

EDDIE BAZA CALVO
Governor



2012 DEC 31 AM 11: 23

RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam

December 27, 2012

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

31-12-2040
Office of the Speaker
Judith T. Won Pat, Ed. D.
Date 12/28/12
Time 5:04 pm
Received by JCM

Dear Madame Speaker:

Transmitted herewith is Bill No.503-31 (COR) "AN ACT TO ADD A NEW §34105.2 TO CHAPTER 34 OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE TERMINATION OF CHILD SUPPORT", which I signed into law on December 26, 2012 as Public Law 31-271.

Senseramente,


EDDIE BAZA CALVO

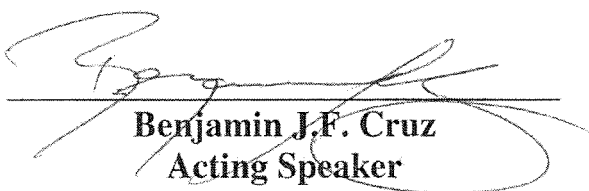
Attachment: copy of Bill

2041

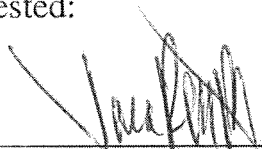
I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN
2012 (SECOND) Regular Session

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

This is to certify that **Bill No. 503-31 (COR), "AN ACT TO ADD A NEW §34105.2 TO CHAPTER 34 OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE TERMINATION OF CHILD SUPPORT"**, was on the 14th day of December, 2012, duly and regularly passed.


Benjamin J.F. Cruz
Acting Speaker

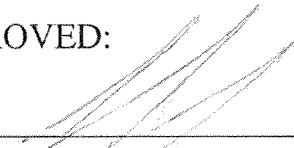
Attested:


Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahren Guåhan* this 17 day of Dec,
2012, at 11:40 o'clock A.M.


Assistant Staff Officer
Maga'lahi's Office

APPROVED:


EDWARD J.B. CALVO
I Maga'lahren Guåhan

Date: DEC 26 2012

Public Law No. 31-271

I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN
2012 (SECOND) Regular Session

Bill No. 503-31 (COR)

As amended by the Committee on Public Safety,
Law Enforcement and Judiciary; and further amended on the floor.

Introduced by:

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

**AN ACT TO ADD A NEW §34105.2 TO CHAPTER 34 OF
TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO
THE TERMINATION OF CHILD SUPPORT.**

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds that
3 under current Guam law, the obligation to child support ends when the child marries,
4 becomes emancipated or reaches the age of majority, which is eighteen (18) years old.
5 Forty-three (43) of the states allow for an extension of obligations for the completion

1 of high school, although often a timeline is imposed, usually reaching nineteen (19)
2 years of age.

3 *I Liheslaturan Guåhan* finds that in relatively advanced economies, like the
4 United States and Guam, the potential livelihoods of workers are deeply affected by
5 educational attainments, like graduating from high school, earning a GED, completing
6 a vocational internship or attending a post-secondary institution.

7 *I Liheslaturan Guåhan* further finds that given the large impact that education
8 has upon young workers, the termination of child support before the child has
9 graduated or received an equivalent attainment could have serious ramifications to the
10 life of the child. Thus, it is clearly in the best interest of the child receiving support
11 that the child continue to receive support in the event that the child is still attending
12 high school or an equivalent program for up to another year.

13 Therefore, it is the intent of *I Liheslaturan Guåhan* to require that child support
14 be provided until the latter of reaching the age of majority or graduating from high
15 school or equivalent, but *not to exceed* nineteen (19) years of age, by adding a new
16 §34105.2 to Chapter 34 of Title 5 of the Guam Code Annotated.

17 **Section 2. Termination of Child Support.** A new §34105.2 is hereby *added*
18 to Chapter 34 of Title 5, Guam Code Annotated, to read:

19 **“§ 34105.2. Termination of Child Support.**

20 (a) An order of current child support entered by a Court or tribunal *shall*
21 terminate by operation of law when the child on whose behalf the support is owed
22 marries, becomes emancipated, or the latter of reaching the age of majority or
23 graduating from high school or equivalent, but *not to exceed* nineteen (19) years of
24 age; provided that the child remains in the custody and care of, and resides with, the
25 custodial parent, or for those who are identified as special education students, who
26 continue with their high school program, the order *shall* extend through the age of

1 twenty-two (22). If the child is still in high school and is due to turn eighteen (18)
2 years of age, or twenty-one (21) years of age for special education students, during the
3 school year, the custodial parent *shall* inform the Office of the Attorney General's
4 Child Support Enforcement Division *no later than* thirty (30) calendar days prior to
5 the child's eighteenth (18th) birthday, or twenty-first (21st) birthday for special
6 education students. The custodial parent *shall* at that time submit to the Office of
7 Attorney General's Child Support Enforcement Division an official certification of
8 enrollment/attendance evidencing his or her child's active status as a student. In the
9 event the child is *no* longer enrolled as a student, voluntarily or involuntarily, the
10 custodial parent *shall*, within ten (10) business days, notify the Office of the Attorney
11 General's Child Support Enforcement Division, upon which time child support *shall*
12 terminate.

13 (b) The provisions contained in §34105.2(a) *shall not* apply to child support
14 cases where a different arrangement has been agreed to by the custodial parent and
15 non-custodial parent, extending child support obligations beyond eighteen (18) years
16 of age, and which agreements have been duly approved by a Court or tribunal.”

17 **Section 3. Effective Date and Implementation.** This Act *shall* take effect
18 upon enactment and apply prospectively. The Office of the Attorney General's Child
19 Enforcement Division, within thirty (30) calendar days following the passage of this
20 Act, *shall* inform custodial parents and non-custodial concerning the provisions of this
21 Act. The Office of the Attorney General's Child Enforcement Division *shall* further
22 coordinate with the Superintendent of Education, or his authorized designee, to ensure
23 appropriate support is extended by the Guam Department of Education concerning
24 attendance certifications required in Section 2 of this Act.

25 In the event a child turns eighteen (18) years of age within thirty (30) calendar
26 days following enactment of this Act, the custodial parent *shall* submit the

1 information required by Section 2 of this Act to the Office of the Attorney General's
2 Child Support Enforcement Division within ten (10) business days following
3 notification by that Office concerning the passage of this Act.

4 **Section 4. Severability.** If any provision of this Act or its application to any
5 person or circumstance is found to be invalid or contrary to law, such invalidity shall
6 not affect other provisions or applications of this Act which can be given effect
7 without the invalid provisions or application, and to this end the provisions of this Act
8 are severable.

6

I MINA' TRENTAI UNU NA LIHESLATURAN GUÅHAN

2011 (SECOND) Regular Session

Date: 12/14/12

VOTING SHEET

ABill No. 503-31(COR)

Resolution No. _____

Question: _____

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

TOTAL

14 0 0 0 1

CERTIFIED TRUE AND CORRECT:



Clerk of the Legislature

* 3 Passes = No vote
EA = Excused Absence



Thirty-First
Guam Legislature

Committee Members:

Senator Thomas C. Ada
Vice Chairman

Speaker Judith T. Won Pat, Ph.D.
Member

Senator Tina R. Muña-Barnes
Member

Senator Judith P. Guthertz, DPA
Member

Senator Rory J. Respicio
Member

Senator Dennis G. Rodriguez, Jr.
Member

Senator V. Anthony Ada
Member

Senator Christopher M. Duenas
Member

Senator Mana Silva-Tajeron
Member

Senator Aline A. Yamashita, Ph.D.
Member

*Other Committee
Membership:*

Vice Chairman, Committee on
Utilities, Transportation, Public
Works and Veterans Affairs

Vice Chairman, Committee on
Health and Human Services,
Senior Citizens, Economic
Development and Election
Reform

Member, Committee on Rules,
Federal, Foreign & Micronesian
Affairs and Human & Natural
Resources

Member, Committee on
Education and Public Libraries

Member, Committee on Guam
Military Buildup and Homeland
Security

Member, Committee on
Municipal Affairs, Tourism,
Housing and Recreation

COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trentai Uno Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.

Chairman

December 10, 2012

The Honorable Judith T. Won Pat, Ed.D.
Speaker
I Mina'Trentai Unu na Liheslaturan Guåhan
155 Hesler Place
Hagåtña, Guam 96910

VIA: The Honorable Rory J. Respicio
Chairman, Committee on Rules

RE: Committee Report on Bill No. 503-31 (COR) as Amended.

The Committee on Public Safety, Law Enforcement and Judiciary, to which was referred, **Bill No. 503-31 (COR) – "AN ACT TO ADD A NEW §34105.2 TO CHAPTER 34 OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE TERMINATION OF CHILD SUPPORT,"** hereby reports out with the recommendation **TO PASS**.

Committee Votes are as follows:

<u>7</u>	TO PASS
<u>0</u>	NOT TO PASS
<u>3</u>	TO REPORT OUT ONLY
<u>0</u>	ABSTAIN
<u>0</u>	INACTIVE FILE

Sincerely,


ADOLPHO B. PALACIOS, MPA, BS/CJA
Chairman

Attachments

Office/Mailing Address: 155 Hesler Place, Hagåtña, Guam 96910

Telephone No. (671) 472-5047/5048 • Fax No. (671) 472-5022

Email: SenABPalacios@gmail.com • Website: www.senatorpalacios.com

2012 DEC 11 AM 11:02

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COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY

I Mina'Trentai Uno Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.

Chairman

Bill No 503-31 (COR)

**As Amended by the Committee on
Public Safety, Law Enforcement
& Judiciary**

**AN ACT TO ADD A NEW
§34105.2 TO CHAPTER 34 OF
TITLE 5, GUAM CODE
ANNOTATED, RELATIVE TO
THE TERMINATION OF CHILD
SUPPORT.**

Office/Mailing Address: 155 Hesler Place, Hagatña, Guam 96910

Telephone No. (671) 472-5047/5048 • Fax No. (671) 472-5022

Email: SenABPalacios@gmail.com • Website: www.senatorpalacios.com



Thirty-First
Guam Legislature

COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY

I Mina Trentai Uno Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.

