

I Mina'trentai Sais Na Liheslaturan Guåhan
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES	NOTES
8-36 (COR)	V. Anthony Ada	AN ACT TO ADD A NEW § 80.39.2(d) OF ARTICLE 2, CHAPTER 80, TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO EXCLUDING INDIVIDUALS CONVICTED OF FIRST OR SECOND DEGREE CRIMINAL SEXUAL CONDUCT FROM THE SENTENCING REDUCTIONS OF THE JUSTICE SAFETY VALVE ACT.	1/4/21 3:29 p.m.	1/13/21	Committee on Health, Land, Justice, and Culture	2/25/21 9:00 a.m.	3/12/21 2:08 p.m. As amended by the Committee on Health, Land, Justice and Culture	Request: 1/13/21 Waiver: 1/19/21	



Office of the Speaker
THERESE M. TERLAJE

I Mina'trentai Sais na Liheslaturan Guåhan 36th Guam Legislature
Committee on Health, Land, Justice and Culture

March 11, 2021

The Honorable Tina Rose Muña Barnes

Chairperson, Committee on Rules

I Mina'trentai Sais na Liheslaturan Guåhan

163 Chalan Santo Papa

Hagåtña Guam, 96910

RE: Committee Report on Bill No. 8-36 (COR) As Amended by the Committee

Håfa Adai Chairperson Muña Barnes:

Transmitted herewith is the Committee Report on **Bill No. 8-36 (COR)- As Amended by the Committee on Health, Land, Justice and Culture-** Introduced by Senator V. Anthony Ada- **"AN ACT TO ADD A NEW § 80.39.2(d) OF ARTICLE 2, CHAPTER 80, TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO EXCLUDING INDIVIDUALS CONVICTED OF FIRST OR SECOND DEGREE CRIMINAL SEXUAL CONDUCT FROM THE SENTENCING REDUCTIONS OF THE JUSTICE SAFETY VALVE ACT."**

Committee votes are as follows:

<u>3</u>	TO DO PASS
<u>0</u>	TO NOT PASS
<u>2</u>	TO REPORT OUT ONLY
<u>0</u>	TO ABSTAIN
<u>0</u>	TO PLACE IN INACTIVE FILE

**COMMITTEE ON RULES
RECEIVED:**

March 11, 2021

8:00 A.M.

Sincerely,

Speaker Therese M. Terlaje

Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910

Tel: (671) 472-3586 | Fax: (671) 969-3590 | Email: senatorterlajeguam@gmail.com | www.senatorterlaje.com

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Office of the Speaker
THERESE M. TERLAJE

I Mina'trentai Sais na Liheslaturan Guåhan 36th Guam Legislature
Committee on Health, Land, Justice and Culture

COMMITTEE REPORT

Bill No. 8-36 (COR)

As Amended by the Committee on Health, Land,
Justice, and Culture

Introduced by:

Senator V. Anthony Ada

**“AN ACT TO ADD A NEW § 80.39.2(d) OF
ARTICLE 2, CHAPTER 80, TITLE 9, GUAM
CODE ANNOTATED, RELATIVE TO
EXCLUDING INDIVIDUALS CONVICTED OF
FIRST OR SECOND DEGREE CRIMINAL
SEXUAL CONDUCT FROM THE SENTENCING
REDUCTIONS OF THE JUSTICE SAFETY
VALVE ACT.”**

Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910

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Office of the Speaker **THERESE M. TERLAJE**

I Mina'trentai Sais na Liheslaturan Guåhan 36th Guam Legislature
Committee on Health, Land, Justice and Culture

March 10, 2021

MEMORANDUM

To: All Members
Committee on Health, Land, Justice and Culture

From: Speaker Therese M. Terlaje *TMT*
Committee Chairperson

Subject: Committee Report on Bill No. 8-36 (COR), As Amended by the Committee

Transmitted herewith for your consideration is the Committee Report on **Bill No. 8-36 (COR)- As Amended by the Committee on Health, Land, Justice and Culture- Introduced by Senator V. Anthony Ada- "AN ACT TO ADD A NEW § 80.39.2(d) OF ARTICLE 2, CHAPTER 80, TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO EXCLUDING INDIVIDUALS CONVICTED OF FIRST OR SECOND DEGREE CRIMINAL SEXUAL CONDUCT FROM THE SENTENCING REDUCTIONS OF THE JUSTICE SAFETY VALVE ACT."**

This report includes the following:

- Copy of COR Referral of Bill No. 8-36 (COR)
- Notices of Public Hearing & Other Correspondence
- Public Hearing Agenda
- Public Hearing Sign-in Sheet
- Submitted Written Testimonies & Supporting Documents
- Committee Report Digest
- Copy of Bill No. 8-36 (COR), As Introduced
- Copy of Bill No. 8-36 (COR), As Amended by the Committee on Health, Land, Justice, and Culture
- Amended Mark-up Version of Bill No. 8-36 (COR)
- Copy of Fiscal Note/Waiver from the Bureau of Budget & Management Research
- Committee Vote Sheet

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

Si Yu'os Ma'åse'!

Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910

Tel: (671) 472-3586 | Fax: (671) 969-3590 | Email: senatorterlajeguam@gmail.com | www.senatorterlaje.com

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Vice Speaker

TINA ROSE MUÑA BARNES

CHAIRPERSON, COMMITTEE ON RULES

I Mina'trentai Sais Na Liheslaturan Guåhan

GUAM CONGRESS BUILDING
163 CHALAN SANTO PAPA
HAGĀTÑA, GUAM 96910
TEL 671-472-2461
COR@GUAMLEGISLATURE.ORG

January 13, 2021

MEMO

To: **Rennae Meno**
Clerk of the Legislature

Attorney Ana Won Pat-Borja
Legislative Legal Counsel

From: **Vice Speaker Tina Rose Muña Barnes**
Chairperson, Committee on Rules

Re: **Referral of Bill No. 8-36 (COR)**

Buenas yan Håfa adai.

As per my authority as Chairperson of the Committee on Rules and subject to §6.01(d), Rule VI of our Standing Rules, I am forwarding the referral of Bill No. 8-36 (COR).

Please ensure that the subject bill is referred to the **Committee on Health, Land, Justice, and Culture, chaired by Speaker Therese M. Terlaje.**

I also request that the same be forwarded to the prime sponsor of the subject bill.

If you have any questions or concerns, please feel free to contact Mary Maravilla, Committee on Rules Director at 472-2461.

Thank you for your attention to this important matter.

Respectfully,

Vice Speaker Tina Rose Muña Barnes
Chairperson, Committee on Rules



I Mina'trentai Sais Na Liheslaturan Guåhan
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES	NOTES
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Speaker Therese M. Terlaje <senatorterlajeguam@gmail.com>

FIRST NOTICE of Virtual PublicHearing – Thursday, February 25, 2021 beginning at 9:00 a.m.

1 message

Speaker Therese M. Terlaje <senatorterlajeguam@gmail.com>

Thu, Feb 18, 2021 at 7:21 AM

To: phnotice@guamlegislature.org

Cc: Guam MIS <mis@guamlegislature.org>, Audio / Video <av@guamlegislature.org>, Tom Unsiog

<sgtarms@guamlegislature.org>

Bcc: Desk Editor <deskeditor@postguam.com>, mindy@postguam.com, The Post Editor in Chief <editor@postguam.com>, Oyaol Ngirairikl <managingeditor@postguam.com>, haidee@postguam.com, John Oconnor <john@postguam.com>, reporters@postguam.com, rlimtiaco@guampdn.com, Rindraty Limtiaco <slimtiaco@guampdn.com>, Guam PDN <news@guampdn.com>, Jerick Sablan <jpsablan@guampdn.com>, akaur@gannett.com, dcrisost@guam.gannett.com, life@guampdn.com, dmgeorge@guampdn.com, Mar-Vic Cagurangan <publisher@pacificislandtimes.com>, Pacific Island Times <pacificislandtimes@gmail.com>, Maureen Maratita <publisher@glimpsesofguam.com>, bryan@mvariety.com, emmanuel@mvariety.com, junhan@mvariety.com, guam@pstripes.osd.mil, carlsonc@pstripes.osd.mil, mabuhaynews@yahoo.com, editor@saipantribune.com, Bruce Hill <pacificjournalist@gmail.com>, Jason Salas <jason@kuam.com>, Sabrina Salas Matanane <sabrina@kuam.com>, Chris Malafunkshun Barnett <chris@kuam.com>, Nestor Licanto <nestor@kuam.com>, reporters@kuam.com, K57 <news@k57.com>, Patti Rodriguez <parroyo@spbgum.com>, pattiontheradio@yahoo.com, Sorensen Pacific Broadcasting <news@spbgum.com>, Kevin Kerrigan <kevin@spbgum.com>, jolene@spbgum.com, Mai Habib <mai.habib@spbgum.com>, raygibsonshow@gmail.com, manasilva626@yahoo.com, KISH <kstokish@gmail.com>, KPRG <admin.kprg@gmail.com>, KPRG Guam <pdkprg@gmail.com>, Manuel Cruz <cruzma812@gmail.com>, Troy Torres <troy@kanditnews.com>, Maria Louella Losinio <louella.losinio@gmail.com>, varogum1@yahoo.com, Theresa Arriola <theresa.arriola@gbhwc.guam.gov>, Jayne Therese Flores <jayne.flores@guam.gov>, Ohala Adoptions <contact@ohalaadoptions.org>, diana.calvo@catholicsocialservice.org, dianacalvo@cssguam.org, NASW Guam Chapter <naswgu@gmail.com>, Eddy Reyes <[REDACTED]>, socialworkstudentalliance@gmail.com, Theresa Obispo <tcobispo@gmail.com>, sarah thomas nededog <sarahtn56@gmail.com>, Mike Um <[REDACTED]>, Glynis Almonte <[REDACTED]>, Eva Allen <[REDACTED]>, Trustee Evaristo <byrone@bankpacific.com>, "William N. Kando" <wnk@gmha.org>, "Annie Bordallo (Medical Director)" <annie.bordallo@gmha.org>, Leinani Naholowa'a <[REDACTED]>, diana cruz <[REDACTED]>, Katherine Hannah Blockson <[REDACTED]>, Evalyn Sabinay <[REDACTED]>, Stephen Hattori <sphattori@guampdsc.org>, Jacque Terlaje <jacque.terlaje@terlajelaw.com>, AnaMaria Gayle <anamariag@guampdsc.org>, "Petrina M. Ula" <pula@guamsupremecourt.com>, stephen ignacio <stephen.ignacio@gpd.guam.gov>, Guam Bar Association <info@guambar.org>, "Stephanie E. Mendiola" <smendiola@oagguam.org>, Leevin Camacho <ag@oagguam.org>, "Leevin T. Camacho" <lcamacho@guamag.org>, Carlina Charfauros <ccharfauros@guamag.org>, Melanie Brennan <melanie.brennan@dya.guam.gov>, "Terry G. Aguon" <Terry.Aguon@dphss.guam.gov>, Laurent Duenas <Laurent.duenas@dphss.guam.gov>, "Arthur U. San Agustin" <arthur.sanagustin@dphss.guam.gov>, Linda Rodriguez <Linda.Rodriguez@dphss.guam.gov>, [REDACTED], Jesse Baleto <[REDACTED]>, [REDACTED], AyudaMicronesia@gmail.com, Maya at GCASAFV <guamcoalition@guamcoalition.org>

February 18, 2021

MEMORANDUM

To: All Senators, Stakeholders and Media

From: Speaker Therese M. Terlaje, Chairperson
Committee on Health, Land, Justice and Culture

Subject: **FIRST NOTICE of Virtual Public Hearing – Thursday, February 25, 2021 beginning at 9:00 a.m.**

Hâfa Adai,

Please be advised that the Committee on Health, Land, Justice and Culture will convene a virtual public hearing on **Thursday, February 25, 2021 beginning at 9:00 a.m.** utilizing the Zoom meeting virtual platform, for the following agenda items:

9:00 AM AGENDA:

- **Bill No. 8-36 (COR)** - V. Anthony Ada- AN ACT TO ADD A NEW § 80.39.2(d) TO ARTICLE 2, CHAPTER 80, TITLE 9 GUAM CODE ANNOTATED; RELATIVE TO EXEMPTING INDIVIDUALS CONVICTED OF FIRST OR SECOND DEGREE CRIMINAL SEXUAL CONDUCT FROM SENTENCING REDUCTIONS OF THE JUSTICE SAFETY VALVE ACT.
- **Bill No. 45-36 (COR)** - Jose “Pedro” Terlaje / Tina Rose Muña Barnes- AN ACT TO AMEND 9 GCA § 25.15 AND §25.20 AND ADD A NEW SECTION (c) TO 9 GCA § 25.25 TO ADDRESS MANDATORY MINIMUM SENTENCES FOR REPEAT SEXUAL OFFENDERS.
- **Bill No. 44-36 (COR)** - Jose “Pedro” Terlaje / Tina Rose Muña Barnes / Mary Camacho Torres- AN ACT TO AMEND SUBSECTION (B) OF §60.80, CHAPTER 60, TITLE 8 OF THE GUAM CODE ANNOTATED, RELATIVE TO PROHIBITING PLEA DEALS WITHOUT REASONABLE PROOF OF VICTIM NOTIFICATION.

