO PASS as substituted by the Committee.

The voting record is as follows:

TO PASS

6

NOT TO PASS

0

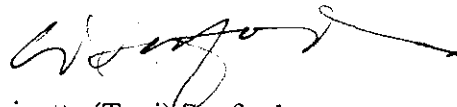
ABSTAIN

0

TO PLACE IN INACTIVE FILE

0

Copies of the Committee report and other pertinent documents are attached.


Antoinette (Toni) Sanford

Attachment.



Office of Senator Antoinette (Toni) Sanford
Assistant Majority Leader

TWENTY-SEVENTH GUAM LEGISLATURE

Chairwoman, Committee on Economic Development, Retirement, Investments, Public Works and Regulatory Functions
Suite 15B, 777 Route 4, Sinajana, Guam 96910 / Telephone (671) 479-8664/6 Fax (671) 479-8667 Email: senatorsanford@ite.net

April 2, 2004

MEMORANDUM

TO: Committee Members
FROM: Chairwoman
SUBJECT: Committee Report and Voting

Transmitted herewith for your information and action is the report on Bill No. 258 (LS) An act to allow contributors to a construction of a sports facility by a non-profit organization to be eligible for the tax credits authorized in Public Law 24-141, through the amendment of Public Law 24-141.

Please review the report and take the appropriate action on the voting sheet. Your prompt attention and action on this matter is greatly appreciated. Should you have any questions regarding the report or accompanying documents, please do not hesitate to contact me.

A handwritten signature in black ink, appearing to read "Antoinette Sanford".

Antoinette (Toni) Sanford

Attachment.



Office of Senator Antoinette (Toni) Sanford

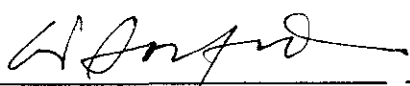
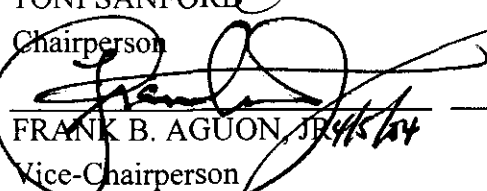

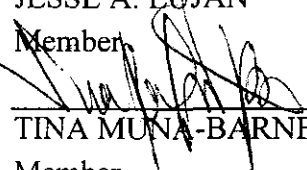


Assistant Majority Leader

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Bill No. 258 (LS) An act to allow contributors to a construction of a sports facility by a non-profit organization to be eligible for the tax credits authorized in Public Law 24-141, through the amendment of Public Law 24-141 as substituted.

	TO PASS	NOT TO PASS	TO ABSTAIN	INACTIVE FILE
 TONI SANFORD Chairperson	<input checked="" type="checkbox"/>			
 FRANK B. AGUON, JR. Vice-Chairperson	<input checked="" type="checkbox"/>			
LARRY KASPERBAUER Member				
 LOU LEON GUERRERO Member	<input checked="" type="checkbox"/>			
JESSE A. LUJAN Member	<input checked="" type="checkbox"/>			
 TINA MUNA-BARNES Member				
JOHN M. QUINATA Member				
 RORY J. RESPICIO Member	<input checked="" type="checkbox"/>			
 BEN C. PANGELINAN Speaker & Ex-officio Member	<input checked="" type="checkbox"/>			

MINA'BENTE SIETE NA LIHESLATURAN GUÅHAN
2004 (SECOND) Regular Session

Bill No. 258 ()

As Substituted by the
Committee on Economic Development,
Retirement, Investments, Public Works and
Regulatory Functions.

Introduced by:

v.c. pangelinan
L.A. Leon Guerrero

T&N SANFORD

R/RECIBIO NY

F.B. ANTONIO

**AN ACT TO AUTHORIZE CREDITS AGAINST
BUSINESS PRIVILEGE TAXES FOR CONTRACTORS,
DESIGNERS AND MATERIAL SUPPLIERS FOR
WORK DONE ON THE DEVELOPMENT OF A
COMPREHENSIVE SOCCER STADIUM FOR THE
GUAM FOOTBALL (SOCCER) ASSOCIATION.**

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan*
3 finds that Public Law 24-33 established a private sector/government
4 partnership between the Guam Football (Soccer) Association and the
5 government of Guam, for the construction of a comprehensive soccer
6 stadium, which complies with the appropriate international standards,
7 thereby attracting international soccer competitions. This would then
8 create new economic opportunities for our island community,
9 particularly additional revenues for the government of Guam.

10 Further, the soccer stadium would provide an after-school and
11 weekend sports venue for our young people, giving them the

**COMMITTEE ON ECONOMIC DEVELOPMENT, RETIREMENT,
INVESTMENTS, PUBLIC WORKS, AND REGULATORY FUNCTIONS**

Twenty-Seventh Guam Legislature
155 Hesler Street, Hagatna Guam 96910



**COMMITTEE REPORT
ON**

Bill No. 258 (LS) An act to allow contributors to a construction of a sports facility by a non-profit organization to be eligible for the tax credits authorized in Public Law 24-141, through the amendment of Public Law 24-141.

COMMITTEE MEMBERS

Chairperson Senator Toni Sanford
Vice-Chairperson Senator Frank B. Aguon, Jr.

Majority Members

Senator Lou Leon Guerrero
Senator Tina Muna Barnes
Senator John M. Quinata
Senator Rory Respicio
Speaker ben c. pangelinan (ex-officio)

Minority Members

Senator Jesse A. Lujan
Senator Larry Kasperbauer

I. OVERVIEW

A. Purpose and Essential Elements

INTENT

To authorize and approve that tax credits are eligible for contributors to construct a sport facility by a non-profit organization authorized in Public Law 24-141 with the amendments made to Public Law 24-141.

SECTION BY SECTION

Section 1. Findings and Intent. States that under Public Law 24-141, any businesses who contribute to the cost of design, labor and materials for the construction and development of a specific non-profit corporation's race track facility be entitled to credit of business privilege taxes. To broaden the pool of eligible entities that want to participate in the program, which will help provide a facility where any member of the island community can participate in recreational activities. This also creates economic opportunities to the island and its people.

Section 2. Act to be known as "Community Sports Facilities Development Act of 2003".

Section 3. Section 1 of Public Law 24-141 is hereby repealed and reenacted in its entirety.

Section 1. Definition. As used in this Act.

sports facility: shall mean a sports facility on Guam constructed by an organization under the provision of Act which shall be open to and available for use by the general public.

Organization: shall mean a non-profit sports organization or a non-profit sports corporation.

Language from previous law amended with these two terms. Most of the changes are minor from PL 24-141 changing only language to accommodate present facility.

Section 4. Section 2 of Public Law 24-141 is **amended**.

Section 2. Credit Against Business Privilege Taxes. (a) To the extent that any business contributes the cost of design, labor and materials that are ~~for to the~~ construction and development of ~~the Guam Racing Federation's race track facility~~ a sports facility, it shall be entitled to credit of business privilege taxes. Language that is amended and replaced, "~~the Guam Racing Federation's race track~~" facility replaced with "a sports facility". Language in Page 4 line 1 "~~the Guam Racing Federation~~" replaced with "an organization" the same with line 6. Line 13 and 14 ADDS "and Commerce" to the Guam Economic Development and Commerce Authority (GEDCA).

Section 5. Section 3 of Public Law 24-141 is **amended**.

Section 3. Exemption of Real Property Taxes on Property Used for ~~the Racing Sports Facilities~~. **Language changes from previous to accommodate present type of facility.**

Section 6. Section 5 of Public Law 24-141 is **amended**.

Section 5. Limits of Liability. Line 10, 14 and 15 amends "~~Race Park~~" with new "a sports facility". Line 12 amends "~~Guam Racing~~" with "organization". Line 16 and 17 changes "~~the racing park~~" with "a sports facility". Also amended in line 17 and line 1 of Page 7 the word "an" was added and "~~non-profit corporation~~" was repealed and replaced with "organization". Line 3 and 4 had change of adding "sports" and repealing and replacing "~~Guam Racing Federation~~" with "organization". **Again language just substituted from previous law to make way for new type of facility.**

Section 7. Section 6 of Public Law 24-141 is **amended**.

Section 6. Event Admission Assessment. The organizers of any event held at ~~the raceway park~~ a sports facility for which a fee is charged for admission, shall pay to the Government of Guam, an admissions assessment of Two Dollars (\$2.00) per paid admission or ten percent (10%) of the admission charged, whichever is less.

Section 8. Section 9 of Public Law 24-141 is amended.

Section 9. Cap on GRT Credits for Design and Construction of the ~~Raceway Park Sports Facilities~~. The total amount of credits against Gross Receipt Taxes design and construction of ~~raceway park sports facilities and for the property lease payments, as well as the exemption of Real Property taxes~~ authorized herein shall not exceed Nine Million Dollars (\$9,000,000) ~~for all projects and Property~~.

Section 9. Section 10 of Public Law 24-141 is amended.

Section 10. Ceasing of Operations: Assignment of Use of Property to the Government of Guam. ~~The Guam Racing Federation~~ A participating organization shall assign the rights to occupy and use the property on which the ~~raceway park sports facility~~ is located to the Government of Guam.

The terms in section 10 "~~Guam Racing Federation~~" is strikethrough and replaced with "organization" and the term "~~raceway park~~" is replaced with "sports".

Throughout this section the term "~~non-profit~~" is repealed and struck through.

Section 10. A new Section 12 is hereby added to Public Law 24-141:

Section 12 added to PL 24-141. **Matched Funds Required.** The tax credits provided to a contributor shall be in a dollar for dollar matching grant form. Every dollar that is given by Gov. Guam to contributor as tax credit is to be matched by a dollar from organization benefiting from contribution and to be expended to the design and construction of the sports facility.

Section 11. A new Section 13 is hereby added to Public Law 24-141:

Section 13 added to PL 24-141. **Sports Facilities to be Open to the Public.** For an organization and its contributors to be entitled to tax benefits of the program established in Act, the sports facility must be available to the general public. It is to be regularly open at no cost to the individual utilizing the sports facility.

Section 12. A new Section 14 is hereby added to Public Law 24-141:

Section 14 added to PL 24-141. **Filing of Annual Reports.** Organizations benefiting from this Act is to annually submit a copy of financial statement required in 18 GCA §14102 to the Speaker of Legislature, Public Auditor, and the Administrator of GEDCA.

Section 13. A new Section 15 is hereby added to Public Law 24-141:

Section 15 added to PL 24-141. **GEDCA Report.** GEDCA to submit report to Legislature of Guam detailing impact of program on the Gross Receipt Taxes, sports and economic activities on Guam. In the report, GEDCA is to include monitoring effects and any information related to program. Report is to be transmitted to Legislature on an annual basis until Nine Million Dollars (\$9,000,000) GRT cap pursuant to Section 9 of Public Law 24-141 is exhausted.

Section 14.

GEDCA to amend rules and regulations, adopted by Public Law 25-27, to reflect changes made herein, in accordance with the Administrative Adjudication Law, and will submit to the Legislature of Guam the changes within thirty (30) days upon the enactment of this Act.

Section 15. Standard Severability Clause

B. Public Hearing Conducted

The Committee on Economic Development, Retirement, Investments, Public Works and Regulatory Functions conducted a public hearing on 9:00am , Monday, March 8, 2004 in the Legislative Public Hearing Room, I Liheslaturan Guahan, in Hagatna. Public notice was provided on February 27, 2004 and March 4, 2004.

Committee Chairwoman Toni Sanford called the public hearing to order at 11:24 am in the Legislative Public Hearing Room. Committee members present were: Speaker Ben C. Pangelinan, Senators Tina Muna Barnes, and Larry Kasperbauer.

Mr. Gerard Perez, Administrator of the Guam Economic Development and Commerce Authority and Mr. James Martinez, did not appear before the Committee and submitted written testimony on the Bill.

Individuals who appeared before the Committee and provided testimony were:

Mr. Richard Lai, President of the Guam Football Association and Committee Chairman of the Guam Visitors Bureau's Sports Tourism Committee; Mr. Dennis Zermeno, Department of Parks and Recreation Commissioner; Former Senator Mark Charfauros, Commissioner of the Guam Baseball Federation; Mr. Frank B. Aguon, Assistant Administrator for the Guam Little League Association; the Honorable Michael Bordallo, General Secretary of the Guam Football Association; and Mr. Angel Calugay, Executive Director of the Guam Interscholastic Federation.

II. SUMMARY OF TESTIMONY

Speaker Pangelinan explained the general intent of Bill 258 amends Public Law 24-141 which set aside \$9 million in GRT credits for construction of one single facility on the island; the Guam Raceway Park. Given that the raceway project is well on its way and is generating revenue, Bill 258 seeks to expand that tax credit – we're not expanding the amount of money – to allow other organizations can apply under the same rules and regulations to also take advantage of tax credits for donations that are given to them towards the construction of sports facilities by non profit organizations. In addition, because we don't have that much money to give – we are requiring the tax credits be prioritize to those organizations that will contribute money toward the construction of the project, so it is a matching fund requirement. If a sports organization comes up with \$300,000 in its own funding through any kind of mechanism for the construction of the facility, then they are eligible for \$300,000 in tax credits. The current PL 24-141 does not require the current organization to contribute anything at all towards that and relies purely on the donations; this doubles our money made available for sports facilities and puts a little responsibility on the organization to raise some money which I think is fair.

James A. Martinez, Executive Director of the Guam Contractors' Association submitted written testimony in support of Bill 258 and suggested a similar bill be introduced to offer tax credits for the construction of a cultural center. He stated he expected these tax credits would not have an adverse affect on the department of Education's funding resource and yet provide for badly needed sports facilities throughout the island.

Mr. Gerald S.A. Perez, Administrator of the Guam Economic Development and Commerce Authority also submitted 'cautionary' written testimony on Bill 258. Mr. Perez stated GEDCA's records indicate to date, the Gross Receipts Taxes cap of \$9 million as provided for in Public

Law 24-141 has nearly been reached. Other concerns on Bill 258 include: the need for an improved definition of 'qualified' sports facilities to avoid potential abuse; responsibility and funding for the required economic impact assessments; and publicly supported facilities envisioned in Bill 258 need to address operational and maintenance responsibilities to that the admissions fees and other non profit revenues are sufficient to cover these expenses and allow the safe use of these facilities.

Mr. Richard Lai, Chairman of the Guam Visitors Bureau's Sport Tourism Committee and President of the Guam Football Association appeared before the Committee and provided oral testimony in favor of Bill 258. Mr. Lai stated the 'matching fund' requirement in the bill lends itself to further providing economic stimulus to the economy as well as improve the opportunities to build and repair sports facilities on island. His own Football Association received a \$500,000 grant (an off-island investment) from the FIFER currently constructing 2 full sized football fields plus 1 three thousand square foot building; total construction costs are \$500,000 and they expect the project to be completed by end of April. One of the assurances provided by FIFER is that if the project were successfully completed this year, his Football Association would qualify for another grant. The grant requirements are strict and look at how the local government contributes and supports sports all over the world. Bill 258 is a strong indication and demonstrates the government of Guam's support for his association's efforts.

Mr. Lai stated the football Association has been involved over many years in sending island youths off-island to compete in national competitions. Just this year alone, the Association is sending 7 teams off island. Having just return island from Tokyo – the Association a 'hosting right' for this year for East Asian Youths under 15 Festival. They will provide the Association with \$300,000 grant to run the tournament in Guam. This means the Association will be circulating that \$300,000 into the local economy. He stated the sports tourism potential has no limits – if the community and the government can work together to harness its potential. Mr. Lai stated he supports the bill because it is 'not a hand-out' bill; it doesn't give out money for free – it will require sports organizations to work hard to find the initial money. He stated by utilizing an already established cap of \$9 million – we're not introducing a bill or setting aside additional money to set the government back in any additional tax money. Mr. Lai stated he supports the bill and asked whether it may be possible to give his Football Association credit for the initial \$500,000 grant he has received to construct the two new fields.

Mr. Dennis Zermeno, Chairman of the Parks and Recreation Commission appeared before the Committee and provided oral testimony in favor of the Bill. He stated he also supports the provision of the 'matching fund requirement' – he stated it mirrors the former Sports Travel Fund – it makes sports groups become involved in the process and made the program more than a handout. He stated under Section 1 – 'organizations shall mean non profit sports organizations or non profit sports corporations' – he would request that the word 'certified' be added to define a non profit sports organization or a non profit sports corporation. The reason being is so many times, groups get waivers and grants and it's unclear about their legitimacy and if they're really following the agreements set up by the government. Mr. Zermeno raised the example of 'Two Lovers' Point – an MOU was executed between the government of Guam and a private owner in

1998 to create a non-profit entity comprised of a board of directors to collect the funds, operate and maintain the park. In reality that group really doesn't exist – we can't be blind; on paper it look really good but again, there was no follow up in the Legislation to make sure a) the group was formed and b) it performed the task at hand.

Mr. Zermeno stated when talking about a certified group – it would have to be more than just a Revenue and Taxation certification of tax exemption – that should be just the beginning. The group should also show:

- 1) 'ongoing' proof of tax filings; it should be continuous;
- 2) they should submit their Articles of Incorporation and By-Laws and any changes that take place over the time of this operation must be submitted;
- 3) they must provide the certified list of board of directors and any changes;
- 4) they must show profit and loss statements and of course as per Section 14 a financial statements.

These provisions will simply make sure that the group that gets the benefit, in fact, continues to operate properly – they're benefiting from tax money. The certified status is important because there is the waiver of real property taxes. If you're waiving real property taxes – who are you waiving them to – how legitimate, how proper, how organized these groups that are getting the benefits. These are reasonable methods of accountability that legitimate organizations would be proud to provide in return for the tax dollars.

Referring to Section 4 of the Bill 'any corporation, individual, or association who extends a non revocable use permit for at least 30 yrs. Etc,' Mr. Zermeno stated the legislation could go a step further. The government of Guam has Territorial Park and recreational facilities; the government of Guam also has territorial sites that have never been developed. In the '70s, then Governor Bordallo set aside the site where the Territorial Sports Complex area in Dededo, however it sat dormant for many years. The South Pacific Games were coming in 1975 and from that time until the 1999 South Pacific Games – nothing happened at the Dededo Sports Complex because the government was unable to move on these plans. Why not incorporate the right for the government to be involved in the same process on undeveloped designated land that has already been set aside for Territorial recreational facilities? Little League Baseball has been talking for several years about wanting to build a regional training center. One of the ways that this can be facilitated is if possibly, if the government land at the Dededo Sports Complex remains open – that might be a site where a group could come in if the government were to extend a no revocable use permit of at least 30 years with the Little League Baseball or some other organization to have the facilities built there – who wins? We get away from having vacant land where tires burn, we now have a chance of developing the land the government had the foresight to set aside. The reality is the only thing the government has ever built up there is the gymnasium – literally hours in time just to start the 1999 South Pacific Games. It took the abilities of the Guam Football Association to work out the arrangements to have the lease to develop – you take away what the Soccer Association was able to do with outside help – to develop that part of the Sports Complex. There is more development by government taking pieces of the Sports Complex and using it. The Guam Power Authority put in a sub station, the Dept of Education put in a bus satellite station. The longer it lays vacant, people start grabbing

it. Maybe this bill can be used to develop the undeveloped Territorial sports areas – it would help everyone out, including the government. It would also save – not having to get a tax rebate on the lease because there is no lease unless that would be worked out as a charge to the government.

Mr. Zermeno stated under Section 10 – ‘ceasing of operations’ – add teeth to this provision. Where it says, ‘a participating organization shall assign the rights to occupy and use of the property and that would go back to the government’ – one of the reasons of ceasing of operations and the assignment of use of property in the government of Guam – put in there also that so that one of the ways that would be a forfeiture; a good non profit group would be proud to provide for that.

Mr. Zermeno stated it is a well-timed and important piece of legislation – I think it provides one way to think outside of the box and get these facilities that people have been dreaming about for over 30 years. I congratulate the bill’s author and urge the Committee and the Legislature to support the bill.

Former Senator Mark Charfaurous and Commissioner of the Guam Baseball Federation appeared before the Committee and provided oral testimony in favor of Bill 258. He stated the Federation has been working within the community to try and get facilities built and it is heartwarming to see this bill introduced. For the Federation and others who are trying to get these facilities built, Bill 258 lifts a big weight that has been lifted off of their shoulders because it provides additional assistance in getting these facilities up and running. Over 90% of existing facilities are non functional, however, Guam continues to receive requests from international sports communities for such facilities. Guam has one of the best elements, which beats out a lot of our competitors: -- our closeness to Asia and our weather. Presently we have three professional teams: the SK Ravens; the LG Twins; and the Hyundai Unicorns – they have all indicated that they want to come to Guam and pay premium dollars for their training facilities. The Federation’s competitor is not the Leo Palace and the UOG – the reason being, there is not enough facilities to meet the demand – our nearest competitor is Australia and our second competitor is Florida. These professional teams spend millions of dollars in their Spring Training programs to go to these areas because of the weather. If Guam upgrades its facilities to meet international standards – they would shift not just a small group but the entire team to come to Guam to do spring training; it’s more cost effective for them because of the closeness to Asia and we have the appropriate weather.

Mr. Charfaurous suggested the Committee should also be aware that the 2008 Olympics will be held in Beijing, China. If Guam’s facilities are upgraded and expanded, the Federation expects to see teams from the United States and around the world in utilizing Guam as a training area. The Federation has assessed the Dept of Education just doesn’t have the funding to maintain their sports facilities; Southern High School is interested in coordination with Parks and Recreation, in transferring or giving the Federation these facilities but are asking for a commitment to maintain the facilities at the schools. He stated Bill 258 would be instrumental in allowing the Federation to move forward on its plans. On Section 6 of the bill needs clarity –

'charges \$2 admission or 10 percent whichever is less – this may conflict with an existing law that states with regards to 'youth sports' the Guam Legislature has taken a position there is unrestricted use of these facilities i.e.: Little League or Babe Ruth. These organizations in the utilization of these facilities use their gate fees or whatever they sell in their concessions to offset the costs of hosting a tournament.

Mr. Charfaurous stated in the Asia Pacific Tournament scheduled in Guam – the cost for Little League to host that tournament is over \$100,000. If we were to tell Guam Little League that we're going to take 10% or \$2 for their admission – by denying them or tapping into this resource that they have it makes it difficult for youth sports organizations to offset the costs of that type of activity. Mr. Charfaurous stated this section might be interpreted to take that provision away and I am asking the Committee to provide an exemption – just for the youth sports – the adult league can pay its share. He asked the Committee to clarify that position and ensure it does not contradict or conflict with existing legislation. He stated the Little League is applying for funding from the Guam Visitors Bureau – the Federation has no problems with saying the Little League has full use of that Stadium and in your repayment to GVB for those revolving funds, Little League can use proceeds from its concessions, ads, and admission ticket sales to offset those costs to host the tournament.

Mr. Frank Aguon, Sr. appeared before the Committee and provided oral testimony in favor of Bill 258. He thanked the Speaker and other senators who attended the last weekend Little League Open. Mr. Aguon also thanked the GVB for supporting the upcoming ASPAC Tournament in late July which Mr. Charfaurous referred to earlier – each team will spend a minimum of \$36,000 as an assessment for participating in the tournament.

Mr. Aguon stated he shared Mr. Charfaurous's concern and proposed amendment regarding the admission assessment. He stated the Guam Little League will look for government property to build their baseball field – in order to meet the specifications of a regional complex of 40 acres – the field would have to be a stand alone complex that would also include the fields, a dormitory, a cafeteria, plus training fields. He asked if it is government property that is utilized, would the tax credit contained in Bill 258 still be applicable? He also asked if the Little League is successful in obtaining federal funds – would that also could be used for the 'matching funds' requirement contained in the bill? Speaker Pangelinan stated if the grant were awarded to Mr. Aguon's organization than yes, the grant amount could be applied for their required 'matching fund' requirement. He stated he would provide the Speaker with the details of the Sports Complex that was built in Portland and reiterated his support for the bill.

The Honorable Michael Bordallo, Superior Court Judge appeared before the Committee in his capacity as General Secretariat of the Guam Football Association and testified in support of the bill. Judge Bordallo cautioned the Committee that the 'certification' issue can be a plus and it can also be a minus. An organization can organize tomorrow and be certified and they would have absolutely no history of any kind of sports administration on Guam. There may be other ways, maybe through GNOC, for the Committee to figure out whether sports organizations have

had a history of sports administration and would in fact be found reliable in terms of managing the facilities that are being proposed.

From the Guam Soccer Association, Judge Bordallo stated they have a different perspective – while we think these facilities will help attract off island teams and sports competition, we also need facilities for our local youths. We have about 1,000 youth soccer players and we don't know whose land they're playing on up at Tiyan – that's up for dispute – we don't know whether we will be unable to use that field tomorrow. We need these funds available to help use develop facilities for our kids; they're spread out from Dededo to Merizo – we look at Bill 258 as affording us with a 50% savings because we provide matching funds to build facilities which our local youths can use now to train as well as provide obviously facilities that can be used for off island competition as an attraction.

Judge Bordallo stated that is the benefit they see in the bill and why they are in favor of its passage. He agreed with Mr. Lao that the Federation should not be penalized because of regardless of the passage of the bill because we've gone forward in obtaining funds – maybe there is somewhere to build in credit for the work that we've done – over \$700,000 in the project prior to receiving the grant. The Federation has actually been funding the building of the field on their own prior to receiving the grant; the grant was awarded to construct the headquarters and to and install needed lighting. We ask the Speaker to ask legal counsel whether an amendment to the bill would allow the Federation to apply credits for the work and investment they've already for this new field that is expecting to come on line in late April. Judge Bordallo stated the Federation has probably infused close to a \$1million into the economy – in ongoing contracts for the new field, all of which are contractors.

Mr. Angel Calugay, Executive Director of the Guam Interscholastic Federation appeared before the Committee, provided oral testimony in favor of the Bill 258 and stated he would submit written testimony at a later date. He agreed with Mr. Zermeno's suggestion to amend the bill to require standards for eligible organizations; there are some fly by night organizations which frequently change officers – many officers start out as parents, if they're not ex athletes or coaches. He stated there is a need to establish reliability and legitimacy among the eligible organizations. He stated he is concerned about an over saturation of facilities to the point where these organizations will be unable to raise funds once these facilities are developed; there has to be a mechanism for the organizations and a Master Plan for the island. An assessment of facilities existing and planned for the island as a whole – there is a good corps of individuals testifying and suggested a commission be established to develop a Master Plan.

