

Refer to Legislative Secretary

JUL 0 1 1999

The Honorable Antonio R. Unpingco Speaker I Mina'Bente Singko na Liheslaturan Guåhan Twenty-Fifth Guam Legislature Guam Legislature Temporary Building 155 Hesler Street Hagåtña, Guam 96910

Office of the	Speaker
ANTONIO R. Date:	UNPINGCO
Time: 10:80 Rec'd by:	
Tint Name: (Jack
0525/99	-0198

OFFICE OF THE LEGICLATIVE SECRETARY

MENT RECEIPT

Dear Speaker Unpingco:

Enclosed please find Bill No. 210 (LS), "AN ACT TO APPROPRIATE \$500,000.00 FROM FUNDS RETURNED BY THE SUPREME COURT OF GUAM TO THE GUAM POLICE DEPARTMENT TO HELP INTERDICT SMUGGLING", which was enacted into law without the signature of the Governor. It is now designated as **Public Law No. 25-61.**

Very truly yours,

Madeleine Z. Bordallo

adeleene

I Maga'lahen Guåhan, Akto

Acting Governor of Guam

Attachment:

copy attached for signed bill or overridden bill

original attached for vetoed bill

cc: The Honorable Joanne M. S. Brown

Legislative Secretary

110342

MINA'BENTE SINGKO NA LIHESLATURAN GUAHAN 1999 (FIRST) Regular Session

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

This is to certify that Bill No. 210 (LS), "AN ACT TO APPROPRIATE \$500,000.00 FROM FUNDS RETURNED BY THE SUPREME COURT OF GUAM TO THE GUAM POLICE DEPARTMENT TO HELP INTERDICT SMUGGLING," was on the 17th day of June, 1999, duly and regularly passed.

TONIO R. UNPINGCO Speaker **Attested**: Senator and Legislative Secretary day of_ Ime This Act was received by I Maga'lahen Guahan this <u>5`.50</u> o'clock <u>J.</u>.M. Assistant Staff Officer Maga'lahi's Office APPROVED: MADELEINE Z. BORDALLO Akto I Maga'lahen Guahan Acting Governor of Guam Date: July 1, 1999 Public Law No. Became law without the signature of I Maga'lahen Guahan,

the Governor of Guam.

MINA'BENTE SINGKO NA LIHESLATURAN GUÅHAN 1999 (FIRST) Regular Session

Bill No. 210 (LS)
As amended on the Floor.

Introduced by:

1

Mark Forbes

J. M.S. Brown

F. B. Aguon, Ir.

E. C. Bermudes

A. C. Blaz

E. B. Calvo

M. G. Camacho

L. F. Kasperbauer

A. C. Lamorena, V

C. A. Leon Guerrero

K. S. Moylan

V. C. Pangelinan

J. C. Salas

S. A. Sanchez, II

A. R. Unpingco

AN ACT TO APPROPRIATE \$500,000.00 FROM FUNDS RETURNED BY THE SUPREME COURT OF GUAM TO THE GUAM POLICE DEPARTMENT TO HELP INTERDICT SMUGGLING.

BE IT ENACTED BY THE PEOPLE OF GUAM:

- 2 Section 1. Legislative Findings and Intent. I Liheslaturan Guåhan
- 3 finds a very concerning situation unfolding over the last year, with hundreds
- 4 of illegal immigrants apprehended by local and Federal officials on Guam's
- 5 shores and in Guam's waters. Local authorities believe that an organized
- 6 criminal operation has set up infrastructure on Guam for conveying human

cargo, a despicable practice that unfortunately is being rewarded, because as soon as any individual being smuggled sets foot on Guam soil, that individual

3 becomes eligible for asylum.

The United States policy in other areas, such as Florida, is to divert vessels in the water to non-U.S. areas. Guam is in need of the same type of operation in order to avoid a continued flood of illegal immigrants. Neither the U.S. Coast Guard nor the Guam Police Department have sufficient resources at this time to effectively patrol Guam's waters and divert smuggling boats to other areas. I Liheslaturan Guåhan finds that it is in the interest of the people of Guam to improve the ability of the Guam Police Department to interdict smuggling operations.

Section 2. Appropriation. The Five Hundred Thousand Dollars (\$500,000.00) returned to the General Fund by the Supreme Court of Guam earlier this year is hereby appropriated from the General Fund to the Guam Police Department for any of the following purposes:

- (a) to repair and outfit any marine patrol craft transferred to the Guam Police Department from military surplus, the United States Marshal Service, or any other Federal entity, such craft to be used to patrol Guam territorial waters to interdict smuggling;
- (b) to purchase marine patrol craft to be used to patrol Guam territorial waters to interdict smuggling; and
- (c) to procure equipment and supplies necessary to facilitate patrol of Guam territorial waters, Guam shores or the interior of Guam for the purposes of interdicting smuggling or apprehending smugglers.

