

I Mina'Trentai Dos Na Liheslaturan Guahan
Bill Log Sheet

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
117-32 (COR) - P.L. 32-048	T.R. Muña Barnes, J.T. Won Pat, Ed.D., Brant T. McCreddie	AN ACT TO AMEND §§3705 AND 3707 OF ARTICLE 7, CHAPTER 3, TITLE 16 GCA, 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	5/14/13 8:18 a.m.	5/14/13	Committee on General Governmental Operations and Cultural Affairs	5/31/13 1p.m.	6/17/13, 9:15am	Fiscal Note Requested 5/21/13
	DATE PASSED	TITLE	TRANSMITTED		DUE DATE	<small>DATE SIGNED BY I MAGA'LAHEN GUAHAN</small>	PUBLIC LAW NO.	NOTES
	6/24/2013	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.	6/26/13	3:00pm	7/8/13	7/5/2013	32-048	As amended on the Floor.



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

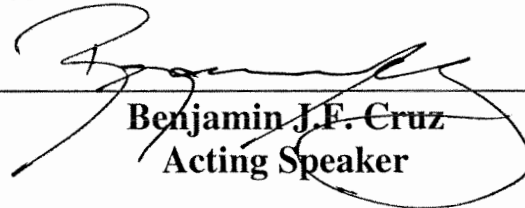
2013 JUL - 8 PM 4: 59 [Signature]

Attachment: copy of Bill

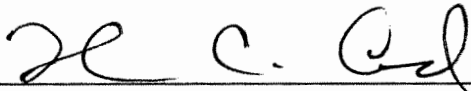
I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2013 (FIRST) Regular Session

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

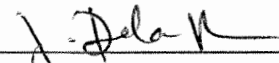
This is to certify that **Bill No. 117-32 (COR)**, "AN ACT TO AMEND §§3705 AND 3707 OF ARTICLE 7, CHAPTER 3, TITLE 16, GUAM CODE ANNOTATED, RELATIVE TO EXPANDING THE DUTIES OF THE GUAM POLICE DEPARTMENT COMMUNITY ASSISTED POLICING EFFORT (CAPE) VOLUNTEERS TO INCLUDE ENFORCEMENT OF THE HANDBILLING ACT, 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'lahen Guåhan* this 26th day of June, 2013, at 3:00 o'clock P.M.


Assistant Staff Officer
Maga'lahi's Office

APPROVED:


EDWARD J.B. CALVO
I Maga'lahen 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

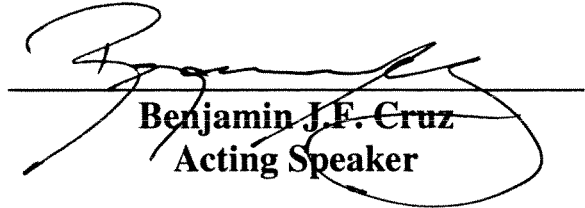
1 apart from all other accounts. All proceeds from fines deposited into the
2 Handbilling Enforcement Fund *shall* be available for use by the Guam
3 Police Department.

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.”

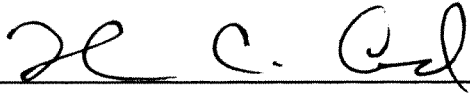
I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2013 (FIRST) Regular Session

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'lahen Guåhan* this 26th day of June, 2013, at 3:00 o'clock P.M.


Assistant Staff Officer
Maga'lahi's Office

APPROVED:

EDWARD J.B. CALVO
I Maga'lahen Guåhan

Date: _____

Public Law No. _____

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.”

LEGISLATIVE SESSION

I MINA'TRENTAI DOS NA LIHESLATURAN

2013 (FIRST) Regular Session

Voting Sheet

Speaker Antonio R. Unipingco Legislative Session Hall

A.Bill No: 117-32 (COR)

NAME	Yea	Nay	Not Voting/ Abstained	Out During Roll Call	Absent
Senator Thomas "Tom" C. ADA	✓				
Senator V. Anthony "Tony" ADA	✓				
Senator Frank Blas AGUON Jr.	✓				
Vice-Speaker Benjamin J.F. CRUZ	✓				
Senator Christopher M. DUENAS	✓				
Senator Michael LIMTIACO	✓				
Senator Brant McCREADIE	✓				
Senator Thomas "Tommy" MORRISON	✓				
Senator Tina Rose MUÑA BARNES	✓				
Senator Vicente (ben) Cabrera PANGELINAN		✓ I			
Senator Rory J. RESPICIO	✓				
Senator Dennis G. RODRIGUEZ, Jr.	✓				
Senator Michael F. Q.SAN NICOLAS	✓				
Speaker Judith T. WON PAT, Ed.D.	✓				
Senator Aline A. YAMASHITA, Ph.D.	✓				

TOTAL

<u>14</u>	<u>1</u>	<u> </u>	<u> </u>	<u> </u>
Yea	Nay	Not Voting/ Abstained	Out During Roll Call	Absent

CERTIFIED TRUE AND CORRECT:

I = Pass

Clerk of the Legislature

June 21, 2013



June 13, 2013

The Honorable Judith T. Won Pat
Speaker
I Mina' Trentai Dos Na Liheslaturan Guåhan
32nd Guam Legislature
155 Hesler Place
Hagåtña, Guam 96910

VIA: The Honorable Rory J Respicio
Chairperson, Committee on Rules

2013 JUN 17 AM 9:15

RE: Committee Report on Bill No. 117-32 (COR)

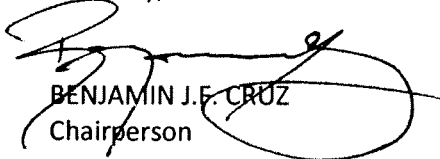
Dear Speaker Won Pat:

Transmitted herewith is the Report of Committee on General Government Operations and Cultural Affairs on Bill No. 117-32 (COR) - T.R. Muña Barnes / J.T. Won Pat, Ed.D. / B.T. McCreddie - An act to amend §§ 3705 and 3707 of Article 7, Chapter 3, Title 16 GCA, 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.

Committee votes are as follows:

- 10 TO DO PASS
- ___ TO NOT PASS
- 1 TO REPORT OUT ONLY
- ___ TO ABSTAIN
- ___ TO PLACE IN INACTIVE FILE

Sincerely,


BENJAMIN J.F. CRUZ
Chairperson



COMMITTEE REPORT

ON

Bill No. 117-32 (COR) - T.R. Muña Barnes / J.T. Won Pat, Ed.D. / B.T. McCreadie - An act to amend §§ 3705 and 3707 of Article 7, Chapter 3, Title 16 GCA, 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.



