



EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam

October 4, 2011

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

31-11-943

Office of the Speaker
Judith T. Won Pat, Ed. D.
Date 10/4/11
Time 4:00 PM
Received by [Signature]

Dear Madame Speaker:

Transmitted herewith is Substitute Bill No. 173-31 (COR) "AN ACT TO ADD A NEW ARTICLE 4 TO CHAPTER 13 OF TITLE 19, GUAM CODE ANNOTATED, RELATIVE TO CREATING A TASK FORCE ON THE PREVENTION OF SEXUAL ABUSE OF CHILDREN WITHIN THE CHILD PROTECTIVE ACT", which was signed into law on September 30, 2011 as Public Law 31-97.

Senseramente,

EDDIE BAZA CALVO

OCT - 5 11 8:07

[Handwritten initials]

Attachment: copy of Bill

943

I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN
2011 (FIRST) Regular Session

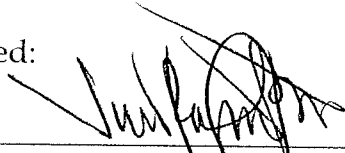
CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

This is to certify that **Substitute Bill No. 173-31 (COR), "AN ACT TO ADD A NEW ARTICLE 4 TO CHAPTER 13 OF TITLE 19, GUAM CODE ANNOTATED, RELATIVE TO CREATING A TASK FORCE ON THE PREVENTION OF SEXUAL ABUSE OF CHILDREN WITHIN THE CHILD PROTECTIVE ACT,"** was on the 19th day of September, 2011, duly and regularly passed.



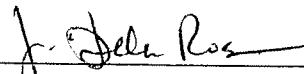
Judith T. Won Pat, Ed.D.
Speaker

Attested:



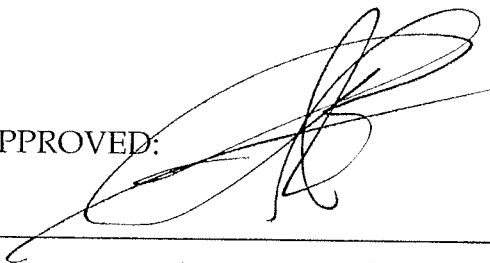
Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahen Guåhan* this 20th day of Sept., 2011, at 4:10 o'clock P.M.



Assistant Staff Officer
Maga'lahi's Office

APPROVED:



RAYMOND S. TENORIO
Acting Governor of Guam

Date: _____

SEP 30 2011

Public Law No. 31-97

I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN
2011 (FIRST) Regular Session

Bill No. 173-31 (COR)

As substituted by the Committee on Youth, Cultural Affairs,
Procurement, General Government Operations and Public Broadcasting.

Introduced by:

B. J.F. Cruz
T. R. Muña Barnes
Aline A. Yamashita, Ph.D.
T. C. Ada
V. Anthony Ada
F. F. Blas, Jr.
Chris M. Dueñas
Judith P. Guthertz, DPA
Sam Mabini, Ph.D.
Adolpho B. Palacios, Sr.
v. c. pangelinan
Dennis G. Rodriguez, Jr.
R. J. Respicio
M. Silva Taijeron
Judith T. Won Pat, Ed.D.

**AN ACT TO ADD A NEW ARTICLE 4 TO CHAPTER 13
OF TITLE 19, GUAM CODE ANNOTATED, RELATIVE
TO CREATING A TASK FORCE ON THE
PREVENTION OF SEXUAL ABUSE OF CHILDREN
WITHIN THE CHILD PROTECTIVE ACT.**

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

2 **Section 1.** A new Article 4 is hereby *added* to Chapter 13, Title 19, Guam
3 Code Annotated, to read as follows:

4 **“Article 4**

5 **The LaniKate Protehi Y Famagu'on-ta Act**

1 **§13400. Title.** This Article *shall* be known, and may be cited as
2 “The LaniKate *Protehi Y Famagu'on-ta* Act.”

3 **§13401. Task Force Composition.** The Task Force *shall* be
4 comprised of the following:

5 (a) a representative of the Courts of Guam appointed by the
6 Chief Justice;

7 (b) the Director of the Department of Public Health and
8 Social Services or his designee;

9 (c) the Director of the Department of Mental Health &
10 Substance Abuse or his designee;

11 (d) the Attorney General of Guam or his designee;

12 (e) the Superintendent of the Department of Education or his
13 designee;

14 (f) the Chief of Police of the Guam Police Department or his
15 designee;

16 (g) the Director of the Victims Advocates Reaching Out or
17 his designee;

18 (h) the Executive Director of Catholic Social Service or his
19 designee;

20 (i) the Director of Sanctuary Incorporated or his designee;

21 (j) the Chairperson of the Association of Individual,
22 Marriage and Family Therapists or his designee;

23 (k) the President of the University of Guam or his designee;

24 (l) a representative of the Guam Youth Congress; and

25 (m) a representative of the Coalition Against Sexual Assault
26 and Family Violence.

1 The Attorney General *shall* convene the Task Force until a presiding
2 officer is selected by a majority vote of the membership. The members of
3 the Task Force *shall* serve without compensation.

4 **§13402. Duties of the Task Force on the Prevention of Sexual**
5 **Abuse of Children.** The Task Force *shall* meet at the call of the presiding
6 officer and make recommendations for preventing child sexual abuse in
7 Guam.

8 In making recommendations, the Task Force *shall*:

9 (a) gather information concerning child sexual abuse
10 throughout Guam;

11 (b) receive reports and testimony from individuals,
12 government of Guam agencies, community-based organizations, and
13 any other public and private organizations;

14 (c) create goals for local policy that would prevent child
15 sexual abuse; and

16 (d) submit a report with its recommendations to *I*
17 *Maga'lahañ Guåhan* and *I Liheslaturan Guåhan* by April 1, 2012.
18 Any further recommendations *shall* be transmitted annually thereafter.

