

I MINA'TRENTA NA LIHESLATURAN GUÅHAN
THIRTIETH GUAM LEGISLATURE
2010 2nd REGULAR SESSION

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MMW

Bill No. 407-30(cor)

Introduced by:

v.c. pangelinan
T.C. Ada



**AN ACT TO ADD §1127 TO CHAPTER 1, TITLE 2 GCA RELATIVE
TO HONORING THOSE KILLED IN ACTION BY DESIGNATION
OF A GUAM MEDAL OF HONOR.**

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that the women and men of Guam have served proudly as members of the U.S.
4 military for decades, many sacrificing their lives in defense of the nation and in
5 furtherance of the United States' pursuit of liberty and democracy. Guam veterans
6 emerged from the Korean War, the Vietnam War, Operation Desert Storm and
7 many of Guam's daughters and sons never returned home or returned to Guam as
8 casualties of those conflicts. Since the terrorist attacks against the United States on
9 September 11, 2001, many of Guam's daughters and sons in the Armed Forces of
10 the U.S. have been deployed to countries of conflict like Iraq and Afghanistan to
11 fight the War on Terror.

1 It is, hereby, the intent of *I Liheslatura* to establish and award the Guam
2 Medal of Honor to convey unending and never forgotten gratitude and great
3 respect from the people of Guam to the daughters and sons of Guam and members
4 of the military who lost their lives in battle while defending the island and nation
5 we love and the freedom we hold dearly. The awarding of the Guam Medal of
6 Honor to our heroes shall include the presentation of a Resolution accompanied by
7 the Guam Flag. The recipients' names shall be listed in the Guam Medal of Honor
8 Roll which will be displayed at *I Liheslaturan Guåhan*.

9 **Section 2. Creation of the Guam Medal of Honor.** A new subsection
10 §1127 is added to Chapter 1 of Title 2, Guam Code Annotated, to read:

11 **§1127. Guam Medal of Honor.**

12 (a) To express unending and never forgotten gratitude by the people of
13 Guam, the Guam Medal of Honor is hereby established and shall be presented to
14 the family members of individuals killed in action in World War II, the Korean
15 War, the Vietnam War, Operation Desert Storm, and the War on Terror.

16 (b) Individuals eligible to receive the Guam Medal of Honor include:

17 (1) members of the Guam National Guard who were legal residents of
18 Guam at the time she or he was killed in action;

19 (2) members of the United States military reserves who were legal
20 residents of Guam at the time she or he was killed in action;

1 (3) members of the regular United States Armed Forces who were
2 residents of Guam at the time she or he was killed in action; or

3 (4) members of the Guam Militia/Guam Insular Guard killed in
4 action.

5 (c) Action for the purpose of this section, means:

6 (1) action against an enemy of the United States or an enemy of
7 Guam;

8 (2) military operations involving conflict with an opposing foreign
9 force;

10 (3) serving with friendly foreign forces engaged in an armed conflict
11 against an opposing armed force in which the United States is not a
12 belligerent party; or

13 (4) serving in a combat zone as designated by Presidential Order.

14 (d) The Speaker of *I Liheslaturan Guåhan* shall commission for the design
15 of the Guam Medal of Honor which is to be awarded to the recipients.

16 (e) Presentation of the Guam Medal of Honor.

17 (1) The award shall be presented to one of the following:

18 (A) the surviving spouse,

19 (B) a surviving child in the absence of a surviving spouse, or

1 (C) a surviving grandchild in the absence of a surviving child,

2 or

3 (D) a surviving parent in the absence of a surviving spouse or

4 child.

5 (2) The Guam Medal of Honor shall be accompanied by the Guam
6 Flag and shall be awarded solely with a concurrent resolution introduced by
7 the Speaker of *I Liheslaturan Guåhan*.

8 (3) A recipient of the Guam Medal of Honor shall have her or his
9 name entered on the Guam Medal of Honor Roll.

10 (e) Guam Medal of Honor Roll.

11 (1) There shall be a roll designated as the “Guam Medal of Honor
12 Roll” that shall be displayed at the renovated Guam Congress Building or
13 other main building of *I Liheslaturan Guåhan*.

14 (2) The Speaker of *I Liheslatura* shall enter and record on such roll
15 the name of each person who has been awarded a Guam Medal of Honor.

16 **Section 4.** This Act shall take effect on October 1, 2010.

17 **Section 5. Severability.** If any of the provisions of this Act or the
18 application thereof to any person or circumstance is held invalid, such invalidity
19 shall not affect any other provision or application of this Act which can be given

- 1 effect without the invalid provision or application, and to this end the provisions of
- 2 this Act are severable.