

**I MINA'TRENTA NA LIHESLATURAN GUÅHAN**  
**2010 (SECOND) Regular Session**

71809

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

This is to certify that **Bill No. 162-30 (COR)**, "AN ACT TO ADD A NEW ARTICLE 2 TO CHAPTER 20 OF TITLE 8, GUAM CODE ANNOTATED, RELATIVE TO THE CREATION OF AN ONLINE WARRANT REPOSITORY/REGISTRY", was on the 3<sup>rd</sup> day of May, 2010, duly and regularly passed.



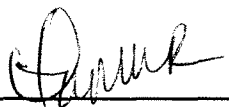
**Judith T. Won Pat, Ed. D.**  
**Speaker**

Attested:

  
**Tina Rose Muña Barnes**  
**Legislative Secretary**

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This Act was received by *I Maga'lahaen Guåhan* this 5<sup>th</sup> day of May 2010, at 4:00 o'clock P.M.

  
**Assistant Staff Officer**  
*Maga'lahi's Office*

APPROVED:

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**FELIX P. CAMACHO**  
*I Maga'lahaen Guåhan*

Date: \_\_\_\_\_

Public Law No. \_\_\_\_\_

***I MINA'TRENTA NA LIHESLATURAN GUÅHAN***  
**2009 (FIRST) Regular Session**

**Bill No. 162-30 (COR)**

As substituted by the Committee on Public Safety,  
Law Enforcement & Senior Citizens,  
and amended on the Floor.

Introduced by:

Ray Tenorio  
E. J. B. Calvo  
Adolpho B. Palacios, Sr.  
T. C. Ada  
V. Anthony Ada  
F. B. Aguon, Jr.  
F. F. Blas, Jr.  
B. J.F. Cruz  
J. V. Espaldon  
Judith P. Guthertz, DPA  
T. R. Muña Barnes  
v. c. pangelinan  
R. J. Respicio  
Telo Taitague  
Judith T. Won Pat, Ed.D.

**AN ACT TO *ADD* A NEW ARTICLE 2 TO CHAPTER 20  
OF TITLE 8, GUAM CODE ANNOTATED, RELATIVE  
TO THE CREATION OF AN ONLINE WARRANT  
REPOSITORY/REGISTRY.**

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

2        **Section 1.** A new Article 2 is hereby *added* to Chapter 20 of Title 8, Guam

3        Code Annotated, to read:

4    **“Article 2**

5    **Online Warrant Repository/Registry**

1           **§20.70. Online Warrant Repository/Registry.** The Unified  
2 Judiciary of Guam (Judiciary) is authorized to create and maintain an *Online*  
3 *Warrant Repository/Registry* that is accessible to the general public on the  
4 internet. The purpose of the *Online Warrant Repository/Registry* is to  
5 obtain assistance from the public in locating individuals with outstanding  
6 arrest warrants and fugitives from justice.

7           **§20.75. Online Warrant Repository/Registry: Information**  
8 **that is Posted On The Internet.** The *Online Warrant Repository/Registry*  
9 *may* include information maintained in the Judiciary’s warrant repository  
10 and any other information that may aid in the apprehension of individuals  
11 with outstanding arrest warrants and fugitives from justice. The Judiciary  
12 *shall* create rules on the content of fugitive information for the *Online*  
13 *Warrant Repository/Registry*.

14           **§20.80. Redaction of Information on the Online Warrant**  
15 **Repository/Registry.** At the request of the Attorney General of Guam, the  
16 Guam Police Department, *or* federal and international investigative and law  
17 enforcement agencies, the Judiciary *shall* omit the inclusion of a fugitive *if*  
18 the investigatory/law enforcement agency determines that the inclusion of  
19 such fugitive may harm the investigation.

20           **§20.85. Standards.** The Judiciary *shall* adopt standards for the  
21 operation of the *Online Warrant Repository/Registry*. Such standards *may*  
22 include, but *not* be limited to, the appearance of the site, contact information  
23 and links to local, state (elsewhere in the United States), federal and  
24 international investigatory/law enforcement agency links. Such standards  
25 *shall* include (1) the official name of the *Online Warrant*

1        *Repository/Registry*; and (2) any policies that will allow for advertising,  
2        underwriting, subscriptions or other financial support of the website.

3            **§20.90.        Limitations of the Online Warrant Repository.** The  
4        *Online Warrant Repository/Registry* created by this Chapter shall *not*  
5        replace, take the place of, or be used in lieu of the official Warrant  
6        Repository maintained and administered by the Superior Court of Guam.

7            **§20.95.        Mistakes and Limited Liability.** The Judiciary is *not*  
8        civilly or criminally liable for any erroneous information posted on the  
9        *Online Warrant Repository/Registry*, provided that such information is  
10       removed within five (5) days of the validation of the error.

11           **§20.100.    Severability.** *If* any provision of this Article or its  
12       application to any person or circumstance is found to be invalid or contrary  
13       to law, such invalidity shall *not* affect other provisions or applications of  
14       this Article, which can be given effect without the invalid provisions or  
15       application, and to this end the provisions of this Article are severable.”