Mr. Calugay stated when developing internationally standardized accepted facilities – it is important for the facilities to maintain those standards in the structure and in the equipment installed. He suggested breaking up the island into regions so that there is not an abundance or duplication of facilities that occurs. Bill 258 is designed to give non profits an opportunity to get these facilities built or upgraded so that they can in turn use it as a source of revenue or have the facility become self sustaining. My concern is that we don't want the government to give up too much with open hands and at the same time protect the government's interest; if these facilities

are properly planned, developed and that they have a great deal of backing and support, especially the government's concerns. Mr. Calugay stated while he agreed with the 'matching fund' provision, most of these organizations – most local organizations don't have the kind of backing as the Football Federation has from FIFA; for them to try to raise matching funds for a project even at \$500,000 it will be difficult. I hope you can reconsider that provision to be reduced a fraction – maybe a quarter of matching funds? I don't think a lot of local organizations have that kind of fundraising capability or access to international organizations' funding or grants.

Mr. Calugay stated these local non profit sports organizations have difficulties; when working with Baseball Federation to prepare for SPG; a World Cup; two World Cup qualifiers; and the Olympic qualifiers – you're asking an organization to raise over \$140,000 in the span of 6 months – that just can't be done, unless you're banked or somebody's got the bank to do it. I also agree with Mr. Charfaurous' suggested amendment or waiver of the event/admission assessment provision – at least for youth organizations – because that will take away from their primary revenue source.

In reference to Section 11 Subsection 13 going back to international standard fields sports facilities opened to the public, Mr. Calugay stated he believed a distinction needs to be made between what field will be used for local use and what fields would be used for international use. Once these organizations build facilities for international use, you don't want the public to be on those fields because on a day in and day out weekly use because it will deteriorate the condition of the fields; they won't be able to regrow sufficiently. Mr. Calugay stated proponents of the bill need to be concerned with building international quality facilities but at the same time we also need practice facilities so that the local teams can avail of those fields and reserve the international quality fields for competitions to ensure we maintain our status as a place to come.

Speaker Pangelinan stated both Judge Bordallo and Mr. Calugay made valid points about the need to distinguish between local use and development of facilities for international use and sports tourism. Speaker Pangelinan stated his intent was to allow the development of sports facilities for local use – and once we build them, they will be regulation sized fields – there are distinctions between competition fields and practice fields. We have 1,500 kids in soccer, we have 600 at little league just this past weekend – it's those constituents that we want to built these fields for. Government cannot appropriate the needed funds straight out at this time; I know its tough on the 'matching fund provision – we'll take a second look at that, however, it does automatically weed out some of the fly night or less serious organizations almost automatically. What we want are sustainable programs by organizations for our local youths and adults. Speaker Pangelinan thanked all the witnesses and stated there is an opportunity to try and rectify some of their concerns expressed.

Senator Barnes thanked the panel for showing their interest and providing recommendations to the Committee to improve the bill. She stated many of the points made are valid and the public hearing process provides the opportunity to integrate ideas and concerns for the better good. She stated sports tourism has the added social and cultural benefit for visitors to sports

competitors and spectators to come and visit the island. She stated Bill 258 provides a true vision of public – private partnership and if moved forward would generate a great positive for Guam as a community and as an destination for international sports. The provision for allowing local use of these facilities that are yielded – is a critical factor – there is an extreme shortage in available facilities just for the local needs. She applauded the author of the bill and asked if she could also become a co sponsor of the bill. Senator Barnes stated encourage the witnesses to continue to pursue their efforts and to continue to work with the Legislature in advising how they can assist and facilitate their efforts.

Senator Sanford stated her support of the bill and had asked the Speaker to become one of the main sponsors of Bill 258. The Legislation will generate and expand needed programs for our island youths by providing healthy distraction it also supports our families. She stated she understood Mr. Calugay's concerns about the 50% matching fund provision she agreed that it does work to weed out the less than serious organizations which is and appropriately so should be a major concern; organizations may mean well when they start out, however, the success of this legislation will require organizations that are truly serious about providing and delivering continuity.

Senator Kasperbauer stated it was a pleasure to be sitting here before the assembly of supporters of athletics and sports. He stated the whole concept of getting outside of straight appropriations to finance needed repairs and construction of new facilities is a good concept. He stated his concern was a question raised by the Mr. Gerri Perez, Administrator of the Guam Economic Development and Commerce Authority. Senator Kasperbauer asked if the intent of the bill is to amend PL 24-141 which set a maximum of \$9 million in tax credits towards the Guam Raceway facilities – according to Mr. Perez that has already been encumbered?

Speaker Pangelinan affirmed, Bill 258 amends PL 24-141 – the last Rev and Tax report concerning credits already claimed on the Guam Raceway Federation was about \$2.8 million – Bill 258 does not provide for an additional new \$9 million; we cannot afford another \$9 million. Instead Bill 258 opens up the existing \$9 million to Guam raceway – instead of giving \$9 million total to the Guam Raceway Federation it will allow other sports organizations to apply for the credit.

Mr. Charfaurous stated he had understood that the Guam Raceway Park had a surplus of these fund (tax credits) in which they had not fully taken advantage of and that fact, in of itself would alleviate concerns about potentially saturating the fields; whatever is left over the \$9 million tax credits set aside isn't really enough to saturate the number of sports facilities around the island. It will, however, provide sufficient funds to boost efforts to restore the 90% of fields that are currently unplayable – baseball, soccer, and baseball fields – that remaining balance will make a big difference. Historically, the government of Guam has never been able to achieve sufficient number of playable fields to meet the needs of Guam sports youths as well as adults.

Mr. Charfaurous stated the bill also provides for if a Federation drops out, another Federation or sports organization may come in and utilize the field. I have to echo the concerns of Judge

Bordallo that we have to be careful about putting too many specifics into a bill that may actually work to prevent a legitimate organization from actually participating. There are mechanisms already in place at Revenue and Taxation – if an organization fails to file and fails to submit or update its financial reports – then that certification can be voided. Mr. Charfaurous stated Revenue and Taxation is currently undergoing an audit of all non-profit organization to determine whether they are in good standing; that they have submitted their financial disclosures and whether they are entitled to that certificate. It is true when one applies for a non profit corporation, that's not the end of the process; one still has to have annual reports, audits, and an application for the tax exemption certificate which isn't given freely; there are thresholds that must be met. One has to be in good standing for at least 2 years in order to receive that certification.

Judge Bordallo stated this idea of having to be of good standing always goes to the person who just registered today; the ones in best standing are the ones who has had no time to make any mistakes because they must started today.

Senator Kasperbauer stated the legislation as we know today for the building of the Guam Raceway park only allowed for a certain amount of the \$9 million to be allowed for the building for the tax credit per year so obviously they could only use a certain amount (of the credit) as of this date. This really is an attempt to curtail the whole project which the Legislature passed. Speaker Pangelinan stated by a narrow margin that legislation was approved. Senator Kasperbauer stated the Legislature approved a maximum of \$9 million to build the facility over a period of 6 or 7 years with no more than a given amount that could be allowed in any one year. This (Bill 258) would then jeopardize the completion of a project so that needs to be understood. If this is so valuable, which I think it is, then I think we ought to look at amending the \$9 million and really put the money where we're saying it needs to be. Mr. Calvo talked about getting that facility built for the Little League baseball; for the football federation – I'm not so sure that we cannot afford that additional amount if we're going to save lives and build character and there's room to a lot of improved character on this island. I think we need to look at the priorities. If we thought this to be a priority then maybe we ought to put some money behind it so that it can happen.

Speaker Pangelinan stated we are trying to put some money behind it – the money that we can afford. It is absolutely fantasy to say that we can support all the other things that we want; it's just not there. We have departments and agencies that are getting by and I think it is just unfair to deny all the other sports federation an opportunity at \$9 million and save it for one single organization to give them \$9 million for that facility; I think it is unfair when the money is very limited to deny the Guam Soccer Association and the kids that play there; to deny the Guam Baseball League, the Guam Football League – the difference we're putting a provision here is the 'matching funds.' Remember the Guam Racing Federation didn't have to put in a single penny; plus they got to keep all the revenues that they generated from the mining of the coral up there. There didn't even have to match that; they got 256 acres at a thousand dollars a month – 256 acres of Chamorro Land Trust property – they got to sell all of that, they don't have to pay any lease other than the \$1,000; they don't have to share any concessions. I think that when we

have \$9million and that's really all we have; no matter how much character we want to build, we don't have any more money. But we have existing set aside \$9 million and in times of famine, you give a little bit to everyone and that's the intention of this bill.

Senator Kasperbauer stated there are many organizations and I am not here to defend Guam Raceway Park; there are other organizations the off road, the crossroad and I'm just trying to correct information. Speaker Pangelinan stated he did say very clearly, it is not an additional appropriation; it is not additional money it is not an additional \$9 million; that there have been credits taken against the \$9 million that was appropriated.

Senator Kasperbauer stated I'm just trying to correct information; there is more than one organization involved here and out at the Raceway Park; there's the off road, the motorcycle, the crossroad. That was the plan and if that what the intent is in bill 258 to modify that plan. I just hope that everyone doesn't get up their enthusiasm that all these fields are going to be built in this fashion and that there is going to be a mechanism in place to make them work. The worse thing we can see is a big old field next to the Dededo Sports Complex full of weeds. If it weren't for the Robber Webber Soccer field... We want to see something happen and get done.

Mr. Calugay stated the Football Federation wanted to build two football fields – one being game quality and one being practice– we also wanted to build a baseball field and a softball Little League field on that vacant lot between the soccer field and the gym. We brought everyone in and I think those were productive meetings. I think it has to continue. When I go back to the need for a Master Plan – where we do have the Guam Football Association there now – I know we discovered where are we going to put the common parking area that people can just drive in and walk to the different fields? There's no plan for that. We identified land beyond the pipeline for the Guam Little League because they want to build six diamonds; they're requirement is six diamonds to become a regional center for Little League, and dormitories, training, classroom facilities; a stand alone complex.

Mr. Calugay stated it is important that we all maintain this communication and work together. I really agree to having some type of group or commission that we can get all the players here together; that's what it's going to take everyone involved to develop a sound plan. He stated although there is a \$9 million cap; I'm hoping as the economic situation improves that that cap is raised. How about the facilities at our schools? At the middle school level, which our Federation handles, I've submitted a plan to the Superintendent to increase the number of sports in the middle schools that will mirror the high schools; that's going to take a great deal of renovations or adding sports facilities to the middle schools. All of our facilities are deteriorating. I'm hoping that the Legislature will be able to include the existing DOE facilities when talking about construction. Speaker stated there is a separate bill that deals with those DOE sports facilities – it is not part of the \$9 million and that is why we separated it out.

Mr. Calugay stated he is really worried that there is just not going to be enough money and we're not going to be able to take care of everybody.

Mr. Charfaurous stated he hoped the Legislature could assist the federation in asking the Leo Palace about the qualifying certificate it received. They're receiving 75% tax rebate and my understanding that a part of that agreement was to provide facilities for our local community. When we give them a 75% tax break and they turn around and charge us \$200 an hour to utilize the same facilities which have been receiving that tax break, we're powerless because we're just a

Federation and we have way of doing that. One explanation that was given to me was that was a QC given to an initial company and since then this company has been bought by someone else and so there is a question of whether or not they're obligated or not. My interpretation is that if you continue to receive the 75% tax break then there should be some type of concessions to the local community. If they are giving local concession to the local community we need to know what are they? At \$200 to \$300 per hour usage is very restrictive for the non-profit organizations that are out there.

Judge Bordallo stated for the Soccer Association, they have worked with the schools for several years we were maintaining the JFK field in exchange for the use; we see that as a win win situation, we see no problems however, in terms of the Association investing a big sum of money – we don't have a problem with that, provided agreements can be drawn into that. We know that we can justify to our outside funding sources such as FIFA that we have use of these facilities for set periods of time. We would love to develop JFK and put on an artificial turf there – we can do it and we can get the funds to do it, however without any assurances that we're going to have access to that facility for long term, we can't make that investment.

Mr. Calugay asked whether Bill 258 would include not only new construction, just renovations of the existing facilities both indoor and outdoor? I think it would be cheaper for us if we looked at all the existing facilities and start from there and then go out once we get a plan together and develop these facilities but to also include indoor facilities that need renovation? Speaker Pangelinan responded Bill 258 does not distinguish between indoor and outdoor. Mr. Calugay stated it would be better to do that because some organizations may be able to adopt or make arrangements with the Mayors or the schools to where they can start from an existing facility and upgrade it; it may be a lot cheaper than building a new facility.

Mr. Zermeno stated the government has already put in so much money for classroom facilities – just go down and look at Southern High School and look at those fields that they built – there is a sports complex already built on this island and that basically is a failure. Tennis courts designed improperly; a swimming pool not usable; there hasn't been a baseball game played in that field because of poor design; no maintenance. If there is anything that is going to be done you've got to look at maintenance and you've got to look at designs and whatever flaws – when they built that Southern High complex they did not go to the international sports organizations that knew the international design; knew the required dimensions and that had improper designs from day 1. Just throwing money into a facility doesn't mean that it is going to get done right.

Mr. Charfaurous stated the problem with the Southern High project was not so much the initial design phase, there were just too many cooks in the kitchen. When the initial design was made there were many requests for alterations of those designs and as a result of those alterations it basically threw off that initial design. The initial design was sound; the problem was that there were so many change orders and so many requests to modify this design and that design which ended up in the present condition that we have today.

Subsequent to the March 8, 2004 public hearing, the Committee received written testimony (copies attached) from the following with the following positions.

Mr. Henry Simpson - included 477 petitioners	President, Guam Racing Federation	Opposed
Mr. John P. Duenas, PE	Project Manager, Guam Raceway Park Project	Opposed
Mr. Fred Keller - included 50 petitioners	Manager, Marketing & Sales Shell Guam, Inc	Opposed to amending PL 24-141
Mr. John T. Calvo	President, Mid Pacific Liquor Distributing, Inc.	Opposed
Mr. Michael G. Sanchez	Owner, Racers Edge Performance Parts	Opposed
Mr. Marvin R. Reed	Hansen Helicopters	Opposed
Mr. Michael Reyes	President, Rain Soft Hanom Isla, Inc	Opposed
Mr. Jesse Pangelinan	Pangelinan Pole Manufacturing	Opposed
Mr. John G. Shimizu	Ambrose, Inc. Guam	Opposed
Mr. Frank G. Shimizu, Jr	Export Manager, Ambros, Inc Guam	Opposed
Mr. Angel Calugay	Executive Director, Guam Interscholastic Federation	Opposed to amending PL 24-141 – prefers different funding source
Mr. Joey Crisostomo	President, Cars Plus	Opposed without assessment of effect on Guam Raceway Park project.
Mr. Stanley Y. Yasuhiro, DDS	Guam Motorcycle and ATV Corporation aka GMAC	Opposed to amending PL 24-141

In each of the subsequent written testimonies received after the public hearing, these individuals each supported the concept of providing tax credits for the construction and repairs of sports facilities, however, opposed Bill 258 with its provision assigning tax credits authorized in Public Law 24-141 as funding source.

III. COMMITTEE FINDINGS

The Committee on Economic Development, Retirement, Insurance, Public Works, and Regulatory Functions finds that several suggestions provided were appropriate and would improve the legislation and therefore made the following changes:

- Reduced the cap on GRT Credits for Design and Construction of the Raceway Park from Nine Million Dollars to Eight Million Dollars through the amendment of Public Law 24-141.
- Authorized credit against business privilege taxes for contractors, designers and material suppliers for work done on the development of a comprehensive soccer stadium for the Guam Football (Soccer) Association.

IV. COMMITTEE RECOMMENDATIONS

The Committee on Economic Development, Retirement, Investments, Public Works, and Regulatory Functions recommends Bill No. 258 (LS) An act to allow contributors to a construction of a sports facility by a non-profit organization to be eligible for the tax credits authorized in Public Law 24-141, through the amendment of Public Law 24-141.

Aturidad Inadilanton



Ikunumihan Guahan

Governor
Felix P. Camacho

Lieutenant Governor
Kaleo S. Moylan

March 8, 2004

Senator Antoinette Sanford
Chairperson
Committee on Economic Development, Retirement,
Investments, Public Works and Regulatory Functions
27th Guam Legislature
Hagatña, Guam 96910

RE: Testimony on Bill No. 258

Dear Senator Sanford:

I am submitting cautionary testimony regarding Bill 258, which measure allows contributors the construction of sports facilities, by non-profit organizations, to be eligible for tax credits authorized in Public Law 24-141.

Section 13 of the bill, which amends Section 15 of Public Law 24-141, indicates that the total tax credit allowed under this program created is \$9 million dollars. GEDCA's records indicate that, to date, this GRT cap has been nearly reached. If the intent is to provide a funding source for non-profit sport complex development, there may not be funding available within the program as provided. We will look into the estimated balance from this \$9million cap and inform your committee accordingly.

Other concerns the legislature may look into are:

1. Improved definition of "qualified" sports facilities to avoid potential abuse;
2. Responsibility and funding for the required economic impact assessments; and
3. Publicly supported facilities envisioned in this bill need to address operational and maintenance responsibilities so that admissions fees and other non profit revenues are sufficient to cover these expenses and allow the safe use of these facilities.

Sincerely,

Gerald S.A. Perez
Administrator

Guam USA ~ The Ultimate Destination



GUAM CONTRACTORS' ASSOCIATION

March 8, 2004

Honorable Speaker Vicente (ben) Pangelinan
Mina' Bente Siete Na Liheslaturan Guåhan
155 Hesler Street
Hagåtña, Guam 96910

Hafa Adai yan Buenas! Speaker Ben Pangelinan and members of the Committee on Economic Development, Retirement, Investments, Public Works and Regulatory Functions.

My name is James Martinez and I am the Executive Director of the Guam Contractors' Association. I would first like to take this opportunity to thank you for allowing the Guam Contractors Association to participate and provide testimony in support of Bill No. 258, an act to allow contributors to a construction of a sports facility by a non-profit organization, to be eligible for the tax credits authorized in Public Law 24-141, through the amendment of P.L. 24-141.

A tax credit to provide for the construction of a sports facility is an excellent means of building these facilities that benefit the local community, especially at a time when our government cashflow is simply not available to implement such projects. I am especially happy that these tax credits will not have an adverse affect on the Department of Education's funding resource.

While building a sport's facility benefits our local people, it may also be beneficial in promoting our island as a sports destination. I would also like to see a similar Bill providing these tax credits for the construction of a cultural center or facility in which local artists, dancers and trades persons can come together to showcase their craft to both our local community and off-island guests.

Thank you once again for the opportunity to testify in favor of this Bill No. 258.

Senseramente,

James A. Martinez
Executive Director



OFFICE OF SENATOR
ANTOINETTE (TONI) SANFORD

3741

MAR 15 2004

TIME 12:09 AM (PMA)
REC'D BY [Signature]

March 12, 2004

Honorable Senator Antoinette "Toni" Sanford, Chairperson
Committee on Economic Development, Retirement, Investments,
Public Works & Regulatory Functions
Mina' Bente Siete Na Liheslaturan Guåhan
155 Hesler Street
Hagåtña, Guam 96910

Dear Senator Sanford,

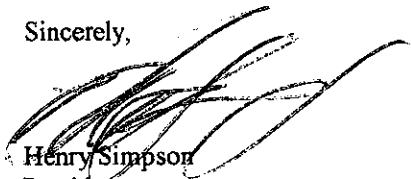
My name is Henry Simpson and I am the President of the Guam Racing Federation. I would first like to take this opportunity to thank you and the members of the Committee on Economic Development, Retirement, Investments, Public Works and Regulatory Functions for allowing the Guam Racing Federation to provide testimony in opposition of Bill No. 258. This legislation, authored by Speaker Ben Pangelinan and Senator Lou Leon Guerrero will allow contributors to a construction of a sports facility by a non-profit organization, to be eligible for the tax credits authorized in Public Law 24-141 through an amendment of that law.

We are not opposed to the "intent" of Bill 258, in fact, we applaud the effort of the bill's sponsors in recognizing other sports organizations with similar needs and desires to build their own facility as was done by the Guam Racing Federation. However, we feel that Bill 258 should stand on its own merit and not as an amendment to the existing Public Law 24-141. We have worked long and hard in accomplishing what is now the Guam International Raceway and any changes made to the existing law would prevent, if not terminate, the completion of the Guam International Raceway. The initial intent of P.L. 24-141 was to provide alternative funding through a tax credit for contributors of the construction of the Guam International Raceway with a cap not to exceed Nine Million Dollars (\$9,000,000). The design and construction phases of the Raceway was scheduled in a way to comply with the cap on tax credits that could be used in a single tax year as calculated by GEDCA.

To date, the Calvo Memorial Off-Road Park has been completed and is utilized for both local and international racing events. The temporary drag strip is nearing completion but is currently being used for local race events every other Sunday. The permanent drag strip is currently under construction and upon completion will be in compliance with the National Hot Rod Association (NHRA) standards for quarter-mile racing. The final phase of the Guam International Raceway is the construction of a Formula One racecourse. Site preparation is currently underway for this phase of the Raceway. The initial cost estimate to complete the Guam International Raceway was around Ten Million Dollars (\$10,000,000) over a period of six (6) years. The passage of Bill 258 will end all hopes of completing the Guam International Raceway and may even halt all events currently operating at the track. Public Law 24-141 was intended to provide an alternative funding resource to build a world-class race facility. The capped amount of Nine Million Dollars (\$9,000,000) in tax credits was set aside specifically for the purpose of building this facility. Now, Bill 258 will change the rules in the middle of the game and cut off the funding source that initiated the construction of this facility. The Guam Racing Federation had presented plans from the very beginning to utilize the full amount of Nine Million Dollars (\$9,000,000) in tax credit allocated by the 24th Guam Legislature to begin construction of the Raceway facility. We still plan to use the remaining balance of the tax credit as provided in Public Law 24-141 for the completion of the facilities.

We had fought a long hard battle to get to where we are today. Senator Inford, I respectfully ask your consideration to make Bill 258 a separate piece of legislation that offers the same benefits and opportunities to other sports organizations without amending or modifying the current Public Law 24-141. Bill 258 on its own merit, without the modification or amendment of P.L. 24-141 will have our full support. I am attaching signed petitions by all those who will be adversely affected if Bill 258 passes in its current form. These same people have also signed to oppose any changes to the Guam International Raceway Law P.L. 24-141. Thank you for the opportunity to provide testimony and we hope that you consider our plea to keep P.L. 24-141 unaltered.

Sincerely,



Henry Simpson
President
Guam Racing Federation



I am signing this petition to express my **opposition of Bill No. 258** in its current form to amend or modify the existing Public Law 24-141 that authorized up to Nine Million Dollars in tax credit to contributors of the construction of the Guam International Raceway. Bill No. 258 will modify this law, and in spirit, will threaten the completion of the Guam International Raceway.

<u>PRINT NAME</u>	<u>SIGNATURE/DATE</u>	<u>VILLAGE</u>	<u>TEL #</u>
1. <u>JOHN BOYD</u>	<u>[Signature]</u>	<u>[Blank]</u>	<u>53-810</u>
2. <u>[Signature]</u>	<u>[Signature]</u>	<u>[Blank]</u>	<u>[Blank]</u>
3. <u>Ray Tuncay</u>	<u>[Signature]</u>	<u>[Blank]</u>	<u>477-7007</u>
4. <u>Alex Galgo</u>	<u>[Signature] 3/14/04</u>	<u>[Blank]</u>	<u>632-3556</u>
5. <u>JUAN CHER</u>	<u>[Signature] 3/14/04</u>	<u>[Blank]</u>	<u>[Blank]</u>
6. <u>TAMMY AQUIGAL</u>	<u>[Signature]</u>	<u>Agat</u>	<u>[Blank]</u>
7. <u>JEROME TOST</u>	<u>[Signature]</u>	<u>Agat</u>	<u>[Blank]</u>
8. <u>JERRY ESTAN</u>	<u>[Signature]</u>	<u>TAMMIG</u>	<u>675-1828</u>
9. <u>Mike Serch</u>	<u>[Signature] 3/14/04</u>	<u>ordot</u>	<u>4771896</u>
10. <u>[Signature]</u>	<u>LARRY MARCH</u>	<u>[Blank]</u>	<u>339-9205</u>
11. <u>[Signature]</u>	<u>[Signature] 3/14/04</u>	<u>[Blank]</u>	<u>339-3855</u>
12. <u>WAYNE BROWN</u>	<u>[Signature] 3/14/04</u>	<u>Dededo</u>	<u>6321572</u>
13. <u>ETHEL L. SAMSON</u>	<u>Ethel L. Samson 3/14/04</u>	<u>Dededo</u>	<u>6321572</u>
14. <u>TOMAKIGAMI</u>	<u>[Signature] 3/14/04</u>	<u>Dededo</u>	<u>692-4027</u>
15. <u>HEATHER KNUTSON</u>	<u>[Signature]</u>	<u>Inarajan</u>	<u>828 1775</u>
16. _____	_____	_____	_____
17. _____	_____	_____	_____
18. _____	_____	_____	_____
19. _____	_____	_____	_____
20. _____	_____	_____	_____



I am signing this petition to express my **opposition** of **Bill No. 258** in its current form to amend or modify the existing Public Law 24-141 that authorized up to Nine Million Dollars in tax credit to contributors of the construction of the Guam International Raceway. Bill No. 258 will modify this law, and in spirit, will threaten the completion of the Guam International Raceway.

