

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
247-32 (COR)	FRANK B. AGUON, JR.	AN ACT RELATIVE TO EXPANDING THE GUAM SLAYER'S STATUTE THAT WOULD PROHIBIT INHERITANCE BY A PERSON WHO MURDERS SOMEONE FROM WHOM HE OR SHE STANDS TO INHERIT; THROUGH THE REPEAL AND REENACTMENT OF §819 OF CHAPTER 8, TITLE 15, GUAM CODE ANNOTATED.	12/27/13 4:09 p.m.	12/30/13	Committee on the Guam U. S. Military Relocation, Homeland Security, Veteran's Affairs, and Judiciary			



COMMITTEE ON RULES

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December 30, 2013

MEMORANDUM

To: Rennae Meno
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: Senator Rory J. Respicio 
Chairperson of the Committee on Rules

Subject: Referral of Bill No. 247-32(COR)

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 247-32(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 GUÁHAN
2013 (First) Regular Session

Bill No. 247-32 (COR)

Introduced by:

FRANK B. AGUON, JR.



**AN ACT RELATIVE TO EXPANDING THE GUAM
SLAYER'S STATUTE THAT WOULD PROHIBIT
INHERITANCE BY A PERSON WHO MURDERS
SOMEONE FROM WHOM HE OR SHE STANDS TO
INHERIT; THROUGH THE REPEAL AND
REENACTMENT OF §819 OF CHAPTER 8, TITLE 15,
GUAM CODE ANNOTATED.**

2013 DEC 27 PM 3:12
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BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Guam Slayer's Statute.

§819 of Chapter 8, Title 15, Guam Code Annotated, relative to the slayer's statute is hereby repealed and reenacted to read as follows:

“§819. Guam Slayer's Statute.

A. General Provisions.

(1). No person convicted of the murder or voluntary manslaughter of the decedent shall be entitled to succeed to any portion of such decedent's estate; but the portion thereof to which such convicted person would otherwise be entitled to succeed goes to the other persons entitled thereto under the applicable provisions of Chapters 9, 10 and 11 of this Title.

(2). A surviving person who unlawfully and intentionally kills or participates in procuring the death of the decedent is not entitled to any benefits under the will or under Guam law, and the estate of the decedent passes as if the killer had predeceased the decedent. Property appointed by the will of the decedent

1 to or for the benefit of the killer passes as if the killer had predeceased the
2 decedent.

3 (3). Any joint tenant who unlawfully and intentionally kills another joint
4 tenant thereby effects a severance of the interest of the decedent so that the share of
5 the decedent passes as the decedent's property and the killer has no rights by
6 survivorship. This provision applies to joint tenancies with right of survivorship
7 and tenancies by the entirety in real and personal property; joint and multiple-party
8 accounts in banks, savings and loan associations, credit unions, and other
9 institutions; and any other form of co-ownership with survivorship incidents.

10 (4). A named beneficiary of a bond, life insurance policy, or other
11 contractual arrangement who unlawfully and intentionally kills the principal
12 obligee or the person upon whose life the policy is issued is not entitled to any
13 benefit under the bond, policy, or other contractual arrangement; and it becomes
14 payable as though the killer had predeceased the decedent.

15 (5). Any other acquisition of property or interest by the killer, including a
16 life estate in homestead property, shall be treated in accordance with the principles
17 of this section.

18 (6). A final judgment of conviction of murder in any degree is conclusive
19 for purposes of this section. In the absence of a conviction of murder in any degree,
20 the court may determine by the greater weight of the evidence whether the killing
21 was unlawful and intentional for purposes of this section.

22 (7). This section does not affect the rights of any person who, before rights
23 under this section have been adjudicated, purchases from the killer for value and
24 without notice property which the killer would have acquired except for this
25 section, but the killer is liable for the amount of the proceeds or the value of the
26 property.

(8). Any insurance company, bank, or other obligor making payment according to the terms of its policy or obligation is not liable by reason of this section unless prior to payment it has received at its home office or principal address written notice of a claim under this section.

B. Definition of estate and property.

For purposes of section §819, as provided above, in addition to other definitions highlighted in Guam's laws or regulations, the terms "estate" or "property" shall be defined to include the following: Qualified Defined Benefit Plans, Qualified Defined Contribution Plans, Governmental Defined Benefit Plans, Governmental Defined Contribution Plans, Non-Qualified Deferred Compensation Plans, Individual Retirement Arrangements (IRA), 529 College Savings Plans, Health Savings Accounts, Flexible Spending Accounts."

Section 2. Effective Date.

The provisions contained herein shall be effective upon enactment of this Act.