


I MINA' TRENTAI UNU NA LIHESLATURAN GUÅHAN
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BILL NO. 511-31 (COR)

Introduced by:

Aline A. Yamashita, PhD 

AN ACT TO AMEND SECTION 2950, REPEAL AND REENACT SECTION 2951, AMEND SECTIONS 2952 THROUGH 2954, ADD A NEW SECTION 2954(A), AND AMEND SECTIONS 2955 THROUGH 2960 ALL OF CHAPTER 2, ARTICLE 10, TITLE 10 GUAM CODE ANNOTATED, RELATIVE TO UPDATING THE ADULT PROTECTIVE SERVICES' MANDATES.

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guahan finds*
3 the law which protects our *man'amko* (elderly) and adults with disabilities
4 enacted on 30 January 1989, and amended in 17 May 1991, requires
5 amendments to reflect politically correct and updated definitions that address
6 the social-economic changes which continue to evolve and impact the family
7 structure and community of Guam. *I Liheslatura* further finds that the
8 Bureau of Adult Protective Services needs adequate staff and support from
9 government of Guam agencies to effectively execute its duties and mandates
10 as well as to respond appropriately and adequately to the potential increases
11 in the number and complexity of referrals.

12 *I Liheslatura* intends to amend Chapter 2, Article 10 relative to the Bureau

1 of Adult Protective Services, Title 10 Guam Code Annotated, that represents
2 the practice perspective from professionals who work in social services,
3 legal and medical fields whose goal and duty is to safeguard and protect the
4 total well-being of vulnerable adults and to provide services in a dignified
5 and respectful manner.

6 **Section 2.** 10 GCA § 2950 is *amended* to read:

7 “**§ 2950. Purpose.** The purpose of this article is to recognize that
8 abuse, neglect and exploitation of elderly or ~~disabled~~ adults with a disability
9 are problems that require attention and intervention as a matter of public
10 policy. Elderly or ~~disabled~~ adults with a disability ~~need~~ require the same
11 societal protection now being provided by law to abused and neglected
12 children and spouses. The obligation of the government to extend protective
13 care and services to the abused elderly or ~~disabled~~ adults with a disability
14 should be carried out in a manner least restrictive of individual rights and in
15 accordance with due process. The family's contribution to the care of its
16 elderly or ~~disabled~~ adults with a disability is acknowledged and every effort
17 should be made to assist, support and enhance its caretaking role.”

18 **Section 3.** 10 GCA § 2951 is *repealed and re-enacted* to read:

19 “**§ 2951. Definitions.** Definitions as used in this Article:

20 (a) *Abandonment* refers to the desertion of an elderly or adult
21 with a disability by his or her caregiver under circumstances in
22 which a reasonable person would continue to provide care or
23 custody.

24 (b) *Adult with a Disability* is any person 18 years or older who:

25 (1) Has a physical or mental impairment which

1 substantially limits one (1) or more major life activities;
2 or
3 (2) Has a history of, or has been classified as having an
4 impairment which substantially limits one or more major
5 life activities.

6 (c) *Bodily Injury* means physical pain, illness, unconsciousness
7 or any impairment of physical condition.

8 (d) *Bureau of Adult Protective Services* means the “Bureau”
9 established by § 2955 of this Article.

10 (e) *Caregiver* is any family member or any person, health
11 facility, community care facility, clinic, home health care
12 agency or legal guardian who has the care or custody of the
13 elderly or adult with disability.

14 (f) *Department* refers to the Department of Public Health and
15 Social Services.

16 (g) *Desertion* refers to the act by which a person abandons and
17 forsakes, without justification, a condition of public, social, or
18 family life, renouncing its responsibilities and evading its
19 duties.

20 (h) *Elderly* refers to a person age sixty (60) years or older.

21 (i) *Elderly or Adult with a Disability Abuse* means self-neglect
22 or any one (1) or more of the following acts inflicted on an
23 elderly or adult with a disability by other than accidental means
24 by another person: physical abuse, neglect, or abandonment.