PRINT NAME	SIGNATURE/DATE	VILLAGE	TEL #
1. <u>Samuel A. ...</u>	<u>[Signature]</u>	<u>Parrish</u>	<u>637-9072</u>
2. <u>Fannie Palacios</u>	<u>[Signature]</u>	<u>Yigo</u>	<u></u>
3. <u>Fannie Blas</u>	<u>[Signature]</u>	<u>Agaña</u>	<u></u>
4. <u>John Sanchez</u>	<u>[Signature]</u>	<u>Parrish</u>	<u>734-6190/6191</u>
5. <u>Anthony ...</u>	<u>[Signature]</u>	<u>Yigo</u>	<u>652-6302</u>
6. <u>Ruthie Pulgar</u>	<u>[Signature]</u>	<u>Tamuning</u>	<u>656-4121</u>
7. <u>ARACELI ...</u>	<u>[Signature]</u>	<u>Agaña</u>	<u>711-1461</u>
8. <u>Arnette ...</u>	<u>[Signature]</u>	<u>Yigo</u>	<u>653-6163</u>
9. <u>Katrina ...</u>	<u>[Signature]</u>	<u>Parrish</u>	<u>483-4367</u>
10. <u>D.J. ...</u>	<u>[Signature]</u>	<u>Parrish</u>	<u>456-4511</u>
11. <u>Robert ...</u>	<u>[Signature]</u>	<u>Parrish</u>	<u></u>
12. <u>Liane ...</u>	<u>[Signature]</u>	<u>Munini</u>	<u>525-3327</u>
13. <u>... ..</u>	<u>[Signature]</u>	<u>Tamuning</u>	<u>619-1225</u>
14. <u>John ...</u>	<u>[Signature]</u>	<u>Parrish</u>	<u>475-4504</u>
15. <u>ROAULD ...</u>	<u>[Signature]</u>	<u>Parrish</u>	<u>475-4744</u>
16. <u>Ramona ...</u>	<u>[Signature]</u>	<u>Tamuning</u>	<u>482-2525</u>
17. <u>John ...</u>	<u>[Signature]</u>	<u>Parrish</u>	<u>474-4321</u>
18. <u>LUCY ...</u>	<u>[Signature]</u>	<u>Yigo</u>	<u>656-2110</u>
19. <u>SUZANNE ...</u>	<u>[Signature]</u> 3/14/04	<u>A.H.</u>	<u>477-6146</u>
20. <u>...</u>	<u>[Signature]</u>	<u>Yigo</u>	<u></u>



I am signing this petition to express my **opposition of Bill No. 258** in its current form to amend or modify the existing Public Law 24-141 that authorized up to Nine Million Dollars in tax credit to contributors of the construction of the Guam International Raceway. Bill No. 258 will modify this law, and in spirit, will threaten the completion of the Guam International Raceway.

<u>PRINT NAME</u>	<u>SIGNATURE/DATE</u>	<u>VILLAGE</u>	<u>TEL #</u>
1. <u>Ernie E. E. E.</u>	<u>[Signature]</u>	<u>Tam</u>	<u>935-387</u>
2. <u>Caroline Eddy</u>	<u>[Signature] 3/14/04</u>	<u>Tam</u>	<u>935-720</u>
3. <u>Patrick CP&Z</u>	<u>[Signature]</u>	<u>Mesa</u>	<u>818-7529</u>
4. <u>John E. E.</u>	<u>[Signature]</u>	<u>Tam</u>	<u>789-725</u>
5. <u>Suzette E. E.</u>	<u>[Signature]</u>	<u>Tam</u>	<u>729-0125</u>
6. <u>Thomas Torres</u>	<u>[Signature]</u>	<u>Dededo</u>	<u>734-5036</u>
7. <u>Philip Torres</u>	<u>[Signature]</u>	<u>Dededo</u>	<u>734-5036</u>
8. <u>Joe Lyon</u>	<u>[Signature]</u>	<u>Dededo</u>	<u>632-8749</u>
9. <u>Fouzi Martinez</u>	<u>[Signature]</u>	<u>Dededo</u>	<u>4726816</u>
10. <u>Joe Lopez</u>	<u>[Signature]</u>	<u>Dededo</u>	<u>693-9119</u>
11. <u>Jul Superalas</u>	<u>[Signature]</u>	<u>Dededo</u>	<u>6373807</u>
12. <u>Jeff Lyon</u>	<u>[Signature]</u>	<u>Dededo</u>	<u>6329610</u>
13. <u>Thomas Lopez</u>	<u>[Signature]</u>	<u>Dededo</u>	<u>632-8749</u>
14. <u>Sara M. Anderson</u>	<u>[Signature]</u>	<u>Tam</u>	<u>935-720</u>
15. <u>TINA E. E.</u>	<u>[Signature]</u>	<u>Tam</u>	<u>935-720</u>
16. <u>LAWRENCE ADRIATIC</u>	<u>[Signature]</u>	<u>Dededo</u>	<u>632-4579</u>
17. <u>Francis E. E.</u>	<u>[Signature]</u>	<u>Tam</u>	<u>734-621</u>
18. <u>Dante Cruz</u>	<u>[Signature]</u>	<u>Tam</u>	<u>828-343</u>
19. <u>Dora Rosario</u>	<u>[Signature]</u>	<u>Tam</u>	<u>828-8576</u>
20. <u>Ralph M. E.</u>	<u>[Signature]</u>	<u>Tam</u>	<u>734-5346</u>



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PRINT NAME	SIGNATURE/DATE	VILLAGE	TEL #
1. Ray Quintanilla	[Signature]	Tal.	
2. MIRRON LIBRADA	V. Vilende	MACHANAO	
3. [Signature]	[Signature]	[Signature]	
4. REYES BEN	[Signature] - 19 Nov 2004	YORIN	
5. [Signature]	[Signature] - 14/Nov/04	YORIN	
6. [Signature]	[Signature] 14/Nov/04	TAM.	
7. JERICHO ANILO	[Signature]	TAM.	
8. [Signature]	[Signature]	TAM.	
9. [Signature]	[Signature]	TAM.	
10. [Signature]	[Signature]	TAM.	
11. Eric Duchas	Eric Duchas	yigo	653-4331
12. Peter Fajera	Peter Fajera	Pedro	727-4331
13. [Signature]	[Signature]	[Signature]	[Signature]
14. [Signature]	[Signature]	[Signature]	
15. CARLOS ADALIC	[Signature]	[Signature]	
16. [Signature]	[Signature]		
17. [Signature]	[Signature]		
18. [Signature]	[Signature]		
19. Edward Agüero	Edward		
20. [Signature]	[Signature]	[Signature]	[Signature]



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<u>PRINT NAME</u>	<u>SIGNATURE/DATE</u>	<u>VILLAGE</u>	<u>TEL #</u>
1. <u>WILLIAM C. DECECK</u>	<u>[Signature]</u>	<u>ORBED</u>	<u>637-1909</u>
2. <u>LARRY BERT</u>	<u>[Signature]</u>	<u>ORBED</u>	<u>637-1909</u>
3. <u>M. BERT</u>	<u>[Signature]</u>	<u>ORBED</u>	<u>637-1909</u>
4. <u>FRANKLIN S. BERT</u>	<u>[Signature]</u>	<u>ORBED</u>	<u>637-1909</u>
5. <u>Penny Changuelaf</u>	<u>[Signature]</u>	<u>ASAN</u>	
6. <u>Joe Santos</u>	<u>[Signature]</u>	<u>ORBED</u>	
7. <u>JOHN BERT</u>	<u>[Signature]</u>	<u>ORBED</u>	<u>637-1909</u>
8. <u>JOHN BERT</u>	<u>[Signature]</u>	<u>ORBED</u>	<u>637-2412</u>
9. <u>JOHN BERT</u>	<u>[Signature]</u>	<u>ORBED</u>	<u>637-1909</u>
10. <u>Jeffrey BERT</u>	<u>[Signature]</u>	<u>ORBED</u>	<u>637-1909</u>
11. <u>Anthony R. BERT</u>	<u>[Signature]</u>	<u>ORBED</u>	<u>637-1909</u>
12. <u>[Signature]</u>	<u>[Signature]</u>	<u>ORBED</u>	
13. <u>[Signature]</u>	<u>[Signature]</u>	<u>ORBED</u>	<u>637-1909</u>
14. <u>Tom Guerrero</u>	<u>[Signature]</u>	<u>ORBED</u>	<u>637-1909</u>
15. <u>WALTER T. BERT</u>	<u>[Signature]</u>	<u>ORBED</u>	<u>637-1909</u>
16. <u>Anthony Santos</u>	<u>[Signature]</u>	<u>ORBED</u>	<u>637-1909</u>
17. <u>WALTER T. BERT</u>	<u>[Signature]</u>	<u>ORBED</u>	<u>637-1909</u>
18. <u>WALTER T. BERT</u>	<u>[Signature]</u>	<u>ORBED</u>	<u>637-1909</u>
19. <u>WALTER T. BERT</u>	<u>[Signature]</u>	<u>ORBED</u>	<u>637-1909</u>
20. <u>JANE MARRIAGE</u>	<u>[Signature]</u>	<u>ORBED</u>	<u>637-1909</u>



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<u>PRINT NAME</u>	<u>SIGNATURE/DATE</u>	<u>VILLAGE</u>	<u>TEL #</u>
1. FONT SCRUIZ	[Signature] 3/14/04	MERIZO	828-3272
2. [Name]	[Signature]	[Village]	[Tel #]
3. Gasfido Steven	[Signature]	Vigo	633-1921
4. [Name]	[Signature]	Vigo	633-1984
5. [Name]	[Signature]	[Village]	633-9775
6. KENNETH J. SHUTTS	[Signature]	ITINGMONG	472-9453
7. JOSEPH P. FUSTIANN	[Signature]	AGUADA	335-1250
8. [Name]	[Signature]	AGUADA	[Tel #]
9. [Name]	[Signature]	[Village]	333-4444
10. [Name]	[Signature]	AGUADA	633-4511
11. IDEAR GARCIA	[Signature]	AGUADA	633-4555
12. Chester Botolan	[Signature]	Pedasa	633-6036
13. [Name]	[Signature]	TENILL	846-8539
14. [Name]	[Signature]	Vigo	759-5669
15. [Name]	[Signature]	Varestone	336-4512
16. Sharon Remis	[Signature]	Chalan Poo	734-0112
17. LUIE PHILLIPS	[Signature]	ITINGMONG	648-8837
18. [Name]	[Signature]	Vigo	633-7504
19. [Name]	[Signature]	[Village]	633-3783
20. [Name]	[Signature]	[Village]	633-4888



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<u>PRINT NAME</u>	<u>SIGNATURE/DATE</u>	<u>VILLAGE</u>	<u>TEL #</u>
1. <u>John L. ...</u>	<u>[Signature]</u>	<u>Yigo</u>	<u>762-1000</u>
2. <u>Janel Kumbak</u>	<u>[Signature]</u>	<u>Tamparui</u>	<u>828-0042</u>
3. <u>Michael Guejra</u>	<u>[Signature]</u>	<u>San Jose</u>	<u>586-8143</u>
4. <u>[Signature]</u>	<u>[Signature]</u>	<u>Santa Rita</u>	<u>663-5010</u>
5. <u>ERNEST PATAHA</u>	<u>[Signature]</u>	<u>Deded</u>	<u>555-1430</u>
6. <u>[Signature]</u>	<u>[Signature]</u>	<u>Deded</u>	<u>586-12-9029</u>
7. <u>Alex N. ...</u>	<u>[Signature]</u>	<u>Harmon</u>	<u>780-7-7095</u>
8. <u>Jess A. Rojas</u>	<u>[Signature]</u>	<u>Yigo</u>	<u>586-82-2302</u>
9. <u>MARIO FLORES</u>	<u>[Signature]</u>	<u>STA RITA</u>	<u>764-2060</u>
10. <u>ALISSA FLORES</u>	<u>[Signature]</u>	<u>STA RITA</u>	<u>764-2060</u>
11. <u>[Signature]</u>	<u>[Signature]</u>	<u>[Signature]</u>	<u>[Signature]</u>
12. <u>GERALD ANIOTE</u>	<u>[Signature]</u>	<u>Yigo</u>	<u>783-8764</u>
13. <u>[Signature]</u>	<u>[Signature]</u>	<u>Deded</u>	<u>586-65-4999</u>
14. <u>MICHAEL VEE</u>	<u>[Signature]</u>	<u>Yigo</u>	<u>586-15-0188</u>
15. <u>RICHIE WINGREN</u>	<u>[Signature]</u>	<u>Yigo</u>	<u>586-56-3258</u>
16. <u>TRACEY L. Villagomez</u>	<u>[Signature]</u>	<u>Yigo</u>	<u>586-72-9801</u>
17. <u>[Signature]</u>	<u>[Signature]</u>	<u>Deded</u>	<u>586-16-7819</u>
18. <u>[Signature]</u>	<u>[Signature]</u>	<u>[Signature]</u>	<u>[Signature]</u>
19. <u>[Signature]</u>	<u>[Signature]</u>	<u>[Signature]</u>	<u>[Signature]</u>
20. <u>[Signature]</u>	<u>[Signature]</u>	<u>[Signature]</u>	<u>[Signature]</u>



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PRINT NAME	SIGNATURE/DATE	VILLAGE	TEL #
1. Ken Guichard	<i>[Signature]</i>	Mangilao	734-6733
2. Kenneth Loje	<i>[Signature]</i>	Agat	651-4776
3. John T. Berger	J Berger	SINAJANA	477-1522
4. Gerald M. Ula	<i>[Signature]</i>	Ula	472-6702
5. Lee Hammer	<i>[Signature]</i>	Agat	524-3390
6. Jan Hitchens	<i>[Signature]</i>	Agat	656-0929
7. Carol S. Smith	<i>[Signature]</i>	Agat	521-3897
8. Eric S. [unclear]	<i>[Signature]</i>	Mangilao	596-69-1100
9. JORELO	<i>[Signature]</i>	MANGILAO	586-78-478
10. James Carter	<i>[Signature]</i>	Mangilao	596-69-1100
11. Paul Sanchez	<i>[Signature]</i>	AGAT	525-3261
12. Eric S. [unclear]	<i>[Signature]</i>	Mangilao	734-6733
13. [unclear]	<i>[Signature]</i>	Santa Rita	
14. [unclear]	<i>[Signature]</i>	Santa Rita	
15. BOB CALIFORNIA	<i>[Signature]</i>	SANTARITA	
16. James T. Robinson	<i>[Signature]</i>		521-9678
17. Eugene Rojas	<i>[Signature]</i> 3/14/04	Piti	472-3177
18. Aaron Elkins	<i>[Signature]</i>		
19. [unclear]	<i>[Signature]</i>	Mesa	
20. Darlene Guindachay	<i>[Signature]</i>	Mesa	477-5776



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PRINT NAME	SIGNATURE/DATE	VILLAGE	TEL #
1. <u>ANTONIO</u>	<u>[Signature]</u>	<u>Yigo</u>	<u>653-2527</u>
2. <u>Ricardo Castillo</u>	<u>[Signature]</u>	<u>Vigo</u>	<u>653-7088</u>
3. <u>Norberto Edouard</u>	<u>[Signature]</u>	<u>DEED</u>	<u>650-8951</u>
4. <u>Gene J. Edouard</u>	<u>[Signature]</u>	<u>DEED</u>	<u>631-5414</u>
5. <u>DARREL CARLUCCI</u>	<u>[Signature]</u>	<u>DEED</u>	<u>632-5740</u>
6. <u>ROMAN HERRERA</u>	<u>[Signature]</u>	<u>YIGO</u>	<u>653-2400</u>
7. <u>ALAN ANTONIO</u>	<u>[Signature]</u>	<u>"</u>	<u>"</u>
8. <u>Amira Ngain</u>	<u>[Signature]</u>	<u>Mangrove</u>	<u>653-9219</u>
9. <u>Romeo Pacheco</u>	<u>[Signature]</u>	<u>Yigo</u>	<u>653-2458</u>
10. <u>JOHN SMITH</u>	<u>[Signature]</u>	<u>DEED</u>	<u>"</u>
11. <u>JOSE ANTONIO</u>	<u>[Signature]</u>	<u>DEED</u>	<u>653-2459</u>
12. <u>ALAN ANTONIO</u>	<u>[Signature]</u>	<u>"</u>	<u>"</u>
13. <u>JOHN SMITH</u>	<u>[Signature]</u>	<u>Yigo</u>	<u>653-6845</u>
14. <u>JOHN SMITH</u>	<u>[Signature]</u>	<u>MANGROVE</u>	<u>653-3725</u>
15. <u>ANDREW P. PEREZ</u>	<u>[Signature]</u>	<u>DEED</u>	<u>632-1011</u>
16. <u>JOHN SMITH</u>	<u>[Signature]</u>	<u>DEED</u>	<u>653-0977</u>
17. <u>JOHN SMITH</u>	<u>[Signature]</u>	<u>DEED</u>	<u>653-2400</u>
18. <u>ALAN ANTONIO</u>	<u>[Signature]</u>	<u>DEED</u>	<u>"</u>
19. <u>JOHN SMITH</u>	<u>[Signature]</u>	<u>DEED</u>	<u>632-1316</u>
20. <u>JOHN SMITH</u>	<u>[Signature]</u>	<u>DEED</u>	<u>653-2400</u>



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PRINT NAME	SIGNATURE/DATE	VILLAGE	TEL #
1. FRANCISCO (C. HERRERA)	[Signature]	MUNIZ	477-7074
2. ANTONIO PEREZ	[Signature]	Dededo	528 122 0
3. RICHARD M. MORGAN	[Signature]	TOTO	758-7392
4. ED MENDOZA	[Signature]	YIGO	652-7445
5. LINDA T. LOPEZ	[Signature]	YIGO	653-4115
6. D. GONZALEZ	[Signature]	YIGO	653-5554
7. S.D. YAGUETA	[Signature] 03/14/24	YAGO	828-3537
8. M. BASS	[Signature]	TAMUN	646-4119
9. J. BARRERA	[Signature]	TAMUN	646-4117
10. JESSE GONZALEZ	[Signature]	MANGILAO	734-3711
11. J. TORRES	[Signature]	MANGILAO	734-3711
12. R. FERRER	[Signature]	MANGILAO	734-3711
13. J. CARRERA	[Signature]	MANGILAO	637-9413
14. JAMES PEREZ	[Signature]	MANGILAO	637-9413
15. THOMAS NGUYEN	[Signature]	Dededo	637-7513
16. RICHARD MORGAN	[Signature]	TOTO	758-7392
17. DAN HANK	[Signature]	Dededo	666-4956
18. PAUL MORGAN	[Signature]	TOTO	758-7392
19. J. PEREZ	[Signature]	TOTO	758-7392
20. RICHARD MORGAN	[Signature]	TOTO	758-7392



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<u>PRINT NAME</u>	<u>SIGNATURE/DATE</u>	<u>VILLAGE</u>	<u>TEL #</u>
1. <u>Edyda Carmona</u>	<u>[Signature]</u>	<u>Merizo</u>	<u>735-2111</u>
2. <u>William W. Enriquez</u>	<u>[Signature]</u>	<u>Yigo</u>	<u>637-5342</u>
3. <u>Donny Lopez</u>	<u>[Signature]</u>	<u>Talofa</u>	<u>734-3730</u>
4. <u>Harry Alegre</u>	<u>[Signature]</u>	<u>Talofa</u>	<u>734-3733</u>
5. <u>ARIE CANAL</u>	<u>[Signature]</u>	<u>Merizo</u>	<u>632-9001</u>
6. <u>Roger Jr</u>	<u>[Signature]</u>	<u>Pedro</u>	<u>NA</u>
7. <u>STEVEN</u>	<u>[Signature]</u>	<u>Yigo</u>	<u>[Blank]</u>
8. <u>Kimberly</u>	<u>[Signature]</u>	<u>PAC</u>	<u>[Blank]</u>
9. <u>WILSON</u>	<u>[Signature]</u>	<u>Merizo</u>	<u>734-3000</u>
10. <u>Jeffrey David</u>	<u>[Signature]</u>	<u>Yigo</u>	<u>632-2338</u>
11. <u>William</u>	<u>[Signature]</u>	<u>Merizo</u>	<u>632-2338</u>
12. <u>JEFF CRUZ</u>	<u>[Signature]</u>	<u>Yigo</u>	<u>632-7050</u>
13. <u>Rene Sordani</u>	<u>[Signature]</u>	<u>Yigo</u>	<u>632-5514</u>
14. <u>Severina Sordani</u>	<u>[Signature]</u>	<u>Yigo</u>	<u>632-5016</u>
15. <u>CHIEF</u>	<u>[Signature]</u>	<u>Yigo</u>	<u>632-5000</u>
16. <u>WENDEL</u>	<u>[Signature]</u>	<u>Yigo</u>	<u>632-5002</u>
17. <u>Frank</u>	<u>[Signature]</u>	<u>Yigo</u>	<u>302-5350</u>
18. <u>Nick Stepien</u>	<u>[Signature]</u>	<u>Yigo</u>	<u>632-1140</u>
19. <u>Bob Soto</u>	<u>[Signature]</u>	<u>Yigo</u>	<u>[Blank]</u>
20. <u>Leo Mangalab</u>	<u>[Signature]</u>	<u>Yigo</u>	<u>632-7500</u>



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1. Patrick Tageron	<u>Patrick Tageron</u>	Talofoto	789-0990
2. Jonathan Tageron	<u>Jonathan Tageron</u>	Talofoto	789-0990
3. JOHN CENDANA	<u>[Signature]</u>	DEDEDO	632 7703
4. Brian Cruz	<u>[Signature]</u> 14 MAR 04	Aguada HTS	472-5758
5. JEROME MUÑA	<u>[Signature]</u>	YIGO	632-3726
6. Marcus Guerrero	<u>[Signature]</u>	MERCO	825-4100
7. UOEL YOSHIMURA	<u>[Signature]</u>	DEDEDO	637-8682
8. JEFF TAVES	<u>[Signature]</u>	A.I.H.	888-2346
9. Michael DePasquale	<u>Michael DePasquale</u> 14 MAR 04	YIGO	638-6865
10. Louis Juybo	<u>[Signature]</u>	AGAT	665-3241
11. WILHE MEUSER	<u>[Signature]</u>	YIGO	653 8224
12. Vase Medler	<u>[Signature]</u>	YIGO	653 8639
13. Arnell Medler	<u>[Signature]</u>	YIGO	653 1224
14. Stacy Medler	<u>[Signature]</u>	Dededo	637 3680
15. THOMAS G. MEDLER	<u>[Signature]</u>	DEDEDO	637-3680
16. James Adkins	<u>[Signature]</u> 13/14/04	Tamuning	649-0173
17. Curtis Danco	<u>[Signature]</u>	YIGO	687-6565
18. AL Bishop	<u>[Signature]</u>	Tamuning	649-9347
19. Rich DeVore	<u>[Signature]</u>	Dededo	632 5466
20. Shawn Scott	<u>[Signature]</u>	Tamuning	646 9181



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<u>PRINT NAME</u>	<u>SIGNATURE/DATE</u>	<u>VILLAGE</u>	<u>TEL#</u>
1. <u>KEITH GEORGE</u>	<u>Keith George</u>	<u>YIGO</u>	<u>653-3049</u>
2. <u>JOY LYNCH</u>	<u>Joy Lynch</u>	<u>BARR</u>	<u>649-7335</u>
3. <u>JOHN LYNCH</u>	<u>John Lynch</u>	<u>TAM</u>	<u>"</u>
4. <u>Juan GEORGE</u>	<u>Juan George</u>	<u>YIGO</u>	<u>653-3049</u>
5. <u>James Arki</u>	<u>James Arki</u>	<u>Man</u>	<u>734-1740</u>
6. <u>Monica V. Herrera</u>	<u>Monica V. Herrera</u>	<u>Agana Heights</u>	<u>687-0174</u>
7. <u>RYAN MEDLER</u>	<u>Ryan Medler</u>	<u>Y100</u>	<u>6538630</u>
8. <u>ALAN Kilgore</u>	<u>Alan Kilgore</u>	<u>Chalan Koyoy</u>	<u>734-0191</u>
9. <u>ROCKY SMITH</u>	<u>Rocky Smith</u>	<u>AGAT</u>	<u>685-7004</u>
10. <u>Kip ZYNSA</u>	<u>Kip Zynsa</u>	<u>IPAN</u>	<u>688-5184</u>
11. <u>Kristina Rachtler</u>	<u>Kristina Rachtler</u>	<u>IPAN</u>	<u>789-4255</u>
12. <u>Brad</u>	<u>Brad Conroy</u>	<u>Agana Height</u>	<u>472-5758</u>
13. <u>Jose Mendoza</u>	<u>Jose Mendoza</u>	<u>Ded</u>	<u>632-6364</u>
14. <u>Bob Galante</u>	<u>Bob Galante</u>	<u>Mong Mung</u>	<u>4710206</u>
15. JOHN <u>SHANE WHITE</u>	<u>Shane White</u>	<u>YIGO</u>	<u>711-6575</u>
16. <u>BRAYAN PINE</u>	<u>Brayan Pine</u>	<u>YONIA</u>	<u>789-3972</u>
17. <u>JOE JACKSON</u>	<u>Joe Jackson</u>	<u>BARR</u>	<u>734-6032</u>
18. <u>JOHN J.M. SAGLAN</u>	<u>John J.M. Saglan</u>	<u>SIVAJANA</u>	<u>477-0177</u>
19. <u>WALTER PERA</u>	<u>Walter Pera</u>	<u>AGAT</u>	<u>685-1004</u>
20. <u>RISSE PANGMORAN</u>	<u>Risse Pangmoran</u>	<u>SINAJANA</u>	<u>477-6177</u>



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PRINT NAME	SIGNATURE/DATE	VILLAGE	TEL #
1. MICHAEL A. NEPE		MANGILAO	734-5011
2. JEAN PEYES		Mangilao	7345011
3. SAL PADRONES		AGANT	565-2137
4. Darren Padrones		Mangilao	734-6145
5. JESSE		Agant	565-2137
6. DERRINE HANNA		DEDEDO	570-70-8392
7. Ussal PAUL		Deledo	570-70-8392
8. CHRISTIAN BUNDO		DEDEDO	566-74-0741
9. GABRIEL BUNDO		DEDEDO	637-6395
10. GORDON CRIST		DEDEDO	632-0225
11. DONALD CHALUPA		Chalupa	885-5067
12. JIM		Chalupa	492-9611
13. Dimitris Cruz		Sinjara	658-3465
14. Lawrence Castro		Mangilao	734-3774
15. Romeo Barcenilla		AGANT	565-TUMON
16. Ruyam		Chalupa	734-2008
17. William Watson	WILLIAM C. WATSON	Tumon	649-8258
18. Sunny Dacanay		Deledo	727-0903
19. Clint Medina		DEDEDO	727-3259
20. Toyok Hanak		Tumon	646-1066