Chairman

December 4, 2012

MEMORANDUM

TO: ALL MEMBERS
Committee on Public Safety, Law Enforcement, & Judiciary

FROM: Senator Adolpho B. Palacios, Sr. 
Committee Chairman

SUBJECT: Committee Report on Bill No. 503-31 (COR) as Amended.

Transmitted herewith for your consideration is the Committee Report on **Bill No. 503-31 (COR)** – “AN ACT TO ADD A NEW §34105.2 TO CHAPTER 34 OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE TERMINATION OF CHILD SUPPORT.” – sponsored by Senator Adolpho B. Palacios, Sr.

This report includes the following:

- Committee Voting Sheet
- Committee Report Digest
- Copy of **Bill No. 503-31 (COR) as Amended**
- Copy of **Bill No. 503-31 (COR) as Introduced**
- Public Hearing Sign-in Sheet
- Copies of testimony submitted and supporting documents
- Fiscal Note for **Bill No. 503-31 (COR)**
- Copy of COR Referral of **Bill No. 503-31 (COR)**
- Notices of Public Hearing
- Copy of the Public Hearing Agenda
- Miscellaneous documents

Please take the appropriate action on the attached voting sheet. Your attention to this matter is greatly appreciated. Should you have any questions or concerns, please contact this office.

Si Yu'os ma'åse!

Committee Members:

Senator Thomas C. Ada
Vice Chairman

Speaker Judith T. Won Pat, Ph.D.
Member

Senator Tina R. Muña-Barnes
Member

Senator Judith P. Guthertz, DPA
Member

Senator Rory J. Respicio
Member

Senator Dennis G. Rodriguez, Jr.
Member

Senator V. Anthony Ada
Member

Senator Christopher M. Duenas
Member

Senator Mana Silva-Tajerón
Member

Senator Aline A. Yamashita, Ph.D.
Member

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Utilities, Transportation, Public
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Vice Chairman, Committee on
Health and Human Services,
Senior Citizens, Economic
Development and Election
Reform

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Member, Committee on Rules,
Federal, Foreign & Micronesian
Affairs and Human & Natural
Resources

Member, Committee on Guam
Military Buildup and Homeland
Security

Member, Committee on
Municipal Affairs, Tourism,
Housing and Recreation



COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina' Trentai Uno Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

COMMITTEE VOTING SHEET:

Bill No. 503-31 (COR) – AN ACT TO ADD A NEW §34105.2 TO CHAPTER 34 OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE TERMINATION OF CHILD SUPPORT.— sponsored by Senator Adolpho B. Palacios, Sr.

SENATOR	SIGNATURE	TO PASS	NOT TO PASS	TO REPORT OUT ONLY	ABSTAIN	INACTIVE FILE
Adolpho B. Palacios, Sr. Chairman		12/5/12 ✓				
Thomas C. Ada Vice Chairman		12/10/12 ✓				
Tina R. Muña-Barnes Member		✓				
Judith P. Guthertz, DPA Member						
Rory J. Respicio Member		12/10/12 ✓				
Dennis G. Rodriguez, Jr. Member		12/10/12 ✓				
Judith T. Won Pat, Ed.D. Member		12/10/12 ✓				
V. Anthony Ada Member				12/5/12		
Christopher M. Duenas Member						
Mana Silva Taijeron Member				12/6/12		
Aline A. Yamashita, Ph.D. Member				12/5/12		



COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trentai Unu Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

COMMITTEE REPORT DIGEST

Bill No. 503-31 (COR) — “An act to add a new §34105.2 to Chapter 34 of Title 5, Guam Code Annotated, relative to the termination of child support.” - sponsored by Senator Adolpho B. Palacios, Sr.

I. OVERVIEW

The Committee on Public Safety, Law Enforcement and Judiciary convened the public hearing on September 12, 2012 at 9:00 a.m. in *I Liheslatura's* Public Hearing Room. Among the items on the agenda was the consideration of **Bill No. 503-31 (COR) — “An act to add a new §34105.2 to Chapter 34 of Title 5, Guam Code Annotated, relative to the termination of child support”** sponsored by Senator Adolpho B. Palacios, Sr.

Public Hearing Requirements:

Notices of the hearing were disseminated via facsimile and email to all senators and all main media broadcasting outlets on September 4, 2012 (5-day Notice) and on September 10, 2012 (48-Hour notice) pursuant to meeting the requirements of the Open Government Law. Notice of the hearing was also posted on the Guam Legislature's website.

Senators Present:

Senator Adolpho B. Palacios, Sr., Chairman
Senator Thomas C. Ada, Vice-Chairman
Senator Aline Y. Yamashita, Member
Senator Mana Silva-Taijeron, Member
Senator Rory J. Respicio, Member
Senator V. Anthony “Tony” Ada, Member

Individual(s) Registered for oral or written testimony:

Barbara P. Cepeda, Deputy Attorney General, Child Support Enforcement, Office of the Attorney General of Guam, provided oral and written testimony in support of the Bill.

I. SUMMARY OF TESTIMONIES

Chairman Adolpho B. Palacios, Sr., convened the public hearing at 9:05 a.m., read the agenda, recognized the Senators present, explained the procedures of the hearing, provided an overview of the Bill and called those signed up to testify.

Chairman Palacios provided an overview of the bill. He said that the current law terminates child support when the child turns eighteen (18) years old. He noted that this bill proposes to extend child support to children who are in high school at age nineteen (19) or when the child graduates from high school, which ever comes first. He mentioned that there are forty (40) states that currently have this law. He then mentioned a written testimony which was submitted by Ms. Michelle C. Dudkiewicz and that this bill would not only be for the children of Ms. Dudkiewicz, but for anyone here forth who rely to this extent for child support.

Barbara P. Cepeda, Deputy Attorney General, Child Support Enforcement, Office of the Attorney General of Guam, provided oral testimony in support of the Bill. She thanked the committee for the opportunity to provide testimony on behalf of the Attorney General's Office, which supports the intent of Bill No. 503-31 (COR). However, she stated that there are a few recommendations, which they would like to offer. She stated that they support proposed Section 34105.2(a). She stated that if passed, it would mandate child support to terminate when the child marries, becomes emancipated, or reaches the age of nineteen (19). She mentioned that they've had situations where the child turns eighteen (18) but is still in high school and the custodial parent requires financial assistance. Also, she mentioned that with regard to Section 34105.2(b), they respectfully oppose it as redundant, confusing and vague. She noted that when a court transfers custody in a case where child support is ordered, they normally will address the issue of child support at the same time. In addition, she mentioned that even if the court fails to address child support along with the custody issue, either party can request the court for a modification upon showing of substantial and material change of circumstance such as change of custody. She noted they question the significance of the use of the words "all children" and "obligated parent" because what if custody transfers to a grandparent, relative or foster case. Deputy AG Cepeda noted that they respectfully oppose as redundant and superfluous Section 34105.2 (c) and supports the intent of Bill No. 503-31 (COR) with the recommendations she had mentioned.

Senator Palacios then opened up the floor for questions.

Vice-Chairman Thomas Ada wanted to clarify on Section (b) and asked AG Cepeda if she was suggesting that whole area be stricken or amended? Deputy Attorney General Cepeda suggested that it be stricken.

Vice-Chairman Ada asked Deputy AG Cepeda if there is a need to include in the law that outside voluntary agreements between the parents should be registered with the courts. Deputy AG Cepeda said she would agree to that and said she would need to review the law because it sounds like something that might already be in the law.

Vice-Chairman Ada asked who determines what dues are paid off. Deputy AG Cepeda said with regard to child support, it would be through her office and that they provide a financial history and balance sheet showing all the payments that came in and all the payments that went out. She noted that Vice-Chairman Ada's concern is already covered and that she also suggests that Section (c) should be stricken out.

Senator Rory J. Respicio commended Deputy AG Cepeda and her division for advocating for the child and approaching the Legislature and the oversight chairman to do certain things to try and mirror what happens in other jurisdictions and to take advantage of the technologies. He noted that Section 3 states that this shall take place upon enactment and apply prospectively. He also asked what happens if the child is eighteen (18) now but still in high school, and is the parent going to figure out how they are going to pay another year worth of child support if this becomes law until the child turns nineteen (19). Deputy AG Cepeda said once the child turns eighteen (18) the child support stops continuing to accrue on their APASI System and technically that case is closed except in instances where arrears are owed. This law would only apply to the children who are seventeen (17) and not eighteen (18) years old.

Senator Respicio asked what about in the case it is active and there are arrears pending. Deputy AG Cepeda said there should not be a problem with the cut off date but there is with knowing the graduation date. This bill stops when they graduate but no later than age nineteen (19).

Senator Respicio asked if that is how it is done in other jurisdictions. Deputy AG Cepeda responded saying some jurisdictions allow for an extension of child support, and she noted that some jurisdictions go up to nineteen (19), twenty (20) or twenty-one (21) years of age.

Senator Respicio inquired about what if the child graduates when they are seventeen (17)? Deputy AG Cepeda responded saying that they still get child support until they are eighteen (18).

Senator Aline Y. Yamashita noted that there are 10% of our children who are identified as special needs and typically go on to the age of twenty-two (22) and who are still in school. She then asked Deputy AG Cepeda if she would be open to some kind of language that would allow child support to continue on however long it takes for the child to finish high school because she thinks the idea here is to support that child by what is truly the responsibility of the paying parent to the custodial parent. Deputy AG Cepeda responded that there is a law in the books, Title 19 Section 2105.1 regarding payments for disabled children. She noted that it states that if a child is residing on Guam and is disabled, before the age of 18, the court may require that both parents have a mutual obligation to support that child beyond the age of majority, and based on findings, might be required to pay for continuing benefits for the child. She stated that they have had people approach them on this just as long as they go back to court before the child turns age twenty-one (21) and the disability had to happen before the child turns eighteen (18), then both parents are responsible for child support for the rest of the child's life.