- Section 3. This appropriation shall not be subject to I Maga'lahen
 Guåhan's transfer authority.
- Section 4. Severability. If any provision of this Act or its application to any person or circumstance is found to be invalid or contrary to law, such invalidity shall *not* affect other provisions or applications of this Act which can be given effect without the invalid provisions or application, and to
- 7 this end the provisions of this Act are severable.



MINA' BENTE SINGKO NA LIHESLATURAN GUÅHAN

TWENTY-FIFTH GUAM LEGISLATURE

155 Hesler Street, Hagatha, Guam 96910

June 18, 1999

The Honorable Carl T.C. Gutierrez I Maga'lahen Guåhan Ufisinan I Maga'lahi Hagåtña, Guam 96910

Dear Maga'lahi Gutierrez:

Transmitted herewith are Bill Nos. 129(COR), 210(LS) and 238(COR) and Substitute Bill Nos. 186(COR), 191(COR) and 225(COR) which were passed by I Mina'Bente Singko Na Liheslaturan Guåhan on June 17, 1999.

Sincerely,

JOANNE M.S. BROW

Senator and Legislative Secretary

Enclosure (6)

MINA'BENTE SINGKO NA LIHESLATURAN GUAHAN 1999 (FIRST) Regular Session

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

This is to certify that Bill No. 210 (LS), "AN ACT TO APPROPRIATE \$500,000.00 FROM FUNDS RETURNED BY THE SUPREME COURT OF GUAM TO THE GUAM POLICE DEPARTMENT TO HELP INTERDICT SMUGGLING," was on the 17th day of June, 1999, duly and regularly passed.

ANTONIO R. UNPINGCO Speaker Attested Senator and Legislative Secretary at 5:50 o'clock 1.M. Assistant Staff Officer Maga'lahi's Office APPROVED: CARL T. C. GUTIERREZ 'I Maga'lahen Guahan Date: Public Law No.

MINAT O NA LIHESLATURAN GUAHAN RST) Regular Session OF AN ACT TO I MAGA'LAHEN GUAHAN ٦, S), "AN ACT TO APPROPRIATE \$500,000.00 FROM E COURT OF GUAM TO THE GUAM POLICE \mathbf{F}_{i} GGLING," was on the 17th day of June, 1999, DŁ du ANTONIO R. UNPINGCO Speaker Atteste ... **JOANNE M.S. BROWN** Senator and Legislative Secretary This Act was received by I Maga'lahen Guahan this _____ day of ______, 1999, at _____ o'clock .M. Assistant Staff Officer Maga'lahi's Office APPROVED: Office of the Speaker CARL T. C. GUTIERREZ ANTONIO R. LINPINGCO I Maga'lahen Guahan Date:_ Time. Rer'd by,_ Print Name:

Date:

Public Law No.

MINA'BENTE SINGKO NA LIHESLATURAN GUÅHAN 1999 (FIRST) Regular Session

Bill No. 210 (LS)
As amended on the Floor.

Introduced by:

Mark Forbes

J. M.S. Brown

F. B. Aguon, Ir.

E. C. Bermudes

A. C. Blaz

E. B. Calvo

M. G. Camacho

L. F. Kasperbauer

A. C. Lamorena, V

C. A. Leon Guerrero

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A. R. Unpingco

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cargo, a despicable practice that unfortunately is being rewarded, because as soon as any individual being smuggled sets foot on Guam soil, that individual becomes eligible for asylum.

The United States policy in other areas, such as Florida, is to divert vessels in the water to non-U.S. areas. Guam is in need of the same type of operation in order to avoid a continued flood of illegal immigrants. Neither the U.S. Coast Guard nor the Guam Police Department have sufficient resources at this time to effectively patrol Guam's waters and divert smuggling boats to other areas. *I Liheslaturan Guåhan* finds that it is in the interest of the people of Guam to improve the ability of the Guam Police Department to interdict smuggling operations.

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7 this end the provisions of this Act are severable.

6

6

I MINA' BENTE SINGKO NA LIHESLATURAN GUAHAN

1999 (FIRST) Regular Session

Date:	17/99
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VOTING SHEET

	V O 1111		• •		
Bill No. <u>210 (</u> 25) Resolution No				**	
Question:					
<u>NAME</u>	YEAS	<u>NAYS</u>	NOT VOTING/ ABSTAINED	OUT DURING ROLL CALL	ABSENT ROLL CALL
AGUON, Frank B., Jr.					
BERMUDES, Eulogio C.	~				
BLAZ, Anthony C.					4
BROWN , Joanne M.S.	V				
CALVO, Eduardo B.					
CAMACHO, Marcel G.	~				
FORBES, Mark	V				
KASPERBAUER, Lawrence F.					
LAMORENA, Alberto C., V					
LEON GUERRERO, Carlotta A.			•		
MOYLAN, Kaleo Scott					
PANGELINAN, Vicente C. /			,		
SALAS, John C.					
SANCHEZ, Simon A., II					
UNPINGCO, Antonio R.					
TOTAL	14	_0_	0	0	
CERTIFIED TRUE AND CORRECT:					
Clerk of the Legislature				3 Passes = No A = Excused Al	



