

I Mina'Trentai Dos Na Liheslaturan Guahan
Bill Log Sheet

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
161-32 (LS), P.L. 32-082	Frank B. Aguon, Jr. B. J.F. Cruz Aline A. Yamashita, Ph.D. R.J. Respicio V. Anthony Ada Brant T. McCreddie Tommy Morrison	AN ACT RELATIVE TO THE ESTABLISHMENT OF A GUAM VETERANS COURT WITHIN THE JUDICIARY OF GUAM; THROUGH ADDING A NEW SUBSECTION "D" TO §2101 OF CHAPTER 2, DIVISION 1, TITLE 7, GUAM CODE ANNOTATED; THIS ACT SHALL HENCEFORTH BE REFERRED TO AS THE "JUSTICE FOR VETERANS ACT OF 2013".	07/30/13 3:25 p.m.	07/31/13	Committee on the Guam U. S. Military Relocation, Homeland Security, Veterans's Affairs, and Judiciary	10/10/13 2:00 p.m.	11/06/13 9:47 a.m.	Fiscal Note Requested 08/06/13
	DATE PASSED	TITLE	TRANSMITTED		DUE DATE	DATE SIGNED BY I MAGA'LAHEN GUAHAN	PUBLIC LAW NO.	NOTES
	11/12/2013	AN ACT TO ADD A NEW SUBSECTION (d) TO § 2101 OF CHAPTER 2, DIVISION 1 OF TITLE 7, GUAM CODE ANNOTATED, RELATIVE TO THE ESTABLISHMENT OF A GUAM VETERANS TREATMENT COURT WITHIN THE JUDICIARY OF GUAM, AND TO BE KNOWN AS THE "JUSTICE FOR VETERANS ACT OF 2013."	11/15/13	11:28 a.m.	11/27/2013	11/27/2013	32-082	As substituted by the Committee on Guam U. S. Military Relocation, Homeland Security, Veterans' Affairs and Judiciary; and further substituted and amended on the Floor.

EDDIE BAZA CALVO
Governor



RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam

NOV 27 2013

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

32-13-1031
Office of the speaker
Judith T. Won Pat, Ed. D.
Date 11-29-13
Time 9:57am
Received by: [Signature]

2013 NOV 29 AM 11:12

Dear Madame Speaker:

Transmitted herewith is Bill No. 161-32 (COR) "AN ACT TO ADD A NEW SUBSECTION (d) TO § 2101 OF CHAPTER 2, DIVISION 1 OF TITLE 7, GUAM CODE ANNOTATED, RELATIVE TO THE ESTABLISHMENT OF A GUAM VETERANS TREATMENT COURT WITHIN THE JUDICIARY OF GUAM, AND TO BE KNOWN AS THE "JUSTICE FOR VETERANS ACT OF 2013" which I signed into law on November 27, 2013 as Public Law 32-082.

Senseramente,

EDDIE BAZA CALVO

1031



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

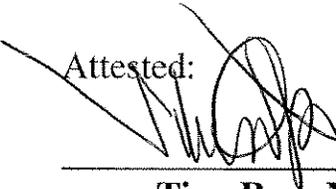
CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

This is to certify that **Substitute Bill No. 161-32 (COR)**, "AN ACT TO ADD A NEW SUBSECTION (d) TO § 2101 OF CHAPTER 2, DIVISION 1 OF TITLE 7, GUAM CODE ANNOTATED, RELATIVE TO THE ESTABLISHMENT OF A GUAM VETERANS TREATMENT COURT WITHIN THE JUDICIARY OF GUAM, AND TO BE KNOWN AS THE "JUSTICE FOR VETERANS ACT OF 2013", was on the 12th day of November 2013, duly and regularly passed.

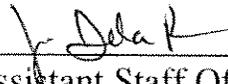


Judith T. Won Pat, Ed.D.
Speaker

Attested:


Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahaen Guåhan* this 15th day of Nov.,
2013, at 11:28 o'clock A.M.


Assistant Staff Officer
Maga'lahi's Office

APPROVED:


EDWARD J.B. CALVO
I Maga'lahaen Guåhan

Date:

NOV 27 2013

Public Law No. 32-082

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

Bill No. 161-32 (COR)

As substituted by the Committee on Guam U. S. Military Relocation,
Homeland Security, Veterans' Affairs and Judiciary;
and further substituted and amended on the Floor.

Introduced by:

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

AN ACT TO ADD A NEW SUBSECTION (d) TO § 2101 OF CHAPTER 2, DIVISION 1 OF TITLE 7, GUAM CODE ANNOTATED, RELATIVE TO THE ESTABLISHMENT OF A GUAM VETERANS TREATMENT COURT WITHIN THE JUDICIARY OF GUAM, AND TO BE KNOWN AS THE "JUSTICE FOR VETERANS ACT OF 2013."

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

2 **Section 1. Establishment of a Guam Veterans Treatment Court within**
3 **the Judiciary of Guam.** A new Subsection (d) is hereby *added* to §2101 of

1 Chapter 2, Division 1, Title 7, Guam Code Annotated, relative to the establishment
2 of a Guam Veterans Treatment Court, to read as follows:

3 “(d) **Establishment of the Guam Veterans Treatment Court.**

4 **JUSTICE FOR VETERANS ACT OF 2013**

5 **GUAM VETERANS TREATMENT COURT**

6 (1) Legislative Findings and Intent. *I Liheslaturan Guåhan*
7 recognizes that veterans, to include active, reserve and National Guard
8 servicemembers, have provided or are currently providing an
9 invaluable service to our country. In so doing, some may suffer the
10 effects of, including but *not* limited to, post traumatic stress disorder,
11 traumatic brain injury, and depression; and may also suffer drug and
12 alcohol dependency, or addiction and co-occurring mental illness and
13 substance abuse problems. As a result of this, some veterans or active
14 duty servicemembers come into contact with the criminal justice
15 system and are charged with felony or misdemeanor offenses. There is
16 a critical need for the criminal justice system to recognize that these
17 veterans may be suffering from a mental illness as a direct result of
18 their service to our country, and that appropriate judicial consideration
19 and treatment should be provided to the veteran in the application of
20 justice. Therefore, it is the intent of *I Liheslaturan Guåhan* to realize
21 the establishment of a veterans’ treatment court program which would
22 benefit Guam’s veterans, their families, and the island community.

23 (2) Establishment of a Guam Veterans Treatment Court.

24 The Judicial Council of the Judiciary of Guam may establish,
25 through a duly adopted resolution, a Guam Veterans Treatment Court
26 program in accordance with the provisions contained in this Act. The
27 Guam Veterans Treatment Court may be a separate court of record or

1 a program of a specialized treatment court within the Judiciary of
2 Guam.

3 (3) Schedule of Fees for the Guam Veterans Treatment
4 Court.

5 The Judicial Council may establish a fee schedule to
6 supplement the cost for the conduct and operation of the Guam
7 Veterans Treatment Court. The creation of such fees, if deemed
8 necessary, *shall* be established in accordance with the Administrative
9 Adjudication Act requirements as set forth in law.”

10 **Section 2. Severability.** *If* any provision of this Act or its application to
11 any person or circumstance is held invalid, the invalidity *shall not* affect other
12 provisions or applications of this Act which can be given effect without the invalid
13 provision or application.

14 **Section 3. Effective Date.** The provisions contained herein *shall* be
15 effective upon enactment of this Act.



FILE COPY

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
THIRTY-SECOND GUAM LEGISLATURE
155 Hesler Place, Hagåtña, Guam 96910

November 13, 2013

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

OFFICE OF THE GOVERNOR
CENTRAL FILES
J. Delo Rosa
RECEIVED BY
TIME 11:28 AM DATE 11/15/13

Dear *Maga'lahi* Calvo:

Transmitted herewith are Bill and Substitute Bill Nos. 35-32(COR), 74-32(LS), 75-32(LS), 91-32(COR), 94-32(COR), 98-32(LS), 99-32(LS), 108-32(COR), 112-32(COR), 116-32(COR), 133-32(COR), 134-32(COR), 140-32(COR), 141-32(COR), 143-32(COR), 145-32(LS), 150-32(COR), 153-32(COR), 154-32(COR), 156-32(COR), 157-32(COR), 158-32(COR), 160-32(COR), 161-32(COR), 162-32(LS), 165-32(COR), 170-32(LS), 176-32(COR), 189-32(COR), 193-32(COR), 194-32(COR), 195-32(COR), 196-32(COR), 200-32(COR), 205-32(COR), 210-32(COR), 211-32(COR) and 217-32(LS) which were passed by *I Mina'Trentai Dos Na Liheslaturan Guåhan* on November 12, 2013.

Sincerely,

Tina Rose Muña Barnes
Legislative Secretary

Enclosures (38)

FILE COPY

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

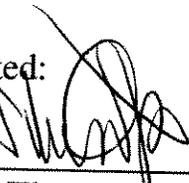
CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

This is to certify that Substitute Bill No. 161-32 (COR), "AN ACT TO ADD A NEW SUBSECTION (d) TO § 2101 OF CHAPTER 2, DIVISION 1 OF TITLE 7, GUAM CODE ANNOTATED, RELATIVE TO THE ESTABLISHMENT OF A GUAM VETERANS TREATMENT COURT WITHIN THE JUDICIARY OF GUAM, AND TO BE KNOWN AS THE "JUSTICE FOR VETERANS ACT OF 2013", was on the 12th day of November 2013, duly and regularly passed.



**Judith T. Won Pat, Ed.D.
Speaker**

Attested:



**Tina Rose Muña Barnes
Legislative Secretary**

This Act was received by *I Maga'lahen Guåhan* this 15th day of Nov,
2013, at 11:27 o'clock A.M.



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

APPROVED:

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

Date: _____

Public Law No. _____

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

Bill No. 161-32 (COR)

As substituted by the Committee on Guam U. S. Military Relocation,
Homeland Security, Veterans' Affairs and Judiciary;
and further substituted and amended on the Floor.

Introduced by:

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

AN ACT TO ADD A NEW SUBSECTION (d) TO § 2101 OF CHAPTER 2, DIVISION 1 OF TITLE 7, GUAM CODE ANNOTATED, RELATIVE TO THE ESTABLISHMENT OF A GUAM VETERANS TREATMENT COURT WITHIN THE JUDICIARY OF GUAM, AND TO BE KNOWN AS THE "JUSTICE FOR VETERANS ACT OF 2013."

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2 of a Guam Veterans Treatment Court, to read as follows:

3 “(d) **Establishment of the Guam Veterans Treatment Court.**

4 **JUSTICE FOR VETERANS ACT OF 2013**

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8 servicemembers, have provided or are currently providing an
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10 effects of, including but *not* limited to, post traumatic stress disorder,
11 traumatic brain injury, and depression; and may also suffer drug and
12 alcohol dependency, or addiction and co-occurring mental illness and
13 substance abuse problems. As a result of this, some veterans or active
14 duty servicemembers come into contact with the criminal justice
15 system and are charged with felony or misdemeanor offenses. There is
16 a critical need for the criminal justice system to recognize that these
17 veterans may be suffering from a mental illness as a direct result of
18 their service to our country, and that appropriate judicial consideration
19 and treatment should be provided to the veteran in the application of
20 justice. Therefore, it is the intent of *I Liheslaturan Guåhan* to realize
21 the establishment of a veterans’ treatment court program which would
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25 through a duly adopted resolution, a Guam Veterans Treatment Court
26 program in accordance with the provisions contained in this Act. The
27 Guam Veterans Treatment Court may be a separate court of record or

1 a program of a specialized treatment court within the Judiciary of
2 Guam.

3 (3) Schedule of Fees for the Guam Veterans Treatment
4 Court.

5 The Judicial Council may establish a fee schedule to
6 supplement the cost for the conduct and operation of the Guam
7 Veterans Treatment Court. The creation of such fees, if deemed
8 necessary, *shall* be established in accordance with the Administrative
9 Adjudication Act requirements as set forth in law.”

10 **Section 2. Severability.** *If* any provision of this Act or its application to
11 any person or circumstance is held invalid, the invalidity *shall not* affect other
12 provisions or applications of this Act which can be given effect without the invalid
13 provision or application.

14 **Section 3. Effective Date.** The provisions contained herein *shall* be
15 effective upon enactment of this Act.

LEGISLATIVE SESSION

I MINA'TRENTAI DOS NA LIHESLATURAN

2013 (FIRST) Regular Session

Voting Sheet

Bill No. 161-32 (COR)

Speaker Antonio R. Unipingo Legislative Session Hall

As substituted by the Committee on Guam U. S. Military Relocation, Homeland Security, Veterans' Affairs and Judiciary; and further substituted and amended on the Floor.

November 12, 2013

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

TOTAL

15

Yea

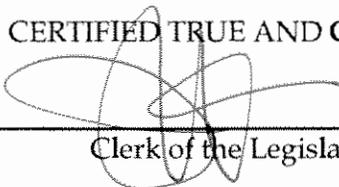
Nay

Not Voting/
Abstained

Out During
Roll Call

Absent

CERTIFIED TRUE AND CORRECT:



Clerk of the Legislature

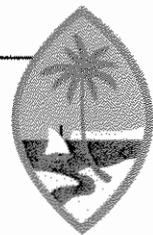
I = Pass



COMMITTEE ON

**GUAM U.S. MILITARY RELOCATION
VETERANS' AFFAIRS | HOMELAND SECURITY | JUDICIARY**

I Mina'trentai Dos Na Liheslaturan Guåhan | 32ND GUAM LEGISLATURE



**Senator
FRANK B. AGUON, JR.**
Committee Chairperson

**Senator
Tina Muna-Barnes**
Committee Vice Chairperson

**Speaker
Judith T. Won Pat, Ed.D.**
Committee Member

**Senator
Rory J. Respicio**
Committee Member

**Senator
Thomas C. Ada**
Committee Member

**Senator
Dennis G. Rodriguez, Jr.**
Committee Member

**Senator
V. Anthony Ada**
Committee Member

**Senator
Michael Limtiaco**
Committee Member

**Senator
Thomas Morrison**
Committee Member

November 5, 2013

The Honorable Judith T. Won Pat, Ed.D.
Speaker
I Mina'trentai Dos Na Liheslaturan Guåhan
155 Hesler Place
Hagåtña, Guam 96910

VIA: The Honorable Rory J. Respicio
Chairperson, Committee on Rules

RE: Committee Report on Bill No. 161-32 (LS) As Substituted

Dear Speaker Won Pat:

Transmitted herewith is the Committee Report on Substitute Bill No. 161-32 (LS) – "An act relative to the establishment of a Guam Veterans Court within the Judiciary of Guam; through adding a new subsection "D" to §2101 of Chapter 2, Division 1, Title 7, Guam Code Annotated; this act shall henceforth be referred to as the "Justice for Veterans Act of 2013"."

Committee votes are as follows:

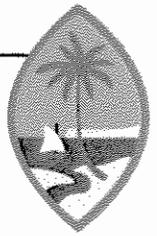
- 7 TO DO PASS
- 0 TO NOT PASS
- 1 TO REPORT OUT ONLY
- 0 TO ABSTAIN
- 0 TO PLACE IN INACTIVE FILE

Respectfully,

SENATOR FRANK B. AGUON, JR.

Committee Chairperson on Guam U.S. Military Relocation, Homeland Security, Veterans' Affairs, and the Judiciary
I Mina'trentai Dos Na Liheslaturan Guåhan | 32nd Guam Legislature

2013 NOV - 8 AM 9:47
RB



Senator

FRANK B. AGUON, JR.

Committee Chairperson

Senator

Tina Muna-Barnes

Committee Vice Chairperson

Speaker

Judith T. Won Pat, Ed.D.

Committee Member

Senator

Rory J. Respicio

Committee Member

Senator

Thomas C. Ada

Committee Member

Senator

Dennis G. Rodriguez, Jr.

Committee Member

Senator

V. Anthony Ada

Committee Member

Senator

Michael Lintaco

Committee Member

Senator

Thomas Morrison

Committee Member

COMMITTEE REPORT

ON

BILL NO. 161-32 (LS), as Substituted – An act relative to the establishment of a Guam Veterans Court within the Judiciary of Guam; through adding a new subsection “D” to §2101 of Chapter 2, Division 1, Title 7, Guam Code Annotated; this act shall henceforth be referred to as the “Justice for Veterans Act of 2013”.



**GUAM U.S. MILITARY RELOCATION
VETERANS' AFFAIRS | HOMELAND SECURITY | JUDICIARY**

I MINA'TRENTAI DOS NA LIHESLATURAN GUÁHAN | 32ND GUAM LEGISLATURE



November 5, 2013

MEMORANDUM

To: All Members
Committee on Guam US Military Relocation, Homeland Security, Veteran's Affairs and Judiciary

From: Senator Frank B. Aguon, Jr.
Acting Committee Chairperson 

Subject: Committee Report on Substitute Bill No. 161-32 (LS)

Transmitted herewith for your consideration is the Committee Report on Substitute Bill No. 161-32 (LS) – "An act relative to the establishment of a Guam Veterans Court within the Judiciary of Guam; through adding a new subsection "D" to §2101 of Chapter 2, Division 1, Title 7, Guam Code Annotated; this act shall henceforth be referred to as the "Justice for Veterans Act of 2013"."

This report includes the following:

- Committee Vote Sheet
- Committee Report Digest
- Copy of Substitute Bill No. 161-32 (LS)
- Copy of Bill No. 161-32 (LS)
- Public Hearing Sign-in Sheet
- Copies of Submitted Testimony & Supporting Documents
- Copy of COR Referral of Bill No. 161-32 (LS)
- Notices of Public Hearing
- Copy of the Public Hearing Agenda
- Related News Reports

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

Si Yu'os Ma'áse'!

**Senator
FRANK B. AGUON, JR.**
Committee Chairperson

**Senator
Tina Muna-Barnes**
Committee Vice Chairperson

**Speaker
Judith T. Won Pat, Ed.D.**
Committee Member

**Senator
Rory J. Respicio**
Committee Member

**Senator
Thomas C. Ada**
Committee Member

**Senator
Dennis G. Rodriguez, Jr.**
Committee Member

**Senator
V. Anthony Ada**
Committee Member

**Senator
Michael Limtiaco**
Committee Member

**Senator
Mas Morrison**
Committee Member



GUAM U.S. MILITARY RELOCATION VETERANS' AFFAIRS | HOMELAND SECURITY | JUDICIARY

I MINA'TRENTAI DOS NA LIHESLATURAN GUAHAN | 32ND GUAM LEGISLATURE



COMMITTEE VOTING SHEET

Senator FRANK B. AGUON, JR. Committee Chairperson

Senator Tina Muna-Barnes Committee Vice Chairperson

Speaker Judith T. Won Pat, Ed.D. Committee Member

Senator Rory J. Respicio Committee Member

Senator Thomas C. Ada Committee Member

Senator Dennis G. Rodriguez, Jr. Committee Member

Senator V. Anthony Ada Committee Member

Senator Michael Limtiaco Committee Member

Senator Thomas Morrison Committee Member

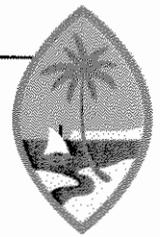
Bill No. 161-32 (LS) As Substituted - An act relative to the establishment of a Guam Veterans Court within the Judiciary of Guam; through adding a new subsection "D" to §2101 of Chapter 2, Division 1, Title 7, Guam Code Annotated; this act shall henceforth be referred to as the "Justice for Veterans Act of 2013".

Table with 7 columns: COMMITTEE MEMBERS, SIGNATURE, TO DO PASS, TO NOT PASS, TO REPORT OUT ONLY, TO ABSTAIN, TO PLACE IN INACTIVE FILE. Rows list committee members and their voting actions on 11/5/13.



GUAM U.S. MILITARY RELOCATION
VETERANS' AFFAIRS | HOMELAND SECURITY | JUDICIARY

I MINA'TRENTAI DOS NA LIHESLATURAN GUAHAN | 32ND GUAM LEGISLATURE



COMMITTEE REPORT DIGEST

**Senator
FRANK B. AGUON, JR.**
Committee Chairperson

**Senator
Tina Muna-Barnes**
Committee Vice Chairperson

**Speaker
Judith T. Won Pat, Ed.D.**
Committee Member

**Senator
Rory J. Respicio**
Committee Member

**Senator
Thomas C. Ada**
Committee Member

**Senator
Jennis G. Rodriguez, Jr.**
Committee Member

**Senator
V. Anthony Ada**
Committee Member

**Senator
Michael Limtiaco**
Committee Member

**Senator
Thomas Morrison**
Committee Member

I. OVERVIEW

Bill No. 161-32 (LS) was introduced on July 30, 2013, by Senator Frank B. Aguon, Jr., and was subsequently referred by the Committee on Rules to the Committee on Guam US Military Relocation, Veterans' Affairs, Homeland Security and Judiciary on July 31, 2013.

