

EDDIE BAZA CALVO
Governor



RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam

October 4, 2011

Honorable Judith T. Won Pat, Ed.D.
Speaker
I Mina'trentai Unu Na Liheslaturan Guåhan
155 Hesler Street
Hagåtña, Guam 96910

31-11-949
Office of the Speaker
Judith T. Won Pat, Ed. D.
Date 10/4/11
Time 4:10 PM
Received by [Signature]

Dear Madame Speaker:

Transmitted herewith is Bill No. 195-31 (COR) "AN ACT TO ADD A NEW §30.200 TO CHAPTER 30, TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO CREATING A CENTRAL DATABASE CONTAINING INFORMATION ABOUT REPEAT OFFENDERS WHO HAVE COMMITTED MULTIPLE OFFENSES INVOLVING DOMESTIC/FAMILY VIOLENCE; AND TO BE KNOWN AS THE "FAMILY VIOLENCE REGISTRY ACT"", which was signed into law on September 30, 2011 as **Public Law 31-103**.

Senseramente,

EDDIE BAZA CALVO

80-8 W-5-100 1108
9/11 OCT -5 AM 8:08
[Signature]

Attachment: copy of Bill

949

I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN
2011 (FIRST) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

This is to certify that **Bill No. 195-31 (COR)**, "AN ACT TO ADD A NEW §30.200 TO CHAPTER 30, TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO CREATING A CENTRAL DATABASE CONTAINING INFORMATION ABOUT REPEAT OFFENDERS WHO HAVE COMMITTED MULTIPLE OFFENSES INVOLVING DOMESTIC/FAMILY VIOLENCE; AND TO BE KNOWN AS THE "FAMILY VIOLENCE REGISTRY ACT", was on the 19th day of September, 2011, duly and regularly passed.



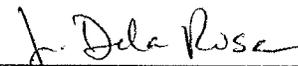
Judith T. Won Pat, Ed.D.
Speaker

Attested:



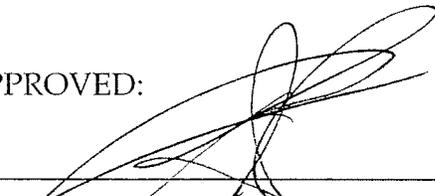
Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahen Guåhan* this 20th day of Sept, 2011, at
4:10 o'clock P.M.



Assistant Staff Officer
Maga'lahi's Office

APPROVED:



RAYMOND S. TENORIO
Acting Governor of Guam

Date:

SEP 30 2011

Public Law No. 31-103

I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN
2011 (FIRST) Regular Session

Bill No. 195-31 (COR)

As amended by the Committee on Public Safety, Law Enforcement and Judiciary; and further amended on the Floor.

Introduced by:

Dennis G. Rodriguez, Jr.
Adolpho B. Palacios, Sr.
Aline A. Yamashita, Ph.D.
T. C. Ada
V. Anthony Ada
F. F. Blas, Jr.
B. J.F. Cruz
Chris M. Dueñas
Judith P. Guthertz, DPA
Sam Mabini, Ph.D.
T. R. Muña Barnes
v. c. pangelinan
R. J. Respicio
M. Silva Taijeron
Judith T. Won Pat, Ed.D.

AN ACT TO *ADD* A NEW §30.200 TO CHAPTER 30, TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO CREATING A CENTRAL DATABASE CONTAINING INFORMATION ABOUT REPEAT OFFENDERS WHO HAVE COMMITTED MULTIPLE OFFENSES INVOLVING DOMESTIC/FAMILY VIOLENCE; AND TO BE KNOWN AS THE “FAMILY VIOLENCE REGISTRY ACT”.

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that domestic violence is a serious problem on Guam that has negative effects on
4 the entire island community.

1 *I Liheslaturan Guåhan* further finds that there are over one thousand (1,000)
2 cases of family violence reported on Guam every year, and that five hundred forty-
3 three (543) cases of family violence were filed by the Prosecution Division of the
4 Office of the Attorney General in 2008. This type of violence can include
5 physical, sexual and emotional abuse, and many crimes of family violence are
6 perpetrated by repeat offenders.

7 *I Liheslaturan Guåhan* also finds that, in line with the government’s
8 responsibility to help ensure the safety and wellbeing of the public, it should
9 provide any person with the opportunity to obtain criminal history record
10 information that relates to the repeated conviction for the offense of family,
11 domestic or dating violence.

12 *I Liheslaturan Guåhan* further finds that having this information readily
13 available in a central database system with access to the public will give a greater
14 sense of security to the community, and necessary information, foreknowledge and
15 protection from repeat offenders of family, domestic or dating violence, and/or
16 stalking.

17 **Section 2. Family Violence Registry.** A new §30.200 is hereby *added* to
18 Chapter 30, Title 9, Guam Code Annotated, to read:

19 **“§ 30.200. Family Violence Registry: Central Database of**
20 **Offenders Who Have Committed Offenses Involving Family Violence,**
21 **to be Known and Cited as the “Family Violence Registry Act.”**”

22 (a) The Office of the Attorney General, with the mandatory
23 cooperation of law enforcement agencies, *shall* maintain a computerized
24 registry database containing information regarding persons who on two (2)
25 *or more* occasions have been convicted of a family, domestic or dating
26 violence, and/or stalking offense, provided, *however*, if the person is
27 convicted of the offense with the special allegation of the use of a deadly

1 weapon, *or* an additional charge of criminal sexual conduct against a minor,
2 *or* an additional charge of any sex offenses against a family member, then
3 only one (1) such offense *shall* be required for his or her listing on the
4 registry database.

5 (1) Persons listed in the database pursuant to this Subsection
6 (a) *shall* be cross-referenced for any violation(s) of criminal sexual
7 conduct, and/or aggravated assault conviction(s). Any such offense(s)
8 *shall* be listed as additional information in the Family Violence
9 Registry database.

10 (b) The information contained in the Family Violence Registry
11 database is public information, with the *exception* of the following:

12 (1) information regarding the person's social security
13 number, driver's license number, or telephone number; *or*

14 (2) information that would identify the victim of the offense
15 with respect to which the conviction was made.

16 (c) The database maintained by the Office of the Attorney General
17 under this Section must contain, to the extent the information is available:

18 (1) the person's full name, each alias used by the person, and
19 the person's date of birth;

20 (2) the person's last known address;

21 (3) a physical description and recent photograph of the
22 person;

23 (4) a list of offenses for which the person was convicted of
24 two (2) *or more* cases of domestic, family or dating violence, and/or
25 stalking; the date of conviction for each offense; and the punishment
26 prescribed for each offense; and

27 (5) an indication as to whether the person was discharged,

1 placed on probation or community supervision, or released on parole
2 or to mandatory supervision following the conviction for each offense.

3 (d) The Office of the Attorney General *shall* permit a person whose
4 name is included in the database established under this Section to petition
5 the Department to remove the person's name from the Family Violence
6 Registry database in response to the petition *if*:

7 (1) a court order of expungement is issued with respect to
8 one (1) of two (2) family, domestic or dating violence, and/or stalking
9 convictions, *unless* the person has two (2) *or more* additional
10 convictions, *or* when the person was convicted of the family, domestic
11 or dating violence, and/or stalking offense with the special allegation
12 of the use of a deadly weapon; or

13 (2) during the ten (10) year period preceding the date of the
14 petition, the person has *not* since been convicted of an offense
15 described in §30.10, Chapter 30, Title 9, Guam Code Annotated. It is
16 further provided, however:

17 (A) that the Office of the Attorney General *shall* conduct an
18 investigation to see if any other convictions have occurred
19 under circumstances for which there was a conviction of
20 domestic, family or dating violence, and/or stalking, criminal
21 sexual conduct, aggravated assault, and/or homicide, either on
22 Guam or in any other jurisdiction of the United States. Any
23 conviction for family, domestic or dating violence, and/or
24 stalking, criminal sexual conduct, aggravated assault or
25 homicide during the prior ten (10) year period *shall* be cause for
26 the person *not* to be removed from the Family Violence
27 Registry.

1 (e) The Office of the Attorney General may promulgate rules and
2 regulations for petitioning for removal from the Family Violence Registry
3 database. On the website through which a person may search the database
4 described by this Section, the Office of the Attorney General *shall* also
5 include information regarding:

6 (1) the manner in which a person may petition for removal of
7 the person's name from the database.

8 (f) The Family Violence Registry database may include
9 information concerning persons convicted of *at least* one (1) family,
10 domestic or dating violence, and/or stalking offense committed prior to *or*
11 after the effective date of this Act for which there is a conviction of family,
12 domestic or dating violence, and/or stalking.”

13 **Section 3. Funding.** The budget for the establishment and maintenance of
14 the Family Violence Registry database, as provided pursuant to this Act, *shall* be
15 included in the annual Office of the Attorney General fiscal year budget
16 submission to *I Liheslaturan Guåhan*.

17 **Section 4. Effective Date.** The provisions of this Act *shall* be
18 immediately effective upon the date of enactment into law.

6

I MINA' TRENTAI UNU NA LIHESLATURAN GUÅHAN

2011 (FIRST) Regular Session

Date: Sept. 19, 2011

VOTING SHEET

ABill No. 195-31(COR)

Resolution No. _____

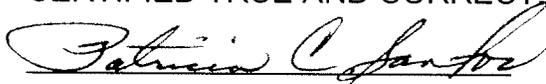
Question: _____

<u>NAME</u>	<u>YEAS</u>	<u>NAYS</u>	<u>NOT VOTING/ ABSTAINED</u>	<u>OUT DURING ROLL CALL</u>	<u>ABSENT</u>
ADA, Thomas C.	✓				
ADA, V. Anthony	✓				
BLAS, Frank F., Jr.	✓				
CRUZ, Benjamin J. F.	✓				
DUENAS, Christopher M.	✓				
GUTHERTZ, Judith Paulette	✓				
MABINI, Sam	✓				
MUNA-BARNES, Tina Rose	✓				
PALACIOS, Adolpho Borja, Sr.	✓				
PANGELINAN, vicente (ben) cabrera		✓			
RESPICIO, Rory J.	✓				
RODRIGUEZ, Dennis G., Jr.	✓				
SILVA TAIJERON, Mana	✓				
WON PAT, Judith T.	✓				
YAMASHITA, Aline A.	✓				

TOTAL

14 1 0 0 0

CERTIFIED TRUE AND CORRECT:



Clerk of the Legislature

* 3 Passes = No vote
EA = Excused Absence



Thirty-First
Guam Legislature

COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trentai Uno Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

August 1, 2011

The Honorable Judith T. Won Pat, Ed.D.
Speaker
I Mina'Trentai Unu na Liheslaturan Guåhan
155 Hesler Place
Hagåtña, Guam 96910

VIA: The Honorable Rory J. Respicio
Chairman, Committee on Rules

RE : Committee Report – Bill No. 195-31 (COR) as Amended.

The Committee on Public Safety, Law Enforcement and Judiciary, to which was referred, **Bill No. 195-31 (COR) - "AN ACT RELATIVE TO CREATING A CENTRAL DATABASE CONTAINING INFORMATION ABOUT OFFENDERS WHO HAVE COMMITTED OFFENSES INVOLVING DOMESTIC/FAMILY VIOLENCE BY ADDING A NEW §30.200 CHAPTER 30, TITLE 9 GUAM CODE ANNOTATED, TO BE KNOWN AS THE 'FAMILY VIOLENCE REGISTRY ACT,'"** hereby reports out with the recommendation **TO PASS**.

Committee Votes are as follows:

<u>8</u>	TO PASS
<u>0</u>	NOT TO PASS
<u>1</u>	TO REPORT OUT ONLY
<u>0</u>	ABSTAIN
<u>0</u>	INACTIVE FILE

Sincerely,


ADOLPHO B. PALACIOS, MPA, BS/CJA
Chairman

Attachments

Committee Members:

- Senator Thomas C. Ada
Vice Chairman
- Speaker Judith T. Won Pat, Ph.D.
Member
- Senator Tina R. Muna Barnes
Member
- Senator Judith P. Gurbert, DPA
Member
- Senator Rory J. Respicio
Member
- Senator Dennis G. Rodriguez, Jr.
Member
- Senator V. Anthony Ada
Member
- Senator Christopher M. Duenas
Member
- Senator Mana Silva Tajeron
Member
- Senator Aline A. Yamashita, Ph.D.
Member

*Other Committee
Membership:*

- Vice Chairman, Committee on
Utilities, Transportation, Public
Works and Veterans Affairs
- Vice Chairman, Committee on
Health and Human Services,
Senior Citizens, Economic
Development and Election
Reform
- Member, Committee on Rules,
Federal, Foreign & Micronesian
Affairs and Human & Natural
Resources
- Member, Committee on
Education and Public Libraries
- Member, Committee on Guam
Military Buildup and Homeland
Security
- Member, Committee on
Municipal Affairs, Tourism,
Housing and Recreation

2011 AUG -11 PM 3: 58



COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trentai Uno Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

COMMITTEE REPORT
ON
BILL NO. 195-31 (COR)
As Amended by the
Committee on Public Safety, Law Enforcement & Judiciary

**AN ACT RELATIVE TO CREATING A CENTRAL
DATABASE CONTAINING INFORMATION
ABOUT REPEAT OFFENDERS WHO HAVE
COMMITTED MULTIPLE OFFENSES
INVOLVING DOMESTIC/FAMILY VIOLENCE BY
ADDING A NEW §30.200 CHAPTER 30, TITLE 9
GUAM CODE ANNOTATED, TO BE KNOWN AS
THE “FAMILY VIOLENCE REGISTRY ACT”.**



Thirty-First
Guam Legislature

COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trentai Uno Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

July 19, 2011

MEMORANDUM

TO: ALL MEMBERS
Committee on Public Safety, Law Enforcement, & Judiciary

FROM: Senator Adolpho B. Palacios, Sr. 
Committee Chairman

SUBJECT: Committee Report on Bill No. 195-31 (COR) as Amended.

