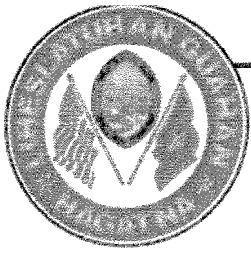


*I Mina'Trentai Tres Na Liheslaturan Received*  
**Bill Log Sheet**

<b>BILL NO.</b>	<b>SPONSOR</b>	<b>TITLE</b>	<b>DATE INTRODUCED</b>	<b>DATE REFERRED</b>	<b>CMTE REFERRED</b>	<b>PUBLIC HEARING DATE</b>	<b>DATE COMMITTEE REPORT FILED</b>	<b>FISCAL NOTES</b>
<b>354-33 (COR)</b>	James V. Espaldon Mary Camacho Torres	AN ACT TO AMEND §§ 3101, 3103, 3109, 3111, 3113, 3115, 3117, 3119, 3121, 3123, AND 3125 OF CHAPTER 31, TITLE 15, GUAM CODE ANNOTATED, RELATIVE TO ESTATES OF SMALL VALUE.	07/26/16 10:07 a.m.	07/26/16	Committee on the Guam U.S. Military Relocation, Public Safety and Judiciary	09/19/16 2:00 p.m.	10/31/16 1:59 p.m.	<b>Fiscal Note Request</b> 07/26/16 <b>Fiscal Note</b> 09/07/16



OCT 26 2016

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

Speaker

*I Mina' Trentai Tres Na Liheslaturan Guahan*

155 Hesler Place

Hagatna, Guam 96910

*Rory J. Respicio*

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

RE: Committee Report on Bill No. 354-33 (COR)

Dear Speaker Won Pat:

Transmitted herewith is the Committee Report on Bill No. 354-33 (COR) - An act to amend §§ 3101, 3103, 3109, 3111, 3113, 3115, 3117, 3119, 3121, 3123, and 3125 of chapter 31, title 15, Guam Code Annotated, relative to estates of small value.

Committee votes are as follows:

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

Respectfully,

*[Signature]*

SENATOR FRANK B. AGUON, JR.

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

*I Mina' Trentai Tres Na Liheslaturan Guahan* | 33<sup>rd</sup> Guam Legislature

2016 OCT 21 PM 1:59

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

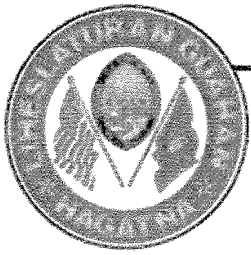
Senator  
V. Anthony Ada  
Member

Senator  
Frank F. Blas Jr.  
Member

Senator  
James V. Espaldon  
Member

Senator  
Brant T. McCreddie  
Member

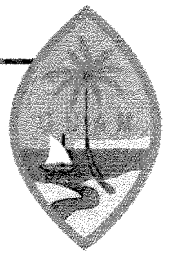
Speaker  
Dr. Judith T. Won Pat, Ed.D.  
Ex-Officio



COMMITTEE ON

Guam U.S Military Relocation | Public Safety | Judiciary

I MINA' TRENTAJ TRES NA LIHESLATURAN GUAHAN | 33<sup>RD</sup> 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  
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Senator  
V. Anthony Ada  
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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

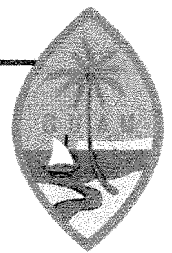
## COMMITTEE

## REPORT

## ON

## BILL NO. 354-33 (COR)

"An act to amend §§ 3101, 3103, 3109, 3111, 3113, 3115, 3117, 3119, 3121, 3123, and 3125 of chapter 31, title 15, Guam Code Annotated, relative to estates of small value."



OCT 21 2016

**MEMORANDUM**

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. McCreddie  
Member

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

To: ALL MEMBERS  
Committee on Guam U.S. Military Relocation, Public Safety, and Judiciary

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

Subject: Committee Report on Bill No. 354-33 (COR)

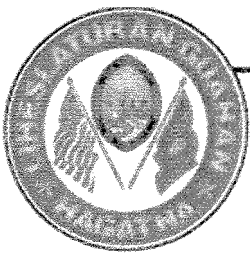
Transmitted herewith for your consideration is the Committee Report on Bill No. 354-33 (COR) – (An act to amend §§ 3101, 3103, 3109, 3111, 3113, 3115, 3117, 3119, 3121, 3123, and 3125 of chapter 31, title 15, Guam Code Annotated, relative to estates of small value.)

This report includes the following:

- Committee Vote Sheet
- Committee Report Digest
- Copy of Bill No. 354-33 (COR)
- Public Hearing Sign-in Sheet
- Copies of Submitted Testimony & Supporting Documents
- Fiscal Notes/ Waivers
- Referral of Bill No. 354-33 (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'ase'!



COMMITTEE VOTING SHEET

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

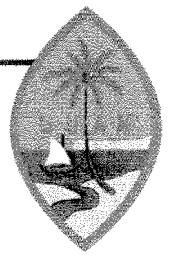
Senator James V. Espaldon Member

Senator Brant T. McCreddie Member

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

Bill No. 354-33 (COR) – “An act to amend §§ 3101, 3103, 3109, 3111, 3113, 3115, 3117, 3119, 3121, 3123, and 3125 of chapter 31, title 15, Guam Code Annotated, relative to estates of small value.” Sponsored by: Senators J.V. Espaldon, and M.C. Torres.

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		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
ADA, THOMAS C. Committee Vice Chairperson		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
VICE-SPEAKER CRUZ, BENJAMIN J. F. Committee Member		<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
RESPICIO, RORY J. Committee Member		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
RODRIGUEZ, DENNIS G. JR. Committee Member		<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
UNDERWOOD, NERISSA B. Ph.D. Committee Member		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
ADA, V. ANTHONY Committee Member		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
BLAS, FRANK F., JR. Committee Member		<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
ESPALDON, JAMES V. Committee Member		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
MCCREADIE, BRANT T. Committee Member		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
SPEAKER WON PAT, JUDITH T. Ed. D. Committee Member		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



**COMMITTEE REPORT DIGEST**

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.  
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Senator  
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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

**I. OVERVIEW**

Bill No. 354-33 (COR) was introduced on July 26, 2016, by Senators James Espaldon, and Mary Torres and was subsequently referred by the Committee on Rules to the Committee on Guam US Military Relocation, Public Safety and Judiciary on July 26, 2016.

The Committee on Guam US Military Relocation, Public Safety and Judiciary convened a public hearing on Bill No. 354-33 (COR) on a Monday, September 19, 2016 at 2:00PM 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, September 12, 2016 (5-Day Notice), and again on Thursday, September 15, 2016 (48-Hour Notice).

**Senators Present**

- Senator Frank B. Aguon, Jr., Chairman
- Speaker Judith T. Won Pat Ed. D, Ex-Officio
- Senator James Espaldon, Committee Member
- Senator Brant T. McCreadie, Committee Member
- Senator V. Anthony Ada, Committee Member
- Senator Nerissa B. Underwood, Ph.D., Committee Member
- Senator Tommy Morrison
- Senator Mary Torres.