1:00 PM AGENDA:

- **Bill No. 41-36 (COR)** - Therese M. Terlaje- AN ACT TO AMEND §4210 OF CHAPTER 4, TITLE 19, GUAM CODE ANNOTATED, RELATIVE TO EXPEDITING SOCIAL STUDIES AND REPORTS FOR ADOPTIONS.

4:00 PM AGENDA:

- **Informational Briefing** - GUAM MEMORIAL HOSPITAL AUTHORITY, BOARD OF TRUSTEES’ HOSPITAL PLANS AND PRIORITIES.

Please email senatorterlajeguam@gmail.com or call 472-3586, if you would like to register to provide live testimony on any of the 9:00 a.m. or 1:00 p.m. agenda items **no later than February 24, 2021** and/or require any special accommodations or further information. Written testimony can also be submitted via email to senatorterlajeguam@gmail.com.

The hearing will broadcast on local television, GTA Channel 21, Docomo Channel 117/60.4; Channel 112-3 for Docomo customers without set top boxes, and online via *I Liheslaturan Guåhan*’s live feed at http://www.guamlegislature.com/live_feed.htm.

We look forward to your participation!

Office of Speaker Therese M. Terlaje

Committee on Health, Land, Justice and Culture

I Mina'trentai Sais na Liheslaturan Guåhan

36th Guam Legislature

Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910

T: (671) 472-3586 F: (671) 989-3590 Email: senatorterlajeguam@gmail.com

website: www.senatorterlaje.com

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First Notice of Virtual Public Hearing_ Thursday, February 25, 2021 at 9AM_TMT.pdf

404K



Office of the Speaker **THERESE M. TERLAJE**

I Mina'trentai Sais na Liheslaturan Guåhan 36th Guam Legislature
Committee on Health, Land, Justice and Culture

February 18, 2021

MEMORANDUM

To: All Senators, Stakeholders and Media

From: Speaker Therese M. Terlaje, Chairperson *TMT*
Committee on Health, Land, Justice and Culture

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Address: Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910
Tel: (671) 472-3586 | Fax: (671) 969-3590 | Email: senatorterlajeguam@gmail.com | www.senatorterlaje.com

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Rev and Tax offers drive-thru drop-off service

The Department of Revenue and Taxation is offering drive-thru drop-off service for residents filing income tax returns and business privilege tax returns, as well as those making check payments for real property taxes.

The drive-thru service will be held Feb. 19 and 22, from 8 a.m. to 5 p.m., at the Barrigada office, according to a release from the agency.

"We are trying to give as much opportunity as possible for people to file their returns given our operational limitations due to the public health emergency," said Director Dafne Mansapit-Shimizu. "Our team also is working to make it so that people have the information they need to be able to make payments timely."

Individuals taking advantage of DRT drive-thru drop-off services must remain in their vehicle and must wear a face mask. Filers will be directed to DRT's drive-thru drop-off area.

DRT officials also provided the following instructions:



LINE: Department of Revenue and Taxation customers line up in Barrigada at 5 a.m. on Feb. 9. Cars were lined up as far as the entrance to Barrigada Heights. Kevin Milan/The Guam Daily Post

Income tax returns

For those filing income tax returns, officials underscored that the drive-thru service will only be for documents and not payments.

Residents who need to make a payment with their tax returns can do so at the Treasurer of Guam office at the ITC Building, or make payments online. Information regarding online payments can be found at <https://pay.guam.gov/pg/payments.aspx>.

For people who need to pick up tax forms, DRT's Barrigada office has a limited number of Forms 1040 and 1040SR. Taxpayers may obtain

forms during DRT's walk-in service hours from 8 a.m. to noon Monday through Friday.

Forms are also available online at http://www.govguamdocs.com/revtax/index_revtx.htm. Instructions can be found at <https://www.irs.gov/pub/irs-pdf/i1040gi.pdf>.

Real property tax payments

For anyone making real property tax payments, only checks will be accepted at the drive-thru service on Feb. 19 and 22.

The 2020 Real Property Tax Statements must be presented when making payments. Individuals requiring a real property tax invoice must go to the Real Property Tax Section to

make a request.

Those paying real property or business privilege taxes with a check can utilize the drive-thru service as well.

Credit card or cash payments must be paid at the Treasurer of Guam. The 2020 Real Property Tax Statements are required to be presented when making a payment at the Treasurer of Guam.

Online payments can also be made. Information regarding online payments can be found at <https://pay.guam.gov/pg/payments.aspx>.

Business privilege tax

Drive-thru drop-off service is available for check payments only for business privilege taxes and for BPT returns requiring no payment.

Credit card or cash payments must be paid at the Treasurer of Guam. Taxpayers must bring two copies of their return when making payment.

Information regarding online payments can be found at <https://pay.guam.gov/pg/payments.aspx>.

(Daily Post Staff)

Judge gives family violence defendant more time to understand plea deal

By Jolene Toves

jolene@postguam.com

A mother who dangled her 2-year-old daughter over a balcony to get the child to stop crying has signed a deal, but the presiding judge isn't ready to accept the plea.

Twenty-year-old Noriann Tommy went before Superior Court of Guam

Judge Vernon Perez through a telephone call, ready to plead guilty to family violence.

But when Perez questioned her regarding her understanding of the plea agreement, the judge came to the conclusion that the defendant needed more time.

Perez explained the judicial process in taking a case to trial versus entering into a plea agreement. However, Tommy still expressed a lack of understanding.

"I am almost inclined to just allow you to make sure that you fully under-



Noriann Tommy

stand and maybe asked if we could have a hearing on Zoom where I could see you or maybe even come to my courtroom to make your change of plea. And I would ask that maybe one more opportunity for you to sit down with your lawyer to make sure that you fully understand what's really kind of in front of you," Perez said.

Tommy has entered into a family violence deferred plea agreement. As part of the deal, if Tommy abides by all the conditions of the plea agreement in a timely manner, the case will be dismissed and the arrest expunged from the public record.

Perez said, "Even though I explained

it, I'd rather have your attorney talk to you a little bit more about that. So I am inclined to allow that meeting or two to happen."

Perez provided a three-week continuance to allow Tommy to gain an understanding of the implication of a change of plea.

The judge advised Tommy, who has missed court hearings in the past, to ensure her physical presence at the continued change of plea hearing.

Tommy was arrested in November 2019 and charged with child abuse, family violence and reckless conduct. The plea agreement calls for the dismissal of all charges except the family violence charge.

The change of plea hearing is set for March 9 at 2 p.m.

SPEAKER THERESE M. TERLAJE
I Mina'trentai Sais na Liheslaturan Guahan
36th Guam Legislature



Committee on Health, Land, Justice and Culture

VIRTUAL PUBLIC HEARINGS • THURSDAY, FEBRUARY 25, 2021

9:00 AM AGENDA:

- **Bill No. 8-36 (COR)** - *V. Anthony Ada*-AN ACT TO ADD A NEW § 80.39.2(d) TO ARTICLE 2, CHAPTER 80, TITLE 9 GUAM CODE ANNOTATED; RELATIVE TO EXEMPTING INDIVIDUALS CONVICTED OF FIRST OR SECOND DEGREE CRIMINAL SEXUAL CONDUCT FROM SENTENCING REDUCTIONS OF THE JUSTICE SAFETY VALVE ACT.
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1:00 PM AGENDA:

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4:00 PM AGENDA:

- **Informational Briefing** - GUAM MEMORIAL HOSPITAL AUTHORITY, BOARD OF TRUSTEES' HOSPITAL PLANS AND PRIORITIES.

Please email senatorterlaje@guam.gov or call 472-3586, if you would like to register to provide live testimony on any of the 9:00 a.m. agenda items **no later than February 24, 2021** and/or require any special accommodations or further information. Written testimony can also be submitted via email to senatorterlaje@guam.gov. The hearing will broadcast on local television, GTA Channel 21, Docomo Channel 117/60.4; Channel 112-3 for Docomo customers without set top boxes, and online via *Liheslaturan Guahan's* live feed at http://www.guamlegislature.com/live_feed.htm. This ad is paid for with government funds.



EDWARD H. BEN
Director (Direktar)
Edith C. Pangloss
Deputy Director (Siguinde Direktar)

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DIPATTAMENTON ATMENESTRASION
GENERAL SERVICES AGENCY
(Anhension Setbision Hinirar)
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Payment for bid package picked up after 3:00 pm will not be accepted

INVITATION FOR BID

BID NO.: GSA-013-21
FOR: 175K DIESEL GENERATOR WITH AUTOMATIC TRANSFER SWITCH

OPENING DATE: MARCH 05, 2021 **TIME: 10:00 A.M.**
PLACE: GENERAL SERVICES AGENCY, PITI GUAM

Note: Bid packages could be picked up at the General Services Agency located in the 148 Route 1, Marine Corp Drive, Piti Guam 96915 or may be acquired in the GSA Website: gsa.doa.guam.gov; please follow the instructions once downloaded.

The bid package will be available at GSA in the 148 Route 1, Marine Corp Drive Piti Guam 96915 commencing on date of advertisement up to the opening date and time stated above or can be downloaded from the GSA website: gsa.doa.guam.gov from the date of advertisement to the date of advertisement.

GSA recommends that prospective bidders register current contact information with GSA to ensure they receive any notices regarding any changes or updates to the IFB. The procuring agency and GSA will not be liable for failure to provide notice to any party who did not register current contact information

/S/ CLAUDIA S. ACALLE
Chief Procurement Officer



Speaker Therese M. Terlaje <senatorterlajeguam@gmail.com>

SECOND NOTICE of Virtual Public Hearing – Thursday, February 25, 2021 beginning at 9:00 a.m.

1 message

Speaker Therese M. Terlaje <senatorterlajeguam@gmail.com>

Tue, Feb 23, 2021 at 2:40 PM

To: phnotice@guamlegislature.org

Cc: Audio / Video <av@guamlegislature.org>, Guam MIS <mis@guamlegislature.org>, Ibarra Hernandez <ihernandez@guamlegislature.org>, Tom Unsiog <sgtarms@guamlegislature.org>

Bcc: Desk Editor <deskeditor@postguam.com>, mindy@postguam.com, The Post Editor in Chief <editor@postguam.com>, Oyaol Ngirairikl <managingeditor@postguam.com>, haidee@postguam.com, John Oconnor <john@postguam.com>, reporters@postguam.com, rlimtiaco@guampdn.com, Rindraty Limtiaco <slimtiaco@guampdn.com>, Guam PDN <news@guampdn.com>, Jerick Sablan <jpsablan@guampdn.com>, akaur@gannett.com, dcrisost@guam.gannett.com, life@guampdn.com, dmgeorge@guampdn.com, Mar-Vic Cagurangan <publisher@pacificislandtimes.com>, Pacific Island Times <pacificislandtimes@gmail.com>, Maureen Maratita <publisher@glimpsesofguam.com>, bryan@mvariety.com, emmanuel@mvariety.com, junhan@mvariety.com, guam@pstripes.osd.mil, carlsonc@pstripes.osd.mil, mabuhaynews@yahoo.com, editor@saipantribune.com, Bruce Hill <pacificjournalist@gmail.com>, Jason Salas <jason@kuam.com>, Sabrina Salas Matanane <sabrina@kuam.com>, Chris Malafunkshun Barnett <chris@kuam.com>, Nestor Licanto <nestor@kuam.com>, reporters@kuam.com, K57 <news@k57.com>, Patti Rodriguez <parroyo@spbgum.com>, pattiontheradio@yahoo.com, Sorensen Pacific Broadcasting <news@spbgum.com>, Kevin Kerrigan <kevin@spbgum.com>, jolene@spbgum.com, Mai Habib <mai.habib@spbgum.com>, raygibsonshow@gmail.com, manasilva626@yahoo.com, KISH <kstokish@gmail.com>, KPRG <admin.kprg@gmail.com>, KPRG Guam <pdkprg@gmail.com>, Manuel Cruz <cruzma812@gmail.com>, Troy Torres <troy@kanditnews.com>, Maria Louella Losinio <louella.losinio@gmail.com>, varogum1@yahoo.com, Theresa Arriola <theresa.arriola@gbhwc.guam.gov>, Jayne Therese Flores <jayne.flores@guam.gov>, Ohala Adoptions <contact@ohalaadoptions.org>, diana.calvo@catholicsocialservice.org, Diana Calvo <dianacalvo@cssguam.org>, NASW Guam Chapter <naswgu@gmail.com>, Eddy Reyes <[REDACTED]>, socialworkstudentalliance@gmail.com, Theresa Obispo <tcobispo@gmail.com>, sarah thomas nededog <sarahtn56@gmail.com>, Mike Um <[REDACTED]>, Glynis Almonte <[REDACTED]>, Eva Allen <[REDACTED]>, Trustee Evaristo <byrone@bankpacific.com>, "William N. Kando" <wnk@gmha.org>, "Annie Bordallo (Medical Director)" <annie.bordallo@gmha.org>, Leinani Naholowa'a <[REDACTED]>, diana cruz <[REDACTED]>, Katherine Hannah Blockson <[REDACTED]>, Evalyn Sabinay <[REDACTED]>, Stephen Hattori <sphattori@guampdsc.org>, Jacque Terlaje <jacque.terlaje@terlajelaw.com>, AnaMaria Gayle <anamariag@guamapd.org>, "Petrina M. Ula" <pula@guamsupremecourt.com>, stephen ignacio <stephen.ignacio@gpd.guam.gov>, Guam Bar Association <info@guambar.org>, "Stephanie E. Mendiola" <smendiola@oaggum.org>, Leevin Camacho <ag@oaggum.org>, "Leevin T. Camacho" <lcamacho@guamag.org>, Carlina Charfauros <ccharfauros@guamag.org>, Melanie Brennan <melanie.brennan@dya.guam.gov>, "Terry G. Aguon" <Terry.Aguon@dphss.guam.gov>, Laurent Duenas <Laurent.duenas@dphss.guam.gov>, "Arthur U. San Agustin" <arthur.sanagustin@dphss.guam.gov>, Linda Rodriguez <Linda.Rodriguez@dphss.guam.gov>, "Pete A. Meno" <[REDACTED]>, Jesse Baletto <[REDACTED]>, nadine cepeda <[REDACTED]>, AyudaMicronesia@gmail.com, Maya at GCASAFV <guamcoalition@guamcoalition.org>

February 18, 2021

MEMORANDUM

To: All Senators, Stakeholders and Media

From: Speaker Therese M. Terlaje, Chairperson
Committee on Health, Land, Justice and Culture

Subject: SECOND NOTICE of Virtual Public Hearing – Thursday, February 25, 2021 beginning at 9:00 a.m.

