

*I Mina'Trentai Dos Na Liheslaturan Guahan*  
**Bill Log Sheet**

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
<b>223-32 (COR), P.L. 32-099</b>	Vicente (ben) C. Pangelinan, R J. Respicio T.R. Muña Barnes	AN ACT TO APPROPRIATETHE SUM OF FOUR HUNDRED THOUSAND DOLLARS (\$400,000) FOR THE COMPENSATION TO FARMERS FOR CROP DAMAGES PROGRAM ESTABLISHED PURSUANT TO CHAPTER 64A, TITLE 5 OF THE GUAM CODE ANNOTATED.	11/15/13 2:25 p.m.	11/15/13	Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land	11/22/13 2:00 p.m.	11/26/13 1:28 p.m.	<b>Fiscal Note Requested 11/25/13</b>
	<b>DATE PASSED</b>	<b>TITLE</b>	<b>TRANSMITTED</b>		<b>DUE DATE</b>	DATE SIGNED BY I MAGA'LAHEN GUAHAN	<b>PUBLIC LAW NO.</b>	<b>NOTES</b>
	11/26/2013	AN ACT TO APPROPRIATE THE SUM OF SEVEN HUNDRED NINETY THOUSAND DOLLARS (\$790,000) FOR THE COMPENSATION TO FARMERS FOR CROP DAMAGES PROGRAM ESTABLISHED PURSUANT TO CHAPTER 64A OF TITLE 5 OF THE GUAM CODE ANNOTATED.	11/26/13	7:46 p.m.	12/7/2013	11/27/2013	32-099	As amended by the Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land; and further amended on the Floor. Line-item vetoed and signed into law

EDDIE BAZA CALVO  
Governor



RAY TENORIO  
Lieutenant Governor

NOV 27 2013

Honorable Judith T. Won Pat, Ed.D  
Speaker  
*I Mina'trentai Unu Na Liheslaturan Guåhan*  
155 Hesler Street  
Hagåtña, Guam 96910

*Office of the Governor of Guam*

32-13-1009

Office of the Speaker

Judith T. Won Pat, Ed. D.

Date 11.27.13

Time 5:11 PM

Received by: [Signature]

Dear Madame Speaker:

Attached is Bill No. 223-32 (COR), entitled, "**AN ACT TO APPROPRIATE THE SUM OF SEVEN HUNDRED NINETY THOUSAND DOLLARS (\$790,000) FOR THE COMPENSATION TO FARMERS FOR CROP DAMAGES PROGRAM ESTABLISHED PURSUANT TO CHAPTER 64A OF TITLE 5 OF THE GUAM CODE,**" which I have **line-item vetoed** and signed into law as **Public Law 32-099**.

My line item veto adjusts the amount contained in Bill 233-32 because there are significant resources already available to assist one of the hardest working groups of Guam's economy, our farmers. I am committed to assisting those who labor and till the land. However, assistance cannot be made at the risk of curtailing the success GEDA has demonstrated of late. GEDA's bridge loan program called Special Economic Emergency Development ("SEED") will provide SEED money to the tune of \$20-thousand per qualified farmer. The program is a 6-month deferred interest and principle payment vehicle using the Agricultural Development Fund, and GEDA has already earmarked the bond fees to cover operational costs for FY2014, and without the revenue source would inhibit our ability to carry out its mandate.

Economic growth is what will sustain government operations and the provision of quality services to our residents. Attempts to impede those efforts will cause more harm to not just the farmers, but to our island community. Without the jobs that economic growth brings, money to purchase food and other commodities will be negatively affected. I am confident as returned here, new Public Law 32-099 will both assist today's needs and lay the SEED for tomorrow's future.

*Senseramente,*

[Signature]  
EDDIE BAZA CALVO

1009

***I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN***  
**2013 (FIRST) Regular Session**

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

This is to certify that **Bill No. 223-32 (COR), "AN ACT TO APPROPRIATE THE SUM OF SEVEN HUNDRED NINETY THOUSAND DOLLARS (\$790,000) FOR THE COMPENSATION TO FARMERS FOR CROP DAMAGES PROGRAM ESTABLISHED PURSUANT TO CHAPTER 64A OF TITLE 5 OF THE GUAM CODE ANNOTATED"**, was on the 26<sup>th</sup> day of November 2013, 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'laken Guåhan* this \_\_\_\_\_ day of \_\_\_\_\_,  
2013, at \_\_\_\_\_ o'clock \_\_\_\_\_.M.

\_\_\_\_\_  
Assistant Staff Officer  
*Maga'lahi's Office*


APPROVED:

  
**EDWARD J.B. CALVO**  
*I Maga'laken Guåhan*

**NOV 27 2013**

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

Public Law No. 32-099

  
Peterson M. Santos  
7:46pm 11/26/13

***I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN***  
**2013 (FIRST) Regular Session**

**Bill No. 223-32 (COR)**

As amended by the Committee on Appropriations,  
Public Debt, Legal Affairs, Retirement, Public Parks,  
Recreation, Historic Preservation and Land; and further amended on the Floor.

Introduced by:

Vicente (ben) C. Pangelinan  
R. J. Respicio  
T. R. Muña Barnes  
T. C. Ada  
V. Anthony Ada  
Frank B. Aguon, Jr.  
B. J.F. Cruz  
Chris M. Dueñas  
Michael T. Limtiaco  
Brant T. McCreddie  
Tommy Morrison  
Dennis G. Rodriguez, Jr.  
Michael F. Q. San Nicolas  
Aline A. Yamashita, Ph.D.  
Judith T. Won Pat, Ed.D.

**AN ACT TO APPROPRIATE THE SUM OF SEVEN  
HUNDRED NINETY THOUSAND DOLLARS (\$790,000)  
FOR THE COMPENSATION TO FARMERS FOR CROP  
DAMAGES PROGRAM ESTABLISHED PURSUANT TO  
CHAPTER 64A OF TITLE 5 OF THE GUAM CODE  
ANNOTATED.**

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

2        **Section 1. Appropriation to the Department of Agriculture.**  
3        Notwithstanding any other provision of law, the sum of <sup>*the Sixty Thousand*</sup> ~~Four Hundred Thousand~~  
4        Dollars (<sup>*\$60,000*</sup> ~~\$400,000~~) is hereby appropriated from the Guam Economic Development

Authority (GEDA) bond service fees received as a result of the issuance of the Guam Waterworks Authority (GWA) Revenue Bond authorized pursuant to Public Law 32-069, and from the GEDA unrestricted net assets or its equivalent to the Department of Agriculture for the *sole* purpose of funding the *Compensation to Farmers for Crop Damages* Program (Program) established pursuant to Chapter 64A of Title 5 of the Guam Code Annotated. Said appropriation *shall* be made available to the Program within 3 days of receipt of GWA Bond Service Fee.

**Section 2.** Public Law 31-233, Chapter V, Section 1, Subsection (d)(4) is hereby *amended* to read:

“(4) Farmers Crop Damage Compensation. The sum of Three Hundred Ninety Thousand Dollars (**\$390,000**) is appropriated from the General Fund to the Department of Agriculture for the *sole* purpose of funding the *Compensation to Farmers for Crop Damages* Program (Program) established pursuant to Chapter 64A of Title 5 of the Guam Code Annotated.

§1303, of Article 3, Chapter 1 of Title 5, Guam Code Annotated, *shall not* apply to the appropriation in this Subsection. The appropriation in this Subsection *shall not* be subject to *I Maga’lahen Guåhan’s* transfer authority. Said appropriation *shall* be made available to the Program within 3 days of enactment of this Act.”

**Section 3. Application Extension Authorized.** Notwithstanding any other provision of law, rule or regulation, farmers that apply and qualify for compensation from the *Compensation to Farmers for Crop Damages* Program (Program) relative to the agricultural disaster declared in Declaration of Agriculture Disaster No. 2013-001 *shall* be authorized to file applications for the Program within sixty (60) days of the date Declaration of Agriculture Disaster No. 2013-001 was issued.

**Section 4. Reporting Requirement.** The Director of the Department of Agriculture *shall* submit a written report that details the expenditure of the appropriated funds in this Act to the Speaker of *I Liheslaturan Guåhan* and *I Maga'lahaen Guåhan* no later than January 31, 2014, and for each month thereafter *if* funds are expended or encumbered in those months. The written report *shall* include, but is *not* limited to, the number of farmers that receive compensation through the Program, the amount provided to each farmer, the date each farmer applied and/or registered for the Program, and the date each farmer received compensation through the Program.

**Section 5. Transfer Authority Prohibited.** The funds appropriated in this Act *shall* continue to be available until expended and *shall not* be subject to to any transfer authority of *I Maga'lahaen Guåhan* or *any* inter-fund borrowing for use for any other purpose.

**Section 6. Severability.** *If* any provision of this Act or its application to any person or circumstance is held invalid, the invalidity *shall not* affect other provisions or applications of this Act which can be given effect without the invalid provision or application and to this end the provisions of this Act are severable.



FILE COPY

***I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN***

THIRTY-SECOND GUAM LEGISLATURE

155 Hesler Place, Hagåtña, Guam 96910

November 26, 2013

The Honorable Edward J.B. Calvo  
*I Maga'laken Guåhan*  
*Ufisinan I Maga'lahi*  
*Hagåtña, Guam 96910*

Dear *Maga'lahi* Calvo:

Transmitted herewith are Bill Nos. 209-32(COR) and 223-32(COR) which were passed by *I Mina'Trentai Dos Na Liheslaturan Guåhan* on November 26, 2013.

Sincerely,

TINA ROSE MUÑA BARNES  
Legislative Secretary

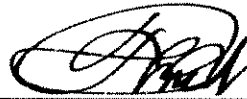
Enclosures (2)

PDS W.M. Santos  
7:46 pm - 11/26/13

***I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN***  
**2013 (FIRST) Regular Session**

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

This is to certify that **Bill No. 223-32 (COR), "AN ACT TO APPROPRIATE THE SUM OF SEVEN HUNDRED NINETY THOUSAND DOLLARS (\$790,000) FOR THE COMPENSATION TO FARMERS FOR CROP DAMAGES PROGRAM ESTABLISHED PURSUANT TO CHAPTER 64A OF TITLE 5 OF THE GUAM CODE ANNOTATED"**, was on the 26<sup>th</sup> day of November 2013, 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 \_\_\_\_\_ day of \_\_\_\_\_, 2013, at \_\_\_\_\_ o'clock \_\_\_\_\_.M.

\_\_\_\_\_  
 Assistant Staff Officer  
*Maga'lahi's Office*

APPROVED:

\_\_\_\_\_  
**EDWARD J.B. CALVO**  
*I Maga'lahen Guåhan*

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

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

*W. M. Santos*  
*7:46pm 11/26/13*



***I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN***  
**2013 (FIRST) Regular Session**

**Bill No. 223-32 (COR)**

As amended by the Committee on Appropriations,  
Public Debt, Legal Affairs, Retirement, Public Parks,  
Recreation, Historic Preservation and Land; and further amended on the Floor.

Introduced by:

Vicente (ben) C. Pangelinan  
R. J. Respicio  
T. R. Muña Barnes  
T. C. Ada  
V. Anthony Ada  
Frank B. Aguon, Jr.  
B. J.F. Cruz  
Chris M. Dueñas  
Michael T. Limtiaco  
Brant T. McCreddie  
Tommy Morrison  
Dennis G. Rodriguez, Jr.  
Michael F. Q. San Nicolas  
Aline A. Yamashita, Ph.D.  
Judith T. Won Pat, Ed.D.

**AN ACT TO APPROPRIATE THE SUM OF SEVEN  
HUNDRED NINETY THOUSAND DOLLARS (\$790,000)  
FOR THE COMPENSATION TO FARMERS FOR CROP  
DAMAGES PROGRAM ESTABLISHED PURSUANT TO  
CHAPTER 64A OF TITLE 5 OF THE GUAM CODE  
ANNOTATED.**

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

2        **Section 1. Appropriation to the Department of Agriculture.**

3        Notwithstanding any other provision of law, the sum of Four Hundred Thousand  
4        Dollars (**\$400,000**) is hereby appropriated from the Guam Economic Development

1 Authority (GEDA) bond service fees received as a result of the issuance of the  
2 Guam Waterworks Authority (GWA) Revenue Bond authorized pursuant to Public  
3 Law 32-069, and from the GEDA unrestricted net assets or its equivalent to the  
4 Department of Agriculture for the *sole* purpose of funding the *Compensation to*  
5 *Farmers for Crop Damages* Program (Program) established pursuant to Chapter  
6 64A of Title 5 of the Guam Code Annotated. Said appropriation *shall* be made  
7 available to the Program within 3 days of receipt of GWA Bond Service Fee.

8 **Section 2.** Public Law 31-233, Chapter V, Section 1, Subsection (d)(4) is  
9 hereby *amended* to read:

10 “(4) Farmers Crop Damage Compensation. The sum of Three  
11 Hundred Ninety Thousand Dollars (\$390,000) is appropriated from the  
12 General Fund to the Department of Agriculture for the *sole* purpose of  
13 funding the *Compensation to Farmers for Crop Damages* Program  
14 (Program) established pursuant to Chapter 64A of Title 5 of the Guam Code  
15 Annotated.

16 §1303, of Article 3, Chapter 1 of Title 5, Guam Code Annotated, *shall*  
17 *not* apply to the appropriation in this Subsection. The appropriation in this  
18 Subsection *shall not* be subject to *I Maga’lahen Guåhan’s* transfer authority.  
19 Said appropriation *shall* be made available to the Program within 3 days of  
20 enactment of this Act.”

21 **Section 3. Application Extension Authorized.** Notwithstanding any  
22 other provision of law, rule or regulation, farmers that apply and qualify for  
23 compensation from the *Compensation to Farmers for Crop Damages* Program  
24 (Program) relative to the agricultural disaster declared in Declaration of  
25 Agriculture Disaster No. 2013-001 *shall* be authorized to file applications for the  
26 Program within sixty (60) days of the date Declaration of Agriculture Disaster No.  
27 2013-001 was issued.

