

I Mina'Trentai Dos Na Liheslaturan Received
Bill Log Sheet

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
301-32 (COR)	Brant T. McCreadie	AN ACT TO AMEND § 52.30 OF CHAPTER 52 TITLE 9 GUAM CODE ANNOTATED RELATIVE TO THE CRIME OF UNSWORN FALSIFICATION.	3/31/14 9:48 a.m.	03/31/04	Committee on the Guam U. S. Military Relocation, Homeland Security, Veteran's Affairs, and Judiciary			Fiscal Note Request 04/01/14



COMMITTEE ON RULES

I Mina'trentai Dos na Liheslaturan Guåhan • The 32nd Guam Legislature
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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
V. Anthony Ada
Member
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Senator
Aline Yamashita
Member

April 1, 2014

VIA E-MAIL

john.rios@bbmr.guam.gov

John A. Rios
Director
Bureau of Budget & Management Research
P.O. Box 2950
Hagåtña, Guam 96910

RE: Request for Fiscal Notes– Bill Nos. 301-32 (COR) and 302-32(COR)

Hafa Adai Mr. Rios:

Transmitted herewith is a listing of *I Mina'trentai Dos na Liheslaturan Guåhan's* most recently introduced bills. Pursuant to 2 GCA §9103, I respectfully request the preparation of fiscal notes for the referenced bills.

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

Very Truly Yours,

Senator Rory J. Respicio
Chairperson of the Committee on Rules

Attachment (1)

Cc: Clerk of the Legislature

Bill Nos.	Sponsors	Title
301-32 (COR)	Brant T. McCreadie	AN ACT TO AMEND § 52.30 OF CHAPTER 52 TITLE 9 GUAM CODE ANNOTATED RELATIVE TO THE CRIME OF UNSWORN FALSIFICATION.
302-32 (COR)	Brant T. McCreadie	AN ACT TO REPEAL § 73127 AND TO REPEAL AND REENACT § 73130 OF CHAPTER 73 TITLE 5 GUAM CODE ANNOTATED RELATIVE TO ESTABLISHING FINES AND PENALTIES FOR INDIVIDUALS WHO MAKE FALSE STATEMENTS TO A GUAM CUSTOMS OFFICER.



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March 31, 2014

MEMORANDUM

To: Rennae Meno
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

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

Subject: Referral of Bill No. 301-32(COR)

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 301-32(COR)**.

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

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

Si Yu'os Ma'åse!

Attachment

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

Bill No. 301-32(012)

Introduced by:

Brant T. McCreadie 

**AN ACT TO AMEND § 52.30 OF CHAPTER 52 TITLE
9 GUAM CODE ANNOTATED RELATIVE TO THE
CRIME OF UNSWORN FALSIFICATION.**

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds that
3 Police officers, Customs officers and a whole range of other public servants rely on
4 interviews and verbal questioning to obtain needed information in the performance of
5 their official duties. However, it is an inevitable reality that government officials
6 discover that persons knowingly mislead public servants in the course of an interview
7 or interrogation. As it stands under current Guam law however, the crime of Unsworn
8 Falsification does not include a provision for a person who verbally misleads a public
9 servant while performing official duties. By adding a provision that sets a punishment
10 for verbal Unsworn Falsifications, Guam peace officers will have the ability to arrest
11 those who verbally mislead them with the intent of committing an action against the
12 welfare of the people of Guam.

13 Therefore, it is the intent of *I Liheslaturan Guåhan* to add a provision to
14 establish a penalty for individuals who make verbal Unsworn Falsifications by
15 amending § 52.30 of Chapter 52, Title 9 Guam Code Annotated.

16 **Section 2.** § 52.30 of Chapter 52, Title 9 Guam Code Annotated is hereby
17 *amended* to read:

1 **“§ 52.30. Unsworn Falsifications; Defined & Punished.**

2 A person is guilty of a misdemeanor if, with intent to mislead a public
3 servant in performing his official function, he makes, submits or uses:

4 (a) any written false statement of his own which he does not then believe
5 to be true; ~~or~~

6 **(b) any verbally provided false statement of his own which he does not**
7 **then believe to be true; or**

8 ~~(b)~~ **(c)** any physical object, exhibit, writing or drawing which he knows to
9 be either false or not what it purports to be in the circumstances in which it is
10 made, submitted or used.”

11 **Section 3. Effective Date.** This act shall be effective immediately upon
12 enactment.

13 **Section 4. Severability.** *If* any provision of this Law or its application to any
14 person or circumstance is found to be invalid or contrary to law, such invalidity shall
15 *not* affect other provisions or applications of this Law which can be given effect
16 without the invalid provisions or application, and to this end the provisions of this
17 Law are severable.