

MINA' BENTE NUEBI NA LIHESLATURAN GUÅHAN  
2008 (SECOND) Regular Session

Bill No. 238(cs)

Introduced by:

F.T. Ishizaki

A. B. PALACIOS

AN ACT TO AMEND SUBSECTION (b) OF §19.30 OF  
CHAPTER 19 OF TITLE 9 OF THE GUAM CODE  
ANNOTATED, RELATIVE TO THE ASSAULT AGAINST A  
PEACE OFFICER.

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

2 **Section 1.** Subsection (b) of §19.30 of Chapter 19 of Title 9 of the Guam Code  
3 Annotated is hereby *amended* to read as follows:

4 “(b) An assault against a peace officer who is performing his official duties as a  
5 peace officer is a felony of the third degree if the perpetrator knew or should have  
6 known that the victim was a peace officer. In any assault against a peace officer, the  
7 jury shall, with any finding of guilty, also return a finding as to whether the  
8 perpetrator had actual knowledge that the victim was a peace officer. If the jury finds  
9 that the perpetrator had actual knowledge that the victim was a peace officer, the  
10 court shall impose a minimum sentence of one (1) year in prison without suspension,  
11 probation, parole, or work release. For purposes of this §19.30, "peace officer" means  
12 one so defined in §5.55, Title 8, Guam Code Annotated, ~~except for a Mayor or a Vice~~  
13 Mayor and to also include those individuals serving in a volunteer enforcement  
14 capacity within any government of Guam law enforcement entity.