



Office of the Governor of Guam

P.O. Box 2950 Hagåtña, Guam 96932
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Felix Perez Camacho
Governor

Kaleo Scott Moylan
Lieutenant Governor

12 DEC 2005

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. 123 (EC), "AN ACT TO TRANSFER THE ADMINISTRATION OF SOIL AND WATER CONSERVATION PROGRAMS CONTAINED IN ARTICLE 5 OF CHAPTER 63 OF TITLE 5 GUAM CODE ANNOTATED FROM THE DEPARTMENT OF AGRICULTURE TO THE UNIVERSITY OF GUAM" which I signed into law on December 9, 2005, as Public Law 28-82.

Sins eru 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 Eddie Baza Calvo
Senator and Legislative Secretary

Office of the Speaker

MARK FORBES

Date: 12/13/05
Time: 2:14 PM
Rec'd by: [Signature]
Print Name: [Signature]

28-05-0478

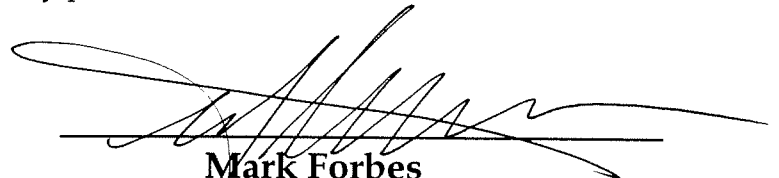
Senator Edward J.B. Calvo
SECRETARY OF THE LEGISLATURE
ACKNOWLEDGEMENT RECEIPT
Rcv'd by: [Signature]
Print Name & Initial
Date: 12-15-05

480


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

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

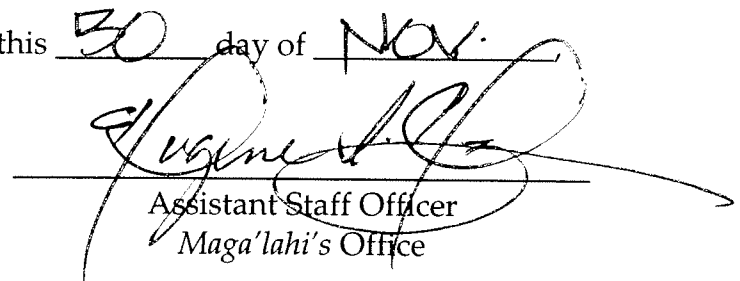
This is to certify that Bill No. 123 (EC), "AN ACT TO TRANSFER THE ADMINISTRATION OF SOIL AND WATER CONSERVATION PROGRAMS CONTAINED IN ARTICLE 5 OF CHAPTER 63 OF TITLE 5 GUAM CODE ANNOTATED FROM THE DEPARTMENT OF AGRICULTURE TO THE UNIVERSITY OF GUAM" was on the 30th day of November, 2005, duly and regularly 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 30 day of NOV.
2005, at 5 o'clock P.M.


Assistant Staff Officer
Maga'lahaen's Office

APPROVED:


FELIX P. CAMACHO
I Maga'lahaen Guåhan

Date: 9 DEC 2005

Public Law No. 28-82

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

Bill No. 123 (EC)

As amended on the Floor.

Introduced by:

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

**AN ACT TO TRANSFER THE ADMINISTRATION OF SOIL
AND WATER CONSERVATION PROGRAMS CONTAINED
IN ARTICLE 5 OF CHAPTER 63 OF TITLE 5 GUAM CODE
ANNOTATED FROM THE DEPARTMENT OF
AGRICULTURE TO THE UNIVERSITY OF GUAM.**

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

2 **Section 1. Transfer of the Administration Of Soil And Water**
3 **Conservation Programs to the University of Guam.** The administration of the
4 *Soil and Water Conservation Programs* contained in Article 5 of Chapter 63 of
5 Title 5 Guam Code Annotated is hereby transferred from the Department of
6 Agriculture to the University of Guam. All references in said Article, *supra*, to the
7 Department of Agriculture shall be changed to the University of Guam. All
8 references in said Article, *supra*, to the Director of the Department of Agriculture

1 shall be changed to the President of the University of Guam. The Compiler of
2 Laws shall re-codify said Article, *supra*, from 5 GCA to 17 GCA.