25 (j) *Emotional or Psychological Abuse* means fear, agitation,
26 confusion, severe depression, or other forms of serious
27 emotional distress that is brought about by forms of

1 intimidating behavior, threats, harassment, or by deceptive acts
2 or false or misleading statements made with malicious intent to
3 agitate, confuse, frighten, or cause severe depression or serious
4 emotional distress of the elderly or adult with a disability.

5 (k) *Expunged* means the sealing of records to all persons
6 outside of the Bureau of Adult Protective Services and law
7 enforcement agencies of Guam, and the federal agencies
8 entitled thereto, and a refusal by such agencies to admit the
9 existence of such records to persons not entitled to examine
10 them.

11 (l) *Financial or Property Exploitation* means illegal or
12 improper use of an elderly or adult with a disability's money,
13 property or other resources for monetary or personal benefit,
14 profit or gain. This includes, but is not limited to, theft,
15 misappropriation, concealment, misuse or fraudulent
16 deprivation of money or property belonging to the elderly or
17 adult with a disability.

18 (m) *Investigation* means that activity undertaken to determine
19 the validity of a report of elderly or adult with a disability
20 abuse.

21 (n) *Major Life Activities* include, but are not limited to: caring
22 for oneself, performing manual tasks, standing, walking, seeing,
23 hearing, eating, sleeping, lifting, bending, speaking, breathing,
24 learning, reading, concentrating, thinking and working.

25 (o) *Neglect* means the failure of a caregiver to provide for the
26 physical, mental or emotional health and wellbeing of the
27 elderly or adult with a disability and includes, but is not limited

1 to:

2 (1) Failure to assist or provide personal hygiene for the
3 elderly or adult with a disability.

4 (2) Failure to provide adequate food, water, clothing or
5 shelter.

6 (3) Failure to provide medical care for the physical and
7 mental health of the elderly or adult with a disability. No
8 person shall be deemed neglected or abused for the sole
9 reason that he or she voluntarily relies on treatment by
10 spiritual means through prayer alone in lieu of medical
11 treatment.

12 (4) Failure to protect an elderly or adult with a disability
13 from health, safety hazards, or physical harm.

14 (p) *Physical Abuse* means the willful infliction of injury that
15 results in physical harm. It includes, but is not limited to, cruel
16 punishment resulting in physical harm or pain or mental
17 anguish, such as direct beatings, slapping, kicking, biting,
18 choking, burning or unreasonable physical restraint or
19 confinement resulting in physical injury.

20 (q) *Physical Harm* means bodily pain, injury, impairment or
21 disease.

22 (r) *Self-Neglect* is characterized as the behavior of an elderly or
23 adult with a disability that threatens his/her own health or
24 safety. Self-neglect generally manifests itself in an older
25 person as a refusal to provide him/herself with adequate food,
26 clothing, shelter, personal hygiene, medication (when
27 indicated), and safety precautions. The definition of self-

1 neglect excludes a situation in which a mentally competent
2 older person or adult with a disability, who understands the
3 consequences of his/her decisions, makes a conscious and
4 voluntary decision to engage in acts that threaten his/her health
5 or safety as a matter of personal choice.

6 (s) *Serious Abuse* means an act or omission resulting in serious
7 bodily injury that requires immediate medical attention,
8 permanent disfigurement, severe or intense physical pain,
9 protracted loss or permanent impairment of a bodily function,
10 organ or death; or sexual offenses pursuant to Chapter 25 of
11 Title 9, Guam Code Annotated.

12 (t) *Sexual Abuse* means any form of nonconsensual sexual
13 contact, including but not limited to unwanted or inappropriate
14 sexual gratification, touching, rape, sodomy, sexual coercion,
15 sexually explicit photographing, sexual harassment, involuntary
16 exposure to sexually explicit material or language, and as
17 defined in the penal code of Guam.