Senator Yamashita noted that while they are helping parents understand legal guardianship, many of them do not understand how to become a legal guardian. She would like to find out how to ensure financial support continues. She noted that what Deputy AG Cepeda just read is a little different from what 503 reports. Senator Yamashita also said that families need to be responsible on finding out the graduation dates of their children.

Senator Mana Silva-Taijeron asked how the child is considered a candidate for graduation. She said that they have to advocate for custodial non-paying parents. She noted that at eighteen (18) years old, they are no longer kids and they should be ready to get a job.

Chairman Palacios stated that there needs to be a mechanism to find out when the child is going to graduate.

Deputy AG Cepeda said that parents will know and be responsible to know when their children will graduate.

Senator Silva-Taijeron noted that she can almost guarantee that the paying parent will be the one with the information.

Vice-Chairman Ada mentioned that he is wondering if the language in Section (a), needs further tightening.

Chairman Palacios stated for the mark up, he requests for more research on what states have different ages for child support to continue to the age of twenty (20) or twenty-one (21). He noted he wants an idea of the acceptance of this in other jurisdictions and an idea on how many will be affected. Chairman Palacios also noted that he wants to balance this out with the custodial and absent parent.

Chairman Adolpho B. Palacios, Sr., declared that Bill 503-31 (COR) has been duly heard and that the Committee would continue to receive written testimony following the hearing. The hearing was adjourned at 12:00 p.m.

III. WRITTEN TESTIMONIES

Barbara P. Cepeda, Deputy Attorney General, Child Support Enforcement, Office of the Attorney General of Guam, provided oral and written testimony in support of the Bill. *(Summarized in Section II.)*

Michelle C. Dudkiewicz, provided written testimony in support of the Bill.

Ms. Dudkiewicz stated in her testimony that she has three (3) children who were all born after July 31st and that the current child support law is sending a message to the child that the parents will not support them once they are considered an adult and that they will need to support themselves. She stated that she thinks that the educational law and the currently child support law are conflicting with each other instead of complementing each other as it should. She stated that if the education law is making it so that child is still in high school when they turn eighteen (18) years of age, then the child support law should cover the support of the child until they earn their high school diploma. She noted that she wants her children to stay in school, concentrate in school and graduate with decent grades. For Ms. Dudkiewicz, she said that she would need to support her children while they are in high school noting that if custodial parents still have to support their children when they are eighteen (18) years of age and still in school, then the absent parents should also be obligated to support their children. She said that this law will do good for a lot of people who are in her position and that it is only right for the children to continue being supported so they can finish school, graduate and have a decent future. *(See attached for testimony).*

No further written testimony was received within the ten- (10-) day period following the public hearing of Bill 503-31 (COR).

IV. FINDINGS AND RECOMMENDATION

The Committee on Public Safety, Law Enforcement and Judiciary hereby reports out **Bill No. 503-31 (COR), as Amended by the Committee**, with the recommendation **TO PASS**.

I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN
2012 (SECOND) Regular Session

2012 AUG 10 AM 9:37

Bill No. 503-31 (Cor)

Introduced by:

Adolpho B. Palacios, Sr.

**AN ACT TO ADD A NEW §34105.2 TO CHAPTER 34
OF TITLE 5, GUAM CODE ANNOTATED,
RELATIVE TO THE TERMINATION OF CHILD
SUPPORT.**

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan*
3 *Guåhan* finds that under current Guam law, the obligation to child
4 support ends when the child marries, becomes emancipated or
5 reaches the age of majority, which is eighteen (18) years old. Forty-
6 three (43) of the states allow for an extension of obligations for the
7 completion of high school, although often a timeline is imposed,
8 usually reaching nineteen (19) years of age.

9 *I Liheslaturan Guåhan* finds that in relatively advanced
10 economies, like the United States and Guam, the potential livelihoods
11 of workers are deeply affected by educational attainments, like
12 graduating from high school, earning a GED, completing a vocational
13 internship or attending a post-secondary institution.

1 *I Liheslaturan Guåhan* further finds that given the large impact
2 that education has upon young workers, the termination of child
3 support before the child has graduated or received an equivalent
4 attainment could have serious ramifications to the life of the child.
5 Thus it is clearly in the best interest of the custodial parent and child
6 receiving support that the child continue to receive support in the
7 event that the child is still attending high school or an equivalent
8 program for up to another year.

9 Therefore, it is the intent of *I Liheslaturan Guåhan* to require that
10 child support be provided until the latter of reaching the age of
11 majority or graduating from high school or equivalent, but not to
12 exceed nineteen (19) years of age, by adding a *new* §34105.2 to
13 Chapter 34 of Title 5 of the Guam Code Annotated.

14 **Section 2. Termination of Child Support.** A *new* §34105.2 is
15 hereby added to Chapter 34 of Title 5, Guam Code Annotated, to
16 read:

17 **“§34105.2. Termination of Child Support.**

18 (a) An order of current child support entered by a Court
19 or tribunal shall terminate by operation of law when the child
20 on whose behalf the support is owed marries, becomes
21 emancipated, or the latter of reaching the age of majority or
22 graduating from high school or equivalent, but not to exceed
23 nineteen (19) years of age.

1 (b) An order of current child support entered by a Court
2 or tribunal shall terminate if custody of all children who are the
3 subject of said order is transferred to the obligated parent
4 pursuant to an order of a court of competent jurisdiction or the
5 written voluntary agreement of the parents.

6 (c) Notwithstanding subsections (a) and (b) of this
7 Section, the obligation for payment of arrears or past due
8 support shall terminate by operation of law when all arrears or
9 past due support have been paid."

10 **Section 3. Effective Date.** This Act shall take effect upon
11 enactment and apply prospectively.

12 **Section 4. Severability.** If any provision of this Act or its
13 application to any person or circumstance is found to be invalid or
14 contrary to law, such invalidity shall not affect other provisions or
15 applications of this Act which can be given effect without the invalid
16 provisions or application, and to this end the provisions of this Act
17 are severable.

I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN
2012 (SECOND) Regular Session

Bill No. 503-31 (COR)

As Amended by the Committee on Public Safety,
Law Enforcement and Judiciary

Introduced by:

Adolpho B. Palacios, Sr.

**AN ACT TO ADD A NEW §34105.2 TO CHAPTER 34
OF TITLE 5, GUAM CODE ANNOTATED,
RELATIVE TO THE TERMINATION OF CHILD
SUPPORT.**

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan*
3 *Guåhan* finds that under current Guam law, the obligation to child
4 support ends when the child marries, becomes emancipated or
5 reaches the age of majority, which is eighteen (18) years old. Forty-
6 three (43) of the states allow for an extension of obligations for the
7 completion of high school, although often a timeline is imposed,
8 usually reaching nineteen (19) years of age.

9 *I Liheslaturan Guåhan* finds that in relatively advanced
10 economies, like the United States and Guam, the potential livelihoods
11 of workers are deeply affected by educational attainments, like

1 graduating from high school, earning a GED, completing a vocational
2 internship or attending a post-secondary institution.

3 *I Liheslaturan Guåhan* further finds that given the large impact
4 that education has upon young workers, the termination of child
5 support before the child has graduated or received an equivalent
6 attainment could have serious ramifications to the life of the child.
7 Thus it is clearly in the best interest of the ~~custodial parent and~~ child
8 receiving support that the child continue to receive support in the
9 event that the child is still attending high school or an equivalent
10 program for up to another year.

11 Therefore, it is the intent of *I Liheslaturan Guåhan* to require that
12 child support be provided until the latter of reaching the age of
13 majority or graduating from high school or equivalent, but not to
14 exceed nineteen (19) years of age, by adding a *new* §34105.2 to
15 Chapter 34 of Title 5 of the Guam Code Annotated.

16 **Section 2. Termination of Child Support.** A *new* §34105.2 is
17 hereby added to Chapter 34 of Title 5, Guam Code Annotated, to
18 read:

19 **“§34105.2. Termination of Child Support.**

20 (a) An order of current child support entered by a Court
21 or tribunal shall terminate by operation of law when the child
22 on whose behalf the support is owed marries, becomes
23 emancipated, or the latter of reaching the age of majority or

1 graduating from high school or equivalent, but not to exceed
2 nineteen (19) years of age, provided that the child remains in
3 the custody and care of, and resides with, the custodial parent.
4 If the child is still in high school and is due to turn eighteen (18)
5 years of age during the school year, the custodial parent shall
6 inform the Office of the Attorney General's Child Support
7 Enforcement Division no later than thirty (30) calendar days
8 prior to the child's eighteenth (18th) birthday. The custodial
9 parent shall at that time submit to the Office of Attorney
10 General's Child Support Enforcement Division, an official
11 certification of enrollment/attendance evidencing his or her
12 child's active status as a student. In the event the child is no
13 longer enrolled as a student, voluntarily or involuntarily, the
14 custodial parent shall, within ten (10) business days, notify the
15 Office of the Attorney General's Child Support Enforcement
16 Division upon which time child support shall terminate.

17 (b) The provisions contained in §34105.2(a) shall not apply
18 to child support cases where a different arrangement has been
19 agreed to by the custodial parent and non-custodial parent,
20 extending child support obligations beyond eighteen (18) years
21 of age, and which agreements have been duly approved by a
22 Court or tribunal.