I MINA' BENTE OCHO NA LIHESLATURAN GUAHAN

2005 (FIRST) Regular Session

Date: 11/30/05
12:26⁰

VOTING SHEET

Bill No. 123 (EC)

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 0 0 0 1

CERTIFIED TRUE AND CORRECT:

Clerk of the Legislature

* 3 Passes = No vote
EA = Excused Absence

P.R. 28-82



Bob's Office

The Office of Senator Robert Klitzkie

197 Hernan Cortes Ave., Suite A-1
Hagatna, Guam 96910

(671) 472-9355 • bob@bobsoffice.org • www.bobsoffice.org

August 29, 2005

The Honorable Speaker Mark Forbes
155 Hesler Place
Hagatna, Guam 96910

RE: Bill 123 (EC) - Committee Report

Mr. Speaker:

The Committee on Judiciary, Governmental Operations, and Reorganization, to which was referred **BILL 123 (EC), AN ACT TO TRANSFER THE ADMINISTRATION OF SOIL AND WATER CONSERVATION PROGRAMS CONTAINED IN ARTICLE 5 OF CHAPTER 63 OF TITLE 5, GUAM CODE ANNOTATED FROM THE DEPARTMENT OF AGRICULTURE TO THE UNIVERSITY OF GUAM,** has had the same under consideration, and now wishes to report back the same with the recommendation to **pass**.

Transmitted herewith for your consideration and action is our committee report on the above subject matter. The Committee votes are as follows:

7 TO PASS
0 NOT TO PASS
0 TO REPORT OUT ONLY
0 ABSTAIN
0 INACTIVE FILE

A copy of the committee report and other pertinent documents are attached for your immediate reference.

Any questions on the report and the accompanying documents should be directed to my office via email at bob@bobsoffice.org or by phone at 472-9355.

Sincerely,

Bob

Senator Robert Klitzkie, Chairman

Committee on Judiciary, Governmental Operations & Reorganization



Bob's Office

The Office of Senator Robert Klitzkie

197 Hernan Cortes Ave., Suite A-1
Hagatna, Guam 96910

(671) 472-9355 • bob@bobsoffice.org • www.bobsoffice.org

August 24, 2005

Committee on Judiciary, Governmental Operations,
& Reorganization
155 Hesler Place
Hagatna, Guam 96910

RE: Voting Sheet for Bill 123 (EC)

Dear Members:

Transmitted herewith is the voting sheet and committee report on **BILL 123 (EC), AN ACT TO TRANSFER THE ADMINISTRATION OF SOIL AND WATER CONSERVATION PROGRAMS CONTAINED IN ARTICLE 5 OF CHAPTER 63 OF TITLE 5, GUAM CODE ANNOTATED FROM THE DEPARTMENT OF AGRICULTURE TO THE UNIVERSITY OF GUAM**, for your review and signature.

Your attention to this matter is greatly appreciated.

Sincerely,

Bob
Senator Robert Klitzkie, Chairman
Committee on Judiciary, Governmental Operations,
& Reorganization

OFFICE OF
SENATOR BENJAMIN J.F. CRUZ
DATE: 8-26-05
TIME: 2:00 PM
RECD BY: UJ



Committee on Judiciary, Governmental Operations, and Reorganization

I Mina' Bente Ocho Na Liheslaturan Guahan

Bill 123 (EC)

AN ACT TO TRANSFER THE ADMINISTRATION OF SOIL AND WATER CONSERVATION PROGRAMS CONTAINED IN ARTICLE 5 OF CHAPTER 63 OF TITLE 5, GUAM CODE ANNOTATED FROM THE DEPARTMENT OF AGRICULTURE TO THE UNIVERSITY OF GUAM.

