

**I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN**  
**2021 (FIRST) Regular Session**  
**VOTING RECORD**

Bill No. 45-36 (COR) As amended by the Committee on Health, Land, Justice and Culture; and further amended on the Floor.	Speaker Antonio R. Unpingco Legislative Session Hall Guam Congress Building March 26, 2021					
NAME	Aye	Nay	Not Voting/ Abstained	Out During Roll Call	Absent	Excused
Senator V. Anthony Ada	✓					
Senator Frank Blas Jr.	✓	I				
Senator Joanne Brown	✓					
Senator Christopher M. Dueñas	✓					
Senator James C. Moylan	✓					
Vice Speaker Tina Rose Muña Barnes	✓					
Senator Telen Cruz Nelson	✓					
Senator Sabina Flores Perez	✓					
Senator Clynton E. Ridgell	✓					
Senator Joe S. San Agustin	✓					
Senator Amanda L. Shelton	✓	I				
Senator Telo T. Taitague	✓					
Senator Jose "Pedo" Terlaje	✓					
Speaker Therese M. Terlaje	✓					
Senator Mary Camacho Torres	✓					

**TOTAL**

**15**

**0**

Aye

Nay

Not Voting/  
Abstained

Out During  
Roll Call

Absent

Excused

CERTIFIED TRUE AND CORRECT:

  
 \_\_\_\_\_  
 RENNAE V. C. MENO  
 Clerk of the Legislature

I = Pass

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**2021 (FIRST) Regular Session**

**Bill No. 45-36 (COR)**

As amended by the Committee on Health,  
Land, Justice, and Culture; and further  
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Introduced by:

Jose “Pedo” Terlaje  
Tina Rose Muña Barnes  
Joe S. San Agustin  
V. Anthony Ada  
James C. Moylan

**AN ACT TO AMEND §§ 25.15(c) AND 25.20(c) AND ADD A  
NEW § 25.25(c), ALL OF CHAPTER 25, TITLE 9, GUAM  
CODE ANNOTATED, RELATIVE TO MANDATORY  
MINIMUM SENTENCES FOR REPEAT SEXUAL  
OFFENDERS.**

**BE IT ENACTED BY THE PEOPLE OF GUAM:**

**Section 1.** § 25.15(c) of Chapter 25, Title 9, Guam Code Annotated, is  
hereby *amended* to read:

“(c) Any person convicted of criminal sexual conduct under §  
25.15(a) subsequent to a first conviction of criminal sexual conduct under  
Guam law or a conviction of a sex offense from another jurisdiction that has  
an element that would constitute sexual contact or sexual penetration, as  
defined in § 25.10 of this Chapter shall be sentenced to a minimum of twenty-  
five (25) years imprisonment and may be sentenced to life imprisonment  
without the possibility of parole. Said term shall not be suspended as indicated  
in § 80.60 of Article 4, Chapter 80, Title 9 GCA; nor shall parole, work release  
or educational programs outside the confines of prison be granted.”

1           **Section 2.** § 25.20(c) of Chapter 25, Title 9, Guam Code Annotated, is  
2 hereby *amended* to read:

3           “(c) Any person convicted of criminal sexual conduct under §  
4 25.20(a) subsequent to a first conviction of criminal sexual conduct under  
5 Guam law or a conviction of a sex offense from another jurisdiction that has  
6 an element that would constitute sexual contact or sexual penetration as  
7 defined in § 25.10 shall be sentenced to a minimum of fifteen (15) years  
8 imprisonment and may be sentenced to life imprisonment without the  
9 possibility of parole. Said term shall not be suspended; nor probation be  
10 imposed in lieu of said term, as indicated in § 80.60 of Article 4, Chapter 80,  
11 Title 9 GCA; nor shall parole, work release or educational programs outside  
12 the confines of prison be granted.”

13           **Section 3.** A new § 25.25(c) is hereby *added* to Chapter 25 of Title 9, Guam  
14 Code Annotated, to read:

15           “(c) Any person previously convicted of criminal sexual conduct  
16 under § 25.25(a) subsequent to a first conviction of criminal sexual conduct  
17 under Guam law or a conviction of a sex offense from another jurisdiction that  
18 has an element that would constitute sexual contact or sexual penetration as  
19 defined in § 25.10 of this Chapter shall be sentenced to ten (10) years  
20 imprisonment without the possibility of parole. Said term shall not be  
21 suspended; nor probation be imposed in lieu of said term, as indicated in §  
22 80.60 of Article 4, Chapter 80, Title 9 GCA; nor shall parole, work release or  
23 educational programs outside the confines of prison be granted.”

24           **Section 4. Effective Date.** This Act shall be effective upon enactment.

25           **Section 5. Severability.** If any provision of this Act or its application to any  
26 person or circumstance is found to be invalid or contrary to law, such invalidity shall  
27 not affect other provisions or applications of this Act that can be given effect without

- 1 the invalid provision or application, and to this end the provisions of this Act are
- 2 severable.