



JUN 17 2015

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

Speaker

I Mina' Trentai Tres Na Liheslaturan Guahan

155 Hesler Place

Hagatna, Guam 96910

VIA: *for: REC-00*
The Honorable Rory J. Respicio
Chairperson, Committee on Rules

RE: Committee Report on Substitute Bill No. 89-33 (LS)

Dear Speaker Won Pat:

Transmitted herewith is the Committee Report on *Substitute* Bill No. 89-33 (LS)- An act to *amend* §§ 85.10 and 85.14 of Chapter 85, Title 9, Guam Code Annotated; relative to the composition of the Guam Parole Board.

Committee votes are as follows:

- 5 TO DO PASS
- _____ TO NOT PASS
- 3 TO REPORT OUT ONLY
- _____ TO ABSTAIN
- _____ TO PLACE IN INACTIVE FILE

Respectfully,

SENATOR FRANK B. AGUON, JR.

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

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

2015 JUN 19 11 31 15

Senator
FRANK B. AGUON, JR.
Chairman

Senator
Thomas C. Ada
Vice Chairman

Vice-Speaker
Benjamin J.F. Cruz
Member

Senator
Rory J. Respicio
Member

Senator
Dennis G. Rodriguez, Jr.
Member

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

Senator
V. Anthony Ada
Member

Senator
Frank F. Blas Jr.
Member

Senator
James V. Espaldon
Member

Senator
Brant T. McCreadie
Member

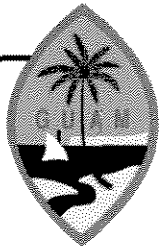
Speaker
Dr. Judith T. Won Pat, Ed.D.
Ex-Officio



COMMITTEE ON

Guam U.S Military Relocation | Public Safety | Judiciary

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



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Brant T. McCreddie
Member

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

COMMITTEE

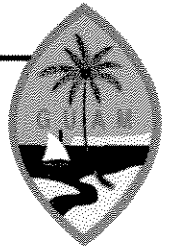
REPORT

ON

SUBSTITUTE

BILL NO. 89-33 (LS)

"An act to amend §§ 85.10 and 85.14 of Chapter 85, Title 9, Guam Code Annotated; relative to the composition of the Guam Parole Board."



JUN 15 2015

MEMORANDUM

Senator
FRANK B. AGUON, JR.
Chairman

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Thomas C. Ada
Vice Chairman

Vice-Speaker
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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,
Committee Chairperson

Subject: Committee Report on *Substitute Bill No. (89-33) (LS)*

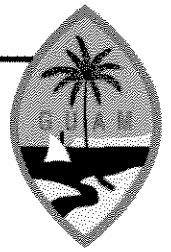
Transmitted herewith for your consideration is the Committee Report on *Substitute Bill No. (89-33) (LS) – (An act to amend §§ 85.10 and 85.14 of Chapter 85, Title 9, Guam Code Annotated; relative to the composition of the Guam Parole Board.)*

This report includes the following:

- Committee Vote Sheet
- Committee Report Digest
- Copy of Bill No. 89-33 (LS)
- Copy of *Substitute Bill No. 89-33* (LS)
- Public Hearing Sign-in Sheet
- Copies of Submitted Testimony & Supporting Documents
- Referral of the Bill No. 89-33 (LS)
- 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

Substitute Bill No. 89-33 (LS) – "An act to amend §§ 85.10 and 85.14 of Chapter 85, Title 9, Guam Code Annotated; relative to the composition of the Guam Parole Board." sponsored by Senator FRANK B. AGUON, JR.

Senator
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Chairman

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Vice Chairman

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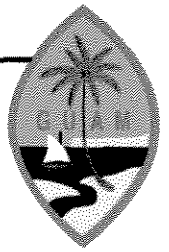
Senator
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Ex-Officio

COMMITTEE MEMBERS	SIGNATURE	TO DO PASS	TO NOT PASS	TO REPORT OUT ONLY	TO ABSTAIN	TO PLACE IN INACTIVE FILE
IS. AGUON AGUON, FRANK B., JR. Committee Chairperson	[Signature]					
ADA, THOMAS C. Committee Vice Chairperson	[Signature]	✓				
VICE-SPEAKER CRUZ, BENJAMIN J. F. Committee Member	[Signature]	✓				
RESPICIO, RORY J. Committee Member						
RODRIGUEZ, DENNIS G. JR. Committee Member	[Signature]			✓		
UNDERWOOD, NERISSA B. Ph.D. Committee Member						
ADA, V. ANTHONY Committee Member						
BLAS, FRANK F., JR. Committee Member	[Signature]			✓		
ESPALDON, JAMES V. Committee Member	[Signature]			✓		
MCCREADIE, BRANT T. Committee Member	[Signature]					
SPEAKER WON PAT, JUDITH T. Ed. D. Committee Member	[Signature]	✓				



COMMITTEE REPORT DIGEST

Senator
FRANK B. AGUON, JR.
Chairman

Senator
Thomas C. Ada
Vice Chairman

Vice-Speaker
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I. OVERVIEW

Bill No. 89-33 (LS) was introduced on April 27, 2015, by Senator Frank B. Aguon, Jr., and was subsequently referred by the Committee on Rules to the Committee on Guam US Military Relocation, Public Safety and Judiciary on April 27, 2015.

The Committee on Guam US Military Relocation, Public Safety and Judiciary convened a public hearing on Bill No. 89-33 (LS) on Monday, June 8, 2015 at 5:00PM 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 Thursday, May 28, 2015 (5-Day Notice), and again on Tuesday, June 2, 2015 (48-Hour Notice). Notices were also published in the Marianas Variety Newspaper on Friday, May 29, 2015 and on Wednesday, June 3, 2015.

Senators Present

Senator Frank B. Aguon, Jr., Chairperson
Senator Brant T. McCreadie, Committee Member

The public hearing was Called-to-Order at 5:00 PM.

II. SUMMARY OF TESTIMONY & DISCUSSION

Chairman Aguon:

This public hearing on The Committee on Guam US Military Relocation, Public Safety and Judiciary is hereby convened on Monday June 8th 2015 at 5 P.M. Just for the information for the community the initial notification was disseminated on the 29th of May with regards to this particular public hearing to all the stakeholders. In conjunction with that, it was printed on the 29th also of May, in one of our print media partners. Then subsequent to that the second notice was disseminated on the 3rd of June once again to all our senators, the media and stakeholders, and then printed in on Wednesday June 3rd. So if there is any questions with regards to the open compliance with the open government law please refer your questions directly to members of my staff.

Chairman Aguon:

The agenda for this evening's public hearing will be on Bill No. 88-33 (LS), which is relative to the compensation of members of the territorial parole board while serving under territorial parole board. Bill No. 89-33 (LS), which is relative to composition of the Guam Parole Board and then our final discussion will be on Bill No. 99-33 (COR), which is relative to establishing a hormone of anti-androgen pilot treatment program for persons convicted of sex crimes sponsored by the good senator to my immediate left, Senator Brant McCreadie, and also cosponsored by Senator Tony Ada.

