



Office of the Governor of Guam

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Felix Perez Camacho
Governor

Kaleo Scott Moylan
Lieutenant Governor

09 FEB 2006

The Honorable Mark Forbes
Speaker
Mina' Bente Ocho Na Liheslaturan Guåhan
155 Hessler Street
Hagåtña, Guam 96910

Dear Mr. Speaker:

Transmitted herewith is Bill No. 147(EC), "AN ACT RELATIVE TO RESTRICTING ANY SALE OF THE GOVERNMENT OF GUAM REAL PROPERTY IDENTIFIED AS LOT NO. 5140-1-1 AND LOT NO. 5140-1-1 AND LOT NO. 5140-1-R1, BOTH LOCATED IN THE MUNICIPALITY OF DEDEDO, GUAM (aka TUMON, GUAM) UPON WHICH GUMA TRANKILIDAT IS LOCATED; FURTHER INSURING THAT THE PROPERTY REMAIN WITH THE PEOPLE OF GUAM FOR THE BENEFIT OF OUR ISLAND'S MANAMKOS, SENIOR CITIZENS; AND DESIGNATING SAID PROPERTY AS 'I TANO PARA I MANAMKO GUAHAN'," which I signed into law on February 7, 2006, as Public Law 28-100.

Sins eru yan Magåhet,

[Handwritten signature of Felix P. Camacho]

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

Office of the Speaker

MARK FORBES

Date: 2-9-06
Time:
Rec'd by: [Signature]
Print Name: [Signature]

Attachment: copy attached of signed bill

cc: The Honorable Eddie Baza Calvo
Senator and Legislative Secretary

28-06-0700

Senator Edward J.B. Calvo
SECRETARY OF THE LEGISLATURE
ACKNOWLEDGEMENT RECEIPT
Rcv'd by: [Signature]
Print Name & Initial
Time: 4:22 Date: 2-15-06

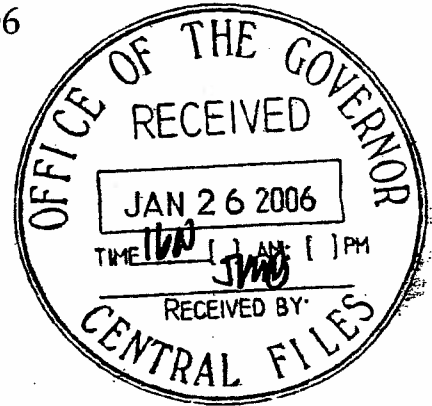
597



**MINA' BENTE OCHO NA LIHESLATURAN GUÅHAN**  
TWENTY-EIGHTH GUAM LEGISLATURE  
155 Hessler Place, Hagåtña, Guam 96910

January 25, 2006

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



Dear *Maga'lahi* Camacho:

Transmitted herewith are Bill Nos. 90(EC), 147(LS), 160(EC), 206(EC) & 246(EC), and Substitute Bill Nos. 135(EC) & 233(EC) which were passed by *I Mina'Bente Ocho Na Liheslaturan Guåhan* on January 25, 2006.

Sincerely,

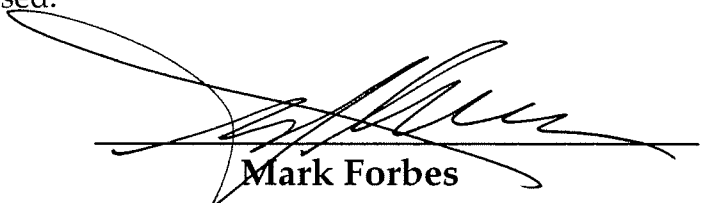
  
EDWARD J.B. CALVO  
Senator and Secretary of the Legislature

Enclosures (7)

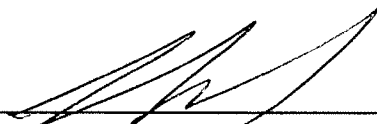
I MINA'BENTE OCHO NA LIHESLATURAN GUÅHAN  
2006 (SECOND) Regular Session

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


This is to certify that Bill No. 147 (LS), "AN ACT RELATIVE TO RESTRICTING ANY SALE OF THE GOVERNMENT OF GUAM REAL PROPERTY IDENTIFIED AS LOT NO. 5140-1-1 AND LOT NO. 5140-1-R1, BOTH LOCATED IN THE MUNICIPALITY OF DEDEDO, GUAM (aka: TUMON, GUAM) UPON WHICH GUMA TRANKILIDAT IS LOCATED; FURTHER INSURING THAT THE PROPERTY REMAIN WITH THE PEOPLE OF GUAM FOR THE BENEFIT OF OUR ISLAND'S MANAMKOS, SENIOR CITIZENS; AND DESIGNATING SAID PROPERTY AS "I TANO PARA I MANAMKO GUAHAN" was on the 25<sup>th</sup> day of January, 2006, duly and regularly passed.

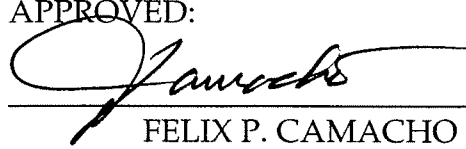
  
Mark Forbes  
Speaker

Attested:

  
Edward J.B. Calvo  
Senator and Secretary of the Legislature

-----  
This Act was received by *I Maga'lahaen Guåhan* this 26<sup>th</sup> day of January,  
2006, at 4:10 o'clock P.M.

  
Assistant Staff Officer  
*Maga'lahaen's Office*

APPROVED:  
  
FELIX P. CAMACHO  
*I Maga'lahaen Guåhan*

Date: 7 FEB 2006

Public Law No. 28-100

**MINA BENTE OCHO NA LIHESLATURAN GUÅHAN  
2005 (FIRST) Regular Session**

**Bill No. 147 (LS)**

As amended on the Floor.

Introduced by:

F. B. Aguon, Jr.  
A. B. Palacios  
J. M.S. Brown  
Edward J.B. Calvo  
B. J.F. Cruz  
Mike Cruz  
Mark Forbes  
L. F. Kasperbauer  
R. Klitzkie  
L. A. Leon Guerrero  
J. A. Lujan  
R. J. Respicio  
Ray Tenorio  
A. R. Unpingco  
J. T. Won Pat

**AN ACT RELATIVE TO RESTRICTING ANY SALE OF THE GOVERNMENT OF GUAM REAL PROPERTY IDENTIFIED AS LOT NO. 5140-1-1 AND LOT NO. 5140-1-R1, BOTH LOCATED IN THE MUNICIPALITY OF DEDEDO, GUAM (aka: TUMON, GUAM) UPON WHICH *GUMA TRANKILIDAT* IS LOCATED; FURTHER INSURING THAT THE PROPERTY REMAIN WITH THE PEOPLE OF GUAM FOR THE BENEFIT OF OUR ISLAND'S *MANAMKOS*, SENIOR CITIZENS; AND DESIGNATING SAID PROPERTY AS "*TANO PARA I MANAMKO GUAHAN*".**