The Committee on Guam US Military Relocation, Veterans' Affairs, Homeland Security and Judiciary convened a public hearing on Bill No. 161-32 (LS) on October 10, 2013 at 2:00PM in *Lihselatura's* Public Hearing Room.

Public Notice Requirements

Public Hearing notices were disseminated via e-mail to all senators and all main media broadcasting outlets for the October 10, 2013 hearing on October 2, 2013 (5-Day Notice), and again on October 7, 2013 (48-Hour Notice). Notices were also published in the Marianas Variety Newspaper for the October 10, 2013 hearing on October 2, 2013 and October 7, 2013. Notices were also published in the Pacific Daily News Newspaper for October 10, 2013 hearing on October 7, 2013.

Senators Present

- Senator Frank B. Aguon, Jr., Chairperson
- Vice Speaker Benjamin J.F. Cruz
- Senator Tina Rose Muña Barnes, Committee Vice Chairperson
- Senator V. Anthony Ada
- Senator Christopher M. Duenas
- Senator Thomas C. Ada
- Senator Michael Limtiaco
- Senator Brant McCreadie
- Senator Thomas Morrison

Appearing Before the Committee

- The Honorable Alberto C. Lamorena, III, Presiding Judge Superior Court of Guam
- The Honorable John Unpingco (Former Judge), Administrator Veterans Affairs
- Phillip J. Tydingco, Deputy Attorney General, The Office of the Attorney General
- Sarah Thomas-Nededog, Vice President WestCare Pacific Islands

The public hearing was Called-to-Order at 2:00 PM.

II. TRANSCRIPTION OF TESTIMONY & DISCUSSION

Senator Frank B. Aguon, Jr.

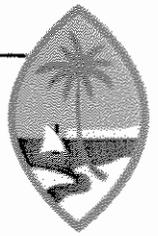
"I want to go ahead and call this Public Hearing on a couple of measures sponsored by the Committee of the Guam U.S. Military Relocation, Veterans Affairs, Homeland Security, and



COMMITTEE ON

**GUAM U.S. MILITARY RELOCATION
VETERANS' AFFAIRS | HOMELAND SECURITY | JUDICIARY**

I MINA'TRENTAI DOS NA LIHESLATURAN GUAHAN | 32ND GUAM LEGISLATURE



Judiciary to order. On the Agenda for this afternoon at 2:00pm are bill numbers 161-32 (LS) - An Act Relative to the Establishment of the Guam Veterans Court within The Judiciary of Guam to adding a new §D to §2101 of Chapter 2 Division 1 Title 7 Guam Code Annotated. This Act shall hence forth be referred to as the 'Justice for Veterans Act of 2013'.

The second legislation that the committee will be entertaining this afternoon will be bill 188-32 (COR) - An Act to add a new Section 80.50 to Article 2 Chapter 80 Title 9 Guam Code Annotated known as the 'Justice Safety Valve Act of 2013' - relative to empowering the courts of Guam to depart from applicable, mandatory, and minimum sentences under specific conditions and for the purposes.

That would be the nature of the Public Hearing for this afternoon at 2:00pm, and then this evening once again the committee will be conducting a Public Hearing on an additional measure which is bill 195-32 which highlighted as the 'Infant Childs Right to Life Act', so at 5:00pm the Public Hearing on that particular measure will be conducted.

On that note I'd like to go ahead and recognize a number of my colleagues who are here this afternoon who has joined us in this Public Hearing and that includes to my left my republican colleague Senator Mike Limtiaco or should I refer to them as colleagues, Senator Brant McCreddie, Senator Tony Ada, Senator Chris Duenas -- thank you very much senators for joining us.

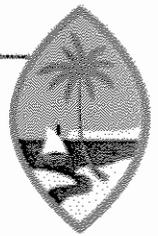
To my right is senator and Legislative Secretary, Senator Tina Muna Barnes and Tom Ada. Thank you very much senators for joining us this afternoon. That being said, your honor, I understand you're anxious to give your presentation this afternoon but I want to highlight bill number 161-32 with regards to the 'Justice for Veterans Act of 2013' and first and foremost I take that there, from this Committee chair at least, and most of the members from the committee, there's a tremendous recognition that direct imposition of statute on the Judiciary other than budgetary matters certainly the discretion should continue to be provided to The Judiciary of Guam as much as possible and that was the intent of legislation if you look at some of the discretionary provisions in terms of establishing a vet court or looking at moving in that particular direction.

Just a few information, the first Veteran's Treatment Court was initially founded in New York in 2008 and within four and a half years the throughout the nation there were 104 Veterans Treatment Courts that were identified and several hundred others that were still in the process of being formulated. Statistics, 1 in 5 veterans has symptoms of a mental health disorder or cognitive impairment. 1 in 6 veterans who served in Operation Enduring Freedom and Operation Iraqi Freedom suffer from a substance abuse issue. Veterans respond favorably to a structured environment. In this case a Veterans Court, given they're past experiences in the Armed Forces Veteran Treatment Courts allow jurisdiction to serve a large segment of the justice involved veteran population as opposed to business as usual.

Also, just additional notes 'Justice For Vets' provides an effective stop gap to prevent future homelessness, it connects veterans with the U.S. Department of Veterans Affairs Education and Training Benefits they have earned as well as other local state and Federal resources aimed at putting veterans back to work. 'Justice for Vets' stops suicide by ensuring at-risk veterans are quickly assessed upon entering the Criminal Justice System and provided appropriate treatment and supervision. It brings together broad coalition of community support so that victims of military sexual assault who are in Veterans Treatment Court can receive individualized care they need. 'Justice for Vets' ensures all justice involved veterans who have experienced trauma received the mental health treatments and services they have earned and the support to live as productive mentally stable citizens. That being said I think it provides already justification in terms of what the sponsor of the legislation had decided to move in this particular action and I also want to recognize that around the same time this legislation was introduced the Judiciary of Guam took the initiative and formulated a committee and I take it that the Presiding Judge Lamorena, you can go ahead and expound on that based on the testimony but I want to recognize Presiding Judge Alberto C. Lamorena,

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Judge Unpingco who is the Administrator for the Veterans Affairs Office of Veterans Affairs Government of Guam Sector and then also the Deputy Attorney General Mr. Phil Tydingco. Your Honor please identify yourself for the record and proceed.”

Presiding Judge Alberto C. Lamorena

Testimony provided

Senator Frank B. Aguon Jr.

“Thank you very much Presiding Judge Lamorena, Judge Unpingco?”

Judge John Unpingco

Testimony provided

Senator Frank B. Aguon Jr.

“Thank you very much your Honor for your testimony this afternoon also your recommendations and based on the comments by the Presiding Judge as far as yourself like was shared earlier. I think the intent is to certainly ensure that this much flexibility is and discretion remains with the courts in the establishment of any Veterans Court.”

Judge John Unpingco

“Especially since dramatic or rather PTSD can be cause not only by being in combat but it can be caused by any traumatic event in that individuals life. So therefore, some flexibility is absolutely necessary.”

Senator Frank B. Aguon Jr.

“Thank you, Mr. Tydingco?”

Phil Tydingco

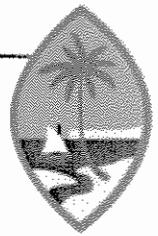
“I’ll keep my remarks brief. We are part of the Veteran’s Court Committee with Presiding Judge Lamorena and others and we support the Bill. I know at one or two meetings that we’ve had we also heard from some of the representatives of I believe it was the Guard or the Reserve and they have provided some good input about some of the definitions and I know that Judge Unpingco has covered some of these technical aspects. So we might want to incorporate or provide the materials that it was Colonel Camacho, Tony Camacho a lawyer and he had some good input, I thought, coming from his perspective that the committee may want to get their hands on to see. He had some points to recommend about the language and the criteria and definitions for those folks who should participate.”

Senator Frank B. Aguon Jr.

“Thank you very much Mr. Tydingco, just a quick question to the Presiding Judge. I think that your point is certainly well taken in terms of providing as much discretionary authority on the part of the Judiciary of Guam. Now my question would be more or less the direction of this legislation is to establish it as a local policy that a Vets Court will exist and obviously the intent and Judge Unpingco highlighted perhaps the verbiage can be rearranged so that in fact the focus to pursue external funding sources initially and then if the Government of Guam is able to fund it in subsequent fiscal years. Similar, very similar to the Adult Drug Court and the Juvenile Drug Court that you were able to acquire funding for three fiscal years and then it was transitioned over to local funding. Now in terms of looking at the legislation itself, I’m sensing that perhaps the so called ‘language’ establishing a Veterans Court would be appropriate leaving the discretion to the Judiciary and the definition of a Veteran, and I’m bringing this out as a major possible refinement to the legislation as presented today. Only because I think that you’re absolutely right. The intent is not to make it too restrictive so that in fact if any changes need to be made it has to come back to the legislative body.

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We've seen the tremendous success of the Specialty Courts, the Mental Health Court, and Judge Unpingco you mentioned not recreating the wheel, absolutely because I understand some of the resources are readily available at the Mental Health Court. So are there any key points that you would recommend be part of a Language that would provide that discretion to the Judiciary."

Presiding Judge Alberto C. Lamorena

"Well, what we'll try to do is work with your staff to provide the language one of the things is also the definition of a Veteran. You know this has been a great learning experience for me on learning different types of classifications of Veterans and you know, and there various classifications. So we decided to include all Veterans including those that are dishonorably discharged but they may fall under a different category because not all of them may qualify for the veterans benefits that will accrue from treatment hopefully at the Vets Center or and plus they may not be qualified to get any medical treatment and the Veterans Medical Clinic, so we are trying to work that out with the Veterans Center with Dr. Santos and he's gonna look at the situation on a case by case basis.

The other one is the eligibility requirements. We would like to make it as flexible as possible as I mentioned earlier. The problem with getting to these programs is it's very voluntary, so not everybody who may be eligible to be in the program may not want to be in the program, so that seat would be available for another person that may want to be. So we would try to make the eligibility requirements at least as in compliance cause one of the ultimate goals is to apply for a Federal Grant hopefully to help defray the cost from, the initial cost from the local government. So we're trying to frame our application to make eligibility requirements qualify under federal requirements which one is that they must be a veteran and I think the qualifications of veterans will be very broad.

Two, that it would get you eligibility if there are no violent crimes or prior convictions that are violent in nature. Ok, so if a person is convicted or charges for any violent crimes such as aggravated assault, kidnapping, rape, etc. they will not be qualified under the federally funded Veteran's Court. So we have to be careful on who goes in even though if they are a veteran they may not be qualified under other eligibility requirements. So those are the two things I really want to give us a great flexibility treatment is also, requires flexibility because you know one size doesn't fit all. We found that out in many of our other treatment Specialty Courts, family violence court, adult and juvenile court, and not every treatment is good for everybody. Each person requires specific treatment do to their illness or addiction, so we want to add flexibility so that we can apply the maximum number of treatment and alternatives for that individual."

Senator Frank B. Aguon Jr.

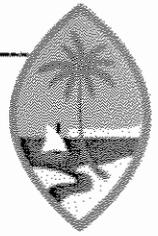
"So three primary points, and I think that the end product of this particular discussion and this legislation may be the establishment of the court and recognizing that the eligibility, the definition of a Veteran, as well as the treatment would be discretionary to the greatest extent possible."

Presiding Judge Alberto C. Lamorena

"And the last one is who gets discharged, you know, if they don't make the criteria and we have to terminate their program. We want the flexibility also for the Judge to do that because in some of our Specialty Courts there are a couple of individuals because of circumstances they would have been kicked out of Drug Court but I have talked to the treatment providers, probation officers and they, you know, because of the circumstances, we were able to keep them in the program due to those efforts that they were making. So we want to give the flexibility also to the Judge to determine whether or not that person should be discharged in that program."

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**Senator Frank B. Aguon Jr.**

"I mean those, your Honor, are excellent points and certainly moving in that particular direction we don't want to constrict the program or restrict any possibility of acquiring funding other than the Government of Guam whether it be Federal sources or other entities so certainly the committee will take into consideration."

Presiding Judge Alberto C. Lamorena

"You know Judge Unpingco is correct. We're initially trying to put this in Mental Health Court because I think most of these people that will qualify will probably fall under Mental Health Court so we are probably gonna use the same criteria in Mental Health Court in the Veterans Court, so and that will also fall with the Adult Drug Court, so it will be co-mailing two courts we have now Mental Health and our Drug Court."

Senator Frank B. Aguon Jr.

"I know reports brought back to my office reflected that rather than reinventing the wheel certainly try to use some of the processes that are already in place so that it ultimately benefits the veterans and I appreciate your comments. Senators any questions or comments, Mr. Vice-Speaker?"

Vice-Speaker B.J. Cruz

"Presiding Judge with the exclusions you just said or mentioned. What offenses do you think these veterans will be committing would bring them before you?"

Presiding Judge Alberto C. Lamorena

"Well one of them could basically be drug addiction, alcohol addiction, person with PTSD but not violent in nature, those are some examples. They commit a theft or a burglary which is non violent, they may qualify for the program."

Vice-Speaker B.J. Cruz

"And how realistic is that with the problems they are suffering with PTSD?"

Presiding Judge Alberto C. Lamorena

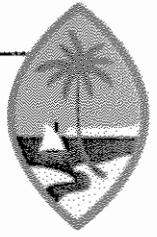
"Well you know, it's worked with our Mental Health Court and it's worked with our Adult Drug Court we were able to get people who have been charged with the crimes that are not violent in nature to get into these courts. What we are trying to do is we are gonna try to address the requirements made by the Federal Government, we are trying to use this as Federal Grant, this Court, and we are trying to, we've been trying to see what is the criteria they are going to require to establish who gets into the federally funded Veteran's Court. What we intend to do is those veterans that don't get or are not able to get into the federally funded Veterans Court we'll put them in the traditional Veterans Court where we have one Judge whose also having the federally Veterans Court. So what I'm saying it's clear that I'm explaining for non violent crimes is usually for the Federal program, cause they usually don't require people who have violent crimes to enter the programs."

Vice-Speaker B.J. Cruz

"I know and one of the criticisms I had with the Drug Court initially was, it just seemed to me, the ones with the most need, with real addiction, as opposed to their first or second try at it, are the ones that are being excluded; the ones that really need the help are the ones that are heavily addicted and are gonna be excluding them. I mean with these individuals it seemed to me that the problems that we think they will be having will not be for lack of a better word milk toast event."

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***Presiding Judge Alberto C. Lamorena***

"Well Mr. Vice-Speaker we are not gonna ignore those individuals. We are gonna put them in a special track. Those people don't qualify for the Drug Court program because they were involved in very serious violent crimes or got prior convictions would be put in a different court where they will receive the same treatment that will be offered to those people in the Veterans Court. So those people won't be forgotten."

Judge John Unpingco

"Yes Sir, Mr. Vice-Speaker the thing is that, these veterans often come with a variety of problems, ok. When you catch them, say you catch them on a drug charge; you charge them of the drug charge, ok. But they can have underlying problems; they can have drug addiction they can have other problems like wife beating and all that kind of stuff. This Veterans Court will attempt to deal with the presenting problem as well as the underlying cause of the problem or if there's a cause, they will be dealt with as well."

Vice-Speaker B.J. Cruz

"But I thought the violent crime of domestic crime would exclude them."

Judge John Unpingco

"Yes but that's not often charged. You know, it might not be the charge that precipitates his appearance before the Veterans Court. In other words like if a guy gets drunk."

Vice-Speaker B.J. Cruz

"I Understand, the one time that you can almost be sure you will be arrested would be domestic violence. It just seems to me that these individuals having these problems, I'm a little concerned we would be excluding the one thing that would be the most predominant issue."

Presiding Judge Alberto C. Lamorena

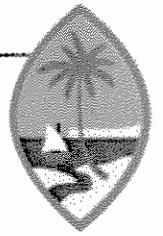
"Well right now we do exclude people charged with family violence in the Adult Drug Court and our specialty court but we do have Family Violence Specialty Court to treat the problems with those individuals with family violence. So we do devote a Family Violence Court for those individuals. What I'm saying is that the criteria for non-violence -- to make sure we get at least some funding to establish the Federal Funded Veterans Courts. And usually Federal Funds require that those that have the program have a non violent crime attached to their charge in order to qualify for the veterans program and so we are not ignoring those that are charges for serious crimes like rape cases or cases where it involves family violence or aggravated assault."

Vice-Speaker B.J. Cruz

"I can understand excluding rape. I'm just a little concerned about excluding the not that I'm condoning the violence but it would seem to me that would be the problem they would be most suffering from the violence of domestic violence. I would second it to exclude them if it's a rape, but the domestic violence really concerns me that might be a basis on which they are excluded from getting some attention but consistently that would be their biggest problem they would be suffering from the most."

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**Presiding Judge Alberto C. Lamoreno**

"But that won't necessarily mean they won't qualify for the Family Violence Court. Which they can go on a differed plea and then complete the program and their case will be expunged and that doesn't necessarily mean we will exclude them from getting treatment in the Vet Center, Veterans Medical Clinic as well. So we do have other courts that will take care of these individuals."

Senator Frank B. Aguon Jr.

"Thank you Mr. Vice-Speaker, Senator Tom Ada?"

Senator Tom Ada

"I'm just trying to follow the discussion here and it seems that the establishment of a Veterans Court is really to facilitate getting access to Federal Funds and so we process them through this Veterans Court like a Mental Court. Am I seeing that correctly?"

Presiding Judge Alberto C. Lamoreno

"Well right, yes. But the treatment will basically be done by the Veterans Center to treat Veterans and what we'll do is those like Vice-Speaker was mentioning, those people may not qualify for Veterans Court we maybe refer them also because our connection, refer those people from Family Violence Court to the Vet Center as well."

Senator Tom Ada

"Ok, and that's fine. Initially when I saw the Veterans Court you know it was one of those 'if you're a Veteran you go here everybody else, you go someplace else' but now I understand. The other question I have as I was reading through on the internet I guess throughout the country they quoted the Veterans Treatment Court as opposed to a Veterans Court - what's the name I don't know but."

Senator Frank B. Aguon Jr.

"Thank you very much Senator Ada, any other questions or comments for the members of the panel, Senator Chris Duenas?"

Senator Chris Duenas

"Thank you Mr. Chairman, Presiding Judge, your honor, I got to say that I was at the forefront of receiving or working with the Director of the Juvenile Drug Court when I came into the Department of Youth Affairs. I'm inspired by its success and I know that its well touted within the community now, I know that the primary driver of the success is case management. How do you and how does the according vision. I know you mentioned Presiding Judge I guess the Veteran's Clinic, and other responsibilities outside the courts I guess. So I just wanted to get an idea of how at least preliminary how that relationship looks or is it just too preliminary? Come along as it goes forward, however I know your experience with Adult Drug Court as well that case management aspect is really, I think the key to the success. I just wanna kind of get an idea of what that looks like at this point."

Presiding Judge Alberto C. Lamoreno

"Well we are gonna be following the same model as we have the other Therapeutic Courts that we have at the Judiciary. When we do the grant application we will include case managers, a coordinator for the Veterans Court to work with the Vet Center, and the Veterans Affairs Administration to try to coordinate these individuals to make sure that they go to treatment, to make sure their attending treatment, and to make sure that their following the required treatment as set forth by the Veterans Court."

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**Senator Chris Duenas**

"It's good to know cause I guess maybe the success or also sometimes the failure is the rigidity of the program, I know that sometimes within the Juvenile arena the former Chief Justice and Vice-Speaker alluded to that sometimes in terms of the case management I just wanted to put this on the record. My experience so that maybe we don't make some of the same errors or the system becomes cumbersome that is on violation and things of that nature there's a lot of reasoning behind some of those things. So I would hope that going back to the reason why components is so key because on missed steps or over usage of violations or other things especially when you're dealing with like the youth there's so much amount going on in their lives, the Veterans. It's a complicate issue. I think so I just wanted to. I'm glad that's, that's all part of the grant and just put that on the record again that maybe practice is of the years now that we are into these Specialty Courts, that those things can be taken into consideration and the application of the admin on set of this court becomes to its full vision. So thank you Mr. Chairman, thank you Presiding Judge, and Judge Unpingco for the opportunity to speak to you on this matter."

Senator Frank B. Aguon Jr.