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<u>PRINT NAME</u>	<u>SIGNATURE/DATE</u>	<u>VILLAGE</u>	<u>TEL #</u>
1. Joe Bonaventura	3/14/04	MERIZO	828-3416/8379
2. Rita Benavente	3/14/04	MERIZO	828-3416
3. Joelle Berja	3/14/04	DEDEDO	632-9652
4. ERNEST BORA	3/14/04	DEDEDO	632-7652
5. Robert Conquer	3/14/04	ORDOT	477-2474
6. Anthony Flucheng	3/14/04	DEDEDO	653-1702
7. Tony	3/14/04	DEDEDO	637-5789
8. FRANCIS LIZAMA	3/14/04	BARRI	734-3582
9. Leonard Cruz	3/14/04	YIGO	653-4926
10. EDGAR TAMAGOS	3/14/04	AGAT	686-9540
11. EDWIN GENTORAL	3/14/04	AGAT	585-8842
12. Atanacio C. Mambuan	3/14/04	Santa Rita	65-6635
13. Joel Tamagos	3/14/04	Agat	585-9578
14. Jack Bilon	3/14/04	LIGUAN	637-6450
15. ^{Bill} Jack Bilon	3/14/04	LIGUAN	637-6458
16. Vance Farje	3/14/04	DEDEDO	632-4259
17. PANDY TAKANO	3/14/04	NONO MANA	477-1400
18. Admon w Echinat	3/14/04	CANSA AZTA	564-2611
19. Scott Corda	3/14/04	AGAT	585-8842
20. Franklin Salas	3/14/04	YIGO	653-9889



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PRINT NAME	SIGNATURE/DATE	VILLAGE	TEL #
1. CHRIS QUINCHO	3-14-2004	CHAMAN PARO	734-4627
2. Charles McLandless	3-14-2004	Rosario	734-6938
3. CARLOS MEDRERA	3/14/04	Agaña	628-0169
4. BILL CHAN	3-14-04	AGAT	784-2491
5. JR Conner	3/14/04	DEED	646-2327
6. JOEY CONNER	3/14/04	DEED	637-6529
7. Vince Bautista	3/14/04	A.H.I.	472-5481
8. Ray deLeon		Dededo	777-1050
9. VINCENT LAURIA	3-14-04	TAMUNING	482-4609
10. ROBERT CONNER	3/14/04	DEDEDO	633-4816
11. RODRIGUEZ CONNER	3-14-04	TAMUNING	646-2327
12. ALICIA DIMARQUIT	3-14-04	DEDEDO	647-6727
13. JOE D BENAVENTE		MERIZO	828-3416
14. JARET ELM		MERIZO	828-1242
15. Jovan Cruz		MERIZO	828-0905
16. Bander Benavente		MERIZO	828-1242
17. TYQUENGO, MARK		MALESSO	828-0905
18. GARRIDO, FRANCIS	14 MAR 04	MALESSO	828-3074
19. Quinata Teresa	3/14/04	MERIZO	828-3074
20. Tara Bridgeway	3/14/04	Umatac	828-8379



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<u>PRINT NAME</u>	<u>SIGNATURE/DATE</u>	<u>VILLAGE</u>	<u>TEL #</u>
1. <u>CAROLY CASSE</u>	<u>[Signature] 3-14-04</u>	<u>MARDELTA</u>	<u>734-3774</u>
2. <u>RYAN SCOTT MORGAN</u>	<u>[Signature] 3-14-04</u>	<u>SANTA RITA</u>	<u>562-2110</u>
3. <u>ARLAN AQUINO</u>	<u>[Signature] 3-14-04</u>	<u>AGAT</u>	<u>565-6955</u>
4. <u>NOEL CATAPIAN</u>	<u>[Signature] 3-14-04</u>	<u>IPAN</u>	<u>888-6214</u> <u>789-5002</u>
5. <u>Karl San Nicolas</u>	<u>[Signature] 3-14-04</u>	<u>Yigo</u>	<u>653-4188</u>
6. <u>MICHAEL GRABICK</u>	<u>[Signature] 3-14-04</u>	<u>YIGO</u>	<u>653-3226</u>
7. <u>Jessica Grablick</u>	<u>[Signature] 3-14-04</u>	<u>YIGO</u>	<u>" "</u>
8. <u>Tom McDermott</u>	<u>[Signature] 3-14-04</u>	<u>Yigo</u>	<u>653-2014</u>
9. <u>Bill Linnell</u>	<u>[Signature] 3-14-04</u>	<u>Dededo</u>	<u>633-7106</u>
10. <u>Shanna Ruffalo</u>	<u>[Signature] 3-14-04</u>	<u>Santarte</u>	<u>524-1575</u>
11. <u>Josue REYES COE</u>	<u>[Signature] 3/14/04</u>	<u>SANTA RITA</u>	<u>" "</u>
12. <u>THOMAS SAKS</u>	<u>[Signature] 3/14/04</u>	<u>Piti</u>	<u>477-5500</u>
13. <u>Vincent Cing</u>	<u>[Signature] 3/14/04</u>	<u>Piti</u>	<u>472-1931</u>
14. <u>Tiam Camacho</u>	<u>[Signature] 3/14/04</u>	<u>Talofoto</u>	<u>789-6464</u>
15. <u>IGNACIO A SANCHEZ</u>	<u>[Signature] 3/14/04</u>	<u>Talofoto</u>	<u>788-6464</u>
16. <u>Ashera Santos</u>	<u>[Signature] 3/14/04</u>	<u>Piti</u>	<u>117-6531</u>
17. <u>Tanja Jesus</u>	<u>[Signature] 3/14/04</u>	<u>Barrigada</u>	<u>734-1560</u>
18. <u>Danny M. [Name]</u>	<u>[Signature] 3/14/04</u>	<u>Barrigada</u>	<u>734-6365</u>
19. <u>Vince [Name]</u>	<u>[Signature]</u>	<u>YONA</u>	<u>789-6763</u>
20. <u>Jo-Son [Name]</u>	<u>[Signature]</u>	<u>Yona</u>	<u>789-6763</u>



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PRINT NAME	SIGNATURE/DATE	VILLAGE	TEL.#
1. <u>MICHELLE S. SMITH</u>	<u>[Signature]</u> 3/15/04	<u>AGAT</u>	<u>762-2266</u>
2. <u>SEAN MENDIOLA</u>	<u>[Signature]</u> 3/15/04	<u>HAGATNA</u>	<u>477-2402</u>
3. <u>Jorge Apacico</u>	<u>[Signature]</u>	<u>TURKON</u>	<u>777-1494</u>
4. <u>Teresito Mendiol</u>	<u>[Signature]</u> 3/15/04	<u>Mangilao</u>	<u>6377465</u>
5. <u>Ramon Paz</u>	<u>[Signature]</u> 3/15/04	<u>PERENO</u>	<u>632-2467</u>
6. <u>Stacia San Nicolas</u>	<u>[Signature]</u> 3/15/04	<u>VIGO</u>	<u>653-2461</u>
7. <u>Margarita Aguillo</u>	<u>[Signature]</u> 3/15/04	<u>VIGO</u>	<u>4775700</u>
8. <u>Gabriel Len Gurners</u>	<u>[Signature]</u>	<u>Mangilao</u>	<u>477-5700 x211</u>
9. <u>Ronnie Perez</u>	<u>[Signature]</u>	<u>Dededo</u>	
10. <u>Rick Nasta</u>	<u>[Signature]</u>	<u>Yona</u>	<u>7873838</u>
11. <u>Bernied. Ibanez</u>	<u>[Signature]</u>	<u>Agat</u>	
12. <u>CHRISTINE R. AGUILTO</u>	<u>[Signature]</u>	<u>TAM</u>	<u>4775700 x131</u>
13. <u>JEFF MARCHESSEAU</u>	<u>[Signature]</u>	<u>YONA</u>	<u>087-0551</u>
14. <u>Ange la F. Remetio</u>	<u>Ange la F. Remetio</u>	<u>Sta. Rita</u>	<u>477-5700</u>
15. <u>Jon F. Polhem</u>	<u>Jon F. Polhem</u>	<u>MTM</u>	<u>472-9848</u>
16. <u>[Signature]</u>	<u>Laurance Bejerama</u>	<u>Dededo</u>	<u>4775700</u>
17. <u>[Signature]</u>	<u>[Signature]</u>	<u>TAM</u>	<u>725700</u>
18. _____	_____	_____	_____
19. _____	_____	_____	_____
20. _____	_____	_____	_____



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PRINT NAME	SIGNATURE/DATE	VILLAGE	TEL #
1. <u>John Reyes</u>	<u>[Signature]</u> 03/14/04	<u>RR</u>	<u>789-9627</u>
2. <u>Baris Michael</u>	<u>[Signature]</u>	<u>Yigo</u>	<u>653-3042</u>
3. <u>PARUELL E. LUTAN</u>	<u>[Signature]</u> 3/14/04	<u>TAM</u>	<u>482</u> <u>653-2539</u>
4. <u>DUANE PAUL CRUZ</u>	<u>[Signature]</u>	<u>MER</u>	<u>628-9107</u>
5. <u>Scott Baehelder</u>	<u>[Signature]</u>	<u>Pan</u>	<u>789-4255</u>
6. <u>Diane Baehelder</u>	<u>[Signature]</u>	<u>Pan</u>	<u>789-4255</u>
7. <u>Adrianna Baehelder</u>	<u>[Signature]</u>	<u>Pan</u>	<u>789-4255</u>
8. <u>Brianna Baehelder</u>	<u>[Signature]</u>	<u>PAN</u>	<u>789-4255</u>
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PRINT NAME	SIGNATURE/DATE	VILLAGE	TEL #
1. Michael Breen	3/14/04	Tiyon	472-7027
2. Missy Schmeder	3/14/04	San Antonio	888-4576
3. Justin Lee	3/14/04	Taroman	842-8806
4. Ann Morrison	3/14/04	Umatac	828-8741
5. Vanessa Obispo	3/14/04	Maric	888-4576
6. Cole Barretto	3/14/04	Taroman	842-8806
7. Gene H. Harrison	3/14/04	Umatac	828-8741
8. Robert Alvarez	3/14/04	Tiyon	472-7027
9. Kelly Simpson	3/14/04	Ordot	477-1600
10. Peter Alvarez	3/14/04	Tiyon	477-1600
11. Ronald Alvarez	3/14/04	Tiyon	477-1600
12. Troy Corpuz	3/14/04	Yigo	653-3114
13. Shea Gallagher	3/14/04	AAFB	653-6685
14. Kyle Flores	3/14/04	Yigo	653-8789
15. Glenn Aguon	3/14/04	Yigo	653-3114
16. Tomas Aguon	3/14/04	Yigo	653-3114
17. Robert Miyasaki	3/14/04	Yigo	653-1947
18. Brandon Gallagher	3/14/04	AAFB	653-6685
19. at 3/14/04	3/14/04	DeDeDeo	637-2591
20. Brandi 3/14/04	3/14/04	Yigo	653-3040



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PRINT NAME	SIGNATURE/DATE	VILLAGE	TEL #
1. James R. Lopez	[Signature] 3/14/04	Acapua	477-9365
2. DAN TENORIO	[Signature] 3-14-04	ASAN	477-1643
3. Dexter L. Agnon	[Signature]	UMATAC	828-1002
4. Denise Agnon	[Signature]	Aqeat	505-4327
5. Troy Morrison	[Signature]	Aqeat	505-4327
6. FRANKIE C. ANATA	[Signature]	MERIZO	828-1044
7. A. Comatastus	[Signature] 03/14/04	Yona	789-8669
8. JOAQUIN Q. CRUZ	[Signature]	Chalenyago	477-3593
9. Kyle Cruz	[Signature]	Chalenyago	477-3593
10. ROBERT BUCK	[Signature]	YCO	653-3139
11. RAS COOMAN. ENNON	[Signature]	Cumalon Pico	472-7968
12. Kurt J. Enloth	[Signature]	Chalenyago	472-7968
13. Avery Agnon			
14. FRANCIS BARRA	[Signature]	SANTA RITA	505-1587
15. MANUEL PEREZ	[Signature]	Traunung	646-8051
16. Roni Lopez	[Signature]	YCO	653-4194
17. CHRISTINA ANON	[Signature]	Yico	653-3114
18. Frank Flores	[Signature]	Redondo	653-8794
19. Fernando Lopez	[Signature]	Yico	653-1993
20. Lisa Williams	[Signature]	Yico	653-3040



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<u>PRINT NAME</u>	<u>SIGNATURE/DATE</u>	<u>VILLAGE</u>	<u>TEL #</u>
1. <u>William Dredham</u>	<u>[Signature]</u>	<u>Yigo</u>	<u>653-3040</u>
2. <u>ANTONIO C. ANGO</u>	<u>[Signature]</u>	<u>DEDEDO</u>	<u>652-3522</u>
3. <u>MALVIN BANGELUNAN</u>	<u>[Signature]</u>	<u>SINAJANIA</u>	<u>477-3341</u>
4. <u>STACY YASUTAKA</u>	<u>[Signature]</u>	<u>YONA</u>	<u>789-2755</u>
5. <u>RITAMARIE ANGO</u>	<u>Rita Marie Ango</u>	<u>AGAT</u>	<u>565-3185</u>
6. <u>Rafel Cruz</u>	<u>[Signature]</u>	<u>Aguaña HB</u>	<u>476-6909</u>
7. <u>Monique Alvarez</u>	<u>Malwary</u>	<u>Tiyon</u>	<u>472-7027</u>
8. <u>ANTHONY J. BORJA</u>	<u>[Signature]</u>	<u>DEDEDO</u>	<u>637-9412</u>
9. <u>BRUTANGI ANGO</u>	<u>Brutangi Ango</u>	<u>AGAT</u>	<u>565-3185</u>
10. <u>[Signature]</u>	<u>ED SANABEZ</u>	<u>TANUNING</u>	<u>646-8682</u>
11. <u>Bonnie Rios</u>	<u>[Signature]</u>	<u>Ara HB</u>	<u>565-0910</u>
12. <u>Franklin Rios</u>	<u>[Signature]</u>	<u>Ara HB</u>	<u>565-0914</u>
13. <u>Paul Angoco</u>	<u>[Signature]</u>	<u>AGAT</u>	<u>565-3185</u>
14. <u>Paul Angoco</u>	<u>P. E. A.</u>	<u>AGAT</u>	<u>565-3185</u>
15. <u>Jacob E. Inez</u>	<u>Jacob E. Inez</u>	<u>Chalan Boro</u>	<u>472-7908</u>
16. <u>Jonnie Tavares</u>	<u>J. Y. Tavares</u>	<u>Aprathis</u>	<u>565-5103</u>
17. <u>[Signature]</u>	<u>[Signature]</u>	<u>Aprathis</u>	<u>565-5577</u>
18. <u>Roni Mencia</u>	<u>Roni Mencia</u>	<u>Aprathis</u>	<u>565-5508</u>
19. <u>Daniel Aquino</u>	<u>Daniel Aquino</u>	<u>Aprathis</u>	<u>565-6577</u>
20. <u>Rafael Cruz</u>	<u>Rafael Cruz</u>	<u>DEDEDO</u>	<u>632-4902</u>



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PRINT NAME	SIGNATURE/DATE	VILLAGE	TEL #
1. <u>Annex Alvarez</u>	<u>[Signature]</u>	<u>Ordot</u>	<u>477-7900</u>
2. <u>Pedro L Alvarez</u>	<u>[Signature]</u>	<u>Ordot</u>	<u>477-7900</u>
3. <u>TOMAS C. BLAS</u>	<u>[Signature]</u>	<u>Dededo</u>	<u>632-6388</u>
4. <u>Tenny Pierson</u>	<u>[Signature]</u>	<u>Yigo</u>	<u>653-7290</u>
5. <u>Shawn Morrison</u>	<u>[Signature]</u>	<u>Umatac</u>	<u>828-8791</u>
6. <u>Troy Pierson</u>	<u>[Signature]</u>	<u>Yor</u>	<u>653-7290</u>
7. <u>Jeni Gumatad</u>	<u>[Signature]</u>	<u>Yona</u>	<u>789-8669</u>
8. <u>David Remis</u>	<u>[Signature]</u>	<u>Chalan Pago</u>	<u>734-0112</u>
9. <u>Anthony Gumatad</u>	<u>[Signature]</u>	<u>Yona</u>	<u>789-8669</u>
10. <u>Brian Gumatad</u>	<u>[Signature]</u>	<u>YONA</u>	<u>789-8669</u>
11. <u>Astata Palacios</u>	<u>[Signature]</u>	<u>Yigo</u>	<u>653-7290</u>
12. <u>Robert Santos</u>	<u>[Signature]</u>	<u>Tatofoto</u>	<u>472-8139</u>
13. <u>Kayleen NS Boip</u>	<u>[Signature]</u>	<u>Bikini</u>	<u>565-1587</u>
14. <u>Anastacio Pitts</u>	<u>[Signature]</u>	<u>Tujan</u>	<u>472-2024</u>
15. <u>Montano Geronimo</u>	<u>[Signature]</u>	<u>Tujan</u>	<u>472-2029</u>
16. <u>CHO SUNG HO</u>	<u>[Signature]</u>	<u>SEOUL KOREA</u>	
17. <u>TUNG TONG HVA</u>	<u>[Signature]</u>	<u>SEOUL KOREA</u>	
18. <u>JI JUNG SUK</u>	<u>[Signature]</u>	<u>SEOUL KOREA</u>	
19. <u>Lee Sun Bum</u>	<u>[Signature]</u>	<u>SEOUL KOREA</u>	
20. <u>Shin Lee Sun</u>	<u>[Signature]</u>	<u>SEOUL KOREA</u>	



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PRINT NAME	SIGNATURE/DATE	VILLAGE	TEL #
1. Doreen Carphz	3/14/04	Chedoke	471-3593
2. Viola A.T. Pandelina	3/14/04	BARR	734-0087
3. VENESA AGUON	3/14/04	Inurajan	628-1002
4. ALICIA AP ALEN	3/14/2004	Yigo	653-3111
5. Dan Cordora	(son)	ASAN	477-1643
6. DAVID KAUFZ		Dededo	632-9719
7. Jonathan Kanke		Tamuning Dedi	646-8682
8. Rico Pereira		mm	646-8682
9. Chenelle Igras		Dededo	632-1717
10. NOSTASSIA C.		Yigo	653-8794
11. VANDRICK LG		Yigo	653-9469
12. Jesse Salas		TOTO	471-1400
13. Kasha Flores		Yigo	653-8794
14. Anthony P. Ignacio Jr		BARR	7340087
15. Anthony P. Ignacio		BARR	734 0087
16. Andrew Ignacio		BARR	7340087
17.			
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20.			



I am signing this petition to express my **opposition of Bill No. 258** in its current form to amend or modify the existing Public Law 24-141 that authorized up to Nine Million Dollars in tax credit to contributors of the construction of the Guam International Raceway. Bill No. 258 will modify this law, and in spirit, will threaten the completion of the Guam International Raceway.

	<u>PRINT NAME</u>	<u>SIGNATURE/DATE</u>	<u>VILLAGE</u>	<u>TEL #</u>
1.	Whe David Perez	[Signature]	Talofa	720-7762
2.	Mania L. Flores	[Signature]	Yigo	653-8794
3.	Josephine Espinosa	[Signature]	Ardoz	477-2705
4.	Robert M.	[Signature]	Yigo	653-8794
5.	Tim Burkhardt	[Signature]	MTM	753-1024
6.	CINDY TORRES	[Signature]	Yigo	653-8794
7.				
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I am signing this petition to express my opposition of Bill No. 258 in its current form to amend or modify the existing Public Law 24-141 that authorized up to Nine Million Dollars in tax credit to contributors of the construction of the Guam International Raceway. Bill No. 258 will modify this law, and in spirit, will threaten the completion of the Guam International Raceway.

PRINT NAME	SIGNATURE/DATE	VILLAGE	TEL #
1. VIRGINIA W. YAP	<i>Virginia Yap</i> 3/24/09	Yona	789-2751
2. DOROTHY F. LUJA	<i>Dorothy Luja</i> 3/14/09	Yona	789-2218
3. ANDREW B. LUJA	<i>Andrew Luja</i> 3/14/09	Yona	789-2218
4. FRANKIE KIS	<i>Frankie Kis</i> 3/14/09	Asano Hills	565-0914
5. TIM KAUTZ	<i>Tim Kautz</i>	Dededo	632-9719
6. DANIEL B. RIOS	<i>Daniel Rios</i>	Dededo	632-7621
7. SONYA RIOS	<i>Sonya Rios</i>	Dededo	632-4289
8. JEFFREY B. RIOS	<i>Jeffrey Rios</i>	DEDEDO	632-4289
9. CLIFF CRISOSTOMO	<i>Cliff Crisostomo</i>	DEDEDO	472-8326
10. WILLIE BRADYMAN	<i>Willie Bradymann</i>	Sinaitona	477-3341
11. JEREMY GALLAGHER	<i>Jeremy Gallagher</i>	Yigo	653-6685
12. MARILYN GALLAGHER	<i>Marilyn Gallagher</i>	Yigo	653-6685
13. LYAN JOHNSON	<i>Lyan Johnson</i>	STANAYNA	472-9346
14. CARMELITA TENORIO	<i>Carmelita Tenorio</i>	ASAN	477-1643
15. CAROLYN SUE SIMPSON	<i>Carolyn Sue Simpson</i>	Santa Rita	565-5208
16.			
17.			
18.			
19.			
20.			

GUAM MOTOR RACEWAY
REVISED COST PLAN / PROJECT BUDGET (03/4/5/2004)

Item	Task Description	Work to be Undertaken by:	Amount of Change	Prime Engineering & Inspection		Planning		Architecture		Electrical Works		Prime Construction Contractors		Sun Jin	AIC	Triple J /SFPG	TBI	Cost to Date
				Duenas & Associates, Inc.	Dan Swawey, Consultant	Taniguchi, Ruhl, & Associates	EMCE	Shawling & Associates	Perez Bros, Inc.	Dix Pacific, Inc.	Black Construction							
1	PHASE 1 - Complete Master Development Plan	Duenas & Associates	\$5,900	\$5,900														
1.1	Prepare Final Master Development Plan	Duenas & Associates	\$3,500	\$3,500														
1.2	Prepare Project Financial Plan	Duenas & Associates	\$2,400	\$2,400														
1.3	Development Planning Consultation	Duenas & Associates	\$33,900	\$33,900														
1.3.1	Present Master Development to GEDA	Duenas & Associates	\$3,870	\$3,870														
1.3.2	Obtain Approval of Financial Plan	Duenas & Associates	\$3,870	\$3,870														
1.4	Obtain GLUC Permit	Duenas & Associates	\$5,000	\$5,000														
1.5	Prepare GLUC Application	Duenas & Associates	\$2,000	\$2,000														
1.5.1	Prepare EMR	Duenas & Associates	\$56,697	\$56,697														
1.5.2	Finalize and Submit GLUC Application	Duenas & Associates	\$13,000	\$13,000														
1.5.3	Process GLUC Application	Duenas & Associates	\$14,300	\$14,300														
1.5.4	Process GLUC Notice of Action	Duenas & Associates	\$2,400	\$2,400														
1.5.5	Obtain GLUC Notice of Action	Duenas & Associates	\$2,000	\$2,000														
1.5.6	Archaeological Survey (Monitoring/Mitigation)	Duenas & Associates	\$20,000	\$20,000														
1.5.7	Phase Study & Follow-up: Specialized Consultation	Duenas & Associates	\$2,000	\$2,000														
1.5.8	Phase Monitoring	Duenas & Associates	\$152,187	\$152,187														
	PHASE 2A - Offroad Track & Site Infrastructure																	
1.1	Topographic Survey	Duenas & Associates	\$20,000	\$20,000														
1.2	Design Motorcross Track	Duenas & Associates	\$20,700	\$20,700														
1.2.1	Civil & Mechanical	Duenas & Associates	\$15,000	\$15,000														
1.2.2	Architectural & Structural	Duenas & Associates	\$14,883	\$14,883														
1.2.3	Electrical	Duenas & Associates	\$2,000	\$2,000														
1.3	Contract Motorcross (main & sub tracks)	Duenas & Associates	\$22,500	\$22,500														
1.3.1	Clear and grade motorcross track site	Duenas & Associates	\$13,500	\$13,500														
1.3.2	Strip and construct oval & off-road tracks & parking area	Duenas & Associates	\$4,000	\$4,000														
1.3.3	Main Access & Perimeter Road	Duenas & Associates	\$5,000	\$5,000														
1.3.4	Motorcross Ancillary Facilities	Duenas & Associates	\$13,500	\$13,500														
1.4	Support Building #1 (1000 SF for concessions & restrooms)	Duenas & Associates	\$10,000	\$10,000														
1.5	Support Building #2 (1000 SF for concessions & restrooms)	Duenas & Associates	\$10,000	\$10,000														
1.6	Site Preparation	Duenas & Associates	\$15,000	\$15,000														
1.7	Common Raceway Track Facilities/Systems	Duenas & Associates	\$15,000	\$15,000														
1.8	Perimeter Fencing (Chain Link, 65,000 LF)	Duenas & Associates	\$15,000	\$15,000														
1.9	Mobile Generator	Duenas & Associates	\$15,000	\$15,000														
1.10	Portable Sound & Timing System	Duenas & Associates	\$11,323	\$11,323														
1.11	Water Distribution System	Duenas & Associates	\$11,323	\$11,323														
1.12	Additional Offroad Track Improvements	Duenas & Associates	\$11,323	\$11,323														
1.13	Additional Track Grading and Striping	Duenas & Associates	\$11,323	\$11,323														
1.14	Maintenance Equipment	Duenas & Associates	\$11,323	\$11,323														
1.15	Electrical System/ Lighting Improvements	Duenas & Associates	\$11,323	\$11,323														
1.16	Parking Area # 2 Improvements	Duenas & Associates	\$11,323	\$11,323														
1.17	Miscellaneous Improvements (Include Conc Bleachers)	Duenas & Associates	\$11,323	\$11,323														
1.18	Monitor Construction	Duenas & Associates	\$2,125	\$2,125														
1.19	Archaeological Survey (Monitoring/Mitigation)	Duenas & Associates	\$2,125	\$2,125														
1.20	Additional Clearing/Striping of Off-Road Track	Duenas & Associates	\$6,626	\$6,626														
	PHASE 2B - Stadium & Concessions Building																	
1.1	Design Stadium Drag Strip & Access Road	Duenas & Associates	\$2,144,115	\$2,144,115														
1.1.1	Topographic Survey	Duenas & Associates	\$19,818	\$19,818														
1.1.2	Civil	Duenas & Associates	\$10,630	\$10,630														
1.1.3	Mechanical	Duenas & Associates	\$5,000	\$5,000														
1.1.4	Electrical (Master Development Plan)	Duenas & Associates	\$35,000	\$35,000														
1.1.5	Support Building #1 & Sitework Engineering Design	Duenas & Associates	\$9,000	\$9,000														
1.2	Civil, Mechanical & Structural	Duenas & Associates	\$8,000	\$8,000														