June 13, 2013

MEMORANDUM

TO: All Members

FROM: Vice Speaker Benjamin J.F. Cruz

SUBJECT: Committee Report on Bill No. 117-32 (COR)

Transmitted herewith for your consideration is the Committee Report on Bill No. 117-32 (COR) - T.R. Muña Barnes / J.T. Won Pat, Ed.D. / B.T. McCreddie - An act to amend §§ 3705 and 3707 of Article 7, Chapter 3, Title 16 GCA, 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.

This report includes the following:

- Committee Vote Sheet
- Committee Report Digest
- Bill No. 117-32 (COR)
- Public Hearing Sign-in Sheet
- COR Referral of Bill No. 117-32 (COR)
- Fiscal Note Requirement
- Notices of Public Hearing
- Public Hearing Agenda

Please take the appropriate action on the attached voting sheet. Your attention to this matter is greatly appreciated. Should you have any questions or concerns, please do not hesitate to contact me.

Very truly yours,

A handwritten signature in black ink, appearing to read "Benjamin J.F. Cruz", written over a printed name and title.

BENJAMIN J.F. CRUZ
Chairperson



COMMITTEE VOTING SHEET

Bill No. 117-32 (COR) - T.R. Muña Barnes / J.T. Won Pat, Ed.D. / B.T. McCreadie - An act to amend §§ 3705 and 3707 of Article 7, Chapter 3, Title 16 GCA, 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.

COMMITTEE MEMBERS	SIGNATURE	TO DO PASS	TO NOT PASS	TO REPORT OUT ONLY	TO ABSTAIN	TO PLACE IN INACTIVE FILE
CRUZ, BENJAMIN J.F. Chairperson		✓ 6/11/13				
MUÑA BARNES, TINA ROSE Vice-Chairperson		✓				
WON PAT, JUDITH T. Speaker and Ex-Officio Member		✓ 6/12/13				
ADA, THOMAS C. Member		✓ 6/12/13				
PANGELINAN, C. VICENTE Member						
RESPICIO, RORY J. Member		✓ 6/12/13				
RODRIGUEZ, DENNIS G. JR. Member		✓ 6/12/13				
SAN NICOLAS, MICHAEL, F.Q. Member		✓ 6/12/13				
AGUON, Jr., FRANK B. Member		✓ 6/12/13				
ADA, V. ANTHONY Member		✓ 6/12/13				
Morrison, Thomas Member		✓ 6/12/13				
McCreadie, Brant Member						
YAMASHITA, ALINE Member				✓ 6/12/13		

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

Bill No. 117-32 (COR)

Introduced by:

T.R. Muña Barnes
J.T. Won Pat, Ed.D.
B. McCreadie

2013 MAR 11 AM 9:18

AN ACT TO AMEND §§ 3705 and 3707 OF ARTICLE 7, CHAPTER 3, TITLE 16 GCA, 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.** Section 3705 of Article 7, Chapter 3 of Title 16, Guam Code Annotated is
3 hereby amended to read:

4 ~~“§3705. Penalty, Summons, and Citation, Prohibition. Prohibited Activity;~~

5 **CAPE Volunteers; Penalty.**

6 (a) Prohibited Activity. No person may engage in any handbilling activity
7 between the hours of 10:00 a.m. to 2:00 a.m. within the marked restricted areas as
8 described in Section 3704.

9 (b) Summons or Citation. ~~A p~~Peace officers, and others authorized by law to
10 issue summons or citations pursuant to this Article, shall use the “Guam Uniform
11 Complaint and Citation” form for citing any violation of this Article. Guam Police
12 Department Community Assisted Policing Effort (CAPE) volunteers are hereby
13 authorized to patrol the marked restricted areas in Tumon Bay, as described in
14 Section 3704, for unlawful handbilling activity between the hours of 10:00 a.m. to
15 2:00 a.m., and are further authorized to issue citations for any violation of this
16 Article.

17 Volunteers are required to obtain a certificate from the Chief of Police

1 demonstrating the completion of a required course of instruction and training that
2 includes training relative to avoiding dangerous confrontations with violators of this
3 Section.

4 (c) Penalty. Any person conducting handbilling in violation of any provision
5 of this Article shall be subject to a fine of Two Hundred Dollars (\$200.00) for the
6 first offense and Five Hundred Dollars (\$500.00) for any subsequent offense.”

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

9 **“§3707. Creation of the Handbilling Enforcement Fund.**

10 (a) There is hereby created the ‘Handbilling Enforcement Fund.’ This Fund
11 shall be used exclusively for the support of enforcement, maintenance and
12 education efforts relative to this Act. The Guam Visitors Bureau shall administer
13 expenditures from the Fund and maintain said Fund separately and apart from all
14 other accounts. All proceeds from fines deposited into the Handbilling
15 Enforcement Fund shall be available for use by the Guam Police Department.

16 Pursuant to Section 3705 of this Act, the Chief of Police is hereby authorized
17 to use funds available in the Handbilling Enforcement Fund to cover expenses
18 relative to providing training and support for volunteers of the Guam Police
19 Department’s Community Assisted Policing Effort (CAPE) Program. In the event
20 that said Fund proves insufficient for this purpose, the Chief of Police is hereby
21 alternatively authorized to use funds available in the Police Services Fund, pursuant
22 to Public Law 31-152, to cover expenses relative to providing training and support
23 for volunteers of the Guam Police Department’s Community Assisted Policing
24 Effort (CAPE) Program.”



Committee Report Digest

I. OVERVIEW

The Committee on General Government Operations and Cultural Affairs convened a public hearing on Friday, May 31, 2013, at 1:00 p.m. in the Public Hearing Room of *I Liheslatura*. Among the items on the agenda was the consideration was Bill No. 117-32 (COR) - T.R. Muña Barnes / J.T. Won Pat, Ed.D. / B.T. McCreadie - An act to amend §§ 3705 and 3707 of Article 7, Chapter 3, Title 16 GCA, 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.

Public Notice Requirements

All legal requirements for public notices were met, with requests for publication sent to all media and all Senators on May 24, 2013, and May 29, 2013 via email. Copies of the hearing notices are appended to the report.

Senators Present

Vice Speaker Benjamin J.F. Cruz
Senator Vicente Pangelinan
Senator Tina Muña Barnes
Senator Dennis Rodriguez, Jr.
Senator Michael Limtiaco
Senator Tony Ada

The public hearing was called to order at 1:05 p.m.

II. SUMMARY OF TESTIMONY AND DISCUSSION

Vice Speaker Benjamin J.F Cruz announced Bill No. 117-32 (COR) then called on Senator Barnes as its main sponsor to make a statement.

