CHAPTER 24
KUMISION GUÅHAN FINE’NANA ON THE MILITARY MISSION IN GUAM

SOURCE: This chapter was added by P.L. 29-128:2 (Dec. 22, 2008) as Chapter 23, which already exists. Renumbered and placed here by Compiler.

§ 2402. Membership of I Kumision.
§ 2403. Eligibility; Term of Service.
§ 2404. Vice Chairperson; Subcommittees.
§ 2405. Goals and Purposes of I Kumision.
§ 2406. Quorum; Voting.
§ 2407. Coordination of Activities; Technical and Staff Support.


There is hereby established a “Kumision Guåhan Fine’nana (Guam First Commission) on the Military Mission in Guam” (the Kumision). The Kumision shall replace and assume the duties of I Maga’lahi’s Civilian-Military Task Force (CMTF) created in Executive Order No. 2006-10 and restructured by Executive Order 2008-09; the role and duties of the Guam Buildup Office (GBO), also established by Executive Order 2008-09; and those duties as further directed by this Act.

Among other things, the Kumision shall:

(a) Be the government of Guam’s single point of contact for the military expansion;

(b) Act as Guam's local counterpart to the Joint Guam Program Office (JGPO). All JGPO interaction with the government of Guam shall originate from the Kumision, subject to the laws of Guam;

(c) The Kumision and I Liheslatura is also tasked with monitoring all federal and international activities relative to the military expansion and providing all relevant information to I Maga’lahi and I Liheslatura, including information on federal needs for additional land, and any proposed leases, sub-leases or requests to exchange land or purchase any land owned in the name of the government of Guam.
Any and all entities of the government of Guam, including, but not limited to, its autonomous agencies, public corporations, the Chamorro Land Trust Commission and the Ancestral Lands Commission, shall notify the Kumision and I Liheslatura within five (5) working days of any proposal, request or inquiry by the federal government or any agent of the federal government, relative to the use or need of any land owned in the name of the government of Guam;

(d) The Kumision will serve as program oversight office for the Guam Buildup planning and implementation;

(e) The Kumision may manage all operational and administrative support functions for CMTF relative to the buildup as necessary;

(f) The Kumision will serve as the central clearinghouse for all communications and policy directives relative to the buildup, providing policy synchronization, oversight, and integration planning for the Guam Buildup; and

(g) The Kumision shall monitor all policies, plans and activities relative to the buildup from the U.S. Federal Government, U.S. Congress, DOD, the local government, I Liheslatura (Legislature), or any other organization regarding all relevant developments relative to the Guam Buildup.

SOURCE: Subsection (c) amended by P.L. 30-021:2 (May 1, 2009).

§ 2402. Membership of I Kumision.

The Kumision shall be composed of fifteen (15) voting members and three (3) ex-officio non-voting members:

(a) I Maga’lahi shall serve as Chairperson of the Kumision;

(b) Four (4) members of the Kumision shall be appointed by I Maga’lahi, of which one (1) shall be a member of the Guam Chamber of Commerce; one (1) shall be a member of a Chamorro rights organization who has been selected by the combined memberships of the various organizations; one (1) shall be a senior citizen who is not an employee of the government of Guam or the Federal Government at any time during his tenure on the Kumision, and one (1) shall be a member of the general public who is not an employee of the government of Guam or the Federal Government at any time during his tenure on the Kumision;
(c) Four (4) members shall represent I Liheslatura, of which one (1) shall be a member of and be selected by, I Liheslatura’s minority; one (1) member shall be the Chairperson of the standing committee with specific jurisdiction over Federal Affairs; one (1) member shall be the Chairperson of the standing committee with specific jurisdiction over Military Affairs; and one (1) member shall be appointed by the Speaker, who may appoint himself;

(d) One (1) member shall be appointed by the Mayors Council from among the membership of the Mayors Council;

(e) One (1) member shall be appointed by the Chief Justice of the Supreme Court of Guam, who may appoint himself;