19 **§13403. Task Force Recommendations.** The Task Force
20 recommendations may include proposals for specific statutory changes and
21 methods to foster cooperation among and improving services of government
22 of Guam agencies, community-based organizations, throughout the
23 Department of Education, and other public and private organizations, to
24 prevent and reduce child sexual abuse on Guam.

25 **§13404. Policies Addressing Sexual Abuse.** The Task Force
26 *shall* adopt and recommend policies addressing sexual abuse of children that
27 may include age-appropriate curriculum for students in pre-K through fifth

1 (5th) grade; training for school personnel on child sexual abuse; educational
2 information to parents or guardians provided in the school handbook on the
3 warning signs of a child being sexually abused, along with any needed
4 assistance, referral, or resource information; available counseling and
5 resources for students affected by sexual abuse; and emotional and
6 educational support for a child affected by sexual abuse to continue to be
7 successful in school. Any policy adopted may address without limitation:

8 (a) methods for increasing teacher, student, and parent awareness of
9 issues regarding sexual abuse of children, including knowledge of likely
10 warning signs indicating that a child may be a victim of sexual abuse;

11 (b) actions that a child who is a victim of sexual abuse should take to
12 obtain assistance and intervention; and

13 (c) available counseling options for students affected by sexual
14 abuse.”

6

I MINA' TRENTAI UNU NA LIHESLATURAN GUÅHAN

2011 (FIRST) Regular Session

Date: Sept. 19, 2011

VOTING SHEET

SBill No. 173-31(COR)

Resolution No. _____

Question: _____

<u>NAME</u>	<u>YEAS</u>	<u>NAYS</u>	<u>NOT VOTING/ ABSTAINED</u>	<u>OUT DURING ROLL CALL</u>	<u>ABSENT</u>
ADA, Thomas C.	✓				
ADA, V. Anthony	✓				
BLAS, Frank F., Jr.	✓				
CRUZ, Benjamin J. F.	✓				
DUENAS, Christopher M.	✓				
GUTHERTZ, Judith Paulette	✓				
MABINI, Sam	✓				
MUNA-BARNES, Tina Rose	✓				
PALACIOS, Adolpho Borja, Sr.	✓				
PANGELINAN, vicente (ben) cabrera	✓				
RESPICIO, Rory J.	✓				
RODRIGUEZ, Dennis G., Jr.	✓				
SILVA TAIJERON, Mana	✓				
WON PAT, Judith T.	✓				
YAMASHITA, Aline A.	✓				

TOTAL

15 0 0 0 0

CERTIFIED TRUE AND CORRECT:


Clerk of the Legislature

* 3 Passes = No vote
EA = Excused Absence



July 15, 2011

The Honorable Judith T. Won Pat
Speaker
I Mina' Trentai Unu Na Liheslaturan Guahan
31st Guam Legislature
155 Hesler Place
Hagatna, Guam 96910

2011 AUG 17 AM 11:27

VIA: The Honorable Rory J Respicio
Chairperson, Committee on Rules

RE: Committee Report on Bill No. 173-31 (COR) As Substituted

Dear Speaker Won Pat:

Transmitted herewith is the Report of Committee on Youth, Cultural Affairs, Procurement, General Government Operations and Public Broadcasting the on Substitute Bill No. 173-31 (COR) "An act to create the task force on the prevention of sexual abuse of children by adding a new Article 4 to Chapter 13 of Title 19 of the Guam Code Annotated." – sponsored by Vice Speaker Benjamin J.F. Cruz, and referred to the Committee on Youth, Cultural Affairs, Procurement, General Government Operations and Public Broadcasting.

Committee votes are as follows:

6 TO DO PASS
___ TO NOT PASS
___ TO REPORT OUT ONLY
___ TO ABSTAIN
___ TO PLACE IN INACTIVE FILE

Sincerely,

BENJAMIN J.F. CRUZ
Chairperson



COMMITTEE REPORT

ON

Substitute Bill No. 173-31 (COR)

“An act to create the task force on the prevention of sexual abuse of children by adding a new Article 4 to Chapter 13 of Title 19 of the Guam Code Annotated”



July 15, 2011

MEMORANDUM

TO: All Members
Committee on Youth, Cultural Affairs, Procurement, General
Government Operations and Public Broadcasting

FROM: Vice Speaker Benjamin J.F. Cruz

SUBJECT: Committee Report on Bill No. 173-31(COR) As Substituted

Transmitted herewith for your consideration is the Committee Report on Substitute Bill No. 173-31(COR)- "An act to create the task force on the prevention of sexual abuse of children by adding a new Article 4 to Chapter 13 of Title 19 of the Guam Code Annotated."

This report includes the following:

- Committee Vote Sheet
- Committee Report Digest
- Bill No. 173-31(COR)
- Substitute Bill 173-31 (COR)
- Public Hearing Sign-in Sheet
- COR Referral of Bill No. 173-31(COR)
- Fiscal Note Requirement
- Notices of Public Hearing
- Public Hearing Agenda

Please take the appropriate action on the attached voting sheet. Your attention to this matter is greatly appreciated. Should you have any questions or concerns, please do not hesitate to contact me.

Very truly yours,

A handwritten signature in black ink, appearing to read "Benjamin J.F. Cruz", with a large, stylized flourish at the end.

BENJAMIN J.F. CRUZ
Chairperson



COMMITTEE VOTING SHEET

Substitute Bill No. 173-31(LS) - "An act to create the task force on the prevention of sexual abuse of children by adding a new Article 4 to Chapter 13 of Title 19 of the Guam Code Annotated."