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

2 **Section 1. Legislative Findings and Intent.**

1            *I Liheslaturan Guåhan* finds that certain public officials of the  
2 government of Guam have commented that the possible sale of a parcel of  
3 government real estate property, specifically the land area in which the *Guma*  
4 *Trankilidat* is located, along Tumon Bay is under consideration. Over many years,  
5 this particular parcel of property has benefited many of Guam's *manamkos*, senior  
6 citizens, through the *Guma Trankilidat* housing program. This particular property  
7 continues to provide many of Guam's *manamkos* the opportunity to enjoy the scenery  
8 and pristine sites along the beach of Tumon Bay and should continue to be utilized to  
9 benefit our senior citizens. Although alternative facilities and locations may allow for  
10 expanded services and accommodations for those being served through this program,  
11 it is just as important that our *manamkos* be treated with respect and dignity, and that  
12 they be provided appropriate accommodations that allow them to enjoy Guam's  
13 beautiful beaches in the island's visitor district in addition to access to the area's  
14 facilities and amenities. The present property thus is an ideal site for our senior  
15 citizens to reside in and should be retained for the direct benefit of our *manamkos* who  
16 have contributed tremendously to Guam.

17            Therefore, it is the intent of *I Liheslaturan Guåhan* that the government  
18 of Guam be restricted from the sale of any of its real estate assets, in particular the  
19 aforementioned prime property located in Tumon, Guam, wherein *Guma Trankilidat*  
20 is presently located, and that such property should continue to remain in the hands of  
21 the people of Guam. It is further the intent of *I Liheslaturan Guåhan* that the property  
22 whereupon *Guma Trankilidat* sits be officially designated for the indefinite benefit  
23 and use of the *manamkos*, senior citizens, of Guam, and that the property henceforth  
24 shall be identified as "*Tano Para I Manamko Guåhan.*"

25            **Section 2. Restriction on any Sale of Government of Guam Real Property**  
26 **Identified as Lot Nos. 5140-1-R1 and 5140-1-1, Located in the Municipality of**  
27 **Dededo.**

1           The government of Guam real property, registered in the name of the  
2 Guam Housing and Urban Renewal Authority, identified as Lot No. 5140-1-1 (with an  
3 area of approximately 25,076+- square meters) and Lot No. 5140-1-R1 (with an area  
4 of approximately 14,227+- square meters), both located in the municipality of Dededo  
5 as described in official Department of Land Management map documents, shall be  
6 restricted from any sale or exchange in ownership to any person or entity other than  
7 the government of Guam. The *Guma Trankilidat* housing facility, which is presently  
8 located on said property in the Tumon Bay area, has benefited Guam's *manamkos* for  
9 many years.

10           The aforementioned properties shall henceforth be specifically designated  
11 "*I Tano Para I Manamko Guâhan*", and shall be used exclusively for the benefit of  
12 Guam's *manamkos*, senior citizens.

13           This act shall *not* restrict the lease or sublease of the identified real  
14 property for the direct benefit of Guam's *manamkos*. This act shall *not* impair, modify  
15 or change the terms of any existing mortgage agreement or mortgage lien on the  
16 identified real property, nor impair an existing security interest held thereon.

17           **Section 3. Severability Clause.**

18           *If* any provision of this Act or its application to any person or  
19 circumstances is held invalid, the invalidity shall *not* affect other provisions or  
20 applications of this Act which can be given effect without the invalid provision or  
21 application, and to this end the provisions of this Act are severable.

# I MINA' BENTE OCHO NA LIHESLATURAN GUAHAN

2006 (SECOND) Regular Session

Date: 1/25/06

## VOTING SHEET

Bill No. 147 (LB)

Resolution No. \_\_\_\_\_

Question: \_\_\_\_\_

NAME	YEAS	NAYS	NOT VOTING/ ABSTAINED	OUT DURING ROLL CALL	ABSENT
AGUON, Frank B., Jr.	✓				
BROWN, Joanne M.S.	✓				
CALVO, Edward J.B.	✓				
CRUZ, Benjamin J.F.	✓				
CRUZ, Michael (Dr.)	✓				
FORBES, Mark	✓				
KASPERBAUER, Lawrence F.	✓				
KLITZKIE, Robert	✓				
LEON GUERRERO, Lourdes A.	✓				
LUJAN, Jesse A.	✓				
PALACIOS, Adolpho B.	✓				
RESPICIO, Rory J.	✓				
TENORIO, Ray	✓				
UNPINGCO, Antonio R.	✓	# ✓			
WON PAT, Judith T.	✓				

TOTAL

14    1    0    0    0

CERTIFIED TRUE AND CORRECT:

\_\_\_\_\_  
Clerk of the Legislature

\* 3 Passes = No vote  
EA = Excused Absence

PL. 28-100



***I Mina' Bente Ocho Na Liheslaturan Guahan***  
**The 28<sup>th</sup> Guam Legislature**

155 Hesler Place  
Hagatna, Guam 96910  
Office (671) 472-3409 • Fax (671) 472-3510

**Speaker Mark Forbes**

November 7, 2005

**Speaker Mark Forbes**  
**I Mina' Bente Ocho Na Liheslaturan Guahan**  
**155 Hesler Place**  
**Hagatna, Guam 96910**

The Committee on General & Omnibus Matters to which Bill No. 147 was referred, wishes to report its findings and recommendations **TO DO PASS BILL No. 147 (LS):** "An Act Relative To Restricting Any Sale Of The Government Of Guam Real Property Identified As Lot No. 5140-1-1 And Lot No. 5140-1-R1, Both Located In The Municipality Of Dededo, Guam (Aka Tumon, Guam) Upon Which Guma Trankilidat Is Located; Further Insuring That The Property Remain With The People Of Guam For The Benefit Of Our Island's Manamkos, Senior Citizens; And Designating Said Property As "I Tano Para I Manamko Guahan".

Transmitted herewith for your consideration and action is our committee report on the above subject matter.

The voting record is as follows:

  5   TO PASS  
  0   NOT TO PASS  
  2   TO REPORT OUT ONLY  
  0   ABSTAIN  
  0   INACTIVE FILE

Copies of the Committee Report and other pertinent documents are attached. Thank you and si Yu'os ma'ase for your attention to this matter.

  
**MARK FORBES**

Attachments



**MEMORANDUM**

**TO:** Committee Members

**FROM:** Chairman

**SUBJECT:** Committee Report- BILL No. 147 (LS): "An Act Relative To Restricting Any Sale Of The Government Of Guam Real Property Identified As Lot No. 5140-1-1 And Lot No. 5140-1-21, Both Located In The Municipality Of Dededo, Guam (Aka Tumon, Guam) Upon Which Guma Trankilidat Is Located; Further Insuring That The Property Remain With The People Of Guam For The Benefit Of Our Island's Manamkos, Senior Citizens; And Designating Said Property As "I Tano Para I Manamko Guåhan".