Transmitted herewith for your consideration is the Committee Report on Bill No. 195-31 (COR) as Amended- "AN ACT RELATIVE TO CREATING A CENTRAL DATABASE CONTAINING INFORMATION ABOUT REPEAT OFFENDERS WHO HAVE COMMITTED MULTIPLE OFFENSES INVOLVING DOMESTIC/FAMILY VIOLENCE BY ADDING A NEW §30.200 CHAPTER 30, TITLE 9 GUAM CODE ANNOTATED, TO BE KNOWN AS THE "FAMILY VIOLENCE REGISTRY ACT," - sponsored Senator Dennis G. Rodriguez, Jr.

This report includes the following:

- Committee Voting Sheet
- Committee Report Digest
- Copy of Bill No. 195-31 (COR) as Amended
- Copy of Bill No. 195-31 (COR) as Introduced
- Public Hearing Sign-in Sheet
- Copies of testimony submitted and supporting documents
- Copy of COR Referral of Bill No. 195-31 (COR)
- Notices of Public Hearing
- Copy of the Public Hearing Agenda
- Miscellaneous documents

Please take the appropriate action on the attached voting sheet. Your attention to this matter is greatly appreciated. Should you have any questions or concerns, please contact this office.

Si Yu'os ma'åse!

Committee Members:

Senator Thomas C. Ada
Vice Chairman

Speaker Judith T. Won Pat, Ph.D.
Member

Senator Tina R. Muna Barnes
Member

Senator Judith P. Guthertz, DPA
Member

Senator Rory J. Respicio
Member

Senator Dennis G. Rodriguez, Jr.
Member

Senator V. Anthony Ada
Member

Senator Christopher M. Duenas
Member

Senator Mana Silva-Lajeron
Member

Senator Aline A. Yamashita, Ph.D.
Member

*Other Committee
Membership:*

Vice Chairman, Committee on
Utilities, Transportation, Public
Works and Veterans Affairs

Vice Chairman, Committee on
Health and Human Services,
Senior Citizens, Economic
Development and Election
Reform

Member, Committee on Rules,
Federal, Foreign & Micronesian
Affairs and Human & Natural
Resources

Member, Committee on
Education and Public Libraries

Member, Committee on Guam
Military Buildup and Homeland
Security

Member, Committee on
Municipal Affairs, Tourism,
Housing and Recreation



COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina Trentai Uno Na Liheslaturan Guahan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

VOTING SHEET ON:

Bill No. 195-31 (COR) as Amended – AN ACT RELATIVE TO CREATING A CENTRAL DATABASE CONTAINING INFORMATION ABOUT REPEAT OFFENDERS WHO HAVE COMMITTED MULTIPLE OFFENSES INVOLVING DOMESTIC/FAMILY VIOLENCE BY ADDING A NEW §30.200 CHAPTER 30, TITLE 9 GUAM CODE ANNOTATED, TO BE KNOWN AS THE “FAMILY VIOLENCE REGISTRY ACT”. – sponsored by Senator Dennis G. Rodriguez, Jr.

SENATOR	SIGNATURE	TO PASS	NOT TO PASS	TO REPORT OUT ONLY	ABSTAIN	INACTIVE FILE
Adolpho B. Palacios, Sr. Chairman		7/19/11 ✓				
Thomas C. Ada Vice Chairman				✓ 7/22/11		
Tina R. Muña-Barnes Member		7/20/11 ✓				
Judith P. Guthertz, DPA Member		7/20/11 ✓				
Rory J. Respicio Member						
Dennis G. Rodriguez, Jr. Member		✓ 8/1/11				
Judith T. Won Pat, Ed.D. Member						
V. Anthony Ada Member		✓ 7/20/11				
Christopher M. Duenas Member		7/27/11 ✓				
Mana Silva Tajeron Member		7/20/11 ✓				
Aline A. Yamashita, Ph.D. Member		7/20/11 ✓				



COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trentai Uno Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

COMMITTEE REPORT DIGEST

Bill No. 195-31 (COR) – “An act relative to creating a central database containing information about offenders who have committed offenses involving domestic/family violence by adding a new §30.200 Chapter 30, Title 9 Guam Code Annotated, to be known as the ‘Family Violence Registry Act’.”
– sponsored by Senator Dennis G. Rodriguez, Jr.

I. OVERVIEW

The Committee on Public Safety, Law Enforcement and Judiciary convened the public hearing on May 27, 2011 at 9:04 a.m. in *I Liheslatura's* Public Hearing Room. Among the items on the agenda was the consideration of Bill No. 195-31 (COR) – “An act relative to creating a central database containing information about offenders who have committed offenses involving domestic/family violence by adding a new §30.200 Chapter 30, Title 9 Guam Code Annotated, to be known as the ‘Family Violence Registry Act’,” sponsored by Senator Dennis G. Rodriguez, Jr.

Public Hearing Requirements:

Notices of the hearing were disseminated via facsimile and email to all senators and all main media broadcasting outlets on May 20, 2011 (5-day Notice) and on May 24, 2011 (48-Hour notice), pursuant to meeting the requirements of the Open Government Law. Notice of the hearing was also posted on the Guam Legislature’s website.

Senators Present:

Senator Adolpho B. Palacios, Sr., Chairman
Senator Dennis G. Rodriguez, Jr., Member
Senator Aline A. Yamashita, Ph.D., Member
Senator V. Anthony “Tony” Ada, Member
Senator Mana Silva Taijeron, Member
Senator Frank F. Blas, Jr.

Individual(s) Registered for oral or written testimony:

Sister Brigid Perez, Alee Shelter, Catholic Social Services, provided written testimony in favor of the Bill.
Phillip Tydingco, Chief Deputy Attorney General, Office of the Attorney General, provided testimony on the Bill.

II. SUMMARY OF TESTIMONIES

Chairman Adolpho B. Palacios, Sr. convened the public hearing for the Committee on Public Safety, Law Enforcement and Judiciary at 9:04 a.m., read the agenda, recognized the Senators present, read the title of Bill No. 195-31 (COR) and deferred to the author, Senator Dennis G. Rodriguez, Jr., to give a brief overview of the Bill.

Senator Dennis Rodriguez stated that the Bill would establish a Family Violence Registry which is similar to the Sex Offender Registry. Senator Rodriguez is concerned about the prevalence of family violence on Guam. He said that over one thousand (1,000) cases are reported every year and that five hundred forty-three (543) cases were filed by the Prosecution Division of the Office of the Attorney General in 2008. He stated that some do not go through the whole process, but are diverted. Senator Rodriguez said that the registry will inform the public about repeat offenders.

Chairman Palacios invited the panel of Sister Brigid Perez and Chief Deputy Attorney General Phil Tydingco to provide testimony on the Bill.

Sister Brigid Perez supports the Bill. She has witnessed challenges posed by family violence. Sister Brigid Perez believes it will help prevent family violence and will help alleviate problems that arise because of family violence.

Chief Deputy Attorney General Phillip Tydingco stated that the Office of the Attorney General supports the Bill. He stated that the first offenders are allowed to be diverted into programs to deal with family violence. He stated that the purpose of the bill is to make the community safer by allowing the public to know who repeat offenders of family violence are. He stated that he had a few technical issues. Mr. Tydingco stated that the Office of the Attorney General would run the registry. He stated that many of the homicides are family violence. He read a number of proposed technical amendments into the record.

Senator Rodriguez asked Mr. Tydingco about the costs involved in establishing the registry. Mr. Tydingco stated that, since the website is active, the tracking of the registry would probably need additional personnel to be devoted to its upkeep. Senator Rodriguez asked how much funding would really be needed. Mr. Tydingco said that he would include it in the budget request and that he would use the court's Sex Offender Registry as a baseline.

Senator Aline Yamashita thanked Sister Brigid for being an advocate and for being here. Senator Mana Silva Taijeron asked whether there should be consideration for the severity of a crime for the perpetrator's inclusion on the registry. Mr. Tydingco stated

that often a person is diverted and the record is expunged, making it so that they could not legally provide that information. Mr. Tydingco stated that perhaps a felony family violence offense could be grounds for inclusion on the registry. Mr. Tydingco mentioned that, in effect, one would require three convictions to be included on the registry if the offender is diverted.

Chairman Palacios recognized the presence of Senator Frank F. Blas, Jr. Chairman Palacios suggests that perhaps there could be a surcharge on a fine that could provide sufficient funding for a registry clerk. Mr. Tydingco stated that he will provide information on the salary of a file clerk. He stated that the population of the registry will be a large group, even if not as large as the Sex Offender Registry. Senator Yamashita stated that she perceives that family violence is getting worse.

Senator V. Anthony Ada asked how many family violence cases there are. Mr. Tydingco stated it is somewhere around five hundred (500) but that the vast majority are diverted, he also mentioned the possibility of taking away the diversion and instead using deferrals. Senator Ada raised concerns about whether people could identify the victims, deductively. Mr. Tydingco stated that the intent is to identify serial abusers. He stated that many victims "suffer in silence." He then gave guidance to Senator Rodriguez about language to allow the inclusion of first time felony family violence.

Senator Frank Blas, Jr. asked how the bill could be used to reduce recidivism. Mr. Tydingco stated that it would allow potential victims to be aware of repeat offenders of family violence. Senator Blas stated that it may address spousal violence, but may not be as useful for other types of family violence. Mr. Tydingco stated that it may not help in all cases, but that it is a tool for the community to use. Senator Blas asked about compounding misdemeanor convictions. Mr. Tydingco stated that there are not extended penalties, but there are extended probationary periods. He suggested that if the system is for deferral instead of diversion. He stated that if a deferral is given, then a person pleads guilty and after a completed treatment program, the charge can be dismissed and expunged, but if they fail to finish, then they can be sentenced based on their guilty plea.

Senator Ada stated that he just introduced legislation on the deferred plea. Mr. Tydingco stated that for a diversion program, entry into the program does not require the entry of a guilty plea, but the prosecution is deferred. He stated that it makes it so that the case is returned to a trial track, but with a deferred guilty plea, the deferred guilty plea is where the entry of the plea is deferred and if the program is not completed successfully, the plea can be entered and the defendant is convicted.

Chairman Palacios suggested they could consider the possibility of approaching family violence with the deferral rather than diversion.

Chairman Adolpho B. Palacios, Sr., thanked the panel for their testimony and declared that Bill No. 195-31(COR) is duly heard. The Chairman concluded the hearing and requested that written testimony be submitted within the next ten (10) days. He adjourned the hearing at 1:32 p.m.

III. WRITTEN TESTIMONIES

No written testimony received within the ten (10) day period after the public hearing.

IV. FINDINGS AND RECOMMENDATIONS

Bill 195-31 (COR) as Amended by the Committee:

The Committee on Public Safety, Law Enforcement and Judiciary has produced an amended version of Bill 195-31 (COR). Much of the substantive amendments were recommended by Chief Deputy Attorney General Phillip Tydingco during the public hearing. The amended version directs law enforcement agencies to cooperate with the Office of the Attorney General to maintain the Family Violence Registry. The term "affirmative finding" is replaced by "conviction" throughout the bill. The other substantive provision allows the Office of the Attorney General to promulgate rules and regulations for the petition for removal from the Family Violence Registry. Other amended language is for clarity, style and grammar.

Recommendations:

The Committee on Public Safety, Law Enforcement and Judiciary hereby reports out **Bill No. 195-31 (COR), as amended by the Committee**, with the recommendation **TO PASS**.

**I MINA 'TRENTAI UNU LIHESLATURAN GUÅHAN
2011 (FIRST) Regular Session**

2011 MAY 11 PM 4:12
De

Bill No. 195-31 (COR)

Introduced By:

D.G. Rodriguez, Jr. 

A.B. Palacios, Sr. 

A. A. Yamashita, Ph.D 

**AN ACT RELATIVE TO CREATING A CENTRAL
DATABASE CONTAINING INFORMATION
ABOUT OFFENDERS WHO HAVE COMMITTED
OFFENSES INVOLVING DOMESTIC/FAMILY
VIOLENCE BY ADDING A NEW §30.200
CHAPTER 30, TITLE 9 GUAM CODE
ANNOTATED, TO BE KNOWN AS THE “FAMILY
VIOLENCE REGISTRY ACT”.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative findings and intent. *I Liheslaturan Guåhan* finds that domestic violence is a serious problem on Guam that has negative effects on the entire island community.

It further finds that there are over one thousand (1,000) cases of family violence reported on Guam every year and 543 cases of family violence were filed by the Prosecution Division of the Office of the Attorney General in 2008. This type of violence can include physical, sexual and emotional abuse, and many crimes of family violence are perpetrated by repeat offenders.

I Liheslaturan Guåhan also finds that, in line with the government's

1 responsibility to help ensure the safety and wellbeing of the public, it should
2 provide any person with the opportunity to obtain criminal history record
3 information that relates to the conviction of or a grant of deferred adjudication to a
4 person for any criminal offense involving family or dating violence, including
5 information that relates to the conviction or grant of deferred adjudication.

6 *I Liheslaturan Guåhan* further finds that having this information readily
7 available in a central database system with access to the public will give a greater
8 sense of security to the community and necessary information, foreknowledge and
9 protection.

10 **Section 2: A new §30.200 is hereby added to Chapter 30, Title 9, Guam**
11 **Code Annotated, to read:**

12 **“§30.200 Family Violence Registry: Central Database of Offenders Who**
13 **Have Committed Offenses Involving Family Violence. This Act shall be**
14 **known and cited as the “Family Violence Registry Act.”**

15 (a) Law enforcement agencies, under the coordination and direction of the
16 Office of the Attorney General, shall maintain a computerized central
17 database containing information regarding persons who on two (2) or
18 more occasions have been convicted of an offense for which there is an
19 affirmative finding of family violence, provided, however, if the person is
20 convicted of the offense with the additional charge of the use of a deadly
21 weapon or an additional charge of Criminal Sexual Conduct against a
22 minor or an additional charge of any sex offenses against a family
23 member for which there is an affirmative finding of domestic/family
24 violence, then only one (1) such offense shall be required for his or her
25 listing on the database.

