

*I Mina'Trentai Dos Na Liheslaturan Received*  
**Bill Log Sheet**

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
<b>301-32 (COR)</b>	Brant T. McCreadie	AN ACT TO AMEND § 52.30 OF CHAPTER 52 TITLE 9 GUAM CODE ANNOTATED RELATIVE TO THE CRIME OF UNSWORN FALSIFICATION.	3/31/14 9:48 a.m.	03/31/04	Committee on the Guam U. S. Military Relocation, Homeland Security, Veteran's Affairs, and Judiciary			



## COMMITTEE ON RULES

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Senator  
Rory J. Respicio  
CHAIRPERSON  
MAJORITY LEADER

March 31, 2014

Senator  
Thomas C. Ada  
VICE CHAIRPERSON  
ASSISTANT MAJORITY LEADER

### MEMORANDUM

Senator  
Vicente (Ben) C. Pangelinan  
Member

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

**Attorney Therese M. Terlaje**  
*Legislative Legal Counsel*

Speaker  
Judith T.P. Won Pat, Ed.D.  
Member

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

Senator  
Dennis G. Rodriguez, Jr.  
Member

**Subject: Referral of Bill No. 301-32(COR)**

Vice-Speaker  
Benjamin J.F. Cruz  
Member

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 301-32(COR)**.

Legislative Secretary  
Tina Rose Muña Barnes  
Member

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*.

Senator  
Frank Blas Aguon, Jr.  
Member

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

Senator  
Michael F.Q. San Nicolas  
Member

*Si Yu'os Ma'åse!*

Senator  
V. Anthony Ada  
Member  
MINORITY LEADER

Attachment

Senator  
Aline Yamashita  
Member

**MINA' TRENTAI DOS NA LIHESLATURAN GUÅHAN**  
**2014 (SECOND) Regular Session**

**Bill No.** 301-32(0612)

Introduced by:

Brant T. McCreadie 

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**AN ACT TO AMEND § 52.30 OF CHAPTER 52 TITLE  
9 GUAM CODE ANNOTATED RELATIVE TO THE  
CRIME OF UNSWORN FALSIFICATION.**

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

**Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds that Police officers, Customs officers and a whole range of other public servants rely on interviews and verbal questioning to obtain needed information in the performance of their official duties. However, it is an inevitable reality that government officials discover that persons knowingly mislead public servants in the course of an interview or interrogation. As it stands under current Guam law however, the crime of Unsworn Falsification does not include a provision for a person who verbally misleads a public servant while performing official duties. By adding a provision that sets a punishment for verbal Unsworn Falsifications, Guam peace officers will have the ability to arrest those who verbally mislead them with the intent of committing an action against the welfare of the people of Guam.

Therefore, it is the intent of *I Liheslaturan Guåhan* to add a provision to establish a penalty for individuals who make verbal Unsworn Falsifications by amending § 52.30 of Chapter 52, Title 9 Guam Code Annotated.

**Section 2.** § 52.30 of Chapter 52, Title 9 Guam Code Annotated is hereby *amended* to read:

1                   **“§ 52.30. Unsworn Falsifications; Defined & Punished.**

2                   A person is guilty of a misdemeanor if, with intent to mislead a public  
3                   servant in performing his official function, he makes, submits or uses:

4                   (a) any written false statement of his own which he does not then believe  
5                   to be true; ~~or~~

6                   **(b) any verbally provided false statement of his own which he does not**  
7                   **then believe to be true; or**

8                   ~~(b)~~ (c) any physical object, exhibit, writing or drawing which he knows to  
9                   be either false or not what it purports to be in the circumstances in which it is  
10                  made, submitted or used.”

11                  **Section 3. Effective Date.** This act shall be effective immediately upon  
12                  enactment.

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