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

**II. SUMMARY OF TESTIMONY & DISCUSSION**

**Chairman Aguon:**

Good afternoon ladies and gentlemen, if I can ask initially for administrative purposes if anyone who has a cellphone, if you can place it in silent mode or turn them off during the course of the public hearing. Good afternoon again. This committee public hearing sponsored by the Committee on Guam U.S. Military Relocation, Public Safety and Judiciary is here by convened. There are three items on the agenda. Bill No. 336-33 (LS) relative to the training requirements for members of the Civilian Volunteer Police Reserves. Bill No. 354-33 (COR) relative to estates of small value.

**Chairman Aguon:**

Bill No. 369-33 (COR) relative to providing discretion in the expenditure prioritization of the police patrol vehicle and equipment revolving fund to the Chief of Police for the purposes of acquiring, repairing and maintaining vehicles and requisite associated equipment for the Guam Police Department. For the information of the public in conformance of the open government law, notification was initially disseminated on the 12<sup>th</sup> of September with the subsequent notification also sent out on the 15<sup>th</sup> of September to the stakeholders and I want to as Chair thank the military. Media partners, I apologize, for their assistance in disseminating information with regards to today's public hearing. We will proceed with recognizing the members. I would like to Speaker Won Pat. Thank you very much Madam Speaker for joining us this afternoon. To my immediate left is Senator James Espaldon, Senator Brant McCreadie, Senator Tony Ada, and then to Speaker Won Pat's immediate right is Senator Underwood. Thank you senators for joining us this afternoon and we also have Senator Tommy Morrison joining us this afternoon.

We are going to proceed with the next item on the agenda. Bill No. 354. We do have one individual that has signed up and also provided written testimony. Mr. Attorney Terry Brookes and just for the information of the public and also the sponsor, we did receive written testimony from the law firm of Yanza, Flynn and Timblin. So, Mr. Brooks if you are still in the audience you are welcome to join us and as we await his arrival, I would like to ask the sponsor to go ahead and provide his opening remarks with regards to the legislation. Senator Espaldon.

**Senator Espaldon:**

Thank you Mr. Chairman. Mr. Chairman, this bill is more of a house keeping bill in terms of bringing up to date what is already in the books. Current law provides that estates of more than \$20,000 must go through probate and the law setting these values in essence was put in in 1981 I believe when the probate code of Guam was included in the Guam Law revision commission as part of the creation of the Guam Code Annotated. So basically, it's been 35 years since that \$20,000 threshold was set. I can speak to the figures, but I believe I perused our Attorney Brook's testimony so I'm going to let him speak to numbers and perhaps at the end Mr. Chair if there is anything that needs to be addressed or spoken to, then if you'll give me a chance to it then, but I would like to hear from Attorney Brooks.

**Chairman Aguon:**

Thank you very much Senator Espaldon. Attorney Brooks.

**Attorney Terrance Brooks:**

[Written Testimony Attached]

**Chairman Aguon:**

Thank you very much Attorney Brooks. Senator Espaldon. Any questions or comments?

**Senator Espaldon:**

I have no questions at this time Mr. Chairman thank you.

**Chairman Aguon:**

Senators, any questions or comments for Attorney Brooks? If not, Madam Speaker.

**Speaker Won Pat:**

Thank you very much. I have a better understanding of it now after I read your testimony. I know it goes on further, but I was just trying to make a list of all the things you are saying. Basically what costs an individual or family to go through the court system. Are you saying then that with this legislation now there may not be any for an attorney so you don't pay that 20-25% that maybe a family member could be appointed by other members in the family?

**Attorney Terrance Brooks:**

Well, it would still be a good idea to get an attorney to prepare the affidavit. However, the cost of doing that would be 500 at the most, compared to 5000 for doing a probate. So the savings are substantial. You know, I've had several cases just in the last year where somebody has come into the office and said well I've got 23,000 in my mom's account and I would like to transfer this over to myself or to the heirs and then you explain the process to get this \$20,000 out of the bank and it's just cumbersome. So that's the purpose for this.

**Speaker Won Pat:**

So with this increase in the amount, would it some how shorten then the process? Make it quicker?

**Attorney Terrance Brooks:**

Well, it would certainly shorten the process for estates of small value. So this would raise the bar to \$75,000 and for any estate where the separate assets are 75 or less, a simple affidavit filed at land management and served to whoever is holding the funds should be sufficient to allow the person to collect the funds.

**Speaker Won Pat:**

So there wont be the 6-month period that you indicated and there wont be the filing fees, publishing notices, mailing notices, and paying for process server?

**Attorney Terrance Brooks:**

Yup. All of that

**Speaker Won Pat:**

All that. Thank you very much for that explanation. I appreciate it because you're right. I also had gotten some request like you said it was actually under \$25,000 and I didn't even know that there was this amount. Thank you for clarifying.

**Attorney Terrance Brooks:**

Thank you very much for your time.



**Chairman Aguon:**

Thank you Madam Speaker. Attorney Brooks, just one additional question. I noticed that in your testimony that you highlighted that in the state of California the threshold is 150,000.

**Attorney Terrance Brooks:**

150,000. Yes.

**Chairman Aguon:**

Right now based on your testimony, 75,000 is sufficient for the cost of living here on Guam?

**Attorney Terrance Brooks:**

We are smaller. Estates are smaller. So I don't have a problem with 75,000. It's not a figure that's in cement. It could be changed but it seems like a fair amount.

**Chairman Aguon:**

Okay. Thank you. Senator Espaldon.

**Senator Espaldon:**

I have no questions thank you Mr. Chair.

**Chairman Aguon:**

Okay. Thank you, Attorney Brooks.

**Attorney Terrance Brooks:**

Thank you all.

**Chairman Aguon:**

If there are no other questions on this particular piece of legislation and everything else that the committee has heard this afternoon. Bill No. 336, 354, and 369 have been publically heard and for information of the public, if anyone would like to submit written testimony to the committee, we will continue to receive written testimony for the subsequent ten days exclusive of Sunday and then we will conclude with the closing out of the committee report. So thank you very much everyone, have a good day.

The public hearing was adjourned at 3:37 PM.

### 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 scheduled public hearing on Monday, September 19<sup>th</sup>, 2016 at 2:00PM in *I Liheslatura's* Public Hearing Room.

1. Mr. Terrance M. Brooks, Attorney
2. Mr. Michael D. Flynn, Jr., Yanza.Flynn.Timblin, LLP, Attorney

### IV. FINDINGS & RECOMMENDATIONS

The Committee on Guam U.S Military Relocation, Public Safety, and Judiciary hereby reports out Bill No. 354-33(COR) with the recommendation TO DO PASS.

I MINA' TRENTAI TRES NA LIHESLATURAN GUÁHAN  
2016 (SECOND) REGULAR SESSION

Bill No. 354 -33(COR)

Introduced by:

James V. Espaldon  
Mary Camacho Torres

AN ACT TO AMEND §§ 3101, 3103, 3109, 3111, 3113, 3115, 3117,  
3119, 3121, 3123, AND 3125 OF CHAPTER 31, TITLE 15, GUAM  
CODE ANNOTATED, RELATIVE TO ESTATES OF SMALL  
VALUE.