"Thank you very much Senator Duenas. Any other comments or questions for the members of the panel? If not your honors, thank you very much for joining us. Can I also invite the following individuals Kelly Jensen and Sarah Thomas-Nededog. Would you like to join us up on the table? And I believe there's an Amanda Blas? And if there is anyone else in the audience that would like to provide testimony to this particular measure, you're more than welcome to join us. Ms. Nededog if you can please identify yourself for the record and then proceed."

Sarah Thomas-Nededog

Testimony Provided

Senator Frank B. Aguon Jr.

"Thank you very much, Ms. Thomas-Nededog. I just want to highlight that WestCare has been extremely supportive in terms of not only the community outreach, but certainly trying to connect to veterans with some of the services out there. So we certainly appreciate your effort on behalf of the veterans. Would you like to provide comments, any questions for the members of the panel?"

Senator Michael Limtiaco

"Just for point of information can you describe what WestCare does? I'm not familiar with it."

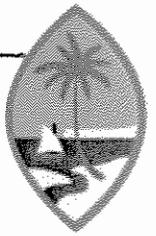
Sarah Thomas-Nededog

"WestCare is a non-profit human service organization. So we provide services to a broad base of individuals in our community who need help are current programs work with persons with mental illness, persons who are homeless or risk of sexually transmitted disease, or juvenile delinquency, or teen pregnancies. We also just completed a contract with the Veterans administration called are Early Intervention Assistance Transition program where we reach out to persons who are recently returned home from deployment access special services, we continue to work without AmeriCorps program to reach out to provide supportive services to veterans and their families and we have taken over the Guahan Project which has over a decade of history of providing free STD and HIV testing and prevention programs not only on Guam, but throughout the pacific. So we have a pretty wide variety we're connected to a foundation which has hundreds of program throughout the mainland United States and in the Virgin Islands and it's called the WestCare Foundation and it's based out of Nevada."



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Senator Michael Limtiaco

"Thank you very much, thank you Mr. Chairman"

Senator Frank B. Aguon Jr.

"Thank you very much Senator Limtiaco, any other questions or comments, if not thank you again for your testimony this afternoon."

The public hearing was adjourned at 3:29 PM.

III. The following individuals submitted written testimonies to the Committee on Guam US Military Relocation, Veterans' Affairs, Homeland Security and Judiciary before or after the scheduled Public Hearing on 10 October 2013 at 2:00PM:

1. N/A

IV. FINDINGS & RECOMMENDATIONS

The Committee on Guam US Military Relocation, Veterans' Affairs, Homeland Security and Judiciary hereby submits these findings and reports out Bill No. 161-32 (LS) by the Committee on Guam US Military Relocation, Homeland Security, Veteran's Affairs and Judiciary, with a recommendation TO DO PASS.

1 depression and may also suffer drug and alcohol dependency or addiction and co-
2 occurring mental illness and substance abuse problems. As a result of this, some
3 veterans or active duty servicemembers come into contact with the criminal justice
4 system and are charged with felony or misdemeanor offenses. There is a critical
5 need for the criminal justice system to recognize these veterans, provide
6 accountability for their wrongdoing, provide for the safety of the public and
7 provide for the treatment of our veterans. It is the intent of the Legislature of Guam
8 to create a specialized veteran court program with the necessary flexibility to meet
9 the specialized problems faced by these veteran defendants.

10 **B. Definitions.**

11 The following terms, as utilized throughout this Act, shall be defined as
12 follows:

- 13 a. "Guam Veterans Court program", means a court program that includes a
14 pre-adjudicatory and a post-adjudicatory court program for veterans.
- 15 b. "Court" means the Guam Veterans Court.
- 16 c. "VAO" means the Guam Veterans Affairs Office.
- 17 d. "Post-adjudicatory Guam Veterans Court Program" means a program in
18 which the defendant has admitted guilt or has been found guilty and
19 agrees, along with the prosecution, to enter the Guam Veterans Court
20 program as part of the defendant's sentence.
- 21 e. "Pre-adjudicatory Guam Veterans Court Program" means a program that
22 allows the defendant with the consent of the prosecution, to expedite the
23 defendant's criminal case before conviction or before filing of a criminal
24 case and requires successful completion of the Guam Veterans Court
25 programs as part of the agreement.
- 26 f. "VA" means the United States Department of Veterans' Affairs.

1 g. "Veteran" means a person who has served, or is currently serving, in the
2 U. S. Armed Forces, to include the Army, Air Force, Marines, Navy, or
3 Coast Guard, and who was discharged or released therefrom under
4 conditions other than dishonorable.

5 h. "Guam Veterans Court professional" means a judge, prosecutor, defense
6 attorney, probation officer, or treatment provider involved with the Court
7 program.

8 i. "Guam Veterans Court" means a court or program with an immediate and
9 highly structured judicial intervention process for substance abuse
10 treatment, mental health, or other assessed treatment needs of eligible
11 veteran defendants that brings together substance abuse professionals,
12 mental health professionals, VA professionals, local social programs and
13 intensive judicial monitoring in accordance with the nationally
14 recommended 10 key components of drug courts.

15 **C. Authorization.**

16 The Chief Justice of the Judiciary of Guam, with the consideration of the
17 Judicial Council, may establish a Guam Veterans Court program in accordance
18 with the provisions contained in this Act. The Guam Veterans Court may, at the
19 discretion of the Chief Justice, be a separate court or a program of a drug court
20 within the Judiciary of Guam.

21 **D. Eligibility.**

22 Veterans are eligible for the Guam Veterans Court, in accordance with the
23 following provisions:

24 a. A defendant may be admitted into the Guam Veterans Court program
25 only upon the agreement of the prosecutor and the defendant and with
26 the approval of the Court.

1 b. A defendant shall be excluded from Guam Veterans Court program if
2 any of one of the following applies:

3 (1) The crime is a crime of violence as set forth in subsection “(c)” of
4 §80.50 of Article 2, Chapter 80, Title 9, Guam Code Annotated.

5 (2) The defendant does not demonstrate a willingness to participate in
6 a treatment program.

7 (3) The defendant has been convicted of a crime of violence within
8 the past 10 years excluding incarceration time, including but not
9 limited to: first degree murder, second degree murder, predatory
10 criminal sexual assault of a child, aggravated criminal sexual
11 assault, criminal sexual assault, armed robbery, aggravated arson,
12 arson, aggravated kidnapping and kidnapping, aggravated battery
13 resulting in great bodily harm or permanent disability, stalking,
14 aggravated stalking, or any offense involving the discharge of a
15 firearm or where occurred serious bodily injury or death to any
16 person.

17 (4) The defendant has previously completed or has been discharged
18 from a Veterans Court program within three years of that
19 completion or discharge.

20 **E. Procedure.**

21 a. The Court shall order the defendant to submit to an eligibility
22 screening and an assessment through the VA and/or the VAO to
23 provide information on the defendant's veteran status.

24 b. The Court shall order the defendant to submit to an eligibility
25 screening and mental health and drug/alcohol screening and
26 assessment of the defendant by the VA or by the VAO to provide
27 assessment services for the Guam Court. The assessment shall include

1 a risks assessment and be based, in part, upon the known availability
2 of treatment resources available to the Guam Veterans Court. The
3 assessment shall also include recommendations for treatment of the
4 conditions which are indicating a need for treatment under the
5 monitoring of the Court and be reflective of a level of risk assessed
6 for the individual seeking admission. An assessment need not be
7 ordered if the Court finds a valid screening and/or assessment related
8 to the present charge pending against the defendant has been
9 completed within the previous 60 days.

10 c. The judge shall inform the defendant that if the defendant fails to meet
11 the conditions of the Guam Veterans Court program, eligibility to
12 participate in the program may be revoked and the defendant may be
13 sentenced or the prosecution continued as provided in Guam law for
14 the crime charged.

15 d. The defendant shall execute a written agreement with the Court as to
16 his or her participation in the program and shall agree to all of the
17 terms and conditions of the program, including but not limited to the
18 possibility of sanctions or incarceration for failing to abide or comply
19 with the terms of the program.

20 e. In addition to any conditions authorized under existing Guam law,
21 Court may order the defendant to complete substance abuse treatment
22 in an outpatient, inpatient, residential, or jail-based custodial treatment
23 program, order the defendant to complete mental health counseling in
24 an inpatient or outpatient basis, comply with physicians'
25 recommendation regarding medications and all follow up treatment.
26 This treatment may include but is not limited to post-traumatic stress
27 disorder, traumatic brain injury and depression.

1 **F. Mental health and substance abuse treatment.**

- 2 a. The Guam Veterans Court program may maintain a network of
3 substance abuse treatment programs representing a continuum of
4 graduated substance abuse treatment options commensurate with the
5 needs of defendants; these shall include programs with the VA, VAO,
6 and Guam community-based programs supported and sanctioned by
7 either or both.
- 8 b. Any substance abuse treatment program to which defendants are
9 referred must meet all of the rules and governing programs as
10 established in Guam law.
- 11 c. The Guam Veterans Court program may, in its discretion, employ
12 additional services or interventions, as it deems necessary on a case by
13 case basis.
- 14 d. The Guam Veterans Court program may maintain or collaborate with
15 a network of mental health treatment programs and, if it is a co-
16 occurring mental health and substance abuse court program, a network
17 of substance abuse treatment programs representing a continuum of
18 treatment options commensurate with the needs of the defendant and
19 available resources including programs with the VA, the VAO, and
20 the community of Guam.

21 **G. Violation; termination; discharge.**

- 22 a. If the Court finds from the evidence presented including but not
23 limited to the reports or proffers of proof from the Guam Veterans
24 Court professionals that:
25 (1) the defendant is not performing satisfactorily in the assigned
26 program;

1 (2) the defendant is not benefitting from education, treatment, or
2 rehabilitation;

3 (3) the defendant has engaged in criminal conduct rendering him or
4 her unsuitable for the program; or

5 (4) the defendant has otherwise violated the terms and conditions of
6 the program or his or her sentence or is for any reason unable to
7 participate; the Court may impose reasonable sanctions under prior
8 written agreement of the defendant, including but not limited to
9 imprisonment or dismissal of the defendant from the program and the
10 Court may reinstate criminal proceedings against him or her or
11 proceed consistent with Guam law for a violation of probation,
12 conditional discharge, or supervision hearing.

13 b. Upon successful completion of the terms and conditions of the
14 program, the Court may dismiss the original charges against the
15 defendant or successfully terminate the defendant's sentence or
16 otherwise discharge him or her from any further proceedings against
17 him or her in the original prosecution.

18 **H. Schedule of Fees for the Guam Veterans Court.**

19 The Chief Justice of the Judiciary of Guam, with the consideration of the
20 Judicial Council, may establish a fee schedule to supplement the cost for the
21 conduct of the Guam Veterans Court. The creation of such fees, if deemed
22 necessary, shall be established in accordance with the Administrative Adjudication
23 Act requirements as set forth in law.

24 **I. Guam Veterans Court Budget.**

25 The Judiciary of Guam shall include in its annual budgetary submission to I
26 Liheslaturan Guahan, the sums necessary to finance the operation and conduct of
27 the Guam Veterans Court. Such funding request, upon the establishment and full

1 operation of the Guam Veterans Court, shall include a report on the number of
2 veterans who have or who are currently participating in the Guam Veterans Court
3 program.”

4 **Section 2. Funding Requirements for the Establishment of the Guam Veterans**
5 **Court.**

6 The Chief Justice, upon the adoption of a resolution by the Judicial Council
7 endorsing the official establishment of a Guam Veterans Court, may forward a
8 request to I Liheslaturan Guahan for the funding necessary to realize the
9 establishment of the Court. Although local funding may become available for the
10 operational requirements of the Guam Veterans Court, the Judiciary of Guam shall
11 prioritize the pursuit of federal funds or other available funding sources both
12 nationally or locally, prior to any such request for local government fund support.
13 It is therefore the intent for the Judiciary of Guam to acquire funds through
14 alternative funding sources prior to the application and use of local government
15 funds, when and if available.

16 **Section 3. Severability Clause.**

17 If any provision of this Act or its application to any person or circumstance
18 is held invalid, the invalidity shall not affect other provisions or applications of this
19 Act which can be given effect without the invalid provision or application.

20 **Section 4. Effective Date.**

21 The provisions contained herein shall be effective immediately upon
22 enactment of this Act.

I MINA'TRENTAI DOS NA LIHESLATURAN GUÁHAN
2013 (First) Regular Session

Bill No. 161-32 (COR)

(As substituted by the Committee on Guam U. S.
Military Relocation, Homeland Security, Veterans'
Affairs and Judiciary)

Introduced by:

FRANK B. AGUON, JR.
B. J. F. CRUZ
A. A. YAMASHITA, Ph.D.
RORY J. RESPICIO
V. ANTHONY ADA
B. T. MCCREADIE
T. MORRISON

**AN ACT RELATIVE TO THE ESTABLISHMENT OF A
GUAM VETERANS TREATMENT COURT WITHIN THE
JUDICIARY OF GUAM; THROUGH ADDING A NEW
SUBSECTION "D" TO §2101 OF CHAPTER 2, DIVISION
1, TITLE 7, GUAM CODE ANNOTATED; THIS ACT
SHALL HENCEFORTH BE REFERRED TO AS THE
"JUSTICE FOR VETERANS ACT OF 2013".**

BE IT ENACTED BY THE PEOPLE OF GUAM:

**Section I. Establishment of a Guam Veterans Treatment Court within the
Judiciary of Guam.**

A new subsection "d" is hereby added to §2101 of Chapter 2, Division 1,
Title 7, Guam Code Annotated, relative to the establishment of a Guam Veterans
Treatment Court, which shall read as follows:

"(d). Establishment of the Guam Veterans Treatment Court.

JUSTICE FOR VETERANS ACT OF 2013

GUAM VETERANS TREATMENT COURT

A. Legislative Findings and Intent.

1 I Liheslaturan Guahan recognizes that veterans, to include active, Reserve
2 and National Guard servicemembers, have provided or are currently providing an
3 invaluable service to our country. In so doing, some may suffer the effects of,
4 including but not limited to, post traumatic stress disorder, traumatic brain injury,
5 depression and may also suffer drug and alcohol dependency or addiction and co-
6 occurring mental illness and substance abuse problems. As a result of this, some
7 veterans or active duty servicemembers come into contact with the criminal justice
8 system and are charged with felony or misdemeanor offenses. There is a critical
9 need for the criminal justice system to recognize that these veterans may be
10 suffering from a mental illness as a direct result of their service to our country, and
11 that appropriate judicial consideration and treatment should be provided to the
12 veteran in the application of justice. Therefore, it is the intent of I Liheslaturan
13 Guahan to realize the establishment of a veterans' treatment court program which
14 would benefit Guam's veterans, their families, and the island community.

15 **B. Establishment of a Guam Veterans Treatment Court.**

16 The Judicial Council of the Judiciary of Guam may establish, through a duly
17 adopted resolution, a Guam Veterans Treatment Court program in accordance with
18 the provisions contained in this Act. The Guam Veterans Treatment Court may be
19 a separate court or a program of a specialized treatment court within the Judiciary
20 of Guam.

21 **C. Schedule of Fees for the Guam Veterans Treatment Court.**

22 The Judicial Council may establish a fee schedule to supplement the cost for
23 the conduct and operation of the Guam Veterans Treatment Court. The creation of
24 such fees, if deemed necessary, shall be established in accordance with the
25 Administrative Adjudication Act requirements as set forth in law.

26 **D. Guam Veterans Treatment Court Budget.**

1 The Judiciary of Guam shall include in its annual budgetary submission to I
2 Liheslaturan Guahan, the sums necessary to finance the operation and conduct of
3 the Guam Veterans Treatment Court. Such funding request, upon the establishment
4 and full operation of the Guam Veterans Treatment Court, shall include a report on
5 the number of veterans who have or who are currently participating in the Guam
6 Veterans Treatment Court program.”

7 **Section 2. Funding Requirements for the Establishment of the Guam Veterans**
8 **Treatment Court.**

9 The Chief Justice, upon the adoption of a resolution by the Judicial Council
10 endorsing the official establishment of a Guam Veterans Treatment Court, may
11 forward a request to I Liheslaturan Guahan for the funding necessary to realize the
12 establishment of the Court. Although local funding may become available for the
13 operational requirements of the Guam Veterans Treatment Court, the Judiciary of
14 Guam shall prioritize the pursuit of federal funds or other available funding
15 sources both nationally or locally, prior to any such request for local government
16 fund support. It shall therefore be the intent for the Judiciary of Guam to acquire
17 funds through alternative funding sources prior to the application and use of local
18 government funds, when and if available.

19 **Section 3. Severability Clause.**

20 If any provision of this Act or its application to any person or circumstance
21 is held invalid, the invalidity shall not affect other provisions or applications of this
22 Act which can be given effect without the invalid provision or application.

23 **Section 4. Effective Date.**

24 The provisions contained herein shall be effective immediately upon
25 enactment of this Act.

**COMMITTEE ON GUAM US MILITARY RELOCATION, VETERANS' AFFAIRS HOMELAND
SECURITY & JUDICIARY**

I Mina'Trentai Dos na Liheslaturan Guahan | 32nd Guam Legislature



**SENATOR FRANK B. AGUON, JR
CHAIRMAN**

Thursday, October 10, 2013 @ 2:00PM

Bill No. 161-32 (LS) - An act relative to the establishment of a Guam Veterans Court within the Judiciary of Guam; through adding a new subsection "D" to §2101 of Chapter 2, Division 1, Title 7, Guam Code Annotated; this act shall henceforth be referred to as the "Justice for Veterans Act of 2013".

NAME (Please Print)	Agency/Organization	Contact Number	Oral Testimony	Written Testimony	In Favor	Not In Favor
Kelly Jensen	WestCare	472-0218				
Sarah Nededog	WestCare	472-0218		X		

**COMMITTEE ON GUAM US MILITARY RELOCATION, VETERANS' AFFAIRS HOMELAND
SECURITY & JUDICIARY**

I Mina'Trentai Dos na Liheslaturan Guahan | 32nd Guam Legislature



**SENATOR FRANK B. AGUON, JR
CHAIRMAN**

Thursday, October 10, 2013 @ 2:00PM

Bill No. 161-32 (LS) - An act relative to the establishment of a Guam Veterans Court within the Judiciary of Guam; through adding a new subsection "D" to §2101 of Chapter 2, Division 1, Title 7, Guam Code Annotated; this act shall henceforth be referred to as the "Justice for Veterans Act of 2013".

NAME (Please Print)	Agency/Organization	Contact Number	Oral Testimony	Written Testimony	In Favor	Not In Favor
JACKIE CRUZ	JOS	475-3270			X	
ALBERTO C. LAWORENA III	JUDICIARY	475-3410	X	X	X	
Phil Tydrego	AGO				X	
Bias, Amanda	PDN	483-0918				
JOHN UMPINGCA	VA	487-8050	X	X	X	



Judiciary of Guam

ADMINISTRATIVE OFFICE OF THE COURTS
120 WEST O'BRIEN DRIVE, HAGÁTÑA, GUAM 96910-5174
TEL: (671) 475-3544 / FAX: (671) 477-3184



F. PHILIP CARBULLIDO
CHIEF JUSTICE

ALBERTO C. LAMORENA III
PRESIDING JUDGE

PERRY C. TAITANO
ADMINISTRATOR OF THE COURTS

October 10, 2013

The Honorable Frank B. Aguon, Jr.
Chairman
Committee on Guam U.S. Military Relocation,
Homeland Security, Veteran's Affairs and Judiciary
I Mina' Trentai Dos Na Liheslaturan Guåhan
155 Hesler Place
Hagatna, Guam 96910

Dear Chairman Aguon:

Hafa Adai. I am providing testimony on Bill 161-32, the "Justice for Veterans Act of 2013."

This past May, I was tasked by Chief Justice F. Philip Carbullido to examine the feasibility of developing a Veterans Treatment Court for Guam. I appointed a Veterans Court Committee consisting of various stakeholders including defense attorneys, prosecutors, treatment providers, probation officers, case managers and coordinators, police, housing, Guam Army National Guard, Veterans Center, Department of Veterans Affairs, and the Guam Veterans Affairs Office (see list attached). The committee has been working to establish the framework to operate a Veterans Treatment Court. It is our intention to seek federal funding to staff this new court at the onset.

The Judiciary of Guam is in support of the intent of Bill 161-32. The bill could provide the Judiciary with the resources necessary to operate a specialty court for justice-involved veterans who may be suffering from a mental illness and/or co-occurring mental health and substance abuse as a direct result of having served our country. Stakeholders, including a judge, prosecutor, defense attorney, treatment provider, coordinator, case manager probation officer, veteran mentor, must work together in a non-adversarial role for the benefit of the participant -- to address the underlying issues of the crime that brought them before the criminal justice system, e.g., substance abuse and mental illness, while holding them accountable for their crime.