1       **Section 4. Reporting Requirement.** The Director of the Department of  
2 Agriculture *shall* submit a written report that details the expenditure of the  
3 appropriated funds in this Act to the Speaker of *I Liheslaturan Guåhan* and *I*  
4 *Maga'lahen Guåhan* no later than January 31, 2014, and for each month  
5 thereafter *if* funds are expended or encumbered in those months. The written report  
6 *shall* include, but is *not* limited to, the number of farmers that receive  
7 compensation through the Program, the amount provided to each farmer, the date  
8 each farmer applied and/or registered for the Program, and the date each farmer  
9 received compensation through the Program.

10       **Section 5. Transfer Authority Prohibited.** The funds appropriated in  
11 this Act *shall* continue to be available until expended and *shall not* be subject to to  
12 any transfer authority of *I Maga'lahen Guåhan* or *any* inter-fund borrowing for use  
13 for any other purpose.

14       **Section 6. Severability.** *If* any provision of this Act or its application to  
15 any person or circumstance is held invalid, the invalidity *shall not* affect other  
16 provisions or applications of this Act which can be given effect without the invalid  
17 provision or application and to this end the provisions of this Act are severable.

# LEGISLATIVE SESSION

## I MINA'TRENTAI DOS NA LIHESLATURAN

### 2013 (FIRST) Regular Session

### Voting Sheet

**Bill No. 223-32 (COR)**

As amended by the Committee on Appropriations, Public Debt,  
Legal Affairs, Retirement, Public Parks, Recreation, Historic  
Preservation, and Land and further amended on the Floor.

Speaker Antonio R. Unipingo Legislative Session Hall

November 26, 2013

NAME	Yea	Nay	Not Voting/ Abstained	Out During Roll Call	Absent
Senator Thomas "Tom" C. ADA	✓				
Senator V. Anthony "Tony" ADA					✓ Ex.
Senator Frank Blas AGUON Jr.					✓ Ex.
Vice-Speaker Benjamin J.F. CRUZ	✓				
Senator Christopher M. DUENAS	✓				
Senator Michael LIMTIACO	✓				
Senator Brant McCREADIE					✓ Ex.
Senator Thomas "Tommy" MORRISON	✓				
Senator Tina Rose MUÑA BARNES	✓				
Senator Vicente (ben) Cabrera PANGELINAN	✓				
Senator Rory J. RESPICIO					✓ Ex.
Senator Dennis G. RODRIGUEZ, Jr.					✓ Ex.
Senator Michael F. Q.SAN NICOLAS	✓				
Speaker Judith T. WON PAT, Ed.D.	✓				
Senator Aline A. YAMASHITA, Ph.D.	✓				

TOTAL

10

Yea

Nay

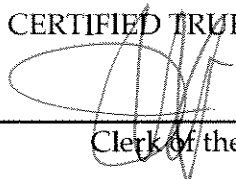
Not Voting/  
Abstained

Out During  
Roll Call

5 Ex.

Absent

CERTIFIED TRUE AND CORRECT:



Clerk of the Legislature

I = Pass



the People

## I Mina'trentai Dos na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

NOV 26 2013

**The Honorable Judith T. Won Pat, Ed.D.**

Speaker

I Mina'trentai Dos Na Liheslaturan Guåhan

155 Hesler Place

Hagåtña, Guam 96910

Chairman

Committee on Appropriations,  
Public Debt, Legal Affairs,  
Retirement, Public Parks,  
Recreation, Historic Preservation  
and Land

Member

Committee on Education,  
Public Libraries  
and Women's Affairs

Member

Committee on General  
Government Operations and  
Cultural Affairs

Member

Committee on Municipal  
Affairs, Tourism, Housing and  
Hagåtña Restoration and  
Development Authority

Member

Committee on Health &  
Human Services, Health  
Insurance Reform, Economic  
Development and Senior  
Citizens

Member

Committee on Aviation, Ground  
Transportation, Regulatory  
Concerns and Future  
Generations

**VIA: The Honorable Thomas C. Ada**  
Acting Chairperson, Committee on Rules

**RE: Committee Report on Bill No. 223-32 (COR), As Amended**

Dear Speaker Won Pat:

Transmitted herewith is the Committee Report on Bill No. 223-32 (COR), as amended, "An act to appropriate the sum of Four Hundred Thousand Dollars (\$400,000) for the compensation to farmers for crop damages program established pursuant to Chapter 64A, Title 5 of the Guam Code Annotated" sponsored by Senator Vicente (ben) C. Pangelinan, which was referred to by the Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land.

Committee votes are as follows:

<u>4</u>	TO PASS
<u>0</u>	TO NOT PASS
<u>1</u>	TO REPORT OUT ONLY
<u>0</u>	TO ABSTAIN
<u>0</u>	TO PLACE IN INACTIVE FILE

*Si Yu'os Ma'åse',*

Vicente (ben) Cabrera Pangelinan  
Chairman

2013 NOV 26 PM 1:28

**COMMITTEE REPORT  
ON**

**Bill No. 223-32 (COR), As Amended**

**Sponsored by Senator Vicente C. Pangelinan**

**An act to appropriate the sum of Four  
Hundred Thousand Dollars (\$400,000) for  
the compensation to farmers for crop  
damages program established pursuant to  
Chapter 64A, Title 5 of the Guam Code  
Annotated**



# I Mina'trentai Dos na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

NOV 26 2013

## MEMORANDUM

### To: All Members

Committee on Appropriations, Public Debt, Legal Affairs,  
Retirement, Public Parks, Recreation, Historic Preservation and  
Land

**From:** Senator Vicente (ben) Cabrera Pangelinan  
Chairman

**Subject:** Committee Report on Bill No. 223-32 (COR) As Amended

Transmitted herewith for your consideration is the Committee Report on Bill No. 223-32 (COR), as amended, "An act to appropriate the sum of Four Hundred Thousand Dollars (\$400,000) for the compensation to farmers for crop damages program established pursuant to Chapter 64A, Title 5 of the Guam Code Annotated" sponsored by Senator Vicente (ben) C. Pangelinan.

This report includes the following:

1. Committee Voting Sheet
2. Committee Report Narrative
3. Copy of Bill No. 223-32 (COR), As Introduced
4. Copy of Bill No. 223-32 (COR), As Amended
5. Public Hearing Sign-in Sheet
6. Copies of Written Testimonies
7. Copy of Fiscal Note
8. Copy of COR referral
9. Notices of Public Hearing
10. Copy of the Public Hearing Agenda
11. Miscellaneous

Please take the appropriate action on the attached voting sheet. Your attention to this matter is greatly appreciated. Should you have any questions or concerns, please do not hesitate to contact my office.

*Si Yu'os Ma'åse',*

Vicente (ben) Cabrera Pangelinan  
Chairman

Chairman  
Committee on Appropriations,  
Public Debt, Legal Affairs,  
Retirement, Public Parks,  
Recreation, Historic Preservation  
and Land

Member  
Committee on Education,  
Public Libraries  
and Women's Affairs

Member  
Committee on General  
Government Operations and  
Cultural Affairs

Member  
Committee on Municipal  
Affairs, Tourism, Housing and  
Hagåtña Restoration and  
Development Authority

Member  
Committee on Health &  
Human Services, Health  
Insurance Reform, Economic  
Development and Senior  
Citizens

Member  
Committee on Aviation, Ground  
Transportation, Regulatory  
Concerns and Future  
Generations

324 W. Soledad Ave. Suite 100, Hagåtña, Guam 96910

Tel: (671) 473-(4BEN) 4236 - Fax: (671) 473-4238 - Email: [senbenp@guam.net](mailto:senbenp@guam.net)





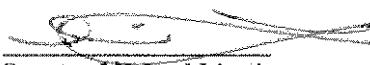
Website: <http://senbenp.com>

*I MINA' TRENTAI DOS NA LIHESLATURAN GUÅHAN*

**Committee Voting Sheet**

**Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land**

Bill 223-32 (COR), As Amended: An act to appropriate the sum of Four Hundred Thousand Dollars (\$400,000) for the compensation to farmers for crop damages program established pursuant to Chapter 64A, Title 5 of the Guam Code Annotated.

Committee Members	To Pass	Not To Pass	Report Out Only	Abstain	Inactive File
 Senator Vicente (ben) Cabrera Pangelinan Chairman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Vice Speaker Benjamin J. F. Cruz Vice Chairman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Speaker Judith T. Won Pat, Ed.D Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Senator Tina Rose Muña-Barnes Member	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator Dennis Rodriguez, Jr. Member	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator Michael San Nicolas Member	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 Senator Michael Limtiaco Member	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator Tommy Morrison Member	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>





# I Mina'trentai Dos na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

## Committee Report

Bill No. 223-32 (COR), As Introduced: An act to appropriate the sum of Four Hundred Thousand Dollars for the compensation to farmers for crop damages program established pursuant to Chapter 64A, Title 5 of the Guam Code Annotated.

### I. OVERVIEW

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land convened a public hearing on November 22, 2013 at 2:00 pm in *I Liheslatura's* public hearing room.

#### Public Notice Requirements

Notices were disseminated via hand-delivery and e-mail to all senators and all main media broadcasting outlets on November 15, 2013 (5-Day Notice), and again on November 20, 2013 (48 Hour Notice).

#### (a) Committee Members and Senators Present

Senator Vicente (ben) C. Pangelinan, Chairman  
Speaker Judith T. Won Pat  
Senator Tina Muña Barnes  
Senator Tommy Morrisson  
Senator Tom Ada  
Senator Chris Dueñas

#### (b) Appearing before the Committee

Mr. Albert San Agustin, Farmer, Ornamental plants  
Ms. Mariquita Taitague, Director, Department of Agriculture  
Mr. Ernie Wusstig, Vice President, Farmer's Cooperative Association of Guam  
Ms. Christina Garcia, Acting Administrator, Guam Economic Development Authority

Chairman  
Committee on Appropriations,  
Public Debt, Legal Affairs,  
Retirement, Public Parks,  
Recreation, Historic Preservation  
and Land

Member  
Committee on Education,  
Public Libraries  
and Women's Affairs

Member  
Committee on General  
Government Operations and  
Cultural Affairs

Member  
Committee on Municipal  
Affairs, Tourism, Housing and  
Hagåtña Restoration and  
Development Authority

Member  
Committee on Health &  
Human Services, Health  
Insurance Reform, Economic  
Development and Senior  
Citizens

Member  
Committee on Aviation, Ground  
Transportation, Regulatory  
Concerns and Future  
Generations

### **(c) Written Testimonies Submitted**

Mr. Albert San Agustin, Farmer, Ornamental plants

Ms. Mariquita Taitague, Director, Department of Agriculture

Mr. Henry J. Taitano, Administrator, Guam Economic Development Authority

Ms. Angelita P. Mendiola, Member, Farmer's Cooperative Association of Guam

Senator Rory Respicio

## **II. COMMITTEE PROCEEDINGS**

### **(a) Bill Sponsor Summary**

**Chairman Vicente Pangelinan:** We will now proceed with the last item on the agenda. Bill 223-32 is an act to appropriate the sum of four hundred thousand (\$400,000) for the compensation to farmers for crop damages established pursuant to Chapter 64A, Title 5 Guam Code Annotated. We have signed up for testimony according the sign-up sheet here. Mr. Albert San Agustin, please come forward. Mr. Ronald Laguaña is here, and will be emailing testimony in favor of the bill. Mr. Victor Dueñas. Mr. Joseph Dueñas, will Mr. Dueñas be presenting oral testimony? Ms. Mariquita Taitague, and Mr. Tom Blas, will you present testimony? No? Ok. Mr. Ernie Wusstig, please come forward. We'll go ahead and begin in the order the witnesses were called. Mr. San Agustin, you may proceed.

As the author of the legislation, the bill is pretty straight forward. The farmers, during the last inclement weather, we suffered here on Guam, suffered loss to their livelihood basically. Us, we all got wet, and that was it. The farmers got wet, soaked and their plants died and that has impacted their economic well being, their lives and their families because that is how the farmers earn and make a living to feed their families. With that weather, and the damage caused to the farmers, we determined that the farmers needed some assistance from this government. The assistance that has been offered has been through the impetus of the administration in a program to be administered by GEDA that would have provided loans to the farmers. The legislature in the 20<sup>th</sup> and 23<sup>rd</sup> legislature, passed legislation to allow for a grant program to be made available to the farmers in the event of natural disaster and damages to their crops, and the legislature has decided, or at least one member of the legislature, myself, and others are proposing we fund the program for compensation to the farmers pursuant to the Farmers Crop Compensation Program by appropriating \$400,000 to that Program to give grants to farmers to help them recover from the damages suffered from the recent inclement weather, and now Declared Agriculture Disaster by the government of Guam. With that, I would like to now begin receiving the public's testimony.

### **(b) Testimonies**

#### **1) Mr. Albert San Agustin, Farmer, Ornamental Plants.**

**Mr. Albert San Agustin:** My name is Albert San Agustin. I guess I'm considered a farmer in relation to ornamental plants. It has been like this every time there is a demand for compensation for crop damages, the people in ornamental area always seem to be left out. By definition, we

want to be part of those farmers. We are, in fact, farmers. The storm didn't just come by and selectively affect those with crops only; it also affected people in ornamental farming as well. I endorse the intent of the bill, there's no question about it. It should be enlarged. That's another issue. But what I did is brought to your attention, a broader definition of horticulture, as it relates under agriculture, just so you have a broader view of that we're not just talking about crops that are being grown for eating, but there also other kinds of crops that are being available around the island, and you can see it when you drive around, you see it evidenced all over. When you see the crops affected by the storm, you also see our ornamental plants leaning over also damaged by the same storm. All we're asking for is equal consideration, and at the same, we'd also like to ask the Department of Agriculture to continue to include the people in the horticulture ornamentals in their deliberations because sometimes we feel like we're getting left out. But other than that, we always forgive and then we forget, but we always bounce right back and ask for the same thing every year – please include the people in the ornamental industry. Thank you.

