



EDDIE BAZA CALVO  
Governor

RAY TENORIO  
Lieutenant Governor

*Office of the Governor of Guam*

2015 SEP 18 PM

*Calvo*

*33-15-0876*

Office of the Speaker  
Judith T. Won Pat, Ed.D

September 16, 2015

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

Date: 09/18/2015  
Time: 2:43 PM  
Received By: *[Signature]*

Dear Madame Speaker:

Transmitted herewith is Bill No. 123-33 (COR), " **AN ACT TO ADD NEW ITEMS (10), (11), (12) AND (13) TO SUBSECTION (c) OF § 4401 OF ARTICLE 4, CHAPTER 4, TITLE 7, GUAM CODE ANNOTATED, RELATIVE TO EXPANDING THE POWERS OF THE MAGISTRATE JUDGE,**" which was signed into law on SEPTEMBER 15, 2015 as **Public Law 33-74.**

RAY TENORIO  
*I Maga'låhen Guåhan Para Pågo*

0876

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

**CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LÁHEN GUÁHAN**

This is to certify that **Bill No. 123-33 (COR)**, "AN ACT TO *ADD* NEW ITEMS (10), (11), (12) AND (13) TO SUBSECTION (c) OF § 4401 OF ARTICLE 4, CHAPTER 4, TITLE 7, GUAM CODE ANNOTATED, RELATIVE TO EXPANDING THE POWERS OF THE MAGISTRATE JUDGE," was on the 3<sup>rd</sup> day of September 2015, duly and regularly passed.




**Judith T. Won Pat, Ed.D.**  
Speaker

Attested:



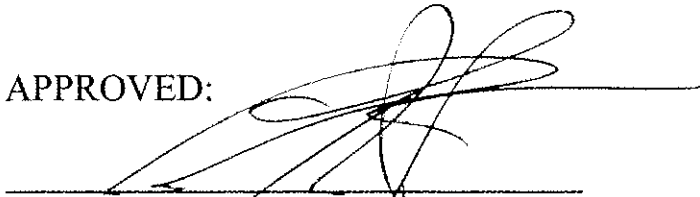
**Tina Rose Muña Barnes**  
Legislative Secretary

This Act was received by *I Maga'láhen Guáhan* this 3<sup>rd</sup> day of Sept., 2015, at 4:45 o'clock P.M.



Assistant Staff Officer  
*Maga'lahi's Office*

APPROVED:



**RAYMOND S. TENORIO**  
Acting Governor of Guam

Date: SEP 15 2015

Public Law No. 33-74

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

**Bill No. 123-33 (COR)**

As amended on the Floor.

Introduced by:

FRANK B. AGUON, JR.  
T. C. Ada  
V. Anthony Ada  
Frank F. Blas, Jr.  
B. J.F. Cruz  
James V. Espaldon  
Brant T. McCreadie  
Tommy Morrison  
T. R. Muña Barnes  
R. J. Respicio  
Dennis G. Rodriguez, Jr.  
Michael F.Q. San Nicolas  
Mary Camacho Torres  
N. B. Underwood, Ph.D.  
Judith T. Won Pat, Ed.D.

**AN ACT TO *ADD* NEW ITEMS (10), (11), (12) AND (13)  
TO SUBSECTION (c) OF § 4401 OF ARTICLE 4,  
CHAPTER 4, TITLE 7, GUAM CODE ANNOTATED,  
RELATIVE TO EXPANDING THE POWERS OF THE  
MAGISTRATE JUDGE.**

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

2        **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds  
3 that the expansion of the statutory authority of the magistrate judges of the  
4 Superior Court of Guam, following the federal model, will provide the courts with  
5 an efficient supplemental judicial resource to assist in expediting its workload.

1           Therefore, it is the intent of *I Liheslaturan Guåhan* to grant the request to  
2 expand the powers of the magistrate judge that was proposed by the Chief Justice  
3 of the Supreme Court of Guam during the 2015 State of the Judiciary Address.  
4 This additional authority will allow magistrate judges to perform additional duties,  
5 such as disposing of procedural motions in criminal matters, addressing discovery  
6 disputes, presiding over unlawful detainers, and overseeing settlement efforts in  
7 civil cases.

8           **Section 2. Expanded Powers of the Magistrate Judge.** New Items (10),  
9 (11), (12) and (13) are hereby *added* to Subsection (c) of § 4401 of Article 4,  
10 Chapter 4, Title 7, Guam Code Annotated, to read:

- 11                   “(10) conduct criminal trial setting hearings;  
12                   (11) preside over preliminary hearings in criminal cases, and render  
13 decisions and judgments over procedural and discovery motions in criminal  
14 matters;  
15                   (12) preside over initial scheduling conferences in civil matters, to  
16 include, but *not* limited to: initial pretrial conferences, case scheduling,  
17 discovery disputes, motions, and settlement efforts; and  
18                   (13) preside over unlawful detainer proceedings.”