

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






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

RE: Committee Report on Bill No. 369-33 (COR)

Dear Speaker Won Pat:

Transmitted herewith is the Committee Report on 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.

Committee votes are as follows:

-  TO DO PASS
-  TO NOT PASS
-  TO REPORT OUT ONLY
-  TO ABSTAIN
-  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 | 33rd Guam Legislature

2016 OCT 26 10:05:55
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Senator
FRANK B. AGUON, JR.
Chairman

Senator
Thomas C. Ada
Vice Chairman

Vice-Speaker
Benjamin J.F. Cruz
Member

Senator
Rory J. Respcio
Member

Senator
Dennis G. Rodriguez, Jr.
Member

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

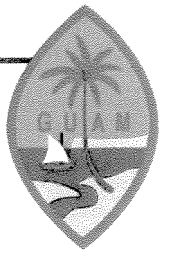
Senator
V. Anthony Ada
Member

Senator
Frank F. Blas Jr.
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Senator
James V. Espaldon
Member

Senator
Brant T. McCreadie
Member

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



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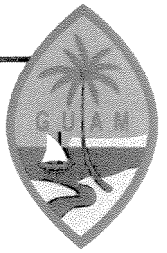
Speaker
Dr. Judith T. Won Pat, Ed.D
Ex-Officio

COMMITTEE REPORT

ON

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."



OCT 21 2016

MEMORANDUM

Senator
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Chairman

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Vice Chairman

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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. 369-33 (COR)

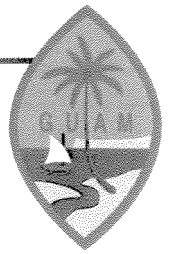
Transmitted herewith for your consideration is the Committee Report on Bill No. 369-33 (COR) – (An act to amend subsection (c) of § 77135 of chapter 77, title 10, Guam Code Annotated, relative to providing discretion in the expenditure prioritization of the police patrol vehicle and equipment revolving fund to the Chief of Police for the purposes of acquiring, repairing, and maintaining vehicles and requisite associated equipment for the GPD.)

This report includes the following:

- Committee Vote Sheet
- Committee Report Digest
- Copy of Bill No. 369-33 (COR)
- Public Hearing Sign-in Sheet
- Copies of Submitted Testimony & Supporting Documents
- Fiscal Notes/ Waivers
- Referral of Bill No. 369-33 (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

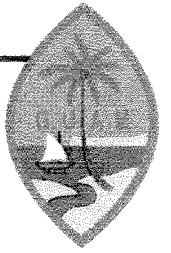
Senator James V. Espaldon Member

Senator Brant T. McCreadie Member

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

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." Sponsored by: Senator B.T. McCreadie

Table with 7 columns: COMMITTEE MEMBERS, SIGNATURE, TO DO PASS, TO NOT PASS, TO REPORT OUT ONLY, TO ABSTAIN, TO PLACE IN INACTIVE FILE. Rows include AGUON, FRANK B., JR.; ADA, THOMAS C.; VICE-SPEAKER CRUZ, BENJAMIN J. F.; RESPICIO, RORY J.; RODRIGUEZ, DENNIS G. JR.; UNDERWOOD, NERISSA B. Ph.D.; ADA, V. ANTHONY; BLAS, FRANK F., JR.; ESPALDON, JAMES V.; MCCREADIE, BRANT T.; SPEAKER WON PAT, JUDITH T. Ed. D.



COMMITTEE REPORT DIGEST

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

I. OVERVIEW

Bill No. 369-33 (COR) was introduced on August 30, 2016, by Senator Brant McCreadie and was subsequently referred by the Committee on Rules to the Committee on Guam US Military Relocation, Public Safety and Judiciary on August 31, 2016.

The Committee on Guam US Military Relocation, Public Safety and Judiciary convened a public hearing on Bill No. 369-33 (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 12th of September with the subsequent notification also sent out on the 15th 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.

Okay ladies and gentlemen, we are going to proceed to the final piece of legislation that's on the agenda and we do have several individuals who have signed up. To the members of our illustrious Guam Police Department, I will be inviting individuals who are not in uniform and who are not directly affiliated with the Guam Police Department just because they have been sitting in the audience for quite some time and I want to thank them for their patience and then we'll call up the Guam Police Department to provide their testimony. So I would like to invite Mr. Bob Peron, Juan Ju Kim, Gerald Quichocho. Those are the only individuals. Please gentlemen if you can join us up front and provide your testimony and before you proceed with your testimony I will call on the Guam Police Department representatives immediately upon the conclusion of the testimony provided by these individuals. I would like to now invite the sponsor of the legislation of Bill No. 369-33. Senator McCreadie if you would like provide some opening remarks.

Senator McCreadie:

Thank you Mr. Chair and thank you to the public and the police department for showing up here today. Bill 369 is a one-and-a-half-page bill and all it basically says is the chief is now, has the authorization to fully expend at his discretion the funds that are available to him for maintenance and purchasing of new patrol vehicles in the police department. We can't continue to ask the police department and the chief with handcuffs on to shoot free throws and be successful. We need to continue to support. There is no ceiling of support for the Guam Police Department. It's an on going issue that we have to continue to support them. This is just another piece of legislation that does support the chief of police in his efforts to put vehicles out on the street. On December 15th we will lose 45% of our vehicle fleet that we have today and so we are backed up against a time limit and we need to take action as soon as possible. I do believe we will see in the chief's testimony the important of a piece of legislation such as this and I ask you know that we have full support and hopefully we'll find that out today. Thank you.