We will now transition to Bill No. 89-33, which is relative to the composition of the Guam Parole Board, and I will yield to the members of the parole board. Incidentally, just for the information of the public, these two ideas and requests originated from members of the parole board based on the service that they have been providing our island community. So, I'd like to yield to the members as well as to the director in terms of being able to share their perspective as it applies to Bill No. 89-33. So, Mr. Director if you would like to commence.

Director San Agustin:

Mr. Chair and Senator Brant McCreadie thanks again. Before I start, I just want to say, looking at the Bill 89-33, in 2011 based on public law 31-03, the Parole Board was not able to meet for a period of 9 months. 2012, looking at the data provided to me, the Parole Board were not able to meet for 3 months. That's from January, May, and November. In 2013, 6 months, January to May and September, a six month period, the board did not meet for six months total for 2013. In 2014, they did not meet for three months, and in 2015, because we just started, they did not meet for the month of May as it were March. If I may, I just want to read my testimony because that's what I do best is reading.

Chairman Aguon:

Please proceed.

Director San Agustin:

[Written Testimony Attached]

In saying this, the intent because I was part of this 31-03, initially the intent is to really raise the bar and have higher standards, higher requirements. We want to have members on the board that can make best decisions based on, again, their education. By evidence of the document here provided, they were not able to meet quorum on many occasions. More so, nine times in 2011, and so on and so on.

[Continue with Written Testimony]

Therefore in saying this, it did not indicate that we took away the initiative or the capability of what this board can do, but what we did was just remove two positions. One from each of what I indicated, and therefore the higher standards that we expect is still there. So with that said, I support this bill, and I hope the Board members and the Chair will do the same.

Ms. Taitano:

Thank you again Mr. Chair, Senator McCreadie. So I am here to support Bill 89, and for many of the same reasons that the Director just shared. Again, a little history just for those present, when the initial bill was created to go to seven members, we objected to the number seven. We didn't object to the credentialization of the folks. I think it's a great idea. However, I just made a note back then and I'll make it again today is that the folks that are in these industries are currently in our community doing the work, and they're full time, and they're less likely to come on board as they have not to date to serve in a free capacity and to do service as we are currently doing. So in that, not to take away from the credentializing of the folks to possibly come on board but to also make it less cumbersome because there are people out there who have experience and we want to be able to open it up to them because it is high risk. We've encountered harassments and threats and vandalism and all the things that don't normally go with normal board work. So there is a lot of risk involved and that our own physical safety and the safety of our family members need to be considered. So, it's not easy, it's not an easy board to serve on, but I guess with some of our background we are able to mitigate those risks in our lives. I also just want to share that all here sounds good. I'm in agreement to decrease to five and keeping the credentials. I do just want to make a note sir on page 2, actually 85.10 of the amendment on number (a)(1). Actually number (2), there lacks or professional experience in these areas of study. I would just like to say that in 89, if we can put that, insert that part which is part of (a)(1) into part (a)(2) as the ending part. I thought it was there earlier, but I didn't see this until last week sometime in a review of it. So if we could insert that, that would be better because then it opens again that area of folks who have been in the industry and have the professional experience in these areas. And, otherwise, I just want to say thank you again for allowing the amendments of this bill because we do want to be able to continue to meet, and in the past, we have met with three people sir, and we were able to operate with three board members and make the decisions even though they were hard, but we were able to do that, and just FYI, the state of Nebraska, a little bit more population than Guam, they only have three board members, so just as an FYI. Although they're full time workers in their capacities, but thank you again, and I do support this bill.

Chairman Aguon:

Thank you very much Ms. Taitano for your testimony this evening. Pastor Van Engen?

Pastor Van Engen:

Thank you again Senator Aguon, Senator McCreadie. I also support this bill. It's been frustrating. You may remember, I think I told you before that I felt a need to volunteer for this board because I felt bad for the prisoners who have a legal right to have a hearing for their parole, and when I read in the paper and in the PDN that the board could meet because of this. This I believe goes a long way to solve that problem. We're all well qualified according to the guidelines that you have here. As our Chair said, that's not the issue. I didn't really realize how valuable my Bachelor's degree in psychology would be all these many years later, but I have other experiences as well toward this effort as you know. So we're just thanking you for doing this. This is solving a problem that, not only do we have as board members serving on the Guam Parole Board, but for those prisoners we do see some who want a second chance and really do work at trying to get themselves right and back on a good track for their lives. So, this is for them too. A little known statistic is that a large portion, a large majority of the people who go to prison get out, and if we don't treat them right

when they're in and if we don't give them the rights and responsibilities that they have that doesn't necessarily create a very good attitude in their part so I think this is going to help that. I'm very much in favor of this bill and thank you for presenting it.

Chairman Aguon:

Thank you very much Pastor Van Engen. Appreciate your testimony this afternoon. Mayor Wesley?

Mayor Wesley:

Thank you Mr. Chairman, Senator McCreadie. I agree also with the Director with the professional of people chosen. Also I agree with Pastor and the Chairwoman, but we have to think also beyond the society, the people out there that we need to protect. With this board that we have here, when we have less we can do much, but when we have better tools that we're gonna use is where we get together and use that tools to benefit for our people of Guam. So again Mr. Chair I do support this Bill 89-33, and I hope that the rest of the members also agree with us that we need to reduce down from 7 to 5 and 3 to 4. Thank you very much.

Chairman Aguon:

Thank you very much Mayor Wesley, and let me just conclude. I know that Senator McCreadie is anxiously anticipating his legislation, but let me just conclude with this final closing statement. I know I started it off with the previous legislation but you know with the nature of the responsibilities that the board has in making that decision ultimately when someone who has lived life of confinement, whether it be one year or five years or ten years, and ultimately making that decision to allow that individual to integrate into the larger community I think that that's always a challenge and a difficult decision for the board members, and in this case it reflects the three of you as well as Mayor Duenas. It's a difficult decision, but I know that all three of you, all four of you, take it seriously. Five members, I apologize. All five of you take it extremely seriously. In terms of ensuring that this individual is ready and willing and able to be a productive citizen in our community. So, for your service I just want to thank you all very much for your continual service, and we look forward to the eventual consideration of these two pieces of legislation before the legislative body. So, thank you for your testimony, and Mr. Director, Si Yu'us Ma'ase. Thank you very much.

Chairman Aguon:

For the information of the community, the committee will continue to receive on all three pieces of legislation that was entertained this evening, for the next ten days and we will conclude by closing the committee report and report the proposed legislation to the main body of the legislature. With that in mind, I want to thank Senator McCreadie, thank you very much for joining us this evening and too everyone who provided testimony. Thank you very much.

The Public Hearing was adjourned at: 5:28 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 schedule public hearing on Monday, June 8 2015 at 5:00PM in *I Liheslatura's* Public Hearing Room.

1. Joe San Agustin, Director of Department of Corrections

IV. FINDINGS & RECOMMENDATIONS

The Committee on Guam U.S Military Relocation, Public Safety, and Judiciary hereby reports out *As Substituted Bill No. 89-33(LS)* with the recommendation: **TO DO PASS**

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

Bill No. 89-33 (S)

Introduced by:

FRANK B. AGUON, JR.



