



**EDDIE BAZA CALVO**  
Governor

**RAY TENORIO**  
Lieutenant Governor

*Office of the Governor of Guam*

May 25, 2011

31-11-568

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

5/26/11  
11:30am

Dear Madame Speaker:

Transmitted herewith is Bill No. 135-31 (LS) "AN ACT TO ADD A NEW §10.17 TO CHAPTER 10 OF TITLE 8, GUAM CODE ANNOTATED, RELATIVE TO THE STATUTE OF LIMITATION ON CRIMES OF FIRST OR SECOND DEGREE CRIMINAL SEXUAL CONDUCT", which I signed into law on May 24, 2011 as **Public Law 31-69**.

*Senseramente,*

**EDDIE BAZA CALVO**

Attachment: copy of Bill

2011 MAY 27 AM 9:56

*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. 135-31 (LS)**, "AN ACT TO *ADD A NEW §10.17 TO CHAPTER 10 OF TITLE 8, GUAM CODE ANNOTATED, RELATIVE TO THE STATUTE OF LIMITATION ON CRIMES OF FIRST OR SECOND DEGREE CRIMINAL SEXUAL CONDUCT*", was on the 10<sup>th</sup> day of May, 2011, duly and regularly passed.



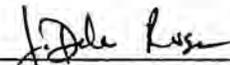
Judith T. Won Pat, Ed.D.  
Speaker

Attested:



Tina Rose Muña Barnes  
Legislative Secretary

This Act was received by *I Maga'lahen Guåhan* this 12<sup>th</sup> day of May, 2011, at 10:30 o'clock A.M.



Assistant Staff Officer  
*Maga'lahi's Office*

APPROVED:



EDWARD J.B. CALVO  
*I Maga'lahen Guåhan*

Date: MAY 24 2011

Public Law No. 31-69

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

**Bill No. 135-31 (LS)**

As amended on the Floor.

Introduced by:

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

**AN ACT TO *ADD* A NEW §10.17 TO CHAPTER 10 OF  
TITLE 8, GUAM CODE ANNOTATED, RELATIVE TO  
THE STATUTE OF LIMITATION ON CRIMES OF  
FIRST OR SECOND DEGREE CRIMINAL SEXUAL  
CONDUCT.**

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

2           **Section 1.** A new §10.17 is hereby *added* to Chapter 10 of Title 8, Guam  
3 Code Annotated, to read:

4                   **“§10.17. No Limitation on Crimes of First or Second Degree**  
5           **Criminal Sexual Conduct.**

1           If the offense is a violation of §25.15 or §25.20 of Chapter 25, Title 9,  
2           Guam Code Annotated, a prosecution of the offense may be commenced at  
3           any time. This Section applies to any such offense *except* an offense the  
4           prosecution of which would have been barred by §10.15 or §10.20 of this  
5           Chapter on or before enactment of this Act.”

6           **Section 2. Effective Date.** This Act *shall* be effective upon enactment  
7           into law.

6

# I MINA' TRENTAI UNU NA LIHESLATURAN GUÅHAN

2011 (FIRST) Regular Session

Date: May 10, 2011

## VOTING SHEET

Bill No. 135-31(LS)

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

15

0

CERTIFIED TRUE AND CORRECT:

  
 Clerk of the Legislature

\* 3 Passes = No vote  
 EA = Excused Absence



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

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

Thirty-First  
Guam Legislature

April 29, 2011

*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. Gutierrez, DPA  
Member
- Senator Rory J. Respicio  
Member
- Senator Dennis G. Rodriguez, Jr.  
Member
- Senator V. Anthony Ada  
Member
- Senator Christopher M. Duenas  
Member
- Senator Maria Silva Lujeron  
Member
- Senator Aline A. Yamashita, Ph.D.  
Member

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

61 Q. ind 2-11-11  
EPM

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

**RE : Committee Report – Bill No. 135-31 (LS).**

The Committee on Public Safety, Law Enforcement and Judiciary, to which was referred, **Bill No. 135-31 (LS) - "AN ACT TO ADD A NEW §10.17 TO CHAPTER 10, TITLE 8 OF THE GUAM CODE ANNOTATED; RELATIVE TO THE STATUTE OF LIMITATION ON CRIMES OF FIRST OR SECOND DEGREE CRIMINAL SEXUAL CONDUCT,"** hereby reports out with the recommendation **TO PASS.**

Committee Votes are as follows:

<u>9</u>	TO PASS
<u>0</u>	NOT TO PASS
<u>0</u>	TO REPORT OUT ONLY
<u>0</u>	ABSTAIN
<u>0</u>	INACTIVE FILE

*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

Sincerely,

  
**ADOLPHO B. PALACIOS, MPA, BS/CJA**  
Chairman

Attachments



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

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

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**COMMITTEE REPORT**  
**ON**  
**BILL NO. 135-31 (LS)**  
**Sponsored by**  
**Vice Speaker Benjamin J.F. Cruz**

**AN ACT TO ADD A NEW §10.17 TO CHAPTER  
10, TITLE 8 OF THE GUAM CODE  
ANNOTATED; RELATIVE TO THE STATUTE  
OF LIMITATION ON CRIMES OF FIRST OR  
SECOND DEGREE CRIMINAL SEXUAL  
CONDUCT.**

*Office/Mailing Address: 155 Hester Place, Hagatña Guam 96910*

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



Thirty-First  
Guam Legislature

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

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

April 29, 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. 135-31 (LS).**

Transmitted herewith for your consideration is the Committee Report on **Bill No. 135-31 (LS) - "AN ACT TO ADD A NEW §10.17 TO CHAPTER 10, TITLE 8 OF THE GUAM CODE ANNOTATED; RELATIVE TO THE STATUTE OF LIMITATION ON CRIMES OF FIRST OR SECOND DEGREE CRIMINAL SEXUAL CONDUCT,"** - sponsored by Vice Speaker Benjamin J. F. Cruz.

This report includes the following:

- Committee Voting Sheet
- Committee Report Digest
- Copy of Bill No. 135-31 (LS) as introduced
- Public Hearing Sign-in Sheets
- Copies of testimony submitted and supporting documents
- Copy of COR Referral of Bill No. 135-31 (LS)
- Notices of Public Hearing
- Copy of the Public Hearing Agenda

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. Guthert, DPA  
Member
- Senator Rory J. Respicio  
Member
- Senator Dennis G. Rodriguez, Jr.  
Member
- Senator V. Anthony Ada  
Member
- Senator Christopher M. Ducenas  
Member
- Senator Mana Silva Tajerom  
Member
- Senator Alinc A. Yamashira, 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

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

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



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

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

**VOTING SHEET ON:**

**Bill No. 135-31 (LS)- AN ACT TO ADD A NEW §10.17 TO CHAPTER 10, TITLE 8 OF THE GUAM CODE ANNOTATED; RELATIVE TO THE STATUTE OF LIMITATION ON CRIMES OF FIRST OR SECOND DEGREE CRIMINAL SEXUAL CONDUCT. - sponsored by Vice Speaker Benjamin J. F. Cruz.**

SENATOR	SIGNATURE	TO PASS	NOT TO PASS	TO REPORT OUT ONLY	ABSTAIN	INACTIVE FILE
Adolpho B. Palacios, Sr. Chairman		4/29 ✓				
Thomas C. Ada Vice Chairman		4/29/11 ✓				
Tina R. Muña-Barnes Member		4/2 ✓				
Judith P. Guthertz, DPA Member		24 ✓				
Rory J. Respicio Member		4/29/11 ✓				
Dennis G. Rodriguez, Jr. Member		4/29/11 ✓				
Judith T. Won Pat, Ed.D. Member		4/29 ✓				
V. Anthony Ada Member						
Christopher M. Duenas Member		4/29/11 ✓				
Mana Silva Taijeron Member						
Aline A. Yamashita, Ph.D. Member		4/29/11 ✓				



**COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY**

*I Mina'Trentai Unu Na Liheslaturan Guåhan*

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

*Chairman*

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**COMMITTEE REPORT DIGEST**

**Bill No. 135-31 (LS) – “An act to add a new §10.17 to Chapter 10, Title 8 of the Guam Code Annotated; relative to the Statute of Limitation on crimes of first or second degree criminal sexual conduct.” – Vice Speaker Benjamin J.F. Cruz.**

**I. OVERVIEW**

The Committee on Public Safety, Law Enforcement and Senior Citizens convened the public hearing on April 28, 2011 at 9:05 a.m. in *I Liheslatura's* Public Hearing Room. Among the items on the agenda was the consideration of Bill No. 135-31 (LS) – “An act to add a new §10.17 to Chapter 10, Title 8 of the Guam Code Annotated; relative to the Statute of Limitation on crimes of first or second degree criminal sexual conduct” sponsored by Vice Speaker Benjamin J.F. Cruz.