Chairman Aguon:

Thank you very much Senator McCreadie. Mr. Peron. If you can just identify yourself for the record.

Mr. Bob Perron:

Thank you, senator and senators of the committee. I stand here. My name is Bob Perron. P, e, r, r, o, n, and I'm one of the owners of Pacific Tire. It has three outlets on Guam. In Tamuning, Mangilao and Dededo and we run safety inspection stations in each of those sties. I'm here in support of the legislation, which would allow the Chief of Police to better utilize the monies out of the fees that the government receives from the safety inspection payments that come in. So we are highly in support of allowing him to do what he feels is best in the use of that money and not tying his hands one way or the other. Early on we were a little concerned when there was discussions about taking money from the safety inspection side and shifting it over to the government side and we were concerned that that would be a fairly heavy burden on the safety inspection stations, which are small businesses and aren't real profitable large businesses like a lot of the others. So we were very concerned about losing some of that money and negatively impacting the businesses. So the bill that has been put forward looks like it's very fair you know to everybody. It allows the chief to use the money as he sees fit and it doesn't negatively impact the small businesses that would have been hit probably to tune of about 350,000 annually for maybe a dozen small businesses. So again my business stands in support of the bill.

Chairman Aguon:

Thank you very much Mr. Perron. Mr. Kim.

Mr. Juan Ju Kim:

Thank you. Juan Ju Kim here. I really don't have much to add to Mr. Perron's testimony. I stand in support as well.

Chairman Aguon:

Thank you. Mr. Quichocho.

Mr. Gerald Quichocho:

Same thing.

Chairman Aguon:

Gentlemen, thank you for providing your testimony and I appreciate your presence this afternoon. Okay ladies and gentlemen, if I can invite the following individuals if in fact you are going to be providing oral testimony. Monica Salas, Captain Castro, Chief Cruz, is obviously going to be represented by Captain Castro. Officer Ignaciao, Caldwell and Santos. So I take it the two of you will be representing the department. Please identify. Cap, if you can identify yourself for the record and then proceed.

Captain Castro:

Captain Castro, Guam Police Department.

Lieutenant Quitugua:

Lieutenant Quitugua, Guam Police Department.

Captain Steve Ignaciao:

Good afternoon everybody, Captain Steve Ignaciao, Guam Police Department.

Chairman Aguon:

Okay. You have a presentation you would like to present to the committee?

Captain Castro:

Lieutenant Andrew will first read the testimony and we'll go from there.

Chairman Aguon:

Please proceed

Lieutenant Quitugua:

This testimony is being provided of the Chief of Police Joseph I. Cruz for the Guam Police Department.

[Chief Cruz's Written Testimony Attached]

Chairman Aguon:

Thank you very much Lieutenant Quitugua. Any additional comments. Captain Castro or Captain Ignaciao.

Senator McCreadie:

Mr. Chair, if I could just ask a quick question to his last comment?

Chairman Aguon:

If there are no other additional comments by Captain Castro or Captain Ignaciao. Do you have any additional comments before I entertain questions from the floor?

Captain Steve Ignaciao:

I'm here to provide a snap shot of the OVIS if there is any questions of the finances and how much is in the account and the 70/30 split.

Chairman Aguon:

Captain Ignaciao if you want to go ahead and proceed.

Captain Steve Ignaciao:

Okay so while they prepare the power point slide I wanted to mention that for FY2016, the Guam Police Department has received \$280,965 just in this FY from the OVIS fee. So if you look at the FY2016 revenues, 30% of that would equate to about \$84,289.50. At 30% for vehicle purchase this will only fund 2 patrol cars per fiscal year. Now at 280,965 we can purchase up to 7 cars. Now to date the fund from FY2015-2016 combined we have a total of \$554,519.57. At that rate we can purchase up to 13 patrol cars if given the discretion to purchase vehicles or given the discretion of the chief to use the funds as he sees fit. Okay, the average monthly revenue at \$28,965.50 for a fiscal year comes up to \$8,428.95.

Captain Steve Ignacio:

So that means it will take us 5 months just to get enough money to purchase 1 patrol car. We recently bought 3 patrol cars out of this fund and these patrol cars cost \$40,500. That's the final price. So again within a fiscal year, we would only be able to purchase 2 patrol cars at the current split 70/30. What we have here is a slide on how the OVIS fund is broken down. We can give you the presentation. It's just a simple spreadsheet and also the PowerPoint presentation. Under the contractual category, we have \$47,468.17 expended. 55,000 plus dollars in encumbrances and we have about \$9,900 left in the account. So it adds up to about \$113,000. Its all broken down by value and the next one would be supplies and equipment. Again we had \$96,644.56 in expenses already today. \$55,798.48 in encumbrance and we have \$49,320.78 left available. We have \$201,763 total for this allotment for this subject category. Under capital with the 70/30 split we were only able to put \$121,500 and we have available \$112,220.45 for a total of \$233,720.45 and then we also have under travel. \$6,000 which is still available. None of that has been spent. So to date, 68% of the total revenues of the \$554,000 stated has been spent. So only forty-two thousand or 42% will be, 32% will be carried forward into next fiscal year. Okay. Thank you very much.

Chairman Aguon:

Just to highlight the use of the OVIS fund, Captain Ignacio can you just reiterate the number of vehicles so far that have been procured in the last two years.

Captain Steve Ignacio:

We have procured to date 3 vehicles under the fund at \$40,500 a piece.

Chairman Aguon:

3 vehicles and then you have a contractual arrangement where in fact the other vehicles that are presently in the streets, you have set aside resources and a contract in place to be able to repair and upkeep those vehicles?