Transmitted herewith for your information and action is the report on BILL No. 147 (LS) from the Committee on General and Omnibus Matters.

This memorandum is accompanied by the following:

1. Committee Voting Sheet
2. Committee Report
3. BILL No. 147 (LS)
4. Public Hearing Sign-In Sheet
5. Fiscal Note/ Fiscal Note Waiver
6. Notice of Public Hearing

Please take the appropriate action on the voting sheet. Your attention and cooperation in this matter is greatly appreciated.

Should you have questions regarding the report or accompanying documents, please do not hesitate to contact me.

Thank you and si Yu'os ma'ase.

**MARK FORBES**

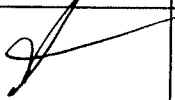
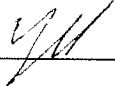

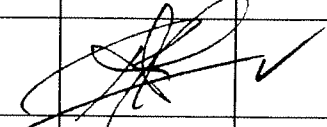
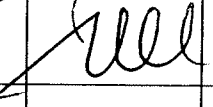


Attachments

# COMMITTEE ON GENERAL AND OMNIBUS MATTERS

*I MINA'BENTE OCHO NA LIHESLATURAN GUÅHAN*  
155 HESLER PLACE, HAGÁTNA, GUAM 96910

An Act Relative To Restricting Any Sale Of The Government Of Guam Real Property Identified As Lot No. 5140-1-1 And Lot No. 5140-1-R1, Both Located In The Municipality Of Dededo, Guam (Aka Tumon, Guam) Upon Which Guma Trankilidat Is Located; Further Insuring That The Property Remain With The People Of Guam For The Benefit Of Our Island's Manamkos, Senior Citizens; And Designating Said Property As "I Tano Para I Manamko Guåhan.

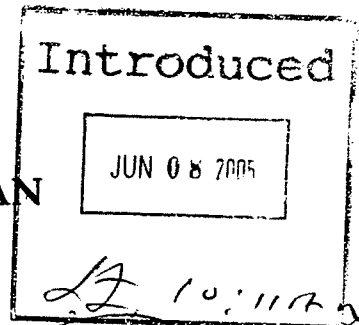
## VOTING SHEET

	SIGNATURE	TO PASS	NOT TO PASS	TO REPORT OUT OF COMMITTEE	ABSTAIN	INACTIVE FILE
Mark Forbes, Chairman		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Edward J.B. Calvo		<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lawrence F. Kasperbauer, Ph.D.		<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jesse A. Lujan		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ray Tenorio		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Michael Cruz, M.D.		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lou A. Leon Guerrero		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Judith T. Won Pat		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Benjamin J.F. Cruz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

*Zmf*  
1-19-06

~~*Zad*~~  
1-19-06

MINA BENTE OCHO NA LIHESLATURAN GUÅHAN  
2005 (FIRST) REGULAR SESSION



BILL NO. 147 (Ls).  
INTRODUCED BY:

F. B. AGUON, JR. *[Signature]*  
A. B. PALACIOS *[Signature]*

AN ACT RELATIVE TO RESTRICTING ANY SALE OF THE GOVERNMENT OF GUAM REAL PROPERTY IDENTIFIED AS LOT NO. 5140-1-1 AND LOT NO. 5140-1-R1, BOTH LOCATED IN THE MUNICIPALITY OF DEDEDO, GUAM (aka TUMON, GUAM) UPON WHICH GUMA TRANKILIDAT IS LOCATED; FURTHER INSURING THAT THE PROPERTY REMAIN WITH THE PEOPLE OF GUAM FOR THE BENEFIT OF OUR ISLAND'S MANAMKOS, SENIOR CITIZENS; AND DESIGNATING SAID PROPERTY AS "I TANO PARA I MANAMKO GUAHAN".

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. Legislative Intent and Findings.

3 The Liheslaturan Guahan finds that certain public officials of the  
4 government of Guam have commented that considerations are being made  
5 for the possible sell of a parcel of government real estate property,  
6 specifically the land area in which the Guma Trankilidat is located, along  
7 Tumon Bay. Over the past many years, this particular parcel of property  
8 has benefited many of Guam's manamkos, senior citizens, through the  
9 Guma Trankilidat housing program. This particular property continues to  
10 provide many of Guam's manamkos the opportunity to enjoy the scenery

1 and pristine sites along the beach of Tumon Bay, and it should continue to  
2 be utilized to benefit our senior citizens. Although alternative facilities and  
3 locations may allow for expanded services and accommodations for those  
4 being served through this program, it is just as important that our  
5 manamkos be treated with respect and dignity, and that they be provided  
6 appropriate accommodations that would allow them to enjoy Guam's  
7 beautiful beaches along the island's visitor district in addition to  
8 appreciating the facilities and amenities within the area. The present  
9 property thus is an ideal site for our senior citizens to treasure and should  
10 be retained for the direct benefit of our manamkos who have contributed  
11 tremendously to Guam.

12 Therefore, it is the intent of I Liheslaturan Guahan that the  
13 government of Guam be restricted from the sale of any of its real estate  
14 assets, in particular the aforementioned prime property located in Tumon,  
15 Guam, wherein Guma Trankilidat is presently located; such property  
16 should continue to remain in the ownership hands of the people of Guam.  
17 It is further the intent of I Liheslaturan Guahan that the property  
18 whereupon Guma Trankilidat sits be officially designated for the indefinite  
19 benefit and use of the manamkos, senior citizens, of Guam; and that the  
20 property henceforth shall be identified as "Tano Para I Manamko Guahan."

21 **Section 2. Restriction on any Sale of Government of Guam Real**  
22 **Property identified as Lot No. 5140-1-R1 and 5140-1-1, Located in the**  
23 **Municipality of Dededo.**

1 The government of Guam real estate property, registered in the name  
2 of the Guam Housing and Urban Renewal Authority, identified as Lot No.  
3 5140-1-1 (with an area approximately 25,076+- square meters) and Lot No.  
4 5140-1-R1 (with an area approximately 14,227+- square meters), both  
5 located in the municipality of Dededo as highlighted in official Department  
6 of Land Management map documents, shall be restricted from any sale or  
7 exchange in title ownership of said property to any person or entity other  
8 than the government of Guam. The Guma Trankilidat housing facility is  
9 presently located in said property, which has benefited Guam's manamkos  
10 for many years, and is also recognized to be in the Tumon Bay, Guam area.

11 The aforementioned properties shall henceforth be specifically  
12 designated "I Tano Para I Manamko Guahan", and as such shall be used  
13 exclusively for the benefit of Guam's manamkos, senior citizen.

14 The provisions contained herein shall not restrict the lease or  
15 sublease of the identified real property for the direct benefit of Guam's  
16 manamkos.

