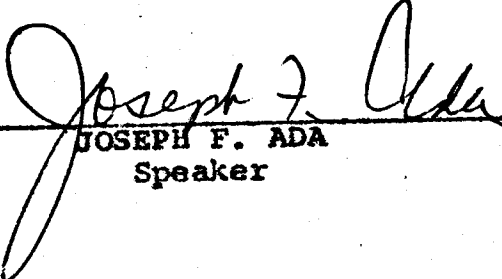


THIRTEENTH GUAM LEGISLATURE
1975 (FIRST) Regular Session


CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This is to certify that Bill No. 273, "An Act to repeal and reenact Section 224 of the Civil Code of Guam relative to consent of parents; legitimate children; illegitimate children; when consent unnecessary for adoption", was on the 25th day of September, 1975, duly and regularly passed.



JOSEPH F. ADA
Speaker

ATTESTED:



CONCEPCION CRUZ BARRETT
Legislative Secretary

This Act was received by the Governor this 2nd day of October, 1975 at 2:55 o'clock P.M.

/s/ Ruth F. Won-Pat
RUTH F. WON PAT
Assistant Staff Officer
Governor's Office

APPROVED:

/s/ RICARDO J. BORDALLO
RICARDO J. BORDALLO
Governor of Guam

DATED: OCT 11 1975

3:25 P.M.

P.L. 13-66

THIRTEENTH GUAM LEGISLATURE
1975 (FIRST) Regular Session

Bill No. 273

Introduced by J. F. Ada

AN ACT TO REPEAL AND REENACT SECTION 224 OF
THE CIVIL CODE OF GUAM RELATIVE TO CONSENT
OF PARENTS; LEGITIMATE CHILDREN; ILLEGITIMATE
CHILDREN; WHEN CONSENT UNNECESSARY FOR
ADOPTION.

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

2 Section 1. Section 224 of the Civil Code of Guam is hereby
3 repealed and reenacted to read as follows:

4 "Section 224. Consent of Parents; legitimate children;
5 illegitimate children; when consent unnecessary. A legiti-
6 mate child cannot be adopted without the consent of its
7 parents if living; however, after the custody of any child
8 has, by any judicial decree, been given to the father, and the
9 mother for a period of one (1) year fails to communicate with
10 such child when able to do so, or been given to the mother,
11 and the father for a period of one (1) year shall willfully
12 fail to pay for the care, support and education of such child
13 when able to do so, then the parent to whom custody has been
14 given alone may consent to such adoption, but only after
15 the parent to whom custody has not been given has been served
16 with a copy of a summons in the manner provided by law for
17 the service of summons in a civil action; failure of father
18 to pay for the care, support and education of such child for
19 such period of one (1) year or failure of mother to communi-
20 cate with such child for such period of one (1) year is prima
21 facie evidence that such failure was willful and without
22 lawful excuse; nor an illegitimate child without the consent
23 of its mother if living; except that the consent of a father
24 or mother is not necessary in the following cases:

25 1. When such father or mother has been judicially
26 deprived of the custody and control of such child (a) by

1 order of the court declaring such child to be free from the
2 custody and control of either or both of his parents, or (b)
3 by similar order of the court of another jurisdiction, pursuant
4 to any law of that jurisdiction authorizing such order; or
5 when such father or mother has, in a judicial proceeding in
6 another jurisdiction, voluntarily surrendered his right to
7 the custody and control of such child pursuant to any law
8 of that jurisdiction provided for such surrender.

9 2. Where such father or mother of any child has deserted
10 the child without provision for its identification.

11 3. Where such father or mother of any child has relin-
12 quished such child for adoption; or where such father or
13 mother has relinquished such child for adoption to a licensed
14 or authorized child-placing agency in another jurisdiction
15 pursuant to the law of that jurisdiction."