COMMITTEE MEMBERS	SIGNATURE	TO DO PASS	TO NOT PASS	TO REPORT OUT ONLY	TO ABSTAIN	TO PLACE IN INACTIVE FILE
CRUZ, BENJAMIN J.F. Chairperson		7/15/11 ✓				
MUÑA BARNES, TINA ROSE Vice-Chairperson						
WON PAT, JUDITH T. Speaker and Ex-Officio Member						
Ada, Thomas C. Member		7/15/11 ✓				
GUTHERTZ, JUDITH P. Member		✓				
RESPICIO, RORY J. Member						
RODRIGUEZ, DENNIS G. JR. Member						
ADA, V. ANTHONY Member		7/14/11				
DUENAS, CHRISTOPHER Member						
MABINI, SAM Member		7/14/11 ✓				
YAMASHITA, ALINE Member		7/14/11 ✓				



Committee Report Digest

I. OVERVIEW

The Committee on Youth, Cultural Affairs, Procurement, General Government Operations and Public Broadcasting convened a public hearing on Wednesday, May 25, 2011 at 10:00 a.m. in the Public Hearing Room of *I Liheslatura*. Among the items on the agenda was the consideration of Bill No. 173-31(COR) - "An act to create the task force on the prevention of sexual abuse of children by adding a new Article 4 to Chapter 13 of Title 19 of the Guam Code Annotated."

Bill No. 173-31(COR) would create a task force composed of both government and non government representatives to make recommendations for preventing child sexual abuse on Guam.

Public Notice Requirements

All legal requirements for public notices were met, with requests for publication sent to all media and all senators on May 18th and 23rd via email. Notices of the hearing were published in the Marianas Variety Guam edition on May 18th. Copies of the hearing notices are appended to the report.

Senators Present

Vice Speaker Benjamin J.F. Cruz, Chairperson
Senator V. Anthony Ada, Committee Member
Senator Aline A. Yamashita, Ph.D., Committee Member
Senator Adolpho Palacios, Senator

The public hearing was called to order at 10:08 a.m.

II. SUMMARY OF TESTIMONY AND DISCUSSION

Vice Speaker B.J.F. Cruz announced the agenda then called on individuals to testify for Bill No. 173-31 (COR).

Senator Yamashita declared her support for Bill No. 173-31 (COR) and thanked Senator Cruz for asking her to be cosponsor. Yamashita asserted that Guam has many smart people and that a collaboration of intelligent minds in a task force stands to benefit Guam's residents regarding abuse issues.



Dr. Ellen Bez, resident of Guam, submitted and read written testimony in support of Bill No. 173-31 (COR). Bez said that Bill No. 173-31 (COR) is modeled after Erin's Law that recently passed in Illinois in February 14, 2011. Bez then read testimony quoting a summary of the horrific sexual abuse Erin Merryn's suffered and the provisions within Erin's Law. Bez stated ninety percent of child victims know their offender and almost half of the offenders are family members. Guam consists of families living in communal settings. This places children at greater risk for sexual abuse due to the increased number of potential contacts with perpetrators. Bez suggested that after the task force has completed its work and has disbanded, a smaller advisory council is created consisting of interested stakeholders working in collaboration with the Department of Education (DOE) to ensure that curriculums regarding sexual assault awareness are running appropriately and updated. Bez asserted that sexually abused children are at a greater risk than the general population due to emotional, psychological, social, and physical problems often lasting into adulthood. Seventy to eighty percent of sexual abuse survivors report excessive alcohol and drug abuse. Bez said it is important that all children are provided a safe environment so that they may develop to their full potential.

Senator Cruz thanked Dr. Bez for her excellent testimony then called on Lydia Tenorio to testify.

Lydia Tenorio, Department of Public Health and Social Services, prepared to read written testimony on behalf of Director James Gillian. Prior to reading the testimony, Tenorio asserted that unfortunately after 30 years of work dedicated to intervention, hardly anything has changed regarding the terrible stories of abused children. Therefore, anything that promotes prevention is important to the residents of Guam and Bill No. 173-31 (COR) will reinforce prevention, which is why she supports the proposed legislation. Tenorio asserted that working with the Department of Education is paramount because they often are the first to encounter sexually abused children. Tenorio then read written testimony on behalf of Director Gillian in support of Bill No. 173-31 (COR).

Senator Cruz stated that he agreed with Tenorio's assertions regarding DOE. Cruz asserted that too often victims of sexual abuse act out and become beyond control. Therefore, education on sexual abuse at DOE is important.

Phil Tydingco, Assistant Attorney General of Guam, submitted and read written testimony in support of Bill No. 173-31 (COR) on behalf of Attorney General Leonardo Rapadas and the Office of the Attorney General. Tydingco agreed with the testimonies provided by Dr. Bez and Ms. Tenorio.



Senator Cruz called on any other possible members of the Public Hearing audience to testify including possible representatives from Sanctuary.

Senator Yamashita stated that in 1998 they adopted student performance indicators in all content areas including health to help students understand their bodies and proper sexual behavior. Yamashita asserted that there is a need to tighten up the education and awareness programs regarding sexual abuse and assault for students and teachers throughout DOE. Yamashita asserted that it is her hope that the task force will bring stakeholders together to create and implement policy to resolve issues.

Dr. Bez reasserted the need to create an advisory board to teach the technical aspects and training needed to deal with sexual abuse and sexual assault through updated curriculums.

Senator Cruz thanked the panel for their testimonies and the professionals throughout Guam for what they do on a daily basis regarding sexual abuse and sexual assault.

III. FINDINGS AND RECOMMENDATIONS

Upon further review of the draft legislation, the Committee on Youth, Cultural Affairs, Procurement, General Government Operations and Public Broadcasting has determined that the language contained in Bill No. 173-31 (COR) must be revised given the following:

- Add to memberships to the Task Force;
 1. University of Guam;
 2. Guam Youth Congress; and
 3. Coalition Against Sexual Assault and Family Violence
- Amend date for submission of initial report from April 1, 2013, to April 1, 2012, in §13402. Duties of The Task Force on the Prevention of Sexual Abuse of Children.
- Expand curriculum for students to include the Department of Education in §13403. Task Force Recommendations.
- To change the name of the Act to: “The LaniKate Protehi Y Famagu'on-ta Act.”