(f) One (1) member to represent the youth of Guam shall be appointed from among the qualified members of the Guam Youth Congress by the Speaker of the Youth Congress, who may appoint himself;

(g) One (1) member to represent Fuetsan Famalao’an shall be selected by the organization from among its membership;

(h) The Administrator of the Guam Economic Development and Commerce Authority or his designee shall be a member of the Kumision;

(i) The General Manager of the Guam Visitors Bureau or his designee shall be a member of the Kumision;

(j) Guam’s Delegate to the United States Congress shall be an ex-officio non-voting member;

(k) The Chairperson of the Consolidated Commission on Utilities shall be an ex-officio non-voting member; and

(l) The Adjutant General of the Guam National Guard shall be an ex-officio non-voting member.

§ 2403. Eligibility; Term of Service.

No person shall be eligible to serve as a member of the Kumision unless he or she shall be a citizen of the United States qualified to vote in Guam.

Members shall serve so long as they retain the positions they occupy
or are members of the groups they represented when they were appointed. The term of any non-elected member appointed by I Maga’lahi or serving as a designee shall expire with the term of the appointing authority except that any non-elected member appointed by I Maga’lahi or serving as a designee who is not present at three (3) consecutive meetings, and whose absences are unexcused, shall no longer be eligible to serve, and the appointing or designating authority shall name a replacement. Vacancies in membership shall be filled in the same manner as the original appointment.

§ 2404. Vice-Chairperson; Subcommittees.

The Kumision shall choose a vice-chairperson from among the voting members of the Kumision. The Kumision may form subcommittees as necessary at its own discretion. A member of the Kumision shall chair each subcommittee.

§ 2405. Goals and Purposes of I Kumision.

The Kumision shall have the following purposes:

(a) The formation of a “Team Guam” approach in all dealings with the Congress of the United States and the Department of Defense relative to the military buildup and relations with the Armed Forces.

(b) Development of a plan that envisions Guam fifteen (15) years and more into the future. The plan should take into account the needed and necessary construction, upgrades and expansion of Guam’s economy, infrastructure and government services. The plan shall include positions for negotiation, discussion and resolution with the Federal Government on Federal and local issues that the Kumision determines are of significant concern, including, but not limited to, the following:

(1) Political status;
(2) Return of ancestral lands;
(3) Chamorro self-determination;
(4) Cleanup of environmental hazards;
(5) Investigation of serious health problems possibly related to federal activity;
(6) Immigration policies and controls;
(7) Section 30 and Compact Impact funding;
(8) Mass transit and public transportation;
(9) Utilities and telecommunications;
(10) Public education;
(11) Public health;
(12) Public safety and homeland security;
(13) Protecting the environment;
(14) Economic development; and
(15) War reparations.

(c) Conducting local scoping hearings and town meetings on each aspect of the military buildup.

(d) Meeting with Federal officials and representatives and serving as the focal point for all discussions with the Federal Government on the military buildup.

(e) Seeking Federal funding and grants-in-aid to achieve the goals and objectives of the Kumision.

(f) To participate in the procurement process, to include, but not be limited to, the development of scope of work, the selection and evaluation process, and to provide I Maga’lahen Guahan with a recommendation for an award of contract with any procurement by the government of Guam associated with the military buildup.

§ 2406. Quorum; Voting.

Eight (8) members of the Kumision shall be required for a quorum. No meetings shall be held if a quorum is not present. Eight (8) affirmative votes are required for passage of any Kumision motion or resolution.

§ 2407. Coordination of Activities; Technical and Staff Support.

All government of Guam departments and agencies shall extend their full cooperation to the Kumision, and shall coordinate activities associated with the military buildup with the Kumision.

The members of I Maga’lahi’s Civilian-Military Task Force created in Executive Order No. 2006-10 and amended by Executive Order No. 2008-09, along with the Guam Economic Development and Commerce Authority,
the Bureau of Statistics and Plans, and the staff of the GBO originally established in the Governor’s Office by Executive Order No. 2008-09, \textit{shall} provide technical and staff support to the \textit{Kumision}.