MINA' BENTE SINGKO NA LIHESLATURAN GUÅHAN TWENTY-FIFTH GUAM LEGISLATURE

155 Hesler Street, Hagatña, Guam 96910

	June 14, 1999 (DATE)
Memorand	lum (C)
To:	Senator MARK FORBES
From:	Clerk of the Legislature
Subject:	Report on Bill No. 210 (LS)
herewith is	o §7.04 of Rule VII of the 25 th Standing Rules, transmitted a copy of the Committee Report on Bill No. 210 (LS) ou are the prime sponsor.
	u have any questions or need further information, please dersigned at 472-3464/5.
Attachmen	Jøsepkine Brennan-Badley)
	DEGENIZA.



COMMITTEE ON JUDICIARY, PUBLIC SAFETY, CONSUMER PROTECTION, AND HUMAN RESOURCES DEVELOPMENT

I Mina'Bente Singko na Liheslaturan Guåhan

JOHN CAMACHO SALAS, CHAIRMAN

June 14, 1999

The Honorable Antonio R. Unpingco Speaker Mina' Bente Singko na Liheslaturan Guahan 155 Hesler Street Hagatna, Guam 96910

Dear Mr. Speaker:

The Committee on Judiciary, Public Safety, Consumer Protection & Human Resources Development to which was referred Bill No.210, has had the same under consideration and now wishes to report back the same with the recommendation **TO DO PASS**.

The Committee votes are as follows:

To Do Pass	4
Not To Pass	_0
Abstain	0
Other (Off-Island)	1

A copy of the Committee's report and other pertinent documents are attached for your reference and information.

Sincerely,

Senator John Camacho Salas

Chairman



SENATOR JOHN CAMACHO SALAS CHAIRMAN

COMMITTEE ON JUDICIARY, PUBLIC SAFETY, CONSUMER PROTECTION AND HUMAN RESOURCES DEVELOPMENT

VOTING SHEET

BILL NUMBER 210

AN ACT TO APPROPRIATE \$500,000 FROM MONEY RETURNED BY THE SUPREME COURT OF GUAM TO THE GUAM POLICE DEPARTMENT TO INTERDICT SMUGGLING

	TO DO PASS	NOT TO PASS	ABSTAIN	INACTIVE FILE
John C. Arlen				
John Camacho Salas, Chairman				
Kaleo S Moylan, Vice-Chairman				
Frank B. Aguon, Jr., Member				
Joanne M.S. Brown, Member				
Mark Forbes, Member				
Alberto C. Lamorena V, Member				
Carlotta A. Leon Guerrero, Member				
Antonio R. Unpingco, Ex-Officio				

Committee on Judiciary, Public Safety, Consumer Protection, and Human Resources Development Committee Report on Bill 210 Publicly Heard Saturday, June 12, 1999

Bill 210 An act to appropriate \$500,000 from money returned by the Supreme Court of Guam to the Guam Police Department to interdict smuggling. Senator Mark Forbes.

I. ATTENDANCE

- Senator John C. Salas, Chairman
- Senator Kaleo S. Moylan, Co-Chairmain
- Senator Joanne M.S. Brown, Member
- Senator Vicente C. Pangelinan
- Senator Simon A. Sanchez, II

II. MAIN SPONSORS

Senator Mark Forbes

III. SYNOPSIS

Bill 210 appropriates \$500,000 to the Guam Police Department with money returned by the Supreme Court of Guam to the General Fund on April 16, 1999. The author notes that an organized criminal operation has set up infrastructure on Guam for conveying human cargo. The United States policy in other jurisdictions such as Florida is to divert vessels in the water to non-U.S. areas. Guam desperately needs this same type of operation but does not have the resources to effectively patrol Guam waters and divert smuggling boats to other areas. The funds are to be used to purchase marine patrol craft and equipment as well as to repair and outfit existing surplus craft transferred to GPD from any federal entity.

IV. TESTIMONY

Chairman Salas provided an overview of the bill, noting that the Supreme Court of Guam declared it did not need to roll over \$500,000 and instead placed it back into the General Fund. The Guam Police Department has had to stretch its resources to help curb the smuggling of illegal aliens, and Senator Forbes felt that the department could use the funds to purchase the equipment necessary to do the job.

James M. Marques, Chief of Police - Guam Police Department, testified in support of the bill on behalf of the Guam Police Department and the Ad Hoc Task Force on Illegal Alien Activity on Guam. He read from his written testimony. One issue he touched on was the fact that the Harbor Patrol Section was never outfitted for the task of interdicting illegal immigration by sea. Further, the increased presence of the U.S. Coast Guard is expected to decline and once that happens, the department will be ill prepared to handle the task of interdiction alone. Chief Marques further explained that the department believes there is an organization that supports those who successfully arrive and that there is a "snakehead" organization in the CNMI with a foundation on Guam.