	Signature	To Pass	Not To Pass	Report Out of Committee	Abstain	Inactive File
Senator Robert Klitzkie, Chairman		✓				
Speaker Mark Forbes, Member		✓				
Senator Jesse Lujan, Member		✓ 9/29/05				
Senator Adolpho Palacios, Member		✓				
Senator Larry Kasperbauer, Ph. D., Member		X				
Senator Ray Tenorio, Member		✓				
Senator B.J. Cruz, Member		✓				

Znd
11/22/05

3rd
11/23/05

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

Bill No. 123 (EC)

Introduced by:

MR. FAI

L.F. Kasperbauer

*rayt
aru*

AN ACT TO TRANSFER THE ADMINISTRATION OF SOIL AND WATER CONSERVATION PROGRAMS CONTAINED IN ARTICLE 5 OF CHAPTER 63 OF TITLE 5, GUAM CODE ANNOTATED FROM THE DEPARTMENT OF AGRICULTURE TO THE UNIVERSITY OF GUAM.

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

2 **Section 1. Transfer of The Administration Of Soil And Water**
3 **Conservation Programs to the University of Guam.** The administration of the
4 *Soil and Water Conservation Programs* contained in Article 5 of Chapter 63 Of
5 Title 5, Guam Code Annotated from the Department of Agriculture to the
6 University of Guam. All reference in said Article *supra*, to the Department of
7 Agriculture shall be changed to the University of Guam. All reference in said
8 Article *supra*, to the Director of the Department of Agriculture shall be changed to
9 the President of the University of Guam. The Compiler of Laws shall re-codify
10 said Article *supra*, from 5 G.C.A. to 17 G.C.A.

II. Summary of Testimonies

Bill No. 123 (EC)

Mr. Paul Bassler, Director of the Department of Agriculture (DOA), testified in support of the Bill. He noted that since the 27th Guam Legislature saw fit to appropriate the funding for the Soil and Water Conservation programs to the University of Guam (UOG), the administrative responsibilities of the Program should also be transferred to UOG. He also stated that if the Legislature saw fit to revert the funding for the program to DOA, he would have no problem keeping the administrative functions with DOA.

Mr. Benny San Nicolas, Farmer of the Southern District of Inarajan & Chairman of the Southern Salt & Water Conservation District Board, testified in support of the Bill. He noted that since the program is working well under the guidance of UOG.

Dr. Lee Yu̇din, Dean of the College of Natural Applied Sciences (former College of Agriculture and Life Sciences) at the University of Guam, testified in support of the Bill. He echoed the sentiments of the DOA Director in that the responsibility should follow the money. He noted that it would have made better sense if the legislature had transferred the administrative functions prior to making appropriations to UOG. He also noted the UOG has advanced its own money towards the program since UOG had received only \$10,000 of the \$100,000 appropriation at the time of the hearing.

Mr. Ernie Wusstig, Chairman of the Northern Salt and Water Conservation District Board & the Vice President of the Pacific Basin of Conservation Districts, testified in support of the Bill. He believed the program was largely an educational program for farmers and that UOG's College of Agriculture would be best suited to administer it.

Remarks By Senators

Senator Larry Kasperbauer. Senator Kasperbauer asked general questions of the witnesses regarding the history of the program and its future plans if the bill should pass. He also inquired about the staffing for the program.

Senator Adolpho Palacios. Senator Palacios expressed concern regarding the level of funding that was released to UOG at the time of the hearing. Dr. Yudin replied that UOG had advanced \$50,000 of its own money

Senator Ray Tenorio. Senator Tenorio expressed his support for Agriculture and commended all the witnesses for their work and dedication.

III Findings and Recommendations

The Committee on Judiciary, Governmental Operations, & Reorganization finds that since the funding for the Soil and Conservation programs of the Department of Agriculture (DOA) is appropriated to the University of Guam (UOG), that the administrative responsibilities should also be vested with UOG. The committee further finds that the Soil and Conservation program is largely an educational function and that UOG would be better suited to administer the program than DOA.

It is the recommendation of the Committee on Judiciary, Governmental Operations, & Reorganization that Bill No. 123 (EC) be reported out with the recommendation to DO PASS.