1 ~~(b) An order of current child support entered by a Court~~
2 ~~or tribunal shall terminate if custody of all children who are the~~
3 ~~subject of said order is transferred to the obligated parent~~
4 ~~pursuant to an order of a court of competent jurisdiction or the~~
5 ~~written voluntary agreement of the parents.~~

6 ~~(c) Notwithstanding subsections (a) and (b) of this~~
7 ~~Section, the obligation for payment of arrears or past due~~
8 ~~support shall terminate by operation of law when all arrears or~~
9 ~~past due support have been paid.”~~

10 **Section 3. Effective Date and Implementation.** This Act shall
11 take effect upon enactment and apply prospectively. The Office of
12 the Attorney General’s Child Enforcement Division, within thirty (30)
13 calendar days following passage of this Act, shall inform custodial
14 parents and non-custodial concerning the provisions of this Act. The
15 Office of the Attorney General’s Child Enforcement Division shall
16 further coordinate with the Superintendent of Education, or his
17 authorized designee, to ensure appropriate support is extended by
18 the Guam Department of Education concerning attendance
19 certifications required in Section 2 of this Act.

20 In the event a child turns eighteen (18) years of age within
21 thirty (30) calendar days following enactment of this Act, the
22 custodial parent shall submit information required by Section 2 of
23 this Act, to the Office of the Attorney General’s Child Support

1 Enforcement Division within ten (10) business days following
2 notification by that office concerning the passage of this Act.

3 **Section 4. Severability.** If any provision of this Act or its
4 application to any person or circumstance is found to be invalid or
5 contrary to law, such invalidity shall not affect other provisions or
6 applications of this Act which can be given effect without the invalid
7 provisions or application, and to this end the provisions of this Act
8 are severable.



COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY

I Mina'Trentai Unu na Liheslaturan Guåhan

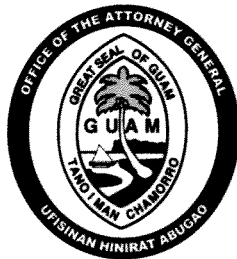
SENATOR ADOLPHO B. PALACIOS, SR.
CHAIRMAN

WEDNESDAY, SEPTEMBER 12, 2012

Bill No. 503-31 (COR) - AN ACT TO ADD A NEW §34105.2 TO CHAPTER 34 OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE TERMINATION OF CHILD SUPPORT. - sponsored by Senator Adolpho B. Palacios, Sr..

NAME (Please Print)	AGENCY/ORGANIZATION	CONTACT NUMBER	ORAL TESTIMONY	WRITTEN TESTIMONY	IN FAVOR	NOT IN FAVOR
Barbara P. Cepeda	AG's Office CSED	475-3360	✓	✓	✓	
Pauline R. Chao	AG's Office CSED	475 3360			✓	
Yolanda A. Salas	AG's Office CSED	475 3360			✓	

LEONARDO M. RAPADAS
Attorney General



BARBARA P. CEPEDA
Deputy Attorney General
Child Support Enforcement
Division

OFFICE OF THE ATTORNEY GENERAL

September 12, 2012

COMMENTS:

BILL NO. 503-31 (COR) - An Act to Add a New §34105.2 to Chapter 34 of Title 5, Guam Code Annotated, Relative to the Termination of Child Support.

Greetings, Mr. Chairman and members of the Committee on Public Safety, Law Enforcement & Judiciary.

Thank you for the opportunity to provide written testimony on behalf of the Attorney General's Office, which supports the intent of Bill No. 503-31 (COR), An Act to Add a New §34105.2 to Chapter 34 of Title 5, Guam Code Annotated, Relative to the Termination of Child Support.

The Attorney General's Office supports the intent of Bill 503-31 (COR). However, there are a few recommendations which we would like to offer.

We support proposed Section 34105.2(a). If passed, it would mandate child support to terminate when the child marries, becomes emancipated, or reaches the age of majority or graduation from high school or equivalent, but no later than age 19. We've had situations where the child turned 18 but is still in high school and the custodial parent continues to need financial assistance.

With regard to proposed Section 34105.2(b), we respectfully oppose it as redundant, confusing and vague. When a court transfers custody in a case where child support is ordered, they normally will address the issue of child support at the same time. In addition, even if the court fails to address child support along with the custody issue, either party can move the court for a modification upon a showing of substantial and material change of circumstances such as change of custody. We question the significance of the use of the words "all children". Also, the word "obligated parent" is confusing because what if custody transfers to a grandparent, relative or foster care?

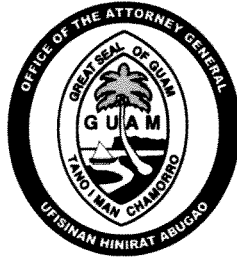
We respectfully oppose as redundant and superfluous Section 34105.2(c).

We support the intent of Bill No. 503-31 (COR) with the above-mentioned recommendations.

OFFICE OF THE ATTORNEY GENERAL
CHILD SUPPORT ENFORCEMENT DIVISION

BARBARA P. CEPEDA
Deputy Attorney General

LEONARDO M. RAPADAS
Attorney General



BARBARA P. CEPEDA
Deputy Attorney General
Child Support Enforcement
Division

OFFICE OF THE ATTORNEY GENERAL

September 12, 2012

Honorable Adolpho B. Palacios, Sr.
Chairman, Committee on Public Safety, Law Enforcement,
and Judiciary
155 Hesler Street, Suite 104
Hagatna, Guam 96910

Re: Bill 503-31 (COR)

Dear Senator Palacios:

At today's public hearing on Bill 503-31, you requested that we research the age of majority for all the states and territories. Attached, please find a list of states and the age of majority for each which we retrieved from the federal Office of Child Support Enforcement website.

If you have any questions, please do not hesitate to contact me at (671) 475-3360 ext. 1001.

Sincerely,


BARBARA P. CEPEDA
Deputy Attorney General

U.S. Department of Health & Human Services

Administration for Children & Families

OFFICE OF CHILD SUPPORT ENFORCEMENT

An Office of the Administration for Children & Families

Profile Query Response[Print](#)**D1. What is the age of majority in your state?**

Alabama	19
Alaska	18 if order does not specify otherwise. It can be extended to age 19 or the date of graduation, whichever comes first, if unmarried and pursuing a high school diploma or equivalent level of technical or vocational training & residing with custodial parent, guardian or designee of the parent or guardian. The order will require modification to add Post Majority support language if not already in the order.
American Samoa	No response available.
Arizona	18
Arkansas	18 unless the child is still attending high school. If the child is still attending high school, upon the child's high school graduation or the end of the school year after the child reaches 19 years of age, whichever is earlier.
California	18 years except an unmarried child who has attained the age of 18 years, is a full-time high school student, and who is not self-supporting, is considered a minor until the time the child completes the 12th grade or attains the age of 19 years, whichever occurs first.
Colorado	Unless a court finds that a child is otherwise emancipated, emancipation occurs at age 19. Emancipation may occur at any earlier age due to marriage or entry into active military service.
Connecticut	18
Delaware	18
District of Columbia	Age 21, or at the point the minor is self supporting through marriage, employment or military service.
Florida	18
Georgia	Age 18: Support order entered after 7/1/92 may provide for the extension of child support to age 20, if the child is still in high school.
Guam	18 years of age
Hawaii	Eighteen.
Idaho	18 years of age
Illinois	18
Indiana	21 until July 01, 2012 when it will change to 19.
Iowa	Age 18.
Kansas	18 years of age.
Kentucky	18, 19 if attending high school.
Louisiana	18 years of age.
Maine	18 years of age.
Mariana Islands	No response available.
Maryland	Age 18 or up to 19 as long as child enrolled in secondary school.
Massachusetts	18 years of age. (See also D3.)
Michigan	18, but may order until 19 1/2 for completion of high school, or beyond 19 1/2 by agreement of the parties.
Minnesota	A child is defined as an individual under the age of 18, or until age 20 if the child is still attending secondary school, whichever occurs later, or an individual who is incapable of self-support by reason of disability.
Mississippi	21 years of age.
Missouri	18 years of age, unless specific circumstances (outlined below) apply.
Montana	18 or upon graduation from high school, whichever is later, but no later than 19.
Nebraska	19 years of age, unless the child marries, dies, or is emancipated by the court.

Nevada	Age of majority is 18; or up to a maximum age of 19, if a student is enrolled in, but has not yet completed high school.
New Hampshire	Until age 18 or terminates high school, whichever is later; or becomes married or becomes a member of the armed services; unless children are declared legally dependent beyond that age due to mental or physical disability; or unless the court has otherwise ordered support to continue beyond age 18.
New Jersey	The age of majority is 18 years old; however attaining this age does not automatically emancipate the child
New Mexico	18 years of age, unless still in high school, then up to 19 years of age.
New York	21
No State	No response available.
North Carolina	18 years, unless attending secondary school full time or up to age 20 whichever comes first.
North Dakota	18 years of age.
Ohio	18 years of age, or as long as the child attends high school on a full time basis or a court order requires the duty of support to continue. Unless specified in the court order, no duty of support extends beyond the nineteenth birthday of the child.
Oklahoma	Effective 8/31/06, 18 years of age or up to the 20th birthday if the child is regularly enrolled and attending high school.
Oregon	18 years old and can continue to age 21 years old if enrolled in school half-time or more.
Pennsylvania	18 years of age and no longer in high school or emancipated.
Puerto Rico	21 years of age. A minor may be emancipated prior to reaching the age of majority by virtue of marriage, judicial decree (based on orphan or self-support status), or parental consent, if child is beyond 18 years old.
Rhode Island	18 years of age.
South Carolina	18 years of age.
South Dakota	18 or until 19 years of age, if full-time student in a secondary school.
Tennessee	18 years of age, unless child is still in high school; then in such cases emancipation occurs when child graduates from high school or when class child is in when he/she reaches 18 or graduates.
Texas	18 years of age.
Utah	18 years of age or has graduated from high school during the child's normal and expected year of graduation, which ever occurs later.
Vermont	18
Virgin Islands	Eighteen. Support may be continued up to age 22, if the child is enrolled and attending an accredited high school, college or university on a full time basis. Support may continue if child is disabled.
Virginia	Age of majority is 18.
Washington	18
West Virginia	18 years.
Wisconsin	18
Wyoming	18 years of age

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U.S. Department of Health
and Human Services
370 L'Enfant Promenade, S.W.
Washington, D.C. 20447

**support of Bill 503**

Tuesday, September 11, 2012 3:53 AM

From: "michelle dudkiewicz" <got_tootlezzdd@hotmail.com>**To:** jason@senatorpalacios.com

Hafa Adai Jason,

As per our many telephone conversations regarding child support laws, I am happy that a revision is finally being sought. I regret that I cannot attend the hearing on Wednesday September 12, due to I just started a new job. However, I would still want to have my say, as this Bill affects myself as well.