**Chairman Vicente Pangelinan:** Thank you. Albert, did you make that available to the Committee, the expanded definition?

**Mr. Albert San Agustin:** Yes, in fact, you all have copies of it. It's the pictorial thing provided.

**Chairman Vicente Pangelinan:** Ok. Thank you very much. Ms. Taitague?

**2) Ms. Mariquita Taitague, Director, Department of Agriculture.**

**Ms. Mariquita Taitague:** Buenas yan hafa adai hamyo todus, members of the 32<sup>nd</sup> Guam Legislature, and members of the Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land. Un dangkulu na si yu'os ma'ase para todus hamyo.

[Read written testimony verbatim, attached here]

**Chairman Vicente Pangelinan:** Thank you very much, Ms. Taitague. Mr. Duenas, and then Mr. Wusstig.

**3) Mr. Victor Dueñas, Farmer.**

**Mr. Victor Dueñas:** Si yu'os ma'ase, Senators. I am very happy that I see you guys up there, and hopefully those 15 senators will be here and present to hear all of us farmers. Every time we testify at these hearings, it is never complete. It has never been 15 senators. But I am here to support Bill 223 and I thank you, Senator ben pangelinan, for introducing this bill because this bill will definitely answer the farmers back. I am really in support, Un dangkulu na si yu'os ma'ase for all the work you have been doing, especially for the farmers, and hopefully the Department of Agriculture will do more for all the farmers here in Guam, because I think the Department of Agriculture is definitely lacking to the farmers. We need help from them, but I'm not seeing any help from the Department. It's only me that is calling them up, pushing them.

Please, pot fabot ayuda i manlanchero. I respect Ms. Taitague, she's an honorable lady, a hardworking lady, but when they appoint you as a director of the Department of Agriculture, you have got to stand up. When that storm passed away, you have got to stand up and search all these farmers out there. [translation from *Chamorro* to English] You got to stand up and search all these farmers out there and make your feet muddier, and look for the ranchers/farmers because they are crying out there. For some farmers that is the only source of income, the only way of life, and we continue to wait for this (assistance), we continue with the setbacks, they continue with the cheating of farmers. It may be the last hearing for me, unless I see and hold that money in my hands that I will be able to begin farming because the storm destroyed all my crops. I have animals, carabao, which damage my fencing. And we are going to continue to wait? The chances are, I will be buried before I see any of this assistance. Si yu'os ma'ase.

**Chairman Vicente Pangelinan:** Si yu'os ma'ase Mr. Duenas. Mr. Wusstig?

**3) Mr. Ernie Wusstig, Vice President, Farmer's Cooperative Association of Guam.**

**Mr. Ernie Wusstig:** Thank you Senator ben, thank you to all you senators present here today, Senator Tina Muña Barnes, Senator Judi Won Pat, Senator Dueñas and Senator Morrison. Dangkulu na si yu'os ma'ase Senator Ben Pangelinan for introducing this bill. I don't think anyone approached you to appropriate or to have a bill for \$400,000, I know I didn't. I was very surprised when I heard that Senator ben pangelinan is hearing a bill for \$400,000. I would just like to say thank you I would also like to thank the author of the bill, Ted Sgambelluri Nelson and I would like to thank Joseph Ada for signing this bill. This is all I have to say, thank you very much for listening to our problems I know that it has been awhile, two months have passed and I keep looking at my farmland, I really want to work but I can't even pick coconut. I had corn that would have been ready for thanksgiving but there is none. It is a burden to be a farmer, I am very happy to be a farmer and no one told me to be a farmer. This is how I grew up and this is what I know. I feel very rewarded when I plant my crops and I see our people enjoy, that is where I get my feeling for agriculture. When I see people really enjoying those produce that is where I get my satisfaction. It really hurts when you really want to do it and you just can't do it. Then someone came along and says 'Hey! I want to give you some money, a loan.' I can't borrow anymore, I can't. I keep falling behind. And we don't know whether another storm is going to hit us next week. The last I want to say is thank you very much again for acting on this and I hope the governor, I was hoping he will sign this right away if you pass it on the floor tomorrow or whenever. I hope the governor signs it the day you pass it because we can't wait anymore. Dangkulu na si yu'os ma'ase for you, Senator ben.

**Chairman Vicente Pangelinan:** Thank you and si yu'os ma'ase. Any questions for the panel? Senator Ada?

**Senator Tom Ada:** Director Taitague the position you are taking is you are advocating for a grant as opposed to the administration, Adelup, is advocating for a loan? So maybe you can help me to understand.

**Ms. Mariquita Taitague:** It was just for a bridge money that the Governor was saying so that when the legislature appropriates that money we can pay them back because the farmers were

asking us to expedite, to go forward with this because you know they cannot wait any longer. In order for the governor to give us this money we had to go through GEDA and then the arrangement was when the legislature appropriate the money, since it's just going to be bridge money, we will pay them back, it's just bridge money.

**Senator Tom Ada:** I find that interesting because this is the first I heard of the idea that the loan that Adelup was advocating for was just to be a bridge until someone at the legislature introduces a bill to appropriate the money, I am kind of surprised by that, that was the thinking behind that. I thought that the position (from Adelup) was that we are not giving out free money if you need money we will loan it to you. That is the way I understood.

**Ms. Mariquita Taitague:** Because of the fact that the farmers wanted expedition, they wanted it right away.

**Senator Tom Ada:** Sure.

**Ms. Mariquita Taitague:** And that is the only way, there is a process for that, the legislature appropriates the money correct? There is a process for us to go through but the governor was thinking maybe the fastest way for us to give the farmers their money is to go through GEDA, use it as a bridge money then after that...

**Senator Tom Ada:** Didn't the administration think the situation that occurred did not warrant a declaration of emergency for the farmers?

**Ms. Mariquita Taitague:** It was right away after the disaster struck that we talked to the GEDA people before the declaration was issued, because they were pounding on me, right there and the governor was thinking maybe the fastest way for us to give the farmers their money is to go through GEDA. Maybe the Governor wasn't aware, he didn't know what GEDA had in store. They are an entity or agency that loans money, not giving out grants. Maybe that is the light - for us to go through GEDA.

**Chairman Vicente Pangelinan:** Thank you very much. That was never communicated to anybody in the legislature. The communication was that we give you the money and if you don't pay back in six months we will convert it to a loan for six months and you get charged 4% interest. So we'll defer payment for six months but at the end of six months you will then begin making payment. The idea of the legislature paying it back was never communicated by the governor or his office. The quickest way to get the money to the farmers was to do what the governor did with regards to the declaration of an emergency in which he took, and used his transfer authority, to take \$250,000 from the Department of Education budget to pay Homeland Security to for being present overnight at Homeland Security and its shelters so he was able to take money using the declaration and using that money to pay personnel to watch the storm overnight. He declared an emergency for the farmers two months after he could have done the same declaration at the same time to pay those people watching the storm, and made available at least \$250,000 to the farmers and that was a choice not made and that is why the legislature responded in this fashion to give money to this. Again if that was the idea, nobody told the legislature that those loans would have converted to grants.

**Ms. Mariquita Taitague:** It was the conversation with Department of Agriculture and GEDA because are they are a loaning institution and of course the farmers are not.

**Chairman Vicente Pangelinan:** Some of them cannot borrow anymore. It doesn't push them ahead it holds them further behind at this time and I think this is a solution.

**Ms. Mariquita Taitague:** It was the quickest way to give the farmers their money out.

**Chairman Vicente Pangelinan:** Senator Muña Barnes?

**Senator Tina Muña Barnes:** Si yu'os ma'ãse, Mr. Chair. I guess on behalf of the Speaker, she wanted to ask, based on what you were saying, who qualifies...there was a statement from one of the farmers saying he probably can't borrow anymore because he's all tapped out. How would this be distributed? Would all the farmers be given that opportunity, because if it was the event for the government to pay it back, come to us and get the money, then pay it back, then that means, who would qualify that grant? But you probably couldn't borrow any money because you're all tapped out, so would it be under Department of Agriculture's sentiment to regulate or have all the farmer's apply for this loan, first, and then everybody qualifies?

**Ms. Mariquita Taitague:** There's a law in place already to distribute this money.

**Senator Tina Muña Barnes:** Yes, but if you're, or if the individual is borrowing, wouldn't it have to go through credit, if their credit is good, if they've been delinquent in the past? What's their repayment ability? What if they have seasonal crops, they need funding right away to make sure these crops are sustained? I'm just trying to see...I'm confused because they are for a loan application for up to \$20,000 based on, I guess it was bridge borrowing that was noted and that hopefully if we got the money, we would give it back. My take is, would this opportunity be given to all the farmers to say borrow and then the government will find the money, or like it said, we're not in the business of giving money, you can only borrow. And only those qualified to borrow will borrow. Is that the intent?

**Ms. Mariquita Taitague:** The law is already in place on how to distribute this money.

**Senator Tina Muña Barnes:** So who would be distributing this money?

**Ms. Mariquita Taitague:** Department of Agriculture would administer. They would administer all the records, when they come in, they will give an application, they will apply and from there an assessment of how much they need will be done.

**Senator Tina Muña Barnes:** Will the application be assessed on just damages, plus credit history?

**Ms. Mariquita Taitague:** Yes, plus receipts. How much they spend. It's the same program that we're doing with the USDA Farm Service, where it's based on what we spend on our farm that will be given to us, if we spend \$10,000, and we have a track record of production.

**Chairman Vicente Pangelinan:** Mr. Wusstig?

**Mr. Ernie Wusstig:** Now I'm starting to think here. If this bill passes for \$400,000, is this money going directly to the Department of Agriculture, or is it going to go back to GEDA? Do we have to borrow money at GEDA first, and then this money will pay GEDA? If I was to borrow money at GEDA, I'm sure they will turn me down, because I still owe them.

**Chairman Vicente Pangelinan:** No, this money will go directly to the Department of Agriculture to fund the Crop Compensation Program. It is not going to go to GEDA to fund the loan program. So there will be no loan application at GEDA for this appropriation.

**Ms. Mariquita Taitague:** No more GEDA. We're going to disconnect ourselves with GEDA.

**Chairman Vicente Pangelinan:** Good. [laughter from panel] Just for this loan.

**Mr. Victor Ducñas:** Why can't the Department of Agriculture have funding for the farmers? And let's go up there to the right agriculture area, and let's ask for help? Where is the funding for the farmer there? They're supposed to have the funding right there in the Department of Agriculture, so why do we have to keep travelling to different departments? Just send it down to Agriculture, everything is there, the paperwork is there. And let's deal with Agriculture.

**Chairman Vicente Pangelinan:** That's what this will do exactly. We're listening to you.

**Mr. Ernie Wusstig:** Senator, I got another question here. In the event that the Department of Agriculture finishes doing all of their assessments, and \$400,000 is not enough, would you reappropriate some more to satisfy the amount the farmers need?

**Chairman Vicente Pangelinan:** Yes, I think that is something the legislature will look at. Because the governor has declared an Agriculture Natural Disaster, I'm going to ask the governor to pitch in himself and use his powers under the declaration of an emergency to provide immediately \$250,000 like he did to pay Homeland Security for the emergency during the typhoon. So if he's declared an Agriculture Natural Disaster, he access to \$250,000. For sure, the legislature will provide \$400,000. We're asking the governor to act on those declarations to also provide \$250,000, and if that's not enough, we'll take a look at the additional money required.

**Mr. Ernie Wusstig:** Thank you.

**Chairman Vicente Pangelinan:** Thank you very much. GEDA, you're presenting written and oral testimony? Please identify yourself for the record, and you may begin.

**4) Ms. Christina Garcia, Acting Administrator, Guam Economic Development Authority.**

**Ms. Christina Garcia:** Hafa adai, my name is Christina Garcia. I'm here on behalf of Mr. Henry Taitano, Administrator of the Guam Economic Development Authority, to submit this testimony on Bill 223-32.

[Read written testimony verbatim, attached here]

**Chairman Vicente Pangelinan:** Thank you very much, Ms. Garcia. Ms. Garcia, you say that you oppose it because you've budgeted this for FY2014. When was that passed?

**Ms. Christina Garcia:** September 24<sup>th</sup>.

**Chairman Vicente Pangelinan:** Now, when did the law pass to see the GWA bonds?

**Ms. Christina Garcia:** I believe that passed after that time.

**Chairman Vicente Pangelinan:** Ok, so what would GEDA have done if the legislature had not approved the floating of those bonds? How would you have adjusted your operational expenses? Would you have adjusted your operational expenses?

**Ms. Christina Garcia:** Yes, sir.

**Chairman Vicente Pangelinan:** Ok, so if we took this money, then you would still adjust your operational expenses?

**Ms. Christina Garcia:** Yes, sir.

**Chairman Vicente Pangelinan:** So you have a plan to deal with it?

**Ms. Christina Garcia:** Sure, yes.

**Chairman Vicente Pangelinan:** So it would not harm GEDA that much because you have a contingency had the law not passed?

**Ms. Christina Garcia:** Yes.

**Chairman Vicente Pangelinan:** Ok. Thank you. Senator Ada?

**Senator Tom Ada:** What was the proceeds received from the recent \$175 million bond sale?

**Ms. Christina Garcia:** I believe it was about \$370,000.

**Senator Tom Ada:** I know that there is a bill right now in the works for Guam Power Authority to issue another approximately \$30 million. How would GEDA have gotten out of that?

**Ms. Christina Garcia:** About \$90,000.



**Senator Tom Ada:** That's \$460,000. There hasn't been any other bond sales, right, this fiscal year?

**Ms. Christina Garcia:** The other bond that was approved was the GARVEE Bond.

**Senator Tom Ada:** Oh, it got approved but it hasn't gone out to sell yet.

**Ms. Christina Garcia:** It hasn't gone out to sell yet. They're still working out the details on that bond.

**Senator Tom Ada:** Are you budgeting for the proceeds from that also? Already? How much are you budgeting for that?

**Ms. Christina Garcia:** Yes. \$65,000.

**Senator Tom Ada:** Ok. Thank you.

**Chairman Vicente Pangelinan:** Just for the record, GEDA received \$1,384,686 in bond fees for FY2013 from previous bond issues. In FY2013, from the bond issues that were done on the airport, etc., GEDA received \$1.3 million in fees. In addition, the monthly financial statements for GEDA shows that the net income for FY2013 is about \$554,000, from October through September from what we have looked at in the financials summary report.