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. § 3101 of Chapter 31, 15 GCA is amended to read:

3 “§ 3101. Estates Under ~~[\$20,000.00]~~ \$75,000.00; Summary Administration or Probate;

4 Affidavit. When a decedent leaves no real property, nor interest therein nor lien thereon, in the  
5 territory of Guam, and the total value of the decedent's property in the territory of Guam, excluding  
6 any motor vehicle of which the decedent was the owner or the legal owner, over and above any  
7 amounts due to the decedent for services in the armed forces of the United States, and over and above  
8 the amount of salary not exceeding [~~three thousand dollars (\$3,000.00)]~~ six thousand dollars  
9 (\$6,000.00), including compensation for unused vacation, owing to the decedent for services from any  
10 employment, does not exceed [~~twenty thousand dollars (\$20,000.00)]~~ seventy-five thousand dollars  
11 (\$75,000.00), the surviving spouse, the children, lawful issue of deceased children, a parent, brothers  
12 or sisters of the decedent, the lawful issue of a deceased brother or sister, the guardian of the estate of  
13 any minor or incompetent person bearing such relationship to the decedent, or the trustee named under  
14 a trust agreement executed by the decedent during his lifetime, the primary beneficiaries of which bear  
15 such relationship to the decedent, if such person or persons has or have a right to succeed to the  
16 property of the decedent, or is the sole beneficiary or are all of the beneficiaries under the last will and  
17 testament of the decedent, may without procuring letters testamentary, letters of administration with  
18 the will annexed or letters of administration, and without awaiting administration upon the estate of  
19 an intestate decedent or the probate of the will of a testate decedent, collect any money due to the

2016 JUL 26 AM 10:07

1 decedent, receive the property of the decedent, and have any evidences of interest, indebtedness or  
2 right transferred to such person or persons upon furnishing the person, representative, corporation,  
3 officer or body owing the money, having custody of such property or acting as registrar or transfer  
4 agent of such evidences of interest, indebtedness or right, with an affidavit showing the right or the  
5 person or persons to receive the money or property, or to have such evidences transferred.”

6 **Section 2. § 3103 of Chapter 31, 15 GCA is amended to read:**

7 **“§ 3103. Estates Under ~~[\$10,000.00]~~ \$35,000.00; Surviving Spouse’s Right to ~~[\$1,000.00]~~**  
8 **\$2,500.00 From Deposits in Savings Institutions. Whether a person dies testate or intestate, and  
9 irrespective of the character of his property, if the value of the estate does not exceed [~~ten thousand~~  
10 ~~dollars (\$10,000.00)] thirty-five thousand dollars (\$35,000.00), the decedent's surviving spouse, if  
11 entitled by succession or by the last will and testament of the decedent to any money of the decedent  
12 on deposit in any bank, savings and loan association, credit union or other savings institution licensed  
13 to do business in the territory of Guam, may collect such money, not to exceed the total sum of [~~one~~  
14 ~~thousand dollars (\$1,000.00)] two thousand five hundred dollars (\$2,500.00), without procuring letters  
15 testamentary, letters of administration with the will annexed or letters of administration, and without  
16 awaiting administration upon the estate of an intestate decedent or the probate of the will of a testate  
17 decedent, upon furnishing the bank, savings and loan association, credit union or other savings  
18 institution with an affidavit showing the right of the affiant to receive such money.”~~~~**

19 **Section 3. § 3109 of Chapter 31, 15 GCA is amended to read:**

20 **“§ 3109. Setting Aside Estates Under ~~[\$20,000.00]~~ \$75,000.00; Authority to Set Aside.** If  
21 the decedent leaves a surviving spouse or minor child or minor children, and the net value of the whole  
22 estate, over and above all liens and encumbrances at the date of death and over and above the value of  
23 any homestead interest set apart out of the decedent’s estate under the provisions of Section 2401 or  
24 Section 2409 of this Title, does not exceed the sum of [~~twenty thousand dollars (\$20,000.00)] seventy-  
25 five thousand dollars (\$75,000.00), the same may be set aside to the surviving spouse, if there be one,  
26 and if there be none, then to the minor child or minor children of the decedent.”~~

27 **Section 4. § 3111 of Chapter 31, 15 GCA is amended to read:**

28 **“§ 3111. Setting Aside Estates Under ~~[\$20,000.00]~~ \$75,000.00; Petition; Allegations;**  
29 **Time; Verification; Contents.** Allegations showing that this Article is applicable, together with a  
30 prayer that the estate be set aside as provided in this Article, may be presented without filing a petition  
31 for letters testamentary, letters of administration with the will annexed or letters of administration, by

1 petition of the person named in the will as the executor or of the surviving spouse or of the guardian  
2 of the minor child or children of the decedent. Such allegations and prayer may also be included  
3 alternatively in the petition for letters testamentary, letters of administration with the will annexed or  
4 letter of administration, or such allegations and prayer may be presented by separate petition filed by  
5 the personal representative of the decedent, or by the surviving spouse, or by the guardian of the minor  
6 child or children, filed at any time before the hearing on the petition for letters testamentary, letters of  
7 administration with the will annexed or letters of administration or after the filing of the inventory. In  
8 all cases the petition shall be verified. The allegations shall include a specific description and an  
9 estimate of the value of all of the decedent's property, a list of all liens and encumbrances at the date  
10 of death, and a designation of any property as to which a homestead is set apart out of the decedent's  
11 estate under the provisions of Section 2401 or Section 2409 of this Title.”

12 **Section 5. § 3113 of Chapter 31, 15 GCA is amended to read:**

13 **“§ 3113. Setting Aside Estates Under ~~[\$20,000.00]~~ \$75,000.00: Notice of Hearing;**  
14 **Proceedings Included in Petition for Letters.** If the allegations and prayer as provided in Section  
15 3111 of this Title are included in the petition for letters testamentary, letters of administration with the  
16 will annexed or letters of administration, the notice of hearing shall include a statement that a prayer  
17 for setting aside the estate to the surviving spouse or minor child or minor children, as the case may  
18 be, is included in the petition.”

19 **Section 6. § 3115 of Chapter 31, 15 GCA is amended to read:**

20 **“§ 3115. Setting Aside Estates Under ~~[\$20,000.00]~~ \$75,000.00: Notice of Hearing;**  
21 **Proceedings Under Separate Petition.** (a) If a separate petition is filed under the provisions of  
22 Section 3111 of this Title without there having been any other petition filed, there shall be no notice  
23 of any type other than as prescribed in this subsection. In such cases, the Clerk of the Superior Court  
24 shall set the petition for hearing, and notice of the hearing shall be given in the manner provided in  
25 Section 3401 of this Title.

26 (b) If the hearing of the original petition for letters testamentary, letters of administration with  
27 the will annexed, or letters of administration is set for a day more than ten (10) calendar days after the  
28 filing of a separate petition filed with respect the same estate, the latter shall be set for hearing at the  
29 same time as the former and notice thereof shall be given in the manner provided in Section 3401 of  
30 this Title; if not, the separate petition shall be set for hearing at least ten (10) calendar days after the  
31 date on which it is filed, and if the original petition has not already been heard it shall be continued

1 until such date and heard at the same time.”

2 **Section 7. § 3117 of Chapter 31, 15 GCA is amended to read:**

3 **“§ 3117. Setting Aside Estate Under ~~[\$20,000.00]~~ \$75,000.00: Inventory and**  
4 **Appraisement; Filing.** Upon the filing of any petition provided for in this Article, the personal  
5 representative shall, within such time as the Superior Court shall allow, cause an inventory and  
6 appraisement of the decedent's estate to be made and filed in the manner prescribed by law.”