1 (1) Persons listed in the database pursuant to this Subsection (a), shall
2 be cross-referenced for any violation(s) of criminal sexual conduct,
3 and/or aggravated assault, for which there was an affirmative
4 finding by the court, if any. Any such offense shall be listed as
5 additional information in the Family Violence Registry Act
6 database.

7 (b) The information contained in the database is public information, with the
8 exception of any information:

9 (1) Regarding the persons social security number, driver's license
10 number, or telephone number; or

11 (2) That would identify the victim of the offense with respect to which
12 the affirmative was made.

13 (c) The database maintained by the law enforcement agencies under this
14 section must contain, to the extent the information is available to the
15 agencies:

16 (1) The person's full name, each alias used by the person, and the
17 person's date of birth;

18 (2) The person's last known address;

19 (3) A physical description and recent photograph of the person;

20 (4) A list of offenses for which the person was convicted and for
21 which the court made an affirmative finding of domestic/family
22 violence, the date of conviction for each offense, and the
23 punishment prescribed for each offense; and

24 (5) An indication as to whether the person was discharged, placed on
25 juvenile probation or community supervision, or released on parole
26 or to mandatory supervision following the conviction for each
27 offense.

1 (d) The law enforcement agencies shall permit a person whose name is
2 included in the database established under this section to petition the
3 department to remove the person's name from the database in response to
4 the petition if:

5 (1) An order of expunction is issued with respect to one of the offenses
6 described in Subsection (a) of §30.10, Chapter 30, Title 9, Guam
7 Code Annotated, unless the person has two or more other
8 convictions for an offense described by that section, or when the
9 person was convicted of the offense with the additional charge of
10 the use of a deadly weapon;

11 (2) During the ten (10) year period preceding the date of the petition,
12 the person is not convicted of an offense described in §30.10,
13 Chapter 30, Title 9, Guam Code Annotated. It is further provided,
14 however:

15 (i) That prior to the person listed petitioning to be removed
16 from the database, the Office of the Attorney General shall
17 conduct an investigation to see if any other violations have
18 occurred for which there was an affirmative finding of family
19 violence, criminal sexual conduct, and/or aggravated assault,
20 either on Guam or in any other jurisdiction of the United States.
21 Any violation of family violence, criminal sexual conduct,
22 and/or aggravated assault shall be cause not to remove the
23 person from the Family Violence Registry.

24 (e) On the website through which a person may search the database
25 described by this section, the department shall include information
26 regarding:

1 (1)The manner in which a person may petition the law enforcement
2 agencies for removal of the person’s name from the database; and
3 (2)The circumstances under which the agencies will grant the petition.
4 (f) The Family Violence Registry database may include information
5 concerning persons convicted of at least one offense committed prior to
6 or after the effective date of this Act for which an affirmative finding of
7 family violence is made.”

8 **Section 3. Funding.** The budget for the maintenance of the central
9 database of offenders of family violence, as provided pursuant to this Act, shall be
10 included in the annual Office of the Attorney General Fiscal Year Budget
11 submission to *I Liheslaturan Guåhan*.

12 **Section 4. Effective Date.** The provisions of this Act shall be immediately
13 effective upon the date of enactment into law.

I MINA 'TRENTAI UNU LIHESLATURAN GUÅHAN
2011 (FIRST) Regular Session

Bill No. 195-31 (COR)

As Amended by the Committee on Public Safety,
Law Enforcement and Judiciary

Introduced By:

D.G. Rodriguez, Jr.

A.B. Palacios, Sr.

A.A. Yamashita, Ph.D.

**AN ACT RELATIVE TO CREATING A CENTRAL
DATABASE CONTAINING INFORMATION
ABOUT REPEAT OFFENDERS WHO HAVE
COMMITTED MULTIPLE OFFENSES
INVOLVING DOMESTIC/FAMILY VIOLENCE BY
ADDING A NEW §30.200 CHAPTER 30, TITLE 9
GUAM CODE ANNOTATED, TO BE KNOWN AS
THE "FAMILY VIOLENCE REGISTRY ACT".**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative fFindings and intent. *I Liheslaturan Guåhan* finds

that domestic violence is a serious problem on Guam that has negative effects on
the entire island community.

It further finds that there are over one thousand (1,000) cases of family
violence reported on Guam every year and 543 cases of family violence were filed
by the Prosecution Division of the Office of the Attorney General in 2008. This
type of violence can include physical, sexual and emotional abuse, and many
crimes of family violence are perpetrated by repeat offenders.

I Liheslaturan Guåhan also finds that, in line with the government's
responsibility to help ensure the safety and wellbeing of the public, it should

1 provide any person with the opportunity to obtain criminal history record
2 information that relates to the repeated conviction for the offense of ~~or a grant of~~
3 ~~deferred adjudication to a person for any criminal offense involving~~ family,
4 domestic, or dating violence, ~~including information that relates to the conviction or~~
5 ~~grant of deferred adjudication.~~

6 *I Liheslaturan Guåhan* further finds that having this information readily
7 available in a central database system with access to the public will give a greater
8 sense of security to the community and necessary information, foreknowledge and
9 protection from repeat offenders of family, domestic and/or dating violence.

10 **Section 2:** Family Violence Registry. A new §30.200 is hereby added to
11 Chapter 30, Title 9, Guam Code Annotated, to read:

12 **“§30.200. Family Violence Registry: Central Database of Offenders Who**
13 **Have Committed Offenses Involving Family Violence. This Act shall be**
14 **known and cited as the “Family Violence Registry Act.”**

15 (a) ~~Law enforcement agencies, under the coordination and direction of~~ The
16 Office of the Attorney General, with the mandatory cooperation of law
17 enforcement agencies, shall maintain a computerized registry central
18 database containing information regarding persons who on two (2) or
19 more occasions have been convicted of an family, domestic and/or dating
20 violence offense for which there is an affirmative finding of family
21 violence, provided, however, if the person is convicted of the offense
22 with the special allegation ~~additional charge~~ of the use of a deadly
23 weapon or an additional charge of Criminal Sexual Conduct against a
24 minor or an additional charge of any sex offenses against a family
25 member ~~for which there is an affirmative finding of domestic/family~~
26 violence, then only one (1) such offense shall be required for his or her
27 listing on the registry database.

1 (1) Persons listed in the database pursuant to this Subsection (a), shall
2 be cross-referenced for any violation(s) of criminal sexual conduct,
3 and/or aggravated assault, ~~for which there was an affirmative~~
4 ~~finding by the court, if any~~ conviction. Any such offense(s) shall
5 be listed as additional information in the Family Violence Registry
6 Act database.

7 (b) The information contained in the family, domestic and dating violence
8 registry database is public information, with the exception of the
9 following any information:

10 (1) Regarding the persons social security number, driver's license
11 number, or telephone number; or

12 (2) That would identify the victim of the offense with respect to which
13 the conviction affirmative was made.

14 (c) The database maintained by the Office of the Attorney General ~~law~~
15 ~~enforcement agencies~~ under this section must contain, to the extent the
16 information is available ~~to the agencies~~:

17 (1) The person's full name, each alias used by the person, and the
18 person's date of birth;

19 (2) The person's last known address;

20 (3) A physical description and recent photograph of the person;

21 (4) A list of offenses for which the person was convicted of two or
22 more cases ~~and for which the court made an affirmative finding~~ of
23 domestic/, family and/or dating violence, the date of conviction for
24 each offense, and the punishment prescribed for each offense; and

25 (5) An indication as to whether the person was discharged, placed on
26 juvenile probation or community supervision, or released on parole
27 or to mandatory supervision following the conviction for each

1 offense.

2 (d) The Office of the Attorney General ~~law enforcement agencies~~ shall
3 permit a person whose name is included in the database established under
4 this section to petition the department to remove the person's name from
5 the family violence registry database in response to the petition if:

6 (1) ~~A court~~ An order of expungement ~~expunction~~ is issued with respect
7 to one of two family, domestic or dating violence convictions ~~the~~
8 ~~offenses described in Subsection (a) of §30.10, Chapter 30, Title 9,~~
9 ~~Guam Code Annotated,~~ unless the person has two or more
10 additional ~~other~~ convictions ~~for an offense described by that~~
11 ~~section,~~ or when the person was convicted of the family, domestic
12 or dating violence offense with the special allegation ~~additional~~
13 ~~charge~~ of the use of a deadly weapon;

14 (2) During the ten (10) year period preceding the date of the petition,
15 the person has ~~is not~~ since been convicted of an offense described
16 in §30.10, Chapter 30, Title 9, Guam Code Annotated. It is further
17 provided, however:

18 (i) That ~~prior to the person listed petitioning to be removed~~
19 ~~from the database,~~ the Office of the Attorney General shall
20 conduct an investigation to see if any other convictions or
21 arrests ~~violations~~ have occurred under circumstances for which
22 there was a conviction ~~an affirmative finding~~ of domestic,
23 family or dating violence, criminal sexual conduct, ~~and/or~~
24 aggravated assault, and/or homicide, either on Guam or in any
25 other jurisdiction of the United States. Any conviction of or
26 arrest for ~~violation~~ family, domestic or dating violence,
27 criminal sexual conduct, ~~and/or~~ aggravated assault or homicide

1 during the prior ten (10) year period shall be cause for the
2 person not to be removed from the Family Violence Registry.

3 (e) The Office of the Attorney General may promulgate rules and regulations
4 for petitioning for removal from the family violence registry database.

5 On the website through which a person may search the database
6 described by this section, the Office of the Attorney General ~~department~~
7 shall also include information regarding:

8 (1) The manner in which a person may petition ~~the law enforcement~~
9 ~~agencies~~ for removal of the person's name from the database, ; and

10 (2) ~~The circumstances under which the agencies will grant the~~
11 ~~petition.~~

12 (f) The Family Violence Registry database may include information
13 concerning persons convicted of at least one family, domestic and/or
14 dating violence offense committed prior to or after the effective date of
15 this Act for which there is a conviction of family, domestic and/or dating
16 violence ~~an affirmative finding of family violence is made.~~”

17 **Section 3. Funding.** The budget for the establishment and maintenance of
18 the ~~central database of offenders of family violence~~ registry database, as provided
19 pursuant to this Act, shall be included in the annual Office of the Attorney General
20 Fiscal Year Budget submission to *I Liheslaturan Guåhan*.

21 **Section 4. Effective Date.** The provisions of this Act shall be immediately
22 effective upon the date of enactment into law.

Sister Brigid Perez

Thank you for the invitation to provide my testimony in support of Bill 195-31(COR).

As an advocate for victims and survivors of Family Violence and as the program manager for the Alee Shelter, I have witnessed tremendous challenges that women and children experienced through family violence.

I share the same commitment to ensure that people do not become future victims of this violence.

By passing this legislation,

1. It will provide additional protection for victims and survivors,
2. It will serve as a tool in our program to check family violence history of the abuser or perpetrator.
3. It will be an important informational resource for our victims' safety planning.
4. It will complement the civil and criminal process for those seeking legal assistance.
5. It will encourage greater adult responsibility and respect for human dignity.

By passing this legislation, we are ensuring that victims are safe and our community is protected.

"Domestic Violence Hurts Everyone"



COMMITTEE ON RULES

I Mina'trentai Unu na Lihelaturan Guåhan • The 31st Guam Legislature

155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com

E-mail: roryforguam@gmail.com • Tel: (671)472-7679 • Fax: (671)472-3547

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Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

Senator
Judith P. Guthertz
VICE CHAIRPERSON
ASST. MAJORITY LEADER

MAJORITY
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Judith T. Won Pat

Vice Speaker
Benjamin J. F. Cruz

Senator
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LEGISLATIVE SECRETARY
MAJORITY WHIP

Senator
Dennis G. Rodriguez, Jr.
ASST. MAJORITY WHIP

Senator
Thomas C. Ada

Senator
Adolpho B. Palacios, Sr.

Senator
vicente c. pangelinan

MINORITY
MEMBERS:

Senator
Aline A. Yamashita
ASST. MINORITY LEADER

Senator
Christopher M. Duenas

May 12, 2011

VIA FACSIMILE
(671) 472-2825

Ms. Benita Manglona
Director
Bureau of Budget & Management Research
P.O. Box 2950
Hagåtña, Guam 96910

RE: Request for Fiscal Note -
Bill Nos. 190-31 (LS) & 191-31 (LS), 192-31 (COR) through 195-31 (COR)

Hafa Adai Ms. Manglona:

Transmitted herewith is a listing of *I Mina'trentai Unu na Lihelaturan 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

Attachments

Cc: Clerk of the Legislature

2011 MAY 12 PM 2:15

MESSAGE CONFIRMATION

MAY-12-2011 12:01 PM THU

FAX NUMBER : 4772240
NAME : GNF

NAME/NUMBER : 4722825
PAGE : 6
START TIME : MAY-12-2011 12:00PM THU
ELAPSED TIME : 00'56"
MODE : STD ECM
RESULTS : [O.K]



COMMITTEE ON RULES

I Mina'trenta Unu na Liheslaturan Guåhan • The 31st Guam Legislature
155 Hester Place, Hagåtña, Guam 96910 • www.guamlegislature.com
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Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

May 12, 2011

Senator
Judith P. Gutierrez
VICE CHAIRPERSON
ASST. MAJORITY LEADER

VIA FACSIMILE
(671) 472-2825

MAJORITY MEMBERS:

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vicente c. pangelinan

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Ms. Benita Manglona
Director
Bureau of Budget & Management Research
P.O. Box 2950
Hagåtña, Guam 96910

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Si Yu'es ma'ise' for your attention to this matter.

Very Truly Yours,

Rory J. Respicio

Attachments

Cc: Clerk of the Legislature

Rec'd. Florence
date: 5/12/11
time: 1:42pm



COMMITTEE ON RULES

I Mina'trentai Unu na Liheslaturan Guåhan • The 31st Guam Legislature
155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com
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MAY 12 3:56

Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

Senator
Judith P. Guthertz
VICE CHAIRPERSON
ASST. MAJORITY LEADER

MAJORITY MEMBERS:

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Senator
Thomas C. Ada

Senator
Adolpho B. Palacios, Sr.