**Ms. Christina Garcia:** If I could clarify something to the Committee. The receipt of revenues is all about timing. During this period of October to December we normally receive our QC fees, our surveillance fees for the year, and those are one-time annual fees. Even if we receive it now, they are used to carry us for the remainder of the year.

**Chairman Vicente Pangelinan:** I understand. But when you add all of that for the entire fiscal year, the net income for FY2013 was at \$554K from what we could gather, including your revenues from bond service fees, and your monthly revenues from operations. Just for that note.

**Ms. Christina Garcia:** Mr. Chairman, I think we have draft statements and the net income is estimated for 2013 at just a little over \$100,000. There were a number of losses incurred so...

**Chairman Vicente Pangelinan:** Yes, I saw those. We'll reconcile those numbers. Senator?

**Senator Chris Dueñas:** Thank you, Mr. Chairman. Tina, you prepared this testimony?

**Ms. Christina Garcia:** Yes, sir.

**Senator Chris Dueñas:** Ok, with concurrence of the Director?

**Ms. Christina Garcia:** Yes.

**Senator Chris Dueñas:** Ok, I have to say for the record, given the testimony by Agriculture, I think the governor's commitment is clear here. Please go back and make sure that this is in alignment, because I don't think it is at this point. Ok?

**Ms. Christina Garcia:** Ok.

**Senator Chris Dueñas:** And Tita, you were very clear, and you've made it clear on the record that Agriculture supports this, and I did make some calls myself yesterday. So I think, Tina, you can re-report to the Committee, because I think there is no question about the fact that even though you have operational issues, and you've budgeted for this, I think there is going to be no problem covering that. The support has been here from Agriculture, so please assist us with regard to that. Thank you, Mr. Chairman.

**Ms. Christina Garcia:** Ok.

**Chairman Vicente Pangelinan:** Thank you very much. I also want to note for the record that written testimony was submitted by Senator Rory Respicio in support of this legislation, and Ms. Angie Mendiola submitted written testimony in support of the legislation as well. There being no further testimony on this, we'd like to then thank everyone for their presence this afternoon, and we'll prepare the committee reports on all of the issues presented before the public this afternoon and proceed with trying to get session scheduled to act on this legislation. Thank you and si yu'os ma'ase' and we will now adjourn this public hearing.

### **III. FINDINGS & RECOMMENDATIONS**

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land has amended Bill No. 223-32 (COR) with minor grammatical changes, and the following modifications:

- Section 2 – authorizes extension of application period;
- Section 3 – includes in the reporting requirements the dates when each farmer applies for and receives compensation through the Program.

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land, hereby reports Bill No. 223-32 (COR), as amended with the recommendation To PASS.

**I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN  
2013 (FIRST) REGULAR SESSION**

Bill No. 223 -32 (COR)

Introduced by:

V.C. Pangelinan

**AN ACT TO APPROPRIATE THE SUM OF FOUR  
HUNDRED THOUSAND DOLLARS FOR THE  
COMPENSATION TO FARMERS FOR CROP DAMAGES  
PROGRAM ESTABLISHED PURSUANT TO CHAPTER  
64A, TITLE 5 OF THE GUAM CODE ANNOTATED.**

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

**Section 1. Appropriation to the Department of Agriculture.**

Notwithstanding any other provision of law, the sum of Four Hundred Thousand Dollars (\$400,000) is hereby appropriated from the Guam Economic Development Authority (GEDA) bond service revenue fees received as a result of the issuance of the Guam Waterworks Authority (GWA) Revenue Bond authorized pursuant to Public Law 32-069 and from the GEDA unrestricted net assets or fund balance to the Department of Agriculture for the sole purpose of funding the *Compensation to Farmers for Crop Damages* program (Program) established pursuant to Chapter 64A, Title 5 of the Guam Code Annotated.

**Section 3. Reporting Requirement.** The Director of the Department of

Agriculture *shall* submit a written report that details the expenditure of the appropriated funds in this Act to the Speaker of *I Liheslaturan Guåhan* and *I Maga'låen Guåhan* no later than January 31, 2014 and for each month thereafter if funds are expended in those months. The written report *shall* include, but is *not*

1 limited to, the number of bona fide farmers that receive compensation through the  
2 Program, the amount provided to each bona fide farmer,

3 **Section 3. Transfer Authority Prohibited.** The funds appropriated in this Act  
4 *shall* continue to be available until expended and *shall not* be subject to to any transfer  
5 authority of *I Maga'låhen Guåhan* or any inter-fund borrowing for use for any other  
6 purpose.

7 **Section 4. Severability.** If any provision of this Act or its application to any  
8 person or circumstance is held invalid, the invalidity *shall not* affect other provisions  
9 or applications of this Act which can be given effect without the invalid provision or  
10 application and to this end the provisions of this Act are severable.

**I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN  
2013 (FIRST) REGULAR SESSION**

**Bill No. 223-32 (COR)**

As Amended by the  
Committee on Appropriations,  
Public Debt, Legal Affairs, Retirement,  
Public Parks, Recreation,  
Historic Preservation and Land

**Introduced by:**

**V.C. Pangelinan**

**AN ACT TO APPROPRIATE THE SUM OF FOUR  
HUNDRED THOUSAND DOLLARS (\$400,000) FOR THE  
COMPENSATION TO FARMERS FOR CROP DAMAGES  
PROGRAM ESTABLISHED PURSUANT TO CHAPTER  
64A, TITLE 5 OF THE GUAM CODE ANNOTATED.**

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

1        **Section 1.     Appropriation to the Department of Agriculture.**  
2     Notwithstanding any other provision of law, the sum of Four Hundred Thousand  
3     Dollars (**\$400,000**) is hereby appropriated from the Guam Economic Development  
4     Authority (GEDA) bond service revenue fees received as a result of the issuance of  
5     the Guam Waterworks Authority (GWA) Revenue Bond authorized pursuant to Public  
6     Law 32-069 and from the GEDA unrestricted net assets or fund balance to the  
7     Department of Agriculture for the sole purpose of funding the *Compensation to*  
8     *Farmers for Crop Damages* program (Program) established pursuant to Chapter 64A,  
9     Title 5 of the Guam Code Annotated.

1       **Section 2. Application Extension Authorized.** Notwithstanding any other  
2 provision of law, rule or regulation, bona fide farmers that apply and qualify for  
3 compensation from the Program relative to the agricultural disaster declared in  
4 Declaration of Agriculture Disaster No. 2013-001 *shall* be authorized to file  
5 applications for the Program within sixty (60) days of the date Declaration of  
6 Agriculture Disaster No. 2013-001 was issued.

7       **Section 3. Reporting Requirement.** The Director of the Department of  
8 Agriculture *shall* submit a written report that details the expenditure of the  
9 appropriated funds in this Act to the Speaker of *I Liheslaturan Guåhan* and *I*  
10 *Maga'låhen Guåhan* no later than January 31, 2014 and for each month thereafter if  
11 funds are expended or encumbered in those months. The written report *shall* include,  
12 but is *not* limited to, the number of bona fide farmers that receive compensation  
13 through the Program, the amount provided to each bona fide farmer, and the date each  
14 bona fide farmer applied and/or registered for the Program and the date each bona fide  
15 farmer received compensation through the Program.

16       **Section 4. Transfer Authority Prohibited.** The funds appropriated in this Act  
17 *shall* continue to be available until expended and *shall not* be subject to to any transfer  
18 authority of *I Maga'låhen Guåhan* or *any* inter-fund borrowing for use for any other  
19 purpose.

20       **Section 5. Severability.** If any provision of this Act or its application to any  
21 person or circumstance is held invalid, the invalidity *shall not* affect other provisions  
22 or applications of this Act which can be given effect without the invalid provision or  
23 application and to this end the provisions of this Act are severable.



# Mina'trentai Dos na Liheslaturan Guahan

32ND GUAM LEGISLATURE

## Senator Vicente "ben" Cabrera Pangelinan

COMMITTEE ON APPROPRIATIONS, PUBLIC DEBT, LEGAL AFFAIRS, RETIREMENT,  
PUBLIC PARKS, RECREATION, HISTORIC PRESERVATION AND LAND

Friday, November 22, 2013

Bill No. 223

### SIGN UP SHEET

NAME	ADDRESS	PHONE	EMAIL	WRITTEN	ORAL	SUPPORT Yes <input type="checkbox"/> No <input type="checkbox"/>
Albert San Agustin	Dededo	633 6237			<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
Ronald T. Laguarda	P.O. Box 2453 Hagatna, GU 96992	734-1026	rlaguarda@gmail.com	<input checked="" type="checkbox"/> To be emailed later		yes
Victor Duanez	Irangan	828-0001				Yes
Joseph Duanez	"	"				Yes
Marigante Teitague		300-7970	doagridine@yahoo.com	<input checked="" type="checkbox"/>		yes
Tom & Marianne Blas	Sinajana	7476577	trblas@hotmail.com	<input checked="" type="checkbox"/>		Yes

324 W. Soledad Ave. Hagatna, Guam 96910

Ph. 473-4236 Fax. 473-4238

Email: senbenp@guam.net



# Mina'trentai Dos na Liheslaturan Guahan

32ND GUAM LEGISLATURE

## Senator Vicente "ben" Cabrera Pangelinan

COMMITTEE ON APPROPRIATIONS, PUBLIC DEBT, LEGAL AFFAIRS, RETIREMENT,  
PUBLIC PARKS, RECREATION, HISTORIC PRESERVATION AND LAND

Friday, November 22, 2013

Bill No. 223

### SIGN UP SHEET

NAME	ADDRESS	PHONE	EMAIL	WRITTEN	ORAL	SUPPORT	
						Yes	No
✓ Ernest R. Nussery		483-5679			✓	Yes	
JOHN C. BORJA		300-7973				Yes	
Tina Garcia	5th Floor ITC Bldg	(477-4332)			✓	Yes	

324 W. Soledad Ave. Hagatna, Guam 96910

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**Mina'trentai Dos na Liheslaturan Guahan**  
**32ND GUAM LEGISLATURE**

**Senator Vicente "ben" Cabrera Pangelinan**

**COMMITTEE ON APPROPRIATIONS, PUBLIC DEBT, LEGAL AFFAIRS, RETIREMENT,  
PUBLIC PARKS, RECREATION, HISTORIC PRESERVATION AND LAND**

**Friday, November 22, 2013**

~~Bill No. 209~~ Bill No. 223

**SIGN UP SHEET**

NAME	ADDRESS	PHONE	EMAIL	WRITTEN	ORAL	SUPPORT	
						Yes	No
Angelita Mendile		432-2520	98783@hotmail	✓		Yes	

324 W. Soledad Ave. Hagatna, Guam 96910  
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**Mina'trentai Dos na Liheslaturan Guahan**  
**32ND GUAM LEGISLATURE**

**Senator Vicente "ben" Cabrera Pangelinan**

**COMMITTEE ON APPROPRIATIONS, PUBLIC DEBT, LEGAL AFFAIRS, RETIREMENT,  
PUBLIC PARKS, RECREATION, HISTORIC PRESERVATION AND LAND**

**Friday, November 22, 2013**

**Bill No. 219** Bill No ~~213~~ 223

**SIGN UP SHEET**

NAME	ADDRESS	PHONE	EMAIL	WRITTEN	ORAL	SUPPORT	
						Yes	No
BILL McDONALD	AGANA Hts	488-0077	billmcd@pho	NO	NO	Yes	

Albert San Agustín

# Horticulture

From Wikipedia, the free encyclopedia

**Horticulture** is the science, technology, and business involved in intensive plant cultivation for human use. It is practiced from the individual level in a garden up to the activities of a multinational corporation. It is very diverse in its activities, incorporating plants for food (fruits, vegetables, mushrooms, culinary herbs) and non-food crops (flowers, trees and shrubs, turf-grass, hops, medicinal herbs). It also includes related services in plant conservation, landscape restoration, landscape and garden design/construction/maintenance, arboriculture, horticultural therapy, and much more. This range of food, medicinal, environmental, and social products and services are all fundamental to developing and maintaining human health and well-being.<sup>[1]</sup>

Horticulturists apply the knowledge, skills, and technologies used to grow intensively produced plants for human food and non-food uses and for personal or social needs. Their work involves plant propagation and cultivation with the aim of improving plant growth, yields, quality, nutritional value, and resistance to insects, diseases, and environmental stresses. They work as gardeners, growers, therapists, designers, and technical advisors in the food and non-food sectors of horticulture.

Horticultural scientists focus on the research that underpins horticultural knowledge, skills, technologies, education, and commerce. Horticultural science encompasses all of the pure sciences – mathematics, physics, chemistry, geology, and biology – as well as related sciences and technologies that underpin horticulture, such as plant pathology, soil science, entomology, weed science, and many other scientific disciplines. It also includes the social sciences, such as education, commerce, marketing, healthcare and therapies that enhance horticulture's contribution to society.

A gardener is a person that tends to a garden and is therefore a horticulturist. However, not all horticulturists are gardeners.