Senator Barnes stated that the intent of Bill No. 117-32 (COR) is to allow the Guam Police Department Community Assisted Policing Effort (CAPE) volunteers to patrol marked restricted areas for unlawful



handbilling activity between the hours of 10:00AM and 2:00PM.

Senator Cruz noted that Chief Bordallo, Jr. was not present, but that he had submitted written testimony. Senator Cruz read the submitted testimony on behalf of Chief Bordallo:

“The Guam Police Department (GPD) is in support of Bill 117-32(COR) which authorizes the GPD's C.A.P.E. Volunteers to enforce hand billing law in addition to their other enforcement powers. We believe this is a good bill. We suggest, however, that the second paragraph of Subsection 3705(b), requiring the Chief of Police to certify that training took place, be removed. We believe this does not need to be in the law because if this bill is passed, GPD will train the C.A.P.E. Volunteers in hand billing citation policies. All new C.A.P.E. Volunteers will learn this as part of their initial training. Requiring by law a secondary certification, that will ultimately be a required training to be a C.A.P.E. Volunteer, makes this useless redundancy.”

Senator Cruz noted that two members of the Guam Police Department were present in place of Chief Bordallo. Senator Cruz called on Officer Elizabeth Flickenger to testify.

Senator Rodriguez asked what the responsibilities are of the CAPE Volunteers.

Officer Elizabeth Flickenger stated that CAPE volunteers write citations for accessibility parking and littering and that they perform traffic direction duties and crowd control at events like 5k running events.

Senator Rodriguez asked if they enforce the law in relation to smoking within 20 feet of an entrance.

Officer Elizabeth Flickenger stated that they do not, but that they are motivated to do more.

Senator Pangelinan asked to differentiate between training for CAPE volunteers and police recruits

Officer Elizabeth Flickenger stated that CAPE volunteers get training that is similar to GPD officers, but the training emphasizes accessibility parking, littering, and crowd control.

Senator Cruz asserted for the record that he insisted that Sergeant Elizabeth Flickenger come forth to testify. Senator Cruz adjourned the public hearing and stated that the record will be open for ten days so



that residents may submit their testimonies.

III. FINDINGS AND RECOMMENDATION

The Committee on General Government Operations and Cultural Affairs to which was referred Bill No. 117-32 (COR) - T.R. Muña Barnes / J.T. Won Pat, Ed.D. / B.T. McCreddie - An act to amend §§ 3705 and 3707 of Article 7, Chapter 3, Title 16 GCA, 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 hereby submits these findings to *I Mina' Trentai Unu na Liheslaturan Guåhan* and reports out Substitute Bill No. 117-32 (COR) with a recommendation TO *Pass*

of a required course of i
confronts

IMINA'TRENTAI DOS NA LIHESLATURAN GUAHAN
2013 (FIRST) Regular Session

Bill No. 117-32 (COR)

Introduced by:

T.R. Muña Barnes
J.T. Won Pat, Ed.D.
B. McCreadie

MAR 8 19

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

BE IT ENACTED BY THE PEOPLE OF GUAM:

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

§3705. Penalty, Summons, and Citation, Prohibition, Prohibited Activity; CAPE Volunteers; Penalty.

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

(b) Summons or Citation. ~~A~~Peace officers, and others authorized by law to issue summons or citations pursuant to this Article, shall use the "Guam Uniform Complaint and Citation" form for citing any violation of this Article. Guam Police Department Community Assisted Policing Effort (CAPE) volunteers are hereby authorized to patrol the marked restricted areas in Tumon Bay, as described in Section 3704, for unlawful handbilling activity between the hours of 10:00 a.m. to 2:00 a.m., and are further authorized to issue citations for any violation of this Article.
Volunteers are required to obtain a certificate from the Chief

SENATOR BENJAMIN J.F. CRUZ, VICE SPEAKER
 Chairman, Committee on General Government Operations
 and Cultural Affairs
 Web Address: www.senatorofjcruz.com



IMINA TRENTAI DOS NA LIHESLATURAN GUAHAN
 The 32nd Guam Legislature • senator@senatorofjcruz.com
 155 Hesler Place, Hagåtña, Guam 96910
 Telephone: (671) 477-2520/1 • Fax: (671) 477-2522

PUBLIC HEARING SIGN-IN SHEET

Friday, May 31, 2013 – 1:00PM
 I Liheslatura • Public Hearing Room • Hagåtña, Guam

Bill No. 117-32 (COR) - T.R. Muña Barnes / J.T. Won Pat, Ed.D. / B.T. McCreadie - An act to amend §§ 3705 and 3707 of Article 7, Chapter 3, Title 16 GCA, 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.

NAME	AGENCY OR ORGANIZATION	SUPPORT? OPPOSE?	WRITTEN TESTIMONY	ORAL TESTIMONY	PHONE NUMBER	EMAIL ADDRESS
<i>Elizabeth Federico</i>	<i>GPD</i>	<i>Support</i>	<i>✓</i>			<i>Elizabeth.Federico@GPD.guam.gov</i>
<i>Anthony CN Queiroz</i>	<i>GPD cape</i>	<i>Support</i>				<i>AQueiroz@gmail.com</i>



GUAM VISITORS BUREAU

50th ANNIVERSARY · 1963 · 2013

May 31, 2013

The Honorable Benjamin J.F. Cruz
Vice-Speaker
I Mina'trentai Dos Na Liheslaturan Guåhan
155 Hessler Place
Hagåtña, Guam 96910

RE: Bill No. 117-32

Håfa Adai Vice Speaker Cruz:

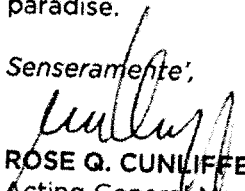
Thank you for the opportunity to provide testimony for Bill No. 117-32: An Act to Amend §§ 3705 and 3707 of Article 7, Chapter 3, Title 16 GCA, Relative to Expanding the Duties of the Guam Police Department Community Assisted Policing Effort (CAPE) Volunteers to Include Enforcement of the Handbilling Act, and for Other Purposes.

The Guam Visitors Bureau is pleased to provide support for Bill No. 117-32. GVB promotes Guam as a world-class cultural destination of choice. Part of that effort is to ensure visitors feel safe in high-traffic tourist areas. Handbilling in Tumon is a constant issue that we face. It is a nuisance to visitors, and a safety hazard. GVB sent numerous reminders and advisories reminding its members of the prohibition of handbilling as current law provides. We also encouraged them to report any illegal activities being conducted to the Guam Police Department and GVB.