After discussion with Senator’s Benjamin J.F. Cruz and a comprehensive review of the testimony, substitute language has been adopted to further strengthen Bill No. 173-31 (COR) in the best interests of the Guam’s youth and residents.

SENATOR BENJAMIN J.F. CRUZ, VICE SPEAKER
Chairman, Committee on Youth, Cultural Affairs, Procurement,
General Government Operations, and Public Broadcasting.
Web Address: www.senatorbjcruz.com



I MINA' TRENTAI UNU NA LIHESLATURAN GUÅHAN
The 31st Guam Legislature • senator@senatorbjcruz.com
155 Hesler Place, Hagatna, Guam 96910
Telephone: (671) 477-2520/1 • Fax: (671) 477-2522

The Committee on Youth, Cultural Affairs, Procurement, General Government Operations and Public Broadcasting to which was referred Bill No. 173-31 (COR), hereby submits these findings to *I Mina' Trentai Unu na Liheslaturan Guåhan* and reports out Substitute Bill No. 173-31(COR) with a recommendation TO **PASS**.

I MINA' TRENTA I UNU NA LIHESLATURAN GUÁHAN
2011 (First) Regular Session

Bill No. 173-31 (COR)

Introduced by:

B.J.F. Cruz
Tina Rose Muña Barnes
Aline A. Yamashita, Ph.D.

2011 APR 29 AM 11:29

**AN ACT TO CREATE THE TASK FORCE ON THE PREVENTION OF
SEXUAL ABUSE OF CHILDREN BY ADDING A NEW ARTICLE 4 TO
CHAPTER 13 OF TITLE 19 OF THE GUAM CODE ANNOTATED.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. A new Article 4 is hereby *added* to Chapter 13, Title 19 of the
Guam Code Annotated to read as follows:

“Article 4

The Task Force on the

Prevention of Sexual Abuse of Children

§13400. Title. This Article shall be known, and may be cited as the “Task
Force on the Prevention of Sexual Abuse of Children.”

§13401. Task Force Composition. The Task Force shall be comprised of
the following:

(1) A representative of the Courts of Guam appointed by the Chief
Justice;

(2) The Director of the Department of Public Health and Social
Services or his designee;

(3) The Director of the Department of Mental Health & Substance
Abuse or his designee;

1 (4) The Attorney General of Guam or his designee;

2 (5) The Superintendent of the Department of Education or his
3 designee;

4 (6) The Chief of Police of the Guam Police Department or his
5 designee;

6 (7) The Director of the Victims Advocates Reaching Out or his
7 designee;

8 (8) The Executive Director of Catholic Social Services or his
9 designee;

10 (9) The Director of Sanctuary Incorporated or his designee; and

11 (10) The Chairperson of the Association of Individual, Marriage and
12 Family Therapists or his designee.

13 The Attorney General shall convene the Task Force until a presiding officer
14 is selected by a majority vote of the membership. The members of the Task Force
15 shall serve without compensation.

16 **§13402. Duties of The Task Force on the Prevention of Sexual Abuse of**
17 **Children.** The Task Force shall meet at the call of the presiding officer and make
18 recommendations for preventing child sexual abuse in Guam.

19 In making recommendations, the Task Force shall:

20 (1) Gather information concerning child sexual abuse throughout
21 Guam;

22 (2) Receive reports and testimony from individuals, Government of
23 Guam agencies, community-based organizations and any other public and
24 private organizations;

25 (3) Create goals for local policy that would prevent child sexual
26 abuse; and

1 (4) Submit a report with its recommendations to *I Maga'laha*
2 *Guåhan* and *I Liheslaturan Guåhan* by April 1, 2013. Any further
3 recommendations shall be transmitted annually thereafter.

4 **§13403. Task Force Recommendations.** The Task Force recommendations
5 may include proposals for specific statutory changes and methods to foster
6 cooperation among and improving services of Government of Guam agencies,
7 community-based organizations, and other public and private organizations to
8 prevent and reduce child sexual abuse on Guam.

9 **§13403. Policies Addressing Sexual Abuse.** The Task Force shall adopt
10 and recommend policies addressing sexual abuse of children that may include age-
11 appropriate curriculum for students in pre-K through 5th grade; training for school
12 personnel on child sexual abuse; educational information to parents or guardians
13 provided in the school handbook on the warning signs of a child being abused,
14 along with any needed assistance, referral, or resource information; available
15 counseling and resources for students affected by sexual abuse; and emotional and
16 educational support for a child of abuse to continue to be successful in school.
17 Any policy adopted may address without limitation:

18 (1) Methods for increasing teacher, student, and parent awareness of
19 issues regarding sexual abuse of children, including knowledge of likely
20 warning signs indicating that a child may be a victim of sexual abuse;

21 (2) Actions that a child who is a victim of sexual abuse should take to
22 obtain assistance and intervention; and

23 (3) Available counseling options for students affected by sexual
24 abuse.

25 **Section 2. Effective Date.** This Act shall be effective upon enactment into
26 law.

I MINA' TRENTA I UNU NA LIHESLATURAN GUÅHAN
2011 (First) Regular Session

Bill No. 173-31 (COR)

As Substituted by the Committee on Youth, Cultural Affairs,
Procurement, General Government Operations and Public Broadcasting

Introduced by:

B.J.F. Cruz
Tina Rose Muña Barnes
Aline A. Yamashita, Ph.D.

