





**COPY**

*I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN*  
Thirty-Seventh Guam Legislature

July 10, 2024

The Honorable Lourdes A. Leon Guerrero  
*I Maga'hågan Guåhan*  
*Ufisinan I Maga'håga*  
*Hagåtña, Guam 96910*

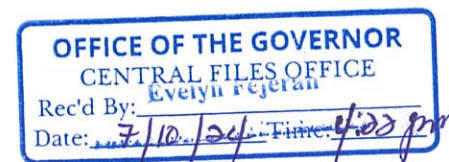
Dear *Maga'håga* Leon Guerrero:

Transmitted herewith are **Bill Nos. 14-37 (COR), 39-37 (COR), 155-37 (LS), 190-37 (COR), 239-37 (COR), 243-37 (COR), 246-37 (COR), 260-37 (COR), 261-37 (LS), 264-37 (COR), 265-37 (COR), 273-37 (COR), 275-37 (COR), 280-37 (LS), 288-37 (LS), 294-37 (COR), 296-37 (COR) and Substitute Bill Nos. 6-37 (COR), 175-37 (COR), and 267-37 (COR)** which were passed by *I Mina'trentai Siette Na Liheslaturan Guåhan* on July 10, 2024.

Sincerely,

  
AMANDA L. SHELTON  
Legislative Secretary

Enclosure (20)



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I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN  
2024 (SECOND) Regular Session

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

This is to certify that **Bill No. 288-37 (LS)**, "AN ACT TO AMEND §§ 75124 AND 75122(b)(5) OF CHAPTER 75, AND § 75A124 AND § 75A122(b)(5) OF CHAPTER 75A, DIVISION 2, TITLE 21, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE CHAMORRO LAND TRUST COMMISSION TO SECURE INFRASTRUCTURE FUNDING THROUGH THE U.S. DEPARTMENT OF AGRICULTURE'S RURAL UTILITIES SERVICE (RUS) TO INCLUDE THE SUBSTANTIALLY UNDERSERVED TRUST AREA (SUTA) INITIATIVE, UTILIZING PROCEEDS FROM THE CHAMORRO LAND TRUST SURVEY AND INFRASTRUCTURE FUND," was on the 10<sup>th</sup> day of July 2024, duly and regularly passed.

Therese M. Tertaje  
Speaker

Attested:

Amanda L. Shelton  
Legislative Secretary

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This Act was received by *I Maga'hågan Guåhan* this 10<sup>th</sup> day of July,  
2024, at 4:22 o'clock P.M.

Assistant Staff Officer  
*Maga'håga's Office*

APPROVED:

\_\_\_\_\_  
Lourdes A. Leon Guerrero  
*I Maga'hågan Guåhan*

Date: \_\_\_\_\_

Public Law No. \_\_\_\_\_

*I MINA'TRENTAI SIETTE LIHESLATURAN GUÅHAN*  
2024 (SECOND) Regular Session

**Bill No. 288-37 (LS)**

As amended by the Committee on  
Health, Land, Justice, and Culture;  
and further amended on the Floor.

Introduced by:

Therese M. Terlaje  
Sabina Flores Perez  
Telo T. Taitague  
Joanne M. Brown  
Chris Barnett  
Joe S. San Agustin  
Tina Rose Muña Barnes  
Frank Blas, Jr.  
Christopher M. Dueñas  
Roy A. B. Quinata  
Thomas J. Fisher  
Jesse A. Lujan  
Dwayne T.D. San Nicolas  
William A. Parkinson  
Amanda L. Shelton