**Public Hearing Requirements**

Notices of the hearing were disseminated via facsimile and email to all senators and all main media broadcasting outlets on April 20, 2011 (5-day Notice) and on April 26, 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 Thomas C. Ada	Vice Chairman
Speaker Judith T. Won Pat, Ed.D.	Member
Senator Anthony V. Ada	Member
Senator Christopher M. Duenas	Member
Vice Speaker Benjamin J.F. Cruz	
Senator Sam Mabini, Ph.D.	

**Individual(s) Registered for oral or written testimony:**

Phillip Tydingco, Chief Deputy Attorney General, Office of the Attorney General, provided oral and written testimony in support of the Bill.  
Rosemarie Camacho, Individual, Marriage and Family Therapist, provided written testimony in support of the Bill.  
Cathy Flores provided written testimony in support of the Bill.  
James Gillan provided oral testimony in support of the Bill.

Karla Fedrick, Sergeant at Arms, Social Work Student Alliance, provided oral and written testimony in support of the Bill.

Gerhard Schwab, University of Guam, provided oral testimony in support of the Bill.

Lydia D. Tenorio, Department of Public Health and Social Services, provided oral testimony in support of the Bill.

Bernadita P. Grajek, Executive Director, Guma Mami, Inc. provided oral testimony in support of the Bill.

Christine Illarmo, MSW candidate, provided written testimony in support of 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 9:05 a.m., read the agenda, recognized the senators in attendance, summarized the procedures of the hearing, read the title of Bill 135-31 (LS), and allowed Vice Speaker Benjamin J.F. Cruz to introduce the Bill.

Bill 135 author Vice Speaker BJ Cruz thanked Senator Palacios for expediting the hearing of this Bill. Cruz noted that in the process of hearing and getting Bills 33 and 34 passed, many victims and advocates came to him and asked why they would not be included as the bills pertained to victims of child sexual abuse. There was some attempt during the legislative session to stretch the definition so that all persons who have been victims of sexual assault, regardless of age, gender or ability may have justice.

Chairman Palacios called the panel of James Gillan, Phillip Tydingco and Gerhardt Schwab to testify.

James Gillan stated that he is testifying as a private citizen. Gillan stated that when he was fourteen (14) years old, he was molested and never came forward. He noted that as a member of an Irish Catholic family back then, sexual assaults were not discussed. Fifty (50) years since the assaults, he still remembers and believes that the perpetrators may now be deceased. He urged the legislature to immediately pass this bill so that there is justice for those who have been victimized.

Chief Deputy Attorney General Phillip Tydingco read his prepared written statement. The Attorney General Leonardo Rapadas and the Office of the Attorney General support the Bill. Mr. Tydingco stated that this Bill will expand the reach of criminal law to protect nearly all victims of sexual assault. Often victims of rape have great difficulty and require much time before they come forward to report the crime committed against them. Repealing the statute of limitations on first and second degree Criminal Sexual

Conduct will allow victims of any age to seek justice. He quoted Lauren Book-Lim as saying, "There is no statute of limitations to a victim's suffering." (*See attached written testimony.*)

Dr. Gerhard Schwab shared an example of students who come to the university and end up dropping out or failing despite their high intelligence and academic abilities. Upon interviewing these students he has found often they are victims of sexual assault and domestic violence. Immediate support and intervention is provided to help them develop a power base that gives them greater comfort from overcoming victimization. This process takes time and effort and may not always occur within the current statute of limitations of three (3) years to report these crimes. Schwab believes the Bill would be an important prevention strategy as it will give warning that power and control should never be used against the powerless.

Chairman Palacios called the panel of Karla Fedrick and Lydia Tenorio to testify (while Ms. Fedrick was presenting her testimony, Bernadita Grajek signed in and took a seat with this panel).

Karla Fedrick from the Social Work Student Alliance read her prepared written statement. The Social Work Student Alliance supports the bill. She provided statistics on the numbers of persons who have been assaulted nationally each year and the importance of providing time and support in reporting these crimes. Ms. Fedrick summarized the responsibilities of social workers to protect and speak out on behalf of victims and the most vulnerable and urged senators to pass Bill 135. (*See attached written testimony.*)

Lydia Tenorio provided testimony on behalf of the Department of Public Health and Social Services which houses the Division of Public Welfare where the Bureau of Social Services/Child Protective Services is and the Division of Senior Citizens/Adult Protective Services. Ms. Tenorio noted the uniqueness of having the three men support the bill and it helps to create understanding about the depth of the problem and that not only young women/teens are victims. She said that DPHSS is mandated to protect children and the elderly from violence and to provide due process. Ms. Tenorio emphasized the need for programmatic support for treatment of these individuals. She stated that treatment and intervention providers are stretched and require additional funding to ensure support for all victims. The Department fully supports Bill 135.

Bernadita Grajek, from Guma Mami, noted that persons with disabilities are highly vulnerable to being victims of sexual assaults. These crimes are often not reported

because the victims and family members are unaware or do not know that the act is wrong. She facilitates for the group Women in Solidarity with Hope and said that if this bill is passed, members would be provided greater ability to cope with their abuse. Grajek adds that trauma is a key factor contributing to mental illness, including sexual assault at any age. She said that reports of sexual assaults are under-reported.

Chairman Palacios read an excerpt from Rosemarie Camacho's, Individual, Marriage, and Family Therapist, written testimony. She supports the Bill and any legislation which allow victims to seek justice.

Senator Christopher M. Duenas stated that addressing these problems requires resources and he appreciates the testimony of Ms. Tenorio.

Vice Chairman Thomas C. Ada supports the bill, but does not know how it fits in with existing laws. He wants to know how the concern about charges which may be filed without proper substantiation, but is supportive of the concept. Phillip Tydingco stated that the Bill removes the statute of limitation for criminal prosecution for first and second degree Criminal Sexual Conduct. He said that any offenses committed after this would have to meet reasonable cause and probable cause. He said that the current statute of limitations of three (3) years is restrictive and that the trauma that accompanies the crime makes it difficult for victims to come forward.

Speaker Judith T. Won Pat asked Ms. Tenorio if there are available grants to help victims of sexual crimes. Ms. Tenorio stated that there are probably grants but that the Department is not a primary care provider.

Senator V. Anthony "Tony" Ada asked how many attempt to file after the statute of limitations. Phillip Tydingco stated that there are a small number that come forward past the statute of limitations. He said that the vast majority of those cases are late reporting cases, which tend to lack physical evidence. Senator Ada asked why many states have extended the statutes of limitations for sexual crimes instead of repealing them. Phillip Tydingco reiterated that there is no statute of limitations on pain and suffering.

Chairman Adolpho B. Palacios, Sr., declared that Bill No. 135-31(LS) is duly heard. The Chairman concluded the hearing and requests that written testimony be submitted. He adjourned the hearing at 11:10 a.m.

### III. WRITTEN TESTIMONIES

Phillip Tydingco, Chief Deputy Attorney General, Office of the Attorney General  
(*Summarized in Section II.*)

Rosemarie Camacho, Individual, Marriage and Family Therapist. (*Summary follows.*)

Cathy Flores. (*Summary follows.*)

Karla Fedrick, Sergeant at Arms, Social Work Student Alliance. (*Summarized in Section II.*)

Christine Illarmo, MSW candidate. (*Summary follows.*)

**Rosemarie Camacho, Individual, Marriage and Family Therapist.** Ms. Camacho supports the Bill. She stated that children and adolescents are often powerless to defend themselves and that there are pressures that serve as barriers to victims coming forward. Ms. Camacho said that research on childhood trauma suggest that holding an abuser accountable helps the victim's recovery. She believes that the Bill will empower victims of sexual abuse. (*See attached written testimony.*)

**Cathy Flores.** Ms. Flores supports the Bill. She wants people of all ages protected against sexual abuse, especially the disabled and the elderly who are most vulnerable. (*See attached written testimony.*)

**Christine Illarmo, MSW candidate.** Ms. Illarmo supports the bill. She said the scars that survivors of sex crimes are left with can take years to manifest and overcome. She stated that alcohol and drug abuse may arise from sexual abuse and that removing the statute of limitations on all sex crimes will help alleviate the problems faced by survivors. (*See attached written testimony.*)

No further written testimony was received.

