

I Mina'Trentai Dos Na Liheslaturan Received
Bill Log Sheet

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
321-32 (COR)	V. Anthony Ada, C.M. Duenas	AN ACT TO AMEND §80.50 TO CHAPTER 80 OF 9GCA RELATIVE INCREASING FINES FOR FELONIES, MISDEMEANORS AND VIOLATIONS.	4/16/2014 8:39 a.m.	04/17/14	Committee on the Guam U. S. Military Relocation, Homeland Security, Veteran's Affairs, and Judiciary	7/31/14 2 p.m.	11/25/14 4:45 p.m.	Fiscal Note Requested 4/15/14



COMMITTEE ON

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

I MINA'TRENTAI DOS NA LIHESLATURAN GUÁHAN | 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 Lintiacó**
Committee Member

**Senator
Thomas Morrison**
Committee Member

October 22, 2014

The Honorable Judith T. Won pat, Ed.D.

Speaker

I Mina'Trentai Dos Na Liheslaturan Guahan

155 Hesler Place

Hagåtña, Guam 96910

VIA: The Honorable Rory J. Respicio

Chairperson, Committee on Rules

RE: Committee Report on Bill No. 321-32 (COR)

Dear Speaker Won Pat:

Transmitted herewith is the Committee Report on Bill No. 321-32 (COR) – An Act to Amend §80.50 to Chapter 80 of 9GCA Relative Increasing Fines for Felonies, Misdemeanors and Violations.

Committee votes are as follows:

- TO DO PASS
- TO NOT PASS
- TO REPORT OUT ONLY
- TO ABSTAIN
- 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 Guáhan | 32nd Guam Legislature

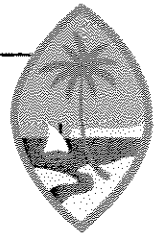
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COMMITTEE ON

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

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



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Michael Limtiaco**
Committee Member

**Senator
Thomas Morrison**
Committee Member

COMMITTEE REPORT

ON

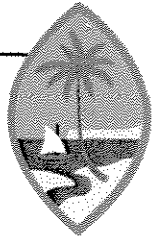
BILL NO. 321-32 (COR), An Act to Amend §80.50 to Chapter 80 of 9GCA Relative Increasing Fines for Felonies, Misdemeanors and Violations

(Sponsored by Senator V. Anthony Ada)



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

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



October 22, 2014

MEMORANDUM

**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 Member

**Senator
Thomas Morrison**
Committee Member

To: ALL MEMBERS
Committee on Guam U.S. Military Relocation, Homeland Security,
Veterans Affairs and Judiciary

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

Subject: Committee Report on Bill No. 321-32 (COR)

Transmitted herewith for your consideration is the Committee Report on Bill No. 321-32 (COR) - An Act to Amend §80.50 to Chapter 80 of 9GCA Relative Increasing Fines for Felonies, Misdemeanors and Violations.

This report includes the following:

- Committee Vote Sheet
- Committee Report Digest
- Copy of Bill No. 321-32 (COR)
- Public Hearing Sign-in Sheet
- Copies of Submitted Testimony & Supporting Documents
- Copy of COR Referral of the Bill No. 321-32 (COR)
- Notices of Public Hearing & Other Correspondence
- Copy of Public Hearing Agenda
- Related News Report

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.

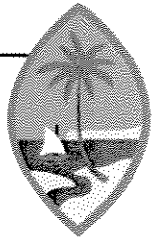
Si Yu'os Ma'åse' !



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

Bill No. 321-32 (COR) - An Act to Amend §80.50 to Chapter 80 of 9GCA Relative Increasing Fines for Felonies, Misdemeanors and Violations. (Sponsored by Senator V. Anthony Ada)

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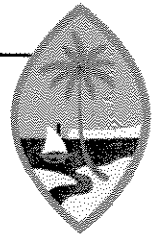
**Senator
Dennis G. Rodriguez, Jr.**
Committee Member

**Senator
V. Anthony Ada**
Committee Member

**Senator
Michael Limtiaco**
Committee Member

**Senator
Thomas Morrison**
Committee Member

COMMITTEE MEMBERS	SIGNATURE	TO DO PASS	TO NOT PASS	TO REPORT OUT ONLY	TO ABSTAIN	TO PLACE IN INACTIVE FILE
AGUON, FRANK B. JR Committee Chairperson 10/21/14				✓		
MUNA BARNES, TINA ROSE Committee Vice Chairperson				✓		
SPEAKER WON PAT, JUDITH T. Ed.D. Committee Member				✓		
RESPICIO, RORY J. Committee Member				10/22/14		
ADA, THOMAS C. Committee Member				✓		
RODRIGUEZ, DENNIS G. JR. Committee Member				✓ 10/22		
ADA, V. ANTHONY Committee Member		✓				
LIMTIACO, MICHAEL Committee Member				✓		
MORRISON, THOMAS Committee Member						



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

**Senator
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COMMITTEE REPORT DIGEST

I. OVERVIEW

Bill No. 321-32 (COR) was introduced on April 16, 2014, 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 April 17, 2014.

Public Notice Requirements

Public Hearing notices were disseminated via e-mail to all senators and all main media broadcasting outlets for the July 31, 2014 hearing on July 24, 2014 (5-Day Notice), and again on July 29, 2014 (48-Hour Notice). Notices were also published in the Marianas Variety Newspaper for the July 31, 2014 hearing on July 24, 2014 and July 29, 2014.