I Mina' Bente Ocho Na Liheslaturan Guahan
Committee on Judiciary, Governmental Operations, & Reorganization

MINUTES

[Prepared by: Audreya Punzalan *6/22/2005 @ 1:51pm]

Date: June 21, 2005

Location: Guam Legislature – Public Hearing Room
155 Hesler Street Hagatna, Guam

***1:00pm Hearing**

]

Called to order by Senator Robert Klitzkie, Chairman, at 1:00pm

Senators present:

Senator Robert Klitzkie, Chairman
Senator Adolpho Palacios, Member
Senator B.J. Cruz, Member
Senator Larry Kasperbauer, Member
Senator Ray Tenorio, Member

Bills on agenda: Bill 123 (EC); Bill 141 (EC); Bill 138 (EC) – continued from 5/23/2005

Bill 123 (EC) heard at 1:07pm

Testimony:

- **Paul Bassler**, Director of the Department of Agriculture, testified in support of Bill 123 (EC) at 1:07pm.
- **Benny San Nicolas**, Farmer of the Southern District of Inarajan & Chairman of the Southern Salt & Water Conservation District Board, testified in support of Bill 123 (EC) at 1:09pm.
- **Lee Yu din**, Dean of the College of Natural Applied Sciences (former College of Agriculture and Life Sciences) at the University of Guam, testified in support of Bill 123 (EC) at 1:10pm.
- **Ernie Wusstig**, Chairman of the Northern Salt and Water Conservation District Board & the Vice President of the Pacific Basin of Conservation Districts, testified in support of Bill 123 (EC) at 1:13pm.

*Questions and comments were presented to the panel by Senator Larry Kasperbauer, Senator Adolpho Palacios, and Senator Ray Tenorio.

Bill 141 (EC) was heard at 1:27pm

Testimony:

- Larry Perez, Acting Director of the Department of Public Works, testified in support of Bill 141 (EC) at 1:27pm. *Joining Perez was Frank Taitano, Superintendent of Bus Operations, to assist in providing information to the Committee.

- Robert Koss, Director of Field Services for the Guam Federation of Teachers, testified in opposition of Bill 141 (EC) at 1:30pm.

*Questions and comments were presented to the panel by Senator Robert Klitzkie, Senator Adolpho Palacios, and Senator Larry Kasperbauer.

Bill 138 (EC) was heard at 1:46pm

Testimony:

- Carol Buttler, Practitioner at Butler & Telford Butler, testified in opposition of Bill 138 (EC) at 1:46pm.
- Ron Moroni, Attorney of Tarpley & Moroni, testified in opposition of Bill 138 (EC) at 2:04pm.
- Mitch Thompson of Maher & Thompson, testified in support of Bill 138 (EC) at 2:18pm.
- Ted Christopher, Attorney with Cabot Law Office, testified on Bill 138 (EC) at 2:22pm and did not say whether his was in support or opposition of the bill.
- Stacy Cuasito, Secretary for the Law Office of Tarpley & Moroni, testified in opposition of Bill 138 (EC) at 2:25pm.

*Questions and comments were presented to the panel by Senator Robert Klitzkie, Senator B.J. Cruz, Senator Ray Tenorio, and Senator Adolpho Palacios.

***4:00pm Hearing**

Called to order by Senator Robert Klitzkie, Chairman, at 4:00pm

Senators present:

Senator Robert Klitzkie, Chairman
Senator Judith Won Pat
Senator Adolpho Palacios

Bills on agenda: Bill 92 (EC); Bill 102 (LS)

Bill 92 (EC) was heard at 4:00pm

Testimony: No people were present to testify on the bill.

Bill 102 (LS) was heard at 4:00pm

Testimony: No people were present to testify on the bill.



Committee on Judiciary, Governmental Operations, and Reorganization

I Mina' Bente Ocho Na Liheslaturan Guahan

155 Hesler Place Hagatna, Guam 96910

Bill No. 123 (EC)

AN ACT TO TRANSFER THE ADMINISTRATION OF SOIL AND WATER CONSERVATION PROGRAMS CONTAINED IN ARTICLE 5 OF CHAPTER 63 OF TITLE 5, GUAM CODE ANNOTATED FROM THE DEPARTMENT OF AGRICULTURE TO THE UNIVERSITY OF GUAM.