**AN ACT TO AMEND §§ 85.10 AND 85.14 OF CHAPTER
85, TITLE 9, GUAM CODE ANNOTATED; RELATIVE
TO THE COMPOSITION OF THE GUAM PAROLE
BOARD.**

2015 APR 27 AM 10:43

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that Public Law 31-03 increased the size of the Guam Parole Board (Board) to
4 seven (7) members changing the requirements for four (4) of the Board positions:
5 two (2) members must have ten (10) years of law enforcement experience or a
6 degree in criminal justice; and two (2) members must have ten (10) years
7 experience as a social worker, or a degree in psychology or sociology or a medical
8 degree. As a result of these restrictive provisions, the Board has encountered
9 challenges reaching Quorum during regularly scheduled monthly Board meetings.

10 *I Liheslatura* further finds that the Board cancelled regularly scheduled
11 monthly meetings due to *no Quorum* during the following Calendar years:

- 12 (a) '2011 – nine (9) months from April to December;
- 13 (b) '2012 – three (3) months from January, May and November;
- 14 (c) '2013 – six (6) months from January to May and September;
- 15 (d) '2014 – three (3) months from March, June and July; and
- 16 (e) '2015 – one (1) month in March.

1 The lack of Quorum has prevented inmates from the legitimate expectation of the
2 parole process. Moreover, the lack of quorum has prevented the Board from
3 addressing parole revocations, potentially compromising public safety.

4 It is, therefore, the intent of *I Liheslaturan Guåhan* to *amend* §§ 85.10 and
5 85.14 of Chapter 85, Title 9, Guam Code Annotated so the island has a fully
6 functional and effective Territorial Parole Board.

7 **Section 2. Territorial Parole Board Created.** §§ 85.10 of Chapter 85,
8 Title 9, Guam Code Annotated, is hereby *amended*, to read:

9 **“§ 85.10. Territorial Parole Board Created.**

10 There is in the Executive Branch of the government of Guam, a
11 Guam Parole Board, hereinafter referred to as the Board, consisting of
12 five (5) ~~seven (7)~~ members appointed by *I Maga'lahi* [the Governor],
13 by and with the advice and consent of *I Liheslatura* [the Legislature].
14 Only persons, who by their knowledge and experience are prepared to
15 perform efficiently the duties of the Board as hereinafter provided,
16 *shall* be eligible for such appointment. Any person holding an elected
17 office *shall not* be eligible to serve on the Guam Parole Board. No
18 person who has a family member of the first consanguinity serving a
19 local sentence, or on parole, *shall* be eligible to serve on the Board.

20 (a) The composition of the Board members *shall* be comprised
21 of the following minimum background and experience:

22 (1) at least one (1) ~~two (2)~~ Board members *shall* have
23 at least ten (10) years in law enforcement work, or a baccalaureate
24 degree in criminal justice from a college or university accredited by a
25 United States accrediting body recognized by the Council on Higher
26 Education Accreditation (CHEA) or its successor, or an equivalent

1 foreign university as determined consistent with 17 GCA § 3104
2 (a)(1), or professional experience in these areas of study;

3 (2) at least one (1) ~~two (2)~~ Board members *shall* have
4 at least a baccalaureate degree or higher from an accredited U.S.
5 institution of higher education in social work, sociology or
6 psychology or a medical degree from a college or university
7 accredited by a United States accrediting body recognized by the
8 Council on Higher Education Accreditation (CHEA) or its successor,
9 or an equivalent foreign university as determined consistent with 17
10 GCA § 3104 (a)(1); and

11 (3) the three (3) remaining Board members shall have
12 at least ten (10) years of experience in human resources development,
13 or legal background or professional experience in these areas of study,
14 or any person of good moral character.”

15 **Section 3. Chairman Appointed: Meetings at Least Monthly.** § 85.14
16 of Chapter 85, Title 9, Guam Code Annotated, is hereby *amended*, to read:

17 “§ 85.14. **Chairman Appointed: Meetings at Least Monthly.**

18 The Board *shall* elect a chairman from among its members. The
19 chairman *shall* be elected by its members every two (2) years. The
20 Board *shall* meet regularly at least once a month. Special meetings
21 may be called by the chairman. *Not less than* three (3) ~~four (4)~~ voting
22 members present *shall* constitute a quorum for the transaction of
23 business, and the affirmative vote of three (3) ~~four (4)~~ members
24 present *shall* be required to make any action of the Board valid. No
25 action *shall* be taken by the Board at any meetings or hearings, unless
26 a quorum is present. The election for chairman from among its
27 members *shall* follow upon enactment of this Act.”

1 **Section 4. Severability.** If any provisions of this Code, or the application
2 thereof to any person or circumstance, is held invalid, such invalidity shall not
3 affect any other provision or application of this Code which can be given effect
4 without the invalid provision or application, and to this end the provisions of this
5 Code are severable.

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

Bill No. 89-33 (LS)

As Substituted by the Committee on
U.S. Guam Military Relocation,
Public Safety and Judiciary

Introduced by:

FRANK B. AGUON, JR.



**AN ACT TO AMEND §§ 85.10 AND 85.14, BOTH OF
CHAPTER 85, TITLE 9, GUAM CODE ANNOTATED,
RELATIVE TO THE COMPOSITION OF THE GUAM
PAROLE BOARD.**

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds
3 that Public Law 31-03 increased the size of the Guam Parole Board (Board) from
4 five (5) members to seven (7) members and harmonized the composition of the
5 Board with the rehabilitative ethos which the Department of Corrections is
6 intended to engender. As a result of these provisions, the Board has encountered
7 challenges reaching quorum during regularly scheduled monthly Board meetings.

I Liheslatura further finds that the Board cancelled regularly scheduled
8 monthly meetings due to *no quorum* during the following Calendar years:

- 10 (a) 2011 – nine (9) months from April to December;
- 11 (b) 2012 – three (3) months from January, May and November;
- 12 (c) 2013 – six (6) months from January to May and September;
- 13 (d) 2014 – three (3) months from March, June and July; and
- 14 (e) 2015 – one (1) month in March.

1 The lack of quorum has prevented inmates from the legitimate expectation of the
2 parole process. Moreover, the lack of quorum has prevented the Board from
3 addressing parole revocations, potentially compromising public safety.

4 It is, therefore, the intent of *I Liheslaturan Guåhan* to amend §§ 85.10 and
5 85.14, both of Chapter 85, Title 9, Guam Code Annotated, so the island has a fully
6 functional and effective Territorial Parole Board.

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8 9, Guam Code Annotated, is hereby *amended*, to read:

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10 There is in the Executive Branch of the government of Guam, a
11 Guam Parole Board, hereinafter referred to as the Board, consisting of
12 five (5) ~~seven (7)~~ members appointed by *I Maga’lahi* [the Governor],
13 by and with the advice and consent of *I Liheslatura* [the Legislature].
14 Only persons, who by their knowledge and experience are prepared to
15 perform efficiently the duties of the Board as hereinafter provided,
16 *shall* be eligible for such appointment. Any person holding an elected
17 office *shall not* be eligible to serve on the Guam Parole Board. *No*
18 person who has a family member of the first consanguinity serving a
19 local sentence, or on parole, *shall* be eligible to serve on the Board.