18 (u) *Substantiated Report* means a report made pursuant to this
19 Chapter if an investigation by the Bureau of Adult Protective
20 Services, or its authorized agency, determines that there is
21 sufficient evidence to support the existence of the abuse or
22 neglect.

23 (v) *Unsubstantiated Report* means a report made pursuant to
24 this Chapter if an investigation by the Bureau of Adult
25 Protective Services or its authorized agency determines that
26 there is insufficient or inconclusive evidence of abuse but

1 existence of the abuse cannot be disproved to the satisfaction of
2 the Bureau of Adult Protective Services.”

3 **Section 3.** 10 GCA § 2952 through § 2954 are *amended* to read:

4 **“§ 2952. Reporting of Elderly or ~~Disabled~~ Adult with a Disability**
5 **Abuse.**

6 (a) Any person who, in the course of his or her employment,
7 occupation or professional practice comes into contact with elderly or
8 ~~disabled~~ adults with disabilities, has actual knowledge or reasonable
9 cause to believe that an elderly or ~~disabled~~ adult with a disability is
10 suffering from or has died as a result of abuse as defined in § 2951,
11 *shall* immediately make a verbal report of such information or cause a
12 report to be made to the Bureau of Adult Protective Services Unit and
13 *shall*, within forty-eight (48) hours, make a written report to the ~~unit~~
14 bureau or its authorized agency. If a verbal report is made on a
15 Friday, a written report will be made by the next workday.

16 (b) Persons required to report abuse under subsection ~~(A)~~ (a) include
17 but are not limited to physicians, medical interns, medical examiners,
18 nurses, chiropractors, hospital personnel engaged in the admission,
19 examination, care or treatment of persons, social workers, employees
20 of nursing homes, and adult day care facilities, police officers,
21 probation officers and employees of homemaker service agencies,
22 emergency medical service (EMS) providers, non-emergency medical
23 transport providers, medical and allied health care providers, banking
24 or financial institution personnel, pension providers, and practicum
25 students in the field of health and human services.

26 (c) In addition to persons required to report under subsections (a) A

1 and (b) ~~B~~, any other person may make such report to the Bureau of
2 Adult Protective Services Unit if any such person has a reasonable
3 cause to believe ~~that~~ that an elderly or disabled adult with a disability
4 is suffering from or has died as a result of abuse.

5 (d) Oral or written reports from persons required to report under
6 subsection (a) ~~A~~ and (b) ~~B~~ shall include the following information, if
7 available:

8 (1) The name of the person making the report and where he or
9 she can be reached. The identity of the person making the report
10 shall be confidential, but made available to an agency
11 contracted authorized by the Bureau of Adult Protective
12 Services to provide case investigation.

13 (2) The name, address and approximate age of the elderly or
14 ~~disabled~~ adult with a disability.

15 (3) Information regarding the nature and extent of the abuse, the
16 name of the person's caretaker, if known, and any medical
17 treatment being received or immediately required, if known.

18 (4) The name of the person or persons responsible for causing
19 the suspected abuse.

20 (5) The source of the report.

21 (6) Any other information which may assist in the investigation
22 of the suspected abuse. ~~The identity of the person making the~~
23 ~~report shall be confidential.~~

24 (7) The identity of the person making the report shall be
25 confidential.

26 (e) Reports of elderly or ~~disabled~~ adult with a disability abuse may be
27 made anonymously under this Chapter.

1 **§ 2953. Immunity from Liability.**

2 (a) Any person who in good faith makes a report under this ~~a~~Article or
3 testifies in any administrative or judicial proceeding related to the
4 report is immune from civil or criminal liability for reporting or
5 testifying.

6 (b) Any officer, agent or employee of the Bureau of Adult Protective
7 Services Unit who performs his or her duties in good faith is not liable
8 for civil or criminal damages as a result of acts or omissions in
9 rendering service or care to an elderly or disabled adult with a
10 disability.

11 (c) For the purpose of any proceeding, civil or criminal, the good faith
12 referred to in subsections ~~A~~(a) and ~~B~~(b) shall be presumed.