### IV. FINDINGS AND RECOMMENDATIONS

The Committee on Public Safety, Law Enforcement and Judiciary hereby reports out **Bill No. 135-31 (LS)**, with the recommendation **TO PASS**.

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

2011 APR -4 AM 9:26

Bill No. 135-31(LS)

Introduced by:

B.J.F. Cruz 

---

**AN ACT TO ADD A NEW §10.17 TO CHAPTER 10, TITLE 8 OF THE GUAM CODE ANNOTATED; RELATIVE TO THE STATUTE OF LIMITATION ON CRIMES OF FIRST OR SECOND DEGREE CRIMINAL SEXUAL CONDUCT.**

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

**Section 1.** A new §10.17 is hereby *added* to Chapter 10, Title 8 of the Guam Code Annotated to read:

**“§10.17. No Limitation on Crimes of First or Second Degree Criminal Sexual Conduct.**

If the offense is a violation of §§ 25.15 or 25.20 of Chapter 25, Title 9, Guam Code Annotated, a prosecution of the offense may be commenced at any time. This Section applies to any such offense except an offense the prosecution of which would have been barred by §§ 10.20 or 10.15 of this Chapter on or before enactment of this Act.”

**Section 2. Effective Date.** This Act shall be effective upon enactment into law.

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COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY

*I Mina'Trentai Uno na Liheslaturan Guåhan*

SENATOR ADOLPHO B. PALACIOS, SR.  
CHAIRMAN

Thursday, April 28, 2011

**Bill No. 135-31 (LS) – AN ACT TO ADD A NEW §10.17 TO CHAPTER 10, TITLE 8 OF THE GUAM CODE ANNOTATED; RELATIVE TO THE STATUTE OF LIMITATION ON CRIMES OF FIRST OR SECOND DEGREE CRIMINAL SEXUAL CONDUCT.** – sponsored by Vice Speaker B. J. F. Cruz

NAME (Please Print)	AGENCY/ORGANIZATION	CONTACT NUMBER	ORAL TESTIMONY	WRITTEN TESTIMONY	IN FAVOR	NOT IN FAVOR
✓ JAMES GILLAN	PRIVATE	789-4900	✓		✓	
✓ Phil Tydingco	ACUO		✓	—	✓	
✓ Gerhard Schwab	UOG	789-3263	✓		✓	



COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY

*I Mina'Trentai Uno na Liheslaturan Guåhan*

SENATOR ADOLPHO B. PALACIOS, SR.

CHAIRMAN

Thursday, April 28, 2011

**Bill No. 135-31 (LS)** – AN ACT TO ADD A NEW §10.17 TO CHAPTER 10, TITLE 8 OF THE GUAM CODE ANNOTATED; RELATIVE TO THE **STATUTE OF LIMITATION ON CRIMES OF FIRST OR SECOND DEGREE CRIMINAL SEXUAL CONDUCT.** – sponsored by **Vice Speaker B. J. F. Cruz**

NAME (Please Print)	AGENCY/ORGANIZATION	CONTACT NUMBER	ORAL TESTIMONY	WRITTEN TESTIMONY	IN FAVOR	NOT IN FAVOR
✓ Karla Fedrick	UCGSLU student	4888503	X	X	X	
✓ Lydia P. Teslorio	DPHSS	4752653	X	X	X	
✓ Bernadita P. Grajeda	Guama man	477-1505	X	X	X	

Leonardo M. Rapadas  
Attorney General



Phillip J. Tydingco  
Chief Deputy Attorney General

## OFFICE OF THE ATTORNEY GENERAL

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April 26, 2011

Honorable Adolpho B. Palacios, Sr.   
Chairperson, Committee on Public Safety,  
Law Enforcement and Judiciary  
Mina'trentai Unu Na Liheslaturan Guåhan  
The Thirty-first Guam Legislature  
Suite 104, 155 Hesler Place  
Hagatna, Guam 96910

Subject: **Bill No. 135-31 re: Repealing the Statute of Limitations on Crimes of  
First and Second Degree Criminal Sexual Conduct**

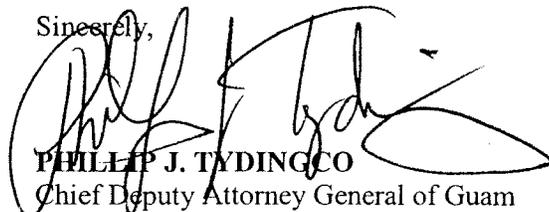
Dear Chairman Palacios,

*Buenas yan Håfa Adai!* Attorney General Leonardo Rapadas and the Office of the Attorney General support Bill No. 135-31 that seeks to repeal the statute of limitations for the prosecution of Criminal Sexual Conduct in the First Degree and Criminal Sexual Conduct in the Second Degree. Most recently, Bill No. 33-31 that has since become law repealed the statute of limitations for the prosecution of a sex crime involving a victim who was under the age of majority. The current Bill No. 135-31 further expands the reach of Guam's criminal laws to protect nearly all victims of sexual assault. It expressed what both the empirical research shows and countless traumatic stories from victims of sexual assault have told us about the difficulty and lengthy time periods that occur in coming forward to report their rape or sexual molestation. Repealing the statute of limitations on the Criminal Sexual Conduct offenses of the first and second degrees will permit rape or sexual assault victims of any age including vulnerable victims that may have mental or physical disabilities to seek justice. In other words, whenever these victims or survivors have reached the point in their lives when they are able to confront their perpetrators or obtain retribution, they can do so without a time bar.

As Lauren Book-Lim, a Florida advocate for the rights of sexual assault victims who was molested as a child stated, "There is no statute of limitations to a victim's suffering."

*Dångkolo na Agradesimiento!*

Sincerely,



PHILLIP J. TYDINGCO  
Chief Deputy Attorney General of Guam

cc: Honorable Benjamin J.F. Cruz  
Vice-Speaker

**From:** Rosemarie Camacho [mailto:[rbbcamacho@gmail.com](mailto:rbbcamacho@gmail.com)]

**Sent:** Wednesday, April 27, 2011 4:07 PM

**To:** GarrettKeola M.Duenas

**Subject:** Re: FW: Bill 135-31 \*\*\*PLEASE SUPPORT\*\*\*

Hafa Adai Senator Cruz,

Thank you for your continued support of victims of sexual assault and their families. As an individual, marriage, and family therapist who specializes in working with victims of sexual assault, you have my full support for **Bill No. 135-31 (LS)**. I sincerely apologize for my inability to make the hearing tomorrow morning as I am fully booked for the day with patients, some of whom are the sexual assault you are seeking to empower.

As a professional community we know that children and adolescents are often powerless to defend themselves. We also know that societal, family, and cultural pressures and expectations often serve as barriers to victims of any age coming forward. Research on childhood sexual trauma, as well as clinical experience, demonstrate that holding an abuser accountable for his or her behavior is a major contributor to a victim's recovery. A related factor is whether the victim's family, friends, and community support (vs. blame) the victim and hold the abuser accountable. Such accountability can include, but is not limited to, incarceration, probation, counseling, various forms of "street justice", or even being shunned and ostracized by the family and community.

Therefore, I support any legislation which allows victims to seek justice at any time during their lifetime for the trauma they endured as a child or adolescent. **Bill No. 135-31 (LS)** would empower victims of child sexual abuse with the option of holding the abuser accountable for his or her behavior when the victim finally feels safe enough to tell his or her story. As a community, it is imperative that we too support victims by supporting this bill.

Si Yu'os Ma'ase,

Rosemarie Camacho,  
Individual, Marriage, and Family Therapist

4/28/2011

Gmail - Please Support Bill 135



Adolpho Palacios <senabpalacios@gmail.com>

---

## Please Support Bill 135

---

Cathy Flores <cflores.ghc@gmail.com>

Wed, Apr 27, 2011 at 4:50 PM

To: senabpalacios@gmail.com

Hafa Adai Senator Palacios,

Due to prior commitments, I am not able to attend the public hearing Thursday, April 28 at 9am. I want my voice to be heard and plead with the members of your Committee on Judiciary to please vote in favor of Bill 135. As a mother of two minors, who are address in 33/PL 31-6, let us now protect people of all ages, most especially persons with disabilities and the elderly who are most at risk.

