

BUREAU OF PLANNING
GOVERNMENT OF GUAM
P.O. BOX 200
AGANA, GUAM 96910

The Honorable Larry Ramirez
Speaker, Twelfth Guam Legislature
Agana, Guam 96910

Dear Mr. Speaker:

Transmitted herewith is the draft of a bill which we suggest be substituted for Substitute Bill No. 476 concerning the organization of comprehensive development planning throughout the Territory of Guam. The importance of such legislation is acknowledged by all, and yet no action to reorganize and properly fund a long range planning process in Guam has been forthcoming since I first requested legislative consideration on the subject over one year ago.

The original draft was the result of a series of dialogues between staff members of the Office of the Governor and other agencies responsible for planning and implementation. These discussions occurred concurrently with research during fiscal year 1972 into agency organization and planning principles and development policies. A period of intensive research and writing occurred several months prior to the May, 1973 submission of Bill No. 476.

Mid-summer discussion of the Bill by the Legislature resulted in a rejection of many of the Bill's concepts. As you know, considerable bi-partisan effort was then expended by members of my staff and of the Legislative Committees on Agriculture, Resources and Development and Finance and Taxation. Representatives of those groups reviewed the Hawaiian legislation and conducted on the spot analysis of the Hawaiian system. Such review and activity led to the preparation of Substitute Bill No. 476 which was submitted in mid-fall of 1973. Early in 1974, the Legislature discussed the substitute bill, again with unfavorable results.

Continued effort has made in further revision of Bill No. 476 which is herewith transmitted. This second substitute bill borrows freely from the first as well as incorporating prior proposals of the Legislature regarding planning councils. Additional research into planning organizations situated in such areas as Hawaii, Vancouver

in British Columbia, California and Florida has resulted in proposed legislation that both separates the Legislative and Executive Branches while making the Legislature an integral part of the plan review, adoption and assessment process.

It is respectfully requested that due consideration and expeditious handling of the Bill be granted to enable us to take the necessary action together which would provide for the planning and development needs of Guam's future generations. In this regard I have taken special pains to reflect legislative opinion as drawn from legislative comment offered in review of the original bill. It cannot be too greatly stressed that this is an urgency measure.

Sincerely yours,

HAS/jqs
7/30/74

CC: John D. Gilliam

TWELFTH GUAM LEGISLATURE
1974 (Second) Regular Session

BILL NO. _____

Introduced by: _____
Committee on Rules by
request of the Governor

AN ACT TO ADD A NEW CHAPTER I, TITLE LXVI OF THE GOVERNMENT CODE, TO REPEAL SECTION 13250 OF SAID CODE, TO REPEAL AND REENACT SECTIONS 13205, 13206, 13207, AND 13208 OF SAID CODE AND TO AMEND SECTION 13910 (b) OF SAID CODE TO PROVIDE FOR THE ORGANIZATION OF COMPREHENSIVE DEVELOPMENT PLANNING THROUGHOUT THE TERRITORY OF GUAM.

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

2 Section One. A new Chapter I, Title LXVI of the Government Code is
3 enacted to read as follows:

4 "Chapter I

5 Comprehensive Planning

6 Section 60010. Legislative findings. The people of Guam finding
7 that the island is experiencing unprecedented economic, physical and
8 population growth without any comprehensive plan, that this undisciplined
9 growth jeopardizes the historic, cultural, and natural aspects of their
10 island heritage, threatens to lower their quality of life, exploits
11 their natural resources and often misdirects their fiscal resources,
12 hereby declare that the Government of Guam shall initiate a systematic,
13 continuous farsighted planning policy which shall utilize the best
14 intelligence available to:

- 15 A. identify public goals and objectives;
16 B. propose long-range plans to reach these goals and objectives;
17 C. coordinate the planning and execution of all governmental
18 programs with a dynamic comprehensive development plan; and
19 D. provide factual data, projections, and analysis to assist
20 policy makers in the selection of programs and the establish-
21 ment of priorities.

1 Section 60011. Central Planning Council. Creation and
2 membership.

- 3 A. There is created in the Government of Guam a Central Planning
4 Council (hereinafter referred to as "Council"), consisting of
5 seven members to be appointed by the Governor from heads of
6 departments or agencies of the government of Guam. The
7 Attorney General shall act as legal counsel to the Council.
8 B. The Director of Planning shall be the Chairman of the Council.
9 C. Council members may be represented by subordinates at meetings
10 but only members of those officially acting for the members
11 may cast a vote.

12 Section 60012. Council responsibilities. The Council shall have
13 the following responsibilities:

- 14 A. to act as an advisory, reviewing, and coordinating body to
15 harmonize, improve and assist in implementing planning
16 activities at all levels of government;
17 B. to insure that the details of government programs and
18 quantified annual objectives of each program are consistent
19 with the comprehensive development plan and the policies
20 enumerated in this Chapter;
21 C. to adopt any rules or regulations and exercise all other powers
22 necessary and proper for the discharge of its responsibilities;
23 D. to establish a technical committee within the administration
24 and appoint the members and chairman thereof;
25 E. to encourage the establishment of advisory committees from the
26 village commissioners, legislative staff officers and the
27 collective civic organizations, which Advisory committees will
28 organize at their own discretion and meet on their own
29 initiative or at the request of the Council;
30 F. to review all comprehensive development plan elements, with the
31 assistance of technical and advisory committees, transmitted to
32 the Governor by the Territorial Planning Commission, Central

1 Planning Agency or any other sources, and make detailed
2 written recommendations, including minority dissenting
3 opinions, for approval, disapproval, revision, amendment or
4 referral to specific agencies or groups for further study and
5 review; and

6 G. to report on the first Monday of December to the Governor or
7 Governor-elect in an election year, a summary of the planning
8 program and progress.

9 Section 60013. Submission to the Legislature. The comprehensive
10 plan elements, referred to in Section 60012 (F), following approval
11 by the Governor, shall be submitted within thirty (30) days, with
12 Council recommendations, to the Speaker of the Legislature for adoption
13 of the plan elements, or portions thereof, by resolution of the
14 Legislature, following public hearing.

15 Section 60014. Central Planning Agency. There is created within
16 the Office of the Governor, the Central Planning Agency (hereinafter
17 referred to as "CPA") to serve as staff for the Council and administer
18 central planning functions. The director of the CPA will carry the
19 title "Director of Planning" and shall be a person who as a result of
20 his training, experience, and attainments is exceptionally well qualified
21 to analyze and interpret development trends and information of all
22 kinds, to appraise and coordinate programs and supervise the execution of
23 the responsibilities of the Council in accordance with the policies set
24 forth in this Chapter. The Director's salary shall be commensurate
25 with that of other department heads. He shall be responsible for the
26 administration of this Chapter and shall supervise the CPA staff which,
27 in addition to its regular duties, shall serve the Council.

28 Section 60015. CPA Powers. In the execution of its responsibilities
29 under this chapter, the CPA is authorized to perform the following
30 functions:

31 A. to apply for and accept grants, loans, contributions,
32 appropriations, and assistance from the federal government and
33 from any other sources, public or private, and give such

1 security as may be required and enter into and carry out
2 contracts or agreements in connection therewith, and include
3 in any contract for financial assistance with the federal
4 laws as it may deem reasonable and appropriate and which
5 are not inconsistent with the purposes of this Chapter and
6 the laws of the Territory;

- 7 B. to contract for any professional services if such work or
8 services cannot satisfactorily be performed by its employees;
- 9 C. to conduct, or cause to be conducted, investigations, studies,
10 surveys, research and analysis relating to physical, human,
11 social, and economic development of the community and to publish
12 the results thereof;
- 13 D. to develop and recommend territorial policies to foster and
14 promote the improvement of planning activity and development
15 and development quality;
- 16 E. to prepare, or cause to be prepared, a comprehensive development
17 plan (hereinafter called "plan"), which shall provide long
18 range guidance for the social, economic, and physical develop-
19 ment of the territory, and which shall contain a statement of
20 development objectives, standards and principles with respect
21 to the most desirable use of land within the Territory for
22 residential, recreational, agricultural, commercial, industrial,
23 and other uses completely serviced by an access and circulation
24 network and infrastructure consistent with proper protection
25 to enhance the quality of the environment and preserve Guam's
26 natural beauty and historical heritage;
- 27 F. to submit the plan to the Territorial Planning Commission for
28 public hearing as provided in Chapter 3, Title XIV of the
29 Government Code of Guam;
- 30 G. to utilize to the fullest extent possible, the services,
31 facilities and information of public and private agencies and
32 organizations and individuals in order that duplication of
33 effort and expenses may be avoided;

- H. to review, appraise and make such use as it sees fit of all existing plans and those presently being prepared;
- I. to develop an information system and data bank for the continual collection and storage of public information utilized in the development plan process; and
- J. to prepare and submit to the Governor and the Legislature specific plans based on the plan and drafts of such regulations, programs, and legislation as may in its judgment be required for the systematic execution of the plan.