Senators Present

Senator Tina Rose Muña Barnes, Committee Vice Chairperson
Senator V. Anthony Ada

Appearing Before the Committee

Joshua F. Tenorio, Administrator of the Courts, Acting
Philip J. Tydingco, Chief Deputy Attorney General

The public hearing was Called-to-Order at 09:02 AM.

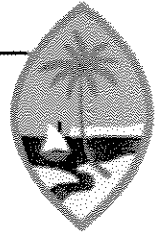
II. TRANSCRIPTION OF TESTIMONY & DISCUSSION

Senator Tina Muna-Barnes

Hafa Adai gentlemen, manana si yu'us the Committee on the Guam U.S Military Relocation, Veterans Affairs, Homeland Security and Judiciary is called to order, it's about 9:02 a.m. I'd like to thank my colleague Senator Tony Ada for being with me this morning. Thank you, and on the agenda ladies and gentlemen we will be discussing Bill No. 321-32(COR) An Act to Amend §80.50 to Chapter 80 of 9GCA, and it's relative to increasing the fines for felonies, misdemeanors and violations. This bill was introduced by my colleague Senator Tony Ada, or V. Anthony Ada, and Senator Chris Duenas. At this time I will, I do have some folks in the audience, I'd like to thank them for coming here this morning. Good morning. They will be presenting oral testimony, but before I call them up I will go ahead and ask Senator Ada to at least give us a brief description of the bill.

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

**Senator Tony Ada**

Thank you Madam Chair. Thank for conducting this public hearing this morning, and this on bill 321-32 an act to amend §80.50 to Chapter 80 of 9GCA relative to increasing fines for felonies, misdemeanors and violations. Madam Speaker, Madam Chair the fines for most violations of Guam's criminal code have not been changed since they were created, and much of Guam's criminal laws based on the model penal code which Guam adopted in the beginning of 1970. At the time the fines or felonies were established at one thousand dollars (\$1000). Misdemeanors were five hundred (500) to one thousand (1000) and petty misdemeanors and violations were below five hundred (500).

I was led to believe that it would make no sense to increase the fines since most criminals will not be able to pay for them, especially those who received prison time, but like many states, Guam law allows criminals to pay off their fines through community service. Under Guam law, the number of community service hours to convert a fine is the amount of the fine divided by the minimum wage.

In 1970, the minimum wage was one dollar and sixty cents (\$1.60) per hour. In that year a felon who is required to pay a one thousand dollar (\$1000) fine, would have been required to work six hundred and twenty five (625) hours of community service to pay off that fine.

Today at seven twenty five (7.25) an hour, the felon would work only one hundred thirty eight (138) hours to pay off that fine. In January of next year when the minimum wage goes up to eight twenty five (8.25) an hour the felon will be required to work only one hundred twenty one (121) hours to pay a one thousand (\$1000) fine.

This bill raises the fines similar to similar levels where crimes to levels similar of most states. Even with the new levels, if this bill is enacted, criminal fines, Guam fines would be much less than the limit Congress enacted for federal crimes. First and second-degree felonies will be increased from ten thousand (10,000) to one hundred thousand (100,000). Third degree felonies will be increased from five thousand (5000) to ten thousand (10,000), and misdemeanors will be increased from one thousand (1000) to five thousand (5000). Petty misdemeanors and violations will be twenty five hundred dollars (\$2500) and lower.

Those criminal acts that where the fines are specific within their sections of law will be increased by factor equal to the change in the consumer price index since over the time the fine was created by statute. And that's my presentation here Madam Chair. Thank you. I look forward to the testimonies that those who are willing to testify on the bill.

Senator Tina Muna-Barnes

Si Yu'us Ma'ase' Senator Ada, and at this time to present testimony, on behalf of the Judiciary, I invite Mr. Joshua Tenorio, from the Attorney General's office, attorney Phil Tydingco, and Ms. Ann Keith I guess with the Judiciary? Please, you're more than welcome to come up. Ok, ok. And I will go ahead and welcome you if we need to ask you any questions. Ok, Mr. Tydingco. Since you signed up first Mr. Tenorio just go ahead and say your full name, state your full name, where you are from, and if you're in support or not in support of the bill.

Mr. Joshua Tenorio

Good morning Madam Chair and Senator Ada. My name is Joshua Tenorio, I'm the acting administrator of the courts for the Judiciary of Guam. As you noted, with me is Attorney Ann Keith, staff attorney for the court. You know the Judiciary, you know the question whether or not the judiciary is for or against, I guess it's more appropriate to say that the Judiciary respects fully that it is the legislature's authority to determine punishment, fines, levels of fines, and fees that will be assessed to those that are convicted of crimes in our communities. So, I want to point that out that the Judiciary doesn't take a position for or against the legislation.

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

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



I do note, however, that both Madam Chair and Senator Ada have been authors of legislation that I believe that have significantly improved the administration of justice on Guam and for Senator Ada, definitely in the area of domestic violence and how we deal with those things in the Judiciary. So, you know we do thank the attention, the continued constant attention that the senators have continued to place on improving the method of administering justice on Guam.

We just like to point out that with at least with regards to the last portion of the bill, which deals with paragraph F and tying fines covered by paragraph F with the Guam Consumer Price Index, there are perhaps a couple things that we can work together on. We do have a team that's analyzing this to see what the true impact would be. It's not clear when the calculation or who would make the calculation. I think those are all administrative things that we definitely will work with the committee and with Senator Ada to discuss going forward. Therefore, I do not have any further testimony on this bill.

