



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

**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

**June 14, 2013**

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

Speaker  
*I Mina'trentai Dos Na Liheslaturan Guahan*  
155 Hesler Place  
Hagatna, Guam 96910

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

**RE: Committee Report on Bill No. 119-32 (COR), As Substituted**

Dear Speaker Won Pat:

Transmitted herewith is the Committee Report on Bill No. 119 -32 (COR)

Committee votes are as follows:

<u>5</u>	TO DO PASS
<u>1</u>	TO NOT PASS
<u>2</u>	TO REPORT OUT ONLY
<u>   </u>	TO ABSTAIN
<u>   </u>	TO PLACE IN INACTIVE FILE

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 Guahan | 32<sup>nd</sup> Guam Legislature*

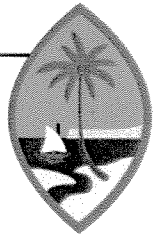
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COMMITTEE ON

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VETERANS' AFFAIRS | HOMELAND SECURITY | JUDICIARY**

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



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# COMMITTEE REPORT

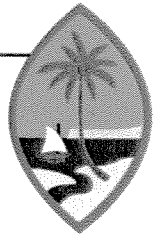
## ON

# SUBSTITUTE BILL NO. 119-32 (COR) – An act to add a new Article 2 to Chapter 37 of 9GCA relative to Home Invasion



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

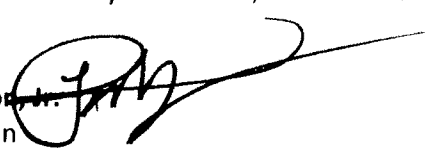
*I MINA'TRENTAI DOS NA LIHESLATURAN GUAHAN | 32ND GUAM LEGISLATURE*



June 14, 2013

**MEMORANDUM**

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

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

**Subject: Committee Report on Substitute Bill No. 119-32 (COR)**

Transmitted herewith for your consideration is the Committee Report on Substitute Bill No. 119-32 (COR) – An act to add a new Article 2 to Chapter 37 of 9GCA relative to Home Invasion.

This report includes the following:

- Committee Vote Sheet
- Committee Report Digest
- Copy of Substitute Bill/Res No. \_ (LS/COR) (\*Note: if applicable)
- Copy of Bill No. 119-32 (COR)
- Public Hearing Sign-in Sheet
- Copy of COR Referral of Bill No. 119-32 (COR)
- 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'åse'!*

**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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COMMITTEE ON

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. 119-32 (COR) - An act to add a new Article 2 to Chapter 37 of 9GCA to Home Invasion. As Substituted

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 include AGUON, FRANK B. JR., MUNA BARNES, TINA ROSE, SPEAKER WON PAT, RESPICIO, RORY J., ADA, THOMAS C., RODRIGUEZ, DENNIS G. JR., ADA, V. ANTHONY, LIMTIACO, MICHAEL, MORRISON, THOMAS.



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

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



**COMMITTEE REPORT DIGEST**

**Senator**

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

**Senator**

**Tina Muna-Barnes**  
Committee Vice Chairperson

**Speaker**

**Edith T. Won Pat, Ed.D.**  
Committee Member

**Senator**

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Committee Member

**Senator**

**Michael Limtiaco**  
Committee Member

**Senator**

**Thomas Morrison**  
Committee Member

**I. OVERVIEW**

Bill No. 119-32 (COR) was introduced on May 16, 2013 by Senator V. Anthony Ada, and was subsequently referred by the Committee on Rules to the Committee on Guam US Military Relocation, Veterans' Affairs, Homeland Security and Judiciary on May 16, 2013.

The Committee on Guam US Military Relocation, Veterans' Affairs, Homeland Security and Judiciary convened a public hearing on Bill No. 119-32 (COR) on June 5, 2013 at 9:00AM in the Liheslatura's Public Hearing Room.

Public Notice Requirements

Public Hearing notices were disseminated via e-mail to all senators and all main media broadcasting outlets on May 29, 2013 (5-Day Notice), and again on June 3, 2013 (48-Hour Notice). Notices were also published in the Marianas Variety Newspaper on May 30, 2013 and June 3, 2013.

Senators Present

Senator Frank B. Aguon, Jr., Chairperson  
Vice Speaker Benjamin J.F. Cruz  
Senator V. Anthony Ada  
Senator Christopher M. Duenas  
Senator Aline A. Yamashita, Ph.D.  
Senator Michael Limtiaco  
Senator Thomas Morrison

Appearing Before the Committee

Attorney Phil Tydingco, Deputy Attorney General

The public hearing was Called-to-Order at 9:00 AM.

**II. SUMMARY OF TESTIMONY & DISCUSSION**

**Senator Frank B. Aguon, Jr.:**

Opens the agenda on Bill 119-32 (COR), "An act to add a new Article 2 to Chapter 37 of 9GCA relative to home invasion".

**Senator V. Anthony Ada:**

Thanks Senator Aguon and states that Senator Duenas is a co-sponsor of the Bill. Senator Ada goes on to state the following:

Home invasion is described as illegal and is usually a forceful entry into an occupied private dwelling with the violent intent to commit crimes against the



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occupants such as robbery, assault, rape, murder, or kidnapping. In some jurisdictions, there is a defined crime of home invasions and in others, there is no defined crime. However, events that accompanied the home invasion are charged as crimes. In areas where home invasion is defined, the definition by punishment varies by jurisdiction.

If Bill No. 119-32 is passed into law, Guam would join twenty-three (23) other states that either defined home invasion as a separate crime or as an enhanced burglary offense.