Captain Steve Ignacio:

Yes, and that's where the encumbrances and the expenses come in. We have contracts to repair vehicles, buy parts and all the other object categories

Chairman Aguon:

I just wanted to ensure that the members of the committee are very much aware of that. Senator McCreadie.

Senator McCreadie:

I have a couple questions now. I had one before, but I just want to touch on your testimony regarding the chief. Now the amendment that the chief is asking us to proffer would be from the special permit fees, which is the \$50 fee that's in court right now. So what we would do is we would make an amendment to say that if that \$50 were then be acceptable by the Guam Police Department to enforce, it would go into this account.

Lieutenant Quitugua:

Yes, Sir.

Senator McCreadie:

But if it was not acceptable and the court deemed it to be not enforceable, there would be no money going into this account?

Lieutenant Quitugua:

Well, when we started collecting the fee, it was part of our schedule of fees and all schedule of fees are collected to recover administrative cost lost to the department every year. So, it was one of those fees that we never collected on and when we adjusted fees between 2012 and 2013 effective of February of 2014 we never considered because it was a non-performing fee, but when the chief lifted any waivers, we started collecting this fee and it was collected and deposit in the police services fund along with all other fees and what the chief is asking is that if we are able to realize that fee once again that it would be...

Senator McCreadie:

Okay, yes. That's what I wanted to make public to just make sure we are not enforcing that \$50 fee. What we are saying is if the courts say that it's enforceable that that money would go into this special fund specifically. Another question for Mr. Ignacio. We paid \$40,000 per vehicle. We've been able to get 3 vehicles?

Captain Steve Ignacio:

Yes, sir, That's correct.

Senator McCreadie:

Now, are we able to purchase vehicles that are not. Is \$40,000 the cost of the vehicle itself or is that the cost after the vehicle is street ready and everything is loaded into the vehicle. The vehicle itself is not \$40,000 correct?

Captain Steve Ignacio:

Yes, I believe. I was just talking to Lieutenant Andrew; I think the 40,500 is the vehicle that come with...

Senator McCreadie:

Fully equipped.

Captain Steve Ignacio:

Fully equipped minus the police radio. So it's got lights, sirens. It's a police special package vehicle.

Senator McCreadie:

Now is there, and I don't. I've seen it in other jurisdictions in other states where they have different types of cars. They don't have the crown Victoria. They have smaller cars. Less expensive cars. More efficient in gas. Have we ever considered that as a cost savings measure? I mean, we have Priuses right now from AK that we use to 45% of our fleet correct? That's what we use now?

Captain Steve Ignacio:

Yes, sir, that's correct.

Senator McCreadie:

So if we were to then use those Priuses as an option to purchase, those three vehicles that we have used to date might turn into 7 or 8. We would double our buying ability because it would be a less expensive car. Because the Prius is not \$40,000.

Captain Steve Ignacio:

Usually before we go out and purchase cars, or police cars, we put committees together to determine what cars fit best for patrol and we usually end up with the police patrol special vehicles where there is an SUV, a sedan, such as chargers, tarus.

Senator McCreadie:

But if you had a Prius go to a sight, and you had to transport from that sight, that is when you would call the different transport vehicle to pick up the offender.

Captain Steve Ignacio:

And that's where these cars that we purchase, police patrol vehicles, these special vehicles manufactured strictly for police use, they come with the cages.

Senator McCreadie:

Yeah, we don't transfer offenders in the Priuses right now.

Captain Steve Ignacio:

Generally, no.

Senator McCreadie:

But sometimes we do.

Captain Steve Ignacio:

Not that I am aware of.

Senator McCreadie:

Not that you're aware of. Okay. No questions. Thank you.

Chairman Aguon:

Thank you very much Senator McCreadie. Any other questions for the officers from the Guam Police Department? Senator Espaldon.

Senator Espaldon:

And I'm not sure if they would be able to answer, but I'm going to ask it anyway and again I'm just saying it really deals with the court decision in terms of the \$50 collection fee. Do you know by what the basis was for the court issuing an injunction for the collection of the fees?

Captain Castro:

I think it was the fees that was in the books by law, but never really implemented and when that first implementation took place, I don't think the companies were prepared for that so.

Senator Espaldon:

I'm sorry. Who wasn't prepared for it?

Captain Castro:

I don't think they were prepared to start paying these fees after 20 or more years of it being waved and suddenly you are told to pay this fee and that's an astronomical cost for the company, but a resource that the department can benefit from so I. I think that's the jist of why the injunction was put in place.

Senator Espaldon:

Do you know if there was a full decision that was written or was it just an order from the court that just came out?

Captain Castro:

Well, it's been litigated now so that prevents us from collecting any fee at all.

Senator Espaldon:

It's being litigated. It's in litigation now?

Captain Castro:

Right so it's in the AGs office now.

Chairman Aguon:

If I can add Senator Espaldon, an injunction was placed on the application of the fees and the scheduled court hearing date is March of 2017. So that's the situation that GPD is personally facing.

Captain Castro:

So until then we are at a standstill with collecting any fee what so ever.

Senator Espaldon:

Okay. Thank you.

Chairman Aguon:

Thank you Senator Espaldon. Any other questions or comments for the Guam Police Department, GPD? Just to highlight, I understand that it was part of the conversation with regards the GADA, The Guam Automobile Dealers Association fee, but until that is either rectified or the Guam Police Department comes up with an agreement with the GADA organization, that will not be inserted to this piece of legislation. Okay. So just FYI, I appreciate you asking that in fact it be incorporated into this, but until such time that the litigation is either closed, completed, or the Guam Police Department negotiates with GADA so that in fact it can be addressed in the long term then we will not entertain it in this legislation. Okay. Captain Ignaciao, you look like you want to say something.