**AN ACT TO CREATE THE TASK FORCE ON THE
PREVENTION OF SEXUAL ABUSE OF CHILDREN WITHIN
THE CHILD PROTECTIVE ACT BY ADDING A NEW
ARTICLE 4 TO CHAPTER 13 OF TITLE 19 GUAM CODE
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BE IT ENACTED BY THE PEOPLE OF GUAM:

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(2) The Director of the Department of Public Health and Social
Services or his designee;

1 (3) The Director of the Department of Mental Health & Substance
2 Abuse or his designee;

3 (4) The Attorney General of Guam or his designee;

4 (5) The Superintendent of the Department of Education or his
5 designee;

6 (6) The Chief of Police of the Guam Police Department or his
7 designee;

8 (7) The Director of the Victims Advocates Reaching Out or his
9 designee;

10 (8) The Executive Director of Catholic Social Services or his
11 designee;

12 (9) The Director of Sanctuary Incorporated or his designee;

13 (10) The Chairperson of the Association of Individual, Marriage and
14 Family Therapists or his designee;

15 (11) The President of the University of Guam or his designee;

16 (12) A representative of the Guam Youth Congress; and

17 (13) A representative of the Coalition Against Sexual Assault and
18 Family Violence.

19 The Attorney General shall convene the Task Force until a presiding officer
20 is selected by a majority vote of the membership. The members of the Task Force
21 shall serve without compensation.

22 **§13402. Duties of The Task Force on the Prevention of Sexual Abuse of**
23 **Children.** The Task Force shall meet at the call of the presiding officer and make
24 recommendations for preventing child sexual abuse in Guam.

25 In making recommendations, the Task Force shall:

26 (1) Gather information concerning child sexual abuse throughout
27 Guam;

1 (2) Receive reports and testimony from individuals, Government of
2 Guam agencies, community-based organizations and any other public and
3 private organizations;

4 (3) Create goals for local policy that would prevent child sexual
5 abuse; and

6 (4) Submit a report with its recommendations to *I Maga'laha*
7 *Guåhan* and *I Liheslaturan Guåhan* by April 1, 2012. Any further
8 recommendations shall be transmitted annually thereafter.

9 **§13403. Task Force Recommendations.** The Task Force recommendations
10 may include proposals for specific statutory changes and methods to foster
11 cooperation among and improving services of Government of Guam agencies,
12 community-based organizations, throughout the Department of Education and
13 other public and private organizations to prevent and reduce child sexual abuse on
14 Guam.

15 **§13403. Policies Addressing Sexual Abuse.** The Task Force shall adopt
16 and recommend policies addressing sexual abuse of children that may include age-
17 appropriate curriculum for students in pre-K through 5th grade; training for school
18 personnel on child sexual abuse; educational information to parents or guardians
19 provided in the school handbook on the warning signs of a child being abused,
20 along with any needed assistance, referral, or resource information; available
21 counseling and resources for students affected by sexual abuse; and emotional and
22 educational support for a child of abuse to continue to be successful in school.
23 Any policy adopted may address without limitation:

24 (1) Methods for increasing teacher, student, and parent awareness of
25 issues regarding sexual abuse of children, including knowledge of likely
26 warning signs indicating that a child may be a victim of sexual abuse;

1 (2) Actions that a child who is a victim of sexual abuse should take to
2 obtain assistance and intervention; and

3 (3) Available counseling options for students affected by sexual
4 abuse.

5 **Section 2. Effective Date.** This Act shall be effective upon enactment into
6 law.

August 1, 2011

Melani Q. Marquez
1020 Makalika Loop
Honolulu, HI 96818

Senator Benjamin Cruz
Suite 107
155 Hesler St.
Hagåtña, Guam 96910

Dear Senator Cruz,

I'd like to thank you for all that you have done to bring light to child sexual abuse on Guam and the survivors of this crime. Your courage in addressing this issue inspired me to come forth about my past abuse after 20+ years and compelled me to write to the Pacific Daily News "Voice of the People". My opinion piece was printed in November 3, 2009. I also want to thank you for being so receptive to the idea of a sexual abuse task force on Guam and introducing resolution 173-31 to the 31st legislature. I credit Erin Merryn, a sexual abuse survivor, activist, and the inspiration behind "Erin's Law" for that original idea. In anticipation for it's successful passage into Guam Law, it is my greatest hope that this new task force will aggressively tackle the issue of sexual abuse on island and mandate effective sexual abuse prevention education programs into the Guam public school curriculum. As a child sexual survivor, I can't express how important I feel it is for children to be taught this preventative concept on an annual basis. It's not just a simple lesson they'll be learning but a life skill they will carry with them into adolescence and likely pass onto their children. Sexual Abuse prevention education should never be considered optional or simply left for parents/guardians to shoulder the responsibility of teaching this lesson. That's exactly how this issue was dealt with in the past, which is how and why many children like me were left to fend for themselves. They didn't know it was wrong, let alone who to confide in if they weren't taken seriously at home. I truly believe through preventative education programs and community outreach initiatives, our society will learn to shift their attitudes in dealing with child sexual abuse; by realizing it's occurrence should not be dealt with as family matter but a legal matter and criminal offense. Perhaps, it will also help end generational cycles of sexual abuse once and for all on our island. In closing, thank you again for all your efforts and being receptive to my correspondences for the past few years. The introduction and passage of Bill 173-31 has made it all worth it. Last but not least, thank you for proving to me that even though I am not physically home on my beloved island of Guam, that I can still have a voice and make a positive difference for our people. God bless you Senator Cruz for your continued public service.

Pues Adios Esta Ki,

Melani Q. Marquez



COMMITTEE ON RULES

I Mina'trentai Unu na Libeslaturan Guåhan • The 31st Guam Legislature
155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com
E-mail: roryforguam@gmail.com • Tel: (671)472-7679 • Fax: (671)472-3547

Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

Senator
Judith P. Guthertz
VICE CHAIRPERSON
ASST. MAJORITY LEADER

MAJORITY MEMBERS:

Speaker
Judith T. Won Pat

Vice Speaker
Benjamin J. F. Cruz

Senator
Tina Rose Muña Barnes
LEGISLATIVE SECRETARY
MAJORITY WHIP

Senator
Dennis G. Rodriguez, Jr.
ASST. MAJORITY WHIP

Senator
Thomas C. Ada

Senator
Adolpho B. Palacios, Sr.