Saina Maase,

si Cathy Flores  
P.O. Box 6145  
Merizo, GU 96916  
482-6146

---

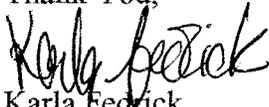
April 27, 2011

To Senator Adolpho B. Palacios

SWSA Testimony in support of Bill 135

The Social Work Student Alliance (SWSA) of the Bachelors of Social Work Program at the University of Guam is in support of Bill 135. An estimated five of six people will become victims of either completed or attempted crimes at least once in their lives and between 1992 and 2000, on average for each year, 131,950 females were victims of completed rapes, 98,970 females were the victims of attempted rapes, and 135,550 females were the victims of completed and attempted sexual assault. The primary mission of the social work profession is to enhance human well-being and help meet the basic human needs of all people, with particular attention to the needs and empowerment of people who are vulnerable, oppressed, and living in poverty. We believe everyone should have a right to report any form of abuse done to him or her whenever they feel ready to report it. Victims need to know that they would be protected and accepted, instead of being pushed away or re-victimized for something they had no control over. Again, members and we SWSA officers are in support of Bill No. 135-31 (LS).

Thank You,

A handwritten signature in black ink, appearing to read 'Karla Fedrick', written in a cursive style.

Karla Fedrick  
Sergeant at Arms

Christina Illarmo, MSW candidate May 2011  
153 Dama de Noche Ln  
Mangilao GU 96913

April 27, 2011

 Buenas Chairman Palacios and members of the Judiciary Committee,

I write to you as a young social worker from the village of Mangilao to advocate for the passing of Bill 135 which would abolish the statutes of limitations for sex crimes. I am grateful that earlier this year significant progress was made when a similar bill was passed to abolish the statutes of limitations to seek justice for child victims of sex crimes. As our island leaders chosen to safe guard our community and its most vulnerable, I urge you to use your power to ensure justice for*all* of the survivors of sexual assault, regardless of their age.

Survivors of sex crimes are left with invisible scars that can take days, weeks, months, or even years to manifest and overcome. One of the most common effects is post-traumatic stress disorder, or PTSD, which causes severe feelings of anxiety, stress or fear. Survivors of rape or assault may turn to alcohol or other substance abuses in an attempt to relieve their emotional suffering. Some may engage in self-harm or injury and suffer from depression which can cause feelings of worthlessness, hopelessness, thoughts of suicide, or inappropriate guilt. Physical, emotional, and psychological healing after a sexual assault is a complicated matter; for some survivors, medical attention, counseling and time may help alleviate some of the effects of sexual assault, however, many survivors report that some aspect of the assault will be with them forever.

Passing Bill 135 is one momentous step the members of the 31<sup>st</sup> Guam Legislature can take to ensure justice for these individuals who have endured so much and continue to struggle on their journey of healing. Thank you for your continued leadership and service to our beautiful island.

Sincerely,

Christina Illarmo, MSW candidate May 2011



## Statute of Limitations Fact Sheet

**32 states** have crimes for which there is no criminal statute of limitation, meaning that a criminal prosecution can be brought at any time regardless of how much time has passed since the crime occurred, including:

**7 states** that have **no statute of limitation on any felony**

Kentucky, Maryland, North Carolina, South Carolina, West Virginia, Wyoming, and Virginia

**8 states** that have **no statute of limitation on the most serious felonies**

Alabama	crimes involving use or threat of violence
California	crimes punishable by death or life imprisonment
Louisiana	crimes punishable by death or life imprisonment
Tennessee	crimes punishable by death or life imprisonment
New York	Class A felonies
New Mexico	Class A felonies
Indiana	Class A felonies
South Dakota	Class A or B or Class 1 felonies

**11 states** with **no statute of limitation on specific sex offenses**

Alaska	sexual abuse class A or B felony
Arizona	violent sexual assault
Connecticut	Class A felony sexual assault
Delaware	any sex offense
Florida	1 <sup>st</sup> or 2 <sup>nd</sup> degree sexual battery (if reported to police within 72 hours)
Nevada	sexual assault (if reported within 4 years)
New Jersey	sexual assault or aggravated sexual assault
Oklahoma	certain sex crimes (if reported within 12 years, and DNA evidence applies)
Texas	sexual assault (with DNA evidence)
Vermont	aggravated sexual assault
Wisconsin	1 <sup>st</sup> degree sexual assault

**5 states** with **no statute of limitation on child sex abuse**

Colorado	any sex offense against a child
Idaho	sexual abuse of a child
Maine	unlawful sexual contact with a minor
Mississippi	various sex offenses against a child
Rhode Island	1 <sup>st</sup> or 2 <sup>nd</sup> degree child molestation

Additionally, **6 states** allow prosecutions of child sex abuse for at least 20 years after the victim's 18<sup>th</sup> birthday.

Connecticut	30 years
Illinois	20 years
Louisiana	30 years
Missouri	20 years
New Hampshire	22 years
Wisconsin	27 years



# COMMITTEE ON RULES

*I Mina'trentai Unu na Libeslaturan Guahan* • The 31<sup>st</sup> Guam Legislature  
155 Hesler Place, Hagåtña, Guam 96910 • [www.guamlegislature.com](http://www.guamlegislature.com)  
E-mail: [roryforguam@gmail.com](mailto:roryforguam@gmail.com) • Tel: (671)472-7679 • Fax: (671)472-3547

Senator  
Rory J. Respicio  
CHAIRPERSON  
MAJORITY LEADER

April 19, 2011

## Memorandum

Senator  
Judith P. Guthertz  
VICE CHAIRPERSON  
ASST. MAJORITY LEADER

To: Pat C. Santos  
Clerk of the Legislature

MAJORITY  
MEMBERS:

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

Speaker  
Judith T. Won Pat

Subject: Fiscal Notes

Vice Speaker  
Benjamin J. F. Cruz

*Hafa Adai!*

Senator  
Tina Rose Muña Barnes  
LEGISLATIVE SECRETARY  
MAJORITY WHIP

Attached please find the fiscal notes for the bill numbers listed below.  
Please note that the fiscal notes, or waivers, are issued on the bills as introduced.

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

Bill Nos.: 105-31 (COR)  
114-31 (COR)  
125-31 (LS)  
126-31 (LS)  
128-31 (LS)  
129-31 (LS)  
130-31 (LS)  
134-31 (LS)  
135-31 (LS)  
136-31 (LS)  
142-31 (COR)

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. Ducnas

Please forward the same to MIS for posting on our website. Please contact our office should you have any questions regarding this matter.

*Si Yu'os ma'åse'!*

2011 APR 19 PM 12:57

**BUREAU OF BUDGET & MANAGEMENT RESEARCH**

OFFICE OF THE GOVERNOR  
Post Office Box 2950, Hagåtña Guam 96932

**EDDIE BAZA CALVO**  
GOVERNOR

**RAY TENORIO**  
LIEUTENANT GOVERNOR

**BENITA A. MANGLONA**  
DIRECTOR

**STEPHEN J. GUERRERO**  
DEPUTY DIRECTOR

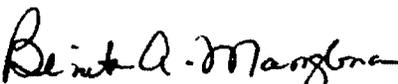
**APR 14 2011**

Senator Rory J. Respicio  
Chairperson, Committee on Rules  
I Mina'trentai Unu na Liheslaturan Guåhan  
The 31<sup>st</sup> Guam Legislature  
155 Hesler Place  
Hagåtña, Guam 96932

*Hafa Adai* Senator Respicio:

Transmitted herewith are Fiscal Notes on the following Bill Nos.: **125-31(LS), 128-31(LS), 129-31(LS), 134-31(LS), 135-31(LS), 136-31(LS)**.

If you have any question(s), please do not hesitate to call the office at 475-9412/9106.

  
BENITA A. MANGLONA  
Director

Enclosures

cc: Senator Vicente (ben) Pangelinan

Fiscal Note of Bill No. 135-31 (LS)

AN ACT TO ADD A NEW §10.17 TO CHAPTER 10, TITLE 8 OF THE GUAM CODE ANNOTATED; RELATIVE TO THE STATUTE OF LIMITATION ON CRIMES OF FIRST OR SECOND DEGREE CRIMINAL SEXUAL CONDUCT.