Bill No. 119-32 is patterned after the Connecticut law which punishes attempted home invasion and fleeing from the home invasion attempt as the same as committing the actual crime. Currently, on Guam, unless a home invader commits multiple offenses, the most they can be prosecuted for is felony burglary and criminal trespass. This Bill -- like the Connecticut law it is patterned after, which is regarded as model legislation for such a crime -- includes the minimum sentencing requirements and does not allow for ignorance of occupancy as a defense. The defendant can't get away by stating they didn't know that anybody was home.

A home invasion occur in the U.S. every fifteen (15) to twenty (20) minutes and here on Guam, one home invasion is one too many.

Senator Ada states he looks forward to hearing the testimonies from those who will be testifying on this legislation and thanks Senator Aguon.

***Senator Frank B. Aguon, Jr.:***

Thanks Senator Ada and invites those interested in providing testimony for Bill No. 119-32 to step forward. Senator Aguon recognizes Deputy Attorney General Phil Tydingco and invites him to begin his testimony.

***Deputy Attorney General Phil Tydingco:***

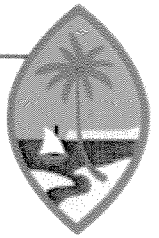
Identifies himself as Phil Tydingco, Chief Deputy Attorney General who is here on behalf of Attorney General Leonardo Rapadas and the Office of the Attorney General. Mr. Tydingco greets the Chairman and all Senators present and thanks the Committee for allowing testimony. He states that the AG's office welcomes this new bill and believes it is very important to have a home invasion statute. He goes on to testify the following:

The hallmark of a home invasion statute is to address burglaries. Burglaries can result in crimes against a person namely aggravated assault, rape, kidnap, and murder. Right now, there are at least two (2) home invasion cases here on Guam, one is a murder case, and the other attempted murder or aggravated assault and criminal sexual conduct.

We are recommending that within the definition of 'Home Invasion', the AG's office prefers to see attempts to commit a violent crime against the person of another person. Reason is because Guam's statute already has definitions of violent crimes in 9GCA Section 80.70 & 80.72. They are aggravated murder, murder, manslaughter, aggravated assault, kidnapping, first degree criminal sexual conduct, second degree criminal sexual conduct, arson, first degree robbery, and second degree robbery. Senator Brant McCreddie is working on legislation to expand these via other legislations. A listing of these violent crimes are also referenced in 9GCA Section 80.72. So be consistent with Title 9, and clarify the nature of home invasion. Because by simply calling it a felony it looks like a burglary statute that we have on the books already. If the true nature of the

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home invasion were identified as in to commit a violent crime, you could say as defined in Section 80.72 if you want to be absolutely clear. You can reference that, and it's one of our major suggestions to this proposed legislation.

Also, Colorado has language in their home invasion statute that permits or justifies physical force by homeowners or the residents, upon another person, only to defend themselves or the third persons, when they believe the use of imminent force is necessary -- sort of a castle doctrine. It's not uncommon for people to come home, find a burglar, and then be attacked. But they're defending their home and they attack that person first, or the burglar / criminal turns upon them, but that person is trying to defend themselves in their home. The home is the most sacred place so we should consider that. It should not be a defense when someone catches somebody and they ward them off & strike at them so they can leave and that person turns on them and kills them in their own home when all they were doing is trying to chase the invader out by use of lawful force. That is another consideration. Once again, we support the bill.

**Senator Frank B. Aguon, Jr.:**

Thanks Deputy Attorney General Tydingco for his comments, welcomes Senator Michael Limtiaco and thanks him for joining the public hearing. Senator Aguon questions Mr. Tydingco whether or not his oral testimony will be followed by written testimony or comments.

**Deputy Attorney General Phil Tydingco:**

States that he can provide written testimony but will more than likely request for a copy of the transcript from Senator Aguon.

**Senator Frank B. Aguon, Jr.:**

States that Mr. Tydingco's comments will be included in the committee report.

**Deputy Attorney General Phil Tydingco:**

States that the more important and quick fix is to say home invasion is a violent crime rather than a felony. He believes that the intent or what is trying to be achieved is to make clear that we have tough laws to people who are not just burglars, but those who kill, rape, kidnap, and assault the residents at home.

**Senator Frank B. Aguon, Jr.:**

Thanks Mr. Tydingco and allows Senator Ada to comment.

**Senator V. Anthony Ada:**

Thanks Mr. Tydingco for his testimony and states that he wants to make sure those who intend to commit home invasions are justly punished. He thinks that home invasions – in a place considered sacred – should not be tolerated.

**Senator Frank B. Aguon, Jr.:**

Thanks Senator Ada and allows the panel of Senators to ask questions or make comments.



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***Senator Christopher M. Duenas:***

Thanks Senator Ada for inviting him to be a co-sponsor for this Bill. He states it is very important legislation and goes on to state the following:

Unfortunately I have come home to a ransacked house and have endured the feelings of anger & rage. And then after putting my house back together the best I could, and going to bed that night, I cannot find the words to explain it. You don't even feel comfortable in your own most private sanctuary, your home, where you normally would feel completely safe and go to hide away from some of life's difficulties and challenges. Fortunately, I've never had to worry about a home invasion happening while I was home. I could not even imagine what that would feel like and what others felt. For someone to invade your space and even threatened your very existence, I can't emphasize how much.