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21 of the following minimum background and experience:

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23 ten (10) years in law enforcement work, or a baccalaureate degree in
24 criminal justice from a college or university accredited by a United
25 States accrediting body recognized by the Council on Higher
26 Education Accreditation (CHEA) or its successor, or an equivalent

1 foreign university as determined consistent with 17 GCA § 3104
2 (a)(1), or professional experience in these areas of study;

3 (2) at least one (1) ~~two (2)~~ Board members *shall* have at least
4 a baccalaureate degree or higher from an accredited U.S. institution of
5 higher education in social work, sociology *or* psychology *or* a medical
6 degree from a college or university accredited by a United States
7 accrediting body recognized by the Council on Higher Education
8 Accreditation (CHEA) *or* its successor, *or* an equivalent foreign
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10 (3) the three (3) remaining Board members *shall* have at
11 least ten (10) years of experience in human resources development, or
12 legal background or professional experience in these areas of study, or
13 any person of good moral character.”

14 **Section 3. Chairman Appointed: Meetings at Least Monthly.** § 85.14
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17 The Board *shall* elect a chairman from among its members. The
18 chairman *shall* be elected by its members every two (2) years. The
19 Board *shall* meet regularly at least once a month. Special meetings
20 may be called by the chairman. *Not less than* three (3) ~~four (4)~~ voting
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22 business, and the affirmative vote of three (3) ~~four (4)~~ members
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24 action *shall* be taken by the Board at any meetings or hearings, unless
25 a quorum is present. The election for chairman from among its
26 members *shall* follow upon enactment of this Act.”

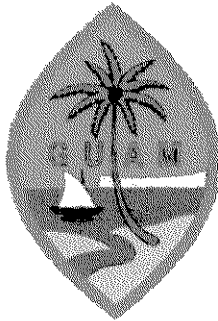
1 **Section 4. Severability.** *If* any provisions of this Act, or the application
2 thereof to any person or circumstance, is held invalid, such invalidity *shall not*
3 affect any other provision or application of this Act which can be given effect
4 without the invalid provision or application, and to this end the provisions of this
5 Act 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. 89-33 (LS): - An act to amend §§ 85.10 and 85.14 of Chapter 85, Title 9, Guam Code Annotated; relative to the composition of the Guam Parole Board. Sponsored by: Senator F.B. Aguon, Jr.

Name (Please Print)	Agency/Organization	Contact Number	Oral Testimony	Written Testimony	In favor	Not In Favor
JOE SAN AGUSTIN	Doc	688-5117	✓	✓	✓	
Joe Wesley	Guam Parole Board	488-4959	✓		✓	
Michelle Taitano	" " "	482-3221	✓		✓	
TOM VAN ENGEN	" " "	747-7458	✓		✓	

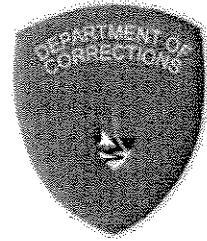


EDDIE BAZA CALVO
GOVERNOR

RAY TENORIO
LIEUTENANT GOVERNOR

DEPARTMENT OF CORRECTIONS
DEPATTAMENTON MANGNGURIHI
GOVERNMENT OF GUAM

P.O. BOX 3236
HAGATNA, GUAM 96932
TEL# 735-5170 / 5176
FAX# 734-4490



JOSE A. SAN AGUSTIN
DIRECTOR

June 8, 2015

Saluda yan Håfa Adai Chairman Senator Frank B. Aguon and members of the Committee on Public Safety.

I am Jose A. San Agustin Director of the Department of Corrections and I am here to provide support for Bill 89-33 (COR), an Act to amend §§85.14 of Chapter 85, Title 9, Guam Code Annotated; Relative to The Composition of the Guam Parole Board.

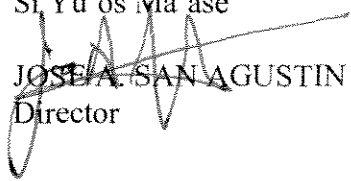
Public Law 31-03 increased the composition of the Guam Parole Board to seven (7) members changing the requirements for four (4) of the board position: Two (2) members must have ten (10) years of law enforcement experience or a degree in criminal justice. Two (2) members must have ten (10) years experience as a social worker, or a degree in psychology or sociology or a medical degree. As a result of these restrictive requirements, the board has encountered challenges reaching Quorum during regularly scheduled monthly meetings. The lack of Quorum has prevented inmates from the legitimate expectation of the parole process, as well as addressing parole revocations.

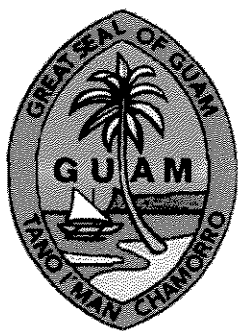
In reviewing the proposed amendment it is the intent of the Liheslaturan Guahan to amend §85.10 of Chapter 85, Title 9, Guam code Annotated:

Guam Parole Board, hereinafter referred to as the Board, consisting of five (5) members appointed by the Maga' lahi [the Governor], by and with the advice and consent of 1 Liheslatura [the Legislature], The composition of the Board members shall comprise of the following minimum background and experience:

- At least one (1) Board member shall have at least ten (10) years in law enforcement work, or a baccalaureate degree in criminal justice.
- At least one (1) board member shall have at least a baccalaureate degree or higher in social work, sociology or psychology or a medical degree.
- Three (3) board members shall have at least ten (10) years in human resources development or legal background or any person of good moral character.

As difficult as it may be to reach Quorum we must be mindful that higher standards and requirements provide for better results. There for I support this amendment.

Si Yu'os Ma'ase'

JOSE A. SAN AGUSTIN
Director



GUAM PAROLE BOARD

Government of Guam
P.O. Box 3236
Hagatna, Guam 96932
Tel: (671) 735-4133/34
Fax: (671) 734-4490

Michelle H. Taitano
Chairwoman

Connie B. Duenas
Vice-Chairwoman

Ignacio J. Pangelinan
Member

Joseph C. Wesley
Member

Thomas L. Van Enger
Member

April 21, 2015

Honorable Frank B. Aguon, Jr.
Senator, 33rd Guam Legislature
Committee on Guam US Military Relocation, Public Safety, and Judiciary
Suite 503, DNA Bldg.
238 Archbishop Flores Street Hagatna, Guam 96910

RE: Guam Parole Board Quorum Information

Hafa Adai Senator Aguon:

I hope this finds you, staff and families all doing well and thank you for your service to our island!

Per your email request, the information regarding the number of Guam Parole Board hearings conducted and cancelled due to no quorum is listed below:

- 2011 – 3 months quorum / 9 months no quorum (April to December)
- 2012 – 9 months quorum / 3 months no quorum (January, May and November)
- 2013 – 6 months quorum / 6 months no quorum (January to May and September)
- 2014 – 9 months quorum / 3 months no quorum (March, June, July)
- 2015 – 2 months quorum / 1 month no quorum as of today's date (March)

The information was gathered from the Parole Services Division's 2011 to 2014 annual reports to the Director of Corrections and the Guam Parole Board. The Board became up to date on *January 29, 2015* when both old business (December 2014) and new business (January 2015) were heard.

