

I Mina'Trentai Tres Na Liheslaturan Received
Bill Log Sheet

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
1-33 (LS)	Judith T. Won Pat, Ed.D. T. C. Ada	AN ACT TO TRANSFER TITLE OF LOT NO. 5397 MUNICIPALITY OF MANGILAO, GUAM TO THE UNIVERSITY OF GUAM.	CORRECTED 02/13/15	01/06/15	Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement	01/29/15 9:00 a.m.	02/13/15 (AS AMENDED)	Fiscal Note 02/16/15 Fiscal Note Request 01/08/15
		AN ACT TO TRANSFER TITLE OF LOT NO. 5397 MUNICIPALITY OF BARRIGADA, GUAM TO THE UNIVERSITY OF GUAM.	01/05/15 10:06 a.m.					
	DATE PASSED	TITLE	DATE AND TIME TRANSMITTED		DUE DATE	DATE SIGNED BY MAGA'LAHEN GUAHAN	PUBLIC LAW NO.	NOTES
	02/20/15	AN ACT TO TRANSFER TITLE OF LOT NO. 5397, MUNICIPALITY OF MANGILAO, TO THE UNIVERSITY OF GUAM.	02/23/15	4:38 p.m.	03/06/15			



FILE COPY

I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN

THIRTY-THIRD GUAM LEGISLATURE

155 Hesler Place, Hagåtña, Guam 96910

February 23, 2015

The Honorable Edward J.B. Calvo
I Maga'lahen Guåhan
Ufisinan I Maga'lahi
Hagåtña, Guam

Dear *Maga'lahi* Calvo:

Transmitted herewith are Bill Nos. 1-33(LS), 4-33(LS), 6-33(COR), 19-33(COR), 20-33(COR), 28-33(COR), and Substitute Bill No. 22-33(COR) which were passed by *I Mina'Trentai Tres Na Liheslaturan Guåhan* on February 20, 2015.

Sincerely,


TINA ROSE MUÑA BARNES
Legislative Secretary

Enclosure (7)

OFFICE OF THE CLERK
CENTRAL FILES
RECEIVED BY
TIME 4:35 DATE 2-23-15

I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN
2015 (FIRST) Regular Session

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

This is to certify that **Bill No. 1-33 (LS)**, "AN ACT TO TRANSFER TITLE OF LOT NO. 5397, MUNICIPALITY OF MANGILAO, TO THE UNIVERSITY OF GUAM," was on the 20th day of February, 2015, duly and regularly passed.



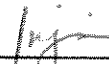
Judith T. Won Pat, Ed.D.
Speaker

Attested:



Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahen Guåhan* this 23 day of Feb,
2015, at 4:38 o'clock P.M.



Assistant Staff Officer
Maga'lahi's Office

APPROVED:

EDWARD J.B. CALVO
I Maga'lahen Guåhan

Date: _____

Public Law No. _____

I MINA'TRENTAI TRES NA LIHESLATURAN GUÁHAN
2015 (FIRST) Regular Session

Bill No. 1-33 (LS)

As amended by the Author and the
Committee on Transportation, Infrastructure,
Lands, Border Protection, Veterans' Affairs and
Procurement; and further amended on the Floor.

Introduced by:

Judith T. Won Pat, Ed.D.

T. C. Ada

V. Anthony Ada

FRANK B. AGUON, JR.

Frank F. Blas, Jr.

B. J.F. Cruz

James V. Espaldon

Brant T. McCreadie

Tommy Morrison

T. R. Muña Barnes

R. J. Respicio

Dennis G. Rodriguez, Jr.

Michael F.Q. San Nicolas

M. C. Torres

N. B. Underwood, Ph.D.

**AN ACT TO TRANSFER TITLE OF LOT NO. 5397,
MUNICIPALITY OF *MANGILAO*, TO THE
UNIVERSITY OF GUAM.**

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslatura* finds that Lot
3 No. 5397, municipality of *Mangilao*, containing an area of 6,096,159+/- square
4 feet, or 566,351+/- square meters, or 139.95+/- acres; as shown on Drawing No.
5 972, L.M. No. 110 FY90, prepared by Ronald G. Perry, PLS No. 33, dated

1 February 23, 1990, and recorded under Instrument No. 433246, is registered in the
2 name of the Government of Guam as owner in fee simple, subject to a reversionary
3 interest of the United States in the event the lot is used for other than its intended
4 purposes. Lot No. 5397 is commonly known as the “Cliff Line Property”. Title in
5 the name of the Government of Guam was granted by the Superior Court of Guam
6 on March 29, 1999, pursuant to a Petition for Registration of Title to Land.