7 **Section 8. § 3119 of Chapter 31, 15 GCA is amended to read:**

8 **“§ 3119. Setting Aside Estates Under ~~[\$20,000.00]~~ \$75,000.00: Decree Assigning Estate to**  
9 **Surviving Spouse, Child or Children; Title to Property; Restriction on Right.** If, upon the hearing  
10 of any petition provided for in this Article, the Superior Court finds that the net value of the estate  
11 over and above all liens and encumbrances at the death of the decedent and over and above the value  
12 of any homestead interest set apart out of the decedent's estate under the provisions of Section 2401  
13 or Section 2409 of this Title does not exceed the sum of [~~twenty thousand dollars (\$20,000.00)]~~  
14 seventy-five thousand dollars (\$75,000.00), as of the date of such death, and that the expenses of the  
15 last illness, funeral charges and expenses of administration have been paid, it shall, by decree for that  
16 purpose, assign to the surviving spouse of the decedent, if there be a surviving spouse, provided said  
17 surviving spouse shall not have theretofore remarried, or, if there be no surviving spouse, then to such  
18 child or children of the decedent as may then be minors, if any, the whole of the estate, subject to  
19 whatever mortgages, liens or encumbrances there may be upon said estate at the time of the death of  
20 the decedent. The title thereto shall vest absolutely in such surviving spouse, or if there be no such  
21 surviving spouse, in the minor child or children, subject to whatever mortgages, liens and  
22 encumbrances there may be upon said estate at the time of the death of the decedent, and there must  
23 be no further proceedings in the administration, unless further estate be discovered.”

24 **Section 9. § 3121 of Chapter 31, 15 GCA is amended to read:**

25 **“§ 3121. Setting Aside Estates Under ~~[\$20,000.00]~~ \$75,000.00: Personal Liability for**  
26 **Unsecured Debts of Decedent; Duration.** A surviving spouse or a minor child or children in whom  
27 title has vested pursuant to the provisions of Section 3119 of this Title shall be personally liable for  
28 the unsecured debts of the decedent. The personal liability shall not exceed the value of the estate at  
29 the date of the decedent's death, less the amount of any liens and encumbrances and any homestead  
30 and other property set apart pursuant to the provisions of Section 2401 or Section 2409 of this Title.  
31 Such personal liability shall cease one (1) year after title to the estate vests, except with respect to any

1 actions or proceedings then pending in court. In any action based upon such an unsecured debt, the  
2 surviving spouse, or the minor child or children, or the guardian of such minor child or children, may  
3 assert any defenses, counterclaims or set offs which would have been available to the decedent if the  
4 decedent had not died.”

5 **Section 10. § 3123 of Chapter 31, 15 GCA is amended to read:**

6 **“§ 3123. Setting Aside Estates Under ~~[\$20,000.00]~~ \$75,000.00: Denial of Assignment;**  
7 **Grounds; Effect.** If the Superior Court finds that the net value of the estate exceeds [~~twenty thousand~~  
8 ~~dollars (\$20,000.00)] seventy-five thousand dollars (\$75,000.00), or that there is neither a surviving  
9 spouse nor a minor child, it shall act upon the petition for letters testamentary, letters of administration  
10 with the will annexed or letters of administration in the same manner as though no petition to set aside  
11 the estate had been included, and the estate shall then be administered in the usual manner.”~~

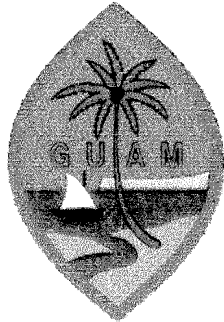
12 **Section 11. § 3123 of Chapter 31, 15 GCA is amended to read:**

13 **“§ 3125. Setting Aside Estates Under ~~[\$20,000.00]~~ \$75,000.00: Exclusion of Joint**  
14 **Tenancy, Life Estate, or Other Estate Terminable at Death.** For the purposes of this Article, any  
15 property or interest therein or lien thereon which, at the time of the decedent's death, was held by the  
16 decedent as joint tenant, or in which the decedent had a life estate or other estate terminable upon the  
17 decedent's death, shall be excluded in determining the property or estate of the decedent or its value.”

18 **Section 12. Effective date.** This Act shall be effective upon enactment.

# COMMITTEE ON GUAM U.S. MILITARY RELOCATION, PUBLIC SAFETY & JUDICIARY

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



## SENATOR FRANK B. AGUON, JR. CHAIRMAN

Bill No. 354-33 (COR), - An act to amend §§ 3101, 3103, 3109, 3111, 3113, 3115, 3117, 3119, 3121, 3123, and 3125 of chapter 31, title 15, Guam Code Annotated, relative to estates of small value. (Sponsors: J.V. Espaldon / M.C. Torres).

Name (Please Print)	Agency/Organization	Contact Number	Oral Testimony	Written Testimony	In favor	Not In Favor
TERRY BROOKS		472 6848		✓	✓	



September 19, 2016

Senator Frank B Aguon, Jr.

Hafa Adai Chairman Aguon and Senators:

Thank you for the opportunity to present testimony on this Bill.

I have practiced law on Guam for more than 30 years now. My practice has involved many different types of cases including probates. As you know, probate is the judicial process of transferring the assets of a deceased person to his or her heirs.

Guam law currently requires that a person go through a probate if the separate assets left by the deceased exceed \$20,000. This bill raises the amount to \$75,000.

Currently, for an estate with assets of less than \$20,000, a simple affidavit with a copy of the death certificate can be recorded to transfer the estate's assets to the deceased person's heirs. When Guam's probate code was enacted in 1970, the amount subject to this section was \$300. At some point that amount was increased to the current \$20,000, however, given inflation and the rising cost of filing a probate case, publishing and mailing notices, I believe that the time has come to increase the amount again. For comparison, in California the amount which can be distributed via affidavit is \$150,000.

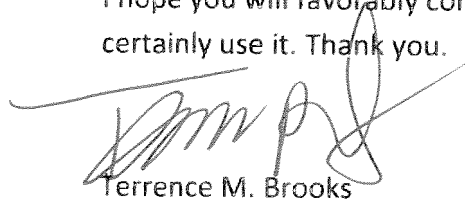
A probate case can easily take six months to complete when there are no complications. That is a significant amount of time to wait for what is no longer a huge amount of money. While the expenses of a last illness, funeral and burial come due immediately, a decedent's family with an estate of more than \$20,000 is forced to wait six months to obtain funds that would greatly assist in the payment of the bills.

Probate cases are much more expensive to undertake now. Filing fees at the court have jumped by more than 300%. It used to cost \$80 to file a civil or probate case. Now it costs \$300. The cost of publishing notices in a newspaper have increased tremendously. The cost of mailing notices to heirs has also increased significantly. Paying a process server to post notices in public places has also grown. My firm requires \$1,500 just to cover the costs of a probate, not including attorney's fees. Add in attorney's fees, which are a percentage of the value of the estate, and court closing costs, and an heir could wind up paying \$4,000 - \$5,000, 20% - 25% to close a small estate of that exceeds \$20,000 in value.

Raising the limit for small value estates to \$75,000 would be a substantial benefit to heirs of small estates. Usually these estates consist of bank accounts, retirement accounts or unpaid wages or benefits that belonged to a person who has died. Getting the funds of a small estate to the heirs in an expeditious and inexpensive way at a time when they need it the most makes good sense and good law.

---

I hope you will favorably consider this bill and give a break to the heirs of small estates, who can certainly use it. Thank you.