Chairman Salas asked Chief Marques if he felt that by pumping money into the department for interdiction purposes, it would hasten the federal assistance and the departure of the Coast Guard. Mr. Bradley A. Hokanson, Guam Police Department, noted that had he did not think this action would hasten their departure. Some Coast Guard assets have already left, and it will take 6-8 months before the department will be able to field a new boat. By the time the Coast Guard leaves and the boat is built, the GPD will have a better handle on how to deal with the situation.

Chairman Salas asked Chief Marques if the department was on its way to building its own navy. Chief Marques replied that the department does not have that intention. However, he noted that it is a reality that water activity is increasing and the department

has an added mission of patrolling an area 24 hours a day, 7 days a week. The department's resources will have to go up. **Mr. Hokanson** also clarified that the \$500,000 will only purchase one 48 foot boat, but this boat will enable the department to conduct search and rescue missions, tow stranded boats and other activities that they cannot do with their current boats. Chief Marques added that the boat will also help to deter drug trafficking on the water.

Senator Joanne Brown lent her support to the bill, noting that Guam needs to stand ready and not depend on the federal government to help us since their help will be limited.

Senator Pangelinan did express concern that the Attorney General raised a "red flag" concerning the enabling of Department of Labor agents to detain illegal aliens on Guam, yet do not offer this same caution when it comes to the Guam Police Department interdicting on the high seas. Mr. Hokanson noted that in the early days of drug interdiction, the Coast Guard would board boats to inspect their safety measures, as allowed by law. If they found illegal drugs or other contraband on board, they would then have reason to seize the vessel. In practice, the Guam Police Department is within its rights to stop boats for inspections. This may involve having to bring along an INS agent in case smuggled bodies are on board or holding the ship until an agent can be brought on board, but some system should be developed until the legal issues are settled.

Senator Pangelinan made clear that he supports Bill 210. However, he requested that the Committee and the Ad Hoc Task Force get a clear legal reading on this matter.

Vice Chairman Moylan noted for the record that Guam's Congressman should be lobbying very hard to get additional assistance to Guam. However, Senator Brown noted that this not a reality as Guam is a very low federal government priority.

V. COMMITTEE FINDINGS & RECOMMENDATION

The Committee, while concerned about the legal ramifications of the Guam Police Department stepping into federal jurisdiction by interdicting boats on the high seas, agreed that the bill is not meant to address legal issues. That is a matter that will be settled between the federal government and the Ad Hoc Task Force on Illegal Alien Activity on Guam. Bill 210 simply addresses the need for additional marine equipment if the Guam Police Department is left to defend Guam's shores with its own resources and very little assistance from the federal government. Therefore the Committee recommends **TO DO PASS** Bill 210.



MINA' BENTE SINGKO NA LIHESLATURAN GUÅHAN

Kumitean Areklamento, Refotman Gubetnamento Siha, Inetnon di Nuebu, yan Asunton Fidirat

Senadot Mark Forbes, Gehilu Kabisiyon Mayurat

MAY 1 4 1999

MEMORANDUM

TO:

Chairman

Committee on Judiciary, Public Safety, Consumer Protection

and Human Resources Development

FROM:

Chairman)

Committee on Rules, Government Reform, Reorganization

and Federal Affairs

SUBJECT:

Principal Referral - Bill No. 210

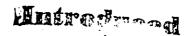
The above bill is referred to your Committee as the Principal Committee. In accordance with Section 6.04.05. of the Standing Rules, your Committee "shall be the Committee to perform the public hearing and have the authority to amend or substitute the bill, as well as report the bill out to the Body." It is recommended that you schedule a public hearing at your earliest convenience.

Thank you for your attention to this matter.

MARK FORBES

Attachment

MAY 1 4 1999



APR 2 7 1999

MINA'BENTE SINGKO NA LIHESLATURAN GUAHAN 1999 (FIRST) Regular Session

Bill No. 210 (COR)

Introduced by:

Mark Forbes

AN ACT TO APPROPRIATE \$500,000 FROM MONEY RETURNED BY THE SUPREME COURT OF GUAM TO THE GUAM POLICE DEPARTMENT TO HELP INTERDICT SMUGGLING.

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- 1 have sufficient resources at this time to effectively patrol Guam waters and
- 2 divert smuggling boats to other areas. I Liheslatura finds that it is in the
- 3 interest of the people of Guam to improve the ability of the Guam Police
- 4 Department to interdict smuggling operations.

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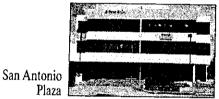
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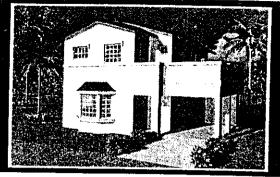
INVITATION TO BID

BID NO. GPA-103-99 **DUE DATE:** 07/09/99

TIME: 2:00 P.M.