Senator Tina Muna-Barnes

So based on your comment Mr. Tenorio, we can look at the mark up on this provision or work closely with that. I do know that were coming against budget session, but if we want to get this on the agenda hoping that Senator Ada's office and you guys can come up with something sooner than later.

Mr. Joshua Tenorio

Absolutely.

Senator Tina Muna-Barnes

Ok, Saina Ma'ase'. Mr. Tydingco.

Mr. Phil Tydingco

Yes, Good morning. Buenas Senator Tina Muna-Barnes and Senator Tony Ada. Phil Tydingco, on behalf of Attorney General Rapadas and the Office of the Attorney General. With regard to bill 321-32, of course we support any amendments that assist the effective and efficient administration of justice under criminal justice system and of course the fines like other parts of our law are in need of update. Although, I would request that we do have a markup meeting to discuss some of the provisions.

Especially, if well at least from a prosecution viewpoint I per see delays and challenges in our sentencing because there are a lot of offenses that specific fines enumerated by the particular offense or statute and then, you know, then everybody is going to say ok what's the Guam Consumer Price Index? Courts gonna order someone to go do this or do that, it's going to hold up things, and so I would say, if this has to go quickly on the floor it has to someone do a floor amendment and take that out. I mean, for now, until we figure out how it works because otherwise it's just gonna slow the process down I think sentencing. I'm just giving you the practical, on the ground everyday situation.

It's a great idea to adjust them, but perhaps, perhaps what we need to do is just simply go through the statutes of all those that have specific fines and just update them ourselves. You know the ones that say ok, you know for reckless its one hundred (\$100) well then we should just identify all of those and just amend them. You know, you'd have other bills to do that, so that would be my recommendation.

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

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And then the other input I, the only thing that that raises concern that I just wanted us to research is that increasing the fines with misdemeanors and petty misdemeanors. I just wanted to make sure that the fact that you increase the fines does not, you know, in other jurisdictions not necessarily Guam, but when you increase the penalties even fines, what appears to be minor offences, that can be argued and I have argued this way, by the way, in other jurisdictions that that turns it into a felony or a higher crime.

So, again that's a technical argument or it renders it to be more serious, so I just again I don't know the case. It's been awhile since, that's over 20 years ago that I remember arguing that, you know, in either Hawaii or L square so I, that was the only thing that popped out for me was that misdemeanors and petty misdemeanors, does increasing the fines, you know, render it to a felony for not so much for the category, but for example, a petty misdemeanor generally is not tried before a jury, but the fact that you put a felony type fine on it may render that individual to demand a right to a jury when he shouldn't have a right to a jury because its just a petty misdemeanor or a violation. So, again I would say those are issues that we should address because otherwise it's fine.

The other thing is I would differentiate between felony first and felony second. I'd have different fine amounts, maximum fine amounts, because we do sort of have a maximum jail amounts for, you know, felonies five (5) to twenty (20) and second is, you know, three (3) to whatever fifteen (15), you know, so why don't we just make, you know, the first is hundred thousand (100,000) and maybe second degree should be fifty thousand (50,000). I don't know, I'll leave the numbers up to you, but rather than just saying a hundred (100) for both first or second, so that we can distinguish between the, you know, one is meant to be higher than the other. You know, just sort of a logic issue. Otherwise, we support the concept and maybe we can do a quick markup. Ok, thank you.

Senator Tina Muna-Barnes

Thank you, Attorney Tydingco. Any questions from the author?

Senator Tony Ada

No Madam Chair, I would just like to thank the court and the AG's office for their testimony here today, and I look forward to the markup to where we can come together and make this a better bill.

Senator Tina Muna-Barnes

Thank you Senator Ada, on behalf of Senator Frank Aguon, I do want to just apologize on his behalf. He was trying to get in, but apparently the flights got delayed so he should be in this evening, and he asked me to cover as his vice chair. I was glad to do that. I will note for the record that to the listening audience, if anyone wishes to present written testimony, they can do so by sending it to the Office of Senator Frank Aguon at 155 Hessler Place, Hagatna, Guam 96910. You could fax it to him at 475-4863 or you can email him at aguon4guam@gmail.com, again aguon4guam@gmail.com. I will also note for the record that the notices has been sent out based on existing statute, meeting the five (5) day requirement and also the forty-eight (48) hour notice requirement. With that being said, if there are no other questions, we'll go ahead and call this bill 321-32(COR) publically heard, and we will move for an adjournment at 5, 9:15 a.m. Saina Ma'ase'.

The public hearing was adjourned at 9:15 AM.



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

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



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 July 31, 2014 at 9:00 AM:

1. Joshua F. Tenorio, Administrator of the Courts, Acting



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. 321-32 (COR) by the Committee on Guam US Military Relocation, Homeland Security, Veteran's Affairs and Judiciary, with a recommendation TO REPORT OUT

I MINA' TRENTAI DOS NA LIHESLATURAN GUÁHAN
2014 (SECOND) Regular Session

Bill No. 321 - 32 (Cor)

Introduced by:

V. Anthony Ada 
C. M. DUEÑAS 

AN ACT TO AMEND §80.50 TO CHAPTER 80 OF 9GCA.
RELATIVE INCREASING FINES FOR FELONIES,
MISDEMEANORS AND VIOLATIONS.

