

Guam U.S Military Relocation | Public Safety | Judiciary

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I MINA' TRENTAI TRES NA LIHESLATURAN GUAHAN / 33^{KD} GUAM LEGISLATURE

JUL 1 3 2015

Senator FRANK B. AGUON, JR. Chairman

> Senator Thomas C. Ada Vice Chairman

Vice-Speaker Benjamin J.F. Cruz Member

Senator Rory J. Respicio Member

Senator Dennis G. Rodriguez, Jr. Member

Senator Dr. Nerissa B. Underwood, Ph.D. Member

> Senator V. Anthony Ada Member

Senator Frank F. Blas Jr. Member

Senator James V. Espaldon Member

Senator Brant T. McCreadie Member

Speaker
Dr. Judith T. Won Pat. Ed.D
Ex-Officio

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

Speaker

I Mina Trentai Tres 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. 125-33 (COR)

Dear Speaker Won Pat:

Transmitted herewith is the Committee Report on Bill No. 125-33 (COR) - An act to amend Subsection (p) of §8104 of Article 1, Chapter 8, Title 4, and §51102 (a) of Chapter 51, Title 17, both of Guam Code Annotated, relative to advancing compliance with the Peace Officer Standards and Training Commission by designating probation officers of the Superior Court of Guam as uniformed officers and by adding the Chief of probation to the Peace Officer Standards and Training Commission.

Committee votes are as follows:

TO DO PASS

TO NOT PASS

TO REPORT OUT ONLY

___ TO ABSTAIN

TO PLACE IN INACTIVE FILE

SENT OR FRANK B AGUON, JR.

Colomittee Chairman on Gram U.S. Military Relocation | Public Safety | Judiciary I Mina Trentai Tres Na Lineslaturan Guåhan | 33rd Guam Legislature

SUITE 503, DNA BLDG. 238 ARCHBISHOP FLORES STREET HAGATNA, GUAM 96910
PHONE: (671) 475-GUM1/2 (4861/2) | FAX: (671) 475-GUM3 (4863) | EMAIL: AGUON4GUAM@GMAIL.COM



Guam U.S Military Relocation | Public Safety | Judiciary





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Senator Frank F. Blas Jr. Member

Senator James V. Espaldon Member

Senator Brant T. McCreadie Member

Speaker
Dr. Judith T. Won Pat. Ed.D
Ex-Officio

COMMITTEE REPORT

ON

BILL NO. <u>125-33 (COR)</u>

"An act to amend Subsection (p) of §8104 of Article
1, Chapter 8, Title 4, and §51102 (a) of Chapter 51,
Title 17, both of Guam Code Annotated, relative to
advancing compliance with the Peace Officer
Standards and Training Commission by
designating probation officers of the Superior
Court of Guam as uniformed officers and by
adding the Chief of probation to the Peace Officer
Standards and Training Commission."

COMMITTEE ON



Guam U.S Military Relocation | Public Safety | Judiciary

I MINA' TRENTAI TRES NA LIHESLATURAN GUAHAN I 33RD GUAM LEGISLATURE



Senator FRANK B. AGUON, JR. Chairman

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Senator James V. Espaldon Member

Senator Brant T. McCreadie Member

Speaker Dr. Judith T. Won Pat. Ed.D Ex-Officio JUL 1 3 2015

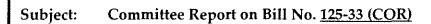
MEMORANDUM

To: ALL MEMBERS

Committee on Guam U.S. Military Relocation, Public Safety, and Judiciary

From: Senator Frank B. Aguon, Jr.

Committee Chairperson



Transmitted herewith for your consideration is the Committee Report on Bill No. 125-33 (COR) – An act to amend Subsection (p) of §8104 of Article 1, Chapter 8, Title 4, and §51102 (a) of Chapter 51, Title 17, both of Guam Code Annotated, relative to advancing compliance with the Peace Officer Standards and Training Commission by designating probation officers of the Superior Court of Guam as uniformed officers and by adding the Chief of probation to the Peace Officer Standards and Training Commission.

This report includes the following:

- Committee Vote Sheet
- Committee Report Digest
- Copy of Bill No. <u>125-33 (COR)</u>
- Public Hearing Sign-in Sheet
- Copies of Submitted Testimony & Supporting Documents
- Referral of the Bill No. 125-33 (COR)
- Notices of Public Hearing
- 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'!



Guam U.S Military Relocation | Public Safety | Judiciary

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I MINA' TRENTAI TRES NA LIHESLATURAN GUAHAN | 33RD GUAM LEGISLATURE

Senator FRANK B. AGUON, JR. Chairman

Senator Thomas C. Ada Vice Chairman

Vice-Speaker Benjamin J.F. Cruz Member

Senator Rory J. Respicio Member

Senator Dennis G. Rodriguez, Jr. Member

Senator Dr. Nerissa B. Underwood, Ph.D. Member

> Senator V. Anthony Ada Member

Senator Frank F. Blas Jr. Member

Senator James V. Espaldon Member

Senator Brant T. McCreadie Member

Speaker Dr. Judith T. Won Pat. Ed.D Ex-Officio

COMMITTEE VOTING SHEET

Bill No. 125-33 (COR) – "An act to amend Subsection (p) of §8104 of Article 1, Chapter 8, Title 4, and §51102 (a) of Chapter 51, Title 17, both of Guam Code Annotated, relative to advancing compliance with the Peace Officer Standards and Training Commission by designating probation officers of the Superior Court of Guam as uniformed officers and by adding the Chief of probation to the Peace Officer Standards and Training Commission." sponsored by SENATOR FRANK AGUON, JR.

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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	CAN ST	V				
ADA, THOMAS C. Committee Vice Chairperson	n					
VICE-SPEAKER CRUZ, BENJAMIN J. F. Committee Member	3					
RESPICIO, RORY J. Committee Member	Ing/ Kerpiur	71315 Mr				
RODRIGUEZ, DENNIS G. JR. Committee Member						
UNDERWOOD, NERISSA B. Ph.D. Committee Member	Moll	1/13/15 W				
ADA, V. ANTHONY Committee Member	91)7/13				
BLAS, FRANK F., JR. Committee Member	-16	7/13/1	<u> </u>			
ESPALDON, JAMES V. Committee Member	Ful			V		
MCCREADIE, BRANT T. Committee Member						
SPEAKER WON PAT, JUDITH T. Ed. D. Committee Member						

SUITE 503, DNA BLDG. 238 ARCHBISHOP FLORES STREET HAGATNA, GUAM 96910 PHONE: (671) 475-GUM1/2 (4861/2) | FAX: (671) 475-GUM3 (4863) | EMAIL: AGUON4GUAM@GMAIL.COM



Guam U.S Military Relocation | Public Safety | Judiciary

I MINA' TRENTAI TRES NA LIHESLATURAN GUAHAN | 33RD GUAM LEGISLATURE



Senator FRANK B. AGUON, JR. Chairman

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Senator Brant T. McCreadie Member

Speaker Dr. Judith T. Won Pat. Ed.D Ex-Officio

COMMITTEE REPORT DIGEST

I. OVERVIEW

Bill No. <u>125-33 (COR)</u> was introduced on June 8, 2015, by Senator Frank B. Aguon, Jr., and was subsequently referred by the Committee on Rules to the Committee on Guam US Military Relocation, Public Safety and Judiciary on June 10, 2015.

The Committee on Guam US Military Relocation, Public Safety and Judiciary convened a public hearing on Bill No. <u>125-33 (COR)</u> on Monday, June 22, 2015 at 9:00AM in I *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 Monday, June 15, 2015 (5-Day Notice), and again on Thursday, June 18, 2015 (48-Hour Notice).

Senators Present

Senator Frank B. Aguon, Jr., Chairperson Senator Tom Ada, Vice Chairperson Vice Speaker B.J. Cruz, Committee Member Senator V. Anthony Ada, Committee Member Senator T.R Muña-Barnes Senator Mary Torres

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

II. SUMMARY OF TESTIMONY & DISCUSSION

Chairman Aguon:

The public hearing held by the Committee on Guam U.S Military Relocation, Public Safety and Judiciary is hereby convened. On the agenda today we do have several pieces of legislation. The first item is Bill No. 111-33(LS), which is relative to the assignment of police officers. Bill No. 123-33 relative to expanding the powers of the magistrate judge. Bill No. 124-33 relative to authorizing the expenditure of funds from the judicial client services fund to support language assistance services at the judiciary of Guam.

SUITE 503, DNA BLDG. 238 ARCHBISHOP FLORES STREET HAGATNA, GUAM 96910 PHONE: (671) 475-GUM1/2 (4861/2) | FAX: (671) 475-GUM3 (4863) | EMAIL: AGUON4GUAM@GMAIL.COM

Chairman Aguon:

Bill No. 125-33, which is relative to advancing compliance with the peace officer standards and training commission by designating probation officers of the Superior Court of Guam as uniformed officers and by adding the Chief of Probation to the peace officers standards and training commission, and then finally we will conclude today's public hearing with Bill No.126-33 relative to authorizing Government of Guam employees to join the Volunteer Deputy Marshall Reserve Program. For the information of the public, the initial notices were disseminated electronically on Sunday, June 14th with the first notice of public hearing, and then subsequently on Monday June 15th. The notices went out also to the senators as well as some additional stakeholders. The second notice of public hearing for this particular public hearing was disseminated to the community and to the stakeholders on Wednesday, June 17h and also on June 18th disseminated to all the Senators. I want to, on a personal note as Chairman of the Committee thank our media partners for assisting in this process and ensuring the community is aware of some of the pieces of legislation that will be entertained this morning so thank you very much to our media partners. As we proceed with the first item, I would like to recognize and thank the Senators who have joined us this morning thus far. The Senator to my immediate left is Senator Tina Muna-Barnes thank you very much Senator for joining us. To her immediate left is Senator Camacho Torres and to my right is Senator Tony Ada. Thank Senators for joining us in this public hearing this morning.