DESCRIPTION:

Fuel Valve Automation at Cabras
/Piti Power Plants and Fuel



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MINA' RENTE SWOKO

Senator John Camacho Salas Chairman of the Committee on Safety Consumer Protection & Human

Judiciary, Public Safety, Consumer Protection & Human Resources Development

Notice of Public Hearing

Confirmation of Eustaquio A. Punzalan, Member, Guam Parole Board for a 4 year term ending April 18, 2003.

Bill 150 An act to amend §§7116, 7118 and 7125, and to add new §§7118.1 and 7118.2, all to Title 22, GCA, relative to empowering Department of Labor to detain illegal alien contract workers, and to provide penalties and tines for employment of illegal aliens

Bill 174 An act to add new §3112 to Chapter 2 of Title 7. Guam Code Annotated, relative to creating an Office of the Public Guardian.

Bill 210 An act to appropriate \$500,000 from money returned by the Supreme Court of Guam to the Guam Police Department to interdict smuggling.

Bill 225 An act to comply with the Hiring Freeze and Automatic repeal of appropriations and full-time equivalencies upon vacancy provisions contained in §21(b) of Public Law 25-03 by requesting legislative authorization for the restoration of the Supreme Court of Guam Staff Attorney position and one Research Attorney position, and the associated funding for each of those positions; including approval for two additional Research Attorneys.

Saturday, June 12, 1999, starting at 9:00 am Legislature Public Hearing Room

address: 777 Sinajana Commercial Building, Route 4, Sinajana, Guam 96926 e-mail: jsalas@: telephone: 472-3431, fax: 472-3433 e-mail: jsalas@: TALAYA-http://www.guam.net/sensalas American Disabilities Association Coordinator: John Meno tel: John M

ana, Guam 96926 e-mail: jsalas@sensalas.guam.net TALAYA-http://www2.ite.net/senators/sensalas John Meno tei: 472-3431

GUAMCELL Communications & SAIPANCELL Communications has an immediate opening for an

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- Must be able to work flexible hours and have a strong desire to learn
- · Cellular telecommunications experience a plus
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Monty McDowell, Principal Broker

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further of fiberboard, and dimension of fistures to be fobricaled. Selects
proceeding plans of further or other materials builds stairs and layouts and
proceeding per of further or other materials. Builds stairs and layouts and
proteined type of further or other materials. Builds stairs and layouts and
proteined to proceed measurements, using saws, chisels and planes.

4 Cerment Massars:

materials to prescribed measurements, varing and 15.10.83 P/H 4 Cement Masons:

4 Cement Masons:
Smooths and finishes surfaces of poured concrete Boors, walls, sidewalls, or curbs to specified textures using hand tools and power tools inducing Boots, intervels, and screeds. Spreads concrete to specified depth and workable consistency using floot being water to surface and robs concrete with obstained stone to be import finish. Lays blocks and mixes comment using shovel or mixing machines.

Interested applicants please apply at Guarn Employment Service, with the One Stop Career Center, 125 Tun Jesus Crisoslomo St Suite 101 Tamuning, Guarn 96911 (Swinty Plaza) Ref. No. 990601

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4 yr. exp.; Boch. of Science deg. mojor in Acching. req. ideg. may be loreign equiv. Conducts undit for mgmt. to assess effectiveness of controls, occuracy of linancial records & efficiency of operations. Examines records of depth on essure recording of transactions & systems to determine their leaves & regulations. Inspects occling, obtained for evidence of deficiences in controls, duplication of effort, extraoragone, fraud or lock of compliance w/ laws, god, regulations attraoragone, fraud or lock of compliance w/ laws, god, regulations at mgmt. policies or procedures. Prepares reports of linding & mgmt. policies or procedures. Prepares reports of linding a commendation for magnit. Conducts special studies for mgmt, such davelop controls for insud prevention.

Frince Renze. AUDITOR, INTERNAL.....

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GORING VILLA ESTATES



, JANUARI, CENTRAL M/C & ALMIN, SHATTER Promotion at incredible Price \$135,000.00; Offer expires June 30th, 1999. yall fring for up to 100% [Inancing and our part of the price of the state of the state of the III; Small form Price 170.00 am. to 6:00 p.m. 53.4.1907 646-860; our weekels as more changings on can!! when makes development of the 10th (Count)

McCONNELL SMITH

GUAM INC

SITE ENGINEER for current contracts

Minimum 3 years experience, with a degree in Civil Engineering or equivalent qualifications. Prefer CQC qualified.

Salary and benefit package negotiable.

TELEPHONE: 635-5013



PUBLIC HEARING REMINDER NOTICE

mmittee on Judiciary, Public Safety, Consumer Protection & H sources Development

Bill 156 An act to among \$57116, 714K and \$125, and to acid non-\$57118.1 and 7118.2, all to lock 22.62 A related to conjuncting Hayartment of Labor to detain step to first some and an provide promotive and three for employment of sleepel attent.