Senator
vicente c. pangelinan

MINORITY MEMBERS:

Senator
Aline A. Yamashita
ASST. MINORITY LEADER

Senator
Christopher M. Duenas

May 12, 2011

MEMORANDUM

To: Pat Santos
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: Senator Rory J. Respicio
Chairperson, Committee on Rules

Subject: Referral of Bills No. 192-31 (COR) through 195-31 (COR)

As Chairperson of the Committee on Rules, I am forwarding my referral of Bills No. 192-31(COR) through 195-31 (COR).

Please ensure that the subject bills are referred, in my name, to the respective committee, as shown on the attachment. I also request that the same be forwarded to all Senators of *I Mina'trentai Unu na Liheslaturan Guåhan*.

Should you have any questions, please feel free to contact our office at 472-7679.

Si Yu'os ma'åse!

(4) Attachments

I Mina' Trentai Unu Na Lihelsturan Guðhan
Bill Log Sheet
May 11, 2011
Page 1 of 1

Bill No.	Sponsor(s)	Title	Date Introduced	Date Referred	120 Day Deadline	Committee Referred	Public Hearing Date	Date Committee Report Filed	Status (Date) Passed? Failed? Vetoed? Overridden? Public Law?
195-31 (COR)	D. G. Rodriguez, Jr., A. B. Palacios, St., A. A. Yamashita, Ph.D.	AN ACT RELATIVE TO CREATING A CENTRAL DATABASE INFORMATION CONTAINING ABOUT OFFENDERS WHO HAVE COMMITTED DOMESTIC/FAMILY VIOLENCE INVOLVING VIOLENCE BY ADDING A NEW §30.200 CHAPTER 30, TITLE 9 GUAM CODE ANNOTATED, TO BE KNOWN AS THE "FAMILY VIOLENCE REGISTRY ACT".	5/11/11 4:12 p.m.	5/12/11		Committee on Public Safety, Law Enforcement & Judiciary			

I Mina'Trentai Unu Na Liheshlaturan Guåhan
Bill Log Sheet
May 11, 2011
 Page 1 of 1

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195-31 (COR)	D. G. Rodriguez, Jr., A. B. Palacios, Sr., A. A. Yamashita, Ph.D.	AN ACT RELATIVE TO CREATING A CENTRAL DATABASE CONTAINING INFORMATION ABOUT OFFENDERS WHO HAVE COMMITTED OFFENSES INVOLVING DOMESTIC/FAMILY VIOLENCE BY ADDING A NEW §30.200 CHAPTER 30, TITLE 9 GUAM CODE ANNOTATED, TO BE KNOWN AS THE "FAMILY VIOLENCE REGISTRY ACT".	5/11/11 4:12 p.m.	5/12/11		Committee on Public Safety, Law Enforcement & Judiciary			

From: Priscilla Cruz (pris@senatorpalacios.com)
To: phnotice@guamlegislature.org; telo.taitague@guam.gov;
Date: Fri, May 20, 2011 11:53:47 AM
Cc:
Subject: First Notice of Public Hearing scheduled for May 27, 2011

May 20, 2011

Please see attached press release, regarding the First Notice of Public Hearing scheduled for May 27, 2011 starting at 9:00 am. Thank you for your kind attention.

Priscilla T. Cruz
Administrative Officer
Office of Senator A. B. Palacios, Sr.
155 Hesler Pl.
Hagatna, Guam 96910
472-5047/5048

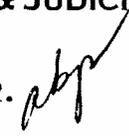
Listserv: phnotice@guamlegislature.org

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bruce.lloyd.media@gmail.com
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speaker@judiwonpat.com
steve@judiwonpat.com
tanya4families@gmail.com
tom@senatorada.org
tterlaje@guam.net



COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trentai Unu Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR. 
Chairman

PRESS RELEASE

FIRST NOTICE OF PUBLIC HEARING
Friday, May 27, 2011 – 9:00 am & 1:30 pm

FOR IMMEDIATE RELEASE
(Hagatna, Guam – May 20, 2011)

In accordance with the Open Government Law, Public Law No. 24-109, relative to notice for public meetings, please be advised that the Committee on Public Safety, Law Enforcement, and Judiciary will be conducting a public hearing starting at **9:00 am, Friday, May 27, 2011**, at *I Liheslaturan Guåhan's Public Hearing Room* in *Hagåtña*, on the following:

9:00 am:

- **Bill No. 148-31 (COR)** – AN ACT RELATIVE TO FURTHER ENSURING THE SAFETY OF DRIVERS, PASSENGERS AND CONSTRUCTION WORKERS IN GUAM'S MAJOR HIGHWAY CONSTRUCTION AREAS THROUGH THE APPLICATION OF **DOUBLE FINES FOR TRAFFIC CITATIONS ISSUED IN CONSTRUCTION ZONES, AND THE PLACEMENT OF APPROPRIATE SIGNAGE WITHIN THESE AREAS.** – sponsored by **Senator Adolpho B. Palacios, Sr.**
- **Bill No. 172-31 (COR)** – AN ACT TO *AMEND* §75107 OF CHAPTER 75 OF TITLE 10 OF THE GUAM CODE ANNOTATED RELATIVE TO **SAFE HARBOR EXEMPTION AND RESTRICTIONS.** – sponsored by **Frank F. Blas, Jr.**
- **Bill No. 195-31 (COR)** – AN ACT RELATIVE TO CREATING A CENTRAL DATABASE CONTAINING INFORMATION ABOUT OFFENDERS WHO HAVE COMMITTED OFFENSES INVOLVING DOMESTIC/FAMILY VIOLENCE BY ADDING A NEW §30.200 CHAPTER 30, TITLE 9 GUAM CODE ANNOTATED, TO BE KNOWN AS THE **"FAMILY VIOLENCE REGISTRY ACT"**. – sponsored by **Senator Dennis G. Rodriguez, Jr.**

1:30 pm:

- **Bill No. 147-31 (COR)** – AN ACT RELATIVE TO THE ESTABLISHMENT OF PHYSICAL FITNESS STANDARDS AND POLICIES FOR PUBLIC SAFETY AND LAW ENFORCEMENT UNIFORM PERSONNEL, THROUGH ADDING A NEW §55104 TO CHAPTER 55, DIVISION 3, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO PUBLIC SAFETY; THIS ACT SHALL HENCEFORTH BE KNOWN AS THE **"FIT TO SERVE AND PROTECT ACT OF 2011"**. – sponsored by **Senator Adolpho B. Palacios, Sr.**



COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trentai Unu Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

1:30 pm (cont'd):

- **Bill No. 171-31 (COR)** – AN ACT RELATIVE TO RECOGNIZING THE CRITICAL PUBLIC SAFETY SERVICES THAT THE MEMBERS OF THE **CIVILIAN VOLUNTEER POLICE RESERVE PROGRAM** PROVIDE THE GUAM POLICE DEPARTMENT AND THE ISLAND COMMUNITY, THROUGH ENSURING THAT STIPENDS ARE SUFFICIENT TO MEET THEIR MINIMUM REQUIREMENTS AS SET FORTH IN LAW; THROUGH AMENDING §66104.1, DIVISION 3, OF CHAPTER 66, TITLE 10, GUAM CODE ANNOTATED. – sponsored by **Senator Adolpho B. Palacios, Sr.**
- **Bill No. 187-31 (LS)** – AN ACT TO AMEND §5.55(g) OF ARTICLE 2, CHAPTER 5, TITLE 8 GUAM CODE ANNOTATED RELATIVE TO INCLUDING THE POSITION OF **ASSISTANT CHIEF OF THE DEPARTMENT OF AGRICULTURE'S DIVISION OF AQUATIC AND WILDLIFE RESOURCES TO THE DEFINITION OF PEACE OFFICER.** – sponsored by **Senator Adolpho B. Palacios, Sr.**

Copies of the aforementioned Bills may be obtained at *I Liheslaturan Guåhan's* website at www.guamlegislature.com. Testimonies should be addressed to Senator Adolpho B. Palacios, Sr., Chairperson, and will be accepted via hand delivery to our office, our mailbox at the main Legislature Building at 155 Hesler Place, Hagatna, Guam 96910, or via email to SenABPalacios@gmail.com, or via facsimile to (671) 472-5022, until 5:00 pm, June 6, 2011. Individuals requiring special accommodations or services, please contact Julian Janssen or Jennifer Dulla at (671) 472-5047/5048.



COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trentai Unu Na Liheslaturan Guahan

SENATOR ADOLPHO B. PALACIOS, SR. 
Chairman

PRESS RELEASE

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(Hagatna, Guam – May 20, 2011)

In accordance with the Open Government Law, Public Law No. 24-109, relative to notice for public meetings, please be advised that the Committee on Public Safety, Law Enforcement, and Judiciary will be conducting a public hearing starting at 9:00 am, Friday, May 27, 2011, at *I Liheslaturan Guahan's Public Hearing Room* in *Hagatna*, on the following:

9:00 am:

- **Bill No. 148-31 (COR)** – AN ACT RELATIVE TO FURTHER ENSURING THE SAFETY OF DRIVERS, PASSENGERS AND CONSTRUCTION WORKERS IN GUAM'S MAJOR HIGHWAY CONSTRUCTION AREAS THROUGH THE APPLICATION OF DOUBLE FINES FOR TRAFFIC CITATIONS ISSUED IN CONSTRUCTION ZONES, AND THE PLACEMENT OF APPROPRIATE SIGNAGE WITHIN THESE AREAS. – sponsored by **Senator Adolpho B. Palacios, Sr.**
- **Bill No. 172-31 (COR)** – AN ACT TO AMEND §75107 OF CHAPTER 75 OF TITLE 10 OF THE GUAM CODE ANNOTATED RELATIVE TO SAFE HARBOR EXEMPTION AND RESTRICTIONS. – sponsored by **Frank F. Blas, Jr.**
- **Bill No. 195-31 (COR)** – AN ACT RELATIVE TO CREATING A CENTRAL DATABASE CONTAINING INFORMATION ABOUT OFFENDERS WHO HAVE COMMITTED OFFENSES INVOLVING DOMESTIC/FAMILY VIOLENCE BY ADDING A NEW §30.200 CHAPTER 30, TITLE 9 GUAM CODE ANNOTATED, TO BE KNOWN AS THE "FAMILY VIOLENCE REGISTRY ACT". – sponsored by **Senator Dennis G. Rodriguez, Jr.**

1:30 pm:

- **Bill No. 147-31 (COR)** – AN ACT RELATIVE TO THE ESTABLISHMENT OF PHYSICAL FITNESS STANDARDS AND POLICIES FOR PUBLIC SAFETY AND LAW ENFORCEMENT UNIFORM PERSONNEL, THROUGH ADDING A NEW §55104 TO CHAPTER 55, DIVISION 3, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO PUBLIC SAFETY; THIS ACT SHALL HENCEFORTH BE KNOWN AS THE "FIT TO SERVE AND PROTECT ACT OF 2011". – sponsored by **Senator Adolpho B. Palacios, Sr.**



COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trentai Unu Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

1:30 pm (cont'd):

- **Bill No. 171-31 (COR)** – AN ACT RELATIVE TO RECOGNIZING THE CRITICAL PUBLIC SAFETY SERVICES THAT THE MEMBERS OF THE CIVILIAN VOLUNTEER POLICE RESERVE PROGRAM PROVIDE THE GUAM POLICE DEPARTMENT AND THE ISLAND COMMUNITY, THROUGH ENSURING THAT STIPENDS ARE SUFFICIENT TO MEET THEIR MINIMUM REQUIREMENTS AS SET FORTH IN LAW; THROUGH AMENDING §66104.1, DIVISION 3, OF CHAPTER 66, TITLE 10, GUAM CODE ANNOTATED. – sponsored by **Senator Adolpho B. Palacios, Sr.**
- **Bill No. 187-31 (LS)** – AN ACT TO AMEND §5.55(g) OF ARTICLE 2, CHAPTER 5, TITLE 8 GUAM CODE ANNOTATED RELATIVE TO INCLUDING THE POSITION OF ASSISTANT CHIEF OF THE DEPARTMENT OF AGRICULTURE'S DIVISION OF AQUATIC AND WILDLIFE RESOURCES TO THE DEFINITION OF PEACE OFFICER. – sponsored by **Senator Adolpho B. Palacios, Sr.**

Copies of the aforementioned Bills may be obtained at *I Liheslaturan Guåhan's* website at www.guamlegislature.com. Testimonies should be addressed to Senator Adolpho B. Palacios, Sr., Chairperson, and will be accepted via hand delivery to our office, our mailbox at the main Legislature Building at 155 Hesler Place, Hagatna, Guam 96910, or via email to SenABPalacios@gmail.com, or via facsimile to (671) 472-5022, until 5:00 pm, June 6, 2011. Individuals requiring special accommodations or services, please contact Julian Janssen or Jennifer Dulla at (671) 472-5047/5048.

Broadcast Report

P 1
 05/20/2011 11:41
 Serial No. A02E011003085
 TC: 134398

Destination	Start Time	Time	Prints	Result	Note
PDN	05-20 11:29	00:01:04	002/002	OK	
KUAM	05-20 11:31	00:00:33	002/002	OK	
PNC	05-20 11:31	00:00:34	002/002	OK	
K57	05-20 11:32	00:00:34	002/002	OK	
HIT RADIO 100	05-20 11:33	00:00:30	002/002	OK	
KSTO	05-20 11:34	00:01:08	002/002	OK	
GLIMPSES	05-20 11:36	00:00:30	002/002	OK	
MARIANAS VARIETY	05-20 11:37	00:00:47	002/002	OK	
KSTEREO/KISH	05-20 11:38	00:01:08	002/002	OK	
JOY 92 FM	05-20 11:40	00:00:29	002/002	OK	
KPRG	05-20 11:40	00:00:29	002/002	OK	

Note TMR: Timer TX, POL: Polling, ORG: Original Size Setting, FME: Frame Erase TX, NIX: Mixed Original TX, CALL: Manual TX, CSRC: CSRC, FWD: Forward, PC: PC-Fax, BND: Double-Sided Binding Direction, SP: Special original, FCODE: F-code, RTX: Re-TX, RLV: Relay, MBX: Confidential, BUL: Bulletin, SIP: SIP Fax, IPADR: IP Address Fax, I-FAX: Internet Fax

Result OK: Communication OK, S-OK: Stop Communication, PW-OFF: Power Switch OFF, TEL: RX from TEL, NG: Other Error, Cont: Continue, No Ans: No Answer, Refuse: Receipt Refused, Busy: Busy, M-Full: Memory Full, LOVR: Receiving length Over, POVER: Receiving page Over, FIL: File Error, DC: Decode Error, MDN: MDN Response Error, DSN: DSN Response Error.



COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina Trental Unu Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR. *abp*
 Chairman

PRESS RELEASE

FIRST NOTICE OF PUBLIC HEARING
 Friday, May 27, 2011 – 9:00 am & 1:30 pm

FOR IMMEDIATE RELEASE
 (Hagåtña, Guam – May 20, 2011)

In accordance with the Open Government Law, Public Law No. 24-109, relative to notice for public meetings, please be advised that the Committee on Public Safety, Law Enforcement, and Judiciary will be conducting a public hearing starting at 9:00 am, Friday, May 27, 2011, at *I Liheslaturan Guåhan's* Public Hearing Room in Hagåtña, on the following:

9:00 am:

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1:30 pm:

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Destination	Start Time	Time	Prints	Result	Note
PDN	05-20 11:41	00:01:02	002/002	OK	
KUAM	05-20 11:42	00:00:33	002/002	OK	
PNC	05-20 11:43	00:00:35	002/002	OK	
K57	05-20 11:44	00:00:28	002/002	OK	
HIT RADIO 100	05-20 11:45	00:00:29	002/002	OK	
KSTO	05-20 11:46	00:01:08	002/002	OK	
GLIMPSES	05-20 11:48	00:00:26	002/002	OK	
MARIANAS VARIETY	05-20 11:48	00:00:42	002/002	OK	
KSTEREO/KISH	05-20 11:50	00:01:08	002/002	OK	
JOY 92 FM	05-20 11:51	00:00:28	002/002	OK	
KPRG	05-20 11:52	00:00:28	002/002	OK	

Note TMR: Timer TX, POL: Polling, ORG: Original Size Setting, FME: Frame Erase TX, MIX: Mixed Original TX, CALL: Manual TX, CSAC: CSAC, FWD: Forward, PC: PC-Fax, BND: Double-Sided Binding Direction, SP: Special Original, FCODE: F-code, RTX: Re-TX, RLY: Relay, MEX: Confidential, BUL: bulletin, SIP: SIP Fax, IPADR: IP Address Fax, I-FAX: Internet Fax

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COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina Trental Unu Na Liheslaturan Gudhan

SENATOR ADOLPHO B. PALACIOS, SR. *abp*
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From: Priscilla Cruz (pris@senatorpalacios.com)
To: phnotice@guamlegislature.org; telo.taitague@guam.gov;
Date: Tue, May 24, 2011 10:08:16 AM
Cc:
Subject: Second Notice of Public Hearing scheduled for May 27, 2011

PRESS RELEASE

SECOND NOTICE OF PUBLIC HEARING
Friday, May 27, 2011 – 9:00 am & 1:30 pm

FOR IMMEDIATE RELEASE
(Hagatna, Guam – May 24, 2011)

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1:

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Priscilla T. Cruz
Administrative Officer
Office of Senator A. B. Palacios, Sr.
155 Hesler Pl.
Hagatna, Guam 96910
472-5047/5048

From: Priscilla Cruz (pris@senatorpalacios.com)

To: sabrina@kuam.com; jason@kuam.com; mindy@kuam.com; news@guampdn.com; dmgeorge@guampdn.com; dcrisost@guampdn.com; mpieper@guampdn.com; amier@mvguam.com; zytaitano@mvguam.com; news@spbguam.com; clynt@spbguam.com; jtyquiengco@spbguam.com; jontalk@k57.com; breakfastshowk57@gmail.com; rgibson@k57.com; kstone@ite.net;

Date: Tue, May 24, 2011 10:10:35 AM

Cc:

Subject: Second Notice of Public Hearing scheduled for May 27, 2011

PRESS RELEASE

SECOND NOTICE OF PUBLIC HEARING

Friday, May 27, 2011 – 9:00 am & 1:30 pm

FOR IMMEDIATE RELEASE

(Hagatna, Guam – May 24, 2011)

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ISSUED IN CONSTRUCTION ZONES, AND THE PLACEMENT OF APPROPRIATE SIGNAGE WITHIN

THESE AREAS. – sponsored by Senator Adolpho B. Palacios, Sr.

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DOMESTIC/FAMILY VIOLENCE BY ADDING A NEW §30.200 CHAPTER 30, TITLE 9 GUAM CODE

ANNOTATED, TO BE KNOWN AS THE "FAMILY VIOLENCE REGISTRY ACT". – sponsored by Senator Dennis G. Rodriguez, Jr.

1:30 pm:

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GUAM

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Priscilla T. Cruz
Administrative Officer
Office of Senator A. B. Palacios, Sr.
155 Hesler Pl.
Hagatna, Guam 96910
472-5047/5048

Destination	Start Time	Time	Prints	Result	Note
PDN	05-24 10:17	00:01:02	002/002	OK	
KUAM	05-24 10:18	00:00:32	002/002	OK	
PNC	05-24 10:19	00:00:32	002/002	OK	
K57	05-24 10:20	00:00:28	002/002	OK	
HIT RADIO 100	05-24 10:21	00:00:29	002/002	OK	
KSTO	05-24 10:22	00:01:09	002/002	OK	
GLIMPSES	05-24 10:23	00:00:29	002/002	OK	
MARIANAS VARIETY	05-24 10:24	00:00:40	002/002	OK	
KSTEREO/KISH	05-24 10:25	00:01:20	002/002	OK	
JOY 92 FM	05-24 10:27	00:00:31	002/002	OK	
KPRG	05-24 10:28	00:00:30	002/002	OK	

Note TMR: Timer TX, POL: Polling, ORG: Original Size Setting, FME: Frame Erase TX, MIX: Mixed Original TX, CALL: Manual TX, CSRC: CSRC, FWD: Forward, PC: PC-Fax, BND: Double-Sided Binding Direction, SP: Special Original, FCODE: F-code, RTX: Re-TX, BLY: Relay, MBX: Confidential, BUL: Bulletin, SIP: SIP Fax, IPADR: IP Address Fax, I-FAX: Internet Fax

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COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina Trental Unu Na Liheslaturan Guåhan
SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

PRESS RELEASE

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(continued on Page 2)

Broadcast Report

P 1
 05/24/2011 10:45
 Serial No. A02E011003085
 TC: 134482

Destination	Start Time	Time	Prints	Result	Note
PDN	05-24 10:29	00:01:03	002/002	OK	
KUAM	05-24 10:30	00:00:31	002/002	OK	
PNC	05-24 10:31	00:00:34	002/002	OK	
K57	05-24 10:32	00:00:29	002/002	OK	
HIT RADIO 100	05-24 10:32	00:00:29	002/002	OK	
KSTO	05-24 10:33	00:01:08	002/002	OK	
GLIMPSES	05-24 10:35	00:00:30	002/002	OK	
KSTEREO/KISH	05-24 10:37	00:02:01	002/002	OK	
JOY 92 FM	05-24 10:39	00:00:28	002/002	OK	
KPRG	05-24 10:40	00:00:31	002/002	OK	
MARIANAS VARIETY	05-24 10:44	00:00:42	002/002	OK	

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FOR IMMEDIATE RELEASE
(Hagatna, Guam – May 24, 2011)

In accordance with the Open Government Law, Public Law No. 24-109, relative to notice for public meetings, please be advised that the Committee on Public Safety, Law Enforcement, and Judiciary will be conducting a public hearing starting at 9:00 am, Friday, May 27, 2011, at I Liheslaturan Guahan's Public Hearing Room in Hagatna, on the following:

2:00 am:

- **Bill No. 148-31 (COR)** – AN ACT RELATIVE TO FURTHER ENSURING THE SAFETY OF DRIVERS, PASSENGERS AND CONSTRUCTION WORKERS IN GUAM'S MAJOR HIGHWAY CONSTRUCTION AREAS THROUGH THE APPLICATION OF DOUBLE FINES FOR TRAFFIC CITATIONS ISSUED IN CONSTRUCTION ZONES, AND THE PLACEMENT OF APPROPRIATE SIGNAGE WITHIN THESE AREAS. – sponsored by Senator Adolpho B. Palacios, Sr.
- **Bill No. 172-31 (COR)** – AN ACT TO AMEND §75107 OF CHAPTER 75 OF TITLE 10 OF THE GUAM CODE ANNOTATED RELATIVE TO SAFE HARBOR EXEMPTION AND RESTRICTIONS. – sponsored by Frank F. Blas, Jr.
- **Bill No. 195-31 (COR)** – AN ACT RELATIVE TO CREATING A CENTRAL DATABASE CONTAINING INFORMATION ABOUT OFFENDERS WHO HAVE COMMITTED OFFENSES INVOLVING DOMESTIC/FAMILY VIOLENCE BY ADDING A NEW §30.200 CHAPTER 30, TITLE 9 GUAM CODE ANNOTATED, TO BE KNOWN AS THE "FAMILY VIOLENCE REGISTRY ACT". – sponsored by Senator Dennis G. Rodriguez, Jr.

1:30 pm:

- **Bill No. 147-31 (COR)** – AN ACT RELATIVE TO THE ESTABLISHMENT OF PHYSICAL FITNESS STANDARDS AND POLICIES FOR PUBLIC SAFETY AND LAW ENFORCEMENT UNIFORM PERSONNEL, THROUGH ADDING A NEW §55104 TO CHAPTER 55, DIVISION 3, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO PUBLIC SAFETY; THIS ACT SHALL HENCEFORTH BE KNOWN AS THE "FIT TO SERVE AND PROTECT ACT OF 2011". – sponsored by Senator Adolpho B. Palacios, Sr.
- **Bill No. 171-31 (COR)** – AN ACT RELATIVE TO RECOGNIZING THE CRITICAL PUBLIC SAFETY SERVICES THAT THE MEMBERS OF THE CIVILIAN VOLUNTEER POLICE RESERVE PROGRAM PROVIDE THE GUAM POLICE DEPARTMENT AND THE ISLAND COMMUNITY, THROUGH ENSURING THAT STIPENDS ARE SUFFICIENT TO MEET THEIR MINIMUM REQUIREMENTS AS SET FORTH IN LAW; THROUGH AMENDING §66104.1, DIVISION 3, OF CHAPTER 66, TITLE 10, GUAM CODE ANNOTATED. – sponsored by Senator Adolpho B. Palacios, Sr.

(continued on Page 2)



COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trentai Unu Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

PRESS RELEASE

SECOND NOTICE OF PUBLIC HEARING
Friday, May 27, 2011 – 9:00 am & 1:30 pm

FOR IMMEDIATE RELEASE
(Hagåtña, Guam – May 24, 2011)

In accordance with the Open Government Law, Public Law No. 24-109, relative to notice for public meetings, please be advised that the Committee on Public Safety, Law Enforcement, and Judiciary will be conducting a public hearing starting at **9:00 am, Friday, May 27, 2011**, at *I Liheslaturan Guåhan's Public Hearing Room* in *Hagåtña*, on the following:

9:00 am:

- **Bill No. 148-31 (COR)** – AN ACT RELATIVE TO FURTHER ENSURING THE SAFETY OF DRIVERS, PASSENGERS AND CONSTRUCTION WORKERS IN GUAM'S MAJOR HIGHWAY CONSTRUCTION AREAS THROUGH THE APPLICATION OF **DOUBLE FINES FOR TRAFFIC CITATIONS ISSUED IN CONSTRUCTION ZONES, AND THE PLACEMENT OF APPROPRIATE SIGNAGE WITHIN THESE AREAS.** – sponsored by **Senator Adolpho B. Palacios, Sr.**
- **Bill No. 172-31 (COR)** – AN ACT TO AMEND §75107 OF CHAPTER 75 OF TITLE 10 OF THE GUAM CODE ANNOTATED RELATIVE TO **SAFE HARBOR EXEMPTION AND RESTRICTIONS.** – sponsored by **Frank F. Blas, Jr.**
- **Bill No. 195-31 (COR)** – AN ACT RELATIVE TO CREATING A CENTRAL DATABASE CONTAINING INFORMATION ABOUT OFFENDERS WHO HAVE COMMITTED OFFENSES INVOLVING DOMESTIC/FAMILY VIOLENCE BY ADDING A NEW §30.200 CHAPTER 30, TITLE 9 GUAM CODE ANNOTATED, TO BE KNOWN AS THE **"FAMILY VIOLENCE REGISTRY ACT"**. – sponsored by **Senator Dennis G. Rodriguez, Jr.**

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(continued on Page 2)



COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trentai Unu Na Liheslaturan Guahan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

1:30 pm (cont'd):

- **Bill No. 187-31 (LS) – AN ACT TO AMEND §5.55(g) OF ARTICLE 2, CHAPTER 5, TITLE 8 GUAM CODE ANNOTATED RELATIVE TO INCLUDING THE POSITION OF ASSISTANT CHIEF OF THE DEPARTMENT OF AGRICULTURE'S DIVISION OF AQUATIC AND WILDLIFE RESOURCES TO THE DEFINITION OF PEACE OFFICER. – sponsored by Senator Adolpho B. Palacios, Sr.**

Copies of the aforementioned Bills may be obtained at *I Liheslaturan Guahan's* website at www.guamlegislature.com. Testimonies should be addressed to Senator Adolpho B. Palacios, Sr., Chairperson, and will be accepted via hand delivery to our office, our mailbox at the main Legislature Building at 155 Hesler Place, Hagatna, Guam 96910, or via email to SenABPalacios@gmail.com, or via facsimile to (671) 472-5022, until 5:00 pm, June 6, 2011. Individuals requiring special accommodations or services, please contact Julian Janssen or Jennifer Dulla at (671) 472-5047/5048.



COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trentai Uno Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

PUBLIC HEARING

9:00 am and 1:30 pm, Friday, May 27, 2011

I Liheslaturan Guåhan's Public Hearing Room, Hagåtña

AGENDA

I. Call to Order

II. Opening Remarks/Announcements

III. Items for Public Consideration

9:00 AM:

- **Bill No. 148-31 (COR)** – AN ACT RELATIVE TO FURTHER ENSURING THE SAFETY OF DRIVERS, PASSENGERS AND CONSTRUCTION WORKERS IN GUAM'S MAJOR HIGHWAY CONSTRUCTION AREAS THROUGH THE APPLICATION OF DOUBLE FINES FOR TRAFFIC CITATIONS ISSUED IN CONSTRUCTION ZONES, AND THE PLACEMENT OF APPROPRIATE SIGNAGE WITHIN THESE AREAS. – sponsored by **Senator Adolpho B. Palacios, Sr.**
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- **Bill No. 187-31 (LS) – AN ACT TO AMEND §5.55(g) OF ARTICLE 2, CHAPTER 5, TITLE 8 GUAM CODE ANNOTATED RELATIVE TO INCLUDING THE POSITION OF ASSISTANT CHIEF OF THE DEPARTMENT OF AGRICULTURE'S DIVISION OF AQUATIC AND WILDLIFE RESOURCES TO THE DEFINITION OF PEACE OFFICER. – sponsored by Senator Adolpho B. Palacios, Sr.**

IV. Closing Remarks

V. Adjournment

The Committee requests that, if written testimonies are to be presented at the hearing, copies be submitted one day prior to the public hearing date, to the Office of Senator Adolpho B. Palacios, Sr., or via fax to 472-5022, or via email to SenABPalacios@gmail.com. Copies of the aforementioned Bill(s) may be obtained at *I Liheslaturan Guåhan's* website at www.guamlegislature.com. Individuals requiring special accommodations or services, please contact Julian Janssen or Jennifer Dulla at 472-5047/5048.

GOVERNMENT MEETINGS

May 24

Committee on Rules, Federal, Foreign and Micronesian Affairs, and Human and Natural Resources: Appointment of Frank C. Roberto to serve as Agency for Human Resources Development director 9 a.m., Legislature's public hearing room, Hagáña. Public hearing on Bill 123-31, requiring employers to obtain exit clearances from Guam Memorial Hospital Authority for non-immigrant temporary workers; Bill 153-31, to provide compensation benefits to those injured while conducting their official duties at a level equivalent to and no less than the person's income level received prior to such injury. Email written testimony to: cor@guamlegislature.org. For special accommodations, call 472-7679.

Consolidated Commission on Utilities: Regular meeting on Guam Waterworks Authority matters 5:30 p.m., Guam Power Authority main office, second floor, Harmon. Agenda copies available. For special accommodations, call Lou Sablan, 648-3002.

May 25

Alcohol Beverage Control Board: Meeting 5 p.m., Department of Revenue & Taxation director's conference room, old PriceSmart building, Route 16, Barrigada. Call 635-1802/5.

Guáthán Ancestral Lands Commission: Regular monthly meeting 2 p.m., GALT office, Suite 103, Angua commercial building. For special accommodations, call 473-5263.

Guam Contractors License Board: Regular meeting 5:30 p.m., board conference room, 542 N. Manne Corps Drive, upper Tumon. For special accommodations, call 649-2211/9676.

May 26

A.B. Won Pat Guam International Airport

Authority: Regular meeting 3 p.m., terminal conference room, Tamuning. Agenda copies available. Parking available in public parking lot. For special accommodations, call 646-0300.

Civil Service Commission: Board meeting 5:45 p.m., seventh-floor conference room, ITC Building, Tamuning. Hearing on merits continuation. James S. Cruz vs. Guam Police Department; bills and laws relating to CSC. For special accommodations, call Tillie at 647-1855/7 or TDD 647-1872.

Committee on Rules, Federal, Foreign and Micronesian Affairs, and Human and Natural Resources: Public hearing 4 p.m., Legislature's public hearing room, Hagáña. Appointment of William C. McDonald to serve as district director of Southern Guam Soil and Water Conservation District; Bill 151-31 (cor), to provide legislative submission for consideration by Guam voters during 2012 General Election, to conduct non-binding straw poll to determine preferred political status held by all Guam voters; Bill 154-31 (cor), relative to registration, education campaign and voting process for plebiscite on political status for Guam; Bill 168-31 (cor), to provide legislative submission for consideration for Guam voters to determine whether residents support any reunification effort with residents of Commonwealth of the Northern Mariana Islands. Email testimony to: cor@guamlegislature.org. For special accommodations, call Elaine Tajalle, 472-7679.

Guam Economic Development Authority: Regular meeting 1:30 p.m., Suite 511, ITC building, Tamuning. For special accommodations, call George Bam-ba, 647-4332, ext. 104.

Guam Environmental Protection Agency: Board of directors' 4 p.m., GEPA main of-

ice conference room, Manner Ave., Tiyan. Public invited. For special accommodations, call 475-1658/9.

Guam Parole Board: Regular hearing 8:30 a.m., Parole Services Division, Suite 505, DNA building, Hagáña. For special accommodations, call 473-7001.

May 27

Committee on Public Safety, Law Enforcement and Judiciary: Public hearing 9 a.m., Legislature's public hearing room, Hagáña. Bill 148-31 (cor), relative to further ensuring safety of drivers, passengers and construction workers on Guam's major highway construction areas through application of double fines for traffic citations issued in construction zones and placement of appropriate signage within these areas; Bill 172-31 (cor), relative to safe harbor exemption and restrictions; Bill 185-31 (cor), creating central database containing information on offenders who have committed offenses involving domestic/family violence. 1:30 p.m., Bill 147-31 (cor), relative to establishment of physical fitness standards and policies for public safety and law enforcement uniform personnel; Bill 171-31 (cor), recognizing critical public safety services that members of Civilian Volunteer Police Reserve Program provide to the community by ensuring that stipends are sufficient to meet their minimum requirements as set forth in law; Bill 187-31, relative to including position of assistant chief of Department of Agriculture Division of Aquatic and Wildlife Resources to definition of

Guam Community College Board of Trustees: Monthly meeting 6 p.m., president's conference room, building 2000, Mangilao. For special accommodations, call 735-5597.

peace officer. Email testimony to: seababalacios@gmail.com. For special accommodations, call Julian Janssen or Jennifer Dulla, 472-5047/5048.

Department of Public Health and Social Services: Public hearing on proposed biennial Guam State Plan for Child Care Development Fund program for Oct. 1, 2012 to Sept. 30, 2013; 9 to 11 a.m., RJB complex large conference room, Adelup. Copies of proposed state plan available at Bureau of Economic Security Office, Suite 4, Legacy Square building, Route 10, Mangilao. Call Carmelita Babauta at 735-7192 or Elisa Perez, 735-7279.

Board of Trustees' regular meeting noon, Retirement Fund conference room, Route 8, Maite. For special accommodations, call 475-8900/1.

May 31

Guam Board of Examiners for Optometry: Regular meeting 8:30 a.m., Health Professional Licensing Office, Suite 9, Legacy Square Commercial Complex, Route 10, Mangilao. Agenda copies available. For special accommodations, call 735-7407 or TDD 649-1801.

Guam Board of Registration for Professional Engineers, Architects and Land Surveyors: Regular meeting 4 p.m., board conference room, Unit D, Suite 1208, East-West Business Center, upper Tumon. For special accommodations, call 646-3113/3115.

June 1

Guam Community College Board of Trustees: Monthly meeting 6 p.m., president's conference room, building 2000, Mangilao. For special accommodations, call 735-5597.

Suite 111F, Hagáña. Call Elaine Schaafl, 472-6940 or 477-8461.

June 2

Guam Advisory Panel for Students with Disabilities: Meeting 3 to 5 p.m., Fair Information Resource Center, Hagáña. Call 300-1321.

Guam Early Hearing Detection & Intervention Project: Second quarterly advisory meeting 11:30 a.m. to 1:30 p.m., Westin Resort Guam, Tumon. For special accommodations, call Ruth Leon Guertero, 735-2466.

June 6

Guam Board of Barbering and Cosmetology: Regular meeting 9 a.m., Health Professional Licensing Office, Suite 9, Legacy Square Commercial Complex, Route 10, Mangilao. For special accommodations, call 735-7407.

June 9

Guam Board of Nurse Examiners: Rescheduled regular meeting 4 p.m., Health Professional Licensing Office, Suite 9, Legacy Square Commercial Complex, Route 10, Mangilao. For special accommodations, call 735-7407.

June 15

Mayors Council of Guam: Special meeting 10 a.m., J&G Commercial Center, Suite 111F, Hagáña. Call Elaine Schaafl, 472-6940 or 477-8461.

July 6

Mayors Council of Guam: Regular meeting 10 a.m., J&G Commercial Center, Suite 111F, Hagáña. Call Elaine Schaafl, 472-6940 or 477-8461.

July 20

Mayors Council of Guam: Special meeting 10 a.m., J&G Commercial Center, Suite 111F, Hagáña. Call Elaine Schaafl, 472-6940 or 477-8461.

Migrants: Oct. 1 deadline

▲ Continued from Page 1

The joint letter, signed by Delegate Madeleine Bordallo and eight other federal lawmakers, asks the Department of State and Department of the Interior to discuss — this summer — their concerns with the island nations that have free association agreements with the United States. Citizens of the freely associated states can enter the United States to study and work.

The U.S. lawmakers gave the two departments an Oct. 1 deadline to address their concerns and report back to them.

Bordallo said there are a number of federal laws that govern entry into the United States that prohibit regional migrants with felonies and restrict those who are likely to become public charges.

“There have also been news stories on Guam of families from the

READ THE LETTER

To see the letter that Guam Delegate Madeleine Bordallo and other members of Congress sent to the U.S. Department of State and Department of Interior, go to www.GuamPDN.com.

COMPACT-IMPACT FUNDS

Each year, GovGuam receives money from the federal government

to pay for costs associated with providing services to migrants from the Freely Associated States. Here's a breakdown of that federal funding in fiscal 2011:

- ▲ Office of the Governor: \$5.3 million
- ▲ Department of Public Works: \$977,026
- ▲ Guam Police Department: \$750,000
- ▲ Department of Corrections: \$500,000
- ▲ Department of Public Health &

million to the Department of Education, \$5.3 million to the governor's office and \$3.5 million going to Guam Memorial Hospital.

'Growing cost'

In the May 12 letter, Bordallo and her colleagues noted the need to “manage the growing cost of providing health care to migrants” from the Republic of the Marshall Islands, the Federated States of Micronesia,

- Social Services: \$1 million
- ▲ Department of Youth Affairs: \$500,000
- ▲ Department of Mental Health & Substance Abuse: \$750,000
- ▲ Department of Integrated Services for Individuals: \$250,000
- ▲ Guam Fire Department: \$1 million
- ▲ Guam Memorial Hospital: \$3.5 million
- ▲ Department of Education: \$7.1 million
- Total: \$21.6 million**

ter sent to Department of State and the Interior Department.

“The joint bipartisan letter is a result of meetings hosted by Sen. Jeff Bingaman, D-New Mexico. A number of policy considerations are being reviewed, including my suggestion to authorize FAS citizens to participate in Medicaid and my proposal to expand education impact aid to include students from the freely associated states,” Bordallo stated.

Federal lawmakers recommend-

Public safety panel to hear bills Friday

Pacific Daily News

The Legislature's Committee on Public Safety, Law Enforcement, and Judiciary will conduct a public hearing at 9 a.m. and at 1:30 p.m. Friday at the Legislature's public hearing room.

Starting at 9 a.m., the following will be heard:

- ▲ Bill 148, introduced by Sen. Adolfo Palacios, would further ensure the safety of drivers, passen-

gers and construction workers in Guam's major highway and construction areas through the application of double fines for traffic citations issued in construction zones, and the placement of appropriate signage within these areas.

▲ Bill 172, introduced by Sen. Frank Blas Jr., would amend safe harbor exemptions and restrictions.

▲ Bill 195, introduced by Sen. Dennis Rodriguez Jr., would create a central database containing infor-

mation about offenders who committed offenses involving domestic/family violence.

Starting 1:30 p.m., the following bills will be heard:

▲ Bill 147, which would establish physical fitness standards and policies for public safety and law enforcement uniformed personnel.

▲ Bill 171, would recognize the critical public safety services that members of the civilian volunteer

Are those stacks of old silver coins weighing you

Charity ATV movie

▲ Continued fr

girl has the mental (fourth-grader, court do When Reyes allej kissing the girl and tou swatted his hand away to stop, court docume defendant allegedly cor ing the teen.

All of this occurs ATV was moving, cou state.

After the girl told Ri second time, the man gry, allegedly twisting bars of the moving ATV were flung off the vehic uments state.

the year According to the F lease, investigators be up driven by Ferreira cident.

“Guam Highway I ing into the possibility operator of the truck) gas conflicting with the attempting to make a the Shell Service Stati press release stated.

Ferreira was arreste the accident because o ing 2010 warrant for a tr

The Route 16 accid the same day as another lision in Talofofo, w the time of a 10-year-ol

Palacios committee set to hear three bills

By Zita Y. Taitano
zita@mvguam.com
Variety News Staff

TOMORROW is going to be a busy day for Senator Adolpho Palacios' Committee on Public Safety, Law Enforcement & Judiciary.

Chaired by Senator Adolpho Palacios, the committee is hearing testimony on three bills in the morning at 9:30, and three more in the afternoon at 1:30 p.m.

Among the bills to be discussed are Bills 148 and 172.

Bill 148, authored by Palacios, would further ensure the safety of drivers, passengers and construction workers in areas where there is major road construction taking place.