GVB whole-heartedly support Bill 117-32. We suggest an addition to the current Bill to include 'touting.' It has been reported to GVB that some businesses have circumvented the current Handbilling Act by 'touting' or attempting to sell something by pestering visitors in an aggressive or bold manner much to their displeasure and frustration. This strengthens the message of Bill 117 to expand the need to enforce the law for the safety and welfare of our visitors.

Should you any questions, please do not hesitate to contact myself via email at rose.cunliffe@visitguam.org, or GVB Public Information Officer Tony Muña at antonio.muna@visitguam.org. We can also be reached at 646-5278. *Si Yu'os Ma'åse* for your continued support of Guam's number one industry, and the safety of visitors to our island paradise.

Senseramente,


ROSE Q. CUNLIFFE
Acting General Manager

CC: General Manager
Deputy General Manager
Senators of the 32nd Guam Legislature



GUAM POLICE DEPARTMENT

DIPATTAMENTON POLISIAN GUAHAN

Government of Guam



EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Bldg. 13-16A Mariner Avenue, Tiyan
Barrigada, Guam 96913
P.O. Box 23909 Barrigada, Guam 96921
Telephone: (671) 475-8473 (Switchboard); (671) 475-8508 / 8509 / 8512
Fax: (671) 472-4036

FRED E. BORDALLO, JR.
Chief of Police

MAURICE J.Q. SAYAMA, Colonel
Police Commander

WRITTEN TESTIMONY

OF

FRED E. BORDALLO, JR.

CHIEF OF POLICE

GUAM POLICE DEPARTMENT

RE: BILL 117-32(COR)

“AN ACT TO AMEND §§3705 AND 3707, OF ARTICLE 7, CHAPTER 3, TITLE 16 GCA, 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”

For: The Honorable Benjamin J.F. Cruz
Vice-Speaker, 32nd Guam Legislature

Buenas Yan Hafa Adai. The Guam Police Department (GPD) is in support of Bill 117-32(COR) which authorizes the GPD's C.A.P.E. Volunteers to enforce hand billing law in addition to their other enforcement powers. We believe this is a good bill. We suggest, however, that the second paragraph of Subsection 3705(b), requiring the Chief of Police to certify that training took place, be removed. We believe this does not need to be in the law because if this bill is passed, GPD will train the C.A.P.E. Volunteers in hand billing citation policies. All new C.A.P.E. Volunteers will learn this as part of their initial training. Requiring by law a secondary certification, that will ultimately be a required training to be a C.A.P.E. Volunteer, makes this useless redundancy.

On behalf of the Guam Police Department, we thank you for the opportunity to provide our comments on this Bill, and we look forward to its public hearing in the near future. *Dangkulo Na Si Yu'os Ma'ase!*

Dated this 28th day of May 2013.

FRED E. BORDALLO, JR.
Chief of Police

cc: The Honorable Judith T. Won Pat, Speaker, 32nd Guam Legislature
The Honorable Senator Tina M. Barnes, 32nd Guam Legislature; and
The Honorable Senator Brant McCreadie, 32nd Guam Legislature



COMMITTEE ON RULES

I Mina'trentai Dos na Liheslaturan Guahan • The 32nd Guam Legislature
155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com
E-mail: roryforguam@gmail.com • Tel: (671)472-7679 • Fax: (671)472-3547

Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

Senator
Thomas C. Ada
VICE CHAIRPERSON
ASSISTANT MAJORITY LEADER

Senator
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Member

Senator
V. Anthony Ada
Member
MINORITY LEADER

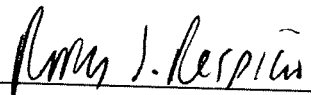
Senator
Aline Yamashita
Member

Certification of Waiver of Fiscal Note Requirement

This is to certify that the Committee on Rules submitted to the Bureau of Budget and Management Research (BBMR) a request for a fiscal note, or applicable waiver, on **BILL NO. 117-32 (COR) – “AN ACT TO AMEND §§3705 AND 3707 OF ARTICLE 7, CHAPTER 3, TITLE 16 GCA, 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.”** – on May 21, 2013. COR hereby certifies that BBMR confirmed receipt of this request on May 21, 2013 at 12:00 P.M.

COR further certifies that a response to this request was not received. **Therefore, pursuant to 2 GCA §9105, the requirement for a fiscal note, or waiver thereof, on Bill 117-32 (COR) to be included in the committee report on said bill, is hereby waived.**

Certified by:



Senator Rory J. Respicio
Chairperson, Committee on Rules

June 17, 2013

Date



COMMITTEE ON RULES

I Mina'trentai Dos na Liheslaturan Guåhan • The 32nd Guam Legislature
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E-mail: roryforguam@gmail.com • Tel: (671)472-7679 • Fax: (671)472-3547

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Member

Senator
V. Anthony Ada
Member
MINORITY LEADER

Senator
Aline Yamashita
Member

May 21, 2013

VIA E-MAIL
john.rios@bbmr.guam.gov

John A. Rios
Director
Bureau of Budget & Management Research
P.O. Box 2950
Hagåtña, Guam 96910

RE: Request for Fiscal Note- Bill Nos. 117- 119 (COR)

Hafa Adai Mr. Rios:

Transmitted herewith is a listing of *I Mina'trentai Dos na Liheslaturan Guåhan's* most recently introduced bills. Pursuant to 2 GCA §9103, I respectfully request the preparation of fiscal notes for the referenced bills.

Si Yu'os ma'åse' for your attention to this matter.

Very Truly Yours,

Senator Rory J. Respicio
Chairperson, Committee on Rules

Attachments (1)

Cc: Clerk of the Legislature

2013 MAY 21 PM 2:02

Bill Nos.	Sponsor	Title
117-32 (COR)	T.R. Muña Barnes, J.T. Won Pat, Ed.D., Brant T. McCreadie	AN ACT TO AMEND §§3705 AND 3707 OF ARTICLE 7, CHAPTER 3, TITLE 16 GCA, 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
118-32 (COR)	D.G. Rodriguez,Jr. B.J.F. Cruz V. Anthony Ada Michael F.Q. San Nicolas J.T. Won Pat, Ed.D Rory J. Respicio Brant McCredie Thomas Morrison Tina Muna-Barnes	AN ACT RELATIVE TO ALCOHOL BEVERAGE CONTROL, TO BE KNOWN AS "THE RESPONSIBLE ALCOHOL SALES AND SERVICE ACT", BY ADDING NEW §§ 3123, 3124 AND 3125 TO ARTICLE 1, CHAPTER 3, 11 GCA; TO AMEND § 3207, AND ADD §§ 3212.1, 3230, 3231, AND 3232 TO ARTICLE 2, CHAPTER 3, 11 GCA; TO AMEND 11 GCA §3613; AND, ADD A NEW (h) TO §2105, ADD A NEW (c) TO § 2106, ADD A NEW (c) TO §2107, AND ADD A NEW §2111, ALL OF 3 GAR CHAPTER 2 [ALCOHOLIC BEVERAGE CONTROL BOARD].
119-32 (COR)	V. Anthony Ada Chris M.Duenas	AN ADD A NEW ARTICLE 2 TO CHAPTER 37 OF 9 GCA RELATIVE TO HOME INVASION.