We will proceed to Bill No. 125-33, which is relative to advancing compliance with the peace officers standards training commission by designation probation officers from the Superior Court of Guam as uniformed officers and by adding the Chief Of Probation to the peace officers standards training commission. The committee would like to recognize that we have an extensive list of who have signed up and I want to thank everyone for signing up and I understand that not all of you would like to provide oral testimony so I do also recognize that so if any of you would like to provide oral testimony before the committee today, I invite you to the front, but aside from the Chief Justice Torres, Mr. Tenorio as well as Chief Lizama. You can open up the comments. Chief Justice?

Chief Justice Torres:

Obviously you can tell by the attendance here today of our probation officers of the importance of this bill and it is very important particularly with regards to the compliance with the peace officers standards and training commission and our probation officers being active in that and in compliance with that and they have really worked just as hard as our other law enforcement division, our marshal service in terms of ensuring compliance with the post requirements that have been set forth by the Legislature and this bill would designate them as uniformed officers and also add our Chief of Probation to the post commission. Their needs and concerns are a little bit different than the marshals, different that the probation officers, and the Department of Correction's officers and I think he is probably the best to address those specifics to it. So I'll turn it over to our Chief Probation Officer.

Chief Lizama:

Good morning Mr. Chairman and members of the committee. My name is John Lizama. I am the Chief Probation Officer for Probation Services Division Judiciary of Guam. I come before you with my probation officers behind me in full support of Bill 125-33, which would recognize probation officers as uniformed personnel as defined in Chapter 8 section 8104. Most recently in the last couple of years several bills and legislation have been introduced and passed and the peace officers standards of training of the POST bill, which was passed into law, list probation officers under category one.

Chief Lizama:

Same category as police officers, firefighters, Department of Corrections officers, Custom and Quarantine Officers, Marshalls of the Superior Court Judiciary of Guam. We are required to under go the same training, and meet the same minimum standards academically, physically, as all other category one-law enforcement officers. Yet, as probation officers we are not included under the uniform retirement plan. Going back several years and Vice-Speaker can attest when I first came in probation officers did not wear uniforms. We were out in the streets doing our field supervision and whatever clothes we wore to work that day, and one of the dangers of not having our uniform is our safety and one of the things we did was when we first took over and when I first took over back in 2011 is to establish a uniform directive. Directing all probation officers to wear a standard uniform to conduct fieldwork. Fieldwork, which includes home searches, home visits, the execution of warrants of arrest, and orders of search apprehension and detention of minors out in the field. Around that same time we looked at what funding was available. We did not have any local funding. So we used whatever funding we could obtain to our resources to procure polo shirts with badges in the front, patches on the side, and we went to the Chief Justice and we asked for authorization and permission to use these polo shirts in the conduct of our field operations. At that time we were only available to get each probation officer one, but the probation officers that are behind me, each of them on their own has purchased additional shirts because they recognize and see the importance of wearing the uniform out on the field for their safety. For the identification of probation officers out on the field. We did not buy them pants. We did not buy them belts. We did not buy them boots. Our staff, my staff behind us did that on their own and they continue to purchase uniforms on their own and with that said, they have even increased the number of times they wore their uniform. Its not just wearing the uniform out on the field, its also wearing it at work when they are not assigned court. We have a standard requirement that anybody that has to go to court, wear a coat, a tie, look professional in the courtroom as we always done, but anything outside of the court, whether it be working in the office or conducting field work the probation officers have the dedication, the loyalty and the understanding that its important for us to wear the uniform. Then we have the passing of the castle doctrine bill and with that that further enhances our need for safety, our need to be identified in the community and with that said we've looked at and we found additional funding, and we are giving our probation officers additional shirts and at this time we are actually getting them pants. We have actually outfitted our probation officers with expandable batons, pepper spray, and other law enforcement equipment that is needed out on the field. That is because of what we saw as a need as management their safety and the probation officers recognizing that it is important for their safety, they have done this on their own. So that is why were all in support for this bill to include us into the uniform retirement plan because we are part of the peace officers standards training category one. We're in the same category as all other law enforcement officers that wear uniform. We've identified a uniform. We have looked and procured uniforms and we will continue to wear our uniforms and that's why we ask for your support to include probation officers under the uniform retirement plan. The second point and the other reason why I'm here is to include the Chief Probation Officer position as part of the POST commission. If you look at the academic requirements on the POST bill or the POST commission, its basically outlined they need this requirement. They need to attend this class, but probation officers are actually required to have the Bachelors Degree in Criminal Justice of related field and now they have to meet the POST's standards. So academically their standards are higher than our brothers and sisters in blue. Be it the Guam Police Department or the other agencies. So our entry level probation officers and those that are graduating at the University of Guam next year, they have to have a bachelors and now they have to be POST certified in order for us to pick them up as probation officer ones. So with that said, one of the things we want to do is to make sure that the peace officer's standards of training, the POST Commission understands and knows what are the requirements for probation officers aside from a bachelor's degree in criminal justice.

Chief Lizama:

With the juvenile justice reform and the consultants from the Robert F. Kennedy Foundation as well as our participation in the American Probation Employers Association, we've identified additional training requirements for each of our probation officers. Be it a juvenile probation officers or probation officers assigned to adult pre-trial services or adult probation and those training are critical in order for a probation officer to efficient and proficient in doing there jobs. We have a huge responsibility. We conduct a presentence investigation report and we need to have the proper skill set, the motivational interviewing, certainly our writing skills have to be up to par because what we do is recommend to the sentencing judge. We make a recommendation as to whether or not defendants is going to go into the Department of Corrections or whether or not he is going to be released into the community. So certainly our skill set certainly has to be higher and that's why I think it's important for the Chief Probations Officer to be part of the commission to develop the curriculum that's required under our guidance in order for our probation officers to be efficient and proficient in what they do and to make the proper recommendations to the judges of the Superior Court of Guam. And for that I'm here to support the bill. I ask you for your support of this bill for the officers behind me and for the future probation officers by including them to the uniform retirement plan and for including the Chief Probation Officer position into the POST commission. Thank you very much.

Chairman Aguon:

Thank you very much Chief Lizama. Just for the information of Chief Justice Torres and for the three of you, I would like to see if by any chance of we could get a written testimony from the retirement fund because there is approximately 15 to 17 individuals or probations officers that would be directly, who would have a direct impact on the defined benefits plan and that has always been a concern from the retirement fund. My preliminary discussions with them is because the numbers is not that large, that certainly an initiative like this would be supported by them, but we will pursue written testimony. They were provided notification of this particular public hearing, but well see if we can get written testimony on this. Senators any? Or Josh? Mr. Tenorio?

Mr. Tenorio:

Yeah, I just wanted to just to summarize. So there's three things that this bill will do. The first one by including the probation officers in the definition of uniformed personnel would recognize them as uniformed officers and in the future make them eligible to receive a uniform allowance once the formal process has developed to adopt. Actually we are looking at in addition to this; we really want a class A uniform for them. I think you saw all of them recently, unfortunately at the funeral of their brother probation officer Jason Muna and I hate to say this but the presiding judge told me you know, you need to come up with a dress uniform because I think many of you I think went to the set graduation. You saw the first integrated law enforcement class and here's everybody in their class As and the probation officers come in with this polo shirt and cargo pants and he said to me and I hate to say he said, you know they look like they are going to and pick up the pugua while the rest of them are going to show their finest to the top of the officials. He kind of said it in-joke but in terms of recognizing their professionalism and because as John said it. The entry-level position for probation officer requires a bachelor's degree. None of the other law enforcement entry-level positions require that. They do if you are going to get promoted for management positions, but as an entry level already there's a professional requirement of them to be proficient in all these areas.

Mr. Tenorio:

So they'll do that and the second one of course would be for these 15 to 17 DB members, it will allow them to, if they choose to retire under the age of 60 and over the age of 55, it will waive the age penalty for them. Right now the marshals, the police officers, the customs officers are all included in that statute and I think that as we get to the mandatory tests in December 16th for post-compliance and that year to comply if you don't meet it. I think giving the long-standing officers an opportunity if they want to to leave service consistent with their brothers and sisters in the other departments and expect not penalize them, like the others would get that penalty waive and then just related of course, adding the Chief of Probation into the POST commission I think gives the POST commission the big picture analysis to make sure they are considering the needs of this group. There are 67 probation officers. It's not as large as the police department but it is certainly more than the Port Police and certainly the other agencies that already have voting memberships on the commission. I just think that it will help with the big picture and make sure that there's context when standards or policies are approved by the post commission that make sure that this group of employees that require a higher, the degree for entry level I think would be a good thing to add.

Chairman Aguon:

Thank you very much Mr. Tenorio and Mr. Chief Justice thank you for allowing the probation officers to appear here before the committee so that the committee members can actually recognize their presence in the audience. So I really appreciate that.

Chief Justice Torres:

You're welcome. It's a very important piece of legislation for them and they wanted to show their support for its introduction and its support of its passage.

Chairman Aguon:

Thank you Mr. Chief Justice. Any questions from the Senators?

This concludes the committee's agenda this morning. As was mentioned a little earlier the committee will continue to receive written testimony for the subsequent ten days from this hearing date. And then the committee report will be closed there after so thank you very much again.

The public hearing was adjourned at 10:11 AM.