As you know, the Judiciary has successfully implemented Family Violence Court in the 1990's, Juvenile Drug Court in 2000, Adult Drug Court in 2002, and a Mental Health Court in 2008. One (1) additional court exists as a consolidated docket: Driving While Intoxicated (DWI) Court.

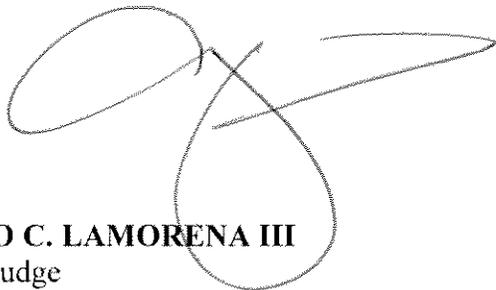
Issues that the Veterans Court Committee members have examined to date include:

- The definition of a veteran. A majority of committee members agree that the definition should be broad.
- Potential loss of VA benefits due to incarceration
- Legal screening and eligibility criteria
- Clinical criteria, assessment and subsequent treatment
- Utilization of risk assessment instruments
- Available resources for this population
- Treatment availability (substance abuse, alcohol addiction, detox programs, inpatient and outpatient clinics)
- Qualifying crimes and co-occurring disorders
- Prohibitions (e.g., violent crimes)

Although we have previously submitted recommendations to improve upon the language contained in the Bill, I feel it is necessary to reiterate the importance of allowing the Judiciary to develop program related criteria for Guam's Veterans Treatment Court. Developing and modifying the program structure of any specialty court **should remain the responsibility of the Judiciary**. These are cyclical programs that are dependent upon a participant's progress, or retention, in established phases. Once a participant is promoted to the next phase, their seat in the previous phase is filled. Specialty courts have compressed timelines in which potential participants are promptly identified, legally and clinically screened and assessed, and placed into treatment within a month. The successes of specialty courts nationwide **rest with the Judge's ability to make swift program changes**, such as expand the target population to increase program participants, restrict the target population once the number of participants nears maximum capacity, modifying legal or clinical eligibility criteria based on new statutes or treatment research, etc.

The Judiciary's ability to effectively implement a Veterans Treatment Court and make appropriate modifications as the program evolves will be hampered if the program criterion is governed by statute. Thank you for the opportunity to testify in support of Bill 161-32.

Sincerely,

A handwritten signature in black ink, appearing to read 'ALBERTO C. LAMORENA III'. The signature is stylized with large loops and a long horizontal stroke extending to the right.

ALBERTO C. LAMORENA III
Presiding Judge



October 10, 2013

The Honorable Frank B. Aguon, Jr.
Senator, 32nd Guam Legislature
Chairman, Committee on Guam U.S. Military Relocation, Homeland Security, Veterans'
Affairs, and Judiciary
155 Hesler Place
Hagatna, Guam 96910

Dear Mr. Chairman and Members of the Committee:

Greetings from WestCare Pacific Islands and our family of non-profits from across the U.S. mainland and the Virgin Islands. We are pleased to submit testimony today in support of Bill No. 161-32 "Justice for Veterans Act of 2013." Thank you Mr. Chair for inviting us to share with you our thoughts on this important bill.

We would like to first acknowledge the good work that has already been carried out to plan and develop a Veterans Court on Guam. Chief Justice Phil Carbullido committed to putting together a new court to augment the established specialized Drug and Mental Health courts. Presiding Judge Lamorena and Judge Sukola have been instrumental in bringing together a cadre of local and federal government leaders and non-profits including WestCare Pacific Islands, to articulate the processes and programming needed to make our local veterans treatment court a success.

Historically, the Veterans Treatment Courts was first established in New York by the Honorable Robert Russell. This court was a response to what Judge Russell observed as life changing transformation when veterans on his staff helped other veterans coming into the courtroom access services and treatment. Since then, veteran courts have been developed across the nation. The National Association of Drug Court Professionals (NADCP) was instrumental in supporting this movement which included professionals such as Dr. Judi Kosterman, who is WestCare's Senior Vice President on Veterans projects. Justice, as seen in various veterans' treatment courts, is increasingly important as we see greater numbers of our residents joining the various branches of the U.S. military and becoming veterans. We estimate that the number of veterans we have on Guam could be conservatively 8,000 (2000 Census) to 16,000 based on the patterns of veterans in the U.S. mainland which is about 11% of our population. Certainly these numbers suffice to say that our community needs to pay attention to our veterans' special needs. As a community, we must ensure that they have access to services and treatment from those who know best the complexities of trauma, mental health and substance abuse.



Our recommendations for consideration as you review other testimonies and amendments to this bill are as follows:

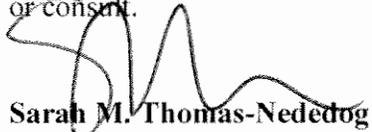
1. ***The definition of Veteran must be broad and encompass anyone who has had any length of U.S. military service and regardless of Character of Discharge (COD).*** This recommendation is heard loudly nationwide and is also one that Judge Russell is purported to advocate for as he visits developing veterans courts around the nation. Most recently, WestCare met with Tracey Betts, Regional Administrator for the Veterans Administration and she spoke of Judge Russell's support in Hawaii with their own Veterans Court Judge Kubo. Betts confirmed their unwavering position that the Hawaii Veterans Courts are very much open to all veterans regardless of COD with a mental health and substance abuse diagnosis.
2. ***The statute should be flexible to accommodate the emerging needs and programs identified by the Veterans Treatment Court.*** This is an important facet to the success of the program. The law should be designed to give the courts the latitude to work with the Attorney General's Office and the cadre of professionals in the community to develop and implement a plan that will truly serve the needs of each veteran appearing before this court. Statutes that impede on this discretion could result in lowering the efficacy of the program. WestCare's Clinical Director Robert Neri who assisted in the development of the Florida Veterans Treatment Court notes that the Veterans Administration (VA) has specialists that should also be part of the work with veterans at the courts. The VA can do gap analysis which will also identify other special and related needs such as domestic violence so that other services can be integrated in the plan.
3. ***Nonprofits and private clinicians should be the primary source of the delivery of services for the Veterans Treatment Courts.*** The private for profit and not for profit sector have expertise in providing mental health and substance abuse services including assessment, case management, counseling/therapy and residential treatment. Outsourcing these services should be a policy and a best practice approach to the development of this specialized court. By partnering with the private sector, the opportunities to leverage funding can result in increasing types and number of services to veterans and their families. Access to services and flexibility in intervention modalities are critical approaches to efficacy with special groups such as veterans. Families' involvement in prevention and treatment cannot be minimized and is crucial in supporting the success of the treatment plan of the veteran.



4. *Annual reports to the Legislature and to our community are essential in documenting needs and accomplishments.* The reporting on an annual basis that focuses strictly on the demographics of those served, the needs that were identified, services provided and the accomplishment of stated program goals will contribute to making adjustments so that this court continues on its path of being progressive and using best practices in its approaches to work with veterans in the court system.

Mr. Chair and members of the committee, you are to be commended for introducing this bill that will formalize our community's support of a local veterans' treatment court. By doing so, it signals our progressive understanding of the complex issues that our veterans are facing daily as they battle serious mental health and substance abuse problems to cope with their experienced trauma. WestCare stands ready to be a partner and advocate, as you all have chosen to do, to let our veterans know that we "understand" and that we recognize their service and personal sacrifices to protect us.

Please let us know if you would like further information or clarification. As always, we are available to you, our senators and this committee should you need further advisement or consult.



Sarah M. Thomas-Nededog
Vice President
WestCare Pacific Islands

VET COURT

History

- **The first Veterans Treatment Court**
 - was founded by the Honorable Robert Russell
 - Buffalo, New York in January, 2008
 - after he noticed an increase in the number of veterans appearing on his Drug Court and Mental Health Court dockets

Statistics

- As of June 30, 2012 there are **104 Veterans Treatment Courts** in our country with hundreds more in the planning stages
- **One in five** veterans has symptoms of a mental health disorder or cognitive impairment
- **One in six** veterans who served in Operation Enduring Freedom and Operation Iraqi Freedom suffer from a substance abuse issue
- Veterans respond favorably to this structured environment given their past experiences in the Armed Forces
- Veterans Treatment Courts allow jurisdictions to serve a large segment of the justice-involved veteran population as opposed to business as usual – having all veterans appear before random judges who may or may not have an understanding of their unique problems
- **Veteran Homelessness - One third** of America's homeless are veterans; on any given night 67,000 veterans are on the streets
 - *Justice For Vets provides an effective stop-gap to prevent future homelessness.*
- **Veteran Unemployment** – The unemployment rate for post 9/11 veterans is 10%, which is higher than the national average
 - *Justice For Vets connect veterans with U.S. Department of Veterans Affairs education and training benefits they have earned, as well as other local, state and federal resources aimed at putting veterans back to work.*

- **Veteran Suicide** - 18 veterans commit suicide every day in the United States
 - *Justice For Vets stops suicides by ensuring at-risk veterans are quickly assessed upon entering the criminal justice system and provided appropriate treatment and supervision*

- **Military Sexual Trauma**
 - In 2010, over 19,000 sexual assaults were reported in the military and 108,121 male and female veterans screened positive for military sexual trauma
 - Over 20% of the women who serve in the military will be sexually assaulted.
 - *Justice For Vets brings together broad coalitions of community support so that victims of military sexual assault who are in Veterans Treatment Court can receive the individualized care they need*

- **Veteran Mental Health Disorders**
 - Since 2004, the number of veterans being treated for mental illness and substance-use disorders has increased 38%
 - estimated that out of the over 2.4 million veterans of the wars in Iraq and Afghanistan, approximately 460,000 (20%) suffer from post-traumatic stress disorder (PTSD) or major depression
 - *Justice For Vets ensures that all justice-involved veterans who have experienced trauma receive the mental health treatment and services they have earned, and the support to live as productive, mentally-stable citizens*

- **Veteran Substance Abuse**
 - One in six post 9/11 veterans, or 345,000, has a substance abuse problem
 - Prescription drug abuse among U.S. military personnel doubled between 2002 and 2005, and almost tripled over the next three years
 - *Justice For Vets connects veterans to drug-treatment and provides the accountability and supervision to ensure that they embrace treatment and find long-term recovery*

- **Veteran Incarceration** - In a 2004 report, the U.S. Department of Justice estimated there are over 700,000 veterans under criminal justice supervision.
 - *Justice For Vets uses a holistic community based approach to address the specific needs of justice-involved veterans, keeping them out of jail and engaged with their families and communities where they belong*



COMMITTEE ON RULES

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

155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com

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

Senator

Rory J. Respicio

CHAIRPERSON

MAJORITY LEADER

Senator

Thomas C. Ada

VICE CHAIRPERSON

ASSISTANT MAJORITY LEADER

Senator

Vicente (Ben) C. Pangelinan

Member

Speaker

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

Member

Senator

Dennis G. Rodriguez, Jr.

Member

Vice-Speaker

Benjamin J.F. Cruz

Member

Legislative Secretary

Tina Rose Muña Barnes

Member

Senator

Frank Blas Aguon, Jr.

Member

Senator

Michael F.Q. San Nicolas

Member

Senator

V. Anthony Ada

Member

MINORITY LEADER

Senator

Aline Yamashita

Member

Certification of

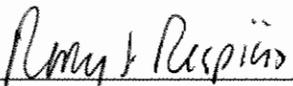
Waiver of

Fiscal Note Requirement

This is to certify that the Committee on Rules submitted to the Bureau of Budget and Management Research (BBMR) a request for a fiscal note, or applicable waiver, on **BILL NO. 161-32 (LS) – "AN ACT RELATIVE TO THE ESTABLISHMENT OF A GUAM VETERANS COURT WITHIN THE JUDICIARY OF GUAM; THROUGH ADDING A NEW SUBSECTION "D" TO §2101 OF CHAPTER 2, DIVISION 1, TITLE 7, GUAM CODE ANNOTATED; THIS ACT SHALL HENCEFORTH BE REFERRED TO AS THE "JUSTICE FOR VETERANS ACT OF 2013."** – on November 6, 2013. COR hereby certifies that BBMR confirmed receipt of this request on August 6, 2013 at 11:12 A.M.

COR further certifies that a response to this request was not received. **Therefore, pursuant to 2 GCA §9105, the requirement for a fiscal note, or waiver thereof, on Bill 161-32 (LS) to be included in the committee report on said bill, is hereby waived.**

Certified by:



Senator Rory J. Respicio

Chairperson, Committee on Rules

11/6/13

Date



COMMITTEE ON RULES

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Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

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Thomas C. Ada
VICE CHAIRPERSON
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Member

Senator
V. Anthony Ada
Member
MINORITY LEADER

Senator
Aline Yamashita
Member

August 6, 2013

VIA E-MAIL
john.rios@bbmr.guam.gov

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

RE: Request for Fiscal Notes--Bill Nos.161-32(LS), 162-32(LS), and 163-32(COR)

Hafa Adai Mr. Rios:

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

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

Very Truly Yours,

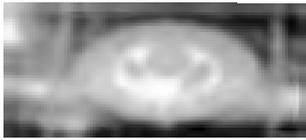
Senator Thomas C. Ada
Acting Chairperson of the Committee on Rules

Attachments (1)

Cc: Clerk of the Legislature

2013 AUG - 6 AM 11:17

Bill Nos.	Sponsor	Title
161-32 (LS)	Frank B. Aguon, Jr. B.J.F. Cruz Aline A. Yamashita, Ph.D. R.J. Respicio V. Anthony Ada Brant T. McCreadie Tommy Morrison	AN ACT RELATIVE TO THE ESTABLISHMENT OF A GUAM VETERANS COURT WITHIN THE JUDICIARY OF GUAM; THROUGH ADDING A NEW SUBSECTION "D" TO §2101 OF CHAPTER 2, DIVISION 1, TITLE 7, GUAM CODE ANNOTATED; THIS ACT SHALL HENCEFORTH BE REFERRED TO AS THE "JUSTICE FOR VETERANS ACT OF 2013".
162-32 (LS)	Vicente (ben) C. Pangelinan	AN ACT TO AMEND SECTION 162102 OF CHAPTER 162, TITLE 11 GUAM CODE ANNOTATED RELATIVE TO THE COLLECTIVE INVESTMENT FUNDS ACT.
163-32 (COR)	Frank B. Aguon, Jr. Thomas C. Ada Aline A. Yamashita, Ph.D.	AN ACT RELATIVE TO PROVIDING SERVICE- DISABLED VETERAN-OWNED BUSINESSES PREFERENCE IN GOVERNMENT OF GUAM CONTRACTUAL OPPORTUNITIES FOR THE PROVISION OF SERVICES OR PRODUCTS TO THE COMMUNITY; THROUGH ADDING A NEW ARTICLE 15 TO CHAPTER 5, TITLE 5, GUAM CODE ANNOTATED; THIS ACT SHALL HERETOFORE BE REFERRED TO AS THE "GUAM SERVICE-DISABLED VETERANS BUSINESS OPPORTUNITY ACT"



Reply to: cor@guamlegislature.org

Request for Fiscal Notes - Bill Nos. Bill Nos.161-32(LS), 162-32(LS), and 163-32(COR)

Senator Rory J. Respicio <cor@guamlegislature.org>

Tue, Aug 6, 2013 at 11:10 AM

To: john.rios@bbmr.guam.gov

Cc: admin@bbmr.guam.gov, analyne.eustaquio@bbmr.guam.gov

Bcc: will@senatorada.org, Mary Maravilla <marymaravilla19@gmail.com>

August 6, 2013

VIA E-MAIL

john.rios@bbmr.guam.gov

John A. Rios

Director

Bureau of Budget & Management Research

P.O. Box 2950

Hagåtña, Guam 96910

RE: Request for Fiscal Notes-Bill Nos.161-32(LS), 162-32(LS), and 163-32(COR)

Hafa Adai Mr. Rios:

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

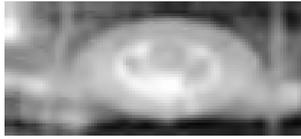
Si Yu'os na'áse' for your attention to this matter.

Senator Thomas C. Ada

Acting Chairperson of the Committee on Rules

Majority Leader Rory J. Respicio
Chairperson, Committee on Rules;
Federal, Foreign & Micronesian Affairs;
Human & Natural Resources; and Election Reform
I Mina Trentai Dos na Liheslaturan Guahan
155 Hesler Place, Ste. 302
Hagåtña, Guam 96910
Phone: (671) 472-7679
Fax: (671) 472-3547

 **2013.08.06_FN_Request_B161-163- TCA.pdf**
537K



Rory Respicio <cor@guamlegislature.org>

Request for Fiscal Notes - Bill Nos. Bill Nos.161-32(LS), 162-32(LS), and 163-32(COR)

Analyn Eustaquio <analyn.eustaquio@bbmr.guam.gov>
To: "Senator Rory J. Respicio" <cor@guamlegislature.org>

Tue, Aug 6, 2013 at 11:12 AM

Forwarded to the original analyst

[Quoted text hidden]

—
Thank You & Have A Wonderful Day!

*Analyn Eustaquio
Bureau of Budget & Management Research
Tel. No. 475-9450/429
Fax No. 472-2825*



COMMITTEE ON RULES

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

155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com

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

Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

Senator
Thomas C. Ada
VICE CHAIRPERSON
ASSISTANT MAJORITY LEADER

Senator
Vicente (Ben) C. Pangelinan
Member

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

Senator
Dennis G. Rodriguez, Jr.
Member

Vice-Speaker
Benjamin J.F. Cruz
Member

Legislative Secretary
Tina Rose Muña Barnes
Member

Senator
Frank Blas Aguon, Jr.
Member

Senator
Michael F.Q. San Nicolas
Member

Senator
V. Anthony Ada
Member
MINORITY LEADER

Senator
Aline Yamashita
Member

July 31, 2013

MEMORANDUM

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

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: **Senator Rory J. Respicio**
Majority Leader & Rules Chair

Subject: **Referral of Bill No. 161-32(LS)**

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 161-32(LS)**.

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

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

Si Yu'os Ma'åse!

Attachment

I Mina'Trentai Dos Na Liheslaturan Guahan
Bill Log Sheet

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
161-32 (LS)	Frank B. Aguon, Jr. B. J.F. Cruz Aline A. Yamashita, Ph.D. R.J. Respicio V. Anthony Ada Brant T. McCreadie Tommy Morrison	AN ACT RELATIVE TO THE ESTABLISHMENT OF A GUAM VETERANS COURT WITHIN THE JUDICIARY OF GUAM; THROUGH ADDING A NEW SUBSECTION "D" TO §2101 OF CHAPTER 2, DIVISION 1, TITLE 7, GUAM CODE ANNOTATED; THIS ACT SHALL HENCEFORTH BE REFERRED TO AS THE "JUSTICE FOR VETERANS ACT OF 2013".	7/30/13 3:25 p.m.	07/31/13	Committee on the Guam U. S. Military Relocation, Homeland Security, Veterans's Affairs, and Judiciary			



FIRST NOTICE: One (1) Round Table & Two (2) Public Hearings on THURSDAY, 10 October 2013

Office of Senator Frank Aguon, Jr. Admin <admin@frankaguonjr.com>

Wed, Oct 2, 2013 at 12:16 PM

To: phnotice@guamlegislature.org

Cc: Guam Legislature Clerks Office <clerks@guamlegislature.org>, mis@guamlegislature.org, sgtarms@guamlegislature.org

Bcc: "Frank Aguon Jr. Staff" <staff@frankaguonjr.com>, "Comm. on Guam US Military Relocation, Homeland Security, Veterans' Affairs and Judiciary" <committee@frankaguonjr.com>, Senator Aguon Legislative Policy <policy@frankaguonjr.com>, Senator Aguon Communications <media@frankaguonjr.com>, "e.winston ilicito" <ewinstoni@yahoo.com>, "Senator Frank B. Aguon, Jr." <aguon4guam@gmail.com>

October 2, 2013

MEMORANDUM

TO: All Honorable Senators

FROM: Chairman, Committee on Guam US Military Relocation, Veterans' Affairs, Homeland Security and Judiciary

SUBJECT: *FIRST NOTICE* of **Round Table** on Thursday, October 10, 2013 at **9:00AM**

FIRST NOTICE of **Public Hearing** on Thursday, October 10, 2013 at **2:00PM**

FIRST NOTICE of **Public Hearing** on Thursday, October 10, 2013 at **5:00PM**

Buenas yan Hala Adai!