Department/Agency Appropriation Information	
Dept./Agency Affected: Attorney General's Office	Dept./Agency Head: Leonardo Rapadas
Department's General Fund (GF) appropriation(s) to date:	10,793,965
Department's Other Fund (Specify) appropriation(s) to date:	-
<b>Total Department/Agency Appropriation(s) to date:</b>	<b>\$10,793,965</b>

Fund Source Information of Proposed Appropriation			
	General Fund:	(Specify Special Fund):	Total:
FY 2010 Unreserved Fund Balance <sup>1</sup>		\$0	\$0
FY 2011 Adopted Revenues	\$0	\$0	\$0
FY 2011 Appro. (P.L. 30-196)	\$0	\$0	\$0
Sub-total:	\$0	\$0	\$0
Less appropriation in Bill	\$0	\$0	\$0
<b>Total:</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Estimated Fiscal Impact of Bill						
	One Full Fiscal Year	For Remainder of FY 2011 (if applicable)	FY 2012	FY 2013	FY 2014	FY 2015
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
(Specify Special Fund)	\$0	\$0	\$0	\$0	\$0	\$0
<b>Total</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

- Does the bill contain "revenue generating" provisions? / / Yes /x/ No  
If Yes, see attachment
- Is amount appropriated adequate to fund the intent of the appropriation? /x/ N/A / / Yes / / No  
If no, what is the additional amount required? \$ \_\_\_\_\_ / / N/A
- Does the Bill establish a new program/agency? / / Yes /x/ No  
If yes, will the program duplicate existing programs/agencies? / / N/A / / Yes /x/ No  
Is there a federal mandate to establish the program/agency? / / Yes /x/ No
- Will the enactment of this Bill require new physical facilities? / / Yes /x/ No
- Was Fiscal Note coordinated with the affected dept/agency? If no, indicate reason: / / Yes /x/ No  
/ / Requested agency comments not received by due date / / Other: \_\_\_\_\_

*4/14/11*

Analyst: M Quinata Date: \_\_\_\_\_ Director: Benita A. Mangiona Date: 4/12/11  
Benita A. Mangiona, BBMR Director

Footnotes:  
Statute of limitations will be lifted with the passage of this bill. This may provide for additional cases filed which will increase certain departmental costs. However, in its present form, that impact cannot be determined at this time.



# COMMITTEE ON RULES

*I Mina'trentai Unu na Liheslaturan Guåhan* • The 31<sup>st</sup> Guam Legislature  
155 Hesler Place, Hagåtña, Guam 96910 • [www.guamlegislature.com](http://www.guamlegislature.com)  
E-mail: [roryforguam@gmail.com](mailto:roryforguam@gmail.com) • Tel: (671)472-7679 • Fax: (671)472-3547

APR 5 5:04 PM

Senator  
Rory J. Respicio  
CHAIRPERSON  
MAJORITY LEADER

Senator  
Judith P. Guthertz  
VICE CHAIRPERSON  
ASST. MAJORITY LEADER

MAJORITY  
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Speaker  
Judith T. Won Pat

Vice Speaker  
Benjamin J. F. Cruz

Senator  
Tina Rose Muña Barnes  
LEGISLATIVE SECRETARY  
MAJORITY WHIP

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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

April 5, 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 Bill Nos. 132-31 (LS) through 138-31 (LS)**

As Chairperson of the Committee on Rules, I am forwarding my referral of Bill Nos. 132-31 (LS) through 138-31 (LS).

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!*

(7) Attachments

*I Mina'Trentai Unu Na Liheslaturan Guåhan*

**Bill Log Sheet**

**April 04 2011**

Page 1 of 1

<b>Bill No.</b>	<b>Sponsor(s)</b>	<b>Title</b>	<b>Date Introduced</b>	<b>Date Referred</b>	<b>120 Day Deadline</b>	<b>Committee Referred</b>	<b>Public Hearing Date</b>	<b>Date Committee Report Filed</b>	<b>Status (Date)</b> Passed? Failed? Vetoed? Overridden? Public Law?
135-31 (LS)	B. J.F. Cruz	<b>AN ACT TO ADD A NEW §10.17 TO CHAPTER 10, TITLE 8 OF THE GUAM CODE ANNOTATED; RELATIVE TO THE STATUTE OF LIMITATION ON CRIMES OF FIRST OR SECOND DEGREE CRIMINAL SEXUAL CONDUCT.</b>	04/04/11 9:26 a.m.	4/5/11		Committee on Public Safety, Law Enforcement and Judiciary			



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**  
**Thursday, April 28, 2011 – 9:00 am**

**FOR IMMEDIATE RELEASE**

*(Hagatna, Guam – April 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, Thursday, April 28, 2011**, at *I Liheslaturan Guåhan's Public Hearing Room* in *Hagåtña*, on the following:

- **Bill No. 124-31 (LS)** – AN ACT TO ADD A NEW §34154 TO TITLE 5 GUAM CODE ANNOTATED, RELATIVE TO **DEADBEAT PARENTS MOST WANTED LIST**. – sponsored by **Speaker Judith T. Won Pat, Ed.D.**
- **Bill No. 135-31 (LS)** – AN ACT TO ADD A NEW §10.17 TO CHAPTER 10, TITLE 8 OF THE GUAM CODE ANNOTATED; RELATIVE TO THE **STATUTE OF LIMITATION ON CRIMES OF FIRST OR SECOND DEGREE CRIMINAL SEXUAL CONDUCT**. – sponsored by **Vice Speaker B. J. F. Cruz**.
- **Bill No. 136-31 (LS)** – AN ACT TO ADD A NEW CHAPTER 27 TO TITLE 16 OF THE GUAM CODE ANNOTATED RELATIVE TO THE **POSITIONING AND USE OF IN-CAR VIDEO SCREENS IN MOTOR VEHICLES**. – sponsored by **Senator Mana Silva Taijeron**.

Copies of the aforementioned Bill(s) may be obtained at *I Liheslaturan Guåhan's* website at [www.guamlegislature.com](http://www.guamlegislature.com). Testimonies should be addressed to Senator Adolpho B. Palacios, Sr., Chairperson, and will be accepted via hand deliver to our office, or our mailbox at the Main Legislature Building at 155 Hester Place, Hagatna, Guam 96910, or via email to [SenABPalacios@gmail.com](mailto:SenABPalacios@gmail.com), or via facsimile to (671) 472-5022, until 5:00 pm, May 7, 2011. Individuals requiring special accommodations or services, please contact Julian Janssen or Jennifer Dulla at (671) 472-5047/5048.

*Office/Mailing Address: 155 Hester Place, Hagatna Guam 96910*

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



Adolpho Palacios <senabpalacios@gmail.com>

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## First Notice of Public Hearing scheduled for April 28th

1 message

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Adolpho Palacios <senabpalacios@gmail.com>

Thu, Apr 21, 2011 at 8:33 AM

To: phnotice@guamlegislature.org

### PRESS RELEASE

#### FIRST NOTICE OF PUBLIC HEARING

Thursday, April 28, 2011 – 9:00 am

*FOR IMMEDIATE RELEASE*

*(Hagatna, Guam – April 20, 2011)*

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## Listserv: [phnotice@guamlegislature.org](mailto:phnotice@guamlegislature.org)

[aline4families@gmail.com](mailto:aline4families@gmail.com)  
[audrey@judiwonpat.com](mailto:audrey@judiwonpat.com)  
[berleneranae@hotmail.com](mailto:berleneranae@hotmail.com)  
[bruce.lloyd.media@gmail.com](mailto:bruce.lloyd.media@gmail.com)  
[carlo@tinamunabarnes.com](mailto:carlo@tinamunabarnes.com)  
[chechsantos@gmail.com](mailto:chechsantos@gmail.com)  
[chelsa@tinamunabarnes.com](mailto:chelsa@tinamunabarnes.com)  
[cherbert.senatordrodriguez@gmail.com](mailto:cherbert.senatordrodriguez@gmail.com)  
[cipo@guamlegislature.org](mailto:cipo@guamlegislature.org)  
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[cor@guamlegislature.org](mailto:cor@guamlegislature.org)  
[cyrus@senatorada.org](mailto:cyrus@senatorada.org)  
[doc.wyttenbachsantos@gmail.com](mailto:doc.wyttenbachsantos@gmail.com)  
[duenasenator@gmail.com](mailto:duenasenator@gmail.com)  
[edleonguerrero@gmail.com](mailto:edleonguerrero@gmail.com)  
[edwardglee671@yahoo.com](mailto:edwardglee671@yahoo.com)  
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[gavin@tinamunabarnes.com](mailto:gavin@tinamunabarnes.com)  
[guamnativesun@yahoo.com](mailto:guamnativesun@yahoo.com)  
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[jane@tinamunabarnes.com](mailto:jane@tinamunabarnes.com)  
[jcamacho@senatorada.org](mailto:jcamacho@senatorada.org)  
[jmesngon.senatordrodriguez@gmail.com](mailto:jmesngon.senatordrodriguez@gmail.com)  
[joshua.tenorio@senatorbjcruz.com](mailto:joshua.tenorio@senatorbjcruz.com)  
[judiguthertz@gmail.com](mailto:judiguthertz@gmail.com)  
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[leslie.g@senatormabini.com](mailto:leslie.g@senatormabini.com)