III. WRITTEN TESTIMONY

The following individuals submitted written testimonies to the Committee on Guam U.S Military Relocation, Public Safety, and Judiciary before or after the schedule public hearing on Monday, June 22, 2015 at 9:00AM in *I Liheslatura's* Public Hearing Room.

- 1. Joshua F. Tenorio, Administrator of the Courts, Judiciary of Guam
- 2. Denise J. Mendiola, Senior Probation Officer, Judiciary of Guam
- 3. Melanie Brennan, Deputy Chief Probation Officer, Judiciary of Guam
- 4. Undersigned Probation Officers of the Judiciary of Guam Petition Sheet

IV. FINDINGS & RECCOMMENDATIONS

I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN 2015 (FIRST) Regular Session

Bill No. 125-33 (COR)

Introduced by:



AN ACT TO AMEND SUBSECTION (p) OF § 8104 OF ARTICLE 1, CHAPTER 8, TITLE 4, AND § 51102 (a) OF CHAPTER 51, TITLE 17, BOTH OF GUAM CODE RELATIVE TO ANNOTATED. ADVANCING **COMPLIANCE** WITH THE PEACE **OFFICER** STANDARDS AND TRAINING **COMMISSION BY** DESIGNATING PROBATION OFFICERS SUPERIOR COURT OF GUAM AS UNIFORMED **OFFICERS** AND BY **ADDING** THE CHIEF PROBATION TO THE PEACE OFFICER STANDARDS AND TRAINING COMMISSION.

BE IT ENACTED BY THE PEOPLE OF GUAM:

- Section 1. Legislative Intent. I Liheslaturan Guåhan finds that pursuant to
- § 51101 (b) of Chapter 51, Title 17, Guam Code Annotated, the Chief Probation
- 4 Officer and all Probation Officers of the Unified Judiciary of Guam are defined as
- 5 Peace Officers and subject to the Peace Officer Standards and Training (POST)
- 6 Commission Regulations. However, Probation Officers have been excluded in the
- 7 definition of Uniformed Personnel contained in subsection (p) of § 8104 of Article
- 8 1, Chapter 8, Title 4, Guam Code Annotated, making them ineligible for the
- 9 application of retirement policy relative to law enforcement officers and uniformed
- 10 allowances.

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- 11 I Liheslatura further finds that in addition to the requirements for POST
- 12 compliance, all Probation Officers are required to hold Bachelor's degrees in
- 13 Criminal Justice and other related degree programs in order to be eligible for

employment at the courts. This requirement surpasses the entry-level requirements for nearly every other law enforcement position covered by the POST Commission.

It is the intent of *I Liheslaturan Guåhan* to include Probation Officers of the Judiciary of Guam in the definition of Uniformed Personnel and to *add* the Chief of Probation as a member to the POST Commission.

Section 2. Designation of Probation Officers as Uniformed Personnel.

- Subsection (p) of § 8104 of Article 1, Chapter 8, Title 4, Guam Code Annotated, is
- 22 hereby *amended*, to read:

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- "(p) Uniformed Personnel means Guam Police Department Officers; Guam Fire Department Firemen; Customs and Quarantine Officers in the Customs and Quarantine Agency; Conservation Officers, Commodity Inspectors, and
- 26 Entomologist of the Department of Agriculture; Territorial Park Patrol Officers of
- 27 the Department of Parks and Recreation; Corrections Officers of the Department of
- 28 Corrections; Airport Police Officers and Security Personnel at the Antonio B. Won
- 29 Pat International Airport Authority, Guam; Jose D. Leon Guerrero Commercial
- 30 Port Security personnel; Marshals of the Supreme Court of Guam and the Superior
- 31 Court of Guam; Probation Officers of the Judiciary of Guam; and Firefighters of
- 32 the Antonio B. Won Pat International Airport Authority, Guam. In all matters
- involving the uniformed personnel at the Antonio B. Won Pat International Airport
- 34 Authority, Guam, the Jose D. Leon Guerrero Commercial Port or the Department
- of Parks and Recreation, the Supreme Court of Guam and the Superior Court of
- 36 Guam Marshals, and the Guam Police Department shall have concurrent
- 37 jurisdiction with such personnel."
- Section 3. § 51102 (a) of Chapter 51, Title 17, Guam Code Annotated, is

40	(a) There is hereby created a Peace Officer Standards and Training
41	Commission (POST). The Guam Community College (GCC) shall be designated
42	as the State Agency for POST, and shall provide the administrative and
43	professional services to the Commission. If necessary, GCC shall provide a budget
44	request, annually, to the Speaker of I Liheslaturan Guåhan for consideration. The
45	Commission shall be composed of twelve (12) members as follows:
46	(1) the Chief of the Guam Police Department, or his designated
47	representative;
48	(2) the Chief of the Guam Airport Police, or his designated
49	representative;
50	(3) the Chief of the Guam Port Police, or his designated
51	representative;
52	(4) the Attorney General, or his designated representative;
53	(5) the Director of Customs and Quarantine Agency, or his
54	designated representative;
55	(6) the Director of the Department of Corrections, or his
56	designated representative;
57	(7) the Chief of the Division of Aquatic and Wildlife Resources
58	of the Department of Agriculture, or his designated representative;
59	(8) one (1) non-voting representative from the University of
60	Guam (UOG), appointed by the President;
61	(9) one (1) non-voting representative from the Guam
62	Community College (GCC), appointed by the President;
63	(10) the Chief Marshal of the Unified Guam Judiciary, or his
64	designated representative;
65	(11) the Chief of the Guam Fire Department, or his designated
66	representative; and

67	(12) the Chief of Probation of the Unified Judiciary, or his
68	designated representative; and
69	(123) one (1) voting representative from the Department of
70	Administration, the Personnel Service Division Administrator,
71	appointed by the Director of Administration."



I Mina' Trentai Tres Na Liheslaturan Guahan | 33rd Guam Legislature

SENATOR FRANK B. AGUON, JR. CHAIRMAN

Guam Code Annotated, rela-Court of Guam as uniformed

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Sponsored by: Senator Frank B. Aguon, Jr.

Name (Please Print)	Agency/Organization	Contact Number	Oral Testimony	Written Testimony	In favor	Not In Favor
Trisha Sozola	J0G	4753458			سا	
Rusy Gara	J0a	475-3453			V	
Doris Mafras	J0G	475.2461			<u> </u>	
MARISK CRUZ	<i>∞</i> e	47-3536			/	
Anthony on Toves	J06	475 3205			V	
Anstrony Morce		475.3443				
Dunidle Rosak	3061	475-3351				

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SENATOR FRANK B. AGUON, JR. CHAIRMAN

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Sponsored by: Senator Frank B. Aguon, Jr.

Name (Please Print)	Agency/Organization	Contact Number	Oral Testimony	Written Testimony	In favor	Not In Favor
JOHN CISAMA	SNOWCHORN OF GHOM	475.3448			~	
CHIEF JUSTICE R. TORRE	JUG		/	/	/	
JOSHUATENORIO	706		V	/	/	
80PHIA DIAZ	JOG					
Melsin Browns	- 766	475.3127		V	V	
Sylvina Charfauros	506	475 8 351			~	
Dieris Mafras	JOG	475,3461				

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I Mina' Trentai Tres Na Liheslaturan Guahan | 33rd Guam Legislature

SENATOR FRANK B. AGUON, JR. CHAIRMAN

Bill No. 125-33 (COR): - An act to amend Subsection (p) of §8104 of Article 1, Chapter 8, Title 4, and §51102 (a) of Chapter 51, Title 17, both of Guam Code Annotated, relative to advancing compliance with the Peace Officer Standards and Training Commission by designating probation officers of the Superior Court of Guam as uniformed officers and by adding the Chief of probation to the Peace Officer Standards and Training Commission .

Sponsored by: Senator Frank B. Aguon, Jr.

Name (Please Print)	Agency/Organization	Contact Number	Oral Testimony	Written Testimony	In favor	Not In Favor
Jewi-Cotactague	JOG /probation	475-3466			X	
Faith Mendrola	JOG/Probation	475-3575			×	
Samadha J Brennar	JUG/ Probatur	475-3318			X	
PECE A. MENO	46/PROSATLOW	475-3430			X	
Denise J. Merduk	JOG / Probation	475-3443			У	
Hill C. Leon Rusman	106/Probbin	475-3462			<u> </u>	
Jeanne U Chargua	ef JOG/Probatic	n 475-3541		7,7,7	×	

Page 3 of 4



I Mina' Trentai Tres Na Liheslaturan Guahan | 33rd Guam Legislature

SENATOR FRANK B. AGUON, JR. CHAIRMAN



Bill No. 125-33 (COR); - An act to amend Subsection (p) of §8104 of Article 1, Chapter 8, Title 4, and §51102 (a) of Chapter 51, Title 17, both of Guam Code Annotated, relative to advancing compliance with the Peace Officer Standards and Training Commission by designating probation officers of the Superior Court of Guam as uniformed officers and by adding the Chief of probation to the Peace Officer Standards and Training Commission .

Sponsored by: Senator Frank B. Aguon, Jr.