	Name	Agency or Organization	Address	E-mail Address	Phone No.	Testimony		In Favor	Not In Favor
						Oral	Written		
1	PAUL BASSIER	DEPT of AGRIC	103 Dairy Rd MANGILAO, GU	guamagriculture@ yaho.com	734-3942	✓		✓	
2	BENNY SANDICOLA	S.S.W.C.D.	170115, TINIAN	benny.sandicola	828-2668	✓		✓	
3	Lee Yudin	UOG	CNAS/ UOG	lyudin@ uog.edu	735-2002	✓		✓	
4	Ernie WUSTIG	NORTHERN GUAM SWAD	PO BOX 20876 GMF, GU. 96921	wustigfarm@ guam.net	Bill 123			✓	
5					Ernie Wustig				
6					Northern Guam				
7					SWAD				
8					Box 20876 GMF				
9					wustigfarm@guam.net				
10					827-0593				
					oral - In Favor				

Bureau of Budget & Management Research
Fiscal Note of Bill No. 123(EC)

Bill Title (Preamble): AN ACT TO TRANSFER THE ADMINISTRATION OF SOIL AND WATER CONSERVATION PROGRAMS CONTAINED IN ARTICLE 5 OF CHAPTER 63 OF TITLE 5, GUAM CODE ANNOTATED FROM THE DEPARTMENT OF AGRICULTURE TO THE UNIVERSITY OF GUAM.

Department/Agency Appropriation Information

Dept./Agency Affected: Department of Agriculture & University of Guam	Dept./Agency Head:	Paul Bassler	Harold Allen
Department's General Fund (GF) appropriation(s) to date:		2,112,185	\$30,694,298
Dept's Other Fund: Plant Inspection & Permit Fund/UOG Capital Improvement Proj Appro to date:		40,000	\$500,000
Total Department/Agency Appropriation(s) to date:		\$ 2,152,185	\$ 31,194,298

Fund Source Information of Proposed Appropriation

	General Fund:	Other (specify):	Total:
FY 2005 Adopted Revenues	\$447,441,000	\$0	\$447,441,000
FY Appro. to P.L. 28-37	(\$447,957,067)	\$0	(\$447,957,067)
Sub-total:	(\$516,067)	\$0	(\$516,067)
Less appropriation in Bill	\$0	\$0	\$0
Total:	(\$516,067)	\$0	(\$516,067)

Estimated Fiscal Impact of Bill

	One Full Fiscal Year	For Remainder of Current FY (if applicable)	Second Year	Third Year	Fourth Year	Fifth Year
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
Other Fund:	\$0	\$0	\$0	\$0	\$0	\$0
Total	\$0	1/	1/	1/	1/	1/

1. Does the bill contain "revenue generating" provisions? / / Yes /X/ No
 If Yes, see attachment
2. Is amount appropriated adequate to fund the intent of the appropriation? /X/ N/A / / Yes / / No
 If no, what is the additional amount required? \$ _____
3. Does the Bill establish a new program/agency? / / Yes /X/ No
 If yes, will the program duplicate existing programs/agencies? /X/ N/A / / Yes / / No
 Is there a federal mandate to establish the program/agency? / / Yes /X/ No
4. Will the enactment of this Bill require new physical facilities? See Note / / Yes / / No
5. Was Fiscal Note coordinated with the affected dept/agency? If no, indicate reason: /X/ Yes / / No
 / / Requested agency comments not received by due date / / Other: _____

Analyst: _____ **Date:** _____ **Director:** _____ **Date:** _____
 Angela S. Flores Carlos P. Bordallo, Director

Footnotes: The intent of the proposed legislation is to place the administration of the Soil and Water Conservation District Program currently under the Department of Agriculture, to the University of Guam (UOG). The UOG College of Agriculture and Liberal Sciences was appropriated \$100,000 from the General Fund per Section 3(d) of P.L. 27-107 for FY 2005 to be divided equally between the Northern and Southern Soil and Water Conservation Districts Program. Funds have not been appropriated to the Department of Agriculture for such purpose, which in the past included allocations for stipend, travel and supplies.



