

NINTH GUAM LEGISLATURE
1967 (FIRST) Regular Session


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CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This certifies that Bill No. 46, "An Act to add a new Section 273d to Chapter II, Title IX, Part I, Penal Code of Guam, relative to reporting of physical abuse of children", was on the 7th day of February, 1967, duly and regularly passed.


M. C. ARRIOLA
Speaker

ATTESTED:


F. T. RAMIREZ
Legislative Secretary

This Act was received by the Governor this 14th
day of February, 1967 at 9:08 o'clock A.M.

/s/ RUDOLPH G. SABLAN

RUDOLPH G. SABLAN
Acting Secretary of Guam

APPROVED:

/s/ Manuel F. L. Guerrero
MANUEL F. L. GUERRERO
Governor of Guam

DATED: MAR 10 1967

5:00 P.M.

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Public Law 9-33

Public Law 9-33
Ninth Guam Legislature
(Bill 46)
March 10, 1967

AN ACT

An Act to add a new Section 273d to Chapter 11, Title IX, Part I, Penal Code of Guam, relative to reporting of physical abuse of children.

Be it enacted by the People of the Territory of Guam:

Section 1. A new Section 273d is hereby added to Chapter 11, Title IX, Part I, Penal Code of Guam, to read as follows:

*Section 273d. Reports of physical abuse. Every physician or surgeon, including doctors of dentistry, examining, attending or treating a child under the age of 18, and every nurse, examining, attending or treating such a child in the absence of a physician or surgeon, and having reason to believe that such child has had serious injury or injuries inflicted upon him or her as a result of abuse or neglect, shall report the matter promptly to the Department of Public Safety which shall in turn notify the Department of Public Health and Welfare; provided that when attendance to a child is pursuant to the performance of services as a member of the staff of a hospital or similar institution, such staff member shall immediately notify the superintendent, administrator, or other person in charge of the institution who shall make the report forthwith. If the report is not made in writing in the first instance, it shall be reduced to writing by the maker thereof as soon as may be after it is initially made by telephone or otherwise and shall contain the names and

addresses of the child and his or her parents or other persons responsible for his or her care, if known, the child's age, the nature and extent of the child's injuries (including any evidence of previous injuries), and any other information that the maker of the report believes might be helpful in establishing the cause of the injuries and the identity of the person or persons responsible therefor. Anyone participating in good faith in the making of a report pursuant to this section shall have immunity from any liability, civil or criminal, that might otherwise be incurred or imposed. In any proceeding resulting from a report made pursuant to this section or in any proceeding where such a report or any contents thereof are sought to be introduced in evidence, such report or contents or any other fact or facts related thereto or to the condition of the child who is the subject of the report shall not be excluded on the ground that the matter is or may be the subject of a physician-patient privilege or similar privilege or rule against disclosure. The failure of any physician or surgeon to make the reports required by this section shall constitute a misdemeanor."

Section 2. This Act is an urgency measure.

Approved March 10, 1967.