Name (Please Print)	Agency/Organization	Contact Number	Oral Testimony	Written Testimony	In favor	Not In Favor
Emmanuel Cruz	JOG/Probation	488-0807			\times	
Titus J Tataro	JOG / Probation	925. 26 P3				

Page 4 of 4



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. ALBERTO C. LAMORENA III
PRESIDING JUDGE
JOSHUA F. TENORIO

ACTING ADMINISTRATOR OF THE COURTS

June 22, 2015

The Honorable Frank B. Aguon, Jr.
Chairman
Committee on Guam U.S. Military Relocation, Public Safety, and Judiciary
I Mina Trentai Tres Na Liheslaturan Guahan
Ste. 502A DNA Building
Hagåtña, Guam 96910

Re: Testimony on Bill No. 125-33 (COR)

Dear Chairman Aguon:

Hafa Adai! Thank you for allowing me to submit testimony IN FAVOR of Bill No. 125-33 (COR), AN ACT TO AMEND SUBSECTION (P) OF §8104 OF ARTICLE 1, CHAPTER 8, TITLE 4, AND §51102 (A) OF CHAPTER 51, TITLE 17, BOTH OF GUAM CODE ANNOTATED, RELATIVE TO ADVANCING COMPLIANCE WITH THE PEACE OFFICER STANDARDS AND TRAINING COMMISSION BY DESIGNATING PROBATION OFFICERS OF THE SUPERIOR COURT OF GUAM AS UNIFORMED OFFICERS AND BY ADDING THE CHIEF OF PROBATION TO THE PEACE OFFICER STANDARDS AND TRAINING COMMISSION.

If passed into law, Bill No. 125-33(COR) would correct an oversight that exists in statute which excludes the profession of probation officer from the list of uniformed officers contained in 4 GCA §51102. The oversight is clear, given that the profession of probation officer is among the categories of peace officers under the scope and authority of the Peace Officer Standards and Training Commission.

The designation is important, in that it provides parity for probation officers to be recognized alongside the marshals and executive branch law enforcement officers as uniformed officers of the government of Guam. The designation will facilitate the adoption of formal uniforms for probation officers. Additionally, it will ensure that retirement policy is equitably applied to probation officers as they are for marshals and executive branch law enforcement officers. All uniformed officers are entitled to a waiver of any age penalty for defined benefit plan members who retire between the ages of 55 and 60. This will be important as we approach the December 2016 deadline for POST Compliance.

The Honorable Frank B. Aguon, Jr. Testimony on Bill 125-33 June 22, 2015 Page 2

Unlike any of their counterparts, entry-level positions in the probation officer series require a bachelor's degree in criminal justice, public administration, political science or related fields in addition to POST certification. Because of these differences in professional responsibilities, it would only make sense that the Chief Probation Officer becomes a voting member of the POST Commission just as the Marshal of the Court, and heads of the various executive branch law enforcement departments, agencies, and divisions such as the Chief of Police, the Chief of Customs, the Airport Police Chief, and the Port Police Chief, among others. It is fair and equitable to do so.

As you know, the Judiciary of Guam has been supportive of the POST Commission standards. We are doing everything we can to provide our law enforcement employees with every opportunity to comply with these standards and to retain certification. We have an aggressive strategy to guide our employees with the physical fitness standards and have partnered with the Guam Community College to address the training and education needs of our workforce.

Passage of this legislation will support and advance our efforts.

Thank you for your consideration.

Senseramente,

JØSHUA F. TENORIO

Testimony for Bill No. 125-33

Hafa Adai Senator Frank Aguon,

I am Senior Probation Officer, Denise J. Mendiola, currently assigned to the Adult Probation Section of the Probation Services Division of the Judiciary of Guam.

Thank you for allowing me the opportunity to submit written testimony in support of Bill No. 125-33(COR) which you introduced to finally address the recognition of Probation Officers as uniform personnel entitled to the same benefits as other law enforcement officers on Guam and which would allow our Chief Probation Officer to represent probation personnel in the Peace Officer Standards Training Commission if passed into law.

As a sworn peace officer of the Judiciary of Guam with over 20 years of experience I want to personally thank you for acknowledging the disparity. As a safety precaution, all field work by Probation is conducted using Uniform Polo's affixed with embroidered badge, identifying patches and khaki 511's. Aside from the issued polo shirt, most probation officers purchased the bulk of our field uniform components out of pocket. If passed, your Bill will entitle Probation Officers with an annual uniform allowance and ultimately the ability to design a Class A Uniform to wear during ceremonies and more formal occasions.

I am in full support of this legislation and wanted to thank you for your part in recognizing, addressing and introducing Bill No. 125-33(COR) which will correct an inequality that is long overdue and one that I have personally dealt with for most of my career as a law enforcement officer.

Respectfully Submitted,

Denise J. Mendiol

Hafa Adai Senators, my name is Melanie Brennan and I am the Deputy Chief Probation Officer of the Probation Services Division of the Judiciary of Guam. I am here to implore you to support Bill No. 125-33(COR) introduced by Senator Frank Aguon, Jr. which will recognize Probation Officers as uniform personnel entitled to the same benefits as other law enforcement officers on Guam as well as allow our Chief Probation Officer to represent and be a voice for our personnel in the POST Commission.

As probation officers, we are constantly in contact with the criminal element, exposed to trauma and the potential for harm. Safety is always the highest priority for not only ourselves, but for the community we serve.

As managers, the Chief and I must consistently take steps to recognize, address and develop measures to help safeguard our personnel in the community. The Uniform is a significant step in that direction, as it is an immediate identifier of our authority as Peace Officers. Criminal behavior is usually curbed by the mere presence of an officer in uniform as it conveys feelings of compliance, safety and security.

Everyday Probation Officers do courageous and meaningful work; the risks are always there. We are moving toward interacting with our clients more in the community as opposed to spending time most of our time with them in the office. More time in the field means more hazardous situations. We ask that you help keep us safe while out on the field; acknowledge that as sworn officers, we too are entitled to be included in the uniform personnel act.

Thank you.

We the Undersigned PROBATION OFFICERS of the JUDICIARY OF GUAM, call on the 33rd GUAM LEGISLATURE to vote in favor of Bill No. 125-33(COR) an Act to Amend Subsection (p) of § 8104 of Article 1, Chapter 8, Title 17, Both of Guam Code Annotated, relative to advancing compliance with the Peace Officer Standards and Training Commission by designating Probation Officers of the Superior Court of Guam as Uniformed Officers and by adding the Chief Probation Officer to the Peace Officer Standards and Training Commission:

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Christian Perer	Maile	(O)		6/11/15
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JASON L. POMAN		POI	Jasent Ph	6/19/15

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COMMITTEE ON RULES

Mina'trentai Tres na Liheslaturan Guåhan • The 33rd Guam Legislature 155 Hesler Place, Hagåtha, Guarn 96910 « www.guamlegislatture.com

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

Senator Rory J. Respicio CHAIRPERSON MARORITY LEADER

June 22, 2015

Senator

Thomas C. Ada VICE CHAIRPERSON ASSISTANT MAJORITY LEADER

To:

Memorandum

Rennae Meno

Clerk of the Legislature

Speaker

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

Member

Senator Thomas C. Ada 🕖

Acting Chairperson of the Committee on Rules

Vice-Speaker Benjamin J.F. Cruz

Member

Fiscal Notes and Fiscal Note Waivers

Legislative Secretary Tina Rose Muna Barnes Member

Senator

Dennis G. Rodriguez, Jr. Member

Senator

Frank Blas Aguon, Jr. Member

Senator

Michael F.Q. San Nicolas

Member

Senator

Nerissa Bretania Underwood

Member

From:

Subject:

Hafa Adai!

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

FISCAL NOTES:

Bill No. 17-33(COR)

Bill No. 104-33(LS)

Bill No. 111-33(LS)

Bill No. 121-33(COR)

Bill No. 122-33(COR)

Bill No. 124-33(COR)

Bill No. 125-33(COR)

Bill No. 126-33(COR)

V. Anthony Ada MINORITY LEADER

Mary C. Torres MINORITY MEMBER

FISCAL NOTE WAIVERS:

Bill No. 89-33(LS)

Bill No. 120-33(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'ase'!

Bureau of Budget & Management Research Fiscal Note of Bill No. 125-33 (COR)

AN ACT TO AMEND SUBSECTION (p) OF \$5104 OF ARTICLE 1, CHAPTER 8, TITLE 4, AND \$51102(a) OF CHAPTER 51, TITLE 17, BOTH OF GUAM CODE ANNOTATED, RELATIVE TO ADVANCING COMPLIANCE WITH THE PEACE OFFICER STANDARDS AND TRAINING COMMISSION BY DESIGNATING PROBATION OFFICERS OF THE SUPERIOR COURT OF GUAM AS UNIFORMED OFFICERS AND BY ADDING THE CHIEF OF PROBATION TO THE PEACE OFFICER STANDARDS AND TRAINING COMMISSION.

		Department/A	gency Appropriati	on Information		
Dept./Agency Af	fected: Unified Jud	liciary of Guam		Dept./Agency Head:	Robert J. Torres, C	bief Justice
Department's Ge	neral Fund (GF) ap	propriation(s) to date:				32,661,437
Department's Ot	her Fund (Specify)	appropriation(s) to dat	e:			145,323
Total Departme	ent/Agency Approp	ristion(s) to date:				\$32,806,760
		Fund Source las	ormation of Propo	sel Appropriation		
		<u>acomominenten partivamente</u>	ann an	General Fund:	(Specify Special Fund):	Total:
FY 2014 Unreser	ved Fund Balance				so	54
FY 2015 Adopted	Revenues			so	30	50
FY 2015 Appro. ((P.L. 32-181 thru 33	-07)		so	so	SO
Sub-total:				50	SO	St
Less appropriatio	en in Bill			50	50	SI
Total:				50	50	\$0
	One Full Fiscal Year	For Romainder of FY 2015 (if applicable)	FY 2016	FY 2017	FY 2618	FY 2819
General Fund	\$18,200	50	\$18,200	\$18,2 00	\$18,200	\$18,200
(Specify Special	50	\$6	\$8	50	50	50
Fend)				I	1	
Fend) Total	\$18,2 00	\$0	\$18,200	\$18,200	\$18,200	\$18,200
Total 1. Does the bill co If Yes, see attachs	entain "revenue gen ment	erating" provisions?			\$18,200 / / Yes	/x / No
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Comments: See attached.