17 **Section 3. Severability Clause.**

18 If any provision of this Act or its application to any person or  
19 circumstances is held invalid, the invalidity shall not affect other  
20 provisions or applications of this Act which can be given effect without the  
21 invalid provision or application, and to this end the provisions of this Act  
22 are severable.

**I MINA'BENTE OCHO NA LIHESLATURAN GUÅHAN**

**FLOOR AMENDMENTS/CHANGES**  
**Bill No. 147 (LS)**

FBA

**Senator Proposing Amendment**

*(Below for Senator to complete)*

Please describe proposed amendment, including where change to occur:

To add the following sentence after the words "Guam's manamakos" at the end of Section 2:

This enactment shall not impair, modify or change the terms of any existing mortgage  
agreement or mortgage lien on the identified real property, nor impair an existing security  
interest held thereon.

*(Below only for Clerk of Legislature's use and processing))*

Date 1/19/06

Floor Amendment No. 1 of a total of \_\_\_\_\_ changes on above Bill.

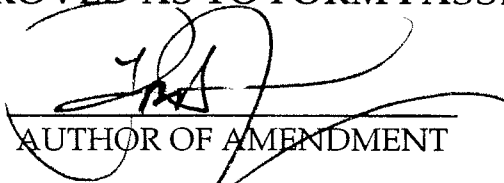
Votes For Amendment: \_\_\_\_\_ Votes Against Amendment: \_\_\_\_\_

**AMENDMENT PASSED:**

Amendment Failed: \_\_\_\_\_

Amendment Withdrawn: \_\_\_\_\_

**APPROVED AS TO FORM PASSED**

  
AUTHOR OF AMENDMENT

Concur *(initial)*

  
Clerk of Legislature

\_\_\_\_\_  
Speaker

\_\_\_\_\_  
Ass't. Amend. Clerk  
Engrossment Staff

**I MINA' BENTE OCHO NA LIHESLATURAN GUÅHAN  
COMMITTEE ON GENERAL & OMNIBUS MATTERS  
SPEAKER MARK FORBES, CHAIRMAN**

**COMMITTEE REPORT**

**ON**

**BILL NO. 147 (LS)**

**An Act Relative To Restricting Any Sale Of The Government Of Guam Real Property Identified As Lot No. 5140-1-1 And Lot No. 5140-1-R1, Both Located In The Municipality Of Dededo, Guam (Aka Tumon, Guam) Upon Which Guma Trankilidat Is Located; Further Insuring That The Property Remain With The People Of Guam For The Benefit Of Our Island's Manamkos, Senior Citizens; And Designating Said Property As "I Tano Para I Manamko Guåhan.**

## I. OVERVIEW

The Committee on General and Omnibus Matters held a public hearing at 9:00 a.m. on September 2, 2005 in the Public Hearing Room, I Liheslaturan Guåhan. Public notice was given to all media (see facsimile confirmation page) on August 26 and August 29, 2005 and posted in the Pacific Daily News on September 5, 2005 on page 7.

Senators present at the public hearing were:

Speaker Mark Forbes, Chairman  
Senator Lawrence F. Kasperbauer, Ph.D., Member  
Senator Jesse A. Lujan, Member  
Vice Speaker Joanne M.S. Brown  
Senator Antonio R. Unpingco  
Senator Robert Klitzkie  
Senator Frank B. Aguon, Jr.  
Senator Adolpho B. Palacios, Sr.

## II. SUMMARY OF TESTIMONY

Individuals that appeared before the Committee to present oral and written testimony on the bill were as follows:

**Ron De Guzman**, Executive Director, GHURA, oral and written testimony against Bill No. 147. Mr. De Guzman read his written testimony and said GHURA is opposed to Bill No. 147 and said the restriction will jeopardize loan agreements with the USDA.

**Tony Perez**, Legal Counsel, GHURA, oral testimony against Bill No. 147. Mr. Perez said that Bill No. 147 would restrict GHURA's options and its mission regarding its property rights. He said GHURA should be responsible on whether it is prudent or not on matters pertaining to its mission, in this case, whether or not to move the elderly housing.

### Remarks:

Senator Klitzkie was concerned of Mr. DeGuzman statement in his testimony that Bill No. 147 may jeopardize loan agreements between GHURA and USDA. Mr. DeGuzman confirmed his concerns and said that was true.

Speaker Forbes said the genesis of the bill stems from the uniqueness of the property. Speaker Forbes said he feels the author's intention of the bill was to avoid a sell on the lot. Mr. Perez said that GHURA has no plans to sell the lot which has approximately 49 housing units. Speaker Forbes remarked that eventually GHURA will have to decide sometime in the future what to do with the property, whether it be in this legislature's time or some other period in time when this body of senators are no longer serving the people in their capacity as senators.

Mr. De Guzman said that GHURA needs to be proactive in its approach in dealing with a shortage of elderly housing, not only with Guma Tranquilidad, but the overall island's elderly population. He said that GHURA must look at the unavoidable need for expansion of housing accommodations to meet the needs of Guam's



elderly population.

Senator Brown was concerned that GHURA will have to face the possibility of a resistance from the elderly population if its intentions are to sell the property in Tumon. She said the property for so many of Guam's elderly folks serve as a special place with memorable events.

Senator Kasperbauer commented that he was informed by many elderly individuals who preferred to live in a location close to their family, as opposed to the beachside where it poses many hazards, especially during storms. Mr. De Guzman said according to demographics conducted by GHURA, the choice of housing location for most elderly would be close to family members. He said a majority of the elderly living in Guma Tranquilidad are of non-Chamorro ethnicity.

### **III. FINDINGS AND RECOMMENDATION**

The Committee on General and Omnibus Matters finds that the intent of Bill No. 147 would prohibit the sale of the Guma Tranquilidad Elderly Housing Units located in Tumon. The committee finds that GHURA has presented concerns that Bill No. 147 would hamper and jeopardize loans agreements between GHURA and the USDA. The committee finds that the intent was to protect the interest of the people and of Guam's elderly population, but also recognizes that GHURA been given the authority to evaluate all its options in its limited inventory of assets. The bill magnifies the concerns of the elderly housed at Guma Tranquilidad, be that it's a small population of Guam's elderly, and the concern for providing for an increasing population of Guam's elderly needs to be address with all options available. The measure's restriction on GHURA's Inventory would create a setback and jeopardize curent and or future prospects for federal funding to build new homes for all of GHURA's customers.

Accordingly, the Committee on General and Omnibus Matters to which BILL No. 147 (LS) was referred does hereby submit its findings and recommendations to I Mina' Bente Ocho Na Liheslaturan Guåhan **TO DO PASS BILL No. 147 (LS)**, "An Act Relative To Restricting Any Sale Of The Government Of Guam Real Property Identified As Lot No. 5140-1-1 And Lot No. 5140-1-R1, Both Located In The Municipality Of Dededo, Guam (Aka Tumon, Guam) Upon Which Guma Trankilidat Is Located; Further Insuring That The Property Remain With The People Of Guam For The Benefit Of Our Island's Manamkos, Senior Citizens; And Designating Said Property As "I Tano Para I Manamko Guåhan."