BBI 174 Attact to add new \$1112 to Chapter 2 of Title 7, Guan Cisic Am Origing an Office of the Public Guandam

IATE, TIME & LOCATION: Set., June 12, 1999, 9 00 am, Leg

dronal information popular that Offica et Senator John Gamacho Satu-2 9431 - Fair 472,5433 - British 1947 (1958) Senator John Gamacho Satu-wing John Responsation - Hills - Wall of the Association of th

Construction Equipment Mechanic\$13.60 p/h Construction Equipment Mechanic\$13.60 p/h.

2 yrs. exp. req. Analyzes malhanchors & repoirs, rebuilds & maintains construction equipment, such or sornes, power shareds, surpers, power machines, maker graders, conveyors, buildozers, deedges, pumps, compressors & presumeric tools. Operates & inspects machines or equipment to diagnose defects. Diaronales & reassembles equipment, using hoists & handbooks. Examines ports for damage or excessive wear, using hoists & handbooks. Examines ports for damage or excessive wear, using hoists & handbooks. Examines ports for engines & support of the property of the property

Sales Pro Needed Now

Are You a Heavy Hitter?

Can you handle a high dollar volume? Do you sincerely want to get rich?
Can you start right now in the peak
of the 2000 Guam Phone Book M selling season? Bring your resume and successful track record to:

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CHALAN PAGO LAND - Developers! 21,000+s.m. off Rt, 4 \$60/s.m.or moke on offer!

MACHANAO HOUSE - 3bd/2ba. Near Alte (formerly Hortsuha) Golf Course, app., a/c, generator, typhoan shatters, concrete fence. Asking \$180K

HOUSE AND LOT - Off Bello Rd. home in excellent condition opp., c/c, and more! \$400K

1960 LAND 1916 Lm. Lot level and ready to build Off Rt. 15 near bad gole to AAFB, \$65K FL 13 PINCPAL MOKER, 1.5. CLAR

CATCH IT! Every Sundays!

Islana.

IN THE SUPERIOR COURT OF GUAM FAMILY DIVISION

FAMILY DIVISION

IN THE INTEREST OF
J.A.H. and S.M.A.,
Minor.
Averalle Specials Proceedings
J.S.P. NO. JP134-99
J.S.P. NO. JP1

NOTICE OF SALE UNDER MORTGAGE

NOTINE OF JANA
UNDER MORTGAGE

NOTICE IS HEREBY GIVEN,
Pursuant to 18 G.C.A.
3361113, paragraph 7(g)
(iii) of the below described
mortgage and the Noice of
Default recorded on April 26,
1999 as Instrument No.
602447, that the mortgage
executed on April 23, 1991
by LEONARD K. KAAE SR.
and DEBRA J. KAAE,
["Mortgagers"], in favor of
CITIBANK, N.A.,
["Mortgagees"], and filed for
record in the Department of
Land Management,
Covernment of Guam, on
April 24, 1991, as Instrument
No. 453533, will be
FORECLOSED pursuant to a
FOWER OF SALE contained
in the above mortgage.
The property described below
will be sold. WITHOUT

FORECLOSED pursuant to a POWER OF SALE contained in the above mortgage. The property described below will be sold, WITHOUT WARRANTY BEING GIVEN, to the highest bidder of public auction, to be held at the Moyar's office in Tomuning, Guam at 3:00 p.m. on July 1, 1999, in order rot satisfy the amount due on the martgage and its promissory note at the time of the sale, Terms of the sale are cash or certified check. The Mortgagee reserves the right to bid the amount due on the martgage at the time of the sale. The property subject to the mortgage and to be sold at sale is as follows:

Unit No. E-2, Turnon Heights Court Condominium, situated on tal No. 2144-1C-7-R3, Tamuning (formerly Deded), Guam, Estate No. 15320, as soid to its marked and acignated on Map Drowing N. 89-179, dated January 30, 1990 and recorded in the Department of Land Management, Government of Guam on February 6, 2990

JU, 1970 and recorded in the Department of Land Management, Covernment of Guam on February 6, 2990 and Power of Covernment of Guam on February 6, 2990 and Power of Covernment of Guam on February 6, 2992 and 1994 and 1995 and 199

for that purpose.

Dated this 1st day of June,
1999.

McCULLY & BEGGS, P.C., Altorneys for Citibonk, N.A. By /s/ MARK S. BEGGS



COMMITTEE ON JUDICIARY, PUBLIC SAFETY, CONSUMER PROTECTION, AND HUMAN RESOURCES DEVELOPMENT

I Mina'Bente Singko na Liheslaturan Guåhan

JOHN CAMACHO SALAS, CHAIRMAN

PUBLIC HEARING AGENDA LEGISLATURE'S PUBLIC HEARING ROOM

Saturday, June 12, 1999, 9:00 a.m.

Confirmation of Eustaquio A. Punzalan, Member, Guam Parole Board for a 4 year term ending April 18, 2003.

Bill 150 An act to amend §§7116, 7118 and 7125, and to add new §§7118.1 and 7118.2, all to Title 22, GCA, relative to empowering Department of Labor to detain illegal alien contract workers, and to provide penalties and fines for employment of illegal aliens. Senator Vicente C. Pangelinan.