Section 60016. Plan Content. The plan referred to in Section 60015 shall consist of such maps, graphic materials, text and statement of findings, policies, and objectives as necessary. The plan shall contain at least the following specific elements:

- A. a land use element which designates the proposed general distribution and general location and extent of the uses of the land for housing, business, industry, agriculture, recreation, education, public buildings and grounds, conservation, and other categories of public and private uses of land, which includes islands, reef and lagoon areas and the sea within the territorial waters and also includes a statement of the standards of population density and building intensity for the various districts and other areas covered by the plan, and regulatory devices governing the use, development and subdivision of land;
- B. a community design element consisting of standards and principles governing the sub-division and development of land and showing recommended designs for community and neighborhood development and redevelopment, including sites for schools, parks, playgrounds and other uses;
- C. a transportation element showing a comprehensive transportation and circulation system consisting of existing and proposed major routes, thoroughfares, highways and collector streets; locations of right-of-ways, terminals, viaducts, and grade

separations; port, harbor, aviation and mass transit-lines and related facilities; all of which are correlated with the land use element of the plan;

D. a regulatory element concerning parking facilities and building setback lines and the delineations of such systems on the land, a system of street naming, house and building numbering, and such other matters as may be related to the improvement of circulation of traffic;

E. a public services and facilities element showing general plans for sewerage, refuse disposal, drainage, and local utilities, and right-of-ways, easements, and facilities for them;

F. a public buildings element showing locations and arrangements of civic and community centers, public schools, libraries, police and fire stations, and other public buildings, including their architecture and the landscape treatment of their grounds;

G. a housing element consisting of standards and plans for elimination of sub-standard dwelling conditions, the improvement of housing and for provision of adequate sites for housing;

H. a redevelopment element consisting of plans and programs for the elimination of slums and blighted areas and for community redevelopment, including housing sites, business and industrial sites, public building sites, and for other purposes authorized by law;

I. a conservation element for the conservation, development, and utilization of natural resources including forests, soils, rivers and other waters, harbors, fisheries, wildlife, minerals, and other natural resources, which may also cover the following:

- (1) Reclamation of land and waters,
- (2) Flood control,
- (3) Prevention and control of pollution of streams and other waters,

(4) Regulations of the use of land in stream channels and other areas required for the accomplishment of the conservation plan,

(5) Prevention, control, and correction of the erosion of soils, beaches, and shores, and

(6) Protection of watersheds;

J. a recreation element showing a comprehensive system of areas and public sites for recreation, including the following and, when practicable, their locations and proposed development:

(1) Natural reservations,

(2) Parks,

(3) Parkways,

(4) Beaches,

(5) Reef and lagoons,

(6) Playgrounds,

(7) Historic and Archeologic sites, and

(8) Other recreation areas;

K. a safety element for the protection of the community from fires and geologic hazards including features necessary for such protection as evacuation routes, peak load water supply requirements, minimum road widths, clearances around structures, geologic hazard mapping in areas of known geologic hazards;

L. such additional elements dealing with other subjects which in the judgment of the Council relate to the physical development of the territory;

M. a five-year socio-economic plan to include policy, opportunities, and programs to attack problems concerning health services, manpower planning, employment opportunity, education, elimination of poverty, law enforcement, welfare, substandard housing, consumer protection, public revenue and expenditures, cultural heritage preservation, and the like to include population characteristics and economic analysis with projections for each region and sub-region of the island;

1. N. a five-year schedule of proposed capital improvements to be
2 compiled from schedules of proposed capital improvements, and
3 submitted to the Council by each department, agency, division,
4 board, commission, branch and instrumentality of the government
5 of Guam, which schedule shall include a policy for the balanced
6 development of port, highway, and public transportation facilities
7 including, but not limited to, the University of Guam, health
8 and welfare facilities, correctional institutions, elementary
9 and secondary schools, electric power, water, telephone, sewer,
10 and other utility facilities; and
- 11 O. a statement of specific policies for at least each of the
12 following general areas: social and human resource development,
13 natural resource development, and utilization of environment
14 protection and quality, and historical and cultural heritage
15 preservation.

16 Section 60017. Coordination of Functional Responsibilities. All
17 agencies, departments, boards, commissions and other instrumentalities
18 of the Territorial government shall review their present statutory
19 authority, administrative regulations and current planning policies and
20 procedures for the purpose of determining whether there are any
21 deficiencies or inconsistencies therein which prohibit or tend to prohibit
22 full accommodations between them and the purposes and provisions of this
23 Chapter and shall propose to the Council not later than January 1, 1975,
24 such measures as may be necessary to bring their planning authority and
25 policies into conformity with the intent, purposes, and procedures set
26 forth in this Chapter. All master plans, development plans, long range
27 plans, and the like prepared by public agencies, will be required to be
28 submitted to the Council for processing as part of the comprehensive
29 planning program. Emphasis will be placed on the continuing nature of the
30 comprehensive plan program rather than a final completion of a single
31 plan.

32 Section 60018. Severability. If any provision of this Chapter or the
33 application thereof to any person or circumstances is held invalid, such

1 invalidity shall not affect other provisions or applications of this
2 Chapter which can be given effect without the invalid provisions or
3 application, and to this end the provisions of this Chapter are severable."

4 Section 2. There is hereby appropriated from any unappropriated
5 surplus of the General Fund the sum of \$650,000 for the operation of the
6 CPA in the implementation of the responsibilities imposed upon the CPA by
7 this Chapter. A budget shall be prepared satisfactory to the Legislative
8 Committee on Finance and Taxation prior to expending any funds appropriated
9 under this Act.

10 Section 3. Sections 13205, 13206, 13207, and 13208, of Chapter III,
11 Title XIV, Government Code of Guam are hereby repealed and new sections
12 respectively are enacted in lieu thereof to read as follows:

13 "Section 13205. Same: function and duty. It shall
14 be the function and duty of the Commission to review through
15 public hearing all elements of the comprehensive development
16 plan for the territory of Guam and to make recommendations with
17 reference thereto to the Governor of Guam.

18 Section 13206. Plan hearing. One or more public hearings
19 will be held on the comprehensive development plan, or final
20 portions thereof, within forty-five (45) days following
21 receipt of the plan by the Commission. Announcements of the
22 hearing will be placed in a newspaper of general circulation
23 ten (10) days and one (1) day prior to the hearing. Summaries
24 of the plan portion to be heard will be prepared and submitted
25 to appropriate news media and community channels.

26 Section 13207. Plan submission. Within fifteen (15)
27 days following the hearing of the plan, a summarization of the
28 public response and recommendations of the Commission will be
29 submitted to the Governor.

30 Section 13208. Cooperation of other departments. Each
31 and every agency, department, office, commission or part
32 thereof in the government of Guam is authorized to render
33 such assistance, information and cooperation to the Commission

1 as is necessary for the Commission to perform its function and
2 duty, including submission of completed elements of the
3 comprehensive development plan."

4 Section 4. There is hereby appropriated from any unappropriated
5 surplus of the General Fund the sum of \$50,000 for the use of the Department
6 of Land Management in the implementation of the responsibilities imposed by
7 this Act on the Commission. A budget shall be prepared satisfactory to the
8 Legislative Committee on Finance and Taxation prior to expending any funds
9 appropriated under this Act.

10 Section 5. Section 13910(b), of Chapter X, Title XIV, Government
11 Code of Guam, is hereby amended to read as follows:

12 "Section 13910(b). The Authority may itself prepare or
13 cause to be prepared urban renewal plans and may utilize, for
14 this purpose the assistance and cooperation of any agency,
15 public or private. Any person or agency, public or private,
16 may submit such an urban renewal plan to the Authority for
17 its consideration and action. Prior to its adoption of an
18 urban renewal plan, the Authority shall submit such plan to
19 the Central Planning Council (hereinafter called "Council")
20 for review and recommendations. Within thirty (30) days
21 after receipt of a proposed urban renewal plan from the
22 Authority, the Council shall submit its written recommendations
23 with respect to the proposed urban renewal plan to the
24 Authority for consideration. Upon receipt and consideration
25 of the recommendation of the Council or, if no recommendations
26 are received within said thirty (30) days, then without such
27 recommendations, the Authority may proceed with the public
28 hearing prescribed by sub-section (c) hereof on the urban
29 renewal project proposed by the urban renewal plan."

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BUREAU OF PLANNING
GOVERNMENT OF GUAM
P.O. BOX 2950
AGANA, GUAM 96910

JUN 11 1973

Honorable Florencio T. Ramirez
Speaker
Twelfth Guam Legislature
Agana, Guam

Dear Mr. Speaker:

I am herewith transmitting for your consideration and introduction
a proposed bill entitled:

"An Act Amending Chapter III, Title XIV, of the Government
Code to Provide for the Comprehensive Organization of
Development Planning Throughout the Territory of Guam."

This proposed legislation is designed to provide for the organization
of development planning in Guam. The bill in question calls for the
establishment of a Central Planning Agency within the Executive Office
of the Governor, sets forth guidelines for the formulation of a
comprehensive development plan, creates municipal planning councils
charged with plan review responsibilities, requests appropriation
authorization for resources required to operate the proposed Central
Planning Agency in fiscal year 1974, and makes certain amendments to
existing statutes governing the master planning activities of the
Territorial Planning Commission and that Commission's role in plan
review.

Attached to the proposed bill, in addition to the statement of analysis
required under Public Law 10-97 and the customary stencil copies of
same, I am also transmitting for your consideration and the review of
legislative staff certain related supporting documents. Enclosed in
the binder labeled A Proposal for the Organization of Development
Planning in Guam, please find the contents of a 13-page management
study which served as the basis for the design of this legislation.
This statement may also be regarded as detailed justification for the
approach the Administration is taking in the organization of development
planning in Guam.

Additionally, I am appending to this proposal a copy of Executive Order 73-16, which defines the scope of the Governor's Advisory Council, which would coordinate the planning agency's activities. Likewise, I am appending the proposed budget for fiscal year 1974, which details estimated expenditures for the operation of the Central Planning Agency. To convenience the reviewing authorities, copies of the existing statutes recommended for change have also been assembled here. Finally, I am taking the initiative to provide you with copies of Executive Order 70-21, which I propose to rescind with the passage of this general planning act. Item 6 in the Appendix is a substitute executive order which I propose to issue and promulgate upon passage of the general planning act to replace the rescinded 70-21.

With the transmission of this legislation, I should also like to stress the urgency of this matter and request the earliest possible consideration of the measure.

