

I Mina'Trentai Dos Na Liheslaturan Guahan
Bill Log Sheet

| BILL NO. | SPONSOR | TITLE | DATE INTRODUCED | DATE REFERRED | CMTE REFERRED | PUBLIC HEARING DATE | DATE COMMITTEE REPORT FILED | FISCAL NOTES |
|---------------------|--------------------|---|------------------------|---------------|---|---------------------|-----------------------------|--------------|
| 242-32 (COR) | Brant T. McCreddie | AN ACT TO AMEND §28.65 OF CHAPTER 28, TITLE 9, GUAM CODE ANNOTATED, RELATIVE TO THE CRIME OF INDECENT EXPOSURE. | 12/17/13 10:24 a.m. | 12/17/13 | Committee on the Guam U. S. Military Relocation, Homeland Security, Veterans's Affairs, and Judiciary | | | |



COMMITTEE ON RULES

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December 17, 2013

MEMORANDUM

To: Rennae Meno
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: Senator Rory J. Respicio 
Chairperson of the Committee on Rules

Subject: Referral of Bill No. 242-32(COR)

As the Acting Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 242-32(COR)**.

Please ensure that the subject bill is 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 Dos na Liheslaturan Guåhan*.

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

Si Yu'os Ma'åse!

Attachment

MINA' TRENTAI DOS NA LIHESLATURAN GUÅHAN
2013 (FIRST) Regular Session

Bill No. 242-32CCOR)

Introduced by:

Brant T. McCreddie

2013 DEC 17 AM 10:24

**AN ACT TO AMEND §28.65 OF CHAPTER 28, TITLE
9, GUAM CODE ANNOTATED, RELATIVE TO THE
CRIME OF INDECENT EXPOSURE.**

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds that
3 the crime of indecent exposure is currently classified as a petty misdemeanor in
4 Guam's criminal code. Because of this, the Guam Police Department has had
5 difficulty in arresting individuals who have been accused of committing indecent
6 exposure. In order to ensure that those accused of indecent exposure are properly
7 arrested, it is necessary to increase the penalty for the offense. Therefore, it is the
8 intent of *I Liheslaturan Guåhan* to increase the penalty for indecent exposure by
9 amending §28.65 of Chapter 28, Title 9 Guam Code Annotated.

10 **Section 2.** §28.65 of Chapter 28, Title 9 Guam Code Annotated, is hereby
11 *amended* to read:

12 **"§ 28.65. Indecent Exposure; Defined & Punished.**

13 A person commits ~~a petty misdemeanor~~ the crime of indecent exposure if
14 he or she exposes ~~his~~ their genitals or performs any other lewd act under
15 circumstances in which ~~his~~ their conduct is likely to be observed by any person
16 who would be offended or alarmed.

17 Except as provided below, indecent exposure is a misdemeanor.
18 Indecent exposure is a felony in the third degree if:

1 1) a person exposes their genitals or performs any other lewd act to
2 a person under the age of sixteen (16) years; or
3 2) a person exposes their genitals or performs any other lewd act
4 for the purpose of sexual gratification; or
5 3) a person has previously been convicted under this section; or
6 4) a person has been convicted of any other sex offense as defined
7 in a provision of the Guam Code Annotated.”

8 **Section 3. Effective Date.** This Act shall be effective upon enactment.

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