



EDDIE BAZA CALVO  
Governor

RAY TENORIO  
Lieutenant Governor

*Office of the Governor of Guam*

FEB 13 2014

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

32-14-1308  
Office of the Speaker  
Judith T. Won Pat, Ed.D.  
Date: 2/14/14  
Time: 4:09 PM  
Received by:

Dear Madame Speaker:

Transmitted herewith is Bill No. 247-32 (COR) "AN ACT TO REPEAL AND REENACT §819 OF CHAPTER 8, TITLE 15, GUAM CODE ANNOTATED RELATIVE TO EXPANDING THE GUAM SLAYER'S STATUTE THAT WOULD PROHIBIT THE INHERITANCE BY A PERSON WHO MURDERS SOMEONE FROM WHOM HE OR SHE STANDS TO INHERIT" which I signed into law on February 10, 2014 as **Public Law 32-127**.

*Senseramente,*

EDDIE BAZA CALVO

RECEIVED  
FEB 13 2014  
4:09 PM  
W

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

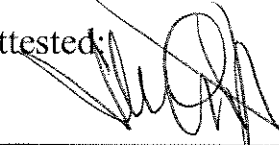
**CERTIFICATION OF PASSAGE OF AN ACT TO *I MAGA'LAHEN GUÅHAN***

This is to certify that **Bill No. 247-32 (COR)**, "AN ACT TO *REPEAL AND REENACT* § 819 OF CHAPTER 8, TITLE 15, GUAM CODE ANNOTATED, RELATIVE TO EXPANDING THE GUAM SLAYER'S STATUTE THAT WOULD PROHIBIT THE INHERITANCE BY A PERSON WHO MURDERS SOMEONE FROM WHOM HE OR SHE STANDS TO INHERIT," was on the 1<sup>st</sup> day of February, 2014, duly and regularly passed.



Judith T. Won Pat, Ed.D.  
Speaker

Attested:



Tina Rose Muña Barnes  
Legislative Secretary

This Act was received by *I Maga'lahaen Guåhan* this 1<sup>st</sup> day of FEB,  
2014, at  
10:50 o'clock P.M.



Assistant Staff Officer  
*Maga'lahaen's* Office

APPROVED:



EDWARD J.B. CALVO  
*I Maga'lahaen Guåhan*

Date: FEB 10 2014

Public Law No. 32-127

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

**Bill No. 247-32(COR)**

As amended by the Committee on Guam U.S. Military Relocation,  
Homeland Security, Veterans Affairs, and Judiciary.

Introduced by:

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

**AN ACT TO REPEAL AND REENACT § 819 OF  
CHAPTER 8, TITLE 15, GUAM CODE ANNOTATED,  
RELATIVE TO EXPANDING THE GUAM SLAYER'S  
STATUTE THAT WOULD PROHIBIT THE  
INHERITANCE BY A PERSON WHO MURDERS  
SOMEONE FROM WHOM HE OR SHE STANDS TO  
INHERIT.**

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

2        **Section 1. Guam Slayer's Statute.** § 819 of Chapter 8, Title 15, Guam  
3 Code Annotated, relative to the Slayer's Statute, is hereby *repealed* and *reenacted*  
4 to read as follows:

1           **“§ 819.       Guam Slayer’s Statute.**

2           (a)    General Provisions.

3                   (1)   *No* person convicted of the murder or manslaughter, as  
4 defined in §§ 16.30, 16.40 and 16.50 of Chapter 16, Title 9, Guam  
5 Code Annotated, of the decedent shall be entitled to succeed to any  
6 portion of such decedent's estate; but the portion thereof to which such  
7 convicted person would otherwise be entitled to succeed goes to the  
8 other persons entitled thereto under the applicable provisions of  
9 Chapters 9, 10 and 11 of this Title.

10                   (2)   A surviving person who causes, solicits, or conspires to  
11 cause the death of the decedent is *not* entitled to any benefits under  
12 the will or under Guam law, and the estate of the decedent passes as if  
13 the slayer had predeceased the decedent. Property appointed by the  
14 will of the decedent to or for the benefit of the slayer passes as if the  
15 slayer had predeceased the decedent.

16                   (3)   Any joint tenant who causes, or solicits, or conspires to  
17 cause the death of another joint tenant thereby effects a severance of  
18 the interest of the decedent so that the share of the decedent passes as  
19 the decedent’s property and the slayer has *no* rights by survivorship.  
20 This provision applies to joint tenancies with right of survivorship and  
21 tenancies by the entirety in real and personal property; joint and  
22 multiple-party accounts in banks, savings and loan associations, credit  
23 unions, and other institutions; and any other form of co-ownership  
24 with survivorship incidents.

25                   (4)   A named beneficiary of a bond, life insurance policy, or  
26 other contractual arrangement who causes, or solicits, or conspires to  
27 cause the death of the principal obligee or the person upon whose life

1 the policy is issued is *not* entitled to any benefit under the bond,  
2 policy, or other contractual arrangement; and it becomes payable as  
3 though the slayer had predeceased the decedent.

4 (5) Any other acquisition of property or interest by the  
5 slayer, including a life estate in homestead property, *shall* be treated  
6 in accordance with the principles of this Section.

7 (6) A final judgment of conviction of murder or  
8 manslaughter, as defined in §§ 16.30, 16.40 and 16.50 of Chapter 16,  
9 Title 9, Guam Code Annotated, is conclusive for purposes of this  
10 Section. In the absence of a conviction of murder or manslaughter, as  
11 defined in §§ 16.30, 16.40 and 16.50 of Chapter 16, Title 9, Guam  
12 Code Annotated, in any degree, the court may determine by the  
13 greater weight of the evidence whether the killing was committed  
14 unlawfully, and intentionally or recklessly, for purposes of this  
15 Section.

16 (7) This Section *does not* affect the rights of any person who,  
17 before rights under this Section have been adjudicated, purchases  
18 from the slayer, for value and without notice, property which the  
19 slayer would have acquired *except* for this Section, but the slayer is  
20 liable for the amount of the proceeds or the value of the property.

21 (8) Any insurance company, bank, or other obligor making  
22 payment according to the terms of its policy or obligation is *not* liable  
23 by reason of this Section *unless* prior to payment it has received at its  
24 home office or principal address written notice of a claim under this  
25 Section.

26 (b) Definition of Estate and Property.

1           For purposes of this Section, as provided above, in addition to other  
2 definitions highlighted in Guam’s laws or regulations, the terms *estate* or  
3 *property shall* be defined to include the following: qualified defined benefit  
4 plans; qualified defined contribution plans; governmental defined benefit  
5 plans; governmental defined contribution plans; non-qualified deferred  
6 compensation plans; individual retirement arrangements (IRA); 529 college  
7 savings plans; health savings accounts; and flexible spending accounts.”

8           **Section 2. Effective Date.** The provisions contained herein *shall* be  
9 effective upon enactment of this Act.