The measure also doubles the fines for traffic citations and requires the Department of Public Works to place appropriate signs by contractors at the start and end of construction zones. The signage would include a reduced speed limit and "the application of double

fines within the construction zone."

Bill 172, authored by Frank Blas Jr., would amend the "Safe Harbor" exemption and restrictions in Chapter 75 of Title 10 in the Guam Code Annotated.

According to the bill, Safe Harbor is a term used in the Department of Administration's Drug-Free Workplace Program, which, "promulgated by Executive Order 95-29, shall not be applicable to law enforcement personnel, employees and positions, as the term is defined in subsection 75100(a), Chapter 75 Title 10 Guam Code Annotated and shall be applicable to all Test Designated Positions of the Government of Guam."



Adolpho Palacios

The amendment would amend the subsection as "shall not be applicable or available to any employee who among things is subject of an investigation involving drug use; the subject of an investigation that could result in an adverse action and has been arrested for a drug related offense."



COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY

I Mina'Trentai Uno Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.

Chairman

May 23, 2011

MEMORANDUM

TO: Senator Dennis G. Rodriguez, Jr.

FROM: Chairman, Committee on Public Safety, Law Enforcement & Judiciary

SUBJECT: **Public Hearing scheduled for May 27, 2011.**

The Committee on Public Safety, Law Enforcement and Judiciary will conduct a public hearing starting at **9:00 a.m. on Friday, May 27, 2011** at the Guam Legislature's Public Hearing Room, and among the items on the agenda is the following Bill of which you are the author:

Bill No. 195-31 (COR) – AN ACT RELATIVE TO CREATING A CENTRAL DATABASE CONTAINING INFORMATION ABOUT OFFENDERS WHO HAVE COMMITTED OFFENSES INVOLVING DOMESTIC/FAMILY VIOLENCE BY ADDING A NEW §30.200 CHAPTER 30, TITLE 9 GUAM CODE ANNOTATED, TO BE KNOWN AS THE "FAMILY VIOLENCE REGISTRY ACT".

You may notify the appropriate government agencies, organizations, and persons who may wish to provide written and/or oral testimony on this bill. Thank you for your kind attention.

TX Result Report

P 1
05/23/2011 08:49
Serial No. A02E011003085
TC: 134413

Destination	Start Time	Time	Prints	Result	Note
SENATOR RODRIGUEZ	05-23 08:49	00:00:18	001/001	OK	

Note TMR: Timer TX, POL: Polling, ORG: Original Size Setting, FME: Frame Erase TX,
MIX: Mixed Original TX, CALL: Manual TX, CSRC: CSRC, FWD: Forward, PC: PC-Fax,
BND: Double-Sided Binding Direction, SP: Special Original, FCODE: F-code, RTX: Re-TX,
RLY: Relay, MBX: Confidential, BUL: Bulletin, SIP: SIP Fax, IPADR: IP Address Fax,
I-FAX: Internet Fax

Result OK: Communication OK, S-OK: Stop Communication, PW-OFF: Power Switch OFF,
TEL: RX from TEL, NG: Other Error, Cont: Continue, No Ans: No Answer,
Refuse: Receipt Refused, Busy: Busy, M-Full:Memory Full,
LOVR:Receiving length Over, POVER:Receiving page Over, FIL:File Error,
DC:Decode Error, MDN:MDN Response Error, DSN:DSN Response Error.



COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina Trental Uno Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

May 23, 2011

MEMORANDUM

TO: Senator Dennis G. Rodriguez, Jr.
FROM: Chairman, Committee on Public Safety, Law Enforcement & Judiciary
SUBJECT: Public Hearing scheduled for May 27, 2011.

The Committee on Public Safety, Law Enforcement and Judiciary will conduct a public hearing starting at 9:00 a.m. on Friday, May 27, 2011 at the Guam Legislature's Public Hearing Room, and among the items on the agenda is the following Bill of which you are the author:

Bill No. 195-31 (COR) – AN ACT RELATIVE TO CREATING A CENTRAL DATABASE CONTAINING INFORMATION ABOUT OFFENDERS WHO HAVE COMMITTED OFFENSES INVOLVING DOMESTIC/FAMILY VIOLENCE BY ADDING A NEW §30.200 CHAPTER 30, TITLE 9 GUAM CODE ANNOTATED, TO BE KNOWN AS THE "FAMILY VIOLENCE REGISTRY ACT".

You may notify the appropriate government agencies, organizations, and persons who may wish to provide written and/or oral testimony on this bill. Thank you for your kind attention.



Thirty-First
Guam Legislature

Committee Members:

Senator Thomas C. Ada
Vice Chairman

Speaker Judith T. Won Pat, Ph.D.
Member

Senator Tina R. Muña-Barnes
Member

Senator Judith P. Guthertz, DPA
Member

Senator Rory J. Respicio
Member

Senator Dennis G. Rodriguez, Jr.
Member

Senator V. Anthony Ada
Member

Senator Christopher M. Duenas
Member

Senator Mana Silva-Taijeron
Member

Senator Aline A. Yamashita, Ph.D.
Member

*Other Committee
Memberships:*

Vice Chairman, Committee on
Utilities, Transportation, Public
Works and Veterans Affairs

Vice Chairman, Committee on
Health and Human Services,
Senior Citizens, Economic
Development and Election
Reform

Member, Committee on Rules,
Federal, Foreign & Micronesian
Affairs and Human & Natural
Resources

Member, Committee on
Education and Public Libraries

Member, Committee on Guam
Military Buildup and Homeland
Security

Member, Committee on
Municipal Affairs, Tourism,
Housing and Recreation

COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trentai Uno Na Liheslaturan Guahan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

May 20, 2011

Cory Harris

Director

Victims Advocates Reaching Out

P.O. Box 2045

Hagåtña, Guam 96932

RE: Public Hearing
Friday, May 27, 2011

Dear Cory Harris,

Buenas yan Håfa Adai! The Committee on Public Safety, Law Enforcement and Judiciary has scheduled a public hearing on Friday, May 27, 2011 beginning at 9:00 a.m. Included on the agenda is the following bill which concerns Victims Advocates Reaching Out:

Bill 195-31 (COR) – "An act relative to creating a central database containing information about offenders who have committed offenses involving domestic/family violence by adding a new §30.200 Chapter 30, Title 9 Guam Code Annotated, to be known as the 'Family Violence Registry Act'." – Senator Dennis G. Rodriguez, Jr.

Your attendance in this public hearing would be very helpful. If you are unable to attend, a written comment would be appreciated. Please contact me or my office for further information or concerns.

Sincerely,


Senator Adolpho B. Palacios, Sr., MPA, BS/CJA

Office/Mailing Address: 155 Hessler Place, Hagåtña Guam 96910

Telephone No. (671) 472-5047/5048 • Fax No. (671) 472-5022 • Email: SenABPalacios@gmail.com

TX Result Report

P 1
05/23/2011 08:55
Serial No. A02E011003085
TC: 134420

Destination	Start Time	Time	Prints	Result	Note
4778276	05-23 08:55	00:00:19	001/001	OK	

Note TMR: Timer TX, POL: Polling, ORG: Original Size Setting, FME: Frame Erase TX,
MTX: Mixed Original TX, CALL: Manual TX, CSRC: CSRC, FWD: Forward, PC: PC-Fax,
BND: Double-Sided Binding Direction, SP: Special original, FCODE: F-code, RTX: Re-TX,
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Thirty-First
Guam Legislature

Committee Members:

- Senator Thomas C. Ada
Vice Chairman
- Speaker Judith T. Won Pat, Ph.D.
Member
- Senator Tina R. Muña-Barnes
Member
- Senator Judith P. Guthertz, DPA
Member
- Senator Rozy J. Respicio
Member
- Senator Dennis G. Rodriguez, Jr.
Member
- Senator V. Anthony Ada
Member
- Senator Christopher M. Duenas
Member
- Senator Mana Silva-Taljecon
Member
- Senator Aline A. Yamaabita, Ph.D.
Member

Other Committee
Membership:

- Vice Chairman, Committee on
Utilities, Transportation, Public
Works and Veterans Affairs
- Vice Chairman, Committee on
Health and Human Services,
Senior Citizens, Economic
Development and Election
Reform
- Member, Committee on Rules,
Federal, Foreign & Micronesian
Affairs and Human & Natural
Resources
- Member, Committee on
Education and Public Libraries
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Military Buildup and Homeland
Security
- Member, Committee on
Municipal Affairs, Tourism,
Housing and Recreation

COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Miaz Trental Uno Na Libeslaturan Gudhan
SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

May 20, 2011

Cory Harris
Director
Victims Advocates Reaching Out
P.O. Box 2045
Hagåtña, Guam 96932

RE: Public Hearing
Friday, May 27, 2011

Dear Cory Harris,

Buenas yan Háfa Adai! The Committee on Public Safety, Law Enforcement and
Judiciary has scheduled a public hearing on Friday, May 27, 2011 beginning at
9:00 a.m. Included on the agenda is the following bill which concerns Victims
Advocates Reaching Out:

Bill 195-31 (COR) – "An act relative to creating a central database containing
information about offenders who have committed offenses involving
domestic/family violence by adding a new §30.200 Chapter 30, Title 9 Guam Code
Annotated, to be known as the 'Family Violence Registry Act.'" – Senator Dennis
G. Rodriguez, Jr.

Your attendance in this public hearing would be very helpful. If you are unable to
attend, a written comment would be appreciated. Please contact me or my office
for further information or concerns.

Sincerely,

Senator Adolpho B. Palacios, Sr., MPA, BS/CJA

Post-It® Fax Note	7671	Date	5/20/2011
To	Cory Harris	From	Senator Adolpho Palacios, Sr.
Co./Dept.	Victims Advocates Reaching Out	Co.	Guam Legislature
Phone #	477-5552	Phone #	472-5047/8
Fax #	477-8276	Fax #	472-5022



Thirty-First
Guam Legislature

Committee Members:

Senator Thomas C. Ada
Vice Chairman

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Member

Senator Tina R. Muña-Barnes
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Senator Rory J. Respicio
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Senator Dennis G. Rodriguez, Jr.
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COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trentai Uno Na Liheslaturan Guåhan

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May 20, 2011

Cory Harris

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Victims Advocates Reaching Out

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Senator Adolpho B. Palacios, Sr., MPA, BS/CJA

Office/Mailing Address: 155 Hesler Place, Hagatña Guam 96910

Telephone No. (671) 472-5047/5048 • Fax No. (671) 472-5022 • Email: SenABPalacios@gmail.com

Destination	Start Time	Time	Prints	Result	Note
4778276	05-23 08:55	00:00:19	001/001	OK	

Note TMR: Timer TX, POL: Polling, ORG: Original Size Setting, FME: Frame Erase TX,
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Thirty-First
Guam Legislature

COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Minka Trental Uno Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

May 20, 2011

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Director
Victims Advocates Reaching Out
P.O. Box 2045
Hagåtña, Guam 96932

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Friday, May 27, 2011

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Senator Adolpho B. Palacios, Sr., MPA, BS/CJA

Post-It® Fax Note	7671	Date	5/20/2011 08:55
To	Cory Harris	From	Senator Adolpho Palacios, Sr.
Co/Dpt.	Victims Advocates Reaching Out	Co.	Guam Legislature
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- Senator Dennis G. Rodriguez, Jr.
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- Senator Mana Silva-Taljeron
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- Senator Althea A. Yamaquita, Ph.D.
Member

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- Vice Chairman, Committee on Health and Human Services, Senior Citizens, Economic Development and Election Reform
- Member, Committee on Rules, Federal, Foreign & Micronesian Affairs and Human & Natural Resources
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- Member, Committee on Municipal Affairs, Tourism, Housing and Recreation



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COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trentai Uno Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

May 20, 2011

The Honorable Leonardo Rapadas
Attorney General
Office of the Attorney General
287 West O'Brien Drive
Hagåtña, Guam 96910

RE: Public Hearing
Friday, May 27, 2011

Dear Honorable Leonardo Rapadas,

Buenas yan Håfa Adai! The Committee on Public Safety, Law Enforcement and Judiciary has scheduled a public hearing on Friday, May 27, 2011 beginning at 9:00 a.m. Included on the agenda are the following bills which concern the Office of the Attorney General:

Bill 148-31 (COR) – "An act relative to further ensuring the safety of drivers, passengers and construction workers in Guam's major highway construction areas through the application of double fines for traffic citations issued in construction zones, and the placement of appropriate signage within these areas." – Senator Adolpho B. Palacios, Sr.

Bill 172-31 (COR) – "An act to amend §75107 of Chapter 75 of Title 10 of the Guam Code Annotated relative to Safe Harbor exemption and restrictions." – Senator Frank Blas, Jr.

Bill 195-31 (COR) – "An act relative to creating a central database containing information about offenders who have committed offenses involving domestic/family violence by adding a new §30.200 Chapter 30, Title 9 Guam Code Annotated, to be known as the 'Family Violence Registry Act'." – Senator Dennis G. Rodriguez, Jr.

Your attendance in this public hearing would be very helpful. If you are unable to attend, a written comment would be appreciated. Please contact me or my office for further information or concerns.

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Office/Mailing Address: 155 Hesler Place, Hagåtña Guam 96910

Telephone No. (671) 472-5047/5048 • Fax No. (671) 472-5022 • Email: SenABPalacios@gmail.com

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AGO	05-23 08:50	00:00:21	001/001	OK	

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Senator Tino R. Muña-Barcos
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Senator Rory J. Respicio
Member
Senator Dennis G. Rodriguez, Jr.
Member
Senator V. Anthony Ada
Member
Senator Christopher M. Duenas
Member
Senator Mans Silva-Taljezon
Member
Senator Aline A. Yamashita, Ph.D.
Member

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Vice Chairman, Committee on
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Affairs and Human & Natural
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Military Buildup and Homeland
Security
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Municipal Affairs, Tourism,
Housing and Recreation

COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina Trental Uno Na Libeslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

May 20, 2011

The Honorable Leonardo Rapadas
Attorney General
Office of the Attorney General
287 West O'Brien Drive
Hagåtña, Guam 96910

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Senator Adolpho B. Palacios, Sr., MPA, BS/CJA

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SENATOR RODRIGUEZ	05-23 08:49	00:00:18	001/001	OK	

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COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina Trental Uno Na Liheslaturan Guahan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

May 23, 2011

MEMORANDUM

TO: Senator Dennis G. Rodriguez, Jr.
FROM: Chairman, Committee on Public Safety, Law Enforcement & Judiciary
SUBJECT: Public Hearing scheduled for May 27, 2011.