I have three children who were all born after July 31st. As the education law states, children who turn 5 years of age after July 31st must wait until the following school year to enter into public elementary school. This means that when these children turn 18 years of age, they will just be starting their senior year in high school. The current child support law states that child support will stop when the child turns 18 years of age. So we are sending a message to the child that we parents will not support them no more once they are considered an adult, so they will need to support themselves. I think that the education law and the current child support law are conflicting each other instead of complementing each other, as it should. If the education law is making it so the child is still in high school when they turn 18 years of age, then the child support law should cover the support of the child until that child has earned their high school diploma. Just because they turn 18 years of age doesn't mean that they will be self supporting, especially if they are still in school and working towards earning a diploma. We always stress how important education is, especially in this day in age when it is hard to even get a minimum wage job without a diploma or equivalent. I want my children to stay in school, concentrate on school, and graduate with decent grades. In order to do this, I must still support them while they are in high school. So if custodial parents still have to support their children when they are 18 years of age and still in school, then the absent parents should also be obligated to support their children. I first realize this during my own child support hearing last year in November. When the referee judge told my son's father that my son will be turning 18 years of age in 10 months anyways and child support will no longer be in effect, that concerned me. I started thinking that my son will just be starting his senior year in high school. Then I was like, wait a minute, he is still in school, high school to be exact, shouldn't he still be supported by his parents. So I called the child support office to inquire on this matter. I was told that the only ones who can change the laws are the senators. That's what prompted me to call Senator Palacios' office and I explained my situation to Jason, who informed me that they needed to discuss this with the Senator. I was informed by someone in the child support office that maybe Senator Taijeron was working on a bill to amend this child support law that I was concerned about. I know I've been constantly calling both offices to check if there was any progress on such a bill. I am grateful for all their patience with my constant nagging. I was very elated to finally hear, that indeed, they were able to come up with a bill that will be considered. I know I'm not the first to recognize this situation and it will not only affect me. This law will do good for a lot of people who are in my position. It's only right for the children to continue being supported so they can finish school. It is in their best interest to stay in school and graduate so they can have a shot at a decent future. We are, after all, looking out for the best interest of the children, right!!

Sincerely,

Michelle C. Dudkiewicz
P. O. Box 4508
Hagatna, Guam 96932



COMMITTEE ON RULES

I Mina'trentai Unu na Libeslaturan Guåhan • The 31st Guam Legislature

155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com

E-mail: roryforguam@gmail.com • Tel: (671)472-7679 • Fax: (671)472-3547

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Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

Senator
Judith P. Guthertz
VICE CHAIRPERSON
ASST. MAJORITY LEADER

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Senator
Thomas C. Ada

Senator
Adolpho B. Palacios, Sr.

Senator
vicente c. pangelinan

MINORITY MEMBERS:

Senator
Aline A. Yamashita
ASST. MINORITY LEADER

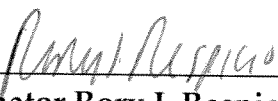
Senator
Christopher M. Duenas

Certification of Waiver of Fiscal Note Requirement

This is to certify that the Committee on Rules submitted to the Bureau of Budget and Management Research (BBMR) a request for a fiscal note, or applicable waiver, on **Bill No. 503-31 (COR) – "AN ACT TO ADD A NEW §34105.2 TO CHAPTER 34 OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE TERMINATION OF CHILD SUPPORT"** – on August 14, 2012. COR hereby certifies that BBMR confirmed receipt of this request on August 14, 2012.

COR further certifies that a response to this request was not received by 5:00 P.M. on September 4, 2012, the fourteenth day after the request was received by BBMR. **Therefore, pursuant to 2 GCA §9105, the requirement for a fiscal note, or waiver thereof, on Bill 503 to be included in the committee report on said bill, is hereby waived.**

Certified by:



Senator Rory J. Respicio
Committee on Rules Chair



Date



COMMITTEE ON RULES

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

2012 AUG 14 AM 11:26

Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

Senator
Judith P. Guthertz
VICE CHAIRPERSON
ASST. MAJORITY LEADER

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Senator
Christopher M. Duenas

August 14, 2012

VIA FACSIMILE
(671) 472-2825

John A. Rios
Director
Bureau of Budget & Management Research
P.O. Box 2950
Hagåtña, Guam 96910

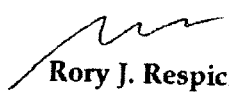
RE: Request for Fiscal Note -
Bill Nos. 502-31 (COR) through 505-31 (COR)

Hafa Adai Mr. Rios:

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

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

Very Truly Yours,


Rory J. Respicio

Attachments

Cc: Clerk of the Legislature

TX Result Report

P 1
08/14/2012 11:11
Serial No. A02E011003085
TC: 193488

Destination	Start Time	Time	Prints	Result	Note
BBMR	08-14 11:10	00:00:24	002/002	OK	

Note TX: Timer TX, POL: Polling, OPS: Original Size Setting, FME: Frame Erase TX,
MIX: Mixed Original TX, CALL: Manual TX, CSNC: CSNC, FWD: Forward, PC: PC-Fax,
BND: Double-Sided Binding Direction, SP: Special or Signal, FCODE: F-code, RTX: Re-TX,
BLV: Relay, MBX: Confidential, BUL: Bulletin, SIP: SIP Fax, IPADR: IP Address Fax,
I-FAX: Internet Fax

Result OK: Communication OK, S-OK: Stop Communication, PW-OFF: Power Switch OFF,
TEL: RX from TEL, NG: Other Error, Cont: Continue, No Ans: No Answer,
Refuse: Receipt Refused, Busy: Busy, M-Full: Memory Full,
LOVR: Receiving length Over, POVER: Receiving page Over, FIL: File Error,
DC: Decode Error, HDN: HDN Response Error, DSN: DSN Response Error.



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Senator
Christopher M. Ducas

August 14, 2012

VIA FACSIMILE
(671) 472-2825

John A. Rios
Director
Bureau of Budget & Management Research
P.O. Box 2950
Hagåtña, Guam 96910

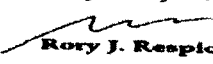
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Hafa Adai Mr. Rios:

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

Si Yu'os nu'äse' for your attention to this matter.

Very Truly Yours,


Rory J. Respicio

Attachments

Cc: Clerk of the Legislature

Rec'd by: Annalyn
Date: 8/14/12
Time: 11:22am

Bill Nos.	Sponsor	Title	Date Introduced	Date Referred	120 Day Deadline	Comtee Referred
502-31(COR)	R. J. Respicio, T. C. Ada, A. B. Palacios, J. P. Guthertz	AN ACT TO APPROPRIATE FIVE HUNDRED THOUSAND DOLLARS (\$500,000) FROM THE TOURIST ATTRACTION FUND FOR THE OPERATIONS OF THE TUMON PRECINCT AND TO FUND NEW POLICE POSITIONS	08/09/2012 3:42 p.m.	8/9/12		Committee on Municipal Affairs, Tourism, Housing and Recreation
503-31(COR)	Adolpho B. Palacios, Sr.	AN ACT TO ADD A NEW §34105.2 TO CHAPTER 34 OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE TERMINATION OF CHILD SUPPORT	8/10/12 9:37am	8/10/12		Committee on Public Safety, Law Enforcement and Judiciary
504-31(COR)	Adolpho B. Palacios, Sr.	AN ACT RELATIVE TO AUTHORIZING THE RE-ALLOCATION OF UNDISTRIBUTED COLLECTION FUNDS BY THE CHILD SUPPORT ENFORCEMENT DIVISION OF THE OFFICE OF THE ATTORNEY GENERAL, TO PROVIDE FOR THE CRITICAL SUPPORT NEEDED FOR CHILD SUPPORT ENFORCEMENT SERVICES; THROUGH AMENDING SECTION §34111 OF CHAPTER 34 OF TITLE 5, GUAM CODE ANNOTATED	8/10/12 9:37am	8/10/12		Committee on Public Safety, Law Enforcement and Judiciary
505-31(COR)	D. G. Rodriguez, Jr.	AN ACT TO ESTABLISH THE ADMINISTRATIVE RULES AND REGULATIONS GOVERNING THE GUAM PRESCRIPTION DRUG MONITORING PROGRAM OF THE DEPARTMENT OF PUBLIC HEALTH & SOCIAL SERVICES, UNDER A NEW ARTICLE 18 OF CHAPTER 4, DIVISION 1, TITLE 26, GUAM ADMINISTRATIVE RULES AND REGULATIONS, AND IN CONFORMANCE WITH §67.301(a) OF ARTICLE 3 [REGULATION OF MANUFACTURE, DISTRIBUTION AND DISPENSING OF CONTROLLED SUBSTANCES], CHAPTER 67,	8/10/12 11:26am	8/10/12		Committee on Health and Human Services, Senior Citizens, Economic Development and Election Reform



COMMITTEE ON RULES

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

Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

Senator
Judith P. Guthertz
VICE CHAIRPERSON
ASST. MAJORITY LEADER

**MAJORITY
MEMBERS:**

Speaker
Judith T. Won Pat

Vice Speaker
Benjamin J. F. Cruz

Senator
Tina Rose Muña Barnes
LEGISLATIVE SECRETARY
MAJORITY WHIP

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

Senator
Thomas C. Ada

Senator
Adolpho B. Palacios, Sr.