A handwritten signature in black ink, appearing to read 'T.M. Brooks', with a long horizontal flourish extending to the left and a vertical flourish extending upwards and to the right.

Terrence M. Brooks

# YANZA · FLYNN · TIMBLIN, LLP

One Agana Bay  
446 East Marine Corps Drive, Suite 201  
Hagatña, Guam 96910  
Telephone: (671) 477-7059  
Facsimile: (671) 472-5487  
Email: [yftllp@lexguam.com](mailto:yftllp@lexguam.com)

Louie J. Yanza · Michael D. Flynn, Jr. · Terence E. Timblin

---

September 16, 2016

## VIA HAND-DELIVERY

Senator Frank B. Aguon, Jr., Chairman  
**33<sup>RD</sup> GUAM LEGISLATURE**  
Committee on Guam U.S. Military  
Relocation / Public Safety / Judiciary  
Suite 503, DNA Bldg.  
238 Archbishop Flores Street  
Hagatna, Guam 96910

**RE: BILL NO. 354-33 (COR)**

Dear Senator Aguon:

I hereby offer my written testimony on Bill No. 354-33 (COR), concerning certain proposed revisions to Chapter 31, Title 15, Guam Code Annotated.

I can only speak to the proposed revisions to 15 GCA § 3101 in Bill No. 354-33 (COR), however, as I have never had occasion to study or use any of the other sections of Chapter 31 of the probate code.

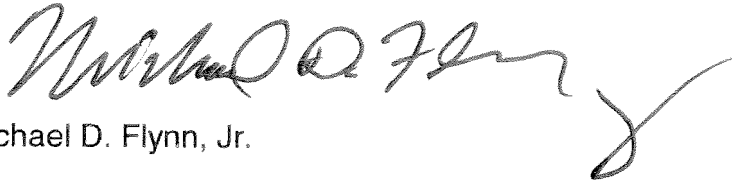
As far as I can recall, I have used 15 GCA § 3101 on behalf of at least three clients in my probate practice work, so far. On each occasion that I have used 15 GCA § 3101, fortunately, the sum value of the decedent's estate was below \$20,000.00, and, as such, the provisions of 15 GCA § 3101, as those provisions currently stand, were adequate to accomplish my clients' goals. However, I can envision a scenario in the future where a client might come to me for assistance with an estate which meets all of the terms of 15 GCA § 3101, except that the amount of salary in the decedent's estate is between \$3,000 and \$6,000, or the value of the entire estate is between \$20,000 and \$75,000. In such a scenario, I would be forced to take the estate through an expensive, time-consuming full probate administration.

Senator Frank B. Aguon, Jr., Chairman  
33<sup>RD</sup> GUAM LEGISLATURE  
September 16, 2016  
Page 2

Therefore, I support the proposed revisions to 15 GCA § 3101 as set out in Bill No. 354-33 (COR).

Very truly yours,

**YANZA • FLYNN • TIMBLIN, LLP**

A handwritten signature in black ink, appearing to read "Michael D. Flynn, Jr.", with a long, sweeping flourish extending to the right.

Michael D. Flynn, Jr.

cc: Senator Mary C. Torres

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# COMMITTEE ON RULES

*I Mina'trentai Tres na Liheslaturan Guåhan* • The 33rd Guam Legislature  
155 Hesler Place, Hagåtña, Guam 96910 • [www.guamlegislature.com](http://www.guamlegislature.com)  
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Rory J. Respicio  
CHAIRPERSON  
MAJORITY LEADER

Senator  
Thomas C. Ada  
VICE CHAIRPERSON  
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Senator  
Michael F.Q. San Nicolas  
Member

Senator  
Nerissa Bretania Underwood  
Member

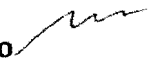
V. Anthony Ada  
MINORITY LEADER

Mary C. Torres  
MINORITY MEMBER

September 7, 2016

## Memorandum

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

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

**Subject:** Fiscal Notes

*Hafa Adai!*

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

### FISCAL NOTES:

Bill No. 346-33(COR)  
Bill No. 354-33(COR)  
Bill No. 366-33(COR)  
Bill No. 368-33(LS)

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

*Si Yu'os ma'åse'!*

2016 SEP - 7 PM 3: 58

**Bureau of Budget & Management Research  
Fiscal Note of Bill No. 354-33 (COR)**

**AN ACT TO AMEND §§ 3101, 3103, 3109, 3111, 3113, 3115, 3117, 3119, 3121, 3123, AND 3125 OF CHAPTER 31, TITLE 15, GUAM CODE ANNOTATED, RELATIVE TO ESTATES OF SMALL VALUE.**

Department/Agency Appropriation Information	
Dept./Agency Affected: Unified Judiciary of Guam	Dept./Agency Head: Robert J. Terraz, Chief Justice
Department's General Fund (GF) appropriation(s) to date:	33,043,444
Department's Other Fund (Safe Streets Fund) appropriation(s) to date:	149,468
<b>Total Department/Agency Appropriation(s) to date:</b>	<b>33,192,912</b>

Fund Source Information of Proposed Appropriation				
	General Fund:	(Specify Special Fund):	Total:	
FY 2015 Unreserved Fund Balance			\$0	
FY 2016 Adopted Revenues			\$0	
FY 2016 Apprn. (P.L. 33-66 thru _____)			\$0	
Sub-total:			\$0	
Loss appropriation in Bill			\$0	
<b>Total:</b>			<b>\$0</b>	

Estimated Fiscal Impact of Bill						
	(One Full Fiscal Year)	For Remainder of FY 2016 (if applicable)	FY 2017	FY 2018	FY 2019	FY 2020
General Fund	I/	\$0	\$0	\$0	\$0	\$0
(Specify Special Fund)		\$0	\$0	\$0	\$0	\$0
<b>Total</b>	<b>I/</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

- Does the bill contain "revenue generating" provisions?  
If Yes, see attachment:  Yes  No
- Is amount appropriated adequate to fund the intent of the appropriation?  
If no, what is the additional amount required? \$ \_\_\_\_\_  N/A  Yes  No
- Does the Bill establish a new program/agency?  
If yes, will the program duplicate existing program/agencies?  N/A  Yes  No  
Is there a federal mandate to establish the program/agency?  N/A  Yes  No
- Will the enactment of this Bill require new physical facilities?  
If no, indicate reason:  N/A  Yes  No
- Was Fiscal Note coordinated with the affected department/agency? If no, indicate reason:  
 /  Other:  N/A  Yes  No

Analyst: for Joseph Guerrero Date: 7/11/16 Director: [Signature] Jose S. Calvo, Director  
 Date: SEP 02 2016

**Fiscals:**  
 I/ Based on information provided by the Judiciary of Guam, the current probate filing fee is \$300 while closing costs are based on the value of the estate of which the current fee schedule sets the maximum fee to calculate an estate's value at \$5,000. The Judiciary does not keep statistical data regarding the value of estates in the normal course of business. Upon their review of probate information from 2014, there were 119 cases filed. Of the 119 cases, 35 had an estimated value below \$75,000 and 84 were valued above \$75,000. It would be difficult to predict how the change will affect the filing of probate cases absent additional information as it is currently unclear whether the filing of non-probate administration cases is based on the value of the estate (\$20,000 or less) or if the case filings do not meet the statutory requirements of Title 15 G.C.A. Chapter 31, Article 2. Should the Bill be enacted into law, the Judiciary will experience a loss in filing fees and closing costs for estates valued at less than \$75,000.