A fruit and vegetable market in Milan



A vertical garden



Horticultural and health-related produce

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## Etymology

The word *horticulture* is modeled after *agriculture*, and comes from the Latin *hortus* "garden"<sup>[2]</sup> and *cultūra* "cultivation", from *cultus*, the perfect passive participle of the verb *colō* "I cultivate".<sup>[3]</sup> *Hortus* is cognate with the native English word *yard* (in the meaning of land associated with a building) and also the borrowed word *garden*.<sup>[4]</sup>

Horticulture is a term that evokes images of plants, gardening, and people working in the horticultural industries.<sup>[5]</sup> For the public, and policy makers, the term is not completely understood nor is its impact on human activities been fully appreciated.<sup>[5]</sup> Horticulture impacts widely on human activities, more than its popular understanding as merely "gardening" would indicate. It needs to be recognised as a matrix of interrelating areas that overlap, with complex interrelationships. A wider and more accurate definition will communicate effectively the importance of plants, their cultivation and their use for sustainable human existence. The popular "gardening activity" sense fails to convey the important role that horticulture plays in the lives of individuals, communities and human societies as a whole. Describing its impact on the physiological, psychological and social activities of people is key to expanding our understanding, however "the cultivation of a garden, orchard, or nursery" and "the cultivation of flowers, fruits, vegetables, or ornamental plants" as well as "the science and art of cultivating such plants"<sup>[6]</sup> will suffice to sketch the outline of a short description. Relf (1992)<sup>[7]</sup> expanded the traditional understanding of horticulture beyond "garden" cultivation. Tukey (1962)<sup>[8]</sup> gave an overview of those involved in the field of horticulture, in stating that there are those who are concerned with the science or biological side, those concerned with the business side and finally those who are concerned with the home or art side, who enjoy plants simply for the satisfaction they get from them. Primarily it is an art, but it is intimately connected with science at every point.<sup>[9]</sup> Relf highlighted the fact that limiting the definition of horticulture severely limits an understanding of what horticulture means in terms of human well-being.<sup>[10]</sup> Relf provided a comprehensive definition of horticulture as; the art and science of plants resulting in the development of minds and emotions of individuals, the enrichment and health of communities, and the integration of the "garden" in the breadth of modern civilisation.<sup>[7]</sup> In addition, Halfacre and Barden (1979),<sup>[11]</sup> Janick and Goldman (2003).<sup>[12]</sup> further extended the scope of horticulture when they agreed that the origins of horticulture are intimately associated with the history of humanity and that horticulture encompasses all life and bridges the gap between science, art and human beings. This broader vision of horticulture embraces plants, including the multitude of products and activities (oxygen, food, medicine, clothing, shelter, celebration or remembrance) essential for human survival; and people, whose active and passive involvement with "the garden" brings about benefits to them as individuals and to the communities and cultures they encompass (Relf, 2002,<sup>[7]</sup> Relf and Lohr, 2003<sup>[13]</sup>).

It can be concluded that horticulture happens when people are in intimate, intensive contact with plants. It is the interface between people and plants.

According to some accounts, horticulture involves nine areas of study, which can be grouped into two broad sections – ornamentals and edibles:

- Arboriculture is the study of, and the selection, planting, care, and removal of, individual trees, shrubs, vines, and other perennial woody plants.
- Turf management includes all aspects of the production and maintenance of turf grass for sports, leisure use or amenity use.
- Floriculture includes the production and marketing of floral crops.
- Landscape horticulture includes the production, marketing and maintenance of landscape plants.
- Olericulture includes the production and marketing of vegetables.
- Pomology includes the production and marketing of pome fruits.
- Viticulture includes the production and marketing of grapes.
- Oenology includes all aspects of wine and winemaking.
- Postharvest physiology involves maintaining the quality of and preventing the spoilage of plants and animals.

Horticulturists can work in industry, government or educational institutions or private collections. They can be cropping systems engineers, wholesale or retail business managers, propagators and tissue culture specialists (fruits, vegetables, ornamentals, and turf), crop inspectors, crop production advisers, extension specialists, plant breeders, research scientists, and teach entomology, chemistry, geography, mathematics, genetics, physiology, statistics, computer science, communications, garden design, and planting design. Plant science and horticulture courses include: plant materials, plant propagation, tissue culture, crop production, post-harvest handling, plant breeding, pollination management, crop nutrition, entomology, plant pathology, economics, and business. Some careers in horticultural science require a masters (MS) or doctoral (PhD) degree.

Horticulture is practiced in many gardens, "plant growth centres" and nurseries. Activities in nurseries range from preparing seeds and cuttings to growing fully mature plants. These are often sold or transferred to ornamental gardens or market gardens.

## Anthropology

Horticulture has a very long history.<sup>[14]</sup> The study and science of horticulture dates all the way back to the times of Cyrus the Great of ancient Persia, and has been going on ever since, with present day horticulturists such as Freeman S. Howlett, and the revolutionary horticulturist Luther Burbank. The practice of horticulture can be retraced for many thousands of years. The cultivation of taro and yam in Papua New Guinea dates back to at least 6950–6440 cal BP.<sup>[15]</sup> The origins of horticulture lie in the transition of human communities from nomadic hunter-gatherers to sedentary or semi-sedentary horticultural communities, cultivating a variety of crops on a small scale around their dwellings or in specialized plots visited occasionally during migrations from one area to the next (such as the "milpa" or maize field of Mesoamerican cultures).<sup>[16]</sup> In the Pre-Columbian Amazon Rainforest, natives are believed to have used biochar to enhance soil productivity by smoldering plant waste.<sup>[17]</sup> European

settlers called it *Terra Preta de Indio*.<sup>[18]</sup> In forest areas such horticulture is often carried out in swiddens ("slash and burn" areas).<sup>[19]</sup> A characteristic of horticultural communities is that useful trees are often to be found planted around communities or specially retained from the natural ecosystem.

Horticulture primarily differs from agriculture in two ways. First, it generally encompasses a smaller scale of cultivation, using small plots of mixed crops rather than large fields of single crops. Secondly, horticultural cultivations generally include a wide variety of crops, even including fruit trees with ground crops. Agricultural cultivations however as a rule focus on one primary crop. In pre-contact North America the semi-sedentary horticultural communities of the Eastern Woodlands (growing maize, squash and sunflower) contrasted markedly with the mobile hunter-gatherer communities of the Plains people. In Central America, Maya horticulture involved augmentation of the forest with useful trees such as papaya, avocado, cacao, ceiba and sapodilla. In the cornfields, multiple crops were grown such as beans (using cornstalks as supports), squash, pumpkins and chilli peppers, in some cultures tended mainly or exclusively by women.<sup>[20]</sup>

## Horticulture organizations

The professional body representing horticulturists in Great Britain and Ireland is the **Institute of Horticulture** (IOH).<sup>[21]</sup> Also, the IOH has an international branch for members outside of these islands.

The International Society for Horticultural Science<sup>[22]</sup> promotes and encourages research and education in all branches of horticultural science.

The American Society of Horticultural Science<sup>[23]</sup> promotes and encourages research and education in all branches of horticultural science in the Americas.

The Australian Society of Horticultural Science was established in 1990 as a professional society for the promotion and enhancement of Australian horticultural science and industry.<sup>[24]</sup>

The New Zealand Horticulture Institute<sup>[25]</sup>

Ethiopian Horticulture Development Agency

## See also

- Floriculture
- Forest gardening
- Genomics of domestication
- Hoe-farming
- Horticultural botany
- Horticultural flora
- Horticultural oil
- Horticultural therapy
- Indigenous horticulture
- Landscaping
- Permaculture
- Plant nutrition
- Plug (horticulture)
- Tropical horticulture
- Turf management
- Vertical farming

## References

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- Stephenson R. 2012 Defining Horticulture, Horticulturist and Horticultural Scientist. Ad Hoc Committee for Global Horticulture Advocacy. Editor: Dr Owen Doyle University College Dublin Ireland. Feb. 2012.
2. ^ hortus (<http://www.perseus.tufts.edu/hopper/text?doc=Perseus:text:1999.04.0059:entry=hortus>). Charlton T. Lewis and Charles Short. *A Latin Dictionary* on Perseus Project.
3. ^ Harper, Douglas. "horticulture" (<http://www.etymonline.com/index.php?term=horticulture>). *Online Etymology Dictionary*.
4. ^ Entry for *yard* (<http://dictionary.reference.com/browse/yard>) Dictionary.com (presenting information supposedly from Random House Dictionary)
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9. ^ Bailey, L.H. 1904. *Cyclopedia of American Horticulture*. MacMillan, N.Y.
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13. ^ Relf, P.D. and Lohr, V.I. 2003. Human issues in horticulture. *HortTechnology*. 38(5): 984.
14. ^ [1] (<http://www.hort.purdue.edu/newcrop/history/default>)
15. ^ Fullagar, Richard, Judith Field, Tim Denham, and Carol Lentfer (2006) *Early and mid Holocene tool-use and processing of taro (Colocasia esculenta), yam (Dioscorea sp.) and other plants at Kuk Swamp in the higlands of Papua New Guinea* *Journal of Archaeological Science* 33: 595–614
16. ^ von Hagen, V.W. (1957) *The Ancient Sun Kingdoms Of The Americas*. Ohio: The World Publishing Company
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18. ^ Glaser, Bruno, Johannes Lehmann, and Wolfgang Zech, *Ameliorating physical and chemical properties of highly weathered soils in the tropics with charcoal – a review*, 35 *Biology and Fertility of Soils* 219, 220 (2002) ("These so called Terra Preta do Indio (Terra Preta) characterize the settlements of pre-Columbian Indios. In Terra Preta soils large amounts of black C indicate a high and prolonged input of carbonized organic matter probably due to the production of charcoal in hearths, whereas only low amounts of charcoal are added to soils as a result of forest fires and slash-and-burn techniques.") (internal citations omitted)
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20. ^ Thompson, S.I. (1977) *Women, Horticulture, and Society in Tropical America*. *American Anthropologist*, N.S., 79: 908–10
21. ^ IOH (<http://www.horticulture.org.nk/>)
22. ^ ISHS (<http://ishs.org/about>)
23. ^ ASHS (<http://www.ashs.org>)
24. ^ AuSHS (<http://aushs.org.au>)
25. ^ [2] (<http://www.rnzih.org.nz/>)

## Further reading

- C.R. Adams, *Principles of Horticulture* Butterworth-Heinemann; 5th edition (11 Aug 2008), ISBN 0-7506-8694-4

## External links

- The Institute of Horticulture (<http://www.horticulture.org.uk/>)
- ISHS – International Society for Horticultural Science (<http://www.ishs.org/>)
- The Royal Horticultural Society (<http://www.rhs.org.uk/>)
- British Library – finding information on the horticulture industry (<http://www.bl.uk/collections/business/hortind>)
- History of Horticulture (<http://www.hort.purdue.edu/newcrop/history/>)
- HORTIVAR – The FAO Horticulture Cultivars Performance Database (<http://www.fao.org/hortivar>)
- Global Horticulture Initiative – GlobalHort (<http://www.globalhort.org>)
- Horticulture Information & Resource Library (<http://hin.com.au>)
- Plant and Soil Sciences eLibrary (<http://passel.unl.edu/>)

Retrieved from "<http://en.wikipedia.org/w/index.php?title=Horticulture&oldid=581410985>"

Categories: Horticulture and gardening | Agronomy

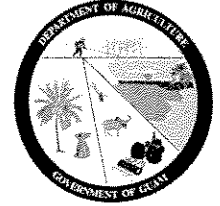
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# Department of Agriculture Dipattamenton Agrikottura

163 Dairy Road, Mangilao, Guam 96913



**Eddie Baza Calvo**  
Governor

**Ray Tenorio**  
Lt. Governor

Director's Office	300-3965/66; Fax 734-6569
Agricultural Dev. Services	300-7972/73
Animal Health	300-7965
Aquatic & Wildlife Resources	735-3955/56; Fax 734-6570
Forestry & Soil Resources	300-7975/76; Fax 300-3201
Plant Nursery	300-7974
Plant Inspection Facility	475-1426/27; Fax 477-9487

**Mariquita F. Taitague**  
Director

**Deputy Director**

November 22, 2013

## MEMORANDUM

To: Thirty Second (32nd) Guam Legislature

From: Director, Department of Agriculture

Subject: Written Testimony

Buenas yan Hafa Adai ham yu todus. Members of the Thirty Second (32nd) Guam Legislature and also members of the Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land. Un dangkolu na si yu'us ma'ase para todus ham yu for allowing me to come before you to testify in Support of Bill No 223-32 seeking to appropriate some funding to assist disaster-stricken farmers.

Guahu si Mariquita Taitague, Directot gi Dipattamenton Agrikottura put este na soontu by hu sagan, the farmers of Guam are a resilient group of individuals that can endure many hardships, work twelve hours a day and are the true stewards of the land as they provide the island residents with fresh local fruits and vegetables. It has been over eleven years ago with the passing of Chata'an and Pongsona in 2002 that the farming community last experienced a total loss in agricultural production.

Several months ago that continued struggle to provide fresh local fruits and vegetables to our island residents was met with a tremendous blow as a result of adverse weather conditions from storms that affected Guam. It's "the straw that broke the camel's back." amongst the many hardships compounded over the years.

Farmers saw their fields of papaya, beans, melons, peppers, etc. flooded, and destroyed as well as their livelihood and income washed away. Sadden and dismayed at their losses, our local farmers have stepped forward calling upon my office as the Director of Agriculture, the Office of the Governor and Senators to seek some relief from this recent adverse weather conditions.

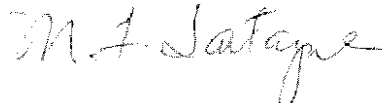
An initial survey shows our commercial farmers on island an estimated loss in agricultural production over \$450,000.00 with several farmers having \$30,000.00 in crop losses alone.

In this light, I, Mariquita F. Taitague the Director of Agriculture have requested the Governor to issue Agriculture Disaster thus allowing for funding for the crop compensation program Pursuant to Public Law 22-64.

In behalf of the farmers, Thank You Senators addressing the needs of the farmers. I humbly seek the support of all of you senators of the thirty-second (32nd) Guam Legislature and members for the Appropriation Committee to appropriate the funding needed for the farmers to get back on their feet. With a tract record of 30 years of farming both good and bad. I have walked the shoes of all these farmers. When a disaster strikes, it comes with a big blow, but this wouldn't stop any of them. Resilient endurance and passion will motivate them to go on, so our island, our community will continue to enjoy locally-grown fruits and vegetables hence forward.