Håfa Adai,

Please be advised that the Committee on Health, Land, Justice and Culture will convene a virtual public hearing on **Thursday, February 25, 2021 beginning at 9:00 a.m.** utilizing the Zoom meeting virtual platform, for the following agenda items:

9:00 AM AGENDA:

- **Bill No. 8-36 (COR)** - V. Anthony Ada- AN ACT TO ADD A NEW § 80.39.2(d) TO ARTICLE 2, CHAPTER 80, TITLE 9 GUAM CODE ANNOTATED; RELATIVE TO EXEMPTING INDIVIDUALS CONVICTED OF FIRST OR SECOND DEGREE CRIMINAL SEXUAL CONDUCT FROM SENTENCING REDUCTIONS OF THE JUSTICE SAFETY VALVE ACT.
- **Bill No. 45-36 (COR)** - Jose “Pedro” Terlaje / Tina Rose Muña Barnes- AN ACT TO AMEND 9 GCA § 25.15 AND §25.20 AND ADD A NEW SECTION (c) TO 9 GCA § 25.25 TO ADDRESS MANDATORY MINIMUM SENTENCES FOR REPEAT SEXUAL OFFENDERS.
- **Bill No. 44-36 (COR)** - Jose “Pedro” Terlaje / Tina Rose Muña Barnes / Mary Camacho Torres- AN ACT TO AMEND SUBSECTION (B) OF §60.80, CHAPTER 60, TITLE 8 OF THE GUAM CODE ANNOTATED, RELATIVE TO PROHIBITING PLEA DEALS WITHOUT REASONABLE PROOF OF VICTIM NOTIFICATION.

1:00 PM AGENDA:

- **Bill No. 41-36 (COR)** - Therese M. Terlaje- AN ACT TO AMEND §4210 OF CHAPTER 4, TITLE 19, GUAM CODE ANNOTATED, RELATIVE TO EXPEDITING SOCIAL STUDIES AND REPORTS FOR ADOPTIONS.

4:00 PM AGENDA:

- **Informational Briefing** - GUAM MEMORIAL HOSPITAL AUTHORITY, BOARD OF TRUSTEES’ HOSPITAL PLANS AND PRIORITIES.

Please email senatorterlajeguam@gmail.com or call 472-3586, if you would like to register to provide live testimony on any of the 9:00 a.m. or 1:00 p.m. agenda items **no later than February 24, 2021** and/or require any special accommodations or further information. Written testimony can also be submitted via email to senatorterlajeguam@gmail.com.

The hearing will broadcast on local television, GTA Channel 21, Docomo Channel 117/60.4; Channel 112-3 for Docomo customers without set top boxes, and online via *I Liheslaturan Guåhan*’s live feed at http://www.guamlegislature.com/live_feed.htm.

We look forward to your participation!

NOTE: In compliance with Open Government Law, the 48-hour notice of public hearing was published in the Guam Daily Post on Tuesday, February 23, 2021, and is attached to this email notice.

Office of Speaker Therese M. Terlaje

Committee on Health, Land, Justice and Culture

I Mina'trentai Sais na Liheslaturan Guåhan

36th Guam Legislature

Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910

T: (671) 472-3586 F: (671) 989-3590 Email: senatorterlajeguam@gmail.com

website: www.senatorterlaje.com

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2/26/2021

Gmail - SECOND NOTICE of Virtual Public Hearing – Thursday, February 25, 2021 beginning at 9:00 a.m.

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SECOND Notice of Virtual Public Hearing_ Thursday, February 25, 2021 at 9AM_TMT.pdf

424K



Office of the Speaker **THERESE M. TERLAJE**

I Mina'trentai Sais na Liheslaturan Guåhan 36th Guam Legislature
Committee on Health, Land, Justice and Culture

February 23, 2021

MEMORANDUM

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Minister: Japan vaccine supplies to be limited, delaying shots for elderly

TOKYO (Reuters) — Japan will only receive limited doses of COVID-19 vaccines for the first months of the inoculation rollout and shots for the elderly will be distributed gradually, the country's inoculation chief said.

Pfizer Inc., the maker of Japan's only approved COVID-19 vaccine, is ramping up production in Europe, but those increased supplies are not likely to reach Japan until May, Administrative Reform Minister Taro Kono cautioned on Sunday in an interview with national broadcaster NHK.

"We would like to start vaccinations for the elderly in April, but unfortunately the number of doses allocated to them will be very limited at first, so we want to start slowly," Kono said.

Japan has negotiated to receive more than 500 million doses of COVID-19 vaccines developed by Western drugmakers. But domestic regulators have only approved one



TOKYO: A medical worker fills a syringe with a dose of the Pfizer BioNTech COVID 19 vaccine as Japan launches its inoculation campaign, at Tokyo Medical Center in Tokyo, Japan, on Wednesday. Behrouz Mehri/Pool via Reuters

vaccine so far, and the nation remains dependent on imported supplies that have been held up by production snags and export controls.

Since Kono, the minister for administrative reform, was tapped last month to lead Japan's vaccination push, he has resisted giving firm timelines for when doses will arrive and be distributed. Even so, the government has stuck to a pledge to secure enough shots for the whole

population of 126 million by June.

Japan has negotiated to receive 144 million doses of Pfizer's vaccine this year, and its second shipment of about 450,000 shots arrived on Sunday.

The inoculation campaign kicked off last week with doctors and nurses getting the first shots. The government is prioritizing vaccinations for around 4.7 million medical workers, about 1 million more than initially estimated.

Australia promises quick, independent probe after third accusation of rape

CANBERRA (Reuters) — Australia will quickly deliver the result of a planned independent inquiry into parliament's workplace culture, the government said on Monday, as pressure grows after a newspaper published a third accusation of rape.

Two female employees of Prime Minister Scott Morrison's Liberal party said last week they had been raped by the same man in 2019 and 2020.

Both have yet to make a formal police complaint, but Brittany Higgins, who has spoken publicly about her alleged rape, said last week that she would do so, though it is unclear if she has lodged one with police.

Finance Minister Simon Birmingham, who is leading an internal inquiry into workplace culture, said he wanted an investigation that is to be set up next week to be impartial.

"I want complete independence," he told Australian Broadcasting Corp. radio. "I want people to have full confidence that this enquiry is genuinely an independent (one)."

The complaint process is expected to be a central element of the investigation he said, adding, "This is not something that I expect to drag on for weeks."

Fueling pressure on Morrison, the Australian newspaper published on Monday the account of a third woman, who said she had also been raped by the unnamed former Liberal party worker on the night of June 29 and the morning of June 30 in 2016.

US communicating with Iran over detained Americans

WASHINGTON (Reuters) — White House national security adviser Jake Sullivan said on Sunday the United States had begun to communicate with Iran over the country's detention of American citizens, calling the matter a

"complete and utter outrage."

Iran has arrested dozens of dual nationals, including several Americans, in recent years, mostly on espionage charges. Rights activists accuse the country of trying to use the detentions to win concessions from other countries, though Tehran dismisses the charge.

Sullivan told CBS News' "Face the Nation" that it was a "significant priority" of President Joe Biden's

administration to get those Americans "safely back home."

"We have begun to communicate with the Iranians on this issue," Sullivan said when asked if the administration had started hostage negotiations with Iran.

"We will not accept a long-term proposition where they continue to hold Americans in an unjust and unlawful manner," he said, calling it a "humanitarian catastrophe."

SPEAKER THERESE M. TERLAJE

I Mina'trentai Sais na Liheslaturan Guåhan
36th Guam Legislature



Committee on Health, Land, Justice and Culture

VIRTUAL PUBLIC HEARINGS • THURSDAY, FEBRUARY 25, 2021

9:00 AM AGENDA:

- **Bill No. 8-36 (COR)** - *V. Anthony Ada*- AN ACT TO ADD A NEW § 80.39.2(d) TO ARTICLE 2, CHAPTER 80, TITLE 9 GUAM CODE ANNOTATED; RELATIVE TO EXEMPTING INDIVIDUALS CONVICTED OF FIRST OR SECOND DEGREE CRIMINAL SEXUAL CONDUCT FROM SENTENCING REDUCTIONS OF THE JUSTICE SAFETY VALVE ACT.
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1:00 PM AGENDA:

- **Bill No. 41-36 (COR)** - *Therese M. Terlaje*- AN ACT TO AMEND §42.10 OF CHAPTER 4, TITLE 19, GUAM CODE ANNOTATED, RELATIVE TO EXPEDITING SOCIAL STUDIES AND REPORTS FOR ADOPTIONS.

4:00 PM AGENDA:

- **Informational Briefing** - GUAM MEMORIAL HOSPITAL AUTHORITY, BOARD OF TRUSTEES' HOSPITAL PLANS AND PRIORITIES.

Please email senatorterlaje@guam.gov or call 472-3586, if you would like to register to provide live testimony on any of the 9:00 a.m. agenda items **no later than February 24, 2021** and/or require any special accommodations or further information. Written testimony can also be submitted via email to senatorterlaje@guam.gov. The hearing will broadcast on local television, GTA Channel 21, Docomo Channel 117/60.4; Channel 112-3 for Docomo customers without set top boxes, and online via *Liheslaturan Guåhan's* live feed at http://www.guamlegislature.com/live_feed.htm. This ad is paid for with government funds.



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Loures A. Leon Guerrero
Governor of Guam
Joshua F. Tenorio
Lieutenant Governor

The Port Authority of Guam Board of Directors will hold its Regular meeting on Thursday, February 25, 2021 at 3:00 p.m. Meeting will be held virtually. To view, please visit: <http://www.portguam.com/live> or <https://www.facebook.com/portauthorityofguam/>.

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SPEAKER THERESE M. TERLAJE

I Mina'trentai Sais na Liheslaturan Guåhan
36th Guam Legislature



Committee on Health, Land, Justice and Culture

VIRTUAL PUBLIC HEARING • WEDNESDAY, MARCH 3, 2021 • 2:00 PM

AGENDA:

Oversight Hearing on the Judiciary of Guam with updates on the status of:

- Discretion in execution of warrants of arrest
- Allegations stemming from Federal Court cases

The hearing will broadcast on local television, GTA Channel 21, Docomo Channel 117/60.4. Please note that for Docomo customers without set top boxes, the broadcast channel is now 112-4. The hearing will also stream online via *Liheslaturan Guåhan's* live feed at http://www.guamlegislature.com/live_feed.htm. A recording of the hearing will be available online via Guam Legislature Media on YouTube after the hearing. This ad is paid for with government funds.



Speaker Therese M. Terlaje <senatorterlajeguam@gmail.com>

AMENDED SECOND NOTICE of Virtual Public Hearing – Thursday, February 25, 2021 beginning at 9:00 a.m.