COMMENTS TO BILL No. 125-33(COR)

AN ACT TO ADD AMEND SUBSECTION (p) §8107 OF ARTICLE 1, CHAPTER 8, TITLE 4, AND §51102(a) OF CHAPTER 51, TITLE 17, BOTH OF GUAM CODE ANNOTATED, RELATIVE TO ADVANCING COMPLIANCE WITH THE PEACE OFFICER STANDARDS AND TRAINING COMMISSION BY DESIGNATING PROBATION OFFICERS OF THE SUPERIOR COURT OF GUAM AS UNIFORMED OFFICERS AND BY ADDING THE CHIEF OF PROBATION TO THE PEACE OFFICER STANDARDS AND TRAINING COMMISSION.

Legislative intent seeks to include Probation Officers in the definition of Uniformed Personnel (Chapter 8, Title 4, Guam Code Annotated) making them now eligible for the retirement policy relative to law enforcement officers and uniformed allowances.

Section 2 of the bill includes the Probation Officers of the Judiciary of Guam under the designation as Uniformed Personnel. Based on the Judiciary of Guam's FY15 Second Quarter Staffing Pattern, there are 52 Probation Officer positions to include the Chief Probation Officer (1), Probation Officer Supervisors (6), Sr. Probation Officers (14) and Probation Officers I and IIs (31). As such, the Bureau estimates \$350ea x 52 Officers or \$18,200 for uniform allowances. In addition, there would be a potential additional impact to the Judiciary of Guam and Government of Guam Retirement Fund relative to those uniformed personnel who will qualify under the early retirement at fifteen (15) years of service credit pursuant to Title 4, Chapter 8, §8113, Guam Code Annotated. Absent information from the Judiciary of Guam on the number of its uniformed probation officers eligible under the fifteen (15) year plan, the Bureau is unable to determine this cost impact.

Section 3 of the bill proposes to include the Chief of Probation of the Unified Judiciary, or his designated representative as part of the Peace Officer Standards and Training Commission (POST). Pursuant to Title 17, §51102(b), members are not entitled to compensation but *shall* be reimbursed under §§23103 and 23104 of Title 5 Guam Code Annotated for travel and per diem expenses incurred in the performance of their duties. It also mentions for purposes of compensation, attendance at meetings of the Commission *shall* be deemed performance by a member of the duties of his local governmental employment.

COMMITTEE ON RULES

17 IS

I Minu 'trentai Tres na Liheslaturan Guåhan • The 33rd 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

June 10, 2015

Senator Thomas C. Ada Vice Chairperson Assistant Majority Leader

VIA E-MAIL

joey.calvo@bbmr.guam.gov

Speaker Judith T.P. Won Pat, Ed.D. Member Jose S. Calvo Director Bureau of Budget & Management Research P.O. Box 2950 Hagåtña, Guam 96910

Vice-Speaker Benjamin J.F. Cruz Member

RE: Request for Fiscal Notes - Bill Nos. 123-33(COR) through 126-33(COR)

Legislative Secretary Tina Rose Muna Barnes Member

Hafa Adai Mr. Calvo:

Senator Dennis G. Rodriguez, Jr. Transmitted herewith is a listing of *I Mina'trentai Tres 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.

Member Senator

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

Frank Blas Aguon, Jr. Member

> Senator Nicolae

Michael F.Q. San Nicolas Member

nber 🔪 🥕

Senator Nerissa Bretania Underwood Member

Vice Speaker Benjamin J.F. Cruz

Very Truly Yours,

Acting Chairperson of the Committee on Rules

V. Anthony Ada MINORITY LEADER

Attachment (1)

Mary C. Torres MINORITY MEMBER

Cc: Clerk of the Legislature

Bill Nos.	Sponsor	Title
123-33 (COR)	FRANK B. AGUON, JR.	AN ACT TO AMEND SUBSECTION (c) OF § 4401 OF ARTICLE 4, CHAPTER 4, TITLE 7, GUAM CODE ANNOTATED, RELATIVE TO EXPANDING THE POWERS OF THE MAGISTRATE JUDGE.
124-33 (COR)	FRANK B. AGUON, JR.	AN ACT TO AMEND § 9602 OF CHAPTER 9.6, TITLE 7, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING THE EXPENDITURE OF FUNDS FROM THE JUDICIAL CLIENT SERVICES FUND TO SUPPORT LANGUAGE ASSISTANCE SERVICES AT THE JUDICIARY OF GUAM.
125-33 (COR)	FRANK B. AGUON, JR.	AN ACT TO AMEND SUBSECTION (p) OF § 8104 OF ARTICLE 1, CHAPTER 8, TITLE 4, AND § 51102 (a) OF CHAPTER 51, TITLE 17, BOTH OF GUAM CODE ANNOTATED, RELATIVE TO ADVANCING COMPLIANCE WITH THE PEACE OFFICER STANDARDS AND TRAINING COMMISSION BY DESIGNATING PROBATION OFFICERS OF THE SUPERIOR COURT OF GUAM AS UNIFORMED OFFICERS AND BY ADDING THE CHIEF OF PROBATION TO THE PEACE OFFICER STANDARDS AND TRAINING COMMISSION.
126-33 (COR)	FRANK B. AGUON, JR.	AN ACT TO AMEND § 8114.1 OF CHAPTER 8, TITLE 7, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING GOVERNMENT OF GUAM EMPLOYEES TO JOIN THE VOLUNTEER DEPUTY MARSHAL RESERVE PROGRAM.

I Mina'trentai Tres na Liheslaturan Guâhan • The 33rd Guam Legislature 155 Hesler Place, Hagătia, Guam 96910 • www.guamlegislature.com E-mail: roryforguam@gmail.com • Tel: (671)472-7679 • Fax: (671)472-3547

Senator Rory J. Respicio CHAIRPERSON MAIORITY LEADER

June 10, 2015

Senator Thomas C. Ada VICE CHAIRPERSON ASSISTANT MAJORITY LEADER

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

Member

Vice-Speaker Benjamin J.F. Cruz

Member

Legislative Secretary Tina Rose Muna Barnes Member

Senator

Dennis G. Rodriguez, Jr. Member

Senator

Frank Blas Aguon, Jr. Member

Senator Michael F.Q. San Nicolas

Michael F.Q. San Nicolas Member

Senator Nerissa Bretania Underwood Member

> V. Anthony Ada MINORITY LEADER

Mary C. Torres MINORITY MEMBER

MEMORANDUM

To: Rennae Meno

Clerk of the Legislature

Attorney Therese M. Terlaje

Legislative Legal Counsel

From: Vice Speaker Benjamin J.F. Cruz

Acting Chairperson of the Committee of

Subject: Referral of Bill No. 125-33(COR)

As the Acting Chairperson of the Committee on Rules, I am forwarding my referral of Bill No. 125-33(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 Tres 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 Tres Na Liheslaturan Received Bill Log Sheet

BILL NO.	SPONSOR	ппь	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
125-33 (COR)		AN ACT TO AMEND SUBSECTION (p) OF § 8104 OF ARTICLE 1, CHAPTER 8, TITLE 4, AND § 51102 (a) OF CHAPTER 51, TITLE 17, BOTH OF GUAM CODE ANNOTATED, RELATIVE TO ADVANCING COMPLIANCE WITH THE PEACE OFFICER STANDARDS AND TRAINING COMMISSION BY DESIGNATING PROBATION OFFICERS OF THE SUPERIOR COURT OF GUAM AS UNIFORMED OFFICERS AND BY ADDING THE CHIEF OF PROBATION TO THE PEACE OFFICER STANDARDS AND TRAINING COMMISSION.	4:14 p.m.	06/10/15	Committee on the Guam U.S. Military Relocation, Public Safety and Judiciary			

33rd Bill LOG.xls Clerks Office 6/10/2015 2:37 PM



Guam U.S Military Relocation | Public Safety | Judiciary

I MINA' TRENTAI TRES NA LIHESLATURAN GUÅHAN | 33rd GUAM LEGISLATURE



Senator FRANK B. AGUON, JR. Chairman

> Senator Thomas C. Ada Vice Chairman

Vice-Speaker Benjamin J.F. Cruz Member

> Senator Roy J. Respicio Member

Senator Dennis G. Rodriguez, Jr. Member

Senator Dr. Nerissa B. Underwood, Ph.D. Member

> Senator V. Anthony Ada Member

Senator Frank F. Blas Jr. Member

Senator James V. Espaldon Member

Senator Brant T. McCreadie Member

Speaker Dr. Judith T. Won Pat. Ed.D Ex-Officio

Notified Stakeholders

- · All Senators / Stakeholders / Media
- Governor Eddie B. Calvo
- Congresswoman Madeleine Z. Bordallo
- Chief Justice Robert J. Torres
 - Joshua Tenorio, Administrator of the Courts
- Special Assistant to the Governor on Military Buildup & Infrastructure
 - Mark Calvo
- Guam Customs & Quarantine Agency
 - Pedro Leon Guerrero, Director
 - Rafalle J. M. Sgambellure, Chief
 - Philip Taijeron, Assistant Chief
- Guam Police Department
 - Joseph I. Cruz, Acting Chief
 - Colonel Maurice Sayama, Police Commander
- Antonio Won Pat International Airport
 - Charles Ada, General Manager
 - Edward Untalan, Chairman of the Board
- Guam Airport Police
 - Bob Camacho, Chief
- Guam Port Authority Police
 - Doris Aguero, Chief
- Guam Fire Department
 - Joey San Nicolas, Chief
- Department of Corrections
 - Jose A. San Agustin, Director
 - · Carla Borja, Deputy Director
- Guam Department of Parks and Recreation
 - Raymond Blas, Director
 - Mike Cura, Parks Administrator
- Office of the Attorney General
 - Attorney Elizabeth Barrett-Anderson
- Public Defender Service Corporation
 - Eric D. Miller
- Guam Housing and Urban Renewal Authority
 - Michael J. Duenas, Executive Director

SUITE 503, DNA BLDG. 238 ARCHBISHOP FLORES STREET HAGATNA, GUAM 96910 PHONE: (671) 475-GUM1/2 (4861/2) | FAX: (671) 475-GUM3 (4863) | EMAIL: AGUON4GUAM@GMAIL.COM



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

1st Notice - Public Hearing on Monday, June 22, 2015 at 9:00 A.M.