Senator
vicente c. pangelinan

**MINORITY
MEMBERS:**

Senator
Aline A. Yamashita
ASST. MINORITY LEADER

Senator
Christopher M. Duenas

August 10, 2012

MEMORANDUM

To: Pat Santos
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: Senator Rory J. Respicio
Majority Leader & Rules Chair

Subject: Referral of Bill Nos. 503-31 (COR) & 504-31 (COR)

As the Chairperson of the Committee on Rules, I am forwarding my referral of Bill Nos. 503-31 (COR) and 504-31 (COR).

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

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

Si Yu'os Ma'åse!

(2) Attachment

I Mina'Trentai Unu Na Liheslaturan Guahan
Bill Log Sheet

BILL NOS.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	120 DAY DEADLINE	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	STATUS
503-31 (COR)	Adolpho B. Palacios, Sr.	AN ACT TO ADD A NEW §34105.2 TO CHAPTER 34 OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE TERMINATION OF CHILD SUPPORT.	8/10/12 9:37am	8/10/2012		Committee on Public Safety, Law Enforcement and Judiciary			

Subject: First Notice of Public Hearing scheduled for Sept. 12, 2012

From: Adolpho B. Palacios, Sr. (senator@senatorpalacios.com)

To: phnotice@guamlegislature.org;

Cc: amier@mvguam.com; clynt@spbgum.com; dcrisost@guampdn.com; dmgeorge@guampdn.com; editor@mvguam.com; egthompson@guampdn.com; jason@kuam.com; jtyquiengco@spbgum.com; kstokish@gmail.com; kstone@ite.net; life@guampdn.com; mabuhaynews@yahoo.com; mindy@kuam.com; mpieper@guampdn.com; news@guampdn.com; news@spbgum.com; nick.delgado@kuam.com; officemanager@hitradio100.com; ricknauta@hitradio100.com; rlimtiaco@guampdn.com; sabrina@kuam.com; slimtiaco@guampdn.com; therese.hart.writer@gmail.com; zita@mvguam.com;

Date: Wednesday, September 5, 2012 8:26 AM

Hafa Adai! Please see attached First Notice of Public Hearing scheduled for 9:00 am, Wednesday, September 12, 2012 in the Legislature's Public Hearing Room. Thank you for your kind attention.

*Committee on Public Safety, Law Enforcement & Judiciary
Senator Adolpho B. Palacios, Sr., Chairman
155 Hesler Place, Hagåtña, Guam 96910
472-5047/5048
472-5022 (fax)*

Listserv: phnotice@guamlegislature.org

As of Oct. 25, 2012

aguon4guam@gmail.com
ahernandez@guamlegislature.org
alerta.jermaine@gmail.com
aline4families@gmail.com
aokada@guamlegislature.org
ashelton.senatordrodriguez@gmail.com
ataligba@gmail.com
baza.matthew@gmail.com
avillaverde@guamlegislature.org
bdydasco@yahoo.com
berlene@senatorpalacios.com
bruce.lloyd.media@gmail.com
candasofrank@gmail.com
charissatenorio@gmail.com
chechsantos@gmail.com
cheerfulcatunao@yahoo.com
cherbert.senatordrodriguez@gmail.com
cheryl.e@senatormabini.com
chris.budasi@guamlegislature.org
cipo@guamlegislature.org
clerks@guamlegislature.org
colleen@judiwonpat.com
cor@guamlegislature.org
cyrus@senatorada.org
desori623@hotmail.com
dmanyero5@hotmail.com
doc.wyttenbachsantos@gmail.com
duenasenator@gmail.com
edelynn1130@hotmail.com
edleonguerrero@gmail.com
edpocaigue@judiwonpat.com
edwardglee671@yahoo.com
elaine@tinamunabarnes.com
etajalle@guamlegislature.org
evelyn4families@gmail.com
faith.r@senatormabini.com
fbtorres@judiwonpat.com
floterlaje@gmail.com
frank.blasjr@gmail.com
gavin@tinamunabarnes.com
guamnativesun@yahoo.com
hottips@kuam.com
jamespcastro@gmail.com
jane@tinamunabarnes.com
jason@senatorpalacios.com
jblas@tinamunabarnes.com
jcamacho@senatorada.org
jean@tinamunabarnes.com
jennifer@senatorpalacios.com
jimespaldon@yahoo.com
jmesngon.senatordrodriguez@gmail.com
john.calvo@noaa.gov
jtenorio@guamcourts.org
judiguthertz@gmail.com
leonguerrero.angela@gmail.com
lou4families@gmail.com
louise_atalig@yahoo.com
m.salaila@yahoo.com
maryfejeran@gmail.com
marymaravilla19@gmail.com
mcarlson@guamlegislature.org
melvin.atoigue@yahoo.com
miracle.m@senatormabini.com
mis@guamlegislature.org
msuarez.senatordrodriguez@gmail.com
mtorres.senatordrodriguez@gmail.com
mvariety@pticom.com
ncruz.senatordrodriguez@gmail.com
news@guampdn.com
news@k57.com
nsantos@senatorada.org
office@senatorada.org
oliviampalacios@gmail.com
peterlg@gmail.com
phillipsguam@gmail.com
pris@senatorpalacios.com
qduenas_8@yahoo.com
regine@tinamunabarnes.com
rfteehan@yahoo.com
rob.tupaz@gmail.com
roryforguam@gmail.com
santos.duenas@gmail.com
sem@guamlegislature.org
senator@senatorbjcruz.com
senator@senatorpalacios.com
senator@tinamunabarnes.com
senatordrodriguez@gmail.com
senatormabini@senatormabini.com
senatormana@gmail.com
senatorsam@senatormabini.com
senatortonyada@guamlegislature.org
senbenp@guam.net
sgrarmes@guamlegislature.org
sitarose2@yahoo.com
sonedera-salas@guamlegislature.org
speaker@judiwonpat.com
tanya4families@gmail.com
tcastro@guam.net
telo.taitague@guam.gov
tinaokada@gmail.com
tom@senatorada.org
tterlaje@guam.net
uriah@tinamunabarnes.com
val.g@senatormabini.com
vinson.calvo@gmail.com
vkomiyama.senatordrodriguez@gmail.com
wilcastro671@gmail.com

Broadcast Report

P 1

09/04/2012 11:37

Serial No. A02E011003085

TC: 196777

Destination	Start Time	Time	Prints	Result	Note
PON	09-04 11:19	00:00:37	001/001	OK	
KUAM	09-04 11:21	00:00:44	001/001	OK	
PNC	09-04 11:22	00:00:22	001/001	OK	
K57	09-04 11:23	00:00:19	001/001	OK	
HIT RADIO 100	09-04 11:24	00:00:20	001/001	OK	
KSTO	09-04 11:24	00:00:43	001/001	OK	
GLIMPSES	09-04 11:26	00:00:20	001/001	OK	
AGO	09-04 11:27	00:00:22	001/001	OK	
KSTEREO/KISH	09-04 11:28	00:00:42	001/001	OK	
KPRG	09-04 11:30	00:00:27	001/001	OK	
Gov.	09-04 11:31	00:00:20	001/001	OK	
Court Admin	09-04 11:31	00:00:22	001/001	OK	
MV GUAM	09-04 11:35	00:00:19	001/001	OK	
GFD	09-04 11:35	00:00:56	000/001	No Ans	
JOY 92 FM	09-04 11:37	00:00:56	000/001	No Ans	

Note

TMR: Timer TX, POL: Polling, ORG: Original Size Setting, FME: Frame Erase TX,
 MIX: Mixed Original TX, CALL: Manual TX, CSRC: CSRC, FWD: Forward, PC: PC-Fax,
 BND: Double-Sided Binding Direction, SP: Special original, FCODE: F-code, RTX: Re-TX,
 RLV: Relay, MBX: Confidential, BUL: Bulletin, SIP: SIP Fax, IPADR: IP Address Fax,
 I-FAX: Internet Fax

Result OK: Communication OK, S-OK: Stop Communication, PW-OFF: Power Switch OFF,
 TEL: RX from TEL, NG: Other Error, Cont: Continue, No Ans: No Answer,
 Refuse: Receipt Refused, Busy: Busy, M-Full: Memory Full,
 LOVR: Receiving length Over, POVR: Receiving page Over, FIL: File Error,
 DC: Decode Error, MDN: MDN Response Error, DSN: DSN Response Error.



COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina' Trental Unu Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

FIRST NOTICE OF PUBLIC HEARING
 Wednesday, September 12, 2012

FOR IMMEDIATE RELEASE
 (Hagatña, Guam – September 4, 2012)

In accordance with the Open Government Law, Public Law No. 24-109, relative to notices for public meetings, please be advised that the Committee on Public Safety, Law Enforcement and Judiciary will be conducting a **Public Hearing beginning at 9:00 a.m., and a Status Briefing beginning at 11:00 a.m. on Wednesday, September 12, 2012, in I Liheslaturan Guåhan's Public Hearing Room in Hagatña, regarding the following:**

9:00 a.m.:

1. **Bill No. 503-31 (COR) - AN ACT TO ADD A NEW §34105.2 TO CHAPTER 34 OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE TERMINATION OF CHILD SUPPORT.** – sponsored by Senator Adolpho B. Palacios, Sr.
2. **Bill No. 504-31 (COR) - AN ACT RELATIVE TO AUTHORIZING THE REALLOCATION OF UNDISTRIBUTED COLLECTION FUNDS BY THE CHILD SUPPORT ENFORCEMENT DIVISION OF THE OFFICE OF THE ATTORNEY GENERAL, TO PROVIDE FOR THE CRITICAL SUPPORT NEEDED FOR CHILD SUPPORT ENFORCEMENT SERVICES; THROUGH AMENDING SECTION 34111 OF CHAPTER 34, TITLE 5, GUAM CODE ANNOTATED.** – sponsored by Senator Adolpho B. Palacios, Sr.

11:00 a.m.:

Status Briefing by the Guam Fire Department regarding the E-911 Program, including the procurement of a new computer system.

