



EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam

JUL 08 2013

32-13-568

Honorable Judith T. Won Pat, Ed.D.
Speaker
I Mina'trentai Dos Na Liheslaturan Guåhan
155 Hesler Street
Hagåtña, Guam 96910

Office of the Speaker
Judith T. Won Pat, Ed. D.
Date: 7/8/13
Time: 4:37
Received by: [Signature]

Dear Madame Speaker:

Transmitted herewith is Bill No.117-32 (COR) "AN ACT TO AMEND §§3705 AND 3707 OF ARTICLE 7, CHAPTER 3, TITLE 16, GUAM CODE ANNOTATED, RELATIVE TO EXPANDING THE DUTIES OF THE GUAM POLICE DEPARTMENT COMMUNITY ASSISTED POLICING EFFORT (CAPE) VOLUNTEERS TO INCLUDE ENFORCEMENT OF THE HANDBILLING ACT, AND FOR OTHER PURPOSES" which I signed into law on July 5, 2013 as Public Law 32-048.

Senseramente,

[Signature]
EDDIE BAZA CALVO
I Maga'lahaen Guåhan
Governor of Guam

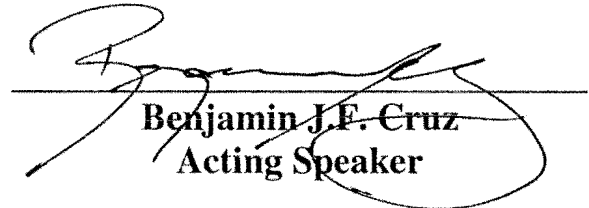
2013 JUL - 8 PM 4: 59 [Signature]

Attachment: copy of Bill

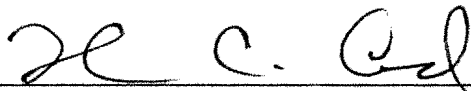
I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2013 (FIRST) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

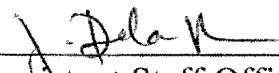
This is to certify that **Bill No. 117-32 (COR)**, "AN ACT TO AMEND §§3705 AND 3707 OF ARTICLE 7, CHAPTER 3, TITLE 16, GUAM CODE ANNOTATED, RELATIVE TO EXPANDING THE DUTIES OF THE GUAM POLICE DEPARTMENT COMMUNITY ASSISTED POLICING EFFORT (CAPE) VOLUNTEERS TO INCLUDE ENFORCEMENT OF THE HANDBILLING ACT, AND FOR OTHER PURPOSES", was on the 24th day of June, 2013, duly and regularly passed.


Benjamin J.F. Cruz
Acting Speaker

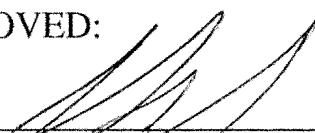
Attested:


Thomas C. Ada
Acting Legislative Secretary

This Act was received by *I Maga'lahaen Guåhan* this 26th day of June, 2013, at 3:00 o'clock P.M.


Assistant Staff Officer
Maga'lahaen's Office

APPROVED:


EDWARD J.B. CALVO
I Maga'lahaen Guåhan

Date: JUL 05 2013

Public Law No. 32-048

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2013 (FIRST) Regular Session

Bill No. 117-32 (COR)

As amended on the Floor.

Introduced by:

T. R. Muña Barnes
Judith T. Won Pat, Ed.D.
Brant T. McCreadie
T. C. Ada
V. Anthony Ada
Frank B. Aguon, Jr.
B. J.F. Cruz
Chris M. Dueñas
Michael T. Limtiaco
Tommy Morrison
Vicente (ben) C. Pangelinan
R. J. Respicio
Dennis G. Rodriguez, Jr.
Michael F. Q. San Nicolas
Aline A. Yamashita, Ph.D.

**AN ACT TO AMEND §§3705 AND 3707 OF ARTICLE 7,
CHAPTER 3, TITLE 16, GUAM CODE ANNOTATED,
RELATIVE TO EXPANDING THE DUTIES OF THE
GUAM POLICE DEPARTMENT COMMUNITY
ASSISTED POLICING EFFORT (CAPE) VOLUNTEERS
TO INCLUDE ENFORCEMENT OF THE
HANDBILLING ACT, AND FOR OTHER PURPOSES.**

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

2 **Section 1.** § 3705 of Article 7, Chapter 3 of Title 16, Guam Code
3 Annotated, is hereby *amended* to read:

4 “§ 3705. **Prohibited Activity; CAPE Volunteers; Penalty.**

1 (a) Prohibited Activity. No person or business owner may engage
2 in any handbilling activity between the hours of 10:00 a.m. to 2:00 a.m.
3 within the marked restricted areas as described in § 3704.

4 (b) Summons or Citation. Peace officers, and others authorized by
5 law to issue summons or citations pursuant to this Article, *shall* use the
6 “Guam Uniform Complaint and Citation” form for citing any violation of
7 this Article. Guam Police Department Community Assisted Policing Effort
8 (CAPE) volunteers are hereby authorized to patrol the marked restricted
9 areas in *Tumon* Bay, as described in § 3704, for unlawful handbilling
10 activity between the hours of 10:00 a.m. to 2:00 a.m., and are further
11 authorized to issue citations for any violation of this Section.

12 Volunteers are required to obtain a certificate from the Chief of Police
13 demonstrating the completion of a required course of instruction and training
14 that includes training relative to avoiding dangerous confrontations with
15 violators of this Section.

16 (c) **Penalty.** Any person conducting handbilling, or business
17 owner who allows persons to conduct handbilling to promote its business
18 activity, who is in violation of any provision of this Section *shall* be subject
19 to a fine of Two Hundred Dollars (\$200.00) for the first offense and Five
20 Hundred Dollars (\$500.00) for any subsequent offense.”

21 **Section 2.** § 3707 of Article 7, Chapter 3 of Title 16, Guam Code
22 Annotated, is hereby *amended* to read:

23 **“§ 3707. Creation of the Handbilling Enforcement Fund.**

24 There is hereby created the “Handbilling Enforcement Fund.” This
25 Fund *shall* be used exclusively for the support of enforcement, maintenance
26 and education efforts relative to this Act. The Guam Visitors Bureau *shall*
27 administer expenditures from the Fund and maintain said Fund separate and

1 apart from all other accounts. All proceeds from fines deposited into the
2 Handbilling Enforcement Fund *shall* be available for use by the Guam
3 Police Department.

4 Pursuant to § 3705 of this Act, the Chief of Police is hereby
5 authorized to use funds available in the Handbilling Enforcement Fund to
6 cover expenses relative to providing training and support for volunteers of
7 the Guam Police Department's Community Assisted Policing Effort (CAPE)
8 Program. In the event that said Fund proves insufficient for this purpose, the
9 Chief of Police is hereby alternatively authorized to use funds available in
10 the Police Services Fund, pursuant to Public Law 31-152, to cover expenses
11 relative to providing training and support for volunteers of the Guam Police
12 Department's Community Assisted Policing Effort (CAPE) Program.”