## AGENDA

### COMMITTEE ON GENERAL & OMNIBUS MATTERS, and EXECUTIVE COMMITTEE

**Public Hearing**  
**Friday, September 02, 2005, 9:00 a.m.**

**The following Bills will be heard:**

**Bill No. 85 (EC)** - by Mark Forbes

An Act To Appropriate Ten Thousand Dollars From The Carry-Over Funds Assigned To The Office Of Speaker Mark Forbes To The Department Of Public Works For The Purpose Of Repairing The Pothole On Marine Corps Drive Located In The Vicinity Of Blockbuster Video In Tamuning.

**Bill No. 124 (EC)** - by L. F. Kasperbauer

An Act To Transfer The Abandoned GPD Koban Adjacent To The Barrigada Community Center To The Barrigada Municipal Planning Council.

**Bill No. 127 (EC)** - by J. A. Lujan

An Act To Authorize The Chamorro Land Trust Commission To Release And Convey Title To Lot 14-Newnew3, Block 24, Municipality Of Hagåtña To The Guam Housing And Urban Renewal Authority.

**Bill No. 143 (EC)** - by the Committee on Calendar, by request of by request of I Maga'láhen Guåhan, the Governor of Guam, in accordance with the Organic Act of Guam, as amended.

An Act To Amend 12 GCA Chapter 78 Designating The Guam Economic Development And Commerce Authority As The Local Redevelopment Authority For Base Realignment And Closure (BRAC) Activities And To Require GEDCA To Dispose Of Properties Obtained Under BRAC As Mandated Under 21 GCA Chapter 80 Which Establishes The Guam Ancestral Lands Commission.

**Bill No. 147 (LS)** - By F. B. Aguon, Jr.

An Act Relative To Restricting Any Sale Of The Government Of Guam Real Property Identified As Lot No. 5140-1-1 And Lot No. 5140-1-R1, Both Located In The Municipality Of Dededo, Guam (Aka Tumon, Guam) Upon Which Guma Trankilidat Is Located; Further Insuring That The Property Remain With The People Of Guam For The Benefit Of Our Island's Manamkos, Senior Citizens; And Designating Said Property As "I Tano Para I Manamko Guåhan".

**Bill No. 149 (LS)** - By L. F. Kasperbauer

An Act To Authorize I Maga'láhi Guåhan To Sell The Easement Known As The "Government Alley" That Is Bound By Esperanza Street On The North, The Metes And Bounds Of The Western Boundary Of Lot 1324, The Metes And Bounds Of Northeast Boundary Of Lot 1324-2-1 And The Metes And Bounds Of The South East Boundary Of Lot 1324-1-1 All In The Municipality Of Agaña With A Total Area Of Seventeen And Seventy-Five Hundredths Plus Or Minus Square Meters (17.75 + Sq. Meters) To Mr. Michael P. Flaherty For Its Appraised Fair Market Value

**Bill No. 150 (LS)** - by Ray Tenorio

An Act To Add A New §8104 To Chapter 8, Division 4, Title 2 Guam Administrative Rules And Regulations Relative To The Transfer Of All Surplus And Excess Computers From All Branches Of The Government Of Guam To The Government Of Guam General Service Administration For Further Transfer To The Department Of Education And The Guam Public Library.

**Bill No. 159 (EC)** - by J. M.S. Brown

An Act To Add A New §1103.3 To Chapter 1 Of Title 4 Guam Code Annotated To Provide Visible Identification For Government Of Guam Owned Or Leased Vehicles.

**Bill No. 172 (EC)** – By L. F. Kasperbauer

An Act To Place The Former Inarajan Elementary School Facility Under The Administrative Jurisdiction Of The Inarajan Mayor's Office.

**Bill No. 175 (EC)** – by A. R. Unpingco

An Act To Set Aside No Less Than 26± Acres Of Land Area Within The Boundaries Of Lot No. 10142-New, Located In The Municipality Of Dededo, And To Authorize The Governor To Transfer The Property To Guam Little League Baseball Incorporated For The Purpose Of Constructing The Asia-Pacific Baseball Stadium.

**Bill No. 178 (EC)** – by J. M.S. Brown

An Act To Deappropriate Fifty Thousand Dollars (\$50,000.00) From The Sums Appropriated To I Liheslatura For Fiscal Year 2005 And To Reappropriate Said Sum To The Department Of Agriculture For The Sole Purpose Of Hiring An Attorney For Fiscal Years 2006 And 2007

**Bill No. 179 (EC)** – by A. B. Palacios, Sr.

An Act To Add A New Chapter 23 To Title 1, Guam Code Annotated, Relative To The Removal Of Elected Officials.

**Bill No. 182 (EC)** – by F. B. Aguon, Jr.

An Act To Add A New Section §834.3 To Title 1, Guam Code Annotated, To Designate Route 8 As "Purple Heart Memorial Highway" To Honor And Pay Special Tribute To All Recipients Of The Military Order Of The Purple Heart, Members Of The United States Armed Services Who Have Been Wounded Or Killed In Action Thus Making The Ultimate Sacrifice In The Protection Of Freedom And Liberty.

**Bill No. 184 (EC)** – by R. Klitzkie

An Act To Add A New 17 GCA Ch. 7 §7115 To Create The "Every Child Is Entitled To An Adequate Public Education Act Fund," To Add A New 17 GCA Ch. 7 §7116 To Authorize The Superintendent To Accept Donations From Individuals And Organizations For Deposit To The Fund, To Add A New 17 GCA Ch. 7 §7117 Requiring The Publication Of The Details Of Expenditures From The Fund To Be Published On The Guam Public School System's Website And To Deappropriate One Hundred Thousand Dollars (\$100,000.00) From The Sums Appropriated To I Liheslatura And To Reappropriate Said Sum To The "Every Child Is Entitled To An Adequate Public Education Fund."

**Bill No. 185 (EC)** – By J. A. Lujan

An Act To Zone Lot No. 5049-2-1, Municipality Of Tamuning.





*I Mina' Bente Ocho Na Liheslaturan Guahan*  
The 28<sup>th</sup> Guam Legislature

155 Hesler Place  
Hagatna, Guam 96910  
Office (671) 472-3409 • Fax (671) 472-3510

**Speaker Mark Forbes**

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**WAIVER OF FISCAL NOTE**

In accordance with §9105 Title 2 GCA, I hereby certify that prompt committee action on Bill 147 is necessary to the proper conduct of legislative business. Therefore, I am waiving requirement of a fiscal note on Bill 147.