## COMMITTEE ON RULES

*I Mina'trentai Tres na Liheslaturan Guåhan* • The 33rd Guam Legislature  
155 Hesler Place, Hagåtña, Guam 96910 • [www.guamlegislator.com](http://www.guamlegislator.com)  
E-mail: [roryforguam@gmail.com](mailto:roryforguam@gmail.com) • Tel: (671)472-7679 • Fax: (671)472-3547

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Member

Senator  
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Member

Senator  
Nerissa Bretania Underwood  
Member

V. Anthony Ada  
MINORITY LEADER


Mary C. Torres  
MINORITY MEMBER

July 26, 2016

### MEMORANDUM

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

**Attorney Therese M. Terlaje**  
*Legislative Legal Counsel*

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

**Subject:** **Referral of Bill No. 354-33(COR)**

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 354-33(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'Trentui Tres 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
354-33 (COR)	James V. Espaldon Mary C. Torres	AN ACT TO AMEND §§ 3101, 3103, 3109, 3111, 3113, 3115, 3117, 3119, 3121, 3123, AND 3125 OF CHAPTER 31, TITLE 15, GUAM CODE ANNOTATED, RELATIVE TO ESTATES OF SMALL VALUE.	07/26/16 10:07 a.m.	07/26/16	Committee on the Guam U.S. Military Relocation, Public Safety and Judiciary			Fiscal Note Request 07/26/16 Fiscal Note 09/07/16





Office of Senator Frank B. Aguon, Jr. &lt;admin@frankaguonjr.com&gt;

---

**1st Notice – Public Hearing on Monday, September 19, 2016 at 2:00 PM**


---

Office of Senator Frank Aguon, Jr. Admin &lt;admin@frankaguonjr.com&gt;

Mon, Sep 12, 2016 at 7:47 AM

To: "Office of Senator Frank B. Aguon, Jr." &lt;admin@frankaguonjr.com&gt;

Cc: "Frank Aguon, Jr." &lt;aguon4guam@gmail.com&gt;, Committee &lt;committee@frankaguonjr.com&gt;, Communications Specialist &lt;communications@frankaguonjr.com&gt;, Rosanna O'Mallan &lt;staff@frankaguonjr.com&gt;, Senator Aguon's Assistant &lt;officeassistant@frankaguonjr.com&gt;, Tricia Benavente &lt;media@frankaguonjr.com&gt;

Bcc: arthur.paulino@gpd.guam.gov, chuck.ada@guamairport.net, cme.guam@gmail.com, communications@guam.gov, dcaguero@portguam.com, ebanderson@guamag.org, elaine.gogue@guam.gov, euntalan@fhh.com, faguon@portguam.com, gerry@postguam.com, gerrypartido.mvguam18@gmail.com, governor@guam.gov, guamwardeny2k@yahoo.com, louella@postguam.com, madeleine.bordallo@mail.house.gov, michael.cura@dpr.guam.gov, phnotice@guamlegislature.org, Carla Borja <carla.borja@doc.guam.gov>, Carlina Charfauros <ccharfauros@guamag.org>, Cathy Gogue <cgogue@guampdsc.net>, "Chief J. I. Cruz" <joseph.i.cruz@gpd.guam.gov>, Chief Michael Uncangco <michael.uncangco@gfd.guam.gov>, "chris.duenas" <chris.duenas@guam.gov>, Christopher Budasi <cbudasi@guamcourts.org>, Cynthia Ige <cynthia.ige@gpd.guam.gov>, Gerry Partido <gerrypartido@gmail.com>, "Honorable Robert J. Torres" <guamjustice@hotmail.com>, "hottips@kuam.com" <hottips@kuam.com>, Janela Buhain Carrera <janela@spbguam.com>, Joey San Nicolas <joey.sannicolas@gfd.guam.gov>, John O'Connor <john@postguam.com>, Jon Calvo <jon.calvo@mail.house.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 <kenq@kuam.com>, kim santos <kim.santos@gpd.guam.gov>, "Lt. Andrew Quitugua" <andrew.quitugua@gpd.guam.gov>, "Lt. Paul Sayama" <paul.sayama@gpd.guam.gov>, "manuel.babauta" <manuel.babauta@gpd.guam.gov>, Mark Calvo <mark.calvo@guam.gov>, Matt Sablan <matt.sablan12@yahoo.com>, "monica.salas" <monica.salas@gpd.guam.gov>, "news@guampdn.com" <news@guampdn.com>, Philip Taijeron <philip.taijeron@cqa.guam.gov>, Ray Tenorio <ray.tenorio@guam.gov>, Robert Camacho <bobcamacho@guamairport.net>, Robert Tupaz <robert@postguam.com>, "ronald.taitano" <ronald.taitano@gpd.guam.gov>, Rose Ramsey <rose.ramsey@guam.gov>, Shawn Raymundo <sraymundo@guam.gannett.com>, "Stephen P. Hattori" <sphattori@guampdsc.net>, "susan.reyes" <susan.reyes@gpd.guam.gov>, Valerie Cruz <vcruz@guamcourts.org>, genos@teleguam.net, Robert Perron <rperron@ite.net>, onestop\_mike@yahoo.com, bestcarandtruckservice@yahoo.com, Wanjo Kim <wanjoalexkim@gmail.com>, janela@k57.com, news@k57.com, news@kuam.com, parroyo@k57.com, Gaynor Daleno <gdumat-ol@guam.gannett.com>, Jason Salas <jason@kuam.com>, Jerick Sablan <jpsablan@guampdn.com>, Krystal Paco <krystal@kuam.com>, Mar-vic Cagurangan <marvic.cagurangan@yahoo.com>, Sabrina Salas Matanane <sabrina@kuam.com>, Shawn Raymundo <sraymundo@guampdn.com>, Steve Limtiaco <slimtiaco@guampdn.com>, neil@postguam.com, jackie@postguam.com

September 12, 2016

**MEMORANDUM**

To: All Senators, Media, and Stakeholders

Fr: SENATOR FRANK B. AGUON, JR.

Subject: 1<sup>st</sup> Notice – Public Hearing on Monday, September 19, 2016 at 2:00 PM

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 **Public Hearing on Monday, September 19, 2016 at 2:00 PM**, in the *I Liheslatura* Public Hearing Room. Included on the agenda are the following bill(s):

- **Bill No. 336-33 (LS):** - "An act to amend §66103 of chapter 60 of 10GCA and §50101(b) of chapter 50 of 17 GCA relative to the training requirements for members of the Civilian Volunteer Police Reserves (CVPR)." (*Sponsor: Senators V.A. Ada, F.B. Aguon, Jr., B.T. McCreadie.*)
- **Bill No. 350-33 (COR):** - "An act to amend (c) of § 90.90, article 4, chapter 90, title 9 of the Guam Code Annotated relative to inmate compensation for prison industries." (*Sponsor: Senator R.J. Respicio.*)
- **Bill No. 354-33 (COR):** - "An act to amend §§ 3101, 3103, 3109, 3111, 3113, 3115, 3117, 3119, 3121, 3123, and 3125 of chapter 31, title 15, Guam Code Annotated, relative to estates of small value." (*Sponsor: Senators J.V. Espaldon, M.C. Torres.*)
- **Bill No. 369-33 (COR):** - "An act to amend subsection (c) of § 77135 of chapter 77, title 10, Guam Code Annotated, relative to providing discretion in the expenditure prioritization of the police patrol vehicle and equipment revolving fund to the Chief of Police for the purposes of acquiring, repairing, and maintaining vehicles and requisite associated equipment for the GPD." (*Sponsor: Senator B.T. McCreadie*)

The Hearing will broadcast on local television, GTA Channel 21 and Docomo Channel 117 or streamed online at:  
[www.guamlegislature.com](http://www.guamlegislature.com).