Sincerely yours,

/s/ Carlos G. Camacho_

Enclosures

cc: Attorney General
Gregorio Sanchez
Senator Taitano
Senator Bordallo
John Gilliam
The Press ✓
JDGilliam/klw 6/7/73

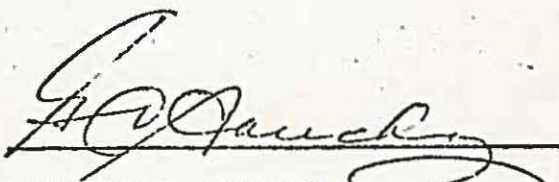
GOVERNMENT OF GUAM

Agana, Guam

A PROPOSAL FOR THE ORGANIZATION
OF DEVELOPMENT PLANNING IN GUAM

Prepared by: THE ADMINISTRATION

Authorized by:


GREGORIO C. SANCHEZ
Special Assistant to the Governor
for Planning and Budget
Executive Office of the Governor


JOHN D. GILLIAM
Director of Planning
Executive Office of the Governor

Prepared at: AGANA, GUAM

Date of Release: MAY 25, 1973

Approved:


CARLOS G. CAMACHO
Governor of Guam

INTRODUCTION

The preparation and overseeing of plans drawn to guide the development of the community of Guam requires organized machinery to carry out the formulation of development policy and the execution of such policy through development planning and plan implementation. In this regard, it is recommended the following planning organization and apparatus be adopted by the Government of Guam in furtherance of the Government's desire to plan for the wise use, allocation, and development of the human, physical, and financial resources of the community.

THE ROLE OF THE GOVERNOR

As Chief Executive, the Governor is the Chief Planning Officer of Guam.

THE GOVERNOR'S ADVISORY COUNCIL

I. Council Functions

The Governor's Advisory Council, established by Executive Order 73-16,* is invested with the executive function of policy determination in the specific areas of Budget and Development Plan policy and in other such areas the Governor may choose to designate from time to time. The policy advice of the Council is considered adopted by the Administration when endorsed by the Governor. Adopted policy serves to represent the thinking of the Executive Branch as regards the combined annual operating and capital expenditures budget, plans for community development, and other such areas as assigned.

The Council's primary program concern resides with development plan and budget policy. In this regard, the Council articulates the Administration's

*See Appendix Item 1

1 position concerning the level of development effort (e.g., through the design
2 of public investment levels and other Plan or Budget targets) and policies to
3 be administratively observed to achieve development goals and/or other
4 Governmental objectives. By so doing, the Council provides general direction
5 for growth, development, and the establishment of public expenditure priorities.
6 Through Council action, community objectives and targets are designed.

7 To insure consistency of policy, the Council acts as reviewing
8 authority for all official statements of public policy, including, but not
9 necessarily limited to, review of the Governor's Budget Message, the Guam
10 Development Plan, the State of the Territory Message, and the State of the
11 Economy Message.

12
13 II. Council Organization

14 The Council is composed of the Governor as Chairman, the Special
15 Assistant to the Governor for Planning and Budget as Vice-Chairman, and eight
16 members, three of whom are Special Assistants to the Governor and five of whom
17 are Directors of operating agencies within the Government of Guam. The
18 Director of the Bureau of Budget and Management and the Director of Planning
19 serve as Executive Secretaries. Logistical support is provided the Council by
20 the staff of the Bureau of Budget and Management, to be joined by the staff of
21 the proposed Central Planning Agency.

22
23 THE CENTRAL PLANNING AGENCY

24
25 The creation of a Central Planning Agency in the Government of Guam,
26 situated and organized within the Office of the Governor, was called for by the
27 Governor in the State of the Territory Message delivered on January 30, 1973.
28 As this Agency is currently without organizational form, legal authority, or
29 budget authority, the recommended functions, organization, and status of the
30 Agency are described below.

31
32 I. Agency Functions (Listed)

33 As an instrumentality of the Office of the Governor, the Central

1 Planning Agency's main function should, of course, be to draw up plans. In
2 so doing, the Agency should be designated responsible for:

- 3 1. Organization for planning;
- 4 2. Development policy review and analysis;
- 5 3. Plan drafting;
- 6 4. Coordination of plan implementation;
- 7 5. Progress reporting and plan evaluation;
- 8 6. Technical assistance; and
- 9 7. Public information with respect to plan formulation and
10 implementation.

11 The Central Planning Agency should not make policy; and in no way
12 should the Agency be considered to have jurisdiction over policy determination,
13 this function being the legitimate province (insofar as the Executive Branch
14 is concerned) of the Office of the Governor with the advice of the Governor's
15 Advisory Council.

16 *ind see 1*

17 II. Agency Functions (Described)

18 1. Organizing for Planning

19 The Agency should be designated responsible for organizing the
20 Government's approach to planning, including establishment of a Government-wide
21 planning organization with legal and budget authority. The Agency should
22 coordinate staffing for planning, including recruitment. The Agency should
23 schedule plan formulation, implementation, and review.

24 The Agency should be designated responsible for the preparation of
25 a preparatory research schedule. In the formulation of a Development Plan,
26 certain preparatory research work must be undertaken if required information
27 is unavailable (such as water supply forecasts, preinvestment or investment
28 opportunity studies, and the like). Certain studies are basic and prerequisite
29 to policy formulation, while others, although useful and needed, can be
30 scheduled over the course of plan design and execution without jeopardizing the
31 over-all planning effort. A preparatory research schedule defines areas of
32 essential research, schedules development of the required information, and
33 assigns studies for implementation. Base data, once gathered, should be

1 updated continuously for which a planning information system would be required

2 The establishment of a planning data bank should follow.

3 2. Policy Analysis

4 The Agency should be designated responsible for policy review and
5 analysis within the Executive Branch, through which process the Agency would
6 coordinate the development of situation reports, background statements, brief-
7 ing papers, option reports, impact statements, and policy alternative briefs
8 as may be required for Strategic Development Planning (the planning of develop-
9 ment strategy) or as otherwise requested by the Governor or the Governor's
10 Advisory Council. In so doing, the Agency would assist the Administration in
11 the identification, refinement, and analysis of basic policy issues, in the
12 preparation of policy options and alternatives, and in the selection of
13 priorities for ultimate expression as Administration goals and objectives.
14 The Agency's findings should be prepared for and presented to the Governor's
15 Advisory Council, unless otherwise directed.

16 3. Plan Drafting

17 The Agency should be designated responsible for drafting of the Guam
18 Development Plan.

19 The Guam Development Plan should be designed such that explicit
20 community development policy, programs, and projects are described. Policy,
21 programs, and projects for political development, for the development of the
22 economy, for social and human resource development, and for development of the
23 physiographic characteristics of Guam would be included here.

24 Included within the Guam Development Plan would be statements of
25 public investment policy and programs for the development of sources of funds
26 and descriptions of selected capital improvement projects detailing uses of
27 funds, and thereby summarizing the Government sector's contribution to the
28 achievement of the Guam Development Plan targets.

29 It is recommended these plans extend over a period of five (5) years,
30 expressed on a fiscal year basis, and run concurrently. Unpublished plans of
31 longer range could also be drafted for use in long range policy planning.

32 4. Plan Implementation

33 The Agency should be designated responsible for coordinating the

1 implementation of the Guam Development Plan. In so doing, the Agency would be
2 responsible for the preparation of a plan control program and its execution.
3 The Agency would also be responsible for preparing the Functional Planning
4 Guide, a statement of standards and procedures detailing the planning responsi-
5 bilities of operating agencies and the relationship between planning in the
6 operating agencies and the Central Planning Agency. The Agency should also be
7 responsible for review of new policy, program, and project suggestions on an
8 annual basis for consistency with the comprehensive plan. The Agency should,
9 of course, be expected to coordinate its activities with those of the Bureau
10 of Budget and Management.

11 5. Plan Review

12 The Agency should be designated responsible for monitoring plan
13 progress, for progress reporting, and for plan evaluation. In so doing, the
14 Agency should arrange for internal and external plan audits. At the
15 appropriate time, the Agency would coordinate plan revision.

16 6. Public Information

17 The Agency should be expected to provide legislative liaison in the
18 formulation of public policy insofar as community development is concerned.
19 The Agency should be designated responsible for a program of public information
20 concerning plan contents and drafting procedures. Upon request, the Agency
21 should provide technical assistance and consultancy services to plan users to
22 include, but not necessarily be limited to, operating agencies and instrumen-
23 talities of the Government of Guam, the Federal Government, private developers,
24 and community, civic, business, or education groups.

26 III. Agency Organization

27 In designing an organizational profile for the Central Planning
28 Agency, allowances should be made to accommodate the following considerations:

- 29 1. That a proper division of planning activities requires a well-
30 developed functional (project and program) planning apparatus which is
31 best situated in operating agencies, and a well-developed agency for plan
32 coordination which is best situated in the office of the Chief Executive.
33 If operating agencies are to effectively contribute well-formulated proj-

1 ects and programs for reconciliation in the Office of the Governor, then
2 planning capability must be developed at both levels simultaneously. The
3 organizational approach should therefore provide for the simultaneous
4 development of a central planning agency and functional planning units in
5 the appropriate operating agencies.

6 2. That it is undesirable to have the internal organization of a
7 central planning agency fixed in law, thereby beaurocratizing and making
8 rigid an organization the success of which depends upon flexibility and
9 quick accommodation to contingency. Restrictions on budget management
10 beyond those designed to insure an accurate accounting of transactions and
11 audit of programs should also be avoided. Contingency sums for policy
12 development should be available. Likewise, cumbersome and/or archaic
13 civil service rules for the selection, promotion, or training of personnel
14 which might impede acquisition and retention of qualified technicians must
15 be avoided. Compensation allowances for staff must be competitive and
16 drawn according to merit rather than seniority considerations. While use
17 of temporary personnel or personnel which is borrowed, part-time, or on
18 loan may be necessary and in some instances desirable, a central planning
19 agency must have a strong nucleus of regular, full-time technicians to
20 insure planning continuity. Withal, it is considered appropriate that the
21 internal organization of the planning agency be left to administrative
22 determination.

23 3. That the development planning process is characteristically of
24 an incremental and dynamic nature. The role of the planning organization
25 must change accordingly as planning activity proceeds through the various
26 phases of plan formulation, implementation, and evaluation. In tailoring
27 organization to accomplish objectives, provision should be made to
28 accommodate the sequential and varying nature of the planning task.