MARK FORBES

Speaker and Chairman,  
Committee on General and Omnibus Matters



*I Mina' Bente Ocho Na Liheslaturan Guahan*  
The 28<sup>th</sup> Guam Legislature

155 Hesler Place  
Hagatna, Guam 96910  
Office (671) 472-3409 • Fax (671) 472-3510

**Speaker Mark Forbes**

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**FACSIMILE**

**Date:** August 26, 2005 **Time:**  
**Fax No.:** 477-3079 **No. of Pages:**  
**To:** PDN Government Meetings  
**From:** The Office of Speaker Mark Forbes  
**Re:** Public Hearing Notice- Friday, September 02, 2005  
**Note:** We would like to reserve space in the government meeting notice section of the Pacific Daily News for Saturday, August 27, Monday, August 29, Tuesday, August 30, Wednesday, August 31, Thursday, September 01, and Friday, September 02, 2005 to read:

“Committee on General and Omnibus Matters & Executive Committee: Public Hearing, Friday, September 02, 2005, 9:00 A.M., Public Hearing Room, Temporary Legislative Building, Hagatña, Guam. The following Bills will be heard;

**Bill No. 85 (EC)** - by Mark Forbes

An Act To Appropriate Ten Thousand Dollars From The Carry-Over Funds Assigned To The Office Of Speaker Mark Forbes To The Department Of Public Works For The Purpose Of Repairing The Pothole On Marine Corps Drive Located In The Vicinity Of Blockbuster Video In Tamuning.

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*I Mina' Bente Ocho Na Liheslaturan Guahan*  
The 28<sup>th</sup> Guam Legislature

155 Hesler Place  
Hagatna, Guam 96910  
Office (671) 472-3409 • Fax (671) 472-3510

**Speaker Mark Forbes**

**FACSIMILE**

**Date:** August 29, 2005

**Time:**

**Fax No.:** 477-3079

**No. of Pages:**

**To:** PDN Government Meetings

**From:** The Office of Speaker Mark Forbes

**Re:** Public Hearing Notice- **Friday, September 02, 2005**

**Note:** We would like to reserve space in the government meeting notice section of the Pacific Daily News for Tuesday, August 30, Wednesday, August 31, Thursday, September 01, and Friday, September 02, 2005 to read:

“Committee on General and Omnibus Matters & Executive Committee: Public Hearing, Friday, September 02, 2005, 9:00 A.M., Public Hearing Room, Temporary Legislative Building, Hagatna, Guam. The following Bills will be heard;

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***I Mina' Bente Ocho Na Liheslaturan Guahan***  
**The 28<sup>th</sup> Guam Legislature**

155 Hesler Place  
Hagatna, Guam 96910  
Office (671) 472-3409 • Fax (671) 472-3510

**Speaker Mark Forbes**

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Facsimile

**Date:** August 26, 2005                      **Time:**

**To:** ALL MEDIA:

**Fax No.:**

Pacific Daily News;	477-3079	KUAM;	637-9870
Marianas Variety;	648-2007	K-57/Power 98;	477-3982
K-Stereo;	477-6411	Hit Radio 100;	472-7663
Glimpses;	649-8883	Adventist World Radio	565-2983
Harvest Family Radio	477-7136	KPRG	734-2958
KISH	477-6411	Rlene Live	477-7845

**From:** The Office of Speaker Mark Forbes

**Re:** Public Hearing Notice- Friday, September 02, 2005

**Note:** Attached is a public hearing notice for September 02, 2005 and for your perusal.

Should there be a problem with the transmittal of this fax please contact our office at 472-3409.

**Sender:**

**No. of Pages:**





***I Mina' Bente Ocho Na Liheslaturan Guahan***  
**The 28<sup>th</sup> Guam Legislature**

155 Hesler Place  
Hagatna, Guam 96910  
Office (671) 472-3409 • Fax (671) 472-3510

**Speaker Mark Forbes**

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Facsimile

**Date:** August 29, 2005

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**Sender:**

**No. of Pages:**

# Activity Report

Date/Time  
Local ID  
Local Name  
Company Logo

8-29-05; 1:42PM  
4723510  
Guam Legislature

Calling \*\*

lo.	Doc	Remote Station	Start Time	Duration	Pages	Mode	Comments	Results
1	21	sen frank aguon	8-26-05; 2:53PM	1'42"	4/ 4	EC	RE	CP 28.8
2	21	sen m cruz	2:55PM	0"	1/ 4		RE	056D
3	23	pdn	2:57PM	2'47"	4/ 4	EC	BC	CP 9600
4	23	marlanas variety	3:01PM	2'42"	4/ 4	EC	BC	CP 12.0
5	23	kuam	3:05PM	1'56"	4/ 4	EC	BC	CP 14.4
6	23	hit radio	3:08PM	1'40"	4/ 4	EC	BC	CP 28.8
7	21	klitzkie	3:10PM	0"	-/ 4		BC	056A
8	23	guam business	3:12PM	0"	-/ 4		BC	056D
9	23	power ninty eight	3:19PM	0"	-/ 4		BC	056D
10	23	k stereo/kish	3:29PM	0"	-/ 4		BC	056B
11	23	world radio	3:30PM	0"	-/ 4		BC	056A
12	23	family radio	3:30PM	0"	-/ 4		BC	056B
13	23	kprg	3:31PM	0"	-/ 4		BC	056B
14	23	rlene steffy	3:31PM	0"	-/ 4		BC	056B
15	24	pdn	3:32PM	1'52"	3/ 3	EC		CP 14.4
16	28	DPW	3:34PM	36"	1/ 1	EC		CP 26.4
17	29	96479224	3:35PM	1'08"	1/ 1	EC		CP 14.4
18	30	94727951	3:36PM	1'06"	1/ 1	EC		CP 24.0
19	31	94774826	3:38PM	45"	1/ 1	EC		CP 16.8
20	32	96462335	3:39PM	29"	1/ 1	EC		CP 28.8
21	33	94779402	3:40PM	30"	1/ 1	EC		CP 26.4
22	34	94770883	3:41PM	29"	1/ 1	EC		CP 28.8
23	35	94737024	3:41PM	1'08"	1/ 1	G3		CP 9600
24	36	94772689	3:43PM	60"	1/ 1	EC		CP 12.0
25	37	94725003	3:44PM	25"	1/ 1	EC		CP 28.8
26	41	97344130	3:46PM	1'17"	1/ 1	EC		CP 9600
27	39	GUAM ATTY GEN'L	3:48PM	59"	1/ 1	EC		CP 9600
28	38	94778777	3:49PM	0"	-/ 1			056D
29	42	96469403	3:50PM	44"	1/ 1	EC		CP 24.0
30	43	96440010	3:52PM	35"	1/ 1	EC		CP 24.0
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32	81	94778777	4:13PM	1'18"	1/ 1	G3		0223 9600
33	85	94778777	4:20PM	1'57"	1/ 1	G3		1 0223 4800
34	92	klitzkie	8-29-05; 9:15AM	0"	-/ 1			056B
35	97	sen m cruz	10:51AM	57"	2/ 2	EC		CP 19.2
36	99	clerks	10:53AM	44"	2/ 2	EC		CP 26.4
37	103	DPW	1:30PM	44"	1/ 1	EC		CP 28.8
38	105	GPD CHIEFS OFFICE	1:31PM	27"	1/ 1	EC		CP 28.8
39	106	BARRIGADA MAYORS.	1:31PM	49"	-/ 1	EC		0511
40	107	94778082	1:32PM	52"	1/ 1	EC		CP 12.0
41	106	BARRIGADA MAYORS.	1:34PM	43"	1/ 1	EC	RE	CP 14.4
42	110	94727565	1:35PM	1'01"	1/ 1	EC		CP 28.8
43	111	94774826	1:36PM	54"	-/ 1	EC		0513 19.2
44	115	94759165	1:37PM	50"	-/ 1	EC		0513 31.2
45	116	94770883	1:39PM	27"	1/ 1	EC		CP 28.8
46	115	94759165	1:40PM	36"	1/ 1	EC	RE	CP 24.0
47	111	94774826	1:40PM	1'02"	1/ 1	EC	RE	CP 28.8