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[marksayama@gmail.com](mailto:marksayama@gmail.com)  
[maryfejeran@gmail.com](mailto:maryfejeran@gmail.com)  
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[mtorres.senatordrodriguez@gmail.com](mailto:mtorres.senatordrodriguez@gmail.com)  
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[office@senatorada.org](mailto:office@senatorada.org)  
[oliviampalacios@gmail.com](mailto:oliviampalacios@gmail.com)  
[peterlg@gmail.com](mailto:peterlg@gmail.com)  
[pjtcruz@yahoo.com](mailto:pjtcruz@yahoo.com)  
[rhea@tinamunabarnes.com](mailto:rhea@tinamunabarnes.com)  
[rob.tupaz@gmail.com](mailto:rob.tupaz@gmail.com)  
[roryforguam@gmail.com](mailto:roryforguam@gmail.com)  
[sem@guamlegislature.org](mailto:sem@guamlegislature.org)  
[senabpalacios@gmail.com](mailto:senabpalacios@gmail.com)  
[senator@senatorbjcruz.com](mailto:senator@senatorbjcruz.com)  
[senator@tinamunabarnes.com](mailto:senator@tinamunabarnes.com)  
[senatordrodriguez@gmail.com](mailto:senatordrodriguez@gmail.com)  
[senatormana@gmail.com](mailto:senatormana@gmail.com)  
[senatorsam@senatormabini.com](mailto:senatorsam@senatormabini.com)  
[senatortonyada@guamlegislature.org](mailto:senatortonyada@guamlegislature.org)  
[senbenp@guam.net](mailto:senbenp@guam.net)  
[sgtarms@guamlegislature.org](mailto:sgtarms@guamlegislature.org)  
[speaker@judiwonpat.com](mailto:speaker@judiwonpat.com)  
[steve@judiwonpat.com](mailto:steve@judiwonpat.com)  
[tanya4families@gmail.com](mailto:tanya4families@gmail.com)  
[tom@senatorada.org](mailto:tom@senatorada.org)  
[tterlaje@guam.net](mailto:tterlaje@guam.net)



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

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

---

**FACSIMILE TRANSMITTAL SHEET**

**DATE:** April 20, 2011

**TO:** Pacific Daily News 477-3079 (Attention: Government Meetings)  
Marianas Variety 648-2007 (Attention: Community Page)  
KUAM/Isla 630 637-9865/9870  
Pacific News Center 477-0793  
K-57/Power 98 477-3982  
Hit Radio 100 472-7663  
KStereo/KISH 477-6411  
Glimpses 649-8883

**FROM:** Office of Senator Adolpho B. Palacios, Sr.

**SUBJECT:** *FIRST Notice of Public Hearing scheduled for April 28, 2011*

**PAGES:** 1 (including this sheet)

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**PLEASE SEE ATTACHED PRESS RELEASE.  
THANK YOU FOR YOUR KIND ATTENTION.**

Broadcast Report

P 1  
 04/20/2011 14:33  
 Serial No. A02E011003085  
 TC: 131308

Destination	Start Time	Time	Prints	Result	Note
PDN	04-20 14:25	00:00:55	002/002	OK	
KUAM	04-20 14:26	00:00:33	002/002	OK	
PNC	04-20 14:27	00:00:29	002/002	OK	
KS7	04-20 14:28	00:00:24	002/002	OK	
HIT RADIO 100	04-20 14:29	00:00:26	002/002	OK	
KSTO	04-20 14:30	00:00:58	002/002	OK	
GLIMPSES	04-20 14:31	00:00:27	002/002	OK	
MARIANAS VARIETY	04-20 14:32	00:00:40	002/002	OK	

Note TMR: Timer TX, POL: Polling, ORG: Original Size Setting, FHE: 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 Guahan*  
**SENATOR ADOLPHO B. PALACIOS, SR.**  
*Chairman*

**FACSIMILE TRANSMITTAL SHEET**

DATE: April 20, 2011

TO: Pacific Daily News 477-3079 (Attention: Government Meetings)  
 Marianas Variety 648-2007 (Attention: Community Page)  
 KUAM/Isala 630 637-9865/9870  
 Pacific News Center 477-0793  
 K-87/Power 98 477-3982  
 Hit Radio 100 472-7663  
 KStereo/KISH 477-6411  
 Glimpess 649-8863

FROM: Office of Senator Adolpho B. Palacios, Sr.

SUBJECT: **FIRST Notice of Public Hearing scheduled for April 28, 2011**

PAGES: 1 (including this sheet)

**PLEASE SEE ATTACHED PRESS RELEASE.  
 THANK YOU FOR YOUR KIND ATTENTION.**



Adolpho Palacios <senabpalacios@gmail.com>

# First Notice of Public Hearing scheduled for April 28th

1 message

Adolpho Palacios <senabpalacios@gmail.com>

Thu, Apr 21, 2011 at 8:39 AM

To: sabrina@kuam.com, jason@kuam.com, mindy@kuam.com, news@guampdn.com, Catriona Melyan <cmelyan@guampdn.com>, dmgeorge@guampdn.com, mpieper@guampdn.com, amier@mvguam.com, advertise@mvguam.com, zytaitano@gmail.com, news@spbguam.com, clynt@spbguam.com, jtyquiengco@spbguam.com, jontalk@k57.com, rgibson@k57.com, breakfastshowk57@gmail.com, kstone@ite.net, kstokish@gmail.com

## PRESS RELEASE

### FIRST NOTICE OF PUBLIC HEARING

Thursday, April 28, 2011 – 9:00 am

*FOR IMMEDIATE RELEASE*

*(Hagatna, Guam – April 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, Thursday, April 28, 2011**, at *I Liheslaturan Guåhan's Public Hearing Room* in *Hagåtña*, on the following:

- **Bill No. 124-31 (LS)** – AN ACT TO ADD A NEW §34154 TO TITLE 5 GUAM CODE ANNOTATED, RELATIVE TO DEADBEAT PARENTS MOST WANTED LIST. – sponsored by Speaker Judith T. Won Pat, Ed.D.
- **Bill No. 135-31 (LS)** – AN ACT TO ADD A NEW §10.17 TO CHAPTER 10, TITLE 8 OF THE GUAM CODE ANNOTATED; RELATIVE TO THE STATUTE OF LIMITATION ON CRIMES OF FIRST OR SECOND DEGREE CRIMINAL SEXUAL CONDUCT. – sponsored by Vice Speaker B. J. F. Cruz.
- **Bill No. 136-31 (LS)** – AN ACT TO ADD A NEW CHAPTER 27 TO TITLE 16 OF THE

**GUAM CODE ANNOTATED RELATIVE TO THE POSITIONING AND USE OF IN-CAR VIDEO SCREENS IN MOTOR VEHICLES. – sponsored by Senator Mana Silva Taijeron.**

Copies of the aforementioned Bill(s) may be obtained at *I Liheslaturan Guåhan's* website at [www.guamlegislature.com](http://www.guamlegislature.com). Testimonies should be addressed to Senator Adolpho B. Palacios, Sr., Chairperson, and will be accepted via hand deliver to our office, or our mailbox at the Main Legislature Building at 155 Hesler Place, Hagatna, Guam 96910, or via email to [SenABPalacios@gmail.com](mailto:SenABPalacios@gmail.com), or via facsimile to [\(671\) 472-5022](tel:6714725022), until 5:00 pm, May 7, 2011. Individuals requiring special accommodations or services, please contact Julian Janssen or Jennifer Dulla at (671) 472-5047/5048.