A copy of the aforementioned Bills may be obtained at *I Liheslaturan Guåhan's* website at www.guamlegislature.com. Testimonies should be addressed to Senator Adolpho B. Palacios, Sr., Chairperson, and will be accepted via hand delivery to our office, our mailbox at the main Legislature Building at 155 Hesler Place, Hagatña, Guam 96910, or via email to senator@senatorpalacios.com, or via facsimile to (671) 472-5022. Individuals requiring special accommodations or services, please contact Jennifer Dulla at (671) 472-5047/5048.



COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Miña Trentai Unu Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.

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Office/Mailing Address: 155 Hesler Place, Hagatna Guam 96910

Telephone No. (671) 472-5047/5048 • Fax No. (671) 472-5022 • Email: senator@senatorpalacios.com



SECOND NOTICE OF PUBLIC HEARING for Wednesday, September 12, 2012

Senator Adolpho B. Palacios, Sr. <senator@senatorpalacios.com>

Mon, Sep 10, 2012 at 8:27 AM

To: phnotice@guamlegislature.org

Bcc: jason@kuam.com, life@guampdn.com, mindy@kuam.com, news@guampdn.com, news@spbguam.com, phnotice@guamlegislature.org, sabrina@kuam.com, slimtiaco@guampdn.com, telo.taitague@guam.gov, "amier@mvguam.com" <amier@mvguam.com>, "clynt@spbguam.com" <clynt@spbguam.com>, "dcristost@guampdn.com" <dcristost@guampdn.com>, "dmgeorge@guampdn.com" <dmgeorge@guampdn.com>, "editor@mvguam.com" <editor@mvguam.com>, "jtyquiengco@spbguam.com" <jtyquiengco@spbguam.com>, "kstkish@gmail.com" <kstkish@gmail.com>, "mabuhaynews@yahoo.com" <mabuhaynews@yahoo.com>, "mpieper@guampdn.com" <mpieper@guampdn.com>, "nick.delgado@kuam.com" <nick.delgado@kuam.com>, "officemanager@hitradio100.com" <officemanager@hitradio100.com>, "ricknauta@hitradio100.com" <ricknauta@hitradio100.com>, "rlimtiaco@guampdn.com" <rlimtiaco@guampdn.com>, "therese.hart.writer@gmail.com" <therese.hart.writer@gmail.com>, "zita@mvguam.com" <zita@mvguam.com>, Adolpho Palacios <senator@senatorpalacios.com>, Ben Degayo <ben@senatorpalacios.com>, Berlene Taitano <berlene@senatorpalacios.com>, James Lujan <james@senatorpalacios.com>, Jason Tedtaotao <jason@senatorpalacios.com>, Jennifer Louise Dulla <jennifer@senatorpalacios.com>, Priscilla Cruz <pris@senatorpalacios.com>

SECOND NOTICE OF PUBLIC HEARING

Wednesday, September 12, 2012

FOR IMMEDIATE RELEASE

(Hagåtña, Guam – September 10, 2012)

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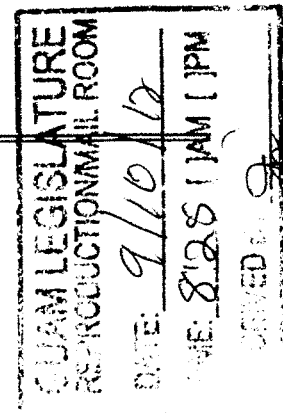
—
Committee on Public Safety, Law Enforcement & Judiciary
Senator Adolpho B. Palacios, Sr., Chairman
155 Hesler Place, Hagåtña, Guam 96910
477-5047/5048
477-5022 (fax)

 **09102012 2ND NOTICE PH.pdf**
459K



COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina Trentai Unu Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman



SECOND NOTICE OF PUBLIC HEARING
Wednesday, September 12, 2012

FOR IMMEDIATE RELEASE
(Hagatna, Guam – September 10, 2012)

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SECOND NOTICE OF PUBLIC HEARING for Wednesday, September 12, 2012

Senator Adolpho B. Palacios, Sr. <senator@senatorpalacios.com>

Mon, Sep 10, 2012 at 9:19 AM

To: "Leonardo Rapadas (OAG)" <lradas@guamag.org>, "Phil Tydingco, Deputy Attorney General"

<ptydingco@guamag.org>, "Perry C. Taitano" <ptaitano@mail.justice.gov.gu>, GFD Fire Chief Joey San Nicolas <joey.sannicolas@gfd.guam.gov>

Cc: Zerlyn Palomo <zpalomo@guamag.org>, Joshua Tenorio <jtenorio@guamcourts.org>, "Joanna S. McDonald" <jmcdonald@guamsupremecourt.com>, Kathleen Leon Guerrero <kathleen.leonguerrero@gfd.guam.gov>, edward.artero@gfd.guam.gov

SECOND NOTICE OF PUBLIC HEARING

Wednesday, September 12, 2012

FOR IMMEDIATE RELEASE

(Hagatna, Guam – September 10, 2012)

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--

Committee on Public Safety, Law Enforcement & Judiciary

Senator Adolpho B. Palacios, Sr., Chairman
155 Hesler Place, Hagåtña, Guam 96910
477-5047/5048
477-5022 (fax)



09102012 2ND NOTICE PH.pdf

459K

Broadcast Report

P 1
09/10/2012 08:19
Serial No. A02E011003085
TC: 197539

Destination	Start Time	Time	Prints	Result	Note
PON	09-10 08:05	00:00:38	001/001	OK	
MV GUAM	09-10 08:06	00:00:19	001/001	OK	
KUAM	09-10 08:06	00:00:27	001/001	OK	
PNC	09-10 08:07	00:00:22	001/001	OK	
K57	09-10 08:08	00:00:19	001/001	OK	
HIT RADIO 100	09-10 08:08	00:00:20	001/001	OK	
KSTO	09-10 08:09	00:00:43	001/001	OK	
GLIMPSES	09-10 08:10	00:00:20	001/001	OK	
MARIANAS VARIETY	09-10 08:11	00:00:18	001/001	OK	
KSTEREO/KISH	09-10 08:11	00:00:43	001/001	OK	
JOY 92 FM	09-10 08:12	00:00:24	001/001	OK	
KPRG	09-10 08:13	00:00:19	001/001	OK	
GUAM BROADCASTING SE	09-10 08:18	00:00:56	000/001	No Ans	

Note TMR: Timer TX, POL: Polling, ORG: Original Size Setting, FME: Frame Erase TX,
MIX: Mixed Original TX, CALL: Manual TX, CSRC: CSRC, FWD: Forward, PC: PC-Fax,
BND: Double-Sided Binding Direction, SP: Special original, FCODE: F-code, RTX: Re-TX,
RLY: Relay, MXT: Confidential, BUL: Bulletin, SIP: SIP Fax, IPADR: IP Address Fax,
I-FAX: Internet Fax

Result OK: Communication OK, S-OK: Stop Communication, PW-OFF: Power Switch OFF,
TEL: RX from TEL, NG: Other Error, Cont: Continue, No Ans: No Answer,
Refuse: Receipt Refused, Busy: Busy, M-Full: Memory Full,
LOVR: Receiving length Over, POVER: Receiving page Over, FIL: File Error,
DC: Decode Error, MDN: MDN Response Error, DSN: DSN Response Error.



COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina Trentai Unu Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

SECOND NOTICE OF PUBLIC HEARING
Wednesday, September 12, 2012

FOR IMMEDIATE RELEASE
(Hagatna, Guam – September 10, 2012)

In accordance with the Open Government Law, Public Law No. 24-109, relative to notices for public meetings, please be advised that the Committee on Public Safety, Law Enforcement and Judiciary will be conducting a Public Hearing beginning at 9:00 a.m., and a Status Briefing beginning at 11:00 a.m. on Wednesday, September 12, 2012, in *I Liheslaturan Guåhan's* Public Hearing Room in Hagatna, regarding the following:

9:00 a.m.:

1. **Bill No. 503-31 (COR) - AN ACT TO ADD A NEW §34105.2 TO CHAPTER 34 OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE TERMINATION OF CHILD SUPPORT.** – sponsored by Senator Adolpho B. Palacios, Sr.
2. **Bill No. 504-31 (COR) - AN ACT RELATIVE TO AUTHORIZING THE REALLOCATION OF UNDISTRIBUTED COLLECTION FUNDS BY THE CHILD SUPPORT ENFORCEMENT DIVISION OF THE OFFICE OF THE ATTORNEY GENERAL, TO PROVIDE FOR THE CRITICAL SUPPORT NEEDED FOR CHILD SUPPORT ENFORCEMENT SERVICES; THROUGH AMENDING SECTION 34111 OF CHAPTER 34, TITLE 5, GUAM CODE ANNOTATED.** – sponsored by Senator Adolpho B. Palacios, Sr.

11:00 a.m.:

Status Briefing by the Guam Fire Department regarding the E-911 Program, including the procurement of a new computer system.

A copy of the aforementioned Bills may be obtained at *I Liheslaturan Guåhan's* website at www.guamlegislature.com. Testimonies should be addressed to Senator Adolpho B. Palacios, Sr., Chairperson, and will be accepted via hand delivery to our office, our mailbox at the main Legislature Building at 155 Hesler Place, Hagatna, Guam 96910, or via email to senator@senatorpalacios.com, or via facsimile to (671) 472-5022. Individuals requiring special accommodations or services, please contact Jennifer Dulla at (671) 472-5047/5048.



COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY

I Mina'Trentai Uno Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.