**GUAM MOTOR RACEWAY
REVISED COST PLAN / PROJECT BUDGET (03/4/12/004)**

Item	Task Description	Work to be Undertaken By:	Amount of Change	Prime Engineering & Architecture		Electrical		Black Construction		Sun Jin		AIC	Triple J /SPPC	TBI	Cost to Date
				Planning	Architecture	Works	Construction	Construction	Construction						
III.2.2	Architectural	Tanuchi Ruhn & Assoc	\$12,000												
III.2.3	Electrical	EMCE	\$5,000												
III.2.3.1	Construct Interim Drag Strip and Access Road	Perez Bros	\$25,000												
III.2.3.2	Clear and grade interim drag strip and access road site. (partial)	Perez Bros	\$25,000												
III.2.3.2.a	Grading & Subgrade Preparation	Perez Bros	\$50,000												
III.2.3.2.b	Additional Material Costs	Hamilton Road Products	\$189,000												
III.3.3	Grading, Fencing & Guardrails, Up to Sidewalks	Hamilton Road Products	\$189,000												
III.3.3	Interim Drag Strip/grading Area 1 Paving	AIC	\$91,350												
III.3.4	Support Building # 2 - 10' of Cost Allocated'		\$100,000												
III.3.5	Support Building # 2 - 10' of Cost Allocated'		\$100,000												
III.3.6	Support Building # 2 - Change orders, Wyhooon replacement		\$265,455												
III.3.7	Support Building # 2 - Change orders, Wyhooon replacement		\$265,455												
III.4	Parking Area # 2 Improvements		\$100,000												
III.4.1	Pavement Construction		\$100,000												
III.4.2	Electrical/Lighting System Improvements		\$100,000												
III.5	Monitor Construction		\$35,000												
III.6	Project Management, through Phase 2	Dumas & Associates	\$35,000												
III.7	Project Management, through Phase 2	Dumas & Associates	\$35,000												
III.8	Smoking Vendors 2003 Promotional Fee	Triple J & SPCC	\$300,000												
III.9	Change in programming, planning, field condition re-design, permit	Dumas & Associates	\$150,000												
III.10	Change in programming, planning, field condition re-design, permit	MARSS/SUNJIN	\$2,125												
III.11	Archaeological Survey (biomonitoring/mitigation)	AIC	\$146,634												
III.11	Bleacher Installation		\$1,360,215												
IV	PHASE 3B - (Design NASCAR and Go Kart Tracks)		\$69,671												
IV.1	PHASE 3B - (Design NASCAR and Go Kart Tracks)		\$69,671												
IV.1.1	Design NASCAR & Go Kart Tracks	Dumas & Associates	\$39,879												
IV.1.2	Architectural	Tanuchi Ruhn & Assoc	\$12,000												
IV.1.3	Structural & Mechanical	Dumas & Associates	\$12,000												
IV.1.4	Electrical (Building & Infrastructure)	EMCE	\$10,000												
IV.1.5	Design Review/Guidance		\$97,870												
VI	PHASE 3C - (Construct NASCAR and Go Kart Tracks)		\$97,870												
VI.1	PHASE 3C - (Construct NASCAR and Go Kart Tracks)		\$97,870												
VI.1.1	Construct Phase 3 Test Facilities		\$97,870												
VI.1.1	Grading & Subgrade Preparation		\$97,870												
VI.1.2	NASCAR & Go Kart Track Pavement Construction		\$97,870												
VI.1.3	Architectural Facilities (Pitall Bleachers and Infrastructure)		\$97,870												
VI.1.4	Miscellaneous Administrative Expenses (Allowance)		\$97,870												
VI.2	Monitor Construction		\$36,000												
VI.3	Project Management, through Phase 3		\$36,000												
VI.4	Archaeological Survey (biomonitoring/mitigation)		\$2,125												
VI.4	Archaeological Survey (biomonitoring/mitigation)		\$2,125												
VII	PHASE 4A - (Grade Dragstrip and Raceway Track Area)		\$27,250												
VII.1	PHASE 4A - (Grade Dragstrip and Raceway Track Area)		\$27,250												
VII.1.1	Topographic Survey		\$27,250												
VII.1.2	Prepare Grading Plans		\$27,250												
VII.1.3	Clear and Grub Gun Pit Track Site		\$190,000												
VII.1.4	Perform Grading Operations		\$6,236												
VII.1.5	Monitor Grading Results (against design objectives)		\$223,486												
VIII	PHASE 4B - (Design Dragstrip & Raceway Track Design Raceway Track)		\$223,486												
VIII.1	PHASE 4B - (Design Dragstrip & Raceway Track Design Raceway Track)		\$223,486												

**GUAM MOTOR RACEWAY
REVISED COST PLAN / PROJECT BUDGET (03/15/2004)**

Item	Task Description	Work to be Undertaken By:	Amount of Charge	Prime Engineering & Management	Planning	Architecture	Electrical Works	Prime Construction Contractors								Cost to Date	
				Duenas & Associates, Inc.	Dan Swavely, Consultant	Taniguchi Ruth & Associates	EMCE	Hawaii Rock Products, Inc.	Perez Bros., Inc.	Dick Pacific, Inc.	Black Construction	Smith Blinn	Sun Jin	AIC	Triple J /SPPC		TBI
VIII.1.1	Civil (including as-mass graded survey/mapping)	Duenas & Associates	\$54,920	\$54,920													
VIII.1.2	Structural & Mechanical	Duenas & Associates	\$9,900	\$9,900													
VIII.1.3	Electrical	EMCE	\$5,000				\$5,000										
VIII.1.4	Architectural	Taniguchi Ruth & Assoc.	\$10,000			\$10,000											
VIII.1.5	Design Review/Guidance	Robert HRP	\$4,000					\$4,000									
	Subtotal, Phase 4B		\$93,820														
IX	PHASE 4C - Construct Dragstrip & Raceway Facilities																
IX.1	Construct Raceway Track Facilities																
IX.1.1	Grading & Subgrade Preparation		\$13,000														\$511,960
IX.1.2	Raceway Track and Access Road Pavement Construction		\$1,387,724														\$1,387,724
IX.1.3	Support Building # 2 - 2/3 Cost Allocation		\$200,000							\$200,000							
IX.1.4	Ancillary Facilities (Partial Bleachers and Infrastructure)		\$50,000														\$50,000
IX.1.5	Perimeter Fencing		\$150,000														\$150,000
IX.2	Parking Area # 2 Improvements		\$100,000					\$100,000									
IX.3	Miscellaneous Administrative Expenses (Allowance)		\$15,000														\$15,000
IX	Monitor Construction	Duenas & Associates	\$100,000	\$100,000													
	Project Management Through Phase 4		\$25,040	\$25,040													
	Subtotal, Phase 4C		\$2,359,724														
TOTAL DEVELOPMENT BUDGET			15-Mar-04	\$8,979,253	\$1,032,485	\$9,500	\$49,000	\$74,883	\$1,750,238	\$133,500	\$1,515,356	\$414,034	\$755,800	\$205,126	\$451,272	\$300,000	\$2,484,684
GRT CREDITS AVAILABLE				\$9,000,000													

- Notes: 1. Raceway flood-lighting will be planned, but not constructed under the Tax Incentive Program funded work.
 2. Certain ancillary structures, buildings and additional bleachers will be added following the completion of the Tax Incentive Program funded work, or during Program period, but with GRF-secured funding.
 3. On March 10, 2003 estimated funding was redistributed to cover Smoking Wheels 2003 Promotional costs. Promotional Costs approved by Public Law. In addition, estimated funding was redistributed to cover the costs of concrete bleachers at the Phase 2A area as well as other add'l costs to September 12, 2003.

ADD	DESCRIPTION	DEDUCT	DESCRIPTION
I.5.6	\$10,000 for archeological work for P2 and P4	II.3.6.c	\$75,000 Reduce number of poles to be installed as per EMCE redesign
II.2.3	\$9,883 for EMCE C.O. for lighting system	III.4	\$250,000 Possibly an error in allocation
II.5	\$134,400 for concrete bleachers for Phase 2A	VI.1.1	\$175,000 Go Kart Track may not be finished within contract period due to reduced market for fill material for Perez Bros.
II.3.6.a	\$8911 adjustment for all Black Construction Work	VI.1.2	\$400,000 Go Kart Track may not be finished within contract period due to reduced market for fill material for Perez Bros.
III.3.2.b	\$203,600 for last Smithbridge C.O.	IX.1.1	\$150,000 Access Road will not be necessary
III.3.3	\$175,000 for C.O. adjustments for all HRP work thus far.	IX.1.2	\$250,000 Access Road will not be necessary
III.3.4	\$91,350 for Lighting Pole installation		
III.8	\$300,000 Smoking Wheels Promotional Fee		
III.9	\$350,000 change in programming, phasing, field condition redesign, mgmt (to be proposed)		

TOTAL \$1,283,144 TOTAL 1,300,000

OCTOBER 8 2003 CHANGES

ADD	DESCRIPTION	DEDUCT	DESCRIPTION
II.3.4.a	\$4853 for difference in Phase 2A Dick Pacific invoiced work	I.5.6	\$30,000 Archeological services reallocated to Phases 2 & 3, remainder embedded in Sunjin P4 contract
III.3.3	\$190,634 Discrepancy in accounting for HRP tax certificate	VI.1.1	\$237,968 NASCAR and Go Kart Tracks may not be finished within contract period due to reduced market for fill material for Perez Bros.
	\$265,455 Support building additional costs, typhoon repairs, etc.	VI.1.2	\$677,866 NASCAR and Go Kart Tracks may not be finished within contract period due to reduced market for fill material for Perez Bros.
	\$159,131 Timer System components and install		
II.7	\$2125 Archeological services for Phase 2A		
III.10	\$2125 Archeological services for Phase 2B		
IV.6	\$2125 Archeological services for Phase 3A		
VI.4	\$2125 Archeological services for Phase 3C		

TOTAL \$628,573 TOTAL \$ 945,834

**GUAM MOTOR RACEWAY
REVISED COST PLAN / PROJECT BUDGET (03/15/2004)**

Item	Task Description	Work to be Undertaken By:	Amount of Charge	Prime Engineering & Management	Planning	Architecture	Electrical Works	Prime Construction Contractors								
				Duenas & Associates, Inc.	Dan Sweavely, Consultant	Taniguchi Ruth & Associates	EMCE	Hawaiian Rock Products, Inc.	Perez Bros., Inc.	Dick Pacific, Inc.	Black Construction	Smith-Bridge	Sun Jin	AIC	Triple J /SPPC	TBI

NOVEMBER 11 2003 Changes

ADD DESCRIPTION	DEDUCT	DESCRIPTION
III.3.6.c \$78,888 Cost for Light post increase	NONE	
III.11 \$146,634 Bleacher installation		
VII.3 \$51,775 increased effort		

Total \$277,297	6626.34	
	85584.83	

MARCH 15 2004 Changes

ADD DESCRIPTION	DEDUCT	DESCRIPTION
II.8 \$6,626.34 for Clearing, resurfacing of Off-Road Track by Sunjin	NONE	
VII.3 \$38,225 increased effort for Sunjin		

TOTAL \$44,851

GUAM RACEWAY TAX CREDIT SCHEDULE

Triple J Enterprises - Sports Tourism

<u>Date</u>	<u>Invoice No.</u>	<u>Allowable Tax Credit</u>	<u>LESS:</u> <u>current request</u>	<u>Credit Balance</u>
3/17/2003	CK No. 56003	\$50,350.00	\$50,350.00	\$ -
5/16/2003	CK Nos. 56263 & 56657	\$99,650.00	\$99,650.00	\$ -
			\$150,000.00	
ACCOUNT CLOSED. Cap reached per Public Law No. 27-05.				

OFFICE OF SENATOR
ANTOINETTE (TONI) SANFORD
3830
MAR 24 2004

TIME: _____ AM () PM ()
REC'D BY: _____

GUAM RACEWAY TAX CREDIT SCHEDULE
 Duenas & Associates, Inc. Proj. No. GP98-31 (\$596,655.00)

Date	Invoice No.	Allowable Tax Credit	LESS: current request	Credit Balance
1/14/2000	OA-17	\$ 596,655.00	\$ 79,747.07	\$ 516,907.93
8/18/2000	OH-01	\$ 516,907.93	\$ 60,298.56	\$ 456,609.37
1/2/2001	OL-16	\$ 456,609.37	\$ 50,883.58	\$ 405,725.79
12/3/2001	1L 01	\$ 405,725.79	\$ 120,194.24	\$ 285,531.55
7/31/2002	2G-03	\$ 285,531.55	\$ 128,909.02	\$ 156,622.53
4/28/2003	3D-13	\$ 156,622.53	\$ 76,204.35	\$ 80,418.18
7/25/2003	3G-12	\$ 80,418.18	\$ 35,134.54	\$ 45,283.64
			\$ 551,371.36	

GUAM RACEWAY TAX CREDIT SCHEDULE

Dick Pacific - Phase 2B #7367 (\$724,586.00.00)

Date	Invoice No.	Allowable Tax Credit	LESS: current request	Credit Balance
		\$ 559,948.00		
5/9/2002	Cont. Rev. RC-01	\$588,161.00 (add'l. \$28,213.00)		
6/5/2002	7367-0001	\$ 588,161.00	\$ 100,271.00	\$ 487,890.00
10/28/2002	7367-0002		\$ 263,849.00	\$ 224,041.00
10/20/2002	Cont. Rev. RC-02, 03, and 04	\$603,055.00 (add'l. \$14,894.00)		\$ 238,935.00
4/28/2003	7367-0003	\$ 238,935.00	\$ 178,596.00	\$ 60,339.00
6.4.03	Cont. Rev. RC-05, 08, 09, 10	\$635,231.00 (add'l. \$32,176.00)		\$ 92,515.00
10.17.03	Cont. Rev. RC-06, 07, 11, 12, 13	\$724,586.00 (add'l. 89,355.00)		\$ 181,870.00
10.28.03	7367-004		\$ 181,870.00	\$ -
			\$ 724,586.00	

GUAM RACEWAY TAX CREDIT SCHEDULE
Dick Pacific - #7363 (\$790,770.00 Change Order No. 8)

<u>Date</u>	<u>Invoice No.</u>	<u>Allowable Tax Credit</u>	<u>LESS: current request</u>	<u>Credit Balance</u>
7/5/2001	7363-0001	\$ 790,770.00	\$ 301,803.00	\$ 488,967.00
		\$ 488,967.00	\$ 351,797.00	\$ 137,170.00
3/4/2002	7363-0054 (Final)	\$ 137,170.00	\$ 137,170.00	\$ -
			\$ 790,770.00	

GUAM RACEWAY TAX CREDIT SCHEDULE
SmithBridge Guam, Inc. (Phase 2)

<u>Date</u>	<u>Invoice No.</u>	<u>Allowable Tax Credit</u>	<u>LESS: current request</u>	<u>Credit Balance</u>
		\$ 327,711.00		
4/30/2002	660037/01	\$ 327,711.00	\$ 78,042.85	\$ 249,668.15
5/15/2002	660037/02	\$ 249,668.15	\$ 66,241.01	\$ 183,427.14
6/15/2002	660037/03	\$ 183,427.14	\$ 175,453.57	\$ 7,973.57
10/15/2002	CO #1	\$ 556,000.00		\$ 236,262.57
10/15/2002	660037/04		\$ 81,050.79	\$ 155,211.78
10/15/2002	660037/05		\$ 68,275.21	\$ 86,936.57
10/16/2002	CO #2	\$ 759,600.00		\$ 290,536.57
10/16/2002	660037/06		\$ 61,638.99	\$ 228,897.58
10/16/2002	660037/07		\$ 68,937.95	\$ 159,959.63
			\$ 599,640.37	

MINA'BENTE SAIS NA LIHESLATURAN GUÅHAN
2001 (FIRST) Regular Session

Bill No. 83 (LS)
As amended on the Floor.

Introduced by:

L. F. Kasperbauer
F. P. Camacho
K. S. Moylan
M. C. Charfauros
J. F. Ada
F. B. Aguon, Jr.
E. B. Calvo
Mark Forbes
V. C. Pangelinan
A. L.G. Santos
A. R. Unpingco

AN ACT TO AMEND § 4 OF P.L. NO. 24-141 AND § 2.05(a) OF THE RULES AND REGULATIONS OF GEDA, RELATIVE TO THE OPERATION OF THE GUAM RACEWAY PARK AND ON THE ISSUANCE OF TAX CREDITS FOR IT'S DESIGN AND CONSTRUCTION.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. I Liheslaturan Guåhan finds that the interpretation of Rule 2.05 of the Administrative Rules and Regulations of the Guam Raceway Park relating to the perceived requirement that tax credits must be amortized over a three (3) year period to be (i) administratively burdensome and (ii) may lead to higher than necessary construction costs.

In the preparation of the Rules and Regulations as enacted by Public Law Number 25-27, it was assumed that most of the contributions for which tax credits would be authorized would be made on an upfront basis. In approving the Rules on the application of credits, I Liheslaturan Guåhan intended that such upfront contributions might result in large single-period tax credits that may adversely affect government of Guam revenues and therefore must be spread over time. In the course of constructing the project, however, the exact opposite has been found to be true. Most contributions are made in small amounts over extended periods of time rather than on an upfront basis, and developers believe that the actual contributions will actually be made over a six (6) year period. As such, the possibility of having large credits adversely affecting revenues will not happen. I Liheslaturan Guåhan has also found that because such contributions are made over time, the present intended practice of spreading out credits over three (3) years would need to be done for each separate contribution, which may result in an administrative nightmare. For example, an engineering firm contributing work in which it pays its employees on a bi-weekly basis would have twenty-six (26) separate three (3) year credit amortization schedules per year. I Liheslaturan Guåhan further finds that because of the slow economy, many contractors and suppliers, especially small contractors and suppliers, cannot afford to carry the cost over a three (3) year period, and as such, a financing component may be required, thus increasing the cost of the project. I Liheslaturan Guåhan believes that the six (6) year completion time, in which costs are expected to be spread evenly and the project's statutory credit cap, will be sufficient to prevent the application of credits in a manner that will adversely affect government revenues.

It is the intent of I Liheslaturan Guåhan to amend the Rules and Regulations for the Guam Raceway Park to allow the Guam Economic Development Authority the flexibility to authorize a tax credit on an immediate, up-front basis.

Section 2. Section 4 of Public Law Number 24-141 is hereby amended to read as follows:

"Section 4. Application of Tax Credits. All tax credits to corporations or individuals derived under this Act shall be recovered either as a single up-front credit or on a straight-line basis over a period not to exceed three (3) years. The maximum amount of eligible credits taken in a year shall not exceed One Million Five Hundred Thousand Dollars (\$1,500,000) per year. Unused credits may be carried forward for future years' taxes until exhausted."

Section 3. Change to Administrative Rules and Regulations. Section 2.05(a) of the "Rules and Regulations of the Guam Economic Development Authority on the Operation of the Guam Raceway Park and on the Issuance of Tax Credits for It's Design and Construction," as approved in Public Law Number 25-27, is hereby amended to read as follows:

"(a) Credit. If the Administrator determines that the terms and conditions stipulated in the Certificate have been met, GEDA shall forward to the Department of Revenue and Taxation ('Department'), a tax credit memorandum with a schedule detailing the tax credit to be given, either as an immediate, up-front single credit, or as a series of payments over a period not to exceed three (3) years. The Administrator shall have the authority to determine the timeframes on how the credits are applied, however, the Board of Directors of GEDA shall have final appellate jurisdiction on the application of credits in this Section."

Public Law 25-27Public Law 25-27
MINA' BENTE SINGKO NA LIHESLATURAN GUÅHAN
1999 (FIRST) Regular Session
Bill No. 145 (COR)

As Amended by the Committee on Tourism,
Economic Development and Parks, and
as substituted and amended on the Floor.
Introduced by: L. F. Kasperbauer

A. C. Lamorena, V
A. C. Blaz
K. S. Moylan
F. B. Aguon, Jr.
E. C. Bermudes
J. M.S. Brown
E. B. Calvo
M. G. Camacho
Mark Forbes
C. A. Leon Guerrero
V. C. Pangelinan
J. C. Salas
S. A. Sanchez, II
A. R. Unpingco

AN ACT TO ADD CHAPTER 77 TO TITLE 12 OF THE GUAM CODE ANNOTATED AND TO AMEND §7
OF P.L. NO. 24-141, RELATIVE TO SPECIAL PROJECTS AND ACTIVITIES OF THE GUAM
ECONOMIC DEVELOPMENT AUTHORITY AND THE ADMINISTRATIVE RULES FOR THE MOTOR
RACEWAY.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Chapter 77 is hereby added to Title 12 of the Guam Code Annotated to
read as follows:

"CHAPTER 77.

SPECIAL PROJECTS AND ACTIVITIES OF THE
GUAM ECONOMIC DEVELOPMENT AUTHORITY.

ARTICLE 1.

ADMINISTRATIVE PROVISIONS.

Section 77101. Scope. The provisions of this Chapter shall apply to any projects
or activities of the Guam Economic Development Authority authorized by public
law, but not set out or identified in its basic organizational charter contained
in Chapter 50 of this Title.

Section 77102. Rules and Regulations. All such special projects or activities
shall be administered by rules and regulations developed under the requirements
of the Administrative Adjudication Law ('AAL'). Such rules and regulations may
be developed either by the Guam Economic Development Authority acting alone or
jointly with one (1) or more other agencies of the government of Guam, unless
such joint development is expressly prohibited by Public Law.

ARTICLE 2.

GUAM RACEWAY PARK.

Section 77201. Applicability of Article. The provisions of this Article are
applicable to the Guam Raceway Park as authorized by the Act.

Section 77202. Credits Against Business Privilege Tax. To the extent that any
business licensed to do business on Guam contributes the cost of design, labor
and materials to design and/or construct the Guam Raceway Park, such business
must be certified by GEDA to be eligible for any credits against Business
Privilege Taxes as authorized by the Act. The maximum amount of such credits
authorized on an annual basis shall also be certified by GEDA prior to
expenditures by any licensed business for the Guam Raceway Park. The maximum
amount of credits authorized shall be subject to the limitations set forth in §9

of the Act.

Section 77203. Limits of Liability. As the Guam Racing Federation having received a license from the Chamorro Land Trust ('Trust') to use Trust property for the Guam Raceway Park, the Trust shall not be liable for any claims resulting from the use of such property. Furthermore, consistent with the provisions of §5 of the Act, neither GEDA, the Department of Revenue and Taxation, nor any other agency of the government of Guam shall be liable for any claims arising from the use of such property."

Section 2. Section 7 of Public Law Number 24-141 is hereby amended to read as follows:

"Section 7. Administrative Rules and Regulations. The Guam Economic Development Authority shall develop administrative rules and regulations for the construction and monitoring of the project contained herein under the provisions of the Administrative Adjudication Law. The rules and regulations may contain limitations on the amount of tax credits that can be applied in a given tax year."

Section 3. Approval of Administrative Rules and Regulations. The Administrative Rules and Regulations adopted by the Board of Directors of the Guam Economic Development Authority on February 26, 1999, and as appended hereto, are hereby approved pursuant to the provisions of Public Law Number 24-141 and Chapter 9 of Title 5 of the Guam Code Annotated.

Section 4. Severability. If any provision of this Law or its application to any person or circumstance is found to be invalid or contrary to law, such invalidity shall not affect other provisions or applications of this Law which can be given effect without the invalid provisions or applications and to this end the provisions of this Law are severable.

RULES AND REGULATIONS OF
THE GUAM ECONOMIC DEVELOPMENT AUTHORITY
ON THE OPERATION OF THE GUAM RACEWAY PARK
AND ON THE ISSUANCE OF TAX CREDITS
FOR IT'S DESIGN AND CONSTRUCTION.

PART 1.

GENERAL RULES OF COMPLIANCE FOR THE
GUAM RACEWAY PARK.

(Public Law Number 24-141)

Purpose of Rules.

Section 1.01. The purpose of the rules and regulations set out in Parts 1 and 2 hereof ("Rules") is to set out the administrative procedures for constructing the Guam Raceway Park and for issuing a tax credit certificate ("Certificate") to applicants therefor pursuant to the provisions of §2 of Public Law Number 24-141, which entitle one to a credit against the tax imposed under Article 2 of the Guam Business Privilege Tax Law for the cost of the design, labor, supplies or materials that one contributes to the construction and development of the Guam Raceway Park.

Definitions.

Section 1.02. In these Rules, the following terms shall have the following meanings:

- (a) Act. "Act" means Public Law Number 24-141, authorizing tax credits and exemptions for work done on the Guam Raceway Park.
- (b) Administrator. "Administrator" means the Administrator of GEDA, as described in §50106 of Chapter 50 of Title 12 of the Guam Code Annotated.
- (c) Beneficiary. "Beneficiary" means the recipient of a Certificate.
- (d) Board. "Board" means the board of directors of GEDA.
- (e) Business Privilege Tax. "Business privilege tax," also known as the gross receipt tax, means that tax described and assessed under Chapter 26 of Title 11 of the Guam Code Annotated.
- (f) Certificate. "Certificate" means a certificate issued by GEDA to a business

contributing the cost of design, development, labor, supplies or materials used in the construction of the Guam Raceway Park.