Senator Duenas thanks Mr. Tydingco for his testimony, for coming out in full support, and for adding additional language to strengthen the bill. He also states that the language added by the AG's office will make the bill clearer so that individuals would be prosecuted - hopefully to the highest extent of the law. Senator Duenas asks Mr. Tydingco about extending the law to include those that would be a 'look-out' in a crime that is being perpetrated. So that in the event the individual is captured or known to have been an assistant in or aiding in that type of crime, they have the same level of culpability.

***Deputy Attorney General Phil Tydingco:***

States that if the felony were broad, it may include those individuals, but that if it is changed to those violent crimes, it would require an actual actor who commits rape, murder, etc. as required. It all depends on the facts & circumstances in each case. In the scenario of a group or a gang deciding to harm someone, all are held culpable especially when charged with complicity, facilitation, or conspiracy. There are different levels of punishments for those different roles. This bill is not as broad to include a look-out, specifically if the charge of the crime is changed. However, there are fact patterns that could fit. There are circumstances where the look-out could be culpable especially if evidence shows they planned to do harm, frequently those cases get resolved properly. Usually when they all get caught, the AGs try to enlist the cooperation of the least culpable and get them to testify against the others in exchange.

***Senator Christopher M. Duenas:***

Thanks Mr. Tydingco's for his testimony and states that the author might want to work on some follow-ups with the AG prior to session.

***Senator V. Anthony Ada:***

States that the intent of the legislation is also to include those that are look-outs or get away drivers and that if you get evidence that they planned together, there will be charges as if they're the ones committing the crime inside the house.

***Senator Christopher M. Duenas:***

Thanks Senator Ada.

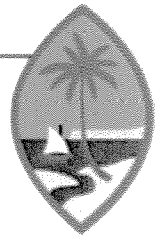
***Senator Frank B. Aguon, Jr.:***

Thanks Senator Duenas and welcomes Vice Speaker Benjamin J.F. Cruz to the public hearing and allows Senator Michael Limtiaco to ask questions.



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**Senator Michael Limtiaco:**

Thanks Senator Aguon then addresses Mr. Tydingco and questions what the interpretation of the definition 'felony against the person of another person other than the participant' is on page 1, line 18 of Bill 119-32.

**Deputy Attorney General Phil Tydingco:**

Mr. Tydingco states that 'the person of another person' is a definition of saying 'against the body of a person' and that the phraseology means that it is your body or your physical person.

**Senator Michael Limtiaco:**

Asks Mr. Tydingco if it is the AG's recommendation to keep that language as is.

**Deputy Attorney General Phil Tydingco:**

States that the phraseology is used throughout the statute but that it can be simplified by saying 'against another other than the participant' or 'body of another'. Mr. Tydingco also states that the existing phraseology has legal meaning which is "a physical person or body of a person or of the human".

**Senator Michael Limtiaco:**

Acknowledges Mr. Tydingco's response and questions Mr. Tydingco's previous comment regarding duplicity or duplicative laws. Senator Limtiaco asks about the penalties associated with having to separate the meanings. He points out that Section 37.204 states a sentence imposed for home invasion shall run consecutively to any other sentence. So in the event that they're committed of both burglary and home invasion, what is the AG's take on the duplicative nature of that and whether or not the current penalties for burglary are already imposed. Take the home invasion into consideration.

**Deputy Attorney General Phil Tydingco:**

Mr. Tydingco responds with the following:

Based on the twenty (20) states that have the home invasion statute, the intent is to address the violent nature of crimes that are committed. Not necessarily with the initial intent upon entering, but a burglar is there and then the homeowner comes home and discovers the person, tries to chase them out, and there's a confrontation. The burglar kills the homeowner, but they never intended it upon entering. The home invasion statute is designed to address the violent nature of crimes that are committed. First timers are subject to zero to three (3) years, or zero to five (5) years sentence. If it's a second burglary conviction, it's mandatory minimum five (5) years up to ten (10) years.

The difference here is that our burglary statute includes when you enter or surreptitiously remain. That phraseology might want to be included. We don't have that in the home invasion statute 'surreptitiously remains'. This covers those who break in or stay there; those who entered legally (ie. a party) and never left, they hid in the closet. Legally first they're invited in and then they surreptitiously hide there and attack later. That's what our burglary statute has, so it covers a broad range of crimes.

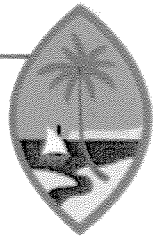
Attorney General Rapadas proposed to distinguish home invasion. Our statute in 9GCA 80.70 & 80.72 identifies a list of violent island crimes. For example, the homeowner comes home and discovers the burglar and tries to chase the burglar (who is there to initially steal), but a confrontation occurs and the burglar beats



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you to death and runs out, so this home invasion statute would cover that, the burglary would not necessarily (cover) what the home invasion would, which the Attorney General supports. What is also distinguished is this consecutive penalty. So you could be charged with burglary and if you're a first-timer, you will get a zero (0) to three (3) years sentence or up to five (5) years sentence. But if you also happened to commit a violent crime there, you are also convicted of the home invasion statute. Then that penalty will run consecutive to whatever is here.

So it's not duplicative in nature. What would be duplicative is if we would've left it as commit a violent crime or commits a felony again. It's almost the same as a burglary statute which states 'just commit a crime therein' and it's not uncommon for the home invasion statute to make the penalty consecutive. Because they consider murder, rape, or kidnapping committed during a burglary or home invasion as even more evil and therefore should be punished more severely by having consecutive sentences. That's a policy call and you folks could amend that in.

If you don't, it allows the court and lawyers to argue the concurrent sentence but if you mandate this, the judge has no choice but to go consecutive.

