

FIRST CONSTITUTIONAL CONVENTION
OF THE TERRITORY OF GUAM

Reference Memorandum

To: Mr. Francisco R. Santos, Chairman
Legislative Powers Committee

From: Executive Director

Subject: Proposition No. 40

The attached Proposition No. 40, A PROPOSITION TO AMEND SECTION
18 OF THE ORGANIC ACT OF GUAM TO PERMIT THE LEGISLATURE
TO CALL A SPECIAL SESSIONS,

is hereby referred to the Legislative Powers Committee
in accordance with the procedure prescribed in the Convention
rules.


D.D.L. FLORES

LEGISLATIVE POWERS COMMITTEE'S REPORT

The Legislative Powers Committee, chaired by Frank Santos of Sinajana, decided to recommend the elimination of the sentence in Section 11 which reads, "...no public indebtedness of Guam shall be authorized or allowed in excess of 10 percentum of the aggregate tax valuation of the property in Guam."

In other words, the Government of Guam may not incur a debt larger than 10% of the value of taxable property on Guam.

It was felt by the committee that a 10% debt limitation is too restrictive and that it should be left up to the bonding experts, the Governor, and the legislature to decide on the amount of obligation or indebtedness to be incurred by the government.

The committee also discussed that portion of the Organic Act which states that the United States Congress reserves the power and authority to annul any law passed on Guam at any time.

Since the inception of the Organic Act, the Congress of the United States has never annulled or rejected any provisions passed by the local legislature. The committee felt that through this past record the Guam Legislature has demonstrated the ability to legislate laws in keeping with the traditions and philosophy of the Congress of the United States. Therefore, the committee decided to include in its recommendation the elimination of that phrase in the Organic Act recognizing the power of Congress to annul local laws.

The Legislative Powers Committee feels that a good basic law should be very general, and therefore, intends to avoid making recommendations which pertain to very specific areas. The committee members agreed that detailed statutes dealing with particular subjects should be left to the Guam Legislature.

FIRST CONSTITUTIONAL CONVENTION
OF THE TERRITORY OF GUAM

APR. 13 1970

Reference Memorandum

To: Mr. Frank R. Santos, Chairman
Legislative Powers Committee

From: Executive Director

Subject: Proposition No. 30

The attached Proposition No. 30, A PROPOSITION TO ADD A NEW SUB-SECTION (a) TO SECTION 19 OF THE ORGANIC ACT OF GUAM AND TO RE-NUMBER THE EXISTING PROVISIONS OF SAID SECTION 19 TO BE SUBJECT:

(b) , TO REQUIRE THE LEGISLATURE TO CONFINE EACH BILL EXCEPT APPROPRIATION BILLS TO ONE SUBJECT MATTER AND TO LIMIT APPROPRIATION BILLS TO APPROPRIATIONS ONLY,

is hereby referred to the Legislative Powers Committee in accordance with the procedure prescribed in the Convention rules.


D.D.L. FLORES

FIRST CONSTITUTIONAL CONVENTION
OF THE TERRITORY OF GUAM

APR. 13 1970

Reference Memorandum

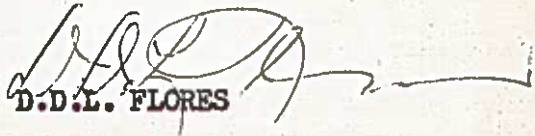
To: Mr. Frank R. Santos, Chairman
Legislative Powers Committee

From: Executive Director

Subject: Proposition No. 28

The attached Proposition No. 28, A PROPOSITION TO AMEND SECTION 11 TO REMOVE THE LIMITATION ON PUBLIC INDEBTEDNESS OF GUAM BUT TO REQUIRE THAT NO PUBLIC INDEBTEDNESS BE INCURRED WITHOUT THE CONSENT OF THE PEOPLE OF GUAM BY WAY OF REFERENDUM,

is hereby referred to the Legislative Powers Committee in accordance with the procedure prescribed in the Convention rules.


D.D.L. FLORES

FIRST CONSTITUTIONAL CONVENTION
OF THE TERRITORY OF GUAM

APR. 13 1970

Reference Memorandum


To: Mr. Francisco R. Santos, Chairman
Legislative Powers Committee

From: Executive Director

Subject: Proposition No. 22

The attached Proposition No. 22, A PROPOSITION TO AMEND SECTION
11 OF THE ORGANIC ACT OF GUAM TO REMOVE THE TEN PER CENT
LIMITATION ON PUBLIC INDEBTEDNESS,

is hereby referred to the Legislative Powers Committee
in accordance with the procedure prescribed in the Convention
rules.


D.D.L. FLORES

FIRST CONSTITUTIONAL CONVENTION
OF THE TERRITORY OF GUAM

APR. 13 1970

Reference Memorandum

To: Mr. Francisco R. Santos, Chairman
Legislative Powers Committee

From: Executive Director

Subject: Proposition No. 21

The attached Proposition No. 21, A PROPOSITION TO AMEND SECTION
12 OF THE ORGANIC ACT OF GUAM TO REQUIRE A TWO-THIRDS AFFIRM-
ATIVE VOTE OF THE LEGISLATURE BEFORE ANY BILL CAN BECOME LAW,

is hereby referred to the Legislative Powers Committee
in accordance with the procedure prescribed in the Convention
rules.


D.D.L. FLORES