Total 52

\*\* Called \*\*

No.	Doc	Remote Station	Start Time	Duration	Pages	Mode	Comments	Results
1	77	671 4778082	8-26-05; 3:55PM	4'11"	2	EC		CP 12.0
2	88	6714775637	8-28-05; 3:00PM	2'23"	1	G3		CP 4800
3	90	6716478860	11:23PM	3'20"	1	EC		CP 21.6

Total 4

Notes :

EC: Error Correct  
BC: Broadcast Send  
CP: Completed  
HS: Host Scan  
HF: Host Fax

RE: Resend  
MP: Multi-Poll  
RM: Receive to Memory  
HP: Host Print  
HR: Host Receive

PD: Polled by Remote  
PG: Polling a Remote  
DR: Document Removed  
FO: Forced Output  
FM: Forward Mailbox Doc.

MB: Receive to Mailbox  
PI: Power Interruption  
TM: Terminated by user  
WT: Waiting Transfer  
WS: Waiting Send

# Forbes: GWA, DPW need to team up to fix potholes

By Katie Worth

Pacific Daily News  
kworth@guampdn.com

Guam has a pothole problem — not because there's a lack of funding to fix the problem, but because government agencies don't communicate with each other.

This became clear at a public hearing yesterday, in which lawmakers grilled Public Works officials about potholes.

Public Works Chief Engineer Mark Gagarin said the primary barrier to fixing the roads has been coordinating with Guam Waterworks Authority — the primary cause of the potholes.

"So much of this could be solved by the simple act of working in concert," said legislative Speaker Mark Forbes. "Just getting these two agencies to coordinate is half the battle."

Potholes have plagued island drivers for years, but the issue has been in the spotlight lately because the attorney general launched an investigation into whether anyone can be held accountable for the pothole problem.

Yesterday's hearing was on a bill that would require mayors' certification that roads have been fixed before money is released to government agencies and contractors who break into the roads.

The public hearing came just days after it was discovered that the Federal Highway Administration wrote a letter to Public Works early last month threatening to withhold future funding if the government of Guam doesn't fix the pothole problems.

The letter was made public through the attorney general's office, not the Public Works department.

Forbes said he was upset that the letter wasn't made public earlier. "If they received this letter three or four weeks ago, I never heard about it, and I talk to these guys all the time," he said. "They have an absolute obligation to tell the public about it."

Yesterday, Attorney General Douglas Moylan wrote the Federal Highway Administration's territorial representative, letting her know of his office's investigation into the matter and asking for the agency's recommendations on the proper repair to road surfaces in climates such as Guam's.

The Legislature plans to appropriate some funds for road maintenance this year, Forbes said.

But he said it became clear from the testimony of Gagarin and utilities czar John Benavente that the primary problem has been a lack of coordination between Waterworks and Public Works.

Pacific Daily News, Friday, September 5, 2005 guampdn.com

## BILLS

These are some of the bills considered in a public hearing of the Legislative Committee on General and Omnibus Matters yesterday:

▲ **Bill 75:** Would end the two-term limit for the elected public auditor.

▲ **Bill 96:** Would require all elected officials and any appointed official to attend an ethics in government program at the University of Guam.

▲ **Bill 104:** Establishes a performance bond requirement for whoever runs the new landfill. The system would provide money to the community if the landfill harms public health or contaminates the environment.

▲ **Bill 132:** The "Independent Counsel

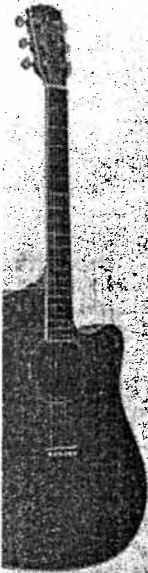
Act of 2005," establishing procedures to choose a special prosecutor in the case of prosecution against the attorney general. In the case of an acquittal, the prosecution would pay for the defense's (attorney general's) legal costs.

▲ **Bill 152:** Creates the position of vice mayor for the villages of Yigo and Mangilao.

## WHAT'S NEXT

The committee will hold another public hearing on Bills 85, 124, 127, 143, 147, 149, 150, 159, 172, 175, 178, 182 and 184 beginning at 9 a.m. today in the legislative public hearing room. To view these bills in their entirety, visit the Guam Legislature Web site at [www.guamlegislature.com](http://www.guamlegislature.com).

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**RATE**

Guitar Tour Packs  
black, blue & sunburst

sale  
**259**



**JSS'**



el Mixer

/digital effects



**LAST CHANCE**



# GHURA

Guam Housing and Urban Renewal Authority  
Aturidat Ginima' Yan Rinueban Suidat Guahan  
117 Bien Venida Avenue, Sinajana, Guam 96910  
Phones: (671) 477-9851 to 4 · Fax: (671) 472-7565 · TTY: (671) 472-3701



September 1, 2005

**FELIX P. CAMACHO**  
Governor of Guam

**KALEO S. MOYLAN**  
Lt. Governor of Guam

**RONALD S. De GUZMAN**  
Executive Director

**BENNY A. PINAULA**  
Deputy Director

**BOARD OF COMMISSIONERS**

**RUFO C. TAITANO**  
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**EDUARDO S. BERNAL**  
Member

**LOLITA C. MENO**  
Resident Member

I Mina'Bente Ocho Na Liheslaturan Guahan  
155 Hesler Place  
Hagatna, Guam 96910  
Honorable Speaker Mark Forbes

Ref: Bill No. 147 Act to restricting any sale of the Government of Guam  
Real Property Identified as Lot No. 5140-1-1 & Lot No. 5140-1-R1,  
Dededo, Guam

Dear Mr. Speaker and Members of the 28<sup>th</sup> Guam Legislature,

I appear before you today in opposition of Bill No. 147 restricting the alleged sale of Lot No. 5140-1-1 & Lot No. 5140-1-R1, Dededo, Guam.