***Senator Michael Limtiaco:***

Thanks Mr. Tydingco

***Senator Frank B. Aguon, Jr.:***

Thanks Senator Limtiaco and offers Vice Speaker Cruz to comment (he declines), then thanks Mr. Tydingco for testifying and concludes testimonies for Bill 119-32 and adjourns the public hearing accordingly.

The public hearing was adjourned at 9:39 AM.



III. FINDINGS & RECOMMENDATIONS

The Committee on Guam US Military Relocation, Veterans' Affairs, Homeland Security and Judiciary hereby submits these findings and reports out Bill No. 119-32 (COR) as substituted by the Committee on Guam US Military Relocation, Homeland Security, Veteran's Affairs and Judiciary, with a recommendation **TO DO PASS.**

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

Bill No. 119-32 (COR)

Introduced by:

V. Anthony Ada   
Chris M. Duenas 

**AN ADD A NEW ARTICLE 2 TO CHAPTER 37 OF 9GCA  
RELATIVE TO HOME INVASION.**

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

2

3 **Section 1.** The Title of Chapter 37 of 9GCA is *amended* to read as follows:

4

5

**"Chapter 37**

6

**BURGLARY AND HOME INVASION"**

7

8 **Section 2.** A new Article 2 is added to Chapter 37 of 9GCA to read:

9

10

**Article 2**

11

**Home Invasion**

12

13 **§37.201. Home Invasion.** A person is guilty of home invasion when such person  
14 enters or remains unlawfully in a dwelling, while a person other than a participant in  
15 the crime is actually present in such dwelling, with intent to commit a crime therein,  
16 and, in the course of committing the offense: (1) Acting either alone or with one or  
17 more persons, such person or another participant in the crime commits or attempts to  
18 commit a felony against the person of another person other than a participant in the

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1 crime who is actually present in such dwelling, or (2) such person is armed with  
2 explosives or a deadly weapon or dangerous instrument.

3  
4 **§37.202. In the Course of Committing Home Invasion.** An act shall be deemed "in  
5 the course of committing" the offense if it occurs in an attempt to commit the offense  
6 or flight after the attempt or commission.

7  
8 **§37.203. Knowledge of occupancy is not a defense.** It is no defense the defendant  
9 reasonably believed that the dwelling was unoccupied, by a person who was not a  
10 participant in the crime, at the time the home invasion occurred.

11  
12 **§37.204. Home Invasion Punished.** (a) Home invasion is a first degree felony and  
13 any person found guilty under this section shall be sentenced to a term of  
14 imprisonment of which at least ten (10) years may not be suspended or reduced by the  
15 court.

16 (b) The sentence imposed for home invasion shall run consecutively to any sentence  
17 for other crimes committed in conjunction with the home invasion.

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

Bill No. 119-32 (COR)

As Substituted by the Committee on  
Guam US Military Relocation,  
Homeland Security, Veteran's Affairs  
and Judiciary

Introduced by:

V. Anthony Ada  
Chris M. Duenas

**AN ACT TO ADD A NEW ARTICLE 2 TO CHAPTER 37**  
**OF 9GCA RELATIVE TO HOME INVASION.**

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

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3 **Section 1.** The Title of Chapter 37 of 9GCA is *amended* to read as follows:

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8 **Section 2.** A new Article 2 is added to Chapter 37 of 9GCA to read:

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10

**Article 2**

11

**Home Invasion**

12

13 **§37.201. Home Invasion.** A person is guilty of home invasion when such person  
14 ~~enters or remains unlawfully~~ commits a crime of burglary, as defined by this Chapter,  
15 in a dwelling, while a person other than a participant in the crime is actually present in  
16 such dwelling, with intent to commit a crime therein, and, in the course of committing

1 the offense: (1) Acting either alone or with one or more persons, such person or  
2 another participant in the crime commits or attempts to commit a ~~felony~~ violent crime  
3 against the person of another person other than a participant in the crime who is  
4 actually present in such dwelling, ~~or~~ (2) such person is armed with explosives or a  
5 deadly weapon or dangerous instrument or (3) if any of the acts of a participant at any  
6 time during the burglary, or while attempting a burglary or while fleeing from a  
7 burglary/attempted burglary, directly or indirectly, cause the mental or emotional  
8 trauma, bodily injury, serious bodily injury or the death of an occupant of the dwelling  
9 who is not a participant in the burglary.

10

11 **§37.202. In the Course of Committing Home Invasion.** An act shall be deemed "in  
12 the course of committing" the offense if it occurs in an attempt to commit the offense  
13 or flight after the attempt or commission.

14

15 **§37.203. Knowledge of occupancy is not a defense.** It is no defense the defendant  
16 reasonably believed that the dwelling was unoccupied, by a person who was not a  
17 participant in the crime, at the time the home invasion occurred.

18

19 **§37.204. Home Invasion Punished.** (a) Home invasion is a first degree felony and  
20 any person found guilty under this section shall be sentenced to a term of  
21 imprisonment of which at least ten (10) years may not be suspended or reduced by the  
22 court.

23 (b) The sentence imposed for home invasion shall run consecutively to any sentence  
24 for other crimes committed in conjunction with the home invasion.