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 19th, 2016 at 2:00PM in *I Liheslatura's* Public Hearing Room.

1. **Mr. Joseph I. Cruz, Guam Police Department, Chief**
2. **Mr. Steven Ignacio, Guam Police Department, Captain**

IV. FINDINGS & RECOMMENDATIONS

The Committee on Guam U.S Military Relocation, Public Safety, and Judiciary hereby reports out Bill No. 369-33(COR) with the recommendation **TO DO PASS.**

I MINA' TRENTAI TRES NA LIHESLATURAN GUÁHAN
2016 (SECOND) Regular Session

Bill No. 369-33(COR)

Introduced by:

Brant T. McCreadie 

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.

2016 APR 29 11:43 AM


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

2 **Section 1.** Subsection (c) of § 77135 of Chapter 77, Title 10, Guam Code
3 Annotated is hereby *amended* to read:

4 “(c) Authorized Expenditure and Continuing Appropriation. All monies in the
5 Fund are hereby appropriated, and shall be deemed appropriated on a continuing basis
6 and shall not lapse, and shall not be subject to appropriation constraints in order to be
7 expended for the purposes of acquiring, repairing, and maintaining vehicles and
8 requisite associated equipment for the Guam Police Department. All monies in the
9 Fund shall be expended at the discretion of the Chief of Police for the purposes of
10 acquiring, repairing, and maintaining vehicles and requisite associated equipment for
11 the Guam Police Department or subsidizing the utilization of privately owned vehicles
12 for police service, patrol duty, and other law enforcement related functions, as

1 provided pursuant to Title 10 GCA Chapter 56. The Fund shall not be used to
2 purchase non-patrol vehicles for administrative utilization purposes.

3 ~~(1) Thirty percent (30%) of the annual revenue collected by the Fund~~
4 ~~shall be used solely for the purchase of new police patrol vehicles within the~~
5 ~~government of Guam fiscal year during which the revenue was received or used~~
6 ~~to subsidize the utilization of privately owned vehicles for police service, patrol~~
7 ~~duty, and other law enforcement related functions, as provided pursuant to Title~~
8 ~~10 GCA Chapter 56.~~

9 ~~(A) The expenditure prioritization mandate pursuant to this Item~~
10 ~~(1) shall not apply to the purchase of non-patrol vehicles for~~
11 ~~administrative utilization purposes, which is prohibited.~~

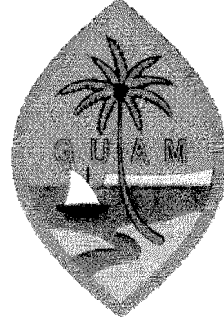
12 ~~(B) Any unexpended funds remaining at the end of the fiscal year~~
13 ~~shall continue to be available for expenditure in the next fiscal year solely~~
14 ~~for the purposes of this Item (1).~~

15 ~~(2) Seventy percent (70%) of the annual revenue collected by the Fund~~
16 ~~shall be used solely for the repair and maintenance of police patrol vehicles~~
17 ~~within the government of Guam fiscal year during which such funding was~~
18 ~~generated from revenue received.”~~

19 **Section 2. Severability.** *If any provision of this Law or its application to any*
20 *person or circumstance is found to be invalid or contrary to law, such invalidity shall*
21 *not affect other provisions or applications of this Law which can be given effect*
22 *without the invalid provisions or application, and to this end the provisions of this*
23 *Law are severable.*

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

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



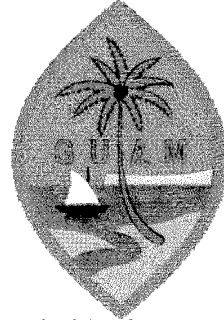
SENATOR FRANK B. AGUON, JR. CHAIRMAN

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: B.T. McCreddie).

Name (Please Print)	Agency/Organization	Contact Number	Oral Testimony	Written Testimony	In favor	Not In Favor
Monica Sabal	CVPR/GPD	488 8403			✓	
✓ Bob Perea	Pacific Time	777-5320			✓	
✓ Capt. Castro	GPD	747-8579	↓		↓	
✓ J.I. Cruz	GPD	475-8508		✓	✓	
✓ WANSOO KIM	Mitres CORP	7276553			✓	
✓ Gerald Vidich	Raw 5 MS	481-7906			—	
✓ Steve Ignacio	GPD	788-7438			✓	

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

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



SENATOR FRANK B. AGUON, JR.
CHAIRMAN

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: B.T. McCreddie).

Name (Please Print)	Agency/Organization	Contact Number	Oral Testimony	Written Testimony	In favor	Not In Favor
D.J. ...	GPD		N	A	✓	
KM SANTO	GPD		N	A	✓	



GUAM POLICE DEPARTMENT

DIPATTAMENTON POLISIAN GUAHAN
Government of Guam



EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Bldg. 13-16A Mariner Avenue, Tiyan
Barrigada, Guam 96913
P.O. Box 23909 Barrigada, Guam 96921
Telephone: (671) 475-8473 (Switchboard); (671) 475-8508 / 8509 / 8512
Fax: (671) 475-3222

JOSEPH I. CRUZ
Chief of Police

WRITTEN TESTIMONY

OF

JOSEPH I. CRUZ

Chief of Police, Guam Police Department

IN SUPPORT OF

BILL 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."**

For: The Honorable Frank B. Aguon, Jr., Chairman; and
Members, Committee on Guam U.S. Military Relocation,
Public Safety and Judiciary
33rd Guam Legislature

Hafa Adai, Mr. Chairman and Members of the Legislative Committee on Guam U.S. Military Relocation, Public Safety, and Judiciary.