(g) CLTC. "CLTC" means the Chamorro Land Trust Commission, a commission with the government of Guam established under Chapter 75 of Title 21 of the Guam Code Annotated.

(h) Contractor or Subcontractor. "Contractor" or "Subcontractor" means a business entity licensed as such which contracts or subcontracts for the construction of the Guam Raceway Park.

(i) Cost. "Cost" means (i) the landed cost of materials or supplies, or the out-of-pocket cost of design or labor plus five percent (5%) of such cost for overhead; and (ii) the cost to the contractor or subcontractor of the funds borrowed to carry out a contract for the construction of the Guam Raceway Park.

(j) Director. "Director" means the Director of Revenue and Taxation of the government of Guam, as described in §1102 of Title 11 of the Guam Code Annotated. The Director is also the Tax Commissioner described in Chapter 26 of such title.

(k) GEDA. "GEDA" means the Guam Economic Development Authority, a public corporation established under Chapter 50 of Title 12 of the Guam Code Annotated.

(l) Guam Raceway Park. "Guam Raceway Park" means that motor vehicle racing facility created by the Guam Racing Federation pursuant to the Act.

(m) Guam Racing Federation. "Guam Racing Federation" means that Guam not-for-profit corporation which will operate the Guam Raceway Park under the Act.

(n) Master Plan. "Master Plan" means the construction time line drafted by the Guam Racing Federation which (i) describes and identifies in reasonable detail all of the phases of the construction of the Guam Raceway Park; (ii) identifies the contractors and subcontractors, if and as known, to be employed in such construction; and (iii) details the tax credits authorized in Part 2 of these Rules to be applied for in each phase of the construction of the Guam Raceway Park, as projected by the Guam Racing Federation.

(o) Materials. "Materials" means goods that become a permanent part of the Guam Raceway Park.

(p) Supplies. "Supplies" means things other than labor or supervision which are consumed in, but do not become a physical part of the Guam Raceway Park.

Purpose of Part I.

Section 1.03. The purpose of this Part of the Rules is to establish pursuant to §50103 of Chapter 50 of Title 12 of the Guam Code Annotated, the procedures for monitoring the development of the Guam Raceway Park and certifying its compliance with the terms and conditions of the Act.

Responsibilities of GEDA; Master Plan.

Section 1.04. (a) Monitoring. The Administrator shall be responsible for the management and administration of the GEDA compliance program with respect to the Guam Raceway Park. The Administrator may delegate inspections, monitoring and reports thereunder to a GEDA management and compliance officer.

(b) Master Plan. The Guam Racing Federation shall submit to the Administrator its Master Plan, executed by it and certified to be true and correct by its president and secretary within ninety (90) days after the approval of these Rules by I Maga'láhen Guahan. Should the Guam Racing Federation not be able to meet the deadline for reasons beyond its control, a written request for an additional ninety (90) day extension shall be submitted to the Administrator for the Administrator's consideration, which request shall not be unreasonably denied.

Responsibilities of the Guam Racing Federation.

Section 1.05. Under the Act and these Rules, the following are required of the Guam Racing Federation:

(a) Workforce U.S. Citizens. At all times at least seventy-five percent (75%) of all workers in all employment categories of the workforce of the Guam Racing

Federation at the Guam Raceway Park shall be either United States citizens or permanent residents of the United States. All such workers shall be paid no less than prevailing wage rates; provided, however, that for good cause shown GEDA may, from time to time, grant temporary exemptions from such requirement for limited periods of time.

(b) Federation to Control Raceway. The Guam Racing Federation shall be responsible for maintaining operational control of both construction and the operation of the Guam Raceway Park.

(c) No Leases. In no case shall the Guam Raceway Park or any portion of its property or assets be leased, licensed or assigned without the prior express written approval of CLTC. The terms "leased, licensed, assigned or collateralize" do not include entering into a concession agreement whereby a concessionaire sells goods, services or sponsors of any other advertising that may be appropriate within the Guam Raceway Park. Copies of such concession agreements shall be filed with the CLTC.

(d) Local Preference. Shall be in accordance with the Policy as outlined in §5008 of Article 1, Chapter 5 of Title 5 of the Guam Code Annotated.

(e) Engineer/Architect. The Guam Racing Federation shall retain the services of a licensed professional engineer or architect to monitor the construction of the Guam Raceway Park and to certify the completion of the various phases of the construction so as to authorize payments therefor. Copies of the reports of such engineer or architect to the Guam Racing Federation shall be filed with GEDA and the CLTC.

(f) Public Notice. The Guam Racing Federation shall give public notice of the proposed construction of the Guam Raceway Park by placing at least two (2) notices in a newspaper of general circulation on Guam soliciting bids or proposals from contractors to carry out such construction.

Inspections.

Section 1.06. The Guam Raceway Park shall be subject to the following inspection requirements:

(a) No Maximum Number. At a minimum, GEDA shall conduct semi-annual on-site inspections of the Guam Raceway Park, but may conduct as many examinations as the Administrator deems necessary.

(b) End of Fiscal Year. At least one (1) of such inspections shall be scheduled by GEDA to coincide with the ending of the fiscal year of the Guam Racing Federation.

(c) Construction. When the Guam Raceway Park is under construction, an inspection shall be conducted by GEDA within thirty (30) to sixty (60) days prior to the completion of each phase of construction and a final inspection shall be carried out within thirty (30) days after the completion of all phases of construction of the Guam Raceway Park.

(d) Records. During the course of all inspections, the Guam Racing Federation shall provide for review by GEDA copies of all its records and documents in order for GEDA to monitor the following:

(i) Adherence to the Act and the Rules. Adherence to the Act and these Rules by the Guam Racing Federation and whether violations thereof have been corrected, or are being corrected.

(ii) Employment. Employment levels and classification of the employees of the Guam Racing Federation working at the Guam Raceway Park.

(iii) Training. Training programs for the employees of the Guam Racing Federation working at the Guam Raceway Park currently in effect.

(iv) Safety. Safety programs for the employees of the Guam Raceway Park currently in effect.

(v) Rules. Rules and regulations for the employees of the Guam Racing Federation working at the Guam Raceway Park currently in effect.

(vi) Disabled. That an affirmative action plan is in effect requiring the Guam Racing Federation to hire the disabled to work at the Guam Raceway Park.

(vii) Finances. That annual audited financial statements and tax returns of the Guam Racing Federation are prepared and available to assure compliance with the Act and these Rules.

(viii) Insurance. That the insurance furnished by the Guam Racing Federation covers general liability for the operations and facilities of the Guam Raceway Park.

(ix) Other Records. That any other records or documents are made available which GEDA requires to determine whether the Guam Racing Federation is in compliance with the Act and these Rules.

(e) Physical Inspection. The inspection process shall include a physical inspection of the facilities and buildings of the Guam Raceway Park in order for GEDA to determine:

(i) Access. whether a compliance report from the Department of Integrated Services for Individuals with Disabilities ('DISID') confirming that the facilities and buildings have adequate access for the disabled has been issued; and

(ii) Conditions. The overall conditions of the Guam Raceway Park.

(f) Annual Fee. The Guam Racing Federation shall be assessed an annual fee of One Thousand Five Hundred Dollars (\$1,500.00) payable to GEDA. The Board shall have the authority to reduce such annual fee on a year-by-year basis upon satisfactorily showing of either undue hardship or other valid cause.

(g) Minimum Standards. In inspecting and monitoring construction of the Guam Race Park, GEDA shall require that the Park meet the minimum standards for such a raceway as established by the Fédération Internationale de l'Automobile ("FIA").

Reports.

Section 1.07. To assist GEDA in conjunction with its inspection, the engineer or architect retained by the Guam Racing Federation, pursuant to §1.05(e) of these Rules, shall prepare and deliver to GEDA the following reports:

(a) Inspection Report. A concise, detailed inspection report shall be prepared for GEDA within fifteen (15) days from the date of GEDA's inspection for review by the Administrator, who shall after approving the same, make it available to the public. If the Administrator does not approve such report, the same shall be revised until it meets the Administrator's objections.

(b) Status Report. A detailed status report of the construction activities of the Guam Racing Federation after completion of each construction phase of the Guam Raceway Park, pursuant to the Master Plan, shall be made for review by the Board at its next regularly scheduled monthly meeting following completion of such phase.

(c) Mitigation Plans. Before commencing construction of the Guam Raceway Park, the Guam Racing Federation shall submit to GEDA its Guam Environmental Protection Agency ("GEPA") report detailing its Plan ("Plan") for mitigating environmental damage to the area of the Guam Raceway Park, which Plan shall not be submitted to GEDA until it has been approved by GEPA.

Cessation of Operations.

Section 1.08. When it has been determined by GEDA that under the provisions of §10 of the Act the Guam Racing Federation can no longer manage and operate the Guam Raceway Park, or that the Guam Racing Federation has violated any of the terms of the Act or of these Rules, the Administrator shall notify the Guam Racing Federation in writing of the specifics of non-compliance and provide a reasonable time limit, not less than ninety (90) days, within which to correct the discrepancy. Should the Guam Racing Federation not correct the discrepancy, the Guam Racing Federation shall forthwith assign the rights to occupy and use the property on which the Guam Raceway Park is located back to the CLTC, which shall continue the operation of the Guam Raceway Park for the remainder of the twenty (20) year license given by the CLTC for the use of such property.

PART 2.

RULES ON THE ISSUANCE OF TAX CREDITS FOR
THE GUAM RACEWAY PARK.

Applications for Tax Credit.

Section 2.01. A supplier of building materials or supplies, or a supplier of labor or of supervision used in the construction of the Guam Raceway Park may apply for a Certificate by submitting the following to GEDA:

(a) Application. A completed application on GEDA Form TAI-01, which includes a certified estimate for cost of supplies, materials or services to be provided under the applicant's contract or subcontract with respect to the construction of the Guam Raceway Park.

(b) License. A copy of the applicant's Guam business license.

(c) Authorization. A contract or subcontract approved by the Guam Racing Federation for the applicant to provide materials, supplies, labor or supervision for the construction of the Guam Raceway Park.

(d) Filing Fee. A filing fee of One Hundred Fifty Dollars (\$150.00).

(e) Inspection fee. An initial inspection fee of Two Hundred Dollars (\$200.00). Following such submission, such application shall be reviewed and acted upon by the Administrator without either a public hearing or the filing of a notice of application, as provided in §2.02.

Authority of Administrator.

Section 2.02. The Administrator shall review the completed application and in fifteen (15) days either:

(a) Approve. Approve the application and issue the Certificates to the applicant.

(b) Disapprove. Disapprove the application, state the reason(s) for such disapproval, and suggest solutions to the problem(s) therewith.

On-Site Inspections.

Section 2.03. From the start of the construction of the Guam Raceway Park through its completion, GEDA shall conduct on-site inspections thereof. As set out in §1.06 of Part 1 of these Rules, the purpose of the inspection is, among other things, to monitor the adherence of the holder of a Certificate to the Act and to these Rules.

Grant of Tax Credits.

Section 2.04. During the construction of each phase of the Guam Raceway Park, pursuant to the Master Plan, a holder of a Certificate shall submit to GEDA monthly billing reports from the contractor(s) for such construction phase. The contractor's billing report shall include and describe work done by and payments made to subcontractors. After the completion of such a construction phase, such holder may apply for the actual tax credits by submitting to GEDA:

(i) such holder's Certificate;

(ii) complete invoices detailing the dollar amounts expended by the holder on such phase, such set invoices to be certified by a public accountant;

(iii) a financial statement prepared by a public accountant confirming the amount expended on such construction phase by the holder; and

(iv) a certificate from the engineer or architect retained in accordance with Paragraph (e) of §1.05 of these Rules that the work for which the tax credit is sought has been completed in a workmanlike manner.

Section 2.05. The Administrator shall review the completed tax credit application, and in fifteen (15) days take one (1) of the following two (2) actions:

(a) Credit. If the Administrator determines that the terms and conditions stipulated in the Certificate have been met, GEDA shall forward to the Department of Revenue and Taxation ("Department"), a tax credit memorandum with a schedule detailing the tax credit to be given over not more than a three (3) year period determined on a straight-line basis or under a three (3) year amortization schedule, whichever method results in a smaller tax credit.

(b) No Credit. When it has been determined by the Administrator that the terms

and conditions set out in the Certificate, or that one (1) or more provisions of the Act or of these Rules, have not been adhered to, then the Administrator shall notify the Certificate holder in writing of the specifics of the non-compliance and provide a reasonable time limit within which to correct the discrepancy. If the discrepancy is corrected, the Administrator shall forward the tax credit memorandum to the Department as provided in Paragraph (a), supra, but if not corrected, the Administrator shall not so forward to the Department any tax credit whatsoever.

Appraisal of Land.

Section 2.06. Since the Guam Raceway Park will be constructed on land belonging to the CLTC and not on private property, GEDA at this time will issue no Rule on appraising the value of such private property.

N.B. These Rules were reviewed at a public hearing thereon conducted pursuant to the Administrative Adjudication Law on September 3, 1998 and were approved by GEDA by means of a resolution unanimously adopted by GEDA's Board of Directors at a regular meeting of such board duly held on February 26, 1999.



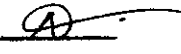
Website: www.dnaguam.com
E-mail: dna@dnaguam.com

March 17, 2004

OFFICE OF SENATOR
ANTOINETTE (TONI) SANFORD

3767
MAR 18 2004
fax copy rec'd 3/17/04

TIME: _____ AM () PM ()

REC'D BY: _____ 

Honorable Speaker Vicente Pangelinan
Twenty-seventh Guam Legislature
155 Hessler Street
Hagatna, guam 96910

Via: **Honorable Senator Antoinette "Toni" Sanford**
Committee on Economic Development, Retirement, Investments,
Public Works and Regulatory Functions

Subject: Bill 258: An Act to Allow Contributors to a Construction of a Sports Facility by a Non-Profit Organization to be Eligible for the Tax Credits Authorized in P. L. 24-141, Through the Amendment of P.L. 24-141

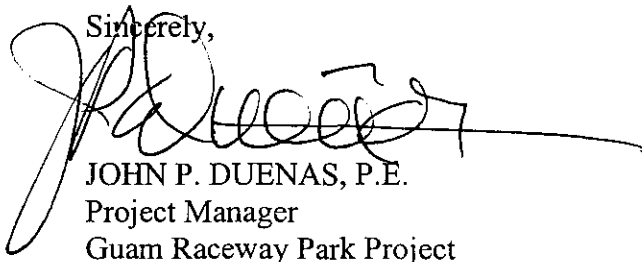
Hafa Adai Speaker Pangelinan,

I would like to echo the testimony on Bill 258 offered by Henry Simpson of the Guam Racing Federation which *opposes* its passage. The bill will essentially abort the development of the Guam Raceway Park and sabotage the original intent of P.L 24-141 which specifically establishes a relationship between the original raceway park development budget and the \$9 million overall cap on tax credits. Successful development of the Guam Raceway Park is wholly dependent on reserving the original tax credit cap solely for design and construction of raceway park-related improvements.

The unique and innovative method of using tax credits to fund the construction of sport facilities is workable as demonstrated by the continuing construction of track-related improvements at the Guam Raceway Park. However, compromising the funding of the raceway park by including other projects within the existing tax credit funding framework will most certainly be the death knell of the raceway park project.

As Project Manager of the Guam Raceway Park project I recommend against passage of Bill 258.

Sincerely,



JOHN P. DUENAS, P.E.
Project Manager
Guam Raceway Park Project

727-5382

OFFICE OF SENATOR
ANTOINETTE (TONI) SANFORD

3768
MAR 17 2004

Shell Guam, Inc.

TIME: _____ AM () PM ()

REC'D BY: _____

Shell Guam, Inc.
Shell Co. (Pacific Islands), Ltd.

Suite 100
643 Chalan San Antonio
Tamuning, Guam 96911

Corporate:
Telephone (671) 647-0000
Facsimile (671) 649-4353
Operations/Engineering:
Telephone (671) 565-2300
Facsimile (671) 565-3909
Dispatch:
Telephone (671) 477-2546
Facsimile (671) 477-3389

Our Reference: c:\documents and settings\igfike1\my documents\word\race\fundng bill response 3-14-04.doc

Date: Tuesday, March 16, 2004

Subject: **Bill 258**

Attn: **Assistant Majority Leader, Senator Toni Sanford**
27th Liheslaturan Guahan
Committee on Economic Development, Retirement, Investments,
Public Works and Regulatory Functions

C/C:

Speaker, Senator Ben Pangelian
Vice Speaker, Senator Frank Aguon
Senator Tina Muna Barnes
Senator Joanne Brown
Senator Randal Cunliffe
Senator Carmen Fernandez
Senator Mark Forbes
Senator Larry Kasperbauer

Senator Robert Klitzkie
Senator Lou Leon Guerrero
Senator Jesse Lujan
Senator John Quinata
Senator Roy Respicio
Senator Ray Tenorio

Dear Senator Sanford,

This letter is provided to your office as written testimony in regards to Bill 258.

Shell fully supports the concept of Bill 258 and its intention to develop youth sporting facilities on Guam. Shell contributes to several youth sports programs on Guam each year and we realize the positive benefits our youth and community receive from competitive sporting activities.

Shell is concerned that Bill # 258 in its current form will disadvantage the Guam motor spots clubs and the Guam Raceway. While we fully support the concept of assisting youth sporting activities we believe the development of one organization should not be at the detriment of an other.

Shell is involved in motor sports around the world in several forms and at several levels. Shell has supported motors sports on Guam from our arrival on Island some 16 years ago. We are very excited about the development of the Raceway and the Government of Guam's foresight to see the benefits of such a facility for our Island residents and visitors.

With the development of the raceway and the support the raceway has within the local community and the Government of Guam, Shell invested a substantial amount of money in a racing program. By way of promotional support, the Shell Racing Team has paid in excess of \$3,000 of GRT from October 2003 to date. Shell is only one of many teams at the track who spend money on the sport and contribute to GRT.

Each race day weekend there will be 70 to 90 vehicles participating at the track with several hundred support crew. There have been thousands of local residents/fans come through the gates since the track has opened. The raceway provides a positive family destination with an exciting and wholesome atmosphere.

I personally have spoken to several GPD Officers and Medics from the Emergency Response Services and they are very supportive of the racing facility, as they have seen illegal street racing diminish dramatically as the raceway went into operation.

The raceway is a facility that Guam residents can be very proud of. The funding process that currently sets in law should be isolated and reserved for completion of the facility.

In closing, Shell supports the concept of Bill 258 but we believe Bill 24-141 should not be impacted by new legislation.

Sincerely for Shell Guam Inc.,



Fred Keller

Marketing and Sales Manager



I am signing this petition to express my opposition of Bill No. 258 in its current form to amend or modify the existing Public Law 24-141 that authorized up to Nine Million Dollars in tax credit to contributors of the construction of the Guam International Raceway. Bill No. 258 will modify this law, and in spirit, will threaten the completion of the Guam International Raceway. ✓

PRINT NAME	SIGNATURE/DATE	VILLAGE	TEL #
1. <u>GABRIEL KO</u>	<u>[Signature] 3/16/04</u>	<u>TAMUNING</u>	<u>646-6310</u>
2. <u>MIKE AFLEJE</u>	<u>[Signature] 3/16/04</u>	<u>STANISLA</u>	<u>477-7449</u>
3. <u>JARRICK TAITEON</u>	<u>[Signature] 3/16/04</u>	<u>TALOFEO</u>	<u>788-2047</u>
4. <u>John Afleje</u>	<u>[Signature] 03-16-04</u>	<u>Merizo</u>	<u>477-9489</u>
5. <u>Tania Stoicony P. [Signature]</u>	<u>3/16/04</u>	<u>Sinajena</u>	<u>477-7449</u>
6. <u>JOSE C. SABLAN</u>	<u>[Signature] 3-16-04</u>	<u>CHALAN PASO</u>	<u>477-0540</u>
7. <u>CHRIS MANIBUSAN</u>	<u>[Signature] 03/16/04</u>	<u>CHALAN PASO</u>	<u>477-0609</u>
8. <u>Don Castro</u>	<u>[Signature] 3/16/04</u>	<u>STANISLA</u>	<u>477-7508</u>
9. <u>Frank Siguera</u>	<u>[Signature] 3/16/04</u>	<u>Chalampago</u>	<u>472-6529</u>
10. <u>ROQUE SANTOS</u>	<u>[Signature]</u>	<u>CHALAN PASO</u>	<u>784-8578</u>
11. <u>Bert Lopez</u>	<u>[Signature]</u>	<u>Dorsoo</u>	<u>637-8195</u>
12. <u>Raymond Quiroga</u>	<u>[Signature]</u>	<u>Yona</u>	<u>789-1538</u>
13. <u>Marcus S. Chan</u>	<u>Marcus S. Chan</u>	<u>Barrigada</u>	<u>632 0700</u>
14. <u>JOSE CASTRO</u>	<u>[Signature] 3/16/04</u>	<u>828-5797</u> <u>Aringay Cu.</u>	
15. <u>EETE A. DE LA PAZ</u>	<u>[Signature] 3/16/04</u>	<u>AGAT</u>	<u>565-2200</u>
16.			
17.			
18.			
19.			
20.			



I am signing this petition to express my **opposition of Bill No. 258** in its current form to amend or modify the existing Public Law 24-141 that authorized up to Nine Million Dollars in tax credit to contributors of the construction of the Guam International Raceway. Bill No. 258 will modify this law, and in spirit, will threaten the completion of the Guam International Raceway.

<u>PRINT NAME</u>	<u>SIGNATURE/DATE</u>	<u>VILLAGE</u>	<u>TEL #</u>
1. <u>Talkam Sman</u>	<u>[Signature] 3-16-04</u>	<u>Dededo</u>	<u>653-2218</u>
2. <u>Don Anthony Reyes</u>	<u>[Signature]</u>	<u>Chalan Pago</u>	<u>734-8697</u>
3. <u>JOSEPH PANGELINAN</u>	<u>[Signature]</u>	<u>TAMUNING</u>	<u>646-7794</u> <u>788-0185</u>
4. <u>Jacob Sablan</u>	<u>[Signature]</u>	<u>YONA</u>	<u>689-2489</u>
5. <u>Rico Ecalina Jr</u>	<u>[Signature]</u>	<u>ASAV</u>	<u>472-0002</u>
6. <u>ABURLAN, DIMMY B. JR</u>	<u>[Signature]</u>	<u>YICW</u>	<u>653-3855</u>
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I am signing this petition to express my **opposition of Bill No. 258** in its current form to amend or modify the existing Public Law 24-141 that authorized up to Nine Million Dollars in tax credit to contributors of the construction of the Guam International Raceway. Bill No. 258 will modify this law, and in spirit, will threaten the completion of the Guam International Raceway.

PRINT NAME	SIGNATURE/DATE	VILLAGE	TEL #
1. <u>RAY HURTADA</u>	<u>[Signature]</u> 3/16/04	<u>CHAUN PAGO</u>	<u>687-5539</u>
2. <u>Edgar BARRERA</u>	<u>[Signature]</u> 03/16/04	<u>BARRERA</u>	<u>734-5785</u>
3. <u>Beatrice Mendez</u>	<u>[Signature]</u> 3/16/04	<u>Merizo</u>	<u>565-2300 (W)</u>
4. <u>Joseph G. Baza</u>	<u>[Signature]</u> 3/16/04	<u>Yona</u>	<u>565-2300</u> <u>586-3439</u>
5. <u>KAMSEN CHAN</u>	<u>[Signature]</u> 3/16/04	<u>YIGO</u>	<u>56565-2300</u>
6. <u>Daniel Dela Paz</u>	<u>[Signature]</u> 3/14/04	<u>Agat</u>	<u>565-2300</u>
7. <u>Ed NORMAN</u> <u>Ed 7/07</u>	<u>[Signature]</u> 3/16/04	<u>YONA</u>	<u>789-1290</u>
8. <u>Leonard Ruyente</u> <u>Jarud Ruyente</u>	<u>[Signature]</u> 3/16/04	<u>Burr</u>	<u>565-2300</u>
9. <u>ROKE FLORES</u>	<u>[Signature]</u> 3/14/04	<u>Chalan Koy</u>	<u>565-2300</u>
10. <u>SIMON PANTOJA</u>	<u>[Signature]</u> 3/16/04	<u>YIGO</u>	<u>787-2697</u>
11. <u>JESUS A-FALLE</u>	<u>[Signature]</u> 3/16/04	<u>Chalan Koy</u>	<u>565-2300</u>
12. <u>Michael Leon Guerrero</u>	<u>[Signature]</u> 3/16/04	<u>TADOFORO</u>	<u>789-6900</u>
13. <u>Joseph S. Baza</u>	<u>[Signature]</u> 3/16/04	<u>YONA</u>	<u>789-7716</u>
14. <u>Chaelie Sanchez</u>	<u>[Signature]</u> 3/16/04	<u>Merizo</u>	<u>828-2263</u>
15. <u>OSCAR Suarez</u>	<u>[Signature]</u> 3/16/04	<u>Dededo</u>	<u>102-0920</u>
16. <u>Peter Santiago</u>	<u>[Signature]</u> 3/16/04	<u>PS</u>	<u>565-2300</u>
17. <u>FRANCIS J. SANTANA</u>	<u>[Signature]</u> 3/16/04	<u>DED.</u>	<u>632-2261</u>
18. <u>JEREMY LUAM</u>	<u>[Signature]</u> 3/16/04	<u>MERIZO</u>	<u>828-3124</u>
19. <u>HERMANN LOZADA</u>	<u>[Signature]</u> 03/16/04	<u>BARRIGADA</u>	<u>7328811</u>
20. <u>MAX DANILA</u>	<u>[Signature]</u>	<u>YIGO</u>	<u>653-7436</u>



I am signing this petition to express my **opposition of Bill No. 258** in its current form to amend or modify the existing Public Law 24-141 that authorized up to Nine Million Dollars in tax credit to contributors of the construction of the Guam International Raceway. Bill No. 258 will modify this law, and in spirit, will threaten the completion of the Guam International Raceway.

