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. 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	5/14/13 8:18 a.m.	5/14/13	Committee on General Governmental Operations and Cultural Affairs	5/31/13 1p.m.		**Fiscal Note Requested 5/21/13**
	DATE PASSED	**TITLE**	**TRANSMITTED**		**DUE DATE**	**DATE SIGNED BY I MAGA'LAHEN GUAHAN**	**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			As amended on the Floor.

FILE COPY

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.

BE IT ENACTED BY THE PEOPLE OF GUAM:

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

"**§ 3705. Prohibited Activity; CAPE Volunteers; Penalty.**

(a) Prohibited Activity. No person or business owner 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 § 3704.

(b) Summons or Citation. 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 § 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 Section.

Volunteers are required to obtain a certificate from the Chief of Police demonstrating the completion of a required course of instruction and training that includes training relative to avoiding dangerous confrontations with violators of this Section.

(c) **Penalty.** Any person conducting handbilling, or business owner who allows persons to conduct handbilling to promote its business activity, who is in violation of any provision of this Section *shall* be subject to a fine of Two Hundred Dollars ($200.00) for the first offense and Five Hundred Dollars ($500.00) for any subsequent offense."

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

"**§ 3707. Creation of the Handbilling Enforcement Fund.**

There is hereby created the "Handbilling Enforcement Fund." This Fund *shall* be used exclusively for the support of enforcement, maintenance and education efforts relative to this Act. The Guam Visitors Bureau *shall* administer expenditures from the Fund and maintain said Fund separate and

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

Pursuant to § 3705 of this Act, the Chief of Police is hereby authorized to use funds available in the Handbilling Enforcement Fund to cover expenses relative to providing training and support for volunteers of the Guam Police Department's Community Assisted Policing Effort (CAPE) Program. In the event that said Fund proves insufficient for this purpose, the Chief of Police is hereby alternatively authorized to use funds available in the Police Services Fund, pursuant to Public Law 31-152, to cover expenses relative to providing training and support for volunteers of the Guam Police 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		✓			
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	14	1			
	Yea	Nay	Not Voting/ Abstained	Out During Roll Call	Absent

CERTIFIED TRUE AND CORRECT:

I = Pass

Clerk of the Legislature

June 21, 2013

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

2013 MAY 21 PM 2:02

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,

Rory J. Respicio

Senator Rory J. Respicio
Chairperson, Committee on Rules

Attachments (1)

Cc: Clerk of the Legislature

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
155 Hesler Place, Hagåtña, Guam 96910 • *www.guamlegislature.com*
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Senator
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CHAIRPERSON
MAJORITY LEADER

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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 MAY 14 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.

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 p~~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 of Police

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

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

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

"**§3707. Creation of the Handbilling Enforcement Fund.**

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

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