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

*I Mina'Trentai Dos na Liheslaturan Guahan | 32<sup>nd</sup> Guam Legislature*



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

**WEDNESDAY, JUNE 5, 2013 at 9:00AM**

**Bill No. 119-32 (COR)– Senator V.A. Ada/C.M. Dueñas**

**An act to add a new Article 2 to Chapter 37 of 9GCA relative to home invasion.**

NAME ( Please Print )	Agency/Organization	Contact Number	Oral Testimony	Written Testimony	In Favor	Not In Favor
Phil Tydings	AG		✓		✓	



# COMMITTEE ON RULES

*I Mina'trentai Dos na Liheslaturan Guåhan* • The 32nd Guam Legislature  
155 Hesler Place, Hagåtña, Guam 96910 • [www.guamlegislature.com](http://www.guamlegislature.com)  
E-mail: [roryforguam@gmail.com](mailto:roryforguam@gmail.com) • Tel: (671)472-7679 • Fax: (671)472-3547

Senator  
Rory J. Respicio  
CHAIRPERSON  
MAJORITY LEADER

Senator  
Thomas C. Ada  
VICE CHAIRPERSON  
ASSISTANT MAJORITY LEADER

Senator  
Vicente (Ben) C. Pangelinan  
Member

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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

June 11, 2013

## Memorandum

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

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

**Subject:** Fiscal Notes

*Hafa Adai!*

Attached please find the waiver for the bill numbers listed below. Please note that the fiscal notes, or waivers, are issued on the bills as introduced.

### FISCAL NOTE:

- Bill No. 20-32(COR) as Substituted
- Bill No. 119-32(COR)
- Bill No. 128-32 (COR)

Please forward the same to MIS for posting on our website. Please contact our office should you have any questions regarding this matter.

*Si Yu'os ma'åse'!*

2013 JUN 11 PM 12:03  
*[Signature]*



**BUREAU OF BUDGET & MANAGEMENT RESEARCH**OFFICE OF THE GOVERNOR  
Post Office Box 2950, Hagåtña Guam 96932EDDIE BAZA CALVO  
GOVERNORJOHN A. RIOS  
DIRECTORRAY TENORIO  
LIEUTENANT GOVERNOR

JUN 11 2013

Senator Rory J. Respicio  
Chairperson, Committee on Rules  
I Mina'trentai Unu na Liheslaturan Guåhan  
The 31<sup>st</sup> Guam Legislature  
155 Hesler Place  
Hagåtña, Guam 96932

*Hafa Adai* Senator Respicio:

Transmitted herewith is Fiscal Note on the following Bill Nos.: **20-32(COR) as Substituted, and 119-32 (COR).**

If you have any question(s), please do not hesitate to call the office at 475-9412/9106.

A handwritten signature in black ink, appearing to read "John A. Rios".

JOHN A. RIOS  
Director

Enclosures

cc: Senator Vicente (ben) Pangelinan

**Bureau of Budget & Management Research  
Fiscal Note of Bill No. 119-32 (COR)**

AN ACT TO ADD A NEW ARTICLE 2 TO CHAPTER 37 OF 9GCA RELATIVE TO HOME INVASION.

Department/Agency Appropriation Information	
Dept./Agency Affected: Office of the Attorney General	Dept./Agency Head: Leonardo Rapadas
Department's General Fund (GF) appropriation(s) to date:	10,888,363
Department's Other Fund (Specify) appropriation(s) to date:	-
<b>Total Department/Agency Appropriation(s) to date:</b>	<b>\$10,888,363</b>

Fund Source Information of Proposed Appropriation			
	General Fund:	(Specify Special Fund):	Total:
FY 2012 Unreserved Fund Balance <sup>1</sup>			
FY 2013 Adopted Revenues	\$0	\$0	\$0
FY 2013 Appro. (P.L. 31-233)	\$0	\$0	\$0
Sub-total:	\$0	\$0	\$0
Less appropriation in Bill	\$0	\$0	\$0
<b>Total:</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Estimated Fiscal Impact of Bill						
	One Full Fiscal Year	For Remainder of FY 2013 (if applicable)	FY 2014	FY 2015	FY 2016	FY 2017
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
(Specify Special Fund)	\$0	\$0	\$0	\$0	\$0	\$0
<b>Total</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

1. Does the bill contain "revenue generating" provisions? // Yes  No   
If Yes, see attachment
2. Is amount appropriated adequate to fund the intent of the appropriation? /x/ N/A  // Yes  // No   
If no, what is the additional amount required? \$ \_\_\_\_\_ /x/ N/A
3. Does the Bill establish a new program/agency? // Yes  // No   
If yes, will the program duplicate existing programs/agencies? // N/A  // Yes  // No   
Is there a federal mandate to establish the program/agency? // Yes  // No
4. Will the enactment of this Bill require new physical facilities? // Yes  // No
5. Was Fiscal Note coordinated with the affected dept/agency? If no, indicate reason: // Yes  // No   
// Requested agency comments not received by due date // Other: \_\_\_\_\_

Analyst: M. Quinata Date: 5/28/13 Director: John A. Rios, BBMR Director Date: JUN 11 2013

**Footnotes:**  
The bill proposes to add a new article to Title 9 GCA to include Home Invasion as an offense. The bill categorizes Home Invasion as a first degree felony and any person guilty shall be sentenced to at least ten (10) years which may not be suspended or reduced by the court. Title 9 GCA, Chapter 80 notes "in the case of a felony of the first degree, the court shall impose a sentence of not less than five (5) years and not more than twenty (20) years. The bill require a minimum of 10 years. It costs approximately \$84,000 a year to incarcerate one inmate. The minimum sentence requirement will have a fiscal impact. An offender could be sentenced no less than (5) years for a first degree felony per Chapter 80, Title 9 GCA. However, Bill 119-32 will require a sentence with a minimum of (10) ten years. The additional sentence requirement will have a fiscal impact of approximately \$84,000 per inmate per year.