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2

3 Section 1. Section 80.50 of Chapter 80 of 9GCA is *amended* to read:

4

5 "**§80.50. Fines & Restitution as Sentence Allowed: Limited.**

6 A person who has been convicted of an offense may be sentenced to pay a fine or to make
7 restitution not exceeding:

8 (a) ~~Ten Thousand Dollars (\$10,000.00)~~ One Hundred Thousand Dollars
9 (\$100,000.00), when the conviction is of a felony of the first or second degree

10 (b) ~~Five Thousand Dollars (\$5,000.00)~~ Ten Thousand Dollars (\$10,000.00),
11 when the conviction is of a felony of the third degree;

12 (c) ~~One Thousand Dollars (\$1,000.00)~~ Five Thousand Dollars (\$5,000.00),
13 when the conviction is of a misdemeanor;

14 (d) ~~Five Hundred Dollars (\$500.00)~~ Two Thousand Five Hundred Dollars
15 (\$2,500.00), when the conviction is of a petty misdemeanor ~~or~~ and One Thousand
16 Dollars (\$1,000.00) when the conviction is of a violation;

17 (e) Any higher amount equal to double the pecuniary gain to the offender or
18 loss to the victim caused by the conduct constituting the offense by the offender. In

2014-11-16 PM 8:39


1 such case the court shall make a finding as to the amount of the gain or loss, and if
2 the record does not contain sufficient evidence to support such a finding the court
3 may conduct a hearing upon the issue. For purposes of this Section, the term "gain"
4 means the amount of money or the value of the property derived by the offender
5 and the term "loss" means the amount of value separated from the victim;

6 (f) Any amount specifically authorized by statute.

7 All statutory fines, covered by paragraph (f) of this Section are hereby adjusted by a
8 factor equal to the percentage change in the *Guam Consumer Price Index* from the date
9 the fine was established to the effective date of this Section. For purposes of this Section,
10 the *Guam Consumer Price Index* is the index of the periodic changes of consumer prices
11 published by the Bureau of Statistics and Plans or its predecessors agencies."

12

**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, July 31, 2014 @ 9:00A.M.

Bill No. 321-32 (COR) - An Act to Amend §80.50 to Chapter 80 of 9GCA Relative Increasing Fines for Felonies, Misdemeanors and Violations (Sponsored by Senator V. Anthony Ada/C.M. Duenas)

NAME (Please Print)	Agency/Organization	Contact Number	Oral Testimony	Written Testimony	In Favor	Not In Favor
Joshua Tenorio	Judiciary	4753278	✓	✓	—	
Ann Keith	"	"	—	—	—	
Ph) Tyndra	AG					



Judiciary of Guam

Administrative Office of the Courts
Guam Judicial Center • 120 West OBrien Dr • Hagatna Gu 96910
Tel: (671) 475-3544/3278 • Fax: (671) 477-3184



HON. ROBERT J. TORRES
CHIEF JUSTICE

HON. ALBERTO C. LAMORENA III
PRESIDING JUDGE

JOSHUA F. TENORIO
ACTING ADMINISTRATOR OF THE COURTS

July 31, 2014

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

Re: Testimony on Bill No. 321-32(COR)

Dear Chairman Aguon:

Hafa Adai! Thank you for providing me with the opportunity to provide testimony on Bill No. 321-32(COR), AN ACT TO AMEND §80.50 TO CHAPTER 80 OF 9GCA RELATIVE INCREASING FINES FOR FELONIES, MISDEMEANORS AND VIOLATIONS.

It is the Legislature's prerogative to fix sentences for crimes, including fines and the Judiciary declines to comment on the increase in fines proposed in this legislation.

We are unclear as to the impact of the last portion of the proposed law regarding varying the fines pursuant to paragraph (f) with the Guam Consumer Price Index. The Judiciary appreciates that this provision is designed to accommodate the possibility that inflation might dilute these fine amounts in the future. However, the Guam Consumer Price Index is adjusted on a quarterly basis and therefore as a prospective measure, it is unclear who should be applying such calculations.

Should you require further information, please contact me at your convenience.

Senseramente,

JOSHUA F. TENORIO
Administrator of the Courts, Acting



COMMITTEE ON RULES

I Mina'trentai Dos na Liheslaturan Guahan • 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

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. 321-32 (COR) – V. Anthony Ada, C. M. Duenas, “AN ACT TO AMEND §80.50 TO CHAPTER 80 OF 9GCA RELATIVE INCREASING FINES FOR FELONIES, MISDEMEANORS AND VIOLATIONS.”** – on April 28, 2014. COR hereby certifies that BBMR confirmed receipt of this request April 28, 2014 at 2:25 P.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 321-32 (COR) to be included in the committee report on said bill, is hereby waived.**

Certified by:

Senator Rory J. Respicio
Chairperson, Committee on Rules

November 25, 2014

Date



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

April 28, 2014

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. 321-32 (COR), 323-32(COR),
and 324-32(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 Rory J. Respicio
Chairperson of the Committee on Rules

Attachment (1)