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Adolpho Palacios <senabpalacios@gmail.com>

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## 2nd Notice of Public Hearing scheduled for April 28th

1 message

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Adolpho Palacios <senabpalacios@gmail.com>  
To: phnotice@guamlegislature.org, telo.taitague@guam.gov

Tue, Apr 26, 2011 at 8:27 AM

### PRESS RELEASE

## SECOND NOTICE OF PUBLIC HEARING

Thursday, April 28, 2011 – 9:00 am

### *FOR IMMEDIATE RELEASE*

*(Hagatna, Guam – April 26, 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, Thursday, April 28, 2011**, at *I Liheslaturan Guåhan's Public Hearing Room* in *Hagåtña*, on the following:

- **Bill No. 124-31 (LS)** – AN ACT TO *ADD* A NEW §34154 TO TITLE 5 GUAM CODE ANNOTATED, RELATIVE TO **DEADBEAT PARENTS MOST WANTED LIST**. – sponsored by **Speaker Judith T. Won Pat, Ed.D.**
- **Bill No. 135-31 (LS)** – AN ACT TO ADD A NEW §10.17 TO CHAPTER 10, TITLE 8 OF THE GUAM CODE ANNOTATED; RELATIVE TO THE **STATUTE OF LIMITATION ON CRIMES OF FIRST OR SECOND DEGREE CRIMINAL SEXUAL CONDUCT**. – sponsored by **Vice Speaker B. J. F. Cruz**.
- **Bill No. 136-31 (LS)** – AN ACT TO *ADD* A NEW CHAPTER 27 TO TITLE 16 OF THE GUAM CODE ANNOTATED RELATIVE TO THE **POSITIONING AND USE OF IN-CAR VIDEO SCREENS IN MOTOR VEHICLES**. – sponsored by **Senator Mana Silva Taijeron**.

Copies of the aforementioned Bill(s) may be obtained at *I Liheslaturan Guåhan's* website at [www.guamlegislature.com](http://www.guamlegislature.com). Testimonies should be addressed to Senator Adolpho B. Palacios, Sr., Chairperson, and will be accepted via hand deliver to our office, or our mailbox at the Main Legislature Building at 155 Hesler Place, Hagatna, Guam 96910, or via email to [SenABPalacios@gmail.com](mailto:SenABPalacios@gmail.com), or via facsimile to [\(671\) 472-5022](tel:(671)472-5022), until 5:00 pm, May 7, 2011. Individuals requiring special accommodations or services, please contact Julian Janssen or Jennifer Dulla at (671) 472-5047/5048.

---

**Listserv: [phnotice@guamlegislature.org](mailto:phnotice@guamlegislature.org)**

[aline4families@gmail.com](mailto:aline4families@gmail.com)  
[audrey@judiwonpat.com](mailto:audrey@judiwonpat.com)  
[berleneranae@hotmail.com](mailto:berleneranae@hotmail.com)  
[bruce.lloyd.media@gmail.com](mailto:bruce.lloyd.media@gmail.com)  
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[senator@tinamunabarnes.com](mailto:senator@tinamunabarnes.com)  
[senatordrodriguez@gmail.com](mailto:senatordrodriguez@gmail.com)  
[senatormana@gmail.com](mailto:senatormana@gmail.com)  
[senatorsam@senatormabini.com](mailto:senatorsam@senatormabini.com)  
[senatortonyada@guamlegislature.org](mailto:senatortonyada@guamlegislature.org)  
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[speaker@judiwonpat.com](mailto:speaker@judiwonpat.com)  
[steve@judiwonpat.com](mailto:steve@judiwonpat.com)  
[tanya4families@gmail.com](mailto:tanya4families@gmail.com)  
[tom@senatorada.org](mailto:tom@senatorada.org)  
[tterlaje@guam.net](mailto:tterlaje@guam.net)



Adolpho Palacios &lt;senabpalacios@gmail.com&gt;

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## Second Notice of Public Hearing scheduled for April 28th

1 message

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**Adolpho Palacios <senabpalacios@gmail.com>****Tue, Apr 26, 2011 at 8:28 AM**

To: sabrina@kuam.com, jason@kuam.com, mindy@kuam.com, news@guampdn.com, Catriona Melyan <cmelyan@guampdn.com>, dmgeorge@guampdn.com, mpieper@guampdn.com, amier@mvguam.com, advertise@mvguam.com, zytaitano@gmail.com, news@spbguam.com, clynt@spbguam.com, jtyquiengco@spbguam.com, jontalk@k57.com, rgibson@k57.com, breakfastshowk57@gmail.com, kstone@ite.net, kstokish@gmail.com

### PRESS RELEASE

## SECOND NOTICE OF PUBLIC HEARING

Thursday, April 28, 2011 – 9:00 am

### *FOR IMMEDIATE RELEASE*

*(Hagatna, Guam – April 26, 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, Thursday, April 28, 2011**, at **I Liheslaturan Guåhan's Public Hearing Room** in *Hagåtña*, on the following:

- **Bill No. 124-31 (LS)** – AN ACT TO ADD A NEW §34154 TO TITLE 5 GUAM CODE ANNOTATED, RELATIVE TO DEADBEAT PARENTS MOST WANTED LIST. – sponsored by **Speaker Judith T. Won Pat, Ed.D.**
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**GUAM CODE ANNOTATED RELATIVE TO THE POSITIONING AND USE OF IN-CAR VIDEO SCREENS IN MOTOR VEHICLES. – sponsored by Senator Mana Silva Taijeron.**

Copies of the aforementioned Bill(s) may be obtained at *I Liheslaturan Guåhan's* website at [www.guamlegislature.com](http://www.guamlegislature.com). Testimonies should be addressed to Senator Adolpho B. Palacios, Sr., Chairperson, and will be accepted via hand deliver to our office, or our mailbox at the Main Legislature Building at 155 Hesler Place, Hagatna, Guam 96910, or via email to [SenABPalacios@gmail.com](mailto:SenABPalacios@gmail.com), or via facsimile to (671) 472-5022, until 5:00 pm, May 7, 2011. Individuals requiring special accommodations or services, please contact Julian Janssen or Jennifer Dulla at (671) 472-5047/5048.

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

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

---

**FACSIMILE TRANSMITTAL SHEET**

**DATE:** April 26, 2011

**TO:**

Pacific Daily News	477-3079 (Attention: Government Meetings)
Marianas Variety	648-2007 (Attention: Community Page)
KUAM/Isla 630	637-9865/9870
Pacific News Center	477-0793
K-57/Power 98	477-3982
Hit Radio 100	472-7663
KStereo/KISH	477-6411
Glimpses	649-8883

**FROM:** Office of Senator Adolpho B. Palacios, Sr.

**SUBJECT:** *SECOND Notice of Public Hearing scheduled for April 28, 2011*

**PAGES:** 2 (including this sheet)

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**PLEASE SEE ATTACHED PRESS RELEASE.  
THANK YOU FOR YOUR KIND ATTENTION.**



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**

**Thursday, April 28, 2011 – 9:00 am**

**FOR IMMEDIATE RELEASE**

*(Hagatna, Guam – April 26, 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, Thursday, April 28, 2011**, at *I Liheslaturan Guåhan's Public Hearing Room* in *Hagåtña*, on the following:

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- **Bill No. 135-31 (LS)** – AN ACT TO ADD A NEW §10.17 TO CHAPTER 10, TITLE 8 OF THE GUAM CODE ANNOTATED; RELATIVE TO THE STATUTE OF LIMITATION ON CRIMES OF FIRST OR SECOND DEGREE CRIMINAL SEXUAL CONDUCT. – sponsored by **Vice Speaker B. J. F. Cruz.**
- **Bill No. 136-31 (LS)** – AN ACT TO ADD A NEW CHAPTER 27 TO TITLE 16 OF THE GUAM CODE ANNOTATED RELATIVE TO THE POSITIONING AND USE OF IN-CAR VIDEO SCREENS IN MOTOR VEHICLES. – sponsored by **Senator Mana Silva Taijeron.**

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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](mailto:SenABPalacios@gmail.com)*

Broadcast Report

P 1  
 04/26/2011 08:20  
 Serial No. A02E011003085  
 TC: 132042

Destination	Start Time	Time	Prints	Result	Note
PDN	04-26 08:10	00:01:08	003/003	OK	
KUAM	04-26 08:11	00:00:47	003/003	OK	
PNC	04-26 08:12	00:00:36	003/003	OK	
KS7	04-26 08:13	00:00:30	003/003	OK	
HIT RADIO 100	04-26 08:14	00:00:32	003/003	OK	
KSTO	04-26 08:15	00:01:15	003/003	OK	
GLIMPSES	04-26 08:17	00:00:34	003/003	OK	
MARIANAS VARIETY	04-26 08:18	00:01:00	003/003	OK	
KSTEREO/KISH	04-26 08:19	00:01:15	003/003	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 Mita Trental Uno Na Liheslaturan Guahan*  
**SENATOR ADOLPHO B. PALACIOS, SR.**  
*Chairman*