## COMMITTEE ON RULES

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Member

Senator  
Michael F.Q. San Nicolas  
Member

Senator  
V. Anthony Ada  
Member  
MINORITY LEADER

Senator  
Aline Yamashita  
Member

May 16, 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. 119-32(COR)**

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 119-32(COR)**.

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

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

*Si Yu'os Ma'åse!*

Attachment

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

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
119-32 (COR)	V. Anthony Ada Chris M. Duenas	AN ADD A NEW ARTICLE 2 TO CHAPTER 37 OF 9GCA RELATIVE TO HOME INVASION.	5/16/13 10:30 A.M.	5/16/13	Committee on the Guam U.S. Military Relocation, Homeland Security, Veteran's Affairs, and Judiciary			



**\*\*Corrected Memo\*\* FIRST NOTICE: Public Hearing at 9:00AM on Wednesday,  
June 5, 2013**

1 message

Office of Senator Frank Aguon, Jr. Admin <admin@frankaguonjr.com>  
To: phnotice@guamlegislature.org

Thu, May 30, 2013 at 10:28 AM

***Hala Adai!***

Just a clarification - the Public Hearing will be held on WEDNESDAY, June 5, 2013 at 9:00AM in the  
Legislature's Public Hearing Room.

***Si Yu'os Ma'ase!***

\*Corrected Memorandum Attached\*

—  
**Thanks!**

**Office of Senator Frank B. Aguon, Jr.**

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

155 Hesler PL Suite 104, Hagåtña, Guam 96910

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

Fax: (671) GUM3 (4863)

aguon4guam@gmail.com | www.frankaguonjr.com

On Wed, May 29, 2013 at 5:04 PM, Office of Senator Frank Aguon, Jr. Admin <admin@frankaguonjr.com>  
wrote:

May 29, 2013

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 Wednesday, June 5, 2013 at 9:00AM

*Buenas yan Hala Adai!*

The Committee on Guam US Military Relocation, Veterans' Affairs, Homeland Security and Judiciary has scheduled a public hearing starting at 9:00AM, Wednesday, June 5, 2013, at / *Liheslaturan Guåhan*s Public Hearing Room in Hagåtña, on the following:

- **Bill No. 116-32 (COR)** - An act to amend §§ 65102 and 65103 of Chapter 65, Title 10, Guam Code Annotated and to add a new § 65103.1 to the same Chapter; relative to the establishment of operational continuity plans for each agency of the government of Guam.
- **Bill No. 119-32 (COR)** - An act to add a new Article 2 to Chapter 37 of 9GCA relative to home invasion.
- **Bill No. 128-32 (COR)** - Proposed Customs User Fee Adjustment from \$6.36 to \$8.29 per passenger

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](mailto:aguon4guam@gmail.com). Copies of the aforementioned Bill(s) may be obtained at / *Liheslaturan Guåhan*s website at [www.guamlegislature.com](http://www.guamlegislature.com). Individuals requiring special accommodations or services, please contact Yvette Cruz at 475-GUM1/2 (4861/2) or via email to [admin@frankaguonjr.com](mailto:admin@frankaguonjr.com).

*Si Yuos Maase!*

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 Hesler PL Suite 104, Hagåtña, Guam 96910

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

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[aguon4guam@gmail.com](mailto:aguon4guam@gmail.com) | [www.frankaguonjr.com](http://www.frankaguonjr.com)

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**AllSenMemo\_Corrected.pdf**

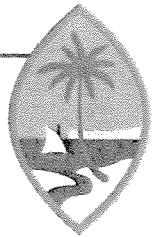
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COMMITTEE ON

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

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



**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

May 30, 2013

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 Wednesday, June 5, 2013 at 9:00AM

*Buenas yan Hafa Adai!*

The Committee on Guam US Military Relocation, Veterans' Affairs, Homeland Security and Judiciary has scheduled a public hearing starting at 9:00AM, Wednesday, June 5, 2013, at *Liheslaturan Guåhan's* Public Hearing Room in Hagåtña, on the following:

- **Bill No. 116-32 (COR)** - An act to amend §§ 65102 and 65103 of Chapter 65, Title 10, Guam Code Annotated and to add a new § 65103.1 to the same Chapter; relative to the establishment of operational continuity plans for each agency of the government of Guam.
- **Bill No. 119-32 (COR)** - An act to add a new Article 2 to Chapter 37 of 9GCA relative to home invasion.
- **Bill No. 128-32 (COR)** - Proposed Customs User Fee Adjustment from \$6.36 to \$8.29 per passenger

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*Si Yu'os Ma'ase!*

Cc: Clerks  
MIS  
Sgt-at-Arms

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As of April 23, 2013**

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xiosormd@yahoo.com
ylee2@guam.gannett.com
zita@mvguam.com



---

## SECOND NOTICE: Public Hearing at 9:00AM on Wednesday, June 5, 2013

1 message

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Office of Senator Frank Aguon, Jr. Admin <admin@frankaguonjr.com>  
To: phnotice@guamlegislature.org

Mon, Jun 3, 2013 at 3:13 PM

June 03, 2013

### MEMORANDUM

**TO:** All Senators

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

**SUBJECT:** SECOND NOTICE of **Public Hearing** on Wednesday, June 5, 2013 at 9:00AM

*Buenas yan Hafa Adai!*

The Committee on Guam US Military Relocation, Veterans' Affairs, Homeland Security and Judiciary has scheduled a public hearing starting at 9:00AM, Wednesday, June 5, 2013, at *I Liheslaturan Guåhan's* Public Hearing Room in Hagåtña, on the following:

• ~~Bill No. 116-32 (COR) – POSTPONED AT THE REQUEST OF THE SPONSOR~~

~~○ An act to amend §§ 65102 and 65103 of Chapter 65, Title 10, Guam Code Annotated and to add a new § 65103.1 to the same Chapter, relative to the establishment of operational continuity plans for each agency of the government of Guam.~~

• **Bill No. 119-32 (COR)** - An act to add a new Article 2 to Chapter 37 of 9GCA relative to home invasion.