29 4. That institutionalization of the planning process throughout
30 the Government is desirable. The organizational approach should provide
31 a staffing policy appropriate to accommodate this consideration.

32 5. That the organizational pattern selected should represent the
33 ideal rather than what can be staffed immediately.

1 In consideration of the Agency functions and the guidelines for
2 organizing listed above, the following organizational profile is recommended
3 for the Central Planning Agency of the Government of Guam.

4 A. Administration

5 The administrative function should include the general supervision
6 and coordination of policy formulation and the planning process, Agency
7 staffing, Agency housekeeping, public information, and coordination of plan
8 revision. Administrative staffing should include the following:

9 ① Director of Planning: Chief administrative officer and planning
10 official of the Agency.

11 ② Deputy Director: Operations officer of the Agency with responsi-
12 bility for management of the Agency budget, staff recruitment, files and
13 supplies management, supervision of the Agency's Clerical Support Center,
14 supervision of the Agency's public information program and publications,
15 coordination of the Schedule of Preparatory Research and development of
16 the planning data bank, office management, personnel management, internal
17 security, and staff training and development.

18 ③ Administrative Staff: Should include a general clerical staff
19 to serve the several planning offices, a Public Information Officer, a
20 Statistician, and an Administrative Officer with responsibility for bud-
21 get, office, and personnel management. The Director and the Deputy
22 Director should be provided the services of personal secretaries.

23 B. Planning Offices

24 The function of the several planning offices should be policy review
25 and analysis, plan drafting, plan implementation, progress reporting and
26 evaluation, plan control, and technical assistance to plan users as required.
27 The several offices should be independently organized within the Agency, fol-
28 lowing separate but related work programs. The offices should be linked by
29 working committee and task force arrangements.

30 ① Development Planning Branch: This office should be designated
31 responsible for formulating the political, economic, and social content
32 of the Guam Development Plan.

33 This office should be staffed with generalist policy development

1 specialists and planners having particular expertise in economics, poli-
2 tical science and constitutional or international law, and social policy
3 development, with assistance, as required, provided by Governmental and
4 non-Governmental consultancy services. Staff type and numbers should be
5 specified according to work program and expressed through budget documents.

6 2. Physical Environment Planning Branch: This office should be
7 designated responsible for formulating the physiographic content of the
8 Guam Development Plan, through which task land use, underground resources
9 development and use, marine resources development and use, and environmen-
10 tal resources development and use would be detailed. Provision for a com-
11 prehensive physical development guidance system leading to a comprehensive
12 system of zoning and performance standards which are interrelated with the
13 plan should be contained as an aspect of branch responsibility.

14 This office should be staffed with land use, environmental, and
15 other such physical planners, with assistance, as required, provided by
16 Governmental and non-Governmental consultancy services. Staff type and
17 numbers should be specified according to work program and expressed
18 through budget documents.

19 3. Public Investment Planning Branch: This office should be
20 designated responsible for formulating the public investment portion of
21 the Guam Development Plan, thereby planning in general terms for financin
22 the Government of Guam's contribution to the achievement of Guam
23 Development Plan objectives.

24 This office should be staffed with experts in capital improve-
25 ment project design and appraisal, and public finance, with assistance,
26 required, provided by Governmental and non-Governmental consultancy ser-
27 vices. Staff type and numbers should be specified according to work
28 program and expressed through budget documents.

29 4. Plan Control Branch: This office should be designated respon-
30 sible for plan control programs designed to insure plan implementation.
31 This office should draft and implement the Functional Planning Guide,
32 monitor project and program proposals to insure consistency with the pla
33 and provide liaison with the Bureau of Budget and Management in the ana

1 sis of the combined annual capital and operational expenditure budgets of
2 the Government of Guam. A current organizational circular describing
3 planning in Guam should be maintained and periodically evaluated by this
4 branch through management study.

5 This office should be staffed with experts in development
6 administration, public administration, and social administration, with
7 assistance, as required, provided by Governmental and non-Governmental
8 consultancy services. Staff type and numbers should be specified
9 according to work program and expressed through budget documents.

10 5. Plan Evaluation Branch: This office should be designated
11 responsible for progress reporting and plan evaluation. This office
12 should provide internal audit of plan performance by comparing actual
13 performance with stated expectations, and arrange for external audit of
14 same. *red*

15 This office should be staffed with experts in development
16 administration, public administration, social administration, and manage-
17 ment accounting, with assistance, as required, provided by Governmental
18 and non-Governmental consultancy services. Staff type and numbers should
19 be specified according to work program and expressed through budget
20 documents.

21 In consideration of the Agency profile described above, the following
22 time-phase program for the establishment of the organizational units of the
23 Agency is recommended:

- 24 1. FY 1974: Establishment of the Administration, the Development
25 Planning Branch, the Physical Environment Planning Branch, and
26 the Public Investment Planning Branch.
- 27 2. FY 1975: Establishment of the Plan Control Branch.
- 28 3. FY 1976: Establishment of the Plan Evaluation Branch.

29 To provide explicit statement of Agency administrative policy, a
30 circular describing administrative policy of the Central Planning Agency should
31 be drafted for internal Agency use. This circular should contain, but not
32 necessarily be limited to, the following:

- 33 1. Budget procedure establishing guidelines for the preparation,

1 review, and administration of the Operational Fund and the Agency
2 Contingency Fund;

3 2. Personnel guidelines establishing personnel rules and regula-
4 tions, employee compensation and benefits, Agency staff development and
5 in-service training programs, Agency staff selection and promotion guide-
6 lines, and guidelines for the rotation of staff throughout the public
7 administration as well as guidelines for the use of temporary, part-time,
8 or borrowed personnel;

9 3. Files and office management practices; and

10 4. Internal security guidelines.

11 C. The Planning Budget

12 An operating expenditures budget, providing for Agency activities,
13 must be prepared for Legislative review. It is recommended the budget submis-
14 sions for FY 1974 and FY 1975 be limited to the program activities of the
15 Central Planning Agency and the Agency Contingency Fund.

16 An operating expenditures budget, providing for Government-wide
17 planning activities, should be prepared annually for Legislative review from
18 FY 1976. This Comprehensive Planning Budget should detail and provide for the
19 activities of the Central Planning Agency, the functional program planning
20 units of the operating agencies, and the local Government's share of those
21 planning activities which are supported in part by external assistance.

22
23 FUNCTIONAL PLANNING UNITS

24
25 Experience has shown that a prime technical difficulty encountered in
26 the execution of most public investment plans has been the absence of a suffi-
27 cient number of well-prepared projects, as well as the lack of effective
28 systems for carrying them out. Since the proper preparation of enough good
29 projects is indispensable whether or not a plan exists, it is clear that proj-
30 ect and program planning units in operating agencies are at least as important
31 as a central planning agency. In consideration of this experience, the
32 Government of Guam should undertake to establish both a central planning agency
33 and effective functional planning units in operating agencies simultaneously,

1 according to the following time-phase plan:

2 1. FY 1974: Subsequent to the establishment of the Administration
3 of the Central Planning Agency, the Agency should undertake a systematic
4 assessment and evaluation of existing functional planning units, after
5 which survey findings should be prepared to detail operating agency needs
6 and agency requirements for effective project and program planning at the
7 agency level. This review should be programmed for completion during
8 FY 1974.

9 2. FY 1975: After the Government of Guam has adopted the specific
10 set of policies which is to govern the development plan, the central
11 planners should prepare instructions, within the framework of the selected
12 objectives and policies, which set standards for the operating agencies to
13 follow in order that they may prepare projects in conformance with the
14 adopted "plan frame." The main purpose of these instructions is to pro-
15 vide operating agencies with a common basis for selecting, preparing, and
16 completing projects and programs in a complete and consistent manner and
17 in conformance with adopted development policy and a fixed timetable.
18 These instructions should be drafted into a Functional Planning Guide, to
19 be prepared by the Plan Control Branch in FY 1975. The Comprehensive
20 Planning Budget, which should also be prepared by the Plan Control Branch
21 in FY 1975, should provide the operating agencies with the necessary
22 resources for functional planning with consideration of the findings of
23 the previous survey of agency needs and the priorities and level of
24 development effort established by the Government as development plan
25 policy.

26 3. From FY 1976 forward: From FY 1976 forward, it is anticipated
27 that criteria would exist for assigning priorities for projects and for
28 reconciling them into a unified public investment plan. Project details
29 should then provide for estimates for each project, of the total cost and
30 the proposed rates of disbursements each year during construction in terms
31 of local and external funds; proposed sources of financing; the time
32 schedule; manpower, material, and machinery and equipment requirements;
33 the extent to which the project is to be carried out by the operating

1 agency itself and by contractors; the need for outside engineering or
2 other technical assistance; the conditions and personnel required, train-
3 ing programs to be conducted, and other steps required for operating the
4 completed project; the financial and economic benefits which are to be
5 realized from the project, including its impact on Government revenues and
6 domestic personal income and output. A long-range public investment
7 section within the Guam Development Plan would contain reference to all
8 approved capital projects in general terms, while specific project details
9 would be reserved for expression through the combined annual operating and
10 capital expenditures budget of the Government of Guam.

11 12 PLAN REVIEW AND ADOPTION

13
14 Once drafted, plans should be made available for public review and
15 comment. The Administration should provide Legislative briefing to be followed
16 by public hearing of the proposed plan in each municipality. A standing com-
17 mittee within the Legislature of Guam should be created for the purpose of
18 receiving and reviewing proposed plans and providing Legislative oversight with
19 regard to the planning activities of the Executive Branch. Municipal Planning
20 Councils should be formed for the purpose of receiving, reviewing, and comment-
21 ing upon proposed plan content. Once reviewed and drafted into final form,
22 plans should be offered for Legislative endorsement, after which action public
23 development policy would be established for Guam.

24 To provide adequate public consideration of the plan, it is further
25 advised that provision be made for the creation of public advisory committees
26 or other such councils as may be required to assist in the plan formulation
27 and review process.