Bill 174 An act to add new §3112 to Chapter 2 of Title 7, Guam Code Annotated, relative to creating an Office of the Public Guardian. Senator Vicente C. Pangelinan, Senator Simon A. Sanchez II.

Bill 210 An act to appropriate \$500,000 from money returned by the Supreme Court of Guam to the Guam Police Department to interdict smuggling. Senator Mark Forbes.

Bill 234 An act to comply with Public Paw 25-03 by requesting legislative authorization for the restoration of one (1) Legal Secretary I position and one (1) Legal Secretary III position, both for the Public Defender Service Corporation, and the associated funding for each of those positions; and to authorize the Public Defender Service Corporation to carry over the unexpended balance of each fiscal year budget to the following fiscal year, beginning with the unexpended budget of FY1999.



S NATOR JOHN CAMACL SALAS

COMMITTEE ON JUDICIARY, PUBLIC SAFETY, CONSUMER PROTECTION AND HUMAN RESOURCES DEVELOPMENT

ESTIMONY SIGN IN SHEET

Saturday, June 12, 1999

Bill Number 210

Title

AN ACT TO APPROPRIATE \$500,000 FROM MONEY RETURNED BY THE SUPREME COURT OF GUAM TO THE GUAM POLICE DEPARTMENT TO INTERDICT SMUGGLING

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CARL T.C. GUTIERREZ Governor of Guam

MADELEINE Z. BORDALLO Lieutenant Governor

Guam Police Department

Government of Guam

Bldg No. 233, Central Avenue, Tiyan, Guam 96913 Tel: (671) 475-8473 (Switchboard) • (671) 475-8509/8512 Fax: (671) 472-4036



J.M. MARQUES Chief of Police

R.J. DERVISH Deputy Chief of Police

June 11, 1999

Håfa Adai! I am James Marques, Chief of Police. I am here today on behalf of Governor Carl T. C. GUTIERREZ and the Ad Hoc Task Force on Illegal Alien Activity on Guam. Our Task Force is comprised of representatives from the Guam Police Department, the Customs and Quarantine Agency, the Office of the Attorney General, the Department of Labor, Airport Police, Port Authority Police, U. S. Immigration and Naturalization Service (INS), Department of Public Health and Social Services and the Guam Environmental Protection Agency (GEPA).

Mr. Chairman and Members of the Committee. Thank you for the opportunity to provide testimony on Bill 210, yet another piece of noteworthy legislation sponsored by the Chairman of the Committee of Federal Regulations. On behalf of the Governor and the Ad Hoc Task Force, I would like to extend our appreciation for the oversight hearing on the illegal immigration issue which the Federal Affairs Chair conducted in April of this year and for his follow through in sponsoring this legislation.

Mr. Chairman. With me today, and available to answer questions you may have about the technical aspects of the patrol boats which would be useful to the Guam Police Department, is *Mr. Brad Hokanson*, the Department's boating expert. Let me also note that my testimony here today has *not* been cleared by the Bureau of Budget and Management Research, and thus the issues which I address are based solely on the perspective of law enforcement.

If I may, Mr. Chairman, I would like to approach the testimony from two directions. First, I would like to address the matter of patrol boats which is of considerable value to the Police Department. Secondly, I would like to discuss a broader range of law enforcement issues that have arisen as a result of the illegal immigration issue since Bill 210 was introduced to respond to the violation of Guam's boarders by illegal immigrants.

The maritime component of the Guam Police Department is the Harbor Patrol Section. This section has eight (8) full time officers and 3 reserve officers assigned and two a (2) patrol boats. The patrol boats are a twenty one (21) foot rigid hull inflatable and a twenty seven (27) foot Boston Whaler. Both patrol boats are powered by outboard motors. The boats are maintained by local commercial marine maintenance facilities, funded 100% by the Recreational Boating Safety Grant program, including all equipment and supplies utilized by the GPD Harbor Patrol and Guam Fire Department's Rescue. The only local funding utilized by the Harbor Patrol is for the salaries of the police officers assigned to the Section. The Harbor Patrol works cooperatively with a range of law enforcement and search and rescue organizations, including the U. S. Coast Guard, Guam Fire Rescue, the Navy HC-5 Helicopter Squadron, Guam Aquatics and Wildlife, and Guam Customs all in coordination with GPD central command.

The primary mission of the Harbor Patrol Section is Recreational Boating Safety enforcement. Given the fact that the control of Guam's immigration was assumed by the United States, the GPD Harbor Patrol Section was never outfitted to serve as a deterrent to a mass influx of illegal immigration, or even to halt large vessels transporting loads of illegal human cargo. I should note, however, Mr. Chairman and Members, that this lack of capacity has not halted us from responding to and directly engaging vessels which we have detected smuggling aliens into Guam or supporting other law enforcement operations.