The Committee on Guam US Military Relocation, Homeland Security, Veterans' Affairs and Judiciary has scheduled a **Round Table** and **Two (2) Public Hearings** on Thursday, October 10, 2013 at / *Liheslaturan Guåhan's* Public Hearing Room in Hagatña.

• **9:00AM Round Table Agenda:**

- Judiciary of Guam-Status report on the implementation of the Judiciary of Guam's strategic plan

• **2:00PM Public Hearing Agenda:**

- **Bill No. 161-32 (LS)** - An act relative to the establishment of a Guam Veterans Court within the Judiciary of Guam; through adding a new subsection "D" to §2101 of Chapter 2, Division 1, Title 7, Guam Code Annotated; this act shall henceforth be referred to as the "Justice for Veterans Act of 2013".
 - **Bill No. 188-32 (COR)** - An act to add a new § 80.50 to Article 2, Chapter 80, Title 9 Guam Code Annotated known as the Justice Safety Valve Act of 2013 relative to empowering the courts of Guam to depart from applicable mandatory minimum sentences under specific conditions, and for other purposes.
- **5:00PM Public Hearing Agenda:**
 - **Bill No. 195-32 (COR)** - An act relative to protecting infants who are born alive as a result of an abortion, through the establishment of the "Infant Child's Right to Life Act"; through adding a new Chapter 91 to Title 9, Guam Code Annotated.

The Committee requests that, if written testimonies are to be presented at the hearing, copies be submitted one day prior to the public hearing date, to the Office of Senator Frank B. Aguon, Jr., or via fax to 475-GUM3 (4863), or via email to aguon4guam@gmail.com. Copies of the aforementioned Bill(s) may be obtained at I Liheslaturan Guåhan's website at www.guamlegislature.com. Individuals requiring special accommodations or service, please contact Fred "Rico" Taitague at 475-GUM1/2 (4861/2) or via email to committee@frankaguonjr.com.

Si Yu'os Ma'ase!

cc: Clerks / MIS / Sgt.-at-Arms

—
Thanks!

Office of Senator Frank B. Aguon, Jr.

Committee on Guam US Military Relocation, Veterans Affairs, Homeland Security and Judiciary

155 Hester PL Suite 104, Hagåtña, Guam 96910

Tel: (671) 475-GUM1/2 (4861/2)

Fax: (671) GUM3 (4863)

aguon4guam@gmail.com | www.frankaguonjr.com

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4 attachments



AllSen_Memo.pdf

482K

Bill No. B161-32 (LS).pdf

178K

Bill No. B188-32 (COR).pdf

108K

 **Bill No. B195-32 (COR).pdf**
89K

Adam Bearce <adam@guamlegislature.org>

Wed, Oct 2, 2013 at 2:05 P,

To: "Office of Senator Frank Aguon, Jr. Admin" <admin@frankaguonjr.com>, Yong Pak <yong@guamlegislature.org>

Thanks. This is now posted.

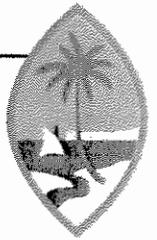
[Quoted text hidden]



COMMITTEE ON

**GUAM U.S. MILITARY RELOCATION
VETERANS' AFFAIRS | HOMELAND SECURITY | JUDICIARY**

I MINA'TRENTAI DOS NA LIHESLATURAN GUAHAN | 32ND GUAM LEGISLATURE



**Senator
FRANK B. AGUON, JR.**
Committee Chairperson

**Senator
Tina Muna-Barnes**
Committee Vice Chairperson

**Speaker
Judith T. Won Pat, Ed.D.**
Committee Member

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Committee Member

**Senator
V. Anthony Ada**
Committee Member

**Senator
Michael Limtlaco**
Committee Member

**Senator
Thomas Morrison**
Committee Member

MEMORANDUM

TO: All Senators

FROM: Chairman, Committee on Guam US Military Relocation, Veterans' Affairs, Homeland Security and Judiciary

SUBJECT: FIRST NOTICE of Public Hearing on

Buenas yan Hafa Adai!

The Committee on Guam US Military Relocation, Homeland Security, Veterans' Affairs and Judiciary has scheduled a public hearing starting at 5:30PM, Wednesday, July 31, 2013, at *I Liheslaturan Guahan's* Public Hearing Room in Hagåtña, on the following:

Bill No. 161-32 (LS) – An Act relative to the establishment of a Guam Veterans Court within the Judiciary of Guam; Through Adding a new subsection "D" to §2101 of Chapter 2, Division 1, Title 7, Guam Code Annotated; this act shall henceforth be referred to as the "Justice for Veterans Act of 2013".

The Committee requests that, if written testimonies are to be presented at the hearing, copies be submitted one day prior to the public hearing date, to the Office of Senator Frank B. Aguon, jr., or via fax to 475-GUM3(4863), or via email to aguon4guam@gmail.com. Copies of the aforementioned Bill(s) may be obtained at *I Liheslaturan Guahan's* website at www.guamlegislature.com. Individuals requiring special accommodations or service, please contact Yvette Cruz at 475-GUM1/2 or via email to admin@frankaguonjr.com.

Si Yu'os Ma'ase!

cc: Clerks
MIS
Sgt.-at-Arms



**GUAM U.S. MILITARY RELOCATION
VETERANS' AFFAIRS | HOMELAND SECURITY | JUDICIARY**

I MINA'TRENTAI DOS NA LIHESLATURAN GUÁHAN | 32ND GUAM LEGISLATURE



**Senator
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Committee Chairperson

**Senator
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Committee Vice Chairperson

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Dennis G. Rodriguez, Jr.**
Committee Member

**Senator
V. Anthony Ada**
Committee Member

**Senator
Michael Limtiaco**
Committee Member

**Senator
Thomas Morrison**
Committee Member

October 2, 2013

MEMORANDUM

TO: All Honorable Senators

FROM: Chairman, Committee on Guam US Military Relocation, Veterans' Affairs,
Homeland Security and Judiciary

SUBJECT: *FIRST NOTICE* of **Round Table** on Thursday, October 10, 2013 at 9:00AM
FIRST NOTICE of **Public Hearing** on Thursday, October 10, 2013 at 2:00PM
FIRST NOTICE of **Public Hearing** on Thursday, October 10, 2013 at 5:00PM

Buenas yan Hafa Adai!

The Committee on Guam US Military Relocation, Homeland Security, Veterans' Affairs and Judiciary has scheduled a **Round Table** and **Two (2) Public Hearings** on Thursday, October 10, 2013 at I Liheslaturan Guáhan's Public Hearing Room in Hagatña.

9:00AM Round Table Agenda:

Judiciary of Guam-Status report on the implementation of the Judiciary of Guam's strategic plan

2:00PM Public Hearing Agenda:

Bill No. 161-32 (LS) - An act relative to the establishment of a Guam Veterans Court within the Judiciary of Guam; through adding a new subsection "D" to §2101 of Chapter 2, Division 1, Title 7, Guam Code Annotated; this act shall henceforth be referred to as the "Justice for Veterans Act of 2013".

Bill No. 188-32 (COR) - An act to add a new § 80.50 to Article 2, Chapter 80, Title 9 Guam Code Annotated known as the Justice Safety Valve Act of 2013 relative to empowering the courts of Guam to depart from applicable mandatory minimum sentences under specific conditions, and for other purposes.

5:00PM Public Hearing Agenda:

Bill No. 195-32 (COR) - An act relative to protecting infants who are born alive as a result of an abortion, through the establishment of the "Infant Child's Right to Life Act"; through adding a new Chapter 91 to Title 9, Guam Code Annotated.

The Committee requests that, if written testimonies are to be presented at the hearing, copies be submitted one day prior to the public hearing date, to the Office of Senator Frank B. Aguon, Jr., or via fax to 475-GUM3 (4863), or via email to aguon4guam@gmail.com. Copies of the aforementioned Bill(s) may be obtained at I Liheslaturan Guáhan's website at www.guamlegislature.com. Individuals requiring special accommodations or service, please contact Fred "Rico" Taitague at 475-GUM1/2 (4861/2) or via email to committee@frankaguonjr.com.

Si Yu'os Ma'ase!

cc: Clerks / MIS / Sgt.-at-Arms



SECOND NOTICE: One (1) Round Table & Two (2) Public Hearings on THURSDAY, 10 October 2013

Office of Sen. Frank B. Aguon, Jr. <committee@frankaguonjr.com>

Mon, Oct 7, 2013 at 11:56 AM

To: phnotice@guamlegislature.org

Cc: Guam Legislature Clerks Office <clerks@guamlegislature.org>, mis@guamlegislature.org,
sgtarms@guamlegislature.org

Bcc: "Office of Senator Frank B. Aguon, Jr." <admin@frankaguonjr.com>, Senator Aguon Staff
<staff@frankaguonjr.com>, "Frank Aguon, Jr." <aguon4guam@gmail.com>, Senator Aguon Communications
<media@frankaguonjr.com>, Senator Aguon Legislative Policy <policy@frankaguonjr.com>

October 7, 2013

MEMORANDUM

TO: All Honorable Senators

FROM: Chairman, Committee on Guam US Military Relocation, Veterans' Affairs, Homeland
Security and Judiciary

SUBJECT: *SECOND NOTICE* of **Round Table** on Thursday, October 10, 2013 at **9:00AM**
SECOND NOTICE of **Public Hearing** on Thursday, October 10, 2013 at **2:00PM**
SECOND NOTICE of **Public Hearing** on Thursday, October 10, 2013 at **5:00PM**

Buenas yan Hala Adai!

The Committee on Guam US Military Relocation, Homeland Security, Veterans' Affairs and Judiciary has
scheduled a **Round Table** and **Two (2) Public Hearings** on Thursday, October 10, 2013 at *I Liheslaturan*
Guåhan's Public Hearing Room in Hagatña.

- **9:00AM Round Table Agenda:**
 - Judiciary of Guam-Status report on the implementation of the Judiciary of Guam's strategic plan

- **2:00PM Public Hearing Agenda:**
 - **Bill No. 161-32 (LS)** - An act relative to the establishment of a Guam Veterans Court within the Judiciary of Guam; through adding a new subsection "D" to §2101 of Chapter 2, Division 1, Title

7, Guam Code Annotated; this act shall henceforth be referred to as the "Justice for Veterans Act of 2013".

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The Committee requests that, if written testimonies are to be presented at the hearing, copies be submitted one day prior to the public hearing date, to the Office of Senator Frank B. Aguon, Jr., or via fax to 475-GUM3 (4863), or via email to aguon4guam@gmail.com. Copies of the aforementioned Bill(s) may be obtained at I Liheslaturan Guåhan's website at www.guamlegislature.com. Individuals requiring special accommodations or service, please contact Fred "Rico" Taitague at 475-GUM1/2 (4861/2) or via email to committee@frankaguonjr.com.

Si Yu'os Ma'ase!

cc: Clerks / MIS / Sgt.-at-Arms

—
Thanks!

Committee on Guam US Military Relocation, Veterans Affairs, Homeland Security and Judiciary

Office of Senator Frank B. Aguon, Jr.

155 Hesler PL Suite 104, Hagåtña, Guam 96910

Tel: (671) 475-GUM1/2 (4861/2)

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467K



COMMITTEE ON

GUAM U.S. MILITARY RELOCATION
VETERANS' AFFAIRS | HOMELAND SECURITY | JUDICIARY

I MINA'TRENTAI DOS NA LIHESLATURAN GUAHAN | 32ND GUAM LEGISLATURE



Senator
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Committee Member

Senator
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Michael Limtiaco
Committee Member

Senator
Thomas Morrison
Committee Member

October 7, 2013

MEMORANDUM

TO: All Honorable Senators

FROM: Chairman, Committee on Guam US Military Relocation, Veterans' Affairs
Homeland Security and Judiciary

SUBJECT: **SECOND NOTICE of Round Table** on Thursday, October 10, 2013 at 9:00AM
SECOND NOTICE of Public Hearing on Thursday, October 10, 2013 at 2:00PM
SECOND NOTICE of Public Hearing on Thursday, October 10, 2013 at 5:00PM

Buenas yan Hafa Adai!

The Committee on Guam US Military Relocation, Homeland Security, Veterans' Affairs and Judiciary has scheduled a **Round Table** and **Two (2) Public Hearings** on Thursday, October 10, 2013 at *I Liheslaturan Guåhan's* Public Hearing Room in Hagatña.

9:00AM Round Table Agenda:

Judiciary of Guam-Status report on the implementation of the Judiciary of Guam's strategic plan

2:00PM Public Hearing Agenda:

Bill No. 161-32 (LS) - An act relative to the establishment of a Guam Veterans Court within the Judiciary of Guam; through adding a new subsection "D" to §2101 of Chapter 2, Division 1, Title 7, Guam Code Annotated; this act shall henceforth be referred to as the "Justice for Veterans Act of 2013".

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Si Yu'os Ma'åse'!

cc: Clerks / MIS / Sgt.-at-Arms

PHONE: (671)475-GUM1/2 (4861/2) | FAX: (671)475-GUM3 (4863)
155 HESLER PLACE HAGATNA, GUAM 96910 | EMAIL: AGUON4GUAM@GMAIL.COM

WWW.FRANKAGUONJR.COM



REMINDER: Round Table with the Judiciary of Guam & Public Hearings Tomorrow on Bill Nos. 161 & 188; 195

Senator Aguon Communications <media@frankaguonjr.com>

Wed, Oct 9, 2013 at 11:59 AM

To: Senator Aguon Communications <media@frankaguonjr.com>

Bcc: betsy@spbguam.com, Bob Gaeth <bgaeth@k57.com>, Clynt Ridgell <clynt@spbguam.com>, Coleen R San Nicolas-Perez <coleen.perez@fe.navy.mil>, David Crisostomo <dcrisost@guampdn.com>, Duane George <dmgeorge@guampdn.com>, Jon Anderson <editor@mvguam.com>, jon.calvo@mail.house.gov, Gaynor Dumat-ol Daleno <gdumat-ol@guampdn.com>, Gerry Partido <gerry@mvguam.com>, Gerry Partido <gerrypartido@gmail.com>, "gina@mvguam.com" <gina@mvguam.com>, Stars & Stripes <Guam@pstripes.osd.mil>, Romeo Carlos <guamblog@ymail.com>, guamforum671@gmail.com, KUAM Tip Line <hottips@kuam.com>, Janela Buhain Carrera <janela@spbguam.com>, Jason Salas <jason@kuam.com>, Jesse Lujan <jessthebuzz@gmail.com>, JoAnna Delfin <joanna.delfin.ctr@fe.navy.mil>, John Davis <john@kuam.com>, Kelly Toves <kelly.toves@mail.house.gov>, Ken Quintanilla <kenq@kuam.com>, Kevin Kerrigan <kevin@spbguam.com>, Korean News <koreannews@guam.net>, KPRG <kprg@guam.net>, PDN Lifestyle <life@guampdn.com>, Louella Losinio <louella@mvguam.com>, mabuhaynews@yahoo.com, Bruce Lloyd <managingeditor@glimpsesofiguam.com>, Mar-Vic Cagurangan <mar_vic_cagurangan@yahoo.com>, Mindy Aguon <mindy@kuam.com>, Pacific Daily News <news@guampdn.com>, K57 <news@k57.com>, Sorensen <news@spbguam.com>, Oyaol Ngirairiki <odngirairiki@guampdn.com>, Patti Arroyo <parroyo@k57.com>, Alicia Perez <perezksto@gmail.com>, Maureen Maratita <publisher@glimpsesofiguam.com>, reporter1@glimpsesofiguam.com, Ray Gibson <rgibson@k57.com>, Sabrina Salas Matanane <sabrina@kuam.com>, Shaina Santos <shaina.santos.ctr@fe.navy.mil>, Steve Limtiaco <slimtiaco@guampdn.com>, Travis Coffman <travis.coffman@gmail.com>, uogtritonscall@gmail.com, "Lt. William Knight" <william.knight@fe.navy.mil>, "Comm. on Guam US Military Relocation, Homeland Security, Veterans' Affairs and Judiciary" <committee@frankaguonjr.com>, "Frank B. Aguon, Jr." <aguon4guam@gmail.com>, Senator Aguon Legislative Policy <policy@frankaguonjr.com>, Senator Aguon Staff <staff@frankaguonjr.com>, "Office of Senator Frank B. Aguon, Jr." <admin@frankaguonjr.com>, ewmilicito@gmail.com

09 October 2013

MEDIA ADVISORY

Buenas yan Hála Adai!

Please be advised the Committee on Guam U.S. Military Relocation, Veterans' Affairs, Homeland Security and Judiciary will host three (3) legislative events tomorrow, 10 October 2013 in the Public Hearing Room of the Legislature Building.

9:00AM Agenda

Judiciary of Guam - Status report on the implementation of the Judiciary of Guam's strategic plan

2:00PM Agenda

Bill No. 161-32 (LS) - An act relative to the establishment of a Guam Veterans Court within the Judiciary of Guam; through adding a new subsection "D" to §2101 of Chapter 2, Division 1, Title 7, Guam Code Annotated; this act shall henceforth be referred to as the "Justice for Veterans Act of 2013".

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5:00PM Agenda

Bill No. 195-32 (COR) - An act relative to protecting infants who are born alive as a result of an abortion, through the establishment of the "Infant Child's Right to Life Act"; through adding a new Chapter 91 to Title 9, Guam Code Annotated.

The Guam Legislature complies with provisions of the Americans with Disabilities Act (ADA). Individuals requiring special accommodations or services should contact Fred "Rico" Taitague at 475-GUM1/2 (4861/2) or by email at committee@frankaguonjr.com.

The public hearing will be broadcasted on MCV Channel 13 or GUdTV Channel 21.

Si Yu'os Ma'åse'!

###

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Thanks!

Office of Senator Frank B. Aguon, Jr.

Committee on Guam US Military Relocation, Veterans' Affairs, Homeland Security and Judiciary

155 Hester PL Suite 104, Hagåtña, Guam 96910

Tel: (671) 475-GUM1/2 (4861/2)

Fax: (671) GUM3 (4863)

aguon4guam@gmail.com | www.frankaguonjr.com

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**GUAM U.S. MILITARY RELOCATION
VETERANS' AFFAIRS | HOMELAND SECURITY | JUDICIARY**

I MINA'TRENTAI DOS NA LIHESLATURAN GUAHAN | 32ND GUAM LEGISLATURE

October 7, 2013

MEMORANDUM

TO: All Honorable Senators

FROM: Chairman, Committee on Guam US Military Relocation, Veterans' Affairs
Homeland Security and Judiciary

SUBJECT: **SECOND NOTICE of Round Table** on Thursday, October 10, 2013 at 9:00AM
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SECOND NOTICE of Public Hearing on Thursday, October 10, 2013 at 5:00PM

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9:00AM Round Table Agenda:

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Si Yu'os Ma'dse'!

cc: Clerks / MIS / Sgt.-at-Arms

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Committee Chairperson

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**Senator
V. Anthony Ada**
Committee Member

**Senator
Michael Limtiaco**
Committee Member

**Senator
Thomas Morrison**
Committee Member

phnotice@guamlegislature.org - Corresponding Distribution List

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aguon4guam@gmail.com	aguon4guam@gmail.com	Member
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Elaine Tajalle	etajalle@guamlegislature.org	Member

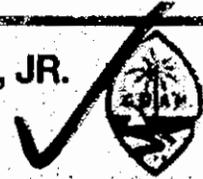
evelyn4families@gmail.com	evelyn4families@gmail.com	Member
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OFFICE OF SENATOR FRANK B. AGUON, JR.

Chairman, Committee on Guam US Military Relocation,
Homeland Security, Veterans Affairs and Judiciary
Mina' Trentai Dos Na Liheslaturan Guahan / 32nd Guam Legislature



PUBLIC HEARING NOTICES -- To be held at Liheslaturan Guahan's Public Hearing Room
Judiciary of Guam Round Table - Thursday, October 10, 2013 at 9:00AM
Bill Nos. 161-32 & 188-32 - Thursday, October 10, 2013 at 2:00PM
"Infant Child's Right to Life Act" (Bill No. 195-32) - Thursday, October 10, 2013 at 5:00PM
"Anti-Sweepstakes Cafe" (Bill No. 192-32) - Tuesday, October 15, 2013 at 5:00PM
Quarterly Veterans Round Table - Thursday, October 15, 2013 at 6:00PM

PUBLIC HEARING NOTICE

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THURSDAY - OCTOBER 10, 2013 at 5:00PM - BILL No. 195-32 (COB) - "INFANT CHILD'S RIGHT TO LIFE ACT" - An act relative to protecting infants who are born alive as a result of an abortion, through the establishment of the "Infant Child's Right to Life Act", through adding a new Chapter 91 to Title 9, Guam Code Annotated.