Cc: Clerk of the Legislature

Bill Nos.	Sponsors	Title
321-32 (COR)	V. Anthony Ada, C.M. Duenas	AN ACT TO AMEND §80.50 TO CHAPTER 80 OF 9GCA RELATIVE INCREASING FINES FOR FELONIES, MISDEMEANORS AND VIOLATIONS.
323-32 (COR)	Chris M. Dueñas T. A. Morrison Brant T. McCreddie V. Anthony Ada Aline A. Yamashita, Ph.D. Michael T. Limtiaco	AN ACT TO REDUCE THE BUSINESS PRIVILEGE TAX RATE FROM FOUR PERCENT (4%) TO THREE AND EIGHT- TENTHS PERCENT (3.8%); TO INCREASE CERTAIN BUSINESS PRIVILEGE TAX EXEMPTIONS FROM FORTY PERCENT (40%) TO SEVENTY-FIVE PERCENT (75%); AND, TO REPEAL 11 GCA § 26203.1, RELATIVE TO EXEMPTION LIMITATIONS.
324-32 (COR)	FRANK B. AGUON, JR.	AN ACT TO ADD A §849.8 TO CHAPTER 1 OF ARTICLE 1 OF TITLE 1 GUAM CODE ANNOTATED; RELATIVE TO NAMING THE EAST AGANA BEACH PARK TO THE "INETNON LALÁHEN GUÁHAN- YMLG CENTENNIAL BEACH PARK" IN HONOR OF THE YOUNG MEN'S LEAGUE OF GUAM ORGANIZATION.



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

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Member

Senator
Michael F.Q. San Nicolas
Member

Senator
V. Anthony Ada
Member
MINORITY LEADER

Senator
Aline Yamashita
Member

April 17, 2014

MEMORANDUM

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

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: **Senator Rory J. Respicio**
Chairperson of the Committee on Rules

Subject: **Referral of Bill No. 321-32(COR)**

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 321-32(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 Received
Bill Log Sheet

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
321-32 (COR)	V. Anthony Ada, C.M. Duenas	AN ACT TO AMEND §80.50 TO CHAPTER 80 OF 9GCA RELATIVE INCREASING FINES FOR FELONIES, MISDEMEANORS AND VIOLATIONS.	4/16/2014 8:39 a.m.	04/17/14	Committee on the Guam U. S. Military Relocation, Homeland Security, Veteran's Affairs, and Judiciary			




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

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

July 24, 2014

MEMORANDUM

TO: **All Honorable Senators/Media/Stakeholders**

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

SUBJECT: **FIRST NOTICE** of Public Hearing on Thursday, July 31, 2014 at 9:00AM

Buenas yan Hafa Adai!

The Committee on Guam US Military Relocation, Homeland Security, Veterans' Affairs and Judiciary has scheduled a public hearing on Thursday, July 31, 2014 at 9:00 AM in *I Liheslaturan Guåhan*'s Public Hearing Room, Hagåtña, on the following:

- **Bill No. 321-32 (COR)** - An Act to Amend §80.50 to Chapter 80 of 9GCA Relative Increasing Fines for Felonies, Misdemeanors and Violations. (Sponsored by Senator V. Anthony Ada)

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 services; please contact Fred "Rico" Taitague via email at committee@frankaguonjr.com or Matt Topasna via email at policy@frankaguonjr.com or please contact the office directly at 477-GUM1/2.

Si Yu'os Ma'åse!

cc: Clerks
MIS
Sgt-at-Arms

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

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

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

**Senator
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Committee Member

**Senator
V. Anthony Ada**
Committee Member

**Senator
Michael Limtiaco**
Committee Member

**Senator
Thomas Morrison**
Committee Member



Rico Taitague <committee@frankaguonjr.com>

FIRST NOTICE: Public Hearing - Thursday, July 31, 2014

2 messages

Office of Sen. Frank B. Aguon, Jr. <committee@frankaguonjr.com>
To: phnotice@guamlegislature.org

Thu, Jul 24, 2014 at 9:31 AM

July 24, 2014

MEMORANDUM

TO: **All Honorable Senators/Media/Stakeholders**

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

SUBJECT: **FIRST NOTICE** of Public Hearing on Thursday, July 31, 2014 at 9:00AM

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Si Yu'os Ma'åse!

—
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)

Fax: (671) GUM3 (4863)

aguon4guam@gmail.com | www.frankaguonjr.com

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 **First Notice of Public Hearing for 31JUL14.pdf**
420K

Adam Bearce <adam@guamlegislature.org>

Thu, Jul 24, 2014 at 9:37 AM

To: "Office of Sen. Frank B. Aguon, Jr." <committee@frankaguonjr.com>, Yong Pak <yong@guamlegislature.org>

Thanks. now posted.

[Quoted text hidden]

THURSDAY, JULY 24, 2014 - MARIANAS VARIETY GUAM EDITION



Mina Trentai Dos Na Liheslaturan Guahan
32nd Guam Legislature

OFFICE OF SENATOR FRANK B. AGUON, JR.

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

Public Hearing

THURSDAY, July 31, 2014 | 9:00AM

Bill No. 321-32 (COR) - An act to amend 580.50 to Chapter 80 of 9GCA relative increasing fines for felonies, misdemeanors and violations.

The public hearing will be broadcasted on Docomo Pacific TV Channel 117 or GUdTV 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.

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

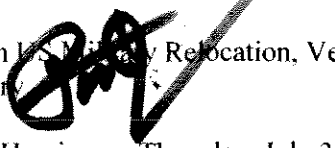
I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN | 32ND GUAM LEGISLATURE



July 29, 2014

MEMORANDUM

TO: All Honorable Senators/Media/Stakeholders

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

SUBJECT: **SECOND NOTICE** of Public Hearing on Thursday, July 31, 2014 at 9:00AM

Buenas yan Hafa Adai!