COMMITTEE ON RULES

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Senator
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Senator
V. Anthony Ada
Member
MINORITY LEADER

Senator
Aline Yamashita
Member

May 14, 2013

MEMORANDUM

To: **Rennae Meno**
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: **Senator Rory J. Respicio**
Majority Leader & Rules Chair

Subject: **Referral of Bill No. 117-32(COR)**

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 117-32(COR)**.

Please ensure that the subject bill is referred, in my name, to the respective committee, as shown on the attachment. I also request that the same be forwarded to all members of *I Mina'trentai Dos na Liheslaturan Guåhan*.

Should you have any questions, please feel free to contact our office at 472-7679.

Si Yu'os Ma'åse!

Attachment

I Mina'Trentai Dos Na Liheslaturan Guahan

Bill Log Sheet

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
117-32 (COR)	T.R. Mufia Barnes, J.T. Won Pat, Ed.D., Brant T. McCreadie	AN ACT TO AMEND §§3705 AND 3707 OF ARTICLE 7, CHAPTER 3, TITLE 16 GCA, 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	5/14/13 8:18 a.m.	5/14/13	Committee on General Governmental Operations and Cultural Affairs			Fiscal Note Requested 5/21/13



May 24, 2013

MEMORANDUM

To: All Members/All Senators
From: Chairman, Committee on General Government Operations and Cultural Affairs
Re: First Notice of Public Hearing – Five Day Notice – May 31, 2013

Hafa Adai! Please be advised that the Committee on General Government Operations and Cultural Affairs will conduct a Public Hearing on **Friday, May 31, 2013, beginning at 1:00PM in I Liheslatura's Public Hearing Room** with the following agenda:

Appointment of Mr. John T. Palomo, Member, Guam Parole Board

Bill No. 75-32 (LS) - T.R. Muña Barnes / M.F.Q. San Nicolas / B.T. McCreadie - An act to a new Article 8 to Chapter 3 of Title 16 Guam Code Annotated, relative to prohibiting aggressive panhandling and panhandling at specified locations in Guam to be known as the "Aggressive Panhandling Act of 2013".

Bill No. 111-32 (COR) - D.G. Rodriguez, Jr. / M.T. Lintiacio - An act to authorize government employees to utilize annual leave to pay debts to Guam Memorial Hospital Authority, by adding a new §4109.6 to Chapter 4, Title 4, Guam Code Annotated.

Bill No. 117-32 (COR) - T.R. Muña Barnes / J.T. Won Pat, Ed.D. / B.T. McCreadie - An act to amend §§ 3705 and 3707 of Article 7, Chapter 3, Title 16 GCA, 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.

Please provide written testimonies at least one day prior to the hearing to the Office of Vice Speaker Benjamin J.F. Cruz, 155 Hesler Place, Hagatna Guam 96910. They may be sent via facsimile to 477-2522, or via email to mike.lidia@senatorbjcruz.com.

We comply with Title II of the Americans with Disabilities Act (ADA). Should you require assistance or special accommodations, please contact Mike Lidia at the Office of the Vice Speaker Benjamin J.F. Cruz at 477-2521 or via email at mike.lidia@senatorbjcruz.com.

Senseramente,

Mike Lidia
Committee Director
Office of Vice Speaker Cruz
477-2520



Mike Lidia <mike.lidia@senatorbjcruz.com>

First Notice of Public Hearing – Five Day Notice – May 31, 2013

8 messages

Mike Lidia <mike.lidia@senatorbjcruz.com>

Fri, May 24, 2013 at 10:36 AM

To: phnotice@guamlegislature.org, jose.sanagustin@doc.guam.gov, Dean Taitague <dean.taitague@doc.guam.gov>, mpqute@yahoo.com, Lisa.castro@doc.guam.gov, Ronald Santos <ron.santos@doc.guam.gov>, riaka.mccormick@doc.guam.gov, Mark Fleming <mark.fleming@doc.guam.gov>, ricardo.leonguerrero@doc.guam.gov, Chief Fred Bordallo <fred.bordallo@gpd.guam.gov>, Joseph Verga <joseph.verga@gmha.org>, ovita perez <perezovita@gmail.com>, jp9901@guam.net, Mayor Paul McDonald <mayormcdonald@hotmail.com>, Mayor Carol Tayama <agatmayorsoffice@hotmail.com>, dinga1@live.com, asanmainamayorsoffice@yahoo.com, bmomayor@teleguam.net, Jessy Gogue <ocp.mayor@gmail.com>, msavares@teleguam.net, peter_daigo@hotmail.com, Mayor John Cruz <hagatnamayor@hotmail.com>, Doris Lujan <mayordorisfloreslujan@gmail.com>, Mayor Nito Blas <nblas_mangilaomayor@yahoo.com>, Vice Mayor Allan Ungacta <vicemayor_allan.ungacta@yahoo.com>, mayoerernestc@yahoo.com, Mayor Andrew Villagomez <mtm_mayors_office@yahoo.com>, pitimayor@yahoo.com, daleealvarez@gmail.com, Robert Hofmann <guammayor@gmail.com>, rudyiriarte@gmail.com, talofofomayor@gmail.com, "Mayor Louise C. Rivera" <mayorlcrivera.tatuha@gmail.com>, "Vice Mayor Ken C. Santos" <vicemayorksantos.tatuha@gmail.com>, Umatac Mayor <umatacmo@gmail.com>, koner.r@gmail.com, arleens81@gmail.com, kenjoeada@yahoo.com, Jon Nathan Denight <nathan.denight@visitguam.org>, karl.pangelinan@visitguam.org, Charissa Tenorio <charissatenorio@gmail.com>, Carlo Branch <carlo.branch@gmail.com>, Carlos Pangelinan <carlospguam@yahoo.com>, Joshua Tenorio <joshuatenorio@yahoo.com>, Matthew Santos <matthew.santos@senatorbjcruz.com>

May 24, 2013

MEMORANDUM

To: All Members/All Senators

From: Chairman, Committee on General Government Operations and Cultural Affairs

Re: First Notice of Public Hearing – Five Day Notice – May 31, 2013

Hafa Adai! Please be advised that the Committee on General Government Operations and Cultural Affairs will conduct a Public Hearing on **Friday, May 31, 2013, beginning at 1:00PM in I Liheslatura's Public Hearing Room** with the following agenda:

Appointment of Mr. John T. Palomo, Member, Guam Parole Board

Bill No. 75-32 (LS) - T.R. Muña Barnes / M.F.Q. San Nicolas / B.T. McCreadie - An act to a new

Article 8 to Chapter 3 of Title 16 Guam Code Annotated, relative to prohibiting aggressive panhandling and panhandling at specified locations in Guam to be known as the "Aggressive Panhandling Act of 2013".