Chairman

PUBLIC HEARING

WEDNESDAY, SEPTEMBER 12, 2012

I Liheslaturan Guåhan's Public Hearing Room, Hagatña

AGENDA

- I. Call to Order**
- II. Opening Remarks/Announcements**
- III. Items for Discussion:**

9:00 a.m.:

- 1. **Bill No. 503-31 (COR) - AN ACT TO ADD A NEW §34105.2 TO CHAPTER 34 OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE TERMINATION OF CHILD SUPPORT.** – sponsored by Senator Adolpho B. Palacios, Sr.
- 2. **Bill No. 504-31 (COR) - AN ACT RELATIVE TO AUTHORIZING THE REALLOCATION OF UNDISTRIBUTED COLLECTION FUNDS BY THE CHILD SUPPORT ENFORCEMENT DIVISION OF THE OFFICE OF THE ATTORNEY GENERAL, TO PROVIDE FOR THE CRITICAL SUPPORT NEEDED FOR CHILD SUPPORT ENFORCEMENT SERVICES; THROUGH AMENDING SECTION 34111 OF CHAPTER 34, TITLE 5, GUAM CODE ANNOTATED.** – sponsored by Senator Adolpho B. Palacios, Sr.

- IV. Closing remarks.**
- V. Adjournment.**

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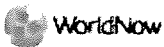
Bills aide island child support

Posted: Aug 13, 2012 1:28 PM

Updated: Aug 13, 2012 1:28 PM

by [Sabrina Salas Matanane](#)

Guam - As August has been declared Child Support Enforcement Month, Bill 503 has been introduced. The legislation would extend child support past the age of 18. According to the measure a child would still receive child support up until 19 years of age. Also introduced is Bill 504, which would authorize unclaimed and undistributed child support payments to be reallocated to the Attorney General's Child Support Enforcement Division to update and enhance its vital services including the procurement and maintenance of a new child support computer system. Currently an estimated \$5 million worth of undistributed child support checks remain in an interest bearing bank account.



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Thirty-First
Guam Legislature

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Senator Thomas C. Ada
Vice Chairman

Speaker Judith T. Won Pat, Ph.D.
Member

Senator Tina R. Muña-Barnes
Member

Senator Judith P. Gutbertz, DPA
Member

Senator Rory J. Respicio
Member

Senator Dennis G. Rodriguez, Jr.
Member

Senator V. Anthony Ada
Member

Senator Christopher M. Duenas
Member

Senator Mana Silva-Tajeron
Member

Senator Aline A. Yamashita, Ph.D.
Member

*Other Committee
Membership:*

Vice Chairman, Committee on
Utilities, Transportation, Public
Works and Veterans Affairs

Vice Chairman, Committee on
Health and Human Services,
Senior Citizens, Economic
Development and Election
Reform

Member, Committee on
Education and Public Libraries

Member, Committee on Rules,
Federal, Foreign & Micronesian
Affairs and Human & Natural
Resources

Member, Committee on Guam
Military Buildup and Homeland
Security

Member, Committee on
Municipal Affairs, Tourism,
Housing and Recreation

COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY

I Mina Trentai Uno Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.

Chairman

September 4, 2012

Mr. Perry C. Taitano
Administrator of the Courts
Unified Courts of Guam
120 W. O'Brien Drive
Hagåtña, Guam 96910

RE: **Public Hearing**
Wednesday, September 12, 2012 at 9:00 a.m.

Dear Mr. Taitano:

Buenas yan Hafa Adai! The Committee on Public Safety, Law Enforcement and Judiciary has scheduled a public hearing on Wednesday, September 12, 2012 beginning at 9:00 a.m. in the Legislative Public Hearing Room of the Guam Legislature. Included on the agenda are the following bills which concern the Unified Courts of Guam:

- **Bill No. 503-31 (COR)** - AN ACT TO ADD A NEW §34105.2 TO CHAPTER 34 OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE TERMINATION OF CHILD SUPPORT. – sponsored by Senator Adolpho B. Palacios, Sr.
- **Bill No. 504-31 (COR)** - AN ACT RELATIVE TO AUTHORIZING THE REALLOCATION OF UNDISTRIBUTED COLLECTION FUNDS BY THE CHILD SUPPORT ENFORCEMENT DIVISION OF THE OFFICE OF THE ATTORNEY GENERAL, TO PROVIDE FOR THE CRITICAL SUPPORT NEEDED FOR CHILD SUPPORT ENFORCEMENT SERVICES; THROUGH AMENDING SECTION 34111 OF CHAPTER 34, TITLE 5, GUAM CODE ANNOTATED. – sponsored by Senator Adolpho B. Palacios, Sr.

Your attendance in this public hearing would be very helpful. If you are unable to attend, a written comment would be appreciated. Please contact me or my office for further information or concerns.

Sincerely,


ADOLPHO B. PALACIOS, SR., MPA, BS/CJA
Chairman

Office/Mailing Address: 155 Hesler Place, Hagåtña, Guam 96910

Telephone No. (671) 472-5047/5048 • Fax No. (671) 472-5022

Email: senator@senatorpalacios.com • Website: www.senatorpalacios.com



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Senior Citizens, Economic
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Member, Committee on Rules,
Federal, Foreign & Micronesian
Affairs and Human & Natural
Resources

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Military Buildup and Homeland
Security

Member, Committee on
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Housing and Recreation

COMMITTEE ON PUBLIC SAFETY, LAW ENFORCEMENT & JUDICIARY
I Mina'Trentai Uno Na Liheslaturan Guåhan

SENATOR ADOLPHO B. PALACIOS, SR.
Chairman

September 4, 2012

Mr. Leonardo Rapadas
Attorney General
Office of the Attorney General of Guam
287 W. O'Brien Drive
Hagåtña, Guam 96910

RE: **Public Hearing**
Wednesday, September 12, 2012 at 9:00 a.m.

Dear Attorney General Rapadas:

Buenas yan Hafa Adai! The Committee on Public Safety, Law Enforcement and Judiciary has scheduled a public hearing on Wednesday, September 12, 2012 beginning at 9:00 a.m. in the Legislative Public Hearing Room of the Guam Legislature. Included on the agenda are the following bills which concern the Office of the Attorney General:

- **Bill No. 503-31 (COR)** - AN ACT TO ADD A NEW §34105.2 TO CHAPTER 34 OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO THE TERMINATION OF CHILD SUPPORT. – sponsored by Senator Adolpho B. Palacios, Sr.
- **Bill No. 504-31 (COR)** - AN ACT RELATIVE TO AUTHORIZING THE REALLOCATION OF UNDISTRIBUTED COLLECTION FUNDS BY THE CHILD SUPPORT ENFORCEMENT DIVISION OF THE OFFICE OF THE ATTORNEY GENERAL, TO PROVIDE FOR THE CRITICAL SUPPORT NEEDED FOR CHILD SUPPORT ENFORCEMENT SERVICES; THROUGH AMENDING SECTION 34111 OF CHAPTER 34, TITLE 5, GUAM CODE ANNOTATED. – sponsored by Senator Adolpho B. Palacios, Sr.

Your attendance in this public hearing would be very helpful. If you are unable to attend, a written comment would be appreciated. Please contact me or my office for further information or concerns.

Sincerely,


ADOLPHO B. PALACIOS, SR., MPA, BS/CJA
Chairman

I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN
2012 (SECOND) Regular Session

64
2012 AUG 10 AM 9:37

Bill No. 503-31 (Cor)

Introduced by:

Adolpho B. Palacios, Sr. 

**AN ACT TO ADD A NEW §34105.2 TO CHAPTER 34
OF TITLE 5, GUAM CODE ANNOTATED,
RELATIVE TO THE TERMINATION OF CHILD
SUPPORT.**

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan*
3 *Guåhan* finds that under current Guam law, the obligation to child
4 support ends when the child marries, becomes emancipated or
5 reaches the age of majority, which is eighteen (18) years old. Forty-
6 three (43) of the states allow for an extension of obligations for the
7 completion of high school, although often a timeline is imposed,
8 usually reaching nineteen (19) years of age.

9 *I Liheslaturan Guåhan* finds that in relatively advanced
10 economies, like the United States and Guam, the potential livelihoods
11 of workers are deeply affected by educational attainments, like
12 graduating from high school, earning a GED, completing a vocational
13 internship or attending a post-secondary institution.

1 *I Liheslaturan Guåhan* further finds that given the large impact
2 that education has upon young workers, the termination of child
3 support before the child has graduated or received an equivalent
4 attainment could have serious ramifications to the life of the child.
5 Thus it is clearly in the best interest of the custodial parent and child
6 receiving support that the child continue to receive support in the
7 event that the child is still attending high school or an equivalent
8 program for up to another year.

9 Therefore, it is the intent of *I Liheslaturan Guåhan* to require that
10 child support be provided until the latter of reaching the age of
11 majority or graduating from high school or equivalent, but not to
12 exceed nineteen (19) years of age, by adding a *new* §34105.2 to
13 Chapter 34 of Title 5 of the Guam Code Annotated.

14 **Section 2. Termination of Child Support.** A *new* §34105.2 is
15 hereby added to Chapter 34 of Title 5, Guam Code Annotated, to
16 read:

17 **“§34105.2. Termination of Child Support.**

18 (a) An order of current child support entered by a Court
19 or tribunal shall terminate by operation of law when the child
20 on whose behalf the support is owed marries, becomes
21 emancipated, or the latter of reaching the age of majority or
22 graduating from high school or equivalent, but not to exceed
23 nineteen (19) years of age.

1 (b) An order of current child support entered by a Court
2 or tribunal shall terminate if custody of all children who are the
3 subject of said order is transferred to the obligated parent
4 pursuant to an order of a court of competent jurisdiction or the
5 written voluntary agreement of the parents.

6 (c) Notwithstanding subsections (a) and (b) of this
7 Section, the obligation for payment of arrears or past due
8 support shall terminate by operation of law when all arrears or
9 past due support have been paid."

10 **Section 3. Effective Date.** This Act shall take effect upon
11 enactment and apply prospectively.

12 **Section 4. Severability.** If any provision of this Act or its
13 application to any person or circumstance is found to be invalid or
14 contrary to law, such invalidity shall not affect other provisions or
15 applications of this Act which can be given effect without the invalid
16 provisions or application, and to this end the provisions of this Act
17 are severable.