Senator
vicente c. pangelinan

MINORITY MEMBERS:

Senator
Aline A. Yamashita
ASST. MINORITY LEADER

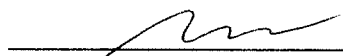
Senator
Christopher M. Duenas

Certification of Waiver of Fiscal Note Requirement

This is to certify that the Committee on Rules submitted to the Bureau of Budget and Management Research (BBMR) a request for a fiscal note, or applicable waiver, on **Bill No. 173-31 (COR) – “AN ACT TO CREATE THE TASK FORCE ON THE PREVENTION OF SEXUAL ABUSE OF CHILDREN WITHIN THE CHILD PROTECTIVE ACT BY ADDING A NEW ARTICLE 4 TO CHAPTER 13 OF TITLE 19 GUAM CODE ANNOTATED.”** – on May 3, 2011. COR hereby certifies that BBMR confirmed receipt of this request on May 3, 2011.

COR further certifies that a response to this request was not received by 5:00 P.M. on May 23, 2011, the fourteenth day after the request was received by BBMR. Therefore, pursuant to 2 GCA §9105, the requirement for a fiscal note, or waiver thereof, on Bill 487 to be included in the committee report on said bill, is hereby waived.

Certified by:



Senator Rory J. Respicio
Chairperson, Committee on Rules

8-9-11

Date



COMMITTEE ON RULES

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2011 MAY -3
MAY 3 3:57

Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

Senator
Judith P. Guthertz
VICE CHAIRPERSON
ASST. MAJORITY LEADER

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Senator
Aline A. Yamashita
ASST. MINORITY LEADER

Senator
Christopher M. Duenas

May 3, 2011

VIA FACSIMILE
(671) 472-2825

Ms. Benita Manglona
Director
Bureau of Budget & Management Research
P.O. Box 2950
Hagåtña, Guam 96910

RE: Request for Fiscal Note -
Bill Nos. 171-31 (COR) through 175-31 (COR) & 176-31 (LS) through
178-31 (LS)

Hafa Adai Ms. Manglona:

Transmitted herewith is a listing of *I Mina'trentai Unu na Lihelaturan Guåhan's* most recently introduced bills. Pursuant to 2 GCA §9103, I respectfully request the preparation of fiscal notes for the referenced bills.

Si Yu'os ma'åse' for your attention to this matter.

Very Truly Yours,

Rory J. Respicio

Attachments

Cc: Clerk of the Legislature

Leauma Irentai U. U. No. 1 the Statute of Guam

Bill Log Sheet

April 29, 2011

Page 1 of 1

Bill No.	Sponsor(s)	Title	Date Introduced	Date Referred	120 Day Deadline	Committee Referred	Public Hearing Date	Date Committee Report Filed	Status (Date) Passed? Failed? Vetoed? Overridden? Public Law?
173-31 (COR)	B. J.F. Cruz	AN ACT TO CREATE THE TASK FORCE ON THE PREVENTION OF SEXUAL ABUSE OF CHILDREN WITHIN THE CHILD PROTECTIVE ACT BY ADDING A NEW ARTICLE 4 TO CHAPTER 13 OF TITLE 19 GUAM CODE ANNOTATED.	4/29/11 11:21 a.m.	5/2/11		Committee on Youth, Cultural Affairs, Procurement, General Government Operations and Public Broadcasting.			



COMMITTEE ON RULES

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MINORITY MEMBERS:

Senator
Aline A. Yamashita
ASST. MINORITY LEADER

Senator
Christopher M. Duenas

May 2, 2011

MEMORANDUM

To: Pat Santos
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: Senator Rory J. Respicio
Chairperson, Committee on Rules

Subject: Referral of Bill Nos. 171-31 (COR) through 175-31 (COR) & 176-31 (LS)

As Chairperson of the Committee on Rules, I am forwarding my referral of Bill Nos. 171-31(COR) through 175-31 (COR) & 176-31 (LS).

Please ensure that the subject bills are referred, in my name, to the respective committee, as shown on the attachment. I also request that the same be forwarded to all Senators of *I Mina'trentai Unu na Lihelaturan Guåhan*.

Should you have any questions, please feel free to contact our office at 472-7679.

Si Yu'os ma'åse!

(6) Attachments

2011 MAY -3 AM 8:50

I Mina' Trentai Unu Na Liheslaturan Guåhan

Bill Log Sheet

April 29, 2011

Page 1 of 1

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Chris Carillo

From: Chris Carillo [chris.carillo@senatorbjcruz.com]
Sent: Wednesday, May 18, 2011 8:57 AM
To: 'Chris Carillo'; 'speaker@judiwonpat.com'; 'Senator Tom Ada'; 'senatortonyada@guamlegislature.org'; 'senator@tinamunabarnes.com'; 'Senator Frank F. Blas, Jr.'; 'senator@senatorbjcruz.com'; 'duenasenator@gmail.com'; 'judiguthertz@gmail.com'; 'senatorsam@senatormabini.com'; 'Senator Ben C. Pangelinan'; 'cor@guamlegislature.org'; 'senatordrodriguez@gmail.com'; 'senatormana@gmail.com'; 'Aline Yamashita'; 'phnotice@guamlegislature.org'; 'dmgeorge@guampdn.com'; 'hottips@kuam.com'; 'Sabrina Salas'; 'mindy@kuam.com'; 'dcrisostomo@guampdn.com'; 'Janela'; 'thebigshow@k57.com'; 'therese.hart.writer@gmail.com'; 'Therese Hart'; 'Ray Gibson'; 'bmkelman@guampdn.com'; 'William Gibson'
Cc: 'clerks@guamlegislature.org'; 'Pat Santos'; 'Rennae Perez'; 'Atty. Therese Terlaje'; 'yong@guamlegislature.org'; 'mis@guamlegislature.org'; 'sgtarms@guamlegislature.org'; 'Steven A. Dierking'; 'cyrus@senatorada.org'; 'louise_atalig@yahoo.com'; 'chelsea@tinamunabarnes.com'; 'Mary Fejeran'; 'garrett.duenas@senatorbjcruz.com'; 'joshua.tenorio@senatorbjcruz.com'; 'leonguerrero.angela@gmail.com'; 'leslie.g@senatormabini.com'; 'cipo@guamlegislature.org'; 'Stephanie Mendiola'; 'cherbert.senatordrodriguez@gmail.com'; 'chechsantos@gmail.com'; 'alerta.jermaine@gmail.com'; 'evelyn4families@gmail.com'
Subject: First Notice of Public Hearing – May 25, 2011
Attachments: May 25 PUBLIC HEARING NOTICE.pdf

Hafa Adai All.....