I believe the aforementioned information will assist in supporting the need to amend 9 GCA 85.10, from 7 to 5-members. Senator, should you have further inquiries I am also reachable @ 482.3221. *Sen Dangkalu Na Si Yu'us Ma'ase yan Si Yu'us Infanbenendi!*

Senseramente,

Michelle H. Taitano

CC: Parole Services Division
Governor's Legal Office



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

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Michael F.Q. San Nicolas

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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. 89-33 (LS) –FRANK B. AGUON, JR.,“ AN ACT TO AMEND §§ 85.10 AND 85.14 OF CHAPTER 85, TITLE 9, GUAM CODE ANNOTATED; RELATIVE TO THE COMPOSITION OF THE GUAM PAROLE BOARD.”**– on April 27, 2015. COR hereby certifies that BBMR confirmed receipt of this request April 28, 2015 at 7:53 A.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 89-33 (LS) to be included in the committee report on said bill, is hereby waived.**

Certified by:

Senator Thomas C. Ada

Acting Chairperson of the Committee on Rules

June 19, 2015

Date



COMMITTEE ON RULES

I Mina'trentai Tres na Liheslaturan Guåhan • The 33rd Guam Legislature
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V. Anthony Ada
MINORITY LEADER

Mary C. Torres
MINORITY MEMBER

April 27, 2015

VIA E-MAIL

joey.calvo@bbmr.guam.gov

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

RE: Request for Fiscal Notes– Bill Nos. 84-33(COR) through 90-33(LS)

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

Attachment (1)

Cc: Clerk of the Legislature

Bill Nos.	Sponsor	Title
84-33 (COR)	Judith T. Won Pat, Ed.D.	AN ACT TO TRANSFER THE WASTE WATER PUMPS LOCATED ON THE SCHOOL GROUNDS OF SOUTHERN HIGH SCHOOL AND LUIS P. UNTALAN MIDDLE SCHOOL TO THE GUAM WATERWORKS AUTHORITY.
85-33 (COR)	T. C. Ada	AN ACT TO AUTHORIZE THE GUAM REGIONAL TRANSIT AUTHORITY (GRTA) TO ENTER INTO A LONG TERM PUBLIC-PRIVATE PARTNERSHIP THAT WILL ENABLE AN INVESTOR FINANCED IMPLEMENTATION OF THE GOVERNMENT OF GUAM TRANSIT BUSINESS PLAN 2009-2015.
86-33 (LS)	B. J.F. Cruz	AN ACT TO PLACE THE GOVERNOR MANUEL F. L. GUERRERO BUILDING IN THE GUAM REGISTER OF HISTORIC PLACES.
87-33 (LS)	Tommy Morrison Dennis G. Rodriguez, Jr.	AN ACT TO ADD A NEW ARTICLE 7 TO CHAPTER 77, TITLE 12, GUAM CODE ANNOTATED, RELATIVE TO AUTHORIZING A VIDEO SURVEILLANCE TAX CREDIT FOR COSTS INCURRED BY LOCAL BUSINESSES TO PURCHASE AND INSTALL VIDEO SURVEILLANCE CAMERAS IN SUPPORT OF GUAM'S EMERGENCY REPORTING SYSTEM.
88-33 (LS)	FRANK B. AGUON, JR.	AN ACT TO REPEAL AND REENACT § 85.22 OF CHAPTER 85, TITLE 9, GUAM CODE ANNOTATED RELATIVE TO THE COMPENSATION OF MEMBERS OF THE TERRITORIAL PAROLE BOARD WHILE SERVING ON THE TERRITORIAL PAROLE BOARD.
89-33 (LS)	FRANK B. AGUON, JR.	AN ACT TO AMEND §§ 85.10 AND 85.14 OF CHAPTER 85, TITLE 9, GUAM CODE ANNOTATED; RELATIVE TO THE COMPOSITION OF THE GUAM PAROLE BOARD.
90-33 (LS)	T. R. Muña Barnes	AN ACT TO APPROVE TRACT 9, BLOCK F, LOT 14, BARRIGADA, WITH AN AREA OF 10,049.75 SQUARE METERS, AS A SUITABLE LOT RELATIVE TO EFFECTUATING A LAND EXCHANGE BETWEEN THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES AND THE CHAMORRO LAND TRUST COMMISSION FOR THE PURPOSES OF CONSTRUCTING A FOSTER CARE FACILITY PURSUANT TO PUBLIC LAW 32-226.



COMMITTEE ON RULES

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MINORITY LEADER

Mary C. Torres

MINORITY MEMBER

April 27, 2015

MEMORANDUM

To: Rennae Meno
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: Senator Rory J. Respicio
Chairperson, Committee on Rules

Subject: Referral of Bill No. 89-33(LS)

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 89-33(LS)**.

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

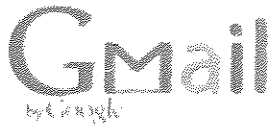
Should you have any questions, please feel free to contact our office at 472-7679.

Si Yu'os Ma'åse!

Attachment

I Mina'Trentai Tres Na Liheslaturan Received
Bill Log Sheet

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
89-33 (LS)	FRANK B. AGUON, JR.	AN ACT TO AMEND §§ 85.10 AND 85.14 OF CHAPTER 85, TITLE 9, GUAM CODE ANNOTATED; RELATIVE TO THE COMPOSITION OF THE GUAM PAROLE BOARD.	04/27/15 10:13 a.m.	04/27/15	Committee on the Guam U.S. Military Relocation, Public Safety and Judiciary			



1st Notice – Public Hearing on Monday, June 8, 2015 at 5:00 P.M.

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

Thu, May 28, 2015 at 8:46 PM

To: Committee Director <committee@frankaguonjr.com>

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

Bcc: antoniot@guamairport.net, arthur.paulino@gpd.guam.gov, bobcamacho@guamairport.net, cbudasi@guamcourts.org, chuck.ada@guamairport.net, cimiculka@guam.gannett.com, cme.guam@gmail.com, communications@guam.gov, dcaguero@portguam.com, ebanderson@guamag.org, elaine.gogue@guam.gov, emiller@guampdsc.net, eric.fisher@gpd.guam.gov, euntalan@fhh.com, faguon@portguam.com, governor@guam.gov, guamwardeny2k@yahoo.com, joey.sannicolas@gfd.guam.gov, madeleine.bordallo@mail.house.gov, matt.sablan12@yahoo.com, maurice.sayama@gpd.guam.gov, michael.cura@dpr.guam.gov, michael.uncangco@gfd.guam.gov, mis@guamlegislature.org, philip.taijeron@cqa.guam.gov, phnotice@guamlegislature.org, raymond.blas@dpr.guam.gov, Rose Ramsey <rose.ramsey@guam.gov>, sgtams@guamlegislature.org, Sraymundo@guampdn.com, Carla Borja <carla.borja@doc.guam.gov>, "clynt@spbguam.com" <clynt@spbguam.com>, Cynthia Ige <cynthia.ige@gpd.guam.gov>, Gaynor Dumat-ol Daleno <gdumat-ol@guampdn.com>, "Honorable Robert J. Torres" <guamjustice@hotmail.com>, "hottips@kuam.com" <hottips@kuam.com>, Jon Calvo <jon.calvo@mail.house.gov>, "jose.sanagustin" <jose.sanagustin@doc.guam.gov>, Joshua Tenorio <jtenorio@guamcourts.org>, Joy Unpingco <joy.unpingco@guam.gov>, Ken Quintanilla <kenq@kuam.com>, "louella@mvguam.com" <louella@mvguam.com>, Mark Calvo <mark.calvo@guam.gov>, "mvariety@pticom.com" <mvariety@pticom.com>, "news@guampdn.com" <news@guampdn.com>, "Pedro A. Leon Guerrero, Jr." <pedro.leonguerrero@cqa.guam.gov>, "Raffaele.sgambelluri@cqa.guam.gov" <raffaele.sgambelluri@cqa.guam.gov>, Ray Tenorio <ray.tenorio@guam.gov>, "susan.reyes" <susan.reyes@gpd.guam.gov>, Valerie Cruz <vcruz@guamcourts.org>

May 29, 2015

MEMORANDUM

To: All Senators, Media, and Stakeholders

Fr: SENATOR FRANK B, AGUON, JR.