I am Joseph I. Cruz, Chief of Police for the Guam Police Department, and am providing this testimony in favor of Bill 369-33 (COR) which will provide the Chief of Police total discretion in the expenditure of funds deposited into the Patrol Vehicle and Equipment Revolving Fund as opposed to the current restriction of 30% towards the purchase of new patrol vehicles and 70% for the maintenance of patrol vehicles. Bill 369-33 (COR) also provides an additional option for the expenditure of funds from the Patrol Vehicle and Equipment Revolving Fund to be used for the Guam Police Department subsidized vehicle program authorized under 10 GCA Chapter 56.

Bill 369-33 (COR) introduced by Senator Brant McCredie could not have come at a better time for the Guam Police Department when you take into account that by December 15, 2016, our Department will lose about 15 patrol vehicles when our lease agreement expires

WRITTEN TESTIMONY OF JOSEPH I. CRUZ, Chief of Police, Guam Police Department
IN SUPPORT OF
BILL 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 GPD
September 16, 2016
Page 2 of 4

with Atkins Kroll. These 15 patrol vehicles compose about 45% of our Department's patrol fleet. With our patrol augmentation program already in place, there are now about 30 additional officers that have been tasked to assist in village patrol operations throughout our island. The loss of the 15 patrol vehicles in December will have a serious impact on our officers' safety, response time, area coverage, and deterrent factor against criminal activities.

Prior to my tenure as the Chief of Police, the Guam Police Department was consistently plagued with the shortage of vehicles needed for our island-wide patrol operations. There was a time when not only were individual police officers utilizing their personal income to sustain an operational patrol fleet but our Department was also utilizing vehicles not suited for patrol operations such as three-wheel meter maid vehicles used for parking enforcement, military surplus utility trucks, and unmarked vehicles used for administrative and undercover operations.

Several years ago and in response to the year in and year out of shortages in patrol vehicles, Public Law 32-205 created the Official Vehicle Inspection Safety (OVIS) fee to be deposited into the "Patrol Vehicle and Equipment Revolving Fund" (10 GCA §77135 and 16 GCA §3602). This Public Law puts aside \$3.00 of the \$15.00 inspection fee which is the dollar amount per inspection provided to GPD for the repair and purchase of patrol vehicles.

Still not realizing the funds needed to sustain a patrol fleet needed for a 24/7 operation, I worked with command staff to identify an additional funding source that will address this dilemma. The first recommendation was to not grant a waiver to the Guam Automobile Dealers Association (GADA) in the assessment of \$50.00 for a Special Permit issued to new cars traveling from the Commercial Port to car dealership lots and storage facilities. According to command staff personnel, this waiver has been issued by past Chiefs of Police at the request of GADA despite the opposition of GPD command staff. Upon reviewing 16 GCA §7103 which establishes the Special Permit Fee, the Guam Legislature provided no option to the Chief of Police to issue any waiver for this fee. Based on recommendation by GPD command staff and upon reviewing the enabling statute on this question, I made the decision not to issue the requested waiver to GADA and the collection of the fee was initiated after many years of being waived.

WRITTEN TESTIMONY OF JOSEPH I. CRUZ, Chief of Police, Guam Police Department
IN SUPPORT OF
BILL 369-33 (COR) - Relative to Providing Discretion in the Expenditure
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Chief of Police for the Purposes of Acquiring, Repairing, and Maintaining Vehicles and
Requisite Associated Equipment for the GPD
September 16, 2016
Page 3 of 4

The combination of the OVIS Fee and the Special Permit Fee (16 GCA §7103) provided the funds needed to support a plan that I jointly created with command staff personnel that would have established a three-fleet system needed for a 24/7 operational coverage within a four-year period. This plan will also provide the ability of our Department for the first time in its existence to provide a vehicle maintenance and replacement schedule based on the manufacturers' recommendations, similar to what is being practiced within the U.S. military, federal law enforcement entities and by large metropolitan police departments such as the Los Angeles Police Department, San Francisco Police Department, New York Police Department and Miami-Dade Police Department.

In a matter of six months after receiving funds from both the OVIS Fee and Special Permit Fee our Department for the first time was able to stock vehicle parts such as tires, brake pads, filters and other parts required for quarterly maintenance requirements and a vehicle repair turnaround time of one to two weeks as opposed to three to six months. Vehicles requiring highly technical skills and equipment were now being scheduled with private sector companies capable of performing such repairs.

Just as our past issues with providing adequate patrol vehicles and meeting vehicle maintenance demands were on its way of finally being resolved, a Bill was introduced in the 33rd Guam Legislature which appeared to have been influenced by the Guam Automobile Dealers Association (GADA) to abolish 16 GCA §7103 which provided the authority establishing the "special permit" fee that was actively being collected by GPD. During the public hearing for this Bill GPD officers provided a strong presence and testimonies were provided by members of our Department not to support this Bill. After the public hearing, it appeared that our Department was once again out of danger in our dilemma of instituting our plan to address our patrol vehicle shortfalls.

This unfortunately was not the case, GADA's reluctance to recognize the special permit fee as a legitimate fee even after it received years of being exempted by past Chiefs of Police, GADA filed a law suit against the Guam Police Department. This law suit resulted in Judge James Canto issuing an injunction against the collection of the Special Permit fee by GPD. This court action has seriously affected GPD's ability to maintain, repair, and procure patrol vehicles sorely needed by our Department.