The Committee on Public Safety, Law Enforcement and Judiciary will conduct a public hearing starting at 9:00 a.m. on Friday, May 27, 2011 at the Guam Legislature's Public Hearing Room, and among the items on the agenda is the following Bill of which you are the author:

Bill No. 195-31 (COR) - AN ACT RELATIVE TO CREATING A CENTRAL DATABASE CONTAINING INFORMATION ABOUT OFFENDERS WHO HAVE COMMITTED OFFENSES INVOLVING DOMESTIC/FAMILY VIOLENCE BY ADDING A NEW §30.200 CHAPTER 30, TITLE 9 GUAM CODE ANNOTATED, TO BE KNOWN AS THE "FAMILY VIOLENCE REGISTRY ACT".

You may notify the appropriate government agencies, organizations, and persons who may wish to provide written and/or oral testimony on this bill. Thank you for your kind attention.



COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trentai Uno Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

May 23, 2011

MEMORANDUM

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FROM: Chairman, Committee on Public Safety, Law Enforcement & Judiciary

SUBJECT: Public Hearing scheduled for May 27, 2011.

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SENATOR DENNIS G. RODRIGUEZ, JR.

May 25, 2011

Chairman,
Committee on
Health & Human
Services,
Senior Citizens,
Economic
Development,
& Election Reform

Member,
Committee on
Public Safety, Law
Enforcement,
& Judiciary

Member,
Committee on
Youth, Cultural Affairs,
Procurement, General
Government
Operations, & Public
Broadcasting

Member,
Committee on
Municipal Affairs,
Tourism,
Housing & Recreation

Member,
Committee on Rules,
Federal, Foreign &
Micronesian
Affairs, & Human &
Natural Resources

Member,
Committee on the
Guam Military Buildup
& Homeland Security

Member,
Committee on
Appropriations,
Taxation,
Public Debt, Banking,
Insurance,
Retirement, & Land

Member,
Committee on Utilities,
Transportation, Public
Works,
& Veterans Affairs

Assistant Majority Whip

Mr. Corey Harris
Executive Director
Victims Advocates Reaching Out

Facsimile: 477-8276

Dear Mr. Harris:

Buenas yan Håfa Adai!

As advocates for victims of family violence and domestic violence, I would like to invite you to provide testimony on Bill 195-31 (COR) that I introduced as legislation in the 31st Guam Legislature.

Bill 195-31(COR) is **An act relative to creating a central database containing information about offenders who have committed offenses involving domestic/family violence by adding a new §30.200 Chapter 30, Title 9 Guam Code Annotated, to be known as the "Family Violence Registry Act".**

The public hearing will be conducted on Friday, May 27, 2011 at 9am at *I Liheslatura's* Public Hearing Room in Hagåtña. Testimonies, oral and written, will be accepted at the hearing. To view the bill, please visit the legislature website at: www.guamlegislature.org.

It is my sincere hope that you and other members of your organization will be interested in providing positive testimony in support of this legislation. I am committed to ensuring that our people do not become future victims of this violence.

I hope you will join me in advocating for this legislation. Together, we can strengthen the work you do for our island people. ***Si Yu'os Ma'åse'!***

Senseramente,

Dennis G. Rodriguez, Jr.



SENATOR DENNIS G. RODRIGUEZ, JR.

May 25, 2011

Chairman,
Committee on
Health & Human
Services,
Senior Citizens,
Economic
Development,
& Election Reform

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Committee on
Public Safety, Law
Enforcement,
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Committee on the
Guam Military Buildup
& Homeland Security

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Appropriations,
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Member,
Committee on Utilities,
Transportation, Public
Works,
& Veterans Affairs

Assistant Majority Whip

Rev. Fr. Michael W. C. Crisostomo
Pastor
Immaculate Heart of Mary Catholic Church
C/o Doris Pablo
IHOM Life Teen Ministries
Toto, Guam
Facsimile: 472-2514

Dear Pale' Mike:

Buenas yan Håfa Adai!

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Senseramente,

Dennis G. Rodriguez, Jr.



SENATOR DENNIS G. RODRIGUEZ, JR.

May 25, 2011

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Health & Human
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Economic
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Member,
Committee on Utilities,
Transportation, Public
Works,
& Veterans Affairs

Assistant Majority Whip

Ms. Monica Taimanglo
Program Director
Ms. Diana Nucum
Acting Program Director
Erica's House
Tiyán, Guam
Facsimile: 642-4021

Dear Director Taimanglo & Acting Director Nucum:

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Senseramente,

Dennis G. Rodriguez, Jr.

Ufisanan Todu Guam • 31st Guam Legislature

176 Serenu Avenue, Suite 107, Tamuning, Guam 96931 / Telephone: 671-649-TODU (8638) / Facsimile: 671-649-0520

E-mail: senatordrodriguez@gmail.com



SENATOR DENNIS G. RODRIGUEZ, JR.

May 25, 2011

Chairman,
Committee on
Health & Human
Services,
Senior Citizens,
Economic
Development,
& Election Reform

Sr. Brigid Perez, RSM
Alee Shelter
Tamuning, Guam
Facsimile: 646-8486

Member,
Committee on
Public Safety, Law
Enforcement,
& Judiciary

Dear Sr. Brigid:

Member,
Committee on
Youth, Cultural Affairs,
Procurement, General
Government
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Committee on
Municipal Affairs,
Tourism,
Housing & Recreation

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Member,
Committee on the
Guam Military Buildup
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Member,
Committee on Utilities,
Transportation, Public
Works,
& Veterans Affairs

Senseramente,

Dennis G. Rodriguez, Jr.

Assistant Majority Whip



SENATOR DENNIS G. RODRIGUEZ, JR.

May 25, 2011

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Senior Citizens,
Economic
Development,
& Election Reform

Member,
Committee on
Public Safety, Law
Enforcement,
& Judiciary

Member,
Committee on
Youth, Cultural Affairs,
Procurement, General
Government
Operations, & Public
Broadcasting

Member,
Committee on
Municipal Affairs,
Tourism,
Housing & Recreation

Member,
Committee on Rules,
Federal, Foreign &
Micronesian
Affairs, & Human &
Natural Resources

Member,
Committee on the
Guam Military Buildup
& Homeland Security

Member,
Committee on
Appropriations,
Taxation,
Public Debt, Banking,
Insurance,
Retirement, & Land

Member,
Committee on Utilities,
Transportation, Public
Works,
& Veterans Affairs

Assistant Majority Whip

Ms. Cynthia Cabot
Director
Guam Coalition Against Sexual Assault & Family Violence
Hagatna, Guam
Facsimile: 479-7233

Dear Director Cabot:

Buenas yan Håfa Adai!

As advocates for victims of family violence and domestic violence, I would like to invite you to provide testimony on Bill 195-31 (COR) that I introduced as legislation in the 31st Guam Legislature.

Bill 195-31(COR) is An act relative to creating a central database containing information about offenders who have committed offenses involving domestic/family violence by adding a new §30.200 Chapter 30, Title 9 Guam Code Annotated, to be known as the "Family Violence Registry Act".

The public hearing will be conducted on Friday, May 27, 2011 at 9am at *I Liheslatura's* Public Hearing Room in Hagåtña. Testimonies, oral and written, will be accepted at the hearing. To view the bill, please visit the legislature website at: www.guamlegislature.org.

It is my sincere hope that you and other members of your organization will be interested in providing positive testimony in support of this legislation. I am committed to ensuring that our people do not become future victims of this violence.

I hope you will join me in advocating for this legislation. Together, we can strengthen the work you do for our island people. ***Si Yu'os Ma'åse'!***

Senseramente,

Dennis G. Rodriguez, Jr.

I MINA 'TRENTAI UNU LIHESLATURAN GUÅHAN
2011 (FIRST) Regular Session

2011 MAY 11 PM 4:12
De

Bill No. 195-31(COR)

Introduced By:

D.G. Rodriguez, Jr. *DR*

A.B. Palacios, Sr. *ABP*

A. A. Yamashita, Ph.D *AY*

**AN ACT RELATIVE TO CREATING A CENTRAL
DATABASE CONTAINING INFORMATION
ABOUT OFFENDERS WHO HAVE COMMITTED
OFFENSES INVOLVING DOMESTIC/FAMILY
VIOLENCE BY ADDING A NEW §30.200
CHAPTER 30, TITLE 9 GUAM CODE
ANNOTATED, TO BE KNOWN AS THE “FAMILY
VIOLENCE REGISTRY ACT”.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative findings and intent. *I Liheslaturan Guåhan* finds that domestic violence is a serious problem on Guam that has negative effects on the entire island community.

It further finds that there are over one thousand (1,000) cases of family violence reported on Guam every year and 543 cases of family violence were filed by the Prosecution Division of the Office of the Attorney General in 2008. This type of violence can include physical, sexual and emotional abuse, and many crimes of family violence are perpetrated by repeat offenders.

I Liheslaturan Guåhan also finds that, in line with the government's

1 responsibility to help ensure the safety and wellbeing of the public, it should
2 provide any person with the opportunity to obtain criminal history record
3 information that relates to the conviction of or a grant of deferred adjudication to a
4 person for any criminal offense involving family or dating violence, including
5 information that relates to the conviction or grant of deferred adjudication.

6 *I Liheslaturan Guåhan* further finds that having this information readily
7 available in a central database system with access to the public will give a greater
8 sense of security to the community and necessary information, foreknowledge and
9 protection.

10 **Section 2: A new §30.200 is hereby added to Chapter 30, Title 9, Guam**
11 **Code Annotated, to read:**

12 **“§30.200 Family Violence Registry: Central Database of Offenders Who**
13 **Have Committed Offenses Involving Family Violence. This Act shall be**
14 **known and cited as the “Family Violence Registry Act.”**

15 (a) Law enforcement agencies, under the coordination and direction of the
16 Office of the Attorney General, shall maintain a computerized central
17 database containing information regarding persons who on two (2) or
18 more occasions have been convicted of an offense for which there is an
19 affirmative finding of family violence, provided, however, if the person is
20 convicted of the offense with the additional charge of the use of a deadly
21 weapon or an additional charge of Criminal Sexual Conduct against a
22 minor or an additional charge of any sex offenses against a family
23 member for which there is an affirmative finding of domestic/family
24 violence, then only one (1) such offense shall be required for his or her
25 listing on the database.

1 (1) Persons listed in the database pursuant to this Subsection (a), shall
2 be cross-referenced for any violation(s) of criminal sexual conduct,
3 and/or aggravated assault, for which there was an affirmative
4 finding by the court, if any. Any such offense shall be listed as
5 additional information in the Family Violence Registry Act
6 database.

7 (b) The information contained in the database is public information, with the
8 exception of any information:

9 (1) Regarding the persons social security number, driver's license
10 number, or telephone number; or

11 (2) That would identify the victim of the offense with respect to which
12 the affirmative was made.

13 (c) The database maintained by the law enforcement agencies under this
14 section must contain, to the extent the information is available to the
15 agencies:

16 (1) The person's full name, each alias used by the person, and the
17 person's date of birth;

18 (2) The person's last known address;

19 (3) A physical description and recent photograph of the person;

20 (4) A list of offenses for which the person was convicted and for
21 which the court made an affirmative finding of domestic/family
22 violence, the date of conviction for each offense, and the
23 punishment prescribed for each offense; and

24 (5) An indication as to whether the person was discharged, placed on
25 juvenile probation or community supervision, or released on parole
26 or to mandatory supervision following the conviction for each
27 offense.

1 (d) The law enforcement agencies shall permit a person whose name is
2 included in the database established under this section to petition the
3 department to remove the person's name from the database in response to
4 the petition if:

5 (1) An order of expunction is issued with respect to one of the offenses
6 described in Subsection (a) of §30.10, Chapter 30, Title 9, Guam
7 Code Annotated, unless the person has two or more other
8 convictions for an offense described by that section, or when the
9 person was convicted of the offense with the additional charge of
10 the use of a deadly weapon;

11 (2) During the ten (10) year period preceding the date of the petition,
12 the person is not convicted of an offense described in §30.10,
13 Chapter 30, Title 9, Guam Code Annotated. It is further provided,
14 however:

15 (i) That prior to the person listed petitioning to be removed
16 from the database, the Office of the Attorney General shall
17 conduct an investigation to see if any other violations have
18 occurred for which there was an affirmative finding of family
19 violence, criminal sexual conduct, and/or aggravated assault,
20 either on Guam or in any other jurisdiction of the United States.
21 Any violation of family violence, criminal sexual conduct,
22 and/or aggravated assault shall be cause not to remove the
23 person from the Family Violence Registry.

24 (e) On the website through which a person may search the database
25 described by this section, the department shall include information
26 regarding:

1 (1)The manner in which a person may petition the law enforcement
2 agencies for removal of the person’s name from the database; and

3 (2)The circumstances under which the agencies will grant the petition.

4 (f) The Family Violence Registry database may include information
5 concerning persons convicted of at least one offense committed prior to
6 or after the effective date of this Act for which an affirmative finding of
7 family violence is made.”

8 **Section 3. Funding.** The budget for the maintenance of the central
9 database of offenders of family violence, as provided pursuant to this Act, shall be
10 included in the annual Office of the Attorney General Fiscal Year Budget
11 submission to *I Liheslaturan Guåhan*.

12 **Section 4. Effective Date.** The provisions of this Act shall be immediately
13 effective upon the date of enactment into law.