Subject: 1st Notice – Public Hearing on Monday, June 8, 2015 at 5:00 P.M.

In accordance with the *Open Government Law of Guam*, relative to notice for public meetings, please be advised that the *Committee on Guam U.S. Military Relocation, Public Safety & Judiciary*, will convene a **Public Hearing on Monday, June 8, 2015 at 5:00 PM**. Included on the agenda are the following bill(s):

- **Bill No. 88-33 (LS)** - An act to repeal and reenact § 85.22 of Chapter 85, Title 9, Guam Code Annotated; relative to the compensation of members of the Territorial Parole Board while serving on the Territorial Parole Board. (*Sponsor: Senator Frank B. Aguon, Jr.*)
- **Bill No. 89-33 (LS)** - An act to amend §§ 85.10 and 85.14 of Chapter 85, Title 9, Guam Code Annotated; relative to the composition of the Guam Parole Board. (*Sponsors: Senator Frank B. Aguon, Jr.*)
- **Bill No. 99-33 (COR)** - An act to add a new Article 7 to Chapter 80 of Title 9, Guam Code Annotated, relative to establishing a hormone or anti-androgen pilot treatment program for persons convicted of sex crimes. (*Sponsors: Senator Brant T. McCreadie, Senator V. Anthony Ada*)

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

Respectfully,

Lawrence Jay Alcairo

Office of Senator Frank B. Aguon, Jr.

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

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

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

Fax: (671) 475-GUM3 (4863)

aguon4guam@gmail.com | www.frankaguonjr.com

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 **1st Notice.pdf**
827K



May 29, 2015

MEMORANDUM

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Respectfully,

SENATOR FRANK B. AGUON, JR.

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

Senator
FRANK B. AGUON, JR.
Chairman

Senator
Thomas C. Ada
Vice Chairman

Vice-Speaker
Benjamin J.F. Cruz
Member

Senator
Rory J. Respicio
Member

Senator
Dennis G. 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

MARIANAS VARIETY GUAM EDITION

12 FRIDAY, MAY 29, 2015



Mina Trentai Tres Na Liheslaturan Guahan
33rd Guam Legislature

OFFICE OF SENATOR FRANK B. AGUON, JR.

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

Public Hearing

Monday, June 8, 2015 | 5:00PM

AGENDA

Bill No. 88-33 (LS) - An act to repeal and reenact § 85.22 of Chapter 85, Title 9, Guam Code Annotated Relative to the compensation of members of the Territorial Parole Board while serving on the Territorial Parole Board. (Sponsor F.B. Aguon, Jr.)

Bill No. 89-33 (LS) - An act to amend §§ 85.10 and 85.14 of Chapter 85, Title 9, Guam Code Annotated, relative to the composition of the Guam Parole Board. (Sponsor F.B. Aguon, Jr.)

Bill No. 99-33 (COR) - An act to add a new Article 7 to Chapter 80 of Title 9, Guam Code Annotated, relative to establishing a hormone or anti-androgen pilot treatment program for persons convicted of sex crimes. (Sponsor: B.T. McCreadie)

The public hearing will be broadcasted on Docomo Pacific TV Channel 117 or GUDTV Channel 21 or streamed online at: www.guamlegislature.com. If you require any special accommodations, please contact the Office of Senator Frank B. Aguon, Jr. at 473-GUM1/2 (4861/2) or e-mail: committee@frankaguonjr.com.

This ad paid for with government funds



2nd Notice – Public Hearing on Monday, June 8, 2015 at 5:00 P.M.

Office of Sen. Frank B. Aguon, Jr. <committee@frankaguonjr.com> Tue, Jun 2, 2015 at 7:06 PM

To: Committee Director <committee@frankaguonjr.com>

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

Bcc: antoniot@guamairport.net, arthur.paulino@gpd.guam.gov, bobcamacho@guamairport.net, cbudasi@guamcourts.org, chuck.ada@guamairport.net, cimiculka@guam.gannett.com, cme.guam@gmail.com, communications@guam.gov, dcaguero@portguam.com, ebanderson@guamag.org, elaine.gogue@guam.gov, emiller@guampdsc.net, eric.fisher@gpd.guam.gov, euntalan@fhn.com, faguon@portguam.com, governor@guam.gov, guamwardeny2k@yahoo.com, joey.sannicolas@gfd.guam.gov, madeleine.bordallo@mail.house.gov, matt.sablan12@yahoo.com, maurice.sayama@gpd.guam.gov, michael.cura@dpr.guam.gov, michael.uncangco@gfd.guam.gov, mis@guamlegislature.org, philip.taijeron@cqa.guam.gov, phnotice@guamlegislature.org, raymond.blas@dpr.guam.gov, Rose Ramsey <rose.ramsey@guam.gov>, sgtarms@guamlegislature.org, Sraymundo@guampdn.com, Carla Borja <carla.borja@doc.guam.gov>, "clynt@spbguam.com" <clynt@spbguam.com>, Cynthia Ige <cynthia.ige@gpd.guam.gov>, Gaynor Dumat-ol Daleno <gdumat-ol@guampdn.com>, "Honorable Robert J. Torres" <guamjustice@hotmail.com>, "hottips@kuam.com" <hottips@kuam.com>, Jon Calvo <jon.calvo@mail.house.gov>, "jose.sanagustin" <jose.sanagustin@doc.guam.gov>, Joshua Tenorio <jtenorio@guamcourts.org>, Joy Unpingco <joy.unpingco@guam.gov>, Ken Quintanilla <kenq@kuam.com>, "louella@mvguam.com" <louella@mvguam.com>, Mark Calvo <mark.calvo@guam.gov>, "mvariety@pticom.com" <mvariety@pticom.com>, "news@guampdn.com" <news@guampdn.com>, "Pedro A. Leon Guerrero, Jr." <pedro.leonguerrero@cqa.guam.gov>, "Raffaele.sgambelluri@cqa.guam.gov" <raffaele.sgambelluri@cqa.guam.gov>, Ray Tenorio <ray.tenorio@guam.gov>, "susan.reyes" <susan.reyes@gpd.guam.gov>, Valerie Cruz <vcruz@guamcourts.org>

June 3, 2015

MEMORANDUM

To: All Senators, Media, and Stakeholders

Fr: SENATOR FRANK B. AGUON, JR.

Subject: 2nd Notice – Public Hearing on Monday, June 8, 2015 at 5:00 P.M.