The Guam Police Department has gone back to the Atkins-Kroll and requested for a one-year extension on its notice to terminate its lease agreement with our Department. Our

WRITTEN TESTIMONY OF JOSEPH I. CRUZ, Chief of Police, Guam Police Department
IN SUPPORT OF
BILL 369-33 (COR) – Relative to Providing Discretion in the Expenditure
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Chief of Police for the Purposes of Acquiring, Repairing, and Maintaining Vehicles and
Requisite Associated Equipment for the GPD
September 16, 2016
Page 4 of 4

Department will also be requesting in the next few days the assistance of other automobile dealerships for vehicle donations that may result in tax breaks should they provide our Department with the requested donation in vehicles.

Bill 369-33 (COR) is a much-needed flexibility for the Guam Police Department in addressing our vehicle shortfalls. Though our Department will be appealing to local automobile dealerships in donating patrol vehicles direly needed to protect our island residents and respond at a moment's notice of criminal activities, it is only a request for assistance that may not be provided.


The prompt passage of Bill 369-33 (COR) on the other hand will provide an immediate relief to the Guam Police Department's dire need in patrol vehicles to be deployed throughout our island villages.

I would also like to request an amendment to the current version of Bill 369-33 (COR) in that it also mandates that any and all fees collected from the Special Permit Fee as duly mandated by 16 GCA §7103 be deposited into the Police Vehicle and Equipment Revolving Fund.

In closing, the GPD Command Staff in attendance at this Hearing will be available to answer any questions that this Legislative Committee may have.

Thank you and *si' Yu'os ma'åse,* for providing this opportunity for me to render written testimony in favor of the passage of Bill 369-33 (COR).

Respectfully submitted,


JOSEPH I. CRUZ
Chief of Police

FY 2016 OVIS ACCOUNT STATUS :

- FY2015 Carry Over: \$ 273,554.57
 - FY 2016 Revenues: \$ 280,965.00 (93,655 inspections)
 - **Total OVIS year to date: \$ 554, 519.57**
-
- For FY2016 Revenues – 30% is \$84, 289.50
 - At 30% for vehicle purchase this will only fund 2 patrol cars at \$40,500.00 per car
 - At \$280,965.00 GPD can purchase 7 cars.
 - At \$554,519.57 GPD can purchase 13 patrol cars.
 - Average monthly revenues are \$28,965.50. 30% is \$8,428.95 per month.
 - At this rate it will take 5 months of revenues to be able to purchase 1 patrol car.

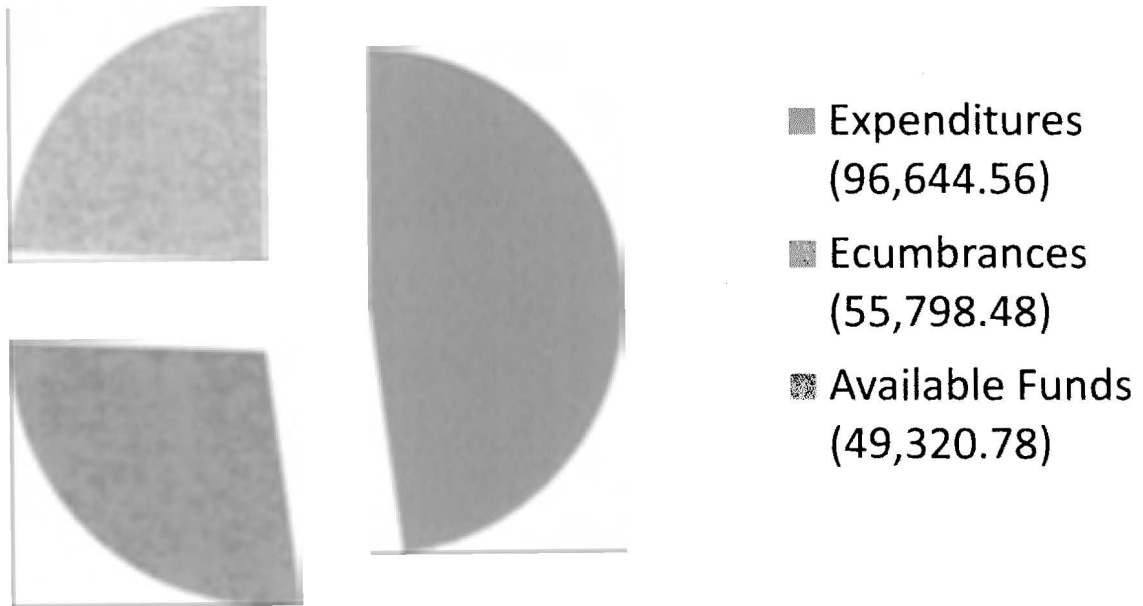
BREAKDOWN BY CATEGORY				
CATEGORY	EXPENDITURES	ENCUMBRANCES	AVAILABLE FUNDS	TOTAL ALLOTMENT
Contractual	\$47,468.17	\$55,608.80	\$9,957.79	\$113,034.76
Supplies/equipment	\$96,644.56	\$55,798.48	\$49,320.78	\$201,763.82
Capital	\$0	\$121,500.00	\$112,220.45	\$233,720.45
Travel	\$0	\$0	\$6,000.00	\$6,000.00
Total:	\$144,112.73	\$232,907.28	\$177,499.02	\$554,519.03

- 26% OF THE TOTAL REVENUE HAS BEEN EXPENDED
- 42% OF THE TOTAL HAS BEEN ENCUMBERED
- Combined 68% of the total revenue has been expended/encumbered
- 32% of the total revenue remains in the account as of September 2016.