1 message

Speaker Therese M. Terlaje <senatorterlajeguam@gmail.com>

Wed, Feb 24, 2021 at 12:33 PM

To: phnotice@guamlegislature.org

Cc: Audio / Video <av@guamlegislature.org>, Tom Unsio <sgtarms@guamlegislature.org>, Guam MIS <mis@guamlegislature.org>

Bcc: Desk Editor <deskeditor@postguam.com>, mindy@postguam.com, The Post Editor in Chief <editor@postguam.com>, Oyaol Ngirairikl <managingeditor@postguam.com>, haidee@postguam.com, John Oconnor <john@postguam.com>, reporters@postguam.com, rlimtiaco@guampdn.com, Rindraty Limtiaco <slimtiaco@guampdn.com>, Guam PDN <news@guampdn.com>, Jerick Sablan <jpsablan@guampdn.com>, akaur@gannett.com, dcrisost@guam.gannett.com, life@guampdn.com, dmgeorge@guampdn.com, Mar-Vic Cagurangan <publisher@pacificislandtimes.com>, Pacific Island Times <pacificislandtimes@gmail.com>, Maureen Maratita <publisher@glimpsesofguam.com>, bryan@mvariety.com, emmanuel@mvariety.com, junhan@mvariety.com, guam@pstripes.osd.mil, carlsonc@pstripes.osd.mil, mabuhaynews@yahoo.com, editor@saipantribune.com, Bruce Hill <pacificjournalist@gmail.com>, Jason Salas <jason@kuam.com>, Sabrina Salas Matanane <sabrina@kuam.com>, Chris Malafunkshun Barnett <chris@kuam.com>, Nestor Licanto <nestor@kuam.com>, reporters@kuam.com, K57 <news@k57.com>, Patti Rodriguez <parroyo@spbgum.com>, pattiontheradio@yahoo.com, Sorensen Pacific Broadcasting <news@spbgum.com>, Kevin Kerrigan <kevin@spbgum.com>, jolene@spbgum.com, Mai Habib <mai.habib@spbgum.com>, raygibsonshow@gmail.com, manasilva626@yahoo.com, KISH <kstokish@gmail.com>, KPRG <admin.kprg@gmail.com>, KPRG Guam <pdkprg@gmail.com>, Manuel Cruz <cruzma812@gmail.com>, Troy Torres <troy@kanditnews.com>, Maria Louella Losinio <louella.losinio@gmail.com>, varogum1@yahoo.com, Theresa Arriola <theresa.arriola@gbhwc.guam.gov>, Jayne Therese Flores <jayne.flores@guam.gov>, Ohala Adoptions <contact@ohalaadoptions.org>, diana.calvo@catholicsocialservice.org, Diana Calvo <dianacalvo@cssguam.org>, NASW Guam Chapter <naswgu@gmail.com>, Eddy Reyes <[REDACTED]>, socialworkstudentalliance@gmail.com, Theresa Obispo <[REDACTED]>, sarah thomas nededog <[REDACTED]>, Mike Um <[REDACTED]>, Glynis Almonte <[REDACTED]>, Eva Allen <[REDACTED]>, Trustee Evaristo <byrone@bankpacific.com>, "William N. Kando" <wnk@gmha.org>, "Annie Bordallo (Medical Director)" <annie.bordallo@gmha.org>, Leinani Naholowa'a <[REDACTED]>, diana cruz <[REDACTED]>, Katherine Hannah Blockson <[REDACTED]>, Evalyn Sabinay <[REDACTED]>, Stephen Hattori <sphattori@guampdsc.org>, Jacque Terlaje <jacque.terlaje@terlajelaw.com>, AnaMaria Gayle <anamariag@guamapd.org>, "Petrina M. Ula" <pula@guamsupremecourt.com>, stephen ignacio <stephen.ignacio@gpd.guam.gov>, Guam Bar Association <info@guambar.org>, "Stephanie E. Mendiola" <smendiola@oagguam.org>, Leevin Camacho <ag@oagguam.org>, "Leevin T. Camacho" <lcamacho@guamag.org>, Carlina Charfauros <ccharfauros@guamag.org>, Melanie Brennan <melanie.brennan@dya.guam.gov>, "Terry G. Aguon" <Terry.Aguon@dphss.guam.gov>, Laurent Duenas <Laurent.duenas@dphss.guam.gov>, "Arthur U. San Agustin" <arthur.sanagustin@dphss.guam.gov>, Linda Rodriguez <Linda.Rodriguez@dphss.guam.gov>, "Pete A. Meno" <[REDACTED]>, Jesse Baletto <[REDACTED]>, nadine cepeda <[REDACTED]>, AyudaMicronesia@gmail.com, Maya at GCASAFV <guamcoalition@guamcoalition.org>

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February 24, 2021

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Please be advised that the Committee on Health, Land, Justice and Culture will convene a virtual public hearing on **Thursday, February 25, 2021 beginning at 9:00 a.m.** utilizing the Zoom meeting virtual platform, for the following agenda items:

9:00 AM AGENDA:

- **Bill No. 8-36 (COR)** - *V. Anthony Ada*- AN ACT TO ADD A NEW § 80.39.2(d) TO ARTICLE 2, CHAPTER 80, TITLE 9 GUAM CODE ANNOTATED; RELATIVE TO EXEMPTING INDIVIDUALS CONVICTED OF FIRST OR SECOND DEGREE CRIMINAL SEXUAL CONDUCT FROM SENTENCING REDUCTIONS OF THE JUSTICE SAFETY VALVE ACT.
- **Bill No. 45-36 (COR)** - *Jose "Pedro" Terlaje / Tina Rose Muña Barnes*- AN ACT TO AMEND 9 GCA § 25.15 AND §25.20 AND ADD A NEW SECTION (c) TO 9 GCA § 25.25 TO ADDRESS MANDATORY MINIMUM SENTENCES FOR REPEAT SEXUAL OFFENDERS.
- **Bill No. 44-36 (COR)** - *Jose "Pedro" Terlaje / Tina Rose Muña Barnes / Mary Camacho Torres*-AN ACT TO AMEND SUBSECTION (B) OF §60.80, CHAPTER 60, TITLE 8 OF THE GUAM CODE ANNOTATED, RELATIVE TO PROHIBITING PLEA DEALS WITHOUT REASONABLE PROOF OF VICTIM NOTIFICATION.

1:00 PM AGENDA:

- **Bill No. 41-36 (COR)** - *Therese M. Terlaje*- AN ACT TO AMEND §4210 OF CHAPTER 4, TITLE 19, GUAM CODE ANNOTATED, RELATIVE TO EXPEDITING SOCIAL STUDIES AND REPORTS FOR ADOPTIONS. **POSTPONED UNTIL FURTHER NOTICE**

4:00 PM AGENDA:

- **Informational Briefing** - GUAM MEMORIAL HOSPITAL AUTHORITY, BOARD OF TRUSTEES' HOSPITAL PLANS AND PRIORITIES.

Please email senatorterlajeguam@gmail.com or call 472-3586, if you would like to register to provide live testimony on any of the 9:00 a.m. or 1:00 p.m. agenda items **no later than February 24, 2021** and/or require any special accommodations or further information. Written testimony can also be submitted via email to senatorterlajeguam@gmail.com. The hearing will broadcast on local television, GTA Channel 21, Docomo Channel 117/60.4; Channel 112-3 for Docomo customers without set top boxes, and online via *I Liheslaturan Guåhan's* live feed at http://www.guamlegislature.com/live_feed.htm. This ad is paid for with government funds. We look forward to your participation!

Address: Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910

Tel: (671) 472-3586 | Fax: (671) 969-3590 | Email: senatorterlajeguam@gmail.com | www.senatorterlaje.com

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Office of the Speaker
THERESE M. TERLAJE

I Mina'trentai Sais na Liheslaturan Guåhan 36th Guam Legislature
Committee on Health, Land, Justice and Culture

VIRTUAL PUBLIC HEARING

THURSDAY, FEBRUARY 25, 2021
9:00AM

AGENDA:

The agenda items that will be heard today are the following:

- **Bill No. 8-36 (COR)** - V. Anthony Ada- AN ACT TO ADD A NEW § 80.39.2(d) TO ARTICLE 2, CHAPTER 80, TITLE 9 GUAM CODE ANNOTATED; RELATIVE TO EXEMPTING INDIVIDUALS CONVICTED OF FIRST OR SECOND DEGREE CRIMINAL SEXUAL CONDUCT FROM SENTENCING REDUCTIONS OF THE JUSTICE SAFETY VALVE ACT.
- **Bill No. 45-36 (COR)** - Jose “Pedro” Terlaje / Tina Rose Muña Barnes- AN ACT TO AMEND 9 GCA § 25.15 AND §25.20 AND ADD A NEW SECTION (c) TO 9 GCA § 25.25 TO ADDRESS MANDATORY MINIMUM SENTENCES FOR REPEAT SEXUAL OFFENDERS.
- **Bill No. 44-36 (COR)** - Jose “Pedro” Terlaje / Tina Rose Muña Barnes / Mary Camacho Torres- AN ACT TO AMEND SUBSECTION (B) OF §60.80, CHAPTER 60, TITLE 8 OF THE GUAM CODE ANNOTATED, RELATIVE TO PROHIBITING PLEA DEALS WITHOUT REASONABLE PROOF OF VICTIM NOTIFICATION.

The hearing will broadcast on local television, GTA Channel 21, Docomo Channel 117/60.4, and stream online via *I Liheslaturan Guåhan's* live feed on

YouTube: <https://www.youtube.com/c/GuamLegislatureMedia/featured>.

A recording of the hearing will be available online via Guam Legislature Media on YouTube after the hearing. In compliance with the Americans with Disabilities Act, individuals requiring assistance or accommodations should contact the Office of Speaker Therese M. Terlaje by phone or via email. We look forward to your participation! *Si Yu'os Ma'åse'!*

Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910

Tel: (671) 472-3586 | Fax: (671) 969-3590 | Email: senatorterlajeguam@gmail.com | www.senatorterlaje.com

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Mina'trentai Sais na Liheslaturan Guåhan | 36th Guam Legislature
Office of Speaker Therese M. Terlaje

Committee on Health, Land, Justice and Culture

Date: **Thursday, February 25, 2021**

Time: **9:00 AM**

Virtual Public Hearing on Bill No. 8-36 (COR) - V. Anthony Ada - AN ACT TO ADD A NEW § 80.39.2(d) TO ARTICLE 2, CHAPTER 80, TITLE 9 GUAM CODE ANNOTATED; RELATIVE TO EXEMPTING INDIVIDUALS CONVICTED OF FIRST OR SECOND DEGREE CRIMINAL SEXUAL CONDUCT FROM SENTENCING REDUCTIONS OF THE JUSTICE SAFETY VALVE ACT.

	NAME	ADDRESS	CONTACT NO.	E-MAIL	Type of Testimony		Support	
					WRITTEN	ORAL	Yes	No
1	Assistant Deputy AG of Prosecution, David Rivera.					X		
2	Deputy AG Stephanie Mendiola					X		
3								
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9								
10								



Office of the Attorney General of Guam

590 S. Marine Corps Drive, Suite 901 ♦ Tamuning, GU 96913
Phone (671) 475-3324 ♦ Fax (671) 477-4703 ♦ ag@oagguam.org

Hon. Leevin Taitano Camacho
Attorney General of Guam

February 25, 2021

VIA EMAIL

senatorterlajeguam@gmail.com

The Honorable Therese M. Terlaje
Chairperson, Committee on Justice
I Mina'trentai Sais na Liheslaturan Guåhan
Guam Congress Building
163 Chalan Santo Papa
Hagåtña, Guam 96910

RE: Testimony on Bill No. 8-36 (COR) - AN ACT TO *ADD* A NEW § 80.39.2(d) TO ARTICLE 2, CHAPTER 80, TITLE 9 GUAM CODE ANNOTATED; RELATIVE TO EXEMPTING INDIVIDUALS CONVICTED OF FIRST OR SECOND DEGREE CRIMINAL SEXUAL CONDUCT FROM SENTENCING REDUCTIONS OF THE JUSTICE SAFETY VALVE ACT

Håfa Adai Speaker Terlaje:

Thank you for the opportunity to provide testimony on Bill 8-36 (COR). We support the intent of Bill 8 to treat criminal sexual conduct crimes (CSC) more severely by prohibiting a court from departing from the mandatory minimum sentences identified for each crime but take no position on specific penalties.

The Justice Safety Valve Act of 2013 grants the court discretion to depart from mandatory minimum sentences when it “finds substantial and compelling reasons” that “imposition of a mandatory minimum sentence would result in substantial injustice to the defendant[] and that the mandatory minimum sentence is *not* necessary for the protection of the public.” 9 GCA § 80.39.1. In exercising its discretion, the court must consider the nature of the crime, the history and character of the defendant, and the defendant’s chances of successful rehabilitation. Exempted from this “safety valve” are three situations where the court cannot impose a sentence below the mandatory minimum:

1. When the individual has a conviction for the same offense during the ten (10)-year period prior to the commission of the offense;
2. When the individual intentionally uses a firearm in a manner that causes physical injury during the commission of the offense; or
3. When the individual was the leader, manager, or supervisor of others in a continuing criminal enterprise.

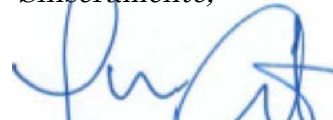
Bill 8 proposes to adopt a fourth exception for cases where an individual has been convicted of First or Second Degree Criminal Sexual Conduct. We support this proposal and offer for consideration minor changes to the phrasing of the proposed provision to read instead as:

(d) The individual is being sentenced for a conviction of First or Second Degree Criminal Sexual Conduct as defined by 9 GCA §§ 25.15 and 25.20.

Using the term 'individual' is consistent with the language of the prior subsections. Specifying that the individual 'is being sentenced' clarifies that the conviction to consider is the conviction in the case before the court at the time of sentencing.

Thank you for your consideration.

Sincerely,



LEEVIN T. CAMACHO
Attorney General

EXECUTIVE DIRECTOR

Stephen P. Hattori



DEPUTY DIRECTOR

John P. Morrison

ADMINISTRATIVE DIRECTOR

Cathyan C. Gogue

PUBLIC DEFENDER SERVICE CORPORATION
(Kotperasion Setbision Defensot Pupbleku)

GOVERNMENT OF GUAM

779 Route 4

Sinajaña, Guam 96910

Tel: (671) 475-3100 ♦ Fax: (671) 477-5844

STAFF ATTORNEYS

Jocelyn M. Roden

Peter J. Sablan

William B. Jones

Kristine B. Borja

William C. Bischoff

Alisha L. Molyneux

Rocky P. Kingree

Zachary C. Taimanglo

Earl Anthony V. Espiritu

Theresa G. Rojas

Kathleen A. Aguon

David J. Highsmith

Brian E. Kegerreis

Brian P. Eggleston

March 4, 2021

Office of Speaker Therese M. Terlaje
Chairperson
Committee on Health, Land, Justice and Culture
I Mina'trentai Sais na Liheslaturan Guåhan
Guam Congress Building
163 Chalan Santo Papa
Hagåtña, Guam 96910

Re: Testimony on Bill No. 8-36 (COR)

Dear Speaker Terlaje and Members of the Committee:

The Public Defender Service Corporation ("PDSC") appreciates the opportunity to present testimony on Bill No. 8-36 (COR), an Act to add a new § 80.39.2(d) to Article 2, Chapter 80, Title 9 Guam Code Annotated; relative to exempting individuals convicted of First or Second Degree Criminal Sexual Conduct from sentencing reductions of the Justice Safety Valve Act (of 2013), which was sponsored by Senator V. Anthony Ada.