TUESDAY - OCTOBER 15, 2013 at 5:00PM - BILL No. 192-32 (COB) - "ANTI-SWEEPSTAKES CAFE" - An act to add a new § 64.15, § 64.16, and § 64.17 to Chapter 64 of Title 9 of the Guam Code Annotated; relative to the prohibition and forfeiture of electronic machines or devices to conduct sweepstakes gambling.

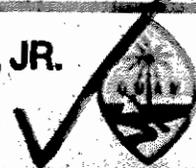
TUESDAY - OCTOBER 15, 2013 at 6:00PM - Quarterly Veterans Round Table

The public hearing will be broadcasted on MCV Channel 13 or G20TV Channel 21. If you require any special accommodations, please contact the Office of Senator Frank B. Aguon, Jr. at 475-GUM1/2 (4861/2) or e-mail committee@frankaguonjr.com. *This ad paid for with government funds*



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Chairman, Committee on Guam US Military Relocation,
Homeland Security, Veterans Affairs and Judiciary
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Homeland Security, Veterans Affairs and Judiciary
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"Anti-Sweepstakes Cafe" (Bill No. 192-32) & "Carjacking" (Bill No. 202-32) - Tuesday, October 15, 2013 at 5:00PM

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TUESDAY - OCTOBER 15, 2013 at 6:00PM - Quarterly Veterans Round Table

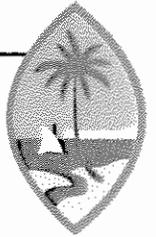
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COMMITTEE ON

**GUAM U.S. MILITARY RELOCATION
VETERANS' AFFAIRS | HOMELAND SECURITY | JUDICIARY**

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN | 32ND GUAM LEGISLATURE



October 2, 2013

**The Honorable Edward J. Calvo
Governor of Guam**

513 West Marine Corps Drive
Ricardo J. Bordallo Complex
Hagåtña, Guam 96910

Sent via email to governor@guam.gov

RE: **Round Table** on Thursday, October 10, 2013 at 9:00AM
Public Hearing on Thursday, October 10, 2013 at 2:00PM
Public Hearing on Thursday, October 10, 2013 at 5:00PM

Buenas yan Hafa Adai!

The Committee on Guam US Military Relocation, Homeland Security, Veterans' Affairs and Judiciary has scheduled a **Round Table** and **Two (2) Public Hearings** on Thursday, October 10, 2013 at *I Liheslaturan Guåhan's* Public Hearing Room in Hagatña.

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Judiciary of Guam-Status report on the implementation of the Judiciary of Guam's strategic plan

2:00PM Public Hearing Agenda:

Bill No. 161-32 (LS) - An act relative to the establishment of a Guam Veterans Court within the Judiciary of Guam; through adding a new subsection "D" to §2101 of Chapter 2, Division 1, Title 7, Guam Code Annotated; this act shall henceforth be referred to as the "Justice for Veterans Act of 2013".

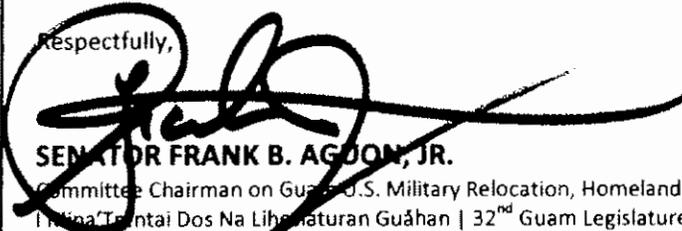
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Bill No. 195-32 (COR) - An act relative to protecting infants who are born alive as a result of an abortion, through the establishment of the "Infant Child's Right to Life Act"; through adding a new Chapter 91 to Title 9, Guam Code Annotated.

If you feel the above mentioned items impact your agency or organization, we encourage you to participate in the relative upcoming Public Hearing. The Committee requests that, if written testimonies are to be presented at the hearing, copies be submitted one day prior to the public hearing date, to the Office of Senator Frank B. Aguon, Jr., or via fax to 475-GUM3 (4863), or via email to aguon4guam@gmail.com. Copies of the aforementioned Bill(s) may be obtained at *I Liheslaturan Guåhan's* website at www.guamlegislature.com. Individuals requiring special accommodations or service, please contact Fred "Rico" Taitague at 475-GUM1/2 (4861/2) or via email to committee@frankaguonjr.com.

Respectfully,


SENATOR FRANK B. AGUON, JR.

Committee Chairman on Guam U.S. Military Relocation, Homeland Security, Veterans' Affairs, and the Judiciary
I Liheslaturan Guåhan | 32nd Guam Legislature

cc: Lieutenant Governor Raymond Tenorio
Elaine Gogue / Rose Ramsey / Joy Unpingco

**Senator
FRANK B. AGUON, JR.**
Committee Chairperson

**Senator
Tina Muna-Barnes**
Committee Vice Chairperson

**Speaker
Judith T. Won Pat, Ed.D.**
Committee Member

**Senator
Rory J. Respicio**
Committee Member

**Senator
Thomas C. Ada**
Committee Member

**Senator
Dennis G. Rodriguez, Jr.**
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**Senator
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**Senator
Michael Limtlaco**
Committee Member

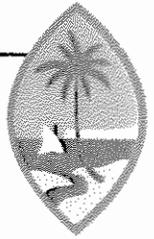
**Senator
Thomas Morrison**
Committee Member



COMMITTEE ON

**GUAM U.S. MILITARY RELOCATION
VETERANS' AFFAIRS | HOMELAND SECURITY | JUDICIARY**

I MINA'TRENTAI DOS NA LIHESLATURAN GUÁHAN | 32ND GUAM LEGISLATURE



October 2, 2013

Honorable Madeleine Z. Bordallo

Guam Delegate

GUAM DISTRICT OFFICE

Suite 107 Capitol Plaza

120 Father Dueñas Avenue

Hagåtña, Guam 96910

Sent via electronic email to andrew.tenorio@mail.house.gu

RE: **Round Table** on Thursday, October 10, 2013 at 9:00AM
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Respectfully,

SENATOR FRANK B. AGUON, JR.

Committee Chairman on Guam U.S. Military Relocation, Homeland Security, Veterans' Affairs, and the Judiciary
I Liheslaturan Dos Na Liheslaturan Guáhan | 32nd Guam Legislature

cc: Andrew Tenorio / Jon Calvo

**Senator
FRANK B. AGUON, JR.**
Committee Chairperson

**Senator
Tina Muna-Barnes**
Committee Vice Chairperson

**Speaker
Judith T. Won Pat, Ed.D.**
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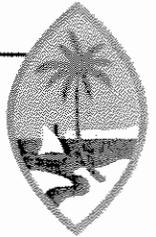
**Senator
Michael Limtiaco**
Committee Member

**Senator
Thomas Morrison**
Committee Member



**GUAM U.S. MILITARY RELOCATION
VETERANS' AFFAIRS | HOMELAND SECURITY | JUDICIARY**

I MINA'TRENTAI DOS NA LIHESLATURAN GUAHAN | 32ND GUAM LEGISLATURE



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Michael Limtlaco**
Committee Member

**Senator
Thomas Morrison**
Committee Member

PUBLIC HEARING

October 10, 2013, Thursday at 2:00PM

I Liheslaturan Guahan's Public Hearing Room, Hagatna

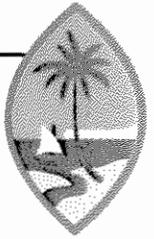
AGENDA

- I. Call to Order**
- II. Opening remarks/Announcements**
- III. Items for discussion:**
 - **Bill No. 161-32(LS)** – An act relative to the establishment of a Guam Veterans Court within the Judiciary of Guam; through adding a new subsection “D” to §2101 of Chapter 2, Division 1, Title 7, Guam Code Annotated; this act shall henceforth be referred to as the “Justice for Veterans Act of 2013”.
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- IV. Closing Remarks**
- V. Adjournment**



GUAM U.S. MILITARY RELOCATION
VETERANS' AFFAIRS | HOMELAND SECURITY | JUDICIARY

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN | 32ND GUAM LEGISLATURE



October 2, 2013

The Honorable F. Philip Carbullido
Chief Justice of the Judiciary of Guam
Suite 300, Guam Judicial Ctr.
120 West O' Brien Drive
Hagåtña, Guam 96910
Sent via email to fpcarbullido@guamsupremecourt.com

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Public Hearing on Thursday, October 10, 2013 at 5:00PM

Buenas yan Hafa Adai!

The Committee on Guam US Military Relocation, Homeland Security, Veterans' Affairs and Judiciary has scheduled a **Round Table** and **Two (2) Public Hearings** on Thursday, October 10, 2013 at *I Liheslaturan Guåhan's* Public Hearing Room in Hagatña.

9:00AM Round Table Agenda:

Judiciary of Guam-Status report on the implementation of the Judiciary of Guam's strategic plan

2:00PM Public Hearing Agenda:

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Respectfully,

SENATOR FRANK B. AGUON, JR.

Committee Chairman on Guam U.S. Military Relocation, Homeland Security, Veterans' Affairs, and the Judiciary
I Mina'trentai Dos Na Liheslaturan Guåhan | 32nd Guam Legislature

cc: Joshua Tenorio

Senator
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Committee Chairperson

Senator
Tina Muna-Barnes
Committee Vice Chairperson

Speaker
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Committee Member

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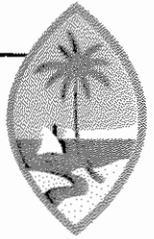
Senator
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Senator
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**GUAM U.S. MILITARY RELOCATION
VETERANS' AFFAIRS | HOMELAND SECURITY | JUDICIARY**

I MINA'TRENTAI DOS NA LIHESLATURAN GUÁHAN | 32ND GUAM LEGISLATURE



October 2, 2013

Ambrose Constantino
Advisor, Guam Homeland Security
2218 Chalan Palasyo
Agana Heights, Guam 96910
Sent via email to ombrosio.constantino@ghs.guam.gov

RE: **Round Table** on Thursday, October 10, 2013 at 9:00AM
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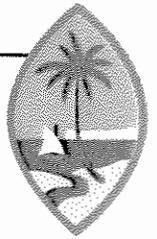
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**GUAM U.S. MILITARY RELOCATION
VETERANS' AFFAIRS | HOMELAND SECURITY | JUDICIARY**

I Mina'trentai Dos Na Liheslaturan Guåhan | 32ND GUAM LEGISLATURE



October 2, 2013

James T. McDonald
Office of Civil Defense Administrator
221B Chalan Palasyo
Agana Heights, Guam
Sent via email to jim.mcdonald@qhs.guam.gov

RE: **Round Table** on Thursday, October 10, 2013 at 9:00AM
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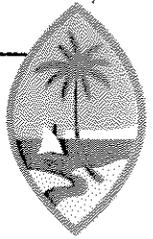
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GUAM U.S. MILITARY RELOCATION
VETERANS' AFFAIRS | HOMELAND SECURITY | JUDICIARY

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN | 32ND GUAM LEGISLATURE



October 2, 2013

The Honorable John Unpingco, Esq.

Administrator, Office of Veterans Affairs

172 S. Marine Corp Dr. Asan

P.O. Box 5178

Hagåtña, Guam 96932

Sent via email to john.unpingco@gvao.guam.gov

RE: **Round Table** on Thursday, October 10, 2013 at 9:00AM

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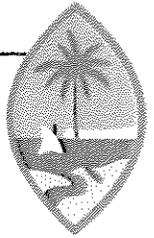
Senator
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COMMITTEE ON

**GUAM U.S. MILITARY RELOCATION
VETERANS' AFFAIRS | HOMELAND SECURITY | JUDICIARY**

I MINA'TRENTAI DOS NA LIHESLATURAN GUAHAN | 32ND GUAM LEGISLATURE



October 2, 2013

Mr. Mark Calvo
Special Assistant to Governor on Military Buildup & Infrastructure
513 West Marine Corps Drive
Ricardo J. Bordallo Complex
Hagåtña, Guam 96910
Sent via email to mork.calvo@guam.gov

RE: **Round Table** on Thursday, October 10, 2013 at 9:00AM
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Buenas yan Hafa Adail

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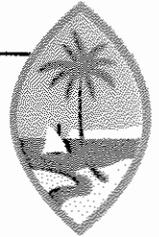
**Senator
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COMMITTEE ON

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VETERANS' AFFAIRS | HOMELAND SECURITY | JUDICIARY

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN | 32ND GUAM LEGISLATURE



October 2, 2013

Eric D. Miller
Public Defender Service Corporation
MVP Sinajana Commercial Bldg.,
Unit B 779 Route 4
Sinajana, Guam 96910
Sent via email to emiller@quampdsc.net

RE: **Round Table** on Thursday, October 10, 2013 at 9:00AM
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I MINA'TRENTAI DOS NA LIHESLATURAN GUAHAN | 32ND GUAM LEGISLATURE



October 2, 2013

Colonel Raffaele J.M. Sgambelluri
Chief of Guam Customs and Quarantine Agency
770 East Sunset Boulevard Airport Rd.
AB Won Pat, Guam 96913
Sent via email to Roffaele.sgambelluri@cqa.guam.gov

RE: Round Table on Thursday, October 10, 2013 at 9:00AM
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October 2, 2013

Pedro Leon Guerrero
Guam Customs & Quarantine Agency
770 East Sunset Boulevard Airport Rd.
AB Won Pat, Guam 96913
Sent via email to pedro.leonquerrero@cqa.guam.gov

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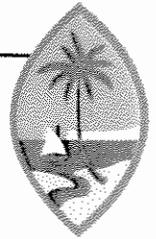
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October 2, 2013

Attorney General Leonardo G. Rapadas
Office of the Attorney General
287 W. O'Brien Drive
Hagåtña, Guam 96910
Sent via email to law@quamao.org

RE: **Round Table** on Thursday, October 10, 2013 at 9:00AM
Public Hearing on Thursday, October 10, 2013 at 2:00PM
Public Hearing on Thursday, October 10, 2013 at 5:00PM

Buenas yan Hafa Adai!

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Respectfully,

SENATOR FRANK B. AGUON, JR.

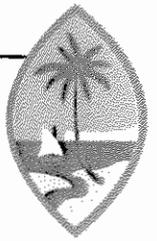
Committee Chairman on Guam U.S. Military Relocation, Homeland Security, Veterans' Affairs, and the Judiciary
I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN | 32nd Guam Legislature



COMMITTEE ON

**GUAM U.S. MILITARY RELOCATION
VETERANS' AFFAIRS | HOMELAND SECURITY | JUDICIARY**

I MINA'TRENTAI DOS NA LIHESLATURAN GUÁHAN | 32ND GUAM LEGISLATURE



October 2, 2013

Celine Sanchez-Guzman
Army Retirees Association
Sent via email to celine.sanchez@us.army.mil

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I Minatrentai Dos Na Liheslaturan Guáhan | 32nd Guam Legislature

PHONE: (671)475-GUM1/2 (4861/2) | FAX: (671)475-GUM3 (4863)
155 HESLER PLACE HAGATNA, GUAM 96910 | EMAIL: AGUON4GUAM@GMAIL.COM

WWW.FRANKAGUONJR.COM

Senator
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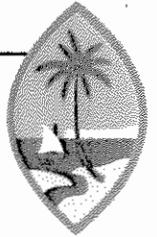
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**GUAM U.S. MILITARY RELOCATION
VETERANS' AFFAIRS | HOMELAND SECURITY | JUDICIARY**

I MINA'TRENTAI DOS NA LIHESLATURAN GUAHAN | 32ND GUAM LEGISLATURE

October 2, 2013

Tony Guzman
Army Retirees Association
Sent via email to celine.sanchez@us.army.mil

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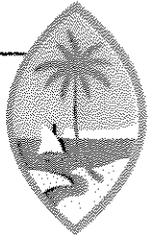
Senator
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Committee Member



COMMITTEE ON

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VETERANS' AFFAIRS | HOMELAND SECURITY | JUDICIARY**

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN | 32ND GUAM LEGISLATURE



October 2, 2013

Joseph San Nicolas
Dededo Veterans Organization
Sent via email to joe_kamudo@yahoo.com

RE: **Round Table** on Thursday, October 10, 2013 at 9:00AM
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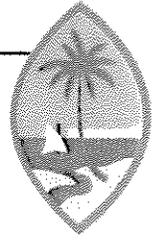
Senator
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**GUAM U.S. MILITARY RELOCATION
VETERANS' AFFAIRS | HOMELAND SECURITY | JUDICIARY**

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN | 32ND GUAM LEGISLATURE



October 2, 2013

John Taitano
Military Order of the Purple Heart Chapter 787
Sent via email to jnbatulai@guam.net

RE: **Round Table** on Thursday, October 10, 2013 at 9:00AM
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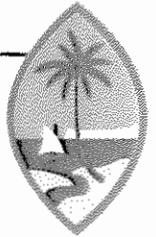
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I MINA'TRENTAI DOS NA LIHESLATURAN GUAHAN | 32ND GUAM LEGISLATURE



October 2, 2013

Alan Van Aken
Third Marine Division Association
Sent via email to AGunner77@teleguam.net

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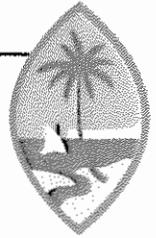
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VETERANS' AFFAIRS | HOMELAND SECURITY | JUDICIARY**

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN | 32ND GUAM LEGISLATURE

October 2, 2013

Victor Ryan
American Legion
Sent via email to olegionguam@yahoo.com

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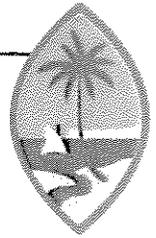
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I MINA'TRENTAI DOS NA LIHESLATURAN GUAHAN | 32ND GUAM LEGISLATURE

October 2, 2013

Tom Devlin
Military Order of the Purple Heart Chapter 1315
Sent via email to mophtd@ite.net

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October 2, 2013

Robert Hayes
Brotherhood of Veterans
Sent via email to alegionguam@yahoo.com

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Respectfully,

SENATOR FRANK B. AGUON, JR.

Committee Chairman on Guam U.S. Military Relocation, Homeland Security, Veterans' Affairs, and the Judiciary
I Minatrentai Dos Na Liheslaturan Guåhan | 32nd Guam Legislature

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GUAM U.S. MILITARY RELOCATION
VETERANS' AFFAIRS | HOMELAND SECURITY | JUDICIARY

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN | 32ND GUAM LEGISLATURE



October 2, 2013

Nancy T. Kuper
Commander for Chapter 43
Women Veterans of America
Sent via email to nancy.t.kuper.ctr@mail.com

RE: **Round Table** on Thursday, October 10, 2013 at 9:00AM
Public Hearing on Thursday, October 10, 2013 at 2:00PM
Public Hearing on Thursday, October 10, 2013 at 5:00PM

Buenas yan Hafa Adai!

