

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
119-32 (COR)	V. Anthony Ada Chris M. Duenas	AN ADD A NEW ARTICLE 2 TO CHAPTER 37 OF 9GCA RELATIVE TO HOME INVASION.	5/16/13 10:30 A.M.	5/16/13	Committee on the Guam U.S. Military Relocation, Homeland Security, Veteran's Affairs, and Judiciary			



COMMITTEE ON RULES

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May 16, 2013

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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. 119-32(COR)

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 119-32(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 GUÅHAN
2013 (FIRST) Regular Session

Bill No. 119-32 (COR)

Introduced by:

V. Anthony Ada
Chris M. Duenas



AN ADD A NEW ARTICLE 2 TO CHAPTER 37 OF 9GCA
RELATIVE TO HOME INVASION.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. The Title of Chapter 37 of 9GCA is *amended* to read as follows:

"Chapter 37
BURGLARY AND HOME INVASION"

Section 2. A new Article 2 is added to Chapter 37 of 9GCA to read:

Article 2
Home Invasion

§37.201. Home Invasion. A person is guilty of home invasion when such person enters or remains unlawfully in a dwelling, while a person other than a participant in the crime is actually present in such dwelling, with intent to commit a crime therein, and, in the course of committing the offense: (1) Acting either alone or with one or more persons, such person or another participant in the crime commits or attempts to commit a felony against the person of another person other than a participant in the

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1 crime who is actually present in such dwelling, or (2) such person is armed with
2 explosives or a deadly weapon or dangerous instrument.

3
4 **§37.202. In the Course of Committing Home Invasion.** An act shall be deemed "in
5 the course of committing" the offense if it occurs in an attempt to commit the offense
6 or flight after the attempt or commission.

7
8 **§37.203. Knowledge of occupancy is not a defense.** It is no defense the defendant
9 reasonably believed that the dwelling was unoccupied, by a person who was not a
10 participant in the crime, at the time the home invasion occurred.

11
12 **§37.204. Home Invasion Punished.** (a) Home invasion is a first degree felony and
13 any person found guilty under this section shall be sentenced to a term of
14 imprisonment of which at least ten (10) years may not be suspended or reduced by the
15 court.

16 (b) The sentence imposed for home invasion shall run consecutively to any sentence
17 for other crimes committed in conjunction with the home invasion.