The Committee on Guam US Military Relocation, Homeland Security, Veterans' Affairs and Judiciary has scheduled a public hearing on Thursday, July 31, 2014 at 9:00 AM in *I Liheslaturan Guåhan*'s Public Hearing Room, Hagåtña, on the following:

- **Bill No. 321-32 (COR)** - An Act to Amend §80.50 to Chapter 80 of 9GCA Relative Increasing Fines for Felonies, Misdemeanors and Violations. (Sponsored by Senator V. Anthony Ada)

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 services; please contact Fred "Rico" Taitague via email at committee@frankaguonjr.com or Matt Topasna via email at policy@frankaguonjr.com or please contact the office directly at 477-GUM1/2.

Si Yu'os Ma'åse!

cc: Clerks
MIS
Sgt-at-Arms

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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Committee Member

Senator
Michael Limtlaco
Committee Member

Senator
Thomas Morrison
Committee Member



SECOND NOTICE: Public Hearing - Thursday, July 31, 2014

Office of Sen. Frank B. Aguon, Jr. <committee@frankaguonjr.com>
To: phnotice@guamlegislature.org

Tue, Jul 29, 2014 at 8:34 AM

July 29, 2014

MEMORANDUM

TO: **All Honorable Senators/Media/Stakeholders**

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

SUBJECT: **SECOND NOTICE** of Public Hearing on Thursday, July 31, 2014 at 9:00AM

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Si Yu'os Ma'åse!

—
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)

Fax: (671) GUM3 (4863)

aguon4guam@gmail.com | www.frankaguonjr.com

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Second Notice of Public Hearing for 31JUL14.pdf

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TUESDAY, JULY 29, 2014 - MARIANAS VARIETY GUAM EDITION



Mina Trentai Dos Na Lihesiaturan Guahan
32nd Guam Legislature

OFFICE OF SENATOR FRANK B. AGUON, JR.

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

Public Hearing

THURSDAY, July 31, 2014 | 9:00AM

Bill No. 321-32 (COR) - An act to amend §80.50 to Chapter 80 of 9GCA relative increasing fines for felonies, misdemeanors and violations.

The public hearing will be broadcasted on
Docomo Pacific TV Channel 117 or GUdTV 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.

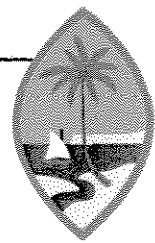
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COMMITTEE ON

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

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



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Committee Member

**Senator
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**Senator
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Committee Member

Notified Stakeholders

- **All Senators/Stakeholders/Media Outlets**
- **Governor Eddie B. Calvo**
- **Congresswoman Madeleine Z. Bordallo**
- **Chief Justice Robert J. Torres, Jr.**
- **Special Assistant to the Governor on Military Buildup & Infrastructure**
 - Mark Calvo
- **Guam Customs & Quarantine Agency**
 - Pedro Leon Guerrero, Director
 - Rafalle J. M. Sgambelluri, Chief
- **Guam Homeland Security Advisor**
 - Ambrose Constantino
- **Office of Veterans Affairs**
 - The Honorable John Unpingco, Esq.
- **Office of Civil Defense**
 - James T. McDonald, Administrator
- **Office of the Attorney General**
 - Attorney General Leonardo G. Rapadas
- **Public Defender Service Corporation**
 - Eric D. Miller



COMMITTEE ON

**GUAM U.S. MILITARY RELOCATION
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Committee Member

**Senator
Thomas Morrison**
Committee Member

July 24, 2014

Ambrosio Constantino
Advisor, Guam Homeland Security
221B Chalan Palayso
Agana Heights, Guam 96910
Sent via email to: ambrosia.constantino@ghs.guam.gov

RE: Public Hearing scheduled for Thursday, July 31, 2014 at 9:00AM

Buenas yan Hafa Adai!

The Committee on Guam US Military Relocation, Homeland Security, Veterans' Affairs and Judiciary has scheduled a public hearing on Thursday, July 31, 2014 beginning at 9:00am at I Liheslaturan Guåhan. Included on the agenda are the following bills:

- **Bill No. 321-32 (COR)** - An Act to Amend §80.50 to Chapter 80 of 9GCA Relative Increasing Fines for Felonies, Misdemeanors and Violations. (**Sponsored by Senator V. Anthony Ada**)

If you feel the above mentioned items impact your agency or organization, we encourage you to participate in this 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 services, please contact Fred "Rico" Taitague via email to committee@frankaguonjr.com or Matt Topasna via email to policy@frankaguonjr.com or please contact the office directly at 477-GUM1/2.

Respectfully


SENATOR FRANK B. AGUON, JR.

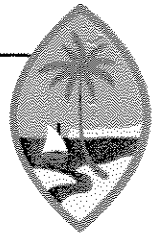
Committee Chairman on Guam U.S. Military Relocation, Homeland Security, Veterans' Affairs, and the Judiciary
I Mina'Trentai Dos Na Liheslaturan Guåhan | 32nd Guam Legislature



COMMITTEE ON

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

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Committee Member

**Senator
Michael Limtlaco**
Committee Member

**Senator
Thomas Morrison**
Committee Member

July 24, 2014

The Honorable Leonardo G. Rapadas
Attorney General of Guam
237 W. O'Brien Drive
Hagåtña, Guam 96910
Sent via email to: law@guamag.gov

RE: Public Hearing scheduled for Thursday, July 31, 2014 at 9:00AM

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Respectfully,


SENATOR FRANK B. AGUON, JR.