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Please provide written testimonies at least one day prior to the hearing to the Office of Vice Speaker Benjamin J.F Cruz, 155 Hesler Place, Hagåtña Guam 96910. They may be sent via facsimile to 477-2522, or via email to mike.lidia@senatorbjcruz.com.

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Senseramente,

Mike Lidia

Committee Director

Office of Vice Speaker Cruz
477-2520

Mail Delivery Subsystem <mailer-daemon@googlemail.com>

To: mike.lidia@senatorbjcruz.com

Fri, May 24, 2013 at 10:36 AM

Delivery to the following recipient failed permanently:

dinga1@live.com

Technical details of permanent failure:

Google tried to deliver your message, but it was rejected by the server for the recipient domain live.com by mx3.hotmail.com. [65.55.92.168].

The error that the other server returned was:

550 Requested action not taken: mailbox unavailable

----- Original message -----

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Thu, 23 May 2013 17:36:52 -0700 (PDT)

Received: by 10.112.210.98 with HTTP; Thu, 23 May 2013 17:36:52 -0700 (PDT)

X-Originating-IP: [202.128.4.44]

Date: Fri, 24 May 2013 10:36:52 +1000

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=?windows-1252?Q?=96_May_31=2C_2013?=>

From: Mike Lidia <mike.lidia@senatorbjcruz.com>

To: phnotice@guamlegislature.org, jose.sanagustin@doc.guam.gov,

Dean Taitague <dean.taitague@doc.guam.gov>, mpqute@yahoo.com, Lisa.castro@doc.guam.gov,

Ronald Santos <ron.santos@doc.guam.gov>, riaka.mccormick@doc.guam.gov,

Mark Fleming <mark.fleming@doc.guam.gov>, ricardo.leonguerrero@doc.guam.gov,

Chief Fred Bordallo <fred.bordallo@gpd.guam.gov>, Joseph Verga <joseph.verga@gmha.org>,

ovita perez <perezovita@gmail.com>, jp9901@guam.net,

Mayor Paul McDonald <mayormcdonald@hotmail.com>,

Mayor Carol Tayama <agatmayorsoffice@hotmail.com>, dinga1@live.com,

asanmainamayorsoffice@yahoo.com, bmomayor@teleguam.net,

Jessy Gogue <ocp.mayor@gmail.com>, msavares@teleguam.net, peter_daigo@hotmail.com,

Mayor John Cruz <hagatnamayor@hotmail.com>, Doris Lujan <mayordorisfloreslujan@gmail.com>,

Mayor Nito Blas <nblas_mangilaomayor@yahoo.com>,

Vice Mayor Allan Ungacta <vicemayor_allan.ungacta@yahoo.com>, mayoerernestc@yahoo.com,

Mayor Andrew Villagomez <mtm_mayors_office@yahoo.com>, pitimayor@yahoo.com,

daleealvarez@gmail.com,

Robert Hofmann <guammayor@gmail.com>, rudyiriarte@gmail.com, talofofomayor@gmail.com,

"Mayor Louise C. Rivera" <mayorlcrivera.tatuha@gmail.com>,

"Vice Mayor Ken C. Santos" <vicemayorksantos.tatuha@gmail.com>, Umatac Mayor
<umatacmo@gmail.com>,

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Jon Nathan Denight <nathan.denight@visitguam.org>, karl.pangelinan@visitguam.org,

Charissa Tenorio <charissatenorio@gmail.com>, Carlo Branch <carlo.branch@gmail.com>,

Carlos Pangelinan <carlospguam@yahoo.com>, Joshua Tenorio <joshuatenarios@yahoo.com>,

Matthew Santos <matthew.santos@senatorbjcruz.com>

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May 24, 2013

MEMORANDUM



May 29, 2013

MEMORANDUM

To: All Members/All Senators
From: Chairman, Committee on General Government Operations and Cultural Affairs
Re: Second Notice of Public Hearing – Two Day Notice – May 31, 2013

Hafa Adai! Please be advised that the Committee on General Government Operations and Cultural Affairs will conduct a Public Hearing on **Friday, May 31, 2013, beginning at 1:00PM in I Liheslatura's Public Hearing Room** with the following agenda:

Appointment of Mr. John T. Palomo, Member, Guam Parole Board

Bill No. 75-32 (LS) - T.R. Muña Barnes / M.F.Q. San Nicolas / B.T. McCreadie - An act to a new Article 8 to Chapter 3 of Title 16 Guam Code Annotated, relative to prohibiting aggressive panhandling and panhandling at specified locations in Guam to be known as the "Aggressive Panhandling Act of 2013".

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Please provide written testimonies at least one day prior to the hearing to the Office of Vice Speaker Benjamin J.F. Cruz, 155 Hesler Place, Hagatna Guam 96910. They may be sent via facsimile to 477-2522, or via email to mike.lidia@senatorbjcruz.com.

We comply with Title II of the Americans with Disabilities Act (ADA). Should you require assistance or special accommodations, please contact Mike Lidia at the Office of the Vice Speaker Benjamin J.F. Cruz at 477-2521 or via email at mike.lidia@senatorbjcruz.com.