7 *I Liheslatura* notes that historically in January 1966 the Director of Land
8 Management of the Government of Guam filed and approved the establishment of
9 Conservation Areas. The administration of Lot No. 5397 is stated as follows:
10 “This area will be administered and controlled by the College of Guam in
11 conjunction with the Departments of Agriculture, Land Management and Public
12 Works.” *I Liheslatura* further finds that Public Law 22-18 designated Lot No. 5397
13 as Reserved Land to be managed jointly by the University of Guam, the
14 Department of Agriculture, and the Department of Parks and Recreation for the
15 “Marine Lab Expansion, Conservation Reserve and Prehistoric Site.” Lot No. 5397
16 holds perhaps the best preserved tract of limestone forest on Guam, resulting from
17 the inaccessibility of the area due to the difficult tower karst terrain that pervades
18 it. Since January 1966, Lot No. 5397 has been in the control of the University,
19 where it has been a biological conservation site for the purposes of advancing the
20 conservation, protection and study of the natural soil and water conditions and of
21 all native plants, animal and water life. Further, Lot No. 5397 holds the University
22 of Guam Marine Laboratory, Marine Laboratory Visitors Housing Facility, and the
23 Water and Environmental Research Institute (WERI). The lot is used extensively
24 by University classes for field trips and by University faculty in the natural
25 sciences for research. Future plans by the University include continued use of the
26 natural features of this lot in education and research, and accommodating
27 constructions of new facilities at the Marine Lab and WERI.

1 *I Liheslatura* finds that if title to Lot No. 5397 were transferred to the
2 University, the University would be free to proceed with specific projects and
3 plans to address these concerns. Inasmuch as the University has maintained
4 administrative control of Lot No. 5397 since January 1966, transfer of title of Lot
5 No. 5397 to the University would play a vital part in increasing the University's
6 revenue sources, fostering sustainability, and capacity building. It is for this
7 particular reason that *I Liheslatura* finds it is now appropriate and fiscally
8 responsible that title of Lot No. 5397 be transferred to the University.

9 Therefore, it is the intent of *I Liheslatura* to transfer Lot No. 5397
10 exclusively to the University of Guam for the purpose of continuing the
11 University's mission of *Ina, Diskubre, Setbe* and for purposes of increasing the
12 University's revenue sources, capacity building and sustainability, while
13 preserving the original intent in establishing the conservation area.

14 **Section 2. Transfer of Property.** Lot No. 5397, municipality of
15 *Mangilao*, Guam, containing an area of 6,096,159+/- square feet, or 566,351+/-
16 square meters, or 139.95+/-acres, as shown on Drawing No. 972, L.M. No. 110
17 FY90, prepared by Ronald G. Perry, PLS No. 33, dated February 23, 1990, and
18 recorded under Instrument No. 433246, is hereby transferred to the University of
19 Guam, pursuant to §60112, Chapter 60 of Title 21, Guam Code Annotated, for
20 purposes of continuing the University's mission of *Ina, Diskubre, Setbe*.

21 **Section 3. Use of Property.** The use of Lot No. 5397 *shall* be consistent
22 with the original intent of the expansion of the Marine Lab, as a Conservation
23 Reserve and Prehistoric Site; and for the specific use of the Water and
24 Environmental Research Institute (WERI) or succeeding organization, and as
25 related to the advancement of the conservation, and the protection and study of the
26 natural soil and water conditions and of all native plants, animal and water life.
27 Any plans to construct facilities for the expansion of the Marine Lab and WERI or

1 change from the intended use *shall* require the concurrence of *I Liheslaturan*
2 *Guåhan* by statute.

3 **Section 4. Exemption.** § 2107 of Title 2, Guam Code Annotated, and the
4 Standing Rules of *I Mina'Trentai Tres Na Liheslaturan Guåhan* relative to the
5 appraisals of land *shall not* apply to this Act.

6 **Section 5. Issuance of Certificate of Title.** The Department of Land
7 Management *shall* issue a certificate of title for Lot No. 5397 in the name of the
8 University of Guam within sixty (60) days of enactment of this Act.

LEGISLATIVE SESSION VOTING RECORD

I MINA'TRENTAI TRES NA LIHESLATURAN

2015 (FIRST) Regular Session

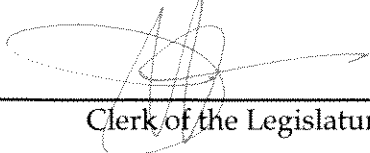
Bill No. 1-33 (LS)

As amended by the Author and the Committee on Transportation, Infrastructure, Lands, Border Protection, Veterans' Affairs and Procurement; and further amended on the Floor.

Speaker Antonio R. Unipingco Legislative Session Hall
February 20, 2015

NAME	Aye	Nay	Not Voting/ Abstained	Out During Roll Call	Absent	Excused
Senator Thomas "Tom" ADA	✓					
Senator V. Anthony "Tony" ADA	✓					
Senator Frank B. AGUON, Jr.	✓					
Senator Frank BLAS, Jr.	✓					
Vice-Speaker Benjamin J.F. CRUZ	✓					
Senator Jim ESPALDON	✓					
Senator Brant T. McCreadie	✓					
Senator Thomas "Tommy" MORRISON	✓					
Senator Tina Rose MUÑA BARNES	✓					
Senator Rory J. RESPICIO	✓					
Senator Dennis G. RODRIGUEZ, Jr.					✓	✓
Senator Michael F.Q. SAN NICOLAS	✓					
Senator Mary Camacho TORRES	✓					
Senator Nerissa B. UNDERWOOD, Ph.D.	✓					
Speaker Judith T. WON PAT, Ed.D.	✓					
TOTAL	14				1	1
	Aye	Nay	Not Voting/ Abstained	Out During Roll Call	Absent	Excused

CERTIFIED TRUE AND CORRECT:



Clerk of the Legislature

I = Pass