<u>PRINT NAME</u>	<u>SIGNATURE/DATE</u>	<u>VILLAGE</u>	<u>TEL #</u>
1. <u>ANT. Z. ALONSO</u>	<u>[Signature]</u>	<u>Dededo</u>	<u>635-3094</u>
2. <u>Jim Hammond</u>	<u>[Signature] 3-15-04</u>	<u>Yona</u>	<u>727-2518</u>
3. <u>[Signature]</u>	<u>3/15/04</u>	<u>TANPA</u>	<u>727-6716</u>
4. <u>Frank Parel</u>	<u>[Signature]</u>	<u>Dededo</u>	<u>637-3214</u>
5. <u>MARVIC GARUA</u>	<u>[Signature]</u>	<u>Yigo</u>	<u>653-9585</u>
6. <u>Luz J. DALLA</u>	<u>[Signature]</u>	<u>Santa Rita</u>	<u>565-5087</u>
7. <u>Thelma Z. Valera</u>	<u>[Signature]</u>	<u>Dededo</u>	<u>653-4529</u>
8. <u>MERUZA C. ROSA</u>	<u>[Signature]</u>	<u>Mangilao</u>	<u>632-2165</u>
9. <u>JUNE MILLAN</u>	<u>[Signature]</u>	<u>Mangilao</u>	<u>628-1359</u>
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OFFICE OF SENATOR
ANTOINETTE (TONI) SANFORD

#3785
MAR 19 2004

TIME: 1:11 AM () PM ()

REC'D BY: [Signature]



Senator Antoinette" Toni" Sanford
Assistant Majority Leader, Chairwoman;
Committee on Economic Development, Retirement, Investments,
Public Works & Regulatory Functions
27th Guam Legislature

Dear Senator Antoinette" Toni" Sanford,

My name is John T. Calvo and I am President / General Manager of Mid Pacific Distributors Inc. I would like to take this opportunity to reaffirm the same testimony on Bill 258 offered by Henry Simpson of the Guam Racing Federation, which opposes the Bill at its current form. Our company has long supported the efforts of the GRF through sponsorship funding of races and have been extremely please with the results. The sponsorships have included adults and youth participation. GRF have also managed to place Guam on the map within various auto/motorcycle circles throughout Asia and the United States by attracting participants from both those areas mentioned. The GRF and Guam Raceway Park has single handedly sparked a growth in the racing vehicle and parts industry on Guam. They have also taken illegal racing of the streets and unto a safe environment. The Bill will stop midstream the continuing efforts of the GRF in further developing The Guam Raceway Park. I support the intent of Bill 258 in recognizing the need to add and improve more sport facilities on Guam but compromising the funding of the raceway park by including other projects within the existing tax credit funding will certainly be a detriment to the raceway park.

Thank you for the opportunity to provide this testimony.

Best regards,

[Signature]
John T. Calvo
President - General Manager
Mid Pacific Liquor Distributing Inc.

MID-PACIFIC DISTRIBUTORS, INC.
Phone: 671.635.5892 Fax: 671.637.5832
370 Medioka Street, Dededo, GU 96929
PO Box 192 Hagatna, Guam 96932

Racers Edge

Performance parts

209 Hesler St., MCB Bldg., Hagatna, Guam 96910 Phone (671) 477-1896 Fax (671) 472-1370

OFFICE OF SENATOR
ANTOINETTE (TONI) SANFORD

March 18, 2004

Assistant Majority Leader Antoinette Sanford, Chairperson
Committee on Economic Development, Retirement, Investments,
Public Works and Regulatory functions.
Mina' Bente Siete Na Liheslaturan Guahan
155 Hesler St.,
Hagatna, Guam 96910

MAR 19 '2004

3784
TIME: _____ AM () PM ()

REC'D BY: _____

Dear Senator Sanford,

This letter is written as testimony against the proposed bill 258. I write this letter as both a local business man, racing enthusiast and Father of racing participants. My name is Michael G. Sanchez, I have been doing business on Guam for over twenty years. Within the last six years my family and I opened Racers Edge performance parts. We opened the business because we saw a need for providing parts and services to the local automotive enthusiasts who at the time had no-where to participate in motor sports events. After Henry Simpson's dream came to fruition with the opening of the Calvo Memorial Off-Road park and now the Drag strip, there is finally a place for these thousands of enthusiasts to race, show, and watch local and international motorsports.

I am frankly, amazed at what has been built, using primarily tax credit funding. The facility is very impressive. What is more impressive are the crowds of people who come out every other Sunday to watch the racers on the Drag Strip and the Motocross Park. I have to commend the Guam Legislature and Mr. Simpson for working together for the benefit of these thousands of fans and participants.

I am concerned with the proposed amendment contained in bill 258. While it seems very easy to make a few changes to names of sports federations and organizations on bill 24-141 to benefit the whole community it will detract from the original intent of public law 24-141.

The intent of Bill 258 is indeed beneficial to the whole sports community on Guam. It should however stand on its own and be presented as a separate piece of legislation and not an amendment to an existing one.

So much is happening with the new Raceway park and the potential for increasing the economic benefit to Guam is obvious to us. Please don't jeopardize the future of the fledgling Raceway park with this amendment. Instead, benefit the whole sporting community by coming up with a separate piece of legislation to accomplish the same task.

I humbly ask for your consideration in making bill 258 a separate piece of legislation and not impacting the already successful public law 24-141. We support the concept behind the intent of the bill, however we oppose the negative impact it will have upon existing legislation.

Thank you for your consideration.

Sincerely,


Michael G. Sanchez



GUAM

HANSEN HELICOPTERS, INC.

P.O. Box 9099, Tamuning, Guam 96931
Phone: (671) 649-9580 / 81 • Fax: (671) 649-9582 • Telex: 721-6745

OFFICE OF SENATOR
ANTOINETTE (TONI) SANFORD

17 March 2004

Assistant Majority Leader, Senator Toni Sanford
27th Liheslaturan Guahan
Committee on Economic Development, Retirement, Investments,
Public Works and Regulatory Functions

Subj: Bill 258

Dear Senator Sanford,

This letter is in opposition of Bill 258.

We are opposing the intent of Bill 258 in its current form. We feel that it will be a disadvantage for the racing events currently at the Guam Int'l Raceway Park. We are not opposed to the development of youth sporting activities.

We support Shell Guam, Inc. and the Guam Racing Federation or any other entity or individual that opposes Bill 258 in its current form.

Regards and thank you for your time.

Marvin R. Reed

Hansen Helicopters

E-mail: hansenhelicopters@hotmail.com

MAR 19 2004

3779

TIME: _____ AM () PM ()

REC'D BY:



Distributed By: Hanom Isla, Inc. • Bus. Lic. #30-9562201/13-9562201

OFFICE OF SENATOR
ANTOINETTE (TONI) SANFORD

Date: Thursday, March 18, 2004

Subject: Bill 258

Attn: Honorable Senator Antoninette "Toni" Sanford, Chairperson

MAR 19 2004

3 780

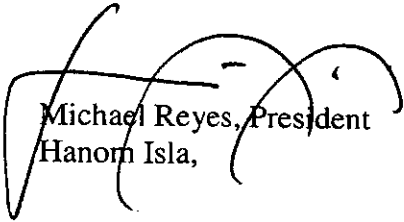
TIME: _____ AM() PM()

RECD BY: AD

Dear Senator Sanford,

Hanom Isla supports the concept of Bill 258 and its intention to develop youth sporting facilities on Guam. Hanom Isla contributes to several youth sports by providing the best drinking water Guam has to offer from our very own water source. We realize the positive benefits our youth and community receive from competitive sporting activities.

Hanom Isla is concerned that Bill 258 will disadvantage the Guam motor sports clubs and the Guam raceway park. While we fully support the concept of assisting youth sporting activities we believe the development of one organization should not be a deterrent to other sport activity. We ask that the legislator will make Bill 258 a separate piece of legislation that offers the same benefits and opportunities to other sports organizations without amending or modifying the current Public Law 24-141. We are very excited about the development of the Raceway Park that will defiantly impact this economy. By introducing other racers from around the world to compete on Guam when the race park has been completed. Thank you for your time and we hope that you consider our plea to keep public law 24-141 unaltered.


Michael Reyes, President
Hanom Isla,

To: Speaker, Senator Vicente Pangolinan
27th Liheslaturan Guahan

and


Assistant Majority Leader, Senator Toni Sanford
27th Liheslaturan Guahan
Committee on Economic Development, Retirement, Investments,
Public Works and Regulatory Functions

OFFICE OF SENATOR
ANTOINETTE (TONI) SANFORD

MAR 19 2004

3781

TIME: _____ AM () PM ()

REC'D BY:  _____

From: Jesse Pangelinan
Pangelinan Pole Mfg.

Re: Amendment to Bill 258

Mr. Speaker and Senator Stanford,

I write this letter in response to a proposed Bill 258 in direct affiliation with the Guam Racing Federation for the development of Calvo Memorial Raceway Park (CMRP).

I am, along with hundreds and possibly thousands of people are direct beneficiaries of the development of the CMRP. I get to participate in a sport that was on the verge of extinction after the closure of the personal property held in Windward Hills where Smokin' Wheels originated. Upon opening of the new track in Yigo, motor sports have made a tremendous comeback and seems to promise growth in participation and attendance.

Public law 24-141 was developed and encouraged by only a few people in the government and private sector. Dedication, long hours, and the pursuit of a dream have made CMRP a reality. In the bills inception, the raceway park would require at the least, a specified and agreed to, amount of funding over a period of time to realize the goal of completion. The track is succeeding in growth and completion on or about the timeframe set originally. The Track Is A Plan In Action. A Success!

Economically speaking, business startups have boomed, failing businesses have now begun growing in direct relation to the raceway parks development. Again the plan in action is the development of new businesses and gross receipts to offset the credits given to donors of the raceway park. A Success!

Motorcycle enthusiasts have now returned to the formal and professional setting of the raceway park and have abandoned trespassing in private property (DanDan), frivolous village riding, and total disregard for safety (Helmet), to name a few. The youth classes are the majority of entrants, and are practicing safety and respect. A Success!

Illegal drag racing has been slowed and is now a major venue for our youth and old alike to take pride in their long hours and hard work put into their vehicles. A Success!

Changing the plan, amending the current law, sharing the funds allotted would be detrimental to the future and success of a facility that is putting Guam on the map internationally, stop the expansion of a growing business industry, and discourage safety in the motor sport facilities not available yet (Road Bike Track) and put a cap on the dreams of growth in current facilities.

I however recommend that introducing another bill dedicated to the development of other sport facilities in the same manner is a great idea and will be successful in delivering sport facilities in the manner it was intended and not anything less.

Jesse Pangelinan

A handwritten signature in black ink, appearing to be 'J. Pangelinan', written in a cursive style.

AMBROS Inc.

185 Dulce Nombre De Maria
P.O. Box A Agana, Guam 96910
Telephone: (671) 477-1826-8 • Facsimile: (671) 472-1826
E-mail: ambrosinc@ambrosguam.com



March 19, 2004

Honorable Senator Antoniette "Toni" Sanford
Chairwoman, Committee on Economic Development,
Retirement, Investments, Public Works & Regulatory
Functions
Mina'Bente Siete Na Liheslaturan Guahan
155 Heselér Street
Hagatna, Guam 96910

OFFICE OF SENATOR
ANTOINETTE (TONI) SANFORD

MAR 19 2004

3782

TIME: _____ AM () PM ()

REC'D BY: _____

Dear Senator Sanford,

I would first like to express my warmest appreciation in the support to realizing an ideal that is only made possible through Public Law 24-141 allowing the birth of a racing facility here on our island. While in its infancy, we have only begun to see the fruits of labor of many. Unanticipated blessings are manifesting themselves in ways that can only be described as a Godsend for Guam. Highway racing and racing-related accidents and fatalities are on a noticeable decline; and not just for the races themselves, but for all other drivers and families that surround them in their lives and on our streets.

An economical investment in such a raceway is undoubtedly a substantial one in time, monetary funding and planning. However, I sincerely believe that any investment that promotes a better and safer life will always be a good one. I also share the "intent" in which Bill 258 hopes to achieve. We all have and are part of families and children who will benefit from new and better sports facilities. The construction of other sports facilities is a noble one, and it is also a forward step in the development in the quality of life for our youth and our island. However, in keeping Bill 258 as an "amendment" to Public Law 24-141, it seems as though we will be taking a step backward in both the economic and social development of our island as the completion of our infant raceway will surely be stunted if not outright terminated.

I strongly believe that the investment that benefits our island in the long term will always be the better one. With the completion of the raceway allows numerous opportunities for further development on Guam. International racing brings more people from off-island to stimulate economic growth in various ways. The current raceway allows for a concentration of safety for Guam drivers and all others around them bringing the racers onto a controlled environment and off our highways.

It is thus that I strongly oppose Bill 258 as an amendment to Public Law 24-141 seeing that the development of one investment that benefits our island as a whole should not come at the "sacrifice" of another investment that seeks to do the same.

Sincerely,

John G. Shimizu
Ambros, Inc. Guam

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AMBROS inc.

185 Dulce Nombre De Maria
P.O. Box A Agana, Guam 96910
Telephone: (671) 477-1826 • Facsimile: (671) 472-1826
E-mail: ambrosinc@ambrosguam.com

Serving Guam & Micronesia



March 19, 2004

Honorable Senator Antoinette "Toni" Sanford
Chairperson, Committee on Economic Development, Retirement,
Investments, Public Works & Regulatory Functions
Mina'Bente Siete Na Liheslaturan Guahan
155 Hesler Street
Hagatna, Guam 96910

YEEIYE XE HENALIXI
ANTOINETTE (TONI) SANFORD

MAR 19 2004

3783

TIME: _____ AM () PM ()

REC'D BY:

Senator Sanford,

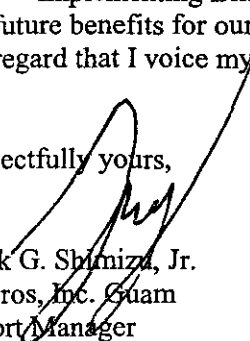
This letter is to express my alarm concerning Bill 258, as an amendment to Public Law 24-141. I am a parent myself and do understand the goal which Bill 258 hopes to realize. I understand that we are all searching diligently to find any and all ways to fund projects that will clearly benefit the youth of our island. I am also involved in the private enterprise where long term planning will always take precedence over short-term gain. Spending time in the present to plan for the future significantly increases the chances of continuing operations in the long term.

The raceway park in its current form already reaps benefits for the island in miraculous ways. The streets of our island are already seeing a decline in illegal racing and related accidents by confining such activities to safer and more controlled designated location. The inception of such a facility is only made feasible with the existing form that Public Law 24-141 embodies. Without it, the raceway's completion and also the future profitability, socially and economically in the long term will not be realized.

The possibility that Guam might have a track that will be recognized and certified by the National Hot Rod Association (NHRA) could allow for our island's economic growth and benefit through numerous ways.

Implementing Bill 258 as an "amendment" to Public Law 24-141 undercuts all efforts and future benefits for our island that is already underway. It is with the utmost respect and with this regard that I voice my opposition to Bill 258.

Respectfully yours,


Frank G. Shimizu, Jr.
Ambros, Inc. Guam
Export Manager

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• L'Oréal
• Johnson
• Genzyme

March 30, 2004

Senator Toni Sanford
Chairwoman- Committee on Economic Development, Retirement,
Insurance, Public Works, and Regulatory Functions
27th Guam Legislature
Hagatna, Guam

OFFICE OF SENATOR
ANTOINETTE (TONI) SANFORD

5877
MAR 30 2004

TIME 3:38
RECD BY: [Signature]

Dear Senator Sanford:

I want to apologize for not meeting the deadline for submittal of written testimony on bills 255 and 258. However, after verbal testimony on 258, I find it necessary to clarify my position on the two bills, in writing, particularly 258. I want to reiterate my appreciation of the two sponsors for their insight and intentions.

At this point, I agree with the concept of the bills but I cannot agree with the funding source and other sections as follows-

Bill 255:

1. Is there a reason why this new concept of private funding is limited to those companies that deal with alcohol and tobacco? The reason I say this, is because there are other companies of various sizes that are potential contributors and it may be somewhat discriminatory to exclude them. Corporations that distribute alcohol and tobacco are not big enough or financially capable of supporting the needs of all the non-profits and sports organizations on the island. There is only so much money that they can contribute and when many organizations are turned away, the only option is to go to the smaller companies or hold enough fundraisers over so many years, to raise enough funds.

The development and construction of first class sports facilities, takes millions of dollars. With the public/private partnership concept, the government needs to contribute more than just land, existing facilities, and tax exemptions because the biggest thing you have to worry about is the burden of failure. When I mentioned the financial capabilities of businesses above, the government needs to take a closer look at the foundation and finances of non-profits and for profit organizations entering into these agreements on behalf of the government. This is a partnership of three or four entities, not two- the government, the organization, and the business corporation, with the latter increasing to more than one company. If any of the two partners fail, the government must take over, placing the burdens of completion, maintenance and operations on the people.

2. I am concerned about the partnership with UOG. The legislature should approve and look closely at all agreements involving this four-way partnership. In this case, it involves government, UOG (instrument of the government), private corporation, UOG Endowment Foundation. Usually agreements with business corporations involves promising exclusivity rights and other amenities that can be restrictive in

D. [Signature]

terms of closing the door to other potential contributors. Also, if UOG is receiving federal funds, mandates such as Title IX must be adhere to in the construction plans. My other concern, is where is UOG's commitment to this? The sports facilities master plan is not new, but something that was "excavated from the grave". The master plan died after the completion of the Fieldhouse. When it died, so did the dreams of athletes who have represented UOG for so many years in outdoor sports such as football, baseball, soccer and tennis. How embarassing it was and is to have a UOG team in these sports and not have a sport specific facility to support the program or host games? What more not having a facility for other sports like softball and swimming, or building facilities but not being able to produce a team/athletes for the sport. Lost too, was the ability for UOG (a U.S. higher learning institution) to grow and be recognized as a first grade university with first grade sports facilities in this region. This loss of vision meant loss of revenues generated from sporting events and increases in student enrollment, and the ability to attract top instructors in the sports education field that could have contributed to an expanded P.E. and sports management curriculum. While money was spent upgrading or building new colleges, nothing was done in the area that has the potential to generate more revenues than any other division, for the university.

In order for UOG to maintain a proactive approach and commitment to future generations, Section 12 of bill 258 should be included. This would require more of an investment than just the land and would require proper planning in terms of funding for maintaining new facilities, having the labor support, and the collateral equipment that goes with sports facilities, capital improvements, increases in utilities. It would also require the building of apartments/dormitories to house visiting teams. And are there plans to upgrade the Fieldhouse to keep it in line with and meet the needs of the new surrounding outdoor facilities. All we have to look at is what our neighboring universities have done in Japan, Korea, Taiwan etc., or in Hawaii and other mainland learning institutions. My understanding is that the UOG Endowment Foundation is contributing to this project, however, the burden cannot and should not fall on the shoulders of the Foundation.

In terms of "community benefits or accessibility"- because UOG is a business and an educational institution, it is necessary to maintain a fee structure and realize the importance of these new sports facilities as a revenue source. The benefits to the community would be minimal in this aspect unless UOG develops a "local rate" like Hawaii has done or has facilities of lesser grade that can be used. Otherwise, access would be the same as that with Leo Palace.

Bill 258:

1. Since I did not have the time to thoroughly read every section of this bill prior to the hearing, I was under the original thought that a new funding source would be available for implementing this bill as law. While I agree with the concept, I cannot agree with the funding source nor can I agree with the implementation of this concept as an amendment law to PL 24-141.

I am a member of several sports organizations and it would be unethical to take away from what another sports organization has gained through legislation. I do not want

to be a party to it nor does any sport organization want to be blamed for taking funding away from a great venture of another. Regardless of how others disagree with the law, it is law. And it is not the fault of the sports organization if there are no checks and balances in the law or flaws in the law. By amending this law, the completion of the Guam Raceway Park into a first grade international/professional facility would be in great jeopardy. And in this partnership, the government will have failed the people.

While there is this new vision of sports tourism, the government cannot go feet first into every venture nor can it give everything including the kitchen sink. I do not think the government realizes what it really takes to build, furnish, maintain and support first grade sports facilities. Public/private partnerships in this arena must be carefully looked at and studied. Yes, it takes millions of dollars, but the government must also have mechanisms that make these laws "sound" and protect present and future generations of the people, at the same time making sure that it is a win-win situation for the businesses that invest. There must be close scrutiny by the government and time restrictions to insure projects are on track with building/construction phases. Any delays must be justified or explained. Stoppage of projects or "cutting corners" fails the people and places the burden back onto the people. The government at the same time must also invest monies into projects that involve these public/private partnerships or invest in projects on its own. The only reason why there is public/private partnerships now is because the government has failed in the past (years prior to 911) to invest and build these facilities. Look what happened to Southern High School, the Harmon Sports Complex and the UOG sports facilities master plan, all key projects killed by lack of vision and politics.

While other sources are being sought, the tourist attraction fund must be revisited to become a permanent funding source, insuring that a percentage of monies are committed to the development of new facilities or the improvement of existing ones. If the government wants diversity in tourism, then it must invest in those areas that insure and support diversity for generations to come. The old saying "to make money, you got to spend money" is very true, but spend it wisely not wastefully. I met with a GEDA official a few years ago because of a law establishing a sports fund at GEDA from corporations given qualifying certificates. What happened to this requirement.

Section 6- Event Admissions Assessment- why is this assessment higher than the gross receipts tax?

Section 13- Open to the Public- if sports facilities are to be first grade, then public access would make it difficult to maintain the international standards. There needs to be a master plan that identifies regions of the island that involves identifying and planning for three types of facilities- international/professional game quality facilities and game quality facilities for alternate international/professional sites or local games, and/or facilities for practices. The reason for this is that certain grades of like-facilities have different requirements or standards to maintain. For example, in a proposed Southern Baseball Park, field no. 1 will be for professional games only, field no. 2 will be for local league games only, and field no. 3 will be for practices only. If development is not for a new facility, what are our goals or purpose in the

renovation or capital improvement of existing facilities? Should there be different levels of tax exemptions based on the type of facility being built or renovated? How much revenue will certain regions make as opposed to other? Can the southern/northern regions attract international teams as opposed to facilities in central or close to the hotel district? The amount of monies contributed by a private business most certainly will depend on location and marketability. These driving forces will dictate what the government's share, non-profit's share, and the private business' share or contributions will be in a public/private partnership.

Also, in the public/non-profit/business partnership I spoke of earlier, how is the non-profit going to survive or generate revenue to maintain the facilities if these are readily accessible to the public. Will revenues justify upgrading and maintaining facilities? Who is going to provide labor to maintain the facility? The implementation of usage rules and regulations by non-profits, should be supported by the government. Furthermore, the monies invested on facilities cannot be wasted on constant repair or makeover. Longevity and preservation efforts should be supported by the government. For outdoor facilities, turf management and surface management are costly operational expenses. Anything the government can do in any partnership that will prevent unnecessary out-of-budget expenses and limit or reduce liability, is necessary.

In closing, again, I agree with the concept of these two bills, but with the above concerns. I think if you take a look at the public law regarding the agreement with DPR and the Guam Baseball Federation (that has yet to be approved by the legislature), there are sections in that law along with the proposed usage agreement, that can be incorporated into both 255 and 258. The legislature needs to come up with an all-incorporating law like 258 but with separate funding, that can be amended only to meet special circumstances that are sport specific, rather than come up with a new bill every time an organization wants to do something. Likewise, bill 255 should be for all learning institutions or be readily amended to include other government learning institutions like GCC and DOE. GEDCA should also have standardized rules and regulations and procedures for all public/private partnerships involving tax exemptions as outlined in PL24-141, PL27-27, bills 255 and 258.

My opinion on poorly maintained or inadequate facilities or lack there of, is the government's responsibility and failure. Other state governments and foreign governments have invested funds into development of facilities that will enhance tourism, why haven't we? There is a need for convention centers, civic centers and other facilities, which can attract regional event organizers other than for sporting events. Thus further diversifying tourism. Other governments support sports and their athletes, why haven't we? We advertise ourselves as "Where America's Day Begins" and as a U.S. destination, but have we really modeled any of the state governments to make Guam truly a unique and competitive U.S. destination and paradise? Where Guam once was emerging as a leader, it has fallen behind.

Government leaders must really realize what it takes to develop top grade facilities, furnish them, finding or generating revenues that will maintain them, and support the

operational costs such as labor. It must realize too, that we are short on expertise and experience in managing such ventures. There must be total commitment from the government, not just talk or total reliance from the private sector to keep Guam competitive and marketable. If we are not in this for the long haul, then we will have failed the people today and those of future generations. Again, it is important to remember, that the local business community is not capable of financing these types of ventures nor is their "money well" that deep to accommodate everyone's wishes. But yet we push for sports tourism like there is no tomorrow or no real plan. If there is no commitment then Guam would have to rely on privately funded ventures like Leo Palace, that capitalize on tourism and where local access or benefit is restrictive.

I appreciate your time and attention to these concerns.

Respectfully,


Angel Calugay

Cc: Sen. Lou Leon Guerrero
Speaker Vicente C. Pangelinan



255 East Marino Drive,
Hagåtña, Guam 96910
Tel: (671) 477-7807H
Fax: (671) 477-7800
www.carsplusguam.com

March 23, 2004

Senator Toni Sanford
Assistant Minority Leader
27th Guam Legislature
Hagatna, Guam 96910

Subejct: Bill 258

Honorable Senator Sanford:

Although CarsPlus LLC, CyclesPlus LLC and I, personally, support the concept of Bill 258 and its intention to develop youth sporting programs on Guam, we feel that in its current form, Bill 258 would be a deterrent to the Guam MotoSports Club and Guam Raceway.