• **Bill No. 128-32 (COR)** - Proposed Customs User Fee Adjustment from \$6.36 to \$8.29 per passenger

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](mailto:aguon4guam@gmail.com). Copies of the aforementioned Bill(s) may be obtained at *I Liheslaturan Guåhan's* website at [www.guamlegislature.com](http://www.guamlegislature.com). Individuals requiring special accommodations or services, please contact Yvette Cruz at 475-GUM1/2 (4861/2) or via email to [admin@frankaguonjr.com](mailto:admin@frankaguonjr.com).

*Si Yuos Maase!*

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 Hesler PL Suite 104, Hagåtña, Guam 96910

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

Fax: (671) GUM3 (4863)

[aguon4guam@gmail.com](mailto:aguon4guam@gmail.com) | [www.frankaguonjr.com](http://www.frankaguonjr.com)

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**2ndNotice\_AllSenMemo.pdf**

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


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



June 03, 2013

MEMORANDUM

**TO:** All Senators

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

**SUBJECT:** SECOND NOTICE of Public Hearing on Wednesday, June 5, 2013 at 9:00AM

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  - ~~An act to amend §§ 65102 and 65103 of Chapter 65, Title 10, Guam Code Annotated and to add a new § 65103.1 to the same Chapter, relative to the establishment of operational continuity plans for each agency of the government of Guam.~~
- **Bill No. 119-32 (COR)** - An act to add a new Article 2 to Chapter 37 of 9GCA relative to home invasion.
- **Bill No. 128-32 (COR)** - Proposed Customs User Fee Adjustment from \$6.36 to \$8.29 per passenger

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](mailto:aguon4guam@gmail.com). Copies of the aforementioned Bill(s) may be obtained at *Liheslaturan Guåhan's* website at [www.guamlegislature.com](http://www.guamlegislature.com). Individuals requiring special accommodations or services, please contact Yvette Cruz at 475-GUM1/2 (4861/2) or via email to [admin@frankaguonjr.com](mailto:admin@frankaguonjr.com).

*Si Yu'os Ma'ase!*

Cc: Clerks  
MIS  
Sgt-at-Arms

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

**Senator  
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**Senator  
Michael Limtiaco**  
Committee Member

**Senator  
Thomas Morrison**  
Committee Member

**Listserv: phnotice@guamlegislature.org  
As of April 23, 2013**

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avon.guam@gmail.com
baza.matthew@gmail.com
bbautista@spbguam.com
bdydasco@yahoo.com
berthaduenas@guamlegislature.org
betsy@spbguam.com
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chris.carillo@senatorbjcruz.com
cipo@guamlegislature.org
clerks@guamlegislature.org
clifton@toduguam.com
clynt@spbguam.com
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info@chinesetimesguam.com
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jason@kuam.com
jblas@tinamunabarnes.com
jcamacho@senatorada.org
jean@tinamunabarnes.com
jennifer.lj.dulla@gmail.com
jennifer@mvguam.com
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jmesngon.senatordrodriguez@gmail.com
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**Listserv: [phnotice@guamlegislature.org](mailto:phnotice@guamlegislature.org)  
As of April 23, 2013**

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lou4families@gmail.com
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mwatanabe@guampdn.com
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qduenas_8@yahoo.com
rennae@guamlegislature.org
responsibleguam@gmail.com
rfteehan@yahoo.com
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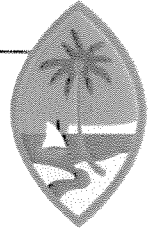
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therese@judiwonpat.com
tinamunabarnes@gmail.com
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tommy@senatormorrison.com
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tritent@pstripes.osd.mil
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ylee2@guam.gannett.com
zita@mvguam.com



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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**Senator  
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Committee Member

May 30, 2013

**The Honorable Eddie J.B. Calvo  
Governor of Guam**

513 West Marine Corps Drive  
Ricardo J. Bordallo Complex  
Hagåtña, Guam 96910  
*Sent via email to [governor@guam.gov](mailto:governor@guam.gov)*

**RE: Public Hearing Scheduled for Wednesday, June 5, 2013 at 9:00AM**

Dear Governor Calvo,

*Buenas yan Hafa Adai!*

The Committee on Guam US Military Relocation, Homeland Security, Veterans' Affairs and Judiciary has scheduled a public hearing Wednesday, June 5, 2013 beginning at 9:00AM. Included on the agenda are the following:

- **Bill No. 116-32 (COR)** - An act to amend §§ 65102 and 65103 of Chapter 65, Title 10, Guam Code Annotated and to add a new § 65103.1 to the same Chapter; relative to the establishment of operational continuity plans for each agency of the government of Guam.
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- **Bill No. 128-32 (COR)** - Proposed Customs User Fee Adjustment from \$6.36 to \$8.29 per passenger

If you feel the above mentioned items impact your agency or organization, we encourage you to participate in this upcoming Public Hearing. Also, if you have any concerns in regards to this invitation, please contact me or my office via phone 475-GUM1/2 (4861/2) or email to [aguon4guam@gmail.com](mailto:aguon4guam@gmail.com).