**FACSIMILE TRANSMITTAL SHEET**

DATE: April 26, 2011  
 TO: Pacific Daily News 477-3079 (Attention: Government Meetings)  
 Marianas Variety 648-2007 (Attention: Community Page)  
 KUAM/Isle 630 637-9866/9870  
 Pacific News Center 477-0793  
 K-57/Power 96 477-3982  
 Hit Radio 100 472-7663  
 KStereo/KISH 477-6411  
 Glimpsee 649-8883  
 FROM: Office of Senator Adolpho B. Palacios, Sr.  
 SUBJECT: SECOND Notice of Public Hearing scheduled for April 28, 2011  
 PAGES: 2 (including this sheet)

**PLEASE SEE ATTACHED PRESS RELEASE.  
 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*

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**PUBLIC HEARING**

**9:00 am, Thursday, April 28, 2011**

*I Liheslaturan Guåhan's Public Hearing Room, Hagåtña*

**AGENDA**

- I. Call to Order**
- II. Opening Remarks/Announcements**
- III. Items for Public Consideration**
  - Bill No. 124-31 (LS) – AN ACT TO ADD A NEW §34154 TO TITLE 5 GUAM CODE ANNOTATED, RELATIVE TO DEADBEAT PARENTS MOST WANTED LIST. – sponsored by Speaker Judith T. Won Pat, Ed.D.
  - Bill No. 135-31 (LS) – AN ACT TO ADD A NEW §10.17 TO CHAPTER 10, TITLE 8 OF THE GUAM CODE ANNOTATED; RELATIVE TO THE STATUTE OF LIMITATION ON CRIMES OF FIRST OR SECOND DEGREE CRIMINAL SEXUAL CONDUCT. – sponsored by Vice Speaker B. J. F. Cruz.
  - Bill No. 136-31 (LS) – AN ACT TO ADD A NEW CHAPTER 27 TO TITLE 16 OF THE GUAM CODE ANNOTATED RELATIVE TO THE POSITIONING AND USE OF IN-CAR VIDEO SCREENS IN MOTOR VEHICLES. – sponsored by Senator Mana Silva Tajjeron.
- 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](http://www.guamlegislature.com). Individuals requiring special accommodations or services, please contact Julian Janssen or Jennifer Dulla at 472-5047/5048.



# COMMITTEE ON RULES

*I Mina'trentai Unu na Libeslaturan Guåhan* • The 31<sup>st</sup> Guam Legislature  
155 Hesler Place, Hagåtña, Guam 96910 • [www.guamlegislature.com](http://www.guamlegislature.com)  
E-mail: [roryforguam@gmail.com](mailto:roryforguam@gmail.com) • Tel: (671)472-7679 • Fax: (671)472-3547

Senator  
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

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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 5, 2011

MEMORANDUM

To: Patricia C. Santos  
Clerk of the Legislature

From: Rory J. Respicio  
Chairperson, Committee on Rules

Subject: Written Testimonies -Bill No. 135-31 (LS)

*Hafa Adai!*

Please attach the enclosed Written Testimonies for Bill No. 135-31 (LS) to the Committee Report on Bill No. 135-31 (LS).

Please make the appropriate indication in your records; and forward to MIS for posting on our website.

*Si Yu'os ma'åse'!*

2011 MAY -5 AM 8:32



## COMMITTEE ON RULES

*I Mina'trentai Unu na Libeslaturan Guåhan* • The 31<sup>st</sup> Guam Legislature  
155 Hesler Place, Hagåtña, Guam 96910 • [www.guamlegislature.com](http://www.guamlegislature.com)  
E-mail: [roryforguam@gmail.com](mailto:roryforguam@gmail.com) • Tel: (671)472-7679 • Fax: (671)472-3547

Senator  
Rory J. Respicio  
CHAIRPERSON  
MAJORITY LEADER

Senator  
Judith P. Guthertz  
VICE CHAIRPERSON  
ASST. MAJORITY LEADER

### MAJORITY MEMBERS:

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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

## Supplement to the Committee Report On Bill No. 135-31 (LS)

**"AN ACT TO ADD A NEW §10.17 TO  
CHAPTER 10, TITLE 8 OF THE GUAM  
CODE ANNOTATED; RELATIVE TO  
THE STATUTE OF LIMITATION ON  
CRIMES OF FIRST OR SECOND  
DEGREE CRIMINAL SEXUAL  
CONDUCT."**

\*NOTE: The original Committee Report on  
Bill No. 135-31 (LS)  
was filed on May 2, 2011.



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  
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Senator Dennis G. Rodriguez, Jr.  
Member

Senator V. Anthony Ada  
Member

Senator Christopher M. Duenas  
Member

Senator Mana Silva-Tajerón  
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 Guáhan*

SENATOR ADOLPHO B. PALACIOS, SR.

*Chairman*

May 4, 2011

**MEMORANDUM**

To: Chairman, Committee on Rules, Federal, Foreign and Micronesian  
Affairs, and Human and Natural Resources

From: Chairman, Committee on Public Safety, Law Enforcement and  
Judiciary

Subject: Receipt of additional testimony relative to Bill no. 135-31 (LS)

*Håfa adai,*

Attached to this letter is the testimony of Mr. James Gillan, acting Director of the Department of Public Health and Social Services, regarding the bill referenced above. Our office received Mr. Gillan's testimony this morning via facsimile. We appreciate the assistance of your office by including this information as a supplement to the Committee Report for Bill no. 135-31 (LS).

RECEIVED  
3/4/11 op

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

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**EDDIE BAZA CALVO**  
GOVERNOR

**RAY TENORIO**  
LIEUTENANT GOVERNOR

GOVERNMENT OF GUAM  
**DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES**  
*DIPATTAMENTON SALUT PUPBLEKO YAN SETBISION SUSIAT*



**JAMES W. GILLAN**  
ACTING DIRECTOR

**LEO G. CASIL**  
DEPUTY DIRECTOR

April 28, 2011

Honorable Adolpho B. Palacios, Sr.  
31<sup>st</sup> Guam Legislature  
Chairperson, Committee on Public Safety, Law Enforcement and Judiciary

Reference: Support of Bill No. 135-31 (LS)

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Honorable Senator Palacios, as the Director of the Department of Public Health and Social Services, I support Bill No. 135-31 (LS), which will abolish the Statute of Limitation for Crimes of First or Second Degree Criminal Sexual Conduct.

The passage of this act is especially important for vulnerable victims such as our elderly and adults with a disability as it will allow them the opportunity to step forward at their own pace and time to disclose and report such heinous crimes perpetrated against them. It is substantiated in research and through case investigations that perpetrators of crimes against the elderly or adults with a disability are usually someone known to the victim, or whom the victim is dependent upon for assistance with their activities of daily living or support, and as a result, victims hesitate to speak up or disclose crimes, including sexual assaults perpetrated against them until months and sometimes years after their victimization.

Should you have any questions, please do not hesitate to contact Ms. Jocelynn D.R. Cruz, Social Services Supervisor, Bureau of Adult Protective Services at 735-7011.

Sincerely,

**JAMES W. GILLAN**  
Acting

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

2011 APR -4 AM 9:26

Bill No. 135-31(LS)

Introduced by:

B.J.F. Cruz 

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**AN ACT TO ADD A NEW §10.17 TO CHAPTER 10, TITLE 8 OF THE GUAM CODE ANNOTATED; RELATIVE TO THE STATUTE OF LIMITATION ON CRIMES OF FIRST OR SECOND DEGREE CRIMINAL SEXUAL CONDUCT.**

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

2 **Section 1.** A new §10.17 is hereby *added* to Chapter 10, Title 8 of the Guam  
3 Code Annotated to read:

4 **“§10.17. No Limitation on Crimes of First or Second Degree**  
5 **Criminal Sexual Conduct.**

6 If the offense is a violation of §§ 25.15 or 25.20 of Chapter 25, Title  
7 9, Guam Code Annotated, a prosecution of the offense may be commenced  
8 at any time. This Section applies to any such offense except an offense the  
9 prosecution of which would have been barred by §§ 10.20 or 10.15 of this  
10 Chapter on or before enactment of this Act.”

11 **Section 2. Effective Date.** This Act shall be effective upon enactment  
12 into law.

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