**AN ACT TO *AMEND* §§ 75124 AND 75122(b)(5) OF  
CHAPTER 75, AND § 75A124 AND § 75A122(b)(5) OF  
CHAPTER 75A, DIVISION 2, TITLE 21, GUAM CODE  
ANNOTATED, RELATIVE TO AUTHORIZING THE  
*CHAMORRO* LAND TRUST COMMISSION TO SECURE  
INFRASTRUCTURE FUNDING THROUGH THE U.S.  
DEPARTMENT OF AGRICULTURE'S RURAL  
UTILITIES SERVICE (RUS) TO INCLUDE THE  
SUBSTANTIALLY UNDERSERVED TRUST AREA  
(SUTA) INITIATIVE, UTILIZING PROCEEDS FROM  
THE *CHAMORRO* LAND TRUST SURVEY AND  
INFRASTRUCTURE FUND.**

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

2        **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds  
3        that USDA has confirmed that Guam is eligible to participate in the U.S. Department

1 of Agriculture’s Rural Utilities Service (RUS) and Substantially Underserved Trust  
2 Area (SUTA) Initiative. The program offers qualified applicants access to low-  
3 interest financing to support critical infrastructure development. Qualified applicants  
4 may seek assistance including Rural Electrification Direct and Guaranteed Loans;  
5 High Energy Cost Grants; Water and Waste Disposal Direct and Guaranteed Loans;  
6 Water and Waste Disposal Grants; Broadband Direct and Guaranteed Loans; and,  
7 Telecommunications Infrastructure Direct and Guaranteed Loans.

8 It is, therefore, the intent of *I Liheslaturan Guåhan* to assist CLTC  
9 beneficiaries in maximizing their residential or agricultural properties. Accordingly,  
10 this Act proposes to authorize the CLTC to secure financing through the U.S.  
11 Department of Agriculture’s Rural Utilities Service (RUS) to include the  
12 Substantially Underserved Trust Area (SUTA) Initiative, utilizing revenues  
13 generated from commercial lease agreements.

14 **Section 2.** § 75124 of Chapter 75, Division 2, Title 21, Guam Code  
15 Annotated, is hereby *amended* to read:

16 **“§ 75124. The Chamorro Land Trust Survey and Infrastructure**  
17 **Fund.**

18 The Chamorro Land Trust Commission shall create a special fund  
19 called the Chamorro Land Trust Survey and Infrastructure Fund (Fund),  
20 which shall be maintained separate and apart from any other funds and shall  
21 not be subject to the transfer authority of *I Maga'låhen/Maga'hågan Guåhan*.

22 (a) Notwithstanding any other provision requiring the deposit  
23 of proceeds to other funds, the Fund shall receive:

- 24 (1) the proceeds of all sales of bull cart trails,  
25 substandard lots, irregular lots, remnants, splinter lots, fractional  
26 lots, easement purchase remnants, and easement condemnation  
27 remnants belonging to the government of Guam; and

1 (2) the proceeds of commercial leases or licenses  
2 executed after October 2015.

3 (b) Expenditures from the Fund shall be made pursuant to a  
4 resolution by the CLTC, and shall be restricted to the following  
5 expenditures:

6 (1) for the subdivision, surveying, mapping and  
7 registration of tracts of residential and agricultural land in the  
8 CLTC property inventory; and

9 (2) for the construction of infrastructure, to include  
10 access roads, water, and power utilities, to service CLTC  
11 residential and agricultural tracts of land, including debt service  
12 required for financing secured through the U.S. Department of  
13 Agriculture's Rural Utilities Service (RUS) to include the  
14 Substantially Underserved Trust Area (SUTA) Initiative. In  
15 addition to the annual lease fee established by § 75108 of this  
16 Chapter, the Commission may recover from lessees, the full cost  
17 of SUTA funded investments which shall be prorated over the  
18 life of duly executed lease agreements.

19 (c) The Commission shall report on a quarterly basis to the  
20 Speaker of *I Liheslaturan Guåhan* as to the revenues collected and  
21 expended from the Fund, including any and all financial agreements  
22 secured through the U.S. Department of Agriculture's RUS and SUTA  
23 Initiative, and post the same on the website of the Chamorro Land Trust  
24 Commission. The Fund shall be subject to audit by the Guam Public  
25 Auditor."