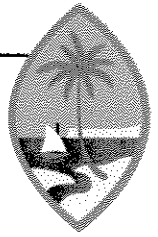
Committee Chairman of Guam U.S. Military Relocation, Homeland Security, Veterans' Affairs, and the Judiciary
I Minna'trentai Dos Na Liheslaturan Guåhan | 32nd Guam Legislature



COMMITTEE ON

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

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V. Anthony Ada**
Committee Member

**Senator
Michael Lintiacó**
Committee Member

**Senator
Thomas Morrison**
Committee Member

July 24, 2014

The Honorable Robert J. Torres, Jr.
Chief Justice of Guam
Suite 300, Guam Judicial Center 120 West O'Brien Drive
Hagåtña, Guam 96910
Sent via email to: rjtorres@guamsupremecourt.com

RE: Public Hearing scheduled for Thursday, July 31, 2014 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 Mina'Trentai Dos Na Liheslaturan Guåhan | 32nd Guam Legislature



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

I Mina'Trentai Dos Na Liheslaturan Guåhan | 32nd Guam Legislature



July 24, 2014

**Senator
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Committee Member

**Senator
Michael Limtiaco**
Committee Member

**Senator
Thomas Morrison**
Committee Member

The Honorable Madeleine Z. Bordallo
Congresswoman of Guam | Guam Delegate
120 Father Dueñas Avenue Suite 107
Hagåtña, Guam 96910
Sent via email to: madeleine.bordallo@mail.house.gov

RE: Public Hearing scheduled for Thursday, July 31, 2014 at 9:00AM

Buenas yan Hafa Adai!

The Committee on Guam US Military Relocation, Homeland Security, Veterans' Affairs and Judiciary has scheduled a public hearing on Thursday, July 31, 2014 beginning at 9:00am at I Liheslaturan Guåhan. Included on the agenda are the following bills:

- **Bill No. 321-32 (COR)** - An Act to Amend §80.50 to Chapter 80 of 9GCA Relative Increasing Fines for Felonies, Misdemeanors and Violations. **(Sponsored by Senator V. Anthony Ada)**

If you feel the above mentioned items impact your agency or organization, we encourage you to participate in this 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 services, please contact Fred "Rico" Taitague via email to committee@frankaguonjr.com or Matt Topasna via email to policy@frankaguonjr.com or please contact the office directly at 477-GUM1/2.

Respectfully,

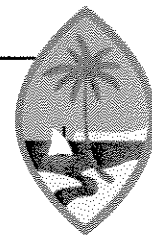
SENATOR FRANK B. AGUON, JR.
Committee Chairman of Guam U.S. Military Relocation, Homeland Security, Veterans' Affairs, and the Judiciary
I Mina'Trentai Dos Na Liheslaturan Guåhan | 32nd Guam Legislature



COMMITTEE ON

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

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



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Committee Member

**Senator
Michael Limtiaco**
Committee Member

**Senator
Thomas Morrison**
Committee Member

July 24, 2014

Eric D. Miller
Executive Director, Public Defender Service Corporation
MVP Sinajana Commercial Bldg., Unit B
Sinajana, Guam 96910
Sent via email to: emiller@guampdsc.net

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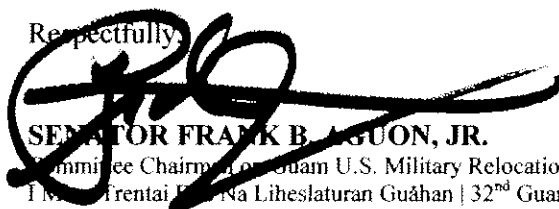
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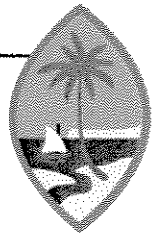
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July 24, 2014

The Honorable Eddie Baza Calvo
Governor of Guam
513 West Marine Corps Drive
Hagåtña, Guam 96910
Sent via email to: governor@guam.gov

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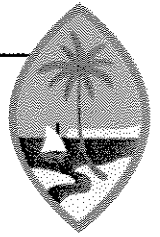
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Committee Member

July 24, 2014

James T. McDonald
Administrator, Office of Civil Defense
221B Chalan Palayso
Agana Heights, Guam 96910
Sent via email to: jim.mcdonald@ghs.guam.gov

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**Senator
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Committee Member

July 24, 2014

The Honorable John Unpingco, Esq.
Administrator, Office of Veterans Affairs
172 S. Marine Drive, Asan
Hagåtña, Guam 96910
Sent via email to: john.unpingco@gvao.guam.gov

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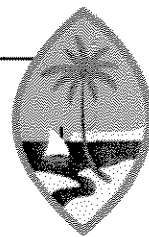
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July 24, 2014

Mark Calvo
Special Assistant to the Governor on Military Buildup and Infrastructure
513 West Marine Corps Drive
Hagåtña, Guam 96910
Sent via email to: mark.calvo@guam.gov

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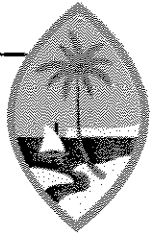
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Pedro A. Leon Guerrero, Jr.
Director, Guam Customs and Quarantine Agency
770 East Sunset Boulevard Airport Road
AB WonPat, Guam 96913
Sent via email to: pedro.leonguerrero@cga.guam.gov