Senseramente,

Mike Lidia
Committee Director
Office of Vice Speaker Cruz
477-2520



Mike Lidia <mike.lidia@senatorbjcruz.com>

Second Notice of Public Hearing – Two Day Notice – May 31, 2013
7 messages

Mike Lidia <mike.lidia@senatorbjcruz.com>

Wed, May 29, 2013 at 8:52 AM

To: phnotice@guamlegislature.org, jose.sanagustin@doc.guam.gov, Dean Taitague <dean.taitague@doc.guam.gov>, mpqute@yahoo.com, Lisa.castro@doc.guam.gov, Ronald Santos <ron.santos@doc.guam.gov>, riaka.mccormick@doc.guam.gov, Mark Fleming <mark.fleming@doc.guam.gov>, ricardo.leonguerrero@doc.guam.gov, Chief Fred Bordallo <fred.bordallo@gpd.guam.gov>, Joseph Verga <joseph.verga@gmha.org>, ovita perez <perezovita@gmail.com>, jp9901@guam.net, Mayor Paul McDonald <mayormcdonald@hotmail.com>, Mayor Carol Tayama <agatmayorsoffice@hotmail.com>, dinga1@live.com, asanmainamayorsoffice@yahoo.com, bmomayor@teleguam.net, Jessy Gogue <ocp.mayor@gmail.com>, msavares@teleguam.net, peter_daigo@hotmail.com, Mayor John Cruz <hagatnamayor@hotmail.com>, Doris Lujan <mayordorisfloreslujan@gmail.com>, Mayor Nito Blas <nblas_mangilaomayor@yahoo.com>, Vice Mayor Allan Ungacta <vicemayor_allan.ungacta@yahoo.com>, mayoerernestc@yahoo.com, Mayor Andrew Villagomez <mtm_mayors_office@yahoo.com>, pitimayor@yahoo.com, daleealvarez@gmail.com, Robert Hofmann <guammayor@gmail.com>, rudyiriarte@gmail.com, talofofomayor@gmail.com, "Mayor Louise C. Rivera" <mayorlcrivera.tatuha@gmail.com>, "Vice Mayor Ken C. Santos" <vicemayorksantos.tatuha@gmail.com>, Umatac Mayor <umatacma@gmail.com>, kones.r@gmail.com, arleens81@gmail.com, kenjoeada@yahoo.com, Jon Nathan Denight <nathan.denight@visitguam.org>, karl.pangelinan@visitguam.org, Charissa Tenorio <charissatenorio@gmail.com>, Carlo Branch <carlo.branch@gmail.com>, Carlos Pangelinan <carlospguam@yahoo.com>, Joshua Tenorio <joshuatenorio@yahoo.com>, Matthew Santos <matthew.santos@senatorbjcruz.com>

May 29, 2013

MEMORANDUM

To: All Members/All Senators

From: Chairman, Committee on General Government Operations and Cultural Affairs

Re: Second Notice of Public Hearing – Two Day Notice – May 31, 2013

Hafa Adai! Please be advised that the Committee on General Government Operations and Cultural Affairs will conduct a Public Hearing on **Friday, May 31, 2013, beginning at 10:00AM in I Liheslatura's Public Hearing Room** with the following agenda:

Appointment of Mr. John T. Palomo, Member, Guam Parole Board

BillNo. 75-32 (LS) - T.R. Muña Barnes / M.F.Q. San Nicolas / B.T. McCreadie - An act to a new Article 8 to Chapter 3 of Title 16 Guam Code Annotated, relative to prohibiting aggressive panhandling and panhandling at specified locations in Guam to be known as the "Aggressive Panhandling Act of 2013".

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Please provide written testimonies at least one day prior to the hearing to the Office of Vice Speaker Benjamin J.F Cruz, 155 Hesler Place, Hagåtña Guam 96910. They may be sent via facsimile to 477-2522, or via email to mike.lidia@senatorbjcruz.com.

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Senseramente,

Mike Lidia

Committee Director

Office of Vice Speaker Cruz
477-2520

Mail Delivery Subsystem <mailer-daemon@googlemail.com>
To: mike.lidia@senatorbjcruz.com

Wed, May 29, 2013 at 8:52 AM

Delivery to the following recipient failed permanently:

dinga1@live.com

Technical details of permanent failure:

Google tried to deliver your message, but it was rejected by the server for the recipient domain live.com by mx2.hotmail.com. [65.55.37.120].

The error that the other server returned was:

550 Requested action not taken: mailbox unavailable

----- Original message -----

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x8cA==

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Tue, 28 May 2013 15:52:40 -0700 (PDT)

Received: by 10.112.72.196 with HTTP; Tue, 28 May 2013 15:52:40 -0700 (PDT)

X-Originating-IP: [202.128.4.44]

Date: Wed, 29 May 2013 08:52:40 +1000

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Subject: =?windows-1252?Q?Second_Notice_of_Public_Hearing_=96_Two_Day_Notice_?=
=?windows-1252?Q?=96_May_31=2C_2013?=-

From: Mike Lidia <mike.lidia@senatorbjcruz.com>

To: phnotice@guamlegislature.org, jose.sanagustin@doc.guam.gov,
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Vice Mayor Allan Ungacta <vicemayor_allan.ungacta@yahoo.com>, mayoerernestc@yahoo.com,
Mayor Andrew Villagomez <mtm_mayors_office@yahoo.com>, pitimayor@yahoo.com,
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"Mayor Louise C. Rivera" <mayorlcrivera.tatuha@gmail.com>,
"Vice Mayor Ken C. Santos" <vicemayorksantos.tatuha@gmail.com>, Umatac Mayor
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Charissa Tenorio <charissatenorio@gmail.com>, Carlo Branch <carlo.branch@gmail.com>,
Carlos Pangelinan <carlospguam@yahoo.com>, Joshua Tenorio <joshuatenarios@yahoo.com>,
Matthew Santos <matthew.santos@senatorbjcruz.com>

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NyPn9q95FRhGm0F

May 29, 2013

MEMORANDUM

To: All Members/All Senators

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As of April 23, 2013**

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PUBLIC HEARING AGENDA

Friday, May 31, 2013 – 1:00PM

I Liheslatura • Public Hearing Room • Hagåtña, Guam

**Appointment of Mr. John T. Palomo, Member,
Guam Parole Board**

**Bill No. 75-32 (LS) - T.R. Muña Barnes / M.F.Q.
San Nicolas / B.T. McCreadie** - An act to a new
Article 8 to Chapter 3 of Title 16 Guam Code
Annotated, relative to prohibiting aggressive
panhandling and panhandling at specified locations in
Guam to be known as the "Aggressive Panhandling
Act of 2013".

**Bill No. 111-32 (COR) - D.G. Rodriguez, Jr. / M.T.
Limtiaco** - An act to authorize government employees
to utilize annual leave to pay debts to Guam Memorial
Hospital Authority, by adding a new §4109.6 to
Chapter 4, Title 4, Guam Code Annotated.

**Bill No. 117-32 (COR) - T.R. Muña Barnes / J.T.
Won Pat, Ed.D. / B.T. McCreadie** - An act to amend
§§ 3705 and 3707 of Article 7, Chapter 3, Title 16
GCA, 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.