28 29 CONCLUSION

30
31 It is recommended the above approach to the organization of develop-
32 ment planning within the Government of Guam be adopted by the Government of
33 Guam. Once this or a modified approach is accepted in principle, a conforming

1 General Planning Act amending existing law (see Appendix Item 2) and a Planning
2 Budget (see Appendix Item 3) should be enacted. Once enacted, the General
3 Planning Act and this management study would serve as a basis for preparing a
4 circular entitled The Organization of Development Planning in Guam, which would
5 act as a guide to defining the division of planning responsibilities throughout
6 the public administration and serve as a statement of the manner in which
7 development planning functions are to be performed in Guam henceforth.

BUREAU OF PLANNING
GOVERNMENT OF GUAM
P.O. BOX 2950
AGANA, GUAM 96910

APPENDIX

ITEM 1 - Executive Order 73-16

ITEM 2 - Proposed General Planning Act

ITEM 3 - Proposed Budget FY 1974:
Central Planning Agency

ITEM 4 - Existing Law (Recommended for
Change)

ITEM 5 - Executive Order 70-21
(Recommended for Rescission)

ITEM 6 - Substitute Executive Order
(Recommended for Replacement
of 70-21)

ITEM 1 - Executive Order 73-16

GOVERNMENT OF GUAM
OFFICE OF THE GOVERNOR
AGANA, GUAM

EXECUTIVE ORDER NO. 73-16

WHEREAS, the Administration has positive interest in the full review and thorough consideration of public policy proposals, which review and analysis shall serve as a basis for Executive decision-making and the design of the public policy of the Administration; and,

WHEREAS, the general policy of this Administration shall be drafted in behalf of and represent the fundamental interests of the resident inhabitants of this community whose interests and welfare shall be promoted to the utmost and considered paramount; and,

WHEREAS, the people of Guam have a fundamental interest in the establishment of a comprehensive, efficient system for governmental program and fiscal management which furthers the civil government's capacity to plan, finance, and offer the public services and public investments desired by the citizenry and required to advance and protect the well-being of all residents; and,

WHEREAS, the people of Guam have a fundamental interest in the orderly development of the community and thereby have a positive interest in the advancement of their social and economic condition and in the improvement and protection of their environment; and,

WHEREAS, the orderly development of Guam and advancement of resident welfare is dependent upon and linked directly to the capacity and authority of the Government of Guam to plan and carry out plans for community development; and,

WHEREAS, the authority and capacity of the Government of Guam is limited by the current political status of Guam as an organized but unincorporated possession of the United States; and,

WHEREAS, the Administration is committed to a thorough assessment and evaluation of Guam's current political status, and a full examination of all options and alternative forms of political status, and the ultimate exercise of the right of self-determination by the people of Guam to define the political status for Guam, and has noted the Twelfth Guam Legislature's commitment to same by virtue of passage of AN ACT ESTABLISHING A SPECIAL COMMISSION TO REVIEW

THE POLITICAL STATUS OF THE TERRITORY OF GUAM; and,

WHEREAS, to insure full review of all proposals for public policy including but not necessarily limited to the annual capital and operating expenditures budget of the Administration, the Development Plan for Guam, and the review of Guam's political status, and to insure full review of all official statements of public policy of the Administration including but not necessarily limited to the State of the Territory Message, the State of the Economy Message and the Governor's Budget Message, and in the interest of developing consistent Administration Policy;

NOW, THEREFORE, by virtue of the authority vested in me by the Organic Act of Guam, it is hereby ordered:

(1) The Governor's Advisory Council, Creation:

That there is created within the Executive Office of the Governor of Guam an executive policy council which shall be identified as The Governor's Advisory Council.

(2) Purpose and Function:

It shall be the purpose and function of The Governor's Advisory Council.

- a) To coordinate policy analysis and review within the executive branch thereby assisting the Governor in the design of general governmental policy which, upon endorsement by the Governor, shall serve as the policy framework within which shall occur the direction of the various departments, agencies, divisions, boards, commissions and activities of the executive branch and instrumentalities, including public corporations, of the Government of Guam.
- b) To advise and assist in the review and formulation of the position of the Administration on the political status of Guam.
- c) To advise on and assist in the review and formulation of the Development Plan for Guam and the Public Investment plan of the Government of Guam.
- d) To advise on and assist in the review and formulation of the Annual Capital and Operating Expenditures Budget of the Government of Guam.

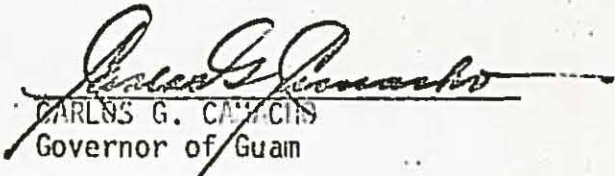
- e) To advise on and assist in the review and formulation of policy statements of the Administration to include but not necessarily limited to the State of the Territory Message, the State of the Economy Message and the Position of the Administration on the Political Status of Guam.
- f) To undertake other such assignments as may from time to time be directed by the Governor.

(3) Organization:

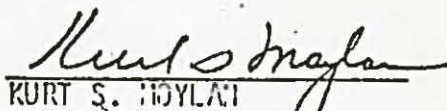
The Governor's Advisory Council shall be convened, as required, by the Governor who shall serve as Chairman. The Governor's Advisory Council shall otherwise consist of nine (9) members who shall be appointed by the Governor and serve at his pleasure. The Director of Budget and Management and the Director of Planning shall serve as Executive Secretaries to the Council.

Issued and promulgated at Agana, Guam, this 19th day of April,

19 73.


CARLOS G. CAMACHO
Governor of Guam

Countersigned:


KURT S. MOYLAN
Lt. Governor of Guam

13-14
2-14

ITEM 2 - Proposed General Planning Act

TWELFTH GUAM LEGISLATURE
1973 (FIRST) Regular Session

Bill No. _____

Introduced by _____

AN ACT TO AMEND CHAPTER III, TITLE XIV, OF THE GOVERNMENT CODE TO
PROVIDE FOR THE COMPREHENSIVE ORGANIZATION OF DEVELOPMENT PLANNING
THROUGHOUT THE TERRITORY OF GUAM.

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

Section 1. Section 13205, of the Government Code of Guam, is hereby
amended to read as follows:

"Section 13205. Same: function and duty. It shall be the function and
duty of the Commission to receive, review, and offer official comment on
the physical environment portion of the proposed comprehensive development
plan for Guam and any revisions thereof prior to the adoption of said plan
portions as official policy of the government of Guam. In commenting upon
proposed plans, the Commission shall report its findings to the Governor,
for transmittal to the Legislature, within forty-five (45) days from the
receipt of proposed plans."

Section 2. Section 13206, of the Government Code of Guam, is hereby
amended to read as follows:

"Section 13206. Same: public hearing. Before officially commenting
upon the physical environment portion of the proposed comprehensive devel-
opment plan, the Commission shall hold at least one (1) public hearing
thereon, notice of the time and place of which shall be given by at least
three (3) notices published in a newspaper of general circulation in Guam
at least ten (10) days before the date of said hearing."

Section 3. Section 13207, of the Government Code of Guam, is hereby
repealed.

Section 4. Section 13208, of the Government Code of Guam, is hereby
repealed, except that such repeal shall not adversely affect any guarantees
previously entered into by the government of Guam or by the Territorial
Planning Commission pursuant to the provisions of Section 13208.

Section 5. A new Section 13214 is hereby added to Chapter III, Title XIV,
Government Code of Guam, to read as follows:

1 "Section 13214. Governor as Chief Planning Officer. The Governor of
2 Guam is hereby acknowledged the Chief Planning Officer of Guam."

3 Section 6. A new Section 13215 is hereby added to Chapter III, Title XIV,
4 Government Code of Guam, to read as follows:

5 "Section 13215. Central Planning Agency: creation, functions, general
6 powers, and organization.

7 (A) There is created in the Office of the Governor a planning agency
8 which shall be identified in name as the Central Planning Agency,
9 hereinafter referred to as the Agency.

10 (B) It shall be the purpose and function of the Agency to organize
11 and coordinate the government-wide planning apparatus, to provide for
12 development policy review and analysis, to implement development policy
13 through the drafting of plans, to provide for coordination of plan imple-
14 mentation, to provide for progress reporting and plan evaluation, to pro-
15 vide technical assistance to plan users, to provide public information
16 with respect to plan content, and to coordinate plan revision. The Agency
17 shall act as an advisory, consulting, and coordinating agency to harmonize
18 planning activities at all levels of government, render planning assist-
19 ance to all governmental units, and stimulate public interest and partici-
20 pation in the physical, human, social, political, financial, and economic
21 development of the community. The Agency shall present issues, problems,
22 and alternatives to the Governor for the determination of policy and
23 priorities. The Agency shall encourage comprehensive and coordinated
24 planning for the development of Guam as the principal staff agency within
25 the executive branch for planning. The Agency shall provide adequate
26 systems of records for planning and program purposes. The Agency shall
27 provide information, assistance, and staff support by all appropriate
28 means. The Agency shall prepare special reports and make available the
29 results of the Agency's research, studies, and other activities through
30 publications, memoranda, briefings, and expert testimony. The Agency
31 shall assist the Governor in formulating the Development Plan for Guam to
32 be submitted by the Governor to the Legislature for its consideration,
33 thereby assisting in formulating, for approval by the Governor and the

1 Legislature, long-range plans and policies for the orderly and coordinated
2 development of the community of Guam. The Agency shall advise and consult
3 with other planning agencies as required. The Agency shall compile and
4 submit to the Governor-elect in any year when a new Governor has been
5 elected, not later than November 20, a summary of the planning program and
6 plan progress prepared by the Agency.