Let me begin by stating for the record that Guma Trankilidat is not for sale nor is there any pending transaction contemplating its sale. Any assertion otherwise is merely speculation. GHURA's Management and Board of Commissioners are very cognizant of the value our precious limited resources and quite sensitive to the needs of our manamko. In the past several years GHURA has invested millions of dollars in facilities serving our Manamko, from senior centers, dementia care facilities to emergency elderly care housing.

Please take the following facts into consideration:

- The aged condition (almost 30 years) of the 49 units at Guma Trankilidat will require a major cash infusion of close to \$2Million to keep the 49 units structurally and mechanically viable.
- The units lack modern amenities and conveniences.
- We have a growing Baby-Boomer population, one of the largest post WWII generations are rapidly entering their senior years.
- The inventory of housing for the elderly has been limited over the past several years.
- Independent and Assisted Living Communities are needed on Guam.



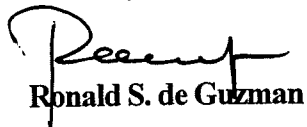
GHURA is in the process of conducting a thorough and extensive survey of residents of Guma Trankilidat and other manamko on Guam to determine the current and forecasted need for Independent and Assisted Living units on Guam. We will be working closely with our counterparts at Department of Public Health, Senior Citizens Division in conducting this survey along with other community partners and organizations. In addition, we have been examining project models in Hawaii to develop a comprehensive understanding of what these new facilities should entail and what growth factor we need to consider in future planning. We also plan to take a close look at stateside project models for further reference in our planning process.

Once the current and future capacity is estimated, we need to take very close look at the best way to achieve the expansion of elderly housing on Guam. The basis of our planning should be heavily based on the input of our manamko and not on mere speculation of what we think is best for them.

It is imperative that based on factual and documented data, GHURA be enabled to pursue the best and most responsible options in achieving the goal of increasing inventory for our elderly housing and providing them with the very best and most modern conveniences available. All viable options will be carefully considered to maximize our limited resources. The loan agreement between GHURA and USDA requires that the property be free and clear of any restriction until the loan is paid in full. Imposing the restriction under Bill No.147 may jeopardize the loan agreements with USDA and may result in USDA accelerating the note prior to the scheduled maturity of the loan.

I humbly implore you not to take action on this bill until we have completed our comprehensive assessment of our elderly housing situation on Guam and determined the best course of action. We are committed to enhancing the living conditions of our beloved manamko and look forward to your continued support of our endeavors.

Sincerely,

  
Ronald S. de Guzman

Executive Director - GHURA

MINA BENTE OCHO NA LIHESLATURAN GUÅHAN  
2005 (FIRST) REGULAR SESSION

BILL NO. 147 (LS).  
INTRODUCED BY:

F. B. AGUON, JR.   
A. B. PALACIOS 

AN ACT RELATIVE TO RESTRICTING ANY SALE OF THE GOVERNMENT OF GUAM REAL PROPERTY IDENTIFIED AS LOT NO. 5140-1-1 AND LOT NO. 5140-1-R1, BOTH LOCATED IN THE MUNICIPALITY OF DEDEDO, GUAM (aka TUMON, GUAM) UPON WHICH GUMA TRANKILIDAT IS LOCATED; FURTHER INSURING THAT THE PROPERTY REMAIN WITH THE PEOPLE OF GUAM FOR THE BENEFIT OF OUR ISLAND'S MANAMKOS, SENIOR CITIZENS; AND DESIGNATING SAID PROPERTY AS "I TANO PARA I MANAMKO GUAHAN".

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. Legislative Intent and Findings.

3 The Liheslaturan Guahan finds that certain public officials of the  
4 government of Guam have commented that considerations are being made  
5 for the possible sell of a parcel of government real estate property,  
6 specifically the land area in which the Guma Trankilidat is located, along  
7 Tumon Bay. Over the past many years, this particular parcel of property  
8 has benefited many of Guam's manamkos, senior citizens, through the  
9 Guma Trankilidat housing program. This particular property continues to  
10 provide many of Guam's manamkos the opportunity to enjoy the scenery

1 and pristine sites along the beach of Tumon Bay, and it should continue to  
2 be utilized to benefit our senior citizens. Although alternative facilities and  
3 locations may allow for expanded services and accommodations for those  
4 being served through this program, it is just as important that our  
5 manamkos be treated with respect and dignity, and that they be provided  
6 appropriate accommodations that would allow them to enjoy Guam's  
7 beautiful beaches along the island's visitor district in addition to  
8 appreciating the facilities and amenities within the area. The present  
9 property thus is an ideal site for our senior citizens to treasure and should  
10 be retained for the direct benefit of our manamkos who have contributed  
11 tremendously to Guam.

12 Therefore, it is the intent of I Liheslaturan Guahan that the  
13 government of Guam be restricted from the sale of any of its real estate  
14 assets, in particular the aforementioned prime property located in Tumon,  
15 Guam, wherein Guma Trankilidat is presently located; such property  
16 should continue to remain in the ownership hands of the people of Guam.  
17 It is further the intent of I Liheslaturan Guahan that the property  
18 whereupon Guma Trankilidat sits be officially designated for the indefinite  
19 benefit and use of the manamkos, senior citizens, of Guam; and that the  
20 property henceforth shall be identified as "Tano Para I Manamko Guahan."

21 **Section 2. Restriction on any Sale of Government of Guam Real**  
22 **Property identified as Lot No. 5140-1-R1 and 5140-1-1, Located in the**  
23 **Municipality of Dededo.**

1           The government of Guam real estate property, registered in the name  
2 of the Guam Housing and Urban Renewal Authority, identified as Lot No.  
3 5140-1-1 (with an area approximately 25,076+- square meters) and Lot No.  
4 5140-1-R1 (with an area approximately 14,227+- square meters), both  
5 located in the municipality of Dededo as highlighted in official Department  
6 of Land Management map documents, shall be restricted from any sale or  
7 exchange in title ownership of said property to any person or entity other  
8 than the government of Guam. The Guma Trankilidat housing facility is  
9 presently located in said property, which has benefited Guam's manamkos  
10 for many years, and is also recognized to be in the Tumon Bay, Guam area.

11           The aforementioned properties shall henceforth be specifically  
12 designated "I Tano Para I Manamko Guahan", and as such shall be used  
13 exclusively for the benefit of Guam's manamkos, senior citizen.

14           The provisions contained herein shall not restrict the lease or  
15 sublease of the identified real property for the direct benefit of Guam's  
16 manamkos.

17           **Section 3. Severability Clause.**

18           If any provision of this Act or its application to any person or  
19 circumstances is held invalid, the invalidity shall not affect other  
20 provisions or applications of this Act which can be given effect without the  
21 invalid provision or application, and to this end the provisions of this Act  
22 are severable.