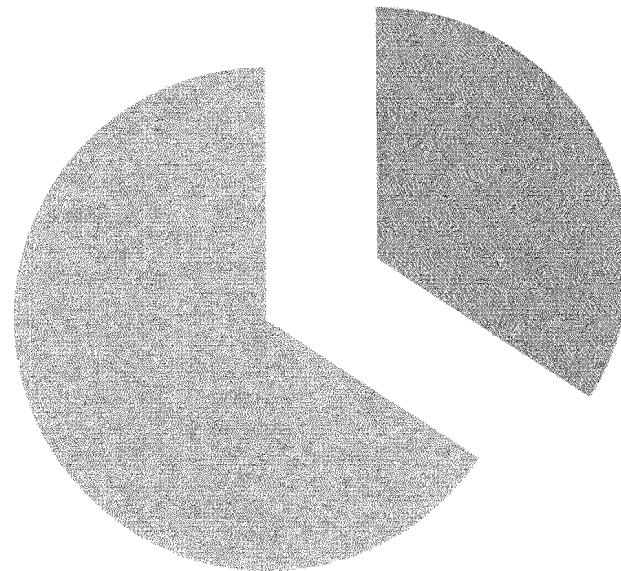
**Contractual Total Allotment
\$113,034.76**



Supplies/Equipment Allotment \$201,763.82

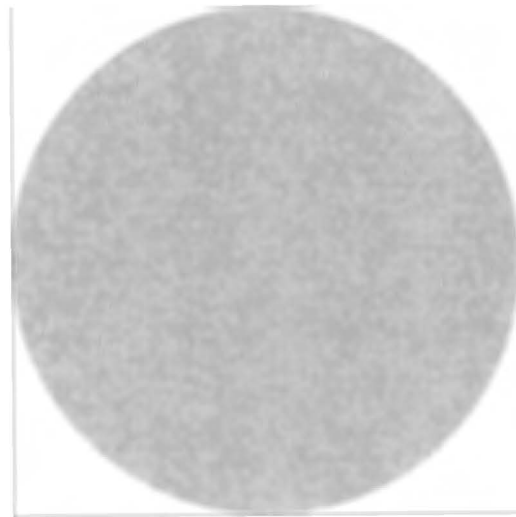


Capital Allotment (\$233,720.45)



- Expenditures
(\$0.00)
- Encumbrances
(\$121,500.00)
- Available Funds
(\$112,220.45)

Travel Allotment (\$6,000.)

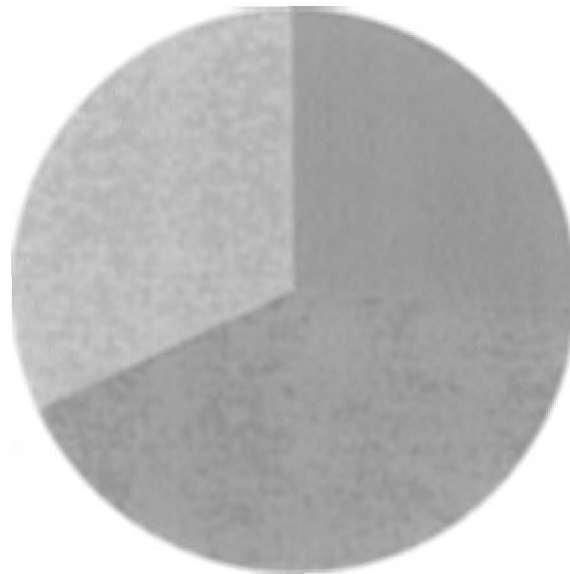


■ Expenditures
(\$0.00)

■ Encumbrances
(\$0.00)

■ Available Funds
(\$6,000.00)

**Total Allotment
\$554,519.03)**



- Expenditures
(\$144,112.73)
- Encumbrances
(\$232,907.28)
- Available Funds
(\$177,499.02)



COMMITTEE ON RULES

I Mina'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

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
Member

Senator
Nerissa Bretania Underwood
Member

V. Anthony Ada
MINORITY LEADER

Mary C. Torres
MINORITY MEMBER

September 1, 2016

VIA E-MAIL

joey.calvo@bbmr.guam.gov

Jose S. Calvo
Director
Bureau of Budget & Management Research
P.O. Box 2950
Hagåtña, Guam 96910

RE: Request for Fiscal Notes – Bill Nos. 369-33(COR) and 370-33(COR)

Hafa Adai Mr. Calvo:

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.

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

Very Truly Yours,

Senator Rory J. Respicio
Chairperson of the Committee on Rules

Attachments (1)

Cc: Clerk of the Legislature

Bill Nos.	Sponsor	Title
<p>369-33 (COR)</p>	<p>Brant T. McCreadie</p>	<p>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.</p>
<p>370-33 (COR)</p>	<p>James V. Espaldon</p>	<p>AN ACT TO ADD NEW DEFINITIONS TO THE GUAM SECURE AND FAIR ENFORCEMENT FOR MORTGAGE LICENSING ACT OF 2010.</p>



COMMITTEE ON RULES

I Mina'trentai Tres na Liheslaturan Guåhan • The 33rd Guam Legislature

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Senator

Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

Senator

Thomas C. Ada
VICE CHAIRPERSON
ASSISTANT MAJORITY LEADER

Speaker

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

Vice-Speaker

Benjamin J.F. Cruz
Member

Legislative Secretary

Tina Rose Muna Barnes
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Senator

Dennis G. Rodriguez, Jr.
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Member

Senator

Michael F.Q. San Nicolas
Member

Senator

Nerissa Bretania Underwood
Member

V. Anthony Ada

MINORITY LEADER

Mary C. Torres

MINORITY MEMBER

Certification of Waiver of Fiscal Note Requirement

This is to certify that the Committee on Rules submitted to the Bureau of Budget and Management Research (BBMR) a request for a fiscal note, or applicable waiver, on **Bill No. 369-33(COR) – Brant T. McCreadie, "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."**– on September 1, 2016. COR hereby certifies that BBMR confirmed receipt of this request September 1, 2016 at 4:56 P.M.