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

Mon, Jun 15, 2015 at 8:05 AM

To: "Office of Senator Frank B. Aguon, Jr." <admin@frankaguonjr.com> Cc: Committee < committee@frankaguonir.com>, Ivan Palacios < communications@frankaguonir.com>, Lourdes Eclavea <staff@frankaguonjr.com>, Senator Aguon's Assistant <officeassistant@frankaguonjr.com>, "Senator Frank B. Aguon Jr." <aguon4guam@gmail.com>, Tricia Benavente <media@frankaguonjr.com> Bcc: antoniot@guamairport.net, arthur.paulino@gpd.guam.gov, bobcamacho@guamairport.net, chuck.ada@guamairport.net, cimiculka@guam.gannett.com, cme.guam@gmail.com, communications@guam.gov, dcaguero@portguam.com, ebanderson@guamag.org, elaine.gogue@guam.gov, emiller@guampdsc.net. eric.fisher@gpd.guam.gov, euntalan@fhb.com, faquon@portguam.com, governor@guam.gov, guamwardeny2k@yahoo.com, janela@spbguam.com, joey.sannicolas@gfd.guam.gov, joseph.i.cruz@gpd.guam.gov, madeleine.bordallo@mail.house.gov, matt.sablan12@yahoo.com, michael.cura@dpr.guam.gov, michael.uncangco@gfd.guam.gov, philip.taijeron@cqa.guam.gov, phnotice@guamlegislature.org, "Raffaele.sgambelluri@cqa.guam.gov" <raffaele.sgambelluri@cqa.guam.gov>, raymond.blas@dpr.guam.gov, robert@mvguam.com, Carla Borja <carla.borja@doc.guam.gov>, "chris.duenas" <chris.duenas@guam.gov>, Christopher Budasi <cbudasi@quamcourts.org>, "clynt@spbguam.com" <clynt@spbguam.com>, Cynthia Ige <cynthia.ige@gpd.guam.gov>, "Honorable Robert J. Torres" <guamiustice@hotmail.com>, "hottips@kuam.com" <hottips@kuam.com>, Jon Calvo <jon.calvo@mail.house.gov>, "jose.sanagustin" <jose.sanagustin@doc.guam.gov>, "Joseph I. Cruz" <joseph.i.cruz66@gmail.com>, "joseph.duenas" <joseph.duenas@guam.gov>, Joshua Tenorio <jtenorio@guamcourts.org>, Joy Unpingco <joy.unpingco@guam.gov>, Ken Quintanilla <keng@kuam.com>, kim santos <kim.santos@gpd.guam.gov>, "louella@mvguam.com" <louella@mvguam.com>, "Lt. Paul Sayama" <paul.sayama@gpd.guam.gov>, "manuel.babauta" <manuel.babauta@gpd.guam.gov>, Mark Calvo <mark.calvo@guam.gov>, Maurice Sayama <maurice.sayama@gpd.guam.gov>. "monica.salas" <monica.salas@gpd.guam.gov>. "mvariety@pticom.com" <mvariety@pticom.com>, "news@guampdn.com" <news@guampdn.com>, "Pedro A. Leon Guerrero, Jr." <pedro.leonguerrero@cqa.guam.gov>, Ray Tenorio <ray.tenorio@guam.gov>, "ronald.taitano" <ronald.taitano@gpd.quam.gov>, Rose Ramsey <rose.ramsey@guam.gov>, Shawn Raymundo <sraymundo@guam.gannett.com>, "susan. reyes" <susan.reyes@gpd.guam.gov>, Valerie Cruz <vcruz@guamcourts.org>, mis <mis@guamlegislature.org>, sgtarms@guamlegislature.org

June 15, 2015

MEMORANDUM

To: All Senators, Media, and Stakeholders

Fr: SENATOR FRANK B, AGUON, JR.

Subject: 1st Notice - Public Hearing on Monday, June 22, 2015 at 9:00 A.M.

In accordance with the Open Government Law of Guam, relative to notice for public meetings, please be advised

that the Committee on Guam U.S. Military Relocation, Public Safety & Judiciary, will convene a <u>Public Hearing on Monday</u>, June 22, 2015 at 9:00 A.M. Included on the agenda are the following bill(s):

- Bill No. 111-33 (LS) An act to amend §77119 to Chapter 77, Title 10 of Guam Code Annotated; Relative to the assignment of Police Officers. (Sponsor: Senator T.R. Muña Barnes, Senator F.F. Blas, Jr.)
- Bill No. 123-33 (COR) An act to amend subsection (c) of §4401 of Article 4, Chapter 4, Title 7, Guam Code Annotated, relative to expanding the powers of the Magistrate Judge. (Sponsors: Senator Frank B. Aguon, Jr.)
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The Committee requests that, if written testimonies are to be presented at the Public Hearing, copies be submitted one day prior to the public hearing date, to the Office of Senator Frank B. Aguon, Jr. at Suite 503 DNA Bldg. 238 Archbishop Flores St. Hagatña, Guam, via fax to 475-GUM3(4863), or via email to:aguon4guam@gmail.com. Copies of the aforementioned Bill(s) may be obtained at *I Liheslatumn Guahån* 's website at: www.guamlegislature.com. In compliance with the Americans with Disabilities Act, individuals requiring special accommodations, auxiliary aids, or services should contact Kevin Perez at 475-4861/2 or email at committee@frankaguonjr.com. Please feel free to contact my office should you have any additional questions or concerns.

Thanks!

Office of Senator Frank B. Aguon, Jr.

Committee on Guam US Military Relocation, Public Safety, and Judiciary SUITE 503, DNA BLDG, 238 ARCHBISHOP FLORES STREET HAGATÑA, GUAM 96910 Tel: (671) 475-GUM1/2 (4861/2)

7 CT. (GT.1) 47 G GOM 172 (400)

Fax: (671) GUM3 (4863)

aguen4guarn@gmail.com | www.frankaguen)r.com

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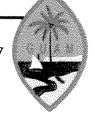


1st Notice - Public Notice Jun22.pdf 925K

COMMITTEE ON



Guam U.S Military Relocation | Public Safety | Judiciary



I MINA' TRENTAI TRES NA LIHESLATURAN GUAHAN I 33AD GUAM LEGISLATURE

Senator FRANK B. AGUON, JR. Chairman

> Senator Thomas C. Ada Vice Chairman

Vice-Speaker Benjamin J.F. Cruz Member

Senator Rory J. Respicio Member

Senator Dennis G. Rodriguez, Jr. Member

Senator
Dr. Nerissa B. Underwood, Ph.D.
Member

Senator
V. Anthony Ada
Member

Senator Frank F. Blas Jr. Member

Senator James V. Espaldon Member

Senator Brant T. McCreadie Member

Speaker
Dr. Judith T. Won Pat. Ed.D
Ex-Officio

June 15, 2015

MEMORANDUM

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SENATE REFRANK AGUON, JR.

Committee Chairman on Lam U.S. Military Relocation | Public Safety | Judiciary I Mina Trentai Tres No Libeslaturan Guåhan | 33rd Guam Legislature

SUITE 503, DNA BLDG. 238 ARCHBISHOP FLORES STREET HAGATNA, GUAM 96910
PHONE: (671) 475-GUM1/2 (4861/2) + FAX: (671) 475-GUM3 (4863) + EMAIL: AGUON4GUAM@GMAIL.COM



2ND NOTICE: Public Hearing on Monday, June 22, 2015 at 9:00 A.M.

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

Thu, Jun 18, 2015 at 7:44 AM

To: Committee Director < committee@frankaguonjr.com>

Cc: Senator Aguon Media <media@frankaguonjr.com>, "Frank Blas Aguon Jr." <aguon4guam@gmail.com>, Lou Eclavea <staff@frankaguonjr.com>, "Office of Senator Frank Aguon, Jr. Admin" <admin@frankaguonjr.com>, Senator Aguon Legislative Policy <communications@frankaguonjr.com>, Senator Aguon's Assistant

<officeassistant@frankaquonir.com> Bcc: phnotice@guamlegislature.org

June 18, 2015

MEMORANDUM

To: All Senators, Media, and Stakeholders

Fr: SENATOR FRANK B, AGUON, JR.

2nd Notice - Public Hearing on Monday, June 22, 2015 at 9:00 A.M. Subject:

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The Hearing will broadcast on local television, GTA Channel 21 and Docomo Channel 117 or streamed online https://mail.google.com/mail/u/0/?ui=2&ik=35437f8de9&view=pt&g=2nd%20notice%20Public%20hearing%20June%2022&gs=true&search=guery&msg=14e03... 1/2 The Hearing will broadcast on local television, GTA Channel 21 and Docomo Channel 117 or streamed online at: www.guamlegislature.com.