13 **§ 2954. Failure to Report.**

14 Any person required by subsection ~~A~~(a) and ~~B~~(b) of §2952 to report a
15 case of suspected elderly or disabled adult with a disability abuse who fails
16 to so report shall be liable for a fine of not more than Five Hundred Dollars
17 (\$500.00), except that for a second or subsequent offense, such person shall
18 be guilty of a misdemeanor. Funds shall be deposited in the manner
19 prescribed in § 2954(a), *infra*.”

20 **Section 4.** A new 10 GCA, § 2954(a) is added to read.

21 There is hereby created, separate and apart from other funds of the
22 government of Guam, a fund known as the Bureau of Adult Protective
23 Services Fund. The funds shall not be commingled with the General Fund,
24 is exempt from the Governor’s transfer authority and shall be kept in a
25 separate bank account. All funds collected shall be expended exclusively for
26 purposes used to support the operations of the Bureau of Adult Protective

1 Services.

2 **Section 5.** 10 GCA § 2955 through § 2960 are amended to read:

3 **“§ 2955. Bureau of Adult Protective Services Unit.**

4 The Division of Senior Citizens of the Department of Public Health and
5 Social Services, (the Department) shall establish a Bureau of Adult
6 Protective Services Unit which shall have sufficient staff to fulfill the
7 purposes of this Article and organized in such a way as to maximize the
8 continuity of responsibility, care and services of individual workers toward
9 individual adults and families. Therefore, at a minimum, the Bureau shall be
10 organized and staffed with:

11 (a.) One (1) Human Services Administrator to serve and lead the
12 Bureau.

13 (b.) One (1) Social Services Supervisor I to provide support for the
14 daily operations and supervision of the Bureau.

15 (c.) Three (3) Social Worker III to staff the Case Investigation Unit.

16 (d.) One (1) Social Worker III to staff the Intake and Aftercare Unit.

17 (e.) One (1) Program Coordinator III to staff the Education and
18 Outreach Unit to include the management of the Emergency
19 Receiving Home.

20 The ~~Unit~~ Bureau shall be the sole ~~unit~~ bureau responsible for receiving
21 and investigating all reports of elderly or ~~disabled~~ adult with a disability
22 abuse made pursuant to this Article, specifically including but not limited to
23 reports of abuse in facilities operated by the Department and other public or
24 private agencies and in private residences. The ~~Unit~~ Bureau shall have
25 authority to delegate to other social service agencies the responsibility of
26 investigating reports of abuse, but shall monitor the investigations conducted

1 by such other authorized agencies.

2 The Office of the Attorney General will provide legal services to the
3 Bureau of Adult Protective Services at no cost to the Bureau.

4 **§ 2956. Duties of the ~~Unit~~ Bureau of Adult Protective Services.**

5 The ~~Unit~~ Bureau shall:

6 (a) Receive on a twenty-four (24) hour, seven (7) days a week basis
7 all reports, both oral and written, of suspected elderly or ~~disabled~~
8 adult with a disability abuse in accordance with this ~~a~~Article and the
9 regulations of the Department.

10 (b) Investigate and evaluate the information in the reports, either
11 through its own investigators or through investigators of other
12 authorized agencies. The investigation and evaluation shall be made
13 within twenty-four (24) hours if the ~~Unit~~ Bureau has reasonable cause
14 to believe the adult's health or safety is in ~~immediate~~ imminent danger
15 from further abuse and within seven (7) days for all other such
16 reports. The investigation shall include a visit to the facility or
17 residence, an interview with the adult allegedly abused, a
18 determination of the nature, extent and cause or causes of the abuse,
19 the identity of the person or persons responsible for the abuse, and all
20 other pertinent facts. The investigation shall be completed within
21 thirty (30) days. If the investigating social worker of the ~~Unit~~ Bureau
22 or other authorized investigating agency determines that it is
23 appropriate, the social worker may request a law enforcement officer
24 to accompany and assist the worker in the investigation. No social
25 worker of the ~~Unit~~ Bureau or other authorized investigating agency
26 shall enter the home of any individual pursuant to the provisions of

1 this ~~a~~Article without the consent of the individual, unless authorized
2 pursuant to subsection ~~€~~ (c) of § 2957 of this ~~a~~Article.