Respectfully,

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

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

CC: Lieutenant Governor Raymond S. Tenorio  
Joy Unpingco  
Elaine Gogue  
Rose Ramsey

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

[WWW.FRANKAGUONJR.COM](http://WWW.FRANKAGUONJR.COM)



COMMITTEE ON

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Committee Member

**Senator  
Thomas Morrison**  
Committee Member

May 30, 2013

**The Honorable Leonardo G. Rapadas  
Attorney General of Guam**  
287 W. O'Brien Drive  
Hagåtña, Guam 96910  
*Sent via email to [law@quamaq.org](mailto:law@quamaq.org)*

**RE: Public Hearing Scheduled for Wednesday, June 5, 2013 at 9:00AM**

Dear Attorney General Rapadas,

*Buenas yan Hafa Adai!*

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Committee Chairman on Guam U.S. Military Relocation, Homeland Security, Veterans' Affairs, and the Judiciary  
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Michael Limtiaco**  
Committee Member

**Senator  
Thomas Morrison**  
Committee Member

May 30, 2013

**The Honorable F. Philip Carbullido**  
**Chief Justice, Judiciary of Guam**  
Suite 300, Guam Judicial Center  
120 West O' Brien Drive  
Hagåtña, GU 96910  
*Sent via email to [fpcarbullido@quamsupremecourt.com](mailto:fpcarbullido@quamsupremecourt.com)*

**RE: Public Hearing Scheduled for Wednesday, June 5, 2013 at 9:00AM**

Dear Chief Justice Carbullido,

*Buenas yan Hafa Adai!*

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Respectfully,

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

CC: Joshua Tenorio



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**Senator  
Michael Limtiaco**  
Committee Member

**Senator  
Thomas Morrison**  
Committee Member

May 30, 2013

**James T. McDonald**  
**Administrator, Office of Civil Defense**  
221B Chalan Palasyo  
Agana Heights, Guam 96910  
Sent via email to [jim.mcdonald@ghs.guam.gov](mailto:jim.mcdonald@ghs.guam.gov)

**RE: Public Hearing Scheduled for Wednesday, June 5, 2013 at 9:00AM**

Dear Mr. McDonald,

*Buenas yan Hafa Adai!*

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Respectfully,

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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

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Committee Member

**Senator  
Michael Limtiaco**  
Committee Member

**Senator  
Thomas Morrison**  
Committee Member

May 30, 2013

**The Honorable John Unpingco, Esq.**  
**Administrator, Office of Veterans Affairs**  
172 S. Marine Corp Drive, Asan  
P.O. Box 5178  
Hagåtña, GU 96932  
*Sent via email to [john.unpingco@gvao.guam.gov](mailto:john.unpingco@gvao.guam.gov)*

**RE: Public Hearing Scheduled for Wednesday, June 5, 2013 at 9:00AM**

Dear Judge Unpingco,

*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*



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Committee Member

**Senator  
Michael Limtiaco**  
Committee Member

**Senator  
Thomas Morrison**  
Committee Member

May 30, 2013

**Mark Calvo**  
**Special Assistant to the Governor on Military Buildup & Infrastructure**  
513 West Marine Corps Drive  
Ricardo J. Bordallo Complex  
Hagåtña, Guam 96910  
*Sent via email to [mark.calvo@guam.gov](mailto:mark.calvo@guam.gov)*

**RE: Public Hearing Scheduled for Wednesday, June 5, 2013 at 9:00AM**

Dear Mr. Calvo,

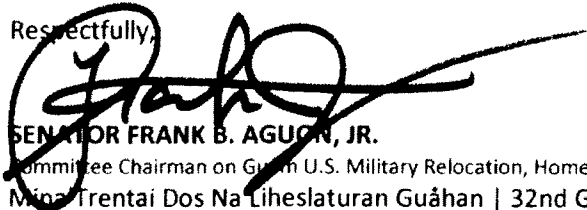
*Buenas yan Hafa Adai!*

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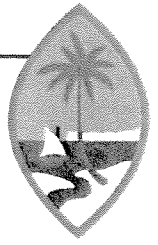
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Respectfully,



**SENATOR FRANK B. AGUON, JR.**  
Committee Chairman on Guam U.S. Military Relocation, Homeland Security, Veterans' Affairs, and the Judiciary  
Mina'Trentai Dos Na Liheslaturan Guáhan | 32nd Guam Legislature



## PUBLIC HEARING

June 5, 2013, Wednesday at 9:00AM

*I Liheslaturan Guahan's Public Hearing Room, Hagatna*

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

Senator  
**Thomas Morrison**  
Committee Member

### AGENDA

- I. Call to Order
- II. Opening remarks/Announcements
- III. Items for discussion:
  - a. ~~Bill No. 116-32 (COR)~~ - Michael F.Q. San Nicolas POSTPONED
    - i. ~~An act to amend §§65102 and 65103 of Chapter 65, Title 10, Guam Code Annotated and to add a new §65103.1 to the same new Chapter relative the establishment of operational continuity plans for each agency of the government of Guam.~~
  - b. **Bill No.119-32 (COR)**- Senator V. A. Ada / C. Dueñas
    - i. An Act to add a new Article 2 to Chapter 37 of 9GCA relative to home invasion.
  - c. **Bill No.128-32 (COR)**- Committee on Guam U.S. Military Relocation, Homeland Security, Veterans' Affairs, and Judiciary
    - i. Proposed Customs User Fee Adjustment from \$6.36 to \$8.29 per passenger.
- IV. Closing Remarks
- V. Adjournment