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Respectfully,

Lawrence Jay Alcairo

Office of Senator Frank B. Aguon, Jr.

Committee on Guam US Military Relocation, Public Safety, and Judiciary

Ste. 503 DNA Bldg, 238 Archbishop Flores St. Hagatna, Guam 96910

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

Fax: (671) 475-GUM3 (4863)

aguon4guam@gmail.com | www.frankaguonjr.com

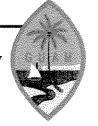
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2nd Notice - Public Notice Jun22.pdf 914K



Guam U.S Military Relocation | Public Safety | Judiciary



I MINA' TRENTAI TRES NA LIHESLATURAN GUAHAN I 33RD GUAM LEGISLATURE

Senator FRANK B. AGUON, JR. Chairman

> Senator Thomas C. Ada Vice Chairman

Vice-Speaker Benjamin J.F. Cruz Member

Senator Rory J. Respicio Member

Senator Dennis G. Rodriguez, Jr. Member

Senator
Dr. Nerissa B. Underwood, Ph.D.
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Senator Frank F. Blas Jr. Member

Senator James V. Espaldon Member

Senator Brant T. McCreadie Member

Speaker
Dr. Judith T. Won Pat. Ed.D
Ex-Officio

June 18, 2015

MEMORANDUM

To:

All Senators, Media, and Stakeholders

Fr:

SENATOR FRANK B, AGUON, JR.

Subject:

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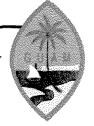
SENAPOR FRANK B. AGUON, JR.

espectfu!

Consolitee Chairman en Guam U.S. Military Relocation | Public Safety | Judiciary I Mina Trentai Tres Na Liheslaturan Guåhan | 33rd Guam Legislature



Guam U.S Military Relocation | Public Safety | Judiciary



I MINA' TRENTAI TRES NA LIHESLATURAN GUAHAN | 33RO GUAM LEGISLATURE

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Senator
V. Anthony Ada
Member

Senator Frank F. Blas Jr. Member

Senator James V. Espaldon Member

Senator Brant T. McCreadie Member

Speaker Dr. Judith T. Won Pat. Ed.D Ex-Officio June 15, 2015

The Honorable Edward J. Calvo Governor of Guam

513 West Marine Corps Drive

Ricardo J. Bordallo Complex

Hagatña, Guam 96910

Sent via email to: governor@guam.gov

RE: Public Hearing on Monday, June 22, 2015 at 9:00 A.M.

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Archbishop Flores St. Hagatña, Guam, 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 Guahân 's website at: www.guamlegislature.com. In compliance with the Americans with Disabilities Act, individuals requiring special accommodations, auxiliary aids, or services should contact Kevin Perez at 475-4861/2 or email at committee@frankaguonjr.com. Please feel free to contact my office should you have any additional questions or concerns.

Un Dangkol<u>a Na Si Y</u>u'os Ma'ase!

SINATOR FRANK B AGUON, JR.

Conspitte Chairman or Guam U.S. Military Relocation | Public Safety | Judiciary I Mina Trentai Tres Su Liheslaturan Guahan | 33rd Guam Legislature



Guam U.S Military Relocation | Public Safety | Judiciary



I MINA' TRENTAI TRES NA LIHESLATURAN GUAHAN | 33RD GUAM LEGISLATURE

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Senator Brant T. McCreadie Member

Speaker
Dr. Judith T. Won Pat. Ed.D
Ex-Officio

June 15, 2015

The Honorable Ray Tenorio Lieutenant Governor of Guam 513 West Marine Corps Drive

Ricardo J. Bordallo Complex

Hagatña, Guam 96910

Sent via email to: ray.tenorio@guam.gov

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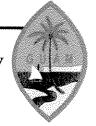
Un Dangkolo Na Si Yu'os Ma'ase!

SENATOR FRANK PAGUON, JR.

Committee Chairman of Guam U.S. Military Relocation | Public Safety | Judiciary | Mina Trentai Tres Va Liheslaturan Guåhan | 33rd Guam Legislature



Guam U.S Military Relocation | Public Safety | Judiciary



I MINA' TRENTAI TRES NA LIHESLATURAN GUAHAN / 33RD GUAM LEGISLATURE

Senator FRANK B. AGUON, JR. Chairman

> Senator Thomas C. Ada Vice Chairman

Vice-Speaker Benjamin J.F. Cruz Member

Senator Rory J. Respicio Member

Senator Dennis G. Rodríguez, Jr. Member

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Member

Senator Frank F. Blas Jr. Member

Senator James V. Espaldon Member

Senator Brant T. McCreadie Member

Speaker Dr. Judith T. Won Pat. Ed.D Ex-Officio June 15, 2015

The Honorable Elizabeth Barrett Anderson Attorney General of Guam Office of the Attorney General 590 S.Marine Corps Drive ITC Bldg., Suite 706 Tamuning, Guam 96913 Sent via email to: ebanderson@guamag.org

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In Dangkolo Na Si Y. (os Medie)

EN TOR FRANK B. AZUON, IR.

Committee Chairman on Gram U.S. Military Relocation | Public Safety | Judiciary I Mina Trentai Tres Na Liteslaturan Guâhan | 33rd Guam Legislature



Guam U.S Military Relocation | Public Safety | Judiciary



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Speaker Dr. Judith T. Won Pat. Ed.D Ex-Officio June 15, 2015

The Honorable Robert J. Torres, Jr. Chief Justice of Guam

Suite 300, Guam Judicial Center 120 West O'Brien Drive

Hagátña, Guam 96910

Sent via email to: ritorres@guamsupremecourt.com

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Un Dougkôlo Na Si Yu es Ma

ENATUR FRANK B. AGUON, JR.

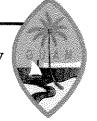
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SUITE 503, DNA BLDG. 238 ARCHBISHOP FLORES STREET HAGATNA, GUAM 96910
PHONE: (671) 475-GUM1/2 (4861/2) | FAX: (671) 475-GUM3 (4863) | EMAIL: AGUON4GUAM@GMAIL.COM

WWW.FRANKAGUONJR.COM



Guam U.S Military Relocation | Public Safety | Judiciary



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Ex-Officio

June 15, 2015

Mr. Joshua Tenorio Administrator of Courts Judiciary of Guam Suite 300, Guam Judicial Center 120 West O'Brien Drive Hagàtña, Guam 96910

Sent via email to: jtenorio@guamcourts.org

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Committe | Chairman op Suam U.S. Military Relocation | Public Safety | Judiciary | Mina | Intai Tres Na Liheslaturan Guāhan | 33rd Guam Legislature



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Chief Joseph I. Cruz

Acting Chief of Police

Guam Police Department

Bldg 13-16A Mariner Ave.

Tiyan, Barrigada, Guam 96913

Sent via email to: joseph.i.cruz66@gmail.com

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Chamiltee Chairman on Grand U.S. Military Relocation | Public Safety | Judiciary
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Guam U.S Military Relocation | Public Safety | Judiciary



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Colonel Maurice Sayama Police Commander Guam Police Department

Bldg 13-16A Mariner Ave.

Tiyan, Barrigada, Guam 96913

Sent via email to: maurice.sayama@gpd.guam.gov

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Guam U.S Military Relocation | Public Safety | Judiciary



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June 15, 2015

Bob Camacho Chairman

Peace Officer Standards and Training Commission

Guam P.O.S.T. Commission Guam Community College P.O. Box 23069, GMF Barrigada, Guam 96921

Sent via email to: bobcamacho@guamairport.net

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Committe, Chairman on Grain U.S. Military Relocation | Public Safety | Judiciary

I Mina Chitai Tres Na Lib slaturan Gudhan 1 33rd Guam Legislature



Guam U.S Military Relocation | Public Safety | Judiciary



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Michael J. Duenas
Executive Director
Guam Housing & Urban Renewal Authority
117 Bien Venida Avenue
Sinajana, Guam 96910
Sent via email to: mjduenas@ghura.org

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 authorizing Government of Guam employees to join the Volunteer Deputy Marshal Reserve Program. (Sponsors:
 Senator Frank B. Aguon, Jr.)

The Hearing will broadcast on local television, GTA Channel 21 and Docomo Channel 117 or streamed online at: www.guamlegislature.com.

The Committee requests that, if written testimonies are to be presented at the Public Hearing, copies be submitted one day prior to the public hearing date, to the Office of Senator Frank B. Aguon, Jr. at Suite 503 DNA Bldg. 238

Archbishop Flores St. Hagatña, Guarn, 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 Guahån* 's website at: www.guamlegislature.com. In compliance with the Americans with Disabilities Act, individuals requiring special accommodations, auxiliary aids, or services should contact Kevin Perez at 475-4861/2 or email at committee@frankaguonjr.com. Please feel free to contact my office should you have any additional questions or concerns.

Un Dangkolo Na Si Yu'os Ma'ase!

SENATOR FRANKS, AGUON, JR.