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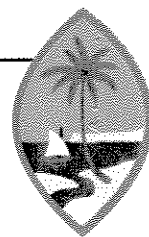
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July 24, 2014

Raffaele Sgambelluri
Chief, Guam Customs and Quarantine Agency
770 East Sunset Boulevard Airport Road
AB WonPat, Guam 96913
Sent via email to: raffaele.sgambelluri@cga.guam.gov

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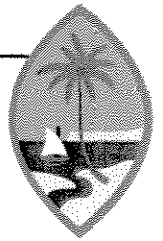
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PUBLIC HEARING

Thursday, July 31, 2014 at 9:00AM

I Liheslaturan Guahan's Public Hearing Room, Hagåtña

AGENDA

- I. Call to Order
- II. Opening remarks/Announcements
- III. Items for discussion:
 - **Bill No. 321-32 (COR) - An Act to Amend §80.50 to Chapter 80 of 9GCA
Relative Increasing Fines for Felonies, Misdemeanors and Violations.
(Sponsored by Senator V. Anthony Ada)**
- IV. Closing Remarks
- V. Adjournment



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
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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

April 28, 2014

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. 321-32 (COR), 323-32(COR),
and 324-32(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 Rory J. Respicio
Chairperson of the Committee on Rules

Attachment (1)

Cc: Clerk of the Legislature

Bill Nos.	Sponsors	Title
321-32 (COR)	V. Anthony Ada, C.M. Duenas	AN ACT TO AMEND §80.50 TO CHAPTER 80 OF 9GCA RELATIVE INCREASING FINES FOR FELONIES, MISDEMEANORS AND VIOLATIONS.
323-32 (COR)	Chris M. Dueñas T. A. Morrison Brant T. McCreadie V. Anthony Ada Aline A. Yamashita, Ph.D. Michael T. Limtiaco	AN ACT TO REDUCE THE BUSINESS PRIVILEGE TAX RATE FROM FOUR PERCENT (4%) TO THREE AND EIGHT- TENTHS PERCENT (3.8%); TO INCREASE CERTAIN BUSINESS PRIVILEGE TAX EXEMPTIONS FROM FORTY PERCENT (40%) TO SEVENTY-FIVE PERCENT (75%); AND, TO REPEAL 11 GCA § 26203.1, RELATIVE TO EXEMPTION LIMITATIONS.
324-32 (COR)	FRANK B. AGUON, JR.	AN ACT TO ADD A §849.8 TO CHAPTER 1 OF ARTICLE 1 OF TITLE 1 GUAM CODE ANNOTATED; RELATIVE TO NAMING THE EAST AGANA BEACH PARK TO THE "INETNON LALÅHEN GUÅHAN- YMLG CENTENNIAL BEACH PARK" IN HONOR OF THE YOUNG MEN'S LEAGUE OF GUAM ORGANIZATION.



COMMITTEE ON RULES

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


Senator
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Member

April 17, 2014

MEMORANDUM

To: Rennae Meno
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: Senator Rory J. Respicio 
Chairperson of the Committee on Rules

Subject: Referral of Bill No. 321-32(COR)

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 321-32(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 GUÅHAN
2014 (SECOND) Regular Session

Bill No. 321-32 (COR)

Introduced by:

V. Anthony Ada 
C. M. Duenas 

AN ACT TO AMEND §80.50 TO CHAPTER 80 OF 9GCA
RELATIVE INCREASING FINES FOR FELONIES,
MISDEMEANORS AND VIOLATIONS.

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2

3 Section 1. Section 80.50 of Chapter 80 of 9GCA is *amended* to read:

4

5 "**§80.50. Fines & Restitution as Sentence Allowed: Limited.**

6 A person who has been convicted of an offense may be sentenced to pay a fine or to make
7 restitution not exceeding:

8 (a) ~~Ten Thousand Dollars (\$10,000.00)~~ One Hundred Thousand Dollars
9 (\$100,000.00), when the conviction is of a felony of the first or second degree

10 (b) ~~Five Thousand Dollars (\$5,000.00)~~ Ten Thousand Dollars (\$10,000.00),
11 when the conviction is of a felony of the third degree;

12 (c) ~~One Thousand Dollars (\$1,000.00)~~ Five Thousand Dollars (\$5,000.00),
13 when the conviction is of a misdemeanor;

14 (d) ~~Five Hundred Dollars (\$500.00)~~ Two Thousand Five Hundred Dollars
15 (\$2,500.00), when the conviction is of a petty misdemeanor ~~or~~ and One Thousand
16 Dollars (\$1,000.00) when the conviction is of a violation;

17 (e) Any higher amount equal to double the pecuniary gain to the offender or
18 loss to the victim caused by the conduct constituting the offense by the offender. In

2014 APR 16 AM 8:39


1 such case the court shall make a finding as to the amount of the gain or loss, and if
2 the record does not contain sufficient evidence to support such a finding the court
3 may conduct a hearing upon the issue. For purposes of this Section, the term "gain"
4 means the amount of money or the value of the property derived by the offender
5 and the term "loss" means the amount of value separated from the victim;

6 (f) Any amount specifically authorized by statute.

7 All statutory fines, covered by paragraph (f) of this Section are hereby adjusted by a
8 factor equal to the percentage change in the *Guam Consumer Price Index* from the date
9 the fine was established to the effective date of this Section. For purposes of this Section,
10 the *Guam Consumer Price Index* is the index of the periodic changes of consumer prices
11 published by the Bureau of Statistics and Plans or its predecessors agencies."

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