GOD BLESS GUAM.

Si Yu'us Ma'ase

A handwritten signature in dark ink, appearing to read "M. F. Taitague", written in a cursive style.

MARIQUITA F. TAITAGUE



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HENRY J. TAITANO  
ADMINISTRATOR

Public Hearing Testimony of Mr. Henry J. Taitano, Administrator  
Guam Economic Development Authority  
November 22, 2013

Bill No. 223-32 (COR)

**AN ACT TO APPROPRIATE THE SUM OF FOUR HUNDRED THOUSAND DOLLARS FOR THE COMPENSATION TO FARMERS FOR CROP DAMAGES PROGRAM ESTABLISHED PURSUANT TO CHAPTER 64A, TITLE 5 OF THE GUAM CODE ANNOTATED.**

*HAFA ADAI* Senator Pangelinan and members of the Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land. My name is Christina Garcia and I am here on behalf of Mr. Henry Taitano, Administrator of the Guam Economic Development Authority (GEDA) to submit testimony on Bill No. 223-32 (COR).

GEDA supports the intent of the bill but must oppose the use of GEDA bonds fees from the Guam Waterworks Authority (GWA) bond authorized pursuant to PL 32-069 and from other unrestricted funds.

GEDA responded immediately to Governor Calvo's call for assistance after the Governor met with Guam Farmers who lost substantial amounts of crops because of the recent stormy weather. During a special meeting held on November 7<sup>th</sup>, GEDA received approval from our Board to create a special loan program, the *Special Economic Emergency Development ("SEED")* program that would provide up to a Twenty Thousand Dollar (\$20,000) loan to each qualified farmer, with a 6-month deferred interest and principle payment. The funding source was the Agricultural Development Fund.

The Board acknowledged that the repayment source would come from legislative appropriation upon the declaration of an Agricultural Disaster as mandated by Chapter 64A, Title 5, Guam Code Annotated.

The language in the bill that allocates GEDA bond fees from the GWA bond sell to serve as the funding source for grants to farmers, has been earmarked in GEDA's FY2014 budget to support operations; it represents 12% of current revenues. GEDA's primary revenue source, industrial park rents, has declined in recent years due to the loss of industrial park properties resulting in a decline of about 20% of recurring revenues.

In dealing with unrestricted funds, management has taken the approach that these funds be preserved to maintain and address future operational shortfalls to ensure GEDA continues to meet and fulfill its statutory mandates.

In closing, I thank the members of this Committee for this opportunity to provide testimony on Bill 223-32 (COR).

*Si Yu'os Ma'ase,*

*for Christina Garcia*  
Henry J. Taitano  
Administrator



November 22, 2013

Honorable Chairman, Senator Vicente “Ben” C. Pangelinan and members of Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land

Buenas Taddes,

I am Inalajan Farmer Angelita Paulino Mendiola. I hereby submit my testimony in **support** of:

**Bill No. 223-32 (COR) – Introduced by Senator Vicente (Ben) Cabrera Pangelinan: AN ACT TO APPROPRIATE THE SUM OF FOUR HUNDRED THOUSAND DOLLARS FOR THE COMPENSATION TO FARMERS FOR CROP DAMAGES PROGRAM ESTABLISHED PURSUANT TO CHAPTER 64A, TITLE 5 OF THE GUAM CODE ANNOTATED**

I and several of my fellow Guam farmers have been knocking on every government door possible since the beginning of the heavy rain storms throughout September in addition to even more damaging weather with the passing of Typhoon Francisco in October. We were calling each other in desperation as to the conditions of our damaged crops and the seeming lack of communication from our local government. The federal government closure added to the uncertainty, desperation, and frustration of a number of farmers who needed to file their respective claims against their crop insurance with the Farm Service Agency. Some of these farmers were even calling me up late in the night in anguish not knowing what to do to support their families and pay their bills. They expressed feelings of helplessness, fear, loss, and even abandonment!

The first meeting convened to hear our cry was called by Senator Aline Yamashita. I met her at a medical fund raiser on a Friday night and while we were greeting each other, my cell phone rang. It was a desperate farmer at the other end. I respectfully asked the senator to please take the call and listen to the desperation of this particular farmer. She heard him and called for a meeting the following Monday with the Department of Agriculture Director Tita Taitague and her staff member John Borja, NRCS –Bart Lawrence, FSA-Tom Camacho, UOG-Roland Quitugua along with several other farmers. All manner of problems and frustrations were expressed at this meeting. The group ultimately requested for a subsequent meeting with Governor Calvo. Thank you to Governor Calvo for agreeing to meet with us the day after his arrival from off-island, and on a Saturday. Our meeting with the Governor eventually led to GEDA developing a so-called “Bridge Loan” wherein \$500K was made available for farmers to apply. From my understanding, a farmer can apply up to maximum \$20k loan with no interest for up to 6 months with an assessment of 4% interest thereafter.

At our Farmers Meeting on Thursday on November 7, many farmers were skeptical of the “Bridge Loan” program. I am uncertain how many have applied for the program so far.

In an attempt to gauge the sentiment of the collective, I echoed a farmer’s remark saying, “Why don’t we abandon our farms and just line up for food stamps?” You can imagine the

response of the people who work from sunrise to sunset seven days a week. "No to food stamps", they said! They preferred to continue to earn their dollars through their sweat, toiling the land in the hot sun with pride! Their questions were more along the lines of WHY ISN'T THE GOVERNMENT DOING ANYTHING to really help them with crop damages and overall disaster on their farms. Why does it take so long for anybody to come and verify their losses? What about PL 22-64 that already set out a timeline and process to address these very same types of disasters? There were many questions with no or too few answers.

Bill 223-32 is an "inina" and answer to help our island farmers to begin all over and move forward to provide needed local produce for our people, the livelihood of the farming community along with the preservation of an integral part of our cultural identity!

I wish to take this opportunity to thank Senator Aline Yamashita for always taking the time to listen to the farmers and helping us with our marketing issues with the Department of Education among other requests for help.

Thank you to all the senators that are supportive and value the importance of our agriculture community and the hard working farmers. We need to build a strong island agriculture industry to be able to make Guam a sustainable community!

Senator Ben, thank you for helping us with the proposed Farmers' Market land issue. Thank you for helping to fund our Farmers Coop's operating cost. Thank you for Bill 223-32.

I pray and hope that the 32<sup>nd</sup> Legislature will support Bill 223-32 in an expeditious manner to help our suffering island farmers so that they can start all over again and move forward. We all need our local produce back on our tables as soon as possible, especially with the upcoming holidays. Please do not delay the passage of Bill 223-32!

In the spirit of Thanksgiving, thank you to the farmers for providing the needed nutritional food on our tables through the long hours of your work and sweat. May God's blessings, through the help and care of our government, lift you up to continue serving the people in both good times and bad.

Biba, Guam Farmers!

Respectfully,

Angelita P. Mendiola  
Inalajan, Guam Farmer

**SENATOR RORY J. RESPICIO**

**MAJORITY LEADER**

**CHAIRPERSON**  
COMMITTEE ON RULES; FEDERAL, FOREIGN & MICRONESIAN AFFAIRS;  
HUMAN & NATURAL RESOURCES; AND ELECTION REFORM



*I Mina'trentai Dos na Libeslaturan Guåban*  
**THIRTY-SECOND GUAM LEGISLATURE**

November 22, 2013

Sen. Vicente C. Pangelinan, Chairman  
Committee on Appropriations, Public Debt, Legal Affairs,  
Retirement, Public Parks, Recreation, Historic Preservation and Land  
155 Hesler Place  
Hagåtña, Guam 96910

Dear Mr. Chairman:

*Hafa adai.* This is in reference to Bill No. 223-32 (COR), "AN ACT TO APPROPRIATE THE SUM OF FOUR HUNDRED THOUSAND DOLLARS FOR THE COMPENSATION TO FARMERS FOR CROP DAMAGES PROGRAM ESTABLISHED PURSUANT TO CHAPTER 64A, TITLE 5 OF THE GUAM CODE ANNOTATED." At the outset, I wish to convey my full support for this measure and offer my assistance in its passage.

Absent Governor Calvo's willingness to declare a state of emergency and provide immediate compensation to our farmers, your legislation suggests that our legislature will move to provide a remedy despite the administration's inaction. I concur with you, and pleased that there will be no more unnecessary delays in provide compensation for their crop damage.

Specifically, Mr. Chairman, our roundtable meeting yesterday with these affected farmers and administration officials underscored what we have been saying for the past two months: Our farmers have suffered substantial damage to their crops and therefore their livelihood. This situation requires a response by our public institutions in order to provide assistance to our farmers, so they can recover and restore their farms to full productivity.

As has occurred in past typhoons and storms, the Governor could have exercised his emergency authority and provided \$250,000 through the existing crop damage compensation program already established in public law, with promulgated rules and regulations. Instead of being provided this assistance, our farmers were offered loans that they would have to pay back. This is neither fair nor acceptable.

Once again, this legislation has my full support, and I recognize your leadership in moving us beyond the impasse brought on by the Governor's lack of attention to our farmers, and inability to effectively utilize his executive powers to help those in need of our government's assistance.

Very truly yours,

*Rory J. Respicio*  
Rory J. Respicio



## COMMITTEE ON RULES

*I Mina'trentai Dos na Liheslaturan Guåhan* • The 32nd Guam Legislature

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E-mail: [roryforguam@gmail.com](mailto:roryforguam@gmail.com) • Tel: (671)472-7679 • Fax: (671)472-3547

Senator

Rory J. Respicio

CHAIRPERSON

MAJORITY LEADER

Senator

Thomas C. Ada

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ASSISTANT MAJORITY LEADER

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Vicente (Ben) C. Pangolinan

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Speaker

Judith T.P. Won Pat, Ed.D.

Member

Senator

Dennis G. Rodriguez, Jr.

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Vice-Speaker

Benjamin J.F. Cruz

Member

Legislative Secretary

Tina Rose Muña Barnes

Member

Senator

Frank Blas Aguon, Jr.

Member

Senator

Michael F.Q. San Nicolas

Member

Senator

V. Anthony Ada

Member

MINORITY LEADER

Senator

Aline Yamashita

Member

## Certification of

## Waiver of

## Fiscal Note Requirement

This is to certify that the Committee on Rules submitted to the Bureau of Budget and Management Research (BBMR) a request for a fiscal note, or applicable waiver, on **BILL NO. 223-32 (COR) – “AN ACT TO APPROPRIATE THE SUM OF FOUR HUNDRED THOUSAND DOLLARS (\$400,000) FOR THE COMPENSATION TO FARMERS FOR CROP DAMAGES PROGRAM ESTABLISHED PURSUANT TO CHAPTER 64A, TITLE 5 OF THE GUAM CODE ANNOTATED.”** – on November 26, 2013. COR hereby certifies that BBMR confirmed receipt of this request on November 26, 2013 at 8:00 A.M.

COR further certifies that a response to this request was not received. **Therefore, pursuant to 2 GCA §9105, the requirement for a fiscal note, or waiver thereof, on Bill 223-32 (COR) to be included in the committee report on said bill, is hereby waived.**

Certified by:

**Senator Thomas C. Ada**

Acting Chairperson, Committee on Rules

**Date**



## COMMITTEE ON RULES

*I Mina'trentai Dos na Liheslaturan Guåhan* • The 32nd Guam Legislature

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Aline Yamashita

Member

November 25, 2013

### VIA E-MAIL

[john.rios@bhm.guam.gov](mailto:john.rios@bhm.guam.gov)

John A. Rios

Director

Bureau of Budget & Management Research

P.O. Box 2950

Hagåtña, Guam 96910

RE: Request for Fiscal Notes– Bill Nos. 222-32 (COR) through 227-32(COR)

*Hafa Adai* Mr. Rios:

Transmitted herewith is a listing of *I Mina'trentai Dos na Liheslaturan Guåhan's* most recently introduced bills. Pursuant to 2 GCA §9103, I respectfully request the preparation of fiscal notes for the referenced bills.

*Si Yu'os ma'åse'* for your attention to this matter.

Very Truly Yours,

Senator Thomas C. Ada

Acting Chairperson of the Committee on Rules

Attachment (1)

Cc: Clerk of the Legislature



<b>Bill Nos.</b>	<b>Sponsor</b>	<b>Title</b>
<b>222-32 (COR)</b>	Vicente (ben) C. Pangelinan	AN ACT TO AMEND §89.01(d)(2); TO AMEND §89.01(g)(2)(B); TO ADD A NEW SUBSECTION (C) TO §89.01(g)(2); TO AMEND §89.02(a)(2); TO AMEND §89.02(a)(3); TO AMEND §89.02(b)(2); TO AMEND §89.02(c)(1) AND TO ADD A NEW SUBSECTION (d) TO §89.02 ALL OF CHAPTER 89, 9 GUAM CODE ANNOTATED RELATIVE TO THE CRIMES AGAINST MINORS AND SEX OFFENDER REGISTRY.
<b>223-32 (COR)</b>	Vicente (ben) C. Pangelinan	AN ACT TO APPROPRIATE THE SUM OF FOUR HUNDRED THOUSAND DOLLARS (\$400,000) FOR THE COMPENSATION TO FARMERS FOR CROP DAMAGES PROGRAM ESTABLISHED PURSUANT TO CHAPTER 64A, TITLE 5 OF THE GUAM CODE ANNOTATED.
<b>224-32 (COR)</b>	T.C. Ada, R J. Respicio	AN ACT TO AMEND §5425, §5426, §5427, §5450, §5452, §5480, §5481 AND §§5485 (a) and (b) OF ARTICLE 9, AND §5703, §5705, §5706(b), §5707(a), §5708 OF ARTICLE 12, CHAPTER 5, TITLE 5 OF THE GUAM CODE ANNOTATED RELATIVE TO CLARIFYING LEGAL AND CONTRACTUAL REMEDIES IN GUAM PROCUREMENT LAW.
<b>225-32 (COR)</b>	Judith T. Won Pat, Ed.D. T.R. Muna Barnes Aline A. Yamashita, Ph.D.	AN ACT TO ADD A NEW CHAPTER 58C TO TITLE 5 OF THE GUAM CODE ANNOTATED, RELATIVE TO THE RENOVATION OR CONSTRUCTION OF A NEW SIMON SANCHEZ HIGH SCHOOL AND TO AMEND AND RENUMBER §22425(q) ARTICLE 4, CHAPTER 22, DIVISION 2, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO REVALUATION OF REAL PROPERTY TAXES AND TO AMEND §53101 OF TITLE 17 GUAM CODE ANNOTATED, RELATIVE TO EARLY CHILDHOOD PROGRAM FUND.
<b>226-32 (COR)</b>	Judith T. Won Pat, Ed.D. T.R. Muna Barnes Aline A. Yamashita, Ph.D.	AN ACT TO ADD A NEW CHAPTER 58D TO TITLE 5 GUAM CODE ANNOTATED RELATIVE TO THE FINANCE, DESIGN, RENOVATION, REHABILITATION, CONSTRUCTION OR MAINTENANCE OF PUBLIC SCHOOLS.
<b>227-32 (COR)</b>	T.C. Ada R.J. Respicio	AN ACT TO AUTHORIZE THE CREATION OF THE GUAM STREETLIGHT AUTHORITY TO ISSUE BONDS TO FINANCE THE PURCHASE AND INSTALLATION OF NEW LED STREETLIGHTS.