Committed to justice, as practitioners, we know that rightness is better served when judges have some level of discretion to account for mitigating circumstances when determining an offender's punishment. Taking a cue from congressional efforts to save taxpayer dollars by reserving scarce prison beds for the most dangerous offenders,¹ the 33rd Guam Legislature passed the Justice Safety Valve Act of 2013, enacted as Public Law 33-22, relative to empowering the courts of Guam to depart from applicable mandatory minimum sentences under specific conditions. A rejection of a one-size-fits all approach, the enactment of Public Law 33-22 is the codification of a "common-sense" understanding that while mandatory minimum sentences may be appropriate in many cases, they are certainly not so in every case."²

Currently, Guam judges are authorized to depart below a statutory mandatory minimum sentence in cases where (1) the imposition of the mandatory minimum sentence would result in substantial injustice to the defendant; and (2) the shorter sentence will not jeopardize public safety. Exceptions to the sentence reduction under the Act consist of three classes of persons: repeat offenders; offenders who used a firearm during the commission of the crime; and leaders, organizers, or supervisors of others in a continuing criminal enterprise. Bill No. 8-36 (COR) expands the list by adding a fourth class of

¹ The Justice Safety Valve Act of 2013, S. 619; H.R. 1695, 113th Cong. (2013) (amends the federal criminal code to authorize a federal court to impose a sentence below a statutory minimum if necessary to avoid violating federal provisions prescribing factors courts must consider in imposing a sentence; and requires the court to give the parties notice of its intent to impose a lower sentence and to state in writing the factors requiring such a sentence).

² Public Law 33-22, Section 1 (May 11, 2015).

exempted people: individuals “convicted of First or Second Degree Criminal Sexual Conduct as defined by Chapter 25 of 9 G.C.A.”

Harsh, inflexible sentences may have political appeal, but they do not deter crime or make communities safer. Bill No. 8-36 (COR) essentially cabins the court’s sentencing discretion, transferring the authority for sentencing from neutral judges to adversarial prosecutors. With the authority to charge a defendant with a crime carrying the possibility of a lengthy prison sentence, innocent persons may agree to serve a lesser sentence.

Under mandatory minimum sentencing, mitigating factors, no matter how compelling, cannot be used to justify a sentence below the statutory minimum because prosecutors and judges have no flexibility to go below the statutory floor in plea negotiations or sentencing. Many states have taken action in recent years to either eliminate or weaken the effects of mandatory minimum sentencing.³ The Justice Safety Valve Act of 2013 strikes a balance between the absolute repeal of mandatory minimum sentencing laws and the inflexible application of such law, which do not consider mitigating circumstances. Giving the courts the flexibility to align punishments more closely with the specific circumstances of the case and to impose sentences that are sufficient, but not greater than necessary, promotes fairness and justice and serves the goals of sentencing.

Judges are uniquely equipped to provide dispassionate sentences that assure the protection of the public safety while safeguarding offenders against excessive, disproportionate or arbitrary punishments. Mandatory minimums contradict Guam sentencing laws that seeks to differentiate offenders with just individualization in their treatment. Mandatory minimums eliminate judicial discretion and prohibit judges from exercising the discretion that this body has bestowed upon them. Arguing for the application of the Justice Safety Valve Act is more often than not futile, however, there are certain cases where it is appropriate and where Judges should have that discretion. There are certain situations that arise that do warrant a sentence less than the mandatory minimum in First or Second Degree Criminal Sexual Conduct cases. The Judges are in the best position to determine when those situation are appropriate. One perfect example is the case of a 16 year old teenager charged with consensual sex with a 13 year old. This Romeo-Juliet type scenario plays itself out far too often on Guam. This is the type of case where a judge may currently consider utilizing the Justice Safety Valve Act. Consider also the scenario where a 70 year old is faced with a criminal sexual conduct charge that occurred when he was 18. There is no statute of limitations for a criminal sexual conduct charge. The victim may not even want the 70 year old perpetrator to receive a life sentence without parole. Guam’s law on criminal sexual conduct is already among the toughest in the nation. Our prisons are filled with defendants serving life sentences for such offenses. The Justice Safety Valve Act encourages resolution of criminal offenses by avoiding trial. It provides victims with a greater voice over the sentencing options of the judges. It encourages the reporting and prosecution of criminal sexual conduct offenses. As a Public Defender, we hope that this August body does not limit the discretion currently exercised by the trial judges.

³ Iowa, SF 445 (2017); South Carolina, Omnibus Crime Reduction and Sentencing Reform Act of 2010, S1154 (2010); Florida, HB 89, Chapter No. 2014-195 (2014); Maine, Maine Revised Statutes 17-A:51 § 1252:5-A(B) (2003); Maryland, Chp. 515 (2016); Minnesota, § 609.11 (2017); North Dakota, HB 1030 (2015); Oklahoma, HB 2479 (2016); Hawaii, SB 68 (2013).

Testimony to Speaker Terlaje


March 4, 2021

Page 3 of 3

I apologize for being unavailable to testify at the public hearing on this matter and I hope my testimony is given some thought to this proposed legislation. Should additional information or clarification be required of me or any of my team members, please feel free to contact our office at your convenience.

Again, thank you for the opportunity to provide testimony.

Senseramente,



STEPHEN P. HATTORI
Executive Director

CHAPTER 25
SEXUAL OFFENSES

- § 25.10 Definitions.
- § 25.15 First Degree Criminal Sexual Conduct.
- § 25.20 Second Degree Criminal Sexual Conduct.
- § 25.25 Third Degree Criminal Sexual Conduct.
- § 25.30 Fourth Degree Criminal Sexual Conduct.
- § 25.35 Assault with Intent to Commit Criminal Sexual Conduct.
- § 25.40 Victim's Testimony Need Not be Corroborated.
- § 25.45 Resistance Not Required.

§ 25.10. Definitions.

(a) As used in this Chapter:

- (1) Actor means a person accused of criminal sexual conduct;
- (2) Force or Coercion includes but is not limited to any of the following circumstances:

(A) when the actor overcomes the victim through the actual application of physical force or physical violence;

(B) when the actor coerces the victim to submit by threatening to use force or violence on the victim and the victim believes that the actor has the present ability to execute these threats;

(C) when the actor coerces the victim to submit by threatening to retaliate in the future against the victim or any other person and the victim believes that the actor has the ability to execute this threat.

As used in this Subsection, to retaliate includes threats of physical punishment, kidnapping or extortion;

(D) when the actor engages in the medical treatment or examination of the victim in a manner or for purposes which are medically recognized as unethical or unacceptable; or

(E) when the actor, through concealment or by the element of surprise, is able to overcome the victim.

9 GCA CRIMES AND CORRECTIONS
CH. 25 SEXUAL OFFENSE

(3) Intimate Parts includes the primary genital area, groin, inner thigh, buttock or breast of a human being;

(4) Mentally Defective means that a person suffers from a mental disease or defect which renders that person temporary or permanently incapable of appraising the nature of his or her conduct;

(5) Mentally Incapacitated means that a person is rendered temporarily incapable of appraising or controlling his or her conduct due to the influence of a narcotic, anesthetic or other substance administered to that person without his or her consent, or due to any other act committed upon that person without his or her consent;

(6) Physically Helpless means that a person is unconscious, asleep or for any other reason is physically unable to communicate unwillingness to an act;

(7) Personal Injury means bodily injury, disfigurement, mental anguish, chronic pain, pregnancy, disease or loss or impairment of a sexual or reproductive organ;

(8) Sexual Contact includes the intentional touching of the victim's or actor's intimate parts or the intentional touching of the clothing covering the immediate area of the victim's or actor's intimate parts, if that intentional touching can reasonably be construed as being for the purpose of sexual arousal or gratification;

(9) Sexual Penetration means sexual intercourse, cunnilingus, fellatio, anal intercourse or any other intrusion, however slight, of any part of a person's body or of any object into the genital or anal openings of another person's body, but emission of semen is not required; and

(10) Victim means the person alleging to have been subjected to criminal sexual conduct.

(b) Whenever in this Chapter the criminality of conduct depends on a child's being below the age of fourteen (14), it is no defense that the defendant reasonably believed the child to be fourteen (14) or older. Whenever in this Chapter the criminality of conduct depends on a child's being below a specified age older than fourteen (14), it is an affirmative defense that the defendant reasonably believed the child to be of that age or above.

SOURCE: Repealed and reenacted by P.L. 15-060:1, eff. Aug. 31, 1979.

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2013 NOTE: Pursuant to the authority granted by 1 GCA § 1606 and to maintain the general codification scheme of the GCA, the Compiler altered the numbers/letters in subsection (a)(2) to adhere to the Compiler's alpha-numeric scheme.

§ 25.15. First Degree Criminal Sexual Conduct.

(a) A person is guilty of criminal sexual conduct in the first degree if he or she engages in sexual penetration with the victim and if any of the following circumstances exists:

- (1) the victim is under fourteen (14) years of age;
- (2) the victim is at least fourteen (14) but less than sixteen (16) years of age and the actor is a member of the same household as the victim, the actor is related to the victim by blood or affinity to the fourth degree to the victim, or the actor is in a position of authority over the victim and used this authority to coerce the victim to submit;
- (3) sexual penetration occurs under circumstances involving the commission of any other felony;
- (4) the actor is aided or abetted by one or more other persons and either of the following circumstances exists:
 - (A) the actor knows or has reason to know that the victim is mentally defective, mentally incapacitated or physically helpless;
or
 - (B) the actor uses force or coercion to accomplish the sexual penetration.
- (5) the actor is armed with a weapon or any article used or fashioned in a manner to lead the victim to reasonably believe it to be a weapon;
- (6) the actor causes personal injury to the victim and force or coercion is used to accomplish sexual penetration; and
- (7) the actor causes personal injury to the victim, and the actor knows or has reason to know that the victim is mentally defective, mentally incapacitated or physically helpless.

(b) Criminal sexual conduct in the first degree is a felony in the first degree. Any person convicted of criminal sexual conduct under § 25.15(a) shall be sentenced to a minimum of fifteen (15) years imprisonment, and may be sentenced to a maximum of life imprisonment without the possibility

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of parole. The term imposed shall not be suspended, as indicated in § 80.60 of Article 4, Chapter 80, Title 9 GCA; nor shall work release or educational programs outside the confines of prison be granted; nor shall the provisions under § 80.31 of Article 2, Chapter 80, Title 9 GCA apply. Any such sentence shall include a special parole term of not less than three (3) years in addition to such time of imprisonment.

(c) Any person convicted of criminal sexual conduct under § 25.15(a) subsequent to a first conviction of criminal sexual conduct under § 25.15(a) shall be sentenced to a minimum of twenty-five (25) years imprisonment, and may be sentenced to life imprisonment without the possibility of parole. Said term shall not be suspended as indicated in § 80.60 of Article 4, Chapter 80, Title 9 GCA; nor shall parole, work release or educational programs outside the confines of prison be granted.

SOURCE: Repealed and reenacted by P.L. 15-060:1, eff. Aug. 31, 1979. Amended by P.L. 32-012:2 (Apr. 11, 2013), effective upon enactment and shall apply prospectively pursuant to P.L. 32-012:3. Subsection (b) amended by P.L. 19-006:6. Subsection (b) repealed and reenacted by P.L. 23-114:1.

§ 25.20. Second Degree Criminal Sexual Conduct.

(a) A person is guilty of criminal sexual conduct in the second degree if the person engages in sexual contact with another person and if any of the following circumstances exists:

- (1) that other person is under fourteen (14) years of age;
- (2) that other person is at least fourteen (14) but less than sixteen (16) years of age and the actor is a member of the same household as the victim, or is related by blood or affinity to the fourth degree to the victim, or is in a position of authority over the victim and the actor used this authority to coerce the victim to submit;
- (3) sexual contact occurs under circumstances involving the commission of any other felony;
- (4) the actor is aided or abetted by one or more other persons and either of the following circumstances exists:
 - (A) the actor knows or has reason to know that the victim is mentally defective, mentally incapacitated or physically helpless;
 - or
 - (B) the actor uses force or coercion to accomplish the sexual

9 GCA CRIMES AND CORRECTIONS
CH. 25 SEXUAL OFFENSE

contact.

(5) the actor is armed with a weapon or any article used or fashioned in a manner to lead a person to reasonably believe it to be a weapon;

(6) the actor causes personal injury to the victim and force or coercion is used to accomplish the sexual contact; and

(7) the actor causes personal injury to the victim and the actor knows or has reason to know that the victim is mentally defective, mentally incapacitated or physically helpless.