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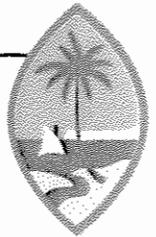
Senator
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Committee Member

Senator
Thomas Morrison
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GUAM U.S. MILITARY RELOCATION
VETERANS' AFFAIRS | HOMELAND SECURITY | JUDICIARY

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN | 32ND GUAM LEGISLATURE



October 2, 2013

Dan Perez
Barrigada Veterans Organization
Sent via email to jgrivera1949@ymail.com

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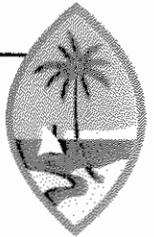
Senator
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**GUAM U.S. MILITARY RELOCATION
VETERANS' AFFAIRS | HOMELAND SECURITY | JUDICIARY**

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN | 32ND GUAM LEGISLATURE



October 2, 2013

Dan Mendiola
Vietnam Veterans of America #668
Sent via email to dmendiola@teleguam.net

RE: **Round Table** on Thursday, October 10, 2013 at 9:00AM
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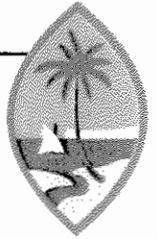
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VETERANS' AFFAIRS | HOMELAND SECURITY | JUDICIARY**

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN | 32ND GUAM LEGISLATURE

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Michael Limtiaco**
Committee Member

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Thomas Morrison**
Committee Member

October 2, 2013

Bernard Gines
Philippine Scouts & World War II Association
Sent via email to edaycab@yahoo.com

RE: **Round Table** on Thursday, October 10, 2013 at 9:00AM
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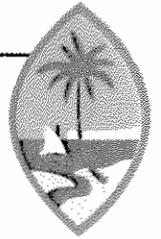
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I Mina'Trentai Dos Na Liheslaturan Guåhan | 32nd Guam Legislature



COMMITTEE ON

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VETERANS' AFFAIRS | HOMELAND SECURITY | JUDICIARY**

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN | 32ND GUAM LEGISLATURE



October 2, 2013

Albert Parke
Veterans of Guam Motorcycle Club
Sent via email to ttsguam@hotmail.com

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I Mina'trentai Dos Na Lihesloturan Guåhan | 32nd Guam Legislature

PHONE: (671)475-GUM1/2 (4861/2) | FAX: (671)475-GUM3 (4863)
155 HESLER PLACE HAGATNA, GUAM 96910 | EMAIL: AGUON4GUAM@GMAIL.COM

WWW.FRANKAGUONJR.COM

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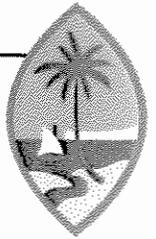
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**GUAM U.S. MILITARY RELOCATION
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I MINA'TRENTAI DOS NA LIHESLATURAN GUAHAN | 32ND GUAM LEGISLATURE



October 2, 2013

Bobbie Taitano
Ladies Auxiliary – Military Order of the Purple Heart
Sent via email to jnbatulaj@guam.net

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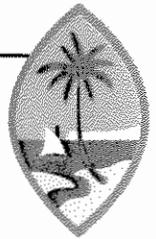
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October 2, 2013

Brian Merenda
Veterans of Foreign Wars Post 1509
Sent via email to bjmerenda@yahoo.com

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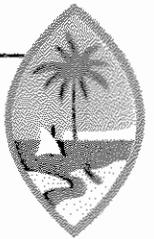
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October 2, 2013

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Barrigada Veterans Organization
Sent via email to jgrivera1949@ymail.com

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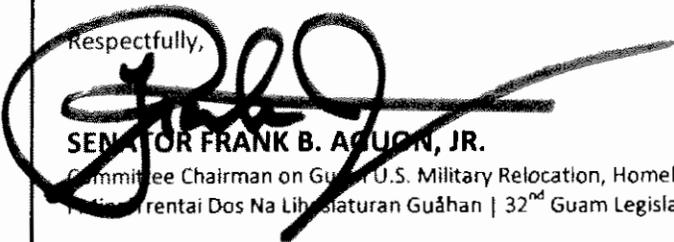
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Respectfully,


SENATOR FRANK B. AGUON, JR.

Committee Chairman on Guam U.S. Military Relocation, Homeland Security, Veterans' Affairs, and the Judiciary
I Minatrentai Dos Na Liheslaturan Guåhan | 32nd Guam Legislature

Senator
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Senator
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**GUAM U.S. MILITARY RELOCATION
VETERANS' AFFAIRS | HOMELAND SECURITY | JUDICIARY**

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN | 32ND GUAM LEGISLATURE



October 2, 2013

Harold Kirk
Fleet Reserve Association BR 73
Sent via email to harold.kirk@med.navy.mil

RE: **Round Table** on Thursday, October 10, 2013 at 9:00AM
Public Hearing on Thursday, October 10, 2013 at 2:00PM
Public Hearing on Thursday, October 10, 2013 at 5:00PM

Buenas yan Hafa Adai!

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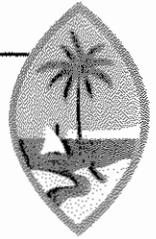
**Senator
Thomas Morrison**
Committee Member



COMMITTEE ON

**GUAM U.S. MILITARY RELOCATION
VETERANS' AFFAIRS | HOMELAND SECURITY | JUDICIARY**

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN | 32ND GUAM LEGISLATURE



October 2, 2013

George Perez
Chairman, Korean War Veterans Association
P.O. Box 26798
Barrigada, Guam 96921

RE: **Round Table** on Thursday, October 10, 2013 at 9:00AM
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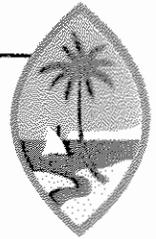
**Senator
Michael Limtlaco**
Committee Member

**Senator
Thomas Morrison**
Committee Member



**GUAM U.S. MILITARY RELOCATION
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I Mina'Trentai Dos Na Liheslaturan Guåhan | 32ND GUAM LEGISLATURE



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**Senator
Michael Limtlaco**
Committee Member

**Senator
Thomas Morrison**
Committee Member

October 2, 2013

Joyce Martratt
Fleet Reserve Association 73 Auxilliary
Sent via email to joyimar13@yahoo.com

RE: **Round Table** on Thursday, October 10, 2013 at 9:00AM
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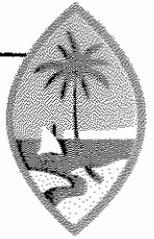
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GUAM U.S. MILITARY RELOCATION
VETERANS' AFFAIRS | HOMELAND SECURITY | JUDICIARY

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN | 32ND GUAM LEGISLATURE



October 2, 2013

Bill Cundiff
Guam Veterans Commission
Guam U.S. Air Force Association
Sent via email to afcmstg24@yahoo.com

RE: Round Table on Thursday, October 10, 2013 at 9:00AM
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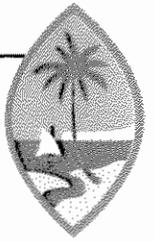
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COMMITTEE ON

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I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN | 32ND GUAM LEGISLATURE



October 2, 2013

Art Mesa

American Legion

Sent via email to varoguam1@yahoo.com

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PHONE: (671)475-GUM1/2 (4861/2) | FAX: (671)475-GUM3 (4863)
155 HESLER PLACE HAGATNA, GUAM 96910 | EMAIL: AGUON4GUAM@GMAIL.COM

WWW.FRANKAGUONJR.COM

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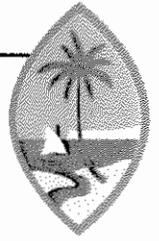
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GUAM U.S. MILITARY RELOCATION
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I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN | 32ND GUAM LEGISLATURE



October 2, 2013

Ray Baza
Guam Vietnamese American Association
Sent via email to jbazanaputi@gmail.com

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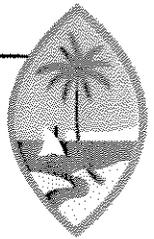
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I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN | 32ND GUAM LEGISLATURE



October 2, 2013

Connie Flores
Ladies Auxiliary Veterans for Women Post 1509
Sent via email to ritalynn_flores@yahoo.com

RE: **Round Table** on Thursday, October 10, 2013 at 9:00AM
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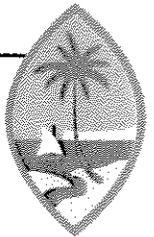
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I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN | 32ND GUAM LEGISLATURE



October 2, 2013

Bill Bradford
Veterans of Foreign Wars Post 2917
Sent via email to wwbradford@live.com

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Respectfully,

SENATOR FRANK B. AGUON, JR.

Committee Chairman on Guam U.S. Military Relocation, Homeland Security, Veterans' Affairs, and the Judiciary
I Mina'Trentai Dos Na Liheslaturan Guåhan | 32nd Guam Legislature

PHONE: (671)475-GUM1/2 (4861/2) | FAX: (671)475-GUM3 (4863)
155 HESLER PLACE HAGATNA, GUAM 96910 | EMAIL: AGUON4GUAM@GMAIL.COM

Senator
FRANK B. AGUON, JR.
Committee Chairperson

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Tina Muna-Barnes
Committee Vice Chairperson

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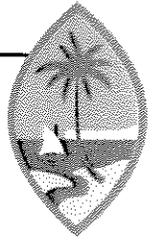
Senator
Thomas Morrison
Committee Member



COMMITTEE ON

**GUAM U.S. MILITARY RELOCATION
VETERANS' AFFAIRS | HOMELAND SECURITY | JUDICIARY**

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN | 32ND GUAM LEGISLATURE



October 2, 2013

Gregorio Borja

U.S. Department of Veterans Affairs
VA Benefits Administration, Guam Benefits Office
Reflection Center Suite 202
222 Chalan Santo Papa
Hagåtña, Guam 96910

Sent via email to gregorio.a.borja@va.gov

RE: **Round Table** on Thursday, October 10, 2013 at 9:00AM
Public Hearing on Thursday, October 10, 2013 at 2:00PM
Public Hearing on Thursday, October 10, 2013 at 5:00PM

Buenas yan Hafa Adai!

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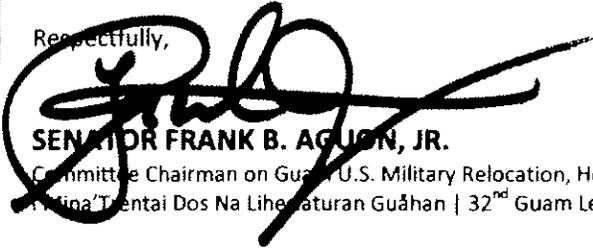
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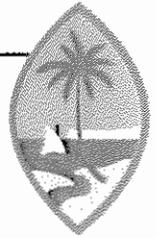
**Senator
Michael Lintlaco**
Committee Member

**Senator
Thomas Morrison**
Committee Member



**GUAM U.S. MILITARY RELOCATION
VETERANS' AFFAIRS | HOMELAND SECURITY | JUDICIARY**

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN | 32ND GUAM LEGISLATURE



October 2, 2013

Sarah Thomas Nededog
Vice President, WestCare Pacific Islands
545 Chalan San Antonio Suite 301
Tamuning, GU 96923
Sent via email to sarah.thomasnededog@westcare.com

RE: **Round Table** on Thursday, October 10, 2013 at 9:00AM
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I Mina'Trentai Dos Na Liheslaturan Guåhan | 32nd Guam Legislature

cc: Tony Nangauta / Carmelita Calvo

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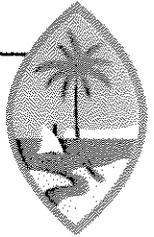
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**GUAM U.S. MILITARY RELOCATION
VETERANS' AFFAIRS | HOMELAND SECURITY | JUDICIARY**

I Mina'Trental Dos Na Liheslaturan Guåhan | 32nd GUAM LEGISLATURE



October 2, 2013

Bernadette Santos
Guam Community-Based Outpatient Clinic
498 Chalan Palasyo
Agana Heights, GU 96910
Sent via email to bernadette.santos@va.gov

RE: **Round Table** on Thursday, October 10, 2013 at 9:00AM
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cc: Francine Baleto

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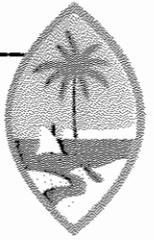
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October 2, 2013

Alwin Rafael
Guam Vet Center
Reflection Center Suite 102
222 Chalan Santo Papa
Hagåtña, Guam 96910
Sent via email to alwin.rafael@va.gov

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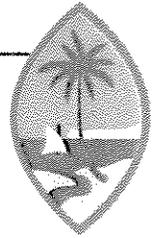
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Committee Member

**Senator
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Committee Member

October 2, 2013

Melissa M. McDaniel
Guam Veterans Magazine
137 North Leonardo Tenorio
Talofofo, Guam 96915
Sent via email to mel.mvision@gmail.com

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Senator Aguon Proposes Establishment of Guam Veterans Court

Last Updated on Wednesday, 31 July 2013 12:29

Written by Kevin Kerrigan

Wednesday, 31 July 2013 09:42



Guam News - Guam News

Guam - Senator Frank Aguon Jr. is proposing the establishment of a "Guam Veterans Court" to hear criminal cases brought against veterans and active duty members of the military.

The Senator says there is a "critical need" for such a court "to address the issues that veteran defendants may be struggling with." He points out that many veterans are suffering from post traumatic stress disorder, traumatic brain injury and depression, as well as suffering from drug and alcohol addiction.

"These men and women served in the defense of our freedom," says the Senator in a release, "and while justice is in the hands of our courts, we must ensure they receive the treatment they have earned."

READ BILL #161 HERE

Senator Aguon points out that a number of Veterans Treatment Courts have already been created in various jurisdictions on the mainland. The first one was established in Buffalo New York in January of 2008 and the number has now grown to over 100 Veterans Treatment Courts throughout the nation.

READ Senator Aguon's release below:

SENATORS SEEK ESTABLISHMENT OF A GUAM VETERANS COURT

Hagåtña, GU — Senator Frank B. Aguon, Jr., along with Vice Speaker B.J. Cruz and Senators Aline Yamashita, Rory Respicio, Tony Ada, Brant McCreadie and Tommy Morrison yesterday introduced legislation that would establish a Guam Veterans Court within the Judiciary of Guam.

Bill No. 161-32, also referred to as the "Justice for Veterans Act of 2013" would create the first Guam Veterans Court for eligible veterans or active duty service members who come in contact with the criminal justice system on felony and/or misdemeanor charges.

The Guam Veterans Court—at the discretion of the Chief Justice—may be a separate court or program of a drug court within the Judiciary of Guam.

"Veterans, to include active, Reserve and National Guard service members, have provided or are currently providing an invaluable service to our country. In so doing, some may suffer the effects of, including but not limited to, post traumatic stress disorder, traumatic brain injury, depression and may also suffer drug and alcohol dependency or addiction and co-occurring mental illness and substance abuse problems," wrote Sen. Aguon in the bill. "There is a critical need for the criminal justice system to recognize these veterans, provide accountability for their wrongdoing, provide for the safety of the public and provide for the treatment of our veterans."

Since its inception five years ago, the number of Veterans Treatment Courts has increased in the United States. The first veterans' court was established January 2008 in Buffalo, New York and has since grown to more than 100 Veterans Treatment Courts throughout the nation.

"I believe the creation of a specialized veteran court program is necessary to address the issues that veteran defendants may be struggling with," said Sen. Aguon. "These men and women served in the defense of our freedom and while justice is in the hands of our courts, we must ensure they receive the treatment they have earned."

If passed into law, the Guam Veterans Court allows for the judicial intervention for veteran defendants requiring substance abuse treatment, mental health or other assessed treatments. The Guam Veterans Court excludes defendants whose charges involve a crime of violence.

Local news

Written by Pacific Daily News
Aug. 1, 2013 |

guampdn.com

Moped ID leads to arrest in robberies

Guam Police Department detectives arrested Keith Ryan Aguero yesterday in connection with three robberies. The 25-year-old Mangilao resident allegedly stole from the Ramada Inn, Palmridge Hotel and New Campus Store. He was arrested yesterday and faces multiple charges, including three counts of robbery; three counts of theft of property; and three counts of possession and use of a deadly weapon, according to police. Aguero was booked and confined, police stated. During the investigation, a witness identified Aguero's moped, which was caught on surveillance footage. From this information, detectives located Aguero and arrested him in connection with the three crimes, police said.

Immunization clinic Wednesday at mall

The Department of Public Health and Social Services will hold a Back to School Immunization Clinic from 10 a.m. to noon Wednesday at the Micronesia Mall center court. The clinic may close early if supplies run out, however. The clinic is for children ages 4 to 18, and limited to those with Medicaid, MIP, or no insurance. All necessary immunizations will be given. Parents or guardians must bring their children's most current shot records. All children must be accompanied by a parent or an adult with written authorization and photo ID. No TB skin tests will be provided due to the ongoing national shortage of PPD solution. The regular Walk-in Immunization Clinic at the DPHSS Central Clinic in Mangilao will be relocated to the Micronesia Mall on that day.

Bill would establish Guam Veterans Court

Sen. Frank Aguon introduced a bill on Tuesday to establish a Guam Veterans Court within the Judiciary of Guam. Bill 161-32 or the "Justice for Veterans Act of 2013, which would create the first Guam Veterans Court for eligible veterans or active duty service members who come in contact with the criminal justice system on felony or misdemeanor charges. According to a press release, the Guam Veterans Court may be a separate court or program of a drug court within the Judiciary of Guam. If passed, the Guam Veterans Court would allow for the judicial intervention for veteran defendants needing substance abuse treatment, mental health or other treatments and would not include defendants whose charges involve a crime of violence, the press release said. Vice Speaker Benjamin Cruz and Sens. Aileen Yamashita, Rory Respicio, Tom Ada, Brant McCreadie, and Tommy Morrison are co-sponsors of the bill.

Classes begin again at St. John's School on Aug. 8

Classes for St. John's School students start on Aug. 8. Orientation for new students will be held from 1 to 4 p.m. on Aug. 7, according to press release from the school's administration. The release stated parking would be limited since the closure of the school's Maui Well parking lot. Teachers and students will have to park at the swimming pool parking lot. Parking spaces for students will be prioritized for 12th graders. Parking decals will be required for all student

vehicles. For more information contact Patricia Bennett at 646-8080 or visit the school's website at www.stjohnsguam.com.

Turn in nominations for soil conservation group

Registered members of the Northern and Southern Soil and Water Conservation Districts are reminded that nominations for the non-partisan office of district directors will be accepted until noon Friday. Nominations should be delivered to the Office of the Dean, College of Natural and Applied Sciences, on the second floor of the University of Guam Agriculture and Life Sciences building at the Mangilao campus. For more information about the nominations and for a copy of the nomination form, call 735-2003.

Monday, August 12, 2013

GUAM BRIEFS - Aug. 12, 2013

Guam preps for spotlight on crash-stabbing trial

HAGATNA, Guam (AP)—Court officials in Guam are preparing for significant attention from foreign media on the trial of a man accused of killing three Japanese tourists in a car crash and stabbing rampage. Pacific Daily News reported Wednesday the Guam Judiciary is preparing to accommodate a high level of interest in the case of Chad De Soto. Court Director Joshua Tenorio of policy, planning and community relations said the court's goal is to balance the interest with making sure due process is delivered. Tenorio said that's a concern for both the judge and attorneys. "Our priority is to maintain decorum in the courtroom so that the matter can be advanced," Tenorio said. De Soto is accused of driving onto a sidewalk and striking seven tourists in a shopping area, then getting out and stabbing people. De Soto faces a mandatory life sentence if convicted of any aggravated murder charges. Tenorio said the court has been trying to be proactive, in part by giving foreign press guidelines for the U.S. justice system. The court has not set a trial date for De Soto. De Soto has pleaded not guilty and not guilty by reason of mental illness, leaving his options open under Guam law to use an insanity defense without admitting to committing the offenses.

Bill would establish Guam Veterans Court

HAGATNA, Guam (AP)—A special court allowing for the judicial intervention for veteran defendants in need of substance abuse treatment, mental health or other treatment would be established under a bill introduced in Guam. Sen. Frank Aguon introduced the Justice for Veterans Act 2013 bill Tuesday. Pacific Daily News reports the Guam Veterans Court would be for eligible veterans or active duty military members being tried in the criminal justice system on felony or misdemeanor charges. Aguon says active, Reserve or National Guard service members may suffer from post-traumatic stress disorder, brain injuries, depression or substance abuse problems. He says there is a critical need for the justice system to recognize their service while also providing accountability for any wrongdoing and offering treatment. Those charged with crimes of violence wouldn't be eligible.

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Justice for Veterans Act draws support from Judiciary

Posted: Oct 10, 2013 4:37 PM
Updated: Oct 10, 2013 4:37 PM

by Ken Quintanilla

Guam - The Justice for Veterans Act of 2013 officially went up for a public hearing today, drawing support from the Judiciary of Guam, the Veterans Affairs Office and the attorney general. Bill 161 would create a veterans court for eligible veterans or active duty service members who come in contact with the criminal justice system on felony or misdemeanor charges.

Presiding Judge Alberto Lamorena noted a committee has already been formed to address issues pertaining to the island's veterans, saying, "The bill could provide the judiciary with the resources necessary to operate a specialty court for justice involved veterans who may be suffering from a mental illness or occurring mental and health substance abuse from a direct result of having served our country."

He adds it is the intention of the court to seek federal funding if necessary to staff this new court. Bill 161 is authored by Senator Frank Aguon and co-sponsored by Vice Speaker B.J. Cruz and Senator Aline Yamashita.

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Special veteran court legislation supported

FRIDAY, 11 OCT 2013 03:00AM BY LOUELLA LOSINIO | VARIETY NEWS STAFF HITS: 291



SHARE

Bill 161 or the Justice for Veterans Act of 2013 received support from the Judiciary of Guam and other members of the community during yesterday's public hearing for the bill.

The bill helps out veterans -- including active, reserve, and National Guard members -- who may suffer the effects of post-traumatic stress disorder, traumatic brain injury, depression, and substance abuse problems, among others.

Some veterans come into contact with the criminal justice system and are charged with felonies or misdemeanors. Thus, the measure stressed, there is a critical need for the system to not only provide treatment for these veterans but also provide for accountability.