7 (C) Consistent with the intent of this act, the Governor may:

8 (1) direct any department, agency, division, board, commission,
9 or activity of the executive branch, or instrumentality of the
10 government of Guam, to furnish the Central Planning Agency with such
11 personnel, equipment, and services as are necessary to enable it to
12 carry out its responsibilities and duties, prescribe the terms
13 thereof, including reimbursement of costs thereof;

14 (2) borrow money and apply for and accept advances, loans,
15 grants, contributions, and any other form of assistance from the
16 federal government, the state, or other public body, or from any
17 sources, public or private, as provided by law, for the purposes of
18 this act, and give such security as may be required and enter into
19 and carry out contracts or agreements in connection therewith, and
20 include in any contract for financial assistance with the federal
21 government such conditions imposed pursuant to federal laws as it may
22 deem reasonable and appropriate and which are not inconsistent with
23 the purposes of this act;

24 (3) establish advisory committees or councils and appoint the
25 members thereof, who shall serve at the pleasure of the Governor.
26 Members shall serve without compensation, but shall be reimbursed for
27 the necessary expenses incurred in the performance of their duties.
28 The Governor shall designate the chairman and other such officers as
29 he may deem necessary for each advisory committee or council. Advi-
30 sory committees or councils established pursuant to Section 13215(C)
31 shall meet at the call of their chairmen, or of the director of
32 planning;

33 (4) direct any department, agency, division, board, commission,

1 and activity of the executive branch, and instrumentality of the
2 government of Guam to furnish the Agency with such information,
3 certified as to accuracy by the department, agency, division, board,
4 commission, activity, or instrumentality head, as may be required by
5 the Agency to carry out its responsibilities and duties. Neither
6 the director nor any other officer or employee of the Agency may:

7 (a) use the information furnished under the provisions of
8 this act for any purpose other than the statistical purposes for
9 which it is supplied; or

10 (b) make any disclosure other than official disclosures of
11 information collected for use in plan formulation.

12 Whoever, being an officer or employee of the Agency, publishes or
13 communicates, without the written authority of the director, any
14 information coming into his possession by reason of his employment
15 under the provisions of this act shall be fined not more than ten
16 thousand dollars (\$10,000.00) or imprisoned not more than five (5)
17 years, or both;

18 (5) enter into and perform such contracts, leases, cooperative
19 agreements, or other transactions with any agency or instrumentality
20 of the United States, or with any state, territory, or possession, or
21 any political subdivision thereof, or with any person, firm, associa-
22 tion, or corporation, as may be deemed necessary or appropriate to
23 the conduct of the activities authorized by this act, and on such
24 terms as may be prescribed by the government of Guam;

25 (6) execute all instruments necessary or appropriate in the
26 exercise of any of its functions;

27 (7) accept gifts or donations of services, or of property--real,
28 personal, or mixed, tangible or intangible--in aid of any of the
29 activities authorized by this act;

30 (8) direct each department, agency, division, board, commission,
31 and activity of the executive branch, and instrumentality of the
32 government of Guam to designate from among its employees and
33 officers, a planning officer or representative who shall be responsi-

1 ble for the planning and coordination of the activities and responsi-
2 bilities of the department, agency, division, board, commission,
3 activity, or instrumentality. Such planning officer or representa-
4 tive shall coordinate program plans prepared for each area of program
5 responsibility within his agency;

6 (9) The director and all deputy directors are empowered to ad-
7 minister oaths and affirmations in all matters arising in the course
8 of their official duties, and exercise all other powers necessary and
9 proper for the discharge of their duties, including the promulgation
10 of reasonable rules and regulations.

11 (D) The Agency shall consist of a director of planning who shall be
12 appointed by the Governor, serve at his pleasure, and be a member of the
13 unclassified service of the government of Guam; and other such employees
14 who are required consistent with the purposes of this act. The Governor
15 may delegate any of his powers, duties, and responsibilities, as conferred
16 by this act, to the director of planning."

17 Section 7. A new Section 13216 is hereby added to Chapter III, Title XIV,
18 Government Code of Guam to read as follows:

19 "Section 13216. Comprehensive Development Plan.

20 (A) The Governor, through the Central Planning Agency, shall prepare,
21 and upon Legislative approval, issue and have in continuous process of
22 revision, the long-range comprehensive development plan based on studies
23 and needs of the community of Guam, and plans and operations of every
24 department, agency, division, board, commission, the executive branch and
25 instrumentalities of the government of Guam and the federal government,
26 taking into account the existing and prospective resources and capabilities
27 of the community and the government of Guam. The comprehensive plan shall
28 identify and stress islandwide goals, objectives, and opportunities, and
29 be drafted in such fashion as to place the interests of the resident
30 inhabitants of this territory as paramount, promoting to the utmost the
31 well-being and the physical, human, social, political, financial, economic
32 and educational advancement of these inhabitants, their just treatment,
33 and their protection against abuses.

1 (B) The development plan shall provide long-range guidance for the
2 physical, human, social, political, financial, and economic development of
3 the territory, and shall include, but not be limited to, the following:

4 (1) A statement of specific policies, for at least each of the
5 following general areas: political development, economic develop-
6 ment, social and human resource development, and natural resource
7 development;

8 (2) Details of government programs and the quantified annual
9 objectives of each program over the plan term. Analysis of the rela-
10 tionship of these programs to policies enunciated in the development
11 plan shall be described in detail. New programs, elimination or
12 modification of existing programs, and the anticipated performance or
13 accomplishment of current, new, or modified programs shall be
14 described in detail;

15 (3) Identification of the methods and requirements for implement-
16 ing the proposed comprehensive development plan which shall describe
17 for each year, the fiscal resources, capital facilities, other
18 resources, and any administrative changes or new legislation
19 required;

20 (4) A five-year schedule of proposed capital improvements, to be
21 compiled from schedules of proposed capital improvements submitted to
22 the Central Planning Agency by each department, agency, division,
23 board, commission, and activity of the executive branch, and
24 instrumentality of the government of Guam;

25 (5) Population and economic analysis with projections for each
26 region and sub-region of the island;

27 (6) General land use policies for urban development, agriculture
28 industry, forests, open space, underground and marine resources use
29 and development, and other purposes;

30 (7) Policy goals for housing and urban renewal;

31 (8) Policy for the balanced development of port, highway, and
32 public transportation facilities;

33 (9) Policy for health services, manpower planning, employment

1 opportunity, education, elimination of poverty, law enforcement, and
2 other programs;

3 (10) Projection of needs for public facilities including, but not
4 limited to, the University of Guam, health and welfare facilities,
5 correctional institutions, and elementary and secondary schools;

6 (11) Recreation and open spaces for public facilities, major
7 local facilities, and community recreation areas; and

8 (12) Inventory and appraisal of the territory's natural
9 resources, setting forth policy for their prudent exploitation,
10 conservation, and replenishment.

11 (C) The Central Planning Agency may prepare, or cause to be prepared,
12 and issue on behalf of the Governor, a series of long-range functional
13 development plans relating, but not necessarily limited, to outdoor
14 recreation, water resources, transportation, housing, education, economic
15 development, health services and facilities, employment, poverty, manpower
16 planning, and other broad areas of territorial responsibility for
17 consideration as aspects of the comprehensive development plan.

18 (D) The comprehensive development plan and revisions thereof shall be
19 transmitted to the Guam Legislature for its consideration and action. The
20 plan and revisions thereof, when approved by the Legislature, shall become
21 official policy of the government of Guam.

22 (E) The comprehensive development plan and revisions thereof shall be
23 transmitted to all appropriate Municipal Planning Councils as provided for
24 in Section 13217 of this act. Municipal Planning Council review and com-
25 ment shall be solicited by the Administration prior to final adoption of
26 any plan or revision thereof as official policy."

27 Section 8. A new Section 13217 is hereby added to Chapter III, Title XIV,
28 Government Code of Guam, to read as follows:

29 "Section 13217. Municipal Planning Councils: creation, functions,
30 general powers, organization, term of appointment, logistical support.

31 (A) There is created within each municipality of Guam a Municipal
32 Planning Council.

33 (B) It shall be the function and purpose of Municipal Planning

1 Councils to receive, review, and comment upon the proposed Development
2 Plan for Guam and any revisions thereof, prior to the adoption of said
3 plans or revisions as official policy of the government of Guam. In com-
4 menting upon proposed plans, the Municipal Councils shall solicit the
5 views of municipal residents; consider in detail plan programs, projects;
6 and proposals directly affecting the municipality represented by the
7 Council; and offer its findings to the Governor, for transmittal to the
8 Legislature, within a reasonable period from the time proposed plans or
9 revisions are received. While plans are in progress, Municipal Councils
10 may convene as required to review plan progress, evaluate plan
11 performance; and render official judgment on same.

12 (C) Municipal Planning Councils are empowered to receive, review,
13 and offer official comment on development plans and any revisions thereof
14 proposed for adoption prior to final submission of plans to the
15 Legislature for adoption as official policy of the government of Guam.
16 Councils may exercise all other powers necessary and proper for the dis-
17 charge of their duties, including promulgation of reasonable rules and
18 regulations.

19 (D) Municipal Planning Councils in municipalities with less than five
20 thousand (5,000) residents shall consist of the Municipal Commissioner,
21 who shall convene the Council upon his call as chairman, and four (4)
22 members who shall be appointed by the Commissioner. Municipal Planning
23 Councils in municipalities with more than five thousand (5,000) residents
24 shall consist of the Municipal Commissioner, who shall convene the Council
25 upon his call as chairman; the Assistant Commissioner, if such munici-
26 pality has an Assistant Commissioner, who shall serve as vice-chairman;
27 and seven (7) members who shall be appointed by the Commissioner.
28 Councilpersons shall be resident real property owners of the municipality
29 to be eligible to serve. Each Councilperson shall be entitled to one
30 vote. The Municipal Commissioner shall fill any vacancy occurring in the
31 offices provided for in Section 13217 by appointment. Members shall serve
32 without compensation but shall be reimbursed for the necessary expenses
33 incurred in the performance of their duties.