COR further certifies that a response to this request was not received. **Therefore, pursuant to 2 GCA §9105, the requirement for a fiscal note, or waiver thereof, on Bill 369-33(COR) to be included in the committee report on said bill, is hereby waived.**

Certified by:

Senator Rory J. Respicio
Chairperson of the Committee on Rules

November 5, 2016

Date



COMMITTEE ON RULES

I Mina'trentai Tres na Liheslaturan Guåhan • The 33rd Guam Legislature
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Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

August 31, 2016

Senator
Thomas C. Ada
VICE CHAIRPERSON
ASSISTANT MAJORITY LEADER

MEMORANDUM

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

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

Attorney Therese M. Terlaje
Legislative Legal Counsel

Vice-Speaker
Benjamin J.F. Cruz
Member

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

Legislative Secretary
Tina Rose Muna Barnes
Member

Subject: **Referral of Bill No. 369-33(COR)**

Senator
Dennis G. Rodriguez, Jr.
Member

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 369-33(COR)**.

Senator
Frank Blas Aguon, Jr.
Member

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*.

Senator
Michael F.Q. San Nicolas
Member

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

Senator
Nerissa Bretania Underwood
Member

Si Yu'os Ma'åse!

V. Anthony Ada
MINORITY LEADER

Attachment

Mary C. Torres
MINORITY MEMBER

I Mina'Trentai 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
369-33 (COR)	Brant T. McCreddie	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.	08/30/16 4:36 p.m.	08/31/16	Committee on the Guam U.S. Military Relocation, Public Safety and Judiciary			



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

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

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

Mon, Sep 12, 2016 at 7:47 AM

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

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

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@spbgum.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>, Phillip 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@lte.net>, onestop_mike@yahoo.com, bestcarandtruckservice@yahoo.com, Wanjo Kim <wanjoalexkim@gmail.com>, janela@k57.com, news@k57.com, news@kuam.com, pamoyo@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: **1st 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. McCreddie.*)
- **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. McCreddie*)

The Hearing will broadcast on local television, GTA Channel 21 and Docomo Channel 117 or streamed online at:
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. Copies of the aforementioned Bill(s) may be obtained at *I Liheslaturan Guahån's* website at: 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. 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
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 Tel: (671) 475-GUM1/2 (4861/2)
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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: 1st 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.)
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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.

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 Liheslaturan Guahân's website at: 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. 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 Guahan | 33rd Guam Legislature

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FRANK B. AGUON, JR.
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Senator
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Vice Chairman

Vice-Speaker
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Dr. Nerissa B. Underwood, Ph.D.
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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



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

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

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

Thu, Sep 15, 2016 at 3:17 PM

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

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

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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

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- **Bill No. 359-33 (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.) 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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Office of Senator Frank B. Aguon, Jr.

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 **2nd PH NOTICE ON MONDAY SEPTEMBER 19 2016 AT 2 PM-AMENDED.pdf**
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September 15, 2016

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SENATOR FRANK B. AGUON, JR.

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

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Speaker
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Updated: June 30, 2016

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Updated: June 30, 2016

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September 12, 2016

Senator
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Ex-Officio

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

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

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



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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

Subject: **INVITATION** – 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):

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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

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

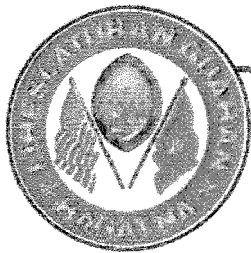
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Member

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James V. Espaldon
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Senator
Brant T. McCreadie
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Speaker
Dr. Judith T. Won Pat Ed.D
Ex-Officio



September 12, 2016

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Brant T. McCreddie
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Speaker
Dr. Judith T. Won Pat, Ed.D.
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

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Committee Chairman on Guam U.S. Military Relocation | Public Safety | Judiciary
I Mina Trentai Tres Na Liheslatura Guahan | 33rd 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

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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

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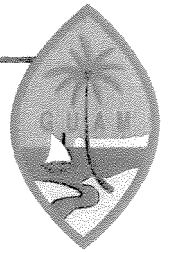
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Dr. Judith T. Won Pat, Ed.D.
Ex-Officio



September 12, 2016

Chief Joseph I. Cruz
Chief of Police
Guam Police Department

Bldg 13-16A Mariner Ave.
Tiyán, Barrigada, Guam 96913
Sent via email to: joseph.i.cruz@gpd.guam.gov

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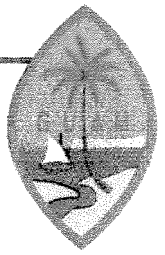
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Speaker
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Ex-Officio



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

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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

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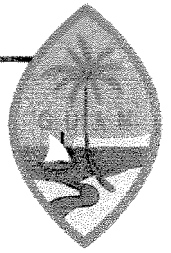
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Ex-Officio



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