I Mina' Bente Ocho Na Liheslaturan Guahan
Committee on Judiciary, Governmental Operations, & Reorganization

AGENDA

Tuesday, June 21, 2005
Guam Legislature: Public Hearing Room

1:00pm

Bill 123 (EC) AN ACT TO TRANSFER THE ADMINISTRATION OF SOIL AND WATER CONSERVATION PROGRAMS CONTAINED IN ARTICLE 5 OF CHAPTER 63 OF TITLE 5, GUAM CODE ANNOTATED FROM THE DEPARTMENT OF AGRICULTURE TO THE UNIVERSITY OF GUAM.

Bill 141 (EC) AN ACT TO AMEND SECTION 10 OF CHAPTER V OF PUBLIC LAW 27-29 AND §8121 OF CHAPTER 8 OF TITLE 4, GUAM CODE ANNOTATED RELATIVE TO ALLOWING FOR THE EMPLOYMENT OF SUBSTITUTE, PART-TIME AND LIMITED-TERM SCHOOL BUS DRIVERS.

Bill 138 (EC) AN ACT TO AMEND SECTION 8319 OF CHAPTER 8, ARTICLE 3 OF TITLE 19 OF THE GUAM CODE ANNOTATED TO COURT FINDINGS AS TO THE RESIDENCY OF ANY PARTY TO A DIVORCE OR DISSOLUTION OF MARRIAGE.

4:00pm

Bill 92 (EC) AN ACT TO RECRUIT AND RETAIN DEPARTMENT OF EDUCATION TEACHERS, BY ADDING A NEW CHAPTER 5C TO DIVISION 1 OF TITLE 17, GUAM CODE ANNOTATED.

BILL 102 (LS) AN ACT TO ADD NEW ARTICLE 3, CHAPTER 3, DIVISION 4, TITLE 17 OF THE GUAM CODE ANNOTATED, RELATIVE TO THE ESTABLISHMENT OF SCHOOL COMMUNITY BASED MANAGEMENT.

www.bobsoffice.org/judiciary

*Written testimony can be submitted via e-mail to judiciary@bobsoffice.org

Declaration Under Penalty of Perjury of Audreya Punzalan

- 1.) I am employed as a Legislative Aide at the Office of Senator Robert Klitzkie.
- 2.) I was assigned the duty of disseminating a "Notice of Public Hearing" (Appendix A) to each newspaper of general circulation and all broadcasting stations which air a regular local news program within Guam.
- 3.) In such notice I included all information (Appendix A) required by the Open Government Law, Title 5 GCA Sections 8108 thru 8106.
- 4.) I e-mailed notice to all local media (Appendix B: Media E-mail Listing) on June 14, 2005 (*5 working days prior to hearing*) in accordance with 5 GCA §8108.
- 5.) I e-mailed a "Notice of Public Hearing" to all local media (Appendix B: Media E-mail Listing) on June 16, 2005 & June 20, 2005 (*48 hours prior to hearing*) in accordance with 5 GCA §8108.
- 6.) I e-mailed notice to members of the Committee on Judiciary, Governmental Operations, and Reorganization on June 6, 2005, June 14, 2005 & June 20, 2005
- 7.) I e-mailed notice to Speaker Forbes on June 6, 2005, June 14, 2005 & June 20, 2005 for posting on the Legislature's calendar, which can be accessed at the official website of the Guam Legislature (www.guamlegislature.com), in accordance with 5 GCA § 10306.
- 8.) I e-mailed a "Notice of Public Hearing" to all senators on June 14, 2005 and June 20, 2005 (cc: Clerk of the Legislature, Legislative Counsel, and Sgt-at-Arms).
- 9.) I caused notice on www.bobsoffice.org, website for the Committee on Judiciary, Governmental Operations, and Reorganization, on May 31, 2005 in accordance with 5 GCA § 10306.
- 10.) Copies of all e-mail notices are on file at the Office of Senator Robert Klitzkie.