1 (E) Municipal Council appointments shall be complete within thirty
2 (30) days from the date of official announcement by the Administration of
3 the availability for review of the proposed development plan or revisions
4 thereof, all Councils to be formed concurrently. Councils shall sit in
5 review from the date of appointment and throughout the comprehensive plan
6 term. Upon official announcement by the Administration of proposed plan
7 revision, new Councils shall be formed to sit throughout the comprehensive
8 plan term. With each comprehensive plan revision, new Councils shall be
9 formed, each of which shall sit throughout the life of the comprehensive
10 plan term.

11 (F) The Chief Commissioner's office shall provide Councils with
12 clerical and other logistical support found necessary to fulfill the
13 duties and responsibilities established under Section 13217. The Chief
14 Commissioner shall be empowered to administer oath of office to Council
15 members upon appointment, thereby confirming appointment of same."

16 Section 9. Section 13250 of the Government Code of Guam is hereby
17 repealed, except that such repeal shall not adversely affect any guarantees
18 previously entered into by the government of Guam or by the Territorial
19 Planning Commission pursuant to the provisions of Section 13250.

20 Section 10. Appropriation. There is hereby appropriated from any
21 unappropriated surplus of the General Fund the sum of six hundred twenty-seven
22 thousand dollars (\$627,000.00) for the use of the Central Planning Agency in
23 the implementation of the powers and duties imposed upon said agency by this
24 act.

25 Section 11. Severability. If any provision of this Chapter or the
26 application thereof is held invalid, the invalidity shall not affect other
27 provisions or applications of this Chapter which can be given effect without
28 the invalid provision or application, and to this end the provisions of this
29 Chapter are severable.
30
31
32
33

ITEM 3 - Proposed Budget FY 1974:
Central Planning Agency

2. OPERATING EXPENDITURES SUMMARY / CENTRAL PLANNING AGENCY

The following budget estimates for operation expenditures of the proposed Central Planning Agency in FY 1974 are given in Authority rather than Outlay amounts and based upon the scope and quality of services envisioned in the "Proposal for the Organization of Development Planning in Guam." The budget submission is not refined as to form but offered as a basis for discussion and review. As in the case of the General Planning Act this budget will be perfected as to form after incorporating any revisions.

Resources here-to-fore programmed for the Territorial Planning Commissions master planning staff are represented here-in.

Program Category: _____
 Agency: _____
 Division: _____
 Section: _____

1)	2) FISCAL YEAR 1972 ACTUAL	3) FISCAL YEAR 1973 AUTHORIZED	FISCAL YEAR 1974			7) APPROVED
			4) ZERO BASE + INCREMENT + \$312	5) EXPANSION AND NEW PROGRAMS	6) REQUEST	
TOTAL.....					626,623.72	
PROJECT:						
01.....					471,273.72	
02:						
Local Travel.....					-0-	
Off-Island Travel.....					34,000.00	
03					106,900.00	
04					2,000.00	
05					12,450.00	
00						
Overtime						
Night Differential..						
Employees Benefits:						
Retirement						
Hospital Ins.....						
Life Ins.....						

3. PERSONAL SERVICES
4. POSITIONS SUMMARY

Program Category: _____

Agency: _____

Division: _____

Section:

[illegible]

4. OTHER OPERATING EXPENSES
TRAVEL

Program Category:

Agency:

Division:

Section:

TRAVEL CLASSIFICATION	FISCAL YEAR 1972 ACTUAL	FISCAL YEAR 1973 AUTHORIZED	FY 1974 EXPANSION AND NEW PROGRAM	FY 1974 REQUEST	APPROVED
Off-Island Travel - Initial Recruitment				28,000	
Off-Island Travel - Other				6,000	
TOTAL				34,000	

EXPLANATION:

5. OTHER OPERATING EXPENSES
 CONTRACTUAL SERVICES

Program Category: _____
 Agency: _____
 Division: _____
 Section: _____

CONTRACTUAL SERVICES CLASSIFICATION	FISCAL YEAR 1972 ACTUAL	FISCAL YEAR 1973 AUTHORIZED	FY 1974 EXPANSION AND NEW PROGRAM	FY 1974 REQUEST	APPROVED
Telephone & Teletype				2,000	
Printing (Plan & PI Info Materials)				5,000	
Xerox				1,500	
MITST				3,400	
Staff Development & Training Program				15,000	
Personnel Search & Recruitment Fund				20,000	
Policy Development Contingency Fund				60,000	
TOTAL				106,900	

EXPLANATION:

6. SUPPLIES AND MATERIALS
AND MISCELLANEOUS

Program Category: _____

Agency: _____

Division: _____

Section: _____

	FISCAL YEAR 1972 ACTUAL	FISCAL YEAR 1973 AUTHORIZED	FY 1974 EXPANSION AND NEW PROGRAM	FY 1974 REQUEST	APPROVED
TOTAL					
Miscellaneous Supplies and Materials				2,000	
TOTAL				2,000	

EXPLANATION:

[illegible]

ITEM 4 - Existing Law (Recommended for
Change)

the Governor, shall promulgate a schedule of fees thereof, all such fees to be under \$1.00.

§ 13141. Same: exemption. The United States government shall not be charged any fees as provided in paragraph (a), (b), (c), (d), and (e), and for services of (f), (g) and (h) shall be charged only the cost of materials. [Amended by P.L. 6-36, effective August 8, 1961.]

[Chapter II, consisting of §§ 13100-13141, added by P.L. 5-54, effective January 27, 1960. Original Chapter II, consisting of §§ 13100-13102 repealed by P.L. 5-54, effective January 27, 1960. New §§ 13140-13141 amended by P.L. 9-57, effective April 11, 1967.]

CHAPTER III

LAW TO BE CHANGED

Planning

- § 13200. Territorial Planning Commission.
- § 13201. Same: Executive Secretary.
- § 13202. Same: compensation.
- § 13203. Same: personnel.
- § 13204. Same: rules.
- § 13205. Same: function and duty.
- § 13206. Same: master plan: hearing.
- § 13207. Same: cooperation of other departments.
- § 13208. Same: master plan: submission.
- § 13209. Same: street naming plan.
- § 13210. Same: same: what street naming plan shall include.
- § 13211. Same: same: legislative action.
- § 13212. New street and highway names.
- § 13213. Official street and highway names.
- § 13213.1. Quinene Road.
- § 13250. Urban planning.

§ 13200. Territorial Planning Commission. There is within the government of Guam the "Territorial Planning Commission." The Commission shall be composed of seven (7) members to be appointed by the Governor by and with the advice and consent of the Legislature for a period of five (5) years; provided, however, that, of the two (2) members first appointed, one (1) shall serve for a term of one (1) year, two (2) shall serve for terms of three (3) years each, and the remaining two (2) shall serve for terms of five (5) years each, as designated by the Governor. The Governor shall appoint a member of the Commission to serve as Chairman. [Enacted 1952; amended by P.L. 9-136, effective February 15, 1968.]

§ 13201. Same: Executive Secretary. The Director of Land Management shall be Executive Secretary to the Commission. [Included in Original Government Code of Guam enacted by P.L. 1-88, 1952.]

§ 13202. Same: compensation. Members of the Commission shall receive no compensation as such for duties prescribed by this Title, but shall be reimbursed for their reasonable and necessary travel and incidental expenses incurred in the course of their official duties, as certified by the Treasurer of Guam. [Included in Original Government Code of Guam enacted by P.L. 1-88, 1952.]

§ 13203. Same: personnel. The Department of Land Management shall provide the Commission with such technical and clerical personnel and office facilities as may be reasonably necessary for the carrying out of the provisions of this Title. [Included in Original Government Code of Guam enacted by P.L. 1-88, 1952.]

§ 13204. Same: rules. The Commission is authorized to make reasonable rules, not inconsistent with the provisions of this Title, for the conduct of its business. [Included in Original Government Code of Guam enacted by P.L. 1-88, 1952.]

§ 13205. Same: function and duty. It shall be the function and duty of the Commission to prepare and adopt a comprehensive, long-term general plan for the physical and economic land development of Guam. Such plan shall be known as the "master plan" and shall be prepared with a view towards its utilization as a basis for the development of Guam. The master plan with the accompanying maps, diagrams, charts, descriptive matters and reports shall include such of the following subject matters or portions thereof as are appropriate to Guam, and as may be made the basis for the physical and economic development thereof:

Land Use Plan—An inventory and classification of natural land type and of existing land cover and uses, and comprehensive plans for the most desirable utilization of land. The plan shall contain specific recommendations for the development and use of surplus government real property including (1) a program to make available to the people of Guam any such property as is suitable for residential, agricultural and grazing purposes, and (2) a program to reserve and set aside for commercial and industrial purposes such surplus government real property as is

suitable therefor, which program shall give priority in acquisition to the thereof for businesses not established in Guam and shall provide for the expansion and improvement of existing business; provided, that such establishment or expansion shall contribute to the development of the economy of Guam by providing services and facilities not available or improving services not adequate.

Public Buildings—Showing locations and arrangements of civic centers and all other public buildings, including the architecture thereof and the landscape treatment of the grounds thereof.

Community Design—Standards and principles governing the subdivision of land and recommended patterns for community design and development. The plan shall include a study of existing laws regulating lot sizes, types of buildings, setback lines and all other matters properly covered by zoning laws. Recommendations based on this study shall be made to the Governor for such changes in existing law and for such new laws as are consistent with any master plan proposed by the Commission and which are, in the judgment of the Commission, in the best interests of the public.

Housing—Survey of housing conditions and needs, and plans and procedure for improvement of housing standards and for provisions of adequate housing.

Other and additional plans and reports. The Commission may adopt, as part of the master plan, other and additional plans and reports dealing with such other subjects as may in its judgment relate to the physical and economic land development of Guam, and nothing in this Title shall be deemed to prohibit the preparation and adoption of any such subject as a part of the master plan. [Included in Original Government Code of Guam enacted by P.L. 1-88, 1952.]

