

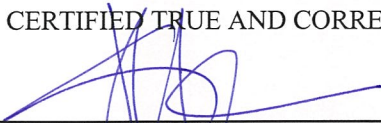
I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN
2019 (FIRST) Regular Session
LEGISLATIVE SESSION VOTING RECORD

Bill No. 76-35 (COR) As amended by the Committee on Health, Tourism, Historic Preservation, Land and Justice; and further amended on the Floor.	Speaker Antonio R. Unpingco Legislative Session Hall Guam Congress Building October 4, 2019					
NAME	Aye	Nay	Not Voting/ Abstained	Out During Roll Call	Absent	Excused
Senator William M. CASTRO	✓					
Senator Régine Biscoe LEE	✓					
Senator Kelly G. MARSH (TAITANO), PhD	✓					
Senator James C. MOYLAN	✓					
Senator Louise B. MUÑA	✓					
Speaker Tina Rose MUÑA BARNES	✓					
Vice Speaker Telen Cruz NELSON	✓					
Senator Sabina Flores PEREZ	✓					
Senator Clynton E. RIDGELL	✓					
Senator Joe S. SAN AGUSTIN	✓					
Senator Amanda L. SHELTON	✓					
Senator Telo T. TAITAGUE	✓					
Senator Jose "Pedo" TERLAJE	✓					
Senator Therese M. TERLAJE	✓					
Senator Mary Camacho TORRES	✓					

TOTAL: 15

Aye	Nay	Not Voting/ Abstained	Out During Roll Call	Absent	Excused
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CERTIFIED TRUE AND CORRECT:



 RENNAE V. C. MENO
 Clerk of the Legislature

I = Pass

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Tourism, Historic Preservation, Land and Justice;
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Introduced by:

Joe S. San Agustin
Amanda L. Shelton
Tina Rose Muña Barnes

**AN ACT TO ALLOW THE TRANSFER OF 1.5 ACRES OF
LOT NO. 5412-R11 FROM THE CHAMORRO LAND
TRUST COMMISSION TO THE UNIVERSITY OF GUAM
(UOG) TO CORRECT THE PROPERTY BOUNDARY OF
UOG LOT NO. 2517-17 TO ENSURE THAT ALL
UNIVERSITY-OWNED STRUCTURES ARE LOCATED
WITHIN THE BOUNDARIES OF UOG.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds that in 1985, Lot No. 2517-17 in the municipality of *Barrigada* was granted to the government of Guam, and was subsequently used to create the Guam Aquaculture Development and Training Center (GADTC) for the purpose of developing an aquaculture industry on Guam.

I Liheslaturan Guåhan further finds that the GADTC built various structures on the government of Guam property, including a larvae room, a spawning Quonset hut, a fish tank, and a fresh water cistern—all of which are either fully or partially concrete structures.

1 In 2002, with the enactment of Public Law 26-35, Section 10(b)(2), *I*
2 *Liheslaturan Guåhan* transferred this property and the administrative and
3 operational control from the Guam Department of Commerce to the University of
4 Guam (UOG). The effect of this transfer caused the boundary lines to indicate some
5 of the structures as now located on Chamorro Land Trust Commission (CLTC) lands.

6 UOG has since been attempting to correct the jurisdictional land issue
7 because the property boundary for UOG Lot No. 2517-17 does not include the
8 structures critical to the operations of the UOG fish hatchery.

9 CLTC owns Lot No. 5412-R11 and it has agreed, pursuant to a CLTC
10 Resolution, to transfer a portion of Lot No. 5412-R11 to UOG, subject to conditions.

11 Therefore, it is the intent of *I Liheslaturan Guåhan* to allow the transfer of a
12 portion of Lot No. 5412-R11, where critical UOG fish hatchery structures stand,
13 from CLTC to UOG. This will allow UOG to consolidate that 1.5 acre portion with
14 UOG Lot No. 2517-17.

15 **Section 2. Survey and Mapping.** Notwithstanding any other provision of
16 law, the Chamorro Land Trust Commission (CLTC) is authorized to transfer a
17 portion of Lot No. 5412-R11, not to exceed 1.5 acres, to the University of Guam
18 (UOG). CLTC may impose conditions on the transfer, including the execution of a
19 Memorandum of Agreement (MOA) with UOG, and monetary or in-kind
20 compensation. UOG *shall* be responsible for the surveying and mapping, to include
21 a consolidation survey of Lot No. 2517-17 and the portion of Lot No. 5412-R11, and
22 a new map for the remainder of Lot No. 5412-R11. Both lots are located in the
23 municipality of *Mangilao*. The Department of Land Management *shall* issue a
24 certificate of title for the new consolidated Lot No. 2517-17 upon transfer from
25 CLTC and approval of the consolidation survey.

1 **Section 3. Exemption from Appraisals.** Because the adjacent parcels are
2 both government of Guam lots and this transaction involves a transfer of land in
3 exchange for in-kind services between two (2) government of Guam entities, CLTC
4 and UOG, 2 GCA § 2107(b) and Section 6.04(c)(4) of the Standing Rules of *I*
5 *Mina'trentai Singko Na Liheslaturan Guåhan*, relative to land appraisals, *shall not*
6 apply to this Act.