(Note: Links to Bills have been provided above.)

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](mailto:aguon4guam@gmail.com). Copies of the aforementioned Bill(s) may be obtained at *Liheslaturan Guahan's* website at: [www.guamlegislature.com](http://www.guamlegislature.com). Individuals requiring special accommodations, auxiliary aids, or services should contact Niel Tirador at 475-4861/2 or email at [committee@frankaguonjr.com](mailto: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)

Fax: (671) GUM3 (4863)

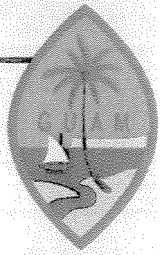
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**1ST PH NOTICE ON MONDAY SEPTEMBER 19 2016 AT 2 PM.pdf**

493K



September 12, 2016

MEMORANDUM

To: All Senators, Media, and Stakeholders

Fr: SENATOR FRANK B. AGUON, JR.

Subject: 1<sup>st</sup> Notice – Public Hearing on Monday, September 19, 2016 at 2:00 PM

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The Hearing will broadcast on local television, GTA Channel 21 and Docomo Channel 117 or streamed online at: [www.guamlegislature.com](http://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, Guam, via fax to 475-GUM3(4863), or via email to: [aguon4guam@gmail.com](mailto:aguon4guam@gmail.com). Copies of the aforementioned Bill(s) may be obtained at *I Liheslaturan Guahán*'s website at: [www.guamlegislature.com](http://www.guamlegislature.com). Individuals requiring special accommodations, auxiliary aids, or services should contact Niel Tirador at 475-4861/2 or email at [committee@frankaguonjr.com](mailto:committee@frankaguonjr.com). Please feel free to contact my office should you have any additional questions or concerns.

Respectfully,

SENATOR FRANK B. AGUON, JR.

Committee Chairman on Guam U.S. Military Relocation | Public Safety | Judiciary  
*I Mina' Trentai Tres Na Liheslaturan Guahán* | 33<sup>rd</sup> Guam Legislature

Senator  
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Senator  
James V. Espaldon  
Member

Senator  
Brant T. McCreadie  
Member

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



Office of Senator Frank B. Aguon, Jr. &lt;admin@frankaguonjr.com&gt;

## 2nd Notice - Public Hearing on Monday, September 19, 2016 at 2:00 PM

Office of Senator Frank Aguon, Jr. Admin &lt;admin@frankaguonjr.com&gt;

Thu, Sep 15, 2016 at 3:17 PM

To: "Office of Senator Frank B. Aguon, Jr." &lt;admin@frankaguonjr.com&gt;

Cc: "Frank Aguon, Jr." &lt;aguon4guam@gmail.com&gt;, Committee &lt;committee@frankaguonjr.com&gt;, Communications Specialist &lt;communications@frankaguonjr.com&gt;, Rosanna O'Mallan &lt;staff@frankaguonjr.com&gt;, Senator Aguon's Assistant &lt;officeassistant@frankaguonjr.com&gt;, Tricia Benavente &lt;media@frankaguonjr.com&gt;

Bcc: arthur.paulino@gpd.guam.gov, chuck.ada@guamairport.net, cme.guam@gmail.com, communications@guam.gov, dcagiero@portguam.com, ebanderson@guamag.org, elaine.gogue@guam.gov, euntalan@fhh.com, faguon@portguam.com, gerry@postguam.com, gerypartido.mvguam18@gmail.com, governor@guam.gov, guamwardeny2k@yahoo.com, louella@postguam.com, madeleine.bordallo@mail.house.gov, michael.cura@dpr.guam.gov, phnotice@guamlegislature.org, Carlina Charfauros <ccharfauros@guamag.org>, Cathy Gogue <cgogue@guampdsc.net>, "Chief J. I. Cruz" <joseph.i.cruz@gpd.guam.gov>, Chief Michael Uncangco <michael.uncangco@gfd.guam.gov>, "chris.duenas" <chris.duenas@guam.gov>, Christopher Budasi <cbudasi@guamcourts.org>, Cynthia Ige <cynthia.ige@gpd.guam.gov>, Gerry Partido <gerypartido@gmail.com>, "Honorable Robert J. Torres" <guamjustice@hotmail.com>, "hottips@kuam.com" <hottips@kuam.com>, Janela Buhain Carrera <janela@spbguam.com>, Joey San Nicolas <joey.sannicolas@gfd.guam.gov>, John O'Connor <john@postguam.com>, Jon Calvo <jon.calvo@mail.house.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 <kenq@kuam.com>, kim santos <kim.santos@gpd.guam.gov>, "Lt. Andrew Quitugua" <andrew.quitugua@gpd.guam.gov>, "Lt. Paul Sayama" <paul.sayama@gpd.guam.gov>, "manuel.babauta" <manuel.babauta@gpd.guam.gov>, Mark Calvo <mark.calvo@guam.gov>, Matt Sabian <matt.sabian12@yahoo.com>, "monica.salas" <monica.salas@gpd.guam.gov>, "news@guampdn.com" <news@guampdn.com>, Philip Taljeron <philip.taljeron@cqa.guam.gov>, Ray Tenorio <ray.tenorio@guam.gov>, Robert Camacho <bobcamacho@guamairport.net>, "ronald.taitano" <ronald.taitano@gpd.guam.gov>, Rose Ramsey <rose.ramsey@guam.gov>, Shawn Raymundo <sraymundo@guam.gannett.com>, "Stephen P. Hattori" <sphattori@guampdsc.net>, "susan.reyes" <susan.reyes@gpd.guam.gov>, Valerie Cruz <vcruz@guamcourts.org>, jackie@postguam.com, janela@k57.com, neil@postguam.com, news@k57.com, news@kuam.com, parroyo@k57.com, Gaynor Daleno <gdumat-ol@guam.gannett.com>, Jason Salas <jason@kuam.com>, Jerick Sablan <jpsablan@guampdn.com>, Krystal Paco <krystal@kuam.com>, Mar-vic Cagurangan <marvic.cagurangan@yahoo.com>, Sabrina Salas Matanane <sabrina@kuam.com>, Shawn Raymundo <sraymundo@guampdn.com>, Steve Limtiaco <slimtiaco@guampdn.com>, genos@teleguam.net, Robert Perron <rperron@ite.net>, onestop\_mike@yahoo.com, bestcarandtruckservice@yahoo.com, Wanjoo Kim <wanjooalexkim@gmail.com>, Peter Wolford <pdwolford1021@gmail.com>, delisteduenas@judiwonpat.com, "Alex C. Chan" <chan007888@yahoo.com>, riko.crisostomo@hotmail.com, jrosscruz@yahoo.com

September 15, 2016

### MEMORANDUM

To: All Senators, Media, and Stakeholders

Fr: SENATOR FRANK B. AGUON, JR.