Declaration Under Penalty of Perjury

6 GCA Section 306

I declare, under penalty of perjury, that the foregoing is true and correct.

Executed on June 24, 2005 on Guam by



Audreya "Audi" Punzalan



I Mina' Bente Ocho Na Liheslaturan Guahan
Committee on Judiciary, Governmental Operations, & Reorganization

NOTICE OF PUBLIC HEARING

A public hearing will be held on Tuesday, June 21, 2005 in the Guam Legislature's public hearing room located at 155 Hesler Place in Hagatna. The public is invited to present oral and/or written testimony. The following bills will be heard:

1:00pm

Bill 123 (EC) AN ACT TO TRANSFER THE ADMINISTRATION OF SOIL AND WATER CONSERVATION PROGRAMS CONTAINED IN ARTICLE 5 OF CHAPTER 63 OF TITLE 5, GUAM CODE ANNOTATED FROM THE DEPARTMENT OF AGRICULTURE TO THE UNIVERSITY OF GUAM.

Bill 141 (EC) AN ACT TO AMEND SECTION 10 OF CHAPTER V OF PUBLIC LAW 27-29 AND §8121 OF CHAPTER 8 OF TITLE 4, GUAM CODE ANNOTATED RELATIVE TO ALLOWING FOR THE EMPLOYMENT OF SUBSTITUTE, PART-TIME AND LIMITED-TERM SCHOOL BUS DRIVERS.

Bill 138 (EC) AN ACT TO AMEND SECTION 8319 OF CHAPTER 8, ARTICLE 3 OF TITLE 19 OF THE GUAM CODE ANNOTATED TO COURT FINDINGS AS TO THE RESIDENCY OF ANY PARTY TO A DIVORCE OR DISSOLUTION OF MARRIAGE.

4:00pm

Bill 92 (EC) AN ACT TO RECRUIT AND RETAIN DEPARTMENT OF EDUCATION TEACHERS, BY ADDING A NEW CHAPTER 5C TO DIVISION 1 OF TITLE 17, GUAM CODE ANNOTATED.

BILL 102 (LS) AN ACT TO ADD NEW ARTICLE 3, CHAPTER 3, DIVISION 4, TITLE 17 OF THE GUAM CODE ANNOTATED, RELATIVE TO THE ESTABLISHMENT OF SCHOOL COMMUNITY BASED MANAGEMENT.

For more information, please visit www.bobsoffice.org/judiciary.

*Written testimony can be submitted via e-mail to judiciary@bobsoffice.org.

For ADA assistance, please contact the Office of Senator Robert Klitzkie at (671) 472-9355 ext. 3, or send request via email to judiciary@bobsoffice.org.