(b) Criminal sexual conduct in the second degree is a felony in the first degree, but a person convicted of criminal sexual conduct in the second degree who receives a sentence of imprisonment shall not be eligible for work release or educational programs outside the confines of prison. The term imposed shall not be suspended, as indicated in § 80.60 of Article 4, Chapter 80, Title 9 GCA; nor probation be imposed in lieu of said minimum term; nor shall parole be granted; nor shall the provisions under § 80.31 of Article 2, Chapter 80, Title 9 GCA apply. Any such sentence shall include a special parole term of not less than three (3) years, in addition to such time of imprisonment.

(c) Any person convicted of criminal sexual conduct under § 25.20(a) subsequent to a first conviction of criminal sexual conduct under § 25.15(a), which involves sexual penetration, shall be sentenced to a minimum of twenty-five (25) years imprisonment, and may be sentenced to life imprisonment without the possibility of parole. Said term shall not be suspended; nor probation be imposed in lieu of said term, as indicated in § 80.60 of Article 4, Chapter 80, Title 9 GCA; nor shall parole, work release or educational programs outside the confines of prison be granted.

SOURCE: Repealed and reenacted by P.L. 15-060:1, eff. Aug. 31, 1979. Amended by P.L. 32-012:2 (Apr. 11, 2013), effective upon enactment and shall apply prospectively pursuant to P.L. 32-012:3. Subsection (b) amended by P.L. 19-006:7.

§ 25.25. Third Degree Criminal Sexual Conduct.

(a) A person is guilty of criminal sexual conduct in the third degree if the person engages in sexual penetration with another person and if any of the following circumstances exists:

9 GCA CRIMES AND CORRECTIONS
CH. 25 SEXUAL OFFENSE

(1) that other person is at least fourteen (14) years of age and under sixteen (16) years of age;

(2) force or coercion is used to accomplish the sexual penetration; and

(3) the actor knows or has reason to know that the victim is mentally defective, mentally incapacitated or physically helpless.

(b) Criminal sexual conduct in the third degree is a felony of the second degree.

SOURCE: Repealed and reenacted by P.L. 15-060:1, eff. Aug. 31, 1979.

§ 25.30. Fourth Degree Criminal Sexual Conduct.

(a) A person is guilty of criminal sexual conduct in the fourth degree if he or she engages in sexual contact with another person and if either of the following circumstances exists:

(1) force or coercion is used to accomplish the sexual contact;

(2) the actor knows or has reason to know that the victim is mentally defective, mentally incapacitated or physically helpless.

(b) Criminal sexual conduct in the fourth degree is a felony of the third degree, except for first time offenders it is a misdemeanor.

SOURCE: Repealed and reenacted by P.L. 15-060:1, eff. Aug. 31, 1979. Subsection (b) is amended by P.L. 20-209:1.

§ 25.35. Assault with Intent to Commit Criminal Sexual Conduct.

Assault with intent to commit criminal sexual conduct involving penetration is a felony in a third degree.

SOURCE: Repealed and reenacted by P.L. 15-060:1, eff. Aug. 31, 1979.

§ 25.40. Victim's Testimony Need Not be Corroborated.

The testimony of a victim need not be corroborated in prosecutions under §§ 25.15 through 25.35.

SOURCE: Repealed and reenacted by P.L. 15-060:1, eff. Aug. 31, 1979.

§ 25.45. Resistance Not Required.

A victim need not resist the actor for a proper prosecution under §§ 25.15 through 25.35.

9 GCA CRIMES AND CORRECTIONS
CH. 25 SEXUAL OFFENSE

SOURCE: Repealed and reenacted by P.L. 15-060:1, eff. Aug. 31, 1979.

9 GCA CRIMES AND CORRECTIONS
Ch. 80 DISPOSITION OF OFFENDERS

presented a composite which we feel most suited to the needs of Guam.

Subsections (d) of both §§ 80.38 and 80.40 as contained in the Model Penal Code have been deleted here. These Sections deal with a “professional criminal,” but have received only a limited endorsement from the ABA and the New Jersey Commission. Further, such Subsections would require full hearings which, being lengthy and expensive would tend to outweigh their effectiveness.

§ 80.39. Title.

This Section *shall* be known and may be cited as “the Justice Safety Valve Act of 2013.”

SOURCE: Added by P.L. 33-022:2 (May 7, 2015).

§ 80.39.1. Sentencing.

Notwithstanding any other provision of law, the court may depart from the applicable mandatory minimum sentence if the court finds substantial and compelling reasons on the record that, in giving due regard to the nature of the crime, the history and character of the defendant, and his or her chances of successful rehabilitation, that:

- (a) imposition of the mandatory minimum sentence would result in substantial injustice to the defendant; and
- (b) the mandatory minimum sentence is *not* necessary for the protection of the public.

SOURCE: Added by P.L. 33-022:2 (May 7, 2015).

§ 80.39.2. Exceptions.

Section 80.39.1 of this Article *shall not* apply if the court finds that:

- (a) the individual has a conviction for the same offense during the ten (10)-year period prior to the commission of the offense;
- (b) the individual intentionally uses a firearm in a manner that causes physical injury during the commission of the offense; or
- (c) the individual was the leader, manager, or supervisor of others in a continuing criminal enterprise.

9 GCA CRIMES AND CORRECTIONS
CH. 80 DISPOSITION OF OFFENDERS

SOURCE: Added by P.L. 33-022:2 (May 7, 2015).

§ 80.39.3. Reporting.

Upon departing from mandatory minimum sentences, judges *shall* report to the Judicial Council which *shall*, one (1) year following the enactment of this statute and annually thereafter, make available in electronic form and on the world wide web, a report as to the number of departures from mandatory minimum sentences made by each judge of the Superior Court of Guam.

SOURCE: Added by P.L. 33-022:2 (May 7, 2015).

§ 80.40. Extended Terms for Misdemeanor: When Allowed: Repeat or Multiple Offenders.

The court may sentence a person who has been convicted of a misdemeanor to an extended term of imprisonment if it finds one or more of the grounds specified in this Section. The findings of the court shall be incorporated in the record:

(a) The offender is a persistent offender whose commitment for an extended term is necessary for protection of the public. The court shall not make such a finding unless the offender has previously been convicted as an adult of two (2) crimes.

(b) The offender is a multiple offender whose criminality was so extensive that a sentence of imprisonment for an extended term is warranted. The court shall not make such a finding unless:

(1) the offender is being sentenced for two (2) or more misdemeanors or one misdemeanor and two (2) or more petty misdemeanors or is already under sentence of imprisonment for crimes of such grades, or admits in open court the commission of crimes of such grades and asks that they be taken into account when he is sentenced; and

(2) the longest sentences of imprisonment authorized for each of the offender's crimes, including admitted crimes taken into account, if made to run



Office of the Speaker **THERESE M. TERLAJE**

I Mina'trentai Sais na Liheslaturan Guåhan | 36th Guam Legislature
Committee on Health, Land, Justice and Culture

COMMITTEE REPORT DIGEST

I. OVERVIEW

Bill No. 8-36 (COR) was introduced on January 4, 2021, by Senator V. Anthony Ada and was subsequently referred by the Committee on Rules to the Committee on Health, Land, Justice, and Culture on January 13, 2021.

The Committee on Health, Land, Justice, and Culture convened a virtual public hearing on Thursday, February 25, 2021 beginning at 9:00 AM, utilizing *I Liheslatura's* Virtual Public Hearing Platform. Bill No. 8-36 (COR) was the first item on the agenda.

Public Notice Requirements

Notices for this Public Hearing were disseminated via email to all senators and all main media broadcasting outlets on Thursday, February 18, 2021 (5-Day Notice) and again on Tuesday, February 23, 2021 (48-Hour Notice). The notice was also published in the Guam Daily Post on Thursday, February 18, 2021, and again on Tuesday, February 23, 2021.

Senators Present:

Senator Therese M. Terlaje, Committee Chairperson
Senator Christopher M. Duenas, Committee Member
Senator Telo T. Taitague, Committee Member
Senator Jose "Pedro" Terlaje, Committee Member
Senator V. Anthony Ada, Bill Sponsor
Senator Mary C. Camacho

Appearing Before the Committee:

Assistant Deputy Attorney General of Prosecution, David Rivera
Deputy Attorney General, Stephanie Mendiola

Written Testimony Submitted:

Attorney General of Guam Leevin T. Camacho

Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910
Tel: (671) 472-3586 | Fax: (671) 969-3590 | Email: senatorterlajeguam@gmail.com | www.senatorterlaje.com

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Executive Director Stephen P. Hattori, Public Defender Service Corporation

II. SUMMARY OF TESTIMONY & DISCUSSION

The virtual public hearing was called to order at 9:04 AM. Bill No. 8-36 (COR) was the first item on the agenda.

Speaker Therese M. Terlaje: *Håfa Adai.* Good morning, everyone. We have two agenda items today, Bill No. 8-36 (COR), which is relative to exempting individuals convicted of first or second-degree criminal sexual conduct from sentencing reductions of this Justice Safety Valve Act.

The second item on our agenda is Bill No. 45-36 (COR). It's relative to addressing mandatory minimum sentences for repeat sexual offenders. Bill No. 44-36 COR is relative to prohibiting plea deals without reasonable proof of victim notification.

I'd like to acknowledge this morning the presence of my colleagues beginning with Senator Jose Pedro Terlaje, *Buenas*. Senator Anthony Ada, Senator Chris Duenas, and Senator Telo Taitague. Good morning colleagues. Thank you for being here.

We'll proceed directly to our first item on the agenda and that is Bill No. 8-36 (COR). It is introduced by V. Anthony Ada. It is an act to add a new section 80.39.2 (d) to Article 2, Chapter 80, Title 9 Guam Code Annotated, relative to exempting individuals convicted of first or second-degree criminal sexual conduct from sentencing reductions of the Justice Safety Valve Act. I'll now invite the sponsors, Senator Ada to introduce the bill.

Senator V. Anthony Ada: Thank you, Madam Chair, Madam Speaker, for having the hearing on this bill today. To my colleagues, thank you for being here and the AG's office and all those present on this zoom and listening in.

Bill 8-36 (COR) does one thing, Madam Speaker, it removes the ability of judges to sentence those convicted of first or second-degree criminal sexual conduct to less than the mandatory minimum sentence under the Justice Safety Valve Act. This means that a judge can sentence a defendant who was convicted of first or second-degree criminal sexual conduct under the The Justice Safety Valve Act to probation or a minimum term of incarceration. Madam Speaker, originally the minimum sentence where first-degree criminal sexual conduct was 15 years and 5 years for second-degree criminal sexual conduct, both laws stated that violators were not eligible for parole or first-time offender treatments. The Justice Safety Valve Act, which became law on May 7, 2015, superseded the sentencing guidelines. Over the last three years, 100% of the crimes charged as a first or second degree, criminal sexual conduct has been committed against victims under the age of 16.

Madam Speaker, unfortunately, child sexual assault has a recidivism rate all too high. On Guam, not too long ago, we read in horror an article about a twice, Madam Speaker, twice convicted a registered sex offender who abducted and sexually assaulted a 10-year-old girl, as she waited for her school bus. I understand the importance of the justice system to make plea deals, to get convictions, and spare the victims of the trauma of testifying at trial. In criminal sexual conduct cases, the plea deal or sentence reduction should be 15 years instead of twenty-five to life, but not two to three years.

Madam Speaker, I ask that you report this bill out in time for our next session. Let's protect our children by keeping those offenders off the streets for a long, long time, and let's not victimize them again, the most vulnerable in our community, our children Madam Speaker. Thank you for having this hearing today and I look forward to hearing the statements or testimonies on it. Thank you, Madam Speaker.

Speaker Therese M. Terlaje: Thank you, Senator Ada. Now, I'd like to call on Assistant Deputy AG of Prosecution, David Rivera, or Deputy AG, Stephanie Mendiola of the Division of General Counsel.

Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910

Tel: (671) 472-3586 | Fax: (671) 969-3590 | Email: senatorterlajeguam@gmail.com | www.senatorterlaje.com

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Deputy AG Stephanie Mendiola: Thank you, Madam Speaker. I'll go ahead and present our testimony or actually we're appearing in support of the bill. We did submit written testimony, but we weren't able to until this morning, did you want us to read it into the record?

Speaker Therese M. Terlaje: Yes, please do.

Deputy AG Stephanie Mendiola: *Håfa Adai*, Speaker Terlaje. Thank you for the opportunity to provide testimony on Bill 8-36 (COR). We support the intent of Bill 8, to treat criminal sexual conduct crimes or CSC more severely by prohibiting a court from departing from the mandatory minimum sentences identified for each crime, but we take no position on specific penalties.

The Justice Safety Valve Act of 2013 grant support discretion to depart from mandatory minimum sentences when it finds substantial and compelling reasons that imposition of a mandatory minimum sentence would result in substantial injustice to the defendant and the mandatory minimum sentence is not necessary for the protection of the public, citing nine GCA, subsection 80.39.1. In exercising its discretion the court must consider the nature of the crime, the history and character of the defendant, and the defendant's chances of successful rehabilitation. Exempted from the Safety Valve Act are three situations where the court cannot impose a sentence below the mandatory minimum. One, when the individual has a conviction for the same offense during the 10-year period, prior to the commission of the offense. Two, when the individual intentionally uses a firearm in a manner that causes physical injury during the commission of the offense, or three, when the individual was the leader, manager, or supervisor of others in a continuing criminal enterprise.