## COMMITTEE ON RULES

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Member

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V. Anthony Ada  
Member  
MINORITY LEADER


Senator  
Aline Yamashita  
Member

November 15, 2013

### MEMORANDUM

To: **Rennae Meno**  
*Clerk of the Legislature*

**Attorney Therese M. Terlaje**  
*Legislative Legal Counsel*

From: **Senator Thomas C. Ada**   
*Acting Chairperson of the Committee on Rules*

Subject: **Referral of Bill No. 223-32(COR)**

As the Acting Chairperson of the Committee on Rules, I am forwarding my referral of Bill No. 223-32(COR).

Please ensure that the subject bill is referred, in my name, to the respective committee, as shown on the attachment. I also request that the same be forwarded to all members of *I Mina'trentai Dos na Liheslaturan Guåhan*.

Should you have any questions, please feel free to contact our office at 472-7679.

*Si Yu'os Ma'åse!*

Attachment

*I Mina'Trentai Dos Na Liheslaturan Guahan*

**Bill Log Sheet**

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
<b>223-32</b> <b>(COR)</b>	Vicente (ben) C. Pangelinan	AN ACT TO APPROPRIATE THE SUM OF FOUR HUNDRED THOUSAND DOLLARS (\$400,000) FOR THE COMPENSATION TO FARMERS FOR CROP DAMAGES PROGRAM ESTABLISHED PURSUANT TO CHAPTER 64A, TITLE 5 OF THE GUAM CODE ANNOTATED.	11/15/13 2:25 p.m.	11/15/13	Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land			



Lisa Dames <cipo@guamlegislature.org>

## Public Hearing - FIRST NOTICE

Lisa Dames <cipo@guamlegislature.org>

Fri, Nov 15, 2013 at 5:07 PM

To: PHrg Notice <phnotice@guamlegislature.org>, phmaterials@guamlegislature.org

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation and Land will hold a public hearing on Friday, November 22, 2013 beginning at 9:00 am and 2:00 pm in the Guam Legislature Public Hearing Room. The following is on the agenda:

**9:00 AM**

**STATUS UPDATE BY THE GUAM ECONOMIC DEVELOPMENT AUTHORITY ON THE HOTEL OCCUPANCY TAX (HOT) BOND PROJECTS**

**2:00 PM**

### Confirmation Hearing

**Mr. Andrew C. Park, Member of the Guam Land Use Commission**

### Bills

**Bill No. 209-32 (COR) – Introduced by Speaker Judith Won Pat: An Act to Amend Section 1 of Public Law 31-234, Relative to extending the deadline to obligate or expend American Recovery and Reinvestment Funds.**

**Bill No. 219-32 (LS) – Introduced by Senator Vicente (ben) Cabrera Pangelinan: An Act to Amend §30109 of Article 1, Chapter 30, 5 Guam Code Annotated Relative to the duties of the Attorney General of Guam.**

**Bill No. 169-32 (LS) – Introduced by Senator Tina Muna Barnes: An Act to Rezone Lot No. 5168-4, Located in the Municipality of Tamuning, from Single-Family Dwelling Zone (R1) to Light Industrial Zone (M1).**

**Bill No. 223-32 (COR) – Introduced by Senator Vicente (ben) Cabrera Pangelinan: An Act to Appropriate the sum of Four Hundred Thousand Dollars (\$400,000) for the Compensation to Farmers for Crop Damages**

**Program established pursuant to Chapter 64A, Title 5 of the Guam Code Annotated.**

Yanggen un nisisita espesiât na setbision, put fabot âgang i ifsinan Sinadot Vicente (ben) Cabrera Pangelinan gi 473-4236/7. Yanggen un nisisita kopian i priniponi siha ginen este na tareha, hâlom gi i uepsait i Liheslaturan Guahan gi [www.guamlegislature.com](http://www.guamlegislature.com) Yanggen para un na'hâlom testigu-mu, chule' para i ifsinan-mâmi gi 324 West Soledad Avenue gi iya Hagåtña, pat guatto gi i Kuatton Katta gi i Liheslatura, pat faks gi 473-4238, patsino imel gi [office@senbenp.com](mailto:office@senbenp.com) Este na nutisiu inapâsi nu i fendon gubetrnamento.

If you require any special accommodations, auxiliary aids or other special services or for further information, please call the Office of Senator Vicente (ben) Cabrera Pangelinan at 473-4236/7. For copies of any of the Bills listed on this agenda, you may log on to the Guam Legislature's website at [www.guamlegislature.com](http://www.guamlegislature.com) Testimonies may be submitted directly to our office at 324 West Soledad Avenue in Hagåtña or at the Mail Room of the Guam Legislature, via fax at 473-4238, or via email at [office@senbenp.com](mailto:office@senbenp.com) /

--  
Lisa Dames

Chief of Staff

I MINA'TRENTAI DOS NA LIHESLATURAN GUAHAN

Senator Vicente (ben) Cabrera Pangelinan

Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public

Parks, Recreation, Historic Preservation, and Land.

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Lisa Dames <cipo@guamlegislature.org>

## Public Hearing - FIRST NOTICE

Lisa Dames <cipo@guamlegislature.org>

Fri, Nov 15, 2013 at 5:00 PM

To: news@k57.com, news@guampdn.com, Sabrina Salas <sabrina@kuam.com>, Jason Salas <jason@kuam.com>, Mindy Aguon <mindy@kuam.com>, Krystal Paco <krystal@kuam.com>, Josh Tyquiengco <jtyquiengco@k57.com>, clynt@k57.com, Betsy Brown <betsy@k57.com>, Kevin Kerrigan <kevin@k57.com>, Jon Anderson <jontalk@gmail.com>, Jon Anderson <editor@mvguam.com>, gerry@mvguam.com, marvic@mvguam.com, louella@mvguam.com, Frank Whitman <frank@mvguam.com>, rgibson@k57.com, ALICIA PEREZ <aliciaperez69@hotmail.com>, Alicia Perez <perezksto@gmail.com>, Gaynor Daleno <gdumat-ol@guampdn.com>, slimtiaco@guampdn.com, Oyaol Ngirairikl <odngirairikl@guampdn.com>, Jerick Sablan <jpsablan@guampdn.com>, life@guampdn.com

Hafa Adai,

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Yanggen un nisiaita espesialt na setbision, put fabot ágang i lāsinan Sinadot Vicente (ben) Cabrera Pangelinan gi 473-4236/7. Yanggen un nisisita kopian i priniponi siha ginen este na tareha, hālom gi i uepsait i Liheslaturan Guåhan gi [www.guamlegislature.com](http://www.guamlegislature.com) Yanggen para un na'hālom festigu-mu, chule' para i ifisinan-māmi gi 324 West Soledad Avenue gi iya Hagåtña, pat guatto gi i Kuatton Katta gi i Liheslatura, pat faks gi 473-4238, patsino imel gi [office@senbenp.com](mailto:office@senbenp.com) Este na nutisiu inapási nu i fendon gubetnamento.

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Lisa Darnes  
Chief of Staff  
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# I Mina'trentai Dos na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

November 20, 2013

## Memorandum

To: All Senators

From: Senator Vicente (ben) Cabrera Pangelinan

Re: Public Hearing – SECOND NOTICE

Chairman  
Committee on Appropriations,  
Public Debt, Legal Affairs,  
Retirement, Public Parks,  
Recreation, Historic Preservation  
and Land

Member  
Committee on Education,  
Public Libraries  
and Women's Affairs

Member  
Committee on General  
Government Operations and  
Cultural Affairs

Member  
Committee on Municipal  
Affairs, Tourism, Housing and  
Hagåtña Restoration and  
Development Authority

Member  
Committee on Health &  
Human Services, Health  
Insurance Reform, Economic  
Development and Senior  
Citizens

Member  
Committee on Aviation, Ground  
Transportation, Regulatory  
Concerns and Future  
Generations

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land will conduct a public hearing beginning at 9:00am and 2:00pm on Friday, November 22, 2013 at the Guam Legislature's Public Hearing Room.

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**Memo to All Senators**

**November 20, 2013**

**Page 2**

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Lisa Dames <cipo@guamlegislature.org>

## Public Hearing - SECOND NOTICE

Lisa Dames <cipo@guamlegislature.org>

Wed, Nov 20, 2013 at 8:47 AM

To: PHrg Notice <phnotice@guamlegislature.org>, phmaterials@guamlegislature.org

Hafa Adai,

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—  
Lisa Dames

Chief of Staff

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Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public  
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**2 attachments**

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49K



Lisa Dames <cipo@guamlegislature.org>

## Public Hearing - SECOND NOTICE

Lisa Dames <cipo@guamlegislature.org>

Wed, Nov 20, 2013 at 8:42 AM

To: news@k57.com, news@guampdn.com, Sabrina Salas <sabrina@kuam.com>, Jason Salas <jason@kuam.com>, Mindy Aguon <mindy@kuam.com>, Krystal Paco <krystal@kuam.com>, clynt@k57.com, Betsy Brown <betsy@k57.com>, Kevin Kerrigan <kevin@k57.com>, Jon Anderson <jontalk@gmail.com>, Jon Anderson <editor@mvguam.com>, gerry@mvguam.com, marvic@mvguam.com, louella@mvguam.com, Frank Whitman <frank@mvguam.com>, rgibson@k57.com, ALICIA PEREZ <aliciaperez69@hotmail.com>, Alicia Perez <perezksto@gmail.com>, Gaynor Daleno <gdumat-ol@guampdn.com>, slimtiaco@guampdn.com, Oyaol Ngirairiki <odngirairiki@guampdn.com>, Jerick Sablan <jpsablan@guampdn.com>, life@guampdn.com

Hafa Adai,

The Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land will conduct a public hearing beginning at **9:00am** and **2:00pm** on **Friday, November 22, 2013** at the Guam Legislature's Public Hearing Room.

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Yanggen un nisisita espesiāl na setbision, put fabot āgang i ifsinan Sinadot Vicente (ben) Cabrera Pangelinan gi 473-4236/7. Yanggen un nisisita kopian i priniponi siha ginen este na tareha, hālom gi i uepsait i Liheslaturan Guåhan gi [www.guamlegislature.com](http://www.guamlegislature.com) Yanggen para un na'hālom testigu-mu, chule' para i ifsinan-māmi gi 324 West Soledad Avenue gi iya Hagåtña, pal guatto gi i Kuaatton Katta gi i Liheslatura, pat faks gi 473-4238, patsino imel gi [office@senbenp.com](mailto:office@senbenp.com) Este na nutisiu inapási nu i fendon gubetnamento.

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—  
Lisa Dames

Chief of Staff

I MINA'TRENTAI DOS NA LIHESLATURAN GUAHAN

Senator Vicente (ben) Cabrera Pangelinan

Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land.

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32ND GUAM LEGISLATURE  
Senator Vicente (ben) Cabrera Pangelinan  
Committee on Appropriations, Public Debt, Legal Affairs, Retirement,  
Public Parks, Recreation, Historic Preservation, and Land

**INEKUNGOK PUPBLEKO  
(PUBLIC HEARING)**

gi Måttes, gi diha 22 gi Nubembre, 2013  
Friday, November 22, 2013

Kuåtton Inekungok Pupbleko gi I Liheslaturan Guahan  
(Guam Legislature Public Hearing Room)

**TAREHA  
(AGENDA)**

alas nuebi gi egga'an  
(9:00 AM)

**STATUS UPDATE BY THE GUAM ECONOMIC DEVELOPMENT  
AUTHORITY ON THE HOTEL OCCUPANCY TAX (HOT) BOND PROJECTS**

alas dos gi despues di talo'ani  
(2:00 PM)

**Para Komfitmasion:  
(Confirmation Hearing)**

Mr. Andrew C. Park, Member of the Guam Land Use Commission

**Priniponi Siha:  
(Bills)**

Bill No. 209-32 (COR) – Introduced by Speaker Judith Won Pat: An Act to Amend Section 1 of Public Law 31-234, Relative to extending the deadline to obligate or expend American Recover and Reinvestment Funds.

Bill No. 219-32 (LS) – Introduced by Senator Vicente (ben) Cabrera Pangelinan: An Act to Amend §30109 of Article 1, Chapter 30, 5 Guam Code Annotated Relative to the duties of the Attorney General of Guam.

Bill No. 169-32 (LS) – Introduced by Senator Tina Muna Barnes: An Act to Rezone Lot No. 5168-4, Located in the Municipality of Tamuning, from Single-Family Dwelling Zone (R1) to Light Industrial Zone (M1).