In accordance with the *Open Government Law of Guam*, relative to notice for public meetings, please be advised that the *Committee on Guam U.S. Military Relocation, Public Safety & Judiciary*, will convene a **Public Hearing on Monday, June 8, 2015 at 5:00 PM**. Included on the agenda are the following bill(s):

- **Bill No. 88-33 (LS)** - An act to repeal and reenact § 85.22 of Chapter 85, Title 9, Guam Code Annotated; relative to the compensation of members of the Territorial Parole Board while serving on the Territorial Parole Board. (*Sponsor: Senator Frank B. Aguon, Jr.*)
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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.

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—
Respectfully,

Lawrence Jay Alcairo

Office of Senator Frank B. Aguon, Jr.

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

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

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

Fax: (671) 475-GUM3 (4863)

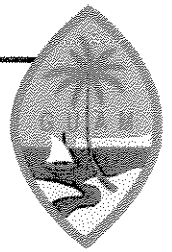
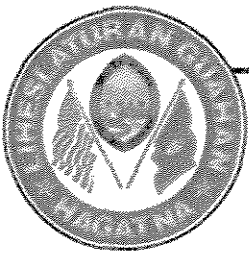
aguon4guam@gmail.com | www.frankaguonjr.com

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2nd Notice.pdf

820K



June 3, 2015

MEMORANDUM

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Subject: 2nd Notice – Public Hearing on Monday, June 8, 2015 at 5:00 P.M.

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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 Guahân | 33rd Guam Legislature

Senator
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Vice Chairman

Vice-Speaker
Benjamin J.F. Cruz
Member

Senator
Rory J. Respicio
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Senator
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Senator
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Member

Senator
V. Anthony Ada
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Dr. Judith T. Won Pat, Ed.D
Ex-Officio

WEDNESDAY, JUNE 3, 2015 - MARIANAS VARIETY GUAM EDITION



Mina Trentai Tres Na Liheslaturan Guahan
33rd Guam Legislature
OFFICE OF SENATOR FRANK B. AGUON, JR.
Chairman, Committee on Guam US Military Relocation,
Public Safety and Judiciary

Public Hearing
Monday, June 8, 2015 | 5:00PM

AGENDA

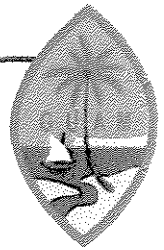
Bill No. 86-33 (LS) - An act to repeal and reenact § 85.22 of Chapter 85, Title 9, Guam Code Annotated relative to the compensation of members of the Territorial Parole Board while serving on the Territorial Parole Board. (Sponsor: F.B. Aguon, Jr.)

Bill No. 89-38 (LS) - An act to amend §§ 85.10 and 85.14 of Chapter 85, Title 9, Guam Code Annotated, relative to the composition of the Guam Parole Board. (Sponsor: F.B. Aguon, Jr.)

Bill No. 99-23 (CBR) - An act to add a new Article 7 to Chapter 80 of Title 9, Guam Code Annotated, relative to establishing a hormone or anti-androgen pilot treatment program for persons convicted of sex crimes. (Sponsor: B.T. McGeadie)

The public hearing will be broadcasted on Doodad Pacific TV Channel 117 or GUDTV Channel 11 or aired online at: www.guamlegislature.com. If you require any special accommodations, please contact the Office of Senator Frank B. Aguon, Jr. at 475-6101/2 (4861/2) or e-mail: committee@frankaguonjr.com.

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Guam U.S Military Relocation | Public Safety | Judiciary

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

Notified Stakeholders

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Chairman

Senator
Thomas C. Ada
Vice Chairman

Vice-Speaker
Benjamin J.F. Cruz
Member

Senator
Roy J. Respicio
Member

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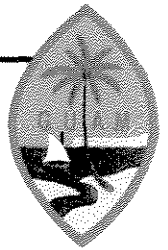
Senator
James V. Espaldon
Member

Senator
Brant T. McCreddie
Member

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

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

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



May 29, 2015

Senator
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Vice Chairman

Vice-Speaker
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Member

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

RE: **Public Hearing on Monday, June 8, 2015 at 5:00 P.M.**

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Un Dangkolo Na Si Yu's Ma'ase!


SENATOR FRANK B. AGUON, JR.

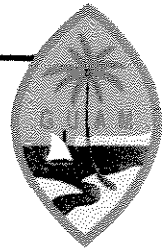
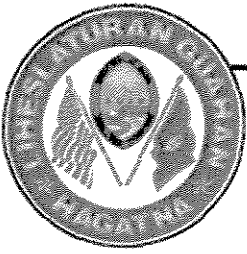
Committee Chairman on Guam U.S. Military Relocation | Public Safety | Judiciary

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

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May 29, 2015

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

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An Dangkol, Ni Sa'ou'os Na'ase!

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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May 29, 2015

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Ex-Officio

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

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In Dangkol Na Si Tios M'ase!

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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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WWW.FRANKAGUONJR.COM



May 29, 2015

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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Uu Dangkolon Na Sa' u'os Ma'ase!

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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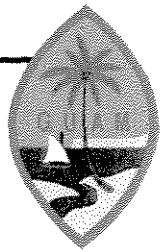
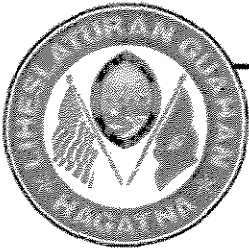
Senator
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Member

Senator
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Member

Senator
James V. Espaldon
Member

Senator
Brant T. McCreadie
Member

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



May 29, 2015

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Senator
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Vice Chairman

Vice-Speaker
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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

RE: Public Hearing on Monday, June 8, 2015 at 5:00 P.M.

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Un Danglolo a Si Yu'os Mi'ase!

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

WWW.FRANKAGUONJR.COM



May 29, 2015

Mr. Jose San Agustin
Director,
Department of Corrections
P.O. Box 3236
Hagatna, GU 96932
Sent via email to: jose.sanagustin@doc.guam.gov

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Lin Dangolo Ni Yapas Ma'ase!

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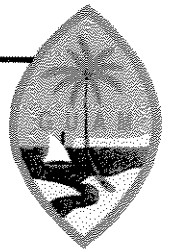
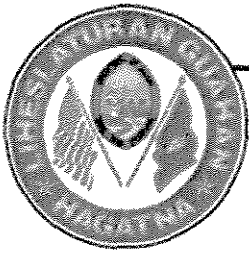
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May 29, 2015

Mrs. Carla Borja
Deputy Director,
Department of Corrections
P.O. Box 3236
Hagatna, GU 96932
Sent via email to: carla.borja@doc.guam.gov

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Un Danghole Na'ni Yk'os Ma'ase!