3 (c) Determine within sixty (60) days whether the report is
4 substantiated or unsubstantiated. If the assessment results in
5 determination that the elderly or ~~disabled~~ adult with a disability has
6 suffered serious abuse as defined in §2951, report such determination
7 to the Attorney General within forty-eight (48) hours. The Attorney
8 General ~~may~~ shall investigate and decide whether to initiate criminal
9 proceedings.

10 (d) Develop a coordinated system of protective services to prevent
11 further abuses to adults and to provide or arrange for and monitor the
12 provision of those services necessary to safeguard and ensure the
13 adult's well-being and development and preserve and stabilize family
14 life wherever appropriate.

15 (e) Make available, among its services for the prevention and
16 treatment of elderly and ~~disabled~~ adult with a disability abuse, through
17 authorized individuals and through inter-agency and intra-agency
18 assistance and cooperation, instruction in caring for elderly and
19 ~~disabled~~ adults with a disability, protective and preventive social
20 ~~counseling~~ care, and emergency shelter care.

21 (f) Appoint a ~~m~~Multi-~~d~~Disciplinary ~~t~~Team (MDT) for the purpose of
22 providing case consultation, interagency treatment strategies and
23 collaborative planning to address complex cases and service gaps
24 involving an elderly or adult with a disability who is a victim of abuse
25 and/or neglect.

26 The MDT ~~which~~ may include, but is not limited to,

1 ~~representatives from the Department of Mental Health and Substance~~
2 ~~Abuse, the Guam Medical Society, Guam Legal Services Corporation,~~
3 ~~Advocacy Office, Catholic Archdiocese of Guam, the Guam~~
4 ~~Ministerial Association. Such members shall receive Forty-Five~~
5 ~~Dollars (\$45) as compensation for attendance at any meetings of the~~
6 ~~team, but such compensation shall not apply to more than two (2)~~
7 ~~meetings in any one (1) calendar month. No member shall receive any~~
8 ~~other compensation, but shall be reimbursed for actual travel,~~
9 ~~subsistence and out-of-pocket expenses incurred in the discharge of~~
10 ~~such member's responsibilities, including authorized attendance at~~
11 ~~meetings held away from Guam. a Bureau of Adult Protective~~
12 ~~Services social worker, a representative of a law enforcement agency,~~
13 ~~the medical profession, a mental health agency, the hospital, the~~
14 ~~public guardian, a representative of any private or government social~~
15 ~~service agency or advocacy office, Guam Legal Services Corporation,~~
16 ~~and a representative of the Mayors' Council of Guam. The MDT shall~~
17 ~~document all actions and efforts in addressing the needs of the client.~~
18 ~~(g) Functions of the Bureau are subject to the appropriation of funding~~
19 ~~and allocation of personnel sufficient to carryout the operations of the~~
20 ~~Bureau.~~

21 **§ 2957. Consent of Victim; Guardianship.**

22 (a) An elderly or ~~disabled~~ adult with a disability who is a victim or
23 alleged victim of abuse may refuse to cooperate in the investigation,
24 or withdraw consent at any time to the provision of protective services
25 by the ~~Unit~~ Bureau or its authorized agency. ~~The investigating agency~~
26 ~~shall act only with the consent of the victim or alleged victim of~~

1 ~~abuse.—However, the Unit Bureau shall have the responsibility to~~
2 ~~complete the investigation~~ is responsible to investigate all complaints
3 of abuse against the elderly or adults with a disability and shall have
4 the responsibility to complete and document the investigative
5 investigation efforts, regardless of the lack of cooperation of the
6 victim of abuse.