COMMITTEE ON RULES

I Mina'trentai Dos na Liheslaturan Guåhan • The 32nd Guam Legislature
155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com
E-mail: roryforguam@gmail.com • Tel: (671)472-7679 • Fax: (671)472-3547

Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

Senator
Thomas C. Ada
VICE CHAIRPERSON
ASSISTANT MAJORITY LEADER

Senator
Vicente (Ben) C. Pangelinan
Member

Speaker
Judith T.P. Won Pat, Ed.D.
Member

Senator
Dennis G. Rodriguez, Jr.
Member

Vice-Speaker
Benjamin J.F. Cruz
Member

Legislative Secretary
Tina Rose Muña Barnes
Member

Senator
Frank Blas Aguon, Jr.
Member

Senator
Michael F.Q. San Nicolas
Member

Senator
V. Anthony Ada
Member
MINORITY LEADER

Senator
Aline Yamashita
Member

May 21, 2013

VIA E-MAIL
john.rios@bbmr.guam.gov

John A. Rios
Director
Bureau of Budget & Management Research
P.O. Box 2950
Hagåtña, Guam 96910

RE: Request for Fiscal Note– Bill Nos. 117- 119 (COR)

Hafa Adai Mr. Rios:

Transmitted herewith is a listing of *I Mina'trentai Dos na Liheslaturan Guåhan's* most recently introduced bills. Pursuant to 2 GCA §9103, I respectfully request the preparation of fiscal notes for the referenced bills.

Si Yu'os ma'åse' for your attention to this matter.

Very Truly Yours,

Senator Rory J. Respicio
Chairperson, Committee on Rules

Attachments (1)

Cc: Clerk of the Legislature

2013 MAY 21 PM 2:02

Bill Nos.	Sponsor	Title
117-32 (COR)	T.R. Muña Barnes, J.T. Won Pat, Ed.D., Brant T. McCreadie	AN ACT TO AMEND §§3705 AND 3707 OF ARTICLE 7, CHAPTER 3, TITLE 16 GCA, 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
118-32 (COR)	D.G. Rodriguez,Jr. B.J.F. Cruz V. Anthony Ada Michael F.Q. San Nicolas J.T. Won Pat, Ed.D Rory J. Respicio Brant McCredie Thomas Morrison Tina Muna-Barnes	AN ACT RELATIVE TO ALCOHOL BEVERAGE CONTROL, TO BE KNOWN AS "THE RESPONSIBLE ALCOHOL SALES AND SERVICE ACT", BY ADDING NEW §§ 3123, 3124 AND 3125 TO ARTICLE 1, CHAPTER 3, 11 GCA; TO AMEND § 3207, AND ADD §§ 3212.1, 3230, 3231, AND 3232 TO ARTICLE 2, CHAPTER 3, 11 GCA; TO AMEND 11 GCA §3613; AND, ADD A NEW (h) TO §2105, ADD A NEW (c) TO § 2106, ADD A NEW (c) TO §2107, AND ADD A NEW §2111, ALL OF 3 GAR CHAPTER 2 [ALCOHOLIC BEVERAGE CONTROL BOARD].
119-32 (COR)	V. Anthony Ada Chris M.Duenas	AN ADD A NEW ARTICLE 2 TO CHAPTER 37 OF 9 GCA RELATIVE TO HOME INVASION.



COMMITTEE ON RULES

I Mina'trentai Dos na Liheslaturan Guåhan • The 32nd Guam Legislature
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Senator
Rory J. Respicio
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Member

Senator
Michael F.Q. San Nicolas
Member

Senator
V. Anthony Ada
Member
MINORITY LEADER

Senator
Aline Yamashita
Member

May 14, 2013

MEMORANDUM

To: Rennae Meno
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: Senator Rory J. Respicio
Majority Leader & Rules Chair

Subject: Referral of Bill No. 117-32(COR)

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 117-32(COR)**.

Please ensure that the subject bill is referred, in my name, to the respective committee, as shown on the attachment. I also request that the same be forwarded to all members of *I Mina'trentai Dos na Liheslaturan Guåhan*.

Should you have any questions, please feel free to contact our office at 472-7679.

Si Yu'os Ma'åse!

Attachment

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

Bill No. 117-32 (COR)

Introduced by:

T.R. Muña Barnes
J.T. Won Pat, Ed.D.
B. McCreadie

2013 MAR 19 AM 8:18

AN ACT TO AMEND §§ 3705 and 3707 OF ARTICLE 7, CHAPTER 3, TITLE 16 GCA, 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. Section 3705 of Article 7, Chapter 3 of Title 16, Guam Code Annotated is
3 hereby amended to read:

4 ~~“§3705. Penalty, Summons, and Citation. Prohibition. Prohibited Activity;~~
5 CAPE Volunteers; Penalty.

6 (a) Prohibited Activity. No person may engage in any handbilling activity
7 between the hours of 10:00 a.m. to 2:00 a.m. within the marked restricted areas as
8 described in Section 3704.

9 (b) Summons or Citation. ~~A p~~Peace officers, and others authorized by law to
10 issue summons or citations pursuant to this Article, shall use the “Guam Uniform
11 Complaint and Citation” form for citing any violation of this Article. Guam Police
12 Department Community Assisted Policing Effort (CAPE) volunteers are hereby
13 authorized to patrol the marked restricted areas in Tumon Bay, as described in
14 Section 3704, for unlawful handbilling activity between the hours of 10:00 a.m. to
15 2:00 a.m., and are further authorized to issue citations for any violation of this
16 Article.

17 Volunteers are required to obtain a certificate from the Chief of Police

1 demonstrating the completion of a required course of instruction and training that
2 includes training relative to avoiding dangerous confrontations with violators of this
3 Section.

4 (c) Penalty. Any person conducting handbilling in violation of any provision
5 of this Article shall be subject to a fine of Two Hundred Dollars (\$200.00) for the
6 first offense and Five Hundred Dollars (\$500.00) for any subsequent offense.”

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

9 **“§3707. Creation of the Handbilling Enforcement Fund.**

10 (a) There is hereby created the ‘Handbilling Enforcement Fund.’ This Fund
11 shall be used exclusively for the support of enforcement, maintenance and
12 education efforts relative to this Act. The Guam Visitors Bureau shall administer
13 expenditures from the Fund and maintain said Fund separately and apart from all
14 other accounts. All proceeds from fines deposited into the Handbilling
15 Enforcement Fund shall be available for use by the Guam Police Department.

16 Pursuant to Section 3705 of this Act, the Chief of Police is hereby authorized
17 to use funds available in the Handbilling Enforcement Fund to cover expenses
18 relative to providing training and support for volunteers of the Guam Police
19 Department’s Community Assisted Policing Effort (CAPE) Program. In the event
20 that said Fund proves insufficient for this purpose, the Chief of Police is hereby
21 alternatively authorized to use funds available in the Police Services Fund, pursuant
22 to Public Law 31-152, to cover expenses relative to providing training and support
23 for volunteers of the Guam Police Department’s Community Assisted Policing
24 Effort (CAPE) Program.”