Please see attached Notice also included below....

May 18, 2011

MEMORANDUM

TO: All Members/All Senators
FROM: Vice Speaker Benjamin J.F. Cruz
RE: First Notice of Public Hearing – May 25, 2011

Hafa Adai! Please be advised that the Committee on Youth, Cultural Affairs, Procurement, General Government Operations, and Public Broadcasting will conduct a Public Hearing on Wednesday, May 25, 2011, in the Legislature's Public Hearing Room with the following agenda:

10:00 A.M.

- **Bill No. 185-31(LS)** - B.J.F. Cruz/T.R. Muna-Barnes/V.A. Ada "An act to add a new §4129 to Chapter 4 of Title 4 of the Guam Code Annotated relative to employee leave for parental involvement in school activities which may be cited as the 'Invest in Good Parenting Act'"
- **Bill No. 183-31(LS)** - V.A. Ada/F.F. Blas, Jr./v.c. pangelinan "An act to add a §4121 to Chapter 4 of 5GCA relative to the requiring the reporting of unbudgeted authorizations prior year obligations and tax refunds on BBMR's website."
- **Bill No. 173-31(COR)** - B.J.F. Cruz /T.R. Muna-Barnes/A.A. Yamashita, Ph.D. "An act to create the task force on the prevention of sexual abuse of children by adding a new Article 4 to Chapter 13 of Title 19 of the Guam Code Annotated."
- **Bill No. 189-31(LS)** - B.J.F. Cruz / T.R. Muna-Barnes "An act to add a new Chapter 88 to Division 8 of Title 4 of the Guam Code Annotated to reestablish the 'Kumision I Na'an Lugat', the Guam Place Name Commission."

2:00 P.M.

- **Bill No. 163-61 (COR)** - R.J. Respicio/A.B. Palacios, Sr./J.P. Guthertz, DPA “An act to add a new §34118.1 to Chapter 34, Title 5 of the Guam Code Annotated relative to mandating the electronic remittal of child support payments and withholdings.”
- **Bill No. 166-31(COR)** - B.J.F. Cruz / T.R. Muna-Barnes “An act to add a new §4308 to Article 4 of Chapter 5 of the Guam Code Annotated relative to discounted liquid fuel purchases for all retirees, survivors of retired employees who are receiving annuity benefits, employees, or separate groups of employees of the government of Guam.”
- **Bill No. 169-31(COR)** - A.B. Palacios, Sr. “An act relative to providing government of Guam employees an opportunity for work site assignment preference, in an effort to minimize the impact of the increasing costs of gasoline prices, to reduce travel time to and from work, and to encourage car pooling; through adding a new subsection §4117.1 to Article 1, Chapter 4, Title 4, Guam Code

Please provide written testimonies at least one day prior to the hearing to the Office of the Vice Speaker Benjamin J.F Cruz, 155 Hesler Place, Hagatna Guam 96910. They may be sent via facsimile to 477-2522, or via email to chris.carillo@senatorbjcruz.com.

We comply with Title II of the Americans with Disabilities Act (ADA). Should you require assistance or special accommodations, please contact Garrett Duenas at the Office of the Vice Speaker Benjamin J.F Cruz at 477-2521 or via email at garrett.duenas@senatorbjcruz.com.

Senseramente,

Chris Carillo
Office of the Vice-Speaker, Senator Benjamin J.F.Cruz
Chairman,Committee on Youth, Cultural Affairs,Procurement,
General Government Operations, and Public Broadcasting

I Mina'Trentai Unu na Liheslaturan Guåhan
The 31st Guam Legislature
155 Hesler Place
Hagåtña, Guam 96910
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Web Address: <http://www.senatorbjcruz.com>
E-mail: chris.carillo@senatorbjcruz.com

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Chris Carillo

From: Chris Carillo [chris.carillo@senatorbjcruz.com]
Sent: Monday, May 23, 2011 9:28 AM
To: 'Chris Carillo'; 'speaker@judiwonpat.com'; 'Senator Tom Ada'; 'senatortonyada@guamlegislature.org'; 'senator@tinamunabarnes.com'; 'Senator Frank F. Blas, Jr.'; 'senator@senatorbjcruz.com'; 'duenasenator@gmail.com'; 'judiguthertz@gmail.com'; 'senatorsam@senatormabini.com'; 'Senator Ben C. Pangelinan'; 'cor@guamlegislature.org'; 'senatordrodriguez@gmail.com'; 'senatormana@gmail.com'; 'Aline Yamashita'; 'phnotice@guamlegislature.org'; 'dmgeorge@guampdn.com'; 'hottips@kuam.com'; 'Sabrina Salas'; 'mindy@kuam.com'; 'dcristostomo@guampdn.com'; 'Janela'; 'thebigshow@k57.com'; 'therese.hart.writer@gmail.com'; 'Therese Hart'; 'Ray Gibson'; 'bmkelman@guampdn.com'; 'William Gibson'
Cc: 'clerks@guamlegislature.org'; 'Pat Santos'; 'Rennae Perez'; 'Atty. Therese Terlaje'; 'yong@guamlegislature.org'; 'mis@guamlegislature.org'; 'sgtarms@guamlegislature.org'; 'Steven A. Dierking'; 'cyrus@senatorada.org'; 'louise_atalig@yahoo.com'; 'chelsea@tinamunabarnes.com'; 'Mary Fejeran'; 'garrett.duenas@senatorbjcruz.com'; 'joshua.tenorio@senatorbjcruz.com'; 'leonguerrero.angela@gmail.com'; 'leslie.g@senatormabini.com'; 'cipo@guamlegislature.org'; 'Stephanie Mendiola'; 'cherbert.senatordrodriguez@gmail.com'; 'chechsantos@gmail.com'; 'alerta.jermaine@gmail.com'; 'evelyn4families@gmail.com'
Subject: Second Notice of Public Hearing- Wednesday April 25th 2011
Attachments: (2)notice.pdf