26 **Section 3.** § 75A124 of Chapter 75A, Division 2, Title 21, Guam Code  
27 Annotated, is hereby *amended* to read:

1           “§ 75A124. **The Chamorro Land Trust Survey and Infrastructure**  
2 **Fund.**

3           The Chamorro Land Trust Commission shall create a special fund  
4 called the *Chamorro Land Trust Survey and Infrastructure Fund* (Fund),  
5 which shall be maintained separate and apart from any other funds and shall  
6 not be subject to the transfer authority of *I Maga'låhen/I Maga'hågan Guåhan*.

7           (a) Notwithstanding any other provision requiring the deposit  
8 of proceeds to other funds, the Fund shall receive:

9                   (1) the proceeds of all sales of bull cart trails,  
10                   substandard lots, irregular lots, remnants, splinter lots, fractional  
11                   lots, easement purchase remnants, and easement condemnation  
12                   remnants belonging to the government of Guam;

13                   (2) the proceeds of commercial leases or licenses  
14                   executed after October 2015; and

15                   (3) the proceeds of CLTC commercial submerged lands  
16                   license agreements, to include license fees, landing fees, fines,  
17                   and interest.

18           (b) Expenditures from the Fund shall be made pursuant to a  
19 resolution by the CLTC, and shall be restricted to the following  
20 expenditures:

21                   (1) for the subdivision, surveying, mapping and  
22                   registration of tracts of residential and agricultural land in the  
23                   CLTC property inventory; and

24                   (2) for the construction of infrastructure, to include  
25                   access roads, water, water, sewer, power utilities,  
26                   telecommunications resources, and subdivision improvements,  
27                   which include, but are not limited to, storm drainage facilities,

1 curbs, street gutters, and sidewalks, to service CLTC residential  
2 and agricultural tracts of land, including debt service required for  
3 financing secured through the U.S. Department of Agriculture’s  
4 Rural Utilities Service (RUS) to include the Substantially  
5 Underserved Trust Area (SUTA) Initiative. In addition to the  
6 annual lease fee established by § 75A108 of this Chapter, the  
7 Commission may recover from lessees, the full cost of RUS and  
8 SUTA funded investments which shall be prorated over the life  
9 of duly executed lease agreements.

10 (c) The Commission shall report on a quarterly basis to the  
11 Speaker of *I Liheslaturan Guåhan* as to the revenues collected and  
12 expended from the Fund, including any and all financial agreements  
13 secured through the U.S. Department of Agriculture’s RUS and SUTA  
14 Initiative, and post the same on the website of the Chamorro Land Trust  
15 Commission. The Fund shall be subject to audit by the Guam Public  
16 Auditor.”

17 **Section 4.** § 75122(b)(5) of Chapter 75, Division 2, Title 21, Guam Code  
18 Annotated, is hereby *amended* to read:

19 “(5) Notwithstanding § 75105(b) of Chapter 75 of Title 21, Guam  
20 Code Annotated, all income arising out of any lease or license of those  
21 properties declared in this Subsection shall be credited to and deposited in the  
22 Chamorro Land Trust Survey and Infrastructure Fund and Chamorro Home  
23 Loan Fund in allocated amounts determined by the CLTC through the  
24 adoption of a resolution.”

25 **Section 5.** § 75A122(b)(5) of Chapter 75A, Division 2, Title 21, Guam Code  
26 Annotated, is hereby *amended* to read:



1           “(5) Notwithstanding § 75A105(b) of Chapter 75A of Title 21, Guam  
2 Code Annotated, all income arising out of any lease or license of those  
3 properties declared in this Subsection shall be credited to and deposited in the  
4 Chamorro Land Trust Survey and Infrastructure Fund and the Chamorro  
5 Home Loan Fund in allocated amounts determined by the CLTC through the  
6 adoption of a resolution.”