The bill proposes to adopt a fourth exception for cases where an individual has been convicted of first or second-degree criminal sexual conduct, we support this proposal and offer for consideration minor changes to the phrasing of the proposed provision to read instead as subsection (d), the individual is being sentenced for conviction of first or second-degree criminal sexual conduct as defined by 9 GCA.

Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910

Tel: (671) 472-3586 | Fax: (671) 969-3590 | Email: senatorterlajeguam@gmail.com | www.senatorterlaje.com

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Subsections 25.15 and 25.20. Using the term individual is consistent with the language of the prior subsections and specifying that the individual is being sentenced, clarifies that the conviction to consider is the conviction in the case before the court at the time of sentencing. Thank you for your consideration. *Sinseramente*. Signed, Levin T. Camacho, Attorney General.

So, in short, it just reiterated what sponsoring Senator Ada said, is that the more serious CSC crimes first and second-degree conduct are not currently exempted from the court's discretion and we support the intent to do so. The language that we propose for the revision isn't substantive at all, it was just more to be more consistent with the language that the section will be, the proposed provision will be added to, is all.

Speaker Therese M. Terlaje: Thank you, Attorney Mendiola. What is the effect of changing Chapter 25 of Title 9 to specifically naming 25.15 and 25.20?

Deputy AG Stephanie Mendiola: Sure. There should not be any effect on doing so because the bill as written specified that it is intended to target First or Second Degree CSC as defined in Chapter 25. All we did was just replace the specific subsections of the actual definition. So, instead of just saying as defined by Chapter 25, we just specified the actual definition subsection. So, for First Degree CSC, it's defined in 25.15, and then correspondingly Second Degree CSC is defined in 25.20, that was all. So, it's not intended for any substantive change.

Speaker Therese M. Terlaje: Okay. Thank you. So, by making this an exception, we are now removing the Judge's discretion to determine if the imposition of the mandatory minimum sentence would result in substantial injustice to the defendant. What types of cases have Judges found that there would result a substantial injustice to the defendant and that they needed to reduce the sentence for Criminal Sexual Conduct cases? Have you ever seen that?

Deputy AG Stephanie Mendiola: Sorry, Madam Speaker. One moment.

Assistant Deputy AG of Prosecution, David Rivera: Madam Speaker, I have not specifically observed the situation that you described. However, I had some discussions with my colleagues concerning a situation that we refer to here in the office as Jack and Jill, Criminal Sexual Conduct. That's a reference where two young individuals, both close to the age of minority, one below the age of minority and one, just a couple of years above the age of minority. Often the precipitating factor behind charges is not the participants, because we find situations where a child under the age of 14, or under the age of 16, as at times engaged in consensual sexual conduct with a person who's slightly older, but over the age of 16. So, technically that person over the age of 16 can be facing a first- or second-degree felony, depending on the conduct. It's often the parents behind the younger child there's a precipitating factor in trying to see charges go forward because of the potential embarrassment. Or, one situation I saw where the parents seem to have been supporting the two children, changed their position when they felt like the man wasn't behaving as he should, as someone who would be supporting a child because the younger minor has been pregnant, but they still had a relationship together.

So, because of the certain unusual circumstances that occur when you get around that borderline threshold and people were really close in age, there could be a sense of injustice at times. When you have an older individual who is still very young, we're not talking about the situation of sexual predators who are out there, who intentionally target minor victims and engage in these conducts with them.

Unfortunately, the minor children often can exercise their discretion properly, which is what the statute recognizes. But, we do at times recognize that sometimes there are situations between the young people who engage themselves in relationships and maybe more than they should have. But is it something that we're going to send them to jail for 25 years or some really long period of time?

In the past, how we've tried to deal with that is to offer a reduced plea sentence on a lesser level so that we can have some room. But even then, we always have the conundrum of dealing with these are both two very young individuals and, in their minds, it's clear, they just had a relationship going and neither one really had the

maturity at that point to really make good decisions. But one of them is potentially subject to being punished, potentially harshly and the other one is seen as the victim because of the threshold on the other side of the line. So, that's the one situation that I raised as a concern where we always should have a way to kind of look at that situation to see if it's fair and equitable.

Obviously, if you have kids close in age, but one is actually forcibly raping another, we're going to push to the absolute limit. It's that situation, where they otherwise have what would be considered a boyfriend, girlfriend, or other partnership relationship, which is consensual on both sides and unfortunately, they got caught and now the justice system is going after them, snapping at their heels. At that young age, we really want to submit them to the amount of time that could be facing, in effect, falling in love with someone else that's close to their age. So that's the main comment I wanted to make there where I could see the possibility. But I personally haven't seen judges exercising any of the exemptions. Although I don't normally, in my experience. I've dealt mostly with homicide cases and cases of severe assault and injury. We have other attorneys who specialize and deal with those CSC cases. Thank you for letting me add that, Speaker Terlaje.

Speaker Therese M. Terlaje: Okay, thank you very much. So, for the record, BBMR granted Bill 8-36, a Fiscal Note Waiver as the proposed amendments are administrative in nature and would not fiscally impact appropriations for FY 2021. The Legal Bureaus' comments on preliminary review were only technical edits. So, now I'm going to ask the primary sponsor, Senator Ada, if he has any questions for the panel.

Senator V. Anthony Ada: No, I don't, Madam Speaker. Thank you. I'll just continue to listen on to other testimonies.

Speaker Therese M. Terlaje: All right. Senator Pedro Terlaje, do you have any questions for the panel?

Senator Jose 'Pedro' Terlaje: No, Madam Speaker. Thank you very much.

Speaker Therese M. Terlaje: Senator Duenas?

Senator Christopher M. Duenas: No Madam Speaker, it looks like a thorough review. I just want to thank the author for introducing this important legislation.

Speaker Therese M. Terlaje: Senator Taitague?

Senator Telo T. Taitague: Thank you, Madam Speaker, and thank you to those who are here today to testify. Madam Speaker, I'm looking on Google drive to try and find the testimony of the Attorney General's Office. Was it placed on Google drive? If not, then I kindly ask that they send us a copy of their testimony.

Speaker Therese M. Terlaje: We will provide it. We did not receive it prior to the hearing.

Senator Telo T. Taitague: Thank you so much. I appreciate it. Thank you.

Speaker Therese M. Terlaje: Okay. There being no other questions or testimony, I would invite the sponsor to close on the bill.

Senator V. Anthony Ada: Thank you, Madam Speaker. Madam Speaker, Madam Chair, I also would like to thank the AG'S office for their recommendation and testimony on Bill 8-36 (COR). Madam Speaker, I would also like to exempt the Safety Valve treatment from Section 80.73.3 of 9 GCA, which is the Vulnerable Victims Sentencing Enhancement Act and this sentencing would also be excluded for First or Second Degree Criminal Sexual Conduct. We can do these things as we do the markup on Bill 8-36 (COR).

Again, Madam Speaker, I humbly ask that this be reported out for our next session in March, and I look forward to everyone's support. Thank you, Madam speaker.

Speaker Therese M. Terlaje: Thank you. With that suggestion, I'd like to bring it back to the Attorney General's Office. Have you looked at that at all? Or should that be a separate bill?

Deputy AG Stephanie Mendiola: I hadn't yet, Madam Speaker. I was actually trying to pull up the citation as Senator Ada was referencing it, but we can take a look at it and if it has any impact on our testimony, we can certainly let you and the committee know.

Speaker Therese M. Terlaje: Thank you very much. Senator Torres, would you like to ask the panel any questions of the Attorney General here?

Senator Mary C. Torres: No thank you, Madam Chair. No thank you.

Speaker Therese M. Terlaje: That will conclude the public hearing for Bill No. 8-36 (COR) and we will move on now to the second item on our agenda.

III. FINDINGS & RECOMMENDATIONS

The Committee on Health, Land, Justice, and Culture finds that Bill 8-36 (COR), as introduced, intends to add a new section to the Justice Safety Valve Act to exclude individuals convicted of first or second degree criminal sexual conduct from receiving sentencing reductions.

Under current Guam law, individuals convicted of first or second degree criminal conduct may have their sentences reduced at the court's discretion.

Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910

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The Office of the Attorney General supports the intent of the bill but does not take a position on the penalties proposed. Representatives from the Attorney General's office did note that one common situation where mandatory minimums are not enforced are "Jack and Jill" cases. These cases involve minors in relationships, with one being at or below the age of minority and the other age 16 or older. Depending on the conduct, this could result in a first or second degree criminal sexual conduct charge. In these circumstances, there could be a sense of injustice for the young defendant facing serious criminal charges and decades in jail if convicted.

Executive Director Stephen P. Hattori of the Public Defender Service Corporation submitted written testimony in opposition to Bill 8-36 (COR). According to Hattori, Guam law currently authorizes judges to depart below a statutory mandatory minimum sentence in cases where *"(1) the imposition of the mandatory minimum sentence would result in substantial injustice to the defendant; and (2) the shorter sentence will not jeopardize public safety. Exceptions to the sentence reduction under the Act consist of three classes of persons: repeat offenders; offenders who used a firearm during the commission of the crime; and leaders, organizers, or supervisors of others in a continuing criminal enterprise."*

Hattori further states, *"Bill No. 8-36 (COR) essentially cabins the court's sentencing discretion, transferring the authority for sentencing from neutral judges to adversarial prosecutors. With the authority to charge a defendant with a crime carrying the possibility of a lengthy prison sentence, innocent persons may agree to serve a lesser sentence,"*

Further that,

"Judges are uniquely equipped to provide dispassionate sentences that assure the protection of the public safety while safeguarding offenders against excessive, disproportionate or arbitrary punishments. Mandatory minimums contradict Guam sentencing laws that seeks to differentiate offenders with just individualization in their treatment. Mandatory

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minimums eliminate judicial discretion and prohibit judges from exercising the discretion that this body has bestowed upon them.”

The Fiscal Note provided by the Office of Finance and Budget stated that Bill 8-36 (COR) is administrative in nature and poses no fiscal impact to any funds of the government of Guam.

Bill 8-36 (COR) was amended in accordance with technical edits recommended by the Guam Legislature’s Legal Bureau

The Committee on Health, Land, Justice and Culture hereby reports out **Bill No. 8-36 (COR)- As Amended by the Committee on Health, Land, Justice and Culture- Introduced by Senator V. Anthony Ada- “AN ACT TO ADD A NEW § 80.39.2(d) OF ARTICLE 2, CHAPTER 80, TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO EXCLUDING INDIVIDUALS CONVICTED OF FIRST OR SECOND DEGREE CRIMINAL SEXUAL CONDUCT FROM THE SENTENCING REDUCTIONS OF THE JUSTICE SAFETY VALVE ACT,”** with the recommendation **To Report Out Only**

I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN
2021 (FIRST) Regular Session

Bill No. **8 -36 (COR)**

Introduced by:

V. Anthony Ada 

**AN ACT TO ADD A NEW § 80.39.2(d) TO ARTICLE 2,
CHAPTER 80, TITLE 9 GUAM CODE ANNOTATED;
RELATIVE TO EXEMPTING INDIVIDUALS CONVICTED OF
FIRST OR SECOND DEGREE CRIMINAL SEXUAL CONDUCT
FROM SENTENCING REDUCTIONS OF THE JUSTICE
SAFETY VALVE ACT**

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

2 **Section 1.** A new Section 80.39.2(d) is *added* to Article 2, Chapter 80, Title
3 9 GCA to read:

4 (d) The actor was convicted of First or Second Degree Criminal Sexual
5 Conduct as defined by Chapter 25 of 9 GCA.

I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN
2021 (FIRST) Regular Session

Bill No. 8-36 (COR)

As Amended by the Committee on Health,
Land, Justice and Culture

Introduced by:

V. Anthony Ada

**AN ACT TO *ADD* A NEW § 80.39.2(d) OF ARTICLE 2,
CHAPTER 80, TITLE 9, GUAM CODE ANNOTATED,
RELATIVE TO EXCLUDING INDIVIDUALS
CONVICTED OF FIRST OR SECOND DEGREE
CRIMINAL SEXUAL CONDUCT FROM THE
SENTENCING REDUCTIONS OF THE JUSTICE
SAFETY VALVE ACT.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. A new § 80.39.2(d) of Article 2, Chapter 80, Title 9, Guam Code
Annotated, is *added* to read:

“(d) the individual was convicted of criminal sexual conduct in the
first or second degree pursuant to 9 GCA § 25.15 or 9 GCA § 25.20.”

COMMITTEE MARK UP OF BILL 8-36 (COR)

I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN
2021 (FIRST) Regular Session

Bill No. 8-36 (COR)

As Amended by the Committee on Health,
Land, Justice and Culture

Introduced by: V. Anthony Ada

AN ACT TO ~~ADD~~ A NEW § 80.39.2(d) ~~OF~~ ARTICLE 2,
CHAPTER 80, TITLE 9 GUAM CODE ANNOTATED;
RELATIVE TO ~~EXCLUDING~~ INDIVIDUALS
CONVICTED OF FIRST OR SECOND DEGREE
CRIMINAL SEXUAL CONDUCT FROM ~~THE~~
SENTENCING REDUCTIONS OF THE JUSTICE
SAFETY VALVE ACT.