If I could Mr. Chairman, let me say that the increased presence of the U.S. Coast Guard in the past couple of months appears to have put a damper on the attempts of large boat loads of aliens to come ashore. But if the Coast Guard presence declines when it looks like the illegal operation has subsided, it is my belief that we are back to square one again. Perhaps even of more concern to the members of the Ad Hoc Task Force is that the apparent success of the Coast Guard in stopping the big boatloads may have led to the smugglers reverting to their earlier tactics of running small boatloads of illegals to Guam. We know that the small boat operation was successful by the sheer numbers of persons who have requested asylum by mail from Guam in 1996 and 1997 (almost 2,500 according to INS information). We also know that this type of operation is a particularly difficult one to halt unless you want to stop every pleasure craft and charter boat that approaches Guam from the Rota Banks.

And with our existing resources even while we refocus our marine strategy to address the violation of Guam's immigration border (again) by small boats two questions arise.

- (A) Could we do more in the area of maritime interdiction with more resources?

 The answer is yes.
- (B) Should we continue to be engaged in these activities, even if immigration is not our responsibility?

I say yes, because it is the safety and security of our island which is at risk.

It is to the later question that I would now like to turn.

Mr. Chairman, the impact of the successful illegal immigration operations of organized Chinese gangs is not just one of landing people inside the U.S. immigration area for the purpose of getting asylum. There is in fact an organization that supports those who successfully arrive. Our information leads us to believe that there is a substantial "snakehead" criminal operation in our neighboring northern islands and that the foundations for such activity is in place in Guam. Thus, illegal immigration is no longer just about stopping people at the border, but it is also about addressing criminal activity that is associated with persons who have successfully but illegally arrived in Guam.

Honorable Members of the Committee, our law enforcement responsibilities related to illegal aliens is not just about interdiction on the high seas. Unfortunately, illegal immigration is also about criminal activity in our villages and maybe even your neighborhood or my neighborhood. In this regard, I would respectfully request the opportunity to work with the Committee to assure that the language Bill 210 covers all level of law enforcement concerns that relate to illegal immigration into Guam.

In closing, on behalf of the Governor and the Ad Hoc Task Force on Illegal Immigration let me again extend our thanks to the sponsor of Bill 210, Senator Forbes, for his oversight hearing in April and to you Mr. Chairman for holding a hearing on this measure. We appreciate the support which this measure would extend to use in promoting our island's security and would like to work with the Legislature as this bill moves forward in Committee.

J. M. MARQUES

Untroduced

APR 2 7 1999

MINA'BENTE SINGKO NA LIHESLATURAN QUAHAN 1999 (FIRST) Regular Session

Bill No. $\frac{2/0}{(COR)}$

Introduced by:

1

Mark Forbes

AN ACT TO APPROPRIATE \$500,000 FROM MONEY RETURNED BY THE SUPREME COURT OF GUAM TO THE GUAM POLICE DEPARTMENT TO HELP INTERDICT SMUGGLING.

BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. Legislative Findings and Intent. *I* Liheslaturan Guåhan 3 finds a very concerning situation unfolding over the last year, with hundreds 4 of illegal immigrants apprehended by local and federal officials on Guam's 5 shores and in Guam's waters. Local authorities believe that an organized 6 criminal operation has set up infrastructure on Guam for conveying human 7 cargo, a despicable practice that unfortunately is being rewarded because as 8 soon as any individual being smuggled sets foot on Guam soil, that individual 9 becomes eligible for asylum. The United States policy in other areas, such as 10 Florida, is to divert vessels in the water to non-U.S. areas. Guam is in need of 11 the same type of operation in order to avoid a continued flood of illegal 12 immigrants. Neither the U.S. Coast Guard nor the Guam Police Department

- 1 have sufficient resources at this time to effectively patrol Guam waters and
- 2 divert smuggling boats to other areas. I Liheslatura finds that it is in the
- 3 interest of the people of Guam to improve the ability of the Guam Police
- 4 Department to interdict smuggling operations.

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- Section 2. Appropriation. The Five Hundred Thousand Dollars (\$500,000) returned to the General Fund by the Supreme Court of Guam
- 7 earlier this year is hereby appropriated from the General Fund to the Guam
- 8 Police Department for any of the following purposes:
 - (a) to repair and outfit any marine patrol craft transferred to the Guam Police Department from military surplus, the United States Marshal Service, or any other federal entity, such craft to be used to patrol Guam territorial waters to interdict smuggling;
 - (b) to purchase marine patrol craft to be used to patrol Guam territorial waters to interdict smuggling; and
 - (c) to procure equipment and supplies necessary to facilitate patrol of Guam territorial waters, Guam shores or the interior of Guam for the purposes of interdicting smuggling or aprehending smugglers.
 - **Section 3. Severability.** If any provision of this Act or its application to any person or circumstance is found to be invalid or contrary to law, such invalidity shall not affect other provisions or applications of this Act which can be given effect without the invalid provisions or application, and to this end the provisions of this Act are severable.