Bill 161, introduced by Sen. Frank Aguon and co-sponsored by Vice Speaker Benjamin Cruz and Sen. Aline Yamashita, proposes the creation of a specialized veterans court program with the necessary flexibility to meet the specialized problems faced by veterans with these problems.

Presiding Judge Alberto Lamorena III, who was tasked at the Judiciary with examining the feasibility of developing a Veterans Treatment Court for the island, testified that he supports the intent of the measure.

In his written testimony, Lamorena said the bill "could provide the Judiciary with the resources necessary to operate a specialty court for justice-involved veterans who may be suffering from mental illness and/or co-occurring mental health and substance abuse as a direct result of having served the country."

Stakeholders, Lamorena stressed, must work together in a non-adversarial role to address the underlying issues of the crime that brought veterans before the criminal justice system, such as substance abuse and mental illness, while holding them accountable for their crimes.

Lamorena said he has already appointed a veterans court committee consisting of various stakeholders to establish a framework on the operation of the veterans' court. The aim, he said, is to seek federal funding to staff the new court.

Meanwhile, Sarah Thomas-Nededog, WestCare Pacific Islands vice president, in her written testimony, commended Aguon and the members of the committee for introducing the measure, which she said would formalize the community's support for the local veterans' treatment court.

"This signals our progressive understanding of the complex issues that our veterans are facing daily as they battle serious mental health and substance abuse problems to cope with their experienced trauma," she said.

Nededog estimated that the number of veterans on Guam could range from 8,000 to 16,000, based on the patterns of the veteran population in the mainland, which is about 11 percent of the total population.

"Certainly, these numbers suffice to say that our community needs to pay attention to our veterans' special needs. As a community, we must ensure that they have access to services and treatment from those who know best the complexities of trauma, mental health, and substance abuse," she said.

UPDATE: Sen. Aguon introduces bill to create a Guam Veterans Court

*Written by Pacific Daily News
Jul. 31, 2013 |*

guampdn.com

UPDATE: Sen. Aguon introduces bill to create a Guam Veterans Court.

Sen. Frank Aguon introduced a bill yesterday to establish a Guam Veterans Court within the Judiciary of Guam.

Along with Vice Speaker Cruz, Sen. Yamashita, Sen. Respicio, Sen. Ada, Sen. McCreadie, and Sen. Morrison, Sen. Aguon introduced Bill 161-32 or the "Justice for Veterans Act of 2013, which would create the first Guam Veterans Court for eligible veterans or active duty service members who come in contact with the criminal justice system on felony or misdemeanor charges.

According to a press release, the Guam Veterans Court may be a separate court or program of a drug court within the Judiciary of Guam.

"Veterans, to include active, Reserve and National Guard service members, have provided or are currently providing an invaluable service to our country," wrote Sen. Aguon in the press release. "In so doing, some may suffer the effects of, including but not limited to, post traumatic stress disorder, traumatic brain injury, depression and may also suffer drug and alcohol dependency or addiction and co-occurring mental illness and substance abuse problems. There is a critical need for the criminal justice system to recognize these veterans, provide accountability for their wrongdoing, provide for the safety of the public and provide for the treatment of our veterans."

If passed, the Guam Veterans Court would allow for the judicial intervention for veteran defendants needing substance abuse treatment, mental health or other treatments and would not include defendants whose charges involve a crime of violence said the press release.

Public hearing held for bills related to judicial system

Written by Amanda Francel Blas Pacific Sunday News
Oct. 13, 2013 |

guampdn.com

Senators held a public hearing on Thursday on several bills that would affect Guam's current judicial system.

Sen. Frank Aguon, D-Yona; Sen. Aline Yamashita, R-Tamuning; and Vice Speaker Benjamin Cruz, D-Piti, introduced Bill 161, which would establish a Guam Veterans Court.

Similar to the Judiciary of Guam's existing specialty courts, such as the juvenile and drug courts, the establishment of the Guam Veterans Court would provide "the necessary flexibility to meet the specialized problems faced by these veteran defendants," the bill states.

These specialized problems include post-traumatic stress disorder, traumatic brain injury, depression and drug and substance abuse problems that come as the effects of military service.

Superior Court of Guam Presiding Judge Alberto C. Lamorena III testified in favor of the bill.

"The bill could provide the Judiciary with the resources necessary to operate a specialty court for justice-involved veterans," Lamorena stated.

Lower sentences

Sen. Tina Muña Barnes, D-Mangilao, and Cruz also introduced Bill 188, which would give judges the flexibility to impose lower sentences than those required by law.

"Our existing prison facilities are overcrowded and the space there should be reserved for true crime offenders or those who refuse to be rehabilitated," Barnes said. "This bill seeks to avoid situations where mandatory minimum sentence would be a cruel and unusual punishment given the specific facts of the case."

However, Deputy Attorney General Phil Tydingco raised concerns about the bill. Because the bill was modeled after Illinois legislation, it included references to crimes that do not apply to Guam or align with Guam's laws.

"Our position with the bill as drafted is oppose it," Tydingco said.



COMMITTEE ON RULES

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Michael E.Q. San Nicolas
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Senator
V. Anthony Ada
Member
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Senator
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Member

August 6, 2013

VIA E-MAIL
john.rios@bbmr.guam.gov

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

RE: Request for Fiscal Notes–Bill Nos.161-32(LS), 162-32(LS), and 163-32(COR)

Hafa Adai Mr. Rios:

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

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

Very Truly Yours,

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

Attachments (1)

Cc: Clerk of the Legislature

2013 AUG -6 AM 11:17

Bill Nos.	Sponsor	Title
161-32 (LS)	Frank B. Aguon, Jr. B.J.F. Cruz Aline A. Yamashita, Ph.D. R.J. Respicio V. Anthony Ada Brant T. McCreddie Tommy Morrison	AN ACT RELATIVE TO THE ESTABLISHMENT OF A GUAM VETERANS COURT WITHIN THE JUDICIARY OF GUAM; THROUGH ADDING A NEW SUBSECTION "D" TO §2101 OF CHAPTER 2, DIVISION 1, TITLE 7, GUAM CODE ANNOTATED; THIS ACT SHALL HENCEFORTH BE REFERRED TO AS THE "JUSTICE FOR VETERANS ACT OF 2013".
162-32 (LS)	Vicente (ben) C. Pangelinan	AN ACT TO AMEND SECTION 162102 OF CHAPTER 162, TITLE 11 GUAM CODE ANNOTATED RELATIVE TO THE COLLECTIVE INVESTMENT FUNDS ACT.
163-32 (COR)	Frank B. Aguon, Jr. Thomas C. Ada Aline A. Yamashita, Ph.D.	AN ACT RELATIVE TO PROVIDING SERVICE- DISABLED VETERAN-OWNED BUSINESSES PREFERENCE IN GOVERNMENT OF GUAM CONTRACTUAL OPPORTUNITIES FOR THE PROVISION OF SERVICES OR PRODUCTS TO THE COMMUNITY; THROUGH ADDING A NEW ARTICLE 15 TO CHAPTER 5, TITLE 5, GUAM CODE ANNOTATED; THIS ACT SHALL HERETOFORE BE REFERRED TO AS THE "GUAM SERVICE-DISABLED VETERANS BUSINESS OPPORTUNITY ACT"



Rory Respicio <cor@guamlegislature.org>

Request for Fiscal Notes - Bill Nos. 161-32(LS), 162-32(LS), and 163-32(COR)

Analyn Eustaquio <analyn.eustaquio@bbmr.guam.gov>
To: "Senator Rory J. Respicio" <cor@guamlegislature.org>

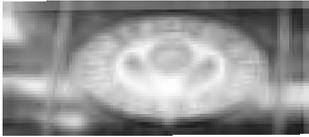
Tue, Aug 6, 2013 at 11:12 AM

Printed & Forwarded to the assigned analyst

[Quoted text hidden]

Thank You & Have A Wonderful Day!

*Analyn Eustaquio
Bureau of Budget & Management Research
Tel. No. 475-9450/429
Fax No. 472-2825*



Rory Respicio <cor@guamlegislature.org>

Request for Fiscal Notes - Bill Nos. 161-32(LS), 162-32(LS), and 163-32(COR)

Senator Rory J. Respicio <cor@guamlegislature.org>

Tue, Aug 6, 2013 at 11:10 AM

To: john.rios@bbmr.guam.gov

Cc: admin@bbmr.guam.gov, analyn.eustaquio@bbmr.guam.gov

Bcc: will@senatorada.org, Mary Maravilla <marymaravilla19@gmail.com>

August 6, 2013

VIA E-MAIL

john.rios@bbmr.guam.gov

John A. Rios

Director

Bureau of Budget & Management Research

P.O. Box 2950

Hagåtña, Guam 96910

RE: Request for Fiscal Notes-Bill Nos.161-32(LS), 162-32(LS), and 163-32(COR)

Hafa Adai Mr. Rios:

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

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

Senator Thomas C. Ada

Acting Chairperson of the Committee on Rules

Majority Leader Rory J. Respicio

Chairperson, Committee on Rules;
Federal, Foreign & Micronesian Affairs;
Human & Natural Resources; and Election Reform
I Mina'Trentai Dos na Liheslaturan Guåhan
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 **2013.08.06_FN_Request_B161-163- TCA.pdf**
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Senator
V. Anthony Ada
Member
MINORITY LEADER

Senator
Aline Yamashita
Member

July 31, 2013

MEMORANDUM

To: Rennae Meno
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: Senator Rory J. Respicio
Majority Leader & Rules Chair

Subject: Referral of Bill No. 161-32(LS)

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 161-32(LS)**.

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

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

Si Yu'os Ma'åse!

Attachment

I MINA'TRENTAI DOS NA LIHESLATURAN GUÁHAN
2013 (First) Regular Session

Bill No. ^{LSM} 161-32 (COR)

Introduced by:

FRANK B. AGUON, JR. 
B. J. F. CRUZ 
A. A. YAMASHITA, Ph.D. 

AN ACT RELATIVE TO THE ESTABLISHMENT OF A
GUAM VETERANS COURT WITHIN THE JUDICIARY
OF GUAM; THROUGH ADDING A NEW SUBSECTION
“D” TO §2101 OF CHAPTER 2, DIVISION 1, TITLE 7,
GUAM CODE ANNOTATED; THIS ACT SHALL
HENCEFORTH BE REFERRED TO AS THE “JUSTICE
FOR VETERANS ACT OF 2013”.

Handwritten notes and signatures:
v. ANTHONY ADA
B. F. McCreedy
T. Morrison
JUN 11 3 25 PM '13

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Establishment of a Guam Veterans Court within the Judiciary of Guam.

A new subsection “d” is hereby added to §2101 of Chapter 2, Division 1, Title 7, Guam Code Annotated, relative to the establishment of a Guam Veterans Court, which shall read as follows:

“(d). Establishment of the Guam Veterans Court.

GUAM VETERANS COURT

JUSTICE FOR VETERANS ACT OF 2013

A. Legislative Findings and Intent.

I Liheslaturan Guahan recognizes that veterans, to include active, Reserve and National Guard servicemembers, have provided or are currently providing an invaluable service to our country. In so doing, some may suffer the effects of, including but not limited to, post traumatic stress disorder, traumatic brain injury,

1 depression and may also suffer drug and alcohol dependency or addiction and co-
2 occurring mental illness and substance abuse problems. As a result of this, some
3 veterans or active duty servicemembers come into contact with the criminal justice
4 system and are charged with felony or misdemeanor offenses. There is a critical
5 need for the criminal justice system to recognize these veterans, provide
6 accountability for their wrongdoing, provide for the safety of the public and
7 provide for the treatment of our veterans. It is the intent of I Liheslaturan Guahan
8 to create a specialized veteran court program with the necessary flexibility to meet
9 the specialized problems faced by these veteran defendants.

10 **B. Definitions.**

11 The following terms, as utilized throughout this Act, shall be defined as
12 follows:

- 13 a. "Guam Veterans Court program", means a court program that includes a
14 pre-adjudicatory and a post-adjudicatory court program for veterans.
- 15 b. "Court" means the Guam Veterans Court.
- 16 c. "VAO" means the Guam Veterans Affairs Office.
- 17 d. "Post-adjudicatory Guam Veterans Court Program" means a program in
18 which the defendant has admitted guilt or has been found guilty and
19 agrees, along with the prosecution, to enter the Guam Veterans Court
20 program as part of the defendant's sentence.
- 21 e. "Pre-adjudicatory Guam Veterans Court Program" means a program that
22 allows the defendant with the consent of the prosecution, to expedite the
23 defendant's criminal case before conviction or before filing of a criminal
24 case and requires successful completion of the Guam Veterans Court
25 programs as part of the agreement.
- 26 f. "VA" means the United States Department of Veterans' Affairs.

- 1 g. "Veteran" means a person who has served, or is currently serving, in the
2 U. S. Armed Forces, to include the Army, Air Force, Marines, Navy, or
3 Coast Guard, and who was discharged or released therefrom under
4 conditions other than dishonorable.
- 5 h. "Guam Veterans Court professional" means a judge, prosecutor, defense
6 attorney, probation officer, or treatment provider involved with the Court
7 program.
- 8 i. "Guam Veterans Court" means a court or program with an immediate and
9 highly structured judicial intervention process for substance abuse
10 treatment, mental health, or other assessed treatment needs of eligible
11 veteran defendants that brings together substance abuse professionals,
12 mental health professionals, VA professionals, local social programs and
13 intensive judicial monitoring in accordance with the nationally
14 recommended 10 key components of drug courts.

15 **C. Authorization.**

16 The Chief Justice of the Judiciary of Guam, with the consideration of the
17 Judicial Council, may establish a Guam Veterans Court program in accordance
18 with the provisions contained in this Act. The Guam Veterans Court may, at the
19 discretion of the Chief Justice, be a separate court or a program of a drug court
20 within the Judiciary of Guam.

21 **D. Eligibility.**

22 Veterans are eligible for the Guam Veterans Court, in accordance with the
23 following provisions:

- 24 a. A defendant may be admitted into the Guam Veterans Court program
25 only upon the agreement of the prosecutor and the defendant and with
26 the approval of the Court.

1 b. A defendant shall be excluded from Guam Veterans Court program if
2 any of one of the following applies:

3 (1) The crime is a crime of violence as set forth in subsection “(c)” of
4 §80.50 of Article 2, Chapter 80, Title 9, Guam Code Annotated.

5 (2) The defendant does not demonstrate a willingness to participate in
6 a treatment program.

7 (3) The defendant has been convicted of a crime of violence within
8 the past 10 years excluding incarceration time, including but not
9 limited to: first degree murder, second degree murder, predatory
10 criminal sexual assault of a child, aggravated criminal sexual
11 assault, criminal sexual assault, armed robbery, aggravated arson,
12 arson, aggravated kidnapping and kidnapping, aggravated battery
13 resulting in great bodily harm or permanent disability, stalking,
14 aggravated stalking, or any offense involving the discharge of a
15 firearm or where occurred serious bodily injury or death to any
16 person.

17 (4) The defendant has previously completed or has been discharged
18 from a Veterans Court program within three years of that
19 completion or discharge.

20 **E. Procedure.**

21 a. The Court shall order the defendant to submit to an eligibility
22 screening and an assessment through the VA and/or the VAO to
23 provide information on the defendant's veteran status.

24 b. The Court shall order the defendant to submit to an eligibility
25 screening and mental health and drug/alcohol screening and
26 assessment of the defendant by the VA or by the VAO to provide
27 assessment services for the Guam Court. The assessment shall include

1 a risks assessment and be based, in part, upon the known availability
2 of treatment resources available to the Guam Veterans Court. The
3 assessment shall also include recommendations for treatment of the
4 conditions which are indicating a need for treatment under the
5 monitoring of the Court and be reflective of a level of risk assessed
6 for the individual seeking admission. An assessment need not be
7 ordered if the Court finds a valid screening and/or assessment related
8 to the present charge pending against the defendant has been
9 completed within the previous 60 days.

10 c. The judge shall inform the defendant that if the defendant fails to meet
11 the conditions of the Guam Veterans Court program, eligibility to
12 participate in the program may be revoked and the defendant may be
13 sentenced or the prosecution continued as provided in Guam law for
14 the crime charged.

15 d. The defendant shall execute a written agreement with the Court as to
16 his or her participation in the program and shall agree to all of the
17 terms and conditions of the program, including but not limited to the
18 possibility of sanctions or incarceration for failing to abide or comply
19 with the terms of the program.

20 e. In addition to any conditions authorized under existing Guam law,
21 Court may order the defendant to complete substance abuse treatment
22 in an outpatient, inpatient, residential, or jail-based custodial treatment
23 program, order the defendant to complete mental health counseling in
24 an inpatient or outpatient basis, comply with physicians'
25 recommendation regarding medications and all follow up treatment.
26 This treatment may include but is not limited to post-traumatic stress
27 disorder, traumatic brain injury and depression.

1 **F. Mental health and substance abuse treatment.**

- 2 a. The Guam Veterans Court program may maintain a network of
3 substance abuse treatment programs representing a continuum of
4 graduated substance abuse treatment options commensurate with the
5 needs of defendants; these shall include programs with the VA, VAO,
6 and Guam community-based programs supported and sanctioned by
7 either or both.
- 8 b. Any substance abuse treatment program to which defendants are
9 referred must meet all of the rules and governing programs as
10 established in Guam law.
- 11 c. The Guam Veterans Court program may, in its discretion, employ
12 additional services or interventions, as it deems necessary on a case by
13 case basis.
- 14 d. The Guam Veterans Court program may maintain or collaborate with
15 a network of mental health treatment programs and, if it is a co-
16 occurring mental health and substance abuse court program, a network
17 of substance abuse treatment programs representing a continuum of
18 treatment options commensurate with the needs of the defendant and
19 available resources including programs with the VA, the VAO, and
20 the community of Guam.

21 **G. Violation; termination; discharge.**

- 22 a. If the Court finds from the evidence presented including but not
23 limited to the reports or proffers of proof from the Guam Veterans
24 Court professionals that:
- 25 (1) the defendant is not performing satisfactorily in the assigned
26 program;

1 (2) the defendant is not benefitting from education, treatment, or
2 rehabilitation;

3 (3) the defendant has engaged in criminal conduct rendering him or
4 her unsuitable for the program; or

5 (4) the defendant has otherwise violated the terms and conditions of
6 the program or his or her sentence or is for any reason unable to
7 participate; the Court may impose reasonable sanctions under prior
8 written agreement of the defendant, including but not limited to
9 imprisonment or dismissal of the defendant from the program and the
10 Court may reinstate criminal proceedings against him or her or
11 proceed consistent with Guam law for a violation of probation,
12 conditional discharge, or supervision hearing.

13 b. Upon successful completion of the terms and conditions of the
14 program, the Court may dismiss the original charges against the
15 defendant or successfully terminate the defendant's sentence or
16 otherwise discharge him or her from any further proceedings against
17 him or her in the original prosecution.

18 **H. Schedule of Fees for the Guam Veterans Court.**

19 The Chief Justice of the Judiciary of Guam, with the consideration of the
20 Judicial Council, may establish a fee schedule to supplement the cost for the
21 conduct of the Guam Veterans Court. The creation of such fees, if deemed
22 necessary, shall be established in accordance with the Administrative Adjudication
23 Act requirements as set forth in law.

24 **I. Guam Veterans Court Budget.**

25 The Judiciary of Guam shall include in its annual budgetary submission to I
26 Liheslaturan Guahan, the sums necessary to finance the operation and conduct of
27 the Guam Veterans Court. Such funding request, upon the establishment and full

1 operation of the Guam Veterans Court, shall include a report on the number of
2 veterans who have or who are currently participating in the Guam Veterans Court
3 program.”

4 **Section 2. Funding Requirements for the Establishment of the Guam Veterans**
5 **Court.**

6 The Chief Justice, upon the adoption of a resolution by the Judicial Council
7 endorsing the official establishment of a Guam Veterans Court, may forward a
8 request to I Liheslaturan Guahan for the funding necessary to realize the
9 establishment of the Court. Although local funding may become available for the
10 operational requirements of the Guam Veterans Court, the Judiciary of Guam shall
11 prioritize the pursuit of federal funds or other available funding sources both
12 nationally or locally, prior to any such request for local government fund support.
13 It is therefore the intent for the Judiciary of Guam to acquire funds through
14 alternative funding sources prior to the application and use of local government
15 funds, when and if available.

16 **Section 3. Severability Clause.**

17 If any provision of this Act or its application to any person or circumstance
18 is held invalid, the invalidity shall not affect other provisions or applications of this
19 Act which can be given effect without the invalid provision or application.

20 **Section 4. Effective Date.**

21 The provisions contained herein shall be effective immediately upon
22 enactment of this Act.