Bill No. 223-32 (COR) – Introduced by Senator Vicente (ben) Cabrera Pangelinan: An Act to appropriate the sum of Four Hundred Thousand Dollars (\$400,000) for the Compensation to Farmers for Crop Damages Program established pursuant to Chapter 64A, Title 5 of the Guam Code Annotated.

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**INEKUNGOK PUPBLEKO**  
**(PUBLIC HEARING)**

**Kuāttan Inekungok Pūpbleko gi I Liheslaturan Guāhan**  
(Guam Legislature Public Hearing Room)

TAREHA  
(AGENDA)

alas nuebi gi egga'an  
(9:00 AM)

## STATUS UPDATE BY THE GUAM ECONOMIC DEVELOPMENT AUTHORITY ON THE HOTEL OCCUPANCY TAX (HOT) BOND PROJECTS

alas dos: gi despues di talo'ni  
(2:00 PM)

**Para Konfirmasi:**  
(Confirmation Hearing)

**Mr. Andrew C. Park, Member of the Guam Land Use Commission**

**Priniponi Siha:**  
(Bills)

**Bill No. 209-32 (COR) – Introduced by Speaker Judith Won Pat: An Act to Amend Section 1 of Public Law 31-234, Relative to extending the deadline to obligate or expend American Recovery and Reinvestment Funds.**

**Bill No. 219-32 (15) – Introduced by Senator Vicente (Ben) Cabrera Pangellinan: An Act to Amend §30109 of Article 1, Chapter 30, 5 Guam Code Annotated Relative to the duties of the Attorney General of Guam.**

Bill No. 169-32 (LS) – Introduced by Senator Tina Muna Barnes: An Act to Rezone Lot No. 5168-4, Located in the Municipality of Tamuning, from Single-Family Dwelling Zone (R1) to Light Industrial Zone (M1).

**Bill No. 223-32 (COR) – Introduced by Senator Vicente (ben) Cabrera Pangelinan: An Act to appropriate the sum of four hundred thousand dollars (\$400,000) for the Compensation to Farmers for Crop Damages Program established pursuant to Chapter 644, Title 5 of the Guam Code Annotated.**

Tanggapan ini susista espesial na sebisita put labot dagan i llinisan Senado bot pangalanan di 473. Tanggapan ini susista espesial na sebisita put labot dagan i llinisan Senado Viente put kabera Pangalanan di 473-2677. Tanggapan ini susista koton i pinulung susi ginen este na javen. Halom di apesal i kaberataan kuantal di [www.dundunifutur.com](http://www.dundunifutur.com) tangapan para na na halom testimo na chile para i llinisan kuantal di 324 West Solad Avenue di na kuantal put duntio gi kuantal karta gi llinisan para put loks di 473-4231, palseo llini gi ofisio sebisita, com lile na susista na llini i llini duntio kuantal kuantal.

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I Mina'trentai Dos na Liheslaturan Guåhan

32<sup>nd</sup> GUAM LEGISLATURE

Senator Vicente (ben) Cabrera Pangelinan

Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land

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**INEKUNGOK PUPBLEKO  
(PUBLIC HEARING)**

*gi Betnes, gi díha 22 gi Nubembre, 2013*

**Friday, November 22, 2013**

***Kuátton Inekungok Pupbleko gi I Liheslaturan Guåhan  
(Guam Legislature Public Hearing Room)***

**TAREHA  
(AGENDA)**

***alas nuebi gi egga'an  
(9:00 AM)***

**STATUS UPDATE BY THE GUAM ECONOMIC DEVELOPMENT  
AUTHORITY ON THE HOTEL OCCUPANCY TAX (HOT) BOND PROJECTS**

***alas dos gi despues di talo'ani  
(2:00 PM)***

***Para Komfitmasion:  
(Confirmation Hearing)***

**Mr. Andrew C. Park, Member of the Guam Land Use Commission**

***Priniponi Siha:  
(Bills)***

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I Mina'trentai Dos na Liheslaturan Guåhan

32<sup>nd</sup> GUAM LEGISLATURE

Senator Vicente (ben) Cabrera Pangelinan

Committee on Appropriations, Public Debt, Legal Affairs, Retirement, Public Parks, Recreation, Historic Preservation, and Land

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An Act to appropriate the sum of Four Hundred Thousand Dollars (\$400,000) for  
the Compensation to Farmers for Crop Damages Program established pursuant to  
Chapter 64A, Title 5 of the Guam Code Annotated.**

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GUAM'S NEWS NETWORK



## Bill introduced for funding Compensation to Farmers for Crop Damages Program

Posted: Nov 20, 2013 4:12 PM

Updated: Nov 20, 2013 4:13 PM

by Jolene Toves

GUAM - Senator Ben Pangelinan has introduced legislation for the sole purpose of funding the compensation to farmers for crop damages program, a program that has gone without funding for years. Originally introduced by senator Pangelinan years ago, the program provides grants of up to 20 thousand dollars to registered farmers the only thing it lacked was funding. But with the recent introduction of Bill 223 funding would be provided through the bond service fees that GEDA will receive from the issuance of the GWA bonds which he says are extra funds GEDA has not budgeted for in their operations.

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# Bill to provide funding for farmers

WEDNESDAY, 20 NOV 2013 03:00AM BY LOUELLA LOSINIO | LOUELLA@MVGUAM.COM | VARIETY NEWS STAFF HITS: 66

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Senator Ben Pangelinan has introduced Bill 223, which appropriates \$400,000 of the bond service fees from the issuance of the Guam Waterworks Authority bonds from the Guam Economic Development Authority to the Department of Agriculture for the sole purpose of funding the Compensation to Farmers for Crop Damages Program.

The Compensation to Farmers for Crop Program provides grants of up to \$20,000 to bona fide, registered farmers but has gone without funding for years.

"Our island farmers have suffered crop losses due to the most recent rain storms and I believe a loan program does not provide the necessary assistance our farmers deserve to make them whole," Pangelinan said. "Making our farmers whole is the intent of the Compensation to Farmers for Crop Damages Program, which I initially introduced many years ago to assist our farmers, which simply needs funding. Bill 223 will provide that much needed funding."

According to the senator, the funds provided from the bond service fees that the GEDA will receive from the issuance of the GWA bonds is real cash and is a windfall revenue not originally budgeted for GEDA operations.

"These extra funds come at a time when GEDA has managed its finances well by showing a net income for FY 2013 of almost \$350,000 in its most recently filing with the Guam Legislature. I expect these funds will be made available as soon as possible so that our farmers can be provided the real financial relief they need," Pangelinan said.

A public hearing for Bill 223 is scheduled for Friday, Nov. 22, beginning at 2 p.m. at the Guam Legislature public hearing room. The public is encouraged to attend.



Senator Ben Pangelinan has introduced Bill 223, which appropriates \$400,000 of the bond service fees from the issuance of the Guam Waterworks Authority bonds from the Guam Economic Development Authority to the Department of Agriculture. Variety file photo



## COMMITTEE ON RULES

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November 25, 2013

VIA E-MAIL  
[john.rios@bbmr.guam.gov](mailto:john.rios@bbmr.guam.gov)

John A. Rios  
Director  
Bureau of Budget & Management Research  
P.O. Box 2950  
Hagåtña, Guam 96910

RE: Request for Fiscal Notes– Bill Nos. 222-32 (COR) through 227-32(COR)

*Hafa Adai* Mr. Rios:

Transmitted herewith is a listing of *I Mina'trentai Dos na Liheslaturan Guåhan's* most recently introduced bills. Pursuant to 2 GCA §9103, I respectfully request the preparation of fiscal notes for the referenced bills.

*Si Yu'os ma'åse'* for your attention to this matter.

Very Truly Yours,

Senator Thomas C. Ada  
*Acting Chairperson of the Committee on Rules*

Attachment (1)

Cc: Clerk of the Legislature

2013 NOV 25 PM 5:29

Bill Nos.	Sponsor	Title
222-32 (COR)	Vicente (ben) C. Pangelinan	AN ACT TO AMEND §89.01(a)(2); TO AMEND §89.01(g)(2)(B); TO ADD A NEW SUBSECTION (C) TO §89.01(g)(2); TO AMEND §89.02(a)(2); TO AMEND §89.02(a)(3); TO AMEND §89.02(b)(2); TO AMEND §89.02(c)(1) AND TO ADD A NEW SUBSECTION (d) TO §89.02 ALL OF CHAPTER 89, 9 GUAM CODE ANNOTATED RELATIVE TO THE CRIMES AGAINST MINORS AND SEX OFFENDER REGISTRY.
223-32 (COR)	Vicente (ben) C. Pangelinan	AN ACT TO APPROPRIATE THE SUM OF FOUR HUNDRED THOUSAND DOLLARS (\$400,000) FOR THE COMPENSATION TO FARMERS FOR CROP DAMAGES PROGRAM ESTABLISHED PURSUANT TO CHAPTER 64A, TITLE 5 OF THE GUAM CODE ANNOTATED.
224-32 (COR)	T.C. Ada, R.J. Respicio	AN ACT TO AMEND §5425, §5426, §5427, §5450, §5452, §5480, §5481 AND §§5485 (a) and (b) OF ARTICLE 9, AND §5703, §5705, §5706(b), §5707(a), §5708 OF ARTICLE 12, CHAPTER 5, TITLE 5 OF THE GUAM CODE ANNOTATED RELATIVE TO CLARIFYING LEGAL AND CONTRACTUAL REMEDIES IN GUAM PROCUREMENT LAW.
225-32 (COR)	Judith T. Won Pat, Ed.D. T.R. Muna Barnes Aline A. Yamashita, Ph.D.	AN ACT TO ADD A NEW CHAPTER 58C TO TITLE 5 OF THE GUAM CODE ANNOTATED, RELATIVE TO THE RENOVATION OR CONSTRUCTION OF A NEW SIMON SANCHEZ HIGH SCHOOL AND TO AMEND AND RENUMBER §22425(q) ARTICLE 4, CHAPTER 22, DIVISION 2, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO REVALUATION OF REAL PROPERTY TAXES AND TO AMEND §53101 OF TITLE 17 GUAM CODE ANNOTATED, RELATIVE TO EARLY CHILDHOOD PROGRAM FUND.
226-32 (COR)	Judith T. Won Pat, Ed.D. T.R. Muna Barnes Aline A. Yamashita, Ph.D.	AN ACT TO ADD A NEW CHAPTER 58D TO TITLE 5 GUAM CODE ANNOTATED RELATIVE TO THE FINANCE, DESIGN, RENOVATION, REHABILITATION, CONSTRUCTION OR MAINTENANCE OF PUBLIC SCHOOLS.
227-32 (COR)	T.C. Ada R.J. Respicio	AN ACT TO AUTHORIZE THE CREATION OF THE GUAM STREETLIGHT AUTHORITY TO ISSUE BONDS TO FINANCE THE PURCHASE AND INSTALLATION OF NEW LED STREETLIGHTS.





## COMMITTEE ON RULES

*I Mina'trentai Dos na Liheslaturan Guåhan* • The 32nd Guam Legislature  
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Aline Yamashita  
Member

November 15, 2013

### MEMORANDUM

To: **Rennae Meno**  
*Clerk of the Legislature*

**Attorney Therese M. Terlaje**  
*Legislative Legal Counsel*

From: **Senator Thomas C. Ada**   
*Acting Chairperson of the Committee on Rules*

Subject: **Referral of Bill No. 223-32(COR)**

As the Acting Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 223-32(COR)**.

Please ensure that the subject bill is referred, in my name, to the respective committee, as shown on the attachment. I also request that the same be forwarded to all members of *I Mina'trentai Dos na Liheslaturan Guåhan*.

Should you have any questions, please feel free to contact our office at 472-7679.

*Si Yu'os Ma'åse!*

Attachment



I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN  
2013 (FIRST) REGULAR SESSION

Bill No. 223 -32 (COR)

Introduced by:

V.C. Pangelinan 

AN ACT TO APPROPRIATE THE SUM OF FOUR  
HUNDRED THOUSAND DOLLARS FOR THE  
COMPENSATION TO FARMERS FOR CROP DAMAGES  
PROGRAM ESTABLISHED PURSUANT TO CHAPTER  
64A, TITLE 5 OF THE GUAM CODE ANNOTATED.

2013 NOV 15 PM 2:25 

BE IT ENACTED BY THE PEOPLE OF GUAM:

**Section 1. Appropriation to the Department of Agriculture.**

Notwithstanding any other provision of law, the sum of Four Hundred Thousand Dollars (\$400,000) is hereby appropriated from the Guam Economic Development Authority (GEDA) bond service revenue fees received as a result of the issuance of the Guam Waterworks Authority (GWA) Revenue Bond authorized pursuant to Public Law 32-069 and from the GEDA unrestricted net assets or fund balance to the Department of Agriculture for the sole purpose of funding the *Compensation to Farmers for Crop Damages* program (Program) established pursuant to Chapter 64A, Title 5 of the Guam Code Annotated.

**Section 3. Reporting Requirement.** The Director of the Department of

Agriculture *shall* submit a written report that details the expenditure of the appropriated funds in this Act to the Speaker of *I Liheslaturan Guåhan* and *I Maga'låen Guåhan* no later than January 31, 2014 and for each month thereafter if funds are expended in those months. The written report *shall* include, but is *not*

1 limited to, the number of bona fide farmers that receive compensation through the  
2 Program, the amount provided to each bona fide farmer,

3 **Section 3. Transfer Authority Prohibited.** The funds appropriated in this Act  
4 *shall* continue to be available until expended and *shall not* be subject to to any transfer  
5 authority of *I Maga'låhen Guåhan* or *any* inter-fund borrowing for use for any other  
6 purpose.

7 **Section 4. Severability.** If any provision of this Act or its application to any  
8 person or circumstance is held invalid, the invalidity *shall not* affect other provisions  
9 or applications of this Act which can be given effect without the invalid provision or  
10 application and to this end the provisions of this Act are severable.

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