7 (b) If the elderly or ~~disabled~~ adult with a disability victim or alleged
8 victim of abuse is so incapacitated that he or she cannot legally give
9 or deny consent to an investigation or protective services, the ~~Unit~~
10 Bureau may initiate a petition for guardianship in accordance with
11 Chapter 38 of Title 15 Guam Code Annotated, or initiate a petition for
12 civil commitment pursuant to law.

13 (c) If a social worker of the ~~Unit~~ Bureau or other authorized agency
14 who is investigating a report of abuse is denied access to the alleged
15 victim by a caregiver or household member, such agency may petition
16 the Superior Court for an order allowing the ~~Unit~~ Bureau or agency
17 immediate access to the alleged victim. The court shall give notice to
18 the caregiver or household member who is denying access at least
19 twenty-four (24) hours prior to the hearing. The Court may dispense
20 with notice upon finding that immediate and reasonably foreseeable
21 harm to the alleged victim will result from the twenty-four (24) hour
22 delay. If, after the hearing, the court determines, based upon clear and
23 convincing evidence, that the caregiver or household member should
24 be required to allow access, the Court shall so order. The order
25 allowing access shall remain in effect for a period not to exceed
26 seventy-two (72) hours and may be extended for an additional

1 seventy-two (72) hours if the court finds that the extension is
2 necessary for the ~~Unit~~ Bureau or its authorized agency to gain access
3 to the alleged victim.

4 (d) No person shall interfere with the provision of protective services
5 to an elderly or ~~disabled~~ adult with a disability who requests or
6 consents to receive such services. In the event that interference occurs
7 on a continuing basis, the ~~Unit~~ Bureau, its ~~designated~~ authorized
8 protective services agency, or the public guardian may petition the
9 court to enjoin such interference.

10 **§ 2958. Central Registry.**

11 (a) The ~~Unit~~ authorized shall maintain a Central Registry of reports of
12 elderly or ~~disabled~~ adult with a disability abuse, which shall contain
13 and be limited to the following information:

14 (1) The name, address and birthdate of the elderly or ~~disabled~~
15 adult with a disability.

16 (2) The date or dates and the nature and extent of the suspected
17 abuse.

18 (3) The locality in which the suspected abuse occurred.

19 (4) The name of the person or persons suspected of causing the
20 abuse.

21 (5) The progress of any legal proceedings brought on the basis
22 of suspected abuse.

23 (b) Both ~~substantia~~ substantiated and unsubstantiated reports of
24 elderly or ~~disabled~~ adult with a disability abuse shall be placed and
25 maintained in the central registry. ~~for a period of ten (10) years.~~

1 (c) ~~If an~~ An investigation of a report of suspected elderly or ~~disabled~~
2 adult with a disability abuse, that does not determine within ninety
3 (90) days of the date of the initial report that it is a substantiated or an
4 unsubstantiated report, shall be classified as an inconclusive finding.
5 Therefore, all information identifying the named victim and
6 perpetrator or perpetrators shall be expunged.

7 **§ 2959. Confidentiality.**

8 (a) All records maintained by the ~~Unit~~ Bureau regarding reports of
9 abuse, including but not limited to information contained in the
10 central registry, shall be confidential and shall be released only with
11 the consent of the elderly or ~~disabled~~ adult with a disability or, if the
12 adult is not competent, only with the consent of the adult's guardian,
13 and shall be released only to individuals designated in this § 2959.

14 (b) Records may be released, only as necessary to serve and protect
15 the adult, to the following:

16 (1) Any agency or individual, authorized, contracted or licensed
17 through the ~~Unit~~ Bureau to care for, protect or provide services
18 to an elderly or ~~disabled~~ adult with a disability who is a victim
19 of abuse, which agency or individual shall share information
20 related to the abuse with the ~~Unit~~ Bureau.

21 (2) Courts of competent jurisdiction, upon finding that access to
22 the records may be necessary for determination of an issue
23 before the court. Access shall be limited to inspection by the
24 court only, unless the court determines that disclosure of the
25 records to interested parties is necessary for resolution of an
26 issue pending before it.