Deleted: TO

Deleted: EXEMPTING

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. A new § 80.39.2(d) ~~of Article 2, Chapter 80, Title 9, Guam Code~~
~~Annotated~~, is ~~added~~ to read:

Deleted: Section

Deleted: to Article 2, Chapter 80, Title 9 GCA

“(d) the ~~individual~~ was convicted of criminal sexual conduct in the
~~first or second degree pursuant to 9 GCA § 25.15 or 9 GCA § 25.20.~~”

Deleted: actor

Deleted: first or second degree

Deleted: as defined by Chapter 25 of



Vice Speaker

TINA ROSE MUÑA BARNES

CHAIRPERSON, COMMITTEE ON RULES

I Mina'trentai Sais Na Liheslaturan Guåhan

GUAM CONGRESS BUILDING
163 CHALAN SANTO PAPA
HAGÅTÑA, GUAM 96910
TEL 671-472-2461
COR@GUAMLEGISLATURE.ORG

January 19, 2021

MEMO

To: **Rennae Meno**
Clerk of the Legislature

From: **Vice Speaker Tina Rose Muña Barnes**
Chairperson, Committee on Rules

Re: **Fiscal Note Waiver**

Buenas yan Håfa adai.

Attached, please find the fiscal note waiver for the following bills:

Bill No. 8-36 (COR)
Bill No. 12-36 (COR)

Please forward the same to Management Information Services (MIS) for posting on our website.

If you have any questions or concerns, please feel free to contact Mary Maravilla, Committee on Rules Director at 472-2461.

Thank you for your attention to this important matter.





BUREAU OF BUDGET & MANAGEMENT RESEARCH

OFFICE OF THE GOVERNOR
Post Office Box 2950, Hagåtña Guam 96932



LOURDES A. LEON GUERRERO
GOVERNOR

LESTER L. CARLSON, JR.
DIRECTOR

JOSHUA F. TENORIO
LIEUTENANT GOVERNOR

JAN 19 2021

Vice Speaker Tina Rose Muña Barnes
Chairperson, Committee on Rules
I Mina'trentai Sais Na Liheslaturan Guåhan
36th Guam Legislature
Guam Congress Building
163 Chalan Santo Papa
Hagåtña, Guam 96910

Hafa Adai! Vice Speaker Muña Barnes:

The Bureau requests that Bill No. 8-36 (COR) be granted a waiver pursuant to Public Law 12-229 as amended for the following reason(s):

Bill No. 8-36 is an act relative to exempting individuals convicted of First or Second Degree Criminal Sexual Conduct from sentencing reductions of the Justice Safety Valve Act.

The Bill adds a new Section 80.39.2(d) to Article 2, Chapter 80, Title 9 Guam Code Annotated to exempt these individuals. As such, no legislative appropriations would be required to implement this Bill. Furthermore, it is anticipated that the Bill will not affect the revenues or the expenditures of the office of the Judiciary of Guam. As such, the Bill is administrative in nature and poses no fiscal impact to any funds of the government of Guam.

Si Yu'us Ma'ase,

LESTER L. CARLSON, JR.



Office of the Speaker
THERESE M. TERLAJE

I Mina'trentai Sais na Liheslaturan Guåhan 36th Guam Legislature
Committee on Health, Land, Justice and Culture

COMMITTEE VOTE SHEET

Bill No. 8-36 (COR), As Amended by the Committee on Health, Land, Justice, and Culture- Introduced by Senator V. Anthony Ada- "AN ACT TO ADD A NEW § 80.39.2(d) OF ARTICLE 2, CHAPTER 80, TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO EXCLUDING INDIVIDUALS CONVICTED OF FIRST OR SECOND DEGREE CRIMINAL SEXUAL CONDUCT FROM THE SENTENCING REDUCTIONS OF THE JUSTICE SAFETY VALVE ACT."

	SIGNATURE	TO DO PASS	TO NOT PASS	TO REPORT OUT ONLY	TO ABSTAIN	TO PLACE IN INACTIVE FILE
Speaker Therese M. Terlaje Chairperson	<i>Therese M. Terlaje</i> 3/10/21			✓		
Senator Sabina Flores Perez Vice Chairperson of Health, Land and Culture						
Senator Telenia C. Nelson Vice Chairperson of Justice						
Vice Speaker Tina Muña Barnes Member						
Senator Joanne M. Brown Member	E-Vote 03/10/21	✓				
Senator Christopher M. Dueñas Member	E-Vote 03/10/21	✓				
Senator Amanda L. Shelton Member						
Senator Telo T. Taitague, Member	E-Vote 03/10/21			✓		
Senator Jose "Pedro" Terlaje Member	E-Vote 03/10/21	✓				

Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910

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Speaker Therese M. Terlaje <senatorterlajeguam@gmail.com>

Re: REQUEST FOR E-VOTE: BILL NO 8-36 (COR) AS AMENDED

1 message

Senator Telo Taitague <senatortelot@gmail.com>

Wed, Mar 10, 2021 at 3:37 PM

To: "Speaker Therese M. Terlaje" <senatorterlajeguam@gmail.com>

To Report Out Only.

Si Yu'os Ma'åse,***Create a Great Day!****Senator Telo T. Taitague*

36th Guam Legislature

Suite 309 DNA Building

[238 Archbishop Flores St.](#)[Hagatna, Guam 96910](#)

Tel: (671) 989-8356

Email: senatortelot@gmail.comOn Wed, 10 Mar 2021 at 15:34, Speaker Therese M. Terlaje <senatorterlajeguam@gmail.com> wrote:

Hafa Adai, Committee Members:

Please see the attached Committee Report for " **Bill No. 8-36 (COR)- As Amended by the Committee on Health, Land, Justice and Culture-** Introduced *by Senator V. Anthony Ada-* **“AN ACT TO ADD A NEW § 80.39.2(d) OF ARTICLE 2, CHAPTER 80, TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO EXCLUDING INDIVIDUALS CONVICTED OF FIRST OR SECOND DEGREE CRIMINAL SEXUAL CONDUCT FROM THE SENTENCING REDUCTIONS OF THE JUSTICE SAFETY VALVE ACT.”**

Please indicate your preferred action, based on the following options.

- ☐ To Do Pass;
- ☐ To Not Pass;
- ☐ To Report Out Only;
- ☐ To Abstain; or
- ☐ To Place in Inactive File.

Please submit your response **ASAP**. Your response will be logged into the Committee Vote Sheet for Bill No. 8-36 (COR)- As Amended by the Committee, which will be filed with the Committee on Rules.

Office of Speaker Therese M. Terlaje

Committee on Health, Land, Justice and Culture

I Mina'trentai Sais na Liheslaturan Guåhan

36th Guam Legislature

Guam Congress Building, [163 Chalan Santo Papa](#), Hagåtña, Guam 96910

3/10/2021

Gmail - Re: REQUEST FOR E-VOTE: BILL NO 8-36 (COR) AS AMENDED

T: (671) 472-3586 F: (671) 989-3590 Email: senatorterlajeguam@gmail.com
website: www.senatorterlaje.com

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Speaker Therese M. Terlaje <senatorterlajeguam@gmail.com>

Re: REQUEST FOR E-VOTE: BILL NO 8-36 (COR) AS AMENDED

1 message

Chris Duenas <senatorchrisduenas@gmail.com>

Wed, Mar 10, 2021 at 3:51 PM

To: "Speaker Therese M. Terlaje" <senatorterlajeguam@gmail.com>

Cc: Sabina Perez <sabina@senatorperez.org>, Senator Sabina Perez <office@senatorperez.org>, "Office of Senator Telena C. Nelson" <senatortcnelson@gmail.com>, Senator Telena Cruz Nelson <senatortcnelson@guamlegislature.org>, Vice Speaker Tina Rose Muña Barnes <senatormunabarnes@guamlegislature.org>, "Honorable Joanne M. Brown" <office@senatorjoannebrown.com>, "Amanda S. Shelton" <senatorshelton@guamlegislature.org>, Office of Senator Shelton Guam Legislature <officeofsenatorshelton@guamlegislature.org>, Senator Telo Taitague <senatortelot@gmail.com>, Senator Jose Pedro Terlaje <senatorpedo@senatorjpterlaje.com>

To do pass.

Si Yu'os Ma'åse',**Office of Senator Christopher M. Dueñas**

36th Guam Legislature

I Mina'trentai Sais Na Liheslaturan Guåhan(671) 989-9554 - **116 Chalan Santo Papa, Hagatna**senatorchrisduenas@gmail.com

@senatorduenas

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On Wed, Mar 10, 2021 at 3:34 PM Speaker Therese M. Terlaje <senatorterlajeguam@gmail.com> wrote:

Hafa Adai, Committee Members:

Please see the attached Committee Report for " **Bill No. 8-36 (COR)- As Amended by the Committee on Health, Land, Justice and Culture-** Introduced *by Senator V. Anthony Ada-* **“AN ACT TO ADD A NEW § 80.39.2(d) OF ARTICLE 2, CHAPTER 80, TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO EXCLUDING INDIVIDUALS CONVICTED OF FIRST OR SECOND DEGREE CRIMINAL SEXUAL CONDUCT FROM THE SENTENCING REDUCTIONS OF THE JUSTICE SAFETY VALVE ACT.”**

Please indicate your preferred action, based on the following options.

- ☐ To Do Pass;
- ☐ To Not Pass;
- ☐ To Report Out Only;
- ☐ To Abstain; or
- ☐ To Place in Inactive File.

Please submit your response **ASAP**. Your response will be logged into the Committee Vote Sheet for Bill No. 8-36 (COR)- As Amended by the Committee, which will be filed with the Committee on Rules.

Office of Speaker Therese M. Terlaje

Committee on Health, Land, Justice and Culture

I Mina'trentai Sais na Liheslaturan Guåhan

36th Guam Legislature

Guam Congress Building, [163 Chalan Santo Papa](#), Hagåtña, Guam 96910

T: (671) 472-3586 F: (671) 989-3590 Email: senatorterlajeguam@gmail.com

website: www.senatorterlaje.com

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Speaker Therese M. Terlaje <senatorterlajeguam@gmail.com>

Re: REQUEST FOR E-VOTE: BILL NO 8-36 (COR) AS AMENDED

1 message

Office of Senator Joanne M. Brown <office@senatorjoannebrown.com>

Wed, Mar 10, 2021 at 3:44 PM

To: "Speaker Therese M. Terlaje" <senatorterlajeguam@gmail.com>

Hafa Adai Speaker,
To Do Pass.

Very Respectfully,

Joanne Brown

Office of Senator Joanne M. Brown | *I Mina' Trentai Sais Na Liheslaturan* Guåhan (36th Guam Legislature)
[120 Father Dueñas Avenue](#)
Capitol Plaza Building, Suite 103
Hagåtña, Guam 96932

Hafa Adai! Except with respect to public records exempt from disclosure by express provisions of the law, please be advised that, as an official office of the Legislative Branch of the Government of Guam, this electronic communication, is subject to the laws, rules and regulations governing the Sunshine Reform Act, and any other processes and procedures carried out in the spirit of an open and transparent government.

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Office of Speaker Therese M. Terlaje
Committee on Health, Land, Justice and Culture
I Mina'trentai Sais na Liheslaturan Guåhan

36th Guam Legislature
Guam Congress Building, [163 Chalan Santo Papa](#), Hagåtña, Guam 96910
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Speaker Therese M. Terlaje <senatorterlajeguam@gmail.com>

Re: REQUEST FOR E-VOTE: BILL NO 8-36 (COR) AS AMENDED

1 message

Senator Pedro Terlaje <senatorpedo@senatorjpterlaje.com>

Wed, Mar 10, 2021 at 3:54 PM

To: Chris Duenas <senatorchrisduenas@gmail.com>

Cc: "Speaker Therese M. Terlaje" <senatorterlajeguam@gmail.com>, Sabina Perez <sabina@senatorperez.org>, Senator Sabina Perez <office@senatorperez.org>, "Office of Senator Telen C. Nelson" <senatortcnelson@gmail.com>, Senator Telen Cruz Nelson <senatortcnelson@guamlegislature.org>, Vice Speaker Tina Rose Muña Barnes <senatormunabarnes@guamlegislature.org>, "Honorable Joanne M. Brown" <office@senatorjoannebrown.com>, "Amanda S. Shelton" <senatorshelton@guamlegislature.org>, Office of Senator Shelton Guam Legislature <officeofsenatorshelton@guamlegislature.org>, Senator Telo Taitague <senatortelot@gmail.com>

To do pass.

On Wed, Mar 10, 2021 at 3:51 PM Chris Duenas <senatorchrisduenas@gmail.com> wrote:

To do pass.

Si Yu'os Ma'åse',**Office of Senator Christopher M. Dueñas**

36th Guam Legislature

I Mina'trentai Sais Na Liheslaturan Guåhan(671) 989-9554 - [116 Chalan Santo Papa, Hagatna](tel:6719899554)senatorchrisduenas@gmail.com

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Office of Speaker Therese M. Terlaje

Committee on Health, Land, Justice and Culture

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The Office of Senator Jose “Pedo” Terlaje

Committee on Public Safety, Emergency Response,
Military and Veterans Affairs, Mayors' Council, and Public Transit

36th Guam Legislature

I Mina'trentai Sais na Liheslaturan Guåhan

[777 Route 4](#), MVP Center - Units 101/ 102, Sinajana, GU 96910

Tel: (671) 989-5301/ 3218

Email: senatorpedo@senatorjpterlaje.com