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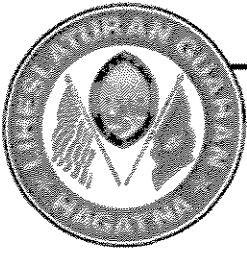
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Ex-Officio



May 29, 2015

Michelle H. Taitano
Chairwoman
Guam Territorial Parole Board
P.O. Box 3236
Hagatna, Guam 96932
Sent via email to: chellegu@gmail.com

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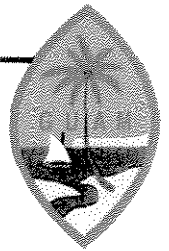
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Speaker
Dr. Judith T. Won Pat, Ed.D.
Ex-Officio



May 29, 2015

Ronald Santos
Chief Parole Officer
Parole Service Division, Department of Corrections
P.O. Box 3236
Hagatna, Guam 96932
Sent via email to: ron.santos@doc.guam.gov

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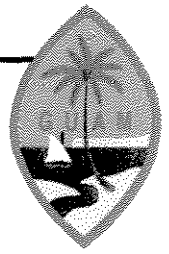
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Ex-Officio

Chief Joseph I. Cruz
Acting Chief of Police
Guam Police Department
Bldg 13-16A Mariner Ave.
Tiyan, Barrigada, Guam 96913
Sent via email to: joseph.i.cruz66@gmail.com

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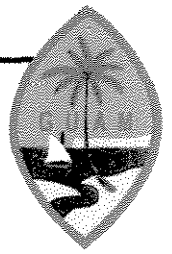
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Committee Chairman, Guam U.S. Military Relocation | Public Safety | Judiciary
I Mina' Trentai Tres Na Liheslaturan Guahan | 33rd Guam Legislature



Guam U.S Military Relocation | Public Safety | Judiciary



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

May 29, 2015

Colonel Maurice Sayama
Police Commander
Guam Police Department

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

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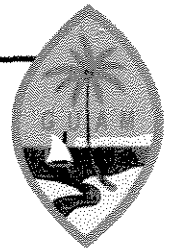
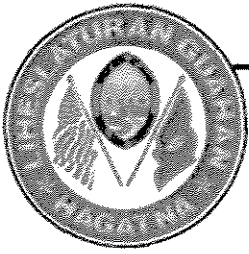
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May 29, 2015

Guam Medical Association
339 Chalan San Antonio St. 101
Tamuning, Guam 96913

Sent via email to: guammedicalassn@gmail.com

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If you feel the above mentioned items impact your agency or organization, we encourage you to participate in this upcoming Public Hearing. The Committee requests that, if written testimonies are to be presented at the 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 Guahan's* website at: www.guamlegislature.com. In compliance with the Americans with Disabilities Act, individuals requiring special accommodations, auxiliary aids, or services should contact Ivan Palacios at 475-4861/2 or email at communications@frankaguonjr.com. Please feel free to contact my office should you have any additional questions or concerns.

Un Dangkolo Na Si Yu'os Ma'ase!

SENATOR 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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Member

Senator
Rory J. Respicio
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Member

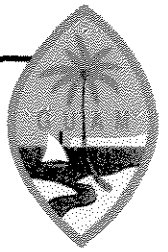
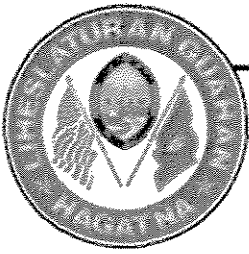
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James V. Espaldon
Member

Senator
Brant T. McCreadie
Member

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



May 29, 2015

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RE: **Public Hearing on Monday, June 8, 2015 at 5:00 P.M.**

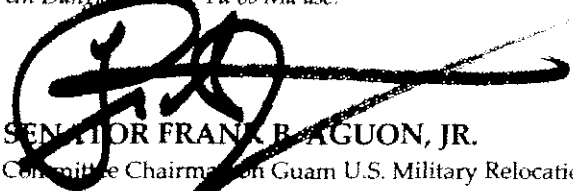
Buenas yan Hafa Adai! Please be advised that the *Committee on Guam U.S. Military Relocation, Public Safety & Judiciary*, will convene a **Public Hearing on Monday, June 8, 2015 at 5:00 PM.** Included on the agenda are the following bill(s):

- **Bill No. 88-33 (LS)** - An act to repeal and reenact § 85.22 of Chapter 85, Title 9, Guam Code Annotated; relative to the compensation of members of the Territorial Parole Board while serving on the Territorial Parole Board. (*Sponsor: Senator Frank B. Aguon, Jr.*)
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Un Dangkol Ni Si Yu'os Ma'ase!


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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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Updated as of May 21, 2015

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Updated as of May 21, 2015

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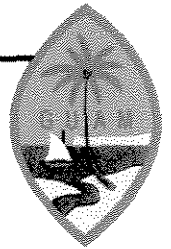
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Ex-Officio

PUBLIC HEARING AGENDA

Monday, June 8, 2015 at 5:00 PM

I Liheslaturan Guahan's Public Hearing Room, Hagåtña

AGENDA

I. Call to Order at 5:00 PM

II. Opening Remarks/Announcements

- **Bill No. 88-33 (LS)** - An act to *repeal and reenact* § 85.22 of Chapter 85, Title 9, Guam Code Annotated; relative to the compensation of members of the Territorial Parole Board while serving on the Territorial Parole Board. (*Sponsor: Senator Frank B. Aguon, Jr.*)
- **Bill No. 89-33 (LS)** - An act to *amend* §§ 85.10 and 85.14 of Chapter 85, Title 9, Guam Code Annotated; relative to the composition of the Guam Parole Board. (*Sponsors: Senator Frank B. Aguon, Jr.*)
- **Bill No. 99-33 (COR)** - An act to *add a new* Article 7 to Chapter 80 of Title 9, Guam Code Annotated, relative to establishing a hormone or anti-androgen pilot treatment program for persons convicted of sex crimes. (*Sponsors: Senator Brant T. McCreadie, Senator V. Anthony Ada*)

III. Closing Remarks

IV. Adjournment

Redress: Fix problems so the Guam Parole Board can meet, function

Apr. 18

guampdn.com



Meeting: In this 2011 file photo, members of the Guam Parole Board prepare for a meeting at the DNA Building in Hagåtña. Pacific Daily News file photo

The Guam Parole Board's failure to meet because of a lack of a quorum must be fixed so the board can do its job.

The board's chairwoman said the lack of a quorum is the result of a law passed in 2011 that increased the size of the board to seven members. The same law also changed the requirements for four of the board positions: two members must have 10 years of law enforcement experience or a degree in criminal justice; and two members must have 10 years experience as a social worker, or a degree in psychology or sociology or a medical degree.

Currently, the board lacks two members with either a medical degree or a degree

in sociology, social work or psychology, according to board Chairwoman MiChelle Taitano.

As a result, 11 cases before the Parole Board won't be heard until the board's next monthly meeting at the end of April.

The lack of a quorum also keeps parole violators on the street. When a paroled inmate violates the terms of his or her release, he or she must go before the board, which determines whether

the person should be returned to prison. If the board can't meet, it means violators remain free.

This isn't a new problem. In 2011, a lack of quorum resulted in a backlog of 90 inmates waiting for parole hearings, and 15 convicts who were on parole and arrested for alleged parole violations were released back into the community because of the Parole Board's inability to officially meet and revoke their parole.

Guam law requires the Parole Board to hold hearings for people who violate their parole within 60 days of the parole violation.

The Parole Board, Gov. Eddie Calvo and senators must not let this happen again. The lack of quorum needs to be rectified immediately. The governor must appoint members to fill the two open slots on the board.

Elected officials also need to re-examine the law that was passed in 2011 and figure out what needs to be changed so the island has a fully functional and effective parole board.