§ 13206. Same: master plan: hearing. Before adopting the master plan or any part of it, or any substantial amendment thereof, the Commission shall hold at least one (1) public hearing thereon, notice of the time and place of which shall be given by at least one publication in a newspaper of general circulation in Guam, at least ten (10) days before the day of said hearing. [Included in Original Government Code of Guam enacted by P.L. 1-88, 1952.]

§ 13207. Same: cooperation of other departments. Each and every agency, department, office, commission or part thereof in the government of Guam is authorized to render such assis-

ance, information and cooperation to the Commission as is necessary to the completion of the master plan. [Included in Original Government Code of Guam enacted by P.L. 1-88, 1952.]

§ 13208. Same: master plan: submission. The Commission shall adopt and submit to the Governor for approval and transmittal to the Legislature, such a master plan as is described in this Title at the first opportunity that such a master plan is deemed by the Commission to be comprehensive enough to provide a guide for the long range physical and economic land development of Guam. After the submission of the initial master plan as provided above, the Commission shall continue to carry out the duties prescribed for them in this Title with the view to completing said master plan in all aspects, and for the express purpose of revising and amending said master plan wherever and however the Commission deems necessary in order that it can be kept up to date with the development and needs of Guam. Further, the Commission shall prepare an annual report of its activities for the past year, and such report will be submitted to the Governor not later than the first day of December, and, as he may deem necessary, the Governor may make recommendations pursuant thereto to the next regular session of the Legislature. [Included in Original Government Code of Guam enacted by P.L. 1-88, 1952.]

§ 13209. Same: street naming plan. In order to establish the official names of streets and highways in Guam, the Commission shall adopt and submit to the Legislature a precise plan as is required for the systematic naming of said streets and highways in the territory. [Added by P.L. 4-81, 2nd Regular Session, effective July 7, 1958.]

§ 13210. Same: same: what street naming plan shall include. The street naming plan shall include:

(a) proposed names for all streets and highways within the territory (except such streets and highways as are located upon military reservations of the United States) not in conflict with street names already adopted by virtue of the provisions of the Zoning Law or of the Subdivision Law of the Territory of Guam (Titles XVIII and XIX of the Government Code);

(b) recommendations, if any, of new names for streets and highways already named, either under the provisions of Titles XVIII or XIX of the Government Code or by common usage within the territory;

(c) a map incorporating proposed highway and street names

of all the streets and highways of the territory (except such streets and highways as are located upon military reservations of the United States), including in such map both those names already established and accepted and the new names proposed by the Commission. [Added by P.L. 4-81, 2nd Regular Session, effective July 7, 1958.]

(d) *Added by P.L. 12-51*

§ 13211. Same: same: legislative action. Upon the transmittal to the Legislature of the approved plan as provided in § 13209, the Legislature shall hold at least one (1) public hearing in order to permit the public to present its views as to the proposed street and highway names. The Legislature, upon the conclusion of such hearing may, by statute, adopt the plan as submitted or may amend the same in whole or in part. Upon adoption, the names so approved shall be the official names of the streets and highways of the territory. [Added by P.L. 4-81, 2nd Regular Session, effective July 7, 1958.]

§ 13212. New street and highway names. The Legislature may, from time to time by statute, change street and highway names adopted pursuant to the provisions of § 13211 and may also, by statute, change the names of any streets and highways fixed by additional Zoning and Subdivision maps adopted pursuant to the Zoning Law (Title XVIII of the Government Code) or the Subdivision Law (Title XIX of the Government Code) and the new names so adopted shall be thereafter the official names of the particular streets and highways whose names are so changed as herein provided. [Added by P.L. 4-81, 2nd Regular Session, effective July 7, 1958.]

§ 13213. Official street and highway names. The plan, as submitted by the Territorial Planning Commission, renaming the streets in the Municipality of Agana, Guam, on Land Management Drawing E6-59S435, is hereby adopted subject to the following changes:

(a) Cliff Drive, west of Route 4, is hereby changed to West O'Brien Drive, and Cliff Drive extension, east of Route 4, is hereby changed to East O'Brien Drive.

(b) Third Street South, west of Route 4, is hereby changed to West Saylor Street, and Third Street South extension, east of Route 4, is hereby changed to East Saylor Street.

(c) Second Street West is hereby changed to O'Hara Street West.

(d) Fourth Street West is hereby changed to Seaton Boulevard West.

(e) Fifth Street West is hereby changed to Murray Boulevard West.

(f) Seventh Street West is hereby changed to Aspinall Avenue West.

(g) The area presently bounded by Fourth Street West, Marine "A," Fifth Street West and Third Street South is hereby named Skinner Plaza.

(h) The names or designation "Marianas Boulevard," "Senator Gibson Highway," "Spruance Drive," "Doctor Sergeant Drive," and "Padre Paloma Parkway," are hereby rejected and stricken and deleted from said plan.

(i) First Street West is hereby changed to Martyr Street West. [(a) through (i) added by P.L. 5-63, effective February 27, 1960.]

(j) Third Street West is hereby changed to Padre Palomo Street.

(k) Fourth Street West is hereby changed to Father Duenas Avenue. [Added by P.L. 6-88, effective March 12, 1962.]

§ 13213.1. Quinene Road. The public road in the municipality of Merizo, under construction under the Public Works project name of the Acot-Acho Road, is hereby named the "Quinene Road" after the late Jesus R. Quinene, Congressman from Merizo. [Added by P.L. 7-135, effective July 4, 1964.]

13213.2 added by PL 10-108
13213.3 added by PL 10-181
 § 13250. Urban planning. The Commission is authorized to undertake urban planning, including, without limitation, the making of planning surveys, land use studies, urban renewal plans, technical services, and other planning work, for Guam as a whole, for portions of Guam as regional or metropolitan areas, and for urban communities in Guam. The Commission is authorized to accept grants from the Federal Government and other public or private sources and to contract with reference thereto, to authorize the expenditure of such grants for the purposes set forth in this section by the Department of Land Management for personnel and facilities provided by the Department pursuant to § 13203 of this Chapter, and to exercise all other powers necessary to carry out the purposes of this section. [Added by P.L. 5-5, effective February 26, 1959.]

Secs 13251, 13252, 13253 added by PL 10-116

ITEM 5 - Executive Order 70-21
(Recommended for Rescission)

GOVERNMENT OF GUAM
OFFICE OF THE GOVERNOR
AGANA, GUAM

EXECUTIVE ORDER NO. 70-21

TERRITORIAL PLANNING COMMISSION

WHEREAS, the Territorial Planning Commission is responsible for the plans for the physical and economic land development of Guam; and,

WHEREAS, the mentioned planning functions could more effectively be performed if in this field greater freedom of action were afforded the Commission and through staff reorganization:

NOW THEREFORE, by virtue of the authority vested in me by the Organic Act of Guam, it is hereby ordered:

1. The Territorial Planning Commission shall operate as a branch of the Office of the Governor and its chief administrative officer shall be its Executive Director. The Director of Land Management shall continue to serve as Executive Secretary ex-officio and will perform the duties of that office; however, he shall not be responsible for staff administration. The Director of Land Management shall provide document reproduction services for the Commission.

2. The Commission shall be responsible for the completion and updating of the total comprehensive environmental Master Plan for Guam, including, but not limited to, physical, economic and social elements.

3. Future appointments to the Territorial Planning Commission shall be in accordance with federal guidelines as to group representation on such bodies including elected officials and minority groups. Members of the Staff Planning Council shall sit ex-officio with the Territorial Planning Commission as advisors.

4. The Liaison and Technical Evaluation Committee is hereby formed to consist of professional and technical representatives from government agencies and is divided into six groups: Community Facilities, Infrastructure, Community Development, Conservation, Economic Activity and Training. The groups will meet monthly with every third meeting combining all groups. The Territorial Planning Commission staff will provide chairmanship and clerical personnel for Liaison and Technical Evaluation Committee meetings. The Territorial Planning Commission may assign special studies to Liaison and Technical Evaluation Committee members with approval of their respective agency heads.

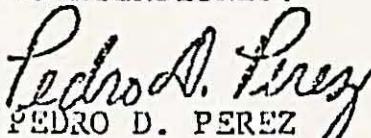
5. All planning studies prepared by any agency will be first submitted to the appropriate Liaison and Technical Evaluation Committee group for preliminary evaluation, then to Territorial Planning Commission staff for coordination and submission to the Territorial Planning Commission with recommendations. The Territorial Planning Commission upon approval of the final document will submit same to the Governor for his approval and inclusion in the comprehensive Master Plan. Subsequent submission to the Legislature is essentially for information purposes but all or portions of the Master Plan may be adopted by the Legislature to become official maps or development plans.

6. Staff serving the Territorial Planning Commission will be transferred from the Department of Land Management in accordance with the proposed budget and consist of three (3) Planner III's, one each Administrative Secretary, Planner II, Planner I, Engineer Aide IV, and special project personnel.

Issued and Promulgated at Agana, Guam, this 29th day of June, 1970.


CARLOS G. CAMACHO

COUNTERSIGNED:


PEDRO D. PEREZ
Acting Secretary of Guam

ITEM 6 - Substitute Executive Order
(Recommended for Replacement
of 70-21)

GOVERNMENT OF GUAM
Office of the Governor
Agana, Guam

Executive Order no. _____

WHEREAS, an act to provide for the comprehensive organization of Development Planning throughout the Government of Guam was signed into public law on _____ as PL _____,

NOW, THEREFORE, by virtue of the authority vested in me by the Organic Act of Guam, it is hereby ordered:

- (1) That Executive Order no. 70-21 be rescinded;
- (2) That all staff assigned to the master planning branch of the Territorial Planning Commission be assigned to the Central Planning Agency, Office of the Governor;
- (3) That all plans, files, furniture, equipment, and property of any kind under the jurisdiction of the planning staff of the Commission be transferred to the jurisdiction of the Director of Planning, who shall henceforth remain accountable therefor.

Issued and promulgated at Agana, Guam, this _____ day of _____,

19 ____.

Carlos G. Camacho
Governor

countersigned: