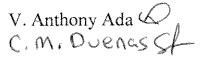
I MINA' TRENTAI DOS NA LIHESLATURAN GUÅHAN 2014 (SECOND) Regular Session

Bill No. 321 - 32 (cor)

Introduced by:



AN ACT TO AMEND §80.50 TO CHAPTER 80OF 9GCA RELATIVE INCREASING FINES FOR FELONIES, MISDEMEANORS AND VIOLATIONS.

1 BE IT ENACTED BY THE PEOPLE OF GUAM: 2 **Section 1.** Section 80.50 of Chapter 80 of 9GCA is *amended* to read: 3 4 "§80.50. Fines & Restitution as Sentence Allowed: Limited. 5 A person who has been convicted of an offense may be sentenced to pay a fine or to make 6 restitution not exceeding: 7 8 (a) Ten Thousand Dollars (\$10,000.00) One Hundred Thousand Dollars (\$100,000.00), when the conviction is of a felony of the first or second degree 9 (b) Five Thousand Dollars (\$5,000.00) Ten Thousand Dollars (\$10,000.00), 10 when the conviction is of a felony of the third degree; 11 12 (c) One Thousand Dollars (\$1,000.00) Five Thousand Dollars (\$5,000.00), when the conviction is of a misdemeanor; 13 (d) Five Hundred Dollars (\$500.00) Two Thousand Five Hundred Dollars 14 (\$2,500.00), when the conviction is of a petty misdemeanor or and One Thousand 15 Dollars (\$1,000.00) when the conviction is of a violation; 16 17 (e) Any higher amount equal to double the pecuniary gain to the offender or loss to the victim caused by the conduct constituting the offense by the offender. In 18

such case the court shall make a finding as to the amount of the gain or loss, and if the record does not contain sufficient evidence to support such a finding the court may conduct a hearing upon the issue. For purposes of this Section, the term "gain" means the amount of money or the value of the property derived by the offender and the term "loss" means the amount of value separated from the victim;

(f) Any amount specifically authorized by statute.

All statutory fines, covered by paragraph (f) of this Section are hereby adjusted by a factor equal to the percentage change in the *Guam Consumer Price Index* from the date the fine was established to the effective date of this Section. For purposes of this Section, the *Guam Consumer Price Index* is the index of the periodic changes of consumer prices published by the Bureau of Statistics and Plans or its predecessors agencies."