May 23, 2011

MEMORANDUM

TO: All Members/All Senators
FROM: Vice Speaker Benjamin J.F. Cruz
RE: Second Notice of Public Hearing – May 25, 2011

Hafa Adai! Please be advised that the Committee on Youth, Cultural Affairs, Procurement, General Government Operations, and Public Broadcasting will conduct a Public Hearing on Wednesday, May 25, 2011, in the Legislature's Public Hearing Room with the following agenda:

10:00 A.M.

- **Bill No. 173-31(COR)** - B.J.F. Cruz /T.R. Muna-Barnes/A.A. Yamashita, Ph.D. "An act to create the task force on the prevention of sexual abuse of children by adding a new Article 4 to Chapter 13 of Title 19 of the Guam Code Annotated."
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Senseramente,

Chris Carillo
Office of the Vice-Speaker, Senator Benjamin J.F.Cruz
Chairman,Committee on Youth, Cultural Affairs,Procurement,
General Government Operations, and Public Broadcasting

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Public Hearing Agenda

Wednesday May 25, 2011

10:00 A.M.

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I MINA' TRENTA I UNU NA LIHESLATURAN GUÅHAN
2011 (First) Regular Session

Bill No. 173-31 (COR)

Introduced by:

2011 APR 29 AM 11:22
B.J.F. Cruz
Tina Rose Muña Barnes
Aline A. Yamashita, Ph.D.

**AN ACT TO CREATE THE TASK FORCE ON THE PREVENTION OF
SEXUAL ABUSE OF CHILDREN BY ADDING A NEW ARTICLE 4 TO
CHAPTER 13 OF TITLE 19 OF THE GUAM CODE ANNOTATED.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. A new Article 4 is hereby *added* to Chapter 13, Title 19 of the
Guam Code Annotated to read as follows:

“Article 4

The Task Force on the

Prevention of Sexual Abuse of Children

§13400. Title. This Article shall be known, and may be cited as the “Task
Force on the Prevention of Sexual Abuse of Children.”

§13401. Task Force Composition. The Task Force shall be comprised of
the following:

(1) A representative of the Courts of Guam appointed by the Chief
Justice;

(2) The Director of the Department of Public Health and Social
Services or his designee;

(3) The Director of the Department of Mental Health & Substance
Abuse or his designee;

1 (4) The Attorney General of Guam or his designee;

2 (5) The Superintendent of the Department of Education or his
3 designee;

4 (6) The Chief of Police of the Guam Police Department or his
5 designee;

6 (7) The Director of the Victims Advocates Reaching Out or his
7 designee;

8 (8) The Executive Director of Catholic Social Services or his
9 designee;

10 (9) The Director of Sanctuary Incorporated or his designee; and

11 (10) The Chairperson of the Association of Individual, Marriage and
12 Family Therapists or his designee.

13 The Attorney General shall convene the Task Force until a presiding officer
14 is selected by a majority vote of the membership. The members of the Task Force
15 shall serve without compensation.

16 **§13402. Duties of The Task Force on the Prevention of Sexual Abuse of**
17 **Children.** The Task Force shall meet at the call of the presiding officer and make
18 recommendations for preventing child sexual abuse in Guam.

19 In making recommendations, the Task Force shall:

20 (1) Gather information concerning child sexual abuse throughout
21 Guam;

22 (2) Receive reports and testimony from individuals, Government of
23 Guam agencies, community-based organizations and any other public and
24 private organizations;

25 (3) Create goals for local policy that would prevent child sexual
26 abuse; and

1 (4) Submit a report with its recommendations to *I Maga'laha*
2 *Guåhan* and *I Liheslaturan Guåhan* by April 1, 2013. Any further
3 recommendations shall be transmitted annually thereafter.

4 **§13403. Task Force Recommendations.** The Task Force recommendations
5 may include proposals for specific statutory changes and methods to foster
6 cooperation among and improving services of Government of Guam agencies,
7 community-based organizations, and other public and private organizations to
8 prevent and reduce child sexual abuse on Guam.

9 **§13403. Policies Addressing Sexual Abuse.** The Task Force shall adopt
10 and recommend policies addressing sexual abuse of children that may include age-
11 appropriate curriculum for students in pre-K through 5th grade; training for school
12 personnel on child sexual abuse; educational information to parents or guardians
13 provided in the school handbook on the warning signs of a child being abused,
14 along with any needed assistance, referral, or resource information; available
15 counseling and resources for students affected by sexual abuse; and emotional and
16 educational support for a child of abuse to continue to be successful in school.
17 Any policy adopted may address without limitation:

18 (1) Methods for increasing teacher, student, and parent awareness of
19 issues regarding sexual abuse of children, including knowledge of likely
20 warning signs indicating that a child may be a victim of sexual abuse;

21 (2) Actions that a child who is a victim of sexual abuse should take to
22 obtain assistance and intervention; and

23 (3) Available counseling options for students affected by sexual
24 abuse.

25 **Section 2. Effective Date.** This Act shall be effective upon enactment into
26 law.