1 (3) Grand juries when connected with the prosecution of a case
2 of elderly or ~~disabled~~ adult with a disability abuse.

3 (4) Properly constituted authorities or agencies, including
4 police departments, prosecutors and attorneys general
5 investigating a report of known or suspected elderly or ~~disabled~~
6 adult with a disability abuse.

7 (5) A physician examining or treating an elderly or ~~disabled~~
8 adult with a disability where the physician suspects the adult of
9 having been abused.

10 (6) The guardian or attorney of the elderly or ~~disabled~~ adult's
11 guardian or attorney with a disability.

12 (7) A duly authorized official of the ~~Unit~~ Bureau.

13 (8) The victim or alleged victim of the abuse.

14 (9) After, and only after, a court proceeding has been initiated
15 regarding the abuse, the perpetrator or alleged perpetrator of the
16 abuse.

17 (c) Records may be released to sources other than those identified in
18 subsection ~~B~~ (b) only when a written authorization from the victim or
19 alleged victim, or his or her guardian specifically provides consent to
20 have the record released or reviewed. In the event the guardian is the
21 alleged perpetrator, this provision will not apply.

22 (d) Regardless of subsections ~~A~~(a), ~~B~~(b) and ~~C~~(c), identities of
23 persons reporting elderly or ~~disabled~~ adult with a disability abuse shall
24 remain anonymous and release of the identity of a person reporting
25 such abuse, or information which would identify the reporter of abuse,

1 is strictly prohibited.

2 (e) Students authorized by the Director of the Department may be
3 permitted, under direct supervision, access to Bureau of Adult
4 Protective Service ('BAPS') files for the purpose of field practice,
5 research and to gather statistical information. Such authorized
6 students, under supervision, may be permitted to receive BAPS
7 referrals and participate in BAPS intake, interviews and case
8 management assignments. Such authorized students shall be
9 registered in a field placement, practicum internship, or block
10 placement with an accredited college or university. Such authorized
11 students will be under the direct supervision of a social services
12 supervisor and subject to all conditions of this Chapter and
13 government of Guam policies, procedures and guidelines. Such
14 authorized students shall not disseminate any information beyond the
15 scope of the program objectives.

16 (f) Any person who willfully releases or permits the release of any
17 information or records is in violation of this Section and shall be
18 guilty of a misdemeanor.

19 **§ 2960. Appropriation.**

20 (a) ~~Two Hundred Thousand Dollars (\$200,000) are hereby~~ Funds shall
21 be appropriated from the General Fund to the Department for the
22 implementation operations of the Unit Bureau to allow the Bureau to
23 carry out its mandates. which The appropriation shall cover staffing
24 requirements, vehicles, cellphones, APS database and registry,
25 logistics, contracting of services, and emergency shelter for victims of
26 elderly and disabled adult with a disability abuse.

1 (b) Within three (3) months following the end of each fiscal year, the
2 ~~Unit Bureau~~ shall submit a report to the Governor, the Superior Court,
3 the Legislature, and the public, which shall include:

4 (1) Description of the activities of the Unit Bureau and all
5 designated agencies during the preceding year.

6 (2) Statistical information about the number and types of
7 reports received during the preceding year.

8 (3) Results of the assessments and evaluations conducted and
9 the amount, type, and costs of services provided.

10 (4) Information on the quality of services provided and the
11 result of such services in terms of alleviating abuse.

12 (5) Identification of problems that may arise in the
13 implementation of this article.

14 (6) Recommendation for action on the part of the Legislature
15 whenever deemed vital for the protection of the elderly and
16 ~~disabled~~ adults with a disability.

17 (7) Amount collected and use of funds of the "Bureau of Adult
18 Protective Services Fund," in accordance with § 2954(a),
19 supra."

20 **Section 6. Severability.** If any provision of this Act or its application
21 to any person or circumstance is found to be invalid or contrary to law, such
22 invalidity shall not affect other provisions or applications of this Act which
23 can be given effect without the invalid provisions application, and to this end
24 the provisions of this Act are severable.