

EDDIE BAZA CALVO
Governor



RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam

FEB 13 2014

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

32-14-1307
Office of the speaker
Judith T. Won Pat, Ed.D.
Date: 2/14/14
Time: 4:00 PM
Received by:

Dear Madame Speaker:

Transmitted herewith is Bill No. 242-32 (COR) "AN ACT TO AMEND §28.65 OF ARTICLE 2 OF CHAPTER 28, TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO THE CRIME OF INDECENT EXPOSURE" which I signed into law on February 10, 2014 as Public Law 32-126.

2014 FEB 14 PM 4: 49
A

Senseramente,

EDDIE BAZA CALVO

1307

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Eddie Baza Calvo @eddiebazacalvo @governorcalvo governorofguam

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2014 (SECOND) Regular Session

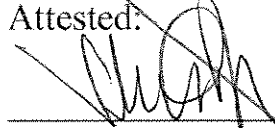
CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

This is to certify that **Bill No. 242-32 (COR)**, "AN ACT TO AMEND §28.65 OF ARTICLE 2 OF CHAPTER 28, TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO THE CRIME OF INDECENT EXPOSURE," was on the 1st day of February, 2014, duly and regularly passed.



Judith T. Won Pat, Ed.D.
Speaker

Attested:



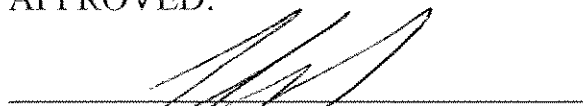
Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahaen Guåhan* this 1st day of FEB,
2014, at
10:50 o'clock P.M.



Assistant Staff Officer
Maga'lahi's Office

APPROVED:



EDWARD J.B. CALVO
I Maga'lahaen Guåhan

Date: FEB 10 2014

Public Law No. 32-126

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2013 (FIRST) Regular Session

Bill No. 242-32 (COR)

As amended on the Floor.

Introduced by:

Brant T. McCreadie
T. C. Ada
V. Anthony Ada
Frank B. Aguon, Jr.
B. J.F. Cruz
Chris M. Dueñas
Michael T. Limtiaco
Tommy Morrison
T. R. Muña Barnes
Vicente (ben) C. Pangelinan
R. J. Respicio
Dennis G. Rodriguez, Jr.
Michael F. Q. San Nicolas
Aline A. Yamashita, Ph.D.
Judith T. Won Pat, Ed.D.

**AN ACT TO *AMEND* §28.65 OF ARTICLE 2 OF
CHAPTER 28, TITLE 9, GUAM CODE ANNOTATED,
RELATIVE TO THE CRIME OF INDECENT
EXPOSURE.**

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that the crime of indecent exposure is currently classified as a petty misdemeanor in
4 Guam's criminal code. Because of this, the Guam Police Department has had
5 difficulty in arresting individuals who have been accused of committing indecent
6 exposure. In order to ensure that those accused of indecent exposure are properly
7 arrested, it is necessary to increase the penalty for the offense. Therefore, it is the

1 intent of *I Liheslaturan Guåhan* to increase the penalty for indecent exposure by
2 amending §28.65 of Article 2 of Chapter 28, Title 9, Guam Code Annotated.

3 **Section 2.** §28.65 of Article 2 of Chapter 28, Title 9, Guam Code Annotated,
4 is hereby *amended* to read:

5 **“§ 28.65. Indecent Exposure; Defined & Punished.**

6 A person commits the crime of indecent exposure if he or she
7 intentionally exposes their genitals or performs any other lewd act under
8 circumstances in which their conduct is likely to be observed by any person
9 who would be offended or alarmed.

10 *Except* as provided below, indecent exposure is a misdemeanor.
11 Indecent exposure is a felony in the third degree *if*:

12 (a) a person intentionally exposes their genitals or intentionally
13 performs any other lewd act to a person under the age of sixteen (16)
14 years; or

15 (b) a person intentionally exposes their genitals or performs any
16 other lewd act for the purpose of sexual gratification; or

17 (c) a person has previously been convicted under this Section;
18 or

19 (d) a person has been convicted of any other sexual offense as
20 defined in a provision of the Guam Code Annotated.”

21 **Section 3. Effective Date.** This Act *shall* be effective upon enactment.

22 **Section 4. Severability.** *If* any provision of this Law or its application to any
23 person or circumstance is found to be invalid or contrary to law, such invalidity *shall*
24 *not* affect other provisions or applications of this Law which can be given effect
25 without the invalid provisions or application, and to this end the provisions of this
26 Law are severable.