Subject: 2nd Notice - Public Hearing on Monday, September 19, 2016 at 2:00 PM

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 **Public Hearing on Monday, September 19, 2016 at 2:00 PM**, in the *1 Liheslatura* Public Hearing Room. Included on the agenda are the following bill(s):

- **Bill No. 336-33 (LS):** - "An act to amend §66103 of chapter 60 of 10GCA and §50101(b) of chapter 50 of 17 GCA relative to the training requirements for members of the Civilian Volunteer Police Reserves (CVPR)." (Sponsor: Senators V.A. Ada, F.B. Aguon, Jr., B.T. McCreddie.)
- ~~**Bill No. 360-33 (COR):** - "An act to amend (e) of § 90.90, article 4, chapter 90, title 9 of the Guam Code Annotated relative to inmate compensation for prison industries." (Sponsor: Senator R.J. Respicio.)~~ Rescheduled for a later date per Sponsor request
- **Bill No. 354-33 (COR):** - "An act to amend §§ 3101, 3103, 3109, 3111, 3113, 3115, 3117, 3119, 3121, 3123, and 3125 of chapter 31, title 15, Guam Code Annotated, relative to estates of small value." (Sponsor: Senators J.V. Espaldon, M.C. Torres.)
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[www.guamlegislature.com](http://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, Guam, via fax to 475-GUM3(4863), or via email to: [aguon4guam@gmail.com](mailto:aguon4guam@gmail.com). Copies of the aforementioned Bill(s) may be obtained at *I Liheslaturan Guahån*'s website at: [www.guamlegislature.com](http://www.guamlegislature.com). Individuals requiring special accommodations, auxiliary aids, or services should contact Niel Tirador at 475-4861/2 or email at [committee@frankaguonjr.com](mailto: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)

Fax: (671) GUM3 (4863)

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

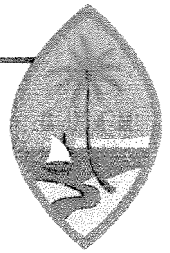
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2nd PH NOTICE ON MONDAY SEPTEMBER 19 2016 AT 2 PM-AMENDED.pdf

414K



September 15, 2016

MEMORANDUM

To: All Senators, Media, and Stakeholders

Fr: SENATOR FRANK B. AGUON, JR.

Subject: 2<sup>nd</sup> Notice – Public Hearing on Monday, September 19, 2016 at 2:00 PM

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Respectfully,

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I Mina' Trentai Tres Na Liheslaturan Guahan | 33<sup>rd</sup> Guam Legislature

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James V. Espaldon  
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Senator  
Brant T. McCreadie  
Member

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



September 12, 2016

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

Subject: **INVITATION** – Public Hearing on Monday, September 19, 2016 at 2:00 PM

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Senator  
James V. Espaldon  
Member

Senator  
Brant T. McCreadie  
Member

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



September 12, 2016

The Honorable Ray Tenorio  
Lieutenant Governor of Guam  
513 West Marine Corps Drive  
Ricardo J. Bordallo Complex  
Hagåtña, Guam 96910  
Sent via email to: [ray.tenorio@guam.gov](mailto:ray.tenorio@guam.gov)

Subject: **INVITATION** – Public Hearing on Monday, September 19, 2016 at 2:00 PM

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Respectfully,

  
SENATOR FRANK B. AGUON, JR.

Committee Chairman on Guam U.S. Military Relocation | Public Safety | Judiciary  
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V. Anthony Ada  
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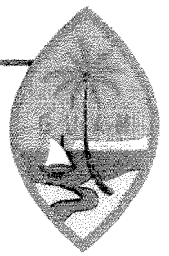
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Frank F. Blas Jr.  
Member

Senator  
James V. Espaldon  
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Senator  
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Speaker  
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Ex-Officio





September 12, 2016

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Ex-Officio

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](mailto:rjtorres@guamsupremecourt.com)

Subject: **INVITATION** – Public Hearing on Monday, September 19, 2016 at 2:00 PM

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Committee Chairman of Guam U.S. Military Relocation | Public Safety | Judiciary  
*I Mina' Trentai Tres Na Liheslaturan Guahan* | 33<sup>rd</sup> Guam Legislature



September 12, 2016

Mr. Joshua Tenorio
Administrator of Courts
Judiciary of Guam
Suite 300, Guam Judicial Center 120 West O'Brien Drive
Hagåtña, Guam 96910
Sent via email to: jtenorio@guamcourts.org

Subject: INVITATION - Public Hearing on Monday, September 19, 2016 at 2:00 PM

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- Bill No. 336-33 (LS): - "An act to amend §66103 of chapter 60 of 10GCA and §50101(b) of chapter 50 of 17 GCA relative to the training requirements for members of the Civilian Volunteer Police Reserves (CVPR)." (Sponsor: Senators V.A. Ada, F.B. Aguon, Jr., B.T. McCreddie.)
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Respectfully,

SENATOR FRANK B. AGUON, JR.

Committee Chairman on Guam U.S. Military Relocation | Public Safety | Judiciary
I Mina' Trentai Tres Na Liheslaturan Guahan | 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

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

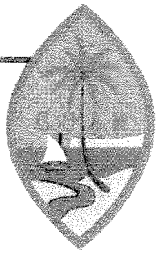
Senator V. Anthony Ada Member

Senator Frank F. Blas Jr. Member

Senator James V. Espaldon Member

Senator Brant T. McCreddie Member

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



September 12, 2016

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FRANK B. AGUON, JR.  
Chairman

Senator  
Thomas C. Ada  
Vice Chairman

Vice-Speaker  
Benjamin J.F. Cruz  
Member

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Rory J. Respicio  
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Senator  
Brant T. McCreddie  
Member

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

Chief Joseph I. Cruz  
Chief of Police  
Guam Police Department

Bldg 13-16A Mariner Ave.

Tiyan, Barrigada, Guam 96913

Sent via email to: [joseph.i.cruz@gpd.guam.gov](mailto:joseph.i.cruz@gpd.guam.gov)

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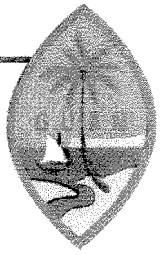
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Committee Chairman on Guam U.S. Military Relocation | Public Safety | Judiciary  
*I Mina' Trentai Tres Na Liheslaturan Guahan* | 33<sup>rd</sup> Guam Legislature



Guam U.S Military Relocation | Public Safety | Judiciary



I MINA' TRENTAI TRES NA LIHESLATURAN GUAHAN | 33<sup>RD</sup> GUAM LEGISLATURE

September 12, 2016

Mr. Alberto A. Lamorena

Director,

Department of Corrections

P.O. Box 3236

Hagatna, GU 96932

Sent via email to: [alberto.lamorena@doc.guam.gov](mailto:alberto.lamorena@doc.guam.gov)

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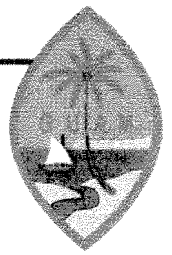
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Dr. Judith T. Won Pat, Ed.D.  
Ex-Officio



**PUBLIC HEARING AGENDA**

**Monday, September 19, 2016 at 2:00 PM**

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

**AGENDA**

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**I. Call to Order at 2:00PM**

**II. Opening remarks/Announcements**

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**III. Closing Remarks**

**IV. Adjournment**