Con mittee Chairman Guam U.S. Military Relocation | Public Safety | Judiciary

I Mina Trentai Tres Na Liheslaturan Guåhan | 33rd Guam Legislature

Listserv: <u>phnotice@guamlegislature.org</u> Updated as of June 1, 2015

aalladi@guampdn.com
action@weareguahan.com
admin2@guamrealtors.com
admin@frankaguonjr.com
admin@guamrealtors.com
admin@weareguahan.com
aguon4guam@gmail.com
agusto.aflague@gmail.com
ahernandez@guamlegislature.org
ajuan@kijifm104.com
alerta.jermaine@gmail.com
aline4families@gmail.com
am800guam@gmail.com
amandalee.shelton@mail.house.gov
amcborja@gmail.com
amier@mvguam.com
ang.duenas@gmail.com
ataligba@gmail.com
av@guamlegislature.org
avon.guam@gmail.com
baza.matthew@gmail.com
bbautista@spbguam.com
bdydasco@senatorada.org
bernice@tinamunabarnes.com
betsy@spbguam.com
bmkelman@guampdn.com
brantforguam@gmail.com
bruce.lloyd.media@gmail.com
bshringi@moylans.net
carlaborja.73@yahoo.com
carlsanchez@judiwonpat.com
carlsonc@pstripes.osd.mil
ccastro@guamchamber.com.gu
ccharfauros@guamag.org
ccolbert@guamlegislature.org
ccruz.duenas@gmail.com
chechsantos@gmail.com
cheerfulcatunao@yahoo.com
christine.quinata@takecareasia.com
cipo@guamlegislature.org
clerks@guamlegislature.org
clynt@spbguam.com
committee@frankaguonjr.com
communications@frankaguonjr.com
communications@guam.gov
cor@guamlegislature.org
coy@senatorada.org
cyrus@senatorada.org
danireyes@senatorbjcruz.com
dcrisost@guam.gannett.com
debbieretuyan@judiwonpat.com
delisleduenas@judiwonpat.com
desori623@hotmail.com

divider_j_jimenez@hotmail.com
dleddy@guamchamber.com.gu
dmgeorge@guampdn.com
dtamondong@guampdn.com
duenasenator@gmail.com
ed@tonyada.com
edelynn1130@hotmail.com
editor@mvguam.com
editor@saipantribune.com
edpocaígue@judiwonpat.com
eflores@senatorbjcruz.com
elena.garcia@senatorbjcruz.com
emqcho@gmail.com
eo@guamrealtors.com
etajalle@guamlegislature.org
ewinstoni@yahoo.com
fbtorres@judiwonpat.com
fes22744@gmail.com
flores@senatorada.org
frank.blasjr@gmail.com
frank@judiwonpat.com
frank@mvguam.com
gdumat-ol@guampdn.com
gerry@mvguam.com
gerrypartido@gmail.com
gina@mvguam.com
gina.fccg12@yahoo.com
gktv23@hotmail.com
guadalupeignacio@gmail.com
guam.avon@gmail.com
guam@pstripes.osd.mil
guamnativesun@yahoo.com
hana@guam-shinbun.com
hermina.certeza@senatorbjcruz.com
hill.bruce@abc.net.au
hottips@kuam.com
info@chinesetimesguam.com
janela@mvguam.com
jason@kuam.com
jason@senatormorrison.com
jean@tinamunabarnes.com
jennifer.lj.dulla@gmail.com
jennifer@mvguam.com
jespaldonesq@gmail.com
joan@kuam.com
joe@toduguam.com
joesa@guamlegislature.org
john.calvo@noaa.gov
john@kuam.com
johnluces@toduguam.com
jon.calvo@mail.house.gov
jontalk@gmail.com
jpmanuel@gmail.com

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Listserv: <u>phnotice@guamlegislature.org</u> Updated as of June 1, 2015

jstedtaotao@gmail.com
jtenorio@guamcourts.org
julian.c.janssen@gmail.com
juliette@senatorada.org
kai@spbguam.com
kcharfauros@gmail.com
kcn.kelly@gmail.com
keepinginformed.671@gmail.com
kelly.toves@mail.house.gov
kennylg@guamlegislature.org
keng@kuam.com
kevin@spbguam.com
khmg@hbcguam.net
koreannews@guam.net
koreatv@kuentos.guam.net
kstokish@gmail.com
kstonews@ite.net
law@guamag.org
legislativecounsel@guamlegislature.org
leling@judiwonpat.com
life@guampdn.com
ljalcairo@gmail.com
llmatthews@guampdn.com
louella@mvguam.com
louise@tonyada.com
m.salaila@yahoo.com
mabuhaynews@yahoo.com
mahoquinene@guam.net
malainse@gmail.com
/ · · · · · · · · · · · · · · · · · · ·
maria.pangelinan@gec.guam.gov
marym@guamlegislature.org marycamachotorres@gmail.com
maryfejeran@gmail.com
matthew@senatormorrison.com
matthew.santos@senatorbjcruz.com
mcarlson@guamlegislature.org
mcpherson.kathryn@abc.net.au
media@frankaguonjr.com
menchu@toduguam.com
millie@tinamunabarnes.com
mindy@kuam.com
mis@guarnlegislature.org
miseke@mcvguam.com
mlwheeler2000@yahoo.com
monty.mcdowell@amiguam.com
mspeps4873@gmail.com
mvariety@pticom.com
mwatanabe@guampdn.com
natasha@toduguam.com
news@guampdn.com
news@spbguam.com
nick@kuam.com
norman.aguilar@guamcc.edu

nsantos@guamlegislature.org
odngirairikl@guampdn.com
office@senatorada.org
officeassistant@frankaguonjr.com
oliviampalacios@gmail.com
onlyonguam@acubedink.com
orleen@senatorbjcruz.com
pacificjournalist@gmail.com
parroyo@k57.com
pdkprg@gmail.com
pete@tonyada.com
phill@spbguam.com
phillipsguam@gmail.com
policy@frankaguonjr.com
publisher@glimpsesolguam.com
rennae@guamlegislature.org
responsibleguam@gmail.com
rfteehan@yahoo.com
rgibson@k57.com
ricknauta@hitradio100.com
rlimtiaco@guampdn.com
rolly@ktkb.com
roryforguam@gmail.com
rowena@senatormorrison.com
senator@senatorbjcruz.com senator@tinamunabarnes.com
senator@tmamunatarnes.com senatorbrantmccreadie@gmail.com
senatordrodriguez@gmail.com
senjvespaldon@gmail.com
senatorsannicolas@gmail.com
senatortonyada@guamlegislature.org
senatorunderwood@guamlegislature.org
sgflores@tinamunabarnes.com
sgtarms@guamlegislature.org
sitarose2@yahoo.com
sixquintanilla@gmail.com
slimtiaco@guampdn.com
smendiola@guamlegislature.org
sonedera-salas@guamlegislature.org
speaker@judiwonpat.com
staff@frankaguonjr.com
stephaniemendiola@gmail.com
tanya4families@gmail.com
tasigirl@gmal.com
tcastro@guam.net
telo.taitague@visitguam.org
tessa@senatorbjcruz.com
thebigshow@guamcell.net
thebigshow@k57.com
therese.hart.writer@gmail.com
tina@tinamunabarnes.com
tina.alicto@yahoo.com
tinamunabarnes@gmail.com

Listserv: <u>phnotice@guamlegislature.org</u> Updated as of June 1, 2015

tjtaitano@cs.com	
tom@senatorada.org	
tommy@senatormorrison.com	
tony@senatorada.org	
tony@tonyada.com	
tpocaigue@judiwonpat.com	
tritten@pstripes.osd.mil	
tterlaje@guam.net	

vejohntorres@guamlegislature.org	
vince@tinamunabarnes.com	
vleonguerrero@judiwonpat.com	
xiosormd@gmail.com	
xiosormd@yahoo.com	
ylee2@guam.gannett.com	
zita@mvguam.com	
zpalomo@guamag.org	



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Senator Dr. Nerissa B. Underwood, Ph.D. Member

> Senator V. Anthony Ada Member

Senator Frank F. Blas Jr. Member

Senator James V. Espaldon Member

Senator Brant T. McCreadie Member

Speaker Dr. Judith T. Won Pat. Ed.D Ex-Officio

PUBLIC HEARING AGENDA

Monday, June 22, 2015 at 9:00 AM

I Liheslaturan Guahan's Public Hearing Room, Hagåtña

AGENDA

- I. Call to Order at 9:00 AM
- II. Opening Remarks/Announcements
 - <u>Bill No. 111-33 (LS)</u> An act to amend §77119 to Chapter 77, Title 10 of Guam Code Annotated; Relative to the assignment of Police Officers. (Sponsors: Senator T.R Muña Barnes, Senator F.F. Blas, Jr.)
 - <u>Bill No. 123-33 (COR)</u> An act to amend subsection (c) of §4401 of Article 4, Chapter 4, Title 7, Guam Code Annotated, relative to expanding the powers of the Magistrate Judge. (*Sponsor: Senator Frank B. Aguon, Jr.*)
 - <u>Bill No. 124-33 (COR)</u> An act to amend §9602 of Chapter 9.6, Title 7, Guam Code Annotated, relative to authorizing the expenditure of funds from the Judicial Client Services Fund to support language assistance services at the Judiciary of Guam. (Sponsor: Senator Frank B. Aguon, Jr.)
 - <u>Bill No. 125-33 (COR)</u> An act to amend Subsection (p) of §8104 of Article 1, Chapter 8, Title 4, and §51102 (a) of Chapter 51, Title 17, both of Guam Code Annotated, relative to advancing compliance with the Peace Officer Standards and Training Commission by designating probation officers of the Superior Court of Guam as uniformed officers and by adding the Chief of probation to the Peace Officer Standards and Training Commission. (Sponsor: Senator Frank B. Aguon, Jr.)
 - Bill No. 126-33 (COR) An act to amend §8114.1 of Chapter 8, Title 7, Guam Code
 Annotated, relative to authorizing Government of Guam employees to join the
 Volunteer Deputy Marshal Reserve Program. (Sponsor: Senator Frank B. Aguon, Jr.)
- III. Closing Remarks
- IV. Adjournment