APPENDIX B: MEDIA E-MAIL LISTING

<p style="text-align: center;">Notice to all media : Outlet Managers, Publishers, Producers</p>	<p style="text-align: center;">Notice to all media : News Directors, Editors, Reporters</p>
<p><u>PRINT</u> Marianas Variety – Amier Younis, Ops Mgr, amier@mvguam.com Directions – Jerry Roberts, Publisher, jroberts@directionsguam.com Guam Business – Steve Nygard, Publisher, snygard@glimpses.guam.net Pacific Daily News – Government Meetings Section life@guampdn.com Marianas Business Journal – Steve Nygard, Publisher, snygard@glimpses.guam.net Guahan Magazine – Carlene Cooper-Nurse, Publisher, carlene@guahanmagazine.com Mabuhay News – Ritchie Lim, Publisher, paciwire@ite.net Mariana’s Variety – Ad Section, ads@mvguam.com</p> <p><u>TV</u> KUAM Ch. 8 – generalmanager@KUAM.com KUAM Ch. 11 – generalmanager@KUAM.com ABC 14 – David Larson, Gen Mgr, david@go14.tv KGTF – kgtf12@ite.net</p> <p><u>RADIO</u> K57 – Ray Gibson, General Mgr, rgibson@k57.com Power98 – Roque Aguon, General Mgr, raguon@power98.com 105 Rock – Albert Juan, General Mgr, ajuan@105therock.com I-94 FM – Fredalynn Mortera Hecita, fredalynn@kuam.com 610 AM – Ryan San Nicolas, ryan@kuam.com K-StereO – Ed Poppe, General Mgr, ksto@ite.net KISH (102.9 FM) – Ed Poppe, General Mgr, ksto@ite.net Hit Radio 100 – Vince Limuaco, Sales Mgr., marketing@hitradio100.com KPRG (89.3 FM) – General Manager, kprg@kprg.org Harvest Family Radio – khmg@harvestministries.net KTKB – ktqb@ktqb.com KOLG 90.0 FM – Contact, chuck@kolg.org KTWG 800 AM – Ops Mgr, Kleilani63@hotmail.com</p>	<p><u>PRINT</u> Pacific Daily News – Rindraty Limtiaco, Exec. Editor, rlimtiaco@guampdn.com Marianas Variety – Mar-Vic Cagurangan, marvic@mvguam.com Directions – Gennette Quan, Editor, editor@directionsguam.com Guam Business – Maureen Maratita, Editor, mmaratita@glimpses.guam.net Marianas Business Journal – Maureen Maratita, Editor, mmaratita@glimpses.guam.net Guahan Magazine – Jayne Flores, Editor, jayne@guahanmagazine.com Mabuhay News – Ritchie Lim, Editor, mabuhaynews@yahoo.com Mariana’s Variety – Ad Section, ads@mvguam.com</p> <p><u>TV</u> KUAM Ch.8 – Sabrina Matanane, News Dir, Sabrina@KUAM.com KUAM Ch. 11 – Sabrina Matanane, News Dir, Sabrina@KUAM.com</p> <p><u>RADIO</u> I-94 FM – Fredalynn Mortera Hecita, News (Radio) fredalynn@kuam.com 610 AM – Ryan San Nicolas, ryan@kuam.com K57, Power98, 105 Rock – Patty Arroyo, News Director, parroyo@k57.com K-StereO – Jean Hudson, News Director, kstone@ite.net KISH (102.9 FM) – Jean Hudson, News Director, kstone@ite.net</p>

APPENDIX C: COMMITTEE MEMBER E-MAILS

Senator Robert Klitzkie, Chairman
Speaker Mark Forbes, Ex-Officio
Senator Jesse A. Lujan, Member
Senator Larry Kasperbauer, Ph.D., Member
Senator Ray Tenorio, Member
Senator Benjamin J.F. Cruz, Member
Senator Adolpho B. Palacios, Sr., Member

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Forestry & Soil Resources
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Plant Protection & Quarantine

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734-3940
735-3955/56; Fax 734-6570
735-3949/50; Fax 734-0111
734-3949
472-1651; 475-1426
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Paul C. Bassler
Director

Joseph D. Torres
Deputy Director

June 21, 2005

To: Senator Robert Klitzkie
From: Director
Subject: Written Testimony on Bill 123

Inasmuch as the 27th Guam Legislature saw fit to provide \$100,000 to the University of Guam for the Northern and Southern Soil and Water Conservation Districts in the 2005 budget, it is only right that the responsibility of administration and oversight over the Districts be transferred to the University as well. Therefore, I am offering this testimony IN FAVOR of Bill 123.

It should also be stated that we at the Department of Agriculture cannot understand why our request for funding for the Soil and Water Conservation Districts each year has been continually denied, leaving us helpless to assist the farmers in these districts. Then when the legislature does decide to provide funding, it is given to the University of Guam. We appreciate the investment for the Districts and appreciate Senator Kasperbauer's desire to align the responsibility with the funding. However, the mandate for developing agriculture on Guam belongs to the Agricultural Development Services Division at the Department of Agriculture...not the university. The university is an educational institution. The Department of Agriculture is a development institution. At any rate, what's done is done and we are grateful for any financial support given to the agricultural industry on Guam.

Thank you for this opportunity to provide testimony on Bill 123.

Paul Bassler