

I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN

2024 (SECOND) Regular Session

VOTING RECORD

Bill No. 212-37 (LS) As amended by the Committee on Health, Land, Justice, and Culture; and further amended on the Floor.	Speaker Antonio R. Unpingco Legislative Session Hall Guam Congress Building February 23, 2024					
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NAME	Aye	Nay	Not Voting/ Abstained	Out During Roll Call	Absent	Excused
Senator Chris Barnett	✓					
Senator Frank Blas, Jr.	✓					
Senator Joanne Brown	✓					
Senator Christopher M. Dueñas	✓					
Senator Thomas J. Fisher	✓					
Senator Jesse A. Lujan	✓					
Vice Speaker Tina Rose Muña Barnes	✓					
Senator William A. Parkinson	✓					
Senator Sabina Flores Perez	✓					
Senator Roy A. B. Quinata	✓					
Senator Joe S. San Agustin	✓					
Senator Dwayne T. D. San Nicolas	✓					
Senator Amanda L. Shelton	✓					
Senator Telo T. Taitague	✓					
Speaker Therese M. Terlaje	✓					

TOTAL

15

0

**Not
Voting/
Abstained**

**Out
During
Roll Call**

0

Absent

0

Excused

CERTIFIED TRUE AND CORRECT:



JOAQUIN P. TAITAGUE
Clerk of the Legislature

I = Pass

I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN
2023 (FIRST) Regular Session

Bill No. 212-37 (LS)

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

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Introduced by:

Jesse A. Lujan
Christopher M. Dueñas
Telo T. Taitague
Tina Rose Muña Barnes
Chris Barnett
Dwayne T.D. San Nicolas
Joe S. San Agustin

**AN ACT TO AUTHORIZE THE TRANSFER OF A SEVEN
HUNDRED SEVEN (707) SQUARE METER PORTION OF
LOT NO. 5173-NEW-3 FROM THE *CHAMORRO* LAND
TRUST COMMISSION TO THE OFFICE OF THE
MAYOR OF *TAMUNING-TUMON-HARMON*.**

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that in 2017, the Office of the *Tamuning-Tumon-Harmon* Mayor desired Lot 5173-
4 NEW-2-R2 in the municipality of *Tamuning-Tumon-Harmon*, with an area of
5 approximately 24,688± square meters, or 6.10 acres, and a seven hundred seven
6 (707) square meter portion of Lot 5173-NEW-3 in the municipality of *Tamuning-*
7 *Tumon-Harmon*, as shown on Scheme No. M19-S002 (Exhibit “C,” attached), to be
8 under the control of the Mayor of the municipality of *Tamuning-Tumon-Harmon* to
9 create and improve recreational parks and fields and diligently sought private

1 partners to assist and facilitate in the creation and installation of these recreational
2 fields.

3 However, in 2023, *I Liheslaturan Guåhan* finds that while Lot 5173-NEW-2-
4 R2 in the municipality of *Tamuning-Tumon-Harmon* was successfully transferred
5 pursuant to Public Law 34-89, the desired seven hundred seven (707) square meter
6 portion of Lot No. 5173-NEW-3 is still not under the control of the Office of the
7 Mayor of *Tamuning-Tumon-Harmon*. Upon receiving the transfer request in
8 Resolution No. 2024-003 from the Mayor of *Tamuning-Tumon-Harmon* and the
9 Municipal Planning Council of *Tamuning-Tumon-Harmon* and upon discovering
10 that the *Chamorro* Land Trust Commission approved of the transfer in Resolution
11 No. 2018-01, *I Liheslaturan Guåhan* finds it necessary to fulfill both the Municipal
12 Planning Council Resolution No. 2024-003 and the *Chamorro* Land Trust
13 Commission Resolution No. 2018-01.

14 The CLTC owns Lot No. 5173-NEW-3 and has agreed, pursuant to CLTC
15 Resolution No. 2018-01, to transfer the seven hundred seven (707) square meter
16 portion of Lot No. 5173-NEW-3 to the Office of the Mayor of *Tamuning-Tumon-*
17 *Harmon*, subject to conditions. This will allow the Office of the Mayor of *Tamuning-*
18 *Tumon-Harmon* to consolidate that seven hundred seven (707) square meter portion
19 of Lot No. 5173-NEW-3 in the municipality of *Tamuning-Tumon-Harmon*, as shown
20 on Scheme No. M19-S002 (Exhibit “C,” attached), with Lot No. 5173-NEW-2-R2;
21 and the remainder of Lot 5173-NEW-3 is used by Lyndon B. Johnson Elementary
22 School.

23 Therefore, it is the intent of *I Liheslaturan Guåhan* to transfer the
24 administrative jurisdiction of a seven hundred seven (707) square meter portion of
25 Lot No. 5173-NEW-3 in the municipality of *Tamuning-Tumon-Harmon*, as shown
26 on Scheme No. M19-S002 (Exhibit “C,” attached), from the *Chamorro* Land Trust
27 Commission to the Office of the Mayor of *Tamuning-Tumon-Harmon*.

1 **Section 2. Transfer Authorized.** Notwithstanding any other provision of
2 law, the *Chamorro* Land Trust Commission (CLTC) is authorized to transfer a
3 portion of Lot No. 5173-NEW-3, not to exceed seven hundred seven (707) square
4 meters as shown on Scheme No. M19-S002 (Exhibit “C,” attached), to the
5 administrative jurisdiction of the Office of the *Tamuning-Tumon-Harmon* Mayor.
6 Notwithstanding any other provision of law, Lot No. 5173-NEW-3 shall not be sold,
7 leased, subleased, licensed, exchanged, or otherwise transferred without the prior
8 approval of *I Liheslaturan Guåhan* by duly enacted legislation. Access to Lyndon
9 B. Johnson Elementary School shall not be impeded.

10 **Section 3. Reversionary Clause.** In the event that the seven hundred seven
11 (707) square meter portion of Lot No. 5173-NEW-3 in the municipality of
12 *Tamuning-Tumon-Harmon*, as shown on Scheme No. M19-S002 (Exhibit “C,”
13 attached), is not used to provide facilities and services for community recreational
14 activities and sports organizations without good cause, administrative jurisdiction of
15 Lot No. 5173-NEW-3 shall revert to the *Chamorro* Land Trust Commission.

16 **Section 4. Exemption from Appraisals.** Due to the parcel being
17 government of Guam property and that the nature of the transaction involves a
18 transfer of land from the CLTC to the Office of the *Tamuning-Tumon-Harmon*
19 Mayor, 2 GCA § 2107(b) and Section 6.04(c)(4) of the Standing Rules of *I*
20 *Mina'trentai Siette Na Liheslaturan Guåhan*, relative to land appraisals, shall not
21 apply to this Act.

22 **Section 5. Effective Date.** This Act shall be effective upon enactment.

EXHIBIT "C" SCHEME NO. M19-S002