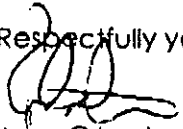
I have devoted many years to motor sports and even today, my son is an avid participant in both the Guam Soccer Club and the Guam MotoCross Club. My family has spent many hours at Guam Raceway Park both as participants in various competitions or as hosts to off-island organizations who come to Guam to hold their functions here. This Bill would put an end to the development of the Raceway into a state-of-the-art facility for all Guam's youth and adults to use. As of now, there is much interest from off-island racers to hold competitions here because of Guam's US connection. Bill 258 would put an end to this.

CarsPlus, LLC has supported local sports since its inception in 1999. We have donated the use of a Hyundai Santa Fe to the Guam Soccer/Football Association for their use for the past two years. CyclesPlus, LLC support Topher Barretto, two time World Jetski Champion. We have also been personally involved in many other sports functions on Guam.

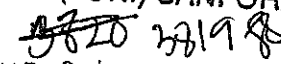
We ask that Bill 258 NOT be passed without first researching the effect it will have on the Guam Raceway Park and the Guam Racing Association.

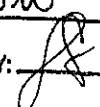
I remain,

Respectfully yours,


Joey Crisostomo
President

OFFICE OF SENATOR
ANTOINETTE (TONI) SANFORD


MAR 24 2004

TIME: 3:10 AM () PM ()
REC'D BY: 

cc: Beck



STANLEY Y. YASUHIRO, D.D.S.
TUMON DENTAL OFFICE

Suite 204, Pacifica Plaza
667 North Marine Drive
Tamuning, Guam 96913
Tel: (671) 646-3679/2823
Fax: (671) 646-2824

OFFICE OF SENATOR
ANTOINETTE (TONI) SANFORD

2825 2824
MAR 24 2004
YKS

TIME: 6:05 AM (1 PM)

REC'D BY: [Signature]

March 23, 2004

Senator Antoinette D. Sanford
Chairperson
Committee on Economic Development, Retirement, Investments, Public Works and
Regulatory Functions.
Suite 15B, Sinajana Shopping Mall
777 Rt. 4
Sinajana, Guam 96910

RE: Bill 258

Dear Senator Sanford:

I, Stanley Y. Yasuhiro, DDS, on behalf of Guam Motorcycle and ATV Corporation (aka GMAC), am submitting written testimony against Bill 258. I am the current and second term Vice-President of GMAC, 8-year sponsor and coach for Guam Little League, three time Guam Babe Ruth and Guam Little League All-Star manager/coach/sponsor and Board Member of Guam Baseball Federation.

The GMAC is against this Bill as the intent of Bill 258 is unclear and detrimental to the development of sports organizations it tries to cater. The Bill is ill written and contradicts the efforts put forth by the various sports organizations. It speaks of making monies available for sports development, but actually hinders the development of the facilities needed for those sports organizations. The only people benefiting from this Bill are the contractors as they receive tax credit for their work at the respective facilities and the matching funds from the organizations.

1. Public Law 24-141 was established to create a site for vehicle racing since Guam does not have any such facility. Changes to PL 24-141 will not only deplete the monies needed for the completion of the Park, but also severely limit any development by requiring a matching fund. The plans and estimates for the projected work were submitted and reviewed by the various Government Agencies and GEDCA. Now, this Bill will put a halt to the on-going development of Guam Raceway Park by Guam Racing Federation. The plans were submitted to the Agencies estimating over \$8,000,000 with limits on the ability to draw out monies annually. Changing PL 24-141 will result in the

[Handwritten signature]

termination of the development of the Park, which is being enjoyed by all motor enthusiasts on Guam.

2. This Bill ignores other Public Laws that pertain to PL 24-141 and does not even mention the effect of those laws.
 - PL 25-27 sets the rules and regulations for Guam Raceway Park. The requirements set by Bill 258 will create extreme difficulties and hardship to the Park's development if PL 25-27 is followed. Any income by the various racing organizations made within the Park is currently being used on utilities, liability insurance and maintenance of the respective race courses. GMAC gate fees are only charged at special races such as the FIM Asian Supercross Championship, which is an international racing series, and the annual Smokin' Wheels Races. Race fees are charged to the racers for payment of the Park's liability insurance (requirement set forth in PL 24-141), and maintenance of the off-road track (heavy equipment, their fuel, building maintenance). Now, if this Bill is approved, all monies generated will need to be used for the matching grant requirement if the Park is to continue development. Without development of the Park, we have no growth and no monies for safe use of the Park.
 - PL 26-37 regulates the use of the \$9,000,000 by GRF. The 6-year completion time was set to spread the statutory tax credit cap. There is a limit of \$1,500,000 per year for eligible tax credits. What this means is GRF is limited at the amount and rate the development can proceed at Guam Raceway Park. That is why there is a surplus of approximately \$6,000,000 in the fund created by PL 24-141. Therefore, the money referred to in Bill 258 is NOT surplus, but money planned and allocated for the development of the Park.
3. Being involved in several sports activities, we know sports organizations do not have monies for a matching fund for use of tax credits for their contractors. With the exception of the Soccer Association, who receives \$250,000 funding from FIFA, other organizations such as Little League and Babe Ruth League do not receive any funding which can be applied for a matching fund for development of their facilities through tax credits for the contractors. In essence, this Bill becomes favorable only for those organizations that have money. This Bill DOES NOT help all sports entities as it tries to imply.

Therefore, GMAC is against Bill 258 due to:

1. Proposed amendments to PL 24-141,
2. Addition of Section 12, which hinders the use of tax credits for the development of Guam Raceway Park and any other sports facility where the respective organization does not have monies to match the tax credits used,
3. Addition of Section 13, which contradicts Section 6. Also, sports organizations are known on Guam to monopolize the use of "their" facilities, unlike the GRP

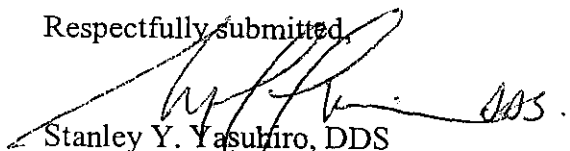
- that has GMAC, DRAG, Autocross enthusiasts, rock climbers, Guam Police Department, and bicyclers using the facilities,
4. Addition of Section 14, redundancy,
 5. Many individuals, fuel companies, auto dealers, motorcycle dealers and small/major business sponsors of GMAC and GRF's races have spent significant time and financial investment on the increasing interest and enthusiasm at Guam Raceway Park events. All this will come to a halt due to this Bill. A significant number of racing enthusiasts and fans will be greatly disappointed upon discovering the cause.

GMAC will support any Bill, which may mirror or be similar to PL 24-141, which benefits other sports facilities without financial stipulations creating hardship to the respective sports organizations. Many of the GMAC members are also active in other sports as players, coaches, or sponsors. We prefer all sports organizations to benefit from tax credits. This is why we support any Bill that mirrors or duplicates PL 24-141 for other organizations so they, too, can plan and develop their facilities.

GMAC does not feel this Bill is intended for the good of development of all sports facilities. It is intended to hinder or stifle the use and development of Guam Raceway Park by pitting other sports organizations against racing sports on Guam and PL 24-141, PL 25-27 and PL 26-37. This bill is intended for sports organizations, which have monies to match funds for the use of tax credits. Most sports organizations on Guam do not have that kind of money available for a matching fund. The only benefit of this Bill is for contractors that may receive work and tax credits if a sports organization can afford their help.

Please do not allow this proposed Bill to pass in your committee. Also, please excuse the delay in submitting this written testimony. GMAC was not aware of the Public Hearing for this Bill. However, we understand that other sports organizations, which are not involved with Guam Raceway Park, were given verbal and/or fax messages for this hearing. For any future Bills pertaining to GMAC or the racing community, please call me at 646-3679 (office), 789-2755 (home) or email 'yasuhiro@ite.net'. Thank you for your time and consideration for the People of Guam.

Respectfully submitted,


Stanley Y. Yasuhiro, DDS

Vice President, Guam Motorcycle and ATV Corporation

Cc: Senators, Mina' Bente Siete Na Liheslaturan Guahan
Mr. Henry Simpson, GRF
Mr. Eddie Cruz, DRAG

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/s/ **DAVID R. CRADDICK**
General Manager

THIS AD IS PAID FOR BY GWA (PUBLIC LAW 26-12)

TWENTY-SEVENTH GUAM LEGISLATURE
Committee on
Economic Development, Retirement,
Investment, Public Works & Regulatory Functions

SENATOR TONI SANFORD, CHAIRPERSON
Tel: 479-8664 Fax: 479-8667 Email: senatorsanford@ite.net

PUBLIC HEARING

9:00 AM Monday, March 8, 2004
Legislative Public Hearing Room, Hagatna

- Bill 119 as Substituted by the Committee An act to repeal and reenact Chapter 103 of Title 11 GCA and to repeal Chapter 12, Division 2 of Title 22 GCA, relative to creating the Office of Commissioner on Banking and Insurance within the Division of Insurance, Securities and Banking of the Dept of Revenue and Taxation.
- Bill 222 An act to repeal and reenact 11 GCA Ch. 34 to create tax rebates, for educator expenses and enact the educator appreciation act of 2003.
- Bill 211 An act relative to the formulation of rules and regulations by the department of public works for the proper assembly and construction of temporary canopies and tents at publicly sponsored functions to insure the safety of the participants and patrons of these activities, through adding a new subsection 66410 to Chapter 66, article 4, title 21, guam code annotated.
- Bill 255 An act to authorize the issuance of tax credits to entities who contribute to the development and construction of an outdoor multi purpose sports complex at the University of Guam.
- Bill 256 An act to provide funding for the construction and repair of public schools, new medical facilities, and safety upgrades to the prison facility, by adding a new article 14 to Chapter 22 of Division 2 of Title 5, GCA.
- Bill 258 An act to allow contributors to a construction of a sports facility by a non-profit organization to be eligible for the tax credits authorized in public law 24-141, through the amendment of public law 24-141.

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1995	SUBARU	IMPREZA WAGON	WHITE	\$7995	\$3000	\$4995
1994	CHEVY	BLAZER/SMALL TAHOE	RED	\$6995	\$1500	\$5495
1990	MAZDA	MIATA HARD TOP	WHITE	\$5995	\$400	\$5595
1997	TOYOTA	COROLLA 5 SPEED	BEIGE	\$7995	\$2100	\$5895
2000	MINI	MIRAGE DE	SILVER	\$9495	\$2000	\$7495
1998	KIA	SPORTAGE	GREEN	\$8995	\$1400	\$7595
1998	KIA	SPORTAGE	RED	\$8995	\$1400	\$7595
1998	MAZDA	MILLENNIA	WHITE	\$11995	\$3000	\$8995
2002	NISSAN	SENTRA AUTOMATIC	BLUE	\$11595	\$2600	\$8995
2002	HYUNDAI	ELANTRA GT	WHITE	\$13995	\$4500	\$9495
1995	INFINITI	J 30T	MAROON	\$12995	\$3300	\$9695
2001	CHEVROLET	MALIBU	SILVER	\$10995	\$1100	\$9895
2000	MAZDA	PROTÉGÉ LX	BROWN	\$10995	\$1100	\$9895
2001	NISSAN	SENTRA 5 SPEED	RED	\$11295	\$1400	\$9895
2001	NISSAN	SENTRA 5 SPEED	BEIGE	\$11295	\$800	\$10495
2001	MAZDA	PROTÉGÉ LX LT	GREEN	\$11995	\$1400	\$10595
2001	NISSAN	SENTRA AUTOMATIC	BLUE	\$12495	\$1900	\$10595
2001	NISSAN	SENTRA AUTOMATIC	WHITE	\$11495	\$900	\$10595
2001	NISSAN	SENTRA AUTOMATIC	BEIGE	\$11995	\$1400	\$10595
2001	NISSAN	SENTRA AUTOMATIC	BLUE	\$11995	\$1400	\$10595
2001	NISSAN	SENTRA 5 SPEED	GRAY	\$11995	\$1100	\$10895
1991	TOYOTA	CELICA ALL TRAC-5 SPEED	RED	\$11995	\$1010	\$10985
2002	HYUNDAI	SONATA	WHITE	\$14495	\$3500	\$10995
2001	NISSAN	ALTIMA LIMITED	WHITE	\$11995	\$1000	\$10995
1999	MAZDA	MILLENNIA	GREEN	\$12995	\$1400	\$11595
1998	MINI	MONTERO SPORT 4X4	BLACK	\$15995	\$4000	\$11995
2003	HYUNDAI	SONATA	BLACK	\$13995	\$1500	\$12495
2001	HYUNDAI	SANTA FE V-6	SILVER	\$17995	\$5000	\$12995
2001	HYUNDAI	XG300 L	BEIGE	\$18995	\$5400	\$13595
2001	FORD	MUSTANG CONVERTIBLE	YELLOW	\$15995	\$2000	\$13995
2003	HYUNDAI	SANTA FE	RED	\$18495	\$3000	\$15495
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NOTICE OF SALE UNDER MORTGAGE
NOTICE IS HEREBY GIVEN, pursuant to 18 G.C.A. §36113, Paragraph (l) of the below described mortgage and the Notice of Default recorded on January 28, 2002 as Instrument No. 650649, that the mortgage ("Mortgage") executed on October 14, 1992 by PATERNO G. MALACAS, ANGELINA C. MALACAS, and OLIVER G. MALACAS, ("Mortgagors"), in favor of U.S. Small Business Administration, and filed for record in the Department of Land Management, Government of Guam, on November 13, 1992 as Instrument No. 479683, will be FORECLOSED pursuant to a POWER OF SALE contained in the Mortgage.

NOTICE OF SALE UNDER MORTGAGE
NOTICE IS HEREBY GIVEN pursuant to 18 G.C.A. §3, Paragraph 3(l) of the below described mortgage and the Notice of Default recorded on September 8, 2003 as Instrument No. 580730, that the mortgage ("Mortgage") executed on February 14, 1998 by GERALD C. EUSTAGUIO, ("Mortgagor"), in favor of U.S. Small Business Administration, and filed for record in the Department of Land Management, Government of Guam, on February 27, 1998 as Instrument No. 578491, will be FORECLOSED pursuant to a POWER OF SALE contained in the Mortgage.

NOTICE OF JOB OPPORTUNITY
JAMES H. UNDERWOOD
Acting Director, Department of Labor
By authority from the Immigration & Naturalization Service, the Guam Department of Labor is making a determination on Temporary Labor Certification Applications for the position listed in this advertisement. This is part of the determination process that will determine that (1) there are not sufficient United States workers that are qualified and available to perform work and (2) that the employment of the alien(s) will not adversely affect the wages and working conditions of similarly employed United States workers on Guam.

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The Mortgage was assigned to LPP MORTGAGE, LTD. ("Mortgagee") by means of an Assignment of Mortgage, which was executed on June 26, 2001 and recorded with the Department of Land Management, Government of Guam, on January 15, 2002 as Instrument No. 650004. The property described below will be sold, WITHOUT WARRANTY BEING GIVEN, express or implied, regarding title, possession, rights of redemption or encumbrances, to the highest bidder at public auction, to be held at the courthouse for the United States District Court, District Court of Guam, 520 West Soledad Avenue, Hagatna, Guam 96910 at 3:00 p.m. on April 1, 2004, in order to satisfy the amount due on the Mortgage and its promissory note at the time of the sale.

The Mortgagee assigned to LPP MORTGAGE, LTD. ("Mortgagee") by means of an Assignment of Mortgage, which was executed on July 1, 2002 and recorded with the Department of Land Management, Government of Guam, on July 23, 2002 as Instrument No. 659946. The property described below will be sold, WITHOUT WARRANTY BEING GIVEN, express or implied, regarding title, possession, rights of redemption or encumbrances, to the highest bidder at public auction, to be held at the courthouse for the United States District Court, District Court of Guam, 520 West Soledad Avenue, Hagatna, Guam 96910 at 3:00 p.m. on April 1, 2004, in order to satisfy the amount due on the Mortgage and its promissory note at the time of the sale.

Notice of Job Opportunity
James H. Underwood
Acting Director, Department of Labor
By authority from the Immigration & Naturalization Service, the Guam Department of Labor is making a determination on Temporary Labor Certification Applications for the position(s) listed in this advertisement. This is part of the determination process that will determine that (1) there are not sufficient United States workers that are qualified and available to perform work, and (2) that the employment of the alien(s) will not adversely affect the wages and working conditions of similarly employed United States workers on Guam.

NOTICE IS HEREBY GIVEN, pursuant to 18 G.C.A. §36113, Paragraph (l) of the below described mortgage and the Notice of Default recorded on May 2, 2004 as Instrument No. 681722, that the mortgage ("Mortgage") executed on November 15, 1993 by MARTHA B. MARTIN ("Mortgagor"), in favor of U.S. Small Business Administration, and filed for record in the Department of Land Management, Government of Guam, on December 6, 1993 as Instrument No. 499449, will be FORECLOSED pursuant to a POWER OF SALE contained in the Mortgage.

NOTICE IS HEREBY GIVEN, pursuant to 18 G.C.A. §36113, Paragraph (l) of the below described mortgage and the Notice of Default recorded on August 17, 1992 by GAIL JENNINGS aka GAIL KAWAMINAMI and KATSU KAWAMINAMI, ("Mortgagors"), in favor of U.S. Small Business Administration, and filed for record in the Department of Land Management, Government of Guam, on January 27, 1993 as Instrument No. 483480, will be FORECLOSED pursuant to a POWER OF SALE contained in the Mortgage.

The property subject to the mortgage and to be sold at sale is as follows: Lot No. 5293-S, Dededo, Guam, Estate No. 58571, Suburban, as said lot is marked and designated on Map Drawing No. AS-02-80D, dated August 8, 1980 and recorded in the Department of Land Management, Government of Guam, as Instrument No. 315364. Area: 1.8582 square meters. The amount due the Mortgagee is for the sum of \$48,017.34, accrued interest as of November 13, 2001 of \$132.19, interest at the rate of 4% from November 13, 2001 to the date of full payment, attorney fees, and costs of this sale.

The property subject to the mortgage and to be sold at sale is as follows: Lot No. 168-2-63, Yona, Guam, Estate No. 70350, Suburban, as said lot is marked and designated on Map Drawing No. FRB 93-142, dated September 1, 1993 and recorded in the Department of Land Management, Government of Guam, as Instrument No. 505174. Area: 1.126 square meters. The amount due the Mortgagee is for the sum of \$48,793.46, accrued interest as of March 20, 2003 of \$1,309.53, interest at the rate of 3.812% from March 20, 2003 to the date of full payment, attorney fees, and costs of this sale.

Notice of Job Opportunity
James H. Underwood
Acting Director, Department of Labor
By authority from the Immigration & Naturalization Service, the Guam Department of Labor is making a determination on Temporary Labor Certification Applications for the position(s) listed in this advertisement. This is part of the determination process that will determine that (1) there are not sufficient United States workers that are qualified and available to perform work, and (2) that the employment of the alien(s) will not adversely affect the wages and working conditions of similarly employed United States workers on Guam.

The Mortgage was assigned to LPP MORTGAGE, LTD. ("Mortgagee") by means of an Assignment of Mortgage, which was executed on July 9, 2001 and recorded with the Department of Land Management, Government of Guam, on April 17, 2002 as Instrument No. 655250. The property described below will be sold, WITHOUT WARRANTY BEING GIVEN, express or implied, regarding title, possession, rights of redemption or encumbrances, to the highest bidder at public auction, to be held at the courthouse for the United States District Court, District Court of Guam, 520 West Soledad Avenue, Hagatna, Guam 96910 at 2:30 p.m. on April 1, 2004, in order to satisfy the amount due on the Mortgage and its promissory note at the time of the sale.

The property subject to the mortgage and to be sold at sale is as follows: Lot No. 151-4-7, Yona, Guam, Estate No. 58235, Suburban, as said lot is marked and designated on Map Drawing No. MS-092-F481, recorded in the Department of Land Management, Government of Guam, on December 11, 1980 as Instrument No. 317735. Area: 1.8582 square meters. The amount due the Mortgagee is for the sum of \$50,836.62, accrued interest as of May 15, 2002 of \$4,000.04, interest at the rate of 4% from May 15, 2002 to the date of full payment, attorney fees, and costs of this sale.

McCULLY & BEGGS, P.C., Attorneys for LPP Mortgage Ltd. By: /s/ MARK S. BEGGS
On this 26th day of February, 2004, before me, the undersigned Notary, personally appeared, MARK S. BEGGS, the person whose name is signed on the preceding document, and acknowledged to me that he signed it voluntarily for its stated purpose, as attorney for LPP MORTGAGE, LTD. MAUREEN E. TAITANO NOTARY PUBLIC In and for Guam, U.S.A. My Commission Expires: Aug. 9, 2006 Site. 200, 139 Murray Blvd., Hagatna

McCULLY & BEGGS, P.C., Attorneys for LPP Mortgage Ltd. By: /s/ MARK S. BEGGS
On this 26th day of February, 2004, before me, the undersigned Notary, personally appeared, MARK S. BEGGS, the person whose name is signed on the preceding document, and acknowledged to me that he signed it voluntarily for its stated purpose, as attorney for LPP MORTGAGE, LTD. /s/ MAUREEN E. TAITANO NOTARY PUBLIC In and for Guam, U.S.A. My Commission Expires: August 9, 2006 Site. 200, 139 Murray Blvd., Hagatna

TWENTY-SEVENTH GUAM LEGISLATURE
Committee on Economic Development, Retirement, Investment, Public Works & Regulatory Functions
SENATOR TONI SANFORD, CHAIRPERSON
Tel: 479-8664 Fax: 479-8667 Email: senatorsanford@tcc.net
PUBLIC HEARING
9:00 AM Monday, March 8, 2004
Legislative Public Hearing Room, Hagatna
Bill 119 as Substituted by the Committee An act to repeal and reenact Chapter 103 of Title 11 GCA and to repeal Chapter 12, Division 2 of Title 22 GCA, relative to creating the Office of Commissioner on Banking and Insurance within the Division of Insurance, Securities and Banking of the Dept of Revenue and Taxation.
Bill 222 An act to repeal and reenact 11 GCA Ch. 34 to create tax rebates, for educator expenses and enact the educator appreciation act of 2003.
Bill 211 An act relative to the formulation of rules and regulations by the department of public works for the proper assembly and construction of temporary canopies and tents at publicly sponsored functions to insure the safety of the participants and patrons of these activities, through adding a new subsection 66410 to Chapter 66, article 4, title 21, Guam code annotated.
Bill 255 An act to authorize the issuance of tax credits to entities who contribute to the development and construction of an outdoor multi purpose sports complex at the University of Guam.
Bill 256 An act to provide funding for the construction and repair of public schools, new medical facilities, and safety upgrades to the prison facility, by adding a new article 14 to Chapter 22 of Division 2 of Title 5, GCA.
Bill 258 An act to allow contributors to a construction of a sports facility by a non-profit organization to be eligible for the tax credits authorized in public law 24-141, through the amendment of public law 24-141.

McCULLY & BEGGS, P.C., Attorneys for LPP Mortgage Ltd. By: /s/ MARK S. BEGGS
On this 26th day of February, before me, the undersigned Notary, personally appeared, MARK S. BEGGS, the person whose name is signed on the preceding document, and acknowledged to me that he signed it voluntarily for its stated purpose, as attorney for LPP MORTGAGE, LTD. /s/ MAUREEN E. TAITANO NOTARY PUBLIC In and for Guam, U.S.A. My Commission Expires: Aug. 9, 2006 Site. 200, 139 Murray Blvd., Hagatna

McCULLY & BEGGS, P.C., Attorneys for LPP Mortgage Ltd. By: /s/ MARK S. BEGGS
On this 26th day of February, 2004, before me, the undersigned Notary, personally appeared, MARK S. BEGGS, the person whose name is signed on the preceding document, and acknowledged to me that he signed it voluntarily for its stated purpose, as attorney for LPP MORTGAGE, LTD. /s/ MAUREEN E. TAITANO NOTARY PUBLIC In and for Guam, U.S.A. My Commission Expires: August 9, 2006 Site. 200, 139 Murray Boulevard, Hagatna

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OFFICE OF SENATOR
ANTOINETTE (TONI) SANFORD

2527
FEB 06 2004

Senator Lou Leon Guerrero RN, MPH

TIME: _____ AM() PM()

REC'D BY: Q

020504

Democrat Majority Leader
Committee on Rules & Health
Chairwoman
Committee on Utilities & Land
Member
Committee on Appropriation
& Budgeting, General
Government Operations
Reorganization & Reform
Member
Committee on Community,
Culture, Recreation &
Public Broadcasting
Member
Committee on Economic
Development, Retirement,
Investments, Public Works,
& Regulatory Functions
Member
Committee on Education
& Housing
Member
Committee on Judiciary
& Transportation
Member
Committee on Youth &
Senior Citizens,
Federal & Foreign Affairs
Member

MEMORANDUM

To: Senator Toni Sanford, Chairwoman
Committee on Economic Development, Retirement, Investments,
Public Works & Regulatory Functions

From: Senator Lou Leon Guerrero, Chairwoman ^{LS}
Committee on Rules and Health

Subject: Referral – Bill No. 258 (LS)

In accordance with Section 6.04.04.01 of the Standing Rules of the Mina' Bente Siete na Liheslaturan Guahan,

Bill No. 258 (LS) - AN ACT TO ALLOW CONTRIBUTORS TO A CONSTRUCTION OF A SPORTS FACILITY BY A NON-PROFIT ORGANIZATION TO BE ELIGIBLE FOR THE NEW TAX CREDITS AUTHORIZED IN PUBLIC LAW 24-141, THROUGH THE AMENDMENT OF PUBLIC LAW 24-141,

is referred to your Committee on Economic Development, Retirement Investments, Public Works & Regulatory Functions as the principal committee.

A copy of this bill may be obtained at the office of the Clerk of the Legislature.

Also in accordance with Section 7.01 of the Standing Rules, the Principal Committee shall notify the Speaker, the Chairwoman of the Committee on Rules and the Executive Director, the date, time, subject matter, number and title of the bill for which a public hearing will be held.

Thank you.

Cc: Speaker V. C. Pangelinan, Author, Bill No. 258 (LS)
Clerk of the Legislature

27th Guam Legislature

155 Hesler Street Hagåtña, Guam 96910

Office 671 . 472-